

COURT REVERSES ITSELF ON TAX SURPLUSES

Rotary's Aims Emphasized By Dist. Gov. W. C. Schuppel In Address to Roseburg Club

As members of a world-wide service organization, Rotarians must accept with action in terms of good-will and understanding, the modern-day challenge to "live together in constructive thinking and tolerance—or die."

That was the message of William Carl Schuppel of Portland, governor of District 102 of Rotary International, in addressing the Roseburg Rotary Club this noon on an official visit.

Rotary, with one of its principal objectives "to encourage and foster international understanding through a world fellowship of business and professional men united in the ideal of service," has a wide influence for greater than its numerical strength, Schuppel said.

"Devoted to service, Rotary provides a common ground for the men of the world, regardless of creed, color or government under which they live, to promote and nurture understanding," the District Governor emphasized.

Promising Youth Aided
As a result of the Paul Harris Memorial Fund and the Rotary Foundation, young men and women who show promise of being tomorrow's leaders, are being sent to other countries at the expense of Rotary International. Likewise young men and women in foreign countries are being brought to the United States in order that they may become acquainted with the manners and customs of the people in this country.

This is one of the ways in which Rotary is attempting to contribute to international good will. Schuppel also stated that Don Cate of Forest Grove had been successful in winning a scholarship and expected shortly to leave for Europe where he will attend the University of Bern, Switzerland.

Schuppel is one of the 180 District Governors of Rotary International who are supervising the activities of some 6,500

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Oregon's Polio Cases Double Those of 1947

PORTLAND, Aug. 19 (AP)—Oregon's 1948 infantile paralysis cases totaled 48 today—more than twice as many during the corresponding period last year.

Nine new cases were reported by the State Board of Health last week; two in Wasco County, two in Multnomah county, and one each in Benton, Deschutes, Jefferson, Lake and Linn counties.

A spread of equine encephalomyelitis was reported in Harney county, where there have been 14 cases and six animal deaths.

In the Day's News

By FRANKS JENKINS

The latest conference in the Kremlin between our diplomats and Molotov on what's to be done about Berlin was the longest of the six that have been held.

Nobody emerged smiling.

GENERAL Clay (U.S. military zone governor) lets go a statement to the effect that he "expects" the Western Powers to stick to their plans for Germany. Our plans include a separate West German government, which will hang onto the Ruhr, which is the German Pittsburgh. Russia WANTS the Ruhr.

Is the irresistible force about to meet the immovable body?

FOOD troubles are reported from all over Germany—both the Russian part and our part. We mustn't forget that these food shortages arise out of the fact that Germans are IDLE while their fate is being quarreled over. Things are always scarce when

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HOW TO SAVE ON AUTO BUY Purchaser Says American Car Bought for Less In London Than Home Price

LAKE ORION, Mich., Aug. 19 (AP)—Dick Wells, a commercial airlines pilot who discovered a quick way to get delivery on a new car, claimed today he saved \$567 by buying it through a dealer in London—4,000 miles away.

Officials of the Studebaker Corp. at South Bend, Ind., confirmed his story of the strange transaction.

But they denied that the 1948 model was sold for any less than he would have paid his regular dealer here.

Wells told this story: He placed his order for a new Studebaker about a year ago and was waiting patiently for delivery when he stopped over at London while flying to Calcutta a few weeks ago.

Strolling through the streets of the English city, he saw the same model he had ordered on display in a dealer's window. Its price was \$1,820, the dealer said. Wells recalled the car he had ordered at home had a price tag of \$2,387.

The dealer said Wells could have immediate delivery, and



W. C. SCHUPPEL
Rotary's Services Told

Shell Oil Suffers \$30,000 Fire Loss

PORTLAND, Aug. 19 (AP)—The loss in a spectacular fire at the Shell Oil Company Willbridge terminals last night was estimated by fire investigator W. R. Curtis today at about \$30,000.

The actual blaze was confined to the railroad loading dock, three oil tank cars, and 50-gallon oil drums. But the explosions of the drums and the threat of a gasoline explosion sent nearby residents fleeing, brought out 40 pieces of fire equipment, and cast a glow in the sky visible miles away.

Guilds Lake residents, many of them Vanport evacuees who feared another catastrophe, ran to the road, children in arms, and halted passing cars to take them to Portland.

The fire started with an unexplained explosion in the loading rack, spread to oil lines and the oil in the three tank cars nearby. Oil drums exploded at intervals, terrifying northwest Portland, and causing police to evacuate the immediate fire area.

