

**COMING SUNDAY**



**Down to earth**

West Texas is not noted for its beautiful scenery, but Jody Stocks has succeeded in building an oasis in his Midland backyard. Read about Stocks and his small paradise in the Sunday Lifestyle section of The Reporter-Telegram.



**From the start**

Midland Memorial Hospital's obstetrics department has taken on a new role — surrogate grandparents. Read Sunday about MMH's "package" program which educates mothers-to-be and their families from pregnancy to baby care.



**In the air**

Businessman and award-winning pilot Mike Sharp often goes from deep in the hole to high in the sky. The busy owner of Oil Country Pipe, he is practicing now for the National Aerobatic Championships. Read about him in Sunday's Focus.

**The Midland Reporter-Telegram**

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4 SECTIONS, 44 PAGES



**Keeping the commands**

St. Ann's Catholic School decided that 10 Commandments weren't enough to deal with the modern world's daily problems, so the staff added an 11th: Thou Shalt Not Park. The sign was posted alongside the school to politely warn the public to stay out of the parking spaces reserved for church-owned vehicles.

**Officials pressing pipeline sanctions**

WASHINGTON (AP) — U.S. officials, insisting they want no trade war with Europe, are pressing ahead anyway with sanctions against a fourth European company for helping in construction of the Soviet Union's Siberian gas pipeline. Despite complaints from Europe, the sanctions will continue as long as the Reagan administration sees "Soviet complicity" in the martial law clamped down on Poland, Commerce Secretary Malcolm Baldrige said Thursday. He spoke with reporters shortly after announcing the Commerce Department would bar U.S. exports of oil and gas equipment to the British firm John Brown Engineering Ltd. John Brown, which shipped six huge turbines to the Soviet Union earlier in the day, became the fourth European company to feel the embargo sting since President Reagan announced a ban on all exports of oil and gas equipment to the Soviet Union by U.S. firms, their subsidiaries and licensees. The British firm was affected because the turbines rely on rotors made by General Electric. In London, Prime Minister Margaret Thatcher was said by a spokesman to be "displeased" by the U.S. action but undecided about what response the British government will make. Baldrige said he knew many European officials were not happy about the sanctions, but he also said U.S. officials were "trying to do what's fair and right in a difficult situation." Asked about possible European retaliation, he said he had heard no official word of any such plans. "Neither our allies nor the United States want to see a trade war," he said. Thursday's action "fully maintains the goals laid out by the president...without unduly harming our allies and friends," Baldrige said. He acknowledged the government has seen no eas-

**Cable TV bound up in microwave controversy**

**EDITOR'S NOTE:** The effects of a tariff increase and restructuring program by the microwave company that offers Dallas-Fort Worth television programming to West Texas are now being felt throughout the area. This is the first of a four-part series examining the issue.

By VINCE GIORGI  
Staff Writer

In early April 1982, the future transmission of Dallas-Fort Worth area TV programming to West Texas via microwave wobbled on a precarious high wire. Before the Common Carrier Bureau of the Federal Communications Commission (FCC) was a tariff increase and restructuring request by West Texas

Microwave (WTM), an Austin-based microwave transmission company. At the time, WTM supplied Dallas-Fort Worth programming to at least 27 Central and West Texas cable systems. Company officials said approval of their request would help ensure a reasonable profit, continued service and a more equitable distribution of the tariff among participating cable TV systems. But about 20 cable TV systems, arguing through their lawyer, said the new tariff arrangement would be exorbitantly expensive and discriminatory against smaller cable systems. ON APRIL 14, the bureau approved WTM's request. For WTM, the decision represented a steady influence. For some West Texas cable systems, the April 14 blow was enough to send them

part one

the microwave connection

toppling from the WTM broadcast system. In the wake of the decision, some smaller cable systems have been scrambling

to find alternatives to programming provided by WTM. Other larger systems are waiting and watching, wondering if heavier tariff charges are to come. Operators of many cable systems, large and small, are claiming that the tariff increase was a deliberate attempt by WTM to clear its microwave system of video transmission in favor of more profitable voice and data information. The president of a Dallas Public Broadcasting System (PBS) affiliate is concerned that the decline of the WTM system may lead to a disruption in service of his station's programming to West Texas. Meanwhile, the PBS station in Lubbock may realize an increased viewership as an indirect result of the decision. WTM officials argue that the tariff decision was necessary to continue

serving West Texas with PBS and a variety of additional programming. INTERTWINED throughout the controversy is the belief by many in the cable television industry that satellite transmission of TV signals may soon assume much of the work being done by terrestrial, or land-based, microwave transmission systems such as that operated by WTM. WTM's system involves a series of receiving and transmitting towers which relay television signals from the system's "head end" at Aledo, near Fort Worth, along a necklace of local cable systems stretching west to Pecos and north to Dumas. At the Aledo base, WTM receives signals from Channel 8, WFAA-TV, a Dallas ABC affiliate; Channel 11, KTVT-TV, a Fort Worth independent; Channel 13,

KERA-TV, a Dallas Public Broadcasting System affiliate; and Channel 39, KXTX-TV, a Dallas station which provides religious and entertainment programming. The microwave system also carries a variety of radio signals. Local cable systems along the way receive any or all of the signals provided and in turn pay a monthly service fee to WTM. The microwave company calculates its cost of service, determines the amount of revenues it will require to realize a "reasonable rate of return," decides on an appropriate tariff charge and submits its request to the FCC. WTM ARGUED in its tariff request and attached supporting statements that "it has been obvious for some time (See DECISION, Page 2A)

**Israel continues air raids as Marines pull out**

By The Associated Press

Marching beneath a banner declaring "mission accomplished," the U.S. Marines left war-torn Beirut today after helping police the PLO withdrawal from the Lebanese capital. But in eastern Lebanon, Syrian-Israeli tensions heightened after two straight days of Israeli air raids on Syrian missile batteries. The last of the 800 Marines who had guarded the port of Beirut as part of an anti-terrorist peacekeeping force left on the troopship USS Manitowoc, which pulled from the dock at 8 a.m. (2 a.m. EDT), exactly on schedule. Troops from France and Italy, the other two nations involved in the peacekeeping operation, took over the port. The 800 French and 530 Italian soldiers were expected to leave by Sept. 16, but Lebanon's state radio announced today that the government has asked France to keep its forces in Beirut for a week beyond that date.

Both U.S. Ambassador Robert Dillon and Col. James M. Mead, the Marine commander, said they were "very proud" of the job the Marines had done. The pullout came nine days after the completion of the U.S.-sponsored evacuation of Palestine Liberation Organization guerrillas from their Beirut stronghold. The guerrillas withdrew and scattered to eight Arab countries in the face of a threatened Israeli invasion of their enclave. In a related development, Arab leaders meeting in Fez, Morocco Thursday issued the first collective Arab proposal for peace with Israel since creation of the Jewish state in 1948. The plan was promptly denounced by Israel. In a statement issued today, the Israeli Foreign Ministry said the plan was "useless" and could not be taken seriously. It said the plan threatens Israel's existence and suggested a better idea would be for the Arab nations to negotiate peace treaties individually with Israel.

The Arab plan called for creation of an independent, PLO-governed Palestinian state in the Israeli-occupied West Bank of the Jordan River and the Gaza Strip, incorporating the Arab-populated sector of Jerusalem, which Israel considers a part of its capital. Until 1967, Arab East Jerusalem was controlled by Jordan. Prime Minister Menachem Begin's government has offered limited autonomy to the 1.3 million Palestinians in the occupied territories. Begin refuses to deal with the PLO and says all of Jerusalem must remain in Israeli hands. The Marines, stationed at the port of Beirut since Aug. 25 to oversee the evacuation of the PLO guerrillas, spent Thursday loading trucks, forklifts and trailers in landing crafts. No U.S. casualties or injuries were reported during the Beirut operation. The last Marine presence on foreign soil was in May 1975 with the expedition to rescue the crew of the cargo ship Mayaguez and regain control of the ship from Cambodian pirates.



