

High Court Gives Ruling On Search-Seizure Bill

WASHINGTON (UPI) — The Supreme Court had one "search and seizure" problem settled Tuesday but is confronted with another.

The Fourth Amendment to the Constitution says "the right to the people to be secure in their persons, houses, papers and effects against unreasonable searches and seizures shall not be violated."

The amendment goes on to say that no search warrants shall be issued unless there is "probable cause," supported by oath or affirmation and particularly describing the place to be searched and the persons or things to be seized.

The high court has ruled that this guarantee applies to state as well as federal officials. Over the years the nine justices have had many occasions to rule on whether various types of searches and seizures passed the constitutional test.

Monday the court added an important stone to this structure of past decisions by upholding the espionage conviction of Soviet spy Rudolf Ivanovich Abel. He now is serving a 30-year prison term.

Shortly after handing down the decision, the high court heard arguments on the wiretapping appeal of James Butler (Big Jim) Elkins of Portland, Ore.

Abel was arrested on an administrative deportation warrant.

When agents came to arrest him his room was searched and a forged birth certificate and other items were seized.

Later it was decided not to deport Abel but to try him for espionage, using the seized evidence.

Justice Felix Frankfurter, speaking for the five-man Supreme Court majority, said officers making a deportation arrest properly could carry out a search along with it. Four dissenters objected that this search power ran counter to the Fourth Amendment. They said police could hide their real purposes behind an administrative warrant which is not

obtained from a judge.

The Elkins appeal offered a new challenge to the so-called "silver platter" doctrine of evidence. This doctrine stems from a 1949 Supreme Court ruling that federal courts need not reject evidence handed them "on a silver platter" even though it was illegally seized by state authorities.

The evidence against Elkins and a co-defendant, Raymond Frederick Clark, consisted of five tape recordings seized by state police in Clark's home. They were convicted of violating the Federal Communications Act, which forbids intercepting and divulging telephone conversations without the permission of the parties.

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Wilderness Meet Held

Tom Watters of Klamath Falls and 14 other Southern Oregon members of the Rogue River National Forest Advisory Council met recently with Forest Supervisor C. E. Brown in Medford to discuss formation of Sky Lakes wilderness area.

The council decided to postpone recommendation until the fall meeting in October. In the meantime members will study the area, running along the Cascade crest from Fourmile Lake nearly to the southern boundary of Crater Lake park.

The area contains hundreds of mountain lakes and meadows, volcanic peaks and alpine scenery generally requisite before the for-

est service designates an area a wilderness.

The site is at present a limited-use area. If made a wilderness area, no roads or vehicles and few improvements will be allowed inside.

Members also discussed the Lake of the Woods recreational area, and learned of plans to improve swimming and boating facilities and to expand campground development. Roads will be closed again this year to keep dust down.

Public use of the area has increased rapidly. More than 14,000 persons used it during Fourth of July weekend last year, the forest service reported.

'Mother Hen'

BUFFALO, N.Y. (AP) — Cinderella, a three-year-old Persian cat, has been playing "mother hen" to a brood of 13 baby chicks since she lost her litter of four kittens. Mrs. Thomas W. Farthing of Brant said the chicks seemed almost as mixed-up as Cinderella, climbing over the cat and nestling against her.

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