

Parole Board Faces Critics on All Sides

(continued from page one)
vict, the parolee is not a free man. He is still a ward of the state, subject to a string of strictly enforced regulations. Violation means return.

Here are a few of the "don'ts" with which a parolee is faced. He must not:

- Leave the state without permission.
- Conspire or associate with an ex-convict or visit a penal institution.
- Own or carry a weapon, including a knife with a blade longer than three inches, a blackjack, slingshot, sandbag, or unprotected razor.
- Drink.
- Frequent "improper places of amusement or loiter upon the streets at night."
- Buy a car.
- Drive a car without permission.
- Marry without approval of the board.
- Fail to support his family.
- Move or change jobs without permission.

In addition he must keep in touch with the parole officer, reporting at least monthly.

A slip-up means return to the penitentiary and forfeiture of "good time" the man may have had when he was paroled. That's why many convicts refuse parole. Warden Virgil J. O'Malley and Hal M. Randall, secretary of the parole board, can cite many cases of this kind. They run like this:

Man with 12-year sentence has good record and can get out in eight years with "good time." After four years he is refused parole. After seven years he has chance to be paroled. He refuses. He feels he's better off to serve the extra year and then be free, than to be on strict parole for five years and possibly be returned as a technical violator.

The board usually won't see a convict until he has served a third of his sentence. The Oregon "three-year rule" is arbitrary, although it is in line with the legal provisions of 17 states and the federal government. Oregon law does provide a seven-year wait before a person serving life for murder can see the board. Others serving life terms must wait seven years as a matter of board policy.

CONDEMNED men and persons serving life as habitual criminals are never eligible for parole.

In some cases, Randall admits, the one-third rule is not followed. That, he says, has sometimes been true with the young, first offender with a long sentence. The board has sometimes felt an urgency to get the youth back to school.

Generally, however, the rule is strict. "If we relaxed it," says Randall, "we'd have families lined up from here to the corner and at board members' homes."

Board members already have enough to do. The three, James J. Richardson of Portland and Harry V. Collins and Charles H. Huggins, both of Salem, meet weekly at the pen to interview prisoners. They get \$10 a meeting.

RANDALL estimates that these part-time board members spend twice as much time at home, studying cases, as they do in meetings. They don't get paid for their homework.

The board sees about 20 persons each week. In the last five months of 1931 the three men saw 402 prisoners, and paroled about 40 per cent of them. If parole is refused, the case is rarely closed. It is "continued." Randall says even a lifer can see the board again in five years.

(However, the January issue of the prison magazine, "Shadows," complains there are now in the pen 22 lifers who last saw the board eight or more years ago.)

"Parole is not leniency or forgiveness," says Randall. "It is not reward." The board, he says, recognizes that it must protect society from felons. It also recognizes, however, a responsibility to the inmate who can make good. And, Randall points out, the system saves the state money.

LAST MONTH there were 1500 convicts in the penitentiary. Another 1500 were on parole. One thousand were on probation from courts and were supervised by the board's staff of 15 parole officers. It costs \$65 a month to keep a man locked up. It costs \$8.81 a month to supervise a man on probation or parole. The \$56 more it would cost to keep these 2500 locked up amounts to \$140,000 a month. And that doesn't take into consideration the needed expenses for more cells and longer walls which would have to be built.

Randall's favorite statistic concerns the family man now being supervised at a cost of \$8.81 a month. He has a wife and nine children whom he supports. In the pen he was costing the state \$65 a month. His family was costing the state, through public welfare, another \$266 a month.

A man's family responsibilities are sometimes considered when he is paroled, Randall admits, but the main factor is the man himself, and how well he can do on the outside.

A PRISONER, Randall says, reaches a "peak" in his sentence when he realizes the error of his ways and is determined to go straight. He should be released then, according to Randall.

O'Malley uses the apple on a tree comparison. "If you eat a green apple, you get a stomach ache," he says. "Let a man out too soon, and society gets a stomach ache. But leave an apple too long and it gets rotten. You can get a stomach ache from rotten apples, too."

There has been agitation recently for a full-time parole board.

Backers of this change say a part-time board cannot study cases thoroughly enough, and cannot see enough prisoners often enough.

SOME STUDENTS of the problem would give the board more sweeping powers. They favor the "maximum sentence" system used in Washington and California. Under this system a judge must give the maximum sentence. A full-time parole board sets the minimum—without reference to a "one-third rule."

Such a system, its advocates argue, would eliminate some of the inequities in the sentencing system. Now, they say, two almost identical cases will receive far different sentences—from different judges or from the same judge on different days.

