

What's inside

Thanks to a Midland man, Texas has new case law on carrying a firearm in a bar.

LOCAL — 1C



Constant consumer demand leads to the development of faster speed films, such as 1,000 ASA.

LIFESTYLE — 4C



Midland Chamber of Commerce elects new officers and approves budget and work plans for the coming year.

BUSINESS — 8B

The Eyes of Texas focus on Memorial Stadium Friday when No. 5 San Angelo faces No. 7 Midland Lee.

SPORTS — 1B

Midland Reporter-Telegram

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4 SECTIONS, 44 PAGES



Texas concerns

Discussing Texas ranchers' needs with Agriculture Secretary John Block, left, is Texas Agriculture Commissioner Jim Hightower.

Drought loan plan stirs up some interest

By LANA CUNNINGHAM
Staff Writer

WASHINGTON — Relief for drought-stricken West Texas farmers and ranchers should be coming next week, and it's not spelled R-A-I-N.

Agriculture Secretary John Block and U.S. Rep. Tom Loeffler, R-Texas, worked out Wednesday morning a plan, which was approved by President Reagan, to lower the interest rate on loans and lift restrictions on ranchers. However, by late Wednesday the plan was being criticized for not meeting the ranchers' needs.

Money under the Emergency Loan Program had been allocated earlier for farmers. According to Loeffler, who represents Midland in the 21st District, the new plan lowers the interest rate from 8 percent down to 5 for the first \$100,000. An additional \$400,000 is available at 8 percent.

Farmers and ranchers who can obtain credit elsewhere still will be eligible for federal aid, but at a 13.75 percent interest rate.

Loeffler reasoned the lower interest rate and revised regulations will

give farmers and ranchers money for feed without having to borrow at the higher conventional rates.

Ranchers in the 23 West Texas counties declared a disaster will have the same access to this money as the farmers. Under the regulations now, farmers can more easily show the amount of losses required to qualify for a loan.

"One of the problems with the program is that it's not being used in West Texas," said Loeffler in a telephone interview from his office.

Loeffler and state officials have criticized Block for not touring the drought area in West Texas. But Block has backed off his stance and assured Loeffler "some high-ranking" Washington officials from the Agriculture Department will be in West Texas next week to meet with farmers and ranchers. Their job is to make sure the revised standards are workable and to move the paper work.

Midland is among the 23 West Texas counties that have been declared disaster areas because of the drought. Another three — Crockett, Glasscock and Irion — should be added soon.

(See TEXANS, Page 2A)

Burning of outpost heats up Nicaraguan conflict

Mourning declared for victims of Lake Nicaragua boat disaster

SAN JOSE, Costa Rica (AP) — Costa Rican-based rebels attacked, burned and abandoned Nicaragua's main southern border post and dynamited power lines leading to the north, heating up the two-front war against the leftist Sandinista government.

Elsewhere in Central America Wednesday, Guatemalan leader Gen. Oscar Humberto Mejia Victores marched into the Council of State and told the 60-member body he was dissolving it because of lack of funds. A leading moderate charged right-wing violence has increased since the general seized power earlier this month.

In El Salvador, the Defense Ministry accused guerrillas of "vandalistic occupation" of Tenancingo, saying leftist rebels killed 13 civilians in a rocket and mortar attack when they seized the town for two days earlier this week.

In Washington, the National Bipartisan Commission on Central America, headed by former Secretary of State Henry A. Kissinger, was expected to announce today plans for a trip to Central America next month. The 12-member commission expects to complete its policy recommendations for President Reagan by February.

Costa Rican authorities said Nicaraguan rebels launched a heavy attack on Penas Blancas, a Nicaraguan post 90 miles south of Managua, the capital, and just inside the Costa Rican border.

GRANADA, Nicaragua (AP) — Authorities declared a two-day mourning period as the search continued today for victims of a passenger boat that burned and sank in shark-infested Lake Nicaragua with as many as 127 people aboard.

The government reported 14 dead and 28 missing in the disaster aboard the Santa Elena and said rescue workers "continue to search for the missing victims."

But a witness said he saw a passenger list with 127 names on it, and rescue officials said they recovered only 27 survivors, raising the possibility there could be as many as 100 dead.

Jose Marengo Torres, who was rescued, said some screaming passengers leaped into the lake when the fire broke out Wednesday, although the presence of sharks was well known.

It is rare to find sharks in fresh water, but Lake Nicaragua was once filled with salt water and gradually evolved into a freshwater lake. The marine life, including sharks, adapted to the slow change.

Granada Red Cross Director Daniel Mendoza said 27 people had been rescued and 13 bodies recovered.

He said the Santa Elena and similar boats are designed to carry about 60 passengers but he said the boats often carry more passengers if they show up at dockside at the last moment.

"Even though supposedly they have capacity for 60 people, they usually carry more than 100, aside from the cargo they take with them," Mendoza said.

Officials said the boat started its journey to Granada Tuesday night from San Carlos, 100 miles to the south, carrying a cargo of 250 pigs and 50 head of cattle.



AP Laserphoto Map

Nixon favors broader U.S. aid to Nicaragua

— Page 2A

The Revolutionary Democratic Alliance, in a press release from San Jose, said its forces left the border post "burning and abandoned."

It said they also dynamited power lines leading to the cities of Rivas, 20 miles north, and Nanaime, also to the north on the Pan American highway.

Reporters trying to reach Penas Blancas were stopped at Rivas and told by Nicaraguan military officials

that fighting had resumed along the border late Wednesday.

Last weekend, U.S.-backed rebels of the Nicaraguan Democratic Force seized the northern town of El Espino, bordering on Honduras, held it for almost two days then pulled back Tuesday.

The attacks prompted junta leader Daniel Ortega Saavedra to warn the U.N. General Assembly Tuesday that Nicaragua needs to build up its arsenal to defend itself against "ever

more direct involvement" by the United States.

Recent congressional testimony showed the Honduras-based guerrillas received \$19 million in funds and training from the CIA.

The Costa Rican-based rebels in the south, led by Eden Pastora, a hero of the 1979 revolution that placed the Sandinistas in power, have received no American help as far as is known.

Mejia Victores, Guatemala's chief of state, dissolved the Council of State, an advisory board composed of businessmen, politicians and Indian leaders created by his prede-

cessor, Gen. Efraim Rios Montt.

Vinicio Cerezo, head of the Christian Democratic Party, called for Mejia Victores to halt an "alarming" increase in the number of kidnappings and murders "since the general overthrew Rios Montt Sept. 1." He said the violence was "not necessarily part of any official policy," but "since the fall of Rios Montt, certain groups think they have been given the green light to act with impunity."

Government spokesman Edgar Dajalman Dominguez blamed the violence on leftist guerrillas, who he said were "trying to create an image of chaos on an international and national level."

Guerrillas, meanwhile, ambushed a military patrol 91 miles northwest of the capital, killing one and wounding three, and set off a bomb that interrupted telephone service on the south side of the capital.

