

A Sign of Prosperity

Business is booming—everybody knows that. December, 1916, will be a big month.

All the more reason for every man to be a little more careful about his personal appearance.

The money you spend for clothes is well invested—especially if you buy them here.

Our stock is large, our prices are right, and our service is the kind that makes you want to come again.

Show your prosperity—let us help you to make your dollars count, in a suit, shirts, socks, underwear, a hat—anything. Our acquaintance will pay.

Hart Schaffner & Marx
\$20 \$25 \$30
Bishop All-Wool Clothes
\$15 \$20 \$25

Just Wright Shoes
\$5 \$5.50 \$6
Other Makes
\$4 \$4.50 \$5

SALEM WOOLEN MILLS STORE

MEN'S HATS

BOY'S CLOTHES

Start Tomorrow and Keep It Up Every Morning

Get in the habit of drinking a glass of hot water before breakfast.

We're not here long, so let's make our stay agreeable. Let us live well, eat well, digest well, work well, sleep well, and look well. What a glorious condition to attain, and yet, how very easy it is if one will only adopt the morning inside bath.

Folks who are accustomed to feel full and heavy when they arise, splitting headache, stuffy from a cold, foul tongue, nasty breath, acid stomach, can, instead, feel as fresh as a daisy by opening the sluices of the system each morning and flushing out the whole of the internal poisonous stagnant matter.

Everyone, whether ailing, sick or well, should, each morning, before breakfast, drink a glass of real hot water with a teaspoonful of limestone phosphate in it to wash from the stomach, liver and bowels the previous day's indigestible waste, sour bile and poisonous toxins; thus cleansing, sweetening and purifying the entire alimentary canal before putting more food into the stomach. The action of hot water and limestone phosphate on an empty stomach is wonderfully invigorating. It cleans out all the sour fermentations, gases, waste and acidity and gives one a splendid appetite for breakfast. While you are enjoying your breakfast the water and phosphate is quietly extracting a large volume of water from the blood and getting ready for a thorough flushing of all the inside organs.

The millions of people who are bothered with constipation, bilious spells, stomach trouble; others who have sallow skins, blood disorders and sickly complexions are urged to get a quarter pound of limestone phosphate from the drug store. This will cost very little, but is sufficient to make anyone a pronounced crank on the subject of inside-bathing before breakfast.

Monmouth News

(Continued on page three.)

celebrate his 46th anniversary. Miss Dorothy Portwood spent Thanksgiving with her parents and family. Dorothy is teaching in Astoria.

Mr. and Mrs. S. A. Wright, of E. Alice Canning. Mrs. Mina Cornelius and daughter, Helen, spent Thanksgiving in Salem.

Miss Elizabeth Read attended the meeting of the State Music Teachers' association in Portland last week.

Miss Regine Ostrom came home Wednesday evening to spend her Thanksgiving vacation. She returned to Salem Sunday evening.

Ruby Torrence, Clara and Braxton Powell and Clarence Daniel came home from the O. A. C. to spend Thanksgiving.

Miss Elsie Kinley had the misfortune to slip on the walk while going down Main street recently and was quite badly hurt but is better now.

The paving is progressing nicely now, only about one-half a block remaining to finish. The men have been working every day including Thanksgiving and Sunday in spite of the unfavorable weather.

Consider the lowly postage stamp, my son, and learn the secret of success. It sticks to one thing until it gets there.

Parkersville Has School Entertainment

The following program was given at the school house Wednesday evening, November 29, 1916:
Song—Oregon Grange school.
Recitation—Thanksgiving, Mildred Haskins.

Recitation—A Thanksgiving, Lowell Cook.
Recitation—The First Thanksgiving, Ruth Manning.

Recitation—Little Paul's Thanksgiving, Velma Jackson.
Song—Thanksgivings Here, by grammar girls.

Recitation—Dram Stricks, Eddie Crouser.
Recitation—The Turkey, Olene Cutsforth.

Recitation—Thanksgiving Day, Irene Parker.
Recitation—A Thanksgiving Victory, Luke Shields.

