

THE WEATHER

MOSTLY CLOUDY with occasional light rain tonight and Wednesday. Continued low tonight, 33; high Wednesday, 50.

Capital Journal

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4 SECTIONS

(32 Pages)

Found Guilty Of Murder in 2nd Degree

Dr. Sheppard Spared From Electric Chair; Given Life Sentence

CLEVELAND (AP) — Dr. Samuel Sheppard Tuesday was convicted of second degree murder.

The 30-year-old osteopath was convicted of a charge of second degree murder in the July 4 bludgeoning slaying of his pregnant wife, Marilyn, 31. The conviction carries a penalty of life imprisonment with parole eligibility after 10 years.

The jury of seven men and five women began deliberations at 10:13 a.m. EST, Friday. They finished at 4:15 p.m. Tuesday—102 hours later.

Foreman James C. Bird announced the verdict at 4:38 p.m. Judge Edward Blythin looked at four ballots which Bird gave the jury, then read the fifth one which said:

"We find the defendant not guilty of first degree murder, but we do find him guilty of second degree murder."

A buzzer signal indicated the jury was starting its return to the courtroom.

There was some delay in bringing the jury and Dr. Sheppard together in the courtroom while a search was made for defense attorney William J. Corrigan.

Corrigan arrived in the courtroom at 4:29 p.m., a moment after the defendant.

Dr. Samuel H. Sheppard, the accused man, was charged with first degree murder in the bludgeoning death of his wife, Marilyn, 31, last July 4. He told the jury during the nine-week trial that he was asleep when a mysterious prowler attacked his wife. He said the killer knocked him unconscious when he ran to the bedroom where the murder took place.

Carson, George State Senators

PORTLAND (AP) — Joseph K. Carson and Harry George were named state senators from Multnomah County Tuesday.

They replace Richard L. Neuberger, elected U. S. senator, and Jack Bain, elected county commissioner. Both are Democrats as required by law since the offices were held by Democrats, and both are Portland attorneys. They were named by the Multnomah County commissioners.

Carson was the unsuccessful Democratic candidate for governor in last month's election. He is a former Portland mayor and former member of the U. S. Maritime Commission.

George, 54, has practiced here since 1930. He received a degree in agriculture from Washington State College and coached high school football here for a time in the early '20s. For four years before World War II he was on the staff of the National Labor Relations Board and in recent years he has represented a number of CIO organizations in accident and unemployment compensation cases.

Injury Fatal To Leo Lepley

Leo Lepley, 1311 Saginaw street, who was injured Saturday afternoon in a fall from a stool while cleaning light fixtures in the kitchen at his home, died late Monday night at a local hospital.

Lepley, a paper maker at Oregon Pulp and Paper company for about 20 years, suffered a neck fracture in the fall and his spinal column was severed. He was almost completely paralyzed.

Born December 11, 1899, at Garrison, Iowa, Lepley had been a Salem resident since 1921, coming here from Wisconsin.

Surviving are his wife, Agnes Lepley of Salem; three brothers, Henry Lepley of Coos Bay, Bert Lepley of San Luis Obispo, Calif., and Claude Lepley of Minneapolis; and a stepson, Wilmer Johnson of Lebanon.

Funeral services will be held at the Virgil T. Golden company chapel Thursday afternoon at 2 o'clock.

Use Christmas Tree To Loot Wear Shop

LOS ANGELES (AP) — Two men, each carrying a Christmas tree, knocked on the door of Jessie Alsop's children's wear shop before she had opened up yesterday. She unlocked the door and they asked if they could leave the trees inside while they shopped.

Mrs. Alsop ushered them in. They produced revolvers, robbed her of \$163 and then fled, leaving the trees behind.

Britain Signs Treaty with West Europe

Joins Schuman Plan To Pool Coal and Steel Industries

LONDON (UP) — Britain signed a treaty today linking it with the European coal and steel community—the former "Schuman Plan"—which is the first European federal institution with wide economic and political powers.