In El Salvador, the Defense Ministry said leftist rebels, using rockets and mortars, killed 13 civilians when they seized Tenancingo Sunday.

The ministry press release made no mention of air force bombings of Tenancingo after ground forces had surrendered — for which the government apologized Tuesday. Civilians say the bombings killed 50 townspeople and wounded 25. At least 22 soldiers and 26 rebels were killed in the fighting, and 70 troops were captured.

Limousine whisks clients away on funeral tour

MANKATO, Minn. (AP) — A funeral home employee spurning industry tradition may have come up with a sales plan whose time has come — even if the occasion hasn't. He offers freebie limousine trips as part of a "pre-need" funeral sales tour.

Dick Porter, a sales representative for the Vetter Funeral Home at Woodland Hills Cemetery, picks up potential customers for a day trip to the mortuary.

During one recent tour, a shiny black limousine cruised up to the door of the Walnut Towers senior citizens high rise to meet nine elderly women who oohed and aahed and tittered some.

In a flash, Porter bounded through the foyer. There was a let's-get-this-show-on-the-road urgency in his step and good cheer in his voice.

"Well, we got a real lovely bunch this morning," Porter said as he greeted the residents.

With that, the entourage was whisked into the limousine for an outing that netted them a crisp \$2-bill, a fresh white carnation and a quick delve into mortuary science.

First stop on the Vetter tour was Sue's Floral for flowers for the women. Then on to the funeral home and cemetery, where the ladies spared no questions.

"Are we going to see where they do the cremating?" one woman asked.

"Absolutely," Vetter representative John Allen said.

The tour included stops in the funeral home's new chapel,

mausoleum and "cremation niches" where, the women were told, ashes are placed and left "forever."

There were no overt sales pitches, only informational banter between the women and Vetter staff.

If the women felt any sense of the macabre, they weren't letting on. The mood was anything but grave, and there was laughter among the crypts.

"Listen to them," funeral home manager Howard Fletcher said. "Doesn't sound like there's much fear there, does it?"

The tour reflects aggressive marketing trends in the funeral industry. Fletcher says it is called pre-need sales and it differs from the traditional "we'll be here when you need us" approach.

It is a conflict that doesn't set well with many traditional funeral homes, Fletcher said Wednesday night.

"I'm sure if you talked with other funeral directors they would put it down so fast it isn't funny. They'd probably be repulsed."

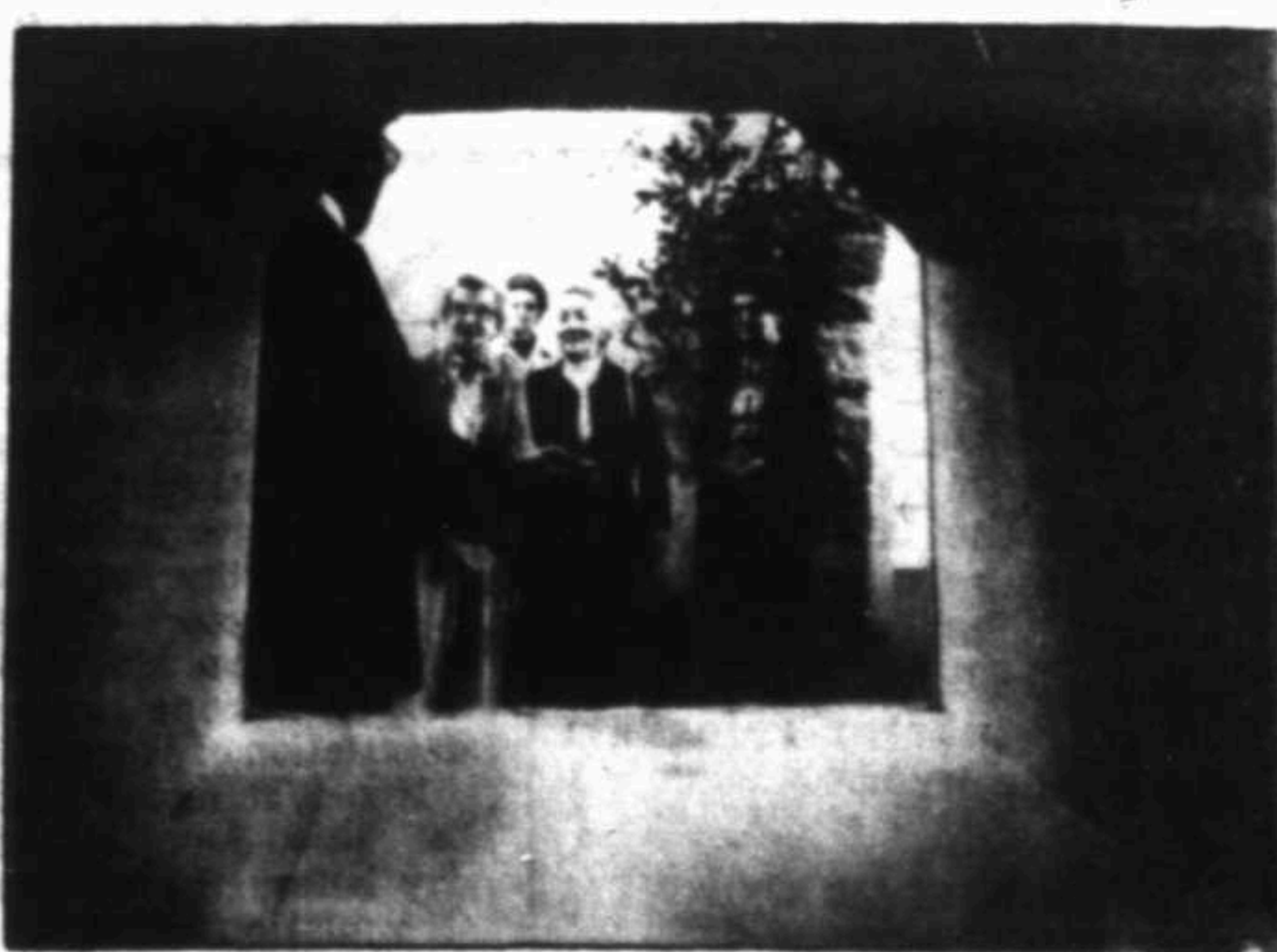
He's right.

"I consider it an unprofessional act. Totally unacceptable," Landkammer's Funeral Home manager Edward Fraser said of the tour, which ends with a lunch stop at a restaurant.

Johnson-Boman Mortuary manager Larry Essen also is put off by the idea, calling it "a gimmick."

"But that's fine," he said. "It's just a difference of opinion."

Essen agreed that pre-need funeral arrangements make sense.



AP Laserphoto

Elderly residents of Mankato, Minn., peer into a mausoleum, just one of many stops on a "pre-need" funerals sales tour.

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Cloudy skies and a 30 percent chance of thunderstorms. Details on Page 2A.	