**Shultz couples withdrawal with plea for peace plan**

WASHINGTON (AP) — As Israeli warplanes bombarded Syrian anti-aircraft missiles in Lebanon, Secretary of State George P. Shultz called for a synchronized withdrawal of both armies from the war-torn nation. Shultz, seeking to build broad support for the Reagan administration's Mideast peace plan, also told the House Foreign Affairs Committee on Thursday that there is a "reasonable chance for peace" in the Middle East. Today, the secretary of state is expected to renew his plea for Congress to back the initiative in an appearance before the Senate Foreign Relations Committee. Both the Israelis and the Syrians are suspicious, and "the Syrians understandably feel they don't want to withdraw if the Israelis don't," Shultz said. "So there needs to be a synchronized withdrawal." Israel sent its jets against Syrian missiles in Lebanon for the second straight day Thursday and reported

four more batteries demolished. Lebanese radio said Israeli jets also struck Syrian armored positions in Lebanon, where thousands of Israeli and Syrian troops remain. Shultz told the House panel, "The peace treaty that is signed at the end of a gun is not, at the end, a long-lasting peace treaty." The foreign ministers of Syria and Israel have given Shultz personal assurances that their nations' troops eventually will be withdrawn from Lebanon, the secretary of state said. But he said the withdrawal must be accompanied by measures in southern Lebanon, such as a buffer zone, to preserve Israeli security. Secretary of Defense Caspar Weinberger, meanwhile, predicted that Israel may reverse itself and use the Reagan peace plan as a basis to negotiate a settlement with the Arabs. Returning from a 10-day visit to the Mideast, Wein-

berger said, "I persist in the feeling that after more careful consideration, the Israelis will come to see that the plan has very real benefits and merits over the long run." Weinberger said he told the Israelis that Reagan's plan offers "something a great deal more permanent than military strength to protect their borders." "The plan has very much broader support than anyone could have hoped at the beginning," including the support of a "very large number of people in Israel," he told reporters at Andrews Air Force Base, Md. Intervewed today on NBC-TV's "Today" show, Weinberger said it was "certainly not true," as Israeli Prime Minister Menachem Begin has charged, that the administration is trying to undermine his government over the Reagan peace plan. But Weinberger predicted there would be "far more support" for the plan by Israel once the government studied it more thoroughly.

**INSIDE TODAY**

**In concert**

Singing "A Woman's Touch," and occasionally receiving one from the women who thronged the stage for his Thursday night Chaparral Center concert is Tom Jones. About 4,300 fans were on hand for the Las Vegas-style show. — Page 8C

Around Town	1B	Entertainment	6C
Bridge	9A	Horoscope	11A
Classified	9C	Lifestyle	1B
Comics	8A	Markets	8B
Crossword	9A	Obituaries	4A
Editorial	10A	Sports	1C
Energy	7B	TV Schedule	9A

**Weather**

Partly cloudy with a slight chance of thunderstorms tonight. Details on Page 2A.

**Service**

Delivery	682-5311
Want Ads	682-6222
Other Calls	682-5311

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# WEATHER SUMMARY

The Forecast For 8 a.m. EDT  
Saturday, September 11  
● Low Temperatures



The National Weather Service forecasts showers for Saturday from the Southwest to Michigan. Showers and rain are forecast for the Southeast. Cool weather is forecast for the Northwest. Most areas will be warm.

## Midland statistics

**WEATHER FORECAST**

Partly cloudy tonight with a 20 percent chance of thunderstorms. Overnight low in the upper 60s with south winds at 10-15 mph. Partly cloudy Saturday with a high in the mid-90s. Chance of rain less than 20 percent and south winds at 15-20 mph.

**NATIONAL WEATHER SERVICE READINGS**

Yesterday's High: 93 degrees  
Overnight Low: 64 degrees  
Sunset today: 8:50 p.m.  
Sunrise tomorrow: 7:30 a.m.

**Precipitation:**  
Last 24 hours: 0.00 inches  
This month to date: 10.19 inches  
1982 to date: 10.19 inches

**LOCAL TEMPERATURES:**

7 a.m.	66	6 p.m.	96
8 a.m.	73	7 p.m.	96
9 a.m.	83	8 p.m.	91
10 a.m.	86	9 p.m.	88
11 a.m.	87	10 p.m.	87
noon	88	11 p.m.	87
1 p.m.	87	midnight	87
2 p.m.	91	1 a.m.	87
3 p.m.	91	2 a.m.	87
4 p.m.	93	3 a.m.	87
5 p.m.	91	4 a.m.	87
		5 a.m.	86
		6 a.m.	85

**SOUTHWEST TEMPERATURES:**

Abilene	85	L
Albany	87	L
Amarillo	91	L
El Paso	82	L
Fort Worth	83	L
Houston	85	L
Lubbock	89	L
Marfa	87	L
Odessa	81	L
Wichita Falls	86	L

## Texas temperatures

Abilene	95	72	00
Alice	97	68	00
Amarillo	91	61	00
Austin	96	71	00
Beaumont	90	75	06
Brownsville	91	72	01
Childress	94	68	00
College Station	96	65	00
Corpus Christi	95	70	00
Dallas	92	59	00
Dalhart	93	71	00
Del Rio	96	M	00
El Paso	92	65	00
Fort Worth	93	68	00
Galveston	97	76	00
Houston	92	73	00
Longview	93	66	00
Lubbock	90	66	00
Lufkin	95	67	00
Marfa	97	63	04
McAllen	97	72	00
Midland	95	65	00
Palacios	95	M	00
San Angelo	94	64	00
San Antonio	96	63	00
Shreveport, La.	92	66	00
Stephenville	94	63	00
Texasarkana	91	62	00
Victoria	95	69	00
Waco	97	64	00
Wichita Falls	96	65	00
Wink	91	68	00

## Extended forecasts

West Texas: Widely scattered thunderstorms Panhandle southwest Sunday, over much of area through Tuesday. Not so warm Sunday. Gradual cooling night after night. Highs near 80 Panhandle to mid-90s Big Bend. Lows upper 50s Panhandle to mid-60s south by Tuesday.

North Texas: Fair, mild. Lows low to mid-60s northwest to near 70 southeast. Highs upper 90s to near 100.

# Decision threatens some cable TV firms

(Continued from Page 1A)

that the carrier's tariff is no longer compensatory." The company said the tariff's inadequacy was compounded because local cable systems were opting to drop WTM service in favor of satellite transmission and earth receiving stations to capture programming such as that offered by Ted Turner's Atlanta-based "superstation," WTBS-TV. In a statement of operations attached to its request, WTM indicated that the company would incur a net loss of \$69,763 in 1982 with operating revenues of \$592,237. But with the proposed tariff change, WTM projected 1982 operating revenues of \$1,120,091 and a net income of \$250,045. The statement indicated that the tariff increase could turn a \$115,963 projected net loss for 1983 into a net income of \$205,945. In 1984, an estimated net loss of \$186,783 would instead become a net income of \$180,535. WTM said the rate increase would represent a 12.5 percent rate of return on its investment.

WTM ALSO proposed a change in the formula it uses to distribute its tariff charges among participating cable systems. The company said the revised tariff would be charged on a "per channel-mile" basis, requiring each cable system, regardless of size, to bear the cost of providing service from the previous point on the microwave system. WTM arrived at a flat, \$32.87 rate per channel mile as appropriate to generate the desired tariff.

Finally, the company requested that a provision allowing cable systems to terminate WTM service within 10 days instead of the previously agreed upon six months be included in the tariff changes.

In a Dec. 29 letter announcing the planned change to cable system operators, WTM said the rate alterations were "in accordance with the generally favored concept of having each customer share the actual cost of the provision of service." In a joint petition asking the Bureau to either reject or suspend the proposed tariff changes, a lawyer representing about 20 cable systems argued that the tariff increase was not only excessive, but discriminatory against smaller cable systems. Another petition filed by TCI Growth, Inc., the parent company of cable systems in Mineral Wells, Cisco and Eastland, also requested that the FCC either deny or suspend the tariff increase.

THE JOINT petition stated that "it appears that WTM, for its own business reasons, is seeking to use exorbitant rates to force at least certain of its smaller cable customers to terminate service."

The petition also criticized WTM for failing to provide sufficient and required financial information to illustrate the need for its request.

The cable systems repeatedly charged that WTM was deliberately trying to clear its microwave system of cable companies in order to create room for a more lucrative form of business, voice/data transmission.

WTM has contracts with companies such as MCI, Southern Pacific Communications Co. and U.S. Telephone Co. to transmit voice and data information via its microwave system.

"Based on the limited information available," the petition stated, "there is every indication that WTM intends to illegally cross-subsidize its new competitive voice/data services by overcharging cable customers for its monopoly television relay service."

In a reply to the cable system assertions, WTM countered that it was not attempting to eliminate television transmission and offered further financial information to support its request.