Recitation—We Thank Thee, Edith Manning.
Exercise—Pumpkin Pie, 10 children.

Song—Pie Song, primary boys.
Recitation—Six Little Turkeys, Sebaurn Crouser.

Recitation—John Jenkin's Pumpkin, Hugh Cutsforth.
Recitation—History of Thanksgiving, Velma Redmond.

Recitation—Our First Thanksgiving, Daisy Parker.
Exercise—Thanksgiving, 12 children.

Recitation—Signs of the Times, Malvern Young.
Recitation—A Country Thanksgiving, Velma Parker.

Dialogue—After Thanksgiving, Stanley Huggell, Darwin Cook.
Recitation—Who Made our Thanksgivings, Ben Redmond.

Song—Old Thanksgiving Time, by grammar girls.
The school is in charge of Mrs. Fannie L. Douglas and Miss Gladys Sargent.

Mrs. Crookham and Miss Crookham of Portland spent Thanksgiving at Mrs. S. Manning's.
Miss Grace Shields, primary teacher at Scotts Mills, spent Thanksgiving with her parents, Mr. and Mrs. E. E. Shields.

Mr. and Mrs. Harry Huggell entertained Mr. and Mrs. Harrison, Mrs. Huggell's parents, at dinner Thursday.
The dance at North Howell was well attended.

Russell Taylor and Wayne Henry were business callers in Portland Saturday.
Mr. Cook, a former resident here, and now living at Lakeview, is visiting friends at Shaw, and expects to visit in this neighborhood next week.

While he is here, Ben and Willis, are running the farm. John is holding down a homestead of 320 acres and expects to get 320 more when the new law passes.
Mounted on a window shade roller and brackets, a new automobile awning protects the window shield from rain and lessens the glare when the sun is shining.

Mr. O. F. Cosper, of the Independence Telephone company, has sold the telephone exchange here to Mr. T. J. Mahony, of Heppner, Oregon. Mr. Alfred Sprately, of Portland, will have charge of the office as the local manager here. Mr. Cosper and family will go to California from here.

Mr. John Nelson and wife, of Corvallis, spent Thanksgiving here with relatives.
The ladies' Needlecraft of the Presbyterian church will hold a Christmas bazaar on Thursday, December 14.

Mr. and Mrs. A. B. Robinson, of Dallas, spent a few days here the last of the week with relatives.
Mrs. Alpha Bascoe was a Salem visitor on Friday.

Mrs. W. J. Clark entertained the Weeden club at her home on Monday afternoon.

COMMISSION CAN FIX TELEPHONE CHARGES

Supreme Court Holds It Can Override Contract Made by the Parties

Important to every city and town in the state of Oregon is the decision of the supreme court this morning supporting the contention of the Public Service commission that it has power to fix rates of any public service corporation in any municipality of the corporation was granted before the commission was created or not.

The case that brought the question up before the supreme court was the appeal of the public service commission from a decree of Judge Galloway in the circuit court for Marion county vacating an order of the commission fixing the telephone rates in Woodburn higher than the city franchise allowed the company to charge. The title of the case is the City of Woodburn, against the Public Service Commission of Oregon and the Western Telephone Company.

The City of Woodburn was incorporated in 1889, according to the decision, and in June 1909, the city adopted an amendment to its charter permitting what is known as "home rule," which gives the council authority to grant franchises in any street or city streets for public uses. In 1910 the council granted a franchise to the United Telephone company which permitted the construction of telephone wires and poles. One section of this franchise fixed the maximum rates to be charged for use of the telephone.

Later the plant was transferred to the Western Telephone company, which has extended its lines beyond Woodburn into the country. In July, 1915, the company applied to the Public Service commission for permission to increase telephone rates. After due notice to the council and city a hearing was held and the commission ordered that the company be permitted to increase its rates on condition that the applicant avoid duplication of equipment by consolidating with the competing plant. The consolidation was completed, and on December 1, 1915, the P. S. C. directed the Western Telephone company to charge a specified schedule of rates, which charges were greater than specified by the franchise. Shortly after the city commenced suit to vacate the order and join the company from enforcing the new rate. The trial was held before Judge Galloway who held in favor of the city, and enjoined the company from making any charges greater than specified in the franchise.

