

# The Albany Democrat

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FRIDAY, DECEMBER 20, 1912.

### An Eye For an Eye.

The old biblical saying, "An eye for an eye and a tooth for a tooth," was put into practical operation at Salem yesterday when the four condemned men paid the penalty for their crimes. To say that the wholesale executions were a shock to the people of the entire state is to put it mildly. They have made the abolition of capital punishment a burning issue in Oregon, just as Governor West surmised when he declined to commute the sentences.

In discussing this question the Democrat believes that murder should be divided into two separate and distinct classes—deliberate and cold blooded murder, and murder which springs from the impulse of the moment and which would never have been committed had the perpetrator been given a few minutes of sober thought and reflection. The first, the Democrat would make punishable by the death penalty—the second by life imprisonment.

The Democrat would go even further than this. We would include a forcible assault upon a woman's chastity in the first class and make it a crime punishable by death.

In refusing to commute the sentences of the condemned men, Governor West acted wisely. The people of Oregon had spoken and he adopted the only course open to a man who believes in the rule of the majority. It required courage; it required the surrender of an honest conviction, but as heretofore stated it has made capital punishment an issue which can not be sidestepped by the electors.

### The Dignity of Courts.

The Supreme Court of Idaho has cited the editor and publisher of the Boise Capital News to appear before that august tribunal and show cause why they should not be punished for contempt of court for printing a criticism on a recent ruling made by the learned gentlemen who grace the bench of that state.

It has been our observation that it is usually the dog that is hit that yelps. The criticism of the Boise paper doubtless had some of the earmarks of truth, for few members of the bench or bar hid behind the cloak of dignity unless it is the only available means of shielding them from adverse criticism. To offend the dignity of a court is a serious offense in Idaho—particularly when the bump of dignity is as well developed as it appears to be on the heads of the learned, but highly sensitive gentlemen who now hold the scales of justice at the State Capital.

### CHRISTMAS MAILS ARE OUTLINED BY THE CHIEF

The Postmaster General Gives Good Advice to Prevent Loss of Presents.

A set of rules for the guidance of persons sending Christmas gifts by mail has been promulgated by Postmaster General Hitchcock, and have been received in this city.

These are the things to learn and remember:  
Postage on all matter should be fully prepaid. Packages not fully prepaid will be held for postage.  
All packages should be fully and plainly addressed, including street and route in order that there may be no delay in handling and delivering them.  
The sender's name and address should be placed in the upper left hand corner of the envelope or wrapper to insure return of mail if not delivered.

livered.  
All mail matter should be securely packed and wrapped so as to bear transmission without breaking. Matter other than that of the first class must be wrapped so that the contents of the package may be examined easily by postal officials. When not so wrapped the matter will be charged with postage at the first class rate.

### May Bear Greetings.

Packages of third and fourth class matter may bear in addition to the names and addresses of the senders and addressees, a written designation of the contents—a simple inscription not in the nature of personal correspondence, the words, "Merry Christmas," "Happy New Year," "With Best Wishes," and "Do Not Open Until Christmas," or words to that effect.

All valuable letters and parcels should be registered.  
The special delivery of mail by messenger may be obtained by placing on any letter or package a special delivery stamp or 10 cents in ordinary stamps in addition to the amount of required postage. When ordinary stamps are used the words "Special Delivery" must be placed directly under, but not on the stamps.

### Carelessness Causes Loss.

Through carelessness in preparing merchandise for mailing during the holiday season last year, Mr. Hitchcock states that more than 37,000 parcels intended for Christmas or New Year's gifts were sent to the division of dead letters. Of this number nearly 8,000 were for delivery in foreign countries, being held as unmailable because the senders neglected to place their addresses on the wrappers or to affix the requisite customs declarations, as required by the several parcel post conventions. Nearly 10,000 parcels were mailed with insufficient stamps affixed.