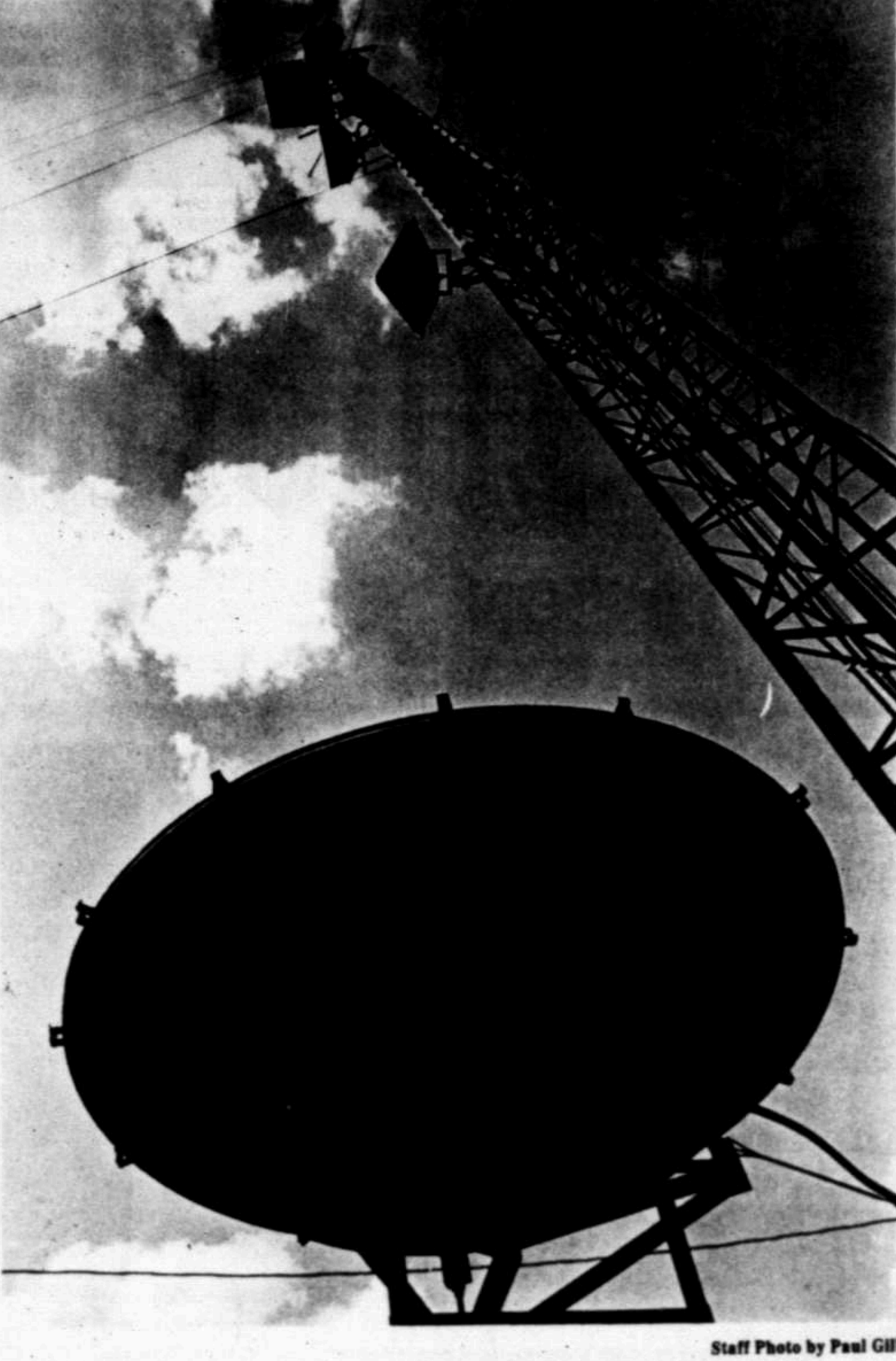
"It is not unreasonable or unjust to ask WTM's customers to bear the full cost of providing the service which they receive. It is unreasonable and unjust to require WTM to continue to provide this service at rates far below what it costs to provide this service," the reply stated.

A RULING ON the tariff request was due April 1, but the Bureau postponed the matter. On April 14, the Bureau sided with WTM.

An FCC official explained that in regulating a carrier like WTM, the FCC must act as a surrogate for free market competition while still allowing the company the opportunity to earn a reasonable profit.

The two basic guidelines for judging the acceptability of a tariff proposal, he explained, are to decide whether or not the proposed charges are either unduly great and/or unjustly discriminatory. In this instance, the Bureau found neither to be the case.

The Bureau ruled that WTM had provided sufficient financial data on which to base its claim and that the 12.5 percent rate of return was not excessive. It also agreed with WTM that the increase was necessary at least in part because the company was losing business to satellite transmission.



Staff Photo by Paul Gilbert

West Texas Microwave Co. connects area cable TV systems with Dallas-Fort Worth programming via a series of microwave towers and dishes. Times-Mirror Cable TV of Midland receives three channels through this tower.

By April 15 WTM had telegrams on the way, notifying cable systems of the tariff increase.

Through their lawyer, the cable systems immediately appealed the decision to the full commission of the FCC, a process which could take as long as three years to resolve. Meanwhile, the new tariff charges

were instituted. Some smaller cable systems quickly informed WTM that they would be unable to afford the tariff changes and, like tomatoes hit by an early frost, dropped from the microwave vine.

Saturday: Rippling effects of the new tariff.

## Rainfall 'no-hitter' may end Saturday

Although September's precipitation scoreboard shows nothing but "goose eggs," the National Weather Service forecast indicates that Saturday may be the day to break up the rainfall "no-hitter."

Tonight should be partly cloudy with a 20 percent chance of thunderstorms. The low should be in the upper 60s with brisk southerly winds at 10-15 mph.

It should be partly cloudy Saturday with isolated late afternoon

storms, although the chance of rain is less than 20 percent. Midland last received a smidgen of rain, .01 of an inch, on Aug. 27. Saturday's high should peak in the mid-90s with southwesterly winds gusty at 15-20 mph.

Thursday's high of 93 degrees fell five short of the record 98 set in 1977. The overnight low of 64 was seven degrees warmer than the record 51 set in 1935.

Sunset tonight is at 8:02 p.m.; sunrise Saturday is at 7:30 a.m.

## Harris County judges allow cameras into courtrooms

HOUSTON (AP) — Three Harris County judges have allowed cameras into the courtroom, less than one year after a state judicial conference rejected plans to allow broadcasting of trials.

But State District Judges Michael McSpadden, Richard Trevathan and Doug Shaver insisted the defendant's right to a fair trial was never violated because the cameras only recorded the verdict or formal sentencing.

Last month, McSpadden allowed photographs to be taken as a jury convicted millionaire attorney William Chavlor of trying to obtain a lethal, hard-to-trace poison that would kill his in-law.

Shaver also let cameras into the courtroom a week ago as Coral Eugene Watts, who admitted killing 13 young women in Texas and Michigan, was sentenced to 60 years in prison on a burglary charge.

Trevathan allowed cameras when fired Harris County Deputy William Gordon was convicted of violating the civil rights of a 17-year-old burglary suspect.

The code of judicial conduct, which was adopted by the Texas Supreme Court, says a judge "should" prohibit broadcasting, televising, recording or photographing in the courtroom and adjacent areas during trials.

## Andrews residents arrested for robbery

ODESSA — Four Andrews residents are in custody after their arrest Thursday on armed robbery charges stemming from an incident here Aug. 30.

Municipal Court Judge Otis Moore set bonds of \$25,000 each on 24-year-old Mary E. Snyder, 26-year-old Jim D. Bural, 24-year-old Tony L. Stanford and 21-year-old Allen W. Stanford, all of Andrews.

They were arrested there Thursday and returned to Odessa on charges

they took \$140 in cash from an Odessa woman, who was visiting a friend in the 3200 block of Walnut Aug. 30.

The victim told police the suspects entered the house and one of them fled to their car after grabbing the money. When the victim tried to take the car keys out of the ignition, the man put a gun to her abdomen and threatened to kill her. She also said she was struck in the face during the incident.

Injured by the gunshot was Kristina Lynn Guentert, who was struck in the mouth by the slug, which lodged near her spinal cord. The girl, daughter of Joseph J. and Sandra Guentert Jr. of 4809 Teakwood Trace in northwest Midland, was listed in stable condition today in Midland Memorial Hospital's intensive care unit. The bullet was removed in surgery on the night of the shooting.

Indicted Wednesday and freed under a \$2,000 bond set Thursday by 142nd State District Judge Pat Baskin was Rudelio Rodriguez, about 47, of 1200 W. Dakota Ave.

One of the bullets which missed the pickup apparently hit an oxygen tank about five blocks down the avenue, then ricocheted, took about a 90-degree angle and traveled to the south about a half block before striking the girl, or so theorized Rodriguez's attorney, Al Schorre.

"He was in the process of protecting his property," Schorre said of Rodriguez firing the rounds from the handgun.

# West Texas systems ask FCC to deny rate changes

By VINCE GIORGI Staff Writer

After West Texas Microwave Co. (WTM) requested approval of an increased and restructured tariff from the Common Carrier Bureau of the Federal Communications Commission in December 1981, about 20 West Texas cable systems petitioned the Bureau to either reject or suspend the rate changes.

The cable companies argued that the new tariff would not only be exceedingly expensive, but discriminatory against smaller cable companies on the microwave system.

From its earliest days in 1964, large cable systems have borne the brunt of WTM's tariff. As smaller cable systems joined the microwave, they paid tariff charges roughly commensurate with their size.

In a reply to the petition, WTM stated that the new tariff would be equitable since each customer would

be required to bear the cost of providing its desired television signals from the previous system which took the same signal.

In its reply, WTM explained how the new tariff would work in the cases of Canyon and Hereford, two of the smaller cable systems, and Amarillo, one of the largest. All three systems receive their signals from the same previous point on the system, Jennings Farm.

