

# THE DAILY JOURNAL

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BY HOFER BROTHERS.

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## JOURNAL SPECIAL DELIVERY.

One Week ..... \$ 10  
One Month ..... 35  
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At Journal office.  
At Daus's Grocery, South Salem.  
At Bewersox Grocery, Yew Park.  
Asylum Avenue Grocery Store.  
Electric Grocery, East State St.



## The Weather.

Tonight and Friday, increasing cloudiness and cooler.

Down to the Crossroads Store.  
You can talk about yer congressmen,  
An' senators and such,  
Debatin' daown t' Washin'ton  
In a way to beat the Dutch;  
Wavin' their arms wild in the air  
And stampin' on th' floor—  
But the place where the things git  
settled is  
Daown to the Crossroads store.

We gather there 'most every night  
When all the work is through,  
An' sorter glance the kentry o'er,  
Takin' a bird's-eye view  
Of politics, diplomacy,  
Religion, crops; and 'scur  
To patriotic heights—you bet—  
Daown to the Crossroads store.

Sometimes our argymints grow hot,  
An' Deekin Brown rips out  
A good old cuss-word, like "Gol darn  
Whut Italy's about!"  
Then Grapop White jumps from  
his cheer  
An' grabs an ole axe-helve,  
"By gum!" he squeaks, "that's what  
we done  
"Way back in Eighteen-twelve!"

You can believe the eagle screams,  
An' cannons crash an' roar,  
When we're settlin' mighty questions  
Daown to the Crossroads store.  
—Henry Edward Root, in Harper's  
Magazine.

## UNJUST TO SALEM.

Whoever read the report of the  
Greater Salem Commercial Club pro-  
ceedings in the Portland Oregonian  
must conclude that there is but a  
slight disposition to do Salem any  
justice whatever.

The mild and measly verbiage would  
lead one to conclude that this was a  
bloodless community incapable of  
standing up for its own rights, and  
unable to comprehend when it has  
been slapped in the face.

It proves that there is a deliberate  
policy from the managers of that pa-  
per to stand in with the state board  
of health, in tarring this city and its  
sanitary conditions as black as they  
possibly can be made.

Salem people have not one-tenth  
part shown the resentment of such  
treatment that they should show.  
They have mildly and dignifiedly pro-  
tested, when they should actively with-  
draw all patronage from their ene-  
mies.

The unjust treatment of any other  
community by a newspaper that has  
its main support in the state at large  
from this city, would result in with-  
drawal of patronage.

It would result in a city like Spo-  
kane or Tacoma or Seattle in the  
withdrawal of all trade from the busi-  
ness men of a place harboring a news-  
paper that would blacken the reputa-  
tion of one city in the state.

If Salem business people would  
withdraw all patronage from the Ore-  
gonian, and follow this up by uniting  
to withdraw all trade from Portland  
until they were accorded fair treat-  
ment they would get results.

The Journal does not advocate such  
a boycott, but it does not believe that  
because one city has Bull Run water,  
and another has not, and one city has  
a big paper, and another has not, that  
it has any right to strike directly or

indirectly at the interests of the small-  
er place.

Salem has always treated Portland  
fairly and liberally. Not a stone has  
ever been thrown from this commu-  
nity at Portland. We have helped on  
all occasions. What do we get for it?

Salem news is shoved in among the  
news from little towns of the North-  
west, and we are only given glaring  
headlines when it is to our detriment.  
Is not this generally true?

We get prominence, with rare ex-  
ceptions, as a community, when we  
pay for it at big prices, and the rest  
of the time we get prominence when  
we are advertised as a disease-strick-  
en, pestilence-breeding community,  
and that without any foundation in  
fact.

Salem should not only protect its  
interests in an effective manner, but  
fight such a body as the state board of  
health to a finish, and let it be estab-  
lished that no such jumped-up, self-  
inflated mass of ignorant officialism  
can impose on any community.

After working for years to get this  
city upon a sound financial basis after  
laboring to advertise it to the world  
as a first-class place for Eastern im-  
migration to settle in, after securing  
recognition on the map of this world  
as the second city of Oregon, all these  
labors of love and efforts of our pub-  
lic-spirited people to get before the  
world in the best possible shape are  
frustrated and nullified by a crusade  
conceived in ignorance, impregnated  
with mischief, and born of reckless  
journalism.

The unjust treatment of Salem will  
go on so long as Salem fattens and  
fosters those influences, official or  
private, that have no due regards for  
the rights of this community.

