

THE GATE CITY JOURNAL

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Never Argue With a Fool!

If our advertisers have any doubt about the Journal being read, we may offer this as slight proof that it is. Readers of the item we refer to are not too near home, and it is doubtful that they will come to Nyssa to spend their money, but it is read!

On our July 11 editorial page, we carried a short item entitled "What Kind of a Nut Is He," depicting a character who wanted to operate his life, his family and his business with a minimum of governmental interference.

The copy appeared in the Journal as originating with us and it was not until after we had received a number of favorable comments on it that we acknowledged that it was not our composition (but merely what we thought was a good philosophy) in a personal column.

In this column we gave credit to Oregon Associated Industries and said that we had since read it in a number of other publications and could not identify the actual writer.

The item was torn apart in an editorial carried in the "Intermountain" of Alameda, Idaho (approximately 300 miles away and with which we do not exchange papers) under the assumption that it was original with us.

Perry Swisher, co-editor and publisher of a small paper like ours, took it piece-by-piece and placed his own interpretations on each in a sarcastic vein and referred to us in the heading as "MAIN STREET ANARCHISTS."

This was not very complimentary since the predominant synonym of an anarchist is a socialist. We believe our readers know what a socialist is, so we won't define it. We also believe they know that we are anything but those who believe that the government should do the things for us that we are capable of doing for ourselves, or should let go undone.

The writer is an Idaho state senator (Republican) from Bannock county (Pocatello) and appeared on television during the last session of the legislature to keep viewers posted on its actions. He is the Rockefeller type, running on a New Frontier platform, popular with enough people to elect a President in 1960. He ran for lieutenant governor in Idaho several years ago and was soundly trounced.

After a few campaigns, adjusting his views to those of his county, he was elected senator. We understand he is an orator, and while we don't feel his logic was good in disagreeing with Oregon Associated Industries, this is America and thank God, as an editor, he can express his views.

We discovered his editorial in the Emmett (Idaho) Messenger-Index, which devoted about 25 column inches of 10-point type to carry it in full. We assume they agree with it.

The heading of this is based on the fact that Mr. Swisher should not have taken us to task, if we were as simple as he inferred. Someone has said, "DO NOT ARGUE WITH A FOOL, lest the public cannot tell which is which."

IT'S YOUR LAW

By Oregon State Bar

Equal Justice Under the Law

On Sept. 24, 1755, was born a man who contributed more than any other single individual to the preservation of many of the freedoms which we today enjoy as American citizens. He was John Marshall, the fourth (and often referred to as the greatest) chief justice of the United States. To him we are largely indebted for the fact that we have a "government of law and not of men."

The Supreme Court of the United States has come to play its role as head of one of the three great branches of our national government by methods that are different from those used by the other two branches.

Since it has only "the judicial power," the court can act and speak only as a decider of some of the "cases and controversies" that litigants choose to bring before courts. And since its primary work is that of reviewing decisions of lower courts, it can usually decide only some of the points in the cases that reach it.

Yet within this framework of judicial method the Supreme Court has come to perform functions of the highest importance in our scheme of government. The court is an umpire of our complex federal system, resolving questions of the geographic location of powers between nation and states. It is likewise an umpire within the national government, resolving questions of the organic location of powers between Congress, the Executive and the Judiciary.

It is also the defender of individual rights and privileges, defining standards of fairness as to what government may do and how it may act in areas that impinge on liberty and equality. And it is a watchman over the mechanics and methods by which many government policies are carried out, bringing order and facility into the administrative processes.

While these great functions of the court have been evolved over the years and under many of its noted judges, it was John Marshall's role in developing them that made him "the Great Chief Justice."

One of Marshall's most brilliant decisions was written in 1803 in the case of "Marbury vs. Secretary of State Madison." Although not the first, this is a landmark case on the power of a court to hold an act of legislature unconstitutional. The issue was whether a new federal administration could refuse to deliver judicial commissions which had been authorized and prepared by the previous administration.

