

In The  
**Day's News**

# 105 Days In Jail... No Arraignment... Youth Protests

**By FRANK JENKINS**  
From Washington:  
The Supreme Court yesterday barred Bible-reading and recitation of the Lord's Prayer in public schools as part of required classroom exercises. Such a practice, it said in an 8-1 ruling, is unconstitutional.

The ruling was on cases from Maryland and Pennsylvania, but the decision would apply also in many other states where such customs are followed as part of school-day opening exercises. The court did not spell out whether such observances would be possible on a PERMISSIVE, rather than a required, basis, but did bar the establishment of such exercises by majority rule.

Which is to say:  
Your child can not be REQUIRED, as a part of a classroom exercise, to repeat the Lord's Prayer.

But—  
Suppose your child chooses, at any hour of the day, in school or elsewhere, to say with reverent bowed head:  
"Our Father which art in Heaven,  
"Hallowed be Thy name.  
"Thy kingdom come. Thy will be done in earth as it is in Heaven.  
"Give us this day our daily bread.  
"And forgive us our debts, as we forgive us our debtors,  
"And lead us not into temptation, but deliver us from evil.  
"For Thine is the kingdom, and the power, and the glory, forever. Amen."

Well—  
In that event—  
The decision will not apply.

The court's ban is upon the REQUIREMENT that these words be spoken. It is based upon the first of the ten Original Amendments, which reads:  
"Congress shall make no law respecting an ESTABLISHMENT of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech or of the press; or the right of the people peaceably to assemble and to petition the Government for a redress of grievances."

The court's decision bans all REQUIRED (by law) Bible reading. Your child, or you, or anybody else, can not be REQUIRED BY LAW to repeat the simple and beautiful words of the Golden Rule, as found in Matthew (7:12):  
"Therefore all things whatsoever ye would that men should do to you, do ye even so to them, for this is the law and the prophets."  
But—  
If at some moment your child CHOOSES to bow his head and repeat those tolerant words, no court of law can PREVENT him from so doing.

What of the Supreme Court's latest ruling?  
Evangelist Billy Graham, who is crusading in Germany, says this morning:  
"I am shocked at the Supreme Court decision. Prayers and Bible reading have been a part of the American public school life since the Pilgrims landed at Plymouth Rock. Now a Supreme Court in 1963 says our fathers were all wrong all these years. In my opinion, it is the SUPREME COURT that is wrong."  
He will find many to agree with him.

## Russian Sets Orbit Records

MOSCOW (UPI)—Soviet cosmonaut Lt. Col. Valery F. Bykovsky broke all time and distance records for manned space flights today and sped onwards around the earth.  
(There were indications, however, that his space mate, the world's first space woman, was preparing to end her historic flight.)

Radio monitors in London overheard her reporting to Soviet stations: "This is Chaika (Seagull)... I am ready to record data on manual descent." Chaika is her code name, Hawk is Bykovsky's.)  
Bykovsky zoomed into his fifth day in space at 3 p.m. (8 a.m. EDT). He already had surpassed the record of 94 hours and 22 minutes set last August by fellow cosmonaut Maj. Andrian Nikolayev.

The 25-year-old jet pilot then was in his 60th orbit and had covered more than 1,025,000 miles, Tass said.  
Bykovsky was fired into space on Friday. He was joined in the cosmos on Sunday by Valentina Tereshkova, 26.  
By 3 p.m. (8 a.m. EDT) today, Valentina had completed her 34th orbit and covered more than 890,000 miles, Tass said.

**By DICK BRIGGS**  
Oswald Gallagher, a 19-year-old Indian youth, told his attorney that he thought "something was fishy" after serving 105 days in the Klamath County Jail during which he was not "brought before a judge, given a sentence, or advised of his rights," the Herald and News learned Tuesday.  
The Indian youth who had been deprived of his right to due process of law was released from the county jail Friday, June 7, following a hearing in circuit court which came after his attorney, Hal Coe, filed a writ of habeas corpus on the youth's behalf.

Gallagher was among a group of 15 and 18-year-old youths who were apprehended at a drinking party by a state police officer, sheriff's deputy, and an investigator of the district attorney's office in a Fort Klamath hotel last Feb. 21.  
The youths were brought to Klamath Falls and soon after

all of them, excluding Gallagher, were released from police custody.

According to a written statement presented to the circuit court by Sheriff Murray Britton, Gallagher had been detained in the county jail for violating the terms of probation imposed upon him in district court last Dec. 24, when he was given a six-month suspended sentence on a charge of a minor in possession of alcohol.

In his prepared statement, Sheriff Britton advised the court that "Gallagher was being held in the Klamath County Jail to answer to the charge of violation of probation and was waiting action by the district attorney's office and our courts."

