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MEDFORD, OREGON, SUNDAY, SEPTEMBER 11, 1960

United Press International—Full Leased Wire

No. 149

Supreme Court Rules in Favor Of Elmo Smith

Candidate To Get
Data in Pamphlet

Salem — (UPI) — The Oregon Supreme Court voted 4-3 Friday to allow Elmo Smith, Republican candidate for the U.S. Senate, to have his picture and statement of candidacy in the general election voter's pamphlet.

Smith took Secretary of State Howell Appling Jr. to court over the issue of whether Smith had met the legal deadline for submitting the material.

Appling said the deadline was 5 p.m. Aug. 29. When Smith showed up with the material the next day, it was rejected.

The attorney general's office backed up Appling's stand and Smith went to the high court for a writ of mandamus against Appling, also a Republican, to clear up the deadline question.

Friday's decision overruling Appling's objection to the writ was oral. The formal written opinion citing reasons for the ruling is expected next week.

Dissenting opinions were given by Justices Kenneth J. O'Connell, Gordon Sloan and Alfred T. Goodwin. Carrying the rare split were Chief Justice William McAllister and Justices George Rossman, William C. Perry and Harold J. Warner.

Delighted by Ruling
Smith said he was "delighted that the voters of Oregon will have an opportunity to read my dynamic program for serving the nation and Oregon in the United States Senate."

He said he wanted to emphasize that Appling was "performing his duty according to law. I never expected him to take arbitrary action to place my material in the voter's pamphlet and I never, at any time, asked nor expected him to compromise his position as a responsible public official."

Appling to Abide
Appling, candidate for Secretary of State, said "I will, of course, abide by the Supreme Court's decision. They are all honorable, learned gentlemen, and I have no intention of second guessing their ruling."

Democrat Maurice Neuberger, Smith's opponent this fall, said the other candidates "except Mr. Smith had to live up to the secretary of state's well publicized instructions specifically setting the voter's pamphlet filing deadline at 5 p.m. Aug. 29. But the Supreme Court had reason to permit him to file later. As I said before, when offering him assistance, Oregon voters deserve to know everything they can find out about Mr. Smith's voting record."

Heart Attack Takes
Rep. Edith Rogers

Lowell, Mass. — (UPI) — U.S. Rep. Edith Rogers, R-Mass., died of a heart attack today at a Boston hospital after a long illness.

She was 79, was best known in her home district here and in Washington for her vigorous championing of veterans legislation.

Mrs. Rogers was first elected in 1925 to succeed her husband, Rep. John Jacob Rogers, who died in office. She was reelected to succeeding congresses from the 70th through the 86th and became a political juggernaut in the Fifth Congressional District.

Mysterious Object Seen
In Sky Over Rogue River

Rogue River — An unidentified flying object was reported seen in the Rogue River area Thursday night for a short time.

Fred Dengler, former Rogue River mayor and present councilman, told the Mail Tribune he and his wife saw a "dull red, flashing" object in the sky as they were leaving their home, 230 Main st., about 7:35 p.m. Thursday.

He said "it" had a tail like a comet, and was heading west in the southern portion of the sky. He estimated a tail about six inches long, and said the object was going "very fast." He noted it was much larger than the Echo



WINS TALENT AWARD

Miss Oregon, Rosemary Doolen of Medford, received a \$1,000 award in Atlantic City last night for being the "most talented classical singer."

She is shown above as she competed in the swimsuit division of the Miss America contest. Miss Doolen won the Miss Oregon title at Seaside last month when she competed as Miss Salem. She is a student at Willamette university. (UPI Telephoto)

Michigan Beauty Picked by Judges As Miss America

Atlantic City, N.J. — (UPI) — Nancy Anne Fleming, teenaged, brunette beauty from Michigan, tonight was judged the fairest of them all at the Miss America beauty pageant.

The 18-year-old Miss America 1961, who succeeds 1960's Lynda Lee Meyd, smiled but appeared to be near tears when the announcement was made in jammed Convention hall. More than 18,000 spectators cheered her as she stood in the spotlight.

