

THE CAPITAL JOURNAL

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upright and impartial jurist. Devoted to the common law, he delighted in studying and tracing its legal principles in solving matters of litigation, and possessing a mind at once penetrating, logical and exact, he did not rely on precedent merely, in the consideration of a case, but bent all his powers to find out the legal principle involved and to apply it with logical exactness to the solution of the disputed point, citing precedents to fortify it.

was brief, but he was scarcely less conspicuous in private life than as a public official. Surrounded by the broad and fertile acres of the old homestead where he was born, where he lived almost all his days, and where finally he passed away, he was the oracle of a wide constituency and with generous hand, dispensed hospitality suggestive of the lauded proprietors of the old colonial days.

Among the oldest of Oregon's native sons, of Stalwart pioneer stock, he stood apart from his fellows, a stranger to the narrow selfishness which too largely characterizes those of crowded cities, a splendid product of the rugged pioneer days. He had the altruism which comes from pioneer hospitality and kindness, the instincts of the pioneer, and he was a lover of the woods and streams and the mountains. Of studious and methodical habits, unobtrusive to the point of timidity in dealing with men in the mass, he was absolutely fearless in his expressions of opinion and in dealing with all matters of public interest.

He was quick to discover incongruities in arguments, or to fix up gaps in them, when really sound for lack of orderly arrangement, or want of clearness. No pretentious faker of law could deceive or lead his mind astray with a mere juggle of words of specious arguments, backed by citations of ancient authorities never read, much less understood. He was a good listener, attentive and patient not captious, and seldom interrupting for like Lord Bacon, he thought an overtalkative judge a tingling symbol.

He liked to hear a good argument, and especially to read one well wrought out, elaborated with fullness and illustrated by references too and copious quotations from the authorities. He wanted to understand all sides of the case, and accorded great liberality in his discussion, considering it to be the duty of a lawyer to aid, instruct the court in the administration of justice. To him the law and its judicial administration was a high calling and imposed ideals of duty that permitted no deviations from truth and justice and scrupulous rectitude. He lived up to his standard and died loved and regretted.

Your committee, in submitting these resolutions understands and fully appreciates how valueless they are to assuage the grief of those who loved Judge Waldo, or to portray the man to those who will come after us, but we spread them upon the records well knowing that we have been unable to say of him as much as his honorable life justifies; and conscious that these resolutions are not perfunctory, but are findings of fact from the undisputed record of this good man's life. In the memory of your committee and all who knew him, Judge Waldo yet lives and exerts beneficent influence for a better social life, a higher ideal of citizenship. Truly it may be said of him, "The light he leaves behind him lies above the paths of men."

L. H. M'MAHAN, W. M. KAISER, C. B. MOORES, W. F. LORD, GEORGE H. BURNETT.

A Higher Health Level. "I have reached a higher health level since I began using Dr. King's New Life Pills," writes Jacob Springer, of West Franklin, Maine. "They keep my stomach, liver and bowels working just right." If these pills disappoint you on trial, money will be refunded at J. C. Perry's drug store; 25c.

Refused to Pay Poll Tax.

Street Commissioner Martin is being kept busy in collecting the delinquent poll tax assessments and giving attention to the improvements of the streets. He reported last Monday to the council that a large number had neglected and refused to pay their poll tax and during the same meeting a complaint threatening Mr. Martin was read from a citizen charging that the efficient street commissioner had dug up his yard.

The report of Mr. Martin concerning the delinquent poll tax is as follows:

Salem, Or., Jan. 6, 1908. To the Mayor and Common Council of the City of Salem, Oregon:

Gentlemen: I have the honor to report that the following named persons have failed, neglected and refused to pay the road poll tax due from them to the city of Salem, for the year 1907:

- W. F. Foster, Frank E. Baker, Ed. Keene, William Crothers, H. E. Albert, William Albright, S. L. Lloyd, A. B. May, H. H. Hunt, J. L. Combs, A. L. Brown, Charles Brounstein, C. F. Ragan, J. Henry Stanton, William Stensloff, S. E. Martin, A. T. Wain, F. H. Berger, S. Norcott, H. H. Carig, James A. Remington, Grant Teeter, C. B. Parker, W. H. Selleck, Sumpter Craig, J. E. Zinn, Milton Meyers, Otto Headrick, E. F. Douglas, F. A. Turner, H. C. Larkins, Charles Sauvain, James Olinger, H. R. Gamble, M. E. Pogue, M. C. Matthews, W. H. Dalrymple, James W. Roberts, W. L. Brounstein, Charles H. Jones, C. D. Gabrielson, Robert Dorman, T. E. Cauffield.

Very respectfully submitted, J. M. MARTIN, Street Commissioner.

New City Attorney.

W. E. Keyes, who for some time has been an assistant in District Attorney McNary's office, has opened an office of his own over the Capital National bank since his election as city attorney. Mr. Keyes has been very busy the last few days moving and fitting up his new quarters, but is now ready for business. "Walt" has the best wishes of his many friends.

MUST BELIEVE IT.

When Well-Known Salem People Tell It So Plainly.

