

# Capital Journal

Salem, Oregon

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"With or without offense to friends or foes  
I sketch your world exactly as it goes."

## Can Only Blame Himself

Circuit Judge McMahan is reported as having the fight of his stormy career for re-election, which with a triangular contest, may not be decided until the November election. For this situation, he has only himself to blame. Those who live by the sword usually perish by it.

When Judge McMahan was appointed to the bench in 1923 by Governor Pierce, he had the good will of the community and had little opposition for election the following year. He would have retained this good-will had he devoted his energies to his judicial duties exclusively as judges are required to do by the code of judicial ethics of the American Bar association. He could probably have had the position for life, as many of our judges have.

But Judge McMahan, though he has his good points, lacks the judicial temperament and has a political complex. He has constantly played petty politics and engaged in personal feuds with state and county officials. He has quarreled with and abused his friends, intrigued against those he did not like, and misused his exalted position vitiatively, utilizing grand juries, soap box oratory and clandestine newspaper assaults to discredit opponents. Notwithstanding the cloistered aloofness from politics traditional with the bench, he has been a meddlesome marplot in every election.

So Judge McMahan finds himself beset by enemies he has needlessly made. Furthermore he faces a reaction from those who regard our courts as palladiums of our liberties and expect poise, dignity and fairness as well as legal ability from judges, not only in the court room, but out of it.

Socrates said that "four things belong to a judge: to hear courteously, to answer wisely, to consider soberly, and to decide impartially." As to which of the three candidates for circuit judge best complies with these specifications, is up to the voters to determine.

## The Santiam Broadside

A two page broadside is being sent out containing a reprint of the report on the Stayton Island source of supply made by Stevens & Koon, the city's engineers, and other articles in favor of the project, together with a slate of candidates including mayor, council and water board, pledged to support the Stayton Island project. This campaign sheet is being sent out from the water commission's office to all water consumers, the stenciled addresses used for mailing water bills being used, with the bill number erased. Whether the water revenues are being utilized to pay for this political circular and the postage on it is not known, though a line at the bottom reads: "This circular distributed by above candidates and paid for by them." Any way the water office clerks and stenciled mail lists are being used to promote a political slate.

The only trouble with the engineers' report is that it does not contain a detailed engineering study of all feasible projects of water supply to determine comparative costs of development, including construction, right-of-way, operation and interest charges. The engineers were called off by the city administration from completing these surveys. And there is no assurance that the Santiam project can be completed and operated within limits of cost to permit of amortization without necessitating higher water rates or increased taxes.

If it is possible to secure an adequate supply of pure and palatable water from wells or other sources and save from \$500,000 to \$1,000,000 and thereby assure cheap water rates as well as amortization of the indebtedness without recourse to additional taxation, the water consumers and taxpayers of Salem are entitled to know it. The administration has refused to provide the information.

## Prosecutor or Persecutor

Whether Marion county is to be served by a prosecutor or a persecutor in the office of district attorney during the next four years hinges largely upon the outcome of Friday's balloting for the republican nomination for that office. There is small prospect that either one of the two democratic candidates could upset the nominal republican majority in the county, whoever may be the opposition nominee.

Among the republicans seeking the office two stand out as real contenders for the nomination.

One is Lyle J. (Barney) Page, whose record of more than 12 years as trial deputy under two district attorneys, has been one of diligent, conscientious and efficient service free from political bias or influence. His fairness, impartiality and courtesy have won him the respect and confidence of defendants, jurors, attorneys and court officials alike.

The other is Herman E. Lafky, of "crackpot" fame—political meddler and prejudice breeder who has been openly campaigning on a platform of "isms" and a program of promised political persecution of those who disagree with him and his ideas.

Page will bring experience, sanity, dignity and sound and impartial enforcement of the law to the office. Lafky would admittedly turn it into an instrument of discord, community strife and political grandstanding.

## HEWLETT RESENTS CAMPAIGN CHARGE

"I resent the statement in the Statesman intimating that I have been engaged in campaigning and political endeavor while letting my work as county commissioner slide by the boards," said County Commissioner LeRoy Hewlett in a statement issued today.