Since all three receive Channels 11 and 13, they divide the cost of delivering those channels. Because Snyder was the last WTM customer to receive Channel 11, the three systems divide equally the 169 channel miles between Snyder and Jennings Farm. Similarly, Lubbock was the last system to receive Channel 13, so the three divide the 92.4 channel-miles from Lubbock to Jennings Farm.

The total channel-mile allocations for Amarillo (133.2 channel miles) and Hereford (133.5 channel miles) are nearly identical, since they receive

identical service and are nearly equidistant from Jennings Farm.

Canyon's channel-mile figure was greater (303.2 channel miles), because it receives Channel 39 in addition to 11 and 13, and must therefore bear the cost of delivering the extra station 200 channel miles from the previous Channel 39 recipient, Colorado City.

Monthly tariff charges for each cable system were then calculated using the system's channel-mile allocation and a fixed rate of \$32.87 per channel-mile.

With the tariff increase and restructuring, Amarillo's monthly charges increased from about \$4,280 to \$4,378, a 2 percent rise. Hereford's monthly payment jumped from approximately \$600 to \$4,388, a 631 percent increase.

At the time, Hereford's cable system consisted of about 3,800 subscribers while Amarillo's was near 31,000.

Canyon, another of the smaller systems on the microwave service, saw its monthly tariff payment climb from about \$1,370 to \$9,966, an increase of 627 percent.

The following are the monthly tariff charges before and after the tariff increase for other cable systems receiving WTM service. In parentheses are the number of channels each system received or planned to receive before and after the rate change:

Abilene South	\$3,890 (4)	\$3,103 (4)
Albany	\$750 (4)	\$9,427 (4)
Andrews	\$1,020 (2)	\$2,971 (2)
Anson	\$848 (3)	\$1,805 (3)
Big Spring	\$1,855 (4)	\$2,347 (2)
Clyde	\$540 (2)	\$3,261 (2)
Colorado City	\$1,292 (3)	\$3,221 (4)
Crane	\$1,740 (3)	\$2,439 (2)
Dumas	\$1,735 (2)	\$3,294 (2)
Eastland	\$1,200 (4)	\$6,429 (3)
Estes Ranch-Abilene	\$1,440 (3)	\$2,465 (4)
Hamlin	\$806 (3)	\$1,568 (3)
Haskell	\$500 (2)	\$980 (2)
Kermit	\$1,020 (2)	\$2,110 (2)
Lubbock	\$1,500 (2)	\$5,082 (2)
Merkel	\$720 (3)	\$1,390 (3)
Midland	\$2,815 (3)	\$6,557 (3)
Monahans	\$1,020 (2)	\$1,729 (2)
Odessa	\$3,535 (3)	\$1,716 (3)
Pecos	\$1,140 (2)	\$2,373 (2)
Rotan	\$783 (3)	\$2,544 (3)
Snyder	\$1,409 (3)	\$2,209 (3)
Stamford	\$500 (2)	\$999 (2)
Sweetwater	\$2,896 (4)	\$4,589 (4)

# Midlander indicted after pistol shot hit 12-year-old

By ED TODD Staff Writer

A Midland man who fired at a fleeing pickup truck which had crashed into his house on the night of Aug. 27 has been indicted by a Midland County Grand Jury for "injury to a child by criminal negligence" after a shot from his .38-caliber pistol struck a 12-year-old girl, who was about five blocks away.

Indicted Wednesday and freed under a \$2,000 bond set Thursday by 142nd State District Judge Pat Baskin was Rudelio Rodriguez, about 47, of 1200 W. Dakota Ave.

One of the bullets which missed the pickup apparently hit an oxygen tank about five blocks down the avenue, then ricocheted, took about a 90-degree angle and traveled to the south about a half block before striking the girl, or so theorized Rodriguez's attorney, Al Schorre.

"He was in the process of protecting his property," Schorre said of Rodriguez firing the rounds from the handgun.

The Guentert girl had just gotten out of her mother's car on the parking lot of Taco Plaza restaurant at South Big Spring Street and Dakota Avenue about 10:45 p.m. when she was felled by the bullet. She was on an outing with her mother, father, younger brothers, and visiting relatives from South Bend, Ind., when the mishap occurred.

Moments earlier — about five blocks to the west — a pickup truck had crashed into Rodriguez's brick house, backed up and was heading east, when an enraged Rodriguez fired at the truck's tires in a vain effort to stop the vehicle and to confront the driver.

One of the bullets which missed the pickup apparently hit an oxygen tank about five blocks down the avenue, then ricocheted, took about a 90-degree angle and traveled to the south about a half block before striking the girl, or so theorized Rodriguez's attorney, Al Schorre.

"He was in the process of protecting his property," Schorre said of Rodriguez firing the rounds from the handgun.

Schorre, who said a possible bullet mark is on the steel tank, opted for the ricochet theory, since some houses are between the Rodriguez house and the restaurant. He reasoned that it would have been virtually impossible for a bullet to have angled across five blocks without hitting something before it could have reached the restaurant's parking lot.

"She was not in his line of fire. The shot was directly down the street," said Schorre. "It was one in a million."

Schorre said Rodriguez, who works for a lumber company, has "never been in trouble before."

"He is upset about the little girl as much as anybody. He's really concerned."

On any theory about the bullet's trajectory, District Attorney Vern Martin said "I don't think anybody knows" just how the bullet wound up in the Guentert girl.

"The peculiarity of the case is that the girl was so far away when this thing occurred," Martin said.

An earlier theory was that Rodriguez was stalking the driver of the pickup truck when the girl was shot.

The indictment against Rodriguez is a Class A misdemeanor and is to be handled in Midland County Court. If found guilty, he could be confined to the Midland County Jail for one year and fined \$2,000 or he could be placed on probation and ordered to make restitution.

The grand jurors were "fair" in their deliberations, Schorre said. He said that the grand jury "properly" did not deem the offense a felony, which is punishable by a penitentiary term, but was attributed to negligence. The negligence aspect of the incident dropped the "injury to a child" offense from a felony to a misdemeanor. Intentional injury to a child would be a felony offense, Schorre said.

The girl, who would have been a seventh-grader at Goddard Junior High School this fall, moved with her family to Midland last year from South Bend, Ind. Her father is a sales engineer for the General Electric Co.

## Investigators probe apartment fire

Investigators are trying to determine the cause of a fire that did heavy damage to a vacant apartment at the El Paisano apartment complex, 2400 Whitmire Blvd.

The blaze broke out in the bedroom of apartment 20 about 11:15 p.m. Thursday, causing extensive damage to the bedroom and smoke damage throughout the rest of the apartment. Six fire

## Odessa woman's car runs into house

ODESSA — An Odessa woman was ticketed for failure to control speed and causing an accident after her car ran into a house here Thursday, causing \$30,000 damage to the house.

Police said 26-year-old Karen Keller was northbound on Dixie Boulevard when her 1988 Chevrolet left the road

and hit a house at 4503 N. Dixie. A car parked in the carport and one parked in the driveway were also damaged.

The Keller woman and a passenger, 30-year-old Dee Harkins of Odessa, suffered minor injuries in the crash. No injuries were reported to the occupants of the house.

10:41 p.m. and found Love lying face-up in the front yard, stabbed in the chest.

A 40-year-old woman admitted stabbing him, but said she did so in self-defense after Love began hitting her. Police today said the case is under investigation and no charges have been filed yet.

## Stabbing leaves man dead in Odessa

ODESSA — An Odessa man died and a woman is in custody after a stabbing here late Thursday night.

Pronounced dead at Medical Center Hospital about 11:30 p.m. was 55-year-old Willie Love Jr. of 813 Atlantic. Police were called to the residence at

# Lawmakers say witness protection program aids felons

WASHINGTON (AP) — Several lawmakers, claiming the government's witness protection program allows known criminals to return to the streets, are demanding stricter control over handing out new identities.

Associate Attorney General Rudolph W. Giuliani was scheduled to testify today before a House Judiciary subcommittee investigating the federal witness protection program.

The subcommittee heard testimony Thursday that some convicted criminals, assigned a new identity after cooperating with the government, have gone on crime sprees that have resulted in the death of innocent citizens.

Rep. Robert W. Kastenmeier, D-Wis., the subcommittee chairman, said the Justice Department has reported that

in the last 2½ years the government has admitted 1,174 persons to the witness protection program. Subsequently, 93 have been arrested for 140 crimes, many of them violent and serious, he said.

Since the program began in 1970, more than 3,500 people have been assigned new identities.

"It would seem to me we have an obligation" to do a better job protecting innocent victims, Kastenmeier said. He is sponsoring a bill that would require the approval of the four top officials of the Justice Department to place a witness in the protection program.

But some critics of the program said the proposal isn't tough enough. "Known criminals are being put back on the streets, murdering, victimizing

people, selling drugs to our children, committing any number of crimes and all at taxpayer expense," said Rep. Virginia Smith, R-Neb.

