

## THE CAPITAL JOURNAL

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### AN EXAMPLE OF AMERICAN JUSTICE

THE higher the official and the greater the share in a swindle the less punishment, is the invariable rule in the courts. Wednesday James Dunlop Smith, president of the Radio Telephone company, who swindled investors in the stock of a fake company, organized and managed by him, was found guilty of conspiring to swindle investors through the use of the mails. At the same time Elmer Burlingame, who was agent for one of the subsidiary companies organized by James Dunlop Smith to carry out the scheme of robbery planned by him in the original company was found guilty of the same offense.

James Dunlop Smith whose fertile brain conceived the scheme and perfected its working parts was sentenced to serve one year and a half in the federal prison at Atlanta, and to pay a fine of \$5,000.

Elmer Burlingame, his agent and the man employed to do his dirty work, was, by the same judge, and on the same day, sentenced to serve two years and a half in the same prison and to pay a fine of \$10,500.

Of course at this remote distance it is impossible to see why the principal should be let off with half the punishment administered to the agent.

It may be that the fact that Smith's christian name, John Dunlop, his having two prefixes to his name may have influenced the judge; for we all know that a long prenominal cover is looked upon by actresses and other limelighters as a special mark of distinction, and if somehow these names can be hyphenated that fact brings distinguished and especial honor.

Then again the poor devil of an agent, had not even a middle initial let alone a double-barreled door knob on his name.

How the judge found it in his heart to punish the principal, the man who organized the robbing scheme and operated it to his own benefit in the sum it is stated of more than a million dollars, especially when the hired man, the agent was there who could just as well have carried the whole sentence and left James Dunlop free to do good with his million of stolen money is not for the public to know. Who knows but he might have built a public library with it, or possibly contributed to the endowment fund of some college? Besides there were undoubtedly other agents. Of course James Dunlop Smith having gotten away with a million dollars will hire the very best and most conscientious lawyers to take his case up on appeal, and use every means to keep the sentence from being enforced for a year or two, by which time a scheme can be framed up by which a pardon can be secured.

Equally of course Elmer Burlingame, the agent, having received only a salary and perhaps not a very large one, will be unable to employ attorneys, and he will go to prison an example of the fact that in this great country the punishment is always made to fit the crime and that the laws cannot be violated with impunity, unless the violator has cleaned up enough to divide with the lawyers, and perhaps the courts.

It is such cases as this that makes the American citizen doubt the character of judges and look with contempt on the laws. If there is any valid reason why the principal in a crime should escape with less punishment than some poor devil of an agent who works for him, the people generally would like to have the courts show them what it is.

The governor has started a crusade presumably for the enforcement of all laws, although so far, his efforts have been confined to attacks on violators of the local option and gambling laws, and on the red light districts. It is to be hoped that his efforts will take in the whole range of slack work in enforcing laws. When he does, he may find some here in Salem that need enforcing, and possibly he might find something worthy of his steel without leaving the state house.

The Oregonian paragrapher is not keeping in close touch with the country. Thursday he remarked that "with the balm of spring in the air the Oregon hen has not begun to fill the void." This is a base slander on the Oregon hen, though perhaps a thoughtless one. The Oregon hen is doing her duty nobly. Inquiries of those who keep chickens here in the city disclose the fact that the biddies are getting down to hard work, and that where two or three weeks ago they were doing nothing more useful than learning to dance the tango, they are now cackling vigorously and not lying when they do so. The writer has two dozen hens that belong to his wife, (this in case she should read this) that are shelling out seven or eight eggs every day, and assisting in bringing the anatomy of a hard working newspaper man, back to its once graceful and rotund lines.

We call attention of the society folks to the fact that prizes, whether first or booty, are strictly forbidden by the laws of Oregon, and playing cards when a prize is offered is a violation of the laws against gambling. Better look out or Col. Lawson will get you.

So far, that interstate bridge across the Columbia at Vancouver consists of much more "dam" than bridge.

Copperfield is so dead that the railroad has asked the railroad commission to permit it to remove its agency from and close up shop there. This on account of the actions of our governor. However, he can safely assert that he first put the now notorious village on the map, and has a right to wipe it out if he wants to do so.

As the newspapers absolutely require war news of some kind the dawn of peace in Copperfield will necessarily be followed by increased activity in Mexico.

B. F. Jones, register of the land office at Roseburg is a candidate for congress, and will make the race for the nomination on the republican ticket against Hawley. Mr. Jones frankly admits that he has not been asked by hundreds of friends who sat up nights to importune him to make the race, nor has he been visited by organized delegations made especially for the purpose to beseech him to run. He is going to do it on his own motion, and he starts the game by being both honest and truthful.

