

Jury awards Butts \$3,060,000 in damages

Action urged to end flight of dollars

WASHINGTON (UPI)—Treasury Secretary Douglas Dillon told Congress today there is a "compelling need" for a swift action to stem the flow of U.S. dollars abroad.

Dillon asked "early enactment" of President Kennedy's proposal for an "equalization tax" on foreign securities sold in U.S. markets. His request was made at a House Ways Means Committee hearing.

"We cannot afford to prolong or delay in the idle hope that other, easier solutions can be found, or that our immediate problems will simply fade away," he declared.

The cabinet official told the committee that the balance of payments deficit during the first six months of this year climbed to an annual rate of "well over \$4 billion" but preliminary figures for July had indicated some improvement. The Treasury department had earlier put the annual rate, as based on the first six months, at \$3.2 billion.

The record deficit of \$3.9 billion was set in 1960. Dillon said the proposed temporary tax would not hurt domestic economic growth, but would—along with other monetary measures—help reverse a mounting payments deficit.

The Treasury official was the first witness at the hearings, which are expected to last two days, on President Kennedy's proposal for a tax ranging from 2.75 to 15 per cent on stocks, bonds and other securities sold by foreigners to U. S. investors.

The tax is limited to long-term securities of over three years maturity and to issues from industrially developed countries only. It would be effective through 1965. "This tax will be effective and fair," Dillon asserted. "There are no acceptable alternatives for promptly limiting the outflow of dollars into foreign securities . . . the time for action is now."

Restoration of defense cuts sought

WASHINGTON (UPI)—Deputy Defense Secretary Roswell L. Gilpatrick told the Senate Appropriations Committee today the nuclear test ban treaty was "but a small first step" and no excuse for relaxing the U. S. defense effort.

Appealing for partial restoration of House cuts in the huge defense appropriation bill, Gilpatrick said the treaty made no change in the military threat facing America and warned that new tension, perhaps conflict, may stretch ahead in Asia.

He said failure to restore \$437,191,000 deleted by the House would "make it impossible to carry out the required defense program." That was his and Defense Secretary Robert S. McNamara's "considered judgment."

As passed by the House, the defense money bill carried \$47.1 billion for military personnel, operations, procurement and research in the year ending next June 30. That was \$1.9 billion less than President Kennedy originally proposed.

Gilpatrick made it clear the Pentagon was reconciled to a cut of almost \$1.5 billion. But he said restoration of the remainder—\$437,191,000—was urgent for certain missiles, reconnaissance aircraft, other equipment, communications satellites, training exercises including flying an entire division overseas, and a secret project that should suffer "no cuts whatsoever."

Fish departments close Columbia

PORTLAND (UPI)—The Oregon Fish Commission and the Washington Department of Fisheries voted here Monday to close the July-August commercial fishing season on the Columbia River by one day early.

The groups decided to shut down the gillnetting season at noon Saturday rather than Sunday to permit a bigger escapement of fall chinook salmon for greater utilization of spawning areas. The action came over protests of gillnetters and salmon packers who argued that a substantial part of their catch has been made on the final day of the season. The season began July 29.

WEATHER
High yesterday, 67 degrees. Low last night, 34 degrees. Sunset today, 8:02. Sunrise tomorrow, 6:15. PDT. Fair tonight. Wednesday in Central Oregon except some afternoon clouds. Highs, 70-75; lows 34-42.

Fear held for one

Drilling continuing in mine rescue

By Russ Green
UPI Staff Writer
HAZLETON, Pa. (UPI)—Mining experts plunged the business end of a 60-ton rotary drill into earth and solid rock today in an attempt to rescue three men trapped 331 feet below the surface last Tuesday by a mine cave-in.

For two of the men, David Fellin, 58, and Henry Throne, 28, it appeared to be a matter of keeping them comfortable until they could be dug out. For the third,

Louis Bova, 42, there was apprehension and concern.

There has been no contact with Bova since 9 a.m. Monday when Fellin and Throne last heard his voice across a debris-cluttered mine slope from the separate chamber in which he was imprisoned 15 feet from them.

At that time Bova was rejoicing with his two trapped colleagues because rescue workers had broken a six-inch-wide hole through from the surface to make contact with them.

Through the tiny hole, rescue workers crammed food and liquids, warm clothing and simple tools, medicines, flashlights, and cigars—all the things necessary to keep the men alive and reasonably comfortable.