But whatever changes are made, Randall is sure the problem of parole will continue to be a tough one. "The man we see might be the best convict in the pen," he says, "but as far as being a good citizen is concerned, he's at the bottom of the barrel. He's a failure before we even see him."

Police Report Quiet Month

Springfield police listed 11 injuries from traffic during February, and there were 47 accidents. Chief Harry W. Howard has reported the department had a relatively quiet month, with many routine assignments. There were 699 prowl checks made, and police found 11 open doors and two open windows. Police wrote 208 traffic citations.

The department investigated 479 cases. There was one auto theft, cleared by arrest; one break and enter, one theft over \$50, 12 under \$50, and four of these cleared by arrest.

Diamond Center Looted By 2 Thieves in Miami

MIAMI, Fla.—(AP)—Two thieves looted the Miami diamond center of between \$100,000 and \$125,000 in cut diamonds Wednesday. They escaped aloft into the busy downtown section.

Police said one robber decoyed one of the store owners out of his office in the pretext of a sale while the second robber slipped into the vacant office, lifted a large jewelry box from a desk drawer and fled.

'Woo Woo' Comedian Dies in Hollywood

NORTH HOLLYWOOD—(AP)—Comedian Hugh Herbert, 66, whose fidgety hands and giggling "woo woo" brought chuckles to movie and theater goers for four decades, died suddenly at his home Wednesday night of a heart attack.

The smiling little comedian with the baggy eyes succumbed shortly after 6 p.m. PST, to end a career of performing, writing and directing that included nearly a quarter of a century in vaudeville.

LANDS LIKE CAT—(AP)—As a paratrooper in World War II, J. B. Fowler, Jr., never had to worry about which end would land first. The 6 foot 7 1/2 inch Forth Worth man wears a size 18 shoe.

NEWS BRIEFS



SHOWERS

U. S. WEATHER BUREAU FORECAST—Eugene and vicinity: Mostly cloudy with occasional showers Thursday night and Friday. Little change in temperatures. Western Oregon: Showers Thursday night and Friday.

Local Statistics: Highest temperature Wednesday, 59; low Thursday morning, 36; rain in 24 hours ending 10:30 a. m., trace; total for month, .67 inches normal for month, 4.66 inches; stage of river at 7:30 a. m., minus 0.2 feet; wind at 11:30 a. m., S 20; prevailing Wednesday, S16.

Sunrise and Sunset (PST): Friday, 6:27 a. m. and 6:17 p. m. Saturday, 6:25 a. m. and 6:18 p. m.

ROAD REPORT

Willamette and Santiam Passes: Motorists advised by the State Highway Commission to carry chains. One inch of new snow fell during the night.

LOYD M. McDOWELL, 1335 Madison St., was arrested by Eugene police at 4:50 a. m. Thursday, and charged with driving under the influence of intoxicating liquor. Taken into custody at 6th and Fillmore St., McDowell was released on \$200 bail, pending court appearance Mar. 21.

"GOOD IS ALWAYS PRESENT" is the subject of the transcribed program from The First Church of Christ, Scientist, in Boston, Massachusetts, which will be heard over Station KERG Saturday morning, March 15, at 7:45 o'clock. Harry C. Browne will be the speaker. The solo entitled "The Lord Is My Shepherd" will be sung by Frederick Jagel.

A COOKED food sale will be held Saturday by the Women's Society of Christian Service at Ebert Memorial Methodist Church in Springfield. The sale will take place at Irish-Murphy Store, 448 Main St., starting at 10:30 a. m.

OREGON RAMBLERS Motorcycle Club of Springfield will meet at 8 p. m. Thursday on S. E. Park. Visitors are welcome.

J. DOUGLAS ADDISON, 1474 W. 6th Ave., sales representative for Johns-Manville Building Products Division, was graduated Wednesday from an advanced training course in modern sales techniques at the Johns-Manville Training Center, Manville, N. J.

MRS. JUNE Walker Standifer, daughter of Mrs. Dora Walker, 39 Jefferson St., Eugene, Ore., has enrolled at Anderson College, Ind., for the spring semester of the 1931-32 school year. Mrs. Walker, a senior, is majoring in public school music, and minoring in English.

JAMES COLBURN of Eugene has been initiated by the Oregon State College chapter of Phi Eta Sigma, national freshman scholarship honor fraternity. Colburn, freshman in engineering, is the son of Mr. and Mrs. H. O. Colburn, 107 Hansen Lane, Eugene.

ALL MASTER Masons are invited to attend the regular stag dinner to be held March 19, at 6:30 p. m. in the Masonic Hall, 10th and Olive St. The dinner is to be prepared by the famous "chef." Brother Harold Jensen. There will be a Stated Communication and work in the Fellowship Degree, following the dinner. Master Mason visitors are also welcome.

