

# Anticonstitution fund rumors

By STEPHEN H. THOMPSON  
Special Staff Bureau

SPRINGFIELD — Special interest, business and trade groups Monday denied reports that they are raising a \$100,000 slush fund to kill the new constitution.

Representatives of powerful associations with lobbying clout in state government denied joining in any concerted effort to oppose ratification of the proposed new charter in the June general election.

Unconfirmed reports of such a fund that circulated last week were given more substance after the Montana Supreme Court last January ruled that the Constitutional Convention's voter education committee could not spend any money to educate voters on the new document.

The committee was immediately disbanded, but many members joined the Voluntary Citizens Committee for Constitutional Improvement to push for ratification.

DELEGATE MRS KATIE Payne, R-Missoula, issued a statement after the new committee's formation that accused a group, initially identified as the Montana Trades Commission or Association, of pushing for the court decision to underwrite the proposed constitution.

Mrs. Payne said delegates were told that the group had met this weekend before in Helena to make plans to defeat the constitution, including raising the \$100,000.

To counter this apparent threat, the citizens committee was formed to support the new document with initial donations from the nine charter delegates of \$1,500, she said.

The meeting that the delegates referred to apparently was an April 24 luncheon of the informal Montana Association of Trade Executives (MATE).

"WE'RE NOT A policy or action agency or such," Del Dieward, a member, said. Siewert is executive secretary of the Montana State Chamber of Commerce.

"It's a coordinating group—you might call it a semi-professional group of trade executives," Siewert said. During legislative sessions we let each other know what we're doing and why we're doing it. We help each other if we can. It's a way of washing our dirty linen in private.

"There are no by-laws, no officers," S. Keith Anderson, executive secretary of the Montana Taxpayers Association, said. "Sometimes we even deny we have an organization."

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nied that any mention was made of raising any money to fight the proposed constitution.

All said the only thing done was an article-by-article review of the new document with explanations of what the association executives think it says.

"There was never a word mentioned about raising so much as 5 cents," Eckles said.

Their version of the meeting was reinforced by Mous Teigen of the Montana Stockgrowers Association (MSGA), Dave Smith of the Montana Woolgrowers Association and Jack Marlow of the Montana Contractors Association.

SEVERAL OF THE association executives suggested that the delegate committee was deliberately raising a "straw man" to enlist sympathetic votes for the new constitution.

Mrs. Payne said some of the organizations represented at the meeting had been active in forming the now defunct "Save Our State" organization, which promoted the ill-fated sales tax in last November's referendum.

Eckles said others he recalled as being at the meeting represented the Montana Farm Bureau, Montana Automobile Dealers Association, the Montana Automobile Association (AAA), the Hardware and Implement Dealers Association and the Montana Petroleum Association.

# The Billings Gazette

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Billings, Montana, Tuesday Morning, May 2, 1972

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# Cou Ton

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Bryant instructed the Justice Department to submit on May 6 an order detailing how a new election should be conducted under the supervision of the secretary of labor. The Justice department followed a similar order. Bryant wrote that in order to elect for the union, "the union should be forced to submit its election to the rule of evidence by a court of law."

"The union of miners..."

## Not all sunshine

The initial all-sunshine on the wave of a new constitution in Montana has been replaced by a more realistic view of the situation. The new constitution is not all sunshine and rainbows, as some have claimed. It is a complex document that will require a lot of work to implement. The new constitution is not all sunshine and rainbows, as some have claimed. It is a complex document that will require a lot of work to implement.

...but the Billings system is a treacherous one and now that they want us down again, parents should remind their children to STAY AWAY FROM THE DITCHES.



# Constitution fund rumors denied

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A NUMBER OF THESE groups are associated in the Montana Highway Users Federation, which is expected to campaign against changes made in the anti-diversion amendment to the current constitution.

Highway vehicle and fuel taxes now go into an inviolate fund that cannot be touched except for road building. Under the new document, a three-fifths vote of the legislature will be able to tap the fund for other purposes.

Marlow indicated that contractors would come out against the anti-diversion changes because "it's reaching into our pockets and taking money away from us."

The highway money changes in the new document also are not popular with the prestigious AAA.

BUT JACK REHBERG of the Petroleum Association, another federation member, says he will speak personally against the new constitution, but the association will not take a stand.

"We're not going to do anything," Eckles said for the motor transport group. "There's some things we like, and some we don't like."

Siewert said the state chamber was not taking any position on ratification one way or the other although individual members may support or oppose it.

# The Billings Gazette

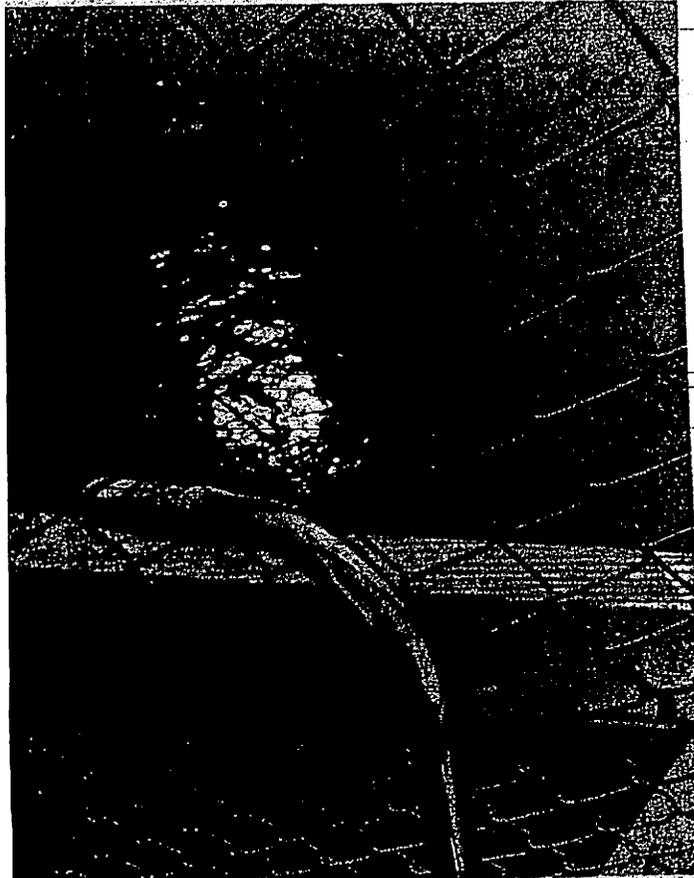
No. 366

Billings, Montana, Tuesday Morning, May 2, 1972

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Warmer

Fair and a little warmer Tuesday and Wednesday with high Tuesday 58, 60, low 25 to 28. More weather on page 1.



Gazette photo by Norm Hill

## Court ousts Tony Boyle

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Bryant instructed the Justice Department to submit on May 8 an order detailing how a new election should be conducted under the supervision of the secretary of labor.

In a lengthy opinion following a six-month trial, Bryant wrote that in order to find for the union, "the court would be forced to swim upstream against the tide of evidence too strong to resist."

"The walls of justice are

their Pennsylvania home just three weeks after the election.

Two persons have pleaded guilty to the murders and two more have been convicted in the case. The investigation is continuing.

No estimate was available on when the new election would be called to choose the three top officers of the international union—the president, vice president and secretary-treasurer.

Judge Bryant held that the conduct of the election met the test of the law allowing a new vote when there are indications the outcome may have been influenced unlawfully.

The suit challenging the election was brought by the secre-

tary of labor, the only official allowed to take a union election into court.

A favorable Supreme Court ruling allowed Mike Trbovich, Yablonski's campaign manager, to intervene in the suit to bolster the government's case. Trbovich was represented by Rauh.

The decision Monday was the latest in a series of legal problems for Boyle. On March 31, a federal District Court judge convicted him on each count of a 13-count indictment when the government alleged that he illegally spent \$49,000 in anti-union money on political campaign contributions.

## Reds take Quang Tri

SAIGON (AP) — The South Vietnamese abandoned Quang Tri on Monday, giving the Communist command control of a broad strip of strategic territory just below the demilitarized zone and a springboard for attacks deep into the South—possibly against Hue.

The Quang Tri loss, Hanoi

that began March 30 with a North Vietnamese attack across the demilitarized zone.

Allied officials believe the Communist command seeks to take over the two northernmost provinces of South Vietnam to give Hanoi and the Viet Cong bargaining power in the talks in Paris.



ill sunshine

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# Page of Opinion

## Ours Yours Theirs

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# McGovern's presidency

By MARY McGRORY

The week before the Massachusetts primary, Boston's genial mayor, Kevin White, was anatomizing for the out-of-town press the impending wipe-out of his candidate, Ed Muskie. Suddenly he interrupted himself:

"Say, what kind of a president would George McGovern make?"

It was the question that Mayor White in common with millions of his fellow Americans, never thought he would be asking. Now that the tortoise has worked up to a brisk trot, people were beginning to wonder.

If George McGovern runs the country the way he is running his campaign, it will be brand new America, nothing like the one Richard Nixon has been presiding over.

**THE FIRST** and most obvious change, of course, would be a sharp rise in the traffic of youth in and out of the White House. And a probably corresponding drop in the average age of presidential assistants.

McGovern likes young people, and with reason. They were almost his entire campaign, for a long time. They'll be the ones most entitled to Oval Room audiences, to steak dinners and juicy appointments like the county chairmen of old.

McGovern's other favorite politico is former Sen. Ernest Gruening of Alaska, who is 84, which would bring the average up a bit.

McGovern probably will be more accessible to the Congress than the present White House incumbent. It wouldn't take much: McGovern served a long time on Capitol Hill. He seems genuinely to believe in the constitutional process.

Besides, it might be fun to have them in just to hear them explain how they had figured out how poor a horse he was compared to their favorite, Sen. Muskie.

**HE WILL** SURELY be more available to the press than the man in the White House now. McGovern owes the press just as little as he does the political establishment, but he is a most for giving man. All he read about



learned the advantages of disclosing the contents of his purse. There would be no question of his not telling the Congress about his intention to invade an Asian country, since he wouldn't invade one anyway.

It also is doubtful he would send emissaries on secret missions. He's more of a broad-daylight man. Besides, he doesn't seem to think of himself as a foreign policy expert like some other people who could be mentioned.

**HIS FOREIGN** policy, along with his domestic policy, seems to be based on certain fixed principles like live - and - let - live. No dominoes, no balance - of - power, no quirks or hangups about giants, pygmies and nightmares.

McGovern probably would decentralize the government: in his campaign, local managers were given all the decision-making powers, regardless of age and previous experience. In New Hampshire, Wisconsin and Massachusetts, his head men were 27, 25 and 23 years old respectively. They had the final say on expenditure of time and money.

Imagine how a man like that would treat governors.

The Joint Chiefs of Staff, on the other hand, might feel less cozy. He probably wouldn't see them until after they had made the \$30 billion budget cuts he outlined for them.

**IT COULD BE** that the first six months of his administration would be fairly quiet while he went about thanking the country. Never was there such a campaign by a president. One New Hampshire veteran, David Ayward, went to Wisconsin and kept lashing his canvassers out into the snow, with the result that they did not write their handwritten thank-you notes to people for opening the door to them.

# More protection for the

## Fourth in series

Framers of the proposed 1972 Montana Constitution, which will be voted on June 6, took some giant strides forward for mankind or entered fields into which no constitution should delve. It depends on how you look at their Declaration of Rights.

In the second of the series, we commented on three of the eleven revisions or rewrites and additions to current provisions.

We'll continue that today and start with Sec. 19, Habeas Corpus. The 1972 proposal merely states it "shall never be suspended" and lops off the 1889 provisions of "unless, in case of rebellion or invasion, the public safety require it."

Perhaps in this nuclear war threat days or the same words remaining in the U.S. Constitution are sufficient. It does remove any condition under which the state can hold you in jail without a court test of its legitimacy.

Sec. 20, Initiation of Proceedings, retains the 1889 constitutions method of starting criminal actions—by complaint and information before a court, and increases the size of a county grand jury from seven to 11 with eight required to concur in an indictment.

That change would not appear to be significant, one way or the other.

Sec. 23, Detention, involves holding of witnesses for testimony in criminal cases with everything retained from the 1889 document except the present provision depositions may be used if a witness is dead or out of the state.

The theory behind this would appear to be that in the eliminated instances the defendant has no chance to cross examine and confront the dead, or absent. It has its good points.

The same goes for Sec. 25, Self-Incrimination and Double Jeopardy. It protects you from being tried for the same offense regardless of the jurisdiction. The 1889 document does not spell it out in the same detail. The meaning could be construed to be the same.

Sec. 26, Trial By Jury would allow the defendant in a felony case to waive a jury trial. He can't do that now. The proposed constitution also would require all jurors agree before finding a defendant guilty in misdemeanor cases. Presently, only two-thirds must agree.

The reasoning behind this change is sound. If four out of eight jurors don't feel beyond a reasonable doubt concerning the guilt of a defendant, it follows there is a reasonable doubt as to his guilt.

Sec. 28, Rights of the Convicted, would automatically restore the civil and political rights of convicted man when the state terminates its supervision. This could mean completion of his full term in jail or at the end of parole and probation.

Currently, restoration of civil rights for a convicted man can only be given by the governor and then with the approval of the Board of Pardons.

The 1972 proposal is a worthy

one in that it accedes society too often that a man has a right to society when his rights are complete.

There may be those who object to being able to hold office as a doctor or lawyer.

This is a moral legal one. The man has his debt through confinement and he hasn't.

The eleventh sections in the Rights is Sec. 29 main.

The proposal is that private property be taken or damaged without just having been first into court for the the 1889 document the full extent of adds "In the event just compensation necessary expense be awarded by the private property person.

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So much for 1 which are included Declaration of Rights.

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PLEASE THANK MR. NIXON FOR HIS SUPPORT, BUT TELL HIM HE IS JUST TAKING

# More protection for the individual

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one in that it accepts as fact what society too often only pretends—that a man has paid his debt to society when his sentence is complete.

There may be some, however, who object to exconvicts being able to hold office or be licensed as a doctor or lawyer.

This is a moral judgment, not a legal one. The man has either paid his debt through punishment of confinement and been reformed—or he hasn't.

The eleventh of the revised sections in the Declaration of Rights is Sec. 29, Eminent Domain.

The proposal not only recognizes "That private property shall not be taken or damaged for public use without just compensation having been first made to or paid into court for the owner" (as does the 1889 document) but inserts "to the full extent of the loss" and adds "In the event of litigation, just compensation shall include necessary expenses of litigation to be awarded by the court when the private property prevails."

One could assume that "just compensation" would include such fees, but the lawyers evidently didn't want to take a chance on being shortchanged by the court. Anyway, it is there and even if unnecessary is not unreasonable.

So much for the 11 revisions which are included in the new Declaration of Rights.

Two other sections which make changes are not so easy to categorize. They are Sec. 2, Self-Govern-

ment, and Sec. 21, Bail.

Framers of the 1972 document say Sec. 2 only changes the grammar of the 1889 constitution. Perhaps a court would hold so. But let's look at it.

The new document states "The people shall have the exclusive right of governing themselves as a free, sovereign, and independent state. They may alter or abolish the constitution and form of government whenever they deem it necessary."

The present constitution adds "to their safety and happiness, provided such change be not repugnant to the constitutions of the United States."

The guarantee of a republican (small r) form of government was part of the enabling act when Montana was created a state. It is present only by implication in the proposed constitution.

Sec. 21 on bail states "All persons shall be bailable by sufficient sureties, except for capital offenses, when the proof is evident or the presumption great."

Should the 1972 proposed constitutions be approved and the voters also abolish the death penalty, this provision would mean anyone accused of any crime would be eligible for bail.

A mass slaughterer, one who wiped out a family, neighborhood or community would be eligible for bail. You think about it.

In the next article, we'll deal with the all-new, innovative and creative portions of the Article II, Declaration of Rights in the proposed 1972 constitution.