The Willbridge terminal is located on the road to St. Helens, north of here.

Extension of Harvard Avenue Being Widened

Widening of the extension of Harvard Avenue from the west city limits to Harrison street, a distance of slightly more than two blocks, was started this week by the Douglas County road crew.

The work includes paving of the side strips and placing of curbs. Some of the curbs have already been placed and surveys are being made for the remainder of the section. The exact road width will not be certain until the survey is completed, but it will be a good wide highway, according to the County Court.

Automobile Blow Kills Boy Riding Bicycle

PENDLETON, Ore., Aug. 19 (AP)—Craig Hayes, 12-year-old Indian boy, was killed by a car Wednesday while riding a bicycle on the highway east of Pendleton.

State police said driver of the car was Donald Elliott Ferguson, 37, production manager of the Vancouver, B. C., Daily Province. The accident occurred near the home of the boy's step-father and mother, Mr. and Mrs. Antoine. The police report said the boy swerved in front of Ferguson's car. He was killed instantly.

Ferguson was not held.

The Weather

Partly cloudy with little change in temperature today and Friday.
Sunset today 8:10 p.m.
Sunrise tomorrow 6:25 a.m.

Established 1873

Teacher Case Ruling Swats Soviet Claim

Mrs. Kosenkina Beyond
Russia's Control While
In U. S., State Dept. Says

WASHINGTON, Aug. 19 (AP)—The state department ruled formally today that Mrs. Oksana S. Kosenkina, a Russian teacher, is beyond control of the Soviet government "so long as she remains in this country."

The ruling was given by Ernest A. Gross, Secretary Marshall's legal advisor, in a letter to Justice Samuel Dickstein of the New York State Supreme Court.

Mrs. Kosenkina, 34, was the third of the Soviet consulate in New York a week ago and is now in a critical condition in a hospital here.

Dickstein told reporters the Department's attitude would govern his decisions, probably next week, on whether a writ of habeas corpus is issued against Soviet Consul-General Jacob M. Lomakin remains valid.

The writ directed Lomakin to produce Mrs. Kosenkina for a habeas corpus hearing last Thursday. This was delayed, but Dickstein told reporters he "could nevertheless" hold Lomakin in contempt for failure to obey the order.

The ruling by Gross came as top Department officials polish up a note rejecting Soviet accusation and demands in the Kosenkina case.

President Truman indicated today other Soviet citizens will be given asylum in this country if they want to follow the example of the Russian school teachers in New York and seek refuge here.

Meanwhile the House Un-American Activities Committee ordered three former New Deal lawyers to appear for questioning tomorrow in its Communist spy ring investigation. They are: Nathan Witt, Lee Pressman and John Abt.

The committee also said that Alger Hiss, former State Department official, accused of being part of a pre-war Red underground in Washington, has refused to submit at this time to a lie detector test.

Hiss has denied time and again

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U. S. Raps Russia On Danube River Monopoly Pact

WASHINGTON, Aug. 19 (AP)—The United States borrowed one of Russia's favorite charges—"imperialism"—and threw it right back in the Kremlin's teeth today.

The occasion was the State Department's official comment on the new Soviet-dictated Danube River agreement.

That document was signed at Belgrade yesterday by Russia and the Soviet satellites. It reserves full control of the waterway to the Danubian states. The western powers, repeatedly rebuffed in their efforts to open the river to vessels of all nations—refused to sign.

Lashing out at "Soviet manipulation of the six votes of its puppet states," the State Department declared: "The unhappy subservience of the Danubian peoples to Soviet imperialism was never more clearly manifest than at this conference."

There were more harsh words, as the United States served notice that it "of course" will refuse to recognize the new river controls and so will those parts of Austria and Germany under American control.

The actions of the Soviet delegation to the conference, the State Department asserted, "have made evident the determination of the Soviet Union to perpetuate its economic and political enslavement of the Danubian peoples."

The 11-nation Belgrade conference was called to put into effect a Big Four declaration written into the Satellite peace treaties pledging freedom of navigation on the vital waterway. The Soviet bloc held a 7 to 4 edge, however, over the United States, Britain, France and Austria.

Action for \$5,000 Sequel To Logging Accident

Patricia Priest, heir and administrator of the estate of her husband, James W. Priest, has filed suit in circuit court against Julian V. Nelson asking judgment for \$5,000 for alleged injuries resulting in the death of her husband on March 17, 1947, in the Veterans Hospital in Portland.