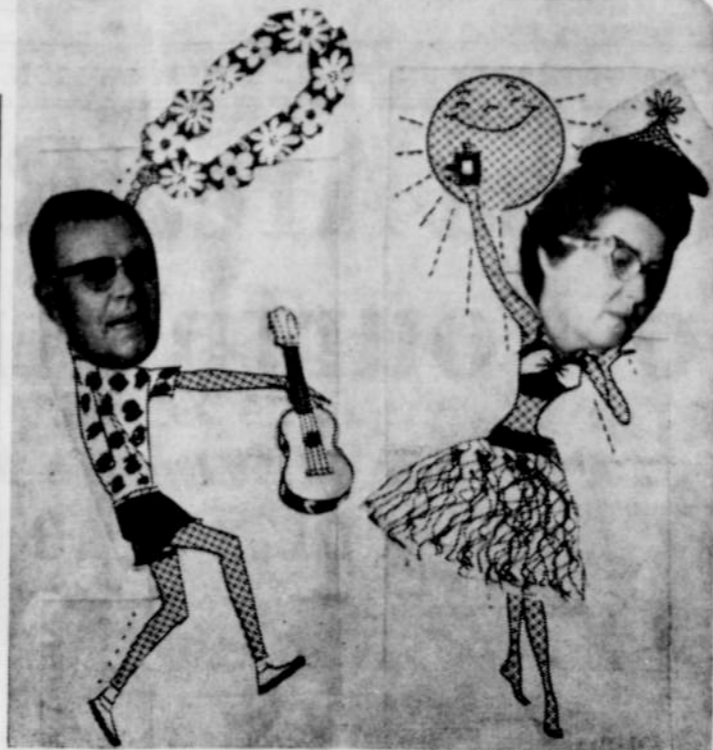
Many political overtones were present, but John Marshall went straight to the root of the matter by declaring that the law involved was "unconstitutional." Thus was established the principle that acts of Congress cannot be enforced when in conflict with the Constitution.

Without his genius, different decisions might have been rendered and our courts might not have developed into the bulwarks against legislative or executive oppression that they are today.

Chiseled above the entrance to the U.S. Supreme Court building are the words: "Equal Justice Under Law." John Marshall played an impressive role in making this phrase a reality.

(Oregon lawyers offer this column as a public service. No person should apply or interpret any law without the aid of an attorney, who is completely advised of the facts involved. Even a slight variance in facts may change the application of the law.)

Escapes From the Crazy Day Section ...



"Make Room, Hawaii — 'Cause Here We Come!"

From This Corner ...

By T. M. B.

It's a good time of year for this area. There may have been too much rain to please some of the farmers but it has helped the range people. The potato and onion crops have been good and the prices favorable. The sweet corn has produced good tonnage with a good price. It did ripen unevenly and there was some that had to be cut for silage—but all-in-all, with prospects for a good beet harvest, it is a good year.

The three-day Harvest Festival winds up with Crazy Day this Saturday (Sept. 21) and appears to be another real "dinger" for the merchants and the people of the area. If you want to get some real "belly" laughs, would suggest you be here Saturday. It's not only a fun day but you will get bargains that we have never seen offered any other time of the year!

It's also a time of excitement on the state and national level. In Oregon we're near the referendum on the \$60 million tax increase—Oct. 15. We won't argue the case either way but do appreciate the opportunity for the people to make the decision and not blindly accept the verdict of the duly elected legislature. The people pay the bills and it is only right that they should have the final say-so.

We think it is a form of blackmail for any advocates of voting to approve the actions of the law-making bodies to say vote "yes" lest they do worse next time.

Our State Senator Yturri says it is a bad law and the tax base must be broadened. He has studied the matter much more than most of us and in this we will trust his judgment and vote "no" and see what happens.

Frankly, we believe it will be rejected, the legislature called back into a special session and a different base established with some cuts made in state operations. The fact that the heads of the two political parties of Oregon have endorsed the present law should not make any difference in one considering the merits of the law—after all, they are merely politicians.

On the national level, affairs are reaching a crisis in some southern localities, as far as civil

rights are concerned. There is never justification for violence that takes human lives. That's not the type of government established in the United States.

There are naturally differing opinions and adjustments to be made in accepting changing situations—but we have process of law, regardless of how slow, to care for these changes. It is likely that state and national leaders will have to shoulder the blame for some of the violent incidents that have occurred.

We have objected to Malheur County, and the towns within, getting federal aid for projects that they should have paid for or let pass until they could. We may have discovered a nearby town that will take care of their problems without federal aid. The Aug. 29 issue of the Emmett, Idaho, paper stated that the cost of a lagoon sewage treatment plant would be \$299,900, exclusive of land cost. The engineer said application would be made for a federal grant to cover 30 percent of the cost.

In the paper two weeks later the editor said, "It is well within the means of this community to accomplish." If he is right, and means what he says, it will be done locally and the other people who paid OUR bills will not be paying on something in which they had no voice.

(We're watching the outcome with much interest and hope the editor speaks the sentiment of the tax-paying public there.)

ON THE LIGHTER SIDE ... Synonym: A word to use when you can't spell the other one.

"Never miss an opportunity to make others happy—even if you have to let them alone to do it."

Everyone can give pleasure in some way—some do it by coming into a room, others by going out.

A wise diplomat is one who knows how to refuse American aid without being deprived of it.