A NEW MANAGER has been named for College Crest Water District to fill the vacancy left by the late Fred H. Getchell. He is John Gregor, who should be called at 5-2583 regarding service and other district business matters.

A CHINCHILLA show will be held at the 4-H Club building at the Lane County Fairgrounds Sunday, March 16, sponsored by the Western Oregon Chinchilla Breeders Club, a branch of the Chinchilla Assn. of America. Entry of animals will be from 12 noon to 1 p. m., with judging thereafter. Animals must be four months or older. The public is invited. For further information call Mrs. G. W. Wooge, 6-2855.

JUNCTION CITY—Jeanette Star Club will meet at Masonic Temple Monday at 1 p. m. for a potluck luncheon. Mrs. R. S. Rogers will be the hostess.

A DRAIN soldier, SFC Thomas R. McDonald Jr., is aboard the Navy transport Gen. R. L. Howe due to arrive at Seattle Friday with 1376 troops from the Far East.

KENSINGTON Club of Springfield will meet Friday, March 14, 1:30 p. m., with Mrs. Ed Privat, 508 E. G St. Mrs. Phil Bartholomew will assist.

But -- Driver Has to Stop

Yep! Under a new Oregon driving law, it's perfectly okay to make a right turn into a two-way street against a stop light.

But pointing this out Wednesday, a story in the Register-Guard didn't mention what should be an obvious fact—yet probably isn't fully realized by all drivers.

The law says you gotta stop before you make that right turn. Stop and be sure that the way is clear traffic-wise and that no pedestrians are in your way. The cars on the two-way street to which you're gonna turn—and the pedestrians in the crosswalk in front of you—both have priorities to the right-of-way.

It's about the same thing when you want to make a turn against a traffic light into a one-way street. The correct procedure is: (1) stop for the light (in the proper turning lane); (2) check for pedestrians and cars on the other street; (3) if the way is clear, go ahead. It's legal, provided, of course, that you don't head out the wrong way on that one-way street.

Parents Protest Discipline Acts By School Board

No Action Taken

COTTAGE GROVE—The Latham School Board met in special session Wednesday evening to hear complaints, arising out of disciplinary action, against Principal T. P. Otto, 1040 Horn Lane, Eugene.

Otto has been principal at Latham School for two years. Although several complaints were aired by local persons, no action was taken. Members of the school board told Catherine Sederger, Register - Guard correspondent, after the meeting, that Otto, as well as the seven teachers at the school, has been offered a contract for the next school year. The physical education teacher and coach, Alfred Grubb, told the board he will resign. Mrs. Sederger said.

The principal also teaches two eighth grade classes.

The board also reviewed the budget election held Monday in which 31 persons voted in favor, 10 against this year's \$80,090.45 budget, an increase of \$2034.25 over last year.

The board accepted the bid of \$225.02 from the Ed Lorence Co. of Eugene for a new school bus. There were six bidders.

George D. DeLamater

George David DeLamater, 51, of 321 Mill St., Springfield, died Wednesday in a local hospital. Born at Baker, Ore., June 27, 1900, he married Anna J. Reed at Redding, Calif., July 12, 1943. He was superintendent of the Northwest Industrial Laundry and had lived in Springfield seven years. A veteran of the first world war, he was a member of the American Legion.

Surviving are the widow, Anna J. DeLamater, Springfield; two sons, Max, Springfield, and Howard, Glendale, Calif.; two daughters, Doris Alcock, San Francisco, Merel Frijita, Chula Vista, Calif., a brother, Homer, Klamath Falls; two sisters, Myrtle Corbett, Springfield, and Clara Radabaugh, Baker, and three grandchildren. Funeral arrangements will be announced by Bartholomew-Buell Chapel.

Jury Voids Contract For \$1088 Record

It didn't take long for a circuit court jury to find that fraud invalidated a contract by which a local man bound himself to pay for a transcript of a Columbia Basin hearing—at \$1088.40 a copy.

The plaintiff, H. S. Middlemiss, sought to enforce payment from Fred G. Knox, who was one of a number of local men who agreed to buy the manuscript at what later turned out to be a \$1088.40 price. Middlemiss was a "court reporter" hired by the Army engineers to make a transcript of the hearing for the government. Knox is chairman of the Lane County committee of the Willamette Basin Project Committee.

THE CONTRACT by which he made his services available to the civilians attending the Portland hearings was introduced in evidence.

It consisted of a folded card, much the same in size and shape as a Christmas card. The front

Students Win Speech Honors

Three Eugene students from the University of Oregon won five places and one tie in the 22nd annual interscholastic forensic tournament of champions at Linfield College last weekend.

