

Chessman Clemency Rejected by Governor; Steel Negotiations Hopeless

Regional Edition
MEDFORD MAIL TRIBUNE
 Price 10 Cents

18 Pages MEDFORD, OREGON, MONDAY, OCTOBER 19, 1959 No. 175

Memorial Service Today Honored Medford Lawyer

Resolutions Also Given For 2 Judges

A memorial service for the late Porter J. Neff, Medford lawyer and public servant who died June 8, was held in circuit court here this morning at the opening of the new court term.

Resolutions commemorating two late federal jurists, the Hon. James Alger Fee and the Hon. Claude McCulloch, were also introduced at the service.

Over 30 members of the Jackson County Bar association were present this morning, and several participated in the ceremonies.

Walter Nunley gave the invocation. After the resolutions for Judges Fee and McCulloch were introduced by Otto Frohnmayer, several lawyers spoke of Neff's life, their experiences with him and the heritage of high legal standards which he left.

These included Charles Reames, William Briggs, George Roberts and Frank Farrell.

Circuit Judges James M. Main, Edward C. Kelly and Orval J. Millard and retired Circuit Judge Herbert K. Hanna were on the bench during the service. Each spoke briefly of Neff.

Sam E. Harbison introduced the speakers.

Among those seated in the court room were two sisters of Neff, Mrs. Blanche Canode and Mrs. Gertrude Warnock, a close friend of the family, Mrs. Edith Stevens, and Robert Kinney, Neff's caretaker.

A service for Judges Fee and McCulloch was held Oct. 6 at the opening of federal district court here.

Judge Fee, a member of the federal ninth circuit court of appeals in San Francisco who sat on the federal bench in Oregon for 23 years, died Aug. 25. Judge McCulloch, retired U.S. district judge in Oregon, died Sept. 30.

Fire Burns Tractor; Building Damaged

A tractor was burned in one fire and two rooms at Farmers Packing company were considerably damaged in another yesterday, firemen reported.

The tractor, being used by C. H. Buffington in an attempt to extinguish a grass fire at the east end of Coal Mine rd., tipped over when a front wheel went into a ditch. It was ignited by the grass fire. Firemen, called about 6 p.m., said that the machine was a total loss and that a 150 by 600 foot area of grass was burned.

Fire originated in cardboard boxes in the receiving room at the meat packing firm, 2813 Biddle rd. Firemen said that it extended to the receiving and storage rooms. The fire department was called about 4:39 p.m.

Salem—UPI—Frank McKennon, Oregon agriculture director, is in Nashville, Tenn., this week for the annual meeting of the National Association of State Departments of Agriculture.

Medford Grouped With Eugene and Salem in Size

Medford is now listed as one of the three Oregon cities in the 25,000-50,000 population category, along with Eugene and Salem, according to figures released by the state board of census.

Medford's population, estimated at 26,300, represents a 52 per cent increase during the last nine years.

Also reported were population estimates for other Jackson county towns. Towns, populations and percentages of change since 1950 include, Ashland, 8,900, up 15 per cent; Central Point, 2,300, up 38 per cent; Jacksonville, 1,160, down 2.8 per cent; Eagle Point, 690, up 13.7 per cent; Gold Hill, 665, up 7.4 per cent; Phoenix, 800, up 7.2 per cent; Rogue River, 600,



LIBRARY DISPLAY—A display on National Newspaper week which continues through Saturday, Oct. 24, is on exhibit at the Jackson county public library. Miss Joyce Marlin, assistant librarian, checks the display after completing it Saturday. The display is centered around a poster of a newsboy and includes United Press International teletype copy and Unifax pictures furnished by the Mail Tribune in addition to several glossy photographs which have been reproduced in the Mail Tribune. A number of books pertaining to the subject of newspapers have been placed on a shelf near the display.

Ohio Man Takes Russian Citizenship

Moscow—UPI—Robert Edward Webster, Cleveland, Ohio, a plastics technician at last summer's U.S. Exhibition in Moscow, has given up his American citizenship and become a Soviet citizen, it was revealed today.

H. G. Rand, president of the Rand Corporation, Webster's employer at the exhibition, quoted him as saying: "I've examined both systems and decided that I like it here and want to live here. I'm doing this for ideological reasons."