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DRILLING REPORT

WILDCATS OPERATED BY
MIDLAND-AREA FIRMS
SEPTEMBER 28

ANDREWS COUNTY
Aaron F. Giebel No. 2 Adams PD 7,700: total depth 7,700 feet, plugged back total depth 7,065 feet, perforating to Clearfork.

BORDEN COUNTY
Amoco Production Co. No. 39 T.J. Good PD 10,400: testing.
Nortex Gas & Oil Co. No. 1-324 Lemley-Red Mud Creek PD 8,130: drilling 8,184 feet, Ellenburger.
Permian Resources Inc. No. 1 Everett PD 8,600: new location 9/19/83.

COCHRAN COUNTY
Robert Klabzuba No. 1 F.O. Masten Estate PD 11,800: new location 9/20/83.
Newhall Resources No. 1-32 Starnes PD 5,200: new location 9/15/83.
Woods Petroleum Corp. No. 1 Greascham PD 12,000: drilling 1,838 feet.

CRANE COUNTY
Gulf Oil Corp. No. 0147 P.J. Lee et al PD 4,850: total depth 4,150 feet, plugged back 4,129 feet, resumed operations 7 a.m. 9/26/83, flowing tubing pressure 60 pounds, swabbed & flowed 10 hours, recovered 38 barrels oil, 11 barrels water, starting fluid level at 1,800 feet, made 1 RPH with fluid level 1,800-3,400 feet, flowed to test tank on 16/64 inch choke, released crew 5:30 p.m. 9/26/83, well flowed 13.5 hours overnight, 24 barrels oil, 3 barrels water till 7 a.m. 9/27/83.
Gulf Oil Corp. No. 148 P.J. Lee et al PD 4,450: total depth 4,157 feet, plugged back 4,122 feet, flowed 47 barrels oil, 187 barrels water thru 2 7/8 inch outside diameter tubing on 16/64 inch choke on 24 hour co test ending 10 a.m. 9/26/83, corrected gravity 39.6 at 60 degrees F, gravity 123, gas/oil ratio 2,617:1, tubing pressure 130 pounds, casing pressure 900 pounds.

DAWSON COUNTY
Tipperary Oil & Gas Corp. No. 2-128 Elland PD 12,300: total depth 12,215 feet, finished running 287 joints of 5 1/2 inch casing, set 26 feet off bottom at 12,189 feet, cemented with 875 sacks, proceeded by 1,000 gallons mud flush, plugged down at 12:15 p.m. 9/27/83.
Tipperary Oil & Gas Corp. No. 1 Lee PD 11,800: new location 9/21/83.

ECTOR COUNTY
Amoco Production Co. No. 30 Mrs. T.B. Roberts R/A 'A' PD 10,700: drilling 10,500 feet, waiting on completion unit.

GAINES COUNTY
Davis Oil Co. No. 1 Gordon Griffin PD 12,800: new location 9/22/83.
Davis Oil Co. No. 1 Maude Hames PD 13,500: moving in rotary, will spud tomorrow.
W.A. Moncrief Jr. No. 1 E.T. Adair PD 8,600: new location 9/22/83.

GLASSCOCK COUNTY
Exxon Corp. No. 1 L.S. Adams PD 11,200: new location 9/20/83.

HOWARD COUNTY
Earle M. Craig Jr. Corp. No. 1 Avenir '33' PD 9,300: total depth 9,287 feet, moving off rotary tools.
Estoril Producing Corp. No. 1 Northcutt PD 8,700: total depth 7,502 feet, acidized.
Southland Royalty Co. No. 1 Little PD 10,500: drilling 4,300 feet time, drilling with fresh water.

KENT COUNTY
Amoco Production Co. No. 3 Walter G. McMeans Operating Area: new location 9/19/83, plugback.
Amoco Production Co. No. 6 Walter G. McMeans Operating Area: new location 9/19/83, plugback.
Amoco Production Co. No. 9 Walter G. McMeans Operating Area: new location 9/19/83, plugback.

LEA COUNTY
Amoco Production Co. No. 1 State 'DV' PD 12,750: prep to test pump, shut in.

LOVING COUNTY
ARCO Oil & Gas Co. No. 1 W.D. Johnson Jr. et al '30' PD 6,500: total depth 6,500 feet, plugged back depth 6,498, hooking up production equipment.

ARCO Oil & Gas Co. No. 1 W.D. Johnson Jr. et al 'X' PD 6,700: total depth 6,692 feet sand, lime.
Amoco Production Co. No. 2 B.E. Quinn PD 24,000: total depth 1,460 feet.
H.L. Brown, Jr. No. 2 Robinson: 5 PD 7,500: pumped 14 barrels oil, 140 barrels water.
Westland Oil Development Corp. No. 1 Reed Estate '27' PD 19,000: plugged back total depth 17,810 feet, nipped up blow-out preventer.
J.C. Williamson No. 2 Exxon Johnson PD 6,200: waiting on potential test.

LYNN COUNTY
Tipperary Oil & Gas Corp. No. 1 Dornon PD 10,400: ran 24 hour test, made 31 barrels oil, 59 barrels water in 13 hours swabbing.

MARTIN COUNTY
Adobe Oil & Gas Corp. No. 1 Enserch-Lewis '15' PD 12,100: drilling 6,100 feet in time, shale, 1 degree at 5,406 feet, 3/4 degrees at 5,895, drilling with water, mud 8.4 pounds, 28 viscosity, 10 PH.
HCW Exploration Inc. No. 1 C. Griffin Estate PD 6,500: new location 9/22/83.
Legacy Petroleum No. 1 Gular PD 10,000: won't spud until November 15.
Legacy Petroleum No. 1A Strain PD 10,000: won't spud until November 15.
Legacy Petroleum No. 1B Strain PD 10,000: won't spud until November 15.
Legacy Petroleum No. 1C Strain PD 10,000: won't spud until November 15.

MIDLAND COUNTY
David & Inez G. Faiken No. 1 Fee AA PD 13,600: waiting on rotary tools.
Lacy & Byrd Inc. No. 1 Mackey PD 10,750: total depth 10,695 feet, shut in for pressure build up.
Willson Energy Inc. No. 1 Brooks PD 10,900: waiting on completion unit.

PECOS COUNTY
Dyad Associates No. 1 Lineberger PD 4,250: drilling 2,300 feet.
Exxon Oil Corp. No. 1 State University 'EU': waiting on completion unit.
HNG Oil Co. No. 1 Hudgins 37 PD 14,500: total depth 10,365 feet sand, shale.
Lario Oil & Gas Co. No. 1 Spinnier PD 6,500: will spud by the end of October.
R.K.G. Engineering Inc. No. 3 Crawford 21 PD 3,100: new location 9/19/83.
Ralph L. Way Inc. No. 2 Crowley-State PD 5,500: new location 9/25/83.
Zinke & Philpy Inc. No. 1-A John M. MacKenzie PD 5,300: probably won't spud until end of year.