Seven Eugene students took part, including Bill Ruitter, Don Mickelwait, Robert Glass, Karl Peterson, Nancy O'Connor, and Nancy Yates, all from the University of Oregon, and Gene Paul, from Oregon State College.

Nancy Yates won a first in impromptu speaking, a second in after dinner speaking, and a third in extemporaneous speaking, all in the senior women's division. Nancy O'Connor took a second place in both impromptu speaking, senior women's division, and the Lincoln-Douglas Debate.

Robert Glass tied for second in extemporaneous speaking, junior men's division.

Approximately 600 students from nearly 40 colleges in the western states attended the three day conference, one of the oldest invitational forensic meets held annually in the United States, on March 6 to 8.

Witnesses testified that as they entered the room where the hearing was held they were asked to sign this. They were then asked if they wanted a transcript of the proceedings. Opening the card, they signed an "order form" which called for payment at the rate of "\$20 per folio of one hundred words." A rate, as defense attorney Windsor Calkins pointed out, of one fifth of a cent per word.

In his instructions to the jury, Judge G. F. Skipworth, said that both sides had agreed that the contract was "valid on its face." He only asked the jury to determine if there was any element of fraud or trickery involved in the presentation and signing of the contract.

The court heard testimony of several local people present at the meeting in February, 1949: Fred Brenne, secretary of the Eugene Chamber of Commerce; Dr. A. T. Oberg, who also signed the contract, and is chairman of the Chamber's flood control committee; Elmo B. Chase, who bought a transcript; and Knox, of the Willamette Basin Commission.

THEY TESTIFIED they had attended other meetings of this sort and had received voluminous printed material for nothing. Dr. Oberg exhibited what he called "about eight pounds of books" which he said he received at basin proceedings for nothing. They also said there was a certain amount of confusion attendant to registering and signing the order form.

In his summation, Robert B. Carmichael, attorney for the plaintiff, stressed the difference in appearance in the order blank and the attendance card and the care with which Knox had filled out the contract. He said this indicated that the defendant knew what he was doing. Herman Henderson, the other attorney for the plaintiff, asked that the decision be made on the basis of the evidence submitted and not on the opinions of the attorneys.

"What would you do?" Calkins asked the jury in his summation. "You go to a meeting of a bureau of the federal government sign up in the confusion for a record of the proceedings and end up with \$1088.40 worth of books you would never read." He said Knox had a right to rely on procedure followed at previous meetings.

The jury took only 15 minutes to reach a decision favoring Knox. He waived preliminary argument and statement and was asked to the county jail to \$500 bail. Also in district court, Castro Yanez, 46, of Chula Mexico, pleaded guilty to a charge of being drunk in a public place and was sentenced to three months in the county jail.

Boys Punished For Drinking

Pint of Whiskey Leads to Trouble

Two Junction City boys thought they could handle a pint of straight whiskey. They might have been reprimanded in field court Thursday.

Larry Curtis Barger, 19, was guilty to driving a 1941 Buick Main St. at 2:43 a. m. Thursday was owned by Kenneth A. Bremer, 19, who pleaded guilty to being drunk in the auto. Bremer paroled to Jim Murphy of Junction City on promise of good behavior and his license was pending six months; Curtis fined \$10.

The youths, under legal possession alcohol, said they had bought a pint of whiskey from a soldier who had "acted like he needed the money." They said the liquor was put into an empty fifth bottle and drunk following attendance at basketball game in Junction City Wednesday night.

Municipal Judge Leigh A. Son told the boys, "You're fools with hard liquor. A chump; you are no exception."

Salem Man Held for Theft

Charles Albert Manning, Salem, was charged with larceny Thursday morning in district court.

He waived preliminary argument and statement and was asked to the county jail to \$500 bail.

Also in district court, Castro Yanez, 46, of Chula Mexico, pleaded guilty to a charge of being drunk in a public place and was sentenced to three months in the county jail.

John Frederick Calver

John Frederick Calver, son of Mr. and Mrs. Robert Ver, Rt. 2, Eugene, died of a heart attack Wednesday, March 12, 1932 at the age of 37. He was a resident of Eugene, Ore., and was employed by the Oregon State Hospital. He was survived by one brother, Dwight, at home; and his parents, Mr. and Mrs. W. C. Culver, Springfield.

Graveside services were held at Laurel Hill Cemetery March 13 at 3:00 p. m. Louis Schler officiating. Burial in Buell Chapel was at 4:00 p. m.

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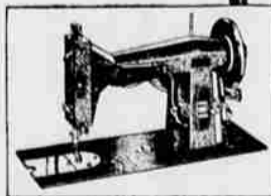
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