Apollo Club Scores Great Success in First Concert of Season

A capacity audience greeted this Apollo club at its first concert of this club were sung with such finish that Salem audiences have learned from numbers for special mention. previous seasons that they will not

NEW SHOW TODAY VIOLA DANA "SATAN JUNIOR"

A Story of a Lovable Little Devil



Thursday "ONE WEEK **OF** LIFE"

WITH

PAULINE FREDERICK And

CORINNE BARKER Former Salem Girl

pared to do so for less.

Our Grocery Specials

Cooking Oil, Gallon\$2.20

No. 6 Crisco.....\$2.20

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Swift's Best Lard in bulk, per pound 30c

Men's Furnishings Specials

Flannel Shirts.....\$1.39

Did you get one of our 1920 calendars? Get

the Apollo club concert, and the one and "A Little Bit of Heaven," last night under the direction of ful one given by the club in the bers, which were very well received three years of its existence.

Augmenting and adding splendid and characteristic effect to a number of the club's selections was an orchestra of nine pieces. In "Land Sighting" by Edward Grieg the work of the orchestra was especially meritorious.

All of the numbers given by the season last night at the armory, it is difficult to pick out individual

Appearing with the club was John Hand, the new American tenor, who has been described as "the season's find." He fully satisfied expectations, and his full rich voice and the sympathetic rendering of his numbers completely won the hearts of his audience. Mr. Hand has a powerful voice of pleasing quality, and a range that places within his reach anything written for the high male voice. Included in Mr. Hand's program were two operatic gems, "Ceilo e Mar" from "La Gioconda" and

"Vesti La Guibba" from "l'Pagliacci.' The numbers were so enthusiastically received that Mr. Hand was compelled to respond to several encores, among which were "Mother

Sick 17 Years Relieved By

Taking No. 40 For The Blood "For 17 years I was troubled with dropsy and bad blood. I took every kind of medicine that was recommended to me without benefit until got a bottle of Number 40 and it helped me so much that I sent and got two more bottles and since tak- picing crime. ing the second bottle. I am feeling fine. I wish to recommend No. 40 to any one needing a blood medicine as I believe it is as good as recommended. Mrs. Jane Goodwin. Gideon, Mo." Number 40 is demanded in depraved conditions of the system, especially of the blood and general health. In chronic enlargement of the spleen or liver. In chronic malarial poisoning. Removes the causes of disease by stimulating the removal of waste thus encouraging nutrition. Employed by proxy. with success in blood poisoning. chronic rheumatism, catarrh, eczema and skin diseases. Made by J. C. Mendenhall. Evansville, Ind. 40 ring \$2,000,000 bond issue for port years a druggist. Sold by Perry to vote of people.

MID-WEEK

SPECIALS!

To encourage shoppers to make their week-end purchases on Wednesday and

Thursday and thereby avoid the rush on Saturday. We make special attractive

prices in every department. Check your needs and let us fill them. We are pre-

be disappointed when they attend Machree." "Irish Eyes are Smiling." Mr. Jensen, the accompanist with John W. Todd was the most success- Mr. Hand, gave several piano num-

> by the audience. Special credit for the success of the concert is due to John W. Todd the conductor, to Miss Dorothy Pearce, the accompanist, to Miss Evelyn Delong at the organ, and to the members of the orchestra who so ably supported the club. The program follows:

Star Spangled Banner

Audience and Apollo Club The Roll Call Edward Browne Song at Dusk ... Anice Terhune (a) Ceilo e Mar (La Giocon-

(b) Vesti La Giubba (IP'agliacci) Leoncavallo Mr. Hand

De Corpah Moon Harry Rowe Shelley Land Sighting Edward Grieg Intermission

6. Chorus of Returning Pilgrims R. Wagner Waltz E. Major Moskowsky Mr. Jensen

Hush-a-bye Ma Baby Frederic K. Logan (a) The Errand of the Rose ... Ferdinand Dunkley (b) Star of Gold . . Mana-Zuce:

