

What Is The Law?

This column is prepared as a public service by the College of Law, Willamette University, Salem, to explain basic legal principles, not to provide legal advice. The reader is cautioned not to apply these cases to his own problems without an attorney's advice, for differing facts may change the outcome.

The Thing Speaks for Itself
While Cedrick was walking down the street, a barrel of flour rolled out of an open doorway, hit and injured him. He found it very difficult to go into court and explain clearly, backing it up with proof, that someone was negligent in permitting the barrel of flour to roll out the door and onto a public street.

This happened to a man in a very famous English case in 1863. This man, in seeking damages for his injuries, admitted that he could not prove that the defendant or one of his employees was careless or negligent.

In Better Position
He contended that the defendant was in a much better position to explain the incident since he was the one, through an employee who had complete control of the thing that caused the injury. He then argued that it was up to the defendant to come forth with an explanation of how the accident occurred.

He contended that if the defendant could not explain why the barrel of flour had gotten away, then the jury should be permitted to find negligence and award damages to the injured person.

The English court agreed with this argument and named the doctrine the Latin equivalent of "the thing speaks for itself." The court felt that it was true that many injuries were inflicted under such circumstances that made it impossible for the injured party to prove just what happened. Yet, said the court, such an injury would not usually happen unless someone was negligent.

Another such case involved a boy in Texas, who, while working in a grocery store, was injured when a soft drink bottle exploded in his hand. He was carrying a case of the drink by holding onto one of its bottles when it happened. The doctrine of "the thing speaks for itself" was used and the bottling company, unable to explain why the bottle exploded, had to pay damages for the boy's injuries.

There are other cases involving soft drinks that contain foreign matter in the bottle such as a cigar stub, or a mouse. The consumer usually becomes ill and is confined to bed for a while after discovering such a thing in a partially consumed bottle of beverage. The doctrine is frequently used in these cases.

In a recent Oregon case a hotel stool broke while a man was sitting on it and he was thrown to the floor. He sued the hotel and relied on this doctrine. The hotel argued that since the man was sitting on the stool when it collapsed the hotel did not have exclusive control of the thing that caused the injury.

The Supreme Court of Oregon decided that the injured person only had possession in a way that was intended. In other words, people were supposed to sit on the stools while eating at the coffee shop counter. This was not sufficient to nullify the hotel's control of the thing that caused the injury. The injured man was permitted to recover damages.

Texans Battle Flood Deluge

United Press International
Texans fought record floods along the Rio Grande river today.

Rain ended temporarily in western Texas Sunday night after a four-day deluge that sent the Rio Grande surging over its banks to flood thousands of acres in west Texas and adjacent Mexico.

The flood waters isolated the town of Redford, Tex., drove hundreds of persons from their homes and caused millions of dollars damage.

Across the river at Ojinaga, Mexico, a 9-year-old boy was swept away and drowned Saturday night.

Cotton Crop Ruined
The Rio Conchos river sent a seven-foot flood crest toward the Rio Grande, threatening severe flooding at Presidio, Tex. Several hundred families fled from their farms in the area.

An airlift brought the first food to Redford in three days Sunday. The community has a population of 300 persons.

Save 8c now on top-quality Chunk Tuna

New Family Size
White Star—9¼-oz. 39¢
Star-kist—9½-oz. Your Choice



Now...
Through October 11
At Your Neighborhood Safeway

Another fine savings on grand Chunk Tuna

SEA TRADER, finest quality, all light meat.
4 No. ½ cans \$1.00

Stock up now on TEMPEST brand Grated Tuna

Perfect for tasty tuna sandwiches
4 No. ½ cans 89¢

SEA TRADER . . . your best buy in Minced Clams

For chowder and delicious holiday dips
3 7½-oz. cans 89¢

Special savings now on PRINCE LEO Pink Salmon

Fine quality. Creamed salmon is delicious!
2 No. 1 tall tins 1.00

Made fresh! Sold fresh! Piedmont Mayonnaise

Delicious flavor, smooth smooth blend.
Qt. jar 55¢

Save more on Nu Made Salad Dressing

For old-fashioned flavor
Delightful Blend Qt. jar 55¢

An old favorite, Lunch Box Sandwich Spread

For the lunch box sandwiches
Always fresh Qt. jar 69¢

Real Roast, smooth spreading Peanut Butter

For variety in the lunch box
3-lb. Made fresh 12-oz. jar \$1.69
Sold fresh jar

Here again! SAFEWAY'S annual Fall CANNED FOODS SALE!

Save More at Safeway with

Kitchen Craft FLOUR

The premium quality flour that's milled exclusively for home baking. Guaranteed to improve any recipe.