"I was off from work a few days following the death of my daughter," he continued, "but this has not or will not cost the taxpayers a cent. County Judge Siegmund was away from his job for a number of months and County Surveyor B. B. Herrick was off of his job for seven solid months but nothing was said about that in the article."

## Avery Thompson

FOR THE DEMOCRATIC NOMINATION FOR  
DISTRICT ATTORNEY

I have resided in Marion County all my life. If nominated and elected District Attorney:

I shall demonstrate to the people of this county an ability to cope with any local situation without the necessity of employing special prosecutors from the Attorney General's office.

### Drunken Drivers

will be prosecuted as such and not as reckless drivers. There are too many of these potential killers driving automobiles upon the highways.

I shall be free from and unincumbered by any group or clique who desire that justice be administered to satisfy their own personal greed.

Respectfully submitted,  
AVERY THOMPSON.

## Popular People



## INSURANCE FIRM REINSTATED BY COURT'S ORDER

Circuit Judge Lowelling today rescinded an order which had revoked the license of the General Insurance company of Seattle to do business in this state and in effect ordered the company reinstated. In a memorandum opinion he held that a participating policy issued by the company was not in violation of Oregon insurance laws, does not constitute a rebate or violate the provision of the Oregon code against precipitating price wars.

The court in effect declares that such a policy does not violate the section of the code pertaining to schedules of rates, that the form of policy complained of states on its face the amount and rate of premium in money. And, declares the court, the evidence fails to sustain the commissioner's orders which charges the petitioners with violating the provisions of the code which prohibits any company or other insurer from precipitating or aiding in precipitating or conducting a rate war by writing or issuing a policy of insurance at a less rate than permitted under its schedule filed with the insurance commissioner.

The decision, the court said, would permit any company in the state to annually take a fund from its earnings and declare a dividend or refund to the policyholder provided such provision was stated on the face of the policy. The court differentiated between the effect of this form of policy and a rebate and in effect held that participating policies such as written in Oregon by the General Insurance company is a legal form of policy for any company doing business in the state.

It is understood an appeal will be taken to the supreme court by the state insurance commissioner.

## COUNTING BOARDS START AT 10 O'CLOCK

The 58 counting boards over the county will start counting votes at 10 o'clock Friday morning, stated County Boyer today, while the 18 precincts without counting boards where the vote is light will start their counting at conclusion of the voting. Voting will start at 8 o'clock in the morning and polls will close at 8 o'clock in the evening.

From the stupendous amount of work to be done by the judges and clerks on the counting boards, especially in the city precincts such

as Salem where four ballots are to be counted, the republican, democratic, non-partisan and city ballots, it is expected some precinct boards will be counting until daylight. If the counting board is still at it by 5 o'clock the next morning it has the option of calling in another board if it wishes, said the county clerk.

Each counting board has two judges and three clerks and each election board in the 77 precincts is equipped with a similar number.

## DISTRICT MEET OF NEIGHBORS

The Royal Neighbors district convention was held in Salem Monday at the Fraternal temple with members from Silverton, Dallas, Scotts Mills, LaBash, Woodburn and Salem in attendance.

The morning session was devoted to the introduction of special visitors including the state supervisor, Irma Kibbler, and the convention officers, Mrs. Helen Persons, president; Marion Tucker, vice-president; Althea Burback, past president; Irene Speed, secretary-treasurer; Myrtle Beckner, chancellor; Hazel Elliott and Zola Peterson, marshals.

Work was exemplified by the different camps at the afternoon session. Irma Kibbler gave an interesting talk on the work of the society.

Later a banquet was served, followed by an open meeting. Memorial services were put on by the Salem camp honoring deceased members.

The address of welcome was given by Gertrude Walker and Marcella Middleton gave the response. Stunts were presented by the various camps and a program of readings, dances and fancy drills was presented.

Election of officers for the 1937 convention followed. Officers will include Marion Tucker, president; Sarah Peterson, vice-president; Helen Persons, past president; Mary Herr, secretary-treasurer; Mary Conner, chancellor. Next year's convention will be held at Silverton.

Broadacres—Mr. and Mrs. Rodney May (Evelyn Bass) of Bonneville, and Mr. and Mrs. Charlton Bass spent Mother's day at the home of Mr. and Mrs. G. T. Bass in Wileacres.

