

Court pay Hike Up in House
The Atlanta Journal; January 10, 1962; pg. 2, 1
Margaret Shannon

House Turns, Votes \$22,500 for Jurists
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A Deserved Raise
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Raise for Judges Okayed by Senate
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Judge Townsend Memorial Set
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Appeals Judge Vance Custer Dies Following Heart Attack
The Atlanta Journal; February 1, 1962; pg. 2, 1

Russell Gets Appeals Post
The Atlanta Journal; February 3, 1962; pg. 1, 6
Charles Pou

Vandiver Names In-Law as Judge
The Atlanta Journal; February 4, 1962; pg. 2,1 (personality feature on page 8)

Vandiver, Others Pay Tribute to Townsend
The Atlanta Journal; February 7, 1962; pg. 2,1

Judge Custer Memorial Set

The Atlanta Journal; October 12, 1962; pg. 33, 1

Special Service Pays Tribute to Judge Custer
The Atlanta Journal; October 15, 1962; pg. 12, 6

Emeritus Status Seen For Carlise
The Atlanta Journal; July 15, 1963; pg. 1, 1
Charles Pou

Twitty Eyeing Race for Appeals Court
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State Judge Carlise to Retire
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Pannell Succeeding Retired Carlise
The Atlanta Journal; August 9, 1963; pg. 4, 3

Sen. Pannell Becomes Judge on Sept. 5
The Atlanta Journal; August 15, 1963; pg. 58, 1

Rape Now a Hazard of Working, Court Says
The Atlanta Journal; September 11, 1963; pg. 2, 6

Bring Warning As Snow Melts

By GORDON ROBERTS

A blustery snowstorm followed by numbing winds and a hard freeze left Atlanta and north Georgia virtually crippled Wednesday, as the stunning winter blast moved toward the south Georgia coast.

North Georgia was expected Wednesday night to feel the bitter sting of subzero weather, while Atlanta braced itself for an overnight low temperature of 4 degrees.

Though snow clouds gave way to clear, blue skies over Atlanta during the morning, and the sun glistened on the white-blanketed city, there was little chance of the snow melting.

IN FACT, the weather bureau here reported, what melting there was on the streets, highways and sidewalks would turn from slush back to slick ice during the frigid night, "and then make it worse."

Southern portions of the state, which missed getting any snow, nonetheless saw some freezing rain and sleet. And the hard freeze now gripping north Georgia and Atlanta will reach its icy fingers as far as the coast and northern Florida, the weatherman said.

Hardest hit are highways and city streets. Virtually all roads in the state from Columbus, north and northwest to Toccoa were reported iced under and closed.

Drivers were warned that they took to the road at their own risk.

Almost all of Georgia north of Macon and Columbus was blanketed Tuesday night by the heavy snowfall, with some northern sections of the state getting an estimated six to seven inches.

In the Atlanta area, the weather bureau reported two to four inches.

But forecaster Harry Armstrong

Turn to Page 11, Column 1

ATLANTA TEMPERATURE TABLE

Tuesday

7 p.m.	32
8 p.m.	30
9 p.m.	27
10 p.m.	25
11 p.m.	25
12 midnight	24

Wednesday

1 a.m.	23
2 a.m.	22
3 a.m.	21
4 a.m.	20
5 a.m.	20
6 a.m.	17
7 a.m.	16
8 a.m.	15
9 a.m.	15
10 a.m.	15
11 a.m.	14
12 noon	15
1 p.m.	17
2 p.m.	18

*Unofficial.

WALKING DOG WAS RATHER CHILLY WEDNESDAY MORNING Randy Mathews With Poodle "Miss Bo" Stroll on The Prado

Staff Photo—Guy Hayes

PINEY WOODS PETE Says:

DEAR MISTER EDITOR:

Some fellow once asked something about "where are the snows of yesteryear?" and there'll be plenty of us old-timers to hark back to those ancient times when the drifts piled higher and the winds cut deeper.

But I reckon what came on Georgia Tuesday night will satisfy most people's craving for blizzards.

And the state legislature is meeting right on, so all of us who're stuck at home will have some entertainment.

Yours truly,
PINEY WOODS PÉTÉ.

Court Pay Hike Up in House

Raise to \$22,500 Annually Predicted for State Judges

By MARGARET SHANNON

Neither snow nor ice nor dark of night was going to keep Georgia legislators from meeting Wednesday, raising judges' pay, drawing their own, and hearing the governor speak.

That was the word from General Assembly leaders. House Speaker George Smith said he was going to call up a bill increasing the salaries of judges

of the State Supreme Court and Court of Appeals.

Furthermore, he predicted it would pass after being amended to fix the pay at \$22,500 annually. The bill passed the Senate last session with a \$25,000 figure. The judges now draw \$18,000.

SPEAKER SMITH said the raise would put state judges on a par with their judicial inferiors of the Fulton Superior Court.

Gov. Ernest Vandiver will deliver his annual State of the State address to the General Assembly and a radio and television audience at 8:30 p.m. Wednesday.

The Georgia Senate wasn't going to do any legislating Wednesday, Lt. Gov. Garland Byrd, the presiding officer, said.

But it was necessary to meet because the adjournment motion of Tuesday called for reconvening Wednesday.

It wasn't actually necessary for the assemblymen to assemble to get paid. They draw their

Turn to Page 9, Column 3

GRIFFIN GIVES OKAY TO OPEN SCHOOLS

Wouldn't Try to Undo Desegregation, He Says in Debate With Byrd

By RALEIGH BRYANS

Former Gov. Marvin Griffin, in a Kennedy-Nixon-type debate with Lt. Gov. Garland Byrd, said he approves the "open schools" legislation enacted in Georgia last year.

Mr. Griffin also declared that while "I am for segregated schools," he would not try to undo desegregation in some of the state's schools should he be elected governor again.

"I cannot say anything except 'Keep Georgia decent; this is not a Congo in this state.'" Mr. Griffin said. "What could I do about it (desegregation)?"

MR. BYRD, asked to give his views on the open schools laws, said he feels he already is on record, but added: "Those laws are designed to continue public education and at the same time continue a maximum amount and maximum degree of protection for the parents and children of

Related stories on Page 29.

those laws until someone comes along with something better."

MR. GRIFFIN and Mr. Byrd were guests of Sigma Delta Chi, professional journalism fraternity, and in their debate answered questions put to them by a panel of local newsmen.

IN BRIEF opening remarks allowed each of them, the two made clear what is generally accepted fact: That they are candidates for the office of governor in the forthcoming Democratic primary.

Mr. Griffin said: "I would

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NO COMMON HOUS
Scrubbing City

By WALTER RUGABER

ocratic sides of the House, for a change—though a few looked vaguely uncomfortable in the Republican territory.

Rep. Francis Walter of Pennsylvania, in his capacity as the chairman of the Committee on Committees, presided.

A huge collection of reporters and photographers got peep-eye view of the proceedings through double glass doors outside the speaker's lobby.

THE WHOLE AFFAIR—on the surface at least—was absolutely devoid of tension.

Rep. Wilbur Mills of Arkansas delivered the first speech nominating Mr. McCormack as speaker. It drew a standing ovation and was followed by four others.

By 3:05 p.m., the vote was taken, and Mr. McCormack was in.

He came forward, again to a standing ovation, and spoke for 11 minutes. (Afterwards he told reporters: "I said the members should try to iron out their differences, which all boils down to supporting Democratic party policy—right along that line.")

Then it was Mr. Albert's turn. Tom Stead, the senior member of the Oklahoma delegation, rose and did the nominating in eight minutes flat. He was followed by six other House members who did the same.

MR. ALBERT, a short fellow from Flowery Mound, Okla., who was once a champion teen-age debater and who is now universally liked and respected by his House colleagues, came forward to standing applause at 3:38 p.m. and made an acceptance speech that lasted 10 minutes.

He began it by saying that he wanted to thank Rep. Richard Bolling of Missouri for withdrawing from the race in the interest of party unity.

Mr. McCormack sat dead center in the House auditorium with his palms joined at his chin, as if in prayer, and nodded occasionally, as if to agree.

Then the caucus was adjourned, the doors were opened, the members came flooding out and the press came flooding in.

R. BOLLING has been mentioned as the possible head of a new Democratic "policy committee," set up to advise the new speaker.

But Mr. McCormack had this to say when asked about that:

control to the legislative branch of your government. . . . It is true that my proposals will take away some of (the) patronage power from the governor."

GRIFFIN on the same topic: "I do not believe any governor in his right mind would like to be custodian of \$50 or \$60 million because every fellow in every department is scheming to find out how he can get some of that money." (This was a reference to the governor's present control of surplus funds.)

GRIFFIN, in response to a question as to whether he was satisfied that he lived up to a promise to have a clean administration: "Not entirely. I would like to say this, for the clarification of the record now. To some of those who have persecuted me the hardest and, yea, even prosecuted me—those who have been most eminent in their criticism of the business done with the state during my term in office . . . later on I will present the records of those . . . and it will be a great time in old Georgia."

Byrd on whether there will be a tax increase: "I certainly hope not . . . I recognize the

PAY HIKE

Continued From Page 1

money (\$50 a day) seven days a week for the 40 days of the session whether in Atlanta or not, though they can't be officially adjourned for more than three days in a row unless they take a recess without pay.