In a similarly prepared statement, District Attorney Dale Crabtree stated that he had no knowledge that Gallagher was in jail, and if so, Crabtree said, he had no knowledge why the youth was there.

A check with the district court by the Herald and News indicated that Gallagher had not been formally charged with a crime from the time of his most recent arrest until his release June 7.

The incident developed Feb. 21 when Deputy Sheriff Alvie Youngblood, Chiloquin, went to Fort Klamath to seek a witness for the Richard Haines murder trial, which was then in session.

During his investigation, Youngblood went to the hotel where he learned some youths were holding a drinking party in one of the rooms. Youngblood sought assistance from other law enforcement officers and soon after was joined by Lou Bogart, deputy, John Webber, investigator of the district attorney's office, and a state police officer.

Bogart and Webber arrested the youths, including Gallagher, and transported them to Klamath Falls where they were all

interrogated and released, except Gallagher who was lodged in the county jail.

About a week later, Webber sought to obtain a statement from Gallagher and following a brief investigation learned that the youth was still in the county jail.

Webber reported that Gallagher stated he was represented by an attorney (though actually he was not) and declined to make more than a brief statement relating to the drinking episode.

It was more than three months later that Gallagher, after languishing all that time in the county jail, came to the conclusion that something was amiss and he called attorney Coe.

Late yesterday, District Attorney Crabtree told the Herald and News that Sheriff Britton had never advised him that Gallagher was in the county jail. Neither the sheriff nor Gallagher were available for comment.

### Weather

Klamath Falls, Tulelake and Lakeview  
—Mostly fair with some cloudiness in late afternoon and evening showers. Low 70-80; High 72-84. Cooler Wednesday. High 78-82. Light variable winds becoming westerly 5-15 m.p.h. on Wednesday.  
High yesterday 84  
Low this morning 63  
High year ago 79  
Low year ago 28  
Precip. past 24 hours .00  
Since Jan. 1 5.42  
Same period last year 8.11

### Weather

AGRICULTURAL FORECAST  
Seventy per cent chance of showers, thirty per cent chance of afternoon and evening showers. Winds light and variable. Heavy dew again tonight. Haying and spraying outlook is good as showers should be of little consequence.

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## Two-Party Support Seen For Rights Bill



VALERIE OWSLEY

### Queen Entry Grooms Mare For Event

**By RUTH KING**

Folks need not live on a farm where the corn grows tall to love animals but it does help to visit a ranch in the Grand Tetons in the Jackson Hole country to learn to ride.

Valerie Owsley of Dorris was lucky enough last summer to visit a sister on such a ranch, and there she majored in horsemanship. This year, with the Klamath Junior Rodeo and the queen's honors as her goal, she is grooming her chestnut mare Nugget, an American Standard, to ride in the tryouts that will determine status of the contestants.

Nugget is her very own, top of the totem pole above Stormy and Nenny, who also graze on good pasture.

Valerie is 15. She was born in Dorris, March 14, 1948, raised in Dorris and goes to Butte Valley High School in Dorris.  
Her parents are Mr. and Mrs. C. T. Owsley. Her father, in charge of the California inspection station just south of the state line, keeps an eye on motorists who might be passing through the Golden State with fruits or vegetables that could cause future trouble for agriculturists.

She swims, fishes, hunts, has a duck named Penny, a black Labrador, is just learning when to "see and haul" at the wheel of the family car, likes cooking, takes home economics in school where she will be a sophomore next year, and is a member of the 4-H Club Dorris Riders led by Frank Goldbar. She has time, too, to be a member of the high school Pep Club, the Girls Athletic Association and the Horizon Girls after outgrowing Camp Fire activities.

Her eyes are green, her hair is brown and in addition to her married sister in Montana, there are twin brothers to keep her from getting dull.

### Council Okays Budget Near \$2 Million Mark

Klamath Falls City Council Monday night voted approval of a combined city budget of \$1,928,106.08, following a public hearing during the regular council session.

The budget figure means only a small increase in the tax levy for 1963-64 fiscal year. Cash on hand, anticipated revenues and transfer of funds will hold the tax levy increase to only \$19,663, city manager, Robert Kyle, reported to the council.

In other action Monday night, the council:  
—Approved a five-year operating lease for West Coast Airlines at the municipal airport. The lease is effective July 1, 1963, and calls for a rental of 3.5 per cent of ticket sales over the

Klamath Falls center, and \$5 per ton of freight originating in Klamath Falls. A separate lease agreement with West Coast for space in the terminal building calls for a rental fee of \$205 per month, Kyle explained.

—Approved final reading on an ordinance calling for bids on Sewer Unit No. 33, Mountain View and Eldorado Heights additions.