Britain is traditionally wary about shackling itself to any form of European federation but the attitude has softened with the coming of the atomic age. Last summer Foreign Secretary Anthony Eden committed British troops to continental defense for the first time.

The treaty was signed for Britain by Duncan Sandys, now minister of housing. But as the former minister of supply he was largely responsible for steering Britain into close association but not full membership with the community.

Jean Monnet of France, director of community "High Authority," signed for the organization, followed by the ambassadors of Germany, Italy, Holland, Belgium and Luxembourg whose governments are full members.

(Continued on Page 5 Column 7)

Demos to Keep Hands Off Joe

WASHINGTON (AP) — Two Democrats said today they expect their party colleagues to keep hands off any Republican move to oust Sen. McCarthy (R., Wis.), as a member of the Senate Investigations subcommittee.

Sen-elect Clifford Case (R., N. J.) has announced he will attempt to keep McCarthy off the inquiry group McCarthy headed in the GOP-controlled 83rd Congress. Case has said he will demand a roll call on the question when Congress meets next month.

Senators Monroney (D., Okla.) and Sparkman (D., Ala.) said in separate interviews they regard McCarthy's committee assignments as "strictly a Republican problem." They forecast that Democrats will support an recommendations of the conference of all Republican senators makes.

Monroney, one of the severe Senate critics of McCarthy's controversial investigative methods, said that whether McCarthy remains a member of the inquiry group "is not the business of the opposition party."

Cold Weather Greets Winter

Frigid temperatures of the past few days may have told you already winter is here, but winter does not arrive officially until 12:24 a.m. Wednesday, says the weather bureau. At that time, officials say, the sun will be as far south as it is going to go, winter will be on and then we can start looking forward to spring.

Despite the cold, and the cloudy skies, prospects of a white Christmas are dim. The five-day forecast says nothing about snow. Temperatures are due to be slightly above normal, rainfall a bit below normal.

Temperatures "warmed up" considerably over Monday. The minimum in Salem Tuesday morning was one above freezing, 33, six degrees higher than for the Monday minimum.

Friday No State Holiday Says Gov. Patterson

By JAMES D. OLSON

Friday will not be a legal holiday, Governor Paul L. Patterson announced Tuesday at the weekly board of control meeting.

The governor said that if a legal holiday was declared, institutional help required to work on to keep the institutions in operation such a day would be entitled to overtime and the cost to the state would be approximately \$37,000.

He also pointed out that prior to last January the state civil service commission selected the holidays for 1954 and sent the list to the institutions with the suggestion if any changes were desired the board should be so notified. The list did not include December 24th. No suggestions for changes were made.

"There is no provision in the law to allow state employees off on Friday except through the power of the governor to declare

CHILLY HEROINE



MIAMI, Dec. 21—Seventeen-year-old Mona Paulsen, who dove into the Miami River yesterday to save the life of Charles Pusey, 52, wraps herself in a blanket at her home after her experience and tries to get warm again. Detective Neal Coston said Pusey, suffering from a nervous condition, evaded a friend to plunge into the river and Miss Paulsen, an excellent swimmer, dove after him and brought him to shore. (AP Wire-photo)

Ike Seeks GOP Control By Middle Roaders

WASHINGTON (AP) — President Eisenhower is taking steps to secure Republican Party control in the hands of leaders he considers "progressive moderates."

One step in that direction came Monday night at a White House

stag dinner to which the President invited many of the men who helped him win the nomination in 1952 and played a major role in his successful campaign.

Talk at the dinner reportedly did not deal with the big question—whether Eisenhower will seek a second term. But the guests included men like Leonard W. Hall, chairman of the Republican National Committee, who have voiced confidence publicly that the President will run again.

Others who were present are known to be convinced that Eisenhower, who has declined to discuss his 1956 plans publicly, will bid for another term.

Emphasis at the dinner, however, was understood to have been almost entirely on Eisenhower's determination to build and maintain a Republican Party led by "progressive moderates."

The President talked of that type of leadership at a news conference Dec. 8. At that time he said that if any Republicans wanted to split off and form a third party, "that will have to be their business."