BOTH THE HOUSE and the Senate Tuesday got bills to put the state primary back to September, where it was before the 1961 legislature set it to wandering.

Lt. Gov. Byrd urged Senate committees Wednesday to get on with their meetings and get some bills out for consideration. The Senate pretty well cleaned the calendar last session and so far has had little legislation to consider.

"Let's grind out some business," Mr. Byrd suggested, "less we get caught in a logjam the latter part of the session."

Flu Hits Poland

WARSAW (UPI) — More than 80,000 Poles were believed to be suffering from influenza today in

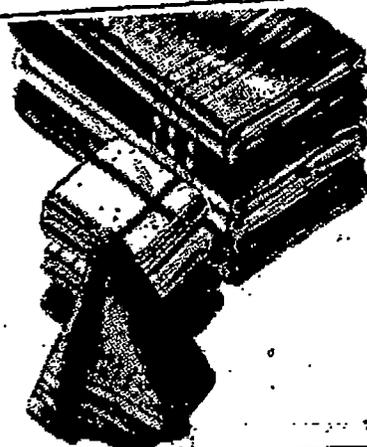


Matched necklaces and earrings. Opaque and clear beads in 2, 3, 5 strand or twisted rope necklaces, cluster or button earrings. *plus tax
The ultimate in color!



parisian miracle

Hand rolled rific new pastries, polka dots on tones and



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COME IN FOR AN APPETIZING

city would receive in state aid.

THE AMENDMENT proposes the first earmarking of state revenue from automobile license

state, by a previous constitutional amendment, ear-

Proposing Use Tax

the five-year plan better than any of the other proposals. This plan would not result in any tax reduction, though it would give industry a break by allowing the tax payments to be made over an extended period.

Meanwhile, the Georgia Tax Research Foundation has asked that no compromise be made on the tax proposals until it completes a study Jan. 23.

The foundation said it will then be able to furnish estimates on the amount of tax funds involved and what effect a reduction or repeal of the tax would have on new industry in Georgia.

THE GOVERNOR had taken a firm stand against reducing the tax because he fears it would upset his budget, but some sort of a compromise may be reached.

Jack Minter, director of the State Commerce Department, said during the weekend that a decision may be reached to postpone until 1932 after Gov. Vandiver has left office—the effective date of a use tax repeal.

However, the governor said Saturday he has not said he would do along with this. He is reportedly against tax cut or increase proposals, whatever form they may take.

municipal association are a followup to that original constitutional amendment.

House Turns, Votes \$22,500 For Jurists

The Georgia House reversed itself Monday and voted a \$22,500 pay raise for judges of the state's appellate courts.

The measure, if agreed to now by the Senate, would put the annual pay of justices of the Georgia Supreme Court and State Court of Appeals at \$22,500. The vote was 129 to 41.

LAST WEEK members of the House refused to give the bill its required 103 constitutional majority, the opposition to it largely coming from farmer-legislators. The Senate last year passed a bill which would have raised the pay of the state judges to \$25,000 a year. The measure passed Monday by the House now must

go back to the Senate for concurrence.

House Speaker George L. Smith, a lawyer, left the speaker's stand to talk in favor of the bill. In doing so, he said he had no plans for ever serving on either of the higher state courts.

"MY PLANS are to stay in the House of Representatives as long as my constituents will allow me to," he said.

Speaker Smith and other lawyer sponsors of the measure contend it will strengthen the courts by attracting better men for the job.

At Highland School, 978 North Avenue, NE, Mrs. C. G. Hall, a registered nurse regularly assigned to the Northeast Health Center, arranged the snow white squares of sugar on trays and dropped the slightly pink vaccine onto them in the school library. The children began filing by the table on which the trays were placed at about 9:30 a.m.

EACH carried a form requesting the vaccine and signed by a parent or guardian. Mrs. Robert W. Smith, school's PTA, stamped the date on the form as Mrs. Hall picked up a lump of sugar and placed it in the palm of the child's hand.

"Now chew it up," she said to Dick Brock, 5, the first child at Highland to get the vaccine Monday.

Asked how he liked it, Dick said, "Fine, good."

DeKalb to Make Lost School Day

Of the two days the DeKalb County School System missed last week because of snow and ice, one will be made up in the spring and the other will be allowed to ride.

DeKalb School Superintendent Jim Cherry's office said the system had one surplus school day in its 180-day school calendar and will use this day to make up for last Wednesday. Last Thursday will be made up later in the school year.

School officials said they will wait several weeks before setting a date for the Thursday makeup because additional severe weather could force more school closings.

The second quarter will still end Jan. 31, the officials said, and Jan. 30 will be a teachers' work day although the students will not attend classes.

Opposing Use Tax

The Georgia Tax Foundation has announced that it will then be able to furnish estimates on the amount of tax funds involved and what effect a reduction or repeal of the tax would have on new industry in Georgia.

Meanwhile the Georgia Tax Foundation's Board of Directors has agreed that no compromise be made on the tax proposals until it completes a study Jan. 23.

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House Turns, Votes \$22,500 For Jurists

The Georgia House of Representatives today voted a \$22,500 increase in the salaries of the state's judges.

The measure, which would raise the salaries of the state judges from \$12,000 to \$14,250 a year, was passed by a vote of 100 to 10.

LAST WEEK members of the House refused to pass the bill. Its reported 100 to 10 final majority, the opposition to it largely came from former legislators. The Senate last year passed a bill which would have raised the pay of the state judges to \$25,000 a year. The measure passed Monday by the House now must go back to the Senate for concurrence.

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JAN 25 1953

these boards could be already Atlantans to do a lot of voting, rolls as many as three times filled in the first year. The need is to add eight more elections.

officials to appoint a portion of voters appears to be a reality and it has gotten us past.

Sizenga

Detention of An present another step ability in the Congo. called, is the Soviet-umba" who cherished for his province of central government at and him under house disarmed his troops as censured him.

indeed for a govern- lessly labeled "Com- engaged in the curi- king a hero out of ombe, they said, man who repre- Communist force in a. The United States k by supporting the central government, of Katanga's seces-

weeks have deflated movement. From all t of communism's in- was Moscow's sup- that wasn't enough to ar of need.

oser to reality when it the only 'ism of e Congo is tribalism. led; that's just the

Taking

weeks to 50 years in s area have the priv- in another step of y remove polio killers.

been greatly reduced shots. Last year a was averted by sup- en in the area with . The current effort

Rapid Transit Is Rolling

THE MANNER IN which Atlanta and the five metropolitan area counties hashed over the problems of creating an area-wide rapid transit authority and came up with a practical and workable compromise is a tribute to the caliber of leadership in the city and surrounding counties.

This is not an easy thing to do. Each set of officials rightly felt they owed it to the people they represented to get the best deal possible for their constituents. At the same time, they recognized their obligation to the area as a whole, and were aware that what is good for the area is good for their individual part of the area.

The compromise assures the city, which will pick up the bulk of the financing, equal voice in rapid transit development. And it also assures the counties that they will have an equal say so.

This is a logical arrangement, and one which will allow us to get rapid transit on the way without delay.

The next step is for the local legislative delegations to pass the necessary legislation to carry out the agreement arrived at by the county and city leaders. This they should do without delay, and without creating conflict.

The area needs rapid transit. The people of the area should have the opportunity to vote on the necessary constitutional amendment this fall.

A Deserved Raise

THE LOWER house of the General Assembly has approved a measure to raise salaries of the justices of the Supreme Court and Court of Appeals from \$18,000 to \$22,500 a year.

This is a good measure. The courts are the guardians of our liberties and must continue to attract top quality men.

Members of these two highest state courts currently are not paid as well as some superior court judges, a situation that should be remedied.

It is too much to expect the kind of lawyers and superior court judges we need on the Court of Appeals and the Supreme Court to accept financial sacrifices as the price of appointment or election.

May the Senate concur in the action of the House.

Our Fair City—In 1972

against crusty old James C. Davis for Congress.

The scene was the Civic Room of the Commerce Club, place of soft color and understated luxury. Atty. Weltner, a Georgia boy of the tradition which gets quality undergraduate education at home and superior professional training in the Ivy League, moved about quietly in a rich, dark suit of almost extremely stylish cut, narrow shouldered and bob-tail.

SHOOK HANDS

He shook hands around without much of the running politician's usual air of pleading and overwhelming friendliness. His manner was more cautious than cold as he greeted one distinguished local journalist after another, including one old fellow capable of harboring

been saying th but it was for street Weltner, yer of the sam tics mentioned, plunge, the first the only . . .

suspicious that I self might be leaning leftward.

The new candi or bespoke an in control, and his talked informally mally with arms rich-wood podium warmth and quiet voice was quiet, en very carefully.

"I shall look solutions to our not backward at was the tone.

THE DANES DIDN'T

The Portland Oregonian

ONE OF THE finest television programs of 1961 was the Columbia Broadcasting System's documentary on the Danes' rescue of some 8,000 of their fellowmen, who happened to be Jews, from the Nazi pogrom in World War II.

While the people of other European nations tried to ignore the Nazi slaughter of the Jews or, in some cases, bartered the lives of the many for the freedom of a few, Danes of all faiths were risking their lives to save the lives of their countrymen. High-ranking Danish hostages preferred to remain in concentration camps rather than to buy their freedom at the cost of betraying Jews to the Nazis.

