

# DULLES PLANS USE OF UN VETO

In The Day's News

By FRANK JENKINS

Teletype chatter: Mrs. Louis Siegel was driving this morning in Portland in heavy traffic. Cars to the front of her. Cars to the rear of her. Like the guns at Balaklava when the Light Brigade charged through, their exhausts volleyed and thundered. Everybody was in a hurry, and Mrs. Siegel was in as big a hurry as anybody else.

Suddenly she was bumped from the rear by an impatient driver. She held her temper, supposing it was a slip of the toe on the throttle of the following car. Then she was bumped again, and this time the guy blew his horn. Still, being a patient woman, she held onto her temper.

The male driver of the car to her rear (who had been doing the rear bumping and the horn honking) got out at a stop light and started swearing at her for holding up the traffic.

That DID IT. Mrs. Siegel (weight 130 pounds) got out of her car. She started to tell him off politely, but just then her temper boiled over and she hauled off and hit him on the nose.

The man (I reckon, in view of the fact that he wears pants and a shirt, he could be called a man) reeled back, clutching his bloody nose, and beat a retreat.

The teletype adds that he was treated later at a hospital.

I don't know this Mrs. Siegel. But I'd like to know her. I'd like to tell her just how wonderful I think she is. If there is any peat more annoying than the peat who in heavy traffic blasts his horn at you and bumps your bumpers, when you want to get where you're going just as much as he does but can't because of all the traffic ahead of you, I wouldn't know what it could be.

Over and over I've felt the urge to do what Mrs. Siegel did in Portland this morning, but I never had quite nerve enough to go through with it.

I salute her.

In an effort to throw some light on our district attorney-circuit court ruckus, which is rapidly becoming a nuisance that must be abated if law enforcement is not to break down in Klamath county, KFLW's Floyd Wynne addressed a series of questions the other day to District Attorney Alderson and Circuit Judge Vandenberg.

They were temperate, moderate questions that sought to bring out the facts involved in this unfortunate situation that has arisen. Both Judge Vandenberg and Mr. Alderson indicated that they would be willing to answer them. It was Wynne's purpose to use the answers, exactly as given, in his Wednesday evening broadcast, hoping that in that way the public might get a better picture of what it is all about and thus might be able to come to a more intelligent conclusion as to what ought to be done about it all — if anything.

At this point, the Klamath County bar association entered the picture with a statement to the effect that it would be contrary to the ethics of the legal profession for a judge to permit himself to be subjected to questioning in a matter of this sort and suggested that it would be better for the bar association to do the answering.

I'm in sympathy with that suggestion. Except at the polls (circuit judges in Oregon are elected by the people) no judge should have to give a public accounting of his actions and his decisions, which are subject to review by the higher courts. We certainly must maintain the dignity of our courts if justice is to prevail.

But — We are facing a humiliating situation here in Klamath county. The situation is approaching a point where it is beginning to look to laymen like justice is bogging down because of a conflict between our prosecuting attorney and our courts. Judge Van Vactor enters the situation today with sharp criticism of the district attorney.

We can't let such a situation go on.

But what are we to DO ABOUT IT? It is a highly technical issue. We laymen are not qualified to give a proper technical answer. It looks to me like it is high time for the Klamath County bar association, which is composed of lawyers, to tell us just what we ought to do in this annoying and humiliating situation. And how. And when, I hope such an opinion may be forthcoming — without too much delay.

**State Job List Shows Increase**  
SALEM (AP) Labor disputes and a late season were jointly responsible for a 5,300 increase in the number of jobseekers reported this week by 26 offices of the State Unemployment Compensation Commission.

About 28,000 persons were actively seeking work at the mid-year compared with 22,600 on July 1 and 25,500 a year ago. Only 620 unfilled job openings were counted by local office representatives of July 1, the lowest number at this period since the end of the war.

# Klamath and News

Price Five Cents—26 Pages

WEDNESDAY MORNING JULY 8, 1954  
FALLS, OREGON, THURSDAY, JULY 8, 1954  
Telephone 8111 No. 2487

## District Judge Van Vactor Testifies In Court Battle

By LYLE DOWNING

Two persons involved in what police described as a sordid sex case were free Thursday after District Judge D. E. Van Vactor testified in circuit court that they were illegally held in the county jail on a defective complaint filed by the district attorney's office.