The accident, the complaint states, occurred Aug. 22, 1946, while Priest was assisting the defendant with the unloading of a log from a logging truck and trailer on Priest's property.

The suit alleges "carelessness, negligence and recklessness" on part of Nelson.

The News-Review

ROSEBURG, OREGON, THURSDAY, AUGUST 19, 1948

196-48

Court Refuses Injunction To Ban Negotiations in Proposed Sustained-Yield Agreement

PORTLAND, Aug. 19 (AP)—Loggers and lumbermen opposing the proposed Mohawk River sustained-yield timber agreement have lost their plea for a federal injunction to halt negotiations.

Judge John H. Biggs Jr., of the Third Judicial District of Philadelphia, ruled yesterday that since a contract does not yet exist the arguments of the lumbermen are based on conjecture.

The suit had been filed by the Western Association of Lumbermen and Loggers and George E. Owen, Eugene, Ore. They opposed the proposed agreement between the Fischer Lumber Co., Marcola, Ore., and the Department of the Interior. The plan calls for interlocking of public and private timber in Linn and Lane counties for 100 years of sustained yield management.

Both the association and Owen contended the plan is a violation of the anti-trust laws. Owen said it would put him out of business.

In dismissing the suit, Judge Biggs said, "There is no certainty that the proposed marketing agreement will ever be entered into by the United States and the Fischer Lumber Company." He said the plaintiffs were asking him to declare illegal a contract which does not exist.

"The whole subject matter is one which remains conjecture until some final and conclusive action is taken by the Department of Interior," he added. "The possibility of irreparable harm and injury occurring to the plaintiffs in this case is presently remote."

Bicycling Brothers Hit By Unknown Motorist

SALEM, Ore., Aug. 19 (AP)—Two teenage Portland boys run down while bicycling in Hubbard last night are in critical condition here today in the Memorial Hospital.

State police reported the boys, Eugene and Alvin Ready, ages 16 and 14, were struck by a motorist who failed to stop after the accident. They were struck about 10:30 p. m. while cycling north on Highway 99 east en route to Portland from Alvadore.

The boys are sons of Ambrose H. Ready, Portland.

Police said the boys' bicycles were carrying red lamps in the rear and that the lights on both machines were still burning after the accident. There were no clues to the identity of the driver, police said.

Central Oregon Lashed By Rain, Hail Storms

MADRAS, Ore., Aug. 19 (AP)—Sections of Central Oregon were battered by rain and hail storms yesterday, causing an undetermined amount of crop damage.

In the Redmond area, a storm swept an area a mile wide and four miles long. Hailstones were as large as bird eggs.

Most of the grain has been harvested and wheat still in the fields is expected to dry rapidly.

Sweet Home Bandit Gets \$40 in Cafe Holdup

SWEET HOME, Ore., Aug. 19 (AP)—A lone bandit who held up Dot's Cafe and fled with \$40 after threatening several customers was wanted here by police today.

State Police Officer Everett Hockema said witnesses reported the bandit, a man with a face with a "kilt" Navy watch-cap while waving a small caliber pistol.

The studies include timber management, fire control, utilization of forest products, planning, logging methods and phases of conservation.

The primary purpose, said Kotok, is to learn how to grow more on each acre of land, how to restore lost acres and get them back to productivity. Experiments will be in different types of forests. For example, the Powers project will be a study of Port Orford Cedar.

Kotok comes to Roseburg from the Ochoco forest area, where he served as a forester. He has purchased a home in the Coates addition. He is a graduate of the University of California.

Organization Of Forest Research Center Started

E. S. Kotok this week began organizing the Siskiyou-Cascade Forest Research Center in Roseburg. This is a branch of the Northwest Experiment station, he said.

Kotok explained that three men will be assigned this area, which will include the counties of Douglas, Jackson, Josephine, Coos and Curry, and possible other nearby forest areas.

Headquarters will be established in Roseburg, and are temporarily located in the supervisory office of the Umpqua National Forest in the Post Office building. A man to head the work will be assigned later, with Kotok working out of the local office, and a third man to be in charge of an experimental forest near Powers.

This is the fifth similar area to be established under the government's long and short term program for studies on forest conservation. Other areas already established are headquartered at Olympia, Wash., Corvallis, La Grande (range study rather than timber).

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Hiring Halls Ruled Illegal Under T-H Act

Decision in Maritime
Case Cites Unfairness
Toward Non-Union Men

WASHINGTON, Aug. 19 (AP)—Labor unions smarted today under the first major crack-down on union behavior by the National Labor Relations board.