## In case of crisis

By KIMBERT LARSEN  
Gazette Wire Editor

We were wondering the other day what Mayor Willard Fraser had done, if anything, to avert another water crisis in Billings this summer.

Our worst suspicions were confirmed when we read that Utilities Director Vernon Troy doesn't expect the coming summer to be as torrid as last summer.

Wishful thinking just cannot take the place of preparing for another likely crisis.

**THERE ARE SOME** things Mayor Fraser ought to be doing so workers can take showers, housewives can prepare meals and firemen can fight fires this summer.

If the mayor and his cohorts still are not able to tap the ever-flowing Yellowstone, five major steps should be taken before the summer heat starts sizzling in Billings.

First, the city should not allow any swimming pools, public or private, to be filled.

Second, the city should not



have been part of the rationing.

Fourth, when rationing is put into effect again this summer, all city departments should be notified so that the city is not in violation of its own rule.

Fifth, car washing must be prohibited. This means by both those in the car-washing business and those who do the chore in their yards. Water for human needs is more important than for automobiles.

**WE HAVE SEEN** a tremendous amount of new homes constructed in Billings during the past year. This means that the demand for water will be greater than ever before.

The city has a poor record of meeting this need and if it does not do a lot of work in advance

# Page of Opinion

Ours Yours Theirs

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## A most loyal American

The death of J. Edgar Hoover, director of the Federal Bureau of Investigation, takes from the national scene an individual whose long career in government is unequalled by any other public servant in recent history.

His contribution to law enforcement administration was as considerable as it was lengthy. It is only unfortunate that his advanced age and long tenure resulted in recent years in increasing criti-

cism of his department and its methods.

What two presidents have declined to do has—as is often the case—been accomplished by divine providence.

J. Edgar Hoover will be remembered as an honest man, an administrator who was scrupulous to the point of fanaticism and one of the most loyal of Americans.

May he rest in peace.

## What's new in '72

Fifth in series

Did Montana's 1972 Constitutional Convention delegates get carried away when they launched into "new" protection rights?

Or did they actually propose to take some away?

It all depends on how you look at the eight "new" sections of Article II, Declaration of Rights, in the proposed constitution to be voted on June 6.

ConCon's official text with explanation, now being mailed to registered voters by your clerk and recorder, states the official language and then an explanation.

Here it is for the first of the "new" rights:

### Section 4. INDIVIDUAL DIGNITY.

The dignity of the human being is inviolable. No person shall be denied the equal protection of the laws. Neither the state nor any persons, firm, corporations or institution shall discriminate against any person in exercise of his civil or political rights on account of race, color, sex, culture, social origin or condition, or political or religious ideas.

The explanation is a model of brevity. It states: "New provision prohibiting public and private discrimination in civil and political rights."

Sounds reasonable, doesn't it?

So what else is new? How is it different, this 1972 model.

There is no provision for the Legislature to except anything for any reason. It would be there, period, unless the new constitution was amended.

So what's lost? As Neely points out a Jaycee Club could not ban women, nor could the YWCA ban men. A Miss Montana Pageant could not ban married women or men. A Young Republican Club could not bar Young Democrats from seeking club presidency.

If you think those examples are ridiculous, look more. The present automatic rights of women to children, child support and alimony would be unconstitutional. So would a Montana law which denies a married woman the right to make a will which deprives the husband of more than 2/3 or her estate.

We don't think the framers intended to take away rights but legal application can tell another story.

The next "new" section is Sec. 8, Right of Participation. It does provide for a lawmaking process in stating: "The public has a right to expect governmental agencies to afford such reasonable opportunity for citizen participation in the operation of the agencies prior to the final decision as may be provided by law."



By JAMES RESTON

The only logical explanation of the Democratic presidential campaign so far is that it must have been planned by the Republicans and directed by John and Martha Mitchell.

If you were running the Republican show and had to try to explain away a savage war you had promised to end, a \$90-billion deficit in budgets you had promised to balance, and wage and price controls you swore you'd never use, what would you do?

WELL, FIRST, you would obviously hope for some kind of break that would take Teddy Kennedy out of the race. Then, in the ensuing confusion, you would get at least a dozen Democrats to enter the race. Hubert Humphrey to infuriate the new

young voters, George Wallace to raise hell on the right and make the Republicans look moderate, George McGovern to run on the left and squeeze out Muskie in the center, and a couple of dubs like Vance Hartke and Sam Yorty to make the whole opposition look ridiculous.

A sound Republican strategy, moreover, would call for so many state primaries that nobody would know where to go or what to skip. It would exhaust the survivors and bankrupt the Democrats for years, and leave the convention to battle before the TV cameras over Humphrey, who is opposed by the left, and McGovern, who is opposed by George Meany and Mayor Daley.

THIS IS ABOUT what has happened, only with additional Republican bonuses on the side. George McGovern has run an intelligent and determined campaign and has now got to the top of the greasy pole, but with a heavy load of promises: To slash the defense budget steeply, legalize pot and abortion, and grant amnesty to the Vietnam expatriates.

Selling this to George Meany

and the labor organization which is about the only effective political organization that Democrats have, will not be easy. It will not be very popular with many other Democratic candidates who think political amnesty are an extremely dangerous issue.

Humphrey has even seen barriers to jump, it would be difficult to overestimate or explain the passionate opposition to him among many of his former friends and colleagues on the left who are now threatening to put Gene McCarthy some other third-party candidate in the field if Humphrey is nominated.

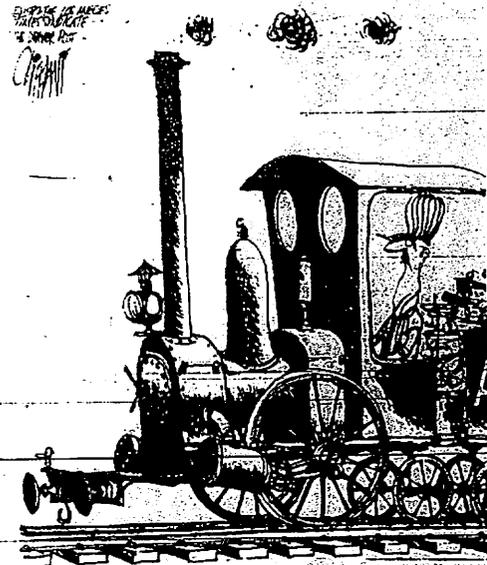
Humphrey is still a sup campaigner and the most experienced man in the field; and is strong with labor and many of the party leaders, but Mayor Daley will never forgive him blaming the bloody turmoil of the last Democratic convention on the Chicago police, and Mayor Daley's power has been reduced, he will still have as much influence at Miami Beach as he can still lose Illinois to Republicans merely by cranking up his machine.

EVEN MUSKIE has hel

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## Dark end of



By WILLIAM F. BUCKLEY

President Nixon's admirable speech nevertheless leaves us with the difficulties that crawl through the text, haunting the

and wounded you would need to visualize 50,000 American casualties to get a comparable figure.

NOW THE IDEA of Vietnamization was that we would withdraw our troops as the South Vietnamese built up their army. One American soldier out, one South Vietnamese soldier in. Or, in the more complicated equation, one fully trained, efficient American soldier out, two half-trained South Vietnamese soldiers in.

But suddenly with the great spring offensive of North Vietnam we discover that things are not that way at all. They are as the President has assured us

and worked in fairly.

AND THEN, the President said: "Our air strikes have been assisting South Vietnamese." Essential: Then he said that Gen. Abrams said that the enemy had fallen. Then he said we can see the day when no more Americans will be involved in South Vietnam at all.

He also told us that the few of the North Vietnamese are very unreliable. He told us that in the past few weeks the enemy has violated two of the pledges to return for a demonstration of bombing activity. The ene

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The explanation is a model of brevity. It states "New provision prohibiting public and private discrimination in civil and political rights."

Sounds reasonable, doesn't it? Nobody but bigots would want to really discriminate against their fellow man or woman.

But let's take another look at it through a pair of legal eyes, in this case those of Gerald J. Neely, author of "A Critical Look at Montana's New Constitution."

Writes Neely, "The provision goes far beyond current state or federal laws in the types of discrimination involved and with respect to who it applies. The U.S. Bill of Rights only applies to discrimination by the government on the basis of race, creed, or color. With certain reasonable exception, federal civil rights acts—statutes—prohibit private discrimination based on race, creed, color, sex or national origin."

"Current Montana statutes forbid discrimination in employment or public accommodations on the basis of race, creed, color, sex or national origin by state government, its subdivisions, individuals, groups or corporations."

So what else is new? How is it different, this 1972 model.

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If you think those examples are ridiculous, look more. The present automatic rights of women to children, child support and alimony would be unconstitutional. So would a Montana law which denies a married woman the right to make a will which deprives the husband of more than 2/3 or her estate.

We don't think the framers intended to take away rights but legal application can tell another story.

The next "new" section is Sec. 8, Right of Participation. It does provide for a lawmaking process in stating "The public has a right to expect governmental agencies to afford such reasonable opportunity for citizen participation in the operation of the agencies prior to the final decision as may be provided by law."

The official explanation is a "New provision creating a right of the people to participate in the decision making process of state and local government."

This may be the environmentalists' and others assurance that state agencies can't deny them the right to have their say when formulating policy. The courts will have to determine what is "reasonable."

This added "right" is in fact quite widely practiced in government today. It would give a constitutional base to public hearings and the requirement of them if asked of governmental agencies in Montana.

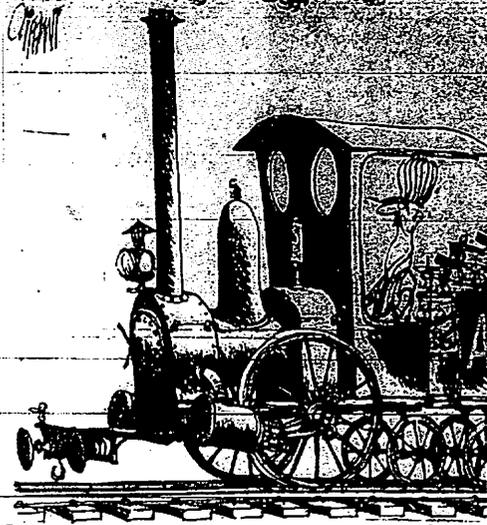
In summation, Sec. 8, Right of Participation, establishes as a "right" that which enlightened agencies have been practicing for years.

That's not the case, however, with the "new" Sec. 9, Right to Know. More on that next.

## The Billings Gazette

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# Dark end of



By WILLIAM F. BUCKLEY

President Nixon's admirable speech nevertheless leaves us with the difficulties that crawl through the text, haunting the reader.

He began, as usual, by describing the scale on which the United States has withdrawn its soldiers. Ninety five per cent of the fighting men who were there when Mr. Nixon took office are now gone.

Instead, the South Vietnamese are carrying the full military load on the ground. And it is a very considerable load. Their losses last week were the highest of the entire war. At 4,000 dead

and wounded you would need to visualize 50,000 American casualties to get a comparable figure.

NOW THE IDEA of Vietnamization was that we would withdraw pari passu as the South Vietnamese built up their army. One American soldier out, one South Vietnamese soldier in. Or, in the more complicated equation, one fully trained efficient American soldier out, two half-trained South Vietnamese soldiers in.

But suddenly with the great spring offensive of North Vietnam we discover that things are not that way at all. It may be, as the President has assured us, that we will win. But it is unquestionably the case that the enemy is getting away with the kind of thing it would never have ventured during the period the United States army was there.

I mean: full-blown, tank-led, open invasion by a dozen military divisions. They are doing to South Vietnam what we hoped and prayed they would try to do during the long years we were there, fighting an infiltrators' war. Already we see that Viet-

namization has not worked narily.

AND THEN the President said: "Our air strikes have been essential in assisting South Vietnamese." "Essential." Then he said that Gen. Abrams said that the enemy fail. Then he said "we can see the day when no more Americans will be involved South Vietnam at all."

He also told us that the w of the North Vietnamese is utterly unreliable. He told us that in the past few weeks the enemy has violated two of the pacts to President Johnson in 1968 return for a termination of bombing; namely, the enemy came down across the DMZ, the enemy began shelling civilian population.

He also told us that back October, our intelligence detected the build-up in North Vietnamese military strength. "we deliberately refrained from responding militarily."

FOR THE REST, Mr. Nixon recapitulated what he takes as axiomatic, namely that it will be wars all over the world we permit a successful aggression.



By PETER LISAGOR

The Roman Coliseum failed so the story goes, because the lions ate up all the prophets.

That pun is only faintly appreciated by the prophets of the Vietnam War and of Democratic politics. Both groups are staring at a blank wall, disbelieving.

Nothing has fallen into place for them in the past few weeks. They're almost ready to be led dumbly to the arena.

If annual military victories can be believed, the war has entered a new phase of control.

Around the campfire, the commanders whisper their doubts about the unfolding drama, not certain about their maps, the enemy's motives or capabilities.

And the prophets? They're being told, in hushed asides, that the Russians may turn out to be a "secret ally" that Hanoi may soon find itself under Kremlin pressure to settle things at the table. That in any case the enemy may have shot its bolt against the rock of Saigon resistance.

THE INTUITIONS of a possibly dramatic breakthrough in the negotiations float through the media as a hazy, unready, and all-but-unbelievable possibility. It's the way the ominous had its label torn away when the

Dr. Benjamin Spock, Jane Fonda, and Abbie Hoffman were back on the barricades' nightfall.

But Mr. Nixon appears only to have finished them in that fine old baseball phrase "stuck it in their ears" speech the other night. Certain eerie echoes of Lyndon Johnson in 1967, but he made the one of "backed aggression" solve like the enemy that in the beginning of Sam Clemens' "The

THE AMERICAN people are being misled, and misled in a way that is essential to our national security. The people are being misled in a way that is essential to our national security. The people are being misled in a way that is essential to our national security.

## the small society

How Boy!

I CAN REMEMBER WHEN THE GOVERNMENT GAVE US SOMETHING FOR NOTHING DIDN'T COST



# Voice of the Readers

Letters in Voice of the Readers are limited to 200 words and subject to editing for clarity, length and tone.

## Unfounded fears

Have you studied the proposed new Constitution? Have you compared it with the present one? The new one is a good document. It does what needs to be done in Montana. It advances the theory of fundamental law and does not legislate but gives the people through their elected state officials, legislators, county commissioners and city officers the power to enact laws and make decisions where and when they are needed.

The present constitution restricts the power of the legislature of counties and cities, and

actually legislates in many instances. The new one is not everything to everybody. Each of us can find things to criticize as they may apply to us individually but the good so overwhelmingly outweighs the questionable things that we must all get behind it. Nearly every questionable area of the present constitution has been deleted and if needed in the new one will be open to legislative action.

As a rancher I was at first alarmed by the tax section and particularly by the lifting of the debt limits for counties and

towns as well as the proposed state property appraisal methods but after studying the new constitution and comparing it with the old and the statutes involved I confess my fears were unfounded and I found that the people through legislation will set the rules and laws for uniform appraisals and taxation methods much more equitably than at present.

The new constitution charges the Legislature with strict accountability for proper implementation of state money instead of the present system where political appointees often may let millions lie idle in demand accounts and millions in earnings have been lost.

We could go on through all fourteen articles. Please do it. You will find the balance is really favorable for you. Above all don't automatically vote against it because you think you don't understand it. The biggest problem in Montana today is the inability of state and local governments to finance the multiplicity of services people demand from the public treasuries. This new constitution will be a valuable tool for helping solve this and other problems.

M. E. Richards  
Miles City



LOU GRANT  
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## Travesty of the term

President Nixon informs us his reason for continuing the war is that he will not allow the Presidency to lose respect.

Whose respect does he think he is retaining?

Surely, not the citizens who voted for him because he promised to end the war, and the rest, who polls show are overwhelmingly for ending our involvement.

Surely, not our former allies and neighbors who have steadfastly refused to join us in our continuing madness.

Surely, not the new evolving nations who have learned to fear the use we make of our power and who are turning increasingly to the Communist countries for protection from us.

