

THE CAPITAL JOURNAL

K. HOFER, Ed. and Prop.

Independent Newspaper Devoted to American Principles and the Progress and Development of All Oregon.

Published Every Evening Except Sunday, Salem, Ore.

SUBSCRIPTION RATES.

(Invariably in Advance.)

Daily, by carrier, per year.....\$6.00	Per month.....50c
Daily, by mail, per year.....4.00	Per month.....35c
Weekly, by mail, per year.....1.00	Six months.....50c



A LETTER REFUSED BY THE "OREGONIAN"

Following from the pen of Levi W. Myers was sent to the Oregonian but refused publication, because it so completely knocks out some of the arguments of that newspaper. Mr. Myers was a delegate to the convention that nominated Abraham Lincoln for president, and is a life-long supporter of Republican principles. Mr. Myers writes as follows on the topic "Legislators Must Represent the People":

Legislators Must Represent People.

Portland, Dec. 2.—To the Editor of The Journal.—It is said, "Nothing is more certain than that the constitution of the United States requires the election of senators by the legislatures of the states." Yes, certainly, and no sane person disputes it. That is, the members of the legislatures cast the ballots that elect the United States senators. But the question arises, where did the members of the legislature get the power or right to cast these ballots, and under what circumstances and limitations? Whose interests and whose welfare do these ballots represent? Does the ballot represent the individual judgment or interest of the legislator alone, or does he cast it as the representative of the people who voted for him and put him in office? Whom does a member of the legislature represent; himself, or the voters who put him there? Is he a sovereign and lawgiver from his personal standpoint, or is he an agent of the people who elected him, and bound to obey their known will?

A good deal has been said about representative government, and that is the form of government we have, but in the past, the representative has, in too many cases, represented his own personal interests rather than the interests of the men who charged him with the duty of representing them, and an effort is now being made to get back to the real representation of the whole people by members who go as public servants to the legislative bodies. The thought that the legislators, as soon as the ballots are counted that elect him to office, immediately becomes a sovereign, responsible to nobody but himself, or his own personal interests, is fallacious in the extreme. It is, in deed, subversive of our whole form of government. If a matter should come up in a legislative body that had been unforeseen and unprovided for, the agent or representative might, with propriety act on his own judgment, but in every case where he had been instructed by his constituents, he is bound by every principle of honor known to men to represent them faithfully and well.

Nor is there anything in the constitution of the United States, or the state of Oregon, or any other state, to prevent the people from instructing their representatives as to what they want done, in the matter of electing a United States senator, or in any other matter whatever. The people have a perfect and unobstructed right to instruct their representatives and the representatives are bound in honor to obey, in all sorts of state affairs. In fact, every party platform is instruction to legislators, and certainly a legal election, as that of June last, is as positive instruction as could be thought of. To disregard it would, indeed, be subversive to representative government. Somehow it must be beaten out of the heads of predatory politicians that a public office is a private snap and that its emoluments and powers are to be used for purposes of personal plunder rather than for the good of the general public, and right now, and in Oregon, is as good a time and place as will ever occur to test the issue thus fairly made. Is the agent bound to do the work of the principal, is the question to settle. Apply it to business, in the legislature, or anywhere else. Who shall boss the job, the employer or the employe?

The "power" to cast a vote in a legislative body lies wholly with the legislator, and the constitutions, both state and national, put it there, but the legislator must not use that "power" for his own personal benefit, and as against the public good, and he dare not disregard the known wishes of the people who gave him the "power" to cast that ballot. That "power" is not his personal asset. It belongs to the public whom he is bound to serve, under the forms of law.

It is absolutely certain that Oregon gave Mr. Taft nearly 25,000 plurality, and it is equally certain that it gave Mr. Chamberlain about 1500 plurality in June, and both elections may be fairly taken as the deliberate judgment of the voters of the state, and both ought to be allowed to stand without question. Is it certain that this judgment would be reversed in an election for senator, tomorrow, between Fulton and Chamberlain?