At his news conference, Eisenhower said, "I do know that so far as I can determine, the great mass of the people of the United States want what I could call a group of progressive moderates handling their business. And that is exactly what I am working for." (Continued on Page 5 Column 5)

Ike Plans to Raise Cattle

WASHINGTON (AP) — President Eisenhower motored Tuesday to an agriculture experimental station near Front Royal, Va., to pick up some firsthand tips on cattle breeding against the day when he may be just farmer Eisenhower.

Accompanied by Secretary of Agriculture Benson, the President left the White House for the 72-mile drive in brisk sunny weather to the breeding station run jointly by the Agriculture Department, Virginia and Virginia Polytechnic Institute.

The President is starting a beef herd on the Pennsylvania farm he has acquired near Gettysburg.

The White House announced Monday that Eisenhower will not hold news conference this week. He plans to fly to Augusta, Ga., on Thursday to spend the holidays.

Weather Details

Maximum yesterday, 48; minimum 33. Total 24-hour precipitation, 0.40 inch. 24-hour normal, 4.58. Season precipitation, 12.37; normal, 18.54. Snow height, 1 of a 3000 ft. level. (U.S. Weather Bureau)

Democrats Claim 48 Votes To Organize

Long Illness of Sen. Kennedy Not to Affect Result

WASHINGTON (AP) — The expected absence of Sen. Kennedy (D-Mass.) apparently will not affect Democratic plans to take over control of the Senate in January.

Kennedy was discharged from a New York hospital Tuesday after a recent spinal operation and taken by ambulance to LaGuardia Field for a flight to Palm Beach, Fla.

The hospital said in a statement that "it will be several months before he can return to his duties in Washington."

Thus the Democrats will have to organize the Senate without Kennedy's vote, since no proxy ballots can be cast. If they have all of their other members on hand, the Democrats will have 47 votes plus that of Sen. Morse (Ind-Ore) which has been promised to them.

Thus they would be able to field 48 votes against 47 by the Republicans.

(Continued on Page 5 Column 8)

Conviction For Cruelty Upheld

AUGUSTA, Ga. (AP) — Brig. Gen. Francis Howard, Camp Gordon commander, has upheld the court martial conviction of a second lieutenant accused of cruelty to trainees.

The case of 2nd Lt. Charles C. Anderson, of St. Louis, Mo., goes now to Washington where it will be subject to review by higher authority.

Anderson was convicted Nov. 19 on three of four counts and was sentenced to dismissal from the Army and forfeiture of all allowances. Since the trial, he has been on some undisclosed "useful" duty.

The 24-year-old veteran of combat in Korea was accused of mistreating trainees. Among other things, he was charged with hanging one private from a tree limb by his ankles, of forcing two trainees to take sand baths and of ordering the same two to climb a tree while clad only in undershorts and socks and shout obscene phrases.

Survivors' Pay To Be Revised

WASHINGTON (AP) — A House committee said today there should be changes in the law which, in thousands of cases, provides a serviceman's survivors bigger benefit payments than the man earned while alive.

In other cases, the group said in a formal report, survivors receive benefits "inadequate to meet their basic minimum needs."

The committee is a special House group headed by Rep. Bates, (R., Mass.) It was created to study survivor benefits of armed forces personnel.

It urged further study aimed at simplifying the law, noting that the government now maintains five distinct survivor benefit programs, with survivors being required to deal with five agencies.

The committee said there are approximately 465,000 cases on the various death compensation rolls, with a normal peacetime addition of 7,000 cases annually and an annual cost of 365 million dollars.

Luciano Loses Naples Appeal

ROME (AP) — Charles (Lucky) Luciano, who says he'd even go to Russia if people would just let him alone, Tuesday lost an appeal against a police crackdown keeping him off Naples' streets from dusk to dawn.

Carabinieri Chief Giovanni Carcaterra said a decision of a Naples admonition board a month ago limiting the deported New York vice lord's activities had "been confirmed."