REEVES COUNTY
D.K. Boyd Oil & Gas Co. No. 1 Renee PD 4,800: drilling 3,902 feet.
Gulf Oil Corp. No. 2 Barstow State PD 6,350: new location 9/22/83, re-entry.
Maralo Inc. No. 1 Texaco Inc. ATA PD 18,000: drilling 18,455 feet Dolomite.
Hillin Production Co. No. 1 Dixieland 3 PD 21,000: total depth 19,475 feet.
Johnson and Price No. 2 Marmaduke PD 7,100: new location 9/15/83.

SCURRY COUNTY
Nortex Gas & Oil Co. No. 1-JJ372 Beaver PD 8,600: new location 9/20/83.

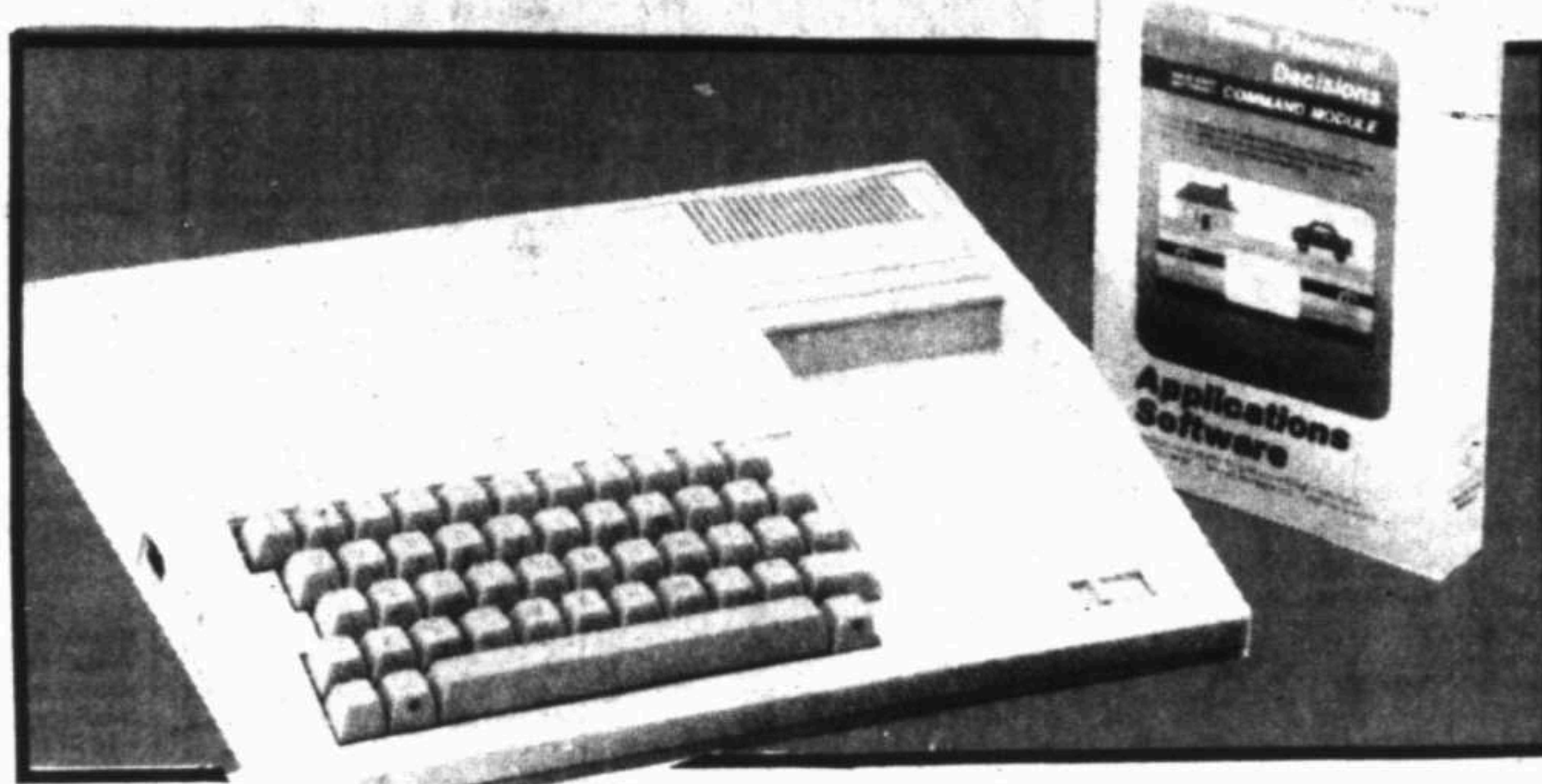
STERLING COUNTY
Chambers & Kennedy No. 1 Durham PD 8,400: will spud next month.

TERRY COUNTY
Pogo Producing Co. No. 1 F.E. Bradshaw PD 11,600: new location 9/22/83.

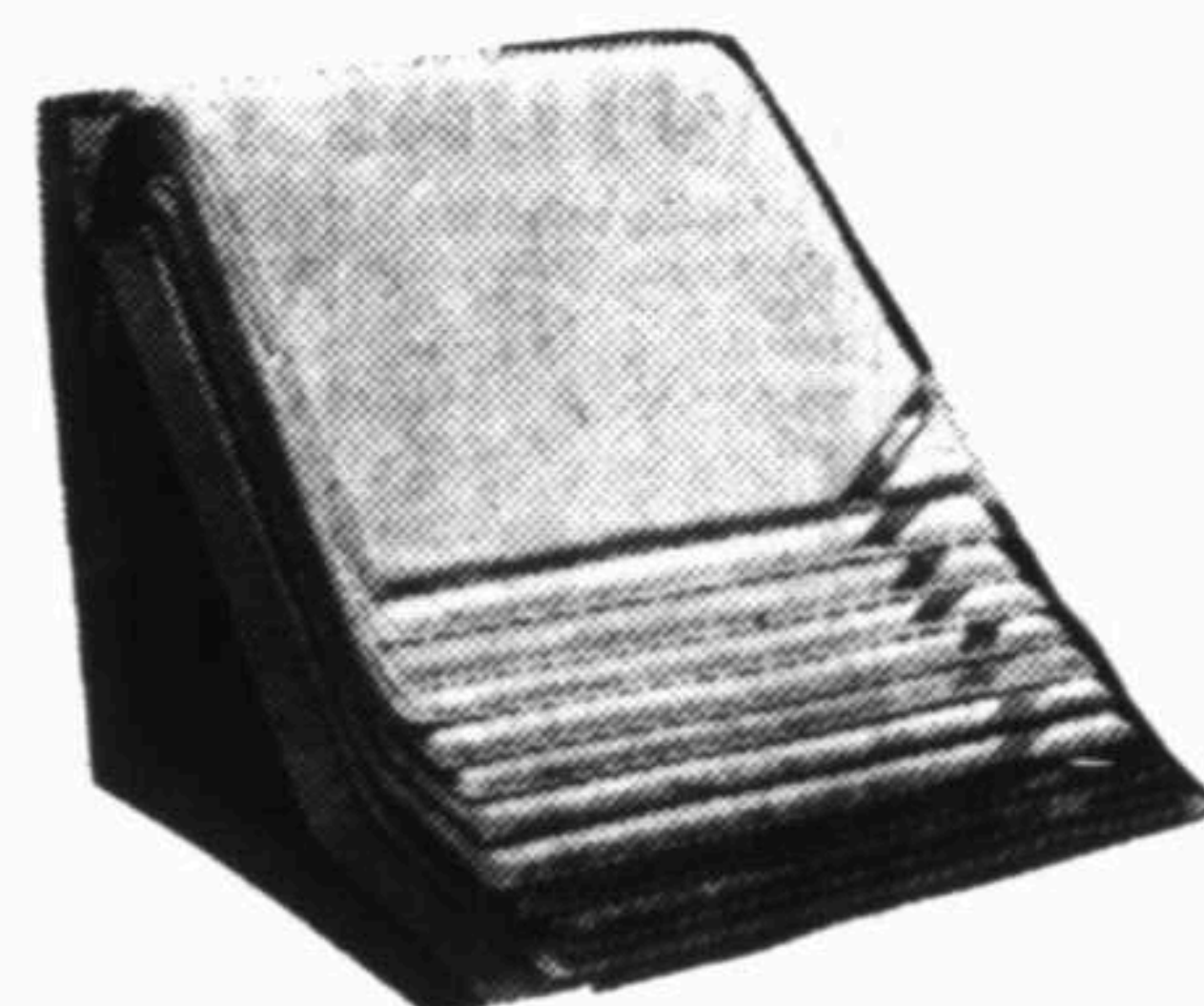
TOM GREEN
Amoco Production Co. No. 1 Emmett Jacobs PD 5,400: plug, abandon.