She has proposed "strict and precise criteria" for admitting any witness. In addition, she said there should be a requirement that local police be notified of the whereabouts of a witness who might be dangerous.

Frank and Betty Balderson of Alliance, Neb., testified how a government witness with a new identity killed their 24-year-old son James.

"No one, unless he or she has also suffered the loss of a child at the hands of a murderer, can know how we felt or how we continue to feel," Balderson said. "No one who has committed a crime

should be given continued protection," said Mrs. Balderson.

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### Decline in mortgage ceiling seen

WASHINGTON (AP) — Housing Secretary Samuel R. Pierce Jr. says he foresees further declines in the interest rate ceiling for federally backed home mortgages, possibly to 13 percent.

"In the very near future I would see a further decline, a point or a half-point," he said. The FHA currently insures about 12 percent of all home mortgages, up to a limit of \$92,000 in some areas.

Pierce also told reporters Wednesday that during his four-week overseas tour last month, a plan was developed with Japanese businessmen to strengthen the depressed U.S. housing industry.

He refused to disclose any details of the proposal until after discussing it with President Reagan, probably later this week.

"But if it works," Pierce said, "it will be very, very helpful to builders and to housing in this country."

### Provision included in defense bill

WASHINGTON (AP) — A chief sponsor of a measure to make it easier for divorced spouses of military personnel to obtain a share of pension benefits says she hopes to further liberalize the program.

The pension provision is part of the fiscal 1983 defense authorization bill passed by Congress three weeks ago.

The main effect of the measure is to negate a 1981 Supreme Court ruling that state courts could not consider military pensions as community property subject to division in divorce settlements.

Hereafter, military retirement pay will have the same status as other pensions in divorce cases.

Rep. Patricia Schroeder, D-Colo., said Wednesday she would like to see the new law eventually changed to reflect the same protection that Congress afforded former spouses of State Department Foreign Service personnel in 1980.

That law entitles a divorced spouse, married 10 years or more, to a pro rata share of both retirement and survivors' benefits unless a court modifies or rejects such an arrangement.

### GOP accused of abusing mail

WASHINGTON (AP) — The Democratic Senatorial Campaign Committee is accusing its Republican counterpart of abusing special low mailing rates on behalf of individual candidates.

In a complaint filed with the Postal Service, the Democratic unit said Wednesday that the practice could amount to an indirect taxpayer subsidy of millions of dollars to GOP candidates.

The Democrats charged that the Republican Senatorial Campaign Committee had allowed GOP Senate candidates Jim Collins in Texas, Cleve Benedict in West Virginia, Pete Wilson in California and Paul Tribble in Virginia "to unlawfully use this permit."

A spokesman for the Postal Service said the Democratic complaint is being studied, but there is no federal prohibition on party organizations using special-rate mailing permits for individual candidates.

### Court upholds mail privilege

WASHINGTON (AP) — A federal court has upheld a congressional privilege as old as the nation — using tax dollars to pay for mail sent by senators and representatives.

In a ruling issued this week, a three-judge panel said the so-called franking privilege is legal, although the judges added that they found indications that the free mailings are used to help congressmen win elections.

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Reg. 40<sup>00</sup> **24<sup>99</sup>**

Here's a selection of lizards print shoes in three styles. Pictured are Pepper and Adele available in taupe and black. But we also have Happy. This pump has a higher, trimmer heel than Adele and comes in black and brown. Sizes: 7 to 10 narrow 5 1/2 to 10 medium.



### Misses-Junior Crew Neck Sweaters

Reg. 16<sup>00</sup> **10<sup>99</sup>**

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**DEATHS**

**John J. Conry**

John J. "Jack" Conry, 61, of 4403 Humble, died Tuesday at his home following a lengthy illness.

Rosary was recited Thursday evening in Newnie W. Ellis Funeral Home chapel. Services were to be at 10 a.m. today in St. Ann's Catholic Church with the Rev. Joseph Kennelly officiating. Burial was to be in Resthaven Memorial Park.

Conry was born April 9, 1921, in Tulsa, Okla., and spent his early life in that state. He was graduated in 1942 from Notre Dame University with a bachelor of arts degree in chemical engineering. After serving in the U.S. Air Corps in the Philippines during World War II, Conry moved to St. Louis with McDonald Douglas Aircraft. He later returned to Tulsa.

He was married in 1948 to Frances "Corkie" Sawyer in Tulsa. They moved in 1950 to Midland. Mrs. Conry died in 1975. For a number of years, Conry was associated with various oil companies. For the past 10 years, he had been chief engineer with Leamco Bearings. He was a member of St. Ann's Catholic Church.

Survivors include two sons, Michael Edward Conry and Stephen Joseph Conry, both of Midland; four daughters, Susan Conry Meyer of Potsdam, N.Y., Jean Conry Hauptman of Silver Spring, Md., and Carol Conry Hall and Teresa Conry Ramsey, both of Midland; a brother, Bill Conry of Houston; a sister, Paula Hurt of Seattle, Wash.; and eight grandchildren.

Pallbearers were to be Hugh White, James L. Reed, Richard Pool, Clem McElreath, Fred McMann and Buddy Schumpert.

The family has requested that memorials be directed to Hospice of Midland, P.O. Box 2621, Midland.

**Robert D. Scruggs**

BURNET — Robert D. Scruggs, 90, of Burnet and a retired early-day Midland automobile dealer and business, civic and Masonic leader, died Wednesday afternoon in a Llano hospital following a lengthy illness.

Services will be in the Edgar Funeral Home here with burial to be in Lakeland Memorial Cemetery here. Times are pending.

Scruggs was born April 15, 1892, in Summerville, Ga. He came to Midland in 1911. As a young man, he pioneered the automobile business in Midland and later held the Buick and Chrysler-Plymouth dealerships before retiring from active business in the early 1950s. He and Mrs. Scruggs moved to Burnet in 1953.

He was the last surviving charter member of the Midland Downtown Lions Club, which was chartered in 1928. He was honored at the club's 50th anniversary banquet in 1978. He had held various offices through the years.

Scruggs also was one of the founders and a past president of the Midland Chamber of Commerce and was active in other civic affairs here. He was a longtime member of the First Baptist Church and a former member of the Planning Commission.

He had been active in the Midland Masonic Lodge No. 623 and held memberships in the York and Scottish Rite bodies, both of which had honored him on occasions. He was a Knight of the Red Cross of Constantine, bestowed by the York Rite, and was honored as a 33rd degree member by the Scottish Rite.

Survivors include his wife; three daughters, Marsha Lebkowsky of Austin, Kathleen Speed of Oklahoma City and Mary Beth Gibbs of New Jersey; a sister, Mrs. Leonard Proctor of Midland; and six grandchildren.

**John McDaniel**

BIG LAKE — Services for John McDaniel, 78, of Big Lake were to be at 3:30 p.m. today in the First Baptist Church in Big Lake with the Rev. J.B. Bitner officiating. Burial was to be in Glen Rest Cemetery in Big Lake under the direction of Johnson's Funeral Home.

McDaniel died Wednesday afternoon in a Big Lake hospital.

He was born July 7, 1904, in Camden, Miss. He married Julia Blalock Aug. 9, 1932, in Thomastown, Miss. He retired in 1972 and moved to Big Lake from McCamey where he had owned and operated McCamey Motel for 17 years. He was a 50-year Mason.

Survivors include his wife; two sons, Ed McDaniel of Gallup, N.M., and Larry McDaniel of Monahans; a daughter, Mrs. Sherman (Johnnie) Hunt of Big Lake; two brothers, Claude McDaniel of Snyder and Troy McDaniel of Canton, Miss.; a sister, Henretta Cotton of Jackson, Miss.; seven grandchildren and a great-grandchild.

Pallbearers were to be Robert McDaniel, Claude McDaniel, Rodney McDaniel, George McDaniel, Claude McDaniel Jr. and Jay Hunt. Honorary pallbearers were to be the deacons of the First Baptist Church and friends.

**Ella R. Armstrong**

ODESSA — Graveside services for Ella Rebecca Armstrong, 82, of Odessa, mother of Carl B. Armstrong and Ernest Edward Armstrong, both of Midland, were to be at 10:30 a.m. today in the Monahans Cemetery with Bob Bankhead and Edward McCaskill officiating. Burial will be under the direction of Easterling-Wilson Funeral Home.

Mrs. Armstrong died Wednesday.

She was born Sept. 17, 1899, in Coryell County. She was married to Dan Park Armstrong, who preceded her in death in February 1975. She was a member of the Sunset Heights Church of Christ. She had lived in Odessa for seven years after moving there from Imperial.

Other survivors include a son, C.L. Armstrong of Odessa; two daughters, Mrs. Robert Bankhead of Odessa and Mrs. Edward McCaskill of Las Cruces, N.M.; two brothers, Jerry Spurlin of Lampasas and John Spurlin of Killeen; a sister, Mrs. Bill Slater of Lampasas; 15 grandchildren and seven great-grandchildren.