This new development in Klamath County's battle of the courthouse came to light when Judge Van Vactor was called as a witness at a habeas corpus hearing for Carl Zumwalt, held for the grand jury on a charge of contributing to the delinquency of a minor.

Judge Van Vactor, during his testimony at the habeas corpus hearing before Circuit Judge David



D. E. VAN VACTOR  
District Judge

R. Vandenberg, denounced the district attorney's office and said he had been "covering up" the district attorney's legal errors.

While under questioning by Attorney U. S. Balentine, counsel for Zumwalt, Judge Van Vactor was asked if it was true that the district attorney's office had failed to establish venue in the sex case or had produced any evidence that the alleged crime was committed in Klamath County. The judge said venue had not been established at the preliminary hearing for Zumwalt in his court.

Balentine then asked Judge Van Vactor if it wasn't a fact that he had commented on the lack of venue before he ordered Zumwalt and Mrs. Florence Anderson, a co-defendant, held to answer to the grand jury. The judge made the following reply:

"I do recall making considerable comment about the way this case was handled and the venue was important to be established. It isn't the first time it has happened. It happened several times. The district attorney's office has failed to ask elementary questions about establishing locale or location where the crime was committed, and he didn't do it in this case."

"The facts in the case were sordid, and from the testimony it was a rotten type of conduct. And because of the inefficiency of the district attorney's office to properly conduct the hearing, and failure to ask necessary questions, I attempted to cover up you might say, the miscarriage of the district attorney's office, and which I regret."

"And I want to go on record right now as stating from here on I will not be embarrassed or humiliated by any misconduct on the part of the district attorney's office. I am not going to cover up for them. They are going to stand on their own feet, and regardless of public comment, the law is going to be followed. I am sick and tired of being the goat in such escapades as are happening now, and I don't intend to be any more."

After Judge Vandenberg recessed the hearing, Judge Van Vactor went to his own courtroom and issued an order setting aside his previous order holding Zumwalt and Mrs. Anderson for the grand jury. They were immediately released from the county jail.

## Puerto Rico Terrorists Sentenced

WASHINGTON (AP)—Four Puerto Rican terrorists who shot up the House of Representatives March 1 and wounded five of its members were given maximum prison sentences Thursday ranging up to 75 years.

A fiery brunette, Lolita Lebron, 24, self-styled leader of the group, received a sentence of 16 years, 8 months, to 50 years.

Her three male companions received sentences of from 25 to 75 years each.

U.S. District Judge Alexander Holtzoff said he felt maximum sentences were justified because the crime was "so heinous, so infamous, so daring and so atrocious as to shock the conscience of the nation."

The longer sentences for the three men resulted from the fact that a jury convicted them last month on five charges each of assault with intent to kill and five charges each of assault with a dangerous weapon.

Mrs. Lebron was convicted only on five charges of assault with a dangerous weapon.

Before hearing their sentences, the four Puerto Ricans protested anew that they merely staged a demonstration in behalf of Puerto Rican independence, and did not intend to kill anyone.

In their own minds, the Puerto Ricans said, they did not feel they were guilty of any crime.

Judge Holtzoff took a different view. He called the pistol attack on the House "dastardly, wicked and ruthless." Except for the skillful work of surgeons, the judge said, the Puerto Ricans would have been before him to hear death sentences, instead of sentences on lesser charges.

Lawyers for the Puerto Ricans said in advance of the sentencing they would file notices of appeal.

The three men, convicted June 17 and sentenced with Mrs. Lebron were: Rafael Cancel Miranda, 25; Andres Figueroa Cordeiro, 28; and Irving Flores Rodriguez, 28.

Testimony was taken during the dramatic two-week trial from the four defendants and from the five wounded congressmen—Reps. Clifford Davis (D-Tenn.), Alvin H. Bentley (R-Mich.), George H. Fallon (D-Md.) and Ben F. Jensen (R-Iowa), and Kenneth A. Roberts (D-Ala.).

