

Albert Abraham.

Clackamas will begin Monday; that th

ness, should seek the office of Repre-

riews into the statute, and ten this jury that is the law.' That is not the court's province. That is for the Leg-islature to do. There never has been a case before the Supreme Court con-struing this section, so far as I know. Crime Must Be Defined. "This point has not been raised with reference to the statute, but it has been raised as to other criminal statutes. The crime must always be defined. It must have a definition, and I fail to see how an indictment could possibly be drawn to state a crime under this defective statute. It is absolutely defective and wanting

is absolutely defective and wanting, in that one respect, in defining what constitutes a prizefight.

constitutes a prizelight. "The dictionaries give a definition, it is true, and the legal dictionaries give definitions, but they are all of different kinds, and there is a line of

different kinds, and there is a line of demarcation between what is com-monly called sparring exhibitions and athletic performances, although they are commonly called fights with gloves. They use the term 'fight' in both instances, and, in order for any court or jury to tell which is a spar-ring match or a prizedight, you have to read into the statute something that is not there. I will sustain the ob-jection." Mr. Abraham is a Republican of con-siderable political experience. By pro-fession he is an attorney, having re-ceived his lessons in the office of the old firm of Dolph, Bellinger, Mallory & Simon, in Portland. Previous to that Boyes. They use the order for any both instances, and, in order for any court or jury to tell which is a sparring match or a prizedight, you have is not there. I will sustain the objection."
DAIRY PROSPECT PLEASES
Tmatilla Irrigation Project Said to
India the University of Canyonville September 10, 1869. His boyhood was passed in Roseburg.
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# West Side Tract Could Be Improved From East Side Options' Sale and

Regarding the report of the Des Chutes Land Company's project made by State Engineer Lewis, Governor West today declared if an extensio west today declared if an extension of time was given the company suf-ficient money would be collected from the sale of options on the East Side project, and that the West Side project could be disposed of for \$360,000. He said J. E. Morson, president of the company, could use this money as he saw fit. He favors a new contract, a reasonable bond and other safe guards

will act on the report of Mr. Lewis a its next meeting contains the fol-

"As I nuderstand the situation, there is sufficient water available from the ordinary flow of the particular fork of the Deschutes from which the water of the Deschutes from which the water is taken to irrigate the West Side tract. It is necessary, however, in order to water the East Side tract, to supple-ment the flow of the Deschutes with water isored in Crescent Lake as a reservoir

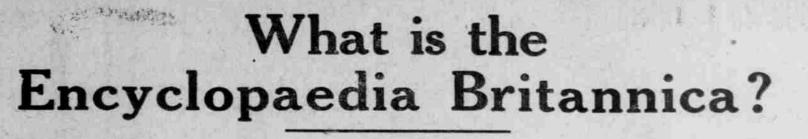
East Tract Would Have No Water. "Mr. Lewis points out in his report hat an expenditure of a little over \$37 would place the said West Side t, or 10,000 acres, under water. This would leave, however, the East Side would leave, however, the East Side tract, or 20,000 acres, yet without water and dependent for same upon the con-struction of the Crescent Lake reser-voir, and make an extension of the canals necessary to serve the lands, "While it is impossible to secure defi-bits information upon the addiest em-

While it is impossible to secure defi-nite information upon the subject ow-ing to the fact that the board has failed to require, and Mr. Morson to supply, a list of options or water rights sold. I am quite certain that it will be found that the said options sold cover lands upon the East Side project and that the money received from these purchasers has been expended towards purchasers has been expended towards the completion of the West Side tract. from which they ould receive little o direct benefit.

Entire Work Might Not Be Done.

"If Mr. Morson's company is given in extension of time without taking these matters into consideration, and the purchasers of the options given some protection, the following will unbefore the Legislature in the two ses-sions. He maintains that he is taking the unusual step of being a candidate for Representative, after having been a member of the Senate, because he feels that he will be better able to stand the wheedling and persuasion of the lob-byist than a man of less experience. He stands for rigid economy, and was the first in Douglas to take this platform, it is said. Mr. Abraham is a Republican of con-siderable political experience. By pro-fession he is an attorney, having re-ealved his lessons in the office of the

#### Seven Want to Be Sheriff.



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PRIZE FIGHT LAW

FREES FOUR MEN

"Oregon Statute Is Defective

in Failing to Define Crime,"

Says Judge Holmes.

DEMURRER IS SUSTAINED

Roy and Charles Saling, James A

White and Adolph Ritcher Es-

cape Trial for "Aiding"

Cloverdale "Exhibition."

TILLAMOOK, Or., April 15 .- (Spe

specifically to define what a "prize-

fight" really is, Judge Webster Holmes

today decided that the anti-prizefight of Oregon is defective, and

County Attorney Gersoni was forced

to move the dismissal of four prize

fight indictments returned by a re-

Roy Saling, Adolph Ritcher, Charles

Saling and James A. White were in-

alleted for "aiding and abetting" a

Judge Attacks Law,

Judge Holmes, in his decision, said: "The Supreme Court of this state has decided that you cannot bring an indictment upon a common law of-

fense, and, so far as this statute is concerned, it relies on what you might call common law. Different individ-uals might have different definitions.

