

# THE CAPITAL JOURNAL

F. HOFER, Ed. and Prop.

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

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### VIOLATION OF LAW BY PUBLIC OFFICIALS.

Can a public official obey one part of a law, and disobey other parts of the same law with impunity?

Can anyone, citizen or official, say to himself: "I will keep such parts of the law as I approve of personally, AND VIOLATE WHAT I DO NOT APPROVE?"

Can anyone say: "I disapprove of the Initiative and Referendum. It is the invention of cranks, and laws enacted under it ARE ONLY TO BE OBEYED SO FAR AS SEEMS GOOD TO ME."

Can county officials say: "We are willing to obey the law of corrupt practices so far as it prohibits subscriptions and donations, BUT NOT OTHERWISE?"

Mayors and county and state officers should scrupulously obey laws made by the people or their representatives UNTIL THEY ARE REPEALED OR DECLARED UNCONSTITUTIONAL by some court of competent jurisdiction.

If officials are going to set aside such questions of laws as do not suit them, how can they enforce laws?

There is a growing sentiment that all laws conducive to good government are to be obeyed and enforced until repealed.

This principle is especially involved in the corrupt practices act to regulate elections and CONDUCT AND EXPENDITURES OF CANDIDATES.

The county officials are to be commended for refusing all kinds of subscriptions to charity, which have been exacted in the past, because of their political positions.

But they would not be excusable if they only kept that part of the law which suited their interest or advanced their popularity, AND VIOLATED WHAT WAS AGAINST THEIR INTEREST AND LESSENERED THEIR POPULARITY.

Let those who are honored with public positions by the people respect the laws enacted by the people, and obey the laws.

How can a mayor or sheriff or governor enforce the laws he has taken oath to support IF HE DISREGARDS WHATSOEVER HE SEES FIT?

Let all obey the laws, citizens and officials, until they are repealed or set aside.

No man liveth to himself alone, AND NO MAN IS ABOVE THE LAW to violate what he pleases with impunity.

There are laws and features of laws that many do not like. We are still not privileged to violate them.

We may bear with them in silence, hoping for their repeal, or we may agitate for their repeal, while obeying them.

BUT THE DOCTRINE THAT ANY PUBLIC OFFICIAL MAY DEFEY SUCH PARTS OF THE LAW AS HE DOES NOT LIKE IS A DANGEROUS HERESY.

The courts are open to construe and to test any law or any feature of a law, and there is the place of resort for relief.

If the aggrieved official does not like a law enacted by the people, and his oath requires him to obey and uphold that law, he can do one of two things:

1. HE CAN BRING A CASE IN THE COURT TO TEST THE VALIDITY OF THE LAW.
2. OR HE CAN BEGIN AND REFUSE TO HOLD OFFICE UNDER SUCH A LAW.

If he does not think enough of his rights as an individual to attack the law in the courts, IF THERE IS NOT ENOUGH PRINCIPLE INVOLVED TO ASSERT HIS RIGHTS IN THE WAY PROVIDED, he is under moral and legal obligation to comply with the law and to obey its letter and spirit "in toto."

For Eczema, Tetter and Salt Rheum. The intense itching characteristic of these ailments is almost instantly allayed by Chamberlain's Salve. Many severe cases have been cured by it. For sale by Dr. Stone's Drug store.

## The Capital National Bank

Has done a constantly increasing business in Salem for over twenty-three years.

We solicit the business of those wishing a banking connection with a modern and well equipped bank.

J. H. Albert, Pres.  
E. M. Croisan, V-Pres.  
Jos. H. Albert, Cashier.

### U. S. MARINES STOP RIOTS IN HONDURAS

(United Press Leased Wire.) New Orleans, Pa., Dec. 19.—A letter published by the Picayune from Puerto Cortes, Spanish Honduras, tells of a mutiny by drunken soldiers last week, when a boatload of blue-jackets from the United States gunboat DuBuque had to go ashore to protect the interests of the American residents in the city.

