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## Last of 'easy' measures cleared in special session

By LEE JONES

AUSTIN, Texas (AP) — Several of Gov. Dolph Briscoe's pet proposals are stalled in the House, and the Senate has cleared the last easy-to-pass tax relief of the special legislative session.

As if anybody had any doubt, few easy days remain the session, which could run to Aug. 9 before mandatory adjournment.

Senators approved 24-5 Wednesday

a proposed constitutional amendment requiring taxation of rural land on its productive capacity, not its value on the real estate market.

A similar proposal cleared the Senate in the 1977 Legislature but failed by one vote in the House because it extended the agricultural tax break to corporations.

Senators, however, voted 14-15 against dropping corporations this time, setting up a possible stalemate with the House.

LI. Gov. Bill Hobby and others have said the agricultural tax exemption, repeal of the sales tax on residential utility bills and increasing the inheritance tax exemption might be all the session can produce.

The sales and inheritance tax issues were headed for a conference committee, since senators substituted their own version of those relief measures for the House bill Wednesday.

A straw poll of the House Constitutional Amendments Committee showed a majority opposes Briscoe's

proposals for local tax limits, a ceiling on state budget increases, a two-thirds vote requirement for passing state tax bills and unlimited initiative and referendum.

Constitutional amendments must win committee approval before they can reach the House floor and, ultimately, the voters.

Briscoe scored points with some lawmakers Wednesday by opening the special session to a bill centralizing property tax appraisals in one office per county and setting uniform statewide appraisal standards.

The House Ways and Means Committee heard testimony on the bill, by Rep. Wayne Peveeto, D-Orange, shortly after Briscoe issued his proclamation but adjourned until today without taking a vote.

LI. Gov. Bill Hobby, meanwhile, referred the bill to the friendly Senate Jurisprudence Committee, not the economic development committee where it languished until nearly the end of the 1977 session.

Peveeto has revised the bill since 1977, winning support of the once-hostile real estate lobby by tacking on what amounts to a 5 percent annual limit in local property tax increases.

"The state of Texas would not be dictating to local folks other than setting up uniform standards for appraisal," Peveeto told the House committee.

Speaker Bill Clayton said the House might be able to do some serious voting Friday if either the ways and means or constitutional amendments committees send out something by noon today.

Otherwise, he said, floor work will have to wait until Monday.

He said he was neutral about including corporations in the agricultural tax break — "As far as I am concerned, I will take it either way."

## Medical examiner says his testimony 'distorted'

By MARK VOGLER

An El Paso medical examiner, hired by the family of Larry Lozano to conduct a second autopsy of the inmate who died in the Ector County jail, Wednesday said District Attorney John Green tried to distort his testimony at an April coroner's inquest in Odessa.

Dr. Frederick Bornstein said after testifying before a federal grand jury looking into the Lozano death, "I have never changed my story." He suggested that Green tried to misrepresent his findings.

"District Attorney Green tried to make me say I had changed my mind, and I haven't changed my mind," Bornstein told a reporter after he testified before a federal grand jury meeting in Midland.

"My impression is that he was putting words in my mouth. I have not changed my story one bit. I am standing by my report as I made it... There's such a mixture of half-truths and truths that it would take an hour to explain it."

Dr. Kris Challapalli, the Ector County medical examiner who conducted the first autopsy, also said after emerging from her grand jury appearance Wednesday afternoon that her initial findings had not changed. She said she agreed that a neck injury Lozano received in a scuffle with lawmen resulted in his death.

However, Dr. Challapalli said she still believes "the cerebral hemorrhage caused by a blow to the back of the head was a significant injury."

Both Dr. Challapalli and Dr. Bornstein said they concurred with Houston pathologist Dr. Joseph A. Jachimczyk that a neck injury caused Lozano's death, but they declared Wednesday that they were sticking to

their own findings.

Dr. Challapalli declined to say much further, but Bornstein said he was still irritated over what he called attempts by Green to manipulate his story.

Bornstein said his original finding of Jan. 26 was read at the inquest as follows: "It is my opinion that this man died from extreme blunt trauma such as beating, hitting, kicking as well as possible small wounds with sharp instruments. Therefore, I consider the mode homicide."

Bornstein Wednesday said that Green, who he said read his statement at the inquest, had omitted a sentence declaring that the neck injury was critical: "There are hematomas in the region of the larynx which may represent a life threatening injury."

Bornstein said he was badgered by Green during the inquest into "trying to make me make statements that I

didn't mean." He said Green's presentation of his statement at the inquest made it seem as if he (Bornstein) had changed his mind.

Green said during the inquest that he expected Bornstein to reverse his homicide ruling.

During testimony late Wednesday morning and through most of the afternoon, grand jurors reportedly recreated the scene of Lozano's arrest and his confrontation with lawmen up until the time of his death.

A deputy's flashlight was taken into evidence, according to a witness who testified. Jurors were, for the first time in the investigation, seeking to pin down at what point civil rights violations may have been committed against Lozano and what role actions by lawmen had in his death.

The grand jury reportedly heard some testimony from deputies who were present at the time of Lozano's death.

## Landowners raise questions about potential problems with effluent

By LINDA HILL

"All I know to do is to blow it up," said Gale Pugh, a Midland County landowner who is fighting mad at the prospect of the city of Odessa's sending additional millions of gallons of sewage effluent across his land.

The effluent would come from a new sewage treatment plant the city of Odessa is considering building in southwest Midland County and from expansion of the city's present plant. The Odessa City Council this week authorized staff members to prepare

documents necessary to call a bond issue to finance those and other city projects.

Landowners in the area where the effluent would cross are concerned about the potential loss of land use, and about problems associated with stagnant standing water, such as breeding mosquitos and odor.

Currently, the city of Odessa sends some of its effluent down Monahans Draw, up to approximately five million gallons a day. The Texas Water Quality Board on Aug. 31, the last day of its existence as a separate agency,

granted the city of Odessa a permit to dump 9.8 million gallons a day from its expanded existing plant and 5.22 million gallons a day from the new treatment plant.

Odessa City Manager Kerry Sweatt today said the actual discharge would be "the amount of the permit or less," initially. He said it is likely that an effort would be made to sell portions of the effluent, and that would affect the volume of discharge.

"It's a little premature to talk about flow and how much will be sold before we're even sure it (the new facility) will be built," Sweatt said.

Midland County officials and landowners opposed the discharge permit unsuccessfully, and County Judge Blake Hansen told The Reporter-Telegram this week that he believes there is nothing more to be done.

Pugh, however, said Wednesday he wrote the Water Quality Board a letter in which he said the plant "should be sabotaged or blown up" if its built at the proposed sight on the old Dora Roberts Ranch. "I might do it or have it done," said the crusty farmer who has been working his land in the Warwick community for about 30 years.

District Judge Barbara Culver, who was county judge at the time the water board approved the Odessa permit, said Wednesday she thinks the project should be watched closely.

"I think the project should be monitored by Midlanders to be sure that the residents who live in that area are justly compensated for any damage that might be done to their land or to the value of their land as a result of this installation. I also think all Midlanders should be concerned about the potential health hazard from flies and mosquitos that we have encountered as a result of the one treatment plant," Judge Culver said.

She said precautions should be taken to make sure the insect problem doesn't increase. Also, she advocated requiring the city of Odessa to make the water available for agricultural or industrial uses.

Odessa City Attorney Joel Roberts refused Wednesday to respond to the "hypothetical question" about whether the city would be liable for loss of income or value from land which the effluent crosses. "It is my understanding that there would be no damages, no repercussions," Roberts said.

Vernon Chandler, who owns and

(Continued on Page 2A)

HIGH, but not dry, is 9-year-old Robb Moore's method of battling the continued heat in Dallas. His home-made shower consists of a metal chair and the cooling spray of a garden hose. The city has suffered 18 consecutive days of temperatures 100 degrees or higher and more than 20 persons have died as a result. (AP Laserphoto)

## Old-timer's letter filled with Midland vignettes

Considering that he's outlived most of his contemporaries, Jim Flanigan might honestly call himself an old-timer.

But, if you count, and it does, he's got more youth than most.

Now, Roustin' About has never met this gentleman-character. Many a Midlander, though, in the grave and still getting about has.

Flanigan, like his father before him, was a surveyor back when Midland wasn't much more than a cattle town; petroleum didn't start enriching the land until the late 1920s. And when it did, you can bet your well-worn walking boots that Flanigan was out sizing up this mushrooming niche of the Western world.

Kindly Jim Flanigan dropped Roustin' About a for-what-it-is-worth letter, which provided a minute vignette into a mere fraction of the Midland-town as Flanigan remembers it.

It would be most enlightening to listen to him sometime. Maybe that time will come to pass if Flanigan ever gets out of Houston and returns home or if the Roustin' ever drifts down to too-humid and too-peopled Houston. Flanigan moved down there last November.

In his typewritten letter, Flanigan mentioned building contractor Will Sinclair who, back in the 'teens, built a homeplace "in the 300 or 400 block of



ROUSTIN' ABOUT with Ed Todd

Carrizo or Pecos," he recalled.

"I forget which, as back in those times," Flanigan wrote, "we knew that it was south of Mrs. Dr. McCall's and west of Timberline's and Mrs. Wall's." Back then, he threw in for free, there were "no streets back west of Marienfeld."

Here comes the rub: Flanigan recalls Sinclair's hand-polishing to "a gloss you that wouldn't believe" his dining and living room areas. "... And it is the same today as back sixty years ago."

Sinclair, Flanigan said, had two sons, George and Bill. And it was Bill who built Elliott and Faye Cowden's "house there on the corner of Texas and C streets."

Flanigan's figured that there's a chance for a story there. It's worth a genuine check and, no doubt, some column inches. So is Flanigan.

"I'm a newcomer to Midland — just born there in 1904..." wrote Flanigan. "I have to chuckle sometimes when I read statements from some of those kids that call themselves the 'Historical Society.' Our old homeplace was on the corner of Texas and Weatherford (202 N. Weatherford St.), and when they come out with something about the old Z.T. Brown house, most statements (are) 'Bull.' I was across the fence a long time before any of Sarah's (Sarah Dorsey's) children were born."

That might be worth a line or two. "I've got to shut up," Flanigan said, as he was winding down his letter. "But it looks like an old man that has and still does love his hometown and friends likes to talk about and remember them even if 99 and 44/100 percent are out in the cemetery."

And he said to step over and say "HOWDY" to Bill Collins, a crony of Flanigan's and a newspaper editor who has got some years to go before he's the old-timer that Flanigan is.

Tell him, Flanigan said, "that everything is on the top shelf, but I can't reach it."

That's part of being an old-timer. Never mind. Youth has its drawbacks, too.

## Prosecutor won't comment on charge that grand juror under indictment

Assistant U.S. Attorney Jamie Boyd is issuing a "no comment" on the report that one of 23 federal grand jurors probing into the Larry Lozano civil rights case is under a criminal indictment.

"Mr. Boyd is giving a 'no comment,'" said a spokesman for Boyd, the federal prosecutor who is presenting the government case to the jurors meeting in Midland.

John Wilson, the Washington, D.C.-based spokesman for the U.S. Justice Department, today said the department has "nothing to do" with the grand jury. It was, however, the Civil Rights Division of the Justice Department which ordered the probe to determine if Lozano's civil rights were violated.

"A federal grand jury is a creature

of the federal court," said Wilson. "The Justice Department has nothing to do with it... It would be improper for the Justice Department to have anything to do with it."

Wilson, who declined to say if there is any truth to the report, said the Privacy Act passed by the U.S. Congress states that "a government employee cannot discuss the personal affairs of other people" without being subject to a \$5,000 penalty.