In addition to the described unmailable matter, more than 15,000 valuable articles were found loose in the Christmas and New Year's mail of last year as a result of having escaped from their wrappers through negligent or improper packing by the senders.

### PARCELS POST TO BE GROCERY ON WHEELS

Butter, Eggs, Hams and Fresh Meat May Be Mailed; What Cannot Be Shipped.

Washington, Dec. 16.—According to regulations governing the parcels post system, promulgated by Postmaster General Hitchcock, perishable articles may be sent through the mails only under specific restrictions as to their containers and the distance they are to be sent.

Butter, lard, fish, fresh meats, dressed fowls, vegetables, fruits, berries and similar articles likely quickly to decay may be sent for short distances when securely packed.

Eggs will be accepted for local delivery when packed properly in a container and for any distance when each egg is separately packed in a perfectly secure manner.

No restriction is placed on the mailing of salted, dried, smoked or cured meats, but fresh meat will be transported only within the first zone.

Fragile articles, including millinery, toys, musical instruments and articles of glass in whole or in part, must be securely packed and marked "Fragile."

Articles that may not be sent by parcel post include intoxicating liquors of any kind, poisons, poisonous animals, insects or reptiles, explosives of every kind, inflammable articles, including matches, infernal machines, pistols or revolvers, disease germs, any obscene, defamatory or scurrilous matter now prohibited by law; live or dead animals or birds or live poultry; raw hides or pelts or anything having a bad odor.

Books and printed matter may not be forwarded at parcel post rates, but only at the pound rate, or as third-class matter.

A commission of railroad officials headed by Ralph Peters, president of the Long Island railroad, petitioned the house postoffice committee for a rearrangement of weighing and pay for transporting mails.

The railroad men set out that they did not contemplate carrying the parcel post when their present contracts were made and declared that, as a matter of contract, they were not obliged to accept packages weighing more than four pounds.

### EUGENIC BABY'S MAMA ISSUES HYGENIC 'DON'TS'

Providence, R. I., Dec. 16.—Mrs. George W. Herick, mother of the first eugenic baby, has drawn up the following set of rules to be observed in bringing up babies:

Don't kiss the baby.  
Don't bounce him up and down.  
No talcum powder, no sponges, no frills, no furbelows.  
Instead, fresh air, cold salt baths, natural food.

For the mother:  
Remember that a baby should come before and not after your household.

Let the baby cry—a moderate amount. Even a cat with its nine lives can't stand as much as the average baby can.

No woman should choose for the father of her children a man who drinks or smokes.

### ANNOUNCEMENT.

Having sold our holdings and business in Albany we would ask that all who are indebted to us would call and settle their accounts. Our Mr. Kelsay will be found at the old stand on Ferry street to look after the collections of the same. Your prompt attention will be appreciated.  
THE CHAS. K. SPAULDING LOGGING CO.  
By A. B. KELSAY, Mgr. 12-14d&w

## FOUR PAY PENALTY AT STATE PRISON

Executions Occurred Between 11:30 and 12:30 O'clock at Salem Yesterday.

### FRANK GARRISON AND NOBLE FAULDNER FIRST TO BE HUNG

Roberts and Morgan Entered Death Chamber Hour Later; Audience Is Awed.

Four men yesterday paid the penalty for murder with their lives at the Oregon penitentiary at Salem. The men were Frank Garrison who killed Roy Perkins in Coos county, Noble Fauldner who killed Louis Gilbert in Klamath county, Mike Morgan who killed John York in Josephine county, and H. E. Roberts who killed Donald Stewart and George Perkins in Multnomah county.

The executions were scheduled for 11:30 o'clock yesterday morning and long before that time a large crowd was at the penitentiary clamoring for admittance. Only those that held cards and invitations were admitted, the newspapermen being admitted first.

Those who were successful in gaining entrance to the death chamber gathered in one end of the room to await the arrival of the condemned men.