## LADD & BUSH, Bankers

TRANSACTS A GENERAL BANKING BUSINESS. SAFETY DEPOSIT BOXES. TRAVELERS' CHECKS.

## BUILDING GOOD ROADS IN CALIFORNIA

What Has Been Accomplished There Is Told by Member of State Highway Commission.

PURCHASE OF MATERIAL AT LOW PRICE VERY IMPORTANT

Type of Material Used, Method of Apportionment and Cost per Mile for Construction.

BY CHARLES D. BLANEY  
Member California Highway Commission.

At the outset the Commission was confronted with the fact that \$40,000,000 to \$50,000,000 would be required to construct a complete system of high-class roads "with a durable type of pavement." California is over five times the size of New York, and in proportion to size the good roads appropriation of this state is less than one-twentieth of that of New York.

When the members of the Highway Commission travelled all the lines of least resistance between Oregon and Mexico, trips which covered more than 6,500 miles of possible routes, they realized the importance of this problem. As a result they succeeded in making savings of more than \$10,000,000 without sacrificing construction, and are really giving the state \$28,000,000 worth of improved highway for the \$18,000,000 appropriated. It is of interest to know just how this additional \$10,000,000 was saved:

First, by omitting construction of any part of the state highways inside the boundaries of incorporated cities. This is in harmony with the action of other states, avoids an unusual cost which sometimes amounts to \$30,000 a mile and eliminates the important problem of compelling cities to relinquish jurisdiction over some of their streets and the public utilities thereon. This effects a saving of at least \$4,000,000.

Second, by asking the counties to provide all necessary rights of way and bridges. These rights of way and the bridges would naturally be provided by the counties for their own local development, hence it is entirely logical to ask this provision of them. The plan has been carried out in all counties where construction is under way, saving the state fully \$4,000,000.

**Purchase of Material.**

Third, by the purchase of road materials, such as rock, cement and asphaltic oil, at much lower prices than the contractors have paid. The state can pay cash for very large purchases, stimulate the demand from cities and counties and create a steady market through dull times—all of which induced the manufacturers to make low prices. The discounts ranged from 25 to 45 per cent. For instance, thousands of tons of crushed rock have been bought for 45 cents a ton, where counties and contractors have formerly paid 90 cents to \$1.10 for the same material. Cement has been purchased at \$1.18 to \$1.30 a barrel, where many counties, cities and contractors have been paying from \$1.90 to \$2.40 a barrel.

The state can thus furnish material to contractors at these low prices, removing the necessity on the part of the contractor of furnishing capital or credit for \$30,000 to \$60,000 worth of material upon each contract. This resulted in markedly lower bids and an increased number of good contractors who can honestly bid on contracts. Indirectly, therefore, it had the effect of preventing any contractors' combination on the highway contracts. This saving of the cost of materials going into the construction of the highways may be figured conservatively at \$2,000,000.

Fourth, by securing from the Southern Pacific, Santa Fe, Western Pacific and other railroads of the state half rates on hauling all materials and machinery for the construction of the highways. The railroads have complied with this request of the Highway Commission because they realize that no one thing would do more to develop the state quickly, and thus increase their revenues from freight and passenger traffic, than would the early completion of an efficient state highway system in the state of California. We estimate that these savings in freight will amount to more than \$1,000,000.

**Subscriptions for Bonds.**

A saving of an entirely different sort was effected when, in October, 1912, the market for low-rate bonds ceased after \$2,100,000 worth of California State Highway bonds had been sold. The burden was then laid upon the Highway Commission either of abandoning the continuance of the work or of arranging for the placing of the bonds. One of the most remarkable financial results ever obtained in any state was secured through the hearty support and co-operation of the various counties. The Highway Commission obtained from the California counties subscriptions taking more than \$5,000,000 of the highway bonds, conditioned that the subscriptions so made should

be expended in the counties according to the amount subscribed.

Hence, the Highway Commission has been able to provide for more than \$10,000,000 of additional construction and to keep the work under way at a time when the erratic bond market has suspended large projects all over the world. The California Highway Commission now has under construction or ready for contract more than twice the amount of new highway construction than any other highway commission in the United States has had at any one time. Realizing the enormous advantages which will accrue to each county the Commissioners are straining every nerve to complete as many miles as possible before the great exposition of 1915.

### Type of Roads.

In order to lay out the state highways with absolute fairness to every portion of the state while keeping within the limitations and the appropriation, the Commissioners found by personal inspection that there were nearly 2,700 miles to construct, of which approximately 1,400 miles form trunk lines.

