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IS THE JURY SYSTEM OBSOLETE

A few days ago in Seattle Mrs. Carola Jones, the 19-year-old wife of Thomas C. Jones, brought suit against the parents of her husband for the sum of \$25,000 for alienating his affections.

It seems the parents of the husband are quite well off and objected to the marriage of their son because their money placed him in a higher class than that in which his wife belonged. The testimony showed that on the wedding day the father took the husband home and at once began trying to compel him to get a divorce, finally sending him to Denver and separating the young couple. A little girl was born to the young pair and this baby the father of it has never seen.

In the trial which ended Saturday the jury no doubt thinking the case a rather aggravated one, gave the young wife the full sum for which she sued, \$25,000.

The attorneys for the defense at once filed a motion for a new trial on the grounds that the judgment was "excessive." That was and is the usual course pursued by attorneys. That is what they are paid for.

Then the judge took a hand and offered to allow the verdict to stand for \$12,500, and gave the wife five days to decide whether she would take the sum. At the same time he told her that unless she did so he would grant a new trial. That is not what judges are supposed to be paid for, though they are in the habit of arrogating to themselves the right to do so.

The twelve men sworn to try the case and render just judgment, heard the testimony just as the judge did, knew all about the details of the affair, and on their oaths said the damages the wife was entitled to was the sum sued for, \$25,000.

They did not think the amount excessive, and they were under the law the sole judges. If not what were they called to decide?

If the judge can override the jury and decide the case differently from what the jury did, why the jury? If the jury had decided the case against the law as explained to it by the judge, he could set the verdict aside and order a new trial. That is conceded, but can he admit the judgment was according to law, and then fix the amount of damages, which was clearly the duty of the jury? If so why go to the trouble of selecting a jury?

Was the jury called for the sole purpose of deciding that the defendants had taken the husband away from the wife? The defense admitted that. What then was there for the jury to decide but the amount of damages she was entitled to recover? If, after they had decided this point, the judge could set their judgment aside and substitute his own, why the jury?

Is the opinion of one man, simply because he has been elected to a certain office, better than that of a dozen men who have not? If so why fool away time getting the twelve to pass upon the matter?

Why the jury?
The wife accepted the judges terms. What else could she do? She was told that if she did not so accept he would grant a new trial. If the judge refused to allow the jury to give her the amount she claimed in one trial would he do so if another jury would give her the same sum? Having decided the sum was excessive had she any chance in the world of getting a better verdict in another or in a dozen other trials? The judge could set aside a dozen judgments as easily as one. This brings us face to face with the proposition, that the judge, not the jury, is the one to decide questions of both fact and law. If this is correct, why have a jury system?

With so many aspirants for the legislature pledged to reduction of taxation, it is a safe bet that some of the state institutions will suffer unless the legislators find out they cannot reduce taxation and at the same time give the people what they want. It is not state taxes that generally pinch, but those of a local character. City, school and road districts are the great tax eaters.

The county clerk nomination in Multnomah is causing considerable bitterness. Some of the disgruntled ones are kicking about the Coffey in that department.

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The Caplan jury after being out 75 hours could not agree, and yesterday afternoon was discharged. It will cost the county \$40,000 to retry the case, and it is not likely this will be done. It is a wonder, though, in the light of modern judicial procedure, that the judge did not keep them out until they agreed, thus making Caplan's guilt or innocence depend on the staying qualities of the individual jurors.

These are hustling times especially to the candidates. One more day gentlemen and the great event will be pulled off, and so will some of the aspirants.

Colonel Roosevelt will let his sporting blood crop out on all occasions. At Chicago the man in charge of his headquarters is named "Bettinghaus."



Rippling Rhymes

By Walt Mason

DANDELIONS

Upon my lawn, I know not why, the dandelions thrive; the grass may all curl up and die, but they'll remain alive. I've tried about a million plans, to have the vile things slain; and all the schemes were also-rans, and all my efforts vain. The fair petunias that I bought, at fabulous expense, the sweet begonias that I brought and planted by the fence, the tulips from the Netherlands, they all have died the death, but still the dandelion stands, disfiguring the heath. My vine and figtree withered are, the rose-bush passed away, the fern that grew in yonder jar shows symptoms of decay; the lilac, when the nights were cold, turned up its tender toes, and still the dandelion bold, its streak of yellow shows. If dandelions were desired, if they would bring in mon, if every gardener aspired to raise them by the ton, they'd make a specialty of death, they'd languish from their birth, and shrivel at the slightest breath, and perish from the earth.