The most sacred right of a commu-  
nity is to be let alone in its battle for  
development. But when has Portland  
ever failed to strike down and injure  
any city in the state that might ever  
cross her interests?

Let Salem people prepare to stand  
up for their own rights, and the rest  
of the world will respect them for it.  
Cease to give their good will and  
financial support where it is not ap-  
preciated, and a change will come over  
the spirit that now manifests itself in  
detraction, and eventuates in unjust  
treatment of this city and its people.

## JOURNAL X-RAYS.

Those who have not already laid in  
their winter supply of diamonds  
should do so at once, as they are  
steadily going up in price.

Dr. Woods Hutchinson thinks the  
newspaper notices Dr. Lorenz has re-  
ceived has "swelled his head." Some  
of the medical fraternity in this state  
are not liable to suffer much from the  
same cause.

A new granddaughter was present-  
ed to Rockefeller a few days ago, and  
the price of oil was immediately ad-  
vanced a cent, to keep her from danger  
of the poor house.

Dr. Andrew C. Smith and Dr.  
Woods Hutchinson, according to the  
Oregonian, object to Armour establish-  
ing a "Lorenz" hospital, or chair in  
Portland. May be they think it has  
bugs in it?

## DR. DRIVER'S REPLY.

To an Up Country Preacher Who  
Run Down Salem.

During the Methodist conference  
an up-country preacher got excited  
about the Portland publications  
against Salem's water supply and  
went so far as to say this was an un-  
safe place to send children to school.

Dr. I. D. Driver, the pioneer pre-  
acher, took him to task for speaking ill  
of any Willamette valley town and es-  
pecially of Salem where the Meth-  
odists had all that was dear to them  
in the way of an educational institu-  
tion. He said:

"I am surprised at the good brother  
not standing up for this school better  
and for the town that has so liberally  
supported it and helped wipe out its  
debt. If I lived in h— I'd stand up  
for my home and defend my own com-  
munity."

## About Marion Square.

The Marion Square Improvement  
League met at the home of Mrs. D. J.  
Fry yesterday afternoon, this being  
the first meeting after the summer  
recess. The committee on fountains  
for Marion square reported on several  
designs, but no decision has been  
made as to the particular design to  
be adopted, but a selection will be  
made at an early date.

W. J. Culver recently surveyed the  
square, and Major C. F. Cramer has  
drawn plans and specifications for the  
improvements that will be submitted  
to the city park board at its next meet-  
ing. Iron benches to the number of  
36 have been ordered by the ladies.  
They will be built by the Salem Iron  
Works, and placed in the square in the  
early spring.

May the sword of justice be swung  
by the hand of mercy.

# Judges of Our Courts

(Oregon Law School Journal)

The people are interested in having  
honest, fearless and—courageous  
judges. It is to their interest to have  
men of the greatest integrity presid-  
ing over our courts. It is not every  
one who aspires to be a judge who  
is qualified for the position. There  
is no person in the community who  
has a greater trust reposed in him  
than the judge, who is called upon to  
decide cases in which not only money  
matters are involved, but also the life  
and liberties of the citizen.

A judge to fill the requirements of  
his position, should be honest. This  
is one of the first requisites of a judge.  
If he is not honest, no matter what his  
qualifications may be, he cannot at-  
tain the standing which is expected of  
him. Neither political or other mot-  
ives should swerve him from doing  
his whole and undivided duty to the  
people. To be thoroughly honest, he  
should be fair and impartial in the ad-  
ministration of the law and not permit  
favoritism to any particular lawyer  
practicing before him to actuate him  
in the least in his decisions. No mat-  
ter what the political standing of the  
lawyer practicing in his court may be,  
if a judge is honest with himself and  
the people who have placed in his  
hands the highest trust that can be  
reposed in any man, he will not allow  
the thought of re-nomination to in-  
fluence him in any respect in his deci-  
sions.

A judge should be fearless and cour-  
ageous. He should not be prompted  
with motives to make his judicial po-  
sition a stepping stone to some other  
place that his ambition may desire.  
To fill this requirement, he must never  
hesitate to do his full duty as a judge  
regardless of the consequences, if he  
believes that he is right. The law  
and its proper interpretation should  
be the guiding star of his conduct, and  
this course will command the respect  
and admiration of the people and the  
members of the Bar.

A fearless and courageous court, in  
times of excitement, and when the  
passions of men run high, is what  
the people depend upon for safety and  
guidance.