A law, a criminal law, must always be definite and certain. The Legislature must state what acts constitute a

"In this statute there is nothing said about it and, so far as this court is concerned, I will not undertake to leg-

islate or ingraft my own personal views into the statute, and tell this

cent grand jury.

the Legislature failed

PENDLETON, Or., April 15 .- (Spe-COURT AUTHORIZES ISSUE cial.)-"Dairying on the Umatilla irri-gation project bids fair to be one of the really big and successful enterprises of this part of Eastern Oregon," says S. J. Damon, expert for the dairy division of the extension service of the

division of the extension service of the United States Department of Agricul-ture and Oregon Agricultural College. Attorney J. Roy Raley, of this city, who owns a 100-acre alfalfa ranch on the project, says: "We budding dairymen find the ald of Mr. Damon of great value. His advice in making tests of cows, in order to determine the best producers and in buying, especially has been a big service to us. The methods taught by him in the gathering and keeping of data prove of inestima-ble worth, and he has won the friendthe worth, and he has won the friend-ship of all with whom he comes in contact."

#### RAILROAD EARNINGS GROW

Northern Pacific Receipts Largest in

Company's History.

OLYMPIA, Wash. April 15.-(Special.) Gross earnings during the calendar year 1913, totaling \$72,000,275.29, the largest in the history of the ratiroad, are shown by the Northern Pacific in its annual report just filed with the

State Tax Commission. Earnings cred-ited to the State of Washington were \$19,257,474.74, the largest since 1910.

Operating expenses have kept up with the increased earnings, the report says, totaling \$45,140,182,64 for the system and \$14,284,888.80 for the State of Washington. The total income for of Washington. The total income for the system in 1913 was \$36,375,198.98, as against \$36,527,162.63 in 1912. For the State of Washington the the State of Washington the income was \$6,328,737.42, as against \$6,752,-\$27.95 in 1912.

### **OREGON LAMBS PLENTIFUL**

#### Pendleton Company Says Increase Is

#### 100 Per Cent.

PENDLETON, Or., April 15.-(Spe-cial.)-The present lambing season has been one of the most satisfactory the sheepmen of Eastern Oregon have ever experienced, according to Bert Smith, of the J. E. Smith Company. He says the company's hords have been "lambng" for four weeks and that they ave been saving 100 per cent of the increase.

The experience of the Smith Com any is being duplicated by other The experience of the Smith Com-pany is being duplicated by other growers of wool throughout Umatilia, Morrow, Gilliam and Grant Counties. In some cases the percentage of in-crease is declared to be the greatest in the history of the industry in Eastern Oregon.

# TOWNS FORM PARTNERSHIP

Oregon City and West Linn Agree on Co-operative Water System.

OREGON CITT, Or., April 15.-(Spe-cial.)-That the permanent survey of the pipe line from the south fork of the

**Receiver Permitted to Make Certifi**cates to Build Power Plant.

BOISE, Idaho, April 15.—(Special.)— Judge Frank S. Dietrich, of the Federal Court, has issued an order permitting the receiver of the Idaho-Oregon Light to know "who in h-ll gave me away?

& Power Company to issue receiver's certificates up to \$250,000 to be used in the completion of the Oxbow power plant on the Snake River between Idaho and Oregon. The application of the receiver was made some time ago. and the stockholders of the company divided on defending and omostor it divided on defending and opposing it. The plant, when completed, will be one of the largest in the West and represent an investment of more than \$1.000,000, it is said.

#### Pipe Reaches Ridgefield.

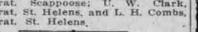
RIDGEFIELD, Wash., April 15,-(Special.)—Five carloads of reinforced culvert sections are being received at the Ridgefield freight yards. The culvert sections are five inches thick, four feet four inches wide, with a diameter of six feet and a circumference of near-

ly 19 feet, and each section weighs 4322 pounds. They will be used in making a culvert under the Brazee Creek fill

> \*\*\*\*\*\*\*\*\*\*\*\*\*\*\* LINN COUNTY PIONEER DIES AT AGE OF 85.



Alphonso Webster Stanard. BROWNSVILLE, Or., April 15.---(Special.)--A 1 p h o ns o Webster Stanard, one or Linn County's oldest and most prominent plo-neers, died at his home here re-cently, aged 85 years. Mr. Stanard was born in New Hampshire, and in 1852 crossed the platns with an oxteam, and in the Fall of that year took up a donation iand claim three and one-half miles from Brownsville. He is survived by seven children.



#### Convict Arrested, Surprised.

WALLA WALLA, Wash., April 15. (Special.)-Arnold Alsup, alias S (Special.)—Arnold Alsup, alias Sid Scott, was arrested near Dixie today. He escaped from the Deer Lodge, Montana, prison December 13, after serving four months of an 18 months' sentence for using a knife on a negro. Alsup did not deny his identity but demanded







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