

# Auction SALE

Monday, July 7th, 1:30 p.m.  
157 S. Commercial St., Salem, Ore.

Consisting of—1 stationary 15 h. p. Fairbanks & Morse oil engine with muffler and fuel tank complete; 1 Bell & Willard, 5-ton compressor with condenser complete for ice or cold storage.  
1 12x14x20-inch refrigerator coiled and storage tank above with compartments; 1 heavy shafting bangers, and pulleys; 63 100-pound iron cans; 280 feet 1 1/2-inch pipe with elbows and 4-inch bends; 1 2-inch heavy duty force pump; 3 100-gallon oil drums; 2 50-gallon oil drums; 1 20-gallon oil drum; 1 Birkenhead wall scale; 1 platform scale; 1 Lincoln motor; 2 Toledo compounding scales, new; 2 meat blocks, 30x36-inches and 36 inches; 1 marble top refrigerator counter, 16 feet long; 1 16-foot counter and one 8-foot counter; 1 glass top fish box; 1 National 2-drawer computing cash register, new; 96 feet quarter, racks complete, 2 dozen quarter books; 5 letter files; 1 desk; 1 hand force pump; 1 pipe vice; 1 air pump; 1 box pipe fittings; 1 blow torch; 3 rolls building; 50 gallons Delsol oil; ice tongs, quarter hooks, electric wire, stamping outfit, 1 brick smoke house, tools, wrenches, 2 dozen bacon hangers, 50 gallon lead cooler, and many other things too numerous to mention.

## TERMS CASH

Wm. WECHTER  
Assignee of Geo. W. Wechter, 157 S. Com'l. Street, Salem, Oregon.  
F. N. WOODRY,  
The Auctioneer  
Phone 510 or 511, Salem  
WOODRY CONDUCTS SALES OF EVERY DESCRIPTION ANYWHERE

## CITY NEWS.

Prof. Matthews returned recently from a trip to Medford, Jackson county, where he delivered the graduation address before a high school class numbering over forty. He noted a great improvement in the southern part of the state.

The local unionists and Loyal League members of this city are expected to join in the parade at one o'clock on the afternoon of July 4th, on the street from Ferry north to groups of working people from the woolen mills, lumber factories, trucking plants and other industries are urged to join in this demonstration. For further particulars call up Pascal Taglio, grand marshal, phone 2092.

June is the month for weddings in Salem and the record for issuing licenses at the county clerk's office has been broken. The last license issued in June was to John G. Merchen, age 22, of Prescott, Wn., and Mary M. Foster, age 27 of Salem. With the issuing of this license, the total for the month numbered 44.

County Superintendent Smith says that at the meeting held last evening at Turner to discuss placing vocational agricultural training in the school next fall, there was a general favorable feeling expressed. It was decided to call an election July 14 when the proposition will be put squarely before the voters of the Turner school district. Should vocational training for farming be placed in the schools, the state and federal government will pay part of the expense, leaving about \$700 to be paid by the Turner district. The valuation of the district is \$504,000.

## DIED

MEDERMOTT—At a city hospital June 29, 1915, Sheldon Medermott, 34 years old, 24th street, at the age of 34 years.

He was the son of Mr. and Mrs. George Medermott. The family have lived here but a few weeks, coming from Gralla, Wn.

Funeral was forwarded this morning for burial by the Rigdon company.

Mrs. L. N. Roney, who has been a guest at the home of Mr. and Mrs. Geo. H. Barnett, left this morning for Eugene.

Wm. Noble, R. L. Marsh and H. N. Mooney are Mill City citizens registered at the Capital hotel today.

Try Salem First In Buying  
Salem's a Good Place to Trade

EYES EXAMINED  
GLASSES MADE  
FITTINGS GUARANTEED  
Consult us about your eyes  
HARTMAN BROS. CO.  
Jewelers and Opticians  
Northwest Corner of State and Liberty Streets

## MERLO MURDER CASE ORDERED TRIED ANEW

In the list of cases disposed of during the past week by the supreme court is one of unusual character and which brings in a problem in evidence that is seldom met with. This is the case of State vs. Rose R. Merlo, appealed from Washington county, George R. Bagley, judge. The defendant was charged with manslaughter, based upon the killing of her husband, Joe Merlo, an Italian, truck farmer living near Beaverton.