Wilson said "as far as I know" a person under indictment can serve on a federal grand jury.

However, federal court rules prohibit a person under state or federal felony indictment or a convicted felon from serving on a petit or grand jury.

Juror qualifications, under local

court rules of the U.S. District Court's Western District of Texas, prohibit that.

The rules state that a person cannot serve on a federal jury if he "has a charge pending against him for the commission of, or has been convicted in a State or Federal Court of record of, a crime punishable by imprisonment for more than one year and his civil rights have not been restored by pardon or amnesty."

Rule 6 of the Federal Rules of Criminal Procedure provides a safeguard to allow a grand jury to act even if a grand juror has been deemed not qualified to serve. It reads, in part:

"An indictment shall not be dismissed on the grounds that one or more members of the Grand Jury were not legally qualified if it appears from the record... that 12 or more (legally qualified) jurors... concurred in finding the indictment."

However, Wilson did say that it would be an "issue before the court" to determine the ramifications of a felon or an indicted serving on a grand jury. The court would have to determine if such a case might disqualify the jury.

Of the 23 persons on a full grand jury, only 16 are needed for a quorum, Wilson said. And only 12 votes from the grand jury quorum are needed to vote an indictment.

Reports were broadcast Wednesday night and published today to the effect that one of the Lozano grand jury members allegedly is under indictment for burglary in Ector County.

## Forecast lists slight chance for thundershowers in area

The weatherman finally has added a new twist to his forecast — a 20 percent chance of thundershowers for Friday afternoon.

And if Midlanders keep their fingers crossed and heed the advice of longtime area residents to "pay the preachers enough," the Midland area just might be lucky enough to catch some moisture.

Residents at least received some relief from the searing rays of the sun as clouds covered much of the sky over Midland early today.

The National Weather Service at Midland Regional Airport said it should be partly cloudy and warm through Friday. High Friday should be in the mid-90s with the low dropping to the lower 70s.

Record high for July 19 is 102 degrees set in 1951. Midland was slightly cooler than that Wednesday with the high only hitting 96 degrees. Record low for today is 62 degrees set in 1959. The city was warmer today with the low at 71 degrees.

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# Winners or losers? Residents of California still unsure

By STEPHEN FOX

LOS ANGELES (AP) — Californians are feeling the effects of the tax revolt, and many can't tell whether they are winners or losers.

Gerald Edwards, who lives in Fountain Valley, got the lower property taxes promised by Proposition 13. But the 32-year-old homeowner isn't all smiles — the teaching job he hoped for was eliminated because taxes were cut.

"We bought in 1975 and our taxes have gone up, but I valued my teaching job more than the decrease in property taxes," said Edwards, a substitute teacher in Orange County for two years.

Jack Kenan saw property taxes fall at Academic Specialties Inc. in El Cajon, but Kenan, a contract estimator there, isn't sure the school supply firm really gained. Proposition 13 slashed property taxes; that meant curtailed spending for education.

"What we've lost in business more than offsets what we save in property taxes," Kenan said. "I have mixed emotions. We want our government to be well run and efficient, yet on the other hand we know it's going to hurt our business."

Kenan and Edwards, their livelihoods tied to revenue-short schools, already feel Proposition 13. Others find it tougher to figure out where they stand under the tax-cut measure.

Homeowners, big supporters of Proposition 13's 57 percent average property tax reduction, generally came out ahead. Many banks already have cut mortgage impound payments to reflect property tax savings.

Yet homeowners also will have less to deduct from federal income taxes and will face — along with many others — increased fees for everything from dog licenses to golf games as cities try to make up for the lost property tax revenue.

Renters, 47 percent of the state's residents, have seen less pass-on rent cuts and generally feel they are victims of greedy landlords.

"There's been no impact at all from Proposition 13," says Joe Caux, chairman of a renters group in apartment-short Orange County. "We've gotten reports from 36 apartment complexes in the last week and a half that rents are going up August 1."

Landlords say that higher municipal fees and uncertainty over their final savings from Proposition 13 make rent cuts impossible now.

"The various city and county agencies have added all sorts of charges — license fees, sewer charges and so on," said Gordon Thill, an aide to Proposition 13 sponsor Howard Jarvis and a landlord. "If the politicians and bureaucrats leave me alone, I can make a rebate. But if they hand me some whopping increases...I can't."

The real impact of Proposition 13 has been delayed by use of the state's \$5 billion budget surplus to help local governments bear the \$7 billion loss. Already, however, there are hints of the future.

In the Los Angeles suburb of Downey, for example, dog licenses now cost \$10 — double what they were a month ago. Golf fees on Sacramento courses have been increased \$1 and the state Capitol's parking meters now demand a quarter per hour instead of the pre-Proposition 13 dime.

One long-term effect of Proposition 13 may be a good one: an easing of the housing shortage that helped push up property values — and therefore taxes — in the first place.

Ben Bartolotto of the California Construction Industry Research Board says Proposition 13, by making home owning cheaper, could stimulate construction of 179,000 more units through 1980. That would mean 365,000 jobs in building-related industries, he says.

"Business benefits from the property tax reduction as well as homeowners, so this can mean improved economies for new business ventures, or in the case of existing companies, extra cash for expansion," Bartolotto said.

Not all executives would agree with Bartolotto's assessment but California's business community, which stands to recoup about \$4.5 billion under Proposition 13, is under intense pressure to recycle that money into the state's economy.

Business leaders say, however, that lower property tax deductions translate into higher corporate

income taxes that will consume half their savings right away. Proposition 13 also reinstated California's business inventory tax and many business spokesmen say that and other hastily enacted municipal charges may wipe out their "windfall."

Oakland, for example, increased its business license fee from 90 cents per \$1,000 of gross receipts to \$14 per \$1,000 — about 1,500 percent.

Also worrying businessmen are moves in the State Legislature to split the tax rolls and restrict Proposition 13 savings to residential property only, including rental units.

"It's difficult for business to make any decisions on what might be done with tax savings until we know whether business will in fact realize any tax savings," said a spokesman for Standard Oil of California, the state's largest industrial firm. "If these other taxes and fees go into effect and then they exempt business from Proposition 13, you wind up paying more."

Meanwhile, tax-cut movements have sprung up in other states and a congressional study says Proposition 13 will cause a spillover loss of 60,000 jobs nationally but a dip in the Consumer Price Index.

Federal pension and Social Security payments, union wages and even some alimony payments are pegged to that index of inflation.

Most observers agree that the real impact of Proposition 13 will come next year — after the state's budget surplus is spent. How Californians react then may well determine whether their tax rebellion is real — or another West Coast fad.

## Committee frowns on tax proposals

By SUSAN STOLER

AUSTIN, Texas (AP) — A house committee informally has let Gov. Dolph Briscoe know that it frowns on writing several tax relief proposals into the Texas Constitution.

Committee members took an unofficial, straw vote Wednesday on several of Briscoe's proposals. The only measures gathering enough support for passage were limited initiative-and-referendum and taxation of rural land based on productivity, rather than market value.

Chairman Tim Von Dohlen, D-Goliad, said he hoped to put together an agricultural taxation proposal for a possible vote today.

"We're dealing with very serious things with high risk factors, in that we don't know what their full consequences will be," Rep. Tom Schieffer told his eight fellow members of the House Constitutional Amendments Committee.

"If we get detailed about these things in the constitution, we'll lock something in here that we'll not be able to change," he cautioned.

One-by-one, members unofficially turned down proposals Wednesday for a percentage limit on state spending, limits on local taxes, unlimited citizen petition-and-referendum and a required two-thirds legislative vote for any new state taxes.

Only Rep. Joe Robbins, D-Lubbock, consistently supported Briscoe's proposals.

"I see it as investing power and authority over local governments in the people," he said of a proposed local taxation limit.

Other members viewed the idea as meddling in local affairs.

"If we lock it (limitation) into a percentage figure, we're keeping them (local governments) from governing themselves," Von Dohlen said. "That's not been the historical concept of government in Texas."

Six members favored a limited initiative-and-referendum measure, which would allow citizens to petition local governments for a tax roll-back. Unlimited initiative caught heavy opposition. The petition method was used by California voters to cut state property taxes under Proposition 13.

"You've either got to believe in representative government or not," said Schieffer. "We've gotten along in our old, creaky way with unprogressive taxes."

But an 11th-hour round of discussions with Treasury Secretary W. Michael Blumenthal left House tax writers with the impression Carter might accept capital gains changes that would:

- Ease the burden on homeowners selling properties whose value are swollen by inflation.
- Encourage investors to buy into new, risky enterprises.
- Ease the tax path of businessmen wishing to dispose of one enterprise so as to invest in another, and perhaps even some modification of capital gains rates.

The White House insisted Carter has authorized no compromise committing him to a certain position, but that he had simply directed Blumenthal to check where sympathies lay on the tax issue.

## Compromise possibilities sought on federal tax-cutting measures

By EDMOND Le BRETON

WASHINGTON (AP) — The administration and key congressional Democrats are warily exploring compromise possibilities as long-delayed action resumes on a bill to cut federal taxes by \$15 billion.

On the eve of House Ways and Means Committee consideration of the measure, the administration signaled on Wednesday it might modify its opposition to an easing of the capital gains tax on the profits from selling assets held at least a year.

Carrier had made a campaign issue of taxing capital gains as ordinary income and had threatened to withhold approval of any tax bill with provisions to relax the tax.

"School budgets only have 6 to 8 percent discretion" because most spending is tied to state and federal requirements, he said. "In my case it is less than 6 percent."

"It would be ridiculous to have referenda on 6 percent of your budget," he said.

Rep. Bob Davis, R-Irving, said the idea of referenda to roll back tax increases was a good idea but he thought a 5 percent limit seemed "unrealistic when you have an annualized inflation rate of 11.4 percent."

Peveto, D-Orange, defended the agricultural tax feature, which would require a constitutional amendment to take effect.

"If we do nothing, taxes on agricultural land, on a statewide average, are going up 46 percent this year," Peveto said.

He also tried to reassure those who fear the new state bureaucracy would dictate to local taxing authorities.

"The state of Texas would not be dictating to local folks other than setting up uniform standards for appraisals," said Peveto.

Joel Whitmire, chief appraiser for San Jacinto County, said he opposed the state's replacing revenue local governments would lose from agricultural exemptions.

"It seems to me we are going to be rewarding folks for not doing their job over the years... One school district in East Texas has timber land on the books at \$35 per acre," Whitmire said.

## School administrators oppose bill with property tax ceiling intact

AUSTIN, Texas (AP) — Rep. Wayne Peveto courted the once-hostile real estate lobby by adding a limit on local tax increases to his property tax "reform" bill. Now the school men are mad.

Bedford Supt. Forrest Watson said Wednesday the Texas Association of School Administrators can support the Peveto bill only without the 5 percent ceiling on property tax increases.

Watson testified before the House Ways and Means Committee, which held a hearing on the bill shortly after Gov. Dolph Briscoe said the special session could take it up.

Committee chairman Joe Wyatt, D-Bloomington, said he was concerned that the state would have to replace as much as \$1 billion in school district revenue that would be lost by the bill's provisions.

One such provision would tax farm, ranch and timber land on its productive capacity rather than its market value, handing rural districts a cut in revenue.

"I think we would be committing ourselves to a tax bill in the future," said Wyatt.

Peveto's bill centralizes property tax appraisal at the county level and sets up a State Property Tax Board to issue appraisal standards and make studies to determine if property is being appraised uniformly across the state.

Watson said the property tax limit would hamper school districts' ability to cope with inflation, new program requirements and state and federal mandates.

