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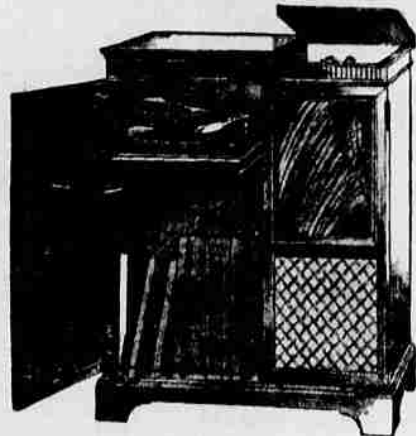
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Jury Retires In Ellis Case

(CONTINUED ON PAGE 2)

Bowers car out instead of a loaded shotgun. Thwing said Ellis fired two shots before he fired at Bowers and said to the jury, "No one had fired at him, had they? I ask you, was that self defense? Was that justifiable?"

The state, after bringing 22 witnesses to the stand, rested its case at 2:40 p.m. Thursday and Defense Attorney William Huey and William Bartle brought only three witnesses—including the defendant, Clarence Ellis—to the stand. The defense rested its case at 3:40 p.m.

Ellis, who is charged with first degree murder for the death of Earl Bowers, took the stand at 2:43 p.m. and went through the details of events that led up to the shot that killed Bowers. Ellis Calms

He seemed calm and answered his attorneys and the state's attorneys directly and easily. His son Donald, 12, and Albert Zajanc had preceded him to the witness stand.

Zajanc, the manager of the Central Market in Oakridge, testified that he knew the Bowers car and that it stopped in front of



CARNIVAL RESIDUE gets the once-over from Housekeeper Nettie Bowers (Dorothy Parks) in a scene from the VLT attraction "Apple of His Eye." The production plays at the Very Little Theater playhouse, 13th and Monroe, Friday and Saturday evenings. Tickets may be obtained at the theater boxoffice, phone 5978-W. (H. J. Phillips photo, Willshire engraving).

his store Aug. 10 and that someone in the car had purchased a half a case of "Sick's beer" and put it in the rear seat of the Bowers car.

Lloyd Headspeth, the last state witness, had previously declared that he saw a case of beer sitting in the rear seat of the Bowers car when he and the others in the Ellis car first stopped on the forest road. Headspeth also said he saw the outline of a gun in Gad Williams' pocket at that time.

Young Donald testified that when the shooting occurred, somebody yelled "Look out he's got a gun" and that "Daddy went back" to the car for his gun. He said that a man by the Bowers car "had some kind of a bright object in his hand."

Ellis, speaking with slight southern drawl, related the story of the argument with Bowers at the first encounter when Bowers called him names and then, before they drove away, that Bowers had apologized and asked Ellis to give him a push. Ellis said he couldn't because Bowers' car was too heavy but they would get some help. On the way back to Abernethy, Ellis said Headspeth mentioned that one of the men in the Bowers car had a gun.

When they returned Ellis said "Luehrs and Van Antwerp and I got out and saw a group of people around the car, then the shout 'look out he's got a gun.'" Ellis testified that the persons around the Bowers car started scattering and that he returned to his car and got his gun.

Dean Analyzes Money Muddle

(CONTINUED FROM PAGE 1)

"decent" burials will be guaranteed at state expense.

To be sure that he would get a new set of dentures, one of the 66 citizens sponsoring the initiative must have urged that teeth be put in the proposed law, Dr. Gilbert noted wryly.

All but one of the state ballot measures requiring additional expenditures were approved by Oregon voters Nov. 2 while they rejected proposals that would have improved the abilities of both the state and local governments to increase their revenues, Dr. Gilbert said.

'Misappropriation' Charged

Speaking of the defeat of efforts to liberalize the constitutional 6 per cent tax limitation, he indicated that the election outcome in this regard was influenced by "rank misrepresentation." Tracing the history of the limitation on tax increases under the Oregon 1916 constitutional amendment, Dr. Gilbert indicated that the allowable 6 per cent increase seldom has been adequate to meet the needs of cities and other local taxing bodies.

"From the very beginning," he said, "these bodies have had to resort to the 'elastic' provision of the amendment which permits submission of tax requests to the voters for approval outside the limitation."

Proposal Explained

Dr. Gilbert explained that even by such procedures, the cities and other local governments could not increase their permanent taxing abilities more than 6 per cent a year. The proposal presented in the November election would have provided that after two years of levying outside the limitation, with the express approval of the voters, the city then might ask the voters to bring its permanent taxing base up to the level provided with the previous "outside" taxes.

Inferring that under the 6 per cent law this loosening of the tax-power straight-jacket was only logical, Dr. Gilbert pointed out, however, that he has never seen one valid purpose served by the law itself.

Dr. Gilbert suggested that budgeting bodies be freed of the 6 per cent law and trusted in accordance with the principal of representative government. He further noted that levies voted "outside" the 6 per cent probably have at times resulted in greater tax burdens that levying boards would have found necessary. "I doubt," he said, "if the limitation has saved the taxpayers a single dollar."

