

Marjorie Smith Wins Temporary Custody Battle

San Jose—UP—Mrs. Marjorie Smith of Portland, Ore., who was acquitted last April of the car-bombing murder of her lawyer husband, has won at least a temporary victory in her fight to regain the custody of her 3-year-old daughter.

The 34-year-old mother was granted temporary custody of the little girl yesterday by Superior Court Judge J. G. Del Matola. The child, Susan, has been living at the home of her aunt, Mrs. Ellen Hightower, of Los Gatos, Calif.

Taken From Home

Mrs. Hightower took Susan from the Smith home at Portland last April 25 after Mrs. Smith was arrested for complicity in the murder of her husband. Mrs. Smith was subsequently tried and acquitted of conspiring with Victor Laurence Wolfe, 45, to commit the murder. Wolfe was convicted of murder in the second degree.

Mrs. Smith testified yesterday that she saw her daughter Sunday night for the first time since last April, but the little girl did not recognize her.

However, Judge Del Matola ordered Mrs. Hightower to turn the child over to her mother "as soon as it is practical" because there is "no provision in California law" for the present arrangement.

The judge ordered Mrs. Smith to keep Susan in Santa Clara county until it is determined whether she or Mrs. Hightower has the legal right to take care of the child.

Mrs. Hightower's attorneys said in court yesterday that they would prove that Mrs. Smith was "dissolute and promiscuous" and therefore an unfit guardian for her daughter.

March of Dimes Coming Events

Events scheduled throughout Jackson county in the next few days to raise March of Dimes funds for the fight against polio include the following:

Tonight—Modern dance at Oasis, Eagle Point, 8 p.m. to 12 p.m. Music by Dick Spain, Bill Lively and Rogue Valley Boys. Crater high school Freshman class Dutch auction and box social, 7:30 p.m., Crater high gym, Central Point.

Jan. 25—Square dance sponsored by Jackson County square dance association at YMCA, 9 p.m. Policemen vs. Firemen basketball game at Medford high school, preliminary Yellow Cab vs. Hawkinson's, 7:30 p.m. Crater Lions club auction, KBES-TV, 9:30 p.m.

Jan. 26—Radio auction, at KWIN, Ashland.

Jan. 27—Radio Auction, KWIN, Ashland. Yoggi Hussane and Texas wrestling, with lady referees, 8:30 p.m., Ashland junior high gym, sponsored by Ashland Lions club. Phoenix Lady Lions dance at Community clubhouse. Music by Melody Wranglers. Local talent show at Rogue River. Baked food sale by Crater high school students.

Quotes From the News

By UNITED PRESS

Richmond, Va.—Virginia Gov. Thomas B. Stanley on a conference of five southern governors to plan their states' attacks on the U.S. Supreme court school desegregation order:

Tucson, Ariz.—Adlai E. Stevenson on the reaction of President Eisenhower to controversy surrounding Secretary of State Dulles and former Chief of Staff Gen. Matthew Ridgway:

"I must confess, I'm still confused."

Los Angeles—Frank B. Parrish, engineer of the Santa Fe train which overturned, on the wreck which killed 29 persons:

"I am solely responsible."

Washington—Rep. Carl Vinson (D-Ga.) rejecting an invitation to visit the Navy's new atomic submarine Nautilus because of a dive he took in a submarine in 1917:

"I was too scared to move."

Washington—Civil Defense Administrator Val Peterson calling on Congress to challenge the insurance industry to come up with some practical flood insurance plan:

"There should be enough ingenuity in this country in the insurance industry and in the government to find a solution to this problem."

Washington—Rep. George Mahon (D-Tex.) announcing a sweeping review of President Eisenhower's military spending plans:

"I think we must face up to the possibility that Russia may be ahead of the United States in the field of guided missiles and in the race for the development of intercontinental ballistic missile."

Cortina, Italy—Figure skating coach Gus Lussi, claiming that America's Ronny Robertson of Long Beach, Calif., spins on skates faster than anyone in history:

"Sometimes the blood comes out of his skin through fast spinning."

Cause of Train Wreck Investigated

Williamson, W. Va.—UP—Officials awaited a pathologist's report today on whether a 62-year-old engineer died of a heart attack or was killed in the wreck of a Norfolk and Western passenger train which injured 30 persons.

Mingo County Coroner Tabor Ball said officials were exploring the possibility that engineer Walt Willard, of Bluefield, W. Va., died at the controls of the train just before the wreck.

Half of the fast Norfolk, Va., to Cincinnati, O., train left the rails on a curve in a mountainous section 30 miles southeast of here early Monday near the small community of Cedar, W. Va. The train plunged over an embankment above the Tug river on the West Virginia-Kentucky border.

None of the injured was hurt seriously.

An autopsy was performed on Willard late Monday, but no official findings were revealed pending a report from a pathologist who was asked to examine the heart.

Officials inspected the area and checked locomotive and cars in an attempt to determine if a mechanical failure caused the accident.

The train was not believed to have been traveling at an excessive speed. The maximum speed for the curve is 30 miles per hour, and an unofficial source said the train did not appear to be exceeding that speed. It was reported that it was snowing at the time.

Australia has developed a new form of butter concentrate that does not melt at 100 degrees Fahrenheit and does not deteriorate when it melts at higher temperatures.

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The Saturday Evening **POST**

January 28, 1956 - 15¢

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