

BUTCHEK MUST HANG SAYS COURT VERDICT

Supreme Court Hands Down Many Other Decisions of Vital Importance

The state supreme court Wednesday affirmed the decree of Judge Walter Evans of the Multnomah county circuit court in the case of John Butchek of Portland, who is under death sentence for slaying his wife on the night of January 14, 1926. The opinion was written by Justice Brown.

Records in the case showed that after slaying his wife Butchek visited a barber shop, obtained a hair cut and shave and later went to the police station where he surrendered to the officers. He later confessed that he committed the crime.

It was disclosed at the trial that Butchek had accused his wife of infidelity. In the altercation that followed he struck her on the head with a hatchet. Butchek is a native of Hungary and is 45 years of age.

It was alleged in the appeal transcript that Butchek's conviction was erroneous in that the prosecuting attorney had failed to show premeditated malice. It also was contended that hanging as a punishment for first degree murder is cruel and unusual.

"The defendant's case was presented to the court with commendable earnestness and skill," read the opinion written by Justice Brown. "We fully realize the gravity of the case at bar. However, after a careful study of the facts and the law applicable thereto, we are of the opinion that the trial court exercised a reasonable discretion in overruling the defendant's motion for a new trial. The case must be affirmed."

Other opinions handed down by the supreme court yesterday follow:

Adele J. Bundy vs. Claude C. Bundy, appellant, appeal from Multnomah county; suit for divorce. Decree of Judge G. Morrow reversed in opinion by Justice Coshow.

C. A. Babcock company, appellant, vs. Alma D. Katz et al, appeal from Multnomah county. Action to recover \$1762.56 on sale of grain and feed. Opinion by Justice Coshow, Judge Robert G. Morrow reversed.

State of Oregon vs. Sidney R. Allen, appellant, appeal from Lane county. Driving an automobile while intoxicated. Opinion by Justice McBride, Judge G. F. Skipworth affirmed.

A. Roderick Grant, appellant, vs. Cartozian Brothers, appeal from Multnomah county. Action to recover damages. Opinion by

Chief Justice Burnett. Judge T. E. J. Duffy affirmed.

Guaranty & Loan company, appellant, vs. Fannie E. Ruff, appeal from Hood River county. Suit to enforce a contract in the amount of \$3000 and interest. Opinion by Justice Coshow, Judge Fred W. Wilson affirmed.

Eva Holder, appellant, vs. Winifred K. Harris et al, appeal from Multnomah county. Suit to foreclose a tract on property of Annie L. Kent. Opinion by Justice Coshow, Judge John H. Stevenson affirmed.

State of Oregon vs. Buick automobile, appellant. Appeal from Lane county. Forfeiture of automobile in which intoxicating liquor was found. Opinion by Justice Rand, Judge G. F. Skipworth affirmed.

State of Oregon ex rel Trojan Powder company vs. Johnson Contract company, appellant, appeal from Multnomah county. Action to recover from contractor and surety for powder furnished a sub-contractor. Opinion by Justice Rand. Judgment for plaintiff reversed.

Deets, appellant, vs. Cobbs & Mitchell, appeal from Lincoln county. Action for damages to personal property. Opinion by Justice Bean, Judge G. F. Skipworth reversed.

State of Oregon vs. Leslie Lee, appellant. Indictment for possession of miah. Question of search and seizure held to be reasonable in opinion by Justice Bean, Judge George R. Bagley of Washington county affirmed.

Blake vs. Kimble, appellant, appeal from Multnomah county. Suit to cancel note and mortgage. Opinion by Justice Rand, Judge Dalton Biggs reversed.

Oral orders follow: Feidschaw vs. Clatsop county, cross appellant. Motion to dismiss appeal allowed. State vs. Tully, appellant. Motion to dismiss appeal allowed. State vs. Randall, motion to strike appellant's brief and affirm judgment, denied.

State vs. Hodges, motion to dismiss appeals in three cases allowed.

Monitor State Bank vs. McHolick et al. Motion to vacate order of dismissal denied. Brakeluch vs. Assen et al. Motion for additional record allowed.

LINEN MILLS HERE TO BE INSPECTED

Delegation of Portland Business Men to Investigate Industry Here

A delegation of prominent Portland business men will be here today to inspect Salem's linen industry. The party will

FOR THE DEFENSE OF SHANGHAI



A pair of ghoulish sentries on duty in the native section of the international city of Shanghai, China, are pictured here. The warrior on the left presents, as his weapon, the knife of his official position—which is that of executioner. The other has a machine gun.

consist of not less than 25 and probably 30 men, according to R. O. Snelling of the Oregon Linen Mill.

The party is due to arrive in Salem at 11:30 a. m. A luncheon will be given for them at noon at the Marion hotel. Thomas B. Kay, state treasurer, will preside and will give a brief address.

A committee of Salem business men will entertain them at the luncheon and will then show them the industries.

The party will first inspect the state penitentiary linen industries, and then the plants of the Oregon Linen mill and the Miles Linen company.

The party will probably consist principally of Portland business men who are financially interested in the success of Salem's linen industry.

It is coming here under the auspices of the Portland chamber of commerce.