WARD COUNTY
Dinero Operating Co. No. 1 Monroe Stratton PD 17,500: pulling, laying tubing.
O.H. Berry No. 1 ARCO-Lottaw PD 2,800: drilling 1,879 feet.

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Dollar rallies

LONDON (AP) — The dollar rallied against most major currencies in early trading today. Gold prices opened some \$4 down.

In London, gold opened at \$409 bid an ounce, down from \$413 late Wednesday, and was little changed in later trading. In Zurich, gold opened at \$409.20, down from \$413.25.

London's five major bullion houses set the midmorning "fixing" at \$409.50 an ounce.

In Tokyo, where trading ends before it begins in Europe, the dollar recovered in brisk trading after a four-day slide to close at 237.55 yen, margin-

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United Way at
50.6% of goal
— See story, this page

section

C local/lifestyle

Midland Reporter-Telegram

THURSDAY, SEPTEMBER 29, 1983

'Frog' freed, sets precedent

By ED TODD
Staff Writer

Frog, who's "making law," is free to come and go at will.

Three years ago, he wasn't. In 1980, James Allen "Frog" Johnson, 34, of Midland was convicted by a jury of possessing a handgun in a tavern. Texas law doesn't condone that. It took the jury about five hours to find him guilty even though Johnson freely admitted he toted the pistol in a bar. He even fired it a few times. The jury took five minutes to hand him a two-year sentence. He could have received a 10-year sentence.

But he never went to prison. Last year, the Texas Court of Appeals overturned the conviction. It said the judge — Vann Culp of Midland's 238th State District Court — erred in not allowing self-defense and necessity as a defense for having a pistol in a place where alcoholic beverages are sold or served.

This year, a higher court, the Texas Court of Criminal Appeals, said the other appellate court in part was mistaken. It should haven't allowed self-defense as a defense, since the charge — unlawfully carrying a firearm — had nothing to do with murder; a defense for murder may be self-defense. Self-defense was no valid defense for carrying a gun in a bar, said the higher court.

NECESSITY IS a defense, however, the higher court said. The mistrial was declared, a new trial was ordered and the District Attorney's office moved for a dismissal, which was granted, since an acquittal was still possible with the inclusion of the necessity defense.

Johnson, who had walked in the bar unarmed, was handed a pistol by one of his friends, since Johnson's alleged foe, Wilbur Edward Williams, 29, was in the crowded bar. Williams had vowed to "get" Johnson to avenge a lost dice game and for two weeks had been looking for him and, by police accounts, had been armed with a .20-gauge shotgun and a .45-caliber pistol.

In the bar, Williams and his brother, Leroy Jackson, who was just out of prison, began striking Johnson with barroom chairs, according to reports. Johnson, sensing he was in danger, took the .22-caliber pistol out of his back pocket and fired away, according to reports. Williams was killed, and Williams' mother, his brother and a bystander in the bar were wounded. Shortly afterward, the Midland County grand jury no-billed Johnson in the death and the wounding.

But the state hit him on the liquor-law violation: possessing a firearm in a bar.

DISTRICT ATTORNEY Vern Martin found no fault in the judge's decision not to allow any of three defenses — duress, self-defense, necessity — proposed by defense attorney Kevin Bartley.

"The judge made no honest mistake," Martin said. "He followed the law as it appeared to be."

The law allowed no excuse for carrying a loaded (or empty) firearm in a bar.

Martin, when a defense attorney, recalled tendering a similar defense for his client, but it didn't work then either.

(See 'FROG', PAGE 2C)



Staff Photo by Cody Bell

From left, Dr. Robert Vogel, Hospital District President Tevis Herd and Dr. William McGavran line up at the starting line of the Midland Memorial Hospital Run for Your Health. The run — one mile, two miles or 10 kilometers — will begin at The Midlander Health and Racquet Club, 225 Corporate Drive, 8 a.m. Saturday. Entry fee is \$6 for those who pre-register and \$8 for those registering the day of the race. A hospital surgical scrub uniform will be given to all entrants. For further information call 685-1540.

United Way has reached 50.6 percent of its goal

United Way of Midland has reached 50.6 percent of its fundraising campaign goal, it was announced today at the report luncheon at Yucca Theatre.

In the third report of the five week campaign United Way funds totaled \$866,272 of its \$1,712,000 goal.

The Industry and Commerce division topped the 33 percent mark,

bringing in \$171,754, while the Special Support division reached 64 percent of its goal, totaling \$289,038.

The Oil division also reached the half-way mark, contributing \$269,952, or 50 percent of its goal. Public and Professional contributions hit the 68 percent mark, or \$135,528.



Staff Photo by Paul Gilbert

Protest for deaf

The Midessa Association of the Deaf Inc. picketed Wednesday at KOSA-TV in Odessa, the local CBS affiliate. Because decoders are

not readily available for captions on programs, the group took part in the national demonstration against the network.