Finally, is it a calamity to have some one, not a Republican, elected to a public office, one in a while? Mr. Taft does not so consider it. In a speech at Germantown, Va., July 20, he congratulated Bath county upon the fact that it has two political parties nearly equally divided, which he said was guarantee against evils in the administration of government, and he was right about it.

Parties long in power always become corrupt. Witness, Tammany and its Tweed product in New York, and the rascalities of the Republicans of Pennsylvania in building their new capitol. It is always so. Has Oregon been hurt by its Democratic governors, or Multnomah county, or Portland, hurt by their Democratic officials?

But aside from all this, the people of the state have voted for senator and they have chosen Chamberlain over his competitors; and there in honor, that verdict must stand. The issue represents a vital, fundamental principle of government and its importance is far, far above any mere consideration of party or of personal interest.

LEVI W. MYERS.

COFFEE

The world is full of anonymous coffee: "Java and Mocha." Who returns your money if you don't like 'em?

Your grocer returns your money if you don't like Schilling's Best; we pay him.

FIGHT OVER RIGHT TO RAFFLE STOVE

(United Press Leased Wire.)

Point Richmond, Calif., Dec. 8.—Whether a raffle is legitimate game of chance to be sanctioned by society, or whether it shall be placed under the ban of the law along with lottery, fan tan and pie gaw, are the questions that today are agitating the leading "social uplifters" of Point Richmond.

The Reverend Sprague Davis, pastor of the First Methodist church, is for putting the humble raffle under the ban. Mrs. Lee Adams, president of the West Side Woman's Improvement club, maintains that a raffle is as harmless as a baby's rattle.

Town Attorney W. H. Hart and town marshal J. H. Gregory have sprung chivalrously to the aid of Mrs. Adams. They fall to see the dire calamity in raffling or raffling and have decided that the rafflers are not lawbreakers.

Throughout the Thanksgiving season when the turkey was the national bird and the star performer in a series of raffles in Point Richmond, the Rev. Sprague Davis became increasingly vexed. The climax arrived yesterday, however, when the club decided to raffle a cook stove.

Rev. Davis' wrath flared forth and his animadversions were levelled at Mrs. Adams. She eluded responsibility by pointing to the fact that Town Marshal Gregory has taken no action. The marshal in turn points to Attorneys Hart as his authority and until the minister takes up the matter with State Attorney General Webb, Hart's word is law.

CROWDED FERRY BOAT STRANDED

(United Press Leased Wire.)

San Francisco, Dec. 8.—Two thousand passengers fretted and fumed last night when they were delayed an hour at the Alameda mole through the stranding of the ferry steamer Yerba Buena in the mud just at the entrance to the slip.

The Yerba Buena was borrowed from the Key Route by the Southern Pacific to take the place of the Berkeley which is being repaired on account of damages received Sunday night in a collision with the pier in the fog. The Yerba Buena has a heavier draught than the Southern Pacific boats, and the low tide last night made trouble for it. Four times she grounded before she pulled into the slip, and a very disgusted crowd of commuters went home to late dinners.

MILLIONAIRE MAY BE A SUICIDE

St. Louis, Mo., Dec. 8.—Francis D. Hirschberg, millionaire insurance underwriter, and former director of the Louisiana Purchase Exposition, who was known as the "St. Louis Ward McAllister," died early today at his home as the result of a bullet wound in his head.

The police refuse to say whether they think it is a case of murder or suicide, and are making the most minute investigation. Members of the family say the millionaire was the victim of an assassin, but they are unable to offer any motive or reason.

A trail of blood was found leading from the landing of the front-stairway to the steps and through his wife's bedroom to the bathroom, where he died.

No one has been found as yet who saw the shooting or heard the shot fired. Mrs. Hirschberg was awakened when her husband walked through her room. She spoke to him, but he did not reply, evidently being unable to speak.

Hirschberg had spent the night at home. He was fully dressed, and apparently ready to go out. A revolver was found on the landing of the stairway. Members of the household say that the pistol belonged to Hirschberg. The tragic death has caused a great sensation in business circles and in society, as the victim was one of the best known men in St. Louis.