Fruitland

Many Fruitland people have been ill with LaGrippe. Among them are Mr. and Mrs. K. O. Runner and family, Miss Marion Cernick, Frank Girod, Miss A. Smith and Mrs. Orsa Fogg.

At the community club meeting held at the school house on Feb. 17, Miss Esther Girod was elected secretary as Mr. Guy Fogg resigned. After the business meeting a short program was held. It was enjoyed by all.

A party was held at the home of Mr. and Mrs. John Rathfoot

Monday evening. A midnight lunch was served after an evening of great enjoyment.

Mr. and Mrs. H. E. Evans and daughter, Joan motored to Gervais Sunday and visited with relatives. Miss Beatrice Cernick has recovered from a light attack of neuralgia.

Cloverdale

Mr. and Mrs. Ivan Hadley spent Wednesday in Salem.

Mr. and Mrs. M. Townsend visited friends at Marion Thursday evening.

Five of the Cloverdale pupils have moved away bringing the attendance down to twelve.

Mr. and Mrs. Farr were Salem visitors on Saturday.

Mrs. Anna Kunke spent a day in Salem recently.

Miss Georgeanna Spices spent the week end at North Santiam.

Mr. Shilling and family moved into the Pleasant view district last week.

Mr. and Mrs. Howard Hunsaker and children moved to Salem Saturday, they have been living here with Mrs. Joseph Morris until Mr. Hunsaker found a suitable location.

Rosedale

The Rosedale Community club met Friday evening at the school house. Mr. Cole, the president, was unable to be present, so no business was done.

Mrs. Armstrong has been enjoying a visit from her mother.

Mr. and Mrs. Deal and family, who have been living on the Mills place, are moving to Salem.

Miss Keagney was a week-end visitor of Miss Helen McMillan.

The grade has been marked off for the new road up the Rosedale Hill. The new road is to go through the W. E. Way orchard.

A number of Rosedale people have been ill with the flu.

Petition Filed for New Span Over Santiam Bayou

Residents of road district 66 have filed a petition for a 60-foot span to cross what has now become a bayou of the North Santiam river and has proved a great hindrance to traffic in the past year.

The names of 26 citizens were on the petition which was presented to J. T. Hunt, county judge, by J. F. Weisenberger, Thursday, Mr. Weisenberger asked immediate action for the bridge, saying that it was a much needed improvement for the people of his district.

REVIVAL ON HERE

NAZARENE CHURCH SCENE OF SERVICES BY MORRISON

Dr. J. G. Morrison, president of the Northwest Nazarene college at Nampa, Idaho, is conducting a revival campaign at the Salem Church of the Nazarene. His message Wednesday night was on "Three Loaves of Bread."

He called attention to the fact that few Christians today have enough persistency in urging the cause of righteousness and cited Bible incidents.

Dr. Morrison stresses faith as the keynote of everything.

Dr. Morrison has just completed revival campaigns in Everett, Wash., and Weiser, Ida. His campaign here is under direction of Rev. and Mrs. C. K. Kophius of the local Nazarene church.

Program Postponed for One Week at Clear Lake

CLEAR LAKE, Feb. 24.—(Special.)—Owing to the great amount of sickness in the community and the high water the literary program that was to be given at the Clear Lake school house on Friday evening, February 25 will be given one week later.

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DEBATES SCHEDULED FOR WILLAMETTE U.

University Arguers to Open Season Against Pacific Saturday Here

The debate season for Willamette university will open Saturday with a single debate against Pacific university's affirmative team, in Waller Hall.

Charles Redding and Robert Witty of Willamette will present the negative arguments on the question; Resolved, that all foreign control in China should immediately be relinquished, except for those powers usually exercised by consuls and legations.

The debate will be a no-decision affair, with an open forum discussion at the close. The subject, of especial significance to the people of the Pacific coast, is regarded as one of the most vital questions which could have been selected for collegiate debates.

On Monday evening the Willamette women debaters will meet an Oregon Agricultural college team in a single debate on the subject; Resolved, that a national censorship board should be established by congress to control the release and exhibition of all motion pictures.

Willamette will be represented by Hazel Newhouse and Irene Breithaupt, upholding the negative. The affirmative team, Elaine

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Chapin and Margaret Pro, will meet the WSC team here March 3, and will debate against OAC at a later date.

DR. HALL PLANS TRIP

University President Will Visit Alumni of Middle West

EUGENE, Feb. 24.—(AP)—A two week's trip for the purpose of visiting widely scattered alumni groups and universities throughout the south and middle west is being arranged by President Arnold Bennett Hall of the University of Oregon. He expects to leave Eugene Tuesday, March 8.

Organization of university alumni groups in Berkeley, San Francisco, Pasadena, Los Angeles, Salt Lake, and Chicago, will accompany Dr. Hall during the first part of the trip. While in Chicago he will attend a meeting of the Social Research council, of which he is committee chairman.

Corvallis—OAC arboretum will supply 30,000 trees for reforestation, without cost, and in 1928 will give away \$500,000.

Marshfield—Coos Bay National Bank absorbs Citizens' State Bank of North Bend.

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