Theatre's production changes its act

By GEORGIA TEMPLE
Entertainment Writer

Roy Caulder no longer talks of Edith Ellen Hyde. He no longer tells his younger brother, Ray, during a talk behind Angel's Bar of his skirt-and-match experience in the backseat of his '59 pink Thunderbird convertible, the view that left him knowing how the first explorer who discovered the Grand Canyon felt.

And Roy's language has changed since he first stepped on the Theatre One stage at Theatre Midland. He's cleaned up his vocabulary.

Or did he get a mouth wash?

"The reason the changes were made was because we did not bill the play as an adult comedy," says Michael Spicer, director for Midland Community Theatre's production of James McLure's two one-act comedies "Lone Star/Laundry and Bourbon." "It was an oversight and a grave error."

Opening night, two members of the audience walked out during "Lone Star." About 12 more left during intermission. But, Don Bachmann, MCT's executive director, says, that was not the reason the production was changed.

"The last thing we're going to allow to happen is take artistic control away from the theater. We're not about pabulum, there's too much of that. Sometimes we shock a little bit. We challenge people, as in 'Shadow Box.' Our job is to 'present material we think is relevant.'"

This material must come, Bachmann says, "from the broad body of dramatic literature. We need the whole thing."



Staff Photo by Cody Bell

Ray (Daren Taylor) keeps Roy (Michael Huslage) from choking an oblivious Cletus (Corby Considine) in this scene from Midland Community Theatre's production of James McLure's "Lone Star/Laundry and Bourbon." The production closes Saturday. Reservations may be made by calling 682-4111.

In the case of "Lone Star/Laundry and Bourbon," an unusual situation arose.

"I see all the productions, but that last week the week before the opening of 'Lone Star/Laundry and Bourbon' I was sick the whole week and I didn't see this production until Saturday night (opening weekend)," Bachmann says.

At that time, Bachmann realized there was a problem. The production contained material and language designed for adult viewing,

and it had not been billed as such.

In addition to changing the billing to "adult" Texas comedies, Bachmann says, "I talked with the board of governors. Michael Spicer and I got together and took out two small sections as a safeguard. We decided to play it doubly safe."

"We just made a mistake in not billing the production as adult comedies and we will have to take our lumps on that," Bachmann says. "If

we had billed it as such, there would

have been no problem with the play going as it was."

The changes were, Bachmann says, "rather minor." "I don't want to get involved in a censorship thing," he says. "We want to be able to present theater as close to the way that it's done while still reflecting the attitudes and mores of the people in our community."

Bachmann cited as an example "The Best Little Whorehouse in Texas."

"Obviously we had some people bothered by 'Best Little Whorehouse in Texas' but they knew by the way we billed it what it was." More than 11,000 people saw "Whorehouse" and Bachmann says, "Ninety-five percent did not find it offensive at all."

The same was true of the two audiences that saw "Lone Star/Laundry and Bourbon" opening weekend. "Ninety-five percent of the people who saw the show Friday and Saturday were not offended. But a small portion of the audience was."

Bachmann cited as another example the Theatre One showing of "Shadow Box." All the publicity contained the information that "Shadow Box" dealt with three terminally ill patients and that it contained a homosexual situation.

That was the membership and the public had, Bachmann says, "freedom of choice."

"That's the big thing. We've always provided that information for them in the past and we intend to in the future."

"Lone Star/Laundry and Bourbon" closes Saturday.

Death row inmate not expecting to die

HUNTSVILLE, Texas (AP) — Death row inmate James David Autry says he doubts he will die as scheduled Oct. 5, but adds that he is ready if his execution is not stayed.

"I already made up my mind that there isn't any sense worrying about it," Autry told the

Huntsville Item Wednesday. "There isn't anything I can do. It's not really left up to me. It's up to the Supreme Court and my lawyer."

Autry, who celebrated his 29th birthday Tuesday, was convicted in the April 1980 shooting death of 43-year-old Shirley Drouet, a

Port Arthur convenience store clerk. One customer also was fatally shot, and another was crippled.

Autry's attorney, Charles Carver, asked U.S. Supreme Court Justice Byron White to delay the execution so arguments could be heard in the case. White

referred the matter to the full court, which is meeting in conference this week.

"I'm prepared mentally and emotionally," Autry said. "I've thought about dying. I don't think dying is a bad thing. Every body dies."



ED TODD

Being imprecise is precisely their business

If sometimes it appears I don't know what I'm talking about, it's probably because I don't. That goes for anybody.

And that's what gobbledygook is made up of: Being imprecise about precisely nothing.

Can one be specifically imprecise? Certainly.

Journalists, who are pledged to be specific and lucid, sometimes get caught in a cloud. And who doesn't? Journalists are paid (never mind how much) to get above the fog and out of the web. But sometimes pride and ignorance intervene, and an honest "I don't know" is suppressed.

That aside, I'll go on to other violators, while not forgetting the beam-and-mote admonishment by The Master.

Being imprecise, foggy and windy is the business of politicians. (Chicago isn't labeled the "windy city" just because of gales over Lake Michigan.)

Lawyers, noted for their rhetoric, try to persuade for their clients' benefit and their cut of the judgment or for the fee. Their degree of exactness and preciseness just depends on the circumstances and whether logic, considered thought,

emotionalism or impulsiveness is desired. To get an idea of how clouded legalese is, you might pick up most any court document, particularly an original petition. It's usually a catch-all. The lawyer attempts to cover his every flank; if one position doesn't work, perhaps another will. That's why many a lawsuit will say, "In the alternative" and so forth, et cetera, so on and more to come.

Preachers are movers and shakers of rhetoric. The more precise a minister gets, the more likely he is to win some ardent followers and lose

many others who disagree but often without investigation. If he's not sure about his own stance or about that of whom or what he speaks, then he'll generalize to the tune of a boring viola. Now, you know why there's a bustle at onset of the offertory: to wake up the sleeping. Who can give when he's dozing?

Educators — certainly not all — have a penchant for being ambiguous. Maybe that's because they're not scholarly enough. Or if they are, then their organization is without order or purpose. Have you ever waded through a grant request, a

curriculum proposal, an excellent-in-education study or an education course bedded in redundancy?

As erudite as William F. Buckley is, he discards plain language with the same relish with which Art Buchwald and Erma Bombeck write barbershop and laundry-room language. Is WFB being ambiguous, just trying to impress, or convey thought? He's writing to a different audience, just as Thoreau heard those different drum beats. Still, he violates Rudolf Flesch and the Reader's Digest formula for plain writing, and there's much virtue in

that. Wouldn't Norman Cousins and H.L. Mencken agree?

Salesmen and particularly promotional "literature" (a misnomer) writers are masters of empty-word usage. And that's all right. Let there be, for there will be, pomposity and simplicity in language. It's merely up to the reader and the listener to discern what is meant by what is said or written. That's an art. So is good literature.

Ed Todd is a staff writer for the Reporter-Telegram.