The crime was committed in 1915, coming as the sequel of a long series of quarrels in which drink, bad temper and jealousy were prominent. The defendant in the course of her testimony, asserted that it was the course of a spasm of drunken rage and jealousy, and she had chased her about the premises, threatening to kill her; that she finally took refuge in an upper room of the house and looked the door against her husband; that he forced an entrance through a window and was about to in flit great bodily injury or to kill her when she secured a revolver and shot him to death. There was an eye witness of the deed, and those who were about the scene gave conflicting evidence in the attempt to prove that the husband was not drunk, and that the defendant herself started the quarrel. However, the circuit court found her guilty of manslaughter, and she appealed to the supreme court.

The appeal was based largely upon the allegation that the prosecution, after bringing in a witness to support their case, sought by leading questions to impeach their own witness and to show that his character was such that his testimony was not dependable. Judge Harris, in writing the opinion in the case, refers to the evidence of this witness as not only incompetent but highly prejudicial to the rights of the defendant, and on this fact he bases his decision for a reversal of the lower court and demanding the case for new trial. In this decision Judge Bennett concurs in part.

Another case of interest in Marion county where drainage problems frequently arise, is that of Margaret Rebus vs. Geo. W. Peck, appeal from Marion county, Percy R. Kelly, judge. In this case the defendant had upon a portion of his land a depression, which by the central law of the land drained out circuitously upon the land of the plaintiff. The defendant admits that he deepened an ancient ditch and by means of filling hastened the flow of water from this tract; but the plaintiff sought to prove that by such ditch and filling he had increased the collection of water upon her land and thereby caused considerable damage. The judge of the circuit court in charging the jury emphasized the point that a landowner is justified in expelling water from his property upon adjoining land if he is so doing he follows the natural drainage course. He only became liable for damage when by artificial methods he collects water upon his own land and by an unnatural source discharges the same upon his neighbor's land. This opinion is affirmed by Judge Lewis who writes the decision of the supreme court.

Other cases passed upon are as follows: William H. Hartwig vs. John G. Gertrude Rushing as administratrix of the estate of C. C. Rushing, deceased, and Maxine C. Rushing, appellants, appeal from Multnomah county. Suit to collect money on promissory note. Opinion by Justice Harris. Judge Robert Tucker affirmed.

State of Oregon, ex rel. Akerson, Coach and Co., Inc., plaintiff, vs. T. M. Hurlburt, sheriff of Multnomah county. An original proceeding in mandamus to compel sheriff to execute in favor of plaintiff a sheriff's deed to certain property sold by him to plaintiff's predecessor in interest. Writ is allowed in opinion by Chief Justice McBride.

Ada Gruber vs. Emma E. Boswell, appellant; appeal from Douglas county. Suit to foreclose mortgage upon real estate. Opinion by Justice Benson, modifying decree of lower court by reducing amount of decree.

Duncan Lumber company vs. Willapa Lumber company, appeal from Multnomah county. Suit to recover damages for breach of contract. Opinion by Justice Benson modifying decree of Judge C. U. Gantenbein, by eliminating amount fixed as interest.

W. T. Wade, appellant, vs. E. J. Martin, appeal from Multnomah county. Suit to obtain part payment of judgment. Opinion by Justice John S. Judge Robert G. Moore affirmed.

It is also alleged that the construction company on April 2, 1912, filed with the city engineer a claim against the city for \$15,514.11.

It seems that the trouble with securing money for the payment of the claim of the construction company is due to the fact that property owners on south 12th street have not paid their assessments.