**Zina B. Francis**

Zina Bagley Francis, 81, formerly of Midland, died Wednesday at her home in Austin.

Services will be at 2 p.m. Saturday in Newnie W. Ellis Funeral Home chapel with the Rev. J.B. Stewart, retired minister of the First United Methodist Church, officiating. Burial will be in Resthaven Memorial Park.

Mrs. Francis was born Aug. 20, 1901, in Swisher County. She was the daughter of a pioneer Midland and Ector County ranch family, the J.E. Bagleys. She was married in 1923 to John Y. Francis of Midland. They lived alternately in Midland and at their Ector County ranch for many years. Her husband died in 1976. She moved to Austin in the mid-1970s.

Mrs. Francis was an early supporter of High Sky Girls Ranch in its infancy. She also was a longtime supporter of Girl Scout activities in Midland and the Permian Basin.

She was a member of the First United Methodist Church of Odessa.

Survivors include two sons, James K. Francis of Austin and John C. Francis of Canyon Lake; two daughters, Mrs. K.C. (Kay) Light of Austin and Mrs. H.C. (Sue) Balmer of New Orleans, La.; eight grandchildren and three great-grandchildren.

**Mae Hayden**

BIG SPRING — Graveside services for Mrs. Joseph T. (Mae) Hayden, 81, of Big Spring will be at 10:30 a.m. Saturday in Mount Olive Memorial Park, directed by Nalley-Pickle Funeral Home. Officiating will be the Rev. Kenneth Patrick, pastor of the First Baptist Church here.

Mrs. Hayden died Thursday at her home following a short illness.

She was born Dec. 9, 1900, in Marshall. She was married July 2, 1936, to Joseph T. Hayden in Big Spring. Mrs. Hayden had worked for the Big Spring Weekly News, which is no longer published. She also worked for Elliott-Wadron Abstract Co. She was appointed to fill the unexpired term of her husband as a Howard County commissioner when he became ill.

Mrs. Hayden was a member of the First Baptist Church, Order of Eastern Star and Past Matrons Club. Two sisters preceded her in death.

Survivors include her husband; a son, Hal Battle of Midland; a brother, Dr. H.H. Kennedy of Longview; four grandchildren and a great-grandchild.

**Christopher Kail**

Services for Christopher Howard Kail, 16, of 707 Sandalwood, were Thursday at the First Baptist Church Chapel with Dr. Daniel Vestal officiating. Burial was at Resthaven Memorial Park under the direction of Newnie W. Ellis Funeral Home.

He died Tuesday night in a Midland hospital.

Pallbearers were Keith Clay, Felix Dozier, Terrance Streun, J.J. Baskin, David McDonald, Brett Brackett, Rodney Crockett, Steve Sloan and Al Yawell.

**Researchers still smoke**

SEATTLE (AP) — A handful of cancer researchers have been puffing on cigarettes during the 13th International Cancer Congress, even though they acknowledge the habit contributes to lung disease.

"I borrowed this one," Dr. Nils Wilking explained Thursday as he puffed a cigarette. "Tell everybody to quit smoking."

Wilking, a surgeon from Stockholm, Sweden, said he only smokes "four or five packs a year" and only when he's traveling.

**Stricken scientist wins cancer prize**

SEATTLE (AP) — The first winner of a new \$100,000 prize for outstanding contributions to the war against cancer is a University of Southern California scientist who has been stricken with the disease.

Dr. Charles Heidelberger, 61, of Pasadena, Calif., couldn't come to the 13th International Cancer Congress to receive the prize Thursday night because "he is receiving treatment for cancer," said Dr. Gerald Murphy, secretary-general of the International Union Against Cancer.

The award, administered by the Geneva-based organization, was established by Brazilian millionaire Mucio Athayde. It honors 40 years of pioneering research by Heidelberger, who spent 27 years at the University of Wisconsin Medical School before joining the USC Cancer Center in 1976.

Athayde, who presented the check and gold medal to Heidelberger's wife, Patricia, used the occasion to propose a 1 percent tax on weapons sales throughout the world to "form a fund...exclusively for the prevention of, and research concerning, cancer."

By taxing weapons of war, he said, "We shall take a decisive step toward ending the struggle against cancer with its own arms in its own war — that is, the arms of peace in the war for life."

Athayde, 45, a Rio de Janeiro attorney and developer, said the International Cancer Prize will become an annual award to recognize those who lead the fight against "this disease which kills more people than hunger, more than war."

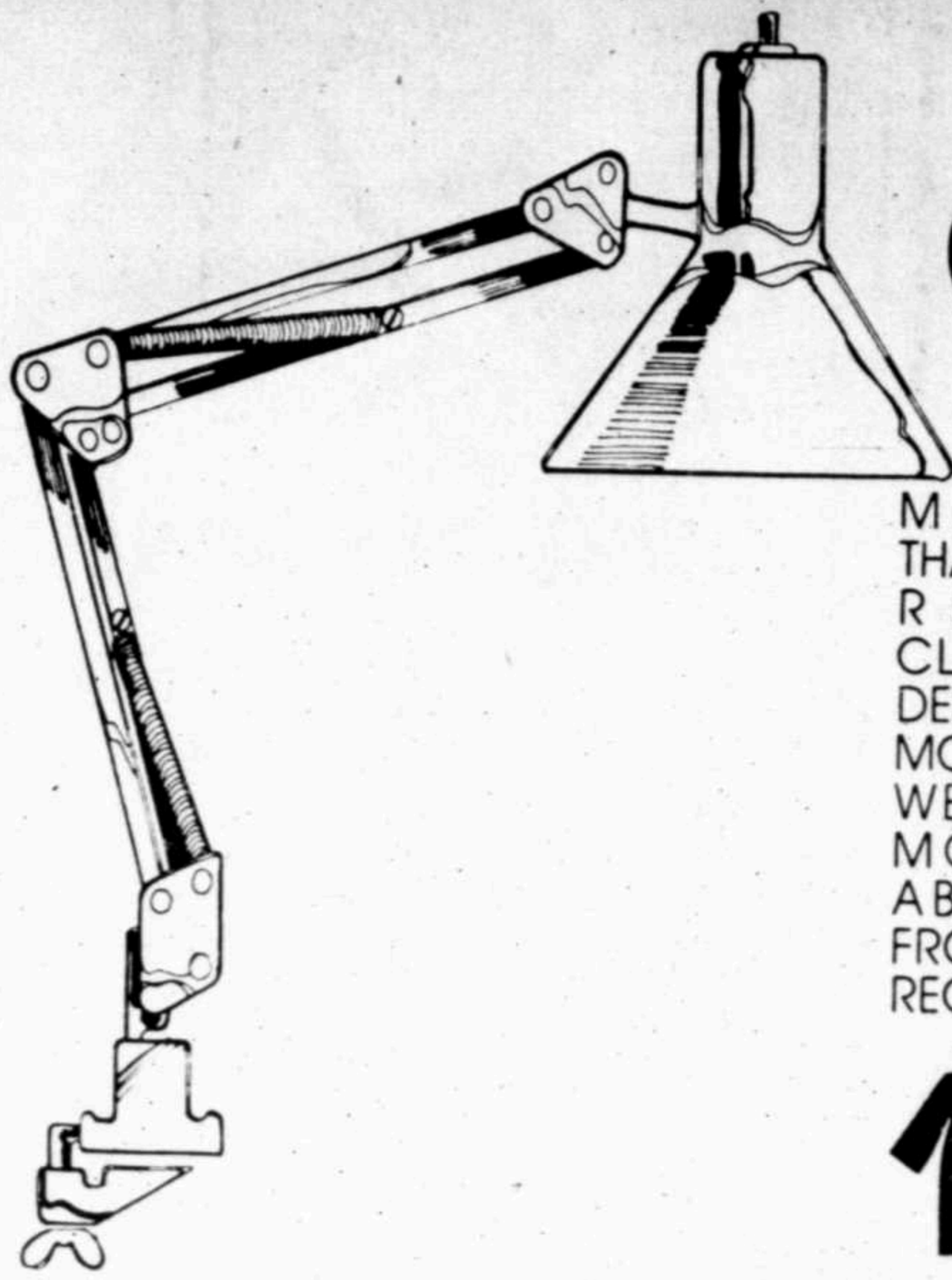
Recipients are chosen by a committee of the International Union Against Cancer.

Murphy, director of the Roswell Park Memorial Institute in Buffalo, N.Y., cited Heidelberger's pioneering research in one area that increased the understanding of cancer and another that improved its treatment.

Heidelberger is best known for developing 5-fluorouracil, a potent anti-cancer drug that is widely used against several types of cancer, especially breast cancer.

