

THE CAPITAL JOURNAL

E. HOFFER, Editor and Proprietor

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

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TRY ACCUSED MEN IN THE COURTS.

The laws provide how persons accused of crimes shall be tried.

It is not provided that they shall be tried in the newspapers.

When newspapers interfere with the administration of justice against the accused person no good is accomplished.

There are fundamental principles of the constitution that can not be overthrown—not even by the press.

One of them is that an accused person shall be held innocent until convicted of crime by a jury of his peers.

Another is that he is entitled to a fair, public trial, without prejudice or undue influence being brought to bear on the trial.

Another still more important safeguard in the bill of rights of all civilized nations is that he shall be convicted of the crime he is charged with "beyond a reasonable doubt."

That newspaper clamor for conviction has a bad effect on the trial of a person accused of crime no one can doubt.

It causes difficulty in securing intelligent jurors, whose minds have been influenced by editorial comments.

It must be assumed that newspaper comments do influence some readers.

Newspapers influence the more timid class of men on the bench who yield to the clamor for conviction.

The result is that the nisi prius courts give instructions to juries and admit or exclude evidence that vitiates verdicts and the courts of appeal must eradicate errors of law.

New trials or reversals result on appeal that could never be granted if no undue pressure had been brought to bear on the trial.

Then there is more abuse of the courts for failures of justice caused by newspaper interference with the course of justice "ab initio."

The calm and dispassionate course of justice is only possible when its majestic plea is not disturbed by appeals to passion.

It was John Milton who said: "As for the law, she hath her seat in the bosom of God."

That is the most sublime sentence in the English language. It is folly for newspapers to attempt to convict an accused man and imagine they are helping justice.

There is that element in human nature that demands fair play, fair trials and fair dealing even with an accused person.

Newspapers are not justified in taking sides in advance to secure the conviction of a private citizen.

In the case of a crime against the people by a public official the press has a duty to perform which it too often neglects in the interest of good government.

EDITORIAL NOTES.

The Capital Journal has never joined in the hue and cry to convict any man accused of a crime. It will not do so even in the case of young Meyers. It believes that newspaper convictions as a rule are an invasion of the rights of the individual to have a fair trial and generally result in acquittals at the hands of the higher courts that cannot overlook errors committed on trials conducted under the passion and prejudice created by the press.

Those freshmen ought to be hazed. The rule that no fresher shall wear a tuxedo or full dress suit at a fashionable dance must be enforced at the state university, even if a few boys are killed or disabled for life. The social standing of the swell set of idlers must be maintained by force as they seem to be shy on the requisite gray-matter to maintain themselves.

If this city were alive to its true interests it would bestir itself to buy the steel bridge which the O. R. and N. Co. is taking down at Portland and put it across the Willamette at this point to let the Falls City or any other railroad come across. It could dedicate Front street for terminal grounds and allow all railroads to put their cars across that bridge at so much per car. But that would be altogether too much to expect of a city in this part of the world—to get a great big money-machine at work for all time to come. The city will probably give somebody a franchise to put up a bridge and charge all merchants and manufacturers \$5.00 a car for all coming ages to haul their stuff across the creek.

Great men are seldom appreciated when alive. Even the Saviour was one of the most maligned of men during life.

\$100.00 Reward

Would be gladly paid for a cure by many people who are crippled with rheumatism, yet, if they only knew it, they can be cured by a few bottles of Ballard's Snow Liniment, and the price is only 25c, 50c and \$1.00 per bottle. Sold by all dealers.

Children Cry FOR FLETCHER'S CASTORIA

SCHOOL days are the days when most of the important habits of life are formed. Teach your children the daily use of

Dr. Lyon's PERFECT Tooth Powder

and they will some day rise to call you blessed. It cleanses, beautifies and preserves the teeth and imparts purity and fragrance to the breath.

THE OPEN FORUM

Let the Aim be High.

Ed. Journal: As you 'phoned, Mr. you for your determined fight to secure a more progressive city charter. We have too long labored under a ball-and-chain policy, as you described it in the city council, with property qualifications on the voter to give the non-progressive class the whip and the upper hand on all occasions. In fighting for more than 734 not you did just the right thing, and I was pleased that a majority of the aldermen stood back of you. We must aim higher than the mark we are shooting at sometimes. I am for progress with a—BIG PEE.

The Reform School.

Ed. Journal: Will you kindly explain why so many people are allowed to dump their boys in the reform school for the taxpayers to support, and why it costs nearly as much to keep those boys as they could be boarded for at the Willamette hotel? When will that old manure pile that always faces the road be removed? Is it a fact that the farmer out there also conducts a big private farm?—FARMER.

U. S. Indian Training School.

Ed. Journal: As you 'phoned Mr. Peters and family of Lyons, Iowa, came out to the school and I appreciate your kindness in sending him to us, as we desire to meet such men as he. He seems to be surprised at the extent of the institution and goes away apparently delighted.—E. L. C.

Let the Railroad Come In.

Col. E. Hofer, editor Journal: Would it not be a good idea for your city to investigate the matter of buying the present steel bridge from the O. R. & N. Co., as they are going to build a new one in lieu of same? The steel bridge here is just the thing Salem wants, and let the Falls City and Salem railroad come into your city.—WEST SALEM.

