

One-Year Nuclear Test Suspension Predicted

Findings of Facts In SP Abandonment Filed With Morgan

State Sen. Philip B. Lowry has mailed his "proposed findings of facts" in the Southern Pacific passenger service abandonment case to Public Utilities Commissioner Howard Morgan.

Lowry, acting for himself and the other complainants, Gene Brown of Grants Pass and Paul Geddes, Roseburg, both attorneys and former state senators, said he now deems the case "absolutely closed, except for the making of a decision." The case was filed with the PUC office in an attempt to force the S.P. to provide adequate service to the area.

His action is the last in a long series, which stemmed from the Southern Pacific's abandonment in 1954 of the last rail passenger service between Eugene and Ashland.

It includes filing the original complaint, filing two briefs, presenting oral arguments, and preparing the proposed finding of facts. Lowry, Brown and Geddes have served as representatives of the public without pay.

Has 20 Points

Lowry's document has 20 points which he says are supported by the record, and four which he says are not of record, but of which the commissioner could well take judicial notice.

The points include these:

1. Public convenience and necessity requires maintenance of reasonable adequate passenger service.
2. The Siskiyou line (south from Eugene to and beyond Ashland) is a main line, not a branch line.
3. S.P. has a rail monopoly in the area.
4. No other main line in the U.S. has been left totally without rail passenger service.
5. S.P. for many years maintained passenger service here.
6. The S.P. and predecessors received "extensive land grants" and that one of the conditions was that it maintain continuous connected passenger service between Portland and Roseville, Calif., by way of the Rogue valley, and that it would be "inequitable" for the S.P. to "enjoy the benefits of such land grants and not assume any burdens incidental thereto..."
7. The former trains were off schedule on an average of 80 per cent of the time.
8. The service was inferior.
9. That the S.P. ignored an earlier injunction prohibiting them from abandoning service, and that the injunction was invalidated on purely technical grounds.
10. That resumption of passenger service would not materially increase line maintenance costs.
11. That "by sound and progressive management," adequate passenger service could be provided which would materially reduce passenger losses on the line.
12. That the S.P. has failed to show that its area's operations were losing money, and that in fact it was making "enormous overall profits prior to the abandonment."
13. That the area is one of the richest in the S.P. system and of the United States.
14. That the area originates between five and six carloads of freight to each carload on the Cascade line, and terminates two cars for each carload on the Cascade line; that the population here exceeds that on the other line 10 to 1.
15. That the Cascade line has three daily passenger trains each way.
16. That this area has about 16.12 per cent of the S.P.'s mileage in Oregon, but originates about one-third of the traffic.
17. That there is no rail passenger service here at present.
18. That this has resulted in great inconveniences to residents, and that tourist traffic has been reduced.
19. That prior rail passenger service was "totally and wholly inadequate and unsuited to the needs of the area."
20. That discrimination exists against the affected area.

The four other points listed were:

1. That the S.P. has contracted to sell air transportation tickets, and that this tends to decrease competition against the public interest.
2. That air transportation costs have been increased since the case was filed, and that bus service has been reduced.
3. That development and progress of the area is vitally affected by transportation factors by reason of its geographical location and terrain.
4. That before passenger service was abandoned, the S.P. claimed such action would result in improved freight service, but that since there have been frequent complaints regarding freight service.

With the filing of these proposed findings, decision in the case presumably will be made by Morgan shortly.

Convention Set For Nominations For Local Judge

A unique event in Jackson county's recent history — a nominating convention — will be held at 8 o'clock tonight in the Esquire theater.

If enough people turn out and vote for a nominee, a candidate will be presented for the district judgeship of Jackson county, if a judicial ruling bars from the ballot two other potential candidates.

A total of 250 registered voters is needed to nominate a candidate. A registration booth will be open at the theater prior to the opening of the convention in case unregistered residents wish to register to be able to participate.

Sponsored by Attorneys

The convention is sponsored by a group of attorneys and others hoping to avoid a write-in campaign for the fall election if the two men who were on the primary ballot are adjudged ineligible for the ballot.

County Clerk Bereth Hopkins said this morning that she had volunteered to keep the elections department of her office open tonight so that eligibility of voters could be checked. However, she said she has been assured that this will not be necessary.

It is Mrs. Hopkins understanding that the names of all the voters at the convention will be turned over to the secretary of state's office. To be eligible to vote a person must be a registered voter in this county, she noted.

A court hearing tomorrow morning will be held on the legal dispute over the status of E. Roy Bashaw, Medford city attorney who received a minority of the votes for district judge in the primary contest, and Robert G. Danielson, who received a majority of the votes but whose eligibility is challenged on grounds of residence requirements.