After a 10-minute session with an Interior Ministry commission, Luciano declared:

"I don't want to stay in this country any more. I don't feel like an Italian. I want to go somewhere where I'd be left in peace—even in Soviet Russia if they want me. I don't care about politics or anything else. I just want peace."

Luciano said gloomily he didn't have a chance to say anything to the board.

Luciano was deported to his native Italy in 1946, following his release from prison in New York State.

Violent Quake Jars Eureka And Northern California

French Debate German Army In Assembly

PARIS — France's great debate on approval or rejection of German rearmament continued in the National Assembly today with a review of reports from the final six of the chamber's 11 committees.

After the last of the committee reports—five were submitted last night—the floor was to be thrown open to general debate. There was a chance, however, that a test vote might be posed on the Defense Committee's recommendation to postpone the debate.

Should such a motion be forthcoming, it was expected to go down to defeat in the face of Premier Pierre Mendes-France's demand for Assembly action before Christmas on the Paris treaties to enroll 500,000 West Germans as uniformed soldiers of the North Atlantic Alliance.

Similarly it was expected that the Assembly would vote finally, probably on Thursday, to ratify the four treaties. Political sources said some of Mendes-France's chief enemies want the Premier to be held responsible in the future for German rearmament, which those factions believe will prove a political liability.

(Continued on Page 5 Column 6)

Smuggler Used Black Girdle

NEW YORK (AP) — An attempt to smuggle into the United States \$10,000 worth of Swiss watch parts—some of them hidden in a black girdle—has been foiled by U. S. customs officials.

Arrested on charges of conspiracy to smuggle were Mrs. Elizabeth Schmida, 44, of Munich, Germany, the purported girdle wearer, and Abraham Sontag, 34, of New York City, customs officials said Monday.

The watch movements, totaling 952 of which 167 were reported to have been in the girdle, were discovered last Tuesday when a customs inspector checked Mrs. Schmida's luggage as she arrived aboard the Cunard liner Queen Elizabeth.

She was taken into custody and temporarily released, officials said, in order to allow her contact man to approach her. Subsequently, Sontag was nabbed on Sunday.

Customs officials said it was the first important seizure of watch parts since the United States imposed a double tariff on them three months ago.

Fear Invasion By 2 Utilities

WASHINGTON (AP) — A Chattanooga city power official testified Tuesday that the disputed Dixon-Yates power contract would permit two utilities to "invade" the Tennessee Valley public power area from two directions.

States Rights Finley, general superintendent of the Chattanooga Electric Power Board, asked the Securities Exchange Commission to deny permission for the Dixon-Yates utility group to build a new 107 million dollar plant at West Memphis, Ark.

Finley said the contract would violate laws against an excessive consolidation of utility holding companies.

Processing Charge on Colored Films Cut Out

WASHINGTON (AP) — Atty. Gen. Brownell announced Tuesday that Eastman Kodak Co. has agreed to sell its amateur color film without including a processing charge.

The agreement settled an anti-trust proceeding that the Justice Department had brought against the company. A consent judgment was filed in U.S. District Court at Buffalo, N.Y. It becomes effective in 90 days.

Heretofore, Eastman has included a processing charge in the selling price of its amateur film. Under this arrangement, the buyer, once he has taken pictures, sends the exposed film to Eastman and it is finished without further charge.

The Justice Department contended this prevented other photo finishers from competing with Eastman on the processing and was an illegal restraint on trade.

The department said that the judgment entered at Buffalo also

Britain Tells Reds to Scrap 1952 Treaty

LONDON (AP) — Britain Tuesday rejected the Kremlin's warning that Soviet Russia will scrap their 1952 treaty of alliance if this country ratifies the Paris agreements to free and rearm Western Germany.

"Her majesty's government would much regret it if the Anglo-Soviet treaty of 1952, to which they have always attached importance, were to be canceled or annulled by the Soviet government," a Foreign Office statement said.

"At the same time, they deplore both the manner and the context in which that government now threatens such annulment."

"They cannot accept the argument used in the Soviet note."

