

## Legal Controversy Seen by Ruling on 'Test Tube Babies'

Chicago — (U.P.) — A tangled legal controversy, perhaps involving thousands of children, arose today in the wake of a judge's ruling that many "test tube babies" are illegitimate.

An appeal to the State Supreme Court was planned and a Chicago specialist called the ruling "very unfair." Other specialists asked for new laws to clarify the status of artificial insemination.

### Mother Seeks Divorce

The ruling was made yesterday by Superior Court Judge Gibson E. Gorman in the case of a Chicago mother who seeks divorce and admits her child is the product of artificial insemination.

Gorman said a "test tube baby" is illegitimate if the donor is any person other than the mother's husband. A wife who submits to insemination from such a third party is guilty of adultery, Gorman said.

Artificial insemination is non-adulterous and the "test tube baby" is legitimate only if the husband is the donor, the judge ruled.

Gorman had been asked for a ruling on the subject by Charles C. Cooley, attorney for Mrs. Mary B. Doornbos, 36. She is suing her husband, George, 48, for divorce and demanded sole custody of her 5-year-old son on grounds that she is the sole legal parent.

Cooley immediately announced that he would appeal to the Illinois Supreme Court. Gorman commented he is "more anxious than anybody" for an appeal.

Dr. Sol T. De Lee of Chicago, Lying In Hospital called it "a very unfair ruling, unjustifiable and very narrow."

### Considered Ethical

De Lee, who testified during the hearings that he has performed 250 artificial inseminations, said the medical profession

considers the practice morally and ethically sound.

Dr. Bayard Carter, president of the American Academy of Obstetrics and Gynecology, and Dr. Frederick H. Falls, president of the American Committee on Maternal Welfare, meanwhile issued a joint statement asking for new laws to clarify the situation.

## Criminal Matters Keep Police Busy In City Yesterday

Medford city police were investigating several criminal matters yesterday and today, including several larceny cases.

Eugene Barrie Dickerson, 273 Mace rd., reported that articles valued at \$115 were stolen from his car while parked on Haven st. last night. Included were items of clothing, kitchenware, jewelry, toys and a radio and tube tester.

The Electronic Service company, 18 North Grape st., reported theft of a portable radio valued at \$34.95 from a display counter yesterday.

Coach Fred Spiegelberg at Medford High school told police that there had been two thefts from wallets belonging to athletes in the school dressing rooms. Eight dollars were taken from Paul R. Eckel's wallet, 2409 Happy Valley dr., and a wallet belonging to Alton Stone, 323 Newtown st., which contained \$2, was missing. The thefts occurred last week, police said.

Maxine M. Reinschmidt of Your Beauty shop, 221 North Riverside ave., told city police that she had been informed by letter from the Acacia Distributing company, Portland, that a salesman who called on her was not a member of their firm. She had stopped payment on a \$4.90 check for an order of 1,250 match books after she became suspicious of the salesman who wished the check made out to him personally and not



**POSSIBLE SUCCESSOR TO POPE** — Giovanni Cardinal Montini (center), wearing bishop's mitre and holding crosier, is shown in the presence of Cardinal Tisserant (left) after being consecrated archbishop of Milan in a brief four-minute ceremony by Pope Pius XII at the Vatican City. The still ailing pontiff performed the ceremony via radio from his sickbed. Cardinal Montini is considered one of the leading prospects to succeed the Pope.

## Assault Complaint Filed in City Court

An assault and battery complaint was filed today in city police court against Otha Dayton DePue, 48, of 1019 Murray st., by Paul Delbert McCrae, crew manager of a Terre Haute, Ind., magazine firm, according to city police.

DePue was released on his own recognizance by City Judge James Main. A hearing will be set sometime in January, Main said.

the company, she said. The salesman was described as between 60 and 70 years, 6 feet tall, 160 pounds, white hair and "false teeth that clicked when he talked."

McCrae, a representative of National Literary association, circulation builders, appeared in court and stated he wanted to file a complaint against DePue. Main said that no information was available at this time as to the facts of the alleged altercation, as no police investigation had been made.

On Dec. 8, DePue requested that a salesman for the firm return \$39 for magazine subscriptions that had been purchased by his mother, according to police records. A record of the refund was made in the presence of police officers.

## Adequate Water Available at Fire, City Officers Say

In response to rumors concerning water availability at the Pinnacle packing plant fire on Friday, City Supt. Robert Duff said today that there was "water in reserve" in the mains at the fire location.

Duff said that some reports indicated that there was not sufficient water at the fire. However, a survey by Fire Chief Gordon Barker and Robert Lee, assistant water superintendent, showed that 2,350 gallons a minute was the rate of water flow at the fire, with additional capacity not used, the city superintendent stated.

Barker reported that during the course of the fire 14 different 2½-inch fire lines were used in attempting to control the blaze. He also stated that the pictures published in The Mail Tribune the same day showing the aerial ladder in action was taken when only one 2½-inch line was charged on the ladder. Seconds later another 2½-inch line was charged, increasing the water stream onto the fire from the turret nozzle.

Fire Marshal Truman Nelson and state police are continuing an investigation of the cause of the fire, which destroyed the offices and packing plant of the firm at 445 South Fir st., Nelson reported today.

