

Key Provisions Of Taft-Hartley Act Held Legal

Special Court Upholds Anti-Red Oaths And Finance Reports

Washington, April 13 (AP)—A special three-judge federal court ruled today that the Taft-Hartley labor act's requirement that union officers swear they are not communists is constitutional.

The court was unanimous in upholding validity of another key Taft-Hartley provision—that unions must file annual financial statements with the labor department.

The provisions apply only to those unions which want to make use of the national labor relations board's machinery. But unions which do not go to NLRB cannot get legal status as exclusive bargaining agents in a plant.

It was the second major court ruling on constitutionality of important provisions of the Taft-Hartley act. On March 13, U. S. District Judge Ben Moore ruled unconstitutional a section forbidding spending of union funds for political purposes. The NLRB has appealed Moore's ruling to the supreme court.

Court Speeds Decision
The three-judge court which ruled today is a tribunal which federal laws provided for in order to speed action on constitutional issues.

In effect, it takes cases at the district court level, but appeals from it go directly to the supreme court, by-passing U. S. circuit courts of appeals. This also can be done in some cases on regular U. S. district court decisions. It was done in the case of Moore's ruling.

Prettyman's dissent and the 2-1 split was only on the non-communist provision. He agreed the financial registration section is constitutional.

In today's ruling, Judge Wilbur K. Miller and Bolitha J. Laws upheld the non-communist and financial registration provisions. Judge E. Barrett Prettyman dissented.

Strengthens NLRB
Robert N. Denham, NLRB general counsel, said the decision "strengthens the hand of the country in dealing with the communists in labor." He told a reporter that "every effort should be made to expunge communists from the labor movement."

The case was brought by the CIO national maritime union. Many top labor union men have been critical of the provision. Some call it an "insult" for congress to demand that labor men make such a statement.

In New York, a spokesman for the union's attorney said the case will be taken to the supreme court—the only court which can give a final decision on the constitutionality of the provision.

NLRB Rules on Pension Plans

Washington, April 13 (AP)—The national labor relations board ruled today that employers must bargain with their employees on pension plans if the employees request it.

The 4-1 decision was the first on this subject in the board's 13-year history.

The four-man majority held that such plans come within the scope of the Taft-Hartley law which requires both employers and unions to bargain collectively "in respect to rates of pay, wages, hours of employment, or other conditions of employment."

The board held that the payment of benefits under pension plans falls within the meaning of "wages."

It said the terms of retirement—such as the age when pensions begin—would come within the category of "conditions of employment."

The ruling was made in a case involving the Inland Steel company. The board found the company guilty of refusing to bargain collectively.

It held the company had violated both the Taft-Hartley law and the Wagner act under which the case was originally filed in August, 1946.

The board issued a conditional order. It told the company to bargain with two locals of the CIO steelworkers concerning the pension and retirement policies if the union complies with the registration and non-communist oath requirements of the Taft-Hartley law within 30 days.

Stassen Has Birthday

South St. Paul, April 13 (AP)—Harold Stassen, the republican presidential aspirant, observed his 41st birthday here today waiting for results of the Nebraska primary.

Capital Journal

60th Year, No. 89

Entered as second class

Salem, Oregon, Tuesday, April 13, 1948

Price Five Cents

Forrestal Says Russia Building Biggest Airforce

Washington, April 13 (AP)—Russia is building the greatest air force in the world, Air Secretary Symington told the house armed services committee today. "They seem to want to reach a decision with us and they want to reach it in the air," he said.

Symington testified on draft legislation. A bill before the committee would authorize a draft to boost the armed forces to 1,944,000 men, about 559,500 more than they now have. The bill would provide for 70 air combat groups compared with 55 at present.

Greatest in World
"We know Russia is building 12 times as many planes as we are," Symington told the committee.

In response to questions from Representative Johnson (D., Texas), Symington said he considers the air force of 70 groups more important to national security than universal military training.

Johnson asked whether production control, such as allocation of steel, might be necessary to build up the air force to 70 groups. Symington said he does not think any controls would be necessary.

Symington said that plans for expanding the air force to 70 groups call for purchase of 2174 war planes by July 1, 1950. Of these, he added, 1312 would be purchased in the coming year.