The five-man board, headed by Paul M. Herzog, ruled unanimously last night that hiring halls operated on the Great Lakes by the CIO National Maritime Union are illegal under the Taft-Hartley law.

In so doing, the board created several legal precedents that extend far beyond the shipping industry.

The board found the union, President Joseph Curran and six other officers guilty of two unfair labor practices against four tanker companies.

It ordered them to drop their demands for continuation of the hiring halls. And especially it ordered them not to call a strike for that purpose, as they did last May.

Strike Threat Lessened
The decision has these effects in the muddled maritime industry:

1. It greatly lessens the threat of a new strike on the Lakes in September. The board's findings are expected to be fought all the way to the Supreme Court, but the law permits NLRB attorneys to seek an immediate court injunction—if necessary—to enforce the order.

Meanwhile new negotiations were set for today in Cleveland.

2. It foreshadows similar orders and similar injunctions in any other cases, on the Pacific or Atlantic coasts, where maritime hiring halls might be found to operate in the same manner as those in the Great Lakes case.

Hiring hall cases are pending on both coasts, but the present order does not deal with any except on the Great Lakes. On the

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Strangled Husband Shoots Wife to Death

OLYMPIA, Aug. 19 (AP)—John Miner, a 41-year-old factory worker, was arrested here last night in connection with the fatal shooting of his 33-year-old wife on the lawn of a home near the Olympic Country Club.

Sheriff Frank Tamblin identified the victim as Mrs. Billie Barbara Jane Miner, an employee of the State Tax Commission and the daughter of the late Mr. and Mrs. Elmer Brady, Grays Harbor pioneers.

He said the couple's seven-year-old son witnessed the shooting and that Miner has confessed orally that he shot his wife.

The couple had been living apart for about a month because of domestic difficulties, Tamblin said.

Operator of Carnival Gambling Game Fined

Convicted of operating a gambling device at a carnival in Drain, Thomas J. Hyde was fined \$25, Sheriff O. T. Carter reported.

While the carnival was previously being shown at Reedsport, Hyde was warned of the illegal character of his game, Carter said, but was found again operating it at Drain and was arrested.



TREASON CHARGED—Iva To-guri D'Aquino (above), better known as Tokyo Rose, will be returned to the U.S. and prosecuted for treason, the Justice Department announced in Washington, D. C. She is shown behind bars in a Yokohama, Japan, cell. (NEA Telephoto)

Chief Justice George Rossman wrote today's majority opinion. Agreeing with Justices Percy R. Kelly, Lusk and Bailey.

Justice James T. Brand wrote the minority opinion, holding that the money could be spent. Justice Arthur D. Hay agreed with him.

Now Up To Voters
After the July 15 opinion, legislators thought their financial problems for the 1949 session were solved, believing they could spend the \$400,000. But today's opinion puts them back where they were before—short of money.

If the voters approve the special property tax in November, they won't have to pay any additional taxes because this property levy would be offset by income tax revenues.

Thus the 19-year-old theory of using income tax revenues to reduce property taxes remains in effect.

The majority of the court ruled today that the legislature and the people intended for income tax money to be used only for that purpose.

Lower Court Overruled
The suit was brought by Charles A. Sprague, Salem publisher and former governor, to contest Attorney General George Neuner's opinion that the money could be spent. Circuit Judge

(Continued on Page Thirteen)

Public School Classes Will Open Sept. 7

Classes will begin Sept. 7 for all children who will be attending the Roseburg schools, announced Superintendent Paul Elliott. Senior and Junior High School students will report for classes at 8:30 a. m. and elementary children will report for classes at 9 a. m.

There will be no pre-registration for elementary school children prior to the opening date. However, reported Elliott, pre-registration is scheduled for Wednesday, Thursday and Friday of the preceding week for students of the Senior and Junior High, according to the following schedule:

Ninth graders at Junior High and 12 graders at Senior High will register on Wednesday, Sept. 1, between the hours of 9 a. m. and 4 p. m. in their respective schools.

Eighth graders at Junior High and 11th graders at Senior High will register Thursday, Sept. 2, during the same hours.

Seventh graders at Junior High and 10th graders at Senior High will register Friday, Sept. 3, during the same hours.

Special consideration will be given students who are working and unable to come in during the day. Arrangements have been made for special registration for these students between the hours of 7 and 9 p. m. Thursday, Sept. 2.

Also, any student for valid reasons who cannot come on the day regularly assigned to them, may be accommodated between 3 and 4 p. m. on one of the other days. It is requested that only those students who are working report Thursday night.