None of these supplies reached Bova, who lay with a hip injury, separated from his companions by a pile of rubble.

All day Monday, workers drilled steadily into the earth, aiming for the spot where Bova was believed to be isolated. Hope mount-

ed as the drill passed the 300-foot mark. But it soon turned to disappointment as the drill went lower—past the 331-foot level where the chamber should have been.

The drill had missed its mark. "It is quite apparent the No. 2 hole wandered in the top rock of the vein," a dejected deputy state secretary of mines, Gordon Smith, announced. "We will move 10 feet back and start over again. A tough break."

Officials refused, however, to

Other two seem okay

give up hope of finding Bova alive.

Dr. H. Beecher Charnbury state secretary of mines said, "If we assumed him dead, we would not be drilling a third hole." While workers on the surface frantically shifted hulking machinery about in their desperate rescue attempts, the two men definitely located apparently were accepting their ordeal stoically and with a grim and courageous humor.

THE BULLETIN

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Reds overrun S. Viet Nam 'showplace'

SAIGON, South Viet Nam (UPI)—Communist guerrillas have overrun and destroyed most of a showplace strategic hamlet once visited by Secretary of Defense Robert McNamara, it was disclosed today.

The hamlet is Ben Tuong, about 30 miles north of Saigon. It was one of four original hamlets of what is now a widespread chain designed to concentrate the population in strongpoints to protect them against the red rebels.

Located among the Communist-infested rubber plantations in Binh Duong Province, Ben Tuong was built in March, 1962. McNamara and Gen. Lyman L. Lemnitzer, then chairman of the Joint Chiefs of Staff, visited the hamlet in May, 1962.

A military source said the Communist raiders attacked and overran the hamlet before dawn Monday, found it virtually undefended, burned down 137 of its almost 200 houses and killed one man who tried to talk them out of razing the buildings.

The Communist attack came as the government-Buddhist controversy continued to develop dangerously.

Thirteen Buddhist students at the University of Hue threatened to kill themselves by fire and, in Danang, martial law was reported declared following week-end protest demonstrations by Buddhists.

The government press agency said a government vehicle was damaged and a soldier wounded in "illegal" demonstrations by about 1,000 persons Sunday in Danang, 389 miles north of Saigon and 50 miles from Hue. Other sources said the demonstrators numbered about 3,000.

Viet Nam's supreme Buddhist priest, Thich Tinh Khiet, claimed in a letter to President Diem today that 36 persons were injured in the Danang demonstrations, 18 of them seriously.

Lawmakers set Braceros bid

WASHINGTON (UPI)—Congressmen from states using Mexican farm workers (Braceros) agreed today to seek a one-year extension of the expiring program which permits their entry into the United States.

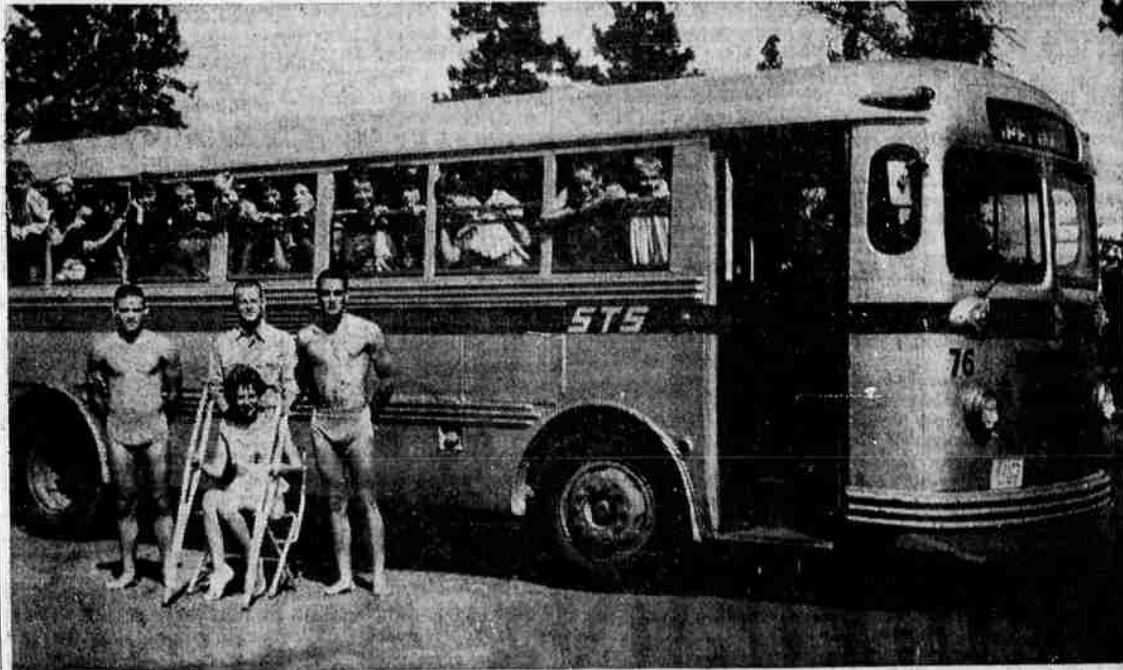
The lawmakers agreed at a closed meeting to oppose Senate amendments which would require farmers employing the Mexican workers to offer equal benefits to U.S. farm workers. The Senate tackled on these amendments when it recently approved a one-year extension.