Mr. Hand 10 Estudiantina Dr. S. Austin Pierce America Audience and Apollo Club

(c) The Heart Call, Vanderpool

BILLS IN LEGISLATURE

Senate S. B. 12, by Eberhard-Prohibiting exhibition of motion pictures de-

S. B. 13, by Nicholsen-Regulating salary of county surveyors. S. B. 14, by Hurley-Kegulating herding of live stock by non-rest-

S. B. 15, by Lachmund-Prohibiting payment of royalties on patented S. B. 16, by Pierce and Orton-

Providing for state income tax to be devoted to road purposes. S. B. 17, by Lachmund-Authorizing majority of members present of corporation to represent stockholders

S. B. 18, by Norblad-Authorizing Port of Astoria to levy \$100,000 assessment form naval base and refer-

S. B. 19. by Nicholsen-Making it

'Millionaire Draft Dodger" Caught After Two Years. Governors Island



After evading the military authorities for two years and constantly fact that there will be a regular bishielded by his rich mother, Grover Cleveland Bergdoll, charged with desertion from the army was captured in Philadelphia. His mother, widow of a wealthy brewer threatened the authorities with a revolver when they broke into her home to take her son to prison. This picture shows Bergdoll boarding the boat which took him to Governors Island where he has a cell nex' to "Hard Boiled" Smith.

-Leishman Telegraphed Picture Service.

from any jail or penal institution. | hours of closing the same.

S. B. 20, by Thomas, Creating the salary of county officers of Maistate board of fish and game com- heur county.

state board of game commissioners mission and providing for the elec-S. B. 22, by Howell—To amend tion therof by legislature, an act relating to the release of H. B. 32, by Burdick—Increasing

S. B. 23, by Union county delegation-Relating to the salaries of Un- to the payment and5 the rate of in-

ion county officials. S. B. 24. by Eddy-Relating to navigable or public waters and de-

H. B. 18, by Horne-Relating to he collection of fees due the state of ing the catching of salmon. Oregon from inspections of factories.

mills and workshops by the labor H. B. 19, by Horne-Fixing salares of deputy labor commissioners. H. B. 20, by Edwards-Giving authority to the state for the construc- to regulate the same. tion of a bridge across the Nestucca

H. B. 21, by Burnaugh-Creating highway engineer. the twenty-first judicial district and providing for the appointment of a

H. B. 22, by Sheldon, Sidler, Westerlund and Gore- Prohibiting the for special election on May 21, 1920. use of seines and set nets in the waters of the Rogue river and its tribu-

and industries—Relating to the state industrial accident commission and Giving state fish and game commisthe provision of safe employment and safety standards by the same. H. B. 24, by Coffey-Repealing the

hide inspection law of 1919. H. B. 25, by McFarland Requiring any firm, association, company therefor, or corporation to obtain a license to

office in the state H. B. 26, by McFarland-Relating to the defrayment of expenses maintaining insane persons

expenses allowed district scaler of highway funds. weights and measures from \$850 to to \$125 per month

H. B. 28, by Thrift-Providing for heeradicating of bovine, tuberculosis and other diseases of livestock and perintendent of of Clackamas county creating theo ffice of county meat and herd inspector for Coos county and fixing his compensation and defining his duties.

H. B. 29, by Coffey-Defining a

Nobody Can Tell When You Darker Gray, Faded Hair With Sage Tea

Grandmother kept her hair benu-

ifully darkened, glossy and attracive with a brew of Sage Tea and pointment by the governor, Sulphur. Whenever her hair took applied with wonderful effect. asking at any drug store for "Wyeth's Sage and Sulphur Compound." dition of other ingredi > -. all ready | Chadwick vs. Earhart to use, at very little cost. This simple mixture can be depended upon restore natural color and beauty

another application or two, it is rebut for a full four-year period, from Help your hair grow long, thick and stored to its natural color and looks January, 1921, to January, 1925." strong and become soft, glossy and glossy, soft and beautiful. "While the line of succession re-abundant.