Symington said the air force does not believe it would have to use the draft to get the men needed for 70 groups.

Draft Not Needed
"The primary reason we are for the draft," he said, "is that we once had to stop our (volunteer) recruiting because we had all the men for whom we had money."

The senate armed services committee meanwhile went behind closed doors to begin writing its own draft bill. It has had two weeks of open and private sessions with top military leaders.

Airplane Funds Get Quick OK

Washington, April 13 (AP)—A \$2,376,100,000 dip into next year's military funds for an emergency warplane and guided missile program won quick committee approval in congress today.

Designed as a go-ahead signal for the aviation industry to tool up for still greater output, the surprise money request was okayed in full by the house appropriations group.

The committee's locked-door hearings had been assumed to cover only the \$725,000,000 boost in aviation funds asked by President Truman last Thursday.

But the White House followed that with a second request, which remained secret until today. That was because the committee already was in session and the new message went directly to it instead of through normal congressional channels.

Aside from the timing, however, the bigger amount in today's bill represents no increase in the \$14,000,000,000 contemplated for military spending in the year beginning July 1 to back up this country's new stop-Russia policy.

Barring a new emergency, the air power funds simply will be deducted from the amount that would have been voted later.

Council to Open Bids on Interceptor Sewer May 10

At the meeting of May 10 the city council will open bids for the construction of the interceptor sewer that is an important part of the sewer reconstruction program.

A contract for the construction will not be let immediately after opening of the bids, but will await outcome of the vote on May 21 on the \$815,000 sewer bond authorization, of which \$215,000 is earmarked for the interceptor from Columbia to Union street.

Alternate bids will be received, one for an interceptor from the river to Union and the other for that part between the river and Columbia. If the bonds are approved the whole stretch will be built. If they are not approved construction will be confined from the river to Columbia, for which funds are now on hand.

75 Percent of Miners Return To Coal Pits

Washington, April 13 (AP)—Government restrictions on train service were lifted today as soft coal miners began returning to work after a month's strike.

Use of coal-burning freight and passenger train locomotives had been cut 25 percent to conserve dwindling fuel supplies. Another 25 percent reduction was due to go into effect Thursday midnight.

Thousands of miners went back to their jobs in response to word from John L. Lewis.

Some unionists declined to work until disposal of contempt of court charges against UMW Chief John L. Lewis. Others awaited the results of union local meetings scheduled today.

Many Pits Idle
Among the pits still idle were the H. C. Frick Coke company National 1 and 3 and the same firm's Robena mine, the U. S. Steel Corp. subsidiary. Jones & Laughlin Steel Corp. Captive pits, Vesta 4 and 5, also were idle.

Production crews were reported back in Bethlehem Steel Corp.'s Marianna, Cokeburg and Ellsworth pits in western Pennsylvania. Pittsburgh Consolidated Coal company, world's largest commercial producer, reported four of its district mines at work. However, this firm's 850-man Montour 10 at nearby Library was idle.

Anthracite Workers Back
The Western Pennsylvania Coal Operators association in Pittsburgh said an early survey showed 26 of about 40 deep and strip mines in its area were in production. These active mines normally employ about 10,000 men but were operating today with about 75 percent of personnel.

In eastern Pennsylvania more than 30,000 anthracite miners trooped back to the diggings, ending a sympathy walkout begun a week ago in support of the soft coal miners.

Sam Caddy of Lexington, Ky., president of UMW district 50, predicted many of that state's 52,000 miners might end their walkout today. About half of Alabama's 20,000 miners were working.

Most southern Illinois mines were reported in operation at 75 percent of normal.

Ask Standstill On Palestine
Lake Success, April 13 (AP)—The United States proposed today that the security council order a standstill on all political activities in Palestine.

This means in effect that the Jews would be directed to halt their plans to set up the newly-proclaimed Jewish government and the Arab League ordered to discontinue its reported plans to create a Palestine government.

The new U. S. proposal was submitted to Dr. Alfonso Lopez, of Colombia, this month's council president, in a private conference. It was one point in a projected truce plan.