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## Judges of merit

Members of the U.S. House and Senate have agreed to create 152 new federal judgeships, increasing the federal judiciary by one-third and giving President Carter and the Senate the largest judicial patronage package in history.

And the Senate representation in a conference committee struggling over differences in the House and Senate versions of the legislation has scuttled merit selection which would erode Senate clout in the selection process.

The House proposed that presidential nominees be chosen according to non-binding "procedures and guidelines" to insure that the best qualified candidates were considered.

But Senate conferees resisted even this mild admonition in seeking to preserve their traditional control over nominations. The conference bill calls only for "standards and guidelines."

Either form could be waived by the President, whose nominating power is spelled out in the Constitution.

A strong message from Congress, however, would make it difficult to bypass merit selection criteria — and President Carter pledged in his campaign to minimize "political aspect or influence" in his judicial appointments.

Standards of competence and experience are useful in reviewing nominees proposed by senators, usually resulting in judges who are qualified.

But the present system does not seek out the "best qualified."

The merit selection statement should be restored to the legislation in the continuing conference or in consideration by the full House, where it originated.

The impact of the massive increase in the judiciary gives added importance to finding the very best candidates.

## Inflation, wage floor

A boost in the minimum wage to \$2.90 an hour, scheduled for Jan. 1, is "in hindsight" a mistake, according to G. William Miller, chairman of the Federal Reserve Board.

Miller told the Joint Economic Committee of Congress that he would like to see the increase postponed for two years as a means of putting the brakes on inflation.

Since any delay would have to be approved by Congress, the hike from the present rate of \$2.65 seems likely to stand. Organized labor, which fought tooth and

toenail for the increase, surely would battle a delay.

Miller conceded that postponement of the increase would mean no more than a 0.05 percent shaving of the inflation rate, but his remarks serve to dramatize the need to control the inflationary fires.

Labor Department statistics released recently gave emphasis to Miller's fears. The inflation he envisioned as perhaps 7 percent this year could be as high as 11 percent.

Congress should get the message.

## Bears 'bad news'

The bears in Yosemite National Park are anything but cuddly, according to Dick Riegelhuth, ranger in charge of bear management.

To impress upon park visitors that the 500-pound beasts are neither cute or lovable, the bears no longer will be given names like "Sugarplum" and "Sunset," the ranger said. Instead they will be assigned numbers to identify those which have become "unmanageable outlaws."

camps, steal food, break into cars and sometimes invade tents, terrorizing campers.

Sugarplum now has been redesignated as Bear No. 242.

But the public is not easily convinced. Rangers have been harassed with protests over their policy of relocating or destroying animals that create problems.

The reaction should not be surprising. A generation of Americans recalls the era when vicious two-legged criminals were referred to affectionately as "Baby Face" and "Pretty Boy."

## NICK THIMMESCH

### West Germans feel 'fog of Nazi past' around them

COLOGNE, West Germany — The Germans are heavy hitters. They are serious, thorough, and often obsessive. They put firm hands on what they do. When it deals with intellect, they probe deeply for inner meaning and tend to cataclysmic mood.

So when terrorism emerged in West Germany, it struck the psyche even harder than the Germanic body. The murders of Siegfried Buback, the public prosecutor; Jurgen Ponto, chairman of the nation's most powerful bank, and Hans-Martin Schleyer, a key industrial leader — all within six months last year — traumatized the Germans like nothing since the World War II catastrophe.

Actually, by comparison with the numbers of people killed or wounded through terrorism in other countries, West Germany has had a modest experience. But the very fact that terrorism could disturb the craved-for order in the German state which boiled to an economic miracle, caused an enormous bling of self-doubt, soul-searching analysis, and even doomsday utterances.

The intelligentsia, students, social critics, and particularly author Gunter Grass — the post-war chronicler of German mood — suffered anguish over the possibility that Germans would again, as during the Weimar Republic, be unable to live through crisis.

The killings last year were the most lethal message the German terrorists — an odd collection of bright, privileged, but nihilistic young men and women — had delivered in their seven

years of hateful expression. The West German government, which has been compulsively liberal in terms of police actions, grappled with the challenge of tighter security measures. Naturally, the nations victimized by Hitler and the Nazis twitched.

The sight of armored vehicles, coils of barbed wire, fresh-faced young police bearing guns and checking I.D. cards, along with the Bundestag's fierce debate over anti-terrorist legislation, made some of West Germany's neighbors shudder.

This bothered many thoughtful Germans who have prayed and worked for the strength and success of the 29-year-old Federal Republic, and don't want to see it cruelly assaulted as in Weimar times.

A distorted opinion of the Federal Republic is painted abroad, Gunter Grass declared during the worst of the Schleyer affair, a picture that's often filled with hatred, as if people abroad do not wish to take cognizance of changes in the Federal Republic... a democracy has grown up here.

A Dutchman, Prof. H.W. Von Der Dunk of Utrecht, pooh-poohed the alarm over the outbreak of, and reaction to, terrorism in West Germany, as pharisaism. He noted that terrorism is no West German speciality, and came down hard on leftists who charged West Germany would use Fascist tactics to combat it. The professor cited West Germany's liberal educational policies and the fact that 60 percent of the population was born after Hitler.

But 60 percent or whatever, all



### WASHINGTON MERRY-GO-ROUND

## Paraguayan faces unknown fate

**By JACK ANDERSON**  
WASHINGTON — This is the story of a brave man who left safe haven in the United States, knowing his life might be in danger, and returned to the clutches of Paraguay's ruthless military tyrant, Gen. Alfredo Stroessner.

Domingo Laino dared to speak out against the dictator during a six-week stay in the United States. He boldly opposed international loans to Paraguay until Stroessner stops committing atrocities against his people.

Stroessner has held the Paraguayan people in an iron grip for 23 years. The dictator not only has tyrannized his own people; he has also provided a haven for Adolf Hitler's war criminals.

Our associate Larry Kraftowitz met with Laino and asked about the risk of his returning to Paraguay. He admitted fatalistically that his life might be in danger. But he insisted that he had to go back to help his countrymen in a struggle against Stroessner's oppression.

On the day of his return to Asuncion, Laino was stopped and dragged from his car on a downtown street by Stroessner's police. Today, the lonely hero is being held incommunicado by the police, awaiting years in prison or perhaps a firing squad on trumped-up charges.

His friends have relayed messages to us from Asuncion that they fear for his life. They have reason to believe he may have been tortured.

It should be emphasized that Laino's only crime is speaking his mind. He heads no guerrilla movement; he hasn't even advocated

violent revolution. He merely trumpeted his views in the free atmosphere of Washington.

Stroessner's lackeys responded by denouncing Laino as a traitor. Then the docile Paraguayan parliament, under the tight rein of the dictator, took up a resolution that would revoke the citizenship of anyone criticizing the regime from abroad.

U.S. analysts in Latin America had no trouble grasping the intent of the resolution. The proposal, they cabled Washington, was a "poorly disguised effort to discourage future Lainos from criticizing the government abroad."

Earlier, on the eve of Laino's visit to the United States, the American embassy in Asuncion cabled the State Department that Laino and his compatriots were being denounced as "discredited opportunists seeking to curry favor with the USG (United States Government) and gain personal publicity by waving the banner of human rights."

The cable, dated April 12, also reported ominously that Laino had been accused of "sowing resentment and hatred." This catch phrase, the embassy warned, is normally used by the dictator when he invokes infamous Law 209. This is a sweeping measure that permits Stroessner to detain political prisoners at whim.

Informed observers now speculate privately that Laino may be tried under Law 209 on previous charges that were never prosecuted. Stroessner has used this tactic in the past to intimidate opponents who have a popular following. He merely

## ART BUCHWALD

### 'What the heck; it's a 25th anniversary gift'

WASHINGTON — A lady in Virginia was arrested and found guilty of eating two strawberries in a supermarket. It was a national story, and many people thought the arrest was outrageous. That is because they didn't know what the stores are getting for strawberries this summer.

The price of fruit is out of sight. I discovered this the other day when I took my wife to Neam's Market to buy her an anniversary present. We went to the fruit and vegetable department. But first we had to ring the bell before the guard opened the steel door.

"We're interested in fruit," we told him.

We were ushered into a carpeted room where Mr. Neam himself came out and sat behind his Louis XIV desk. We were asked to be seated across from him.

"Can I be of service?" he asked. "We were looking for something in fruit for our 25th anniversary," I said.

Mr. Neam snapped his fingers and an assistant brought out a tray of strawberries.

"I have a matched pair that just arrived," he said, holding two of the most beautiful strawberries I have ever seen.

My wife's eyes glowed. "How much are they?"

"With or without the sugar?" he wanted to know.

"With the sugar."

He wrote down the price on a piece



Art Buchwald

of paper. I gulped. "Do you have anything else?"

He snapped his fingers again and the assistant brought out another tray.

"These are pears shaped like diamonds," he said. "Note the luster of the skin when I hold it up to the light. Elizabeth Taylor had one of these for breakfast when her husband John Warner was running in the primary."

I could see my wife's mouth watering. "I don't think we're in Elizabeth Taylor's class," I said.

"Consider this diamond-shaped pear an investment. In three days when it's ripe it will be worth three times what you paid for it."

We both shook our heads. Mr. Neam, who is to fresh fruit what Bulgari's is to jewelry, was very polite.

He snapped his fingers and the assistant took away the tray of pears and brought a tray of peaches, each sitting on its own piece of cotton.

"One of these would go lovely with your wife's complexion," he said. "There are only 11 on this tray. Sophia Loren bought one when she was in town a few weeks ago. When these are gone, there won't be any more. As you can see, our designer has made it possible to either eat one as is, or cut it up into small pieces and add sweet cream."

He wrote down the price on a slip of paper.

There was no way I could afford it.

"We were hoping," I said, "for something that would take up more room in our Waterford fruit bowl."

"I have just the thing," said Mr. Neam, still smiling. He snapped his fingers and the assistant brought out a tray of bananas.

They were still green, but Mr. Neam explained the green ones had the most value because in time they would turn yellow.

My wife picked one up, and I knew from the way she held it that this was what she wanted. "What the heck," I thought. "A 25th anniversary only comes once in a lifetime."

I wrote out the check and they put the banana in a velvet-lined box.

Mr. Neam locked the safe and then escorted us to the door. "Come back next week," he said. "We're having an exhibition of rare raspberries loaned to us by the Mellon family who grow them on their farm in Middleburg."

## THE BIBLE

### CAN YOU QUOTE IT?

By LAVINA ROSS FOWLER and ELIZABETH ROSS WIERSEMA

1. The plant "lentils" is a product of the Old World. It is about as tasteless as straw, but was used in a dish called "pottage." (Ezek. 4:9) There is an account in Genesis 25 of one brother selling his birthright to his brother for a meal of pottage. Name the two brothers.

2. Which of the apostles said, "We ought to obey God rather than man."? Acts 5:29

3. Complete Jesus' words to the rich young man, "Why callest thou me good? Mark 10:18"

4. Who carried the "money bag" for the apostles? John 13:29

5. "With the Lord there is mercy, and with Him is plenteous..." Psalm 130

Four correct...excellent. Three correct...good.

## The Country Parson

by Frank Clark



"Talkative folks are fun — you don't have to wonder what they're thinking."

CARTER MANEUVER: President Carter is trying quietly to maneuver around the obstinate AFL-CIO chief, George Meany, who has made personal cracks against the president. In the secrecy of a Cabinet meeting, Carter said he was "disappointed" in Meany.

The White House strategy is to try outflanking Meany by dealing with lesser labor leaders. The president's men have used the same strategy in an attempt to outmaneuver the traditional Jewish leaders.