Promptly at 11:32, two guards brought Garrison into the chamber, followed closely by two more guards who accompanied Fauldner. Absolute quiet reigned in the death chamber and not a word was spoken by anyone as the solemn procession wended its way to the stairs to the scaffold where in a few brief minutes, two men would pay the penalty for their crimes.

Looking down upon the crowd below, the last faces he would ever see on earth, Frank Garrison stepped to the rail, and said:

"Citizens of Oregon: Standing on the brink of eternity, I swear that I am not guilty of the crime for which I have been convicted. I was convicted on the perjured evidence of J. W. Carter, Archie Phillips and Mrs. Carl Seneburg of Marshfield. Goodbye, everybody, goodbye."

The guards stepped quickly to the side of the condemned man where the straps were adjusted to his body. The black cap was then placed over Garrison's head and as the noose was placed over his head he was heard to say, "My God, don't pull it so tight."

Noble Fauldner, the other condemned man, then stepped to the rail and in a clear voice said:

"You can never cure crime like this, you must get at the root of the evil. I don't fear death and I never did."

The guards then adjusted the straps on Fauldner's body and after placing the noose about his neck, pulled it tight, and the signal was given to spring the traps.

The bodies of the two men shot through the floor where they swung for a minute in the air and then the motion ceased.

Drs. Prince Byrd and J. O. Van Winkle of Salem and Clarence Keene of Silverton stepped over to the bodies which were hanging in full view of the audience, and applied their stethoscopes, to listen for the last heart beats.

Fifteen minutes after the traps had been sprung, Dr. Byrd announced that Fauldner was dead. Garrison was pronounced dead two minutes later.

The crowd which was standing with bared heads and awed by the horrible sight which they had witnessed a few minutes before, made way for the guards who brought two coffins into the death chamber from the basement.

They were placed on a bench and the bodies of the dead men were lowered into them and they were carried from the room.

Superintendent Lawson of the penitentiary then notified everybody with the exception of the newspaper men to leave the room in order that the remaining guests could witness the execution of Roberts and Morgan.

Their faces pale and set, Roberts and Morgan were brought into the death chamber at exactly 12:26 p. m. Father Moore of Salem who administered to Morgan leading the way, repeating a prayer as he went.

Morgan had prepared a ten minute talk which he intended to make on the scaffold, but he decided not to make it at the last hour yesterday and Father Moore spoke in his behalf, saying:

"Morgan insisted to the last that he killed John York in self defense and that while tried and acquitted for the murder of his grandfather in Indiana, he was innocent of that crime. Mr. Morgan also wants to state that he never killed the man at Willows, Cal., and that he was never in that town."

Roberts, who was 29 years of age, stepped to the railing and addressing the crowd said:

"I killed those men, but I didn't do it intentionally. The time I fired the shots, I didn't know what I was doing. I fired one or two shots, I don't know which, but I lied when I said it was three shots."

Here Roberts made an unintelligible statement to the effect that he had been working on an emery wheel for many months and that he was told that he should put the emery on the officers' heads.

"I have been abused and mistreated, but I forgive them all," he said, "and I go to my death with no revenge in my heart."

## OVER \$1800 RAISED FOR THE Y. M. C. A.

Remaining \$200 Necessary to Put Organization in Proper Shape Will Be Subscribed.

That the Young Men's Christian Association of this city will commence operations on a solid financial basis is indicated by the success of the committees in charge of soliciting funds. While the committeemen have devoted less than two days to their work, over \$1800 has already been raised and the remaining \$200 necessary to put the organization in proper shape will doubtless be subscribed before the close of business hours this evening. The greater portion of this money has been in the shape of small contributions and it is understood that nearly every business house in the city contributed to a greater or less extent to the support of the new organization.

## LEBANON HIGH SCHOOL IS AFTER THE CHAMPIONSHIP

Both Teams Victorious Against Salem Last Evening on the Insurance Law Question.

