

# Communications

Letters to the Editor must bear the name and address of the writer, although under certain circumstances the use of a pen name or initial for publication is permissible. The Mail Tribune reserves the right to edit all letters with a view to clarification and condensation. Letters submitted for publication must not exceed 400 words. The letters printed in this column do not necessarily represent the views of the paper; in fact the contrary is often the case.

## Litigant Protests

To the Editor: "Let's Keep an Experienced, Fair and Competent Judge on the Bench!" Every time I read that byline in the papers I nearly have hysterics. I suppose Judge Kelly will be re-elected as many people are going by what the bar association "thinks." Myself, I couldn't care less what they think.

Judge Kelly heard a trial of ours vs. the State of Oregon, last fall, in which the State owed us \$4,500. We had a jury trial and the judge gave them the "choice" of giving us either \$3,500 or the \$500, an amount the State wanted to "settle" on us in the jury place. So naturally, the jury chose the \$3,500. (Right here, let me say that our attorneys blamed Judge Kelly for this, and one of the people supposed to be "in the know" blamed our attorneys, so maybe you can figure it out—I can't.)

But what I am getting at is this—why have a jury trial if in the end the judge takes the verdict from them and gives his own. Anyway, we eventually ended up with the \$500—don't ask me how, and although we do not have it as yet, seven months later, I suppose we'll eventually get what the attorneys don't take. We didn't know Judge Kelly until this trial came up, but we supposed that any judge would hear a trial fairly and squarely. Incidentally, I know Mr. Walter Nunley, and have always found him to be a man of his word, with lots of good judgment and integrity, and I have a feeling that the only reason he was defeated in the last election was because he could have been doing his job and doing it right, and that seems to be a rarity in our courthouse today. I voted for him in the last election and I will do so again. I think it's time we get the "long-term blue-bloods" out of the courthouse and put in someone who will earn what we are paying them for.

Mrs. Mary Wells,  
264 Wightman st.,  
Ashland.

## "Time for a Change"

To the Editor: I have just read the article in the Oregonian of May 13, which is just what Mr. Frank Perl has been asking for. I quote Mr. Sweetland who is chairman of the Legislative Interim Committee on Coroner Qualifications:

"It seems to me at this moment that the most exposed

link in your chain is the coroner-mortician tie-in. There is general suspicion that the coroner uses his authority unduly to enhance his private business."

He further states that it can be expected that the '59 Legislature will consider drastic changes in the law pertaining to county coroners, perhaps even to the point of eliminating the mortician from the office. As Mrs. Mary Jacobs wrote in her communication to your paper, Mr. Frank Perl not only believes in this bill but has worked hard that it might become a law. He offers us the only solution to this problem until the bill is passed. His platform is fair and ethical. He is experienced and qualified as any other funeral director. I know I voice the opinion of many when I say that after the office has been in one local firm for 16 out of 18 years, it is surely time for a change.

Hazel Oppie  
110 South Grape st.  
Medford

## Unfair to Judge Kelly

To the Editor: The statements being made about the leniency shown by Judge Edward C. Kelly in criminal cases seems most unfair to me. To get the true facts it would be necessary to make a comparison of decisions of all three Circuit Judges on criminal cases. I am sure such a comparison would show Judge Kelly to be as just, fair and showing no more leniency than the other two judges.

Criminal cases are only a part of all the cases coming before a Circuit Judge and these other cases are just as important to individuals as are the criminal cases. For this reason we should have a judge with experience, knowledge of the law, ability and integrity. For the above reasons my vote is for Judge Edward C. Kelly.

W. E. Driscoll Sr.  
1120 South Oakdale ave.  
Medford

## Judge Kelly Criticized

To the Editor: Mr. Nunley was defeated for re-election as D.A., not because he was unqualified or inefficient, but because huge sums were poured into the coffers of the Democratic party to finance his opponents' campaign, and, at the time the lawyers' poll backed his opponent! According to numerous writeups in the Medford Mail Tribune at the time, large sums were procured from the tavern keepers, locally and county-wide, turned over to three lo-

cal attorneys who in turn handed them over to unidentified individuals for use in the campaign. One of the candidates running for the circuit judge post admitted, according to the Tribune write-up, turning the funds to the Democratic bank account, evidently. The tavern keepers were punished. They could have been ignorant that they had broken a statute and so claimed, but the three attorneys could by no stretch of the imagination plead ignorance. They knew it was illegal for tavern keepers to contribute to political campaigns.

Is this the type of justice that will be dispensed? Whose rights will be protected? Those of the innocent victim, or just the offenders? Isn't a judge supposed to protect the rights of all citizens?