The three main points of the U. S. plan were:

1. Cessation of all acts of violence immediately.

2. Creation of a truce commission to go to Palestine and report on compliance with the cease-fire order.

3. A standstill on all political and military actions.

Lopez spent the morning conferring with Austin and other council delegates, either individually or in groups, and getting their views on the proposed truce.



Dying Liberty Party leader—Jorge Eliecer Gaitan, Colombia's liberal party leader whose slaying sparked the violence in Bogota, Colombia, April 9, lies dying in the Central Clinic. Others unidentified. (AP WIREPHOTO).

Plane Crash Hearing Stalled by Russians

Berlin, April 13 (AP)—A joint British-Soviet inquiry into the Berlin air crash April 5 broke down today when the two powers were unable to agree on whether to hear American and German witnesses.

Gen. I. A. Alexandrov of the Russian air force refused to hear any German, contending that he would be unreliable. He also declined to listen to any American testimony.

The investigation of the collision of a British transport and Russian fighter, in which all 15 aboard the planes were killed, fell apart in its preliminary phase during the third session on procedure.

Alexandrov maintained that American testimony would be "improper," because the investigation was on a two-country basis and word from other nations would be unacceptable.

Air Commodore R. N. Waite, chief of the British inquiry staff, replied to Alexandrov's objections.

"We intend to hear all witnesses, Germans and Americans are both available with evidence. In view of the loss of American lives (two Americans were killed) I consider we should hear American witnesses. And I do not regard German witnesses as unreliable just because they are German."

The session broke up with Waite maintaining the British would take part only if American and German witnesses were called, and Alexandrov standing firm. He said he would have no part of the inquiry under those conditions.

Emergency Food Being Shipped

Washington, April 13 (AP)—Paul G. Hoffman, administrator for economic co-operation, announced today that the first emergency shipment of food for Europe under a \$21,000,000 "urgent" program is being loaded at Galveston, Tex.

The cargo is 9,000 long tons of wheat. It is the first shipment of 45,000 tons to be sent to France during the next ten days. It is being loaded aboard the Luckenbach Lines vessel John S. Quick.

This is the first loading of foodstuffs in the \$21,000,000 program authorized by Hoffman last Friday for Austria, Greece, France, Italy and The Netherlands.

The need of these countries is described as "urgent." Hoffman's office disclosed that tomorrow the vessel Hawkins Sudske will be loaded at Galveston. The Frank Adair Monroe will be loaded at the same port April 17.

A 9,000-ton cargo will be put aboard the Richard Hopkins at Houston on April 19. On April 22 at the same port the Adair Bagley Daniels will be filled with wheat for France.

Labor to Stage Statehood Party

Juneau, Alaska, April 13 (AP)—AFL unions were to stage a one-hour work stoppage here today, but not because they are mad at anyone.

It's to permit members to attend a "statehood tea party" to call national attention to the territory's bid for statehood.

A special flag with 50 stars (one for Alaska and one for Hawaii) will be raised over the governor's mansion by Acting Gov. Lew Williams.

Reds in Italy Losing Ground

Rome, April 13 (AP)—There are increasing signs in Italy today that the communists are losing ground in the April 18 election campaign, and that the opposition is cashing in.

For one thing, the communists have quit talking about arms and insurrection if the parliamentary elections don't go their way.

And Communist Chief Palmiro Togliatti has taken a different tack on the Marshall European aid plan. Up until now, the communists have contended aid from America was meant only to enslave the Italians.

Last night at Parma, in Italy's leftist north, Togliatti said: "The communist party does not purely and simply reject American aid, but asks that it does not compromise our independence."

A one-hour nationwide strike yesterday—called by the communist-dominated Italian Labor Confederation—was pretty much of a fizzle.

There was only one report of violence in yesterday's campaigning, and that was against the communists. Somebody threw a bomb into a communist-led popular front meeting at Lizzanelli in southern Italy. A man was killed and 21 persons were wounded.

As communist strength appeared to be waning, the Christian democrats put on an even more vigorous drive.

The poster men were busy in Rome today. They were using long ladders to put campaign posters up high—to be sure they stayed up at least a day before somebody tore them down.