Surely, not our exiled, disillusioned youth who have been driven from their country or into prisons for courageously following their conscience in this land of liberty, freedom, self-determination — and undeclared wars.

Surely, not our veterans who feel betrayed and confused and who join their victims in asking, "Why?"

The Dead? Shall we then inscribe their tombstones, "Respect the Presidency of the U.S.?"

Perhaps the yes men surrounding the presidency, the political opportunists and the profiteers encourage President Nixon to continue this suicidal struggle — but this is surely a travesty of the term, respect!

J. P. Walthall  
324 N. Rim Terrace

## AGING PROCESS

# Consumer will pay taxes

In the attempt to support higher property taxation, your editorial of April 25 fails to recognize that higher property tax are usually (agriculture excepted) passed onto the user or consumer resulting in higher prices.

Or if property taxes become high enough rental properties, or rental homes are not kept in repair for there is no return or incentive, and businesses may close with resultant loss of jobs.

Further higher property taxes are especially onerous to young households on limited budgets buying homes and these people are a very basic part of our society.

People agree that the ability to pay should be a factor in any tax but such is certainly not so of property taxes, and I believe most experts agree that Montana property taxes are approaching their upper limits.

Certainly "class against class" or "soak the Rich" is not a basis

for approving a constitution. Could the editorial not have explained the provisions of the proposed constitution? Certainly each person is vitally interested in how the adoption of the new constitution may affect him.

What can and probably will happen if the two mill limitation on property taxation by the state is removed?

First of all it can fund a state bureaucracy

Secondly, probably anytime the legislature fails to balance

the budget it will fall back on property taxation, then the state will be competing with local government, (county, city and schools) for the tax dollar that now supports local services, such as roads, police and fire protection, and grade and high schools. True, some of the tax monies so raised may be returned to local government (especially schools) but by the same token the legislation can take almost total control of local government by the provisions of the appropriation bills without the public knowledge attendant to general laws passed regulating local government.

Also, as between communities and different areas of the state, it is going to be a continuing hassle in the legislature to see who has the political muscle to collect the plums.

This could be rural versus urban antipathy of city versus city.

Local governments may also become less stable if the single member voting districts prevail for historically in Montana development has grown around the county, not with standing the fact that a town or city may be the dominating force.

We must recognize that there are two sides to a coin. Both should be examined.

John W. Black  
Hurdale

## Early tip

Dita Beard and ITT. Sounds like a book title. It would be interesting to know the number of Americans familiar with the functions of Washington lobbyists.

Jack London told me before I was out of knickerbockers and grade school in his "The Iron Heel," published in 1907. "Lobby. A peculiar institution for bribing, bulldozing, and corrupting legislators who are supposed to represent the people's interests."

Gus Dorn  
Sweetgrass

## Tools for ranchers

An article by Katie Fraser in your April 12 issue leaves us believing we are at the mercy of the buyers market because there is no organization to help us determine the value of our product.

In reality, ranchers, livestock producers and feedlots have a related group helping them gain leverage at the market place.

The Montana Stockgrowers Association, Cattle-Fax and American National Cattlemen Association are working directly and daily towards this goal. ANCA can be found in Washington D.C. working on federal legislation affecting the livestock industry.

The Montana Stockgrowers and Cattle-Fax have offices in Helena and both give full time help to producers.

For less than the cost of a critter per year in most cases,

a livestock producer and feedlot can take advantage of daily telephone reports for national, state-wide and local market conditions from Cattle-Fax.

In addition, they send a weekly booklet with market projections and listings for the cow-calf and feeder markets. These reports tell you what your area is doing — not just far off Omaha — and with very telling results.

Bill Helming, president of the American Hereford Association, and former manager of Cattle-Fax will be a speaker at the MSGA Convention May 18, 19 and 20. Perhaps he will help Katie give us a column regarding the really wonderful job these fine groups are doing.

Every rancher can and should participate to build a better market for all concerned.

Mrs. Pat Jones  
Three Forks

## Anti-zoners emotional

Opponents of zoning keep expressing the issue that the new zoning ordinance was written by outsiders. The men who hired these outsiders are members of the City County Planning Board and in certain instances Montana professionals have been available. They would have been hired when you needed professional help. You need a professional to help you write a zoning ordinance.

Using destructive criticism as one technique in their anti-zoning campaign. Constructive criticism is what is needed. But at no time have they offered any alternative suggestions of plans on how to improve the new zoning ordinance.

The anti-zoners are suggesting that if the zoning ordinance is defeated in the next municipal election (April 1973), they will form a citizens committee and write their own ordinance. But at this point I haven't heard one suggestion as to how they want to plan for land use in the Valley.

## Use lights

I do a lot of driving and every time I am in a rainstorm or snowstorm, it amazes me to note the number of people that drive with parking lights only and probably just as many, or more, without any lights.

This is particularly hazardous on two-lane roads as there is always slow moving traffic ahead of you and some people are prone to take chances in passing in this kind of weather. When it is raining or snowing enough to reduce visibility to where you can't see around the

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According to the Tribune Herald of last week, the Hardin High Student Council requested the study hall be a place for student freedom.

This request was granted, so the study hall was turned into a party hall, with coke and candy machines. The more studious students had to go to the library to study where it was quiet. This granted request continued until due to excessive noise, misuse of school property, and other influences, the fun room was closed to the dislike of some of the students who frequented it.

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John W. Black Hinsdale

Following the buffalo



By HARVEY GRIFFIN

BOZEMAN — We people in the rural areas, in the sparsely settled states like Montana, while an integral part of the greater scene, do not have direct contact with many of the problems of people in the crowded cities.

We are so far from the clanging urban world, the world of the vast, unmanageable cities into which three-quarters of our people have crowded themselves these last few years; enormous, choking cities incapable of government of any kind and particularly government by themselves.

WE FIND IT hard to realize in that world men lived crowded together, worked according to the clock and surrendered their freedom to authority placed above them; all that makes a terrible picture of little souls sweating in and endless treadmill.

With such thoughts in mind with the ever-present fear which haunts many of we old timers that our way of life will ultimately be destroyed by the presence of uncounted throngs of newcomers, it is a relief to put your horse on the old pioneer trail that starts near the mouth of Callatin Canyon and leads over the hills to the Madison.

Buffalo had first traced it. The fur brigade had come this way. Indian war parties had stamped the trail more firmly in the earth. It was the route used by some of the men going to the Montana mines. In its dust was the story of the West; in the silent depth of these pines lay memory of rifle fire and warriors singing and the dry squeal of wagon axles.

Someway, when you are alone on an old trail, the vestige of which is well nigh gone, miles from the nearest habitation, with the west wind blowing, the wind that is like wine, like new and heady wine, calling forgotten ancient incidents out of the heart, you see more clearly.

YOU SEE things as they really are, put new emphasis on old ideals that have stood the test of time. There is something good

for the soul in the mountains — in the homely, the commonplace, the natural and the wild.

One sees in mind the long years of American history, the story of accomplishment, of heroism, of blood and sweat and tears; of individuals for the first time in world history given freedom to express their full talents, to retain the products of their minds and hands, to enjoy human rights and property rights, the two being inseparable.

You recognize that men were the vessels to carry the dreams of the race, the bright visions of gallantry and courage and daring which made the life stream fresh and quick, the steadfast visions of honor and loyalty and the great flame of faith.

YOU THINK of the pioneers who trod this trail a century ago, rugged men and brave women, men and women seeking to carve a home out of the wilderness, who worked together not as individuals, but as a team. You think of their love of the land, their pride in their race and country, their faith in their God.

It takes moments like this to start your commonsense scouring like silver polish at all the tarnished values of everyday life. And you recognize the evil forces working for the overthrow of our civilization, for the reconstruction of society on the basis of arrested development, of envious malevolence and impossible equality are steadily growing.

WHY IS IT stupidity feeds on success? We are prosperous and our wealth makes us both apathetic and blind.

What you never had you never lost. But we had it — liberty and freedom guaranteed by the greatest of all human documents save the Bible and we've lost it — almost.

Nothing has come out the way you think it should and the world is blind and dumb to what you see. Finally you fear it is something that doesn't exist — that you are just making pictures on water.

And you ask yourself the question that bothers so many of the older generation: "What can we do to keep yesterday alive?"

Early tip

Dita Beard and ITT. Sounds like a book title. It would be interesting to know the number of Americans familiar with the functions of Washington lobbyists. Not many, I'll venture.

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Gus Dorn Sweetgrass

Fear among people

The voters of Dist. 17H and out-lying high school districts voted down an extra mill levy for the coming school year. This should be a good indication of what the voters' sentiments are of Hardin High. On May 9 we vote again; again our feelings of Hardin High will enter in.

Additional money, in any endeavor, usually does not mean better performance but just more waste. Likewise, higher wages for teachers do not mean

better teachers; it just means a continuance of the same old thing, when it is allowed to continue as such.

There was much comment on the Hardin Senior honor roll listed in our local paper. A 34% honor roll, in any school, is hard to realize. It would be an interesting graph to see, for this just doesn't prove true to norms.

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HEAR



It sounds seem to jumble... It people seem to mumble... try this tiny 1/8 of electronic capsule that fits all in your ear with no wires or cords. Many hear clearly again in Church, business and family groups. Come in, call or write to AMERICAN HEARING, Dept. E, 2924 Second Avenue North, Billings, Montana 59101.

BEFORE YOU SIGN

# Montana tax revenue ahead of last year's

HELENA (AP) — State taxes collected by Montana's Department of Revenue since last July 1 netted \$101.6 million, an

increase of \$25.6 million, or 33.7 per cent, from the first 10 months of fiscal 1970-71.

A report, released by State Revenue Director Keith Colbo Tuesday showed that withholding taxes accounted for \$43.9 million of the revenue received this fiscal year through April.

Next largest producers of state revenue in the past 10 months were

—Gasoline licenses and taxes, \$22.6 million, up \$1.1 million, or 5.4 per cent from July 1970 through April 1971.

—Cigarettes, \$8.2 million, up \$2.6 million, or 47.1 per cent from the comparable period of the previous fiscal year.

—Individual income taxes other than withholding, \$7.9 million, up \$2.4 million, or 44.3 per cent.

—Diesel fuel licenses and taxes, \$5 million, up \$234,475, or 4.9 per cent.

—Inheritance taxes, \$3.7 mil-

lion, up \$3.4 million, or more than 100 per cent.

—Corporation license taxes, \$3.5 million, up \$6,654, or 2 per cent.

—Oil producers' license taxes, \$2 million, down \$94,478, a drop of 4.4 per cent.

The revenue figures are net, meaning any refunds were deducted. The refunds are mostly for overpayment of income taxes and for gasoline used off the highways, such as for agricultural purposes.

Of the 10-month collections of \$101.6 million, \$46.7 million was deposited in the general fund, which is the state's cash drawer; \$42.1 million went into the earmarked revenue fund, and \$9.3 million into the sinking fund for payment of debt.

For the month of April alone, revenue received and deposited in the State Treasury totaled \$11.2 million, an increase of 9.6 per cent over April 1971.

## Air vet opposes air war

KALISPELL (AP) — Art Sakaye, the retired Air Force fighter pilot who is seeking the eastern district Democratic (Congressional) nomination, has strongly criticized the continuation of the air war in Vietnam.

Sakaye, who recently completed 26 months in Indo China, saw 370 combat missions for the Air Force.

Now he says "American citizens are being duped into believing the Administration's Vietnamization Program is successful."

Sakaye admits U.S. troop strength has dwindled in Vietnam but charges this reduction is only a mask for the increasing roles played by the Air Force and Navy.

"In effect," he said, "only the locations and methods of our efforts in this war have changed, our total involvement in it, its tremendous burden on the taxpayers has actually increased.

Citing reports of the use of 500 tons of bombs in one rain forest, Sakaye said: "The \$6 million cost of this one raid could cover Montana's welfare and unemployment costs for three months."

"This war has been prolonged unnecessarily for 11 years. It is time to make a factual and honest assessment and set a firm course for ending this war at the earliest date."

He pledged, if elected, to "offer valid judgments, based on experience, to help curb the many wastes caused by federal involvement and spending."

## Lost children watch searchers

KALISPELL (AP) — Two 3-year-old Kalispell youngsters decided to play hide-and-seek Monday night, with the seekers being sheriff's officers, the search-and-rescue unit, city police and dozens of volunteers.

After 1 1/2 hours of scouring the neighborhoods, the searchers found Brian Orlinger and Vadeen Kines.

They had been in a pickup across the street from their homes, watching all the hurry and scurry.

## Demolition derby set at Greybull

GREYBULL, Wyo. — A "Demolition Derby" will be held at the close of Greybull Days of '49, June 11, it was announced by Jerry Kurtz, derby chairman.

The derby will be the final event of the rodeo and will be in the arena.

Drivers in "old clunkers" try to put the other cars in an arena out of running condition by bumping them, running into them or backing into them. There are ten cars in each and the last three cars to remain in running condition are winners of their heat and will participate in the finals.

Prize money for finalist will be divided from the gate receipts and the entry fees. First place will win 50 per cent of that total, second, 30 per cent, and third 20 per cent.

Entries for the race must be in by June 9, at the office of the Greybull Chamber of Commerce.

Rules governing the derby are

as follows: Men or women may enter. No modification of cars. Must have seat belts and shoulder harness. No glass. No hitting on drivers door and it must be painted white. Original radiator — no extra water tank in trunk.

Gas tank bolted in back seat area. Allowed three gallons of gas. Can put in shifting gears — first and reverse. As many batteries as driver wants — wear helmet — must have driver's license. Any two wheels outside of circle, driver will be eliminated. Time limit of three minutes to get car going after stopping. Each driver carries a flag — to be raised when judge disqualifies the driver. No one can hit a disqualified car. Anyone under 21 must have written and notarized consent of parents. Release to be signed and witnessed by notary.

Drivers must have a meeting the day of the event to finalize plans. All cars must be inspected and ready to go one hour prior to race.

## Constitution vote may be on machines

HELENA (UPI) — It appears counties with voting machines will be able to use them rather than paper ballots for the special election June 6 on the constitution.

Cascade county asked Secretary of State Frank Murray if it was possible

Murray said the only distinction is that the constitution election must be separate from the primary election.

So if machines are available and are separate from other voting machines, it's okay.

Otherwise, paper ballots will have to be used.

# The Billings Gazette



Laurel is looking for a new dump—some place to stash the trash that's

## Park centennial events planned

CODY, Wyo. — Additional events have been added to the Yellowstone Park Centennial celebration planned in Cody May 29, including a golf tournament, reception and film showing.

The golf tournament, for all Centennial participants, will be May 29, for both men and women, at the Olive-Glenn golf course. Participants also have been invited to play the course as guests on May 30 and 31.

The Buffalo Bill Historical Center also has invited Centennial guests to its exhibits.

A reception will be held at the Cody Municipal Auditorium between 4:30 and 5:30 p.m., preceding the 6 p.m. banquet on May 30. Among those attending will be Nellie Tayloe Ross, first woman governor in the United States, now 95 years of age.

The Wyoming Travel Commission 26-minute film, "Yellowstone—the Second Hundred Years," will be shown at the high school auditorium following the banquet, and the Cody Rotary Club will present a 45-minute musical show after the film presentation.

## Adoption case ruling upheld

HELENA (AP) — District Bennett, Helena, sitting for a described as the standard form court orders declaring a baby justice, was in an appeal by used by the state welfare agen-

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# The Billings Gazette



ESTABLISHED 1882

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Wednesday morning, May 3, 1972—11

## derby bull

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erwise, paper ballots will  
be used.



Laurel is looking for a new dump—some place to stash the trash that's accumulating in piles like this one. —Gazette photo

## Park centennial events planned

CODY, Wyo. — Additional events have been added to the Yellowstone Park Centennial celebration planned in Cody May 30, including a golf tournament, reception and film showing.