Do the voters want a man who will go all out to "protect" the rights of the criminals but forget about protecting the innocent victims and the homes? Will this bring criminals of all types here from areas which are not so soft? Do they want a man who will protect both the rights of the defendant and the victim? The Grants Pass Courier recently had a potent editorial in which it brought out the fact some criticism had been directed toward Judge Kelly for remaining active in Democratic party affairs after his appointment to a non-partisan judgeship.

The lawyers' poll is puzzling to any thinker. Can it be because Mr. Nunley cannot be influenced to be other than impartial?

Forget the lawyers' poll. Listen to the ministers and the "common people" who want our courts conducted by impartial fairness. Walt Nunley has five fine children to raise. He wants a safe, decent place to raise them, so he will strive for that kind of a community. What kind do you want, mothers and fathers? Then vote for him! You won't be sorry. And you can be proud you backed a winner!

Mrs. E. R. Gilbertson,  
1132 Ross lane,  
Medford.

## Nunley Has "Guts"

To the Editor: I believe in giving credit where credit is due, and I think Mr. Walter Nunley should be given credit for his courage. It takes a lot of courage for a man of his caliber to run against a man of Judge Kelly's proven ability.

In one respect Mr. Nunley is well qualified to run for political office, he has a tremendous ego, but beyond that he seems to have little to offer. His record as district attorney was so mediocre that he was soundly defeated in his bid for re-election to that office, and now he comes back to the voters and asks us to elect him to an office of still greater importance. Are we to assume from this that Mr.

Nunley feels that if a man makes a poor office boy he should be made president of the company?

It may be that Mr. Nunley is naive but I think it is desperation. I believe that the salary of circuit court judge looks mighty good to Mr. Nunley. In other words, I think that he is more dedicated to what is good for Mr. Nunley than to public service.

Now there is nothing wrong in being dedicated to one's own welfare; however, I think the voters might have been more inclined to take Mr. Nunley seriously if he had been more honest about his motives. However, you have to admit he has guts, lots of guts.

Joe A. McCalvy,  
559 Hazel st.,  
Central Point.

## Dr. Waterman States Position

To the Editor: Walter Nunley has attempted to give the impression that he has received the endorsement, in his election campaign, of Dr. John Waterman, who many people know as the highly effective psychiatrist with the Child Guidance Clinic.

In response to a query, Dr. Waterman has stated categorically that "I have not endorsed Mr. Nunley as a candidate for political office, nor have I specifically endorsed any other candidate for political office."

Apparently, Mr. Nunley is attempting to use, for political purposes only, a quotation from a friendly letter written several years ago, and which had nothing to do with this or any other political campaign.

2242 Buena Vista dr.,  
Edith P. Rode,  
Medford.

## 'Farcial' Pilfering Charge

To the Editor: I have been asein' a lot about the Miss Samuels case, an' ahearin' a lot more.

I sure a lot flabbergastin' wen you stop to think about the thing. Seems like as tho the man Duff should a been a detectatiff in stead of city manager. He shore mist his callin' an' that's for shor.

Aint no body beleeves his story. Fer w'y? Well, fer one thing Miss Samuels was jist about to retire, wen it happens.

Ifen she was aloud to retire she woldnt got a penshun. So, to maik shor she woldnt get one mightv been the reason she was detectekated. But I want to know wat kind of treatment she got to maik her say she was gilty? I don't beleeve she said it. No matter what allegater made the allegatshun.

Looks to me like the hole darn thing is a fraimup. Jist could be, you know.

But I got to admit the allegater tride to maik a good case.

If'n this is true, then there was more than one allegater.

Whether he lide or not may be known some day. But wat about Miss Samuels? Is she goin' to hafto talk all that yap about her? And 'yap' is wat I think it is. An a hole lot of people think as I do.

Wat is this I hear about a Gran' Jury?

One charge is \$17.50, and a one of \$50. Wich is right? Er is neither one?

I fer one, want to see Miss Samuels come "cleer" and I mean "cleer" of all mud on her charackter, or reptation.

I want to say right here and now that, to me, the hole thing smells to High Heaven. A woman works for the city till time to retire and then has to face a contemptible pilfering charge. It is too farcical to meet with credence. Any Grand Jury should see it so. And rebuke the said allegators and squash the allegatshun.

Andy L. Unger,  
634 Pennsylvania ave.,  
Medford.

## Legal Secretary for Nunley

To the Editor: I was a legal secretary for 33 years; 26 years of that time as secretary for Porter Neff, and Neff and Frohnmayer, and the last four years as secretary for Walter D. Nunley, while he was District Attorney. I have known every lawyer who has practiced in Jackson county during the last 30 years, except for some of the younger lawyers now practicing here, in the last two years since my retirement.