There is certainly a moral here for those who excuse the sad performance of U.S. prisoners in Korea or the current griping of reserves and guardsmen for the lack of an official statement of war purpose. U.S. prisoners peached on their buddies to save their own necks because, it is said, they did not know why they were in Korea. The same ignorance is taken as an excuse for bellyachers called to the colors because of the crisis in Berlin.

Nobody had to explain "why" to the Danes. The Danes did

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PRIDE

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This word and me frequently diu into Florida. It wa localities Our State

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PROVINCETOWN, Mass., Jan. 17—Seas break over the rail of the 70-foot Boston fishing dragger Margaret Rose after it grounded at the tip of Cape Cod. Seven crewmen were rescued earlier, six by Coas after the beach at

Raise for Judges Okayed by Senate

Supreme Court, Court of Appeals Officers Salary Hiked to \$22,500

By MARGARET SHANNON

A pay raise for state judges, stymied for a year, got final legislative approval Wednesday when the Georgia Senate agreed to House changes in the salary increase bill.

The measure, as amended, gives judges of the Supreme Court and Court of Appeals \$22,500 a year instead of their present \$18,000. The Senate had voted them \$25,000 last year, but the House didn't get around to acting until this week.

Another House change approved by the Senate limits the pay of any judge emeritus of the two courts to \$12,000 a year.

Meanwhile, the Senate Highway Committee scheduled a meeting on a proposal by Senate President pro tem Carl Sanders of Augusta to have the state take over maintenance of roads built by the Rural Roads Authority.

Sen. D. B. Blalock of Newnan, chairman, said beforehand that he was opposed to the measure, but would not bottle it up in the committee.

He quoted Highway Board Chairman Jim Gillis as saying that the plan would wreck Highway Departments finances.

Under present law, counties are supposed to keep the rural roads in repair. Sen. Sanders contends that they are not doing it and therefore the \$100 million dollars worth of rural roads constructed during the Marvin Griffin administration are fast going to pot.

A bill to curb illegal traffic in drugs in the state will be taken up next week by a Georgia Senate committee, and the chairman foresees quick action on it.

Dr. C. L. Ayers of Toccoa, chairman of the Health and Welfare Committee, said the group is not planning a public hearing on the measure, which the House passed last week.

The bill, introduced by Rep. Robert Scoggin of Floyd County at the 1961 session, has the support of the Georgia Pharmaceutical Association.

The association says the bill

would give state drug inspectors more authority to stop the sale of dangerous drugs, such as "goof balls" and "benmes," at truck stops and other illegal outlets.

RIDICULOUS? SUPPOSED HE DRAFTED?

BOLOGNA, Italy, Jan. 17. Officials at the city registry office of Castel del Rio talked farmer out of naming his newborn son "Odiolaguerra" "hate war."

The officials, who withheld father's name, said they had tough time convincing him. They told him Italian law not permit giving children names that were "ridiculous, reverent or immoral."

They said the father reluctantly agreed to call the boy Angelo, meaning the angel.

REFORM PASSES

Continued—From Page

gated" its money-appropriating authority.

"Let's show the world that we are willing to accept our responsibility," he urged.

SO DID Rep. George T. Smith of Grady, chairman of the House Appropriations Committee. He said the budget bill would provide the means for future Georgia legislatures to "ask questions and vote intelligently" on future money bills.

After House membership gave a rising vote of thanks to House and Senate appropriations committees, Speaker George L. Smith moved that they thank themselves.

It was moved that the bill be immediately transmitted to the Senate for action there when the General Assembly returns from a weekend junket to Jekyll Island.

UNDER the budget bill, and the still-to-be approved constitutional amendment, a key provision is a requirement that money appropriating bills be passed every two years.

This is designed to stop so-called "carry over" appropriations bill. Critics of the present setup contend Georgia governors in effect have been able to do their own appropriating.

The new Budget Bureau, under provisions of the bill approved by the lower chamber Wednesday, would advise the governor, legislature and general public on fiscal affairs. It also would examine money requests sub-

mitted to the legislature. The legislature would be forced to cut \$20,000 from the state's budget when appropriates funds next year under the constitutional amendment which is under consideration.

said this would have to be done unless income and the surpluses exceed present expectations.

But another Capitol source said this wasn't likely, and got being on it from House Speaker George L. Smith.

"It is the mood of the legislature to keep the state on sound fiscal policy," said Speaker Smith, "and that is what the measures will do. You should appropriate what you have on hand, instead of what you expect."

"The federal government appropriates on the basis of what they expect and that's why there are always having to borrow money and the national debt keeps mounting."

"The state's revenue has been going up steadily ever since World War II and with the gains, plus the surplus, I do believe there will have to be a \$20,000,000 cutback."

BAN

Continued From Page 1

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Jan. 23—An indictment against Sheriff Donald McArthur, on charges in connection with his failure to turn back Georgia 50 cases of bonded whisky, was by Cherokee Circuit Judge J. L. Davis.

...ed on ... as no ... the grand jury in connection with the indictment. State Sen. Erwin Mitchell represented Sheriff McArthur.

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...d on \$3,000 ... ury action. ... ce said Mrs. ... usband are ... for a time ... tment here. ... visiting her ... n Gads- ... il epted

SEN. MITCHELL filed a plea in abatement on six different grounds, one of which was that there was no sworn testimony before the grand jury. In the hearing Monday morning before Judge Davis, Sen. Mitchell placed several witnesses on the stand, including two special investigators from the state attorney general's office. All witnesses stated at the hearing that they were not sworn in when they appeared before the grand jury.

ATTORNEYS FOR LeRoy Kaylor, Whitfield County commissioner indicted on 51 counts of malpractice, filed pleas in abatement and demurrers before Judge Davis. Sol. Gen. Tom Pope asked for time to study the petitions. Judge Davis has set a hearing on the petitions for 9 a.m. Wednesday.

Attorneys Ernest McDonald and Isaac Adams are representing Mr. Kaylor, who is named also on a second indictment jointly with used car dealer L. F. Pye on a charge of falsifying a record in the alleged purchase of a used truck.

Orders Investigation

BEIRUT, Jan. 23 (UPI)—President Fuad Chehab has ordered an investigation into the arrest and beating of Time-Life correspondent Mohammed Abu-Rish, according to Foreign Minister Philip Takla. Abu-Rish, a Jordanian, was arrested Jan. 18 and questioned for 30 hours about the attempted Lebanese revolt last Dec. 31. No charges were lodged against him.

About 41 per cent of the elementary students was absent and 33 per cent of the high school students. In nearby Columbus absences were reported running as high as 30 per cent in some schools Monday, but officials said they had no plans for letting out classes.

Dr. W. J. Murphy, chief epidemiologist for the state, said Type B influenza virus has been isolated from throat washings from two patients in DeKalb County.

"While we can't say on the basis of these two isolations that outbreaks in the other counties are caused by the Type B influenza virus, they quite possibly are," Dr. Murphy said.

HE SAID efforts are being made to isolate the virus from specimens from patients in other areas.

Dr. Murphy said that while the "polyvalent" influenza vaccine protects against several types of influenza, including Type B, it is usually given in two injections spaced two months apart.

"Therefore, it's too late for the vaccine to be taken for full protection against the disease in the current outbreaks," he said. Dr. Murphy described the illness as a mild type of influenza affecting many children.

16 Judges Get Raises

Gov. Ernest Vandiver Tuesday signed the bill to increase salaries of the state appellate court judges from the present \$18,000 to a total of \$22,500 a year.

The increases will go to 18 jurists—the seven justices of the Supreme Court and the nine judges of the Court of Appeals.

Costs to the state will be an additional \$72,000 annually. The money will come from the state surplus.

The \$250 raise should begin with the 1962 fiscal year, the resolution suggests.

THE RESOLUTION states "the salary guaranteed to these teachers must be commensurate with their high qualifications to teach."

Sen. Mathews, asked to elaborate on the resolution, said: "We are raising all our judges . . . get better judges, and I think we just can't pay our teachers enough to get the proper type teacher. If we don't, we'll lose the race with Russia."

Last year, Sen. Mathews was signer on the bill which eventually ended in a \$250 teacher pay raise. The legislature gave its a \$10-per-day raise during the same session.

Asked about Gov. Ernest Vandiver's declaration that he would allow his budget to be unbalanced, Sen. Mathews said, "We the governor found that money last year and I think he can find some more now. There's enough going to waste in the State of Georgia to give each teacher \$250 raise."

SEN. MATHEWS introduced a bill Tuesday which would require Georgia judges to wear black robes and to display state and national flags in their courtrooms. The senator said the bill, if voted into law, would "add dignity to the courts."

Sen. Gordon Knox Jr. of Hazlehurst, the Senate floor leader, introduced a measure to put members of the General Assembly under provisions of the state employee health insurance act. The bill would include not only legislators, but also their dependents and their administrative and clerical personnel.

OTHER NEW legislation in the Senate:

A resolution, by Sen. J. White of Douglasville, to appoint an interim committee to study "matters relating to fallout shelters, particularly the possibility of installing fallout shelters"

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CRASH VICTIM

Still 'Critical'

Clarence Morrow, injured when the single-engined plane he was flying crashed in an Atlanta residential area Wednesday, was still in "critical" condition at Grady Hospital Thursday.