It is a Wonder.

Chamberlain's Liniment is one of the most remarkable preparations yet produced for the relief of rheumatic pains, and for lame backs, sprains and bruises. The quick relief from pain which it affords in case of rheumatism is alone worth many times its cost. Price 25 cents; large size 50 cents. For sale at Dr. Stone's drug store.

"SIS HOPKINS" PLAYS TO FAIR HOUSE

"Sis Hopkins" was produced before a fair-sized audience, at the Grand opera house last night. There was good legitimate comedy and pathos in it from start to finish. Rose Melville lived up to the reputation she has made playing "Sis Hopkins."

The hit of the evening was the comedian, J. T. Ray, who took the part of the village undertaker, who is always on the watchout for a death and not unfrequently sending in his card, price lists and descriptions of the best coffins to the families of those who are not exactly well. He always takes the cheery side of things by wishing that a train on which he was riding containing 200 people would be wrecked for then he would be the first to secure the orders for the "dark houses"; by taking notes of those who have developed a cough and such encouraging views. In addition to being a good comedian, he won the applause of the audience many times by his clever dancing and jiggling.

Medicine That Is Medicine.

I have suffered a good deal with malaria and stomach complaints, but I have now found a remedy that keeps me well, and that remedy is Electric Bitters; a medicine that is medicine for stomach and liver troubles, and for run down conditions," says W. C. Kiestler, of Halliday, Ark. Electric Bitters purify and enrich the blood, tone up the nerves, and impart vigor and energy to the weak. Your money will be refunded if it fails to help you. 50c at J. C. Perry's drug store.

Aaron Ridge, a prisoner at the penitentiary on a charge of larceny, from Umatilla county, turned in at the institution last May, and who had been converted into a trusty made his escape yesterday.

Prolonged Life

There are many persons living to-day, whom doctors have given up to die. Dr. Miles' Heart Cure has added years to their lives. It strengthens the heart nerves and muscles, restores normal heart action, so that it can send the blood through the veins to nourish and sustain life.

"I am glad to recommend Dr. Miles' Heart Cure and Nerve for they have been of great benefit to me. The doctors said I was liable to die any time; my case was incurable. I was told this by doctors in this village and Southern Minnesota. I have used four bottles of Heart Cure and the same of Nerve, and although not a young man, having passed through the war, I feel younger than I did before. I am feeling better in every way and sleep like a healthy six year old boy. I was advised to use your medicines by a man who is now a perfect specimen of manhood. He tried Dr. Miles' remedy and he said it cured him of heart trouble, two or three years ago after the doctors had given him up to die."

CHAS. E. MURPHY, Verdala, Minn.

Dr. Miles' Heart Cure is sold by your druggist, who will guarantee that the first bottle will benefit. If it fails he will refund your money.

Miles Medical Co., Elkhart, Ind

We Launder Ladies' Shirt Waists and White Skirts Just Right.

We guarantee to. All of our shirtwaists are carefully washed with a special neutral soap, starched just where they should be starched and ironed by experts who have made shirtwaist ironing a special study.

We are pleasing the most careful dressers in the city with our shirtwaist work and are sure we can please you. May we have a trial?

SALEM LAUNDRY COMPANY
Tel. 25 136-166 S. Liberty St

DON'T LET YOUR FAMILY

plead for a talking machine—give them a joyful surprise by purchasing an Edison and ordering it sent home at once; no other musical instrument is half so wonderful as the Edison. You are invited to call; we will treat you to the best music in the house.

L. F. SAVAGE
247 Commercial St. Salem, Or.

The Chemawa Indian school yesterday defeated the Junction City team by a score of 30 to 0.

Catarrh Cannot be Cured.

with LOCAL APPLICATIONS, as they cannot reach the seat of the disease. Catarrh is a blood or constitutional disease, and in order to cure it you must take internal remedies. Hall's Catarrh Cure is taken internally, and acts directly on the blood and mucous surfaces. Hall's Catarrh Cure is not a quack medicine. It was prescribed by one of the best physicians in this country for years and is a regular prescription. It is composed of the best tonics known, combined with the best blood purifiers, acting directly on the mucous surfaces. The perfect combination of the two ingredients is what produces such wonderful results in curing Catarrh. Send for testimonials free.