To be a good judge a person must be  
evenly balanced. That is, he must be  
able to control his feelings during the  
trial of a cause. Attorneys in the  
trial of a cause, where their whole  
thoughts are centered upon the inter-  
est of their clients, are sometimes  
pardoned for showing undue anxiety  
in behalf of those they are endeavoring  
to assist. The judge, who should be  
neutral between the contending parties,  
should not be excused from showing  
ill temper and bad manners. When-  
ever he does this, he shows a lack  
of self-restraint and discipline of him-  
self that should receive the severest  
condemnation. A judge in the trial  
of a cause should endeavor to adopt  
a golden mean. If his nervous con-  
dition is such that he cannot try a  
case with deliberation, care and  
thought; if his idea of the practice of  
the law and its administration is of  
such a character that he deems haste  
and hurry in the trial of causes as the  
essential thing, he is utterly unfit for  
a judge of our courts, where clear  
thought and the most careful delib-  
erations are required. While on the  
surface it might appear that such a  
judge is saving the people's money in  
taxes, yet he is the most expensive  
of judges, for the reason that through  
the lack of thought and deliberation,  
more appeals are taken from the de-  
cisions of such a judge than of any  
other.

It is unfortunate for the people as  
well as the members of the Bar, when  
a judge becomes possessed with the  
idea that his court must be conducted  
in a strenuous manner. Rapid-firing  
courts may appeal to some who know  
nothing about the administration of  
the law. Theoretically it may com-  
mand the respect of the thoughtless,  
but to the members of the Bar and to  
clients who have had occasion to come  
in contact with such a court, they feel  
like one who has the temerity to tackle  
a buzz saw when in motion.

A judge to approach anywhere near  
the ideals of the legal profession,  
should be a person of courage and  
manliness. He should never be affect-  
ed by the clamor of those who know  
nothing about the administration of  
law, and are governed largely by cap-  
rice and surroundings. Where a  
judge panders to the cry of the  
thoughtless where questions of great  
moment are up for consideration in  
his court, he is wholly unfit for the  
honor conferred upon him. The in-  
corruptibility of our courts is the  
mainstay of a free people. A judge  
who is a demagogue and at all times  
pandering to the prejudices of the peo-  
ple regardless of the law of a case is  
the most dangerous of men, when  
public clamor demands a victim, or the  
decision of a question in a particular  
way.

The manly judge is not swayed or

deterred from doing his whole duty as  
he may view the law, regardless of  
extraneous circumstances or demands.  
Such a judge in time receives the  
commendation of the very people who  
endeavor to sway him from the path  
of duty.

Courtesy and good manners are  
some of the qualifications of a judge.  
It is a matter of regret that some  
judges when they are taken from the  
ranks of the members of the Bar and  
elevated to a judicial position seem to  
think that ill manners, rough and un-  
couth conduct enhances their stand-  
ing with the Bar. This is a grievous  
mistake on the part of a judge. Bad  
manners are never justifiable. A  
judge who insults a member of the  
Bar, without cause or provocation, is  
no gentleman. A judge who humili-  
ates a member of the Bar in the pre-  
sence of a jury and the spectators in a  
court room is a coward at heart and  
a poltroon. A judge who takes ad-  
vantage of his position to browbeat an  
attorney practicing before him and  
conducts himself in a manner he  
would not dare do outside of his court  
room is the most despicable of crea-  
tures. A judge who will wantonly  
wound the feelings of the members of  
the Bar is unworthy and a menace to  
the proper practice of the law. It  
sometimes happens such a judge, out-  
side of his court room, is all smiles  
and affability. He endeavors to im-  
press the laymen with the idea that  
he is the most considerate of men,  
when his inborn lack of consideration  
for his fellows is the most conspicu-  
ous element of his character.

A judge to be a thoroughly compe-  
tent one should not be a case lawyer  
alone, but well grounded in the ele-  
mentary principles of the law. He  
should be a broad and high-minded  
gentleman with a knowledge of the  
interior motives and promptings of  
human nature. Learned in the law  
is not sufficient. It often happens  
that persons who are well grounded  
in the law are very impracticable, and  
not a success in their chosen calling  
on account of their lack of insight into  
the affairs of men.