Mr. Morrow, who lives at 291 Barfield Ave., SW, was being treated for facial injuries suffered when the rented aircraft crashed into a vacant lot in a densely populated neighborhood in southwest Atlanta.

The airplane, a Cessna 150, apparently hit trees about 50 feet above a Chappell Road house and fell to the ground about 200 feet beyond the house. The accident occurred near the intersection of Simpson and Chappell roads.

Police said the plane took off from Peachtree-DeKalb Airport shortly before noon. The crash occurred about 15 minutes later in a debris-cluttered lot where houses recently had been demolished.

Judge Townsend Memorial Set

A memorial service honoring the late Judge J. M. C. Townsend will be held by the Georgia Court of Appeals at 11 a.m. Wednesday.

Chief Judge Townsend died last October of a heart attack. A committee drawing up resolutions for the ceremony includes Gov. Ernest Vandiver and former Governors Ellis Arnall and Marvin Griffin.

Gov. Vandiver has said favors a second term for gov though he said he does tend to offer for reelection.

A bill to create a state committee to regulate attorneys held up in committee for the second day, to give its author Henry Payton of Coweta, to prepare copies of the measure for committee review.

KNOTT'S LOST AIRCRAFT

Atlanta Airman Army Says, T

Daniel L. Knotts, whose plane which crashed Sunday on the mountain and is

Mrs. Knotts, who lives on Navajo Trail, said she was informed by 3rd Army headquarters Thursday morning that her husband "apparently survived the crash but in a subsequent storm separated from the rest of the party."

The Army said, "His whereabouts and condition are not known. However, rescue and recovery efforts are being continued."

• • •

TWO SURVIVORS were brought down from the mountain Thursday and were reported in good condition at a military hospital in Tehran.

Another survivor was brought down by rescue forces Thursday.

Union Claims Lovett 'Killing' Rail Safety Bill

and U.S. Air Force, where he advanced to the rank of major. 1865 may conceivably be nothing to the national sigh of relief that will go up over the commemo-rated Appomattox of 1965." Mr. Alston, a native of Atlanta, will serve until Dec. 31, 1964. Mr. Milner, who was appointed to the board in 1957, has served 13 months of the current four-year

Appeals Judge Vance Custer Dies Following Heart Attack

Jurist Appointed in October to Fill Unexpired Term of Townsend

Special to The Atlanta Journal

THOMASVILLE, Ga., Feb. 1—Judge Vance Custer of the Georgia Court of Appeals died in a hospital here Wednesday following a heart attack earlier in the day at his home in Bainbridge. He was 58.

He was admitted to Archbold Memorial Hospital here at 10 a.m. and died soon after 6 p.m. of a coronary thrombosis.

A former president of the Georgia Bar Association, Judge Custer was stricken less than four months after Gov. Vandiver appointed him to fill the unexpired term of Judge J. M. C. Townsend of Georgia's highest appellate court. Townsend, too, was victim of a heart ailment.

GOV. VANDIVER said Wednesday that Judge Custer "had the potentialities for becoming one of the finest judges in Georgia history."

"He was greatly loved and respected," the governor said. "He was a warm personal friend of mine. Mrs. Vandiver and I extend our deepest sympathy to Mrs. Custer and to Judge Custer's family."

When Judge Custer became ill Wednesday morning at his home in Bainbridge, 35 miles west of here, his physician ordered him moved immediately to the hospital.

Mrs. Custer and the two Custer sons, William Vance Custer III, Bainbridge civil engineer, and Henry Custer, law student at the

University of Georgia, were at the bedside.

FRIENDS SAID Judge Custer went hunting Tuesday and appeared in unusually good spirits.

Gov. Vandiver appointed Judge Custer last Oct. 9. The judge had announced his candidacy for nomination in the coming Democratic primary, to the four years remaining on Townsend's term.

Born in Mobile, Ala., July 20, 1903, Judge Custer received his law degree at Oglethorpe University in 1922 and at once entered law practice. The Custers are Presbyterians.

He was a former member of the House of Representatives and served for 20 years as city attorney of Bainbridge. He headed the Georgia Bar Association in 1948 and was a member of the American Bar Institute's House of Delegates in 1949-50.

In 1960 Judge Custer ran for the State Supreme Court, losing to Benning Grice of Macon in the closest race in Georgia's judicial history. After three days of vote counting, Mr. Grice was declared winner by six votes.

Surviving, besides Mrs. Custer



JUDGE VANCE CUSTER

Former Head of Bar Association

and the sons, are a grandson; two sisters, Mrs. Eleanor Cone, Tallahassee, and Mrs. Ruth Hughes, Dalton, and two brothers, Adm. Ben Custer, New York, and Oliver Custer, Reno, Nev.

Funeral services will be at 11 a.m. Friday at the First Presbyterian Church in Bainbridge. Rev. Virgil Bryant will officiate and burial will be in Oak City Cemetery. The family asked that flowers be omitted.

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The Journal

FINAL HOME EDITION

LIKE THE DEW"

Evening, February 3, 1962

24 PAGES

Price Five Cents

Russell Gets Appeals Post

VANDIVER PUT IN-LAW IN VACANCY

Former Legislator To Succeed Vance Custer

By CHARLES POU

Atlanta Journal Political Editor

Gov. Vandiver Saturday announced he is appointing his brother-in-law, Robert L. Russell of Winder and Atlanta, to fill a vacancy on the Georgia Court of Appeals.

The attorney, 37 years old, is the son of the late U.S. District Court Judge Robert L. Russell and nephew of Sen. Richard B. Russell. He is succeeding Judge Vance Custer of Bainbridge. Judge Custer died Wednesday.

The announcement of the appointment came as a big surprise to political observers and the dozen or so other attorneys who were either after the job or were being boosted for it by friends.

To each of these, Gov. Vandiver was quoted by aides as saying only, "I am already committed on this one, but you know the man I am going to appoint and you will like him."

HE ALSO told aides in advance of the announcement that the



Associated Press Wirephoto

STILL SMILING—Crawfordsville, Ind., Feb. 3—After having both legs in traction for four weeks, 4-year-old Kathy Jo Wilson hugs her doll and smiles in the hospital. She had an accident with a roll-away bed which left her with a broken right leg. The doctors said both legs would have to be put in traction. Kathy Jo will be in this position for two more weeks. Maybe a get-well-card would cheer her up. Her address: Miss Kathy Jo Wilson, Culver Hospital, Crawfordsville, Ind.



Associated Press Wirephoto

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woman, police said.

REET SCENES

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his name."*

r. Collins Listed s Still Serious

... is succeeding Judge
Vance Custer of Bainbridge.
Judge Custer died Wednesday.

The announcement of the ap-
pointment came as a big surprise
to political observers and the
dozen or so other attorneys who
were either after the job or were
being boosted for it by friends.

To each of these, Gov. Vandiver
was quoted by aides as saying
only, "I am already committed
on this one, but you know the
man I am going to appoint and
you will like him."

* * *

HE ALSO told aides in advance
of the announcement that the
name of appointee was known
"only to me and Betty" (the gov-
ernor's wife and sister of the
new jurist).

Robert L. Russell, who in the
early days of the Vandiver ad-
ministration was a controversial
figure because of published re-
ports on clients he was repre-
senting, is a former legislator.
He is Democratic national com-
mitteeman, a post he will resign.

He also is attorney for the po-
litically potent Georgia County
Commissioners Association—a cli-
ent which he inherited from
attorney John Sammons Bell when
Gov. Vandiver appointed Bell to
the Georgia Court of Appeals.

* * *

THE NEW JUDGE, considered
one of the state's keenest politi-
cal strategists, managed Vandiv-
er's campaign for governor. He
also had a big role in helping
John F. Kennedy carry the South
in the 1960 presidential cam-
paign.

Mr. Russell served in the Geor-
gia General Assembly as a rep-
resentative from Barrow County
from 1950 through 1958.

During World War II he volun-

Turn to Page 6, Col. 1

Forecaster Sees 78 High Sunday



STILL SMILING—Crawfo:
After having both legs in t
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Reason for Unde Baffles Experts F

WASHINGTON, Feb. 3 (U
underground nuclear blast wi
give President Kennedy furth
big U.S. tests in the atmosphe

An atomic source said the Unit-
ed States will start testing
H-bombs in the Pacific no later
than April if Kennedy "gives the
word."

The Atomic Energy Commis-
sion, in announcing Russia's first
atomic explosion since last fall,
said Friday it apparently took
place underground.

This mystified U.S. experts, who
pointed out that it was apparent-
ly Russia's first test underground.
They noted that Russia has shown
no compunction about exploding
huge bombs equal to as much as
60 million tons of TNT in the air.
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N. H. Perner, Buried

Funeral services for Nathaniel H. Perner, who was to have retired Friday after 15 years as East Point's tax commissioner, were held Saturday at 3:30 p.m. at Carmichael's Chapel.

Dr. W. A. Duncan officiated. Burial was at Hillcrest Cemetery, with Battle Hill Lodge 523, F&AM, in charge of services.

Mr. Perner, 77, died Thursday at his home, 1777 Dorsey Ave., East Point.