That the Lebanon high school debating teams are to be strong contenders for the championship of the Western Oregon Debating League, was indicated last night when both the negative and affirmative teams of that school were victorious in the debates with Salem on the question: "Resolved that the State of Oregon adopt a compensatory state insurance law similar to that of Washington for the compensation of employees injured in hazardous industries."

The negative team of the Lebanon high school composed of Miss Lurline Brown and Russell Hall debated the question at Lebanon last night and the Lebanon duo was awarded the decision of the judges who were W. L. Jackson and A. C. Schmitt of Albany, and Prof. R. D. Hetzel of the Oregon Agricultural college.

The affirmative team consisting of Miss Isabella Garland and Hugh Kirkpatrick which debated in Salem with the affirmative team of the Salem high school last night, were also victorious. All of the Lebanon debaters are natives of that city. This is Miss Brown's third and Miss Garland's second year in debating.

The Junction City high school debating duo which had the affirmative side of the same question debated by Lebanon and Salem, received the unanimous decision of the judges, one of whom was Rev. W. P. White of this city. Junction City debated with Corvallis.

## NEW SCHEDULE ON ELECTRIC GOES INTO EFFECT TOMORROW

The new train schedule on the Oregon Electric goes into effect tomorrow morning when trains will depart as follows: Southbound—No. 25 will leave at 6 a. m.; No. 1 leaves at 9:40 a. m.; No. 5 (limited) leaves at 11:10 a. m.; No. 9 leaves at 5:30 p. m., and No. 13 (limited) at 7:30 p. m. Northbound—No. 2 leaves Albany at 2 a. m.; No. 10 leaves at 7 a. m.; No. 14 leaves at 9 a. m. (limited); No. 16 leaves at 10:15 a. m.; No. 18 leaves at 1 p. m.; No. 20 (limited) leaves at 3 p. m.; No. 24 leaves at 4:45 p. m.; No. 26 leaves at 7:55 p. m.

News on This Page is From Daily Issue of SATURDAY, DECEMBER 14.

The signal was given to spring the traps which was done at 12:30 o'clock. Once more the doctors applied their stethoscopes and 15 minutes later Roberts was pronounced dead, to be followed in two minutes by the announcement that Morgan had also passed to the great beyond.

Again were the coffins brought into the room where they received the bodies of Morgan and Roberts. The legal hanging was at an end and the spectators filed from the building silently and without speaking a word.

The edict of the people of Oregon, who last November voted against the abolishment of Capital punishment, was fulfilled. The law had taken its course without interruption by Governor West who for the past week has been visited by delegations from all parts of the state, who sought to prevent the executions.

The executions were a gruesome sight and many of the spectators were pale and nervous as the condemned men were led to the scaffold and many of them turned their backs to the scene as the traps were sprung.

Two juries were selected, one to serve at each execution. The jury that officiated at the execution of Garrison and Fauldner included Geo. M. Sullivan, Portland; Geo. S. Lewis, Portland; Tom Ellis, Rainier; S. A. D. Meek, North Plains; G. O. Savage, Salem; I. H. Fream, Monmouth; W. E. Driskell, Portland; S. Douglas Las Portland; G. E. Shroyer Tualatin; Joseph E. Harris Salem; Harry Talbott Salem and Richard Olsen, Portland.

The jury officiating at the execution of Morgan and Roberts included L. A. Smith, Salem; O. Myers, Salem; S. L. Rathburn, Portland; C. E. Klingensmith, Portland; W. B. Brown, Gervais; T. J. Craig, Portland; A. J. Hellrich, Portland; G. Bingman, Gervais; C. Carlson, Shedd; Alfred Malo, Gervais; W. L. Skipton, Salem, and C. J. Meehlet, Portland.

## GOVERNOR OSWALD WEST REMITES FINES ASSESSED

Boys Serving Sentence for Killing Deer Out of Season Will Eat Xmas Dinner at Home.

That P. C. McNeal and Ralph Murphy, the two Crawfordsville boys who are serving a sentence in the Lincoln county jail for killing a deer out of season, will be able to eat Christmas turkey at home, became known today when Sheriff Smith received a message from Governor Oswald West notifying him that he had remitted a portion of the fine.