WON THE RECORD FOR BALL TOSSING

(UNITED PRESS LEASED WIRE.) Seattle, Wash., Oct. 12.—Miss Lizzie Arnold, 16 years old, of Beltingham, Wash., is today the champion baseball thrower of the world. Competing in a contest held under the auspices of a local newspaper, Miss Arnold yesterday hurled the horseshoe sphere a distance of 209 feet and 3/4 inches. The previous world's record was held by Miss Marjory Bell, of Chicago, whose throw stood at 204 feet, 2 inches. The world's record throw for a man is 299 feet, 10 3/4 inches, by Sheldon La Jeune, outfielder of the Springfield, Ohio, team in the Central league.

Miss Mayne McDonald, of Seattle, won the prize offered for the fastest girl base runner, her time being 18 1/2 seconds.

SHE DISAPPEARED FROM THE STEAMER

(UNITED PRESS LEASED WIRE.) Seattle, Wash., Oct. 12.—R. O. Mournain, of Bethany, Cal., who is in Seattle today reports that his sister, Miss Malvina Mournain, 35 years of age, leaped or fell from the steamship President, from San Francisco, somewhere between the entrance of the straits and Seattle yesterday.

DON'T TINKER WITH IT If your steam or hot water heating apparatus is out of order. The chances are you will only make it worse. Better send for us in the first place and have us do what is needed. We make a specialty of heater work and know what the trouble is at a glance. Better call us in and have yours overhauled. Tinkering with it may spoil it.

GRABER BROS. 141 S. Liberty St. Salem

Yesterday. Mournain and his sister were on their way to visit an aunt, who resides here. When off the Umatilla lightship Mournain missed his sister, and, after searching the vessel, opened her state room door. On the floor were several letters which the woman had just finished writing to friends in Bethany, but in none of these were there anything to indicate that she contemplated suicide. No one aboard the steamer saw Miss Mournain on deck near the time she is supposed to have disappeared, and the manner in which she went to her death is a mystery.

* * * RAYS AND SMILES * * *

Every street is now awaiting its coat of asphalt. When that is down the black of the Welch road will have been built.

The railroad companies are buying up irrigation projects in this state. Why? More than that, can they do so under their charters?

Anyway, the weather bureau made good when it told the Gulf coast there was something coming.

Key West yesterday had a population of 25,000. Today there is no Key West and even the keyhole is drawn away.

They are having an insurrection in San Domingo. This is the primary election. The other fellows to keep away from the election.

FREE PILE CURE

Sent to Demonstrate the Merits of Pyramid Pile Cure.

What It Has Done For Others, It Can Do For You.

We have testimonials by the hundreds showing all stages, kinds and degrees of piles which have been cured by Pyramid Pile Cure.

If you could read these unsolicited letters you would no doubt go to the nearest drug store and buy a box of Pyramid Pile Cure at once, price fifty cents.

We do not ask you to do this. Send us your name and address, and we will send you a trial package by mail free.

We know what the trial packages will do. In many cases it has cured piles without further treatment. If it proves its value to you order more from your druggist, at 50c a box. This is fair. Is it not? Simply fill out free coupon below and mail today.

FREE PACKAGE COUPON.

Fill out the blank lines below with your name and address, cut out coupon and mail to the PYRAMID DRUG COMPANY, 190 Pyramid Bldg., Marshall, Mich. A trial package of the great Pyramid Pile Cure will then be sent you at once by mail, FREE, in plain wrapper.

Name

Street

City and State

Notice to Taxpayers.

The Board of Equalization for Marion County, Oregon, will meet at the court house in said county on Monday, October 18, 1909, at 10 o'clock a. m., and correct all errors in valuation, description or qualities of land, lots or other property, and continue in session until such work is completed, not exceeding one month.

All parties interested are notified to appear and examine their assessment for the year 1909 and if not satisfied with the same file application in writing, properly verified, for a reduction or alteration of the same during the first week of such meeting, a no complaints can be received thereafter.

F. J. RICE, Assessor of Marion County, Oregon. September 27, 1909. Daily and weekly to Oct. 18.



KONDON'S CATARRHAL JELLY

Instantly Relieves and Cures Catarrhal Sore Throat

Do not neglect Catarrhal sore throat. It will never get better of itself. Unless treated in time it becomes chronic, leads to loss of voice, foul breath and serious complications. Kondon's (in sanitary tubes) gives quick relief. Snuff a bit of this aromatic, soothing, healing jelly well into the nasal passages. Take a small portion internally, leaving in the throat as long as possible, rub the throat well with the jelly—you'll find almost instant relief. Get a 25c or 50c tube today of your druggist or send penny postal to us for free sample.

Kondon Mfg. Co., Minneapolis, Minn.

25c or 50c Sanitary Tubes at all Druggists Sample FREE

Your Last Chance

TO SEE THE

A. Y. P. FAIR

Take advantage of the low rate From Salem, Oregon \$9.70

The Fair Will Be Over October 15th. See It Now

The Chas. K. Spaulding Logging Company

Takes pleasure in announcing that they are now handling a complete line of Lime, Cement, Plaster, Prepared Roofing and Building Paper.

REASONABLE PRICES AND PROMPT DELIVERY

The Electric Fixture and Supply Co.

Are now in their new quarters at 245 North Liberty street. We have a number of new, catchy designs to select from. Come and see us.

Electric Fixture & Supply Co.

L. S. HYDE, Manager

SALEM BREWERY ASSOCIATION

Beer Sold in Carload Lots. Shipments in Kegs or Bottled Beer to any Point on the Pacific Coast : : : :

Brewing Plant and Offices

On Trade St., in Wholesale District Salem, Oregon