Thunder Tonight, Weatherman Says

Medford station of the weather bureau reported that electrical storms seem to be in "decreasing order." The forecast for this vicinity is for a few scattered thunderstorms tonight. However, occasional gusty winds are predicted and could play havoc with fires already started by lightning.

Rainfall over the Rogue river valley last night varied in intensity. It was heavy in spots and the weather station at the airport recorded .12 of an inch. The rain was the first measurable precipitation of the month and the station and the first since .62 fell on July 17.

Fog, unusual for August, was noted in the Medford vicinity this morning.

It was spotty and was banked on the east side of the valley.

The weather bureau said that the fog was the result of a combination of factors. These included last night's rain, resulting damp ground and cooling from radiation. Also there was a slight up-sloping flow of air up the valley.

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Letter to Editor Expresses Man's View

Tokyo — (UPI) — A letter to the editor of the Asahi Evening News which was published today:

IF the Americans should ever succeed in launching their "moon rocket" from Cape Canaveral, or whatever they call the place: and

IF the rocket should hit the moon instead of going around it is scheduled; and

IF about twenty rockets carrying super-duper nuclear warheads were fired right back at earth;

I'd die laughing.

Signed, X

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A vote was expected later on Friday morning.

Diplomatic Triumph

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The United States, Britain and France gave full approval to the resolution and it was believed the Soviets would have little choice except to go along. Soviet Foreign Minister Andrei Gromyko makes his views known today.

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The measure was worked out in a conference among representatives of the United Arab Republic, Lebanon, Jordan, Iraq, Libya, Morocco, Saudi Arabia, Sudan, Tunisia and Yemen.

Informed sources said there was some "straight talking" at the conference, with nations fearing the U.A.R. demanding and getting assurances from Egypt they would be left alone.

The 10 Arab nations agreed to reaffirm the principles of the Arab League pact concerning respect for each other's territory and sovereignty, non-aggression, non-interference and mutual benefit. They agreed to insure "by word and deed" that their conduct would conform.

School Integration Deadline in October

200 Mexicans To Arrive Here For Fruit Harvest

Domestic Pickers Said in Short Supply

Approximately 200 Mexican Nationals will start arriving Friday or Saturday to help with the fruit harvest in this area, according to John Patton, of the state employment service here.

Some of the Mexicans will arrive this week and the remainder next week, he added.

"We are not quite able to keep even with the number of pickers needed and are going into the peak of the fruit harvest next week," Patton explained. "Bartlett pears are still being picked and the peak harvest period is approaching on winter varieties of pears and also peaches."

The peak harvest period will see a need for 2,200 pickers in the field, Patton estimated. Approximately 2,000 domestic pickers beside Mexicans are needed but not all of this number is available, the manager of the employment office said.

Turnover High

"Nothing is simple in this picture," he emphasized. "We have no large population near us. This is a short seasonal job. We have to rely on itinerant transients. Their production is low and their turnover in numbers available is high."

Youngsters are not able to handle the heavy ladders used in picking the fruit from the trees, Patton said. There is only so much time to get the fruit off the trees and packed while it is still able to keep in boxes, Patton added.

This will be the first time in Oregon this year that growers have been forced to augment the local labor supply with imported workers, state employment service officials said.

J. S. Kinney, president of the Jackson County Fruit Growers League, said previously, "Numerically there are enough able-bodied people in the valley to get the crop in, but realistically only about 10 per cent of the transients are working to save money. The others leave here in no better condition than when they came."



PRIZE CLOTHING—Lynne Eilers, 11, Talent, of the Nimble Fingers 4-H club, examines an exhibit of Ellen Hay, Eagle Point, championship entry in the "Sew It's Fun" division of the home-economics clothing division. Ellen Hay is a member of the Sew and Rip club. The 4-H and FFA county fair continues through Saturday.

Over 2,000 Persons Visit 4-H, FFA Fair

An estimated 2,000 persons have visited the Jackson County 4-H and FFA fair so far this week at the county fair grounds, according to estimates made by fair officials.

The annual event is scheduled to continue through Saturday and conclude with a style revue and a special awards program.

The youngsters were busy today judging beef and the grand champion steers will be selected this evening. Also to be chosen tonight will be the best club of five steers.

Sheep showmanship and swine judging was scheduled to finish up this afternoon.

Livestock Auction

Dairy judging will fill two rings starting at 9 a.m. Friday. The livestock auction will be held at 7:30 p.m.

Saturday, the final day for 4-H and FFA events will start with sheep judging and will include dairy showmanship, tractor driving and sheep shearing contests.

To make various displays of livestock appealing to the public, herdsmanship awards for neatness and cleanliness of stalls are being presented each day. New this year are the rosettes given the highest ranking clubs.

The Kiwanis county fair gets under way at 5:30 o'clock tonight.

The fair will feature most of the events usually associated with the county fair, but in many cases, tailored to fit the interest of the area, according to Russ Jamison, county fair manager.