The golf tournament, for all Centennial participants, will be May 29, for both men and women, at the Olive-Glenn golf course. Participants also have been invited to play the course as guests on May 30 and 31.

The Buffalo Bill Historical Center also has invited Centennial guests to its exhibits.

A reception will be held at the Cody Municipal Auditorium between 4:30 and 5:30 p.m., preceding the 6 p.m. banquet on May 30. Among those attending will be Nellie Tayloe Ross, first woman governor in the United States, now 95 years of age.

The Wyoming Travel Commission 26-minute film, "Yellowstone—the Second Hundred Years," will be shown at the high school auditorium following the banquet, and the Cody Rotary Club will present a 45-minute musical show after the film presentation.

## Laurel looking for new dump

LAUREL — Action was started at the city council Monday evening to look for a new garbage dumping site for the city exclusively.

Mayor Louie Yovetch appointed a committee to look for a new site and report back to the council. Those named were Tom Kilpatrick, chairman, Bob Burns and Duane Behm, to work with City Engineer John Daley.

On a roll call vote, with aldermen E. H. Ebersviller and Ervin Metzger absent, the council unanimously passed ordinance 597 pertaining to dog licensing. The amendment calls for the doubling of license fees if the dog owner fails or delays to obtain the license for a period exceeding 90 days after due date. The double-fee rate became effective May 1 on annual licenses.

At bid openings for street materials, only single bids were received for liquid asphalt, hot mix, and gravel. Those bidding and awarded contracts were Farmers' Union refinery for liquid asphalt; Long Construction Company for hot mix; and Krug Brothers for gravel. The council approved a peti-

tion for a sprinkling district for alley surfacing in Laurel Realty subdivision, lots 11 through 20, block 1. The petition bore 100 per cent signatures of the area. City Clerk Dorothy Bundy reported.

A recommendation was presented by the zoning board approving the petition of east Laurel area residents to change the zoning classification from R4 to R3. A resolution for the zone change will be presented at the next council meeting. A second recommendation from the zoning board set forth rules and regulations for trailer courts. On the advice of City Attorney Tom Bradley, the matter was taken under advisement with further action to be taken at the next meeting.

By unanimous voice vote the council approved the request of David Murray to extend the city limits to include the north half of lots 10, 11 and 12 in Laurmac subdivision in the northwest area. A resolution of intent was passed.

Donald Lennhardt, acting chief of police, was authorized to attend the Montana Association of Police Chiefs meeting in Lewis town.

## Adoption case ruling upheld

HELENA (AP) — District Judge Bennett Helms, sitting for a court orders declaring a baby justice was in an appeal by described as the standard form used by the state welfare agen-

# ConCon goes begging despite fa

By DENNIS E. CURRAN  
Gazette State Bureau

HELENA — In spite of its hefty bank balance, Montana's Constitutional Convention is looking for help to pay its bills.

Delegates had saved convention funds and a federal grant to finance a \$58,000 voter education campaign, but just as the bills for the campaign are beginning to come in, the Montana Supreme Court has prohibited the convention's Voter Education Committee from spending the money.

So the committee is reorganizing as a private committee and is seeking private funds from delegates and their friends and the public at large, according to Convention Vice President John Toole.

SO FAR, delegates have kicked in \$4,000, and more is expected.

"The response of the delegates has been marvelous," Toole, a Missoula businessman, told the State Bureau Wednesday. "From 100 honeybees they've turned into 100, angry hornets."

But the stinging power of the hornets is diminished by lack of money, explained

The Voter Education Committee—hastily reorganized as the Citizens' Committee for Constitutional Improvement—plans to meet Friday in Helena to rally support and try to salvage its ambitious campaign.

WITH THE convention money unseizable and the federal grant lost, the \$58,000 budget has been slashed to a tentative

\$27,000 for newspaper, radio and television presentations, a newspaper supplement and a film.

The committee also must decide whether to continue explaining the constitution objectively or launch an unabashed effort to sell it to the voters. Toole said the committee isn't sure which path to take.

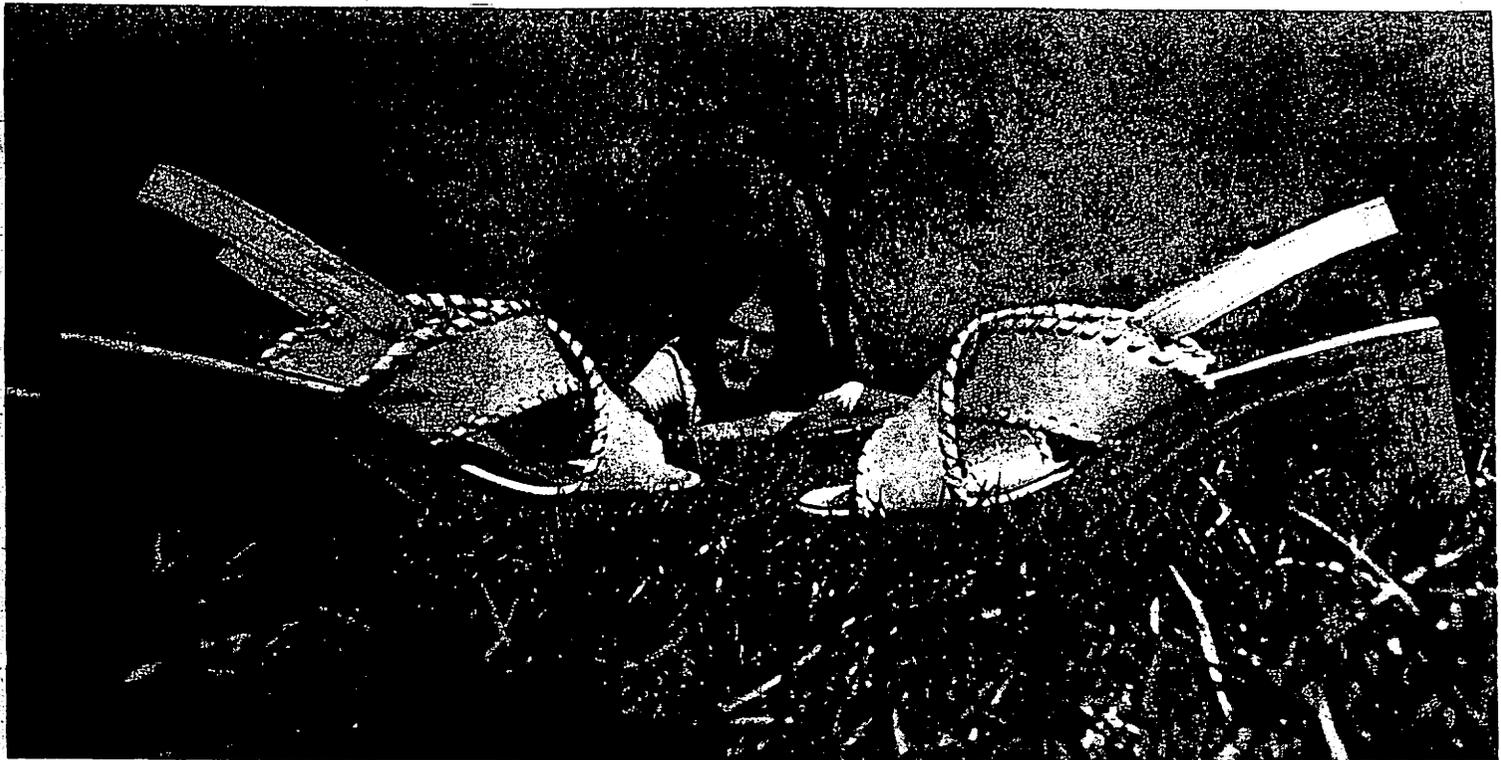
Additional committee members, both delegates and private citizens, are expected to be named Friday.

The committee is planning to go ahead with one voter

## The Billings Gazette

87th Year—No. 2

Billings, Montana, Thursday Morning, May 4, 19



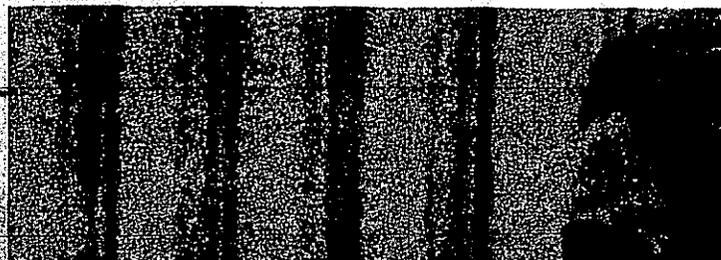
Gazette photo by William Tuckey

**'How beautiful with shoes'**

Margo Small, a junior at Eastern Montana College, decided Wednesday was too nice a day to spend in a classroom or library—so she kicked off her shoes and took her studying to the campus green.

# At least 24 dead in Idaho

**More than 50  
still missing**



**'Love So  
an irrele**

KELLOGG, Idaho (AP) — As foot level Wednesday, Chase pumps sensations of air under ground rescue workers began probing the shot-rimpy shafts of the Sunshine silver mine Wednesday, they search for more

Five others were recovered earlier, Chase said he had no idea where the missing men were located. The best indication the men

By GARY LANGLEY  
Missoula Staff Writer

KELLOGG, Idaho — As you Sunshine silver mine property, a t



Page of Opinion

Special articles on Gazette opinion pages are the author's views and do not necessarily reflect opinions of The Gazette

Free Angela? But, yes, if . . .

By MIKE ROYKO

CHICAGO—I readily admit that whenever someone yells "Free Angela Davis," my head begins nodding.

My reaction has nothing to do with Miss Davis' trial, her political philosophy, racial injustice, prison reform, revolution, or any such factors.

The truth is, I just can't stand seeing a good looking woman cooped up in jail, when there are so many ugly men running around loose. It seems a waste. An incident in my youth has probably shaped that attitude.

ONE DAY I saw a newspaper picture of a very attractive young woman who had been sent to prison because she cooked a stew that apparently contained a harmful additive, as her husband turned purple and stopped breathing 30 seconds after he ate some.

The same day, I had a blind date with a girl who bore a striking resemblance to Popeye the Sailor.

I recall thinking that, given a choice, I would pack my own lunch and take my chances with the one I saw in the paper.

So when Angela's sister came to town recently to raise defense funds and speak at a Free Angela rally, I was interested in what she had to say.

When she said Angela doesn't belong in jail, I agreed. With spring finally arriving, I'd rather see her traipsing down Michigan Av. on a warm, windy day.

BUT I COULDN'T accept the sister's arguments as to why Angela should be free.

She said the whole trial is a plot, the conspirators being President Nixon, California Gov. Ronald Reagan and the legal machinery of the state of California.

They have been out to silence Angela for years, the sister said, starting when Reagan tried to get her fired from her university professorship for being a Communist.

Falling at that, they have trumped up a lot of charges of which Angela is innocent.

But that dead judge in California hadn't been accused of anything, and he was innocent.

So Miss Davis' admirers want to say "Free Angela" because she is young, pretty and charismatic. (I'll go along.) That really is all the thought most of them have given this case. If Angela were a middle-aged woman and a stutterer when she spoke, which contained his

speech, which contained his secret plans to end the war



ages, including a judge. During a shootout, they killed the judge and three of them lost their lives.

The government says the convicts' guns had earlier been purchased by Miss Davis.

And since she had been publicly sympathetic to the cause of the Soledad Prison inmates, which these men were, she is accused of supplying them with weapons.

Miss Davis may have a very reasonable explanation for why she bought several guns and how these convicts got them. Maybe, because she is a good looking girl, she is plagued by masher, and likes to carry three or four guns in her purse to shoo them away.

But it is unreasonable of Miss Davis' sister and her other supporters to say it is unreasonable to put her on trial.

IMAGINE, for a moment, that Miss Davis was the person who had been shot by some white racists.

Also imagine that the guns used in the shootings had been traced to a store where they had been purchased by the Grand Gizzard of the Ku Klux Klan.

It would be reasonable to at least suspect that he might be implicated. Even Miss Davis' sister would probably agree to that, although she wouldn't shout "Free the Grand Gizzard, and I wouldn't either, because he's not much to look at.

Of course, Miss Davis' backers will answer that a lot of black people have been shot, hanged, and kicked to death by white racism, with little effort made to trace the guilty gun, rope or foot. And I can't argue with that.

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secret plans to end the war

The 'right' that

Sixth in series

The Montana Constitution can give rights and the same document can take them away.

A Right of Participation section in the proposed 1972 model provides a constitutional right for the citizen to participate in government and have knowledge of what it is all about.

And the next "new" right in Article II, Declaration of Rights, allows any officeholder, clerk, bureaucrat or agency chief to tell you it is none of your business because of the demands of individual privacy.

Sec. 9, Right to Know is a 24 karat piece right up to the last few words — words which can render it useless.

The proposed documents states, "Right to Know. No person should be deprived of the right to examine documents or to observe the deliberations of all public bodies or agencies of state government and its subdivisions . . .

Up to that point the framers were on the right track and could have done the body politic a great "right" service.

But they continued . . . except in cases in which the demand of individual privacy clearly exceeds the merits of public disclosure."

Even then it could have been saved with the addition of a few words such "as provided by law." But it wasn't. It stopped short of establishing a right and turned it into a hive of intrigue and sidestepping.

ConCon's official explanation of the Right

to Know section is brief. "New provision that government documents and operations be open to public scrutiny except when the right to know is outweighed by the right to individual privacy."

If the delegates had in mind, and we suspect that most did, to sweep away a smothering cloud of secrecy in state and local government they failed in allowing the sleeper at the end.

Any official, petty or grand, will be able to declare his operations off limits for reasons of individual privacy.

And where does the private citizen or group go for relief. Only to the court, and then they have no law to cite. The court must determine in each case if "the demand of individual privacy exceeds the merits of public disclosure."

Those who chide the press of Montana for its pursuit of your right to know protection contend, as does Emile Loring of the University of Montana School of Law, that:

"When governmental agencies accumulate vast amounts of essentially private information, sometimes erroneous, serious infringements of privacy elsewhere guaranteed by this draft article could occur if all government files were opened to the public.

Examples would be the names of natural parents in adoption proceedings and the names of persons seeking public health treatment for venereal disease."

That's true. And they aren't permitted now! Specific laws prevent release of certain information. The Legislature can add or withdraw from that body of law what it wishes.

© 1972 BY ANGELA DAVIS, MISS DAVIS' SISTER, AND THE TRINITY REST

OPINION



'LET ME READ THE FINE-PRINT AGAIN

Nixon's not-so-secret plan

By MARY MCGRORY

Four years ago Sunday Richard Nixon almost gave a speech which contained his secret plans to end the war

Whalen, entitled "To Catch a Falling Flag," a memoir of his days as a Nixon campaign adviser and speech writer. It is not scheduled for publication until

Vietnam. It veers to the conclusion that there is no way to win the war. But we can't say that, of course. In fact we have to say the opposite: to keep

villain of the piece with little notable effect on the military situation. THE FIRST YEAR he was the

# The 'right' that fails

## Sixth in series

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That's true. And they aren't permitted now! Specific laws prevent release of certain information. The Legislature can add or withdraw from that body of law what it wishes.

But to have to amend the state constitution to prevent some official from hiding his connivances is a bit too much.

The idea behind the Right to Know section is enlightened.

It is recognized by the courts now that public documents are there to be inspected by the public and not at the discretion of the officeholder or a clerk. Some are forbidden by law because of their private nature. We hold no quarrel with those.

Organizations with resources to hire lawyers and go to court will in all probability be able under the proposed document to gain access to materials they have any reason to wish to see. The Gazette is in court at present on a similar issue.

That won't be true for the great number. You will be at the mercy or whim of the governmental agency which is supposed to serve you — because a well meant "right to know" was aborted.

We cannot but agree with a legal critic who states the exception negates the right to know and, with the exception included, is worse than nothing.

Sec. 9, Right to Know, as written, does not add to your rights as citizens. It takes away. Statutory law and court decisions developed over the years now protect your right to know from petty officialdom with something to hide.