Mr. Perner was an active member of the Georgia Association of Assessing Officials and a member of the International Tax Association. In 1954, he received the Certificate of Excellence for outstanding work as tax commissioner from the Georgia Association of Assessing Officials.

He often had attacked Georgia's vehicle laws, calling for legislation to put an end to automobile tax evaders.

Survivors include his widow, the former Gertrude Lillian Yarbrough; a daughter, Mrs. Frances Perner Mangum, Atlanta, and a grandson, Ronald C. Fisher, Atlanta.

RUSSELL

Continued From Page 1

teered for the Marine Corps and served overseas as a private first class. He was wounded in action and was awarded the Purple Heart.

MR. RUSSELL is married to the former Betty Anne Campbell of Tallahassee, Fla., and they have five children, two boys and three girls.

His grandfather, Richard B. Russell Sr., was a member of the Georgia Court of Appeals when it was first created. Judge Russell later served as chief justice of the Georgia Supreme Court.

The new judge is a Presbyterian, a Mason, Shriner and member of Sigma Alpha Epsilon social fraternity.

He attended Winder public schools, Darlington School at Rome, Emory University, Duke University and the University of Georgia, where he received his law degree.

J. H. Singer Found Dead

Joseph Henry Singer, owner of Singer and Co., insurance and real estate brokers, was found dead Friday at his home, 1219 Peachtree Battle Ave., NW, according to police.

Mr. Singer, 55, had a gunshot wound in the head, according to Detectives J. F. Inman and L. N. Bradley. A .22-caliber pistol was found on the floor, they said.

Mr. Singer was a native of Atlanta and was a graduate of Georgia Institute of Technology. He was a member of Sigma Phi Epsilon social fraternity.

He was a member of Second-Ponce de Leon Baptist Church; Delta Sigma Pi, national business fraternity; and the Capital City Club.

Funeral services will be held Sunday at 2 p.m. at Spring Hill. Rev. Allison F. Williams will officiate. Burial will be at Westview Cemetery.

Survivors include his widow, the former Netta Russell; sons, Joseph H. Singer Jr. and H. L. Singer, both of Atlanta; a brother, William L. Singer, White Plains, N.Y.; and aunts, Mrs. Thomas H. Daniel Sr. and Mrs. H. L. Singer, both of Atlanta.

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Kennedy to On Imports

WASHINGTON (UPI) — President Kennedy planned today to ban all imports from Cuba to cut Fidel Castro's dollar earnings and hamper his program of infiltration and subversion in other Latin American countries.

Officials said the embargo would go into effect this weekend. They added that the President will permit continued American exports to Cuba of food and medicines on humane grounds.

The presidential action represents the first step taken to carry out the decisions of the recent Punta Del Este conference, where the American republics voted to "isolate" Cuba and "explore further trade restrictions." The conference countries also pledged

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carrying 8,100 gallons of gasoline collided with an empty tank truck in a pre-dawn fog Saturday at Houston.

ignited. The resulting fire blocked traffic for some time, and burned out overhead power lines.

Vandiver Names In-Law as Judge

Robert Russell to Succeed Vance Custer on Appeals Bench

Robert L. Russell, 37-year-old member of a family long active in Georgia political and legal circles, Saturday was named to the Georgia Court of Appeals.

He was appointed by his brother-in-law, Gov. Vandiver.

Mr. Russell will assume his duties "right away," he said Saturday. He will fill the vacancy left by the death Wednesday of Judge Vance Custer of Bainbridge.

THE NEW JUDGE is Democratic National Committeeman from Georgia, was an eight-year member of the Georgia House of Representatives from Barrow County, and is an attorney with offices in Winder and Atlanta. The new job requires that he sever all political and professional connections.

As judge of the Court of Ap-

The new judge always wanted to be one, according to a personality feature on Page 8.

peals, he will receive \$22,500 a year. The General Assembly last week passed a law increasing the salary from \$18,000.

Mr. Russell is the son of the late U.S. District Judge Robert L. Russell and the grandson of Richard B. Russell Sr., an original member of the state appeals court. His uncle is U.S. Sen. Richard B. Russell.

It was his father who admitted Mr. Russell to the bar in 1948. "I wish for you an honorable and useful career," the elder jurist said.

Many names had been advanced for the job. Mr. Vandiver had been telling associates that he had already made his choice, and that "you know the man I am going to appoint and you will like him."

Mr. Russell is married to the former Betty Ann Campbell of Tallahassee, Fla. They have three girls and two boys.

SALES TAX SPRINGS LEAK, NEEDS PLUG

TWO RIVERS, Wis., Feb. 3. (UPI)—A printer has found a loophole in the new selective sales tax. It exempts anything costing 84 cents.

The state's tax table covers items sold for 17 to 83 cents and for those from 85 cents to \$1. Legislators are expected to find a plug quickly.

Car Kills Hitchhiker

A hitchhiker was struck and killed by a car Saturday near Thomasville, the state patrol reported.

The dead man was identified from papers as Mike Stark, troopers said. His address was not available immediately. He appeared to be about 60, they added.

The accident occurred about two miles east of Thomasville. Troopers said a motorist stopped to give Stark a ride and as the man was walking across the highway, another car hit him.

THE DEATH brought to four the number of persons killed in highway accidents in Georgia this weekend.

Other victims were identified as Alberta Sheppard, 48, 85 Howell St., NE, and James Wilkes, 49, 978 Peoples St., SW, both killed in an Atlanta accident on the South Expressway Friday; and Blanche Wooden, 80, Americus, killed when hit by a car in Sumter County.

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MORRIS BROS. LUGGAGE SHOP

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- Walton St. (Bank of Ga.)
- Belford Plaza
- 108 Forsyth St., N.W.

Terry Shave Coats



for your VALENTINE

Chicago Idle 3rd From Mississippi

CHICAGO (UPI)—More than a third of the unemployed in Chi-

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ROBERT L. RUSSELL
37-Year-Old Attorney

FAMILY TRADITION

**New Judge
Follows Path
Of Forebears**

The newest judge of the Georgia Court of Appeals is a 37-year-old lawyer who has always wanted to be a judge.

For Robert Russell, it was almost a sure bet that he'd be in politics or on the bench. His late father, Robert L. Russell, was a U.S. District Court judge. His grandfather, Richard B. Russell Sr., was one of the original members of the Georgia Court of Appeals and then chief justice of the Georgia Supreme Court.

His uncle is U.S. Sen. Richard B. Russell. His brother-in-law—the man who appointed him to the bench Saturday—is Gov. Ernest Vandiver.

JUDGE RUSSELL was, until Saturday, a lawyer with practice in Atlanta and Winder, Democratic National Committeeman from Georgia and a gentleman farmer on his 400-acre plot outside Winder, the Russell family home.

Now he must disband his law practice—his offices in the Peoples' Bank building at Winder and in the William Oliver building here—and cut his ties with the Democratic committee.

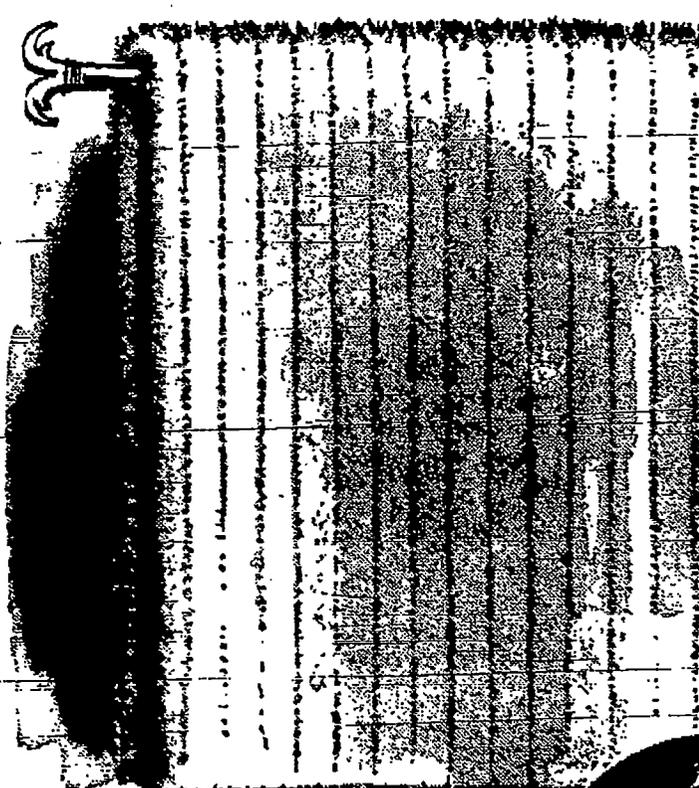
"I still plan to commute to work from the farm though," he said.

JUDGE RUSSELL lists his five children—ranging in age from 5

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ples' Bank building at Winder and in the William Oliver building here—and cut his ties with the Democratic committee.

"I still plan to commute to work from the farm though," he said.

JUDGE RUSSELL lists his five children—ranging in age from 5 to 12—as his greatest achievement to date. None has yet expressed an interest in politics.

Mr. Russell is aware that there will be criticism of the way he was appointed to this new job. Gov. Vandiver is the husband of Mr. Russell's sister. The governor is a former member of the Russell law firm.