**Skin Itchy?**  
Don't scratch! Apply this soothing ointment freely and get quick relief—as I do!

**Resinol**

## GEO. R. DUNCAN

Republican Candidate  
For Representative

Graduate Willamette University Law School.

Ten years active law practice. Twelve years active experience in municipal and county affairs.

For orderly development of Marion County and Oregon. For less and better legislation. Opposed to legislation wasting tax money.



## News Behind The News

By Paul Mallon

Washington, May 13 — Henry Breckinridge has become the old man river of the presidential campaign. He says little or nothing, but he keeps on rollin' along.

Not often is a man able to run for the presidency incognito. Usually even the value possibilities are definitely classified as to backing and purpose.

The Lindbergh attorney has managed to escape such classification largely because the politicians here are baffled. They do not know for sure whether his course is being directed by gravity or by hidden power.

When Col. Breckinridge first went into Ohio, it was inferred in his one-tepee camp that he was the candidate of the American Liberty League. The league stepped on that rumor so fast it left an inference that, while it was ready to stand for nearly anything anti-new deal, it drew the line on Breckinridge.

Then there was some inside gossip that ex-governor Ely of Massachusetts, and even Al Smith, might be boosting Breckinridge, just to get a line on how many protest votes there are in certain localities. However, a remark recently dropped by Al in a New York conference would indicate that Breckinridge is not only not his man, but not even a friend.

Lately there has been talk that John Raskob is the Breckinridge Warwick. This is traceable to the fact that Breckinridge made an unexpected showing against President Roosevelt in Maryland, where Mr. Raskob also votes.

The recurring rumors undoubtedly spring from the general belief here that some of these forces should have put a feeler candidate like

Breckinridge into the field, even if they did not, but no one can prove anything.

**Old Pals**—The most plausible explanation is the simplest one. It is that Breckinridge has reached the time of life when he can afford to indulge in whims and is enjoying this one immensely.

In that connection, old-timers recall that Breckinridge was assistant secretary of war when Mr. Roosevelt was assistant secretary of navy in the Wilson cabinet. Their lack of friendship developed rapidly along lines which tradition has established for the competitive army and navy departments.

Honest partisans differ about the significance of the protest vote in is polling. The democrats suspect that some republicans are going into the democratic primaries to vote for Breckinridge and the republicans suspect that the results so far are not even a good hint of the protest possibilities which they expect to develop.

## DECISION FILED ON RELIEF FUNDS

An echo from the recent supreme court decision in which it was held that assignment of county relief funds could be made to Ladd & Bush bank state depository so that relief warrants could be issued by the state came today in filing on County Clerk Boyer of a peremptory writ of mandamus issued by Chief Justice Campbell of the supreme court instructing the county to assign to Ladd & Bush bank \$112,244 in county relief funds for use of the state.

The proceedings went to the supreme court in form of a friendly suit merely to guide both county and state officials as to what manner they can handle the joint state, county and federal funds provided for relief and old age pensions. Under this system the work is concentrated in one agency and recipients will get their money in a single warrant instead of in divided warrants.

## KING ASSERTS HE'S NOT TAIL TO HEWLETT'S KITE

H. Elmer King, candidate for republican nomination for county commissioner against Roy Nelson, incumbent, today issued a statement denying reports current in political circles that he is tied to the kite of County Commissioner Leroy Hewlett and that King's election would mean a closed corporation in the county court with County Judge Siegmund edging onto the shelf. He declared while he understands Hewlett is supporting his candidacy, it will have no bearing on his course of action if elected and that he was a supporter of Judge Siegmund two years ago.

Says Mr. King in his formal statement: "In your issue of May 12 it was stated, in effect, that according to reports my candidacy was fostered by Leroy Hewlett, one of the present county commissioners, and that my election would mean a closed corporation in the county court. It was stated that according to further reports I am against the County Health Unit, 4-H clubs, and an increased road program, and that my election would mean dipping into the road reserve.

"It is an absolute fact that I was

in the race for county commissioner before I ever discussed the matter with Leroy Hewlett; and I am not bound in any way to the views of Leroy Hewlett, whatever they may be. I have been told that Mr. Hewlett supports my candidacy, and inasmuch as I cannot regulate what my supporters are his support has no bearing whatever upon my course of action should I be elected. My election would not mean pulling Judge Siegmund on the shelf, as is clearly shown by the fact that I supported Judge Siegmund for his election two years ago.