The House earlier voted down a two-year extension of the program which expires Dec. 31. If successful in getting a one-year extension through the House, the new legislation would be subject to a House-Senate conference to iron out differences.

The meeting called by Rep. E. C. Gathings, D-Ark., was held as a session of the Manpower Subcommittee of the House Agriculture Committee.

However, congressmen from the bracero-using states said it actually was an informal discussion to discuss strategy in their efforts to extend the Mexican farm labor program.

The Senate passed a bill to extend the controversial program for one year beyond its Dec. 31 deadline but added an amendment which supporters of the program say would cripple it.



THEY NEED BUS — Posing before the bus they are trying to buy are these members of the Bend Elks Swim Team. Sitting in front is Marthe Hoffman, 12, team member and daughter of Mrs. Rita Hoffman, who was killed in an auto crash Aug. 11 while driving some team members to a swim meet in St. Helens. Others are from left, Ted Davison, team co-captain; Clifford Ashmon, co-chairman of the parents' fund group, and Paul Uptegrove, captain.

Hoffman Save the Children Fund

Fund drive for swim team bus planned

By Web Ruble
Bulletin Staff Writer
It looks like the Bend Elks Swim Team will get a traveling bus, or at least that's the goal that has been set by the swimmers' parents and friends.

It all started this week when Louis Mitchell, Bend School District supervisor, contacted a group of parents and offered them one for \$2900, one of the extra, older school buses in the school system currently has in dry dock. Though the 33-passenger carrier is old, it has been

completely re-conditioned. Mitchell also offered the swim team the services of one of the school district bus drivers for a whole year. He will transport the swim team in his spare time, and on a regular \$1.25 per hour basis.

How is the swim team going to purchase this wheeled facility? Parents, swimmers and friends are organizing into a fund raising body. It will be a door-to-door campaign. The city will be divided into fund raising districts. Businesses and clubs will be contacted later.

It has been labeled the Hoffman Save the Children Fund, sponsored by the Bend Elks Swim Team Parents Club. Clifford "Skip" Ashmon is chairman of the committee. Parents have already accumulated a few hundred dollars out of their own pockets.

Parents have set up a post office box for donations. The fund address is P.O. Box 923, Bend. Gail Thomas, a committee member, said today that the swim team may not get this particular bus. He said, however, that it is the committee's temporary goal

to acquire it. "One way or another," he said, "the acquired money will get us a bus."

If things go according to Hoyle, there is a chance that the swim team will use the vehicle for the first time this weekend when the Bend Elks swimmers trek to an invitational meet at Lakeview. Actually, the vehicle that the group has in mind is a Kenworth bus that was used by Seattle Transit. Seattle let go a lot of its older buses, and some were re-conditioned for certain markets.

Dr. Teller urges Senate to reject nuclear ban, calls for limited atmospheric tests

WASHINGTON (UPI)—Physicist Dr. Edward Teller today urged the Senate to reject the nuclear test ban treaty and called for resumption of atmospheric testing by the United States on a limited basis.

Teller challenged top administration leaders' contentions that the agreement to bar all but low-ground tests would reduce the threat of war, slow the arms race and enhance the national security.

Teller testified before senators of three committees—Foreign Relations, Armed Services and the Joint Atomic Committee.