F. J. CHENEY & CO., Props., Toledo, O.

Sold by Druggists, price 75c. Take Hall's Family Pills for constipation.

A movement is on foot to fix the gas rate at \$1.50.

Marked for Death

"Three years ago I was marked for death. A grave-yard cough was tearing my lungs to pieces. Doctors failed to help me, and hope had fled, when my husband got Dr. King's New Discovery," says Mrs. A. O. Williams, of Bac Ky. The first dose helped me and improvement kept on until I had gained 55 pounds in weight and my health was fully restored. This medicine holds the world's healing record for coughs and colds and lung and throat diseases. It prevents pneumonia. Sold under guarantee at J. C. Perry's drug store, 50c and \$1.00. Trial bottle free.

Eugene has spent \$227,000 on paying during the last year.

Beware of Frequent Colds.

A succession of colds or a protracted cold is almost certain to end in chronic catarrh, from which few every cold the attention it deserves and you may avoid this disagreeable disease. How can you cure a cold? Why not try Chamberlain's Cough Remedy? It is highly recommended. Mrs. M. White, of Butler, Tenn., says: "Several years ago I was bothered with my throat and lungs. Some one told me of Chamberlain's Cough Remedy. I began using it and it relieved me at once. Now my throat and lungs are sound and well." For sale at Dr. Stone's drug store.

For that Dull Feeling After Eating.

I have used Chamberlain's Stomach and Liver Tablets for some time, and can testify that they have done use more good than any tablets I have ever used. My trouble was a heavy dull feeling after eating. David Freeman, Kempt, Nova Scotia. These tablets strengthen the stomach and improve the digestion. They also regulate the liver and bowels. They are far superior to pills but cost no more. Get a free sample at Dr. Stone's drug store and see what a splendid medicine it is.

CASTORIA
For Infants and Children.
The Kind You Have Always Bought

Bears the Signature of *Wm. D. Druggist*

HICKORY BARK
Cough Remedy
ABSOLUTELY PURE

Coughs, Colds
CROUP

Whooping Cough
Hemorrhage
Bronchitis

SORE THROAT
And all Diseases of the
THROAT AND LUNGS

Manufactured by
HICKORY BARK REMEDY CO.
Salem, Ore., U. S. A.

Price, Ten-Cent Cents

Seed Cleaner

Our Grain and Seed Cleaner has been running full capacity to keep up with the orders. We clean all kinds of seed grain, clover seeds, grass seeds, etc. Do not sow a lot of foul seeds but bring in your seed and have it cleaned right and get a crop you want instead of weeds. You will get enough weeds without sowing any more. Charges reasonable.

Feedmen and Seedmen

D. A. White & Sons

Salem, Oregon,
255 Commercial Street, Phone 160

Grabber Bros.

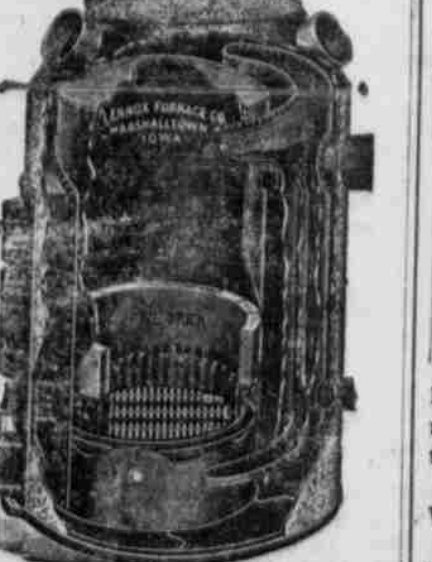
PLUMBING AND GAS FITTING

Will give prompt attention to all orders, guarantee our work to give satisfaction and to be up to the sanitary standard.