## SOLDIER BANQUET TO BE FOR "STAGS" ONLY

The War Mothers are up against more prosperity in the way of soldiers who will attend the homecoming than they expected when plans were originally made for serving a banquet Friday evening to the boys at the armory. When plans were first under consideration, it was estimated that soldiers to the number of about 500 would avail themselves of the banquet and with this number in view, the War Mothers included in their invitation to the boys the pleasing feature that all could bring along their best girls.

But with 200 or more already registered and the assurance that the attendance will number between 1000 and 1200 and probably more, the War Mothers find it a physical impossibility to entertain at dinner such a number with the girls in addition.

They can seat at the armory at one time 500. With the assurance of more than 1000 attending, the War Mothers figure they will have on their hands a bigger job than anticipated, especially if each soldier boy was to bring along a wife or sweetheart.

Now the War Mothers are up against it. They cannot banquet all the boys and their sweethearts the same evening, and they are aware of the fact that if the soldier boy left his best girl down town somewhere while he was enjoying a fine banquet, that said best girl would be missing when the soldier boy returned to find her.

To help a little out of the difficulty, the War Mothers state that the women folks of the soldier boys will be entertained at the Y. W. C. A. with music and such, while the boys are eating.

Anyhow, making the best out of necessity, the War Mothers have sent out word that the dinner for Friday evening at the armory will be for soldiers, sailors and marines only. After dinner there will be dancing on Court street, folk dancing in Wilson park and plenty of fire works.

William A. Seiling vs. The First National Bank of Tillamook, appellants, appeal from Tillamook county. Suit brought against bank to determine claim of defendant to real property under attack. Opinion by Justice Bennett. Case remanded to Judge Geo. R. Bagley's court.

A. M. Perry as administrator of the estate of Catherine E. Martin, appellant vs. Henry Lee Fletcher; appeal from Yamhill county. This is an appeal from a judgment overruling a demurrer to defendant's answer granting judgment in favor of defendant for want of reply. Opinion by Justice Benson. Judge H. H. Belt reversed.

Petition for rehearing denied in City of Sesside vs. Randall.

Astoria Cooks And Waiters

Strike For Higher Wages

Astoria, Or., July 1.—A strike of cooks and waiters here this morning caused the closing of all the large restaurants of the city.

The Culinary Alliance demanded \$34

per week for cooks and \$21 for waiters and waitresses. The proprietors of the eating places agreed to the scale but declared themselves in favor of the open shop. They say the attitude of the union officials has been unbecomingly recently and that they refuse to let the alliance run their business any longer.

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W. T. RIGDON & CO  
Underwriters  
252 North High Street  
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NOTICE!

Bill Hart, Charlie Chaplin, Fatty Arbuckle and three acts of good Vaudeville for those who enjoy the best to be had

FRIDAY and SATURDAY,  
JULY 4th AND 5th

BLIGH THEATRE  
Sign of Good Shows, Where Everybody Goes.

Salem's a Good Place to Trade

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## TODAY'S BASEBALL SCORE

National	R.	H.	E.
Brooklyn	1	7	2
New York	6	13	1
Pfeiffer and Miller; Toney and McCarty.			
Philadelphia	1	5	0
Boston	9	11	1
Rixey and Cady; Demaree and Wilson.			
Cincinnati	2		
Chicago	2		
Eller and Wingo; Carter and Killefer (Nin innings)			
St. Louis	4	8	4
Pittsburgh	11	15	1
Duck, Meadows, Ames and Snyder; Mayer and Schmidt.			
American	R.	H.	E.
Boston	4		
Philadelphia	6		
Caldwell and Walters; Grevel, Kinney and Perkins, McAvoy. (Seven innings.)			
Chicago	6		
Cleveland	13		
Williams, Danforth, Shellenbach and Schall, Jenkins, Jasper and O'Neill.			
New York	1	4	1
Washington	0	3	1
Russell and Hannah; Harper and Gharney.			
Detroit	2		
St. Louis	3		
Douss and Ainsmith; Sothman and Severid. (Six innings)			

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## Journal Want Ads

Quick Reference To Firms That Give Service On Short  
Where Buyer And Seller Meet--We  
Recommend Our Advertisers.