Russell himself is the former manager of the governor's successful campaign in 1954 when he was seeking the lieutenant governor's office.

THE NEW JUDGE was also active in Mr. Vandiver's gubernatorial campaign, and he was the governor's choice as Democratic National Committeeman in 1960.

He was asked Saturday what his feelings were about being appointed by his brother-in-law.

"All other things being equal," he said, "I see no reason why it shouldn't be done. I didn't approve of Mr. (Robert) Kennedy for his appointment as attorney general, but that was not because of his relation to the President.

"I think you've got to get down to the capabilities of the man, and to other factors."

MR. RUSSELL was a member of the Georgia General Assembly, representing Barrow County, for eight years. He has been a lawyer for 14 years.

He includes corporations among his clients, and has a "diversified general practice."

He drew criticism back in 1959 when it became known he was representing a firm which at one time was behind in repaying a large loan from the State-Employees Retirement System.

Gov. Vandiver said at the time that his brother-in-law had no connection with the state government, and that he (the governor) had no connection with the Russell law firm.

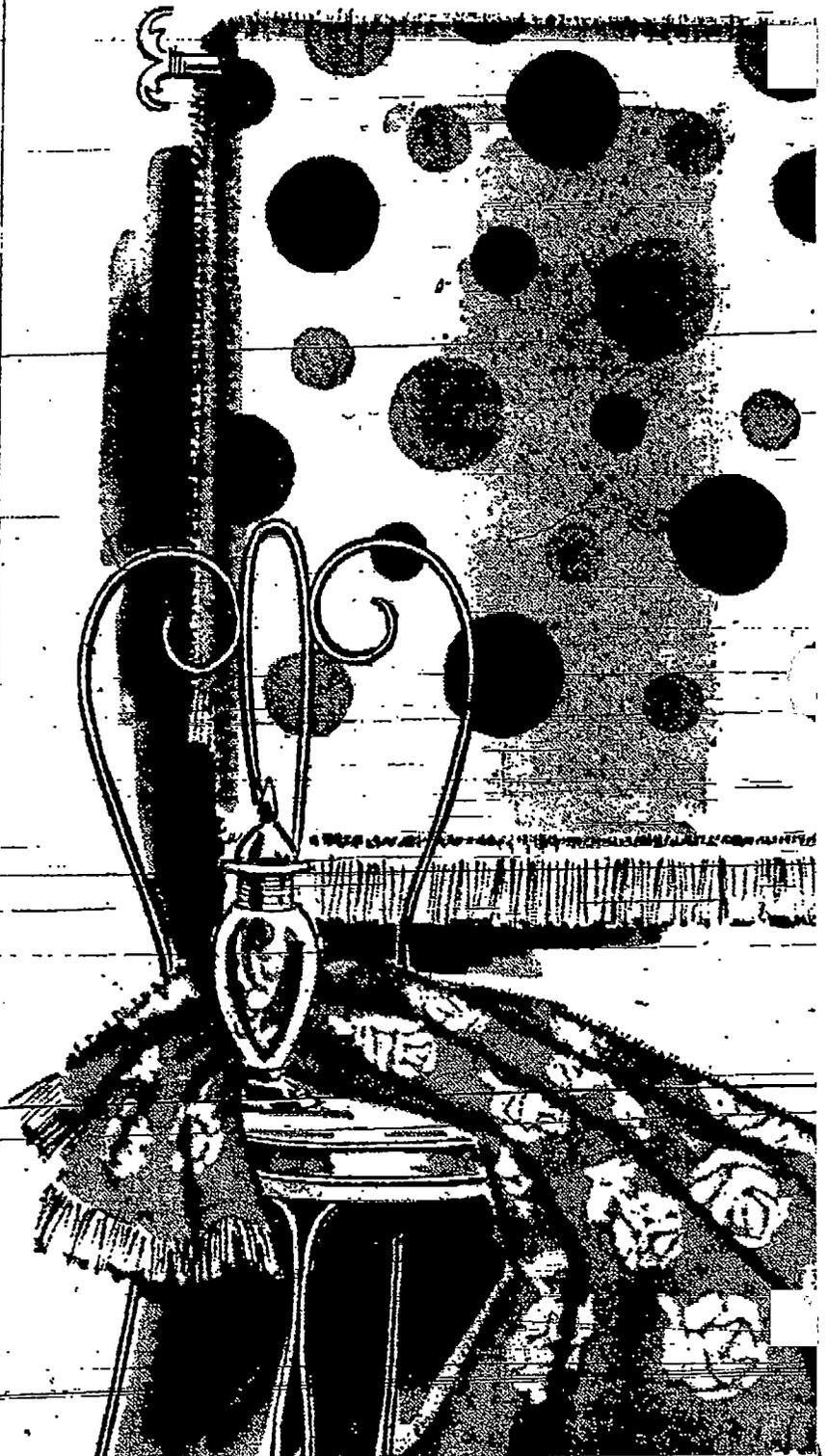
Mr. Russell has served as attorney for the Georgia County Commissioners Association, a job considered a prime plum by lawyers.

But he has always wanted to be a judge. "I think 99 per cent of the lawyers aspire to be judges," he said Saturday. "I've always felt that way."

FRED POWLEDGE.

**Fallout Shelter
Stocked, Ready.**

sale!



The head and fingers still are missing. No clothing was found with the torso, or with the legs and arms when they were found in Florida. The age of the victim was estimated at about 25 years.

Again, the body had been cleaned of blood.

The latest body was discovered Saturday by highway employes who were setting in a drainage ditch near a highway north of Houston.

This time the victim was a middle-aged woman. The body had been cut in two about two inches above the navel and had been put into two cardboard boxes. The body had been washed. The head was missing.

THE ARMS AND LEGS have not been found. But, if this case is like the others, they soon will be—in a place not too far off some beaten track, where finding them would be easy.

"Maybe," said Capt. Eddie Oliver of the Texas Rangers, speculating on this point, "maybe the man likes publicity."

But he added that he has no way of knowing at this point if the killer is in fact a man and not a woman.

Sheriff Hudson, GBI Agent H. E. Smith and Clay County, Fla., Deputy J. P. Hall Jr. plan to go to Houston to discuss the cases.

with an apparent blood was taken to University where he died shortly

Funeral arrangements announced by Elliott Home.

Sheriff Plunkett, one of the most popular officials in the county, was the son of the late Tom Plunkett, who died April 8, 1930, at the age of 30.

Plunkett was in his 10th year as sheriff of the county when he was re-elected to office.

He worked his way up to deputy sheriff over a period of years which saw his county's chief investigator, the late Sheriff Gary W. also died in office, on June 19, 1952. Mr. Plunkett was acting sheriff by the County Commission to fill the expired term of Whittle.

Surviving are his wife, Lois Showalter Plunkett, and two daughters, Linda and Rebecca, and two brothers, Paul K. Plunkett and Mrs. Edna Bay Isabelle Dirk and Mrs. Quinten, all of Augusta.

Vandiver, Others Pay Tribute to Townsend

Gov. Vandiver and a number of other high past and present state officials Wednesday paid tribute to the late State Court of Appeals Judge J. M. C. Townsend at a ceremony in the Judicial Building.

The list honoring him included former Govs. Ed Rivers, Ellis Arnall and Marvin Griffin, members of the Court of Appeals and Georgia Supreme Court, Lt. Gov. Garland Byrd, the entire membership of the State Senate and many others.

Judge Townsend died last year.

"Few men will ever live in the annals of Georgia jurisprudence," said Gov. Vandiver, "who will leave a record to equal that of Johnson Murphy Claggert Townsend, in defending the basic human rights of his fellow man."

"Clearly, this esteemed jurist was an independent thinker whose will could not be crushed by the glitter of political fortune."

The governor concluded:

"His life should stand as an eternal pattern for those who would follow in his footsteps... a life to emulate, but which can never be duplicated."



Malraux Home Is Bombed

PARIS (UPI)—A terrorist threw a bomb today into a ground floor window of the suburban home of Minister of Culture Andre Malraux, one of France's most famous writers.

Malraux, who lives on the second floor, was not at home at the time.

First reports said a young girl and an old woman were injured in the explosion, presumably a bold strike at a member of President Charles de Gaulle's cabinet by the outlawed Secret Army Organization (OAS).

Malraux, 60, is one of the best known French authors.

Catholic Office Looted of \$

Burglars rifled two offices at the Catholic Center in Atlanta, 2699 Peachtree Street, sometime Tuesday night Wednesday and stole approximately \$200, a spokesman said.

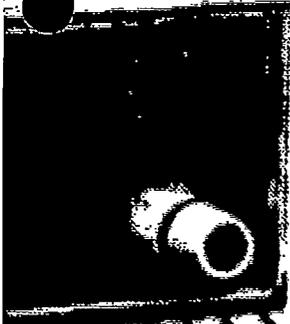
The spokesman said the burglars, who broke a window entrance, left a "general mess" throughout the offices.

Senate Extension Mansion Str

The Georgia Senate Wednesday adopted a House-passed extension of the life committee that is seeing about the governor's mansion.

The existing committee has recommended the F. Maddox property on West Ferry Road as a good build a new mansion to the one now in Ansley Park.

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holds stations steady;
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a warranty!

and Belvedere

SREB Post

North Carolina Gov. Terry Sanford has been re-elected chairman of the Southern Regional Education Board.