—Held over for two weeks final reading on an ordinance transferring property from city to Modoc Lumber Company.

—Held over for future decision a request from Westcars, Inc., to operate a car rental agency at the municipal airport. Making the request was Walter McKline, vice president and sales manager of Letz Company, Westcar operator.

—Approved a lease arrangement with Klamath Forest Protective Association calling for a rental fee of \$225 per year for the privilege of delivering, mixing and installing chemicals in aircraft using the municipal airport for fire-fighting purposes.

—Approved an arrangement with the U.S. Postal Service relative to service driveway at the Klamath Falls Post Office Building.

—Turned over to the Parks and Recreation Board a request for installation of a pioneer marker at Veterans Memorial Park.

—Approved the summer parks recreation classes and program, but voted to withhold a proposed transportation arrangement.

### Park Program Suspended

The Parks and Recreation Department's Moore Park Playground program was suspended by the city council in action taken Monday night at the council's regular business session.

In other action the council moved to continue the summer tennis instruction program on a fee basis despite the small number of signups received thus far. The playground program was set up for three two-week sessions running from June 17 to 28; June 30 to July 12, and July 15 to 26, with a regular schedule of activities Monday through Friday from 9 a.m. to 1 p.m. The program would have provided arts and crafts, drama, archery, fun games, camping skills, softball and gymnastics for elementary age boys and girls.

The council's parks advisory committee recommended that the program be carried on a one-month trial basis in the neighborhood parks on a no-fee basis. A fee of \$3 would have been charged for the Moore Park program. The recommendation was not acceptable to the council, however.

Gary Woodring, director of the Parks and Recreation Department, said that he is planning a study in the fall to thoroughly evaluate all leisure activities provided for youngsters by various groups in the community to help shape future department policy.

### No Decisions Made On Steel

PITTSBURGH (UPI)—United Steelworkers President David J. McDonald, painting what close observers viewed as a dismal picture, told officers of his union today that he had "no concrete" contract proposals despite hundreds of meetings with industry leaders.  
McDonald's terse statement at a news conference threw a temporary cloud over the workings of the joint union-management Human Relations Committee (HRC), but he contended that "I still haven't given up hope."



**THIS WAS A JET** — This is all that remains of an F-101 Voodoo jet fighter from Kingsley Field. The plane crashed and burned 20 miles northeast of Klamath Falls Monday.

### Airman Killed When Parachute Fails

A Kingsley Field F-101 Voodoo jet fighter - interceptor that crashed and burned about 9:50 a.m. Monday, June 17, near the town of Sprague River, 23 miles northeast of Klamath Falls, took the life of the pilot, Capt. Harold H. Smith, 31.

His crashed body was found several yards from his parachute and about one-quarter mile from where the plane hurtled into a stand of small timber.

Public identification of the victim was not made by base officials until late Monday.

The second crewman, 1st Lt. Carl W. Singleton, 22, radar observer, had only minor injuries after parachuting to safety. He was taken to the Kingsley Field Dispensary and released.

Air Force officials said Tuesday that Smith may have bailed out too close to the ground for his parachute to open. Smith and

Singleton had radioed the base that they were leaving the disabled plane.

Captain Smith came to Kingsley Field from Pembroke, Mass., about two years ago. He is survived by the widow, Henrietta, and son Mark, 2, who now live here.

His parents, Mr. and Mrs. Robert J. Smith of Pembroke and two brothers, Gordon and Robert Smith.  
The radar observer, Lieutenant Singleton, is from Cold Spring, Ky.  
The body of Captain Smith was

brought to Ward's Klamath Funeral Home. Funeral arrangements were being made today.

A board of qualified officers has been appointed to investigate cause of the accident.

The officer's death was the second fatality since Kingsley Field was activated by the Air Force in 1954. A crewman disappeared while on a routine flight over the Pacific Ocean, about three years ago. Jet fighter crews make between 4,000-5,000 flights per year from Kingsley Field.

### Negroes Ready To Defy National Guard Troops

CAMBRIDGE, Md. (UPI)—Negroes vowed today they would defy the National Guard and demonstrate in the streets unless negotiations with white leaders resume by an 8 p.m. deadline.

The commander of the 500 Guardsmen enforcing limited martial law in this tense town said, "We have no choice but to break up demonstrations."

"We hope to God we don't have to attack anyone," said Brig. Gen. George Gelston. "We don't plan on it. Our troops will use their bayonets to defend themselves."  
There was no immediate reaction from the city officials to the

3 p.m. negotiate-or-demonstrate deadline laid down by the town's Negroes. Mayor Calvin Mowbray, who broke off the talks Sunday, was reported trying to find new white negotiators.