Local Boommen to Strike Wednesday

At the Oregon Pulp & Paper company lumber division offices it was said the boommen here were not expected to strike before midnight Wednesday. Operations of the OP&P at Winona and on Court street are involved, but the Miller street operation is an AFL affiliation and not affected by the strike.

The Hawley company operation at Winona is involved. A total of about 25 men in Salem will be in the strike.

Crashed Plane Found On Mt. Hood, Pilot Rescued

Timberline Lodge, Ore., April 13 (AP)—A ski searching party today rescued an army pilot who survived a crash on 11,245-foot Mt. Hood and wandered in a dazed condition over the peak's icy slopes.

Sighted from the air on an exposed slope, the pilot, Lt. Edward K. Kahoun of McChord Field, Wash., was picked up shortly after noon by a rescue party that had been guided to the scene by the searching planes.

He was put aboard a forest service snow tractor, which began a journey around the southeast side of the highest Oregon mountain. Radio reports from the scene said the rescue party would go to the nearest road—the Wapinitla cutoff highway on the south side of the mountain.

The report said Kahoun was suffering from a night of exposure, but was "in pretty good condition." An ambulance was dispatched from Sandy, Ore., on the shoulders of the mountain, to meet the snow tractor at the road.

Kahoun had been on the mountain approximately 20 hours from the time his small liaison plane crashed shortly before nightfall yesterday.

Pan American Conference to Stay in Bogota

Marshall Blames International Communists for Revolt

(By the Associated Press)
The Pan American conference of 21 nations may resume tomorrow in Bogota. The state department in Washington received a combined press and radio dispatch from the riot-scarred Colombian capital saying the sessions probably will be reopened then.

Conference delegates were expected to vote today to stay in Bogota, despite the week-end revolt which killed 300 persons and devastated much of the city.

U. S. Secretary of State George C. Marshall, heading the American delegation, blamed international communism for the revolt. He told newsmen and delegates last night it followed a pattern similar to outbreaks which provoked trouble in France and pre-election violence in Italy.

Chile Sees Master Plan
The trouble flared suddenly Friday with the assassination of a liberal party leader. Colombia's coalition government, still under conservative President Mariano Ospina Perez, has broken relations with the Soviet Union. Two Russians, described as communist agents, are in custody.

Chile's government said today the Colombian uprising was part of a communist master plan which called for similar outbreaks in Chile and Bolivia. President Gabriel Gonzalez Videla summoned army and police officials to plan defense measures against a purported communist May Day plot in Chile.

Rep. Donald L. Jackson (R., Calif.), a member of the U. S. delegation, told newsmen last night he was returning to Washington today to report to congress on the revolution.

Plot to Get Marshall
(In San Francisco, Antonio J. Gaitan, brother of Jorge Eliecer Gaitan, liberal leader, whose slaying Friday touched off the revolt, said the assassination was the opening move in a plot intended to "reach" Secretary of State Marshall.

(Communists in Panama City circulated flyers last night saying that Marshall had fled Bogota and taken refuge in Panama. This was an obvious falsehood.)

Bogota still is paralyzed. Banks and stores are closed. There is no transportation and some places are without lights. There still are a number of rebel snipers loose. Widespread shooting broke out again yesterday in the charred capital.

The city's 400,000 population faces a serious health problem. Hospitals crowded with wounded have sent out appeals for serum. Corpses still litter the streets.

Crowds in Spokane For Freedom Train
Spokane, April 13 (AP)—Spectators standing four abreast in a line eight blocks long were waiting at 8 a.m. today to see the Freedom Train.

First in line was James Nevin, wearing a Boy Scout uniform. Yesterday civic organizations sponsoring the train's appearance here still were \$700 short of the \$8,000 needed to pay expenses. The Spokane Elks lodge, which headed the fund raising drive, said the shortage would be made up by the lodge if necessary.

Plans Approved for Office Structure Contract Let May 14

The plans, drawn by the architectural firm of Whitehouse, Church, Newberry and Roehr of Portland, were presented to the board by Earl P. Newberry, one of the firm's members. This firm served as advisory architects on the state capitol and library buildings.

