

# NOVELTY CLOCKS

Something new in small clocks in four different colors. Regular values 75c, special 60c



## Men's Fancy VESTS

AT 33 1-3 PER CENT LESS. These are this season's most stylish creations in fancy vests and are smart and dressy. For the present we are offering them at the unusually reduced price of

**1-3 Off**

## Men's Porous Fiber Underwear

50c values now 35c

## Big Four Sox

is an extra special that is attracting general attention; four pairs of good sox in each box, for only 50c.

Ask to see the Big 4

## Extra Special on Handsome EMBROIDERIES

25c values ..... 19c  
50c and 45c values ..... 37c  
These embroideries have just been received from the East and are the very latest and prettiest patterns. Take advantage of this offering for your Fall sewing.

# SMITH'S TRIAL IS POSTPONED

Motion to Continue Argued at Length Yesterday and Case Continued to October Term.

After taking into consideration four affidavits, two being sworn to by Attorneys Carson and Kaiser, respectively, and two by Drs. Cusick and Williamson, respectively, regarding the case of A. B. Smith, the man who is to answer to the charge of "robbery, being armed with a dangerous weapon," Judge Burnett yesterday afternoon sustained a motion made by Smith's attorneys, John A. Carson and W. M. Kaiser for a postponement of the case until the next regular term of court, October, 1909.

This was the first business transacted by Judge Burnett after his return from Albany, C. L. McNary representing the state, and Attorneys Kaiser and Carson for the defendant, going into the modern, legal and prolific nature of insanity. Smith entered a plea of not guilty last Wednesday, and this afternoon his attorneys filed a motion to postpone the case on the ground that they had not had sufficient time in which to investigate it thoroughly, it being a very unusual proceeding and circumstances rendering it complicated, owing to the defendant's ill health, and probable insanity, and the danger to defendant's health should the ordeal of a trial be forced upon him. Attorney Carson, as stated in the affidavit, has been engaged as an associate to Attorney Kaiser but recently, and therefore he has not had time, owing to other necessary legal business, in which to familiarize himself with the case in general, and he did not feel himself capable fully to render justice to his client. Attorney Kaiser also stated in his affidavit that he had been engaged on the case but a short time, and that to fully prepare for it it would be necessary for him to acquaint himself with further points and information regarding the defendant, and that in justice to humanity, and to give his client a fair and considerate trial, he thought an extension of time would be absolutely necessary. Attorney Kaiser stated in his address to Judge Burnett that he did not wish to inconvenience the court, nor secure an unnecessary delay of the trial, but, in justice to his client and himself, he thought it no more than fair that an extension be granted under the circumstances.

Attorney McNary did not agree with counsel for the defendant, but thought that Smith would be capable of standing the ordeal of a trial, and two witnesses, Drs. Griffith and Smith, testified that Smith would not suffer any material injury as the result of a trial at this term of court. Attorney McNary produced his witnesses to offset the motion for postponement, and the doctors described Smith's physical condition during his incarceration. They both testified that his aberration during the examinations, which were many, were assumed, and that he was partly the cause of bringing on his illness.

Attorney Carson then took the matter in hand, and said that he did not think, and it was not possible, that the testimony of the two witnesses stood for any more legally, or otherwise, than the affidavits introduced during the session, and that, insofar as Smith's physical condition was concerned, the affidavits of Drs. Cusick and Williamson tended to show, and did show, that they were of the opinion that Smith was not in a fit condition for trial at this term of court.