"I am an ardent supporter of the County Health Unit and in favor of the continuation of health service in this county. Members of my family and I have long been supporters of the 4-H movement, and I certainly favor fostering this type of work among the boys and girls of the county.

"My position is exactly the opposite as that reported by you in regard to the roads. I favor betterment of the present road system, and I am convinced that without maintaining the county reserve a plan can be worked out whereby the present road system is not permitted to deteriorate and the road facilities can be improved."

**ATTEND REGATTA**  
Gervais—Mr. and Mrs. Clyde Gervais and Rex and Betty, drove to Waldport Sunday to witness the water sport regatta. They were delayed two hours waiting for a ferry crossing at Newport.

## Vote 86X

**Herman A. Brown**

Republican Candidate for

**CONSTABLE**

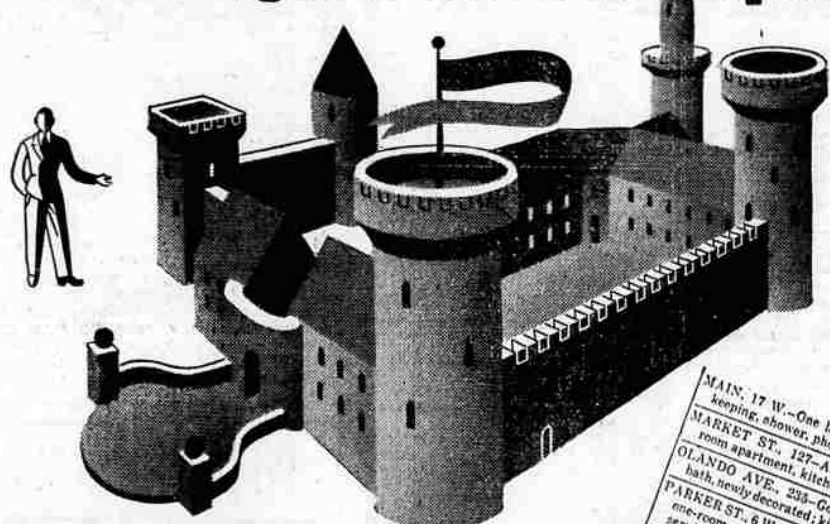
Salem District

HONEST, COURTEOUS, EFFICIENT SERVICE

Paid Adv. by Herman A. Brown



## This man bought a castle in Spain..



## This man lives in a one room flat



## For BOTH there's a good Hiram Walker Whiskey

FOR THE MAN WHO WANTS THE VERY FINEST—

Hiram Walker's Canadian Club Straight Whiskey. Whether you favor Scotch or rye or bourbon, you'll like Canadian Club. Six years old, bottled under government supervision in Canada. 90.4 proof.

Code No. 304-C Pint \$1.80

When you've been purchasing rye and want to try bourbon, or decide to switch from a straight to a blend, it's reassuring to know you needn't switch brands. You can get any type of whiskey from Hiram Walker—and be sure, long before you draw the cork, that every drop will be extra-good.

LOW-PRICED WHISKIES FINE IN FLAVOR—

These whiskies are made in the world's largest distillery by Nature's own process, kept under scientific control.

Hiram Walker's Twin Seal, 100 proof

Code No. 140-C Pint 80c.

Hiram Walker's Ten High, 90 proof

Code No. 188-C Pint 70c.



IF YOU'RE CRITICAL ABOUT COCKTAILS—

Americans buy more gin made by Hiram Walker than by any other distiller.

Hiram Walker's Five O'Clock Cocktail Gin. Distilled from 100% grain neutral spirits, good value for party-givers. 85 proof.

Code No. 524-B Fifth 90c.

Hiram Walker's London Dry Gin. Distilled from 100% grain neutral spirits by the finest berries, fruits and herbs by our exclusive Controlled Condensation Process. 90 proof.

Code No. 514-B Fifth \$1.05

**Hiram Walker**  
DISTILLERIES AT PEORIA, ILLINOIS AND WALKERVILLE, ONTARIO