Sec. 9. of the proposed constitutions takes away from your right to know and virtually places a constitutional base under the right to conceal.

Next Sec. 10, Right of Privacy.

1972 THE MONTANA GAZETTE  
BY LARRY GREEN  
OPINION



'LET ME READ THE FINE PRINT AGAIN . . . .'

## Worst yet ahead

By LARRY GREEN

SAIGON—South Vietnam's army is more concerned about saving its own skin right now than in holding territory.

That painful assessment, from a top U.S. source here, not only suggests a failure of the Vietnamization program but cheerless prospects for the future of the 35-day-old North Vietnamese offensive, which shows no signs of running out of steam, supplies or ammunition.

THE SAIGON command may be saving its army for bigger things, possibly the defense of major cities where the country's population is concentrated, but the policy has cost this battered nation dearly.

An entire province, Quang Tri, has been captured by Communist forces.

Erosion of confidence in the government of President Nguyen Van Thieu is reported by American sources in areas adjacent to those already in enemy hands. The government has

spent years convincing people it could protect them.

THE JOINT U.S. and South Vietnamese pacification program has suffered severe damage in many areas and, if the offensive widens, it could be set back nationwide.

"The enemy's objective is to destroy ARVN (Army of the Republic of Vietnam)," said the source, who refused to be identified. "ARVN, meanwhile, is less concerned about holding territory than they are about preserving a viable army."

"If you push and they (ARVN) have a way to retreat, they will retreat," he continued.

That has been the pattern of the South Vietnamese military performance so far.

IN "ALMOST" every instance they have buckled under the pressure of Communist artillery, tanks and infantry despite one of the most massive displays of American air power in the war and the biggest naval gunfire bombardment campaign ever seen in Southeast Asia.

In only one place have they withstood bitter fighting and pounding by enemy artillery, refusing to relinquish the government's hold on provincial capital of An Loc, 60 miles north of Saigon.

That is also the only place during the entire offensive that enemy troops did not leave an escape route open, preventing both South Vietnamese deser-

## Nixon's not-so-secret plan

By MARY MCGRORY

Four years ago Sunday Richard Nixon almost gave a speech which contained his plan to end the war.

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villain of the piece—with little notable effect on the military situation.

THE FIRST YEAR he was in





# Constitution will reduce corporate role—candidate

MISSOULA (AP) — Dallas Howard, a Democratic candidate for governor, says passage of the proposed state constitution would make it difficult for major corporations to continue their role as the actual rulers of Montana.

He said a provision in the proposed document "would end once and for all the secret committee meetings wherein legislation of importance to people is often gutted or greatly

weakened without a recorded vote of legislators."

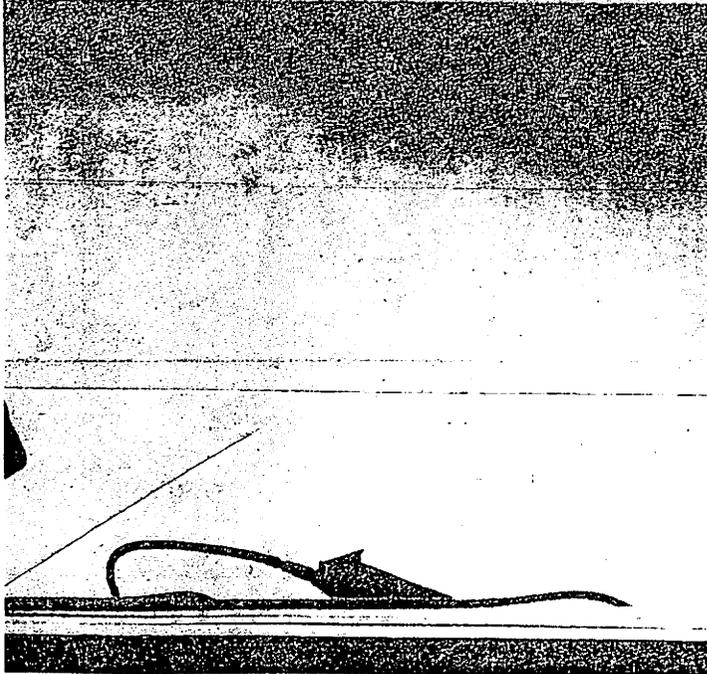
Howard, an Assiniboine Indian, said lobbyists for major corporations would thus find legislator much harder to influence.

Referring to charges lodged against the Montana Association of Trade Executives (MATE), Howard questioned whether continued "lack of legislative accountability" may be the reason behind the group's recent meeting.

MATE members at the meeting allegedly let about \$100,000 raise money for a fund to help defeat the new constitution.

Howard referred to MATE as an "anticonstitution group" and said the organization was merely an offshoot of "the Save Our State (SOS) crowd."

Members of SOS worked for the passage of a sales tax last fall that was considered to be of help to industry at the expense of the common taxpayer.



Gazette photo by Phil Bell

## d a hammer . . .

ple with indoor jobs eyeing the lucky man who could stay outside to work with envy. Mora is roofing a new house at the corner of Rimrock Road and Glenwood Lane.

had a fra' and nesday. ad peo-



Thursday morning, May 4, 1972—13

# Great Falls painters, floorlayers go on strike

GREAT FALLS (AP) — Painters and floorlayers went on strike in Great Falls Tuesday in a dispute over wages and fringe benefits.

Terry Lins, business manager for Painters Local Union 260, said 90 painters were idled by the strike. Fifteen floorlayers also went out in the dispute.

A contract was signed Sunday between the unions and several independent painting contractors. The settlement in-

cluded a raise of \$1.33 an hour over the next two years with 43 cents of that total going toward improved health and welfare benefits.

Under the previous contract between the painters, floorlayers and the Great Falls chapter of the Painting and Decorating Contractors of America, painters earned \$5.46 an hour with 21 cents of that going toward health and welfare benefits.

The floorlayers began negotiating with the Great Falls Floor Covering Association in March and subsequently filed with the National Labor Relations Board an unfair labor practice charge alleging that the association had not bargained in good faith.

The floorlayers presently earn \$5.81 an hour with 21 cents of that going into health and welfare benefits.

# fraud alleged

minimal action is to be sought, it is a matter for the only attorney."

He added that, although he isn't turned the matter over to the county attorney, he did mention it briefly to a deputy.

The lawyer alleged to the court that, without his client's knowledge, a final claim was made in Lewis' name to the IAB which issued a check which Scanlon alleged was negotiated by Emory at a store.

The claim was based on an accident which occurred Dec. 27, 1960, while Lewis was working as a welder at the Anaconda Co. plant in Anaconda. He received a fractured wrist and other injuries which resulted in what Scanlon said was 25 per cent disability.

Chief Justice James T. Harrison noted at the outset of the 25-minute hearing that this disability was not proved in the record.

"I can't prove it until we get to trial," Scanlon answered.

Finally, the court asked the lawyer to obtain the complete record of the lower-court proceedings as soon as possible when the request for a writ of control will be taken under advisement.

# ConCon leader sees opposition

Gazette State Bureau

HELENA — A leader of the Montana Constitutional Convention remains convinced that one of the state's business and industry groups are out to get the proposed constitution.

despite denials by members of the Montana Association of Trade Executives he is sure money is being solicited for a campaign against the constitution.

"I hope the public will be aware that there is a concerted effort to defeat the constitution and that money is being raised to do it," Toole said.

He declined to say which specific groups he believes are raising the money.

"I would rather not be quoted on that, because I can't prove it," he said. He added his information came second-hand from business contacts who were asked to contribute to a fund drive.

Although some of the business and trade associations have indicated they plan to oppose all or part of the proposed new Constitution, representatives of the Informal Trade Executives Association Monday denied reports they are raising \$100,000 to fund the constitution.

## Demos to meet

LEWISTON, Idaho (AP) — The Army Corps of Engineers will issue a navigation permit to a Lewiston firm for a barge loading facility on the Snake River, according to Col. Richard M. Connell, Walla Walla district engineer for the corps.

# Corps approves permit

LEWISTON, Idaho (AP) — The Army Corps of Engineers will issue a navigation permit to a Lewiston firm for a barge loading facility on the Snake River, according to Col. Richard M. Connell, Walla Walla district engineer for the corps.

Connell held a public hearing April 24 at which a number of objections to issuance of the permit to Nez Perce Roller Mills were expressed, including one by the Department of the Interior.

Connell said that objection had been withdrawn, although he said the nature of it was never made known to the public.



# Delegate resigns

HELENA (AP) — Robert Vermillion, Shelby, has officially resigned as a delegate to Montana's Constitutional Convention.

Vermillion said last week he wanted to resign to avoid any possible conflict with his service on a local school board.

However, Secretary of State Frank Murray said he couldn't accept the resignation in the form first submitted by Vermillion. The proper form was received Monday.

The secretary of state also said his office has never received a resignation from Con-Con Delegate Don Scanlin. Billings.

Scanlin reportedly sent a resignation letter to the Board of Yellowstone County Commissioners in order to try to file for Democratic nomination as state senator in Dist. 8.

Murray wouldn't accept the filing on the ground delegates, as in the case with legislators, cannot resign to take another public office.

He said resignations from delegates have to be handled the same as legislators to be official.

They must be made to the governor and secretary of state in addition to the county commissioners of the district involved.



## Announcing lead

Sen. Hubert H. Humphrey (D-Minn.) tells a cheering crowd of supporters that "when the results are in (from both Ohio and Indiana), we're going to have the momentum we need," during a Tuesday night rally at the Statler-Hilton Hotel in Cleveland. A voting machine snarl kept Cuyahoga County polls open until 11:59 p.m. Tuesday.

## Farmers Union likes constitution

GREAT FALLS (AP) — The Montana Farmers Union, largest of the state's agricultural organizations, announced Wednesday it has endorsed the proposed constitution that will be submitted to the voters at the June primary.

Glyde Jarvis, president of the organization, said the board of

vote for the new document is a people's document and the best way to insure that it remains that way will be to have everyone voting.

Electric co-op

**Quality Discount Foods**

**LET K MART CUT YOUR COST OF LIVING**

U.S.D.A. CHOICE

**ROUND STEAK 89¢ lb.**

**EVERYDAY LOW PRICE**

U.S.D.A. CHOICE BONELESS **CHUCK ROAST 88¢**

**YOUR FAVORITE**

ARMOUR STAR A **LUNCHEON MEAT**

PENNYWISE **SLICED BACON**

**LET K MART CUT YOUR COST OF LIVING**

**ICE CREAM**

BONUS BUYS TOO!

HOLLAND DUTCH

**1/2 Gal. 65¢**

**CARNATION EVAPORATED MILK 16-oz**



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Clyde Jarvis, president of the organization, said the board of directors studied and debated the pros and cons of the new document prior to making the decision to recommend to its 8,000 plus membership for support of the document.

"With unity in agriculture one of our prime goals as an organization," Jarvis said, "we naturally were impressed with the unified Montana Department of Agriculture created by the convention delegates."

He also cited the extension of special levy authority for all sectors of agriculture as a plus factor for farmers and ranchers.

Jarvis added: "The section establishing single-member districts is of specific importance because it guarantees rural areas continued representation despite the growing urbanization of the state."

The organization took no stand on three side issues—the unicameral legislature, gambling and capital punishment.

Jarvis said his organization was going to urge everyone to

vote for the new document it "is a people's document and the best way to insure that it remains that way will be to have everyone voting."

### Electric co-op receives loan

Yellowstone Valley Electric Cooperative has been granted a \$405,000 federal loan to build 48 more miles of distribution line to extend services for 265 customers in the Huntley area.

The funds will be used to install a new distribution substation and a new transmission substation. Application was made by Ryanalt Kaufman of northeast rural Billings and Howard E. Zahler of Huntley, for the REA cooperative.

### Park road is opened

YELLOWSTONE NATIONAL PARK (AP) — The south entrance road to Yellowstone National Park was opened Wednesday, meaning all entrance roads to the park and major roads within it now are open for the season.

Officials in the park, which is celebrating its 100th birthday this year, said only Craig Pass and Dunraven Pass within the park remain closed due to snow conditions. Craig Pass is expected to open in mid-May and Dunraven Pass will open later.

All other entrances to the park were opened last Saturday, but deep snow and severe ice conditions hampered snow removal at the south entrance and caused the delay in its opening.

Officials said snow removal on Cooke Pass will begin later this week and the road over the pass between Cooke City, Mont., and the Sunlight Basin road is expected to be open by Sunday.

### Club elects

**CULBERTSON** Alvin "Earl" Weeks was elected president of the Culbertson Lions Club. Outgoing president is Dave Long. Other newly elected officers are: First vice president, Allen Larsen, second vice president, Joe Matten, third vice president, Bill Waller, treasurer, Alton Moore, secretary, Alton Peterson, publicist, Alton Nichols, Lions' tamer, Thomas Clamer. Directors are: D. Norman Retzer and Bernard Weir, two-year; and Alton Blinn and Arthur Parke, one-year.

LET K MART CUT YOUR COST OF LIVING

ROUND STEAK 89¢ lb.

ICE CREAM

HOLLAND DUTCH

1/2 Gal.

65¢

BONUS BUYS TOO!

PIZZA

GINO'S FROZEN PEPPERONI

13-OZ. 68¢

BONUS BUYS TOO!

SYRUP

WALLEY'S LUMBERJACK

12-OZ. 24¢

BONUS BUYS TOO!

GRN. BEAN

DOUBLE LUCK 1 1/2-OZ.

13¢

DINNERS

GOLDEN GRAIN NOODLE

6-OZ. 28¢

COFFEE M.J.B. 3 LBS.

\$2.49

POTATO CHIPS X-TRA VAL-U 14 OZ. PACK

49¢

HAMM'S BEER 12 PACK-12 OZ.

\$2.18

SHORTENING FLUFFO 3 LBS.

87¢

TIP TOP LEMONADE 6 OZ.

13¢

104 So. 24TH STREET WEST

YOUR ARMOUR STAR LUNC MEAT PENNYWISE SLIC BAC

CARNAT EVAPOR

Page of Opinion

Signed articles on Gazette opinion pages are the author's views and do not necessarily reflect opinions of The Gazette.

A new threat to freedoms

Seventh in series

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But what does it mean?

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Does this mean the state as represented by its elected and appointed officials? Or does it refer to the public's right to know?

It is, to say the least, open to court interpretation.

One of the most relevant comments on a general right of privacy provision comes from the British Press Council in its analysis of debate on the subject in the British House of Commons:

HERE IS THE COMMENT, quite an important one in the light of what you are being asked to vote on June 6:

In the Press Council's view the question of privacy legislation needs a common sense approach rather than what we may call, without intended offence, the lawyers' approach.

"Freedom of speech is a priceless heritage which we now enjoy. Freedom of speech includes the right to say and publish things that are unpalatable to governments or individuals, things they do not wish to be said or published, things they would rather have suppressed but which the public is entitled or ought to know.

IT IS UNTRUE to argue that it is an extension of human rights to give individuals the right to suppress what they do not wish to have made public. It is a deprivation of rights rather than a giving of rights; it means that each individual is being deprived of an appreciable part of his right of free speech. It also means an even more serious loss of free speech to the community as a whole.

At a time when unavoidably there is a good deal of loss of personal freedom, this is a serious aspect.

The freedom of press represents the spearhead of individual freedoms of speech; loss of freedom by press or individual would each be disastrous to democracy.

In the council's view it would be wrong to create a cause of action for damages if news is reported which was NOT obtained by abuse of modern advances in science and which is NOT untrue and which is NOT defamatory.

THE SUPPRESSION OF TRUTH by Act of Parliament (Britain's unwritten constitution) is dangerous. It is the function of the press to see that truth is not suppressed.

It is frequently the publication of truth in newspapers that led to the exposure of wrongs which needed to be exposed and to the subsequent prevention of crime or the criminal prosecution of wrongdoers.

Section 10 of the proposed Montana constitution, which leaves too much in doubt.