Domestic Trouble Claimed
 But Rand told reporters that "that's not true — he's having domestic troubles back home."

Webster was the second American to renounce his U.S. citizenship and seek Soviet citizenship in Moscow this year. Nicholas Petrulli, 38, Valley Stream, N.Y., renounced his citizenship in August, but then changed his mind and asked to have it reinstated. The State Department ruled that Petrulli had been in a troubled state of mind when he acted, and he kept his U.S. citizenship. Petrulli's brother sent him money and he returned to New York.

The U.S. embassy said Webster signed an affidavit last Saturday rejecting his American citizenship.

Soviet Passport Received
 The 30-year-old technician applied for a Soviet passport last July 11, and received it Saturday.

He is living in Leningrad, Rand said, because that is the center of the plastic industry in the Soviet Union.

Rand said that Webster told him he had "several job offers" as a technician in new plastics industries which are growing fast in the Soviet Union.

Girl Injured as Car Hits Parked Vehicle
 Nancy Lee Hurlbut, 18, of route 4, box 437, Medford, was treated for bruises at Sacred Heart hospital Sunday following a traffic accident on South Riverside ave. between 10th and 12th sts.

She was a passenger in a car driven by Morris Lee Gunn, 20, of 115 Oak dr. Medford. Gunn told Medford police that he took his eyes off the road and struck the rear of an unoccupied parked car owned by Gene Clyde Rotan, 1025 Court st.

WEATHER
 FORECAST: Considerable cloudiness tonight and early Tuesday with chance of a few showers tomorrow. High tonight 48. Low Friday 65-68.
 Highest yesterday 69
 Lowest this morning 35

Our Skies Tonight
 Sunset today 5:25 p.m.
 Sunrise tomorrow 7:39 a.m.
 Moon rise tonight 7:31 p.m.
 Last Quarter Oct. 24
 PROMINENT STAR
 Aldebaran, near the Moon.
 VISIBLE PLANETS
 Jupiter, sets 6:42 p.m.
 Saturn, low in southwest 7:45 p.m.
 Venus, low in east 1:33 a.m.
 (All times Pacific Standard.)

Ike's Plan To Seek Injunction Said Unknown

Union To Fight Against Issuance

Washington—UPI—President Eisenhower today ordered the Justice Department to seek a back to work injunction to end the steel strike.

Washington—UPI—President Eisenhower's fact-finding board reported today that steel negotiations are hopelessly dead-locked, but the White House declined to say if he would seek an immediate injunction to halt the strike for 80 days.

The Steelworkers Union served notice it would fight "with might and main" against issuance of an injunction.

Failure To Agree Told
 The three-man fact-finding panel set up under the Taft-Hartley law told the President that union and management have failed to agree on "any single issue of any consequence," and there are no prospects for an early end of the 97-day-old walkout.

This cleared the way for Eisenhower to ask for a court order to end the strike. But Presidential Press Secretary James C. Hagerty would not say when or if he would take such action.

Hagerty said the President wants to study the report carefully and "there's no time limit on that."

"This report is now before the President and I have no announcement at this time of any presidential action," Hagerty said.

No Action Expected Today
 The Justice Department was prepared to go into court in Pittsburgh and seek an injunction if the President gives the go-ahead. Department officials said, however, that no action was expected today.

David J. McDonald, steel union president, declared that the steelworkers would go to the Supreme Court if necessary to fight issuance of a court order to end the economy-crippling walkout.

McDonald, who met with the union's executive committee, reiterated that if an injunction is issued, "we will live up to the law of our country." But he added "we will fight its issuance with might and main." The committee backed rejection of the latest management offer in the dispute.

Portland—UPI—James B. Elkins, local night life figure whose revelations touched off the 1957 Portland vice probe, went on trial on a burglary conspiracy charge today.

"You're Being Provocative, Malicious, Slanderous, and Nosy"



FACT-FINDERS FAIL—President Eisenhower's fact-finding board reported at the White House today on its failure in efforts to end the steel strike, clearing the way for a court injunction to halt the walkout for 80 days. Left to right are President Eisenhower, holding the report, John A. Perkins, Paul M. Lehocky and George W. Taylor, chairman. (UPI Telephoto)

Boy Trips Alarm At Sears Store

A red light glowed suddenly on the panel for burglar alarm systems in the Medford police station Sunday morning, and two officers rushed to the new Sears Roebuck store at 501 East Jackson st.