## KF Democrats To Hear Adlai

Adlai E. Stevenson, who is vacationing on the Metolius River in Oregon, will be heard by scores of Klamath County Democrats who will travel to Eugene, Saturday, July 10, to attend a statewide rally honoring the former Illinois governor.

A caravan of cars will leave from the Klamath County Courthouse at 9 a.m. Saturday. The local delegation will reach Eugene in time for a luncheon to be held in Springfield, followed by the Eugene rally at the civic auditorium starting at 3:30 p.m., at which Stevenson will deliver a major address.

The 1952 presidential nominee has been a guest at the Corbett Ranch on the Metolius River since Sunday. He will leave Oregon after the Eugene meeting for an Alaskan tour. Saturday's speech is expected to be of major importance and is attracting nationwide attention. Delegates from every county in Oregon will attend.

Klamath residents wishing transportation to Eugene to attend the rally are asked to call 5647 or 5657. Some of the cars will return to Klamath Falls Saturday evening.



CHECKING TV SIGNAL STRENGTH this morning with a portable test unit were George Groesbeck, 105 West Oregon and Don Orrell, manager of City TV Television.

## Basin Men Win Homesteads

Two Klamath County men were named winners of homesteads in a drawing held at Rupert, Idaho, Tuesday. The farms are in the rich Mindoka area.

The second name to be drawn from the hat was that of Carl Purkey, Dairy, Oregon, and 33rd in the drawing was John Noggle, son of Mrs. and Mrs. W. G. (Doc) Noggle, 1965 LeRoy Street Klamath Falls.

Sixty irrigated homesteads of 100 acres each and valued at \$10,000 will be awarded when applicants' qualifications have been checked.

The homesteads are a part of the Northside Pumping Unit of the Mindoka reclamation project.

Young Noggle is completing his masters degree in animal husbandry at Oregon State College, and will go to Idaho in the near future to look over the homestead sites.

## Sportsmen Plan Picnic

The Klamath Sportsmen's Association will sponsor a picnic at Collier Park next Sunday, starting at 11 o'clock.

A spinning contest, both accuracy and distance, children's games and races, and a tall tales contest will highlight the afternoon. The public is cordially invited to attend. Ham, watermelon, coffee and pop will be furnished by the Sportsmen, but those attending should bring their own plates and silverware and side dishes.

Boat tickets must be turned in prior to the picnic.

## Weather

FORECAST—Klamath Falls and vicinity: Sunny and warm through Friday a 7. High Friday 83; Low Thursday night 56.

High yesterday 83  
Low last night 46  
Precip. last 24 hours 14.45  
Since Oct. 1 14.85  
Same period last year 14.87  
Normal for period 12.21

## Picket Line Crossed By Workers

The full day shift at the Red Bluff Moulding Company went to work on time this morning crossing the Lumber and Sawmill Workers AFL union picket line, according to word received by the Pine Industrial Relations Committee here.

All of the men returning to work were former employees. The shift is composed of approximately 50 men.

The Wildwood Lumber Company, also at Red Bluff, is operating today behind a picket line, according to PIRC. Some 32 men, most of them former employees of the planing mill and yard, reported for work making up a full crew.

The two sawmills at Prospect, operated by the Red Blanket Lumber Company, and its planer yard and shipping operation at Eagle Point also have full crews working. Woods employees at Prospect are also working, PIRC reported. Approximately 68 per cent of those making up the full crews are former employees and members of IWA-CIO local 6-122.

The Forward Bros. Lumber Company at Red Bluff is operating its planing mill at Red Bluff and woods operation at Manton near Red Bluff as well as doing repair work on the sawmill. All employees are crossing picket lines, PIRC stated.

The planing mill and moulding department are in operation at the White Pine Lumber Company at Allura, with about 40 men crossing the picket lines, it was reported.

Also about 22 former strikers and an unknown number of new employees were working today behind picket lines at the Dorris Lumber and Moulding Company in its Sacramento plant. PIRC stated that an unknown number of workers are crossing picket lines at other Sacramento box factories.

The National Labor Relations Board has advised the White Pine Lumber Company at Lakeview that it has on file a petition by which employees ask to rescind the authority of the AFL local union to negotiate a union shop contract.