## BIBLE VERSE

For the Lord knoweth the way of the righteous; but the way of the ungodly shall perish. — Psalm 1:6

## the small society



**JIMMY'S WHITE HOUSE**

**Spontaneous action often pre-planned**

By FRANK CORMIER  
Associated Press Writer

WASHINGTON (AP) — Presidents and their families sometimes do things in public on the spur of the moment, but it's not always easy to tell what's spontaneous and what's pre-planned.

When President Carter went to West Berlin last weekend, a woman approached the outdoor platform where he was standing and waiting while his remarks were translated into German for his audience.

The president stepped from beside his bullet-resistant rostrum and reached down and smilingly accepted flowers.

Was this spontaneous or pre-planned? If it wasn't planned in advance, it was a breach of normal security procedures. Presidents aren't supposed to accept bouquets from strangers, unless arrangements are made in advance — particularly in terrorist-conscious West Berlin.

The relative rarity of spontaneity in such situations was emphasized in Wiesbaden, West Germany when an Army major approached the president as he was about to leave and expressed a desire to give Carter a plastic white eagle — symbol of the

military unit reviewed by the visitor. A White House advance agent intercepted the major and announced: "The President can't accept that. It wasn't part of the plan." So Carter accepted it any way, which proves even presidents don't always adhere to the scenarios prepared for them.

Presidential assistant Hamilton Jordan was questioned in West Germany about prospects for an exchange of American-held prisoners for Soviet dissident Anatoly Shcharansky.

Jordan acknowledged, at least in jest, that this

was correct but added, "Midge doesn't want to go." Jordan, the most powerful of presidential assistants, referred to Margaret "Midge" Costanza, who long resisted top-level demands that she vacate her office closest to the president's private quarters when the senior staff was expanded a few months ago in an effort to dispel criticism.

During Carter's visit to the West German capital of Bonn, Secretary of State Cyrus R. Vance scheduled a meeting with reporters that was to coincide closely with an on-the-record briefing

by Robert Strauss, Carter's chief trade negotiator. As the hour for the Vance session approached, one reporter after another got up and walked out the only exit — right beside Strauss' platform.

After at least half a dozen had paraded past him toward the exit, Strauss interrupted himself to comment dryly, "I'm going to empty this joint pretty soon."

In final negotiations for a seven-nation economic summit declaration, Strauss insisted the

document state that negotiators for liberalized trade had succeeded in fulfilling commitments made at the previous economic summit in London.

French Premier Valery Giscard d'Estaing suggested this might be acceptable if the trade negotiators — and he was staring directly at Strauss — wanted to brag on themselves.

Strauss responded with one of his favorite stories involving baseball Hall of Famer "Dizzy" Dean, a pitcher out of the Ozarks.

"It ain't bragging if you've done it," Strauss quoted Dean as saying

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NEW YORK (AP) — Today's selected national prices for New York stock exchange issues.

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Table with columns for stock name, price, change, and high/low. Includes CC, CD, CE, etc.

Inflation, oil might force Carter's hand

By JOHN CUNIFF. NEW YORK (AP) — His economic performance rated weak, and with important promises unfulfilled, President Carter conceivably might be forced to act in a manner that could be construed as imperious.

At stake, among other things, are President Carter's reputation as an international leader, and his credibility on the major domestic issue of restoring price stability to an inflation-distorted economy.

The promises were restated at the just-completed meeting of industrial nation leaders in Bonn, West Germany, when Carter pledged to cut both the rate of domestic inflation and the use of imported oil.

The problem with such promises is the delivery, and the chance exists that Carter can deliver only if he takes unusually aggressive and authoritarian action that is bound to stir harsh controversy.

At this moment, the president is hardly succeeding in his efforts to control inflation, now running at better than 10 percent annually. And his efforts to pass an energy bill have been frustrated by Congress.

In fact, criticism and resistance might even have grown stronger over the past year, and could be forcing the president to consider actions he has so far dismissed.

The administration's anti-inflation effort has been meeting resistance from business and labor, who fear that voluntary restraints might only worsen their position while inflation in general runs unchecked.

So long as this attitude prevails, the administration's jawboning can only get tougher. And that, says a U.S. Chamber of Commerce economist, is what has been happening: "Rougher and more precise."

"There is a certain deja vu about it," he said. "We've heard it before." When? "In August 1971," he replied, "when President Nixon froze wages and prices."

President Nixon at this time already had standby authority from Congress to impose controls. President Carter does not, despite an assumption that authority is passed on from president to president.

Can Carter obtain the authority? "Congress has always been happy to give the president standby authority because it takes responsibility of its back," said the Chamber economist.

Others might react differently. Business and labor might consider such a move to be a dictatorial interference with their rights, and an explosion of criticism might be expected. But some of the public might react with relief.

Still, controls are widely thought to represent failure, a resort to power after more sophisticated and democratic efforts have collapsed.

And the same attitude might pertain to the oil situation also. The president has attempted to persuade Congress to tax crude imports, but with little success. His next move could be to impose quotas.

Again, such a move might be interpreted by some to be arbitrary and a failure of the democratic process. And it would lay the president open also to the accusation that he was merely contributing to inflation.

Still, the president has made his promises to the heads of the other industrial nations, and for reasons of honor, prestige and reputation he undoubtedly feels compelled to demonstrate he is a man of his word.

And domestically, embarrassed by the vicious criticisms of ineptness, he must feel compelled as well to demonstrate that he is capable of effective action, even if he has to take it all by himself.

Tax bill author happy at Briscoe

AUSTIN, Texas (AP) — Rep. Wayne Peveto, D-Orange, said Wednesday he was joyous that Gov. Dolph Briscoe had asked the special session to approve a measure similar to the property tax revision bill offered by Peveto.

However, Peveto said he might be open to compromise on one provision that Briscoe said he was particularly interested in.

The Peveto bill, heard Wednesday afternoon by a House committee, calls for countywide appraisal offices for all local taxes. It also would set a 5 percent limit on local tax increases, unless approved by two-thirds of a governing body. It also would have farm land taxed on productivity instead of real estate value.

Briscoe said in a news conference Tuesday that he felt it was "essential" for this session to pass a tax limitation measure and he was impressed by the 5 percent provision in Peveto's bill.

"There is room for compromise there," Peveto said after Briscoe included his bill in the session call. "It is not set in concrete there."

Peveto said he would like for his package bill to come out of the legislature with four main points — property tax revision with single county appraisals, \$10,000 exemptions from local school taxes for homeowners, plus another \$10,000 for those over 65, and appraisal of farm and ranch lands by productivity.

"I do not think we can have repeal of the state utilities sales tax and property tax revision too," Peveto said. "There is not enough money available ... The sales tax repeal would help people very little anyway, just a few dollars."

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Table titled 'Bond Prices' with columns for Bond Name, Price, Change, High, Low.

Table titled 'Stock sales' with columns for Stock Name, Price, Change, High, Low.

Table titled 'Bond sales' with columns for Bond Name, Price, Change, High, Low.

Table titled 'Amex sales' with columns for Stock Name, Price, Change, High, Low.

REAL ESTATE WANTED. XARIN Real Estate, Inc., a San Francisco investment company, presently owns commercial real estate in the Midland/Odessa area and desires to acquire additional improved properties.

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### Study says husbands don't know

BOSTON (AP) — When a man has a sexual problem, his wife probably knows about it, but the man rarely recognizes his wife's own problems, according to a published study of 100 "happily married" couples.

and one-third of the men reported physical or psychological problems with sex, 83 men and 83 women rated their marriages as happy. Ninety percent said they would marry the same person if they had their lives to live over.

had difficulty getting aroused, and 46 of those questioned had difficulty reaching an orgasm. The women also said they could not relax during sex and complained of too little foreplay and too little tenderness after intercourse.

educated, relatively comfortable couples who believe that their marriage are working." It also acknowledged the risk of asking people to rate their own marriages. The study identified two types of sex problems: dysfunctions — erectile and ejaculatory problems in the male and arousal and orgasmic problems in the females; and difficulties — inability to relax, inconvenience, disinterest, too little foreplay and too little tenderness.

"Among all the possible kinds of sexual problems it is clearly the wives' sexual 'difficulties' that was the least well tolerated," the study said. "Indeed, they seem to have a ripple effect on all sexual relations. Although it was once thought it was the man who wrote, produced and performed the sexual scenario, with the wife acting the role of 'extra,' at least within this better educated, more affluent population, the wife emerged as the major influence on the course of the drama. "If the woman was unable to relax, felt 'turned-off' or was approached at the wrong time, all sexual relations suffered as a result."

### Warren Riebe alive and well in Ohio

CLEVELAND (AP) — Warren D. Riebe always knew where he was, even if a certain "Mrs. D" from Seattle and a robot letter-writing machine at the White House never could straighten out his whereabouts. He's been here all the time. Mrs. D didn't know that 10 months ago when she received a response to a letter she had written to the White House objecting to the appointment of Jack Tanner as a federal judge. Tanner has since become U.S. District Judge in Tacoma, Wash.

want her real name used, wrote another letter reiterating her opposition to Tanner and asking, "Who is Warren D. Riebe?" This time, she got a letter from the automatic letter-writer apologizing for the mistake and thanking her for her "recommendation of Jack Tanner..." Mrs. D then tried bypassing the machines, known as "Robos" at the White House, and wrote directly to the president.

### Sex, or lack of it, is not vital to relationship

LOS ANGELES (AP) — Having sex apparently neither makes nor breaks a relationship, according to a study of college-age couples.

The two-year University of California at Los Angeles study of 200 Boston area couples found that 41 percent had sex within a month after

meeting, 41 percent had sex after the first month and 18 percent abstained for the entire period. The study further showed that 46 percent of

the couples broke up within the two-year period, 34 percent were still dating and 20 percent got married.

up a relationship. "There are no easy rules to explain why people do what they do," Ms. Peplau said, "but I think women fear that to violate standards of traditional behavior could be to invite misunderstand-

ing. If the woman should suddenly become the initiator of sex, some men would feel threatened." She added: "Sexual role-playing provides a familiar, understandable set of guidelines for male-female interactions."

### Carter on TV tonight

WASHINGTON (AP) — President Carter holds his first prime-time television news conference tonight. It will be seen on the ABC, CBS and NBC networks at 8 p.m. EDT.

several important subjects, including last week's economic summit in West Germany, had come up. White House Press Secretary Jody Powell said Carter plans no opening statement and will open himself for questions for 30 minutes.

### Pravda charges Carter with blackmail pressure

MOSCOW (AP) — The Communist Party newspaper Pravda accused President Carter today of resorting to an "old rusty instrument of pressure and blackmail" in halting the sale of a U.S. computer and restricting export of U.S. oil technology to the Soviet Union.

striking turnaround from his advocacy only three weeks ago of expanded trade between the two countries. The newspaper said the trade restriction would harm U.S. national interests because it would contribute to the "new frightful trade deficit" of up to \$30 billion that American businessmen anticipate this year.

hardline proponents — Zbigniew Brzezinski and James Schlesinger, the party organ said. "Obviously it is yet another manifestation of deliberate worsening of relations with the U.S.S.R." On Wednesday, the government newspaper Izvestia warned that American "plans of pressure" against the Kremlin's trade or other matters will put the United States on the path of confrontation.

The White House said Wednesday the session was scheduled for prime viewing time because

Pravda said Carter's decision, an apparent response to the prison sentences given Soviet dissidents last week, was a

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	69¢ PINT QUART SIZE \$1.38
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	TEXAS VALLEY FRESH-TENDER <b>OKRA</b>
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DEATHS



William L. Kerr

William L. Kerr

Services for William L. Kerr, 74, of 1200 Country Club Drive will be at 10:30 a.m. Friday in the Episcopal Church of the Holy Trinity. Officiating will be the Rev. Sam Hulsey, rector.