"I'm very happy but I feel very humble," she told newsmen. "I felt I had the audience's approval but I did not know about the judges."

Parents in Audience
Her parents and her grandparents, Mr. and Mrs. William D. Garrison, of Muskegon, Mich., were in the audience for her triumph.

"I don't want it to change her," Miss Fleming's beaming mother said. "The most important thing is that it doesn't change her."

Miss Fleming said that she remained in agonizing uncertainty over her prospects until the judges announced Miss California as the first runner-up, leaving Miss Michigan as the last of the five finalists named earlier.

Miss Fleming said she could not now follow through with her plans to attend college this fall because of the tour commitments in connection with the Miss America title, but she said she still hoped to achieve a career as a writer. She said she has no steady boy friend.

Billy Graham Opens
Crusade in Germany

Essen, Germany — (UPI) — Evangelist Billy Graham opened his second German crusade Saturday night with a call for a spiritual awakening in Germany "that will spread like a flaming sea over the world."

The plane crashed June 15 en route from Longview, Wash., to Kansas City. Aboard were pilot Jack Ferguson of Longview, the Rev. and Mrs. Paul Wordworth of Ridgefield, Wash., and the Rev. and Mrs. Gary Thompson of Woodland, Wash.

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FBI Arrests One of
Most Wanted Men

Washington — (UPI) — The FBI office here Saturday night announced the arrest of one of its ten most wanted men — Ernest Tait, 49 — in Denver, Colo.

Tait, who has been on the FBI's top ten twice, was sought this time for unlawful flight from Indiana to avoid prosecution on a burglary charge.

Estimated 8,000 To Start School Classes Monday

About 8,000 youngsters are expected to start classes in the Medford school district's 17 schools tomorrow morning.

Dr. Leonard B. Mayfield, superintendent, said cafeterias will be open in all schools except McLoughlin Junior High, where an addition to the cafeteria will not be completed for another week.

All McLoughlin Junior High students have been asked to take sack lunches for the first week. Milk can be secured at the school. The McLoughlin cafeteria, Dr. Mayfield said, will be open starting Sept. 17.

Buses will operate throughout the district as previously announced.

To Report at 8 a.m.
Hedrick Junior High school students are asked to report at 8 a.m., Dr. Mayfield said. Students at McLoughlin Junior High are asked to report to school starting at 8:20 a.m. for those who are not transported by school bus.

Transported students will arrive at McLoughlin about 8:50 a.m., Dr. Mayfield said, and will report immediately to home rooms for orientation.

High school students will report to the second period class on the school schedule which starts at 9 a.m. There will be no first period for high school students the first day, he said. The first period extends from 8:05 to 9 a.m.

The complete high school schedule will be followed the second day, Tuesday, he added.

Workers Excused
Some students, who have been working in the fruit harvest, will be allowed an additional week to continue their work after clearing the matter with the school principal, Dr. Mayfield said. Students who continue to work are encouraged to make an effort to obtain books, and keep up on assignments during the first week.

Kennedy Takes
Shot at Opponents

Los Angeles — (UPI) — Sen. John F. Kennedy, tired but happy after a rugged week of coast campaigning, fired a parting blast at Republican treatment of the West Saturday as he prepared to head back east in his quest for the presidency.

The Democratic presidential candidate will move eastward via a southwestern route—traveling from here to San Diego, Calif., and then to El Paso, Tex., to begin a two-day tour of the Lone Star state.

In Texas Monday, Kennedy will appear before the Greater Houston Ministerial association, where he will speak briefly and answer questions, presumably on issues raised by his being a Roman Catholic.

Airplane Wreckage
Found in Wyoming

Jackson, Wyo. — The wreckage of a light plane missing since June 15 with five persons aboard was spotted Saturday by Price Millward, manager of the Jackson airport.

The blue and white Cessna "hit awful hard" in a rugged wilderness area 60 miles northeast of here and 25 miles southeast of the south border of Yellowstone National park, Millward said.