The boys were fined \$100.00 each, but were unable to raise the money and were confined in jail. Had the governor not remitted their fines they would have been compelled to remain in jail until January 25th, but will now be released from custody on December 24th.

## LOBBY OF ST. FRANCIS HOTEL UNDER GOING CHANGE TODAY

Offices Are Moved to South End of Lobby; Auto Bus Will Be Placed in Commission.

For the accommodation and convenience of the traveling public, Manager Westbrook is today making several changes in the lobby of the St. Francis hotel.

The office has been moved from its former location near the First street entrance to the south end of the lobby near the barber shop and the writing desks have been placed on the west side of the lobby near the entrance to the dining room.

When the new auto bus is placed in commission by the St. Francis within the next two weeks it will stop on the Ferry street side of the hotel.

The office being located near this entrance it will then be convenient for guests to register and be shown their rooms immediately, the elevator entrance being directly opposite the Ferry street entrance. The office being located in the South end of the lobby also makes it convenient for the clerk who will now have an unobstructed view of the lobby, the elevator entrance and the stairways.

The changes add greatly to the appearance of the lobby.

The new auto bus which will be placed in commission soon by the management of the St. Francis is strictly modern and up-to-date and will add a metropolitan appearance to the city. It will meet all trains.

### SCIO NEWS

B. T. Haley who sold his farm last week, expects to move to Lebanon for the winter, but will return to Oklahoma with his family in the spring, where he still owns a large farm. Mr. Kalina will take possession of his farm before the first of the year.

Mrs. Weddle who was very ill last week is reported on the mend.

Rolla Morris and Carl Cyrus left Tuesday for San Diego, Cal., for an outing, expecting to be gone several weeks. George Daley will help out at the barber shop in Rolla's absence.

Newt Crabtree and wife returned from Hall's camp Wednesday.

A carload of cement and lime just received at the Scio Planing Mill.

Mr. and Mrs. R. M. Cain went to Portland Sunday on a combined business and pleasure trip returning Wednesday.

J. W. Frost and sister, Miss Frost, were Scio shoppers Tuesday.

Robert Wade who works for the Portland Basket and Handle Co., came in the last of the week to visit at the home of his father, C. C. Wade, until after the holidays.

Rev. Charles M. Daley of Douglas Wyoming, spent several days here last week visiting at the home of his cousin, Ed Daley.

Ben Gooch has bought an interest in a drug store at Mt. Angel and went down the first of the week to invoice the stock and expects to move to that place soon. Their many friends are sorry to see Mr. and Mrs. Gooch leave Scio, but hope they will not be disappointed in their expectations in their new location. E. C. Perry expects to run the store alone here for a time until he finds suitable help.

Emil Caldek who was injured by a powder blast Thanksgiving day, is improving rapidly and expects to return home in a few days.—News.

Charles A. Callahan, a well known rancher of Big Elk, Lincoln county, arrived in Albany last evening and has been spending the day here looking after business matters and doing some Christmas shopping.

A. H. Kent of Los Angeles is among the visitors in the city today.

John McGee, a well known resident of Morrison, arrived in Albany last evening and is spending Saturday in Albany making his Christmas purchases.

Mr. and Mrs. A. C. Wilson of Portland spent yesterday in Albany visiting friends and relatives.

Mr. and Mrs. C. H. Montague of Portland returned home this morning on the electric after spending the past few days in Lebanon. They attended the funeral of Col. C. B. Montague in that city this week.

H. W. Curtis of Kokomo, Washington, is among the out-of-town people visiting in Albany today.

## LENT THE EARLIEST SINCE YEAR 1818

Abbreviated Social Season Is Caused by the Moon; Will Begin on February 12.

People who cease their social activities with the arrival of Lent need only to consult the church calendar to be reminded that this winter the "social season" will be one of the shortest on record, due to the fact that Lent will begin on February 12, the earliest since 1818.