Although Walter Nunley is a young man in years and in his years of practice, it is my opinion that he is much above average in his ability as a lawyer, compared to all the lawyers I have known. As district attorney I was constantly amazed by his mature judgment, his knowledge of law and his knowledge of people.

Walter Nunley is one of the kindest men I have ever known, but he is not a soft man. He makes his decisions carefully, and once they have been made, he cannot be pressured or pushed into changing them. He will change them only if he is shown to be wrong. Many parents and young men whom Walter had helped were always coming into the office to thank him for what he had done for them.

On Nov. 22, 1956, I received a letter from my friend Dr. John Waterman, who helped set up our Child Guidance Clinic. Dr. Waterman expressed his own and my feelings in that letter. He said in part, "Walt represents something that has never yet been accomplished. It is the integration of law and human relations. I mean the sort of thing that was first discussed by Shakespeare in the Merchant of Venice when Portia won her case against Shylock."

Walter Nunley is well qualified to be Circuit Judge.

Elsie M. Grove,  
301 North Peach st.,  
Medford

## Judge Kelly Defended

To the Editor: We have just read the letter signed by Corabelle Dailey. We were as deeply shocked as anyone over this murder; however, we do feel that Mrs. Dailey's criticism of Judge Kelly is unjust and would not have been made had she had full knowledge of our criminal procedure.

The constitution of this state provides that no person shall be charged with any crime in any circuit court of this state except upon an indictment found by a grand jury. The grand jury is a group of seven persons drawn by lot at the commencement of each term of court from the jury panel. The district attorney presents the evidence to the grand jury and explains the nature of the charges which may be found by the grand jury. The deliberations of the grand jury are secret and not even the district attorney may be present when the grand jury is deliberating or voting upon the matter before it.

Judge Kelly had absolutely no control over the grand jury and it would have been improper for him to tell the grand jury either what crime it should have charged or investigated insofar as Ayers was concerned. He would have infringed upon the constitutional duties imposed upon our grand jury had he done so.

When the grand jury returned an indictment charging second degree murder and not first degree murder, and when Ayers pleaded guilty to this charge, Judge Kelly imposed the only and maximum sentence permitted

# Reeder Says Judges Exercise Functions With Responsibility

Jackson County District Attorney Thomas Reeder said today that in all criminal cases in circuit court Judges H. K. Hanna and Edward C. Kelly "exercise their judicial functions with the utmost responsibility and integrity."

Reeder issued a statement yesterday in connection with what he termed "some unwarranted statements made by Mr. (Walter) Nunley concerning the disposition of certain criminal cases by Circuit Judge Edward C. Kelly."

The district attorney pointed out that "inasmuch as the ethics, high standards and traditions concerning the judiciary in this county prevent a judge from entering into the political arena and engaging in political warfare, a judge is vulnerable to the type of campaign Mr. Nunley is waging, regardless of the unfairness of such an attack."

Judge Kelly and Nunley are candidates for circuit judge, position No. 3, which includes Jackson and Josephine counties.

## Acquainted With Cases

Reeder pointed out he is personally acquainted with every criminal case handled by circuit courts over which Judges Hanna and Kelly preside. His statement continued:

"I wish to emphatically state that in all of these cases both Judge Hanna and Judge Kelly exercise their judicial functions with the utmost responsibility and integrity. Their burden, responsibility

## Plane Crashes

## Keep Navy Busy

China Lake, Calif. — The Navy had its hands full here Wednesday with the crash of two jets and a helicopter within a few hours, but the pilots escaped serious injury.

First, a jet piloted by 1st Lt. Matthew B. Peck Jr., 29, of Squadron 431, 3rd Marine Aircraft Wing, El Toro, Calif., developed engine trouble about 30 miles south of here.

Peck parachuted to safety and was picked up by helicopter pilot Lt. Cmdr. P. W. Nicholas.

Later, Lt. Cmdr. S. J. Prenselaar, 38, ejected at 20,000 feet when his F-49-1 Sky-ray developed trouble. He also was picked up by Nicholas.

On the way back to the hospital for a checkup, Nicholas' copter was forced down. Nicholas and Prenselaar were picked up by another helicopter.

Both Peck and Prenselaar suffered minor injuries, but Nicholas was unhurt.

## Navy Constellation Crash Fatal To Five

Taft, Calif. — A four-engined Super Constellation Navy plane, trying vainly to make the Taft airport, crashed and burned five miles northeast of here Wednesday night, killing at least five persons aboard.

The plane took off from Ontario in southern California bound for Moffett Field, near San Jose.

Names of the dead were withheld pending notification of relatives.