EVERYTHING ELECTRICAL  
Salem Electric Co., Masonic Temple, 127 North High  
Telephone  
Mails 1200

## REAL ESTATE

FOR SALE—Good 3 room house with modern conveniences on large lot, abundance of fruit, on paved street. 6 room house, small barn and 2 fine lots with abundance of fruit, only 2 blocks from paved street and school. \$1200. Square Deal Realty Co. 1f

## BEST BUYS

36 acres all the best of river bottom, 28 cultivated, well fenced; 6 room bungalow, barn, hog house, chicken house, family fruit, growing crop if sold soon. This farm is worth \$250 per acre, but to move it quickly will take \$6500 on easy terms.  
100 acres, 90 cultivated, house, 2 barns, lots of outbuildings, well fenced, close to school and station, 8 miles from Salem, only \$85 per acre.  
115 acres, 28 cultivated, 8 room house, barn, garage, all necessary outbuildings, balance of the place in timber and stump pasture, fine family orchard; only \$70 per acre, 1/2 cash balance 6 percent.  
117 acres, all the best of river bottom land; 60 in cultivation and in crop, which all goes; good 8 room house, two old barns, all well fenced. 1 1/2 miles from Beuna Vista, owner wants to return to Europe; only \$75 per acre.  
For best buys in ranches or city property see  
SOCOLOFSKY, Bayne building.

## JUNK WANTED

Call 398. Highest prices paid for junk, second hand goods and machinery. Be sure and call 398, get the right prices. The square deal house.

## CAPITAL JUNK CO.

271 Chemeketa St. Salem, Or.

## The Capital Journal

Daily Market Report

## Grain

Wheat, soft white \$2.10

Wheat, lower grades on sample \$2.05

Oats \$1.85

Hay, clover \$2.4

Hay, oats \$2.35

Barley, ton \$2.65

Mill run \$4.24

## Butterfat

Butterfat \$3.6

Creamery butter \$3.60

## Pork, Veal and Mutton

Pork on foot \$18.50

Veal, fancy \$17.50

Steers \$7.90

Cows \$6.75

Spring lambs \$10.10

Ewes \$4.90

## Eggs and Poultry

Eggs, cash \$2.30

Hens, live \$2.30

Old roosters \$1.50

Broilers \$2.30

## Vegetables

Strawberries \$2.75

Radishes, doz \$4.50

Potatoes \$3.50

New potatoes \$4.50

Green onions doz \$3.50

Onions sack \$4.50

Cabbage \$4.50

Head lettuce \$4.50

Carrots \$4.50

Beet roots \$4.50

Cantaloupes \$3.50

## Fruit

Watermelons \$1.50

Oranges \$3.75

Lemons, box \$7.00

Bananas \$9.00

California grape fruit \$6.00

Apple, extracted \$2.00

## Retail Prices

Eggs, dozen \$4.50

Creamery butter \$4.50

Corned beef \$3.50

Flour, hard wheat \$3.10

## Portland Market

Portland, Or., July 1.—Butter, city creamery \$2.50

Eggs, selected local ex \$4.50

Hens \$2.30

Broilers \$2.30

Cheese, triplets \$7.00

## DAILY LIVE STOCK MARKET

Receipts 130

Tone of market slow

Good to choice steers \$9.50@10.50

Fair to good steers \$8.50@9.50

Common steers \$7.50@8.50

Common to fair steers \$7.50@8.50

Choice cows and heifers \$5.50@6.50

Good to choice cows and heifers \$5.50@6.50

Medium to good cows and heifers \$5.50@6.50

Fair to medium cows and heifers \$5.50@6.50

Canvases \$3.50@4.50

Bulls \$3.50@4.50

Calves \$3.50@4.50

## Receipts 269

Tone of market strong

Prime mixed \$20.00@21.00

Medium mixed \$18.50@19.50

rough hewers \$18.50@19.50

Bulk \$20.00@21.00

Pigs \$17.00@18.50

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