a crime to escape or aid in escaping public dance hall, regulating the H. B. 30, by Gallagher-Increasing

H B 21, by joint fisheries com-S. B. 21, by Thomas-Creating mittee-Creating fish and game com-

sureties on bonds and other under- the salary of the district attorney of Deschutes county H. B. 33, by Burnaugh-Relating

> terest H. B. 34, by Mrs. Thompson-Levying an annual tax of two mills for public elementary schools and

providing for the disbursement there-

H. B. 35, by McFarland-Regulat H. B. 36, by Mrs. Thompson-Regulating the age for the commis-

sion of feeble minded. H. B. 37, by Mrs. Thompson-Giving county courts authority to grant public dance hall licenses and

H. B. 3j, by Smith of Multnomah Regulating thes alary of the state

H. B. 39, by Burdick-Establish ing a count fair for Deschutes coun-H. B. 40, by Stewart-Providing

H. B. 41, by game committee-Providing imprisonment as punishment for killing mountain sheep H. B. 23. by committee on labor goats, elk, moose and carabou,

> sion authority to purchase land for game farms. H. B. 43, by roads and highway committee-Regulating sale of gaso-

line and providing a lawful standard H. B. 41, by Burdick-Creating of

practice dentistry before operating an lice of state biologist, providing for his appointment by the governor and fixing his salary at \$2000 per annum. H. B. 45, by Hare-Prohibiting the payment of royalties on patent H. B. 27, by Burdick - Increasing or copyright pavement from state

H. B. 46, by Scheubel-Authoriz-\$1150 per year and salary from \$100 ing highway commission to purchase and operate paving plants. H. B. 47, by Clackamas county delegation. Fixing salary of county su-

at \$1800 per annum.

OLCOTT IS GOVERNOR

lovernor With combe; and every oter who east his vote for Mr. Ofnit as secretary of state legally that upon the death of Gover or Withy combe the fluties of his of would devolve upon the secre-

.There is no such provision in the constitution as to any other state of fice. Section 16 of article V provides that in the event of the deat! or resignation of the incumbents, all other offices shall be filled by up-

Further, there is no provision in on that dull, faded or streaked ap- either statutes or constitution for an pearance, this simple mixture was election to fill an unexpired term of its the office of governor. Such a proceeding yould have to be read into the constitution, would be based upyou will get a large buttle of this on implied construction only, and old-time recipe, improved by the ad- would overrule the precedent of

Law Fixes Term Toder sections I and 7 of article

1 of the organic law, the term for which a governor is elected is abso-A well-known down town druggist lutoly fixed at four years and there says everybody uses Wyeth's Sage is no provision in either the statutes and Sulphur Compound now because or constitution for the election of a darkens so naturally and evenly governor for any portion of an un oruff, get a small bottle of delightthat nobody can tell it has been ap- expired term. Hence, under the conplied-it's so easy to use, too. You stitution if a governor should be let counter for a few cents, pour a simply dampen a comb or soft brush elected at the next general election. Little in your hand and rub it into and draw it through your hair, tak- he would hold office not only for the scalp. After several applications ing one strand at a time. By morn- the remainder of the unexpired term the hair usually stops coming out ing the gray hair disappears; after of the late Governor Withycombe and you can't find any dandruff

mains unbroken . such occurrence as a vacancy in the office of governor.

"The governor is chief executive officer of the state in whom only the power of appointment is vested and n the very nature of things a vaancy in that office would destroy he whole plan of state government

People Against Change In the face of the decision in hadwick vs. Earhart every attemp! to change section 8 of Article V of the constitution has been defeated by a vote of the people."

Justice Johns opinion is based entirely on the Chadwick-Earhart case which he asserts decides the ques-

Justice Bennett in his separate concurring opinion says that if it were not for the Chadwick-Earhart case he would concur with the Harris dissent relative to its arguments from the case of Olcott vs. Hoff in which Justice Harris took the position that Olcott would only discharge the duties of governor till the end of his present term as secretary of state when the person succeeding him as secretary of state would act as overnor until a governor should be elected.