A swift investigation in the area around the store showed a parked car containing a mother and her two sons. The mother, Mrs. Eva Irene Hill, of 521 Pearl st., told officers that one of her sons, 9-year-old Ronald Montgomery Hill, had pushed against the northeast door opening into the garden shop and found it unlocked. She said she did not know the burglar alarm flashed.

Officers checked all doors and found them to be secure, then returned to the station. This is the second false alarm at the new Medford shopping center and the Sears store since the new Safeway store nearby was held up on Monday, Sept. 7. The holdup man who made off with between \$2,000 and \$5,000 in cash has not yet been apprehended. Keegan Townsend, a Mail Tribune advertising salesman, and a relative were temporarily suspected as hold-up men when Townsend playfully pushed a note across the counter to his wife, a store employee, a few days after the Safeway store holdup.

Portland—UPI—Dr. Bradford P. Miller was inaugurated Sunday as president of Portland State College here.

Ashland Man to Face Court Action Today

George S. Riley, 338 Laurel st., Ashland, faced district court action today on a warrant charging him with keeping a minor child from school.

Riley was arrested Saturday and posted \$50 bail at that time, Ashland police reported.

The complaint against Riley was signed by Edward F. Harmon, Ashland school district attendance officer. A warrant from district court against Riley went unserved for over two weeks by Jackson county sheriff's deputies.

Riley, arrested in connection with keeping his daughter from attending Ashland elementary schools, reportedly has been away from his residence in that city most of the time.

Bids Asked on Project At Birdseye Creek

Among the 12 projects on which the state highway commission has invited bids is the widening of Birdseye creek bridge on Highway 99 west of Gold Hill.

Bids will be opened Nov. 3 at 9 a.m. at the state highway building in Salem. The contracts are to be awarded two days later, it was reported.

A number of traffic accidents, including fatalities, have occurred at the bridge in recent years.

U.S. Has No Retaliation Plans in Soviet Ouster Move

Washington—UPI—The State Department said today that this government would not automatically expel a Soviet diplomat in retaliation for Russia's ouster of the top Security officer in Moscow.

Spokesman Lincoln White left the door open, however, for such a move. He said a Soviet diplomat may be kicked out if there are reasons for such actions which are "good and sufficient in themselves."

He replied "no comment" when he was asked whether there were any such reasons to consider the expulsion of a member of the Soviet Embassy here.

Earlier, Sen. John Sherman Cooper (R-Ky.) said the U.S. should retaliate against the Russians unless they apologize for the ouster of Russell A. Langelle on charges of spying.

The Russians have rejected an American protest which denounced the charges as phony and accused the Reds of threatening Langelle in an unsuccessful effort to gain American secrets.

In the past, this government frequently has resorted to retaliatory expulsion of Iron Curtain diplomats when

U. S. officials were ousted from Communist countries.

White was asked whether these cases were just coincidences. He replied that he didn't know how many times it had happened.

He said Langelle was expected to report to the State Department as soon as he returns to this country.

Cooper said the only thing the U.S. can do "unless there is a very clear apology from the Soviet Union, is respond by asking one of their people to leave this country."

"They should be strongly rebuked and told in no uncertain terms that we disapprove of this action."

"I don't think he was spying," the former diplomat said.

Senate Democratic Whip Mike Mansfield (Mont.) described the Soviet claim that Langelle was a spy as a "far-fetched" excuse for ousting him. He said he thought it

possible the State Department would retaliate in line with established U.S.-Soviet practices.

The United States accused Russia of seizing Langelle and trying to bribe and bribe to force him to spy for them. The State Department said Russia ordered him out of the country when he refused to be a turncoat.

Lakeview Mining Figure Killed

Lakeview, Ore.—UPI—Dr. Garth Thornburg, about 40, former president of the Lakeview Mining Co., a uranium mill and mining operation, was fatally shot in a hunting accident near Grand Junction, Colo., Sunday, according to Ted Conn, the company's attorney.

Conn said Thornburg left Lakeview last week with friends and business associates for a hunting trip.