Dr. Andrew D. Holt, president of the University of Tennessee, was named vice chairman of the 16-state agency and Sen. Mary L. Nock of Maryland was elected secretary-treasurer.

Dr. Winfred L. Godwin, SREB director, announced results of the election following the annual board meeting in Hollywood, Fla., last week.

The board said there are now 27 educational television stations in operation in the South.

Between 1958-61 the number of college level telecourses provided by Southern colleges and universities increased from 39 to 131. Enrollment for these courses jumped from 1,138 to 23,450.

Judge Custer Memorial Set

A memorial service for the late Judge Vance Custer, a Georgia Court of Appeals judge who died last Jan. 31, will be held Monday at 11 a.m.

The ceremony will be in the Court of Appeals courtroom in the State Judicial Building. Among those scheduled to participate in the program are Gov. Vandiver and President H. H. Perry of the Georgia Bar Association.

Judge Custer, of Bainbridge, was named to the court Oct. 9, 1961, by Gov. Vandiver.

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ELECTION

Continued From Page 1

primary might be dimmed by the fact that there are no contests for some of the senatorial seats.

FOURTEEN of the Democratic candidates are unopposed in the primary. They are Frank Downing in the 1st District; John M. Gaynor in the 5th; Glenn Felham in the 10th; Al Holloway in the 12th; William C. Wickham in the 15th; Harry Jackson in the 16th; Garland T. Byrd in the 17th; Hugh Gillis in the 20th; J. B. Fuqua in the 22nd; Milford A. Scott in the 23rd; R. Shaefer Heard in the 24th; W. Hugh McWhorter in the 43rd; Paul C. Brown in the 46th; and Charles A. Pannell in the 54th.

The longest ballots will appear in larger urban counties like Fulton. The latter, with seven senatorial districts has a total of 39 Democrats and seven Republicans in the running. One Fulton district, the 40th, alone has 12 Democrats and three Republicans.

OUTSIDE FULTON, there is a relative smattering of Republican candidates. There are two in DeKalb and one each in Chatnam, Clayton, Clarke, Pickens, Muscogee, Dalton and Bibb counties. Fulton has the remaining two GOP candidates in its District race.

Special Service Pays Tribute To Judge Custer

The late Judge Vance Custer of the Georgia Court of Appeals was eulogized Monday at special memorial services.

Gov. Vandiver said Judge Custer "left behind him a legacy, a love and a reverence for the law that few can match, but many should attempt to emulate."

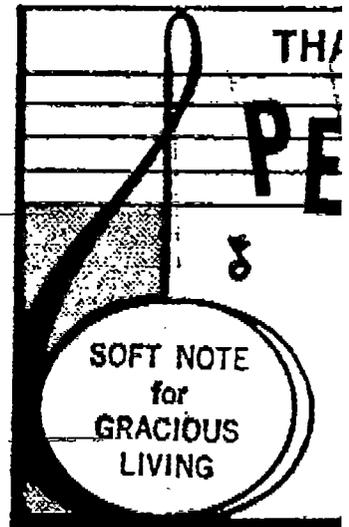
"He believed that every case should be decided on the law, the facts, good clear logic, and upon what sound reasoning dictated. His entire life, as an attorney, and the short time he served as a judge on the State Court of Appeals before his untimely death, reflected this belief," Gov. Vandiver said.

Judge Custer was appointed by Gov. Vandiver to the court in October, 1961, to fill the vacancy created by the death of Judge J. M. C. Townsend. Judge Custer died Jan. 31, 1962.

Germans Ask For Red Execut

KARLSRUHE, German 15 (UPI)—The government day asked for the maximum of life imprisonment for confessed Soviet executioner dan N. Stashinskiy.

Stashinskiy, 31, is being before the West German Court on charges of espionage and killing two Ukrainian nationalist leaders living in exile.



Variable cloudiness, warm and humid, scattered thundershowers Monday night and Tuesday. National summary on Page 30.

THE A

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Tel. JA. 2-5050—P.O. Box 4689

EMERITUS STATUS SEEN FOR CARLISLE

Appeals Judge Reportedly Resigning Sept. 5

By CHARLES POU

Atlanta Journal Political Editor

Georgia Court of Appeals Judge

Ira Carlisle is resigning on Sept. 5 to become judge emeritus of the court, it was judiciously reported Monday.

Reportedly Judge Carlisle, a member of the court since 1953, has submitted a letter of resignation to Gov. Sanders. He is 78.

Who will get the vacant judgeship apparently has not been adjudicated.

Sen. Charles Pannell, the governor's floor leader in the Senate, has been mentioned as a likely appointee.

IT IS KNOWN the court job also has its appeals to Henry Neal, an assistant attorney general and chief legal aide to the governor.

Appointments to one of the state courts is considered one of the finest plums a governor has to offer to his supporters, especially if they are lawyers.

Observers have noted that



Associated Press Wirep

NOW IT'S LEGAL—Star City, Ark., July 1

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Appointments to one of the state courts is considered one of the finest plums a governor has to offer to his supporters, especially if they are lawyers.

Observers have noted that there have been few vacancies through death on the Court of Appeals in recent years. Instead of getting elevated to Glory, most of the judges who have departed it merely have been kicked upstairs to appointments on the higher Georgia Supreme Court.

SOMEWHAT BECAUSE of the longevity situation on the court, the Vandiver administration created two new appeals' posts. One of these went to Gov. Vandiver's brother-in-law, Robert L. Russell.

Judge Carlisle is a former legislator. He also served once as floor leader in the Senate.

He was a member of the Senate when Gov. Herman E. Talmadge appointed him to the high court.

Judge Carlisle, a native of Thomas County, had served as solicitor and judge of the City Court of Cairo. He originally was appointed judge of City Court by Gov. Richard B. Russell.

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Associated Press Wirephoto

NOW IT'S LEGAL—Star City, Ark., July 1: Seven couples kiss on the steps of the First Baptist Church in Star City after being remarried in a ceremony. The couples were married by the R Roy Moore, father of two of the brides. The brides were given in marriage to their husbands by the oldest sons, who ranged in age from 4 to 16. 7 couples remarried to comply with a 1941 Arkansas law.

Negroes Hold Rally In Savannah Park

By **WALTER RUGABER**

Atlanta Journal Staff Writer

SAVANNAH, July 15—Monday

gave promise of more watching and waiting and maneuvering and engine racing as the touchy-racial crisis continued its uncertain course here.

Feelings remained high.

There were a variety of developments Sunday:

—Negroes rallied beneath a Confederate memorial in a public park. They were joined by a half dozen robed members of a Negro nationalist political group.

The gathering was undisturbed.

—Three Negroes waded in the Atlantic Ocean at Savannah Beach. They were jeered by a large crowd of whites and taken into custody by police.

—There were reports that Negroes sought to worship at sav-

business and civic leader formed and may move for solution of the crisis soon.

A RELIABLE SOURCE the group included as many as 100 local white leaders and discussed the prospects for solution with a "comparable" committee.

And thereby hung a delusive, and always chaotic business—but the only discernible and positive hope at present an end to the protests over segregation of restaurants, the hotels and motels.

"Negotiations" involving businessmen or civic leaders are a thing but action by the own individual facilities is likely quite another.

The owners as a whole are expected to possess the

The Soviet premier also insisted upon the signing of a peace treaty with Germany that would settle the status of West Berlin.

He did not set a date on this signing.

In a reference to high level U.S., British and Soviet talks now in progress in Moscow, Khrushchev said he has the impression that a partial nuclear ban can be achieved.

But he quickly added that he would also like a ban on underground tests. He claimed national means of detection are sufficient to guarantee such a ban.

KHRUSHCHEV SAID the Americans and British are still insisting, however, that foreign inspection teams be made a part of any ban on underground tests.

They are insisting on this, he said, because they want the "chance for intelligence work."

Khrushchev said he would like an East-West agreement on a nonaggression pact but did not insist that it be tied to a test ban.

He did take note of Western objections to the form of such a nonaggression pact. President Kennedy has indicated he would favor a general nonaggression declaration, rather than a formal pact. The Americans fear that a formal pact might be used by the Russians as a lever for granting diplomatic recognition to East Germany.

WHAT IS IMPORTANT, Khrushchev said, is not the form of the nonaggression pact, but rather its contents.

This would seem to indicate that he might be receptive to Kennedy's idea and will not rigidly insist on a formal pact.

Khrushchev earlier was reported to have given strong indications to U.S. and British negotiators that he wants some agreement on a European non-aggression pact

The executions showed the Ba'athists determination to remain in power at all costs against attacks either from backers of President Nasser of the United Arab Republic or dissident forces in the military.

The men were executed in three groups at noon, 1:10 p.m. and 3:10 p.m.

A colonel identified as Hisham Shabib, seven noncommissioned

officers and four civilians were tried by a court-martial formed by the National Revolutionary Council and quickly executed, Radio Damascus said. Six of the men were from the army signal corps.

The radio broadcast Hafez's statement after announcing a new curfew had been clamped on Syria and the population warned to stay indoors or be shot.

Hafez, who is deputy military governor, interior minister, deputy premier, defense minister and army chief of staff, warned that disturbers of the peace must be punished. He said the court was still in session.