Justice Harris, in rendering the decision reversing Judge Galloway, stated that the decree appealed from is predicted on the argument that the P. S. C. was without power to permit the telephone company to charge city customers more than the rates prescribed in the franchise, which the city granted before the P. S. C. was created.

Under the law approved by the people of the state, the commission has power to regulate telegraph, telephone, street railway, gas, heat light and water systems so that safe and adequate service may be rendered to the public. The term "public utility" embraces every owner who operates a telephone line for the public.

The People Changed It. "In brief," says Justice Harris, "the facts present a situation where the legal voters of the city amended their municipal charter and conferred upon the common council authority to grant franchises in the streets for public benefits; the council exercised this chartered power and granted a franchise to the telephone company, the rates to be charged to be fixed by the terms of the franchise; subsequently the public utility act was passed by the legislative assembly and then referred to all the voters of the state who approved the measure at a general election; and finally upon the application of the telephone company the public service commission acting under the authority of the Public Utility act specified a schedule of rates to be charged by the telephone company and the city is now complaining because these rates exceed the charges fixed in the franchise.

The ultimate question for decision is whether the Public Service commission was lawfully empowered to specify rates different from those fixed by the terms of the franchise. Through-out the discussion it must be born in mind that the state acting through the Public Service commission is a party to this suit, and consequently judicial precedents arising out of controversies between none but the immediate parties to a franchise are not controlling here. Moreover the present juncture does not call for decision of the relative rights of the grantor and grantee of a franchise as between themselves. Furthermore, the very purpose of this litigation is to determine whether the state has in fact empowered Woodburn to fix a schedule of rates which the state could not afterward change, and hence we must also distinguish all those judicial utterances which followed a finding that the state had actually conferred upon a city the power unalterably to fix the rates to be charged by the grantee of a franchise."

Lower Court Reversed. After citing numerous authorities relative to the governing power, Justice Harris says "The right to regulate the rates to be charged by a public utility inheres in the power to govern. The regulation of rates for the purpose of promoting the health, comfort, safety, and welfare of society is an exercise of the police power and is therefore an attribute of sovereignty. Being an inherent element of sovereignty the whole sum of this police power may, for the purpose of this suit, be regarded as having been primarily and originally lodged in the state."

The Justice declared that the regulation of the telephones of Woodburn is a public utility and that the public service commission is empowered to fix rates for the same. He also declared that the city of Woodburn is not bound by the terms of a franchise granted before the public service commission was created.

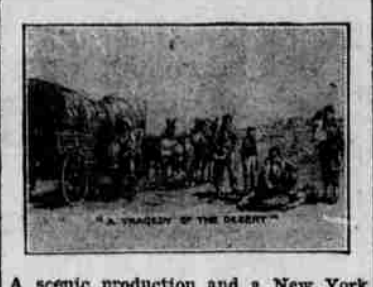
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A scenic production and a New York cast of artists in The Winning of Barbara Worth at the Grand Theatre.

Harold Bell Wright's "The Winning of Barbara Worth," was credited in the world of literature as one of the seven best sellers. Dramatic critics and prominent theatrical men said it would make a strong play, and it did. Mark Swan dramatized the book, and through sticking closely to the text and bringing out every important character into living, breathing men and women, it proved the most important success of any of the book plays. There are hundreds of people in this city who have read the book, and will want to see the play. It will be presented at the Grand Opera House next Thursday, Dec. 7. L. C. Yeomans, the producer, has given the play a beautiful scenic production, and a strong cast of New York players. This is the original company. There are no other "Barbara Worth" companies in existence.