When public endorsement is made by a representative citizen of Salem the proof is positive. You must believe it. Read this testimony. Every backache sufferer, every man, woman or child with any kidney trouble will find relief in the reading Jacob E. McCoy, retired, living on Capital street, beyond Mill Creek, Salem, Oregon, says: "There has been no reason for me to change my good opinion of Doan's Kidney Pills, which I expressed through your papers three years ago. I procured the remedy at Dr. Stone's drug store at that time and received the most gratifying results from their use. I was relieved of kidney complaint of several years' standing. The principal symptoms were in connection with the kidney secretions and any strain objects of the union, and an plainly phases of the kidneys. Nothing I had found in the way of medicine gave me any satisfactory relief until I got Doan's Kidney Pills. They gave me prompt and lasting benefit. I have recommended them ever since then when occasion has arisen. For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, New York, sole agents for the United States. Remember the name—Doan's—and take no other.

Dolph L. Hooghkirk, of Rainier, after visiting Mr. and Mrs. L. R. Stinson, of this city, has gone to Corvallis, where he will resume his studies in the Agricultural College.

DEPOSITORS

in the SAVINGS DEPARTMENT of the Capital National Bank

Are requested to present their pass books for the purpose of having credited the semi-annual interest due January 1st.

Jos. H. Albert, Cashier

MANY INFLUENTIAL PEOPLE ADOPT NEW THEORY

Statements from Followers of Cooper Obtained Recently in Various Cities

A number of statements from prominent people located in various cities where the widespread discussion over L. T. Cooper's new theory regarding the human stomach has recently waged, gave an idea of the intense interest the young man has aroused during the past year. The statements are as follows:

Mr. C. D. Mitchell of 2412 Avenue C, Birmingham, Ala., has this to say with regard to his belief in Cooper's medicine: "I have been troubled with indigestion and stomach trouble for the past year. I had heartburn, bloating after eating, gas on stomach and bowels, palpitation of the heart, pain in the lower part of my back, and various other symptoms, and was a victim of much distress. I tried many remedies, but received little or no benefit from them. I was advised to try the Cooper preparations, and did so. In one week's time I was improved wonderfully—the first relief I had been able to obtain. Mr. Cooper's medicine does all he claims for it."

Mr. J. O. Spradling, of 705 South Tejon street, Colorado Springs, Colo., says: "I was troubled with indigestion for two years. It caused me a great deal of suffering and misery. I did not dare to eat meat at all, and everything I did eat soured on my stomach. I tried various remedies, but found no relief. Three months ago I started taking Cooper's New Discovery, and after using the contents of three bottles I was entirely cured. I can now eat and relish anything that my appetite craves. The New Discovery is truly a great stomachic medicine."

Mrs. Wm. Coddier, of 408 Graves street, Syracuse, N. Y., is very strong in his expression of belief in the new medicine, and has the following to say on the subject: "I have suffered from catarrh of the nose and throat for four years. It must have been communicated to my stomach for all this time my stomach has given me much pain and suffering. My stomach was often sour, and my food did not digest. I was bothered by a continual desire to spit, and there was a constant dropping of mucus into the throat. The first relief I have been able to obtain is from Cooper's New Discovery, which I have been taking for about a week. My catarrhal condition has been greatly improved and my stomach is almost well. Mr. Cooper's medicine has benefited me more than anything I have ever used."

These statements are from reliable citizens in various communities who have tried these celebrated medicines. We sell them and will gladly explain their nature to any one interested.—J. C. Perry.

Transfers of Real Estate.

- The following deeds have been placed on record in the office of the Marion county recorder:
Henry Tacker, et ux., to E. B. Karn, 100 acres in t 7 s r 2 w, w d \$10,000
Harriet Smith to C. T. Moulton, lot 15, South Silverton, also ne 1/2 of lots 3 and 4, North Silverton, w d \$10,000
L. J. and A. R. Miles to W. E. Way, land in Marion county, w d 4000
L. J. and A. R. Miles to W. E. Way, lots 13 and 14, Sunnyside F. F. No. 9, w d 2000
H. J. Smith, et ux., to Elizabeth Steiner, land in Roberts' add to Salem, w d 1500
Miriam Allen to C. Malzdorf, et ux., lots 10 and 11, block 1, Knights' add to Salem, w d 1400
W. J. Steele, et ux., to W. L. Hall, land in Marion county, w d 1300
Z. M. Parvin, et ux., to L. C. Dennison, lot 15, block 4, Queen Ann addition to Salem, w d 900
E. W. Miner to M. V. Corby, 144.80 acres, in t 6 s, r 1 e, w d 800
J. and M. A. Gow to J. K. Gow, land in lots 1 and 2, block 4, town of Woodburn, w d 600
Rosina Bunhuber to Joseph Jenney, lots 3 and 4, block 7, Palmer's add to Mt. Angel, w d 575
J. K. and R. A. Pickens to C. M. Pickens, 19 acres in Marion county, w d 600
Anton Seifer, et ux., to M. and T. Durich, 5 acres in t 5 s, r 1 w, w d 300
C. W. Corby to Alice M. Rotzien, lot 3, block 5, University add to Salem, w d 300
Geo. McNeill to Charles Driscoll, et ux., 14.84 acres, in d 1 e of Rufus Smith, w d 300
W. F. Schuller, et ux., to P. F. Thomas, 1/4 acre, t 10 s, r 3 w, w d 75
F. E. and A. C. Chenoweth to Eugene Carpenter, et ux., 1 acre in sec 8, t 5 s, r 1 w, w d 100
Preston Pendleton to Ardula M. Porter, land in t 4 s, r 1 w, q c d 1
Preston Pendleton to A. C. Whitney, land in t 4 s, r 1 w, q c d 1
Preston Pendleton to Honesty Whitney, land in t 4 s, r 2 w, q c d 1
Preston Pendleton to L. A. Whitney, land in t 4 s, r 2 w, q c d 1
Preston Pendleton to O. C. Whitney, land in t 4 s, r 2 w, q c d 1
Preston Pendleton to Golsby Whitney, land in t 4 s, r 1 and 2 w, q c d 1
Preston Pendleton to Clara B. Whitney, land in t 4 s, r 1 and 2 w, q c d 1
O. C. Whitney, et al., to Preston Pendleton, land in t 4 s, r 1 and 2 w, q c d 1