CITY NEWS

(Continued from Page Seven.)

Vote for Dr. Ross T. McIntire for coroner, May 19th. Pd. adv.

The senior law class of Willamette University law department will give a banquet next week by the students of the freshman and junior classes. These classes appointed a committee last night to attend to the details.

Vote for Dr. Ross T. McIntire for coroner, May 19th. Pd. adv.

Dr. E. V. Ellis, company physician for the Treatwell Mining company, Fremont, Alaska, is in the city for a short visit with relatives. He brought with him a patient for treatment at the Salem hospital. He is a son of Dr. George V. Ellis.

Vote for Dr. Ross T. McIntire for coroner, May 19th. Pd. adv.

Dr. John H. Lewis of Lewiston, Idaho returned to his home after a week's stay in the city attending to business matters. Dr. Lewis expects to return to his home in the city for a short visit with relatives. He brought with him a patient for treatment at the Salem hospital. He is a son of Dr. George V. Ellis.

Vote for Dr. Ross T. McIntire for coroner, May 19th. Pd. adv.

A trip to the Oregon State school for the deaf was taken yesterday by the junior congregation of boys and girls, numbering 40, of the First Presbyterian church. The young folks were accompanied by the pastor of the church, the Rev. Carl H. Elliott. After an inspection of the school a base ball game was played between the teams of the church and deaf school, after which refreshments were served.

Vote for Dr. Ross T. McIntire for coroner, May 19th. Pd. adv.

The Marion county Christian Endeavor will meet in convention beginning next Sunday at Silverton, for the annual election of officers and other business. Delegates from the 29 Endeavor societies of the county will attend. Addresses will be made by Dr. White of Albany, L. R. Carriere state president, G. Everbaker former state president and the Rev. H. C. Stover, pastor of the Central Congregational church, Salem.

Vote for Dr. Ross T. McIntire for coroner, May 19th. Pd. adv.

Benjamin Brick director for the coming year of the tourist and publicity department of the Commercial club, has called a meeting of all committees recently appointed for the Cherry fair, to meet with him this evening at 7:30 o'clock in the Commercial club rooms. At this meeting, Mr. Brick will tell each committee exactly what is expected of them, and their special duties, in order to make the fair a success.

A good valour couch used short time. Price \$4.00—Buren & Hamilton.

The Swedish Ladies Aid Society meeting held at Mrs. Boonies yesterday afternoon was well attended and a very pleasant time was enjoyed.



Paul R. Smith, who is manager of the combined Willamette University Glee club, which will appear in concert in the First M. E. church at 8 o'clock this evening.

A LOGICAL AND SURE DYSPEPSIA TREATMENT

During the past two or three years reports have frequently appeared in the Press concerning the remarkable value of bisorated magnesia as an antacid; and its ability to promote normal, healthy digestion by preventing food fermentation and neutralizing dangerous stomach acid has often been demonstrated. Until recently druggists could supply bisorated magnesia in powder form only, from one or two teaspoonfuls of which, taken in a little water after meals, almost instantly stops all fermentation and neutralizes acid, but suffers from stomach trouble can now obtain a 3 grain tablet which combines all the valuable antacid properties of the ordinary bisorated magnesia in a very convenient form. This new tablet of bisorated magnesia can now be had of druggists everywhere and many physicians are already prescribing them instead of the powder form.

The Swedish people throughout the state will celebrate "Midsummer festival" at the Gladstone Park Sunday June 25. The Swedish churches in Oregon City and Outlook with their pastor Rev. John Ovall will have charge of the celebration. The program will be of high order. Preaching and program by the Sunday schools in the morning and speeches by leading Americans and Scandinavians in the evening. Good songs and music. Free admittance.

The Salem lodge of Moose has been adopting a slogan of a membership of 1000 before the first of the year, and in order to create additional interest in the campaign for new members, the lodge at the meeting last night, decided to put on a homecoming day, Saturday, June 24 was selected as the date, and invitations will be sent to all Moose lodges in the valley, including Portland. All visiting members will be asked to submit the name of a Salem acquaintance that has the making of a good Moose. It was also decided that the Moose would attend the Portland Rose festival in a body, and that the Cherryland band, recently adopted as the official band, should accompany them.

The merchants of Salem are contemplating demonstrating their patriotic spirit by closing all day Memorial day, May 30. While no official action has as yet been taken by the Business Men's League, it is probable that all stores will agree to close for the entire day, in order that all employees may take part in the day's exercises. Arrangements are also under way by which all the school children in the city will take part in the afternoon parade, each carrying a flag. The Cherrians have practically agreed to participate in the afternoon program, led by the Cherrian band. In all, 28 organizations will join in the day's observance.