10-lb. 25-lb. 50-lb.
89¢ \$1.98 \$3.89

Royal Satin, all-vegetable SHORTENING

Save 10c each 3-lb can 3-lb. can 79¢

Golden rich, Sunnybank MARGARINE

Finest quality Naturally better 4 1-lb. pkgs. \$1.00

Save at Safeway on IXL LASAGNE NOODLES

Easy-to-serve main dish 40-oz. can 59¢

For a real treat . . . try IXL RAVIOLAS

Just heat, serve, enjoy 40-oz. can 59¢

New at Safeway, Susy Belly STEWED TOMATOES

Fancy quality, Delicious! 6 24-oz. cans \$1.00

For extra goodness

MOONBEAM PUMPKIN

Fancy quality, Save at Safeway! 8 No. 2½ cans \$1.00

Delicious Dutch Mill brand SLICED CHEESE

American Swiss-Pimento 8-oz. pkg. 33¢

SILK TISSUE

Beautifully soft, extra absorbent Roll 3/25¢

PARKAY

Sweet chilled by Kraft. Try it! 1-lb. pkg. 31¢

| ITEM | Size | Price | Doz. | Case |
|---|-------------------|--------|------|------|
| APPLESAUCE Highway brand. Grand with Pork | 303 | 6/79 | 1.55 | 3.09 |
| APRICOTS Sundown brand whole, unpeeled | 2½ can | 3/85 | 3.39 | 6.75 |
| PEAR HALVES Del Monte brand. Famous for quality | 2½ can | 2/79 | 4.69 | |
| PEAR PIECES Sundown brand. Irregular pieces | 2½ can | 3/85 | 3.39 | 6.75 |
| FREESTONE PEACHES Sundown, Irreg. For salads, sauce | 2½ Can | 3/85 | 3.39 | 6.75 |
| FRUIT COCKTAIL Town House brand. Fruit pieces. | 303 can | 4/89 | 2.65 | 5.29 |
| GRAPEFRUIT Highway brand, broken segment | 303 can | 5/1.00 | 2.39 | 4.75 |
| PINEAPPLE Lalani brand crushed fruit | No. 2 can | 3/79 | 3.09 | 6.15 |
| GRAPE JUICE Tea Garden. Bright flavor. | 24-oz. bottle | 35c | 4.19 | |
| GRAPE JUICE Welch, from Concord grapes | 24-oz. bottle | 2/79 | 4.69 | |
| ORANGE ADE Kraft. The kiddies favorite | 46-oz. can | 3/89 | 3.55 | |
| GRAPE DRINK Welchade for sparkling flavor | 32-oz. size | 3/1.00 | 3.99 | |
| PINEAPPLE JUICE Lalani brand. Fancy quality | 46-oz. can | 4/1.00 | 2.99 | |
| FRUIT DRINK Dole Pineapple—Grapefruit | 303 can | 3/1.00 | 3.99 | |
| GREEN BEANS Gardenside, cut. Quality product | 12-oz. can | 8/95 | 2.77 | |
| HIGHWAY CORN Vac Pack for perfect flavor | 303 can | 7/1.00 | 3.35 | |
| CREAM CORN Town House. Sweet and tender | 303 can | 7/1.00 | 3.35 | |
| NIBLETS CORN Famous Golden, whole kernel | 12-oz. can | 6/1.00 | 3.95 | |
| GARDENSIDE CORN Cream style. Real savings | 303 can | 8/95 | 2.79 | |
| GARDENSIDE PEAS Standard. Sweet peas | 303 can | 8/95 | 2.79 | |
| SPINACH Town House, vitamin rich | 303 can | 7/1.00 | 1.69 | 3.35 |
| FROZEN PEAS Bel-air premium quality | 10-oz. pkg. | 6/1.00 | 1.98 | 3.95 |
| PITTED CHERRIES Honeybird Brand tart pie cherries | No. 2 1¼ flat tin | 4/1.00 | 2.98 | 5.85 |
| SLICED PINEAPPLE Highway brand fruit slices | 32-oz. can | 5/89c | 2.09 | 4.15 |
| APPLE JUICE Town House Breakfast treat | 32-oz. can | 4/1.00 | 2.89 | |
| TOMATOES Highway brand | 303 | 5/1.00 | 2.39 | 4.69 |

Deer Hunting Season Opens This Week. Check These Camping Values

| | | | | | |
|---|-------------|--------|---|----------------|--------|
| Cherub Milk Finest evaporated canned Milk | 8 tall cans | \$1.00 | Drips Syrup Tea Garden Extra goodness | 3 24-oz. size | \$1.00 |
| Lucerne Lac-Mix Nonfat dry milk | 12-qt. size | 85c | Strained Honey Golden Crest Fancy quality | 5-lb. size | \$1.00 |
| Pancake Flour Sperry brand Easy to make | 4-lb. pkg. | 55c | Chopped Beef Wilson's 'Bif' for sandwiches | 2 12-oz. cans | 89c |
| Pancake Flour Kitchen Craft with buttermilk | 4-lb. pkg. | 49c | Chili Con Carne Dennison's chili with beans | 4 15½-oz. cans | \$1.00 |
| Pancake Syrup Pack Train, Maple flavored | 24-oz. | 29c | Del Monte Catsup with "come alive" flavor | 3 family size | 85c |

Prices in this advertisement are effective thru Wednesday, October 1, at Safeway in Medford. We reserve the right to limit.



SAFEWAY

For real savings plus finest quality

EMPRESS PRESERVES AND JELLIES

Choose from Mix Fruit Jell, Grape Jelly, Grape Preserves, Apricot, Pineapple, or Orange Marmalade.

4 12-oz. glass \$1.00
Doz. . \$2.89

Nu Made

SALAD OIL

A Real Buy

59¢ Qt.

Play Cross-Out With Safeway 6000 Prizes Worth \$60,000

FREE "Cross-out" cards are available every time you visit your Safeway store. Watch for matching numbers in our weekend food ad which appears Thursday, Oct. 2, and every weekend thereafter for 12 weeks.

Free Vacation in Paris Just One of 874 Prizes

You'll enjoy participating in this big new contest. It's loads of fun with wonderful prizes. For rules and entry blank, see

The Big New October Issue
Everywoman's Family Circle

Old Fashion

SNAPS

Ginger, Chocolate, Vanilla, Lemon

49¢ 2-lb. Bag

WIN! 54 MAJOR WESTINGHOUSE APPLIANCES TO BE AWARDED WINNERS



Now \$25,000 Skylark Bread—Safeway Contest!

Your choice of major appliances! REFRIGERATORS • FREEZERS • RANGES • SPACE-SAVERS LAUNDRY & DRYER • ROLL-ABOUT DISHWASHER

Details and Entry Blanks at Skylark Bread Section—Safeway.