The new five-story structure will be 223 by 152 feet and will face on East Summer street, just across the sunken gardens from the library building. It has been designed to conform to the architectural lines of the capitol group buildings.

Interior Plain Design
The interior will be plain in design with many of the rooms large to accommodate departments having large numbers of employees. The exterior will be of concrete construction lined with marble.

To prevent the building from overshadowing the state capitol the architects have set back the fifth floor 20 feet on the front and sides.

Newberry predicted that the successful contractor could begin work on the new building two weeks after the contract had been let. It is estimated that it will take a year and a half to complete the structure.

One Contract Planned
The only discussion by board members revolved on the question of calling for separate bids on electrical, plumbing and ventilation bids. Governor Hall declared that he felt it would avoid confusion if the contract was given to one contractor who in turn could sub-let work. In this way the governor said, the state would not have to deal with four or five different contractors. It was decided to call for one overall bid.

(Concluded on Page 11, Column 3)

Call for Bids For \$2,000,000 State Building

Plans Approved for Office Structure Contract Let May 14

The \$2,000,000 state office building was approved by the board of control Tuesday and the project thrown open to bids with May 14 set as the date when bids will be opened.

The plans, drawn by the architectural firm of Whitehouse, Church, Newberry and Roehr of Portland, were presented to the board by Earl P. Newberry, one of the firm's members. This firm served as advisory architects on the state capitol and library buildings.

The new five-story structure will be 223 by 152 feet and will face on East Summer street, just across the sunken gardens from the library building. It has been designed to conform to the architectural lines of the capitol group buildings.

Interior Plain Design
The interior will be plain in design with many of the rooms large to accommodate departments having large numbers of employees. The exterior will be of concrete construction lined with marble.

To prevent the building from overshadowing the state capitol the architects have set back the fifth floor 20 feet on the front and sides.

Newberry predicted that the successful contractor could begin work on the new building two weeks after the contract had been let. It is estimated that it will take a year and a half to complete the structure.

One Contract Planned
The only discussion by board members revolved on the question of calling for separate bids on electrical, plumbing and ventilation bids. Governor Hall declared that he felt it would avoid confusion if the contract was given to one contractor who in turn could sub-let work. In this way the governor said, the state would not have to deal with four or five different contractors. It was decided to call for one overall bid.

(Concluded on Page 11, Column 3)

Funds Asked for New Power Line

Washington, April 13 (AP)—Power lines running into southwest Oregon are so overloaded that new lines must be built, a congressional committee was told today.

Representative Ellsworth (R., Ore.) urged the house interior appropriations subcommittee to provide \$2,379,000 in money and \$893,000 in contract authority for the additional lines.

He said that in the peak period of 1947 a total of 49,000 kilowatts was taken from the Bonneville power administration lines to augment public and private power facilities in the lower and upper Willamette valley and southwestern Oregon.

"The best evidence available indicates that this supplemental supply of 49,000 kilowatts will grow to 76,000 kilowatts within the next two years and to 265,000 kilowatts by 1954," Ellsworth testified.

Ellsworth said the money he asked would take care of the Salem-Albany-Cottage Grove-Drain lines and the Detroit substitution.

"The southwestern section of the state of Oregon," Ellsworth said, "is the most rapidly expanding section of the entire Pacific northwest."

Pvt. John Grunden May Lose an Arm

Westover Air Force Base, Mass., April 13 (AP)—A Portland, Ore., soldier, and formerly of Salem, shot by a Russian sentry in Vienna, may lose an arm as the result of the incident, physicians at the Westover Station hospital said today.

The soldier, Pvt. John Grunden, arrived here from Europe last Saturday. He was to be transferred to the Walter Reed hospital in Washington, DC, today.

Grunden said he was shot in the shoulder by a Russian sentry during a street scuffle a month ago.

Henry Wallace's Mother Dies
Des Moines, Ia., April 13 (AP)—Henry A. Wallace, third party presidential candidate, said today that funeral services for his mother, Mrs. May Wallace, would be private. Mrs. Wallace died last night of bronchial pneumonia. She was 80. The date for the funeral had not been set.