DEATHS

Mary Watts

Graveside services for Mrs. Mary Pollard Watts, 84, of 2211 Humble, are set for Friday at Glenwood Cemetery in Houston. Local arrangements are being handled by the Ellis Funeral Home.

Mrs. Watts died Tuesday night in a local hospital.

She was born Jan. 29, 1899, in Houston. She attended schools there, including Rice University. She married the late Benjamin F. Watts Jr. on Jan. 12, 1924. She moved to Midland in 1977 and was a member of St. Martin's Episcopal Church in Houston.

Survivors include one daughter, Mrs. Polly Kellog of Midland; and two grandchildren.

The family requests that memorials be sent to Holy Trinity Episcopal Church, 1412 W. 11th Ave., Midland.

Roy Swindler

Services for Roy Swindler, 85, of 3533 Hyde Park, will be at 1:30 p.m. Friday in the Ellis Chapel with Douglas F. Parson of Golf Course Road Church of Christ officiating. Burial will follow in Resthaven Memorial Park directed by Ellis Funeral Home.

He died Tuesday morning in a Midland hospital.

Swindler was born Nov. 14, 1897, in Indian Territory, Okla. He spent most of his life in Texas, living at Bowie for a number of years. He lived in various places in Texas where he worked in the oil fields as a drilling crewman. He moved to Midland 30 years ago. He was a member of the Church of Christ.

Survivors include three daughters, Carita Griffin of Midland, Janet Cobb of Austin and Nancy Sessions of Midland; six grandchildren and three great-grandchildren.

Edna Leslie

Services for Mrs. Edna Leslie, 83, were at 3:30 p.m. Wednesday in Ellis Chapel with burial in Sunset Memorial Gardens in Odessa.

She died in an El Paso hospital Sunday.

Survivors include two daughters, Mrs. Mary Jane Smith of El Paso and Mrs. Dorothy Hardwick of Scottsdale, Ariz.; a sister, Mrs. Katherine Barnett of Enid, Okla.; and two grandchildren.

Palbearers were Charles Smith, Jay Smith, Joe Smith and Herbert Hared.

Hubert Dishman

SAN ANGELO — Graveside services for Hubert C. Dishman, 73, of San Angelo, formerly of Midland, will be at 10:30 a.m. today at Lawnhaven Memorial Gardens with the Rev. Lloyd Conner of Lindell Avenue Baptist Church, officiating. Services directed by Johnson's Funeral Home.

He died Tuesday in San Angelo hospital.

Dishman was born March 20, 1910, in Bellevue. He married Cora Ophe-

lia (Patsy) Wood in 1939 in Springtown. They lived in Fort Worth until 1942, when Ohio Oil Company transferred him to Robinson, Ill. In 1944, they moved to Rankin, where he joined Eddins-Walcher Company as a bookkeeper. He later became manager of the company's Rankin bulk plant. In 1963, he was transferred to the Midland office, where he completed 31 years. He retired Jan. 1, 1976. He and his wife then moved to San Angelo. He was a member of Lindell Avenue Baptist Church.

Other survivors include his wife; two daughters, Mrs. Steve (Sue) Klutts and Pat Dishman of Midland; a sister, Winnie Boutwell of Henrietta and two grandchildren.

Ida Goode

Services for Mrs. Ida Tatum Goode, 76, of 2301 W. Holloway were to be Thursday at 1:30 p.m. in Ellis Chapel with the Rev. Neely Landrum, pastor of Asbury United Methodist Church, officiating.

Burial was to be in Resthaven Memorial Park under direction of Ellis Funeral Home.

Mrs. Goode died early Tuesday at a Midland hospital.

Palbearers were to be Donnie Calahan, Phillip D. Bales, Jerry D. Edwards, Jerry Tredaway, Dewey Baucum, Bennie Thompson and A.C. Tredaway. Honorary palbearers will be Hamilton McRae, Jack King and Joe C. Davis.

Les Cobb

Services for Les Cobb, 70, of 3209 W. Louisiana were to be today at 11 a.m. in Ellis Chapel with the Rev. Jerrell Sharp officiating. Graveside services were to be at 4 p.m. today in Sagerton Cemetery in Sagerton, under the direction of Kinney Funeral Home of Stanford.

Local arrangements are being handled by Ellis Funeral Home.

He died early Tuesday morning in Midland Memorial Hospital after a lengthy illness.

Honorary palbearers were to be Gary Hopper, Don Aldridge, Jack Moore, Vernon Keith, Gerald Johnson, John Glennan and members of Midland Optimist Club.

Lavern Dykes

MCCAMEY — Services for Lavern Walter Dykes, 69, of McCamey, were held Wednesday in First Baptist Church in Iraan with the Rev. Donnie Aurenfhine officiating. Burial followed in Restland Cemetery in Iraan directed by James Dennis Funeral Home of McCamey.

Dykes was born June 18, 1914, in Ford City, Mo., and married Dorothy McCrary April 30, 1942, in Grant City, Mo. He was a pumper for Amoco Oil Co., a World War II veteran and a member of the First Baptist Church.

Other survivors include two daughters, Linda Thomas of Eldorado and Mary Dykes of Waxahatchie; a son, Danny Dykes of Oklahoma; a brother, Maryon Dykes of Albany, Mo.; and eight grandchildren.

State Commission to host forum

The State Commission for the Blind will host a public consumer forum Friday from 7:30 to 9:30 p.m. at the Golf Course Road Church of Christ, 3500 Golf Course Road.

The public session will be held in conjunction with a meeting of the local INSIGHT organization, group of blind, visually disabled and interested persons who gather for social and recreational activities, according to spokeswoman Anne Dunn.

The purpose of the consumer forum, said regional supervisor Franklin Johnson, is to "provide information and address questions that residents of the Midland-Odessa area might have concerning services to blind and visually disabled people in this area."

The forum will include a discussion of the services offered by the commission to blind and visually impaired adults, children and senior citizens.

Johnson said representatives from the commission's regional office in Odessa, which also serves Midland, will be on hand to answer questions and discuss commission services.

For more information, call Ms. Dunn in Odessa at 337-4491.

Museum to hold lecture

The Museum of the Southwest, 1705 W. Missouri Ave., is having a special lecture on the Zapotec Weaving exhibit today at 7:30 p.m.

Marsha Lucas Barton, guest curator for the exhibit, will talk about "Zapotec Weaving: A Living Tradition." The tapestries in the exhibit were created by contemporary Zapotec Indian families living in Oaxaca, Mexico.

The textiles are woven in a wet-faced tapestry weave on a Spanish style foot loom. Usually the loom has been passed down through the families for generations.

In addition to using natural colorations of the wool, the Zapotec tradition includes complex natural dyeing techniques using plants, mosses, lichen, nuts, berries, indigo and the cochineal insect.

The designs reflect the ancient and highly developed Zapotec civilization of more than 2,000 years ago.

The lecture is free and open to the public.