THE EXECUTIONS were the first such in Damascus to follow a coup or attempted coup in more than 10 years. Syria's eight postwar revolutions have been almost bloodless.

Shortly after the curfew was lifted for daylight hours early Friday, it was reimposed. Hafez reminded Syrians of the ban against demonstrations or the carrying of arms. International telephone lines were cut again. Syria's borders remained closed.

In the absence of direct news from the sealed-off country, the warning indicated that street disturbances may have erupted when the curfew was relaxed.

The Syrian National Revolutionary Command, which has run the country since the Ba'athist coup March 8, accused "groups and individuals . . . both inside and outside the country" of plotting Thursday's attempt to overthrow the government.

IT DID not pin the blame specifically on supporters of President Gamal-Abdel Nasser of the United Arab Republic. But a Damascus radio commentary mentioned Nas-

Turn to Page 6, Column 4

Twitty Eying Race for Appeals Court

Rep. Frank Twitty of Camilla said Friday he is "seriously considering" running for the Georgia Court of Appeals post being vacated in September by Judge Ira Carlisle of Cairo.

Earlier in the week Judge Carlisle, who is 78, confirmed a published report that he intends to resign the judgeship to become judge emeritus.

"I am seriously considering running for it," said Rep. Twitty, House floor leader during the Vandiver and Talmadge administrations.

Sources close to Gov. Sanders say he intends to appoint to the court Sen. Charles Fannell of Chatsworth, his floor leader in the Senate. Mr. Fannell would serve until the next general election. Then he would likely run for re-election, possibly against Mr. Twitty.



Frank Twitty

Wirephoto

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John Latham

under way

AL schools ach originally lanta, but Dr. l city officials school for \$8 ications.

ling two in-ve're building said.

is needed in re that need ed, he added.

said Thursday of the finest can make in ing people."

"e is no young people in a highly nplex Space

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SUN'S ECLIPSE SATURDAY

A Look Can Blind

17

the minimum for a hurricane
 The hurricane was east of Mar-
 tinique, Lesser Antilles, and ves-
 sels in its path were advised to
 exercise "extreme caution."
 Weather forecasters said small
 craft in the Leeward and north-
 ern Windward Islands should not
 venture far from port.

MEANWHILE, an easterly wave
 in the Central Caribbean was
 causing some concern. The bar-

State Judge Ira Carlisle To Retire

State Court of Appeals Judge
 Ira Carlisle, 78, says he will re-
 tire effective Sept. 5 to become
 judge emeritus.

Judge Carlisle earlier told news-
 men he would retire this fall, but
 did not say when. He said from
 his home in Cairo Friday he will
 officially notify Gov. Sanders of
 his retirement next week.

Gov. Sanders is expected to ap-
 point Sen. Charles Pannell of
 Chatsworth, administration floor
 leader, to succeed Judge Carlisle.
 Sen. Pannell is also a former
 member of the State Pardon and
 Parole Board.

Judge Carlisle's term ends next
 year so his successor would have
 to run in the 1964 elections.

The judge, a former state sena-
 tor and representative, said he is
 retiring Sept. 5 so his successor
 can hear all the case arguments
 when court reconvenes late in Sep-
 tember.

Lizard Blizzard

LISBON, Portugal, Aug. 3
 (UPI)—Entroncamento, a town in
 central Portugal, has reports that
 it has been plagued by "count-
 less thousands, if not millions" of

DO NOT MISS IT WHO
 SHOWN IN THE
 MAJOR CAPITALS
 OF THE WORLD!

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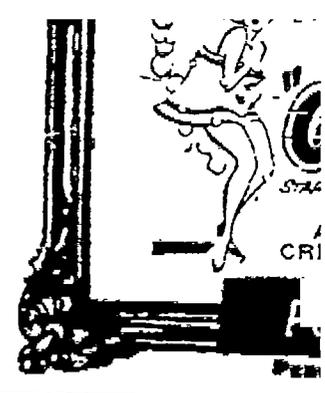
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GORDON THEATRE



SEEKING THE EXTRA-ORDINARY?
 A picture that S
 The Time
 ATLANTA'S DOWNTOWN

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BANKHEAD
 3350 Bankhead Hwy. 33
FOREST PARK

August 9, 1963

Pannell Succeeding Retired Carlisle

Judge Ira Carlisle resigned Friday from the State Court of Appeals and Gov. Sanders said he will appoint State Sen. Charles A. Pannell to the post.

Sanders swore in the 78-year-old Carlisle as judge emeritus of the appellate court and he will retire at \$15,000 a year, two-thirds of the salary judges receive.

Carlisle came here from his home at Cairo for the swearing-in ceremony.

"The people of Georgia are indebted to you for a long and outstanding career as a jurist and a public servant."

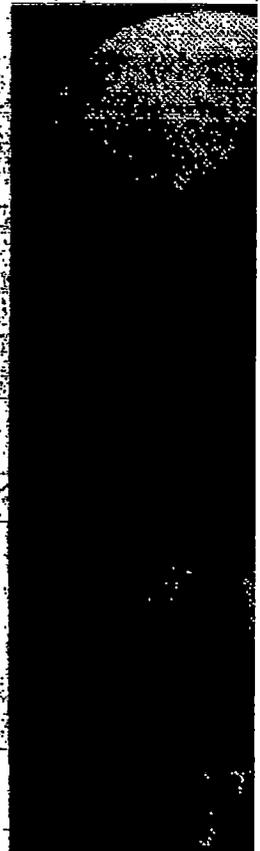


Sanders told him. "We all owe you a debt of gratitude."

The resignation becomes effective Sept. 5. Pannell is expected to take the oath that day.

CARLISLE had served on the court since 1952, when he was appointed by former Gov. Herman Talmadge. He was serving as a state senator when Talmadge made the appointment and had served earlier for six years as judge of the city court of Cairo.

Pannell, 54, of Chatsworth, has served many years in both branches of the legislature. He currently is floor leader in the Senate for the Sanders administration but will have to resign from the Senate upon becoming judge.



Associated Press
**AUTOMO
PIONEER**

Detroit, Aug. 7
Fisher, 83, died long illness. He was eldest of the seven who founded the Corp. His death was to pneumonia.

High School Fires Held

Arson Try

Two fires were set in a partially rebuilt athletic equipment building at D. M. Therrell High School, 3099 Sage Road, SW, police said. A fire destroyed the building less than a year ago.

Arson investigator K. G. Davis said he suspects juveniles are responsible for the attempt to fire the building.

BOY SENTENCED IN THEFTS AT L

By TOM GREENE

A 16-year-old Atlanta boy has been sentenced to the Georgia State Training School for Boys

money to pay for car he bought from He asked Judge mercv. saving.

ted Press Wirephoto
Aug. 9—A cou-
Art Museum
hibit—a paint-
ating by Phillip

18

League In DeKalb

... bowling league for DeKalb County employees has been organized as a part of the county's expanding recreation program.

The 15-team league made up of men and women from various county departments will play Tuesday nights.

Trophies will be presented to winning teams and players after 15 weeks of competition.

League officers are John Williams, president; Addison Layton, vice president; Emily Parker, secretary, and Robert Baldwin, treasurer.

Atlanta to Host Bundestag Trio Touring U.S.

Three members of the West German Bundestag (House of Representatives) will arrive in Atlanta Thursday as part of an information tour of the U. S. Atlanta is the only city in the Southeast they will visit.

Members of Chancellor Konrad Adenauer's Christian Democratic party, they are Josef Rommerskirchen, Dr. Heinz Brück and Franz Weigl.

The three are to stay in Atlanta until Saturday and will visit Gov. Carl Sanders and Atlanta vice-mayor Sam Massell.

... prepared for the West Front League. Mr. Landrey said "drainage reforms" are needed in the struggle to overcome an old-fashioned structure... trying to grapple with growing problems and difficulties. The commission chairman



... turned to frame of a left-shoulder talking and left-to-right about a stage.

THE FULTON chairman said Georgia has "three times as many courthouses as we need" and "our growing population is resulting in inferior and inadequate public services on the local level."

He added, "the small, rural counties are now being forced to

Rape Now a Hazard Of Working, Court Says

By The Associated Press

The Georgia Court of Appeals held Wednesday that in "the current rage of crime," rape is an occupational hazard of women employees serving the public in banks, stores and like businesses.

Accordingly, it decreed total disability payments of \$30 a week for 16 weeks and all medical expenses for a DeKalb County woman raped late in 1961 while she was manager of a laundry pickup station.

The payments had been disallowed by the Workmen's Compensation Board but were ordered by Superior Court William T. Dean on appeal. The appellate court sustained Dean in an opinion written by Judge Robert H. Jordan.

The appeals court observed: "While it is indeed a sad and tragic commentary upon our

times, common knowledge of the current rage of crime to which this country is being subjected impels the conclusion that one who earns his daily bread by waiting upon and serving the public in banks, stores and other businesses is liable to occupational hazards no less dangerous than those to be faced by the machinist in the retreat of his shop or the foundryman around the warmth of the hearth."

THE COURT RECORDS set forth that a purported customer of the laundry service forced the victim into a secluded part of the pickup station and raped her just after midday.

Her workmen's compensation disability payments were ordered to continue until she reaches "maximum improvement with no permanent physical impairment."

20