CLOSING THOUGHT ... Man isn't so smart. For thousands of years the turtle has had a streamlined body, turret-top, retractable landing gear and a portable house.

Missionary Speaks To Local Methodists Of Work in Islands

The Rev. Norman Case, missionary in the Philippines, was guest speaker Sept. 11 at the Methodist fellowship dinner. Mr. and Mrs. Case have been missionaries there for eight years and plan to return in June 1964. The Rev. Case showed colored slides of work being done by the Methodist church among people principally in Luzon and northern parts of the islands.

The local church has been assisting with work here and the missions commission along with the MYF are making plans to have definite projects in that locality.

At the regular monthly fellowship dinners, members having birthday anniversaries in that month are especially honored. In addition to the Rev. Case and his father, Ed Case of Boise, special guests included Mrs. Earl Boston, Wilbur Coffman, Philip Klinkenberg, Mrs. Golda Roper, Marilu Wilson, Nancy Wilson, Mrs. George Coleman, Mrs. Gilbert Klinkenberg, Pamela McPartland, Harlan Sager.

Russell Cochran, Karl Smith, Larry Wilson and Mrs. Sherman Wilson. Hosts for the dinner were Mr. and Mrs. Orland Cheldelin and Mr. and Mrs. Jeff Ford. Table decorations were unique articles from Leila Alampay, former NHS exchange student from the Philippines, and loaned for the occasion by the Paul House family.

CHRISTIAN CHURCH WOMEN HOLD TUESDAY MEETING

Christian Women's Fellowship group met Tuesday night at the church. Mrs. Wallace Prowell was program leader using the topic, "Through Me by Spirit Shine." Mrs. Elvin Ballou was worship leader and Mrs. Glen Strickland was hostess.

METHODIST YOUTH GROUP HOLDS SUNDAY MEETING

Methodist Youth Fellowship met Sunday evening for discussion, worship, recreation and refreshments. The occasion was to welcome freshmen entering the senior MYF and all students of Methodist preference. More than 40 were in attendance.

ATTEND CALDWELL MEET

A group of Methodist youth and counselors attended a meeting Sunday afternoon in Caldwell. The session was conducted by a youth caravan of the Idaho conference youth officers.

Attending from Nyssa were Bonnie Sager, Nadine Spitzer, Karen Smith, Judy Laurance, Mrs. Bill Fangen and the Rev. Paul Ludlow.

REV. JOE MOORE RESIGNS AS PENTECOSTAL MINISTER

The Rev. Joe Moore has announced his resignation as pastor of the Pentecostal church, due to ill health. The Rev. Moore has served the local church since Oct. 1 of last year. Mrs. Moore reports that future plans are indefinite.

ATTEND ROSWELL EVENT

Mr. and Mrs. Jim Obenchain and family attended a potluck dinner Sunday at Roswell Baptist church.

JOURNEY TO IDAHO CITY

John Clayton, Bob O'Dell, Don Connell and Rudy Marostica, all members of a Nyssa band, played Sunday afternoon in Idaho City at a club owned and operated by Lee Earl Murphy of Boise. Accompanying the men, in addition to their wives, were the Mmes. Betty Parker and Jennie Bennett.

VISIT FROM MINNESOTA

Mr. and Mrs. Harvey Bullock of Fergus Falls, Minn., arrived last Thursday to visit their son and daughter-in-law, the Rev. and Mrs. John Bullock and family.



Reddytorial

Who Pays Taxes?

You occasionally hear the line of reasoning that "power companies don't pay taxes — they only collect them from the ultimate consumer."

Carry the thought further, and you find the "ultimate consumer" doesn't pay taxes either — he merely collects them from his source of income — from his employer, from his business or from his farm. So who does pay taxes?

In America, production pays taxes. Taxes are a levy against the production of a business, of a farm, of an individual. A property tax or inheritance tax is still a levy against what has been produced. Fairly shared or not, the tax burden is a necessary thing for essential services of government, local, state and federal.

Remove taxes, and you no longer have a free enterprise economy. Government ownership destroys the tax base. When government becomes the only employer, then and only then does the "ultimate consumer" become the one and only taxpayer, and he will be a serf.

Be glad that in America business enterprise pays taxes out of production. Otherwise you would be the only taxpayer left!

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**CWF GROUPS PLAN RETREAT NEXT WEEK IN CALDWELL**  
A retreat for Christian Women Fellowship groups from area churches will be held Tuesday and Wednesday, Sept. 24-25, at Treasure Valley Christian church in Caldwell, according to Mrs. Wallace Prowell.  
Activities will begin at 9 o'clock Tuesday morning and continue until 4:30 p.m. Breakfast will be served at 7:30 on Wednesday morning to begin the day's events.

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