Presented With Handsome Pipe.

The members of the Salem fire department after the council meeting Monday night presented C. N. Churchill, the retiring engineer with a fine merschaum pipe, which gift the veteran fire fighter received with emotion. During yesterday morning Chief of Police Gibson, who has been told of the intention of the company boys, brought from the store to his office eight or ten fine pipes and at the request of the boys explained to Mr. Churchill that he was about to make a selection of a present for a friend and as he knew that he (Mr. Churchill) was a good judge of a pipe, asked him to make his selection. Mr. Churchill, after examining the tobacco burners, selected one of the finest without suspecting that he was to be the recipient. Mr. Churchill has served the city as a member of the fire department since 1839 and has been engineer for the past two years. Retiring from the company he carries with him the good will and best wishes of every member of the force which was demonstrated in the scene last evening.

Why Suffer From Rheumatism?

Do you know that rheumatic pain can be relieved? If you doubt that just try one application of Chamberlain's Pain Balm. It will make rest and sleep possible, and that certainly means a great deal to any one afflicted with rheumatism. For sale at Dr. Stone's drug store.

Honoring the Memory of Departed Distinguished Jurists--Resolutions Put On Record by the Marion County Bar Association, Adopted January 6, 1908

Memorial and Resolutions of John Joseph Murphy.

John Joseph Murphy, an attorney of this court and for many years a resident of Marion county, was born in Ireland, June 2, 1832, and died near the east entrance of the county court house in Salem, Oregon, June 13, 1907. He had exceeded by almost five years the measure of life allotted to man by Solomon, and on the scene of his professional labors he was suddenly called to close a long and active career.

In early manhood he came to Oregon, from California and took up his residence at Champeong in the northern part of Marion county. He was a carpenter by trade and pursued that occupation for several years. He was a justice of the peace in Champeong precinct in the latter sixties and his characteristic disposition to know all about anything which he undertook and perform its duties creditably led him to study law, for the purposes of that office. He was afterwards elected sheriff of Marion county and his connection with the courts as such officer and the legal questions affecting his administration of the shrievalty still further stimulated his research in the law, so that he studied systematically and was popularly admitted to the bar of the supreme court of this state in 1872. He served with ability in the legislature of the state and in various positions in the city government of Salem. He acted several years as the U. S. postal inspector with energy and fidelity. For some sixteen years prior to his death he was clerk of the supreme court of the state of Oregon and died an incumbent of that office.

In every relation both public and private his record is one of unvarying integrity and though many, in the struggle of politics and the law, felt his prowess as an antagonist, yet no one can truthfully assail his honor as a friend or foe. He was a pronounced man in whatever he undertook and he was zealous for a friend or client or against an enemy.

He was in the full sense of the word a self made man and the architect of his own career. Originally of but limited education, he was determined to improve his mind and enlarge his store of knowledge by persistently in study and indefatigability of research.

A warm and generous friend, an opponent to be reckoned with, his earthly activities are ended and he rests leaving a respected memory and an honorable career.

- W. F. LORD, L. H. M'MAHAN, W. M. KAISER, C. B. MOORES, GEORGE H. BURNETT.

Memorial and Resolutions of John Breckenridge Waldo.

John Breckenridge Waldo, ex-chief justice of the supreme court of the state of Oregon, died at his residence in the Waldo Hills, near Salem, on September 1, 1907.

He was born October 6, 1844, upon the old homestead located by his father Daniel Waldo, the noted pioneer, whose honorable name the Waldo hills now bear. He received a common school education and was afterwards graduated from the Willamette University in the class of 1862. He was admitted to the bar in 1870. In 1877 he married Miss Clara Tomason, who, with a daughter, Miss Edith Waldo, survives him. In 1880 he was elected a member of the supreme court of Oregon, serving six years. In 1893 he represented Marion county in the Oregon legislative assembly. His public career



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