NLRB has scheduled a hearing at Lakeview today on a decertification petition filed by employees of American Forest Products Corporation of Lakeview.

## Indian Group Opposes Bill

WASHINGTON (AP)—Legislation to permit states to take civil and criminal jurisdiction over Indians was opposed Thursday by the National Congress of American Indians, unless provision is made to require consent of the Indians to the change.

Glen Wilkinson, attorney representing the Indian organization, told a joint Senate-House interior subcommittee the bill would subject Indians to state jurisdiction even if they did not want it.

## Fraser River Dikes Holding

VANCOUVER, B.C. (AP)—Dikes along the Fraser River held firm Thursday as the water level at Mission, B.C., inched up to 20.06 feet, a rise of only .02 feet in 24 hours.

Although high water has been pressing against the dikes for three weeks, "reassuring reports from all stations" were received by provincial dikeing commissioner Jock L. Macdonald.

Meanwhile, in the interior, continued hot weather has swelled the Columbia River to more than 29.47 feet, flooding out some roads and light industry.

Night-time ferry service across the Columbia has been cut sharply and searchlights probed the boiling water as driftwood swept down-stream past the Castlegar and Robson ferry landings, near the smelter city of trail.

## Secretary Blasts Red China Regime

WASHINGTON (AP)—Secretary of State Dulles said Thursday the United States would use its veto if necessary, to keep Red China out of the U.N. Security Council.

Dulles expressed complete confidence the Red China regime would be unable to gain admittance at the fall session to any of the principal U.N. organizations, including the assembly.

At a news conference, Dulles denounced the Peiping regime for flouting the United Nations in Korea, supporting the Communists in Indochina and generally failing to fulfill international obligations.

Dulles said firmly, in answer to questions, he did not believe there would be any occasion for the United States to withdraw from the United Nations if Red China is admitted, as Sen. Knowland (R-Calif.) proposed.

Talk of pulling out of the United Nations, he said, strikes a note of defeatism which is entirely unjustified because the United States and like-minded countries have a powerful case for blocking Red China's membership.

President Eisenhower said he is "completely and unalterably opposed under the present situation to admission of Red China to the United Nations."

His stand was believed to have warded off likelihood of any early Senate action to put Congress on record with formal notice of American withdrawal if Red China should be admitted, as suggested by Knowland.

Knowland himself has been cooling on his idea and Sen. George (D-Ga.) said in an interview he does not now expect such a proposal to be offered.

George, who is senior Democrat on the Senate Foreign Relations Committee, said he would oppose

## Vietminh Cut Off French

HANOI, Indochina (AP)—Vietminh guerrillas moved Thursday to cut off the southernmost French defense post in the Red River delta.

A French army briefing officer reported the Vietminh had ordered residents of a village north of Hung Yen to clear out so the village can be used as a base for harassing Hung Yen and the road leading north to Hanoi.

Hung Yen, 25 miles southeast of Hanoi, lies inside a bend of the Red River which forms the southwestern corner boundary of the territory still held by French forces after their evacuation 10 days ago of the southern delta.

French intelligence believes the Vietminh are establishing a base of operations on an island formed by a Red River channel split just northwest of Hung Yen.

Meanwhile, the briefing officer reported, Vietminh guerrillas harassed a half dozen small French posts 10 to 15 miles west of Hanoi and north of the vital supply line between Hanoi and Halphong seaport.

## Fossil Found Near Condon

CONDON, Ore. (AP)—Fossil bones of a rhinoceros-like mammal, not previously reported west of the Rocky Mountains, have been found on Iron Mountain in Wheeler County.

Lon Hancock, Portland paleontologist, made the find in an area 10 by 20 feet on the south side of the mountain, near Clarno. He said some 1,500 bone fragments were there, including the jaw bone of the rhinoceros-like animal, which he identified as a pantodont.

The pantodont actually was larger than a rhinoceros, with a short body and heavy legs, he said.

## Secretary Blasts Red China Regime

such a move because it "might deprive us of freedom of action at a critical time."