The Negroes crowded into their meeting place, the red brick Bethel AME Church, Monday night and shouted their approval of the deadline.

Reginald Robinson of the Student Non-violent Coordinating Committee (SNCC) told the crowd the Justice Department had promised to help mediate racial problems that have erupted in street fighting in Cambridge.

### Fights Erupt

NEW YORK (UPI)—A beefed-up force of more than 100 policemen today patrolled a section of Harlem where street fights involving about 1,000 Negroes erupted Monday night.

Twenty-five Negroes were arrested and two policemen were injured slightly in the melee.

Police said many of the officers called into the area during the brawl remained on duty through the night.

### One Section May Face Challenge

WASHINGTON (UPI)—Congressional leaders said today there was a "good prospect" of bipartisan support for all of President Kennedy's civil rights program except its section on equal public accommodations for Negroes.

Republican policy groups in both the House and Senate scheduled meetings today to review the five-part civil rights package that Kennedy plans to send to Congress Wednesday.

Other developments:  
—The President invited 10 state governors to a White House lunch today where civil rights was certain to be a major topic. Attending were Govs. Jack Campbell of New Mexico, Bert T. Combs of Kentucky, John N. Dempsey of Connecticut, Albert S. Harrison of Virginia, Grant Sawyer of Nevada, J. Millard Tawes of Maryland, Mark O. Hatfield of Oregon, John A. Love of Colorado, William W. Scranton of Pennsylvania and James A. Rhodes of Ohio.

Set National Committee  
—A group of 243 religious leaders agreed at a meeting with the President Monday to set up a national committee that would work at all levels to help solve the civil rights crisis. J. Irwin Miller, president of the National Guard of Churches, agreed to head the committee.

—The White House announced that Kennedy would confer with several hundred educators Wednesday on school desegregation and with several hundred lawyers Friday on legal aspects of the civil rights issue.

—The battle in Congress will be over the President's proposal to ban racial discrimination in hotels, motels, theaters, restaurants and other public accommodations.

Not even a White House proposal to exempt small, family-owned businesses was able to win immediate GOP support for the accommodations guarantee. Establishments doing less than \$100,000 in annual business and individually owned sleeping places with no more than four rooms would be exempt under the administration's reported plan.

Consider Separate Measure  
—Senate Democratic Leader Mike Mansfield, Mont., and GOP Leader Everett M. Dirksen, Ill., told a reporter in interviews that the accommodations proposal might have to be considered as a separate Senate measure. Bipartisan backing of the other four proposals in a single bill is considered likely.



**MISS AERO CLUB** — Lynn Nickerl, 17, graces the wing of an Aero Club T-34 following her selection as Miss Aero Club of 1963. The organization is composed of flying enthusiasts from Kingsley Field and offers ground school and flying instruction to those seeking private or commercial ratings. Miss Nickerl is the daughter of Maj. Frank Nickerl and Mrs. Nickerl of Kingsley Field. The T-34 is capable of performing acrobatics and has a cruising speed of 150 miles per hour. — USAF Photo

## Minnesota Man Gets Hospital Post

Boyd A. Sanderson of Willmar, Minn., has accepted the position of administrator of the Presbyterian Intercommunity Hospital in Klamath Falls, effective Aug. 1.

On behalf of the board of directors of the hospital, Ross Hagland announced Tuesday that Sanderson has been appointed by the board and will arrive to take over his duties at the end of July, after resigning his post as hospital administrator at Rice Memorial Hospital in Willmar.

A great deal of work remains to be done in preparing construction plans for bids and Sanderson will be working with the architects and with state and federal hos-

pital authorities in the coming months anticipating the actual beginning of construction next fall.

The new administrator is a graduate of the University of Minnesota with a master's degree in hospital administration. He has had a great deal of experience in hospital administration since graduation at Miller Hospital, St. Paul; St. Barnabas Hospital, Minneapolis; Anoka State Hospital, Two Harbors and Rice Memorial all in Minnesota.

Sanderson recently spent three days in Klamath Falls with his wife Ann, meeting with local people, physicians and the board. The Sandersons have two children, twin daughters, Kathleen and Bar-

bara, who graduated June 6 from Willmar High School. Kathleen will attend Concordia College in Moorhead, Minn., and Barbara will start nurses training at Methodist Hospital in Minneapolis in September.

Sanderson was born in Granite Falls, Minn., the son of a physician and surgeon.

He is a member of the American College of Hospital Administrators and has had previous experience as a U.S. Marine for four years and wartime experience as a pilot in the Air Force. From 1935 to 1936, he was employed by James A. Hamilton Associates, a hospital administration and designing firm in Minneapolis.



BOYD A. SANDERSON