He said for the Senate to ratify the treaty would be a "dreadful and tragic mistake." He said that diplomatically, it would be a "small mistake" to reject it now that it is signed but contended that it was outweighed by security interests.

Teller said the United States, instead, might "challenge the Russians" to go along with limiting future tests to a total release of not more than one megaton a year of fissionable material in the atmosphere.

Blocked by Kennedy

He said U.S. nuclear scientists wanted to conduct more atmospheric tests in 1961 but were blocked by the Kennedy administration on grounds that "popular opinion would not tolerate more."

He told Sen. Hubert H. Humphrey, D-Minn., chairman of the Senate disarmament subcommittee, that this was "one of the most serious limitations under which we labor."

Humphrey asked if the decision to hold down the 1961 tests was a "political" one by the administration. Teller said that was his opinion.

"That is a very serious charge," Humphrey told him. Meanwhile, Gen. Bernard L. Schriever, chief of Military Space Development, told the Senate preparedness subcommittee he could "carry out his mission better without the test ban."

Schriever's testimony was summarized by Sen. John C. Stennis, D-Miss., subcommittee chairman. Gen. Thomas S. Power, Strategic Air Command boss, opposed the pact in similar testimony Monday.

Stennis said Schriever, speaking as a military man, said "the treaty would impose limitations on him in the performance of his work and, from a military standpoint, it involved certain disadvantages and risks."

Questions Would Remain

Stennis said Schriever testified that while he had "reasonable confidence in the survivability of our missile systems, we could never be certain and unresolved questions would remain if there is a prohibition on atmospheric testing."

Teller, who testified without a single note before him, told Sen. Frank Carlson, R-Kan., he felt the treaty could "do some damage" to U.S. economic and industrial development by curtailing the plowshare program of atomic energy for peaceful uses.

Also, he said, atomic energy could be helpful in space programs to land a man on the moon.

Teller also called for strengthening ties with NATO allies to pool the entire wealth of the Western scientific community.

"If we have the determination to test with full government support and if we draw on the full resources of the Atlantic community, we can beat anybody," he said.

But at present, he said, "in the race which we have been running half-heartedly, we have been losing and we will continue to lose." He said he believed "the Russians are already ahead of us in knowledge."

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"I am not worried about parity" with the Soviets, Teller said. "I am worried about the United States becoming a second class power."

(See also story page 3)

Post's editor says appeal will be filed

By Charles S. Taylor Jr.
UPI Staff Writer

ATLANTA (UPI)—A federal court jury today awarded former Georgia Athletic Director Wallace Butts \$3,060,000 in damages for a national magazine story that said he gave away football secrets.

The roly poly former Georgia football coach broke down when the decision was announced.

The Saturday Evening Post, in its March 23 edition, said Butts divulged vital Georgia team secrets to Alabama Coach Paul "Bear" Bryant prior to the 1962 Alabama-Georgia game.

Alabama, a 17-point favorite, won 35-0.

A 12-man jury of businessmen—which had listened to nine days of testimony in the case—filed into the courtroom at 11:28 a.m. EDT, after almost 7 1/2 hours deliberations.

Judge Warns Spectators
The jury said it found in favor of Butts in its suit against the Post for its article entitled "The Story of a College Football Fix."

The jury awarded Butts \$600,000 in general damages and said he was entitled to punitive damages of \$3 million.

Before the jury was admitted to the courtroom, U. S. District Judge Lewis R. Morgan warned spectators who filled three-fourths of the room that he would tolerate no demonstrations. He said anyone trying to contact members of the trial jury would be dealt with severely.

The jury, which was locked up Monday night after failing to reach a verdict, resumed its deliberation today.

The verdict came after seven hours and 18 minutes deliberation.

Post Plans Appeal

Clay Blair Jr., editor-in-chief of the Saturday Evening Post who testified that his magazine had embarked on an editorial policy of "sophisticated muckraking" said he was "disappointed with the verdict and we will certainly appeal."

Butts had sued the magazine for \$5 million in general damages and \$5 million in punitive damages. Punitive damages are awarded in cases where malicious intent is proved.

Denies Fix Charge

Butts denied — once in tears — that he gave away secrets, and demands \$10 million in damages from the Curtis Publishing Co.

The 12 jurors, none of whom played college football, received the case at 4:02 p.m., EDT, Monday. Federal District Judge Lewis R. Morgan told them the story was libelous on its face, and in order to win its case the Post had to prove it was true.