The dispatch states that half a hundred soldiers started to shoot up the town. American Consul A. W. Brickwood, Jr., taking his life in his hands, went among the mutineers, and warned them that any violence to American interests would bring swift vengeance from the war vessel in the harbor. It finally required the appearance of a landing party to bring the disorderly troops to their senses.

sure. Sold by all dealers.

### 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. C. Williams, of Bac Ky. The first dose helped me and improvement kept on until I had gained 58 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.

It is said the College of Medicine will fight the expulsion of Earl Lowe from Willamette University, for alleged participation in the students' pranks of hiding the Eaton Hall corner stone, putting a cow in the chapel and a few other "stunts."

### Good Cough Medicine for Children.

The season for coughs and colds is now at hand and too much care can not be used to protect the children. A child is much more likely to contract diphtheria or scarlet fever when he has a cold. The quicker you cure his cold the less the risk. Chamberlain's Cough Remedy is the sole reliance of many mothers, and few of those who have ever tried it are willing to use any other. Mrs. F. F. Starcher, of Ripley, W. Va., says: "I have never used anything other than Chamberlain's Cough Remedy for my children and it has always given good satisfaction." This remedy contains no opium or other narcotic and may be given so confidently to a child as to an adult. For sale at Dr. Stone's drug store.

According to the report of election expenses and the statement filed therewith, Fred L. Waters, councilman-elect from the first ward, expended \$2.15 for stamps and envelopes and \$1 for cards, and as a campaign booster simply refrained from kicking his neighbor's dog.

Don't Be Hopeless. about yourself when you're crippled with rheumatism or stiff joints—of course you've tried lots of things and they failed. Try Ballard's Snow Liniment—it will drive away all aches, pains and stiffness and leave persons ever wholly recovered. Give you as you were before. Sold by all dealers.

Dr. A. C. Pantou has officially notified the governor of his resignation as a member of the State Medical Board.

### A Dangerous Operation.

Is the removal of the appendix by a surgeon. No one who takes Dr. King's New Life Pills is ever subjected to this frightful ordeal. They work so quietly you don't feel them. They cure constipation, headache, biliousness and malaria. 25c at J. C. Perry's drug store.

By a decision of Judge Galloway, F. J. Eldridge is ordered to pay \$24,441.65 to John Hofer, Caspar Zorn and David M. Keen as the amount due them for settlement of tenants' rents on the Eldridge Wacanda farm.

## HEADACHE

"My father had been a sufferer from sick headache for the last twenty-five years and after finding any relief until he began taking Cascarets he has never had the headache. They have entirely cured him. Cascarets do what you recommend them to do. I will give you the privilege of using his name." E. M. Dickson, 123 Resner St., W. Indianapolis, Ind.



Pleasant, Palatable, Potent, Taste Good, Do Good, Never Sicken, Weaken or Grip. Be, 25c. No. Never sold in bulk. The genuine tablet stamped C. O. O. Guaranteed to cure or your money back. Sterling Remedy Co., Chicago or N.Y. 50c ANNUAL SALE, TEN MILLION BOXES

### BIG SUM TO MAKE PRACTICAL MEN

(United Press Leased Wire.) New York, Dec. 19.—Dr. Leon Elbert Landone, director of applied sciences and arts at Los Angeles, Cal., announced that there had been placed in his hands by a wealthy citizen of New York, the sum of \$100,000 to be used at the rate of \$10,000 a year to gather reports on that phase of school work which fosters executive ability in children rather than fills their heads with theoretical knowledge. The anonymous benefactor told Dr. Landone that he believed that modern education methods sadly neglected the cultivation of this trait in school children, and he considered it extremely necessary that the modern American should be trained in the ability to direct undertakings.