## Youth Denies Liquor Guilt; Now in Jail

A 17-year-old Medford youth has pleaded innocent in district court after being arraigned on a charge of illegal possession of alcoholic liquor, according to court records. He was committed to the county jail and bond was set at \$35.

The boy also pleaded guilty to a reckless driving charge and was fined \$50 and was given a 30-day suspended jail sentence.

A temporary 10-day parole issued to the youth on a six-months jail sentence for petty larceny was revoked by District Judge Rawles Moore. Prior to that sentence the boy had been sentenced to six months on a similar charge, and all but 10 days of that sentence was suspended.

Another youth, John Henry

## Youngdahl Takes Lattimore Case Under Advisement

Washington — (U.P.) — Federal Judge Luther W. Youngdahl reserved judgment today on Owen Lattimore's latest bid to throw out the government's main charges against him, that he was a follower and promoter of Communism.

Lattimore's attorneys, Thurman Arnold and Sen. Joseph C. O'Mahoney (D-Wyo.), assailed the government's two count perjury indictment at a hearing yesterday. They called it a threat to freedom of speech and a step toward totalitarianism.

### Charges of Lying

Specifically, the government charged that Lattimore lied when he told a Senate Internal Security subcommittee in 1951 that he was not a promoter or follower of the Communist line. U.S. District Attorney Leo A. Rover insisted that a jury should be allowed to settle the question. He said the government is not prosecuting Lattimore for his beliefs but because he lied about them.

Lattimore's attorneys, however, said that if the indictments are left standing the jury would have to determine a man's opinion of his own opinions. They charged that the indictments are "outrageously vague and that anyone who has ever expressed views on foreign policy could conceivably be brought to trial under such a charge."

### Taken Under Advisement

Youngdahl took the defense motion for dismissal under advisement after listening to the arguments on both sides. He gave the government and Lattimore's attorneys 10 days to file additional briefs. His ruling will follow.

Lattimore, expert and author on the Far East, is scheduled to go on trial next month on five minor perjury counts. But if Youngdahl dismisses the government's major indictments and is later upheld by higher courts there is speculation the government might drop the case.

Stallworth, 19, of 1032 Cherry st., pleaded innocent to a charge of illegal possession of liquor, and was released from custody after payment of \$35 bond.

Dead line for Sunday Classified is noon Saturday.

## Police Hunt Owner Of Shoe in Slaying Of Arkansas Woman

Brinkley, Ark. — (U.P.) — Police hunted today for the owner of a shoe which was found two blocks from the house where socialite Mrs. Sut Fuller was beaten to death with a stick of firewood.

They believed the person who discarded the shoe was the intruder who crept into the 25-year-old matron's bedroom early Sunday and, apparently when she awoke and recognized him, crushed her skull with the four-foot length of wood.

### Eight Questioned

Eight persons were held for questioning, but Police Chief Frank Henderson said no one had been charged. Those held included a 29-year-old laborer with a record of 13 years in prison for burglary, a 30-year-old woman, a 16-year-old girl, and five Negroes. They were not identified.

Finding of the shoe confirmed a report by two newspaper delivery boys, brothers George, 12, and Cyrus Totten, 11. They said they saw a big man clad in a tan overcoat running with one shoe off in the vicinity of the Fuller home about the time of the attack early Sunday.

Henderson said he particularly wanted to find a bushy-haired former mental patient, with a

record of killing a woman in Illinois. He was known to have been in Brinkley Saturday night. The chief said he found it hard to believe that Mrs. Fuller's five-year-old daughter, Mary Helen, actually "saw the burglar hit Mommy," as she related.

Henderson said he found it strange the child hadn't raised an alarm, if she saw the attack. Mrs. Fuller's body was discovered by her husband, Milton, a wealthy auto agency owner. Fuller had been dozing on a living room sofa, after drinking coffee at a downtown cafe with some duck hunting friends. He was awakened by a "thudding noise."

Fuller said he went into the bedroom to find his wife dying on the floor, her skull crushed with one blow of a four-foot length of kindling.

Police found some almost obscured footprints in the mud outside the house. They believed the killer took off his shoes to enter the house, and killed Mrs. Fuller when she awakened and perhaps recognized him.

About seven per cent of U. S. farm households are headed by women.

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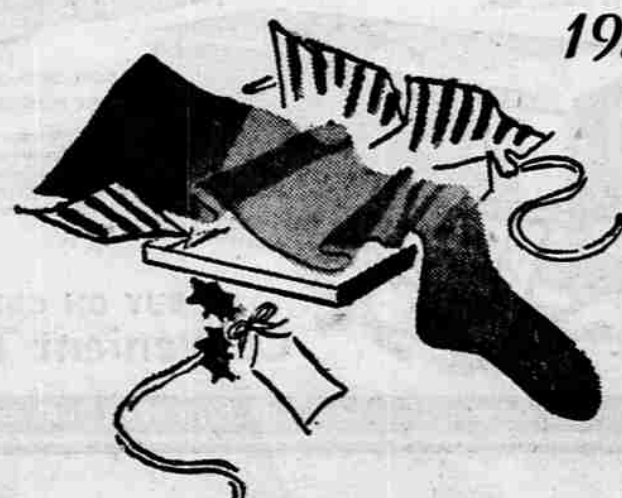
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