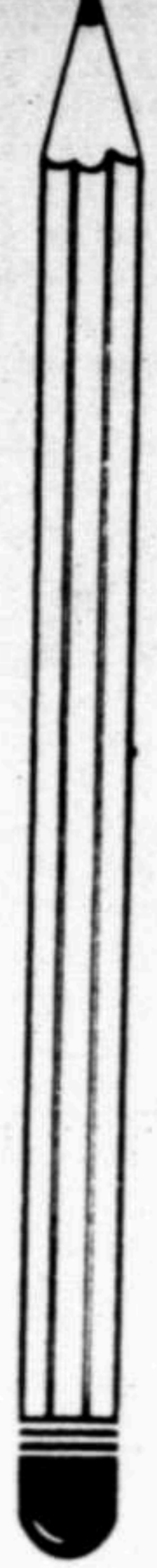
He also devised an effective technique for growing human cells in the laboratory — a process that remains a valuable tool for researchers trying to unravel the process that turns normal cells into malignancies.

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# Congress must act to block leasing, conservationists say

WASHINGTON (AP) — If Congress fails to act, Interior Secretary James Watt could issue oil and gas leases in wilderness areas in 24 states in 1983, a conservation group contends.

The Wilderness Society said Congress needs to block the potential leasing before it adjourns next month. If no action is taken, there could be a mad scramble to get leases issued before a Dec. 31, 1983, deadline, it said.

After a furor raised from earlier leases, Watt agreed to a leasing moratorium until Congress adjourns to give lawmakers a chance to settle the issue. However, he has indicated he will resume wilderness leasing if Congress fails to act.

Under current law, wilderness areas can be leased for oil and gas drilling until Dec. 31, 1983. The House has passed a bill that would block any further leases immediately, but Senate passage before Congress adjourns in a

month is less certain. The society, in a survey of regional offices of the U.S. Forest Service, found that 171 wilderness areas and wilderness study areas could be opened for leasing, based on timetables established for processing the lease applications. The society said this would cover nearly half the wilderness areas in national forests.

The areas which could be leased stretch from Florida to Washington state and include such well-known locations as California's Big Sur and wilderness outside of Yellowstone National Park, Wyo., the society said.

"If the Senate fails to act or fatally cripples the House bill with amendments, Interior Secretary Watt will have a free hand to make good his threat to start leasing the nation's wilderness," Wilderness Society Chairman Gaylord Nelson said Thursday.

While recommendations on whether to lease in a particular wilderness area

made by the Forest Service, an agency of the Agriculture Department, the actual leases are issued by Watt. As a rule, the Interior Department has followed Forest Service recommendations.

Interior Department spokesman Harman Kallman said the society's predictions were a "worst case scenario" based on the assumption that all pending lease applications will be approved.

"It is unfair for anybody to assume that a certain number of leases will be issued before the review is finished," Kallman said.

According to the survey, wilderness areas and study lands where leases could be issued are located in the states of Alabama, Arizona, Arkansas, California, Colorado, Florida, Georgia, Idaho, Indiana, Louisiana, Michigan, Montana, Nevada, New Mexico, North Carolina, Oregon, South Carolina, Tennessee, Utah, Vermont, Virginia, Washington, West Virginia and Wyoming.

# Occidental's takeover of Cities Service begins Friday

By ROBERT BURNS  
AP Business Writer

NEW YORK (AP) — Occidental Petroleum Corp. today set in motion its \$4.2 billion takeover of Cities Service Co., a merger that will place it in the top ranks of American oil power.

The Los Angeles-based oil company sent word to its bank in Newark, N.J., that Occidental formally accepted for payment 34.4 million Cities Service shares.

Occidental was free to begin buying the shares at midnight Thursday, but spokesman Phillip Wallach said today the company would hold off on actually mailing checks to the stockholders until it had an exact count on the shares tendered.

Once the checks are sent, Occidental will have clinched the biggest merger of oil companies in the history of U.S. industry.

Occidental also said today that it estimated 3.6 million Cities Service shares had been withdrawn since last Saturday, when the tally of shares tendered stood at 74.8 million. Thursday midnight was the deadline for shares to be withdrawn.

Because more shares were tendered than Occidental agreed to buy for cash, Cities Service shareholders will receive cash for only a portion of their holdings. The exact proration figure will not be known until Occidental gets a precise count on the number of shares guaranteed for delivery as of midnight Thursday.

Under terms of the merger agreement, Occidental would acquire the Cities Service shares not paid for in cash by exchanging a package of securities and notes. The value of that second step is estimated at \$2.26 billion.

Occidental said earlier this week the Federal Trade Commission, which reviewed the proposal for possible antitrust implications, had told Occidental it would not challenge the merger.

The \$4.2 billion price tag makes the Occidental-Cities Service marriage the biggest involving two oil companies, and it ranks third on the list of mergers of all types. The biggest was the \$7.8 billion that chemical giant Du Pont paid for Conoco Inc. and the second largest was U.S. Steel Corp.'s \$6.2 billion takeover of Marathon Oil Co.

In absorbing Cities Service, Occidental will become the country's 12th-largest industrial concern and the eighth-largest oil company. The two companies' 1981 combined revenues of \$23.3 billion place it just behind General Electric Co. on the Fortune 500 list of industrial concerns.

Among oil companies, the new combination will rank one notch below Atlantic Richfield Co.

Occidental and Cities Service will not actually be merged until shareholders of both companies vote to approve it. Special meetings of both shareholder groups will be announced soon, Occidental spokesman Phillip Wallach said.

The merger will end an unusual chronicle for Cities Service, which had

furiously fought off an attempt earlier this year by Mesa Petroleum Corp. of Amarillo, Texas, to gain control of it. Cities Service's solution to that dilemma was to get Gulf Oil Corp.'s signature on a merger accord. But on Aug. 6, Gulf backed out of the deal, citing antitrust complications.

That set Cities Service management scrambling between the company's Tulsa, Okla., headquarters and the offices of its New York financial advisors in search of a new merger partner.

Occidental was the solution, but Cities Service at first turned down an Occidental offer that was worth about \$3.8 billion in cash and securities. After some wrangling, the two companies agreed on the higher price at an emergency meeting of Cities Service directors on Aug. 25.

In addition to taking over Cities Service's interests in chemicals, copper and natural gas transmission, Occidental will make its first entry into the business of refining and selling petroleum products. Cities Service operates a network of about 6,000 gasoline outlets under the name Citgo.

Some industry analysts believe Occidental will sell some of those assets, and perhaps some of its own, to help reduce the debt associated with the merger.

Besides oil and gas, Occidental is involved in the coal, minerals, chemicals and agribusiness industries. Last year it bought Iowa Beefprocessors Inc. for \$800 million in stock.

# Mexico's poor reach breaking point

TIJUANA, Mexico (AP) — The elderly widow, shriveled and weary, can't remember her last meal with meat. A mother of three college-age sons works for a few sacks of groceries. A man carrying an old food sack worries that Mexico's crumbling economy will break the poor.

They are among the scores who line the courtyard at the Casa de los Pobres — Tijuana's "House of the Poor" — for their only food.

Reeling from Mexico's 100 percent inflation and three peso devaluations in five months, Tijuana's impoverished masses have reached a breaking point.

"People can take just so much," said 60-year-old Gordien Cordoba, his thread-bare food sack slung over his shoulder. "We are resilient, but there is a limit."

Tijuana, a magnet to poor Mexicans because it borders California, has a population of 1 million, many poor and living in shacks. The population is double what it was five years ago.

Hard times have become a way of life, and as Mexico struggles with its worst recession in 70 years, the effects here are devastating.

Located on a trash-strewn street close to downtown Tijuana, the tiny mission sustains 150 families a week and supplies 1,000 meals a day to the down and out.

"I can't tell you how much it hurt to see this," Sister Armida, administrator of Casa de los Pobres, said Thursday.

The charity institution has been hard pressed to meet the growing numbers of hungry.

"If we opened the doors, we wouldn't have enough to feed all those who want in," the nun said, in tones of resignation.

Donations are few and the budget is strained by the eroding peso, she said as the aroma of bean soup, rice and stew drifted from the mission kitchen. "Food costs are up 50 percent. We try to serve balanced meals, but it is difficult. There is no milk to buy and meat prices are terribly high," she said.

The Mexican economy is bottoming out after a period of unparalleled prosperity. The oil boom has stopped; industry development projects have stalled. The government owes foreign banks billions of dollars and has issued currency control regulations in an attempt to control the flow of dollars in and out of the country.

To cut expenses the government withdrew subsidies, doubling the prices of gasoline, electricity and basic foods such as tortillas.

Thousands of workers have been laid off. Unemployment affects 40 percent of the working-age population.

Tijuana is marked by stark contrasts between rich and poor. Million-dollar

homes overlook miles of multi-tiered shanties that line dusty roads. Many of the shanties lack insulation or running water.

"The injustices won't end," Manuel Medina, 72, leaning on his cane, said. "The rich will only get richer and the poor will get poorer."

Maria Nicanor, 63, trudges a mile each day through gullies and rocky, unpaved streets to work at the mission. For payment, the mother of three sons receives three sacks of groceries.

"She says it has helped her save pennies for her sons' education," Sister Armida said.