Law Set Aside

Commenting upon the pension law, which he said would require additional expenditures double the present budget for all state governmental operations, Dr. Gilbert noted that it already has been set aside by the board of control on the basis of an opinion of the attorney general. The law

will be reviewed by the 1949 legislature, he said, and should the lawmakers feel that overwhelming passage of plan in November constituted a mandate, it should be remembered that sponsors of the law since have said they were only seeking to raise the pension level to \$50 a month.

The average of pensions paid in the various Oregon counties already is \$44 a month, he stated.

Dr. Gilbert said that the property tax should be reserved to the local taxing units. Then, turning to suggestions that new forms of taxation be applied to help the state meet its budgetary problems, he said: "After 45 years as a student of tax problems, I am certain that the net income of individuals is the ultimate source of all tax payments."

More Income Tax

Suggesting that an increase in the state's use of income taxes would be the fairest and the most easily accomplished means of providing additional revenues, Dr. Gilbert then added that he believes the current income tax surplus and the expected income tax yield in future years will be sufficient, "if properly managed" to meet the state's needs.

Dr. Gilbert pointed to the Oregon supreme court decision that forbade the direct use of current income tax surplus as holding the key to the dilemma. The supreme court ruling noting that the legislature had "assigned, allocated and disposed of" surplus income tax moneys in 1947 and had specifically reserved all further surplus in a reserve to offset pro- taxes.

If the 1947 legislature could use the funds in such manner, and Dr. Gilbert here pointed out that the supreme court did not question the constitutionality of the procedure, the next state assembly will be able to duplicate the feat.

Limitation Hit By Finance Men

(CONTINUED FROM PAGE 1)

win, Multnomah County, second vice-president.

Henry F. Beistel, recorder-treasurer of Eugene, Guy M. Buford, Lincoln County school clerk, Bern and C. Davis, public accountant of Salem, Mayor Early Riley of Portland, and Raymond Field, assistant supervisor, division of audits, of the secretary of state's office, were elected directors.

Frank P. Ryan, city recorder, Ontario, is the retiring president.

University Tops Chest Quota

(CONTINUED FROM PAGE 1)

all chairmen this year who obtain 90 per cent participation with a higher-than-average per capita gift.

"The fact that the first unit went over its 1949 quota is, I feel, an important omen for the entire campaign and cannot help but have an important psychological effect on the entire effort," Silva told unit division workers Thursday afternoon. "For that reason and because we appreciate your support, I am happy to present the first Oscars to the university chairmen."

The university's quota was 15 per cent over that of last year, but funds raised exceeded this quota by about 7 per cent, or a total of 22 per cent above the goal for 1948.

The university drive started two weeks prior to the regular campaign to permit campus committees to wind up all work before the Thanksgiving holidays. The appeal officially ended Thursday night, the day before the unit division and women's residential kickoffs.

At both meetings Silva urged workers to stress the budget giving plan, so that donations to the Chest may be spread out over a period of a year.

Year-Round Operation

"The Chest operates on a 12-month basis, and does not need the money in a lump sum," he declared. "With the high cost of living what it is, most families prefer to budget all their giving, and most will probably feel it is wise to budget their Chest gift."

At the women's kickoff Friday morning an excellent crowd of workers, which will number more than 300 in all, heard Mrs. Harry Nebergall, general chairman, introduce Mrs. Orlando John Hollis, east side chairman, and Mrs. V. E. Johnson, west side chairman. District chairmen will be Mrs. Inas MacKinnon, Mrs. C. E. Wethered, Mrs. F. E. Skene, Mrs. L. W. Manerud, Mrs. L. M. Hill, Mrs. Clarence Chase, Mrs. K. J. Poull, Mrs. Eldson, Mrs. David Campbell, Mrs. D. R. Parker, Mrs. French, Mrs. R. G. Crakes, Mrs. G. V. McDaniel, Mrs. Arthur Reade and Mrs. Truman Chase.

Workers at both meetings were urged to remember the following dates: Monday, Nov. 29, first report, Eugene Hotel at noon; Wednesday, Dec. 1, Ladies Day, Eugene Hotel at noon; Friday, Dec. 3, final report meeting, Eugene Hotel, evening.

All workers were urged to bring in reports as soon as possible. It was pointed out that donors may designate on their pledge cards the agencies they prefer to have receive their gifts. If they have no preferences, a general donations may be made which will be divided among the 28 agencies represented by the Chest.

"Don't forget that by this one appeal we are saving residents of Lane County the trouble of giving to 28 separate appeals," Silva urged.

Multnomah Vote

PORTLAND—(P)—President Truman carried Multnomah County, the most heavily populated in the state, by 7184 votes, the official election count disclosed Friday.

He got 93,703 to 86,519 for Gov. Thomas E. Dewey, but upstate support gave Oregon's six electoral votes to the Republican.

The county favored only one other Democrat for major office—Walter J. Pearson, who was elected state treasurer. His vote in the county was 69,211 to Republican Howard C. Belton's 75,834.

It is estimated there are still at least 2000 covered bridges in the United States. The United States government only \$4,000,000 a little more than a century.

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