W. D. Miles, Republican candidate for constable, employed at penitentiary has had criminal experience for the past six years and will appreciate all votes cast in his favor. Pd. adv.

The voters of Oregon will have an opportunity of expressing their opinion in regard to women legislators at the primary election next Friday. Mrs. Metzger is on the ballot from Polk county as a republican, and Mrs. Maria L. T. Hildee in Portland, is a candidate on the democratic ticket. In Marion county, but one woman's name is on the ballot, that of Mrs. Alice H. Page, candidate for representative. Mrs. Page is a graduate of the Willamette university law school and has been admitted to the bar in Marion county. Besides having the legal knowledge to go into the merits of proposed bills, she has had several years business experience, has been president of the Salem public library board four years and a member of the Salem Women's club for 10 years.

CARELESS USE OF SOAP SPOILS THE HAIR

Soap should be used very carefully, if you want to keep your hair looking its best. Most soaps and prepared shampoos contain too much alkali. This dries the scalp, makes the hair brittle, and ruins it.

The best thing for steady use is just ordinary mulsified coconut oil (which is pure and greaseless), and is better than the most expensive soap or anything else you can use.

One or two teaspoonfuls will cleanse the hair and scalp thoroughly. Simply moisten the hair with water and rub it in. It makes an abundance of rich, creamy lather, which rinses out easily, removing every particle of dust, dirt, dandruff and excessive oil. The hair dries quickly and evenly, and it leaves the scalp soft, and the hair fine and silky, bright, lustrous, fluffy and easy to manage.

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Hazel Green Notes

(Capital Journal Special Service.)
Hazel Green, May 17.—After Sunday school Sunday morning a program was given in honor of "Mother's Day." Every one wore a white flower, or a white ribbon bow. The following program was rendered:

Music, Miss Naomi Payne.
Scripture lesson, O. M. Peoples.
Prayer, Rev. E. O. Shepherd.
Song—"Hark, Hark, My Soul," Mr. E. O. Shepherd.
A Debt, Oscar Rasmussen.
A Tribute, Miss Mary Dunigan.
Song—"Mother," Liva Wire S. S. Class.

The Gravel Bottle, Miss Charlotte Russell.
Meditation, Miss Gladys Arnold, Miss Naomi Payne and Mrs. Velma Shepherd.
Hiss Mother's Sermon, Ward Russell.
A Prayer, Miss Naomi Payne.
Song—"My Mother's Waiting There," little Miss Hazel Russell.
Address, Rev. E. O. Shepherd.
Song, choir.
Benediction, Rev. E. O. Shepherd.
Miss Mary Dunigan visited with her parents over Saturday and Sunday.

The Christian Endeavor society held their meeting at the home of Rev. Shepherd, Friday evening. After the business session games were played on the lawn and "wenies" were roasted over a bon fire. Those enjoying Rev. and Mrs. Shepherd's hospitality were: Misses Velma Shepherd, Mildred Williamson, Gladys Arnold, Charlotte Russell, Naomi Payne, Hazel Arnold, Esther Jackson, Rilda Williamson and Little Diana Shepherd; Messrs. Lay Peoples, Theodore Jackson, Walter Wigard, Ward Russell, Harry Bennett, Henry Sims, Clair Minker, Henry Rasmussen, Miles Russell, Lawrence Sims, Ben Walker, Mrs. Jackson and Rev. and Mrs. E. O. Shepherd.

One pupil from each grade attended the spelling contest in Salem Saturday. Those receiving the highest per cent were: Fourth grade—Anna Heabacker; Fifth grade—Ralph Peoples; Sixth grade—Grace Rape; Seventh grade—Anton Rasmussen; and Eighth grade—Oscar Rasmussen.

A surprise party was given at the home of Miss Gladys Van Cleave, Tuesday evening, May 10, on her eighteenth birthday. The evening was passed and enjoyed with music and playing games in large hay loft which had been cleaned and lighted for this purpose. Late in the evening dainty refreshments of ice cream and cake were served and the friends departed, all reporting a good time and wishing Miss Van Cleave a happy birthday and many more in the future. Although the weather was a little rainy a large crowd of old and young attended.

The Rev. H. Charles Dunsmore of Independence is in the city. Mr. Dunsmore is a candidate on the republican ticket for county clerk of Polk county. He spent the greater part of last summer in San Francisco as commissioner for Polk county at the Panama-Pacific exposition.

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