CLAIMS THAT SWAMP-ROOT SAVED HER LIFE

About nine years ago I had Rheumatism so bad that I was in bed for six weeks. I was not able to raise my head to take a drink of water. I was unable to move my hands or feet, and my back would hurt me so that words could not tell what I suffered. I saw Dr. Kilmer & Co's advertisement of Swamp-Root and I decided to try it and commenced to improve with the first bottle. I continued on with the use of Swamp-Root until I was restored to good health. I am now 67 years of age and I do my own house work for four in the family; also I do my own washing. I have not been troubled with the Rheumatism for the last eight years. I cheerfully recommend Dr. Kilmer's Swamp-Root to others as I believe it saved my life.

Very truly yours,
MRS. EMMA A. BOGGS,
1000 N. 9th St., Independence, Kansas,
State of Kansas, county of Montgomery, ss:

Before me, C. L. Jones, a notary public in and for said county and state personally appeared Emma A. Boggs, to me known to be the identical person who executed the within and foregoing instrument of writing, and acknowledged to me that she executed the same as her free and voluntary act and deed for the uses and purposes therein set forth.

In testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year above mentioned.

C. L. JONES, Notary Public.

Letter to Dr. Kilmer & Co., Binghamton, N. Y.

Prove What Swamp-Root Will Do For You.

Send ten cents to Dr. Kilmer & Co., Binghamton, N. Y., for a sample size bottle. It will contain anyone. You will also receive a booklet of valuable information, telling about the kidneys and bladder. When writing, be sure and mention the Salem Daily Capital Journal. Regular fifty-cent and one-dollar size bottles for sale at all drug stores.

may not directly affect the pocket books of the people of the entire state, yet the state is directly affected in promoting the general welfare. The conclusion of the justice is that the Public Service commission as the representative of the state had lawful authority to change the telephone rates. Therefore the decree of the lower court is reversed and the suit dismissed.

Other Cases Decided. Other cases decided this morning are as follows:
Ella Clayton, widow of W. S. Clayton, deceased, respondent, against the Enterprise Electric company, appellant—an appeal from Wallawa county, Judge Knowles, an action for damages under the Employer's Liability law; decree of lower court affirmed.

Hancock Land company, respondent, against City of Portland, appellant, an appeal from Multnomah county, Judge L. T. Harris, a petition for a rehearing denied by Justice Moore.

N. V. Sorenson, respondent, against Frederick A. Kribbs, appellant, an appeal from Multnomah county, Judge Gantenbein, an action to recover damages for the sale of 7,500 acres of timber land; Justice Moore renders opinion affirming the judgment of the lower court. Justice Ben, Harris, and Burnett concur. In this case the largest award for damages that has gone out of the supreme court was given, amounting with interest to about \$22,000.

M. S. Doerstler, respondent, against First National Bank of Roseburg, appellant, an appeal from Douglas county, Judge Hamilton, an alleged deposits made in defendant bank; affirmed by Justice McBride.

When the star boarder marries his landlady he becomes a fixed star.

Catarrh Cannot Be Cured

with LOCAL APPLICATIONS, as they cannot reach the seat of the disease. Catarrh is a blood or constitutional disease, and in order to cure it you must take internal remedies. Hall's Catarrh Cure is taken internally, and acts directly upon the blood and mucous surface. Hall's Catarrh Cure is not a quick medicine. It is prescribed by one of the best physicians in this country for years and is a regular prescription. It is composed of the best tonics known, combined with the best blood purifiers, acting directly upon the mucous surface. The perfect combination of the two ingredients is what produces such wonderful results in curing catarrh. Send for testimonials, free. F. J. CHENEY & CO., Props., Toledo, O. Sold by Druggists, price 75c. Take Hall's Family Pills for constipation.

"NO USE ARGUING"

YOU Can get anything you want by advertising. If you have anything to advertise, Capital Journal "Want Ads" is a good way.

SUFFRAGETTES UNFURL

(Continued from page one.)

who campaigned in Oregon for the woman's party.

Mrs. Hillos a democrat and the daughter of the late Thomas F. Bayard, secretary of state under Cleveland and the first ambassador to Great Britain asserted that today's action "merely presages our constant and further activities that will never be relinquished until our cause is won."

