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THE EVENING HERALD

W. O. SMITH, Editor and Proprietor. Published daily except Sunday at 115 Fourth Street

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KLAMATH FALLS, OREGON FRIDAY, JUNE 7, 1912

PLAN TO ABOLISH DEATH SENTENCE

PETITION BEING CIRCULATED TO PLACE INITIATIVE MEASURE ON NOVEMBER BALLOT—CERTAIN LIMITATIONS MADE

PORTLAND, June 7.—An initiative bill for the abolition of capital punishment in Oregon has been framed and is being placed in circulation for signatures, so the question may go on the ballot at the November election. This question has been brought prominently before the public mind because of the close struggle over the death penalty at the last session of the legislature and the advocacy by Governor West of life imprisonment as a penalty for murder in the first degree.

The bill prepared is a short one. It places one restriction on the pardoning power of the governor, from which its advocates argue that its passage will mean rare use of the pardoning power after a man has been sentenced to life imprisonment. This limitation is to require that no commutation, reprieve or pardon shall be given except upon the recommendation of the judge before whom the prisoner was convicted, or the judge's successor in office.

This virtually provides two considerations of the case of an applicant for pardon. It places responsibility first on the judge who tried the case or his successor in office, and it is contended that the judge will refuse to recommend a pardon unless newly discovered evidence or some equally good cause is presented upon which the release of the defendant may be justified.

Conviction will be easier to obtain, it is argued, if the jurors know that the penalty will be life imprisonment, because multitudes of men hesitate to impose the death penalty in even the most aggravated cases.

These arguments, and others in support of the abolition of hanging, are given in a pamphlet issued by the League to Abolish Capital Punishment, of which R. J. Hendricks of Salem is chairman. The league will hasten the circulation of the petitions so the 9,000 names required may be obtained in time. They must be had by July 4th.

To insure success by quick circulation of the petitions a small fund will be necessary, and those interested in the work of the league are invited to send contributions to the secretary, Percy V. Cotter, box 372, Salem, Ore. The Ohio constitutional convention, in preparing the new constitution of the state, has provided for the abolition of capital punishment, and a campaign with the same object in view is under way in California, where the question may soon be submitted under the initiative.

The bill prepared is as follows: "Section 1. That Section 1903 of Lord's Oregon Laws be and the same is hereby amended to read as follows:

"Section 1903. Every person convicted of murder in the first degree shall be punished by imprisonment at hard labor during the natural life of such person in the Oregon state penitentiary at Salem, or in such other institution as may hereafter be designated by law; provided, however, that this act shall not apply to crimes committed or convictions had prior to this enactment becoming effective, but the laws in force and effect at the time of the commission of said crime shall apply to and govern the penalties provided therein shall be imposed in accordance therewith.

"Section 2. That section 1714 of Lord's Oregon Laws be and the same is hereby amended to read as follows:

"Section 1714. The governor has power to grant reprieves, commutations and pardons, after convictions, for all crimes; and to remit, after judgment therefor, all penalties and forfeitures, upon such conditions and with such restrictions and limitations as he may deem proper, subject to the regulations prescribed in this chapter; provided, however, that no reprieve, commutation or pardon, after conviction for murder in the first de-

gree, shall be granted except upon the recommendation of the judge or his successor in office of the court which originally tried the case in which conviction was had."

Winters' Auction Closes Saturday Night

The big auction sale now being held nightly at Winters' Jewelry store will close Saturday night, at which time a watch will be given away.

The few remaining days of this sale will be the last opportunity of securing high grade diamonds, watches, jewelry, silverware, cut glass and china at your own price. This high grade stock has been actually slaughtered so far in this sale, the majority of watches already sold have not realized the actual cost.

Notice for Publication (Not Coal Lands)

Department of the Interior, United States Land Office at Lakeview, Oregon, May 28, 1912.

Notice is hereby given that Rose V. Carter, whose postoffice address is Klamath Falls, Oregon, did on the 22d day of December, 1911, file in this office sworn statement and application No. 95223, to purchase the NW 1/4, SW 1/4, Section 22, township 37 south, range 9 east, Willamette Meridian, and the timber thereon under the provisions of the act of June 3, 1878, and acts amendatory, known as the "Timber and Stone Law," at such value as might be fixed by appraisal, and that, pursuant to such application, the land and timber thereon have been appraised at a total of \$160, the timber estimated at 140,000 board feet at \$1.00 per M., and the land at \$20.00; that said applicant will offer final proof in support of his application and sworn statement on the 12th day of August, 1912, before C. R. Delap, county clerk of Klamath county, at Klamath Falls, Oregon.

Any person is at liberty to protest this purchase before entry, or initiate a contest at any time before patent issues, by filing a corroborated affidavit in this office, alleging facts which would defeat entry.

A. W. ORTON, Register. 6-7-8-9 h

NOTICE TO CREDITORS

In the County Court of the State of Oregon, for the County of Klamath.

In the Matter of the Estate of Leslie Howard Lord, Deceased.

Notice is hereby given by the undersigned, administrator of the estate of Leslie Howard Lord, deceased, to the creditors of said estate and all persons having claims against the same, to exhibit them, with the necessary vouchers, within six (6) months from and after the first publication of this notice, to the said administrator at the law office of J. H. Carnahan, in Klamath Falls, Oregon, same being the place for the transaction of the business of said estate.

WELLESLEY, B. SIMPSON, Administrator of the Estate of Leslie Howard Lord, Deceased. Date of first publication May 29, 1912. 20-27-3-10-17 h

ANNOUNCEMENT

H. W. Keese of Klamath Falls, Oregon, and Rollo C. Grossbeck of Portland, Oregon, announce to their friends and the public generally that they have formed a co-partnership for the practice of law, with offices in the Ceisler-Bults building, Klamath Falls, Oregon. General civil practice.

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For further information we especially request you to call upon

S. J. BAILEY, Agent, Klamath Falls. Write to JAMES O'GARAH, D. F. and P. A., 801 K St., Sacramento, Cal.