Burial will be at 2 p.m. Friday in Fairview Cemetery in Pecos directed by Newbie W. Ellis Funeral Home.

Kerr died Wednesday at his home after a lengthy illness.

Kerr, a practicing attorney for about 50 years, was the senior member of the law firm Kerr, Fitz-Gerald & Kerr.

He was born to Martha Jane and Monroe Thompson Kerr June 5, 1904, in Van Horn. His parents had settled in Eastern New Mexico and West Texas in the 1880s. He married Frances Hubbard in 1929.

Kerr attended Pecos public schools, Texas Christian University, The University of Texas and Cumberland University School of Law in Kentucky.

He was admitted to the practice of law in Texas in 1927, and, except for the years he was a state district judge, Kerr practiced law with his father-in-law, W.W. Hubbard, in Pecos from 1927 until 1944.

Kerr had served as county attorney of Reeves County and district attorney and judge of the 109th District Court, which included Reeves, Ward, Crane, Winkler and Andrews counties.

In 1944, he began his law practice in Midland. At first, he was a member of the firm of Whitaker, Turpin, Kerr, Smith & Brooks. Later, he became a member of the Kerr, Fitz-Gerald & Kerr firm.

Kerr was a former member and president of the Board of Regents of the State Teachers Colleges of Texas, former president of the State Bar of Texas and a past member of the House of Delegates of the American Bar Association. He was a fellow of the American College of Trial Lawyers, fellow of the American College

of Probate Counsel, fellow of the American and Texas Bar Foundations and was a member and former vestrymen of the Episcopal Church of the Holy Trinity. He is listed in the biographical dictionary, "Who's Who in the United States."

Kerr was a past district governor of Rotary International and was a member of the Downtown Rotary Club. He was a former member of the Parents Advisory Council of Washington and Lee University.

Kerr's expertise in legal counseling and law included Texas water rights, on which he was an authority.

Survivors include his wife; two sons, Wm. Monroe Kerr and Ted M. Kerr, both of Midland; a sister, Nell Kerr Prickett of Lubbock, seven grandchildren, a great-grandchild and a niece.

The family has requested that any memorials be sent to the West of the Pecos Museum at Pecos or to the Permian Basin Petroleum Museum, Library and Hall of Fame in Midland.

Carter of Palestine, Nadine Barnett of Kingston, Sue Henry of Las Vegas, Nev., Alice Slough of Midland, Ruth Hedrick of Dallas; two brothers, Riley Jackson of Midland and Kinard Dale Jackson of Santa Anna, and six grandchildren.

Mrs. Gebert

WICHITA FALLS — Mrs. Ernie Gebert, 65, of Wichita Falls, sister of Mrs. Guy T. England of Andrews, died Saturday in a Wichita Falls hospital.

Services were to be at 10 a.m. today in Trinity American Lutheran Church with Dr. David Ehrenfeld, pastor, officiating.

Burial was to be in Crestview Memorial Park Cemetery directed by Owens & Bruley Funeral Home.

She was born Nov. 17, 1912, in Ager-ton, Texas. She was a housewife.

Other survivors include her husband, a daughter, her mother, two brothers and two sisters.

Epifinio Melendez. She was a Catholic.

Survivors include her husband; two daughters, Blasa Juarez of McCamey and Maria Nevez of Mexico; three sons, Jose Melendez and Manuel Melendez, both of McCamey, and Lorenzo Melendez of Mexico; a sister, Carmen Hernandez of Mexico, 28 grandchildren and 12 great-grandchildren.

Mary Foster

Mary K. Foster, 90, of 4613 Princeton Ave., died Tuesday night in a Midland hospital.

Services will be at 11:30 a.m. Friday in Newbie W. Ellis Funeral Home with the Rev. Bill Hedrick, pastor of Trinity Presbyterian Church officiating. Burial will be at 4 p.m. he same in Fairview Cemetery in Pecos.

Mrs. Foster was born June 12, 1888, in Zepher. She lived in Gañ and Snyder in her early life. She married Charles Foster April 21, 1906. She lived in Pecos until her husband's death in 1947. She then moved to Midland to live with her son.

She had been in poor health for the past two years. Mrs. Foster was a member of the Trinity Presbyterian Church.

Survivors include her son, Durand Foster of Midland; a brother, Lee Berryhill of Tatum, N.M.; two sisters, Myrtle Braswell of Bakersfield, Calif., and Lou Belcher of Post, seven grandchildren, 19 great-grandchildren, and 16 great-great grandchildren.

Emma McDonald

HASKEL - Services for Emma McDonald, 91, of Haskel, mother of Mrs. H.M. McBeath of Midland, were held Tuesday in First Baptist Church of Haskel with the Rev. William A. Prater of First Baptist Church of Blanket, officiating, assisted by the Rev. Hubert Segó, a Baptist minister.

Burial was in Willow Cemetery directed by Holden-McCauley Funeral Home.

Mrs. McDonald died Sunday in a Haskel nursing home.

She was born April 9, 1887, in Coleman County. She married E.B. McDonald Feb. 8, 1906, in Coleman County. They moved to Haskel County in 1916. Her husband preceded her in death. She was a Baptist.

Other survivors include three sons, a brother, two sisters, 14 grandchildren, 24 great-grandchildren and five great-great-grandchildren.

Maybelle Tidwell

BIG SPRING — Services for Maybelle Tidwell, 82, of Big Spring will be at 10 a.m. Saturday in Nalley-Pickie Funeral Home. Graveside rites will be in Pine Bluff Cemetery in Locustford, Ala.

She died Wednesday at her home in Big Spring.

Mrs. Tidwell was born July 19, 1896, in Alabama and had resided in Big Spring since 1942. She was a Baptist. She was preceded in death by her husband J.B. Tidwell in 1962, and her eldest son J.T. Tidwell in 1973.

Survivors include four sons, Alfred Tidwell, Charles Tidwell and Ralph Tidwell, all of Big Spring, and Fred Tidwell of Bakersfield, Calif.; three daughters, Sylvia Dody of Roanoke, Mrs. Gene Rossi of Minneapolis, Minn., and Patricia Barba of Sacramento, Calif.; two sisters, Irene Butler of Blount County, Ala., and Ila Cozart of Pittsburg, Mo.; two brothers, Bill McCay of Denison and Henry McCay of Vidor; 34 grandchildren, 42 great-grandchildren and five great-great-grandchildren.

James Jackson

HENDERSON — James C. Jackson Jr., 53, of Henderson and formerly of Midland died Tuesday night in a Henderson hospital following a lengthy illness.

Services were to be 11 a.m. today in Bryant Funeral Home. Burial was to be in Davis Cemetery in Rusk County.

Jackson was born Aug. 9, 1924, in Loraine. He had lived in Midland, where he was an oilfield worker, in the 1960s and 1970s before he moved to Henderson about three years ago.

Survivors include his wife, Lorene; three daughters, Carrol Hogue of Alvin and Angela Corene Jackson and Amy Kathleen Jackson, both of Henderson; two sons, Bruce Jackson and Darryle Ivan Jackson, both of Henderson; five sisters, Gladys

Julia Melendez

McCAMEY — Services for Julia Hernandez Melendez, 72, of Ojinaga, Mexico, were to be at 4 p.m. today in the First Baptist Church of McCamey. Burial was to be in McCamey Resthaven Cemetery directed by Larry Sheppard Funeral Home here.

She died Tuesday in an Iraan hospital after a lengthy illness.

She was born Aug. 2, 1905, in Zacates, Mexico. She was married to

Questions surface on water needs of Stacy Reservoir area

Austin Bureau

AUSTIN — Questions concerning the data used by the Colorado River Municipal Water District (CRMWD) to project the water needs of the area which the proposed Stacy Reservoir would serve including Midland-Odessa, were raised Wednesday by the attorney for the Lower Colorado River Authority (LCRA).

The district is seeking a permit from the Texas Water Commission to construct the 354,000-acre-foot Stacy Reservoir project in Coleman, Runnels and Concho counties. The LCRA, the City of Austin, a Lake Travis citizens group and downstream irrigators are opposing the district's application in

the hearing before the commission.

LCRA attorney Fred Werkinthin continued his cross-examination of CRMWD General Manage Owen Ivie, concentrating on projections made by the district and its engineering firm, Freese and Nichols, on the water demands to be placed on the reservoir.

Werkinthin introduced both draft and final engineering, and demand, reports into evidence, noting there is some variance in some of the documents on the projected yield of the reservoir.

Ivie agreed there appears to be a difference, but said this likely was

Pilotage fee

increases asked

TORONTO (AP) — The Great Lakes Pilotage Authority is proposing a 41 per cent increase in pilotage fees for ships travelling in Canadian waters on the St. Lawrence Seaway and a 10 per cent hike through the shorter international stretches.

She had been in poor health for the past two years. Mrs. Foster was a member of the Trinity Presbyterian Church.

Survivors include her son, Durand Foster of Midland; a brother, Lee Berryhill of Tatum, N.M.; two sisters, Myrtle Braswell of Bakersfield, Calif., and Lou Belcher of Post, seven grandchildren, 19 great-grandchildren, and 16 great-great grandchildren.

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# SPORTS SCOREBOARD

Baseball, Soccer, Basketball, Football, Hockey, and Wrestling results for various leagues including the American Football League, National Football League, and others.

## Gottfried falls to Saviano

WASHINGTON (AP) - Taking a bite at a hand that fed him, Nick Saviano reached the third round of the \$175,000 Washington Star International Tennis Tournament and is banking in the glow of the biggest victory of his career.

## Herrera's future cloudy

DALLAS (AP) - Efrén Herrera's future with the Dallas Cowboys remained cloudy Wednesday as the deadline approached for the All-Pro kicker to report to the Cowboy's pre-season training camp at Thousand Oaks, Calif.

"I guess they feel because he's Mexican he doesn't need as much money, or he can't make that kind of money anywhere else."

## Nicklaus wanted week off

PHILADELPHIA (AP) - Jack Nicklaus is at the Whitemarsh Valley Country Club for the \$250,000 Philadelphia Golf Classic which started today, but the game's top attraction made it clear that he would rather be somewhere else - home.

## Thomas hides blood disease

LATROBE, Pa. (AP) - But for the sensitivity of 3-year-old Kimberly Nicole Thomas, the world might know what blood disease has stricken Pittsburgh Steeler cornerback J.T. Thomas.

## Celtics obtain Earl Tatum from Indiana's Pacers

BOSTON (AP) - Earl Tatum is the newest member of the Boston Celtics, as new owner John Y. Brown continues to remake the National Basketball Association's powerhouse of the past.

"We felt that with the acquisition of Johnny Davis we wouldn't be using Earl as a starter and he didn't figure in our plans up front," said Pacers Coach Bob Leonard.

## BASEBALL STANDINGS

Standings for the Texas League and American League, including Eastern and Western Divisions.

## Socks shake up Los Angeles, 4-3

By The Associated Press

Jean Willich is finding happiness by giving in San Diego - assists, that is.

## Italian boxer injured in fight

BOLOGNA, Italy (AP) - Italy's Angelo Jacopucci was in critical condition after undergoing emergency surgery Thursday following his European middleweight title fight against Alan Minter of Britain, hospital officials reported.

## Strike 3, Rowdies 2

Arno Steffenhagen, who has scored nine goals in the past eight games, tallied with less than five minutes remaining as Chicago edged Tampa Bay.