Dulles also said in dealing with other matters: 1. Neither he or Undersecretary Walter Bedell Smith has any present plans to return to the Geneva Far East conference, even though Soviet Foreign Minister Molotov, French Premier Pierre Mendes-France and Chinese Communist Foreign Minister Chou En-Lai have made arrangements to do so. He does not wholly exclude this possibility, however.

2. The United States hopes and expects to grant full diplomatic recognition to the new government of Guatemala after that regime has demonstrated willingness and ability to meet existing international obligations.

3. He hopes present talks with Britain aimed at creating an anti-Communist defense in Southeast Asia can be wound up quickly and that other non-Communist countries will join.

## Union Calls Plywood Firm Strike

PORTLAND (AP)—The M and M Woodworking Co.'s plywood operations in Oregon were struck by the AFL Lumber and Sawmill Workers Union Thursday and the firm's plant at Eureka, Calif., was expected to be struck.

Eberly Thompson, executive vice president of the company which has 2,500 employees and is one of the country's largest plywood producers, said the Portland plant was picketed at 7 a. m., and pickets appeared a short time later at the Albany and Lyons, Ore., plants, closing them. M and M however, was expected to operate a contract which ran through June.

Thompson said that in negotiations, which continued to the last, there was no yielding on either side: the union sought the full 12 1/2 cents and management offered to renew the old contract. That has been the pattern in other operations too, for the most part.

Here and there there have been small settlements since the June 21 start of the strike, but the big plants have remained closed.

The federal mediation service is trying to get operators and the two unions to resume negotiations. One of the big employer groups, the Lumbermen's Industrial Relations Committee, was meeting Thursday and its answer was expected shortly.

Bob McClelland, mediator who asked for the meeting, said that while there had been no hints that settlement was likely, the service considered the strike so threatening to the Northwest economy, that every effort was necessary.

## Plane Severs Power Lines

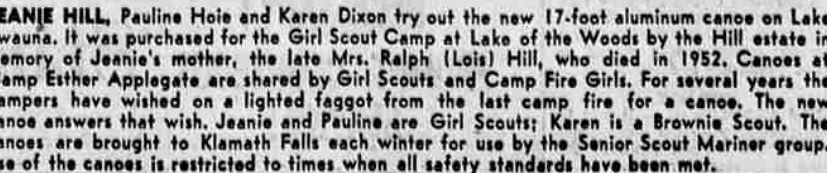
Power service in the Sprague River area was interrupted Wednesday forenoon after a private plane took out 4,000-volt lines some four or five miles southeast of Sprague River, according to Truman Runyan, assistant manager at Klamath Falls for California Oregon Power Company.

The plane one of those used for crop dusting and privately operated by Jack Mulkey, who is head of the area, went through a three-phase circuit on the Doug Hess plane, near Sprague River.

The Klamath Falls Copco office received first word of the accident at 8:15 a.m. Wednesday when the Sprague River telephone operator reported that she was getting severe interference on the line. At 8:35 a.m. a Sprague River resident phoned that power lines were dangling and burning east of the town.

At 9:30 a.m. Jack Mulkey phoned, according to Runyan, to say that one of his planes had gone through the power lines. He did not indicate who the pilot was, but apparently the plane went on to land safely.

Damage to Copco's operation was considerable, Runyan estimated. Two of the high tension transformers were burned out at the sub-station at Sprague River. It has not yet been determined whether a general overhaul and some rewinding will repair the damage or whether considerable equipment will have to be replaced, he added.



JEANIE HILL, Pauline Hoie and Karen Dixon try out the new 17-foot aluminum canoe on Lake Ewauna. It was purchased for the Girl Scout Camp at Lake of the Woods by the Hill estates in memory of Jeanie's mother, the late Mrs. Ralph (Lois) Hill, who died in 1952. Canoes at Camp Esther Applegate are shared by Girl Scouts and Camp Fire Girls. For several years the campers have wished on a lighted faggot from the last camp fire for a canoe. The new canoe answers that wish. Jeanie and Pauline are Girl Scouts; Karen is a Brownie Scout. The canoes are brought to Klamath Falls each winter for use by the Senior Scout Mariner group. Use of the canoes is restricted to times when all safety standards have been met.