Morgan, in his 38-minute charge to the jury, said the jurors had to bring in a verdict in favor of either Butts or the publishing firm. In the event of a verdict for Butts, who wants \$5 million in general damages and \$5 million more in punitive damages, he said the jury must determine the amount of the damages.

"You are the supreme judges of the facts and none may invade that province," the judge said. He noted that there was "sharp conflict" in the testimony.

He said the jury, if it found that the Post partially established the truth of its article, could mitigate the damages.

Sums Up Case

William Schroder, Butts' attorney, summed up his case for the jury by charging that the magazine "does not care about any-

body or anyone's reputation and it's up to you to stop them."

"Killing a man's reputation is worse than death to me," he said. "Can you imagine anything worse than to be still alive and attend the funeral of your own reputation?"

Schroder, who got so excited in his summation to the jury that the judge had to ask him to calm down, was an honor graduate of the 1933 University of Georgia Law School class and played football at Notre Dame during his undergraduate days.

Post attorney Welborn Cody said "this case boils down to one fact alone — that information was passed that affected the outcome of that game." If Butts "tampered" with the game in advance, said Cody, "then he is corrupt."

Cody claimed Butts was uncooperative before the trial while George Burnett, an Atlanta insurance man who said he heard Butts give the information to Bryant by telephone, always was helpful.

He continued to try to convince the jury that Butts was a man of poor character. He said the former Georgia coach's relationship with Chicago beer distributor Frank Scoby, who once bet as much as \$50,000 on football games in a year, was "more than a casual acquaintance."

He noted that several University of Georgia officials testified they thought something was wrong with Butts' operations as athletic director.

Rotary Junior Olympics meet due Wednesday

Entrants in the fourth Rotary Junior Olympics, scheduled Friday, are asked to meet Wednesday at 4 p.m. for final instructions at the high school field.

Fred Cartmill, general chairman, said that youngsters can also sign up at the Wednesday meeting, if they haven't already done so.

Instructions, starting times and lane assignments will be given Wednesday, Cartmill said.

Olympics are those six years old through youngsters who were in the 9th grade last fall, Cartmill said. He said they can still sign up at the swimming pool and at the city recreation office.

The program for the Friday all-day show at the high school field calls for preliminaries at 9:30 a.m. and finals starting at 3 p.m. All track and field events but javelin, hurdles and the discus will be held.

In addition to local Rotarians, members of the Bend High School athletic staff will act as officials. This group includes Tom Winbinger, Hoot Moore, Dick Goser and Jack Lutz. Bob Johnson of Central Oregon College will also help officiate.

In past years, over 1,000 youngsters have taken part in the Rotary Olympics. The Olympics were called off last year because of inclement weather.

Housewife wins salmon derby

SEWARD, Alaska (UPI)—Mrs. William Boardman Jr., Anchorage housewife, captured first prize of \$3,000 in the annual Seward River salmon fishing derby.

However, she didn't have a fishing license, and the State Fish and Game Department would not let her keep the fish.

Her 17-pound, 2-ounce silver salmon still gets her first prize since there was nothing in the derby regulations saying entrants had to have a license.

DOG HERO OF '63

CHICAGO (UPI)—A German shepherd named Dutch will receive the 19th annual Ken-L Ration gold medal today as the 1963 dog hero of the year.

Dutch, owned by Mr. and Mrs. Gerald Hawthorne of Troy, Pa., helped save the lives of their children, Hugh, 4, and Gordon, 3, last Oct. 31 when they floundered helplessly in a 12-foot pool.

Dutch's barking brought Mrs. Hawthorne on the run, and although pregnant she jumped in the water and pulled both to safety.

Kenneth Irvine accident victim

LEWISTON, Idaho (UPI)—Kenneth Irvine, 22, Bend, Ore., was killed today when he was pulled through a high-speed roller at the Clearwater tissue mill here where he worked.

Officials of the Polzlach Forest, Inc., which owns the tissue mill, said Irvine's arm apparently became caught in the high-speed rollers, through which the tissue is rolled into sheets.

He died about two hours after the accident at a Lewiston hospital.

He was the son of Mr. and Mrs. Arthur E. Irvine, 860 Federal Street, and completed a tour of military service a year ago. His father is a department manager at Wagner's Supermarket.

Mr. and Mrs. Irvine left for Lewiston this morning, when news of the accident was received.