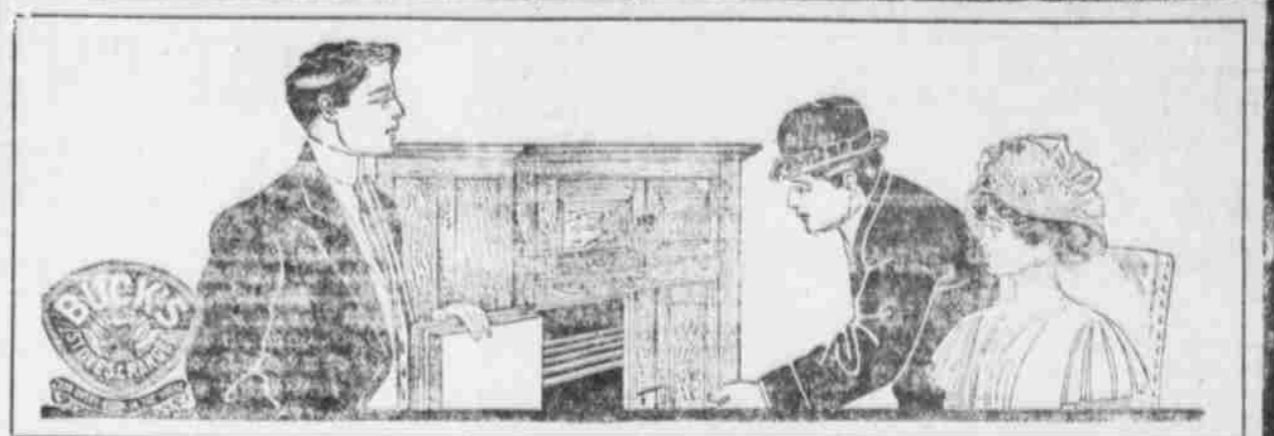
There was but one question in the mind of Judge Burnett, and that was whether or not Smith's condition would be bettered any by laying in jail until the next October term of court, or have his trial this term, but he evidently came to the conclusion a postponement would be in the interest of justice, and therefore sustained Attorneys Kaiser and Carson's motion.

# SUPREME COURT OPINIONS

The following opinions were handed down by the supreme court today: Ira E. Bigelow, respondent, vs. Columbia Gold Mining Company, appellants; appealed from the circuit court of Baker county. William Smith, judge; affirmed; opinion by Justice Eakin.

A. L. Naylor and Chas. Norlen, appellants, vs. C. H. McCulloch as mayor of Sumpter, Or., respondent, appealed from the circuit court of Baker county. William Smith, judge; affirmed; opinion by Justice McBride.

This was a suit brought against the respondent by Naylor and Norlen to compel the mayor of Sumpter to sign a warrant for \$600 alleged to be due them on a contract to lay a sewerage system, and the circuit court rendered judgment in favor of the mayor, from which the appeal is taken. The appellants base their appeal



# A Good Refrigerator A SUMMER NECESSITY

Yes, indeed, it is, and the purchase of a refrigerator is a most important undertaking. It concerns the welfare of your health, and the selection should be carefully made. Our stock this season includes the famous McCray line. This is the refrigerator with the eight walls of insulation of heat defying, cold retaining insulating material. It's the insulation that saves your ice. With a McCray there is absolutely no mixing of food flavors. There is perfect preservation of food. It has the most shelf room. The price is reasonable—one you will be willing to pay—and the McCray is guaranteed to give absolute satisfaction.



## Vudor Patented RE-ENFORCED HAMMOCKS

This is hammock swinging weather and we have the hammocks. If you are looking for real comfort, come in and examine our Vudor Patented Reinforced hammock. It is the acme of all that makes for comfort in hammock construction. The Vudor is a fine hammock for those who like to read because when sitting in it it comes up against the back and head, giving a natural rest. As a swing hammock it has no equal. Not only does it swing best but it is stronger and safer. Made in different shades, all of them pretty and desirable.



## Vudor PORCH SHADES

No porch is complete without them, and you need them to get the most out of your porch. To make it a spot where you can rest or work on the hottest days—outdoors—yet free from the sun's glare and heat. You can do this with Vudor Porch Shades; you can add to the house another room, cool and shady, where you may enjoy every refreshing breeze in secluded comfort. They are artistically stained in soft, pleasing colors. These colors are weather proof and will not fade or crock off. All sizes in stock; we can fit any porch.



A complete line of tents, folding cots, chairs, camp utensils, in fact, everything that a camper needs, carried in stock. Come in and look this interesting line over.

# Buren & Hamilton HOUSE FURNISHERS

on various matters involved in a minor way, but the supreme court holds that owing to the contractors' failure to begin the work at a designated date they forfeited the \$600 which was put up to secure performance of the contract.

State of Oregon, respondent, vs. Joseph Parr and Samuel Gaston, appellants, appealed from the circuit court of Umatilla county. H. J. Bean, judge; affirmed; opinion by Chief Justice Moore. An appeal was taken in this case from a decision of the lower court convicting the appellants of the crime of "robbery, being armed with a dangerous weapon." The appellants appealed on the ground that Judge Bean instructed the jury that a pistol loaded with powder and lead bullets was a dangerous weapon, and this instruction to the jury was an error owing to the indictment being void of such wording. The supreme court holds, however, that inasmuch as the words of the indictment were not contained in the indictment, the lower court did not err in its instruction. The appellants' counsel also objected to another wording not contained in the indictment, it being: "and against his will." In answer to this Chief Justice Moore says that the omission of these words did not render the written accusation ineffectual, and so

affirmed the judgment of the circuit court.