## BASEBALL

Transactions, Pro soccer, Baseball leaders, and other sports news.

## Baseball leaders

By The Associated Press

NATIONAL LEAGUE

## Baseball leaders

By The Associated Press

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JIM MURRAY

## Tark goes to the movies

First, the bad news for the NCAA: Jerry Tarkanian, the University of Nevada-Las Vegas coach, is putting together a basketball team in semi-secret in Burbank (Calif.) — and come closer — the players are getting paid big salaries! Limos pick them up each morning and chauffeur them to practice, they get meal money, their hotel rent is paid, they don't even have to make their own beds or go to classes.

Now for the good news: None of these guys will ever play a minute of college ball for Tark the Shark. One of them is Dr. J himself. Another is Meadowlark Lemon, and their presence is legit. Tarkanian is technical advisor on a basketball movie, a musical comedy, "The Fish That Saved

Pittsburgh," the story of the Pittsburgh Pisces, a team Dr. J leads to the championship through the magic of astrology.

The big news is that, if the NCAA had its way a couple of years ago, Jerry Tarkanian would no longer be a college coach. The collegiate athletics regulating body threw an all-court press on Tarkanian and his UNLV Running Rebels two years ago, and a condition of probation for the school was that it fire the coach.

You would have thought the NCAA wanted to take out the slot machines. The attorney general of the state, Frank Sinatra, Wayne Newton, the congressman from Nevada, Jimmy the Greek and a half a hundred pit bosses counterattacked. When last

seen, the NCAA was trying to call time out. Tarkanian was claiming they had five personals already.

When Jerry Tarkanian moved from Cal State Long Beach to Nevada five years ago, it was inevitable he and the NCAA would meet in the finals. First of all, they, the NCAA, punished Cal State Long Beach posthumously, so to speak, putting them on probation after Tarkanian had left.

It was not difficult to imagine what was going through the minds of the collegiate association to have a crack coach moving into a Damon Runyon situation like Las Vegas. It was right out of "Guys and Dolls." Tarkanian moving into an institution where the "Alumni" made its living off green felt tables and blackjack and most of them were named "Tony" or "Nick" or "Rico" or "Joe Knucks" or "Fat Tony" or "Lucky." They were afraid hotshot recruits might find Silver Cloud Kolls-Royces in their drive-ways or rival coaches might find horses' heads in their beds.

None of this happened. Jerry Tarkanian pointed out Las Vegas had more Mormons than slot machines, more priests than pits. There was probably more betting on basketball in Boston than Vegas, and nobody was going to make anybody any offers they couldn't refuse. Tark had to convince mothers of 6-11 centers that they wouldn't be carried off by the entire front row of the Folies Bergere, and that nobody would hold anybody's hand over a hot stove. The town actually made a pet out of the Running Rebels, dinner shows were interrupted to flash halftime scores, and anyone caught tampering would be apt to find himself under escort to the state line by nightfall or barred from the casinos for life.

None of this convinced the NCAA, which kept waiting for Nathan Detroit or Arnold Rothstein to show up. Tarkanian was the most wanted man since Dillinger. The NCAA kept looking for his fingerprints on 7-foot basketball players.

When Tarkanian made the NCAA finals in 1977, it was considered proof positive that the dice were finally loaded. But Tarkanian regularly used to come within one basket of winning Western regional finals for the NCAA (UCLA beat his Cal State Long Beach 57-55 in 1971, and that was UCLA's closest margin on its march to the championship). Tark's junior college record had been an incredible 198-13, his Long Beach record 122-20, and his UNLV record 122-24 even with a probation.

UNLV comes off probation this year. But Tarkanian is not about to lift his sanctions against the NCAA. He proposes to sue — with a little help from his friends. If I were the NCAA, I'd take to the mattresses.

titude of fans. Brown proposed to move his team to Dallas.

"He was turned down," Levin said, "because the league thought that Dallas, with its old, small arena, wasn't ready for an NBA franchise yet."

There was also talk from Brown that the Braves might go to Miami or Louisville or Minneapolis-St. Paul.

"San Diego," Levin said, "was way down on the bottom of the list."

Friends within the NBA went to Levin and suggested that a trade of franchises might be workable — that maybe he would like to come in from the cold and own a team near home.

"IT MADE sense for both of us," Levin said. "He loved the idea of owning the Celtics and I loved the idea of having a team here."

However, Levin did not become a principal owner of National General Corp., a billion-dollar conglomerate, by rushing headlong into business deals. San Diego, after all, had previously been the unhappy home of two professional basketball teams, one in the NBA and the other in the American Basketball Association.

"It caused me to do some quick and intense research," he said. "I came away with the conclusions I have now. The NBA team, the Rockets, was doing rather well, but it left because the owner was having arguments with the arena people and the city. Someone came along with a lucrative offer — a \$4 million profit — and he took it. The ABA team was a bad team, no comparison with what we have today. This is a whole different thing, what professional basketball is all about."

LEVIN DOES not profess to be an expert in the intricacies of professional basketball. His background is in flicks rather than picks.

He began 25 years ago as a small independent distributor of reissued action films. He had an office in Los Angeles. He sold the film locally. The name of the game was hustle.

His horizons expanded nationally and then internationally.

Working with Sam Schulman and Gene Klein, Levin became a part of National General in 1961. By 1972 the conglomerate owned 300 theaters, two book-publishing companies, an insurance company and a savings and loan company.

"WE WERE fellows who loved sports," Levin said. "We were super-fans."

Levin was a partner in the group, headed by Klein, that purchased the Chargers in 1966. Schulman headed a group that bought the NBA Seattle SuperSonics in 1967, with the others joining him.

Levin became interested in the Celtics in 1972, but the potential conflict of interest with Seattle caused the NBA to turn him down. He left National General in 1972, intent on taking control of the Celtics, but had to work his way through two and a half year of litigation with the late Bob Schmeitz to get 50 percent of the franchise. When Schmeitz died in 1975, Levin bought the other 50 percent from his estate.

NOW LEVIN, Klein and Schulman have their own little places in the sun — Klein owning the Chargers and Schulman owning the SuperSonics and Levin owning San Diego's newest team.

Levin calls it "kind of a business hobby."

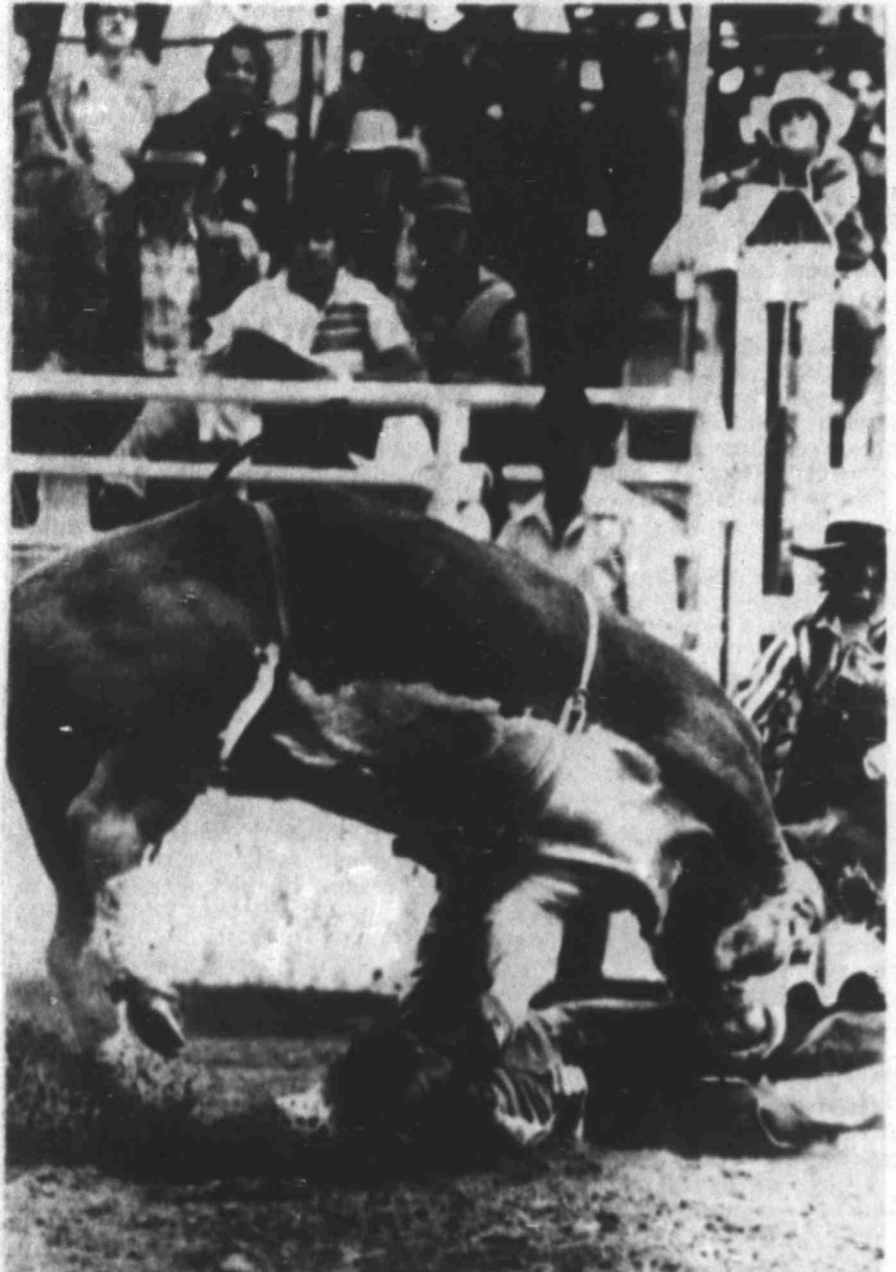
"You try to make money," he said, "but you don't make money commensurate to what you might make if you put the same amount of money in other investments. You want to make money and have fun, but you usually end up not making money and trying to have fun."

Levin will be an active owner, particularly right now. He has to be. Norm Sonju, president of the Braves in Buffalo, is helping with the transition, but the owner himself is now basically a one-man staff.

"We're getting 100 calls a day from people looking for jobs," he said, "and maybe 150 letters. Everyone wants to live in Southern California. We've got to hire a general manager, coach, assistant coach, publicity people, marketing people. We have to do simple things like just opening a bank account."

LEVIN'S FIRST priority is to hire a coach. He wants a man who is a proven NBA winner. He says he has such a man in mind and could have him under contract in the next few days.

"I intend to be active," he said, "but professional decisions I will leave to the coaching staff. I'm very sure I'm going to make mistakes, but I want to keep them to a minimum. I have a lot to prove at the league level. I don't want to let my partners down. They voted to let me move here."



RODEO IS not always a fun sport as Barney Brehmer of Claremont, Calif., finds out after being knocked unconscious by a bull named Convoy in a recent rodeo in Canada. Brehmer was not injured seriously. (AP Laserphoto)

# Irv Levin paid the price to get team nearer home

By DAVE DISTEL  
The Los Angeles Times

SAN DIEGO — To a casual observer, trading the Boston Celtics for the Buffalo Braves might seem like trading the New York Yankees for the Atlanta Braves.

But to Irv Levin, new owner of the former Buffalo team, it doesn't seem like a bad deal at all. Having moved the club to San Diego, he now has a team just an hour or so from his Beverly Hills home.

"I traded the Boston Celtics with the greatest misgivings," he said, "but that's the price I had to pay to have the pleasure of enjoying a team back home."

AND LEVIN is convinced it was no penthouse-for-bomb-shelter transaction.

"I think we're better than the Celtics," he said. "After the trade we made, our roster presents a better ballclub on the court. And I hope to add to it by making trades and signing free agents."

