

Criminals Of War-time Get Fresh Chance

Justice Douglas Points Way To Habeas Corpus Pleas By Prisoners

WASHINGTON, June 28.—(AP)—International war criminals seeking freedom from American imprisonment have charted a new course toward U. S. civil courts, along a route marked out by a Supreme Court justice.

Attorneys for Japanese war lords serving prison terms for war crimes said they probably will seek an American court action as a result of an opinion handed down Monday by Justice William O. Douglas.

Douglas' views dealt with a case the Supreme Court disposed of six months ago in what he now calls a "potentially dangerous" decision—even though it was one he agreed with.

In that ruling, the Court held that it had no power to hear the appeals filed by wartime Japanese Premier Hideki Tojo and 24 other former Japanese officials, because they had been found guilty by an international tribunal.

Douglas said he hasn't changed his mind about that, although it troubles him because "it leaves no room for judicial scrutiny of this new type of military tribunal which is evolving."

Then he added what was virtually an invitation to American-held war crimes prisoners to try for a new court test.

Legal Question Raised

Despite the high court's lack of authority in cases tried by international tribunals, Douglas said, persons convicted by such tribunals have a right to ask American lower courts to decide whether they are being legally held—if their jailers are Americans.

In taking that view, Douglas apparently was in sharp conflict with a previous lower court decision.

"If an American general holds a prisoner," he declared, "our (legal) process can reach him wherever he is. To that extent, at least, the Constitution follows the flag."

"It is no defense for him to say that he acts for the Allied power. He is an American citizen who is performing functions for our government. It is our Constitution which he supports and defends."

Douglas said a prisoner held under such circumstances need only file an application for a writ

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ROSEBURG, OREGON—WEDNESDAY, JUNE 29, 1949

SECTION TWO

★ 152-49

Husband, Wife On Motorcycle Killed In Crash

PENDLETON, June 29.—(AP)—Two persons were killed instantly and another was critically injured when a motorcycle and an auto crashed head on near the Washington border Tuesday morning.

Herman Martin Ebsen and his wife, Nona Marie, Stanfield, died when their motorcycle was involved in a crash with a car driven by Charles William Osborn, about 18, from Richland, Wash.

James J. MacMillan, Richland, a passenger in the car, was reported in critical condition in a Pasco hospital. Police said the auto rolled over after the crash.

Osborn was arraigned in Justice Court on a charge of justifying a vehicle without sufficient clearance. Bail was set at \$100. He requested the right to consult an attorney before entering a plea.

Osborn told police that he and MacMillan had just enlisted in the Air Corps and were enroute to Portland to report.

The two deaths, the second fatal wreck here in two days, raised Umatilla County's accident toll to 12 for the year.

Three More Texas Towns Sprayed In Polio Fight

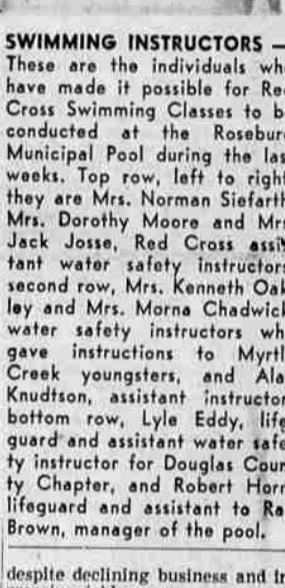
DALLAS, Texas, June 29.—(AP)—Three more Texas towns got a DDT shower bath Tuesday against polio.

The aerial spraying of Iowa, Park, Burkburnett and Electra is part of the fight against polio in north Texas.

National guard planes sprayed Wichita Falls Sunday. Health officers at Wichita Falls estimated 85 per cent of the area is covered with the disinfectant.

of habeas corpus in the U. S. District Court for the District of Columbia.

"It is the historic function of the writ," said Douglas, "to examine into the cause of restraint of liberty. We should not allow that inquiry to be thwarted merely because the jailer acts not only for the United States, but for other nations as well."



Nation's Production Pace Slowest In Three Years With Unemployment On Increase

By CHARLES MOLONY
WASHINGTON, June 28.—(AP)—The nation's production machine has throttled down to its slowest pace in three years and no end to the slowdown has yet been sighted.

The Federal Reserve Board reported a 10.8 percent fall in production from last November's peak to the end of May. The Board said another 2 to 3 percent drop is indicated for June.

Production is coming down with prices, and accompanying factory closings or slowdowns are boosting unemployment in the process.

