

Judy Denies Luft Beat Her In Effort To Win Custody

LOS ANGELES (AP) — Judy Garland, who said in an affidavit last March that husband Sid Luft had beaten and tried to strangle her, has denied it on the witness stand.

"I'd say he had a very good disposition," the singer testified Wednesday. She was helping Luft resist the effort of his ex-wife, actress Lynn Bari, to regain custody of the Luft-Bari son, John, 18.

Luft won custody last month on grounds the youngster needed home and family life instead of living in a boarding school. Miss Garland was subpoenaed to answer questions about the boy's adjustment to life in the Luft-Garland home.

Miss Bari's lawyer picked up the divorced complaint. Miss Garland filed last March in which she said in a sworn affidavit that Luft had beaten and attempted to strangle her.

Denies Charge

"Has he ever attempted to strangle you?" the attorney asked. "No," the singer replied in a low voice.

"Did he ever beat you?" "No."

Miss Bari's present husband, Dr. Nathan Rickles, Beverly Hills psychiatrist, testified earlier to a telephone exchange with Luft when the boy was being prepared to go to the Luft home. He said Luft called him an unprintable name and said if the child weren't delivered in half an hour "he would bring four men and take him forcibly."

"I said, 'Look, I don't take swearing from anybody, especially you,'" Dr. Rickles related. "He said he didn't give a darn what my wife's feelings were, that I was a psychiatrist and maybe I should treat my wife. I told him I thought I was treating my wife a lot better than he was taking care of his wife."

Negroes Denied Permit To Amend Federal Suit

BIRMINGHAM, Ala. (AP)—Negroes attacking bus segregation in Birmingham today were denied permission to amend a federal court suit in order to attack a new legal barrier to integrated seating.

Effect of the ruling of U.S. District Court Judge H. Hobart Grooms was to give the Negroes the option of continuing their attack on a law that has been repeatedly amended, or to file a completely new suit.

The new ordinance which Negro attorneys attempted to substitute in their case does not mention segregation but empowers bus drivers to tell passengers where to sit. The Birmingham Transit Co. has posted notices directing whites to sit from the front and Negroes from the rear.

Board Reduces School Lunches To 25 Cents

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Calif.; Brenda Gilliland, 14, of Seio, Ore. and Linda Flory, 15, of Parkdale, Ore.

YMCA Granted Request

A YMCA request that charges for the use of gymnasium facilities for the Youth Basketball League be waived was granted. The board asked that it be called to the attention of the YMCA director that all boys in the league should be allowed to participate in the games.

Supt. M. C. Deller reported that the school district reached another all time high in enrollment. Monday, Oct. 29, a total of 5,433 students were enrolled in Roseburg schools on that date.

When presenting a report to the board on school district conditions, Deller said that as far as elementary schools are concerned the district would not be any more than just loaded with pupils if three more classrooms were provided at Green School. He added that the classrooms would help the situation next year but that he did not know about other future years.

Deller went on to say that what is done next year in the school district depends upon what action the board takes concerning the Evaluation Steering Committee report. "As far as work in this office is concerned we could do a lot of planning if we know where to go," Deller said. It was after this statement that the board decided to consider the evaluation report Monday night.

Coaches Get Praise

The district's coaching staff got a pat on the back Wednesday night by Athletic Director Lorne Simons. He said the board should review the coaches salary schedule at budget time. "We have a good staff and should try to keep them," he added.

An estimated 11,059 persons have attended Roseburg High School's four home football games. Simons told the board. By game the attendance figures are: Ashland 2,504; Corvallis 2,752; Springfield 2,936 and North Bend 2,867. The attendance figures have increased during the first three games.

The high school football team has had five injuries this year, Simons reported. These were two broken fingers, one broken leg and two injuries to noses.

Simons also reported that a whirl pool bath, purchased by the Indian Club, would arrive soon. Some planning will have to be done before installing it because it will take considerable plumbing, the athletic director said.

Next school board meeting is scheduled for 7:30 p.m. Nov. 12, in the board room on the first floor of Central Junior High School.

JALOPY JUNCTION

C. J. Finch of Roseburg has filed notice with the county clerk he is entering the used car lot business in the city. The location at 1360 NE Stephens St. will be known as Jalopy Junction, according to the certificate.

Roseburg Church To Trick Or Treat

The First Presbyterian Church of Roseburg has planned a trick or treat program, immediately following the Newellah parade Friday night for fourth through eighth-grade youngsters.

Sponsored and chaperoned by members of the church school staff, the children will wear the official yellow identification tags and carry containers for contributions. Leaflets explaining the drive will be left where calls are made.

Following the trick or treat session, the children will return to the church for a Halloween party to extend through 9 p.m.

