

MOOT COURT CASE WON BY M'CROSKY

Saratoga Regatta Association Defended by Wells Loses \$750.

In the case of Courtney vs. the Saratoga Regatta Association, tried before the moot court Tuesday evening, February 18, Lyle McCroskey, attorney for the plaintiff, received a verdict of twelve to four against Gordon Wells, attorney for the defendant, on the presentation of argument. Considering the points of law involved, the judges gave the decision of seven to seven.

The case as stated by Walter Matson, clerk of the court, was:

On the first of March, 1895, the defendants published the following advertisement: "Saratoga Regatta, September 1st, 1895. Amateur Champion Race. Open to any four-oared boat. Course four miles. First prize \$750. Entries to be made on or before August 15th." The plaintiff, induced by this announcement, immediately after the publication, organized a club, bought a boat and went into training for the race.

In June the defendants decided not to give the advertised prize unless at least five boats entered, and in case there should be fewer than five entries, to substitute a different prize of \$500. This decision was not communicated to anybody. Three boats were entered, the plaintiff's and two others. On the day of the race these boats had taken position at the starting line when the starter announced that on account of the small number of competitors the prize would be \$500 instead of \$750. The plaintiff thereupon refused to row and sued the defendants or breach of contract.

McCroskey Has Three Points
McCroskey based his claim for damages on these arguments: First, there was an offer, an advertisement for a prize. Second, there was an acceptance of that offer when the plaintiff sent a written statement of his intention of entering the race. Third, there was an executory contract and fourth, there should be damages on account of justice to the plaintiff, considering the time and money he had spent in preparation for the race.

The defendant, represented by Wells, did not refute the arguments of the plaintiff, but based his claims on the argument that the publication of the intention of having a boat race was not an offer, but that in the event that it could be construed as an offer the prize could not be given until the plaintiff had completed the boat race. The plaintiff did not complete the requirements for the prize as he refused to row. The acceptance of an offer is only complete when the action has been successfully performed.

Faculty and Students Judge
In his refutation, the counsel for the prosecution stated that the defendant did not touch his argument only that there was not an offer in the newspaper. "As a matter of fact, it was an offer, and if the terms were not clear enough to convey the idea of an offer how did the plaintiff know enough to commence training?" asked McCroskey. "What was the idea of having entries? Wasn't it so the offer could be certain so he could go ahead and make arrangements? Each party should be protected."

The judges who voted were Dean Hope, chief justice; Mr. Ivey, Mr. Armstrong, Mr. Sorenson, Mr. Pfouts, Mr. Holland, Mr. Decker, Mr. McKey, and Mr. Matson.

BOYNTON TALKS ON PUMPS At Meeting of Science Club, Tells How Vacuum Is Obtained

"Modern High Vacuum Pumps" was the subject discussed by Dr. W. P. Boynton, professor of physics, before the Science Club Tuesday evening in the lecture room in Deady hall, following a short business session of the club.

"The University has a two-stage Kraus pump, blown in Pyrex glass, designed to exhaust into the vacuum behind an ordinary filter pump," said Professor Boynton. "There has been no opportunity to use this pump since it was purchased, owing to war conditions, but it is expected that next year it will find a very considerable use in connection with advanced courses and the research work of the department of physics."

Dr. Boynton made a short summary of the discovery of air pumps, the first of which was made not very far from 1650. It was in imitation of water pumps with tons and valves. "These were improved upon until finally excellent results were obtained by using two or three pumps, one pumping into the vacuum behind another. In this way, and by modifying the design so as to have rotary pumps, pumps have been made adequate for commercial use, like exhausting lamp bulbs."

After the discovery of the barometer

with its vacuum over the mercury several types of mercury air pumps have been devised, taking advantage of this barometric vacuum.

"In the last few years research workers have developed a new type of pump variously known as the diffusion pump, or the mercury vapor blast pump." Oil sealed mechanical pumps were described giving a vacuum of almost ten-thousandths of an atmosphere, or when two or more are used about a millionth. "The best mercury pumps have given vacua of about a hundred millionth of an atmosphere, while the workers with the new blast pumps claim to be able to produce vacua of about a hundred billionth of an atmosphere."

PHYSICAL TRAINING TO BE SUMMER TOPIC

Teachers to be Trained for New Positions Created by State Law.

A bill just passed by the state legislature makes it compulsory for every student in the Oregon schools to have 100 minutes a week of physical training. In view of the large number of teachers for this work who will be needed, the University will offer summer courses to prepare the Oregon teachers to undertake this work along with their regular classes, according to Miss Mabel Cummings, head of the physical education department.

The larger schools will have specially trained instructors for this work, but the smaller schools will demand this extra work of their regular teachers.

In view of this fact, the University is planning a summer course for the person of little experience in physical training. It will be practical and will supply the teacher with effective and interesting material, and will include discussion of methods, practice in teaching gymnastics, games and folk dances.

Groups of children will be available for teaching purposes. "It will be possible for the teacher with some preparation in gymnastics," said Miss Cummings, "by a heavy program and a careful selection of courses, to prepare for supervision work."

Miss Cummings, who has had wide experience with public school work in Cambridge, Mass., and in Illinois, will give her whole time to the summer school work. She will help in the selection of the courses for the students to meet the different needs. Miss Catherine Winslow, assistant in the department, who has also had experience in this kind of work in Michigan and in the Tacoma high schools, will be here.

Y. W. CABINET TO MEET

The regular meeting of the Y. W. C. A. Cabinet is to be held on Friday at 5 o'clock at the Y. W. C. A. Bungalow. All members of the Cabinet must be present.

E. B. PIPER TELLS OF WAR'S HORRORS AS HE SAW THEM

(Continued from page 1.)

juries received when the automobile he was riding in ran into a motor lorry. There he heard the cries of children and upon asking what children were doing in the war front he was told that four of them had been fired on by Germans and had lost legs or arms.

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to a hospital at the front," said Mr. Piper. He saw wounded and gassed men brought in and talked with a woman cause who had been there for four years and Mr. Piper said he thought it must be mighty easy to be a soldier in comparison with what a woman must suffer after four years of such experience. "I pay my tribute here and now to the services rendered by that splendid force of American doctors and American nurses."

Seven hundred thousand Americans were in the Argonne drive, and, according to Mr. Piper, in no single instance, he was told by officers in the hospital, nor under any circumstances, did one man fail to respond when his commander said, "Boys, let's go."

The German airmen had excelled in daring and efficiency, according to Mr. Piper, but in one battle the Americans drove all German planes out of the air in three hours.

Embarkation Service Bad

"But there are some things that we didn't do very well," said Mr. Piper, and he cited the carelessness exhibited last September when the influenza epidemic broke out and American soldiers were rushed overseas without the best precautions being taken. The vessel on which Mr. Piper sailed carried 1,800 American soldiers. The ship was inspected. The editors were told that conditions were all right. Yet on the trip 400 were ill with influenza and 27 boys were buried at sea. "That was a scandal," said Mr. Piper, "but every precaution was taken after that by the embarkation service."

George Hopkins, new instructor in the School of Music, opened the assembly by a masterly rendition of "Polonaise," by Liszt, on the piano, and received an ovation by the entire student body.

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