The reason for this early arrival of that season of the year when the members of the "social whirl" are forced to lay aside their activities is that the ideal or ecclesiastical moon, adopted by the churches hundreds of years ago, determines the date for Easter, which next year will fall upon March 23, one day later than the earliest possible date upon which Easter may fall, March 22.

The custom established by the churches decrees that Easter shall fall "on the first Sunday after the first full moon after March 21." "Easter," a church official said, "and with it, of course, the ending of Lent, is a movable feast and is fixed by the ideal moon, adopted by the churches hundreds of years ago, when they were attempting to settle upon the fixed date for Easter."

So the individuals who bemoan the fact that their social duties will be cut short this winter by the arrival of Easter can blame it on the moon, the same moon that the youth of the land usually pick upon to bear witness to some vow breathed in the ear of his fair lady.

Various businesses will be hit by the early arrival of Lent, too. Florists, stationers and caterers probably will find their profits cut by the abbreviated social season.

## "FREE LUNCH" TEETH MARKS THE CLUE

Mustard Hot, He Deserted Sandwich, and Now He's Arrested.

READING, Pa., Dec. 13.—A plaster cast made of the impression of the teeth of Alvin Hornberger of Mohnton, Pa., in a "free lunch" sandwich caused his arrest here yesterday on the charge of counterfeiting. Secret service men say Hornberger on November 16 passed twenty fake \$10 bills in Philadelphia.

They say that he visited 20 saloons, buying a drink in each place and passing the notes. At one place the counter lunch caught his eye. He took rye bread, spread one piece with mustard and the other with limburger and took a bite. The mustard was extra hot and he didn't like it. After taking one bite of the sandwich he laid the rest on the bar and walked out, the clerk says.

When the man left the barkeeper noticed that the \$10 bill was bad. He notified the police. Ten minutes later secret service men gathered the evidence, including the sandwich. They had a cast made of it and found that the man that bit it and found that the man that bit into the sandwich and passed the bill had false teeth. These teeth had certain marks. So they started out with that clue.

After Hornberger was placed in a cell today one of the detectives asked him to hand out his false teeth. He handed out his molars and a cast was made of them for comparison.

Dr. Frank Van Doren of Portland has rented a suit of offices in the Schmitt building and will begin his practice in this city within the next week. Besides being an M. D., Doctor Van Doren is also an osteopathic physician of experience. He is a pleasant gentleman and will no doubt be given a large patronage by Albany people.

Drs. T. G. Heslop and W. D. Rudd, expert chiropractors of Portland, arrived in Albany this noon and will remain here two weeks. They are at the St. Francis.

Earl Kilpatrick of Salem returned home today after transacting business matters in Albany last evening.

Frank J. Devine of this city was looking after business matters in Salem yesterday.

Mr. and Mrs. R. L. Burton of Falls City are spending a few days in Albany visiting friends.

Mr. and Mrs. T. M. Bush of Chicago arrived in Albany this afternoon and are registered at the St. Francis.

Mrs. Max W. Smith of Blackfoot, Idaho, arrived in this city last evening and will spend a few days in Albany. She is stopping at the St. Francis.

C. G. Dick of Salem arrived in Albany last evening and is spending the week-end here looking after business matters.

ADMINISTRATOR'S NOTICE.  
NOTICE is hereby given that the undersigned administratrix of the estate of I. F. Conn, deceased, has filed with the County Clerk of Linn County, Oregon, her final account in the matter of said estate, and the County Court has appointed, Monday, the 23rd day of January, 1913, at the hour of one o'clock in the afternoon of said day at the county court room in the court house in the City of Albany, Oregon, as the time and place for hearing objections to said final account, if any there be and for the final settlement of said estate.

Dated this 13th day of December, 1912.  
ELVIRA CONN, Administratrix.  
L. M. Curl, Atty for Admr.  
Dec. 20-Jan. 17.