Tito Calls for Coexistence

NEW DELHI India (AP) — President Tito called Tuesday for "Active coexistence" based on an agreed settlement of the world's outstanding problems.

The Yugoslav President spoke before a joint meeting of members of the Indian Parliament.

Calling the formation of blocs along military and ideological lines "the gravest peril for peace in the world," Tito said:

"In contradistinction to the policy of blocs and division of the world along ideological lines, we for our part see a real possibility in the coexistence of nations and states with differing systems."

"What I have in mind is not a sort of passive coexistence, but an active cooperation and a peaceful and agreed settlement of different problems, as well as the removal of all elements liable to impede broad cooperation between states."

"Such coexistence is moreover not only a practical possibility, but an essential if we are to avert a new world war, with all its ghastly consequences."

Big 3 Rejects Note on Austria

VIENNA, Austria (AP) — The three Western powers Tuesday rejected a Soviet resolution presented at a special meeting of the Allied Control Council which would have put the body on record as declaring the U.S. troops "represented a violation of the existing control agreement on Austria."

U.S. High Commissioner Llewellyn Thompson Jr. denied the charge. He said only a small American communication force was stationed in the French zone to "maintain communications from Italian ports to U.S. forces in Austria."

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STOLE HIS SANTA

LOS ANGELES (AP) — Police searched for a Santa Claus here today.

George Fisher reported thieves stole a nearly life-size figure of the jolly old saint from his lawn when he wasn't looking.

Klamath Falls, San Francisco Also Shaken

EUREKA, Calif. (AP) — A smashing earthquake—the worst in 25 years—jolted Northern California and Southern Oregon at 11:55 a.m. PST Tuesday.

It appeared to have struck heaviest in the vicinity of Eureka, a seacoast city of 25,000 about 225 airline miles north of San Francisco. There was much damage here but apparently no loss of life.

Chimneys toppled, windows were smashed, telephone service was impaired and bricks and concrete blocks from jolted buildings fell into the streets.

There was no report, 20 minutes after the shocking jolt, of fatalities. Eureka fire sirens howled but apparently no serious blaze developed.

Most of the buildings in Eureka, a town of 25,000 on the coast, are of wood construction, and these appeared generally to have escaped serious structural damage.

The heavy shock was felt in Klamath Falls, Ore., and as far south as San Francisco. It was strong at Red Bluff, where it had an east-west swaying motion. There was no damage there.

The quake was so violent it threw the indicator off the visible seismograph at University of California, in Berkeley, 275 miles south of Eureka. That meant a Richter magnitude of 4 or better. By comparison the great San Francisco quake of 1906, registered 8.25.

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Medford Feels Minute Quake

MEDFORD (UP)—Residents of this southern Oregon town reported a light "rumbling" quake shortly before noon today that lasted for a full minute.

The quake was reported at 11:56 a.m. The Medford Mail Tribune reported it was flooded with phone calls from residents who had felt the tremor. Light fixtures in the newspaper building swung to and fro, and people standing on the top floor of the courthouse felt a sudden loss of balance.

State police said the quake was also reported in Coos Bay. Its center was believed to be in the Eureka area in northern California.

In Portland, amateur seismologist Bill Geitz said he had received telephone reports of damage at Eureka. He said his seismograph was still registering the tremor at 12:20 p.m.

No Damage in South Oregon

KLAMATH FALLS (AP) — An earth shock was felt over a hundred-mile radius of the Klamath Basin of Southern Oregon and Northern California just before noon Tuesday.

There were no early reports of damage in this area but people reported lights swinging, dishes rattling and window shades shaken.

The reports of strongly noticeable shock came from as far as 70 miles north of here. Medford reported a rumble but no damage.

Morrison-Knudson Gets Mt. Hood Work

PORTLAND (AP) — The Morrison-Knudsen Co., Inc., Seattle, has been awarded a \$326,643 contract for road projects in the Mt. Hood National Forest. The Bureau of Public Roads said Tuesday.

The work includes grading 2.9 miles of road, surfacing 9.2 miles, and constructing a 150-foot reinforced concrete bridge.

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