Sectional Registration
For the opening enrollment of the elementary grades, the city has been divided into the following sections:

All children living south of Deer Creek and east of the Umpqua River are to report at Rose School.

Children living west of the Umpqua River are to report at Fullerton School, except beginning first grade pupils who live west of Coates Addition and north to the Umpqua River. These first graders will report at Salmon Valley School.

All pupils living north of Deer Creek and east of the Umpqua River to the north city limits at the Snack Shack, and south of a line extending northeastward from this point, including all the area in the school district report at Benson School.

All pupils living between the Snack Shack and Brooklyn Ave. on the north and east to Mulholland Drive will report to the new Riverside school.

All children living east of Mulholland Drive in the first and sixth grades only will report at Edenbowen. The second, third, and fourth grades will report at Benson School.

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City Manager System's End Sought at Salem

SALEM, Ore., Aug. 19 (AP)—Sponsors of a move to end Salem's 18-month-old city manager form of government, claimed enough support today to put their plan on the November ballot.

Petitions containing 1,597 signatures were filed just before the deadline yesterday. That is 344 more than are needed.

The petitions still must be checked. The measure calls for a three-man city commission.

COLLISION FATAL
PORTLAND, Aug. 19 (AP)—Edward Woolton, 35, manager of an auto parts company in Albany, died in a hospital here today of injuries suffered Friday in a collision between Lebanon and Sweet Home.

Usable Only To Reduce Levies On Property

Justices Vote 4 to 2 In
Decision; State Deficit
Up to General Election

SALEM, Aug. 19 (AP)—The Oregon Supreme Court changed its mind today and ruled 4 to 2 that a \$400,000 in income tax surpluses can be used only to reduce property taxes.

The opinion, which reverses the court's 4 to 3 decision of July 15, paves the way for a special election in November to levy a property tax to relieve the state's \$8,000,000 general fund deficit.

The special election would be held at the same time as the November 2 general election.

The court's decision of July 15 held that the surplus could be spent by the legislature.

Justices J. O. Bailey and Hall S. Lusk were the judges who changed their mind between the July 15 decision and today's opinion.

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Trolling Safety At Issue in Case On Lower Umpqua

Cliff Thornton, former sheriff of Douglas County, has signed a complaint in the justice court at Reedsport, charging Captain Thurman Riggs of the deep sea fishing boat "Polaris" with destruction of personal property and endangering human life. Captain Riggs posted bond for appearance.

It is charged that Captain Riggs operated his boat in such manner that a smaller craft occupied by Thornton and other sports fishermen from Roseburg was nearly capsized and that fishing gear being used by the party was damaged.

The case filed in the justice court is being considered at Reedsport as a test.

Operators of larger boats are claiming, it is reported, that the large numbers of skiffs and small boats used by sports fishermen trolling in the lower river has made it extremely difficult to operate larger boats which are forced to stay in the deep water channel and are limited in space for maneuvering. Some boatmen claim it is not unusual for sports trollers to ignore warning whistles given by the larger boats, and in some cases, will not even pull in their fishing lines.

Sports fishermen on the other hand, charge that some operators of larger boats go out of their way to endanger lives of occupants of skiffs and occasionally have been known to circle small boats to cut or entangle trolling lines.

Reduced Load Limit On Two Roads Abolished

The Oregon State Highway Commission has announced that the reduced load limit established March 12 was lifted July 15 on the following roads: East Diamond Lake State Secondary Highway 425 at its junction with the Crater Lake North Secondary Highway 232 in the junction with The Dalles-California Highway 97, a distance of 17.72 miles, and the Crater Lake North Secondary Highway 232 from the junction with the East Diamond Lake Secondary Highway 425 to Diamond Lake, a distance of 3.8 miles. The maximum load limit established by Oregon law now prevails.

Levity Fact Rant

By L. F. Reizenstein

With the lifting of the exports ban, cattle are rolling into the United States from Canada in carloads. This gives Americans their choice of fresh beef from their northern neighbor or the canned variety from Argentina.



INAUGURATION OF KOREAN REPUBLIC—Syngman Rhee (standing, right), first president of Korea, speaks at the ceremony in Seoul (Aug. 14th) inaugurating the Republic of Korea. At left in first behind him are Lt. Gen. John R. Hodge (in dark glasses), U.S. military commander of South Korea, and Gen. Douglas MacArthur, supreme allied commander in Japan. (AP Wirephoto)