The Roseburg Ministerial Assn. is backing sponsorship by local churches in this Christian use of Halloween, to help send millions of pounds of American surplus commodities overseas. Through Church World Service, the gifts of pennies and currency will be used for handling and distribution costs of food which will be donated by the government to thousands of refugees, victims of war, floods and disasters.

California Issue Stand Is Denied By White House

WASHINGTON (AP)—The White House denies President Eisenhower has taken any stand on whether California should wipe out its tax exemption for parochial and other private schools. Vice President Nixon describes as "fabrication at its worst" any suggestion that he backs such a move.

The announcement of the administration leaders' position came late Wednesday on the heels of word that the Federal Communications Commission and the FBI had had complaints about California broadcasts on the subject.

James C. Hagerty, Eisenhower's press secretary, said more than 30 telegrams had been received at the White House protesting the broadcasts which implied that Eisenhower and Nixon favored a proposal to cancel the tax exemption.

Hagerty would not discuss the content of the broadcasts, but he said there was an implication as to the stand of Eisenhower and Nixon.

Other government agencies said they had received protests that some of the broadcasts had sought to incite religious hatred.

Hagerty said religious leaders of several faiths in California—Roman Catholic, Episcopalian, Baptist and Lutheran—had signed protest received at the White House.

The school taxation proposal is on the California ballot for next Tuesday's election.

The FBI declined to comment on the protests it has received, but the FCC said it had asked stations named in the complaints to supply information on the broadcasts. Names of the stations were not released.

12 Trapped Minors Are Brought To Surface

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"I say out but soon we got so weak we had to stop," he said. "We had no food and no water since Sunday or Monday, the last thing we ate were a few crusts of bread."

"We rationed our lights and eat some batteries off the dead men but on Monday we were in darkness. I'd say Caleb Rushton kept us going."

Rushton, 35, perhaps the strongest of the group when rescuers arrived, sang hymns.

The air gradually became bad. There was no room to stand. In their struggle to stay alive when the last water was gone, they drank urine mixed with bark, they told physicians.

Crews kept digging

By Monday the men had given up hope of being rescued. Hope also had been abandoned on the surface, but the rescue crews kept digging.

Then Wednesday rescue crews stumbled on a broken air pipe leading to the entombed men and heard the muffled voice of Gorley Kempf, 37, say:

"There are 12 of us here, come and get us. Get us water."

Soon after the men got their first sustenance in at least four days. Coffee laced with sugar and vitamins was fed to the men through a copper tube inserted in the air pipe.

The men waited while the rescue crews dug through about 60 feet of debris. Then a hole appeared in the wall of rubble that had trapped the men and the rescuers appeared.

"We were all so happy to see them the whole bunch of us just started to cry," Guthro said.

The rescue raised hopes that other pockets of survivors would be found in the depths where 35 miners still are missing.

Their rescue brought to 93 the number saved. Twenty-six bodies have been recovered. There were 174 men below when disaster struck.

New Electricities Town

The news Wednesday that 12 men had been located alive electrified the town, scene of two mine disasters in as many years. Church bells rang. Horns honked. Stores emptied. Families came running to the mine in a drizzle of rain, hoping and fearing.

Pulitzer Prize Winning Dramatist Dies At 73

LOS ANGELES (AP)—Zoe Akins, a playwright and poet who won the Pulitzer Prize for Drama in 1933, died Wednesday night after a three-week illness. She was 73.

Among Miss Akins' successful plays were "The Greeks Had a Word for It," "The Furies" and "Mrs. January and Mr. Ex."

Her poems included "The Hills Grow Smaller." She also wrote novels, one of which was "Forever Young."

Miss Akins won the Pulitzer Prize for her dramatization of "The Old Maid," a story by Edith Wharton.

Quemoy Shelling Just Another Plot, Say People There

QUEMOY (AP)—Red China's new every-other-day war policy doesn't mean a thing to the people of shell-scarred Quemoy.

Exemption of supply landing areas from attack on even-numbered days — such as today — is academic to them.

"What difference does it make?" asked a Quemoy City shopkeeper. "One day they shell the beaches. The next day they don't. But they still shoot at the rest of the island."

"Just another plot," said Col. Richard Kung, the city's supply director. "They are still shelling the people."

So far the Communists have lived up to their peculiar odd-even-day plan. No shells have hit the beaches or airstrips on even-numbered days.

Two planes from Taipei landed today without interference. Rough weather in Formosa Strait again barred sea supply convoys from testing the Communists' pledge.

The lightning of the daily bombardments in the past 10 days has generally relaxed tension on the island, however. Electricity has been restored. Shops stay open most of the day. Children play and soldiers and civilians stroll the streets of Quemoy City.