Nyssa, a municipal corporation, appellant, vs. Malheur county, Oregon, respondent, appealed from the circuit court of Malheur county, Geo. E. Davis, judge; reversed and remanded; opinion by Justice McBride.

Mark Patton, appellant, vs. James W. Washington, respondent, appealed from the circuit court of Umatilla county. H. J. Bean, judge; affirmed; opinion by Justice McBride.

J. T. McGee, appellant, vs. J. W. Beckley, respondent, appealed from the circuit court of Douglas county. J. W. Hamilton, judge; motion to re-tax costs denied; opinion by Chief Justice Moore.

## A Skin of Beauty is a Joy Forever

### DR. T. FELIX GOURAUD'S ORIENTAL CREAM OR MAGICAL BEAUTIFIER



"Gouraud's Cream" is the most beautiful of all the skin preparations. For sale by all druggists and Fancy Goods Dealers in the United States, Canada and Europe.

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

# Stockton



## Phone the 'Butcher-Quick!

What Butcher? E. C. Cross & Son, of course; we always get the best meat there. It isn't necessary to go down to the market these warm days. Just call Main 291 and tell them to send you a nice steak, roast, boil or anything you want in the meat line and it will reach you on time and in first class condition.

## ENGINEERS HAD A PLEASANT MEETING

An open meeting was held last night in Hurst hall by Salem lodge No. 2 of the National Association of Stationary Engineers and about 50 of Salem's mechanics attended.

This organization is the only one of the kind in the state outside of Portland and is a great help to the many steam workmen in this city in solving problems which come at every day. These gentlemen meet once a month and along with the usual festivities such as refreshments and amusements, an extensive talk is given by members on topics concerning engineering. The organization is especially for the advancement of engineering in this city and deserves much credit for the success it has attained. George F. Bauerlin is president and A. L. Brown secretary.

Last evening President Bauerlin gave an interesting address upon the general work of engineering, which was thoroughly appreciated. G. W. Shand, one of the proprietors of the Salem Iron Works, spoke on the steam indicator. Mr. Shand is an expert machinist and the talk he gave last night on this little attachment to the steam engine was very interesting.

A. E. Strang also spoke on engineering in general, his remarks being full of information which will come handy at some time to those who head them. After the speaking all set down to an excellent spread of ice cream and cakes, and afterward a regular talkfest was held over the cigars. The meeting did not disband until nearly 11 o'clock.

## OBJECTS

(Continued from Page 1.)

tain temperance bill. He adjured them to use their influence for it and he actually had to threaten them before he could impress upon them the urgency of the case.

"One young woman who was an employee of mine was engaged and her fiancé was up for office, but he could not induce her to cast her vote even for him. She maintained that, as she never had cast the ballot she did not wish to begin, though she was in favor of the particular party of which he was a member. In the end her pastor prevailed upon her and she voted. That is the attitude of the women of Colorado.

They are happy to know that the privilege is not withheld from them, but they are not especially anxious to exercise the right.

"I will admit there is an inferior type of women who rush to the polls as a means of grafting, just as a certain class of inferior men use politics for their own ends; but it is this class of women that keeps the conservative home women away from the polls; the latter shrink from coming in contact with this other type of woman.

There are women from the beginning of the world whose wit and intuition have been valuable in every line of business, art or politics. These are the women of influence—not the women of power, who have only succeeded in bringing trouble or unhappiness in their train.

"Power was not intended for woman; influence is more subtle, and it is a woman's greatest force. When woman seeks power it is a great calamity, not only for her but for the men as well.

"My wife and daughter shun politics, as do the majority of the women in Colorado. I believe that women want the vote without the responsibility which the franchise entails, and I agree that the franchise should be granted them, but I do not think that the vote is good for them nor they for politics.

It isn't the early worm that turns into a butterfly.

It doesn't pay to believe only those things you know are true.

## Notice to Contractors.

Notice is hereby given that sealed bids will be opened at a meeting of the common council of Salem, Oregon, to be held on the 26th day of July, 1909, for the improvement of Kearney street with gravel, between the east line of Commercial street and the west line of High street, in accordance with the plans and specifications adopted by the common council for said improvement, and now on file in the office of the city recorder. Bids will be received on proposals submitted by the city attorney, and must be in accordance with the specifications.

Date of the first publication of this notice the 20th day of July, 1909. By order of the common council, W. A. MOORES, City Recorder.