Justice Harris Differs

Justice Harris avers that the Chadwick-Earhart case is totally unlike the case at issue and that the doctrine of state decisis does not apply. Summarizing his argument Justice Harris says:

"The governing facts in the Chadwick-Earhart case are materially different from the controlling facts in the instant case. In the Chadwick case the only question for decision was whether Chadwick, who had been elected secretary of state, could hold the office of governor during the brief period of two days which intervened between the end of his term as secretary of state and the inauguration of an elected governor.

Question is Raised

Here the question is whether Ber W. Olcott, whose term as secretary of state will end on the first Monday in January, 1921, can hold the office of governor for a period of two years after the end of his term as secretary of state, in spite of the ennial election in November, 1922 as well as one in November, 1922. There a governor in truth had been elected, while here as yet no governor has been elected; there the only question which was decided was that the secretary of state could hold office of governor until an elected governor could be inaugurated, while here it is conceded that the secretary of state can hold the office of governor until an elected governor can be inaugurated; there a governor was elected at the very first election occurring after the office of governor became vacant, while here no governor has yet been elected, and the only question to be decided is whether a governor can be elected; there the court was not called upon to decide when a governor should be elected. blowing and snuffling! while here that is the sole question for decision

Quotes Authority "Since the Chadwick case does not decide or attempt to decide when a governor can be elected, our investigation and decision of the question presented here is unhampered and uncontrolled by any prior adjudication; and therefore we must first look to the constitution itself and see whether it tells us when a governor is to be elected.

"Upon turning to that instrument we find that article V, section four. elected by the qualified electors of the state at the times and places of choosing members of the legislative assembly'; and upon further investigation we find that November, 1920. is the time when the voting places throughout the state are the places where he qualified electors of the state will choose members of the legislative assembly. The constitution does not state in express terms, nor does it impliedly say that a governor cannot be elected at the next election and therefore we must, on that account, ascertain what the general rules of the law are.

Voters' Right Cited

The rule in this juridiction has always been that when an elective office becomes vacant the legal voters have the right, in the absence of the statute to the contrary, at the next election, if there be sufficient time to make use of the election machinery, to elect some person to the This rule has been enforced by the court in previous cases and observed by the voters, notably when Ben W. Olcott was elected secretary of state to fill a vacancy caused by the death of Frank W. Benson.

Applying to the general which governs elective offices we are then brought to the conclusion that the legal voters are entitled to elect a governor in November, 1920.

Refers to Old Case Further pursuing his argument lustice Harris shows that it was firs

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The Bayer Company, which introduced Aspirin tell in their careful directions in each package of genuine "Bayer Tablets of Aspirin" that to get the best results one or two glasses of water should be drunk after taking tablets.

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followed by the court in the case of the state ex rel Johns, forty years ago, and latest in the case of the state vs. Kellaher in 1919.

Alfred Slippey, Veteran of Civil War, Passes Away

The body of Alfred Slippey, father of Mrs. Paul Traglio of Salem, arrived in this city Monday. He was 76 years old and for the past six years had lived at the Old Soldiers home at Roseburg. The funeral services will be held Wednesday at 2 p. m. at the Rigdon chapel and will be conducted by Sedgwick Post No.

10. Grand Army of the Republic. Mr. Slippy was born in Pennarun. Pennsylvania, November 17, 1843, He enlisted in the First Pennsylvania vounteer infantry September 25. 1865, and after seeing action during the civil war was mustered out in August, 1865. He had lived in Oregon and California for 40 years. Besides Mrs. Traglio he is survived by another daughter, Mrs. Edith Leach of Orange, Calif.

EASED AT ONCE

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quickest, surest relief known and costs only a few cents at drug stores. It acts without assistance, taster tells us that 'the governor shall be nice, contains no quinine-Insist up-

Howard

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Ladies' good weight, black and brown. .15c A good assortment of blankets and comforters at very attractive prices.

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