The plane crashed June 15 en route from Longview, Wash., to Kansas City. Aboard were pilot Jack Ferguson of Longview, the Rev. and Mrs. Paul Wordworth of Ridgefield, Wash., and the Rev. and Mrs. Gary Thompson of Woodland, Wash.

Porter To Speak
Here Wednesday

Congressman Charles O. Porter, who is seeking his third term as representative from the Fourth Congressional district, will arrive in Medford Wednesday.

Porter will be the main speaker at the Jackson County Democratic Central committee meeting at 8 p.m. in the Labor Temple, 24 1/2 South Grape st., Medford.

The meeting is open to the public and a social hour will follow.

"Boy—Suppose That Had Happened While
I Was In Office"

Two National Security Agency defectors in Moscow

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Russia Warned To Keep Hands Off Congo Crisis

Cease Fire Arranged
By United Nations

United Nations, N.Y. — (UPI) — The United States tonight handed Russia an angry new warning to keep hands off The Congo in one of a series of explosive developments from the African crisis.

The U.S. statement climaxed a day in which U.N. forces in The Congo announced they had arranged a cease fire between warring secessionists and central government troops, and moderate president Joseph Kasavubu said he had fired pro-Russian Premier Patrice Lumumba for the second time within a week.

Debate Adjourned
Kasavubu's surprise notice that he had replaced the Lumumba regime with a new moderate government prompted the Security Council to adjourn its emergency debate on the crisis until Monday.

Ambassador James J. Wadsworth issued a curt statement immediately after the session saying the United States would not "stand idly by and see the Soviet Union flout the will of the United Nations" in The Congo.

"They (Russia and Poland) are clearly in defiance of the U.N. Security Council resolutions which they themselves supported," the statement said.

Appeal Shuffled Off
Earlier Deputy Soviet Foreign Minister Vasily V. Kuznetsov had shrugged off an appeal from council president Egidio Ortona of Italy that the big powers refrain from any action that could aggravate the crisis.

Kuznetsov made it clear Russia reserved the right to continue sending military air transports and personnel to the service of Lumumba. But the Russian appeared confused at Kasavubu's claim to having deposed the erratic, left-leaning Lumumba.

Kasavubu, in a cablegram to Secretary General Dag Hammarskjold, promised his new government would renounce Soviet or other foreign aid and rely completely on the United Nations to bring stability to the country. He asked for immediate U.N. recognition.

Patrice Lumumba
Fired as Premier

United Nations, N.Y. — (UPI) — Moderate President Joseph Kasavubu of the Congo notified the Security Council Saturday that he had fired pro-Russian Premier Patrice Lumumba for the second time within a week and formed a new government that would renounce Soviet aid and follow the United Nations.

The 11-nation council adjourned its emergency debate on the Congo crisis until Monday shortly after Kasavubu's cablegram to Secretary General Dag Hammarskjold was received.

The Lumumba representative at the council earlier had requested postponement of the debate to allow a Congolese delegation to arrive from Leopoldville.

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Khrushchev To Be Restricted To Manhattan Island on Visit

Quarantine of
Prime Minister
'For Own Good'

Difficulty of
Protection Cited

United Nations, N.Y. — (UPI) — The United States, in the most stringent restriction ever placed on a visiting diplomat, Saturday ordered Nikita S. Khrushchev quarantined to Manhattan Island during his visit to the United Nations General Assembly.

It was an obvious slap at the Soviet premier who cancelled President Eisenhower's visit to Russia over the U2 plane incident, but the state department said it was restricting Khrushchev's movements for his own good, because his recent "hostile statements" would make it more difficult to protect him.

Applies to Others
The restriction applied not only to Khrushchev but also to Hungary's Janos Kadar and Albania's Mehmet Shehu, both outspoken critics of the United States, and both ripe targets for Hungarian and Albanian refugees in America.

Polish Communist party leader Wladyslaw Gomulka, Marshal Tito of Yugoslavia, and Czech President Antonin Novotny, heading their delegations to the Sept. 20 assembly opening, were not mentioned and will have wider travel rights.