Climaxing tonight's events is the 7 o'clock arrival of Miss America, Miss Marilyn Van Derburg, at the Medford airport. When she arrives she will be presented a large bouquet of red roses by Nancy Greenman, the small daughter of Mr. and Mrs. H. C. Greenman of Medford. Paul Meyers of the Medford city council will give her the key to the city. The beautiful queen will be welcomed also by representatives of the

Stay Granted by Judge; Governor Has No Comment

Legislature Asked To Stand By

Little Rock, Ark. — (UPI) — Richard Butler, attorney for the Little Rock School Board, said that the stay granted today by Chief Judge Archibald Gardner of the 8th U.S. Circuit Court of Appeals may have relieved Central High's integration dilemma until October.

"The way it appears to me is that the U.S. Supreme Court will not consider our application for a writ of certiorari until it meets in its regular October session, unless they call a special session," he said.

"It apparently means that the integration question is at a standstill until October."

He understood that a part of the stay order was that he file an application for a writ with the Supreme Court by Aug. 29.

A writ of certiorari means an order to send up the records; in this case, the records from the 8th U.S. Circuit Court in St. Louis.

Decision Reversed

If the Supreme Court denies the petition for the writ, it means that it will not review the case and the judgment of the appeals court stands.

On the other hand, if it grants the writ, it means it will review the case. It may, of course, uphold or reverse the appeals court ruling.

In this case, the appeals court reversed the decision of U.S. District Judge Harry Lemley, Hope, Ark., that Central High school should have an integration recess until mid-term, 1961.

The appeals court reversed Judge Lemley by a 6-1 decision. The dissenter was Gardner.

Legislature Alerted

Gov. Orval E. Faubus declined to comment until later today, and possibly not then.

Faubus ordered the Legislature to stand by for a special anti-integration session and raised the possibility that it might close Central to keep out Negroes.

Faubus said that "if Central should be closed and result in a permanent deadlock," he has a plan to provide education for the 2,000 white children who attend it.

The alert came on the heels of a prediction by House Speaker Glenn Walther that the Legislature would be called next week to deal with court orders to resume integration at Central High school.

Walther said he believes the Legislature will perhaps consider shutting down integrated classes at the school.

Washington — (UPI) — Congress today approved finally pensions for ex-presidents.

White House May Announce Action In Near Future

Humphrey Says He Hasn't Been Informed

Washington — (UPI) — Sen. Hubert H. Humphrey predicted today that the administration soon will announce a one-year suspension of U.S. nuclear tests.

The Minnesota Democrat, chairman of the Senate disarmament subcommittee, said he has not been officially informed of the suspension.

But he said he is under the impression the announcement will be forthcoming shortly and that the suspension will be for one year.

Informed sources said previously that the White House announcement probably would be made before the week is over. The decision to suspend tests, these sources said, followed conclusion of a successful East-West scientific meeting at Geneva on feasibility of policing a test ban.

Urges Suspension

Humphrey has been urging a temporary test suspension if adequate inspection procedures could be set up.

Meantime, members of the House-Senate Atomic Energy Committee were briefed secretly by the Atomic Energy Commission today on its position with regard to tests. Members generally declined to discuss the briefing but one of them indicated clearly that some form of test suspension is in the works.

Another member, however, said there was no direct assurance that a test suspension is about to be announced. This informant said the committee was briefed merely on the "possibilities of future tests."

Details of the Geneva agreement were expected to be announced today.

Preliminary Step

A temporary ban presumably would be labeled a preliminary step toward securing a firm international agreement to ban nuclear testing, backed by difficult-to-evade inspection.

Russia announced suspension of its nuclear testing following a series of Red tests last winter and challenged this country and Britain to follow suit. The Soviet Union made it clear it would resume testing if other nations did not join the ban.

Authoritative sources in London indicated Britain will go ahead with its forthcoming nuclear test series in the Pacific regardless of any U.S. action. But there was general belief in London the new series would be Britain's last, now that an Anglo-American nuclear-sharing agreement has been reached.

Mopping Up Fire At Sardine Creek; Others Spotted

A crew of 50 men was mopping up and patrolling today on the fire which has blackened an estimated 400 acres of timber and brush in the Sardine creek area north of Gold Hill since it broke out early Tuesday afternoon.

The blaze is the largest of some 53 which have been ignited over the past two days on state department of forestry-protected land in Jackson and Josephine counties and on the Rogue River National forest. Origin of the Sardine creek fire is yet undetermined. The others were touched off by two nights of electrical storm activity.

State forest patrol and logger crews had the Sardine creek blaze back under control about 6 a.m. today. It got out of hand about 7 p.m. yesterday, breaking out on the south side in the strong winds that accompanied the spotty rain and lightning. Curt Nesheim, the forestry department's southwest district warden, said that the breakdown involved 40 to 50 acres.