The judges of our courts should be  
learned in the law, honorable gentle-  
men, considerate of their fellows and  
good judges of human nature. They  
should never be affected in any re-  
spect by any influence, except a de-  
sire to interpret the law as indicated  
by a preponderance of the authori-  
ties and their consciences dictate.  
They should ever remember that it  
requires but little effort to be courte-  
ous to the members of the Bar, and in  
return for kindness shown by the  
judges, they have the good will of the  
Bar. If a judge is not by nature a  
gentleman and considerate of the feel-  
ings of the members of the Bar, no  
amount of veneering can change the  
real character of such a man. It is  
a calamity to all interested parties to  
have such a person permitted to pre-  
side over a court. It is a misfortune  
to litigants as well as the members of  
the Bar, when a tyrant holds sway in  
a court room and tramples upon the  
rights of clients as well as the dearest  
privileges of the members of the legal  
profession.

## The Excitement Not Over.

The rush to the drug store still con-  
tinues and daily scores of people call  
for a bottle of Kemp's Balsam for the  
Throat and Lungs for the cure of  
Coughs, Colds, Asthma, Bronchitis  
and Consumption. Kemp's Balsam,  
the standard family remedy, is sold on  
a guarantee and never fails to give en-  
tire satisfaction. Price 25c and 50c.

## War Cloud Is Passing.

London, Oct. 14.—Diplomatic cir-  
cles today are confident that the dan-  
ger of war with China and Japan is  
growing less. The dispatch says the  
papers of both countries are working  
for concord.

## Big Fire in Prussia.

Berlin, Oct. 14.—A disastrous fire  
at Sanhoff has left hundreds home-  
less. Five were killed.

Children have more need of models  
than critics.—Joubert.

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For Infants and Children.

The Kind You Have Always Bought

Bears the Signature of *Dr. H. H. Fletcher*

A new line of Cobalt, blue with gold  
and in semi-porcelain.

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similating the Food and Regula-  
ting the Stomachs and Bowels of

**INFANTS & CHILDREN**

Promotes Digestion, Cheerful-  
ness and Rest. Contains neither  
Opium, Morphine nor Mineral.  
**NOT NARCOTIC.**

Prepared by *Dr. H. H. Fletcher*

A perfect Remedy for Constipa-  
tion, Sour Stomach, Diarrhoea,  
Worms, Convulsions, Feverish-  
ness and LOSS OF SLEEP.

Bear the Signature of  
*Dr. H. H. Fletcher*  
**NEW YORK.**  
At 6 months old  
**35 DROPS—35 CENTS**

EXACT COPY OF WRAPPER.

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For Infants and Children

The Kind You Have  
Always Bought

Bears the  
Signature  
of

*Dr. H. H. Fletcher*

For Over

Thirty Years

**CASTORIA**

## Fair Warning to Stock Owners.

Persons owning horses or cows are  
warned that hereafter all stock run-  
ning at large anywhere in the city  
limits, including the new wards, will  
be taken up subject to the city ordi-  
nances.  
D. W. GIBSON,  
City Marshal.

## Locates at Port Arthur.

Berlin, Oct. 14.—A Port Arthur dis-  
patch says Admiral Alexiff has chosen  
that city as a place of residence. The  
tone of the Japan press is much more  
pacific.

## Japan Purchases Warships.

Manchester, Eng., Oct. 14.—  
Advance prints a dispatch that  
Japan has purchased two warships, in-  
cluding constructed in England, for  
South American republic.

Osteopathy reasons that a  
pure blood, compounded with  
pure Nature's own labors,  
within the body to meet its  
needs, is the safest and most effec-  
tual nerve tonic and tissue  
which man can employ.  
Dr. Schoettle, Barr & Barr,  
paths, Grand Oper., House, Sale

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A GREAT ARRAY

From 50c to \$3 a Piece

all Steel Rods

Our special values in the ones we are  
ing at \$1.75. They are wonder; for  
money Good gloria silk, fine hand  
worth \$2.50 our price \$1.75.

**Greenbaum's Dry Goods Store.**

302 Commercial Street



## Signs of Renewed Activity.

In the real estate world indi-  
creasing building operations  
Spring, an' prompt us to remem-  
ber that our facilities for supplying  
and soft wood, lumber, lath, sh-  
and other building materials ex-  
ceptionally good. We will be  
to furnish estimates on con-  
large or small. A car of mill  
shingles received.

## GOODALE LUMBER

Near S. P. Pas

Phone 851.

## A Pipe Dream

It would be to think that you could  
have your linen or colored shirts, flau-  
nels or woollens laundered at any price  
in Oregon with the same artistic  
finish, beautiful color and faultless work  
as we are doing all the time by our  
perfect and finished methods. When  
we "do up" your soiled linen it is as  
fresh and faultless in color and finish  
as when it was bought.

**Salem Steam Laundry.**

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healthy men you  
meet. They take  
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