Khrushchev can either remain on the Russian ship Ballika now carrying him to New York, go to the Russian delegation building on swank Park ave., or put up at a hotel such as the Waldorf-Astoria.

But if he hopes to visit the Freedomland amusement park as he wanted to visit Disney land during his visit to the west coast a year ago, he will be disappointed. Freedomland is in the Bronx. Also out of bounds: The Statue of Liberty, the Russian diplomatic residence at Glen Cove, Long Island; Staten Island, and such places of interest as the Brooklyn Navy yard. But he can go to Wall Street if he wishes or the Empire State building, or to the Metropolitan museum.

Communist diplomats except those from Yugoslavia, Poland and Czechoslovakia, normally are restricted to a 25-mile radius around New York in retaliation for travel restrictions on American diplomats in Communist lands.

Must Receive Permission
The restricted diplomats must receive state department permission 48 hours in advance to travel beyond the 25-mile limit.

The only previous quarantine that came close to being as stringent as the restriction imposed on Khrushchev was in the case of Chinese Communist General Wu who came to the U.N. during Korean war negotiations. He was allowed only to travel between his midtown Manhattan hotel and suburban Lake Success, where the U.N. then was meeting.

Thus the restrictions announced Saturday were the sharpest yet the United States could tell Khrushchev he was not welcome—although by treaty he must be permitted to enter New York as a U.N. delegate.

New Solution To Phoenix Boundary Dispute Shaping

Hurricane Carves
Path of Destruction
In Western Florida

The power failure left the city waterworks unable to pump water.

At Pine Craft community, just east of Sarasota, an uprooted tree crashed through the frame home of Leon Gile and narrowly missed the bed of an infant child.

The weather bureau reported gusts of 150 mph at Wauchula, a citrus growing community 70 miles east-northeast of Sarasota.

Weather officials at Jacksonville predicted the storm would pose a "serious" threat to the industrial city by Sunday.

Officials Confer
Local civil defense and Red Cross officials huddled in an emergency conference to decide whether to order evacuation of low-lying areas along ocean beaches and the St. Johns river.

The highway patrol said it had heard the city of Wauchula, with a population of some 6,000 was "turned topsy turvy."

The patrol said a trooper had been sent to Wauchula, but it was not known what progress he was making. Telephone lines were down and communication with Wauchula was impossible.

Sports Bulletin
Medford High school's football reserves defeated Eagle Point 12-0 here last night. Dick Byrd and Jack Lowery scored touchdowns for Medford.

WEATHER
FORECAST: Mostly sunny today and Monday. Chance of afternoon and evening showers over the mountains today. High today 85-100. Low tonight 55. High Monday 80-95. Low Monday 50-60. Precipitation, none.

Our Skies Tonight
Sunset today 5:23 p.m. Sunrise tomorrow 5:48 a.m. The Moon rises tonight at 10:23 p.m. Directly to the right of the Moon is the star, Aldebaran, above the Pleiades, and well to the left of the Pleiades shines the star, Capella.

Nixon Prepares
For Campaign Trek

Washington — (UPI) — Vice President Richard M. Nixon returned to his desk Saturday to complete preparations for a hard-hitting 9,000-mile campaign trek which begins Monday.

The Republican presidential nominee — released late Friday from Walter Reed hospital — showed up at his campaign office to begin work on notes for speeches he will make during the intensive week of campaigning.

Later he met with Adm. Arthur W. Radford (Ret.), Radford heads a retired servicemen's committee which is a part of the volunteer organization working for election of Nixon and his running mate, Henry Cabot Lodge.

Eagle Point Girl
Breadwinner Chama

Salem, Ore. — (UPI) — Georgia Rea Hubbard, 15, Eagle Point, is 4-H senior champion breadwinner at the Oregon State Fair and won a \$100 scholarship Saturday.

Hurricane Carves Path of Destruction In Western Florida

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Illegal Septic Tank Investigations Slated

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