Sheriff's deputies and firemen worked by searchlight, pouring water on the smoldering wreckage to cool it enough for a check of the fuselage.

Five bodies, believed to be members of the crew, were pulled from the forward section of the plane.

by the laws of the state of Oregon, namely life imprisonment.

Judge Kelly had nothing to do with "letting this murderer get away." He acted strictly in accordance with the constitution and the laws of this state.

Again, we express our sympathy to Mrs. Dailey, and write this letter only in the hope that it will explain the criminal procedure.

Ben T. Lombard,  
William M. Briggs,  
Ashland

# Trujillo Willing To Explain Gifts To Film Actresses

Hollywood — Free-spending Lt. Gen. Rafael Trujillo Jr., 29, today was reported eager to meet with the press to explain the whys and wherefores of his lavish gifts to actresses Kim Novak and Zsa Zsa Gabor.

Victor Sued, secretary to the Dominican Republic officer, said Trujillo still was recuperating from a sinus-adenoid operation but wanted to meet the press when he was able.

Young Trujillo's gifts of cars and furs to Miss Gabor and Miss Novak still were creating a stir today, both here and in Washington, D.C., where legislators wanted to know where the general got his money.

## Aid Fund Questioned

Specifically, they wondered if any U.S. aid funds to Trujillo's country had been squandered in buying rich presents for the film stars.

Trujillo, married and the father of six, is in this country to study military science at Fort Leavenworth, Kan. He came to Hollywood on leave, granted for "medical reason."

Members of his staff and relatives left Wednesday by chartered plane, producing speculation that Trujillo soon may head back to Kansas and his studies.

## Traffic Safety Awards Announced by Council

Chicago — Awards to 18 individuals and organizations for outstanding contributions to traffic safety in 1957 were announced Wednesday night by the National Safety council.

The annual awards are determined in part by the assistance and support given officials in placing the action program for traffic safety to work on the community and state level, the council said.

# IT IS NOT TRUE . . .

. . . that when Frank Perl is elected County Coroner there will be five coroners and five coroner's offices. Frank Perl will be the only Coroner and all records will be kept in his office. Those he appointed in the other four funeral homes would be only deputy-coroners, and fully responsible to him.

# IT IS NOT TRUE . . .

. . . that under the "rotation plan" proposed by Frank Perl the families would have no choice of the funeral director or mortuary desired. The main basis of the rotation plan is that families would be consulted FIRST regarding their choice of funeral home. Only when there is no family or they have no preference would other funeral directors be involved, and then on a basis of rotation between the five mortuaries.

# IT IS NOT TRUE . . .

. . . that most funeral directors have reversed the position they took in 1956 that there is a better arrangement than the present mortician-coroner system. We are merely waiting for the Interim Committee of the State Legislature to take the whole thing out of politics and set up the qualifications or structure for a different system. This was requested by the people in the general election of 1956 by a majority vote of three to one, but has not yet been established.

# IT IS NOT TRUE . . .

. . . the present Coroner has not performed his duties satisfactorily. He has; and the funeral directors of the other mortuaries would be the first to deny any statement to the contrary. It is merely that his firm has held the office for 16 out of the past 18 years, without sharing either the benefits or the responsibilities with the other mortuaries, and it is time for a change from this monopoly.

FOR

COUNTY CORONER  
Vote 29 X  
FRANK PERL

Political advertisement paid for by  
Chapel Mortuary, Frank Morgan and Harold Snodgrass,  
1 King Street, Medford



# A Letter To The People of Jackson County From John Snider

As a candidate for the Republican nomination as State Senator, it is my sincere desire to serve as a credit to Jackson County and our state.

As the head of a family of growing children, I am aware of the increasing tax burden on the average homeowner.

Active in administrative government, I am also aware of the needs for expanding services created by rapidly increasing population trends.

Between the NEED for these services and the need for PAYING for them, there is the important function of balance to be maintained by the State Legislature.

I believe in the encouragement of industry through sensible taxes and workable legislation.

I believe in providing our children with the best possible education from grammar school through college.

I believe in good recreational facilities for folks of all ages.

I believe in the future of Jackson County and of Oregon—it's fruit, it's lumber, it's agriculture, it's tourist potential.

I would consider it a privilege to represent Jackson County in the State Senate. If you feel that my background in business and government meets your qualifications, I shall appreciate your vote and would ever strive to be worthy of it.

John W. Snider

ELECT

Judge JAMES M. MAIN

Circuit Court Position No. 1

Pd. Adv. Snider for Senator Committee  
Tom Wray, chairman, 36 So. Barneburg Rd., Medford

Pd. Pol. Ad.—Ben Day, Chmn., Gold Hill