Mrs. Rogers expressed surprise that President Wilson could have failed to mention woman suffrage after the lesson of the last election. Mrs. Lowenberg said the president's recent statement that "he was going to fight with us" had led us to believe that he would no longer delay in throwing his influence in support of our cause.

Jimmy Hauled it Down

The unfurling of the banner had been carefully planned. Immediately after the demonstration, pamphlets were passed out by women in the corridors, giving printed details of just what happened insofar as the women were concerned. This printed information included the names of the women who unfurled

THRILLS

The Secret of The Submarine
More Daring in Every Chapter

LAST CHAPTER OF THE GRIP OF EVIL
The Story of Humanity

Wedding invitations, announcements, and calling cards printed at the Journal Job Department—Prices right.

A Big Show for little money

TODAY - TOMORROW And Thursday
Lenore Ulrich in THE INTRIGUE
PARAMOUNT PICTOGRAPHS
Orchestra Music
Ye LIBERTY!

THE CHERRIANS

Present Richard Harding Davis' Internationally Famous Comedy Success

GRAND OPERA HOUSE

THURSDAY
December 7—One Night

"Here, the visitors told themselves, was the real West."

—THE—
WINNING OF BARBARA WORTH
The Strongest Book Play in a Decade.
Beautiful Scenery and a Powerful Cast.
25c, 50c, 75c, \$1; Boxes \$1.50
Reserved Seats on sale at the Opera House Pharmacy

WILLIAM S. HART

IN "THE DAWN MAKER"
Five Acts of Thrills.
FRIDAY AND SATURDAY
THE OREGON

LAST TIME TODAY MARY PICKFORD LAST TIME TODAY

IN "Less Than The Dust"
Her last and greatest release.
THE OREGON
Where the Crowds Go.
Tomorrow—Lillian Gish in "Diana of the Follies"

Independence Items

(Capital Journal Special Service.)
Independence, Ore., Dec. 5. — Mr. Frank Pluke and wife are spending a few days in Portland.

Mr. Roy Newport was an Independence visitor on Saturday.

Mr. Walter Nelson and wife spent Thanksgiving here with Mr. Nelson's parents.

Mr. Alex Jones and wife, of Camas, Wash., spent Thanksgiving here with Mr. Jones' parents, Mr. and Mrs. Floyd.

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The ladies' Needlecraft of the Presbyterian church will hold a Christmas bazaar on Thursday, December 14.

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Mrs. W. J. Clark entertained the Weeden club at her home on Monday afternoon.

Spring Valley News

(Capital Journal Special Service)
Spring Valley, Dec. 5.—Roy Barker is home from the university to spend Thanksgiving with his parents, Mr. and Mrs. S. H. Barker.

Mr. and Mrs. J. N. Starr entertained relatives from Salem on Thanksgiving day, the guests returning to their homes on Friday morning.

Miss Elsie Taylor attended a teachers' institute at Dallas, Saturday.

J. E. French and family spent Thanksgiving in Salem with the mother of Mr. French. Mrs. French and children remained for a few days visit, expecting to stay over Sunday.

Rev. and Mrs. W. T. Scott are spending several days at Fairview, near Portland, where Mr. Scott served as pastor for eighteen years.

Mrs. W. Harvey Crawford visited Monday with Mrs. J. I. Miller in West Salem.

Mr. and Mrs. E. C. Crawford of Salem entertained the several Crawford families from Spring Valley on Thanksgiving day.

Niles Holland has traded several lots in Seattle to Bud Sears for ten acres in the Oak Knoll tract.

The Bird Walling family motored to Portland on Thanksgiving day.

The first parent-teachers' meeting of the year was held Wednesday at the school house, a large number attending. The children gave an excellent program, which was much enjoyed, after which sandwiches and cake were served.

Russell Taylor and Wayne Henry were business callers in Portland Saturday.

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HELP NATURE

to Strengthen the Stomach
to Keep the Liver and Bowels Regular

This suggests a trial of
HOSTETER'S Stomach Bitters