Nationalist defense headquarters in Taipei said the Reds lobbed only 154 rounds on the Quemoy islands during Wednesday night and 221 in the 18 hours after 6 a.m. Thursday.

The United States further bolstered the Nationalists' armed forces. U.S. commanders turned over 46 fast M41 Walker Bulldog tanks, which the Nationalists may eventually send to the Quemoy as a precaution against invasion, and four amphibious barges with a capacity of 100 tons of cargo or 100 troops.

3 Rescued, 4th Believed Drowned As Boat Capsizes

NEWPORT, Ore. (AP)—Three persons reached shore through breakers and numbing cold early today but a fourth was feared drowned in the capsizing of an 18-foot cabin cruiser.

One of those who came ashore was in critical condition from shock and exposure. All are from Toledo.

It was a quick and tragic ending for a pre-dawn pleasure trip out over the Yaquina Bay bar.

Chief Boatwain's Mate John L. Cathers, in charge of the Coast Guard station here, said there were breakers on the bar and the trip could have had no other ending.

The boat, powered with a 35 horsepower outboard motor, apparently capsized immediately after heading out at about 5 a.m.

Missing and feared lost is the owner of the boat, Kenneth Fricke, about 40.

In critical condition is Mrs. Florence Hampton, about 25. Also suffering from shock and exposure are Lois Heikkila and Frank Majors, each about 25.

Greater Use Of Wool Seen By Fabric Stylists

NEW YORK (AP)—With raw wool prices at the lowest levels since the Korean War, there should be greater wool use by fabric stylists in markets subject to intense fiber competition, the Wool Bureau reports. Next spring's retail prices will reflect lower wool costs either through improved quality of men's and women's wool fabrics or in cut prices on brand name lines, the Bureau predicted.

SEEKS MEDIATION

TUNIS (AP)—Tunisian President Habib Bourguiba today asked French Premier Charles de Gaulle to pave the way for Tunisian-Moroccan mediation of the Algerian rebellion by releasing the top Algerian rebel leader imprisoned in Paris.

The rebel leaders were captured two years ago.

TYPHOON VEERS OFF

MANILA (AP)—Typhoon Lorna, packing maximum 100 m. p. h. winds near the center, veered from the Philippines toward Okinawa today, leaving possibly seven million dollars in damage to crops and property. Hardest hit in the Philippines was the Bicol region in southern Luzon.

CHINESE TROOPS READY

TOKYO (AP)—Gen. Yang Yung said today his Red Chinese soldiers just withdrawn from North Korea are "ready to contribute all their strength to the liberation" of Formosa and the offshore islands. About 300,000 Chinese troops returned from North Korea to Red China this year.

GEN. TAYLOR IN JAKARTA

JAKARTA (AP)—Gen. Maxwell D. Taylor arrived in Jakarta today for a two-day visit. Taylor, U.S. Army chief of staff, is visiting Pacific countries.

Judge Wimberly Upsets Tax Commission Ruling

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a refund, according to the Circuit Court decision. Other taxpayers subsequently will be sent additional bills to adjust current collections.

The state Tax Commission is expected to appeal Judge Wimberly's ruling to the Oregon Supreme Court. This will not change 1958-59 taxes based on Wednesday's decision, however, unless the tribunal issues a stay of execution.

Comes To A Head

Douglas County's mixed-up tax controversy came to a head about six weeks ago when Roseburg Lumber Co., large owner of private timber lands here, asked for a court review of the Tax Commission's Sept. 12 order.

The case was heard before Judge Wimberly two weeks later, Wednesday in his legal opinion, the judge said in effect:

1. Tax Commission efforts to equalize Douglas County timber values with those in other counties "which destroy equality and uniformity of assessment values between all types of property within Douglas County . . . is invalid and unconstitutional."

2. The state agency lost jurisdiction in the matter when Roseburg Lumber filed its petition for a review of the assessment.

3. Commissioners acted "willfully, unreasonably, and without regard or consideration, and in disregard for the facts and circumstances" . . . were arbitrary and "capricious."

4. The commission order, if followed by the assessor, would result in timber being assessed at values "not uniform or proportionate with values on other properties in Douglas County subject to ad valorem taxation. And finally:

5. The assessment roll for Douglas County for the tax year 1958-59 after having been assessed and equalized by the Douglas County Board of Equalization, is entitled to a presumption of validity and to a presumption that all property within the county is assessed equally, ratably and uniformly. These presumptions have not been overcome in these proceedings.

Special Memorandum

In a special memorandum quoting authorities, Judge Wimberly declared that one reason why the Tax Commission order cannot be upheld is that it is contrary to a section of the Oregon Constitution which provides: "All taxation shall be uniform on the same class of subjects within the territorial limits of the authority levying the tax." He said the provision means, in this case, the county.