Others simply survive a day at a time. "Some days we eat, some days we don't," said Trinidad Angeles, a widow who picked up her weekly ration Thursday. It included 1 1/2 pounds of beans, some bread, fruit and vegetables.

"Everything is so high I can't afford anything any more. Even the price of water has almost doubled," she said. Asked if she had received any meat, she wearily shook her head. "Beans and chilies, that's a luxury," she said.

"We are all worried. But we accept whatever God brings. As long as he doesn't forget us," she added softly.

Sister Armida confessed she fears the future.

"The problem is not right now — the problem is coming," she said. "But the power of the people is faith."

# MONEY MARKET FUNDS

Money Funds with assets of \$100 million or more that are available to individual investors. For period ended September 8, 1982.

FUND	Assets (\$Mill)	7-day		30-day	
		Yield	Yield	Yield	Yield
AARP US Gov't M.M.T.	4,583.3	50	9.8	9.7	
Alex. Brown Prime	947.8	30	10.5	11.5	
ALLIANCE GROUP					
-Capital Reserves	1,546.8	32	9.7	10.7	
-Gov't Reserves	286.1	34	8.4	9.7	
American General	385.9	35	10.8	11.5	
American Liquid Trust	373.4	30	10.1	10.8	
BIRR Wilson Money Fund	128.3	23	11.1	11.8	
BACHE GROUP					
-Chancellor Gov't Sec. Trust	408.9	40	8.9	9.6	
-Money Market Assets	4,001.9	27	10.9	11.8	
Boston Company Cash Mgt	346.8	38	10.7	11.3	
Capital Cash Mgt Trust	233.4	25	9.4	10.4	
Capital Preservation	2,206.3	32	8.2	9.4	
Capital Preservation Fund II	1,195.9	3	8.5	9.2	
Cardinal Gov't Securities	375.2	14	9.8	9.6	
Carriage Gov't Securities Trust	226.5	18	8.6	8.6	
Cash Equivalent Fund	4,546.1	35	11.5	12.5	
Cash Equivalent Gov't Only	580.7	30	9.2	9.0	
Cash Management Trust	600.3	19	10.1	10.5	
Columbia Daily Income	960.5	27	10.0	10.7	
Composite Cash Management Co.	387.9	27	10.4	11.4	
Current Interest	1,632.8	34	10.6	11.3	
DREXEL BURN LAMBERT, INC.					
-Cash Fund Gov't	180.4	47	11.3	11.6	
-Cash Fund M.M. Port.	1,123.0	37	11.3	11.9	
Daily Cash Accumulation	4,817.7	25	10.1	11.0	
Daily Cash Gov't Fund	155.1	27	7.5	8.2	
Daily Income	746.3	27	10.4	10.9	
DEAN WITTER					
-Active Assets Gov't Sec.	148.1	19	8.3	8.6	
-Active Assets Money Trust	1,062.6	44	10.9	11.6	
-Inter-Capital Liquid Assets	9,520.8	48	11.0	11.7	
Delaware Cash Reserves	2,428.1	38	11.2	11.8	
Dellor Reserves	1,101.1	16	9.5	11.1	
DREYFUS					
-Liquid Assets	10,817.0	38	12.1	12.5	
-M.M. Instruments Gov't	863.4	51	10.2	9.9	
ED Jones Daily Passport	918.0	31	10.6	11.3	
E.F. HUTTON					
-Cash Reserve Management	7,047.5	30	10.1	11.4	
-Hutton Gov't Fund	433.8	39	9.6	9.8	
EQI Money Market Trust	182.5	31	10.8	11.4	
Edson & Howard	275.9	23	10.2	10.9	
Equitable Money Mkt Account	400.0	36	11.0	11.6	
Fidelity Daily Income	1,649.3	32	10.7	11.2	
FIDELITY GROUP					
-Cash Reserves	4,081.9	35	11.5	11.9	
-Daily Income	3,865.6	37	11.2	11.8	
-U.S. Gov't Reserves	422.7	38	9.2	9.7	
Financial Daily Income	279.5	18	9.6	10.3	
First Investors Cash Mgt	981.9	28	10.5	11.2	
First Variable Rate	1,478.9	19	9.6	10.5	
Franklin Federal M.F.	173.1	6	8.8	8.3	
Franklin Money Fund	1,297.9	23	11.1	11.7	
Fund-Gov't Investors	1,863.4	25	9.1	9.7	
General M.F. Inc.	1,340.5	53	10.9	11.3	
Government Investors Trust	708.7	21	9.5	10.2	
Graduate Cash Reserves	765.7	34	10.4	11.2	
Hilliard Lyons C.M. Inc.	217.8	11	8.8	8.8	
IDS Cash Management	1,346.6	34	10.9	11.3	
John Hancock Cash Mgt	176.1	13	8.9	8.8	
Kemper Gov't Money Market	149.4	30	8.8	8.8	
Kemper Money Market	4,012.7	35	11.7	12.7	
Legg Mason Cash Reserve Trust	350.3	40	10.2	11.1	
LEHMAN					
-Cash Management	784.2	21	10.4	11.0	
-Gov't Fund, Inc.	196.7	8	9.7	8.1	
Lexington Money Market	352.0	31	9.5	11.4	
Liquid Capital Income Trust	2,155.8	23	9.9	10.6	
Liquid Green Trust	148.2	25	10.8	11.2	
Lord Abbett Cash Reserve	388.2	26	9.2	10.2	
M.F. Nationwide	400.5	34	10.3	11.1	
Major Cash Management Trust	978.8	27	11.4	11.8	
McDonald Money Market	208.8	32	10.2	10.3	
MERRILL LYNCH					
-CMA Gov't Securities	1,083.7	43	8.2	11.4	
-CMA Money Fund	15,148.5	46	9.7	12.7	
-Government	2,000.1	40	9.2	10.4	
-Institutional	1,697.6	40	9.8	11.1	
-Ready Assets	23,022.1	45	9.8	12.5	
-Retirement Reserves	714.3	38	9.7	11.8	
Midwest Income ST Gov't	261.8	27	8.8	11.1	
Money Market Instruments	173.5	33	10.3	10.9	
Money Market Management	545.3	33	10.8	11.4	
Morgan Keegan Daily Cash	113.0	30	10.2	11.0	
Mutual of Omaha	400.4	31	9.1	10.0	
NEL Cash Mgt Trust	826.1	33	11.1	11.8	
National Liquid Reserves	2,075.0	38	11.3	11.8	
Oppenheimer M.M.F. Inc.	1,800.7	31	10.2	11.4	
Paine Webber Cash Fund	6,783.1	29	10.8	11.3	
Parway Cash Fund	361.8	27	8.8	11.0	
Putnam Daily Div. Trust	411.8	39	11.2	11.7	
Reserve Fund-Gov't	438.7	30	9.0	8.9	
Reserve Fund-Primary	1,052.3	29	8.1	11.6	
Rothschild F.Earnings & Lq.	283.3	13	9.9	10.4	
St. Paul Money Fund, Inc.	213.3	29	9.8	11.1	
SCUDDE					
-Cash Inv. Trust	1,333.3	27	10.0	10.7	
-Gov't Money Fund	177.0	17	8.2	8.5	
Sears U.S. Gov't M.M.T.	515.4	30	8.6	8.9	
Seligman Cash Mgt Fund, Inc.	833.9	16	10.7	11.3	
SHEARSON-AMERICAN EXPRESS					
-Daily Dividend	1,851.0	43	8.3	9.9	
-FMA Cash	780.0	24	10.0	9.9	
-FedFund	1,883.2	23	8.6	8.9	
-Government & Agencies	1,181.0	40	8.3	9.9	
-T-Fund	780.0	24	10.0	9.9	
-TempFund	5,141.1	25	10.8	11.2	
-Short Term Income	2,075.0	38	11.3	11.8	
Standby Reserve Fund	215.3	35	10.5	11.4	
Stetson Cash Reserves	672.1	37	11.0	11.6	
Sutro Money Market Fund	786.1	32	10.6	11.1	
T. Rowe Price Prime Reserve	3,586.0	32	10.6	12.0	
T. Rowe Price U.S. Treas. M.F.	1,052.3	29	8.1	11.4	
Transamerica Cash Reserves	387.7	30	10.5	11.2	
Trust Cash Reserves	284.1	29	10.5	11.1	
Tucker Anthony Cash Mgt	386.1	27	10.0	10.8	
USAA M.M.F.	1,068.8	34	10.4	11.0	
United Cash Management	553.1	28	10.5	11.5	
Value Line Cash Fund	674.7	32	11.0	11.7	
Vanguard M.M.T. Federal	562.5	26	9.5	9.9	
Vanguard M.M.T. Prime	1,258.0	30	11.3	12.0	
Webster Cash Reserve	1,512.3	29	10.9	11.4	
Ziegler Money Market	151.5	32	10.2	10.9	
DONOHUE'S MONEY FUND AVERAGE(TM)					
-Average for all 205 taxable funds			9.9	10.5	