WE WILL BE PLEASED TO GIVE ESTIMATES ON CONTRACTS

Call at our shop on Liberty street, back of Barr's Jewelry Store. Phone 550.

TORRID ZONE FUNARCE



The above cut represents our brick lined Torrid Zone Furnace. Guaranteed gas, smoke and dust proof. Economical and durable.

A. L. FRASER

258 STATE STREET.
Estimates furnished on heating

CAPITAL BAKERY
439 Court street, Newkirk Bros. Props. Bread, Cakes, Pies and all kinds of Pastries, Cookies, etc. Special orders delivered on short notice.
11-19-tf.

RAILROAD TIME TABLE

Time Card No. 34, effective December 8, 1908.

No. 16—3:12 a. m.—Portland passenger.
No. 18—3:40 a. m.—Portland passenger.
No. 12—6:45 p. m.—Portland passenger.
No. 14—9:13 p. m.—Portland passenger.
Toward Portland, freight.
No. 22—5:0 p. m.—Portland freight.
No. 226—10:40-11:10 a. m.—Portland freight.
Toward San Francisco, passenger.
No. 11—11:00 a. m.—Portland passenger.
No. 17—6:45 p. m.—Portland passenger.
No. 15—9:56 p. m.—Portland passenger.
No. 13—3:31 a. m.—Portland passenger.
No. 221—3:45 a. m.—Portland freight.
No. 225—11:35 a. m.—Portland freight.

OREGON ELECTRIC RAILWAY

Time Card Effective Nov. 1908:

Portland and Intermediate Local
Portland-Hillsboro and Intermediate, Local
Portland and Intermediate Local
Portland and Intermediate Local
Portland-Tualatin and Hillsboro, Limited
Portland-Hillsboro and Intermediate, Local
Portland and Intermediate Local
Portland and Intermediate Local
Portland and Intermediate Local
Portland-Hillsboro and Intermediate, Local
Portland, Hillsboro and Tualatin, Limited
Portland and Intermediate Local
Portland-Hillsboro and Intermediate, Local
Portland and Intermediate Local
Portland and Intermediate Local
Portland and Intermediate Local
Portland and Intermediate Local
Portland and Intermediate Local

Now is the Time to visit

California

When summer has passed in these northern states, the air is only mild under the bright blue skies of Southern California. This is one of nature's happy provisions—eternal summer for those who cannot endure a more severe climate.

California has been called the "Winters of the winter." Its hotels and sleeping places are varied as those of a well regulated city. Visitors can always find suitable accommodations, especially in the comfortable and well-furnished, pleasing resorts.

SOUTHERN PACIFIC

Will be glad to supply you with very attractive literature describing in detail many delights of winter in California.

The rate from Salem to Los Angeles and return is \$10.00. Limit six months, stopping in either direction. Similar excursion rates are in effect to all California points.

For full information, call for reservations and tickets by telegraph or write to

W. M. McNEIL, Gen. Pass. Agent, Portland, Oregon.

O. C. T. C.

Steamers Oregon and leave for Portland Monday day and Friday at 10 a. m., Thursday and Saturday at 10 a. m. Fare 50 cents. Leave for Corvallis Thursday and Saturday at 10 a. m. M. P. KALLEN.

DYSPEPSIA

"Having taken your wonderful 'Cascarets' for three months and being entirely cured of stomach and dyspepsia, I think a word of praise is due to 'Cascarets' for their wonderful composition. I have taken numerous other cathartic remedies but without avail and I find that Cascarets follows in a day than all the others I have taken would in a year."

James McInnis, 100 Mercer St., Jersey City, N. J.

Best For The Bowels

Cascarets

CANDY CATHARTIC

THEY WORK WHILE YOU SLEEP

Pleasant, Palatable, Painless, Taste Good, Do Good. Never Sickens, Weakens or Grips, No Stomach, No Nerve. In bulk. The genuine tablet stamped O. C. T. C. Beware of cheap imitations. No cure or poor money back.

Sterling Remedy Co., Chicago or N.Y., 99c

ANNUAL SALE, TEN MILLION BOXES