Authorities told Conn the fatal shot was apparently fired by a member of another hunting party.

Thornburg had extensive mining interests in Colorado and southern Utah. He moved to Lakeview in 1955 and became president of the mining company, and recently stepped down from the position though he remained in control of the interest.

He is survived by a wife, a son and daughter and a brother.

Pear Blossom Event Dates Announced

April 9 and 10, 1960, have tentatively been set for the seventh annual Rogue Valley Pear Blossom festival, according to Russ Jamison, festival president.

The festival will be held concurrently with the third annual Sports Fair sponsored by the Crater Lions club of Medford, Jamison said.

The Pear Blossom festival will again feature a junior king and queen and the traditional Saturday blossom parade.

Dave Franklin, chairman of the fair, and Jamison reported that the committees would meet soon to coordinate activities.

Baptist Foundation Given Green Light

Astoria—The green light for establishment of an Oregon Baptist Foundation was given here at the 71st annual Oregon Baptist convention. It would be the first state foundation in the American Baptist convention.

Personal Tax Collections Higher

Portland—UPI—Figures submitted to the Legislative Interim Tax Committee Saturday showed that collections of personal income tax for the first three months of Oregon's fiscal year up to Oct. 1 ran higher than last year.

Collections were \$18,486,639. The 1958 figure was \$17,228,916.

The statistics also revealed that corporation taxes in the state are higher. New figures total \$2,161,762 versus last year's \$1,402,864.

Albany Workers To Be Reinstated

Washington—UPI—Four employees of the Wah Chang Corp., of Albany, Ore., have been ordered reinstated without loss of pay by the National Labor Relations Board.

The NLRB held the metals firm guilty of unfair labor practices. It also ordered it to halt dealing with the independent Zirconium and Allied Metals Union until a Board-conducted election determines if it has support of a majority of the workers.

The four men had been discharged on grounds they solicited without authorization membership in the Metals Trades Council of the Portland vicinity.

General Assembly Renews Seat Debate

United Nations, N.Y.—UPI—The General Assembly renewed efforts today to decide whether Red Poland or pro-Western Turkey shall become a two-year member of the Security Council. Diplomats saw no prospect of an early break in the deadlock.

Pictures of Other Side of Moon Said Transmitted by Russia's Satellite

Moscow—UPI—Man may get his first look this week at the mysterious back of the moon which has never been turned toward the earth.

Satellite Hidden
 One Soviet scientist said eventually Lunik III may burn up in the earth's atmosphere or fall onto the moon.

Tass said the satellite now was hidden from Russia and that its next transmission of information is scheduled for Wednesday between midnight and 1 a.m. (P.S.T.)

Convicted Author Scheduled To Die In Chamber Friday

Several Factors Weighed Heavily

Sacramento, Calif.—UPI—Gov. Edmund G. Brown today refused to save the life of Caryl Chessman, kidnaper-rapist and scheduled to die next Friday best-selling author who is in the San Quentin Prison gas chamber.

"I have used the power of clemency before," the governor said in a formal statement, "and in proper cases I will use it again. I do not believe this is a proper case."

Factors Weighed
 Brown said several factors weighed heavily in his thinking not to grant mercy to Chessman. These, he said, included "a deliberate plan of robberies, sexual attacks, and the use of a loaded gun."

"So too, has Chessman's failure to show contrition."

"His attitude has been one of steadfast arrogance and contempt for society and its laws. I have considered too the matter of prior felony convictions. Our Constitution recognizes this as a factor in clemency and limits the governor's power to act except upon recommendations from the state Supreme Court where there is a prior felony conviction."

"Because of all these considerations, I have decided that I will not intervene in the case of Caryl Chessman."

Sworn To Uphold Law
 Brown reiterated his personal opposition to capital punishment but said he had sworn to uphold and "faithfully to execute the laws of this state."

"Capital punishment remains part of that law," his statement said, "and the chief executive, whatever his personal beliefs, must respect and be guided by the will of the people."

Brown said he had great power to grant clemency but he said in the Chessman case "I have searched the record and my conscience for some sufficient basis for resolving the issue in favor of clemency."

"I have been unable to do so."

Medford Stores Open Until 9 O'Clock Tonight