The Commission and the State Highway Engineer were united on a type of road having a firm, solid, well-drained subgrade, with a solid base, preferably cement, and a good heavy asphalt or asphaltic-concrete surface as the most desirable and permanent road to build. But this would cost for the width contemplated about \$16,000 a mile, a figure absolutely prohibitive within the \$18,000,000 allowed.

In order to be fair to the whole state we allowed \$8,020 a mile for 1,305 miles of the system, the remaining laterals to be surfaced with local materials or simply well drained and graded, according to their traffic necessities.

No sacrifice was made from the \$16,000 a mile type, so that when the people wish to vote \$10,000,000 additional the whole trunk line of the state of California may be given a heavy covering to make a thoroughly ideal system.

As it was, we determined that we could provide within the apportionment a well laid out roadway with the grade not in excess of 6 per cent for the whole distance from Oregon to Mexico, except for a few thousand feet where a 7 per cent grade was necessary, well drained and with durable concrete culverts, with a solid cement base laid upon a well compacted subgrade and covered with a bituminous surface which will be supplemented in maintenance.

### Sets Pace for Coast.

We have set the pace for a Pacific Coast highway linking Canada with Mexico through Washington and Oregon and California; in surveying the connecting highway through the Siskiyou mountains the highway commission of the southern counties of Oregon accepted our standard and kept within the maximum of a 6 per cent grade.

We have every assurance that we have planned a system which is not in any way problematical or experimental as to construction, and, if properly maintained, adequate to the needs of modern traffic. By this expenditure of approximately \$8,600 a mile more than 90 per cent of the total expenditure will have been spent toward the ultimate construction of the \$16,000 a mile type, thereby through the present policy saving a future capital expenditure of a great amount of money.

### URNS SALARY OVER TO POOR.

[UNITED PRESS LEASED WIRE.]  
Los Angeles, Cal., Jan. 9.—City Councilman Haines Reed paid yesterday into the city's funds for the relief of the unemployed \$600, his salary which had accumulated during three months' sick leave.

## GIRLS! DRAW A MOIST CLOTH THROUGH HAIR

Try This! Hair Gets Thick, Glossy, Wavy and Beautiful at Once—Stops Falling Out.

Immediate! Yes! Certain! That's the joy of it. Your hair becomes light, wavy, fluffy, abundant and appears as soft, lustrous and beautiful as a young girl's after a Danderine hair cleanse. Just try this—moisten a cloth with a little Danderine and carefully draw it through your hair, taking one small strand at a time. This will cleanse the hair of dust, dirt or excessive oil, and in a few moments you have doubled the beauty of your hair. A delightful surprise awaits those whose hair has been neglected or is scraggy, faded, dry, brittle or thin. Besides beautifying the hair, Danderine dissolves every particle of dandruff; cleanses, purifies and invigorates the scalp, forever stopping itching and falling hair, but what will please you most will be after a few weeks' use, when you see new hair—fine and downy at first—yes—but really new hair growing all over the scalp. If you care for pretty, soft hair, and lots of it, surely get a 25-cent bottle of Kowilton's Danderine from any drug store or toilet counter and just try it.



## Ladies' Suits

High standard quality, worth up to \$15, \$18 and \$20; all new shades. Prices now

\$7.90  
\$9.90  
AND  
\$11.90

Ladies' 15c  
Fast Black Cotton Hose 4 Pair for 25c

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Go all over Salem first and get their prices then come here and see the money we can save you. Every article in this big store reduced and sold at prices you cannot touch elsewhere in Salem.

## See Our Window Prices

**Extra Special PRICES CUT AWAY DOWN**  
Ladies \$3.00 Shoes, odd sizes, pair ..... \$1.49  
Fine Laces and Embroideries on sale at less than cost to clean up.  
\$1.00 Corsets now ..... 49c  
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## SILKS AND DRESS GOODS

We are leaders in Silks and Dress Goods. Come here for bargains and the best stock in Salem to choose from. CLEARING PRICES.  
19c, 25c, 35c, 49c yd. and up



## Ladies' Coats

All new, bought at 60c on the dollar. Values up to \$12, \$15, and \$20 now only

\$3.95  
\$7.90  
AND  
\$11.90

SALEM OREGON  
**CHICAGO STORE**  
THE STORE THAT SAVES YOU MONEY

### THE ROUND-UP.

Of the 939 persons who registered at Portland Wednesday, only 105 were women.

Portland is supplying its officials with autos so they can get over their territory quicker, and for other reasons.

Portland's night schools are showing a remarkable increase in attendance.

The Oregon Short Line, which operates the railroad running to Copperfield, has asked the railroad commission permission to close its agency at that point because the governor has put the town out of business.

Harrisburg is still dry and will remain so until the supreme court passes upon the matter. The new council although elected by the wets, refused to issue any licenses until the supreme court decided the matter.