Regarding the Douglas County assessor's position in the wordy battle, during which Bowker was caught between the local Equalization Board position and an order from the state Tax Commission, the judge stated:

"When the assessor has valued all property uniformly he has performed his full duty. He is in no way responsible for the amount of taxes, since the levies are made by the tax levying bodies, such as the County Court, school boards, city councils or by vote of the people."

Last June the county Board of Equalization decided to "hold the line" on timber valuation after a long review of a recommendation by the state that it be increased. Position of members at the time was that present market prices did not warrant an increase this year.

Thus, they told Bowker to set assessments up according to the 1957 tax base. At that time Roseburg Lumber Co. and other private holders of timberlands were heard.

Hearing then began in July before the state Tax Commission. On Sept. 12 they issued the first of two nearly identical orders (the other on Sept. 24) which recinded the local board's valuation.

However, on Sept. 19 the lumber company came into court asking for a review and an order voiding the state's mandate.

Gasoline Price War Starts In Eugene Area

EUGENE (AP)—Service stations here have joined a gasoline price war by shaving as much as five cents a gallon off the price of regular gasoline.

The second outbreak in price slashes so far this year originated in the Springfield area late last week and spread to Eugene Tuesday.

Most stations were selling regular gasoline Wednesday morning for 30.9 cents a gallon.

Former Roseburg Woman Succumbs In Portland

Mrs. Carl (Remon) Moser, former Roseburg resident, died Tuesday in Portland where she and her husband had lived in recent years. He was at one time state commander of the American Legion.

Funeral services for Mrs. Moser will be Saturday at 2 p.m. at Ekman Funeral Parlors, Silverton.

NERVY BURGLARS

PORTLAND (AP)—Nervy burglars slipped into the Butlers Tire & Battery Co. across from the police station Wednesday and escaped with thousands of dollars.

The handily battered open a safe door, taking business receipts for four days, police said.

Sharp Explosion Rips Through Brick Factory; 4 Killed

CLEVELAND (AP)—A sharp explosion ripped through a three-story brick factory building on the near East Side today. It killed four men, hurt eight others and sent waves of toxic smoke pouring from shattered windows.

Twenty-five firemen were overcome by the fumes, and were treated at hospitals with oxygen.

Fire Chief Elmer Cain said the property loss at Erico Products, Inc., manufacturer of welding equipment, would be about \$50,000. There was a brief flash of flame, but no further fire.

The cause was a matter of conjecture. Cain said one report was that a research worker was mixing chemicals at the scene shortly before the explosion.

The fumes came from materials used in the manufacturing process. Cain identified them as epoxy oxide and aluminum powder. They have a comparatively low ignition point and apparently were set off by the blast.

The dead, chemists and laborers, were identified as: William Ramsey, 66, Melvin Redick, 35, Roland E. Turner and Nate Handle.

The company employs about 100, including 40 women.

THREE DIE IN JET CRASH

PINE BLUFF, Ark. (AP)—Three men died Wednesday when an RB47 jet from Little Rock Air Force Base plummeted into a cotton field and burst into flames.

Air Force officials identified the dead as Capt. Walter Thomas Berninger, 26, Catawissa, Pa., instructor pilot; Lt. L. Luther Edgerton Connon, 20, Leavenworth, Wash.; and Maj. Harry George Johnson, 38, Lake Charles, La.

EXPLOSION KILLS TWO

SPANISH FORK, Utah (AP)—One thousand pounds of jellied explosives blew a shed and two workmen to bits Wednesday.

American Cyanamid Co. officials listed the two employees as "missing." The victims were Ross J. Jex, 40, Spanish Fork, and John David O'Neal, 30, Springville, Utah.

CYPRITOS CONVICTED

NICOSIA, Cyprus (AP)—Three Greek Cypriots convicted of firing on a group of Turkish Cypriots last August during the height of Greek-Turkish communal clashes were sentenced to death today.

DIES FROM EXPLOSION

OTTAWA (AP)—William Anderson, 53, the only person seriously injured in the big midtown explosion in Ottawa last weekend, died Wednesday night of burns. He was the janitor in the Addressograph-Multigraph of Canada Building, which blew up, leveling buildings on either side.

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TURKEY OR FISH DINNER TICKETS \$2.00

TICKETS AVAILABLE AT: Democratic Headquarters 806 S. E. Cass, corner of Rose

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At the door on the night of the dinner.

MEET AT DEMOCRATIC HEADQUARTERS

A caravan will be formed at Democratic Headquarters. All persons wishing to join in should meet there before 6 p.m.

PLAN NOW TO ATTEND! ALL TREATS!—NO TRICKS!

Pd. Pub. adv. by Democratic Central Committee, Ted Madsen chair, Roseburg, Oregon



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