Levin, an entertainment executive, does not appear to be reluctant to shake things up. After trading ballclubs with John Y. Brown, he immediately consummated a seven-player transaction with Brown and the Celtics. Such a deal between basketball teams is comparable to a 15-man swap between baseball teams.

Assuming options are picked up and free agents signed, Levin will come away from the deal with Kevin Kunnert, Kermit Washington, Sidney Wicks and Freeman Williams. For them, he dispensed with Nate Archibald, Billy Knight and Marvin Barnes.

UNABASHEDLY, Levin proclaimed that San Diego had gotten the best of the deal.

Levin has little more than players right now. He hid from the telephones in a Sports Arena office one afternoon last week and pondered the difference a month can make in a man's life.

He went to the National Basketball Association meetings in Coronado, Calif., on June 13 as the owner of the Celtics, an old-line franchise with multitudes of fans, a front office, players and even basketballs.

Buffalo owner John Y. Brown also went to that meeting, but he was more than a little footloose. Buffalo had everything Boston had, except a mul-



ART SAGEL sits with phone in hand as he watches a Chicago Cubs home game from a unique vantage point above Wrigley Field in Chicago. Art is one of three men who work the baseball scoreboard. The scoreboard has worked in this manner since 1937. (AP Laserphoto)

# No. 2 is slump for Evert

By ELIZABETH WHEELER  
The Los Angeles Times

LOS ANGELES — Chris Evert has started joking about it with her friends. "I say: 'I'm going through a slump. Now I'm No. 2.'"

"How many people would love to be No. 2?"

Well, right now, probably every woman in competitive tennis except two: Chris Evert, 23, who has been No. 1 in the world for four years, and Martina Navratilova, 21, the big Czech defender who defeated Evert at Wimbledon and is now top ranked.

IN THE latest women's Tennis Association rankings, Evert is No. 2 — "temporarily," she says.

"I can't resign myself to being No. 2 for the remainder of my tennis career or I will be No. 2," she told an interviewer. "There's still the U.S. Open and the Colgate championships. I think I have a fighting chance of getting (the No. 1 ranking) back."

Whether she does or not, Evert's loss has been as big a story in tennis as Navratilova's victory. Several newspapers headlined the story: Evert loses in Wimbledon Finals.

"When I win," said Evert "there's no reaction. When I lose everyone says: 'The kid's going down hill' — and I end up defending myself."

"I hate being defensive. I don't think any woman in tennis has ever been No. 1 for four years. My game isn't any different now. Martina's game has been sloppy for three years. It's her emergence. I wish people would write about these players who are beating me — give them their due."

"I quite honestly think it would be hard for anyone to dominate tennis that way again. The top women are so close. Between me, Martina, Evonne (Goolagong) and Virginia (Wade), it's going to be a battle."

RIGHT NOW, if anyone is going to dominate, it looks like Navratilova. She's won Wimbledon, the Virginia Slims championship and is easily the top woman in World Team Tennis. After Wimbledon, Navratilova of Boston beat Evert of Los Angeles again, in the WTT All-Star match, 6-1.

"Martina's had an excellent six months," said Evert. "Right now, she's definitely No. 1. But she hasn't been consistent in the past. Now the pressure's on her and let's see how she reacts. She could crack or she could get so confident she can beat anyone. Look at Virginia (Wade). She won Wimbledon last year and she hasn't done a thing since."

"Players like Virginia, Martina, Evonne and Billie Jean in the past,

## El Paso loses to Arkansas, 5-3

By The Associated Press  
In Texas League action Tuesday night, San Antonio edged Jackson, 2-1, Arkansas beat El Paso in 10 innings, 5-3, and Tulsa beat Amarillo, 6-2.

Gerald Hannahs gave up only three hits in pitching San Antonio to a 2-1 victory over Jackson. One of the hits, however, was a homer by Hubert Brooks of the Mets. The Dodgers scored both runs in the second inning on a single by Hilario Soriana and on a bases-loaded walk to Jack Perconte. Scott Holman, now 7-2, took the loss and saw his personal six-game winning streak broken.

Dave Rivera hit his 12th homer of the year and designated hitter Joe Stewart drove in two runs with a bases-loaded single as the Tulsa Drillers defeated Amarillo, 6-2. Brian Alard, who allowed only five hits, was the winning pitcher.

Arkansas scored two runs in the 10th inning to defeat El Paso, 5-3.

they go up and down. When they're up and playing great, they are capable of beating everyone. When they're down, they are capable of losing to anyone. I've never been really superhuman and I've never been really bad."

THAT STEADINESS, Evert said, allowed her to beat the bigger and stronger Navratilova in the past. "I know my capabilities and I know my limitations. I'll never serve like Martina. I'll never have an arm like that. I'll never be as quick as she is. She's a better athlete than I am."

But, Evert said, it was Navratilova's hunger, not her athletic ability, that beat Evert at Wimbledon. "She has the game to beat me and I have the game to beat her. It just depends on who hangs in there."

AND, FOR once, Martina hung in there. People who watched the tournament commented on the difference between the obvious dismay Evert's friend Jimmy Connors showed when he lost to Bjorn Borg in the men's finals and the seeming nonchalance with him Evert accepted her loss to Navratilova.

"I'm not upset that I lost to Martina," Evert said. "She was tougher in every way than I was. Maybe I was too willing to accept defeat. I never really felt deep in my heart that I was the better player on grass at that time."

"To have confidence, to be considered a great player, you need to win titles. I've won 10 or 11. She hadn't won a thing. She just needed it more than I did."

"You have to have the intensity, the desire to win. You can't fake it. For me, the desire to win was there because I ever want to go out on the court and lose. But the intensity wasn't really there. It hasn't been since the break."

THE BREAK — for four months at the beginning of this year when Evert

did not play competitive tennis — may be the key. Evert had devoted most of her life to tennis and during the last four years she dominated the sport. "Tennis was everything," she said. "I suffered in a lot of ways because of it — with my family, my relationships, things you keep to yourself."

Since then, Evert hasn't put all her energy into tennis. Before Wimbledon, she said she hoped to be able to achieve the same standard of play without the same intense commitment. Now she's not certain.

"I almost can, that's for sure. It was that close," she said, holding her fingers about an inch apart. "A matter of two or three points. If they'd gone the other way, you'd be talking to the great champion."

BUT IT may be that a 100 percent commitment is what it will take for Evert to regain the position of No. 1. If that's the case, Evert isn't sure she'll ever be No. 1 again.

"Are you asking me whether it would be worth it?" she said. "To go back to the way I was to be No. 1 again? I don't know. Someday, maybe, it will hit me and I'll say: 'I need to be No. 1 to be happy.'"

Evert made a face after that statement.

"That sounds pretty sad, doesn't it? I wouldn't say I was happy during those four years. I was happy with my tennis. But I won Wimbledon in 1976 and went back to an empty hotel room. I didn't feel good then."

Evert said she hopes she doesn't have to choose between tennis and her grownup lifestyle. "I haven't come to that realization yet. I'm still experimenting." She said, she'll sit down at the end of the year, look at what she's accomplished and weigh her priorities.

"I believe you get out of things what you put into them. I put everything into tennis and I was No. 1. I put nothing anywhere else — and it showed."

# Three Tall City teams begin state tourney run

BIG SPRING — The Midland Maroon-Big against Snyder at 10:30 Spring contest on Friday a.m. Friday. The losers at 8:30 a.m. the winner will drop to the loser's bracket for 6 and 8 p.m. bout will square off games Friday.

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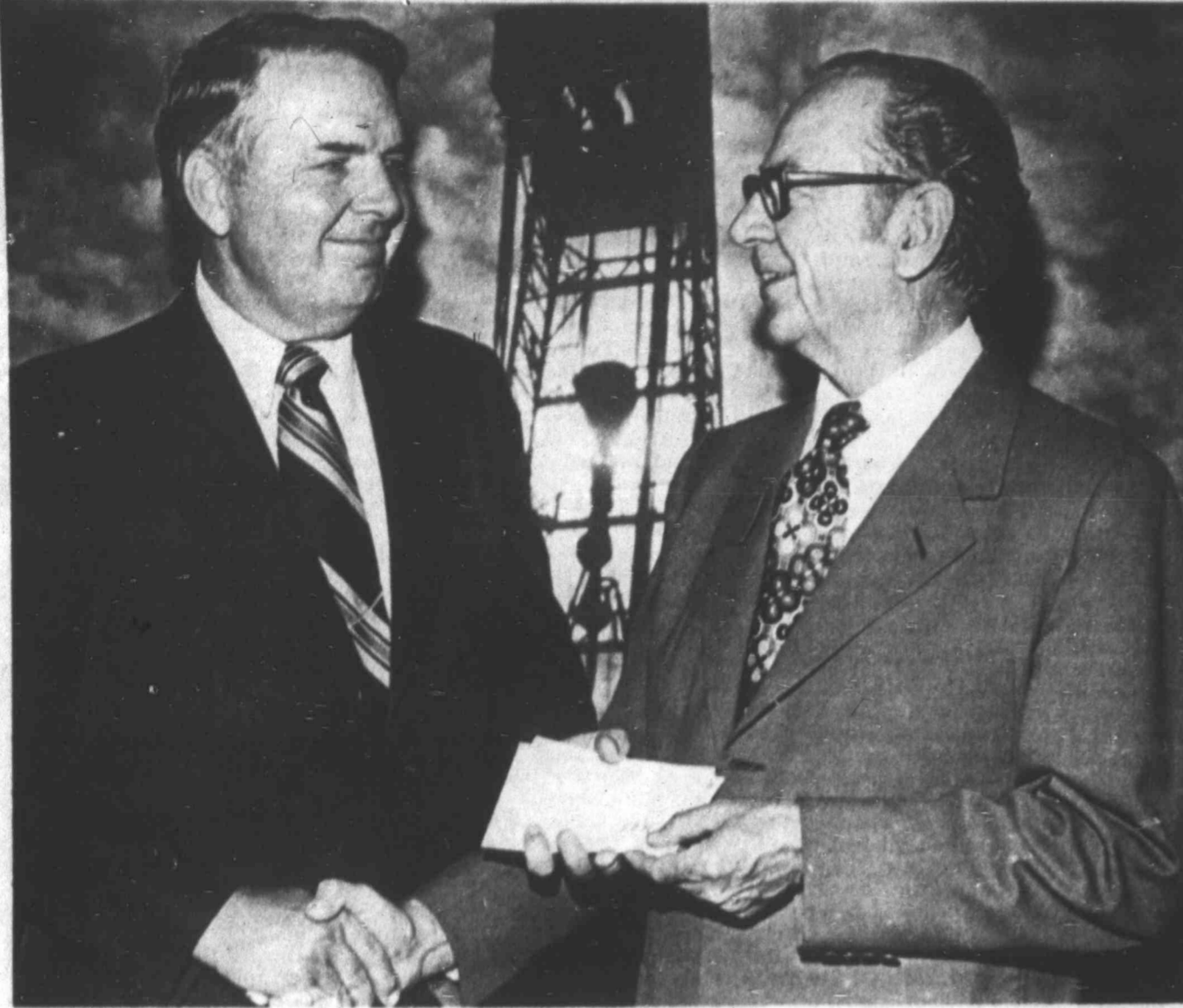
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MAURICE BULLOCK, right, chairman of the Permian Basin Petroleum Museum's Board of Executives, receives check for \$3,000 from C. E. Cardwell Jr., Permian District manager for Atlantic Rich-

field Co. in Midland. The unrestricted ARCO grant to the museum was presented during a reception-tour of the museum for employees of ARCO Tuesday night.