The Reserve Board's report yesterday said output in May remained 74 per cent above the average for prewar 1935-39. But it was nearly three percent under April and more than nine percent below May, 1948.

Meanwhile, there was no agreement over just how serious the nation's economic situation is. Secretary of Commerce Charles Sawyer and a man who once held that cabinet post, Henry Wallace, disputed the point in a radio debate Monday.

Sawyer insisted we are "still in an era of prosperity such as we have not enjoyed in our history,"

despite declining business and increasing joblessness.

Wallace, on the other hand, said the country is in bad shape economically and President Truman should be doing something to "restore prosperity."

Sawyer and Wallace clashed over the accuracy of the unemployment figures of the Census Bureau, a branch of the Commerce Department. Sawyer assured Wallace the figures now

Columbia Span At The Dalles Is Considered

PORTLAND, June 29.—(AP)—The Oregon Highway Commission is considering the Wasco County proposal to build a toll bridge across the Columbia River at The Dalles.

Col. Ralph Tudor, engineer hired by Wasco County to make preliminary surveys for the bridge, told the Commission yesterday it would cost \$2,661,000 to construct it.

Wasco County is hoping to get help of the two states in building the structure.

Tudor said a Chicago firm is willing to advance \$400,000 for preliminary engineering and legal expenses. The present ferry at The Dalles would be held as collateral. Tudor said the ferry business was valued at \$300,000.

He added that the firm would advance the rest of the money for construction if proper finance arrangements could be made.

Tudor estimated the tolls would be \$252,000 annually at the bridge until 1952, when they would become \$300,000.

The bridge would connect Washington's Evergreen Highway with the Old Oregon Trail Highway.

Dejected Soldier Gives Motorcycle To Cop

PORTLAND, June 29.—(AP)—Policeman Robert Cosby met a dejected soldier on the street here Monday.

The soldier identified himself as James W. Kelly from Fort Lewis and added he was tired of motorcycling. He explained he had bought his machine to take him to his Texas home on a 30-day furlough.

But he was tired, and the contrary vehicle took too many repairs. In fact, he was ready to give it away.

"Why don't you give it to me?" joshed Cosby.

"It's yours," said Kelly, handing the patrolman the title and the bill of sale. Kelly walked off to the nearest airline station. Cosby valued the motorcycle at \$200.

Leftover slices of meat may be arranged in a shallow baking dish, covered with gravy and topped with mashed potatoes, then heated thoroughly in a moderate oven. Sprinkle the potatoes with paprika before they are heated and then garnish with parsley sprigs just before the dish goes to the table.

You can get unattractive squint wrinkles if you neglect to wear sunglasses out in the sun. Cheap glasses should be avoided as they might prove harmful to the eyes.

are "given out on the same basis that was in effect when you were Secretary of Commerce."

In Boston, National Republican Chairman Hugh D. Scott Jr., said the country is in the "first stages of a Truman depression." He told newsmen the GOP will capitalize on the unemployment situation in next year's election campaign.

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Cherry Growers Battle To Save Crop From Rain

HOOD RIVER, Ore., June 29.—(AP)—Big air blast sprayers and prop wash from planes were used here Tuesday as orchardists fought to save their cherry crop. A heavy morning rain threatened to ruin the crop for the fourth consecutive year.

As fieldmen checked the orchards for splits, the growers sought to blow droplets from the cherries. Their success was uncertain at mid-day.

The cherry harvest, rolling into its second week, promised to be one of the best in years. Growers had expected to ship 160 to 180 carloads of fresh cherries, in addition to the usual brining. The first carload went out Friday and three more have been sent since.

The peak of the harvest was expected next week.

Beginning in 1946 growers have been plagued by harvest-season rains with resultant splitting of the cherries. Sunday morning a

heavy rain fell, but it was accompanied by a brisk wind and damage was slight.

Yesterday's rain came with a light wind and 80 per cent cloud blanket. The rain was general through the west side of the valley, but some orchards escaped. Parkdale reported only a light sprinkle.

ARSONIST SENTENCED
SEATTLE, June 28.—(AP)—George Albert Ohl, 50, of Portland, was sentenced in superior court here to serve not more than 10 years in prison for arson. He was convicted previously by a jury on a charge of burning his farm home near Auburn to collect \$3,750 insurance. Both the judge and prosecutor said they will recommend that the state board of prison terms and paroles set a two-year term.

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