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Friday finisher

The quiet hour

Ah, daylight savings time. It is wonderful.

It is an hour later now when the birds start to warble which starts the neighborhood dogs to barking which awakens you.

The next step is to find a way, some way to get the motorcycles or scooters or whatever to stop their bang banging an hour earlier at night.

Red carpet

Some expert says only 15 percent of the people in the U.S. have ever flown in an airplane. We suspect the figure is higher for Billings.

Even if it isn't, give yourself a treat. Drive or jog up to the airport and stroll around in the newly opened concourses.

You'll be getting the red carpet treatment and a great view of the Bull Mountains.

Enjoy yourself, won't cost you but a dime. If you can find a parking meter slot empty in front of the terminal.

If not, be a sport, a big spender, enter the parking arena and pay a few nickels more. It's cheaper than a traffic ticket for parking in the no-no zones.

Yup, our Billings Logan Field has the big time look now.

That Glasgow Chamber of Commerce is going to raise hob with our American Way of Life.

Never sell

It proposes to amend the U.S. Constitution to prohibit deficit spending and limit the issue of legitimate obligations such as bonds and notes against the U.S. Treasury.

Which brings to mind a question with its own answer. If we have to pay off the federal debt before we go on the cash and carry basis enforcement of the amendment if and when passed is a long, long way down the tunnel with no light at the end.

And besides, why should the U.S. government think it should be better off than the rest of us?

Nope, we don't think anybody will ever take away Uncle Sam's credit card. He's such a good spender.

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Say, now, those kids in Helena are getting innovative and creative.

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That may, at long last, be the answer to the "Pay More, What For?" slogan which was banded about four years ago.

Foiled again

U.S. Rep. Dick Shoup of western Montana found out this week that youthful YMCA lawmakers

are more liberally inclined than the bunch he hangs around Washington, D.C.

His fellow members react to Shoup's attempt to a Montana girl as page with that a girl's place is in a House.

Wild asphalt

Two of the office outcasts are carrying on a run over to wilderness area wilderness area.

The creature of corn put all the scorpions, ratt grizzlies and other varmint place with admission only packers.

The fellow with blistered feet and pack mule call his back retorts that h worker's idea of roughing park his plush rig at W Plaza.

Maybe corp.

Our Billings city fathers definitely are not in evidence have blown it again.

This time it's over imposition of the one-way street in downtown Billings.

The traffic commissic includes a council member chief of police, city engineer the assistant city attorney voted to resign en-mass test.

They don't like the

What

By JAMES RESTON

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What to do if the enemy stops the invasion before or after the battle for the former Vietnamese capital of Hue, and offers to make a deal while Hanoi is in control of a large part of the north of South Vietnam?

There have been some reliable indications that both the embassies in Paris and Washington that Hanoi and the National Liberation Front will do just that, and such a pause in the fighting would put the Nixon administration and the Thieu government in Saigon in a very awkward situation.

SO LONG AS the Communist offensive goes on, and is making alarming progress, Nixon's policy is clear. He has stated that he would do whatever is necessary to bring dramatic weapons to ending the American expeditionary force back into the battle on the ground. Until the North Vietnamese stop their offensive in South Vietnam.



"WHEN Y'ALL ARE THROUGH SCRAPPIN', I'LL TELL Y'ALL WHO WINS!"

Now, 'Inside FBI'

By JACK L. LANDAU

The sudden death of FBI Director J. Edgar Hoover will probably lead to the first broad investigation into the institutional operations and structure of the controversial Justice Department agency.

The major problem in terms of any meaningful inquiry into FBI operations is the form the investigation body should take.

SOME of the main areas for inquiry would be:

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Sec. 10, Right of Privacy, without a backlog of litigation to define what is "of compelling state interest" leaves too much in doubt.

It also flies in the face of Sec. 7 of the same proposed constitution which states "No law shall be passed impairing freedom of speech or expression. Every person shall be free to speak or publish whatever he will on any subject. . . . In all suits and prosecutions for libel or slander the truth thereof may be given in evidence.

HOW THEN DO THE FRAMERS of the proposed constitution expect these contradictions to be settled?

Again, as in Sec. 9, Right to Know, the proposed constitution would, in fact, take away from your rights not add to them.

This is not the things out of which constitutions of a free people are composed.

Next: Adult Rights and Rights of Persons, Not Adults.

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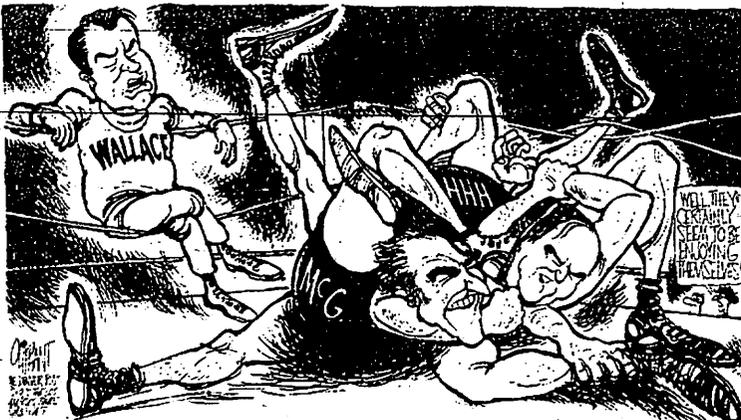
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# Now, 'Inside FBI'

By JACK L. LANDAU

The sudden death of FBI Director J. Edgar Hoover will probably lead to the first broad investigation into the institutional operations and structure of the controversial Justice Department agency.

According to both Democrats and Republicans on the Senate Judiciary Committee, which has jurisdiction over the FBI directorship nomination, there is a need for a thorough review of the FBI—a review which Hoover successfully blocked for 48 years by the sheer force of his personality and his influence in Congress.

ONE RESPECTED moderate Democrat was quoted as saying: "We need a comprehensive inquiry into FBI operations. What should be the scope of its activities? What kind of person should the new director be? But it must be a responsible non-partisan investigation. There is a complete lack of information in Congress in the

"This is the time to review the whole future of the FBI and to possibly consider restructuring it. For example should the investigating function (the FBI) be completely separate from the prosecuting function (the Justice Department)? Do statistical goals—such as how many stolen autos are found—play too big a part in the personnel policies of the bureau? How much control should an attorney General have? Or should the FBI be a cabinet department?"

Criticism of the FBI and Hoover has not been limited to liberal civil libertarians. Quinn Tamm, a former assistant director of the FBI and now director of the International Association of Chiefs of Police, has claimed privately that the bureau is old-fashioned and ripe to experiment with new ideas. Patrick Murphy, New York City's police commissioner, has made similar criticisms. Hoover had both men removed from a

The major problem, in terms of any meaningful inquiry into FBI operations, is the form the investigation body should take.

SOME of the main areas for inquiry would be:

—How can the FBI be insulated from political biases and yet be responsive to elected officials? Hoover simply refused to deal with former Attorney General Robert F. Kennedy and Clark. He cooperated with former Attorney General Nicholas Katzenbach and he was very friendly and cooperative with former Attorney General John N. Mitchell.

—How can the FBI dossiers—on perhaps 20 million Americans—be kept secret and only used for legitimate purposes? Hoover, of his subordinates, frequently permitted friendly congressmen and newspapers to see the files of persons antagonistic to the FBI.

# What

By JAMES RESTON

President Nixon is now approaching another critical decision in Vietnam.

What to do if the enemy stops the invasion before or after the battle for the former Vietnamese capital of Hue, and offers to make a deal while Hanoi is in control of a large part of the north of South Vietnam?

There have been some reliable indications through the embassies in Paris and Washington that Hanoi and the National Liberation Front will do just that, and such a pause in the fighting would put the Nixon administration and the Thieu government in Saigon in a very awkward situation.

SO LONG AS the Communist offensive goes on—and it is making alarming progress—Nixon's policy is clear. He has stated that he would do what ever is necessary, short of using atomic weapons or sending the American expeditionary force back into the battle on the ground—"until the North Vietnamese stop their offensive in South Vietnam."

But he has left himself an out. He has not said that he would continue his air and naval attacks until they pull back of the Demilitarized Zone and get their troops out of South Vietnam, but only until the invasion stops. What then if it stops with Hanoi's substantial control of the North or even of Hue?

"The only thing we have been used to do," Nixon said in his last Vietnam policy statement on April 26, "is to assist the enemy's demands to overthrow the lawfully constituted government of South Vietnam and to impose a Communist dictatorship in its place."

BUT WHEN DeDuc, tho of the North Vietnamese politbuo got back to Paris on April 30 to

BERRY'S WORLD

# Vitals—weather

**DEATHS**  
**Boys**  
 Mr. and Mrs. John Otseen, 517 Alderson Ave.  
 Mr. and Mrs. Phillip Stewart, 307 Foster Lane.  
**Girls**  
 Mr. and Mrs. Leo Spang, Lame Deer.  
 Mr. and Mrs. George Pastien, 1824 Miles Ave.

**AREA DEATHS**  
 George W. Andres, 63, Meeteetse, Wyo.  
 Mrs. Susan Marie Kerr, 69, Ekalaka.  
 William Elmer Wade, 82, Columbus.  
 Thomas Dolan, 1340 Yellowstone Ave., Billings, at Miles City.  
 Gordon Nation, Miles City.  
 Don Sprandal, Miles City.  
 Anton Hajny, about 75, Absarokee.

**FIRE CALLS**  
 8:47 p.m. Wednesday (City)—2907 W. McDonald Drive, first aid call. Victim taken to hospital.  
 12:04 a.m. Thursday (City)—27th Street and Montana Avenue car fire. Caused by backfire under hood. No damage.  
 1:07 p.m. Thursday (City)—1st Ave. N. between 29th and 30th Sts. car fire, out on arrival.  
 4:20 p.m. Thursday (City)—1941 Belvedere Drive, overheated washing machine motor, damage to motor.

**Today's PPI**  
 Ventilation Friday in Billings will be good.

**BAKER-HARDIN-BILLINGS**  
 — Mostly cloudy with a chance of showers and much cooler Friday and Saturday.  
 Highs Friday 55 to 60. Lows Friday night 30 to 35. Highs Saturday 45 to 50. Chance of precipitation 40 per cent.

**BUTTE**  
 — Considerable cloudiness through Saturday with chance of showers.  
 High Friday 57.  
 Low Friday night 30. High Saturday near 50. Probability of showers 30 per cent Friday and 40 per cent Friday night.

**BOZEMAN**  
 — Considerable cloudiness through Saturday with chance of showers. High Friday 56. Low Friday night 34. High Saturday lower 50s. Probability of showers 30 per cent Friday 40 per cent Friday night.  
**WEST YELLOWSTONE**  
 — Considerable cloudiness through

Saturday with chance of showers. High Friday 55. Low Friday night 34. High Saturday lower 50s. Probability of showers 30 per cent.

**WEST OF THE DIVIDE**  
 — Variable cloudiness with scattered showers Friday. Partly cloudy Saturday. No major temperature change. Highs Friday 60s. Lows Friday night 25 to 35. Highs Saturday 55 to 65.

**WYOMING**  
 — Considerable cloudiness Friday and Saturday. Scattered showers mountains and east Friday and east Saturday. Cooler north Friday and most south Saturday. Locally windy Friday. Highs Friday 50s extreme north. to 60s south with 45 to 55 mountains. Low Friday night 30s with 20s mountains. Highs Saturday 45 to 55 north and east to 60s southwest and 40s mountains.

**AIRPORT WEATHER DATA**  
 From United States Weather Bureau for 24 hours ending at 5:30 p.m. Thurs., May 4, 1972.  
 Maximum 62 Minimum 42  
 Precipitation .02 so far this month. .02 total for same period of May 1 to 3 year ago. .35; total since Jan. 1, 5.84; total for same period a year ago 4.73; normal for May 1-4, .30; normal for Jan. 1 to May 4, 3.70.  
 Hourly temp. 5 p.m. Wed 5 a.m. Thurs  
 67 58 56 51 51 49 49 45 43 43 43 42  
 Hourly temp. 6 a.m. Thurs 5 p.m. Thurs  
 43 44 46 52 54 61 64 66 66 62 62 58  
 Sunrise 5:34 a.m. Sunset 8:26 p.m.

**MONTANA AND OUT-OF-STATE DATA**

City	Max.	Min.
Billings	64	42
Bozeman	62	31
Butte	62	31
Battle	53	28
Cat Bank	50	25
Cheney	57	31
Drummond	51	31
Glasgow	51	31
Great Falls	50	26
Helena	59	31
Kalispell	65	43
Leavitt	62	32
Livingson	62	32
Miles City	76	40
Missoula	69	33
Thompson Falls	72	34
West Yellowstone	65	27
Whitehall	65	27
Red Lodge	62	34
Baker	72	40
Hardy	73	40
Cooke City	59	21
Rouseaux	54	29
Big Timber	64	31
Cardwell	64	36
Albany	54	30
Albuquerque	86	45
Anchorage	86	61
Aspen	57	27
Aspen	67	39
Atlanta	72	50
Birmingham	63	38
Bismarck	63	28
Boise	76	45
Boston	71	46
Boston	51	35
Casper	72	31
Charlottesville	75	51
Cherokee	67	37
Chicago	61	32
Cincinnati	67	42
Denver	50	43
Des Moines	74	38
Des Moines	64	44
Detroit	60	44
El Paso	65	38
Evansville	74	34
Fort Worth	74	34
Green Bay	67	31
Honolulu	85	64
Houston	81	64
Indianapolis	77	51
Jacksonville	82	69
Kansas City	71	47
Lamar	74	32
Little Rock	71	46
Los Angeles	67	48
Louisville	78	53
Marietta	65	33
Memphis	71	51

Miami	82	72
Minneapolis	58	35
Minneapolis-St. Paul	59	44
New Orleans	59	53
New York	65	57
Oklahoma City	71	52
Omaha	67	45
Philadelphia	68	58
Phoenix	84	65
Pittsburgh	60	48
Portland, Oregon	76	48
Portland, Maine	50	43
Rapid City	64	52
Richmond	75	56
St. Louis	74	61
Salt Lake	78	52
San Diego	76	52
San Francisco	82	64
Seattle	69	49
Shelton	69	49
Spokane	73	49
Tampa	81	70
Washington	71	59
Worland	67	45

**CANADIAN CITIES:**  
 Edmonton 90 43  
 Montreal 64 44  
 Toronto 64 44

**PRECIPITATION:** Billings .02, Dixon .04, Rapid City .04, Livingston 1.0, Whitehall .02, Albany 1.11, Asheville .20, Atlanta .22, Boston 1.04, Buffalo .24, Detroit .24, Louisville .04, New York .24, Oklahoma City .24, Philadelphia .18, Portland, Me .75, Richmond, Va. Washington .37.

## ConCon foes are expected

By GEORGANNE LOUIS  
 Gazette Staff Writer

Constitutional Convention delegates expect organized, well-financed opposition to the proposed constitution, Yellowstone County delegate Jean Bowman said Thursday night.

Mrs. Bowman along with eight other county delegates took part in a question and answer session sponsored by the Billings Chamber of Commerce at Eastern Montana College.

Mrs. Bowman asked support for the delegates' newly formed public education committee. Looking at the 31 persons in the audience, she said, "You can't rely on a one to one basis to inform people."

"In a state this big you have to use the mass media and that is quite expensive."

After the state Supreme Court ruled that the delegates could not use public funds in a voter education drive, Mrs. Bowman said the delegates abandoned the idea of an objective campaign providing (both) negative and positive ideas on the constitution.

"We are being subjective; we want you to vote for it."

Panel moderator and former Billings writer Howard Hultgren read written questions from the audience which ranged from diversion of highway revenue to inspections of welfare recipients' homes.

Asked what important changes had been made in the new constitution, Robert Kelleher opted for the blue-ribbon

committees which will select judicial candidates and offer a means of ridding the judiciary of senile or incompetent judges.

Dave Drum said the new constitution enables the legislature to bring about true equalization of taxes and protects water rights for the state.