24 Fires Spotted

Twenty-four fires on state-protected land were spotted yesterday, caused by Tuesday night lightning strikes. Nineteen more were found today.

Rogue forest listed nine fires as the result of two nights of storms. Both the state patrol and the federal forest service had observation flights in progress this morning. Firefighting crews had reached or were on the way to all 51 lightning fires so far discovered.

One of the fires from the Tuesday storm, on Agate flat, covered about seven acres and was being mopped up today. It was the largest of the lightning fires. A blaze on Wellington, butte amounted to about one acre.

Five of the Rogue forest blazes were in the Butte Falls district. Two smokejumpers were dispatched to one of these in the remote Seven Lakes basin and a ground crew was also on the way. Two other fires were in the Applegate district and the others were near Fish lake. "Wet water" for fire suppression and food were parachuted to an Applegate crew.

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Indecent Photography Charge Admitted Here

Richard Kelly Walsh, 985 Ross lane, was sentenced to six months in jail and fined \$25 plus court costs in district court yesterday following his arrest by city police on a charge of photographing indecent and obscene material. The jail sentence was suspended.

Walsh is a commercial artist with a studio at 46 North Front st.

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Electrical Code on Council Agenda

A proposed new electrical code and a proposed charter amendment permitting the city to assess abutting property owners for sidewalk construction without requiring a petition are scheduled for consideration by the city council tonight.

A public hearing on the Berrydale zone changes is also on the agenda.

The electrical code is designed to replace the obsolete code now in effect, which was adopted in 1925.

The sidewalk amendment, if approved by the council, would be placed on the ballot for voters' consideration Nov. 4. Its purpose is to bypass property owners reluctant to pay for sidewalks in front of their houses in order to provide for the safety and convenience of pedestrians, schoolchildren in particular, who otherwise must walk out on the roadway.

Festival Holds Afternoon Play

Ashland — An authentic but unscheduled — Elizabethan custom was added today to the history of the Oregon Shakespearean Festival.

Following last night's rain-out of "Troilus and Cressida," an unprecedented matinee performance was presented today at 1 p.m. Afternoon performances, the regular fare in Shakespeare's day, have never before been staged at the Ashland theater.

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Central Point Has Three Wards

Central Point — The Central Point city council last night approved an ordinance designating three wards for council members.

Two councilmen will represent each ward and one councilman from each ward will be elected every two years.

Petitions for nominating city council candidates had previously been set up on a ward basis so no legal difficulties are anticipated. City Recorder Lyle Paul said this morning.

The boundaries are Ward 1 — everything west of Second st.; Ward 2 — everything east of Second st. and south of Pine st.; and Ward 3 — everything east of Second st. and north of Pine st.

No Progress Reported in Talks to End 10-Day Strike of West Coast Truckers

San Diego — (UPI) — Teamsters of Teamsters Council No. 38 of Sacramento struck, has idled an estimated 100,000 union members in 11 western states.

Council 38, representing Teamsters from Bakersfield, Calif., to the Oregon border and into Nevada, walked off the job in protest over a master contract negotiated last May 27 between the trucking association and the Western Conference of Teamsters.

Federal mediators scheduled new meetings today in hopes of finding a solution to the dispute which has tied up three quarters of the shipments west of Chicago.

The lockout, called Aug. 11 by the CTA when members

hourly over a three-year period.

The CTA contended that the master contract was in force and claimed that a strike against one member of the organization was a strike against all.

A lockout was called.

Still pending is a decision by the state Department of Employment on whether thousands of California teamsters will be eligible for unemployment insurance.

If the Department of Employment should rule that the drivers are not eligible for benefits, the CTA would be in a better position to maintain its stand, members of the association said.



Baseball

NATIONAL LEAGUE	
Pittsburgh	3 3 0
Chicago	5 8 2
Law, Smith (6), Blackburn (8) and Hall; Drabowski, Hobbie (8) and S. Taylor. Home runs: Thomas, Pittsburgh; Banks, Chicago.	

WEATHER

FORECAST: Variable cloudiness tonight with a few scattered thunderstorms and occasional gusty winds. Partly cloudy Friday. Low tonight 55. High Friday 94.

Temp.	High	Low
Yesterday	83	57
Today	94	57

Our Skies Tonight

Sunset today	7:04 p.m.
Sunrise tomorrow	5:35 a.m.
Moonset tonight	11:12 p.m.
First Quarter today	11:45 a.m.
PROMINENT CONSTELLATION	Scorpio, below the Moon.
VISIBLE PLANETS	
Jupiter, sets	8:58 p.m.
Saturn, low in southwest	10:36 p.m.
Mars, in the east	12:35 a.m.
Venus, rises	3:58 a.m.