# Wildcats scheduled, oil opener finals in Permian Basin areas

Wildcat locations have been announced in Loving and Crockett counties, and a small pumping discovery has been completed in Ward County.

The Petroleum Corp. of Delaware, operating from Midland, announced location for a 5,000-foot wildcat in Loving County, six miles northeast of Mentone.

The prospector is No. 1-46 Bass, 660 feet from south and 1,360 feet from east lines of section 46, block 53, T-2, T&P survey. It is one and three-quarters miles southwest of the Slassis Ranch (Ellenburger gas) field and two miles southeast of Delaware oil production in the Dummit pool.

**CROCKETT TESTS**  
Anderson Petroleum, Inc., of Ozona announced locations for two 7,400-foot wildcats in Crockett County, 28 miles southwest of Ozona.

No. 1-8-B Elmer Hoover Hatton Estate is to be dug one and one-fourth miles northwest of Canyon gas production in the Ozona field, and four and three-eighths miles northwest of Clear Fork production.

The drillsite is 850 feet from north and 1,000 feet from east lines of section 8, block MM, T&SL survey.

Anderson No. 2-8-B Elmer Hatton Estate has been spotted 761 feet from south and 661 feet from east lines of section 8, block MM, T&SL survey.

The location is one mile west of Canhyon production and 3.5 miles northwest of Clear Fork oil production in the Ozona field.

**WARD STRIKE**  
American Quasar Petroleum Co. No. 1-27 Dunagan and others has been completed as a small pumping discovery from the Bone Spring zone in the Dunagan field area of Ward County, 10 miles north of Bakersfield.

Operator reported a daily potential of 10 barrels of 41-gravity oil, plus 62 barrels of water, through perforations from 9,086 to 9,250 feet. Gas-oil ratio is 11,000-1.

The pay section was acidized with 5,000 gallons.

Total depth is 19,269 feet and the plugged back depth is 9,250 feet. Seven-inch liner is set at 17,668 feet. A re-entry project, it is a former Morrow discovery.

**DAWSON WELL**  
Petroleum Exploration & Development Funds, Inc., of Midland has completed its No. 2 Crow as the third well in the Patricia, Northeast (Spraberry) field of Dawson County, four miles southwest of Lamesa.

Operator reported a 24-hour pumping potential of 47 barrels of 39.6-gravity oil, plus 70 barrels of water, through perforations from 8,156 to 8,175 feet after 1,000 gallons of acid and 30,000 gallons of fracture solution.

Gas-oil ratio is 702-1. The hole is bottomed at 8,300 feet and 4.5-inch pipe was landed at that point.

The location is 1,980 feet from south and 660 feet from west lines of section 21, block 36, T-4-N, T&P survey.

**PECOS OILER**  
A. G. Kasper of Midland No. 1-A F.A. Perry Jr. and Ann Nita Silliman has been potentialized in the Sheffield, Northwest (Canyon) pool of Pecos County.

The well, a re-entry project, finished for a daily pumping potential of 48 barrels of 34.6-gravity oil and 37 barrels of water, through perforations from 7,370 to 7,394 feet. Gas-oil ratio is 1,875-1.

The pay was treated with 2,750 gallons of acid.

Total depth is 8,102 feet and 4.5-inch casing is set at 7,555 feet. The plugged back depth is 7,454 feet.

Originally drilled by George W. Strake as No. 1 Frank A. Perry and plugged in 1963, the well is 660 feet from north and east lines of section 23, block Z, TCR survey and 10 miles southwest of Iraan.

**MARTIN WELLS**  
A pair of Spraberry wells have been completed in Martin County.

MGF Oil Corp. of Midland No. 1 Lidsy Estate is a new producer in the Spraberry Trend Area pool, 12 miles northwest of Stanton.

It finished for a daily pumping potential of 69 barrels of 37-gravity oil and 44 barrels of water, through perforations from 7,576 to 8,242 feet, from 8,316 to 8,486 feet, and 8,898 to 9,084 feet. The pay was fractured with 160,000 gallons.

**UPTON EXTENDER**  
Hunt Oil Co. of Dallas No. 1-76 V. T. Amacker has been completed to extend the Amacker-Tippet, Southwest (Wolfcamp oil) pool of Upton County 1/2 mile north.

On 24-hour potential test, the well flowed 375 barrels of 41.4-gravity oil, no water, through a 12/64-inch choke and perforations from 9,098 to 9,122 feet and from 9,136 to 9,154 feet.

Gas-oil ratio is 704-1. The pay section was acidized with 4,500 gallons.

Total depth is 9,563 feet and 5.5-inch casing is set on bottom. Hole is plugged back to 9,513 feet.

Wellsite is 1,320 feet from south and east lines of section 76, block H, TCR survey and 14 miles northwest of Rankin.

**TOM GREEN WELL**  
Saxon Oil Co. of Midland No. 1-F Winterbotham has been completed as the third Canyon D gas well in the Dove Creek multiphase field of Tom Green County, eight miles southeast of Mertzon.

Operator reported a calculated, absolute open flow potential of 1,862,000 cubic feet of gas per day, through perforations from 6,436 to 6,461 feet after 4,750-gallons of acid.

Total depth is 6,600 feet. Four and one-half-casing is set on bottom. The plugged back depth is 6,541 feet.

Location is 676 feet from south and 690 feet from west lines of section 23, block 21, H&TC survey.

**HARKEN OIL & GAS, INC.**, of Abilene No. 1 Griffin is to be dug as an 8,900-foot wildcat in Roosevelt County, N. M., 10 miles northwest of Milnesand.

Scheduled 660 feet from south and 1,980 feet from east lines of section 31-6s-34e, it is one and five-eighths miles southwest of the New Hope, East (Pennsylvanian gas) field.

**LONG OUTPOST**  
Bass Enterprises Production Co. of Midland No. 1 Pennzoll-State is to be drilled as a 12,000-foot Pennsylvanian project three miles southwest of the Lovington (Pennsylvanian) pool of Lea County, N. M.

# Coal slurry pipelines killed by house vote

**By RICHARD L. LYONS**  
The Washington Post  
WASHINGTON — A surprisingly controversial bill to move Western coal to Southern and Eastern markets by means of the slurry pipelines was killed by the House Wednesday, 246 to 161, a victim of railroad clout and environmental fears.

When a bill has cleared two committees, as this did, opponents usually have to settle for hitting it with a few weakening amendments. But in this case the opposition killed it with one punch. That should be the end of the issue for this Congress.

Rep. Morris K. Udall, D-Ariz., floor manager of the bill, said the action is typical of what the nation faces as it

to take away their business.

Rep. Fred Rooney, D-App., chairman of the subcommittee with jurisdiction over railroads, said slurry pipelines would be "devastating" to the railroads.

In addition, some environmental groups opposed the bill for fear that the water mixed with coal would become polluted and pose a disposal problem.

Another issue was the fear that the pipeline would use up the water of the arid Western states, even sucking up underground water from neighboring states not involved in the coal business.

It is the fourth time in eight weeks for the count to reach a new 20-year high.

A week ago, the survey indicated

Udall said he would accept the most absolute states rights veto over use of their water that could be written. But a debate that lasted most of Wednesday morning showed there was no agreement that this could be done.

After the bill was killed, Udall blamed the loss on the fact that only a few sections of the country stood to benefit in the foreseeable future, that railroad management and unions worked hard and effectively against the bill, that a few "kneejerk" environmentalists saw a problem that wasn't there and because of the "perverse" influence of the emotional issue of Western water.

## ENERGY OIL & GAS

tries to evolve an energy policy and adjust to it. "Energy decisions will be tough, complex and tread on powerful interests," he said. "The result here was that the public interest got trampled."

A coal slurry pipeline would provide an alternative to railroad cars for moving coal from mine to market. Pulverized coal mixed with equal amounts of water could be pumped hundreds of miles, chiefly from Wyoming to power plants in the Texas-Arkansas area. The bill would, when the secretary of interior decided it to be in the public interest, give pipeline companies the power of eminent domain to obtain rights of way over land to build a pipeline.

Udall told the House the sole purpose of the bill was to make available a new technology for moving coal. In most cases, he said, it would still be cheaper to move coal by rail. But about 5 percent of the proposed doubled production by 1985 could be moved by pipeline, he said. He said the railroads would still get the bulk of new business from increased reliance on coal, that they need competition and that the power to obtain rights of way has been given gas and oil pipeline companies.

But opponents contended that it made no sense for the government to spend billions of dollars trying to make the railroads healthy and then turn around and create a competitor

## Drilling hits 20-year high

HOUSTON (AP) — Domestic oil and gas drilling operations have moved to another 20-year high.

A weekly survey compiled by Hughes Tool Co. indicates 2,327 rotary drilling rigs were in use; week ending Monday, the highest level since a 2,356 count in late 1958.

It is the fourth time in eight weeks for the count to reach a new 20-year high.

A week ago, the survey indicated

2,288 rigs were in use. A year ago the count was 2,003.

The Texas count last week moved from 875 to 888, while West Virginia increased from 16 to 30, and Pennsylvania moved from 15 to 25.

Kansas dropped from 73 to 69 while New Mexico dropped from 82 to 78.

The weekly survey is distributed by the International Association of Drilling Contractors.

## DRILLING REPORT

**ANDREWS COUNTY**  
Maralo, Inc. No. 3-B Miles, 9,900 feet, making repairs.

**ARDMORE COUNTY**  
Esterl No. 1 Jones, plugged back depth 5,800 feet, pumped 72.66 barrels water and no oil in 24 hours, through perforations from 3,650 to 5,655 feet.

**ARMER COUNTY**  
Esterl No. 1 Simpson-Brooks, 1,687 feet, set 4 1/2-inch casing at Kelly bushing total depth of 7,627 feet, waiting on cement.

**BECK COUNTY**  
Esterl No. 1-18 Childers, 8,801 feet, acidized perforations from 7,675 to 7,888 feet with 1,500 gallons and 25,000 pounds, flowed 35,000 cubic feet per day and 22 barrels fluid (90 percent condensate and 10 percent salt water).

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## New Mexico areas report new explorers

The location is 660 feet from south and 330 feet from east lines of section 25-19s-32e and one location west of production.

Contract depth is 3,300 feet. MDH Oil Co. of Cross Plains will dig No. 1-M Darbe as a 4,200-foot wildcat in Callahan County, six miles west of Cross Plains.

The 4,200-foot test is 220 feet from north and 2,427 feet from east lines of John H. Pickins survey No. 221, abstract 282.

It is 3,000 feet northeast of 4,007-foot oil production.

## Tailings plan told

DENVER (AP) — The Colorado Department of Health reports a New Mexico corporation has applied for permission to relocate and reprocess about 1.4 million tons of uranium mill tailings now located along the San Miguel River in Durango.

Ranchers Exploration and Development Corp., Albuquerque, N.M., is seeking a radioactive materials license to transport the tailing to a site 10 miles southwest of Durango, and chemically leach them to recover uranium and vanadium.

## Coast areas may get help

WASHINGTON (AP) — House-Senate conferees on legislation revamping offshore oil-leasing rules agreed Wednesday to earmark \$135 million over the next ten years in grants to coastal states and communities.

The money is intended to help offset costs of additional public services — such as roads, sewers or schools — required because of increasing offshore activities.

Most of the funds would go to states like Louisiana, Texas, California and New Jersey where the most extensive offshore drilling activity is taking place.

It was a compromise between a House proposal for \$200 million and a Senate measure calling for \$70 million.


Agreement came as the conference committee neared completion of its work on the first major overhaul in offshore oil and gas leasing laws in 25 years.

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