Under the old constitution there was nothing to prevent the federal government and another state from diverting water from Montana into the other state, Drum said.

Some people were confused about the three issues on the ballot in addition to the constitution question.

Delegates John M. Schiltz and Bowman said voters can vote on all or any of the questions—whether to pass the new constitution and then for or against gambling, the death penalty and a one- or two-house legislature.

But, if the new constitution does not pass, the other three issues—no matter how favorable the vote on any or all—will not be effective.

Another questioner wanted to know Kelleher's opinion of the environmental article.

## Absarokee man killed

**ABSAROKEE**—Anton Hajny, about 75, Absarokee, was killed Thursday afternoon at his farm when a tractor he was driving tipped, pinning him underneath.

He was driving up a steep approach to a narrow bridge which crosses an irrigation ditch. The tractor slipped off the approach and plunged into the empty ditch.

Karl Gaustad, Stillwater County deputy sheriff, said the accident occurred between 3:30 p.m. and 4 p.m.

Hany, a retired rancher and his wife lived on a small farm on the outskirts of Absarokee. Cashmore Funeral Home, Columbus, is in charge of arrangements.

## Billings today

- Breakfast Optimist 7 a.m. at O'Hara's.
- Y-Wives 9:30 a.m. at YWCA.
- Retail Credit Association noon at Chamber of Commerce.
- Yellowstone County Republican Women's Club noon at Northern Hotel.
- YWCA Duplicate Bridge Club 1 p.m. at YWCA.
- May Fellowship Day 1 p.m. at First Congregational Church.
- Ashlar Lodge 297 7:30 p.m. at Masonic Temple.
- YWCA Duplicate Bridge 7:45 p.m. YWCA.
- Alcoholics Anonymous 8 p.m. at 204 Grand.
- Alcoholics Anonymous 8 p.m. at 245 Broadway.
- Sons of Norway 8 p.m. at Marie Thompson Memorial Center.
- Duquesne Square Dance 8 p.m. at YWCA.

## All the ingredients

**GENEVA**  
 ALEXANDER CRIVELLO, a 37-year-old Italian, was charged with plotting the assassination of the German occupation chief in Geneva, Switzerland, during the war.

At the top of the list of names was the name of Klaus Altmann, who was convicted of having committed 4,544 murders, of sending 7,491 people to the gas chambers and arresting thousands of French resistance fighters. Among the many who died in Barbie's hands was Jean Moulin, the leading martyr of the French resistance, who was tortured to death.

Both Mrs. Klarsfeld and French and German authorities maintain that Barbie has been living undisturbed for the past 20 years under the name of Klaus Altmann. They say records show that he obtained false travel documents in 1951 through an International Red Cross organization in Rome and escaped to South America.

**UNFORTUNATELY FOR HIM**, his claim that Klaus Altmann was a minor German SS officer during the war, but never murdered anyone, was made to look ludicrous by the exhaustive research done by Beate Klarsfeld and her husband, aided by West German prosecutors.

Apart from having identical fingerprints and looking alike, authorities say, Barbie and his children and wife all have the same names and birth dates as those of Klaus Altmann, who acquired a Bolivian passport 14 years ago. Barbie's marriage date, also is the same as Altmann's.

The chief key to the identification, Mrs. Klarsfeld says, came when the International Red Cross in Geneva, in a rare breach of its normal secrecy over identification matters, acceded to her request and released the fingerprints, identity card, photograph and signature under which Barbie-Altmann traveled to South America in 1951.

**MRS. KLARSFELD** turned the information over to the French, who had given up on Barbie in 1950. According to German records, she said, French officials had twice questioned Barbie in an American intelligence office near Augsburg after the war, but the American occupation authorities refused to extradite him.

According to the London Sunday Times, Barbie worked regularly for American as well as Bonn intelligence after the war. It was while working for the CIA, the paper said in an article by Antony Terry last month, that Barbie was sentenced to death in France.

**THE GESTAPO CHIEF** is said to have handed over to the CIA for its secret files a list of prominent Frenchmen who collaborated extensively with the Gestapo during the occupation. The French, the article said, were not allowed by American authorities to question Barbie in detail after the war, and that only in the presence of CIA agents. The article added that it may have been with CIA help that he got his false Red Cross passport in 1951.

Friday is "Bangladesh Day" in Billings, a day of collecting money for the refugees and sponsoring a child from Bangladesh on behalf of the people of Billings.

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## Wallace wins

actively seeking the nomination. Wallace's chances were boosted by the presence of the ballot of a referendum on binding the state to achieve racial balance in schools — a practice that has been in effect since the 1950s. Wallace's victory was conceded by the party and the state.

Happy Anniversary,  
 Mom and Dad!

JOHN — AMSTERDAM  
 HERRY — HELENA  
 MACE — SALT LAKE CITY  
 MIKE — MISSOULA  
 MIND — MISSOULA

## Broadus boys sent to Pine Hills

BROADUS — A 16-year-old boy was ordered committed to the Pine Hills School for Boys at Miles City, during a closed hearing in Broadus Wednesday before District Judge A. B. Martin of Miles City.

Another 16-year-old boy was put on probation by the judge. The two juveniles and two older boys are responsible for vandalism at the Broadus airport March 25. Charges against the older boys will be filed later in the week, Powder River County Attorney Robert J. Brooks said.

Damage at the airport included partial ransacking of the pilot's lounge and shop owned by Keith Stevens and a fire in the shop within a few feet of a newly painted airplane. After leaving

the building, they entered a airplane owned by the Rev. Foster Shepard, turned on switches, pulled the microphone out and dismantled the mat lights.

The boys also entered a plane owned by Gene Steadman and dirtied the seats and interior with muddy feet and started another fire within a few feet of the tail section, according to the county attorney.

They also entered other airplanes parked on the ramp. The vandalism was investigated by local authorities and district juvenile probation officer Irvin Zeitner of Miles City. The FAA office in Billings was notified as it is a federal offense for any unauthorized person to enter a plane.

## Mental health meeting set

Members of the Montana Association for Mental Health began arriving Thursday in Billings for an annual state meeting Friday and Saturday in the Rimrock Lodge.

The program will emphasize mental health services for the disadvantaged, says President Mrs. Roy Hellander.

Friday sessions include panel discussions on how mental health services are delivered on Indian reservations and a question and answer session with persons who have undergone treatment in mental institutions.

Harold Hanser, Yellowstone County attorney, will address a public luncheon Friday in the Fireside Room on laws regarding the handling of the mentally ill.

## Machines lose out to paper in county constitution voting

By GARY SVEE  
Gazette Staff Writer

Despite a state ruling that the referendum ballot for the proposed constitution may be voted on voting machines, Yellowstone County will use paper ballot.

Clerk and Recorder Merrill Klundt says his decision to use paper ballots rather than machine voting came as a result of two factors.

First, there are not sufficient numbers of voting machines in the county.

Second, Klundt says he doesn't like to stand in line and he doesn't think voters like to stand in line.

"I HAD ENOUGH of that in the service," he says.

Secretary of State Frank Murray opened the gate for machine voting on the constitutional referendum after the question was raised by Cascade County.

Murray okayed the request with only the stipulation that the

constitution vote must be separate from the primary election also scheduled June 6.

This could cause long lines in Yellowstone County.

KLUNDT SAYS that he has apportioned the county's voting machines so that one machine serves about 200 voters.

A higher proportion of machines is put in working districts where voter turnout is heaviest between 5 p.m. and 8 p.m.

"We could have a high turnout," Klundt says. "And we cannot withdraw two machines from the candidate election and set them up for the constitutional voting without causing long lines."

The only route we can take is to use the machines for the candidate voting and paper ballots for the constitutional question.

VOTERS WILL have the option of using the machine voting booths or additional canvas voting booths to mark the paper ballots for the constitution.

To speed up counting for both

the primary election and the referendum, Klundt says he has assigned two additional election judges per precinct.

"I'm hoping we can get the results out as quickly as possible," he says.

## Bozeman man is in coma

A 24-year-old Bozeman man is in serious condition in a coma with a head injury in St. Vincent's Hospital.

The man, David M. Kavulla, was flown into Billings Wednesday by private plane after he was injured in a motorcycle accident.

The Gallatin County Sheriff's office said Kavulla was riding his motorcycle on U.S. Highway 191 two miles south of Four Corners when he went out of control and flipped over numerous times.

The accident happened about 6:51 p.m. and Kavulla was flown to Billings about 9:30 p.m.

## Dirt 'bank' not safe

Buried treasure isn't what it used to be — either in value or security for the owner.

Seven-year-old James Hart, son of Mr. and Mrs. Sidney F. Hart, 613 26th St. W., thought his bulging piggy bank filled with small change, a silver dollar and a \$5 bill (total value \$15.15) would be safer buried in the sandbox of a friend, than at home.

So Jim and his playmate, Mark Wyatt, 9, son of Mr. and Mrs. Bill G. Wyatt, 2518 Broadwater Ave., buried the treasure wrapped in a plastic bag in the backyard of the Wyatt home.

But the cache was discovered by others, and reburied along the bank of a nearby ditch. Mark Brecht, 7, son of Mr. and Mrs. Roy F. Brecht, 2541 Broadwater Ave., discovered the new secret site and dug the treasure home to show mother.

Mother, Gwenn Brecht, called police. After "thorough" police investigation, the money was returned to its owner — and the safety of his home.

## SAVE YOUR ELM and other trees.

The Ross Root feeder feeds trees, kills insects and Elm Scale in one simple operation, now available at Salsbury's Garden Center, 2147 Poly Dr.

\*\*\*  
Agri-strep Fire Blight Control

\*\*\*  
Tune to KGHL for the Garden Program "Over Your Garden Gate" Friday afternoon & Sat. Mornings

## SALSBUURY GREENHOUSE

Your Full Time Garden Store

2147 Poly Drive

BRAGG



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playwright Eugene O'Neill

to know the Boston Bruins

to know the Stanley cup game

WEST PARK  
Mon.-Fri. 9 to 9  
Saturday 9 to 6  
Sunday 10 to 5

HARDWARE

# SCHEELS

SPORTING GOODS

DOWNTOWN  
Mon.-Sat. 9 to 6  
FREE PARKING  
TRACK SIDE OF STORE

# NEW LOW PRICE!

We're not shy about our prices. Let's face it. There are a lot of mowers on the market, and many are higher than the Toro 19" Whirlwind at \$89.95. (61 other lawn mowers sell for less.) The difference. Simple . . . almost trite. The Toro simply starts easier, works better and lasts a longer time. And beyond that simple claim, the Whirlwind is safer for the money than any other mower. Toro . . . a lot of lawn mower . . . and then some.

Toro's WHIRLWIND features: WIND TUNNEL HOUSING which lifts the grass up, to give your lawn a smooth as carpet look. REAR SAFETY SHIELD—to protect your feet and legs. DEFLECTOR BAR—a discharge chute which deflects stones and sticks downward into the grass. WASHOUT PORT—lets you clean underside without scraping. Rugged 3 H.P., 4 CYCLE ENGINE with DIP STICK, plus 3 other models to choose from. So switch now . . . to Toro at Scheels.

**19" Fingertip Start**  
**\$89.95**  
LESS W/TRADE

**21" Fingertip Start**  
**\$99.95**  
LESS W/TRADE

**Trade Up To The Leader!**  
**Just Say, "Charge It!"**

No money down. Take up to 3 months to pay with no extra charge. 1st June, 1st July, 1st August. Or regular monthly terms.

# Delegate defends ConCon spending

**GLENDIVE** — Spending by the Constitutional Convention was defended by Louise Cross of Glendive, district 1 delegate to the convention, at a meeting of the Veterans of Foreign Wars.

Mrs. Cross pointed to a state Supreme Court ruling which upheld the contention of Oscar S. Kvaalen of Lambert, who brought suit to prevent spending of "voter education" funds.

Mrs. Cross said the convention managed to get along with 40 to 60 state employees, which was about one-third the number normally employed by the legislature.

The convention got along with about half the number of pages, printing costs were kept to a minimum, and even the number of telephones were fewer than the number usually used in a legislative session, she said, and added, "The convention was as much, or more, concerned than he (Kvaalen) about the wise use of public money."

Mrs. Cross said Kvaalen lauded the court's decision, saying, "Now the people will receive an objective presentation." She said she was sure that none of the 100 ConCon delegates planned to make anything but an objective presentation. She said she understood that opposition to the passage of the constitution might come from the Montana Taxpayers Association, the

# vaste re time'

ing, "I wish I'd done something when I was 17 and things could still be corrected."

Dear Dr. Theosson: I have been told I have skin cancer. It is a black spot on my breast, almost under my arm, about the size of a half dollar. It has been there about 18 years and gives no trouble.

The past few months there have come a few black spots in the neighborhood of the original spot. Is there any danger from this? Is anything needed to treat it? I am 64 years old.—H.A.J.

Who diagnosed it as cancer? If it is cancer, it needs attention, and you should have a doctor look at it right away.

Your age is a factor to be reckoned with. If you were younger, I would say the spot should be removed. Forthwith—because skin cancer, promptly removed, is a very curable disease.

The trouble is that cancer, even though painless, has the savage habit of spreading no matter when it is given a time to be removed. It will spread also to other parts of the body, and it will eventually kill you.

# MSU plans annual Women's Day event

**BOZEMAN** — A highlight of the 49th annual Montana State University Women's Day program, scheduled on the campus Sunday, will be the presentation of distinguished alumnae

awards to two women graduates of the class of 1916.

Planning to be at MSU to accept the awards are recipients Erma Lesell Collins of Butte and Mollie Allen Strand of Corvallis, Ore.

The assembly will begin at 1 p.m. in the Student Union ballroom.

Guest speaker will be Julia Nesbit Wagner of Bozeman, a 1967 graduate of MSU in home economics and commerce education, who will deliver the five-year speaker address.

Since last year, Mrs. Wagner has been assistant director for The Bozeman-based Gallatin Council on Health and Drugs.

A native of Miles City, she spent most of her childhood in the Regina area of Phillips

County and attended Malta High School. Her parents are Mr. and Mrs. Henry Nesbit of Malta, and she is married to Sam Wagner of Bozeman.

# Burglars hit Malta school

**MALTA** — The vault in the office of Malta High School was burglarized early Wednesday and about \$500 in currency and change was taken.

Supt. James C. Nordlund said there is a janitor on duty until midnight and the burglary must have occurred between then and 7 a.m. Wednesday when it was discovered by Jerry Salvason of the custodial staff.

Entry to the school had been made by breaking a window in the ground floor typing room on the west side of the school. The thieves then pried open the door of the teachers' room and forced a door between that room and the office.

They evidently carried the money out in a cardboard box, the contents of which had been dumped on the floor of the vault. They went through a number of cash boxes piled in the vault.

Pete Messerly, county sheriff, said the safe dial and door had been "punched" in what looked like a job by professionals. After it had been punched, the door was pried open.

The Saco school office was also broken into sometime that same night. Supt. James Tindall said Wednesday morning that they still did not know if anything had been taken. The dial

had been blown off the safe, but the door was closed, so if the thieves did get in, they had closed the door afterwards and school officials and police had not as yet been able to get in.

The Saco school was entered when the south door of the grade school building was forced. The burglars evidently had trouble with the safe so they tried to go through the wall in the superintendent's office, but abandoned that when they struck a brick wall. There was also a hole in the wall on the other side of the safe in a book room.

Sheriff Messerly said there was also a break in Havre Tuesday night and a Volkswagen, believed to have been stolen, was found burned in the Zurich area.

# Legion elects

**BASIN, Wyo.** — Marion Tanner Post of the American Legion, elected these officers: Commander, David Williams; first vice commander, Ray Fetzer; second vice commander, Delmar Atwood; adjutant, Fred Ellis; finance officer, Arthur Batenhorst; service officer, R. J. O'Neill. Charles Argento, outgoing commander, is the new trustee.