There will be no more dancing in the Portland public schools during school hours.

Sheriff Word is getting busy in Portland, and Wednesday raided several grills and card rooms.

George Hehoff and B. D. Beduff are under arrest in Portland charged with the murder of Jessie Wilson, Saturday night. Her body was found in her room after the two had visited her, her throat having been cut with a small knife. Each of the men charges that the other committed the murder.

Hood River has clapped on the lid and dice shaking and all kinds of gambling are prohibited.

The big storm which swept the coast for several days has come to an end. At Astoria the rainfall for seven days was 10.82 inches. During the last three days of the storm the rainfall was 8.20 inches and in the 24 hours ending Tuesday night, 3.14 inches.

In Washington county it is estimated that the storm did damage to bridges alone to \$20,000.

Tuesday afternoon the water on the Oregon Electric tracks near Tualatin was in places six feet deep, and all the traffic was suspended.

War has again broken out at The Dalles between the mayor and council

over the appointment of a chief of police, the council by a vote of 8 to 1 refusing to confer the mayor's appointment.

Enterprise is having an epidemic of measles, more than 60 children being reported as having the disease.

Canby closed its doors Wednesday afternoon in obedience to request from the mayor during the funeral of the late Helman Lee, who died at his home in Canby a few days ago. He was a pioneer of 1853 and one of Canby's first settlers.

Mrs. Charles Eaton, of Springfield, who was frightfully burned a few days ago, when her apron caught fire at the kitchen, gave birth to a daughter in the hospital Wednesday.

**SEEKS FRANCHISE IN NEWPORT**  
[UNITED PRESS LEASED WIRE.]  
Newport, Or., Jan. 9.—The Portland West Coast Railroad and Navigation company has today made application to the city council for a franchise through the streets of this city. The company plans to build a road to Portland, a distance of 117 miles. If constructed it will be possible to reach Portland in about four hours where as it takes all day now. John H. Haak, extensive timber owner, is president of the company. The road will tap about 40,000,000 feet of timber.

Our idea of genuine curiosity is a man who keeps his mouth shut and lives to regret it. We have never seen a genuine curiosity.

## DRINK HABIT

**RELIABLE HOME TREATMENT.**  
The ORRINE treatment for the Drink Habit can be used with absolute confidence. It destroys all desire for whiskey, beer or other alcoholic stimulants. Thousands have successfully used it and have been restored to lives of sobriety and usefulness. Can be given secretly. Costs only \$1.00 per box. If you fail to get results from ORRINE after a trial, your money will be refunded. Ask for free booklet telling all about ORRINE. Perry Drug Stores.

### ANOTHER SALEM CASE.

It Proves That There's a Way Out for Many Suffering Salem Folks.

Just another report of a case in Salem. Another typical case. Kidney ailments relieved in Salem with Doan's Kidney Pills.

F. A. Sutton, tent and awning dealer, Salem, Oregon, says: "I had kidney trouble and rheumatism for ten years and sometimes I was laid up. Doctors did not help me. Sharp pains extended through my back and were most severe in my kidneys. Often when working, I had to give up. I lost weight and was in very poor health. I had headaches, rested but little at night and didn't know what to do. On a friend's advice, I tried Doan's Kidney Pills and to my surprise, they brought a great improvement in a few days. I continued to get better steadily. I got more sleep, my appetite improved and the pains gradually, but surely, left me. After I had used three boxes of Doan's Kidney Pills, I was in better health than I had been for ten years and not a sign of kidney complaint remained. The cure has been permanent. I gladly confirm the endorsement I gave Doan's Kidney Pills several years ago." Price 50c at all dealers. Don't simply ask for a kidney remedy—get Doan's Kidney Pills—the same that Mr. Sutton had. Foster-Milburn Co., Props., Buffalo, N. Y.

### STATE RAILROAD COMMISSION WOULD PROTECT MERCHANTS

For protection of local merchants the state railroad commission today announced that the practice of certain traveling salesmen of delivering goods from trunks checked as baggage is not lawful. The decision was rendered at the request of Joseph Simon, of Portland, who desired a construction of the law and an order from the commission. Certain salesmen, it is charged, after covering their territory, rather than ship samples back to the houses they represent, have sold them. The opinion of the commission is in line with one recently made by the Interstate Commerce commission.

### WAITRESS SEEKS DEATH.

[UNITED PRESS LEASED WIRE.]  
Albany Or., Jan. 9.—Leaping into the Willamette river here yesterday afternoon in an attempt at suicide, Miss Hazel Ward, aged 20, a waitress, was picked up by several men in a boat after she had floated 1500 feet. She was unconscious when rescued but was revived. No cause is known for her act.