### MAY SNOW IN CAPITAL CITY

Jack Frost, a late arrival in Salem and vicinity has been causing the mercury to tumble down considerably, and last night the 20 degree mark was reached. This is the lowest the thermometer has registered so far this season, having dropped from the 25 degree post of Friday night.

From present indications the cold wave will remain over until Christmas at the longest, and owing to the prevailing winds blowing from the south, a beautiful white mantle over the Salem streets would be no surprising result to the local weather man. A heavy frost continued to fall the greater part of the night and this morning the ground was slightly covered with a Christmas color. Snow has been falling heavy in Southern Oregon and in Polk county and for this reason a south wind may guide a little of it Salemward.

During the month of November, last year, the coldest day or night was 36 degrees above zero at which degree the thermometer stood for the greater part of the season.

### INTERESTING DATA IN CORNER-STONE

The following is the list of articles placed in the corner-stone of Eaton hall:

Certified copy of the Charter. Supplementary articles of incorporation, by-laws.

A book formerly belonging to Rev. A. F. Weller, who was instrumental in making the old College of Liberal Arts building possible.

A souvenir, "The New Willamette, 1907," with cut of Rev. John Hamline Coleman, D. D., president of Willamette university 1902-1908.

Catalogue of Willamette university, 1908.

Catalogue of Medical college of Willamette university, 1908-1909.

Catalogue of Kimball college of Theology, Willamette university, 1908-1909.

Copy of the resolution passed by the faculty of the College of Liberal Arts thanking Hon. A. E. Eaton for his noble generosity.

Copy of press report of July 22, 1864, giving an account of the laying of the corner-stone of the old building as it was originally.

Pennant of Willamette university colors.

Students hand book of Willamette university, presented by the Young Men's and Young Women's Christian Associations, 1908.

Copy of the Willamette Collegian, November 25, 1908.

Copy of the Morning Oregonian, December 16, 1908.



Business will prosper Only when the people Of the community Make a united effort.

Your business depends On others' prosperity. Unless we work together Results are disappointing.

Only those prosper Whose patrons are prosperous. Nothing succeeds like success!

Towns thrive and flourish Only when they deserve to— When their own people Neglect no opportunities.

### The Fight Is On

Every moment of your life, when you are at home or abroad, awake or asleep— Between the poison germs that are in air, food and water, — everywhere in fact, — and the billions of your invisible friends, the little soldier-corpuscles in your blood, the little soldiers are kept strong and healthy by taking Hood's Sarsaparilla, you need have no fear of disease. Begin using it at once if you are at all under the weather, or have troubles of the blood, stomach, liver and kidneys. Get it of your druggist.

Copy of the Daily Oregon Statesman, Dec. 16, 1908.

Copy of the Daily Capital Journal, Dec. 15, 1908, with autotype of the editor.

Pacific Christian Advocate, Dec. 9, 1908, with cut of Bishop Charles W. Smith.

Cut of President Homan and faculty.

Autograph of faculty, students, classes.

Leaves from a journal kept by Mrs. Adelia J. Lewis dating 1832, donated by Mrs. S. A. Judson.

Court plaster brought to Oregon in the medicine chest of the mission family by the ship Lausanne, which arrived in 1840.

Programme of exercises. Specimen coins.

Copy of Searchlight.

Part of the compass belonging to Rev. L. H. Judson with which a vast amount of Oregon was surveyed. Donated by E. L. Judson.

Page from a report to the General Conference by Rev. David Leslie. Donated by Mrs. S. A. Judson.

Handle taken from a salmon basket owned by Jason Lee, given to him by an Indian. Donated by Mrs. S. A. Judson.

Copy of constitution and by-laws of Chemeketa Lodge, No. 1, I. O. O. F.

Dime donated by Miss Belle West. Centennial medal of Methodist Episcopal church donated by Mrs. J. A. Mills and wife.

Business card of Edwin C. Crook.

## CONKLIN'S SELF-FILLING PENS FOREVER USEFUL

Settle the gift problem now by buying a Conklin Pen. Nothing can be found more practical as a gift—more useful to all who write.