# Bookmobile stops

**MILES CITY** — The Saco-Bush Federation of Librarians bookmobile will be at the SY School from 9:15 to 9:30 a.m., Monday, at Volborg from 10 to 11 a.m., at Coalwood from 11:30 a.m. to 12:30 p.m., at Olive from 1 to 1:30 p.m., at Broadus from 3 to 5 p.m. Another bookmobile will be in Dawson County for three stops: Yale from 9:30 to 11 a.m., at Deer Creek from 1 to 2 p.m., at Intake from 2:30 to 3:30 p.m.

Tuesday, a bookmobile will be at Biddle from 9 to 11 a.m., at Belle Creek from 1 to 4 p.m., and the other bookmobile will be in Dawson County for two stops: Jefferson from 9 a.m. to noon and at Lindsay from 2 to 4 p.m.

On Wednesday the bookmobile will be at Bloomfield from 9:15 to 11:15 a.m. and at Eastmont Training Center from 1 to 2 p.m.

On Thursday it will be at Lame Deer from 9:30 a.m. to noon; at Birney Day School from 1 to 2 p.m., at Birney from 2:30 to 4 p.m. On Friday, it will be at Ashland from 9 a.m. to noon; at the Mission from 1 to 2 p.m. and at Fort Howes from 3:30 to 4:30 p.m.

On Saturday, it will be at the Pine Hills School for Boys from 10:30 a.m. to noon.

# Emcee at meet

**VIRGINIA, Minn.** — Bob Miller of Sidney, Mont., has been named to emcee the Minnesota state championship country music contest here Friday and Saturday. Miller is announcer for KGCC, Sidney.

**SACO DRIVE IN** 654-4010

First Show at Dusk

**THE CHEYENNE SOCIAL CLUB** with JAMES STEWART & HENRY FONDA

PLUS "NORTH TO ALASKA" with JOHN WAYNE in "RIO LOBO"

See a Better Movie at a Carisch Theatre!

**IT'S THE DIRTY BUNCH ON WHEELS!**  
Killed by Instinct... Maimed by Professionals

**THE LOSERS**

THEY MET THE BRIDE OF SATAN!  
**WEREWOLVES ON WHEELS** IN COLOR PLUS **HELLS ANGELS ON WHEELS**

Cycle Display by Montana Marina & Don Boespflug - Fri. and Sat.

**3 BIG SHOWS BIG DAYS**

**BIG SKY** Open 7:15 SHOW 8:15-9:00

**WORLD** Open 7:15 SHOW 7:30-9:25

**A BEAUTIFUL MOVIE! A FILM YOU NEED TO SEE!**

In everyone's life there's a **NUMBER OF '42**

**CINE 3**

STARTS WEDNESDAY!

With Humphrey Bogart  
**JULIUS CAESAR**

**MILWAUKEE**

Box opens at 8:00 p.m.  
First Show at Dusk  
DON'T MISS THIS ONE!

**CINE 3** Theatres

John Wayne

Let's Get Off-Street Parking!

**JOHN WAYNE**

Billings Family Entertainment Center

# Vitals—weather

## BIRTHS

**Girls**  
Mr. and Mrs. Robert Tuttle, 16 Wicks Lane.  
Mr. and Mrs. Robert Williams, Joliet.

## MARRIAGE LICENSES

Barry D. Elder, 19, Billings, and Cynthia L. Robins, 19, Billings.  
Charles E. Thomas, 42, Billings, and Sheila S. Yates, 22, Billings.  
Francis W. Gustafson, 34, Billings, and Patricia A. Goldsberry, 30, Billings.  
Richard G. Obie, 31, Hardin, and Donna M. Bochy, 22, Billings.  
Melvin J. Zindler, 23, Reedpoint, and Cynthia L. Dunbar, 18, Billings.  
Alexander H. McIntire, 27, Billings, and Linda L. M. Haven, 25, Billings.  
Robin D. Bishop, 18, Ballantine, and Christina L. Carlson, 16, Worden.  
Vernon L. Kautson, 21, Miles City, and Geraldine M. Martin, 18, Billings.

## ANNULMENTS ASKED

Lucille V. Towne vs. Darrell G. Towne.  
Jackie A. also known as Jack Keierleber vs. Jacqueline also known as Jackie L. Wilson Keierleber.

## DIVORCES ASKED

Janice Englander Besel vs. Richard A. Besel.

## AREA DEATHS

David H. Kenley, 59, of Harlow.

ton.  
Mrs. Mary M. Spillum, 73, of Circle.  
Harry James Allen, 77, Greybull, Wyo.  
Edward Jones, 68, Cowley, Wyo.  
Glen E. Irion, 74, Deaver, Wyo., formerly of Olive.  
Ralph Calder Vivian, 62, Ashland, formerly of Miles City.  
Jessie J. Sellers, 95, Glendive.

## FORECASTS

**BILLINGS AND LIVINGS-TON:** Mostly cloudy, continued cool with periods of showers through Sunday. High both days, 45 to 50, low Saturday 30 to 35. Chance of precipitation, 50 per cent.  
**HARDIN AND BAKER:** Mostly cloudy, continued cool with periods of showers through Sunday. High both days 50 to 55, low Saturday 32 to 38. Chance of precipitation 50 per cent.  
**MILES CITY:** Low nights 35 to 40. High Saturday and Sunday near 50. Chance of rain 50 per cent.  
**HELENA:** Mostly cloudy through Sunday with showers in the area. High Saturday 50, low Saturday night 32, high Sunday lower 50s. Probability of showers 40 per cent Saturday and 30 per cent Saturday night.

**BUTTE:** Mostly cloudy through Sunday with showers in the area. High Saturday 52, low Saturday night 30, high Sunday near 50. Probability of showers 30 per cent.  
**BOZEMAN:** Mostly cloudy through Sunday with showers in the area. High Saturday 53, low Saturday night 34, high Sunday lower 50s. Probability of showers 30 per cent.  
**WEST YELLOWSTONE:** Mostly cloudy through Sunday with showers in the area. High Saturday 50, low Saturday night 25, high Sunday near 50. Probability of showers 30 per cent.  
**GREAT FALLS:** Cloudy and cool with occasional light showers through Sunday. Low at night middle 30s. High both days near 50. Chance of rain 40 per cent. Mostly cloudy and continued cool with numerous light showers through Sunday. Lows at night 25 to 35. Highs Saturday and Sunday 45 to 55.

**WEST OF THE DIVIDE:** Considerable cloudiness with no important temperature change through Sunday. Scattered showers in the mountains mostly afternoons. Lows at night 30s. Highs both days 55 to 65.

**CENTRAL MONTANA:** Cloudy and cool with numerous light showers through Sunday. Lows at night 30s. Highs both days 45 to 50. Chance of rain 40 per cent.  
**WYOMING:** Considerable cloudiness Saturday. Variable cloudiness Sunday. Chance of showers lower elevations and snow showers high mountains. Cooler Saturday. Low Saturday night 25 to 35 lower elevations, 20s mountains. High Saturday and Sunday mostly 45 to 55 lower elevations, and 40s mountains.  
**NORTH DAKOTA:** Variable cloudiness and cooler Saturday. Decreasing cloudiness Saturday night, becoming fair to partly cloudy Sunday. Continued cool Saturday night and Sunday. Slight chance of a few showers north portion Saturday. Highs Saturday 47 to 56. Low Saturday night 26 to 32. High Sunday 42 to 49.  
**SOUTH DAKOTA:** Variable cloudiness and cooler Saturday. Decreasing cloudiness Saturday night becoming fair to partly cloudy over most of state Sunday. Continued cool Saturday night and Sunday. Chance of a few showers extreme east through early Saturday. Highs Saturday 47 to 63. Lows Saturday night 32 to 42. Highs Sunday 48 to 55.

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**HELENA (UPI) —** An official of the Montana Trade Association denies that a \$100,000 fund is being raised to defeat the new constitution.  
**Montana Automobile Dealers Association Executive Vice President Don Cadby of Helena** issued the denial Friday.  
He said his association initiated a meeting with 12 other organization directors to study the new constitution on April 24 in Helena.

**Pros and cons of the new document** were discussed, said Cadby, and at no time was any mention made to create a fund of any size to promote or defeat the new constitution.  
Said Cadby, "In fact, no position was taken either way."  
Cadby said, "It is regrettable some constitutional delegates

**will stoop so low to create a straw man to pass their new constitution."**  
He concluded, "It seems they (the delegates) don't want the voters to study it (the new constitution) but to simply accept their judgment as gospel."

**HELENA (UPI) —** State Senator Dick Dzivi Friday endorsed the proposed new Montana state Constitution and in a telegram sent to the Montana State AFL-CIO convention being held Saturday in Helena, asked organized labor to endorse the new constitution and form teams throughout the state to work for its passage.  
The Democratic candidate for governor told the convention that the new constitution will do more than anything else possible at this time to "make the Montana state government into a people's government and lessen the influence of special interests which have held Montana back so long."

**Man arrested**  
**LEWISTOWN —** A man is being held in Hermiston, Ore. on charges of stealing a pickup truck belonging to Les Hartford of Lewistown. A warrant for the arrest of James David Secret, charging him with grand larceny, was issued by Judge LeRoy McKinnon of Lewistown. Bail was set at \$2,500.

**Profester**  
white male in his 20s, first demanded to be flown to Hanoi but then relented when informed the plane did not have sufficient range for the trip.  
The plane, Flight 407, which originated in Idaho Falls, Idaho, and stopped at Salt Lake City was commandeered over New Mexico at 4:17 p.m. and landed at Los Angeles International

**Legals**  
**SCHOOL DISTRICT NO. 2 OF YELLOWSTONE COUNTY BILLINGS HIGH SCHOOL DISTRICT 101 TENTH STREET WEST, BILLINGS, MONTANA** Purchasing Department April 28, 1972  
**INVITATION FOR BIDS**  
Sealed bids for Certain Equipment and Supplies will be received by the Supervisor of Purchasing of School District No. 2 and the Billings State School District of Yellowstone County, 101 Tenth Street West, Billings, Montana, until 1:00 p.m. Monday, May 15, 1972.  
Bids must be accompanied by a certified check for 5% of the total bid must accompany all bids.  
Details and specifications may be obtained from the Supervisor of Purchasing, 101 Tenth Street West, Billings, Montana. The Board of School Directors reserves the right to reject any and all bids in its sole discretion and the Board of School Directors and its agents shall not be bound by any terms, conditions or specifications of any bid received and to waive informally.  
George H. Scherer, Chairman  
ATTEST: J. John Hennrich, Clerk  
Billings, Montana  
MAY 15 1972

**LEGAL NOTICE**  
SCHOOL DISTRICT NO. 2 OF YELLOWSTONE COUNTY BILLINGS HIGH SCHOOL DISTRICT 101 TENTH STREET WEST, BILLINGS, MONTANA

Helena	47	37
Kalispell	47	37
Lewistown	47	37
Livingston	47	37
Miles City	47	37
Missoula	47	37
Thompson Falls	47	37
West Yellowstone	47	37
Whitehall	47	37
Atlanta	47	37
Bozeman	47	37
Butte	47	37
Charleston	47	37
Chicago	47	37
Colorado	47	37
Denver	47	37
Des Moines	47	37
Detroit	47	37
El Paso	47	37
Houston	47	37
Indianapolis	47	37
Kansas City	47	37
Los Angeles	47	37
Memphis	47	37
Minneapolis-St. Paul	47	37
New Orleans	47	37
New York	47	37
Orlando	47	37
Phoenix	47	37
Pittsburgh	47	37
Portland, Ore.	47	37
Raleigh	47	37
Richmond	47	37
St. Louis	47	37
Salt Lake City	47	37
San Francisco	47	37
Seattle	47	37
Spartanburg	47	37
Tampa	47	37
Washington	47	37
Webster	47	37
Wichita	47	37

**Precipitation:** Billings 14, Belgrade 32, Broadus 13, Drummond 11, Great Falls 22, Helena 15, Livingston 01, Whitehall 12, Boston 01, Buffalo 02, Columbus, Ohio 02, Des Moines 10, Kansas City 02, Miami Beach 01, Minneapolis-St. Paul 05

## Falls budget defended

**GREAT FALLS (AP) —** Great Falls' police and the fire department chiefs appeared before the Ways and Means Committee of the city council Thursday to defend their budgets.

The financially troubled city is facing massive employee layoffs in a drastic measure to combat over-spending, is considering personnel cuts in the two departments. However, no action was taken, nor were any recommendations made following the session.

Mayor John J. McLaughlin is still looking for ways to avoid the lay off of as many as 300 municipal workers on May 15. Execution of the cutbacks will depend upon the attitude of city banks and finding ways to raise additional revenue, he said earlier this week.

Although the mayor opposed police and fire department cutbacks, there has been rising pressure to include the two departments in the trimming. They account for 65 per cent of the general fund budget.

## Mrs. Non defended

**HELENA (UPI) —** Mrs. Anna M. Knapp, 95, Glendive, died Friday at the Memorial Hospital Tuesday.

Mrs. Knapp was the wife of Elizabeth Olson and attended school in Helena. Her husband died in 1959. Funeral services were held at Portland Tuesday.

She was survived by three children: William F. of Pendleton, Michael R. and James R. of Portland, and three grandchildren.

**Hugh Boyd**  
**TEN SLEEP, Wyo. —** J. Boyd, 78, died at Was Memorial hospital Tuesday.

He was a veteran of World War I and a member of the Veterans of Foreign Wars. Survivors include Mrs. Anna M. Knapp, of Sleep.

Funeral services were conducted Friday at the Ten Seventh-Day Adventist Church with the Rev. Howard K. officiating. Burial follows at the Ten Sleep Cemetery. Veile Mortuary of Worland charge of arrangements.

**Sellers**  
**GLENDIVE —** Jessie J. Glendive, 95, Glendive, died Friday at the Memorial Hospital.

Funeral services and burial will be in Sturgis, S.D. She is survived by a sister, Mrs. Otto Cooper, Sturgis.

**Mary Spillum**  
**CIRCLE —** Services for Mary M. Spillum, 73, of Circle, who died Thursday in the Cone County Hospital, will be held at 2 p.m. Monday at the Circle United Christian Church.

Burial will be in River Cemetery, with Clayton Memorial Chapel of Circle in charge. Mrs. Spillum had settled with her parents in the Wel Community 2 1/2 miles north of Circle in 1913. She was widow of Stanley Spillum, died in 1971. She moved to Circle in 1964.

She was born April 25, 1899 in Chicago, Ill., a daughter of and Mrs. Bayard Gates, was married October 23, 1919. Glendive.

She was a member of United Christian Church and Circle VFW Auxiliary. Survivors include two sons, Stanley G. of Welton and Bay Spillum of Billings, a daughter, Mrs. Ruth Thomas of Coburg, Minn., two sisters, Mrs. F. F. of Baker, Ark., Fla., Mrs. Mildred Zima of Chicago, Ill., eight grandchildren, and great-grandchildren.

## Anti-constitution fund report denied

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**DANCE**  
TONITE  
HIDE-A-WAY  
Hiway 10 East  
Old Time Music by  
**CERKONEY'S TRIO**

**DANCE**  
to music by the  
**RAY KRAMER TRIO**  
Modern and Old Time  
**DINTY'S BAR**  
Worden, Mont.

**SPUR BAR**  
**CHUCK WAGON CAFE**  
Live Music - Dancing  
**TONIGHT**  
featuring the  
**MUSIC MILLS**  
Best Steaks in Town  
1202 1/2 AVENUE

For Your Enjoyment  
**Jim and the Wranglers**  
Sunday - 2 p.m. to 9 p.m.  
**HANK'S BAR**  
Frossberg  
Dealers & Star Log - Bartenders

**ECHO INN**  
(a mile W. of Miles, County Club)  
**LIVE MUSIC**  
Friday and Saturday  
**PENNY'S TRIO**  
Sunday (5-10 pm)  
**RAY KRAMER**  
Worden, Mont.  
**STEAK SHIMP CHICKEN**  
Worden, Mont.