Every man or woman, boy or girl who writes wants a Conklin pen. Filled anywhere by simply dipping in ink and pressing the Crescent Filler. Nothing to take apart, no mussy dropper. Writes the instant pen meets paper—smoothly and evenly, without coaxing, without a single blot, skip or scratch.

## Barr's JEWELERS

## Yew Park STORE

I desire, through The Capital Journal, to express my appreciation to all my patrons for favors shown me in the past, and to also state that in the future I will be able and in a position to give them still better service. I must say I am greatly pleased with the class of customers I have, and will make all efforts possible to give the best goods and at the lowest prices.

## E. G. Bowersox 1202 Leslie St. Salem, Ore.

## The Leonard Hotel

One of the best rooming houses in the city, for either permanent or out of town people; newly furnished, centrally located, and moderate price. No meals. 254 Front street.

## CHICHESTER'S PILLS

THE DIAMOND BRAND. Ladies! Ask your Druggist for Chichester's Diamond Brand Pills in Red and Gold metallic boxes, sealed with Blue Ribbon. Take as directed. Buy of your Druggist. Ask for CHICHESTER'S DIAMOND BRAND PILLS, for 25 years known to Dist. States. Always reliable. SOLD BY DRUGGISTS EVERYWHERE

## Seasonable Goods

We are offering the best and are satisfied that you will make no mistake by placing your order with us for your Christmas Supplies.

Quality Before Cheapness is our motto and we feel that what you want at this season of the year.

Fruits and Vegetable You will find the best and freshest in these lines. Canned and Bottled Goods Our stock is not equalled for quality and variety. Coffees and Teas

We are the sole agents in Salem for Chase & Skafte, the largest Coffee and Tea firm in the world. We do not claim to please everyone, but we can satisfy a majority. All we want is a trial order.

## The Best Is Cheapest MOIR GROCERY CO 456 State



Our stock is complete for the selection of your presents consisting of Leather Goods and Clocks, Glass, a fine selection of Beautiful pieces of China ware, Xmas. Clothes Brushes from 15c to \$5, Hair Brushes 25c to \$1. Beautiful Sets in Stag Horn, Hand Mirrors in Stag Horn, Celluloid, Bronze, Cuarbolawood. Our perfume line is complete, all the popular odors. Suit cases in Leather, Handbags in Leather and Cloth.

## BREWER DRUG CO Cor. Court and Liberty Sts.

## FOR SALE!

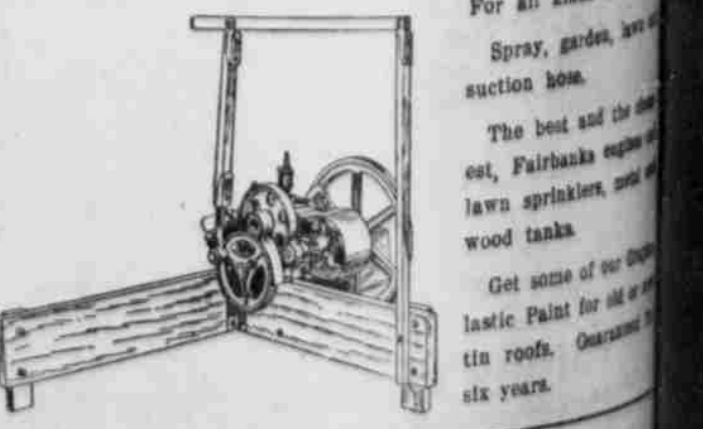
Anything you want to buy, or will sell anything you have to sell, will exchange anything you have for anything you want; will give you your fire insurance for

80 cents per \$100 for 3 years

Without assessments, policy fees or liability to the assured.

## LISTON & MAY OPERA HOUSE BLOCK 484 Court St. Salem, Oregon

## Spray, Windmill Power and Hand Pumps



## Chase & Skafte