Burglaries reported

Mark Hardwick of 2613 Terrace told police that jewelry, silverware, firearms and assorted other items were taken in a burglary at his residence Wednesday. No immediate dollar value of the loss was available. Entry was gained through a window.

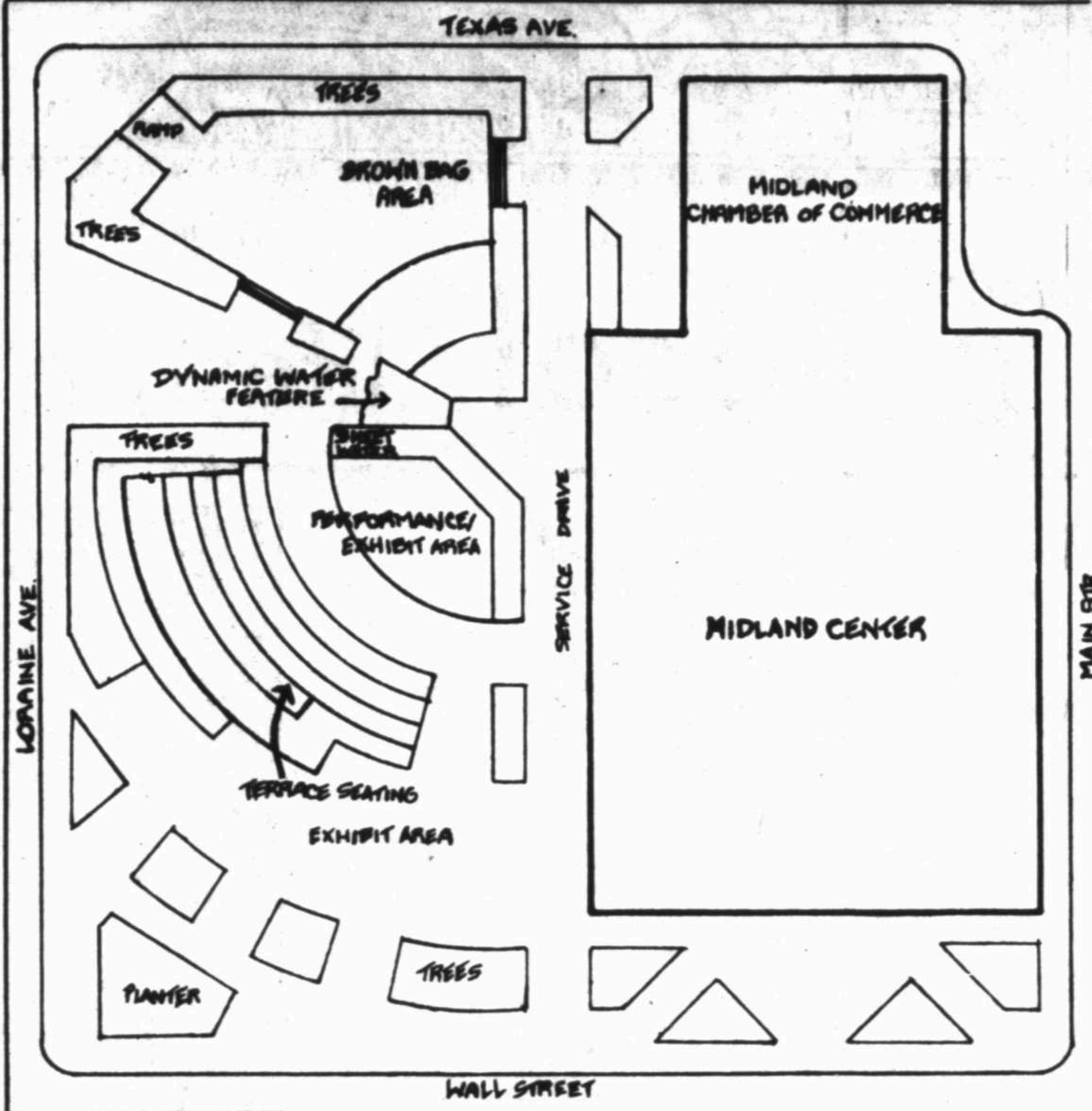
Stephanie Pendergrass of 5256 N. Loop 250 said \$1,247 was stolen from a jar in the bedroom of her apartment. The theft occurred Wednesday.

Susan Setzler of 4101 Dawn reported that her

garage was entered Tuesday. A lawn mower and assorted tools worth \$1,196 were missing.

Sally Jones of 4301 Raleigh Court said jewelry, a microwave oven, a sewing machine and 10 silver dollars were removed from her apartment sometime in the past month while she was out of the country.

Total value was placed at \$1,160. There was no sign of forced entry, according to police.



Staff Artist: Jan Drake

Midland Centennial Plaza, Inc., is being developed by Midland Jaycees, who are hoping to solicit enough private funds to pay the \$900,000 tab. This conceptual drawing by architect Walter Pate shows the designated areas for brown-baggers, trees, a water fea-

ture, a performing area and an outdoor exhibit area plus terrace seating. The park, which now is the flat tract known as Downtown Park, should be ready by mid-1985, Midland's centennial year.

'Frog' Johnson freed, sets precedent

(Continued from Page 1C)

It conceivably could today, he said, since the case effected new case law, and courts now may allow defenses in the charge to the jury. In 1980, there was no case law allowing such a defense in a similar case.

"Necessity has always been in the penal code," said Martin. But, he cautioned, it's not going to surface "in one case out of 2,000." Generally, Texas law says that necessity may be justified as a defense if the "actor reasonably believes the conduct is immediately necessary to avoid imminent harm."

BUT THE LAW followed by Culp, who is attending a judicial conference this week, "categorically stated in absolute terms that it (necessity) is not available" as a defense in a firearm-in-a-bar case.

An appellate court judge, Charles Schulte, commented on the necessity issue: Johnson "did not arm himself at all times. He wasn't armed when he entered the bar. Nor did he arm himself upon immediately seeing the anticipated assailant. It was only immediately before the actual confrontation that he took custody of the pistol."

On the since denied self-defense issue, the judge said: "The facts in this case indicate both

real and apparent danger, reasonable fear or serious bodily injury or death or an inability to reasonably retreat to a position of safety...Having an arguable right to exercise deadly force, it would be ridiculous to statutorily preclude him from taking custody of the deadly means of his own deliverance...He acquired it (the gun) at the last reasonable opportunity to do so and did not fire until it the assault was well under way."

BARTLEY WAS pleased with the appellate court's ultimate decision. "Self-defense is really a defense to murder. It's not a defense to carrying a weapon."

He said he felt the state "picked on Frog" by trying him for carrying the pistol after the grand jury no-billed him for murder.

Bartley said he was "kind of angry" at the judge for not allowing the defenses in the charge. "He (Culp) just refused...just flat refused."

Had Johnson walked in the bar with a pistol, the necessity as a defense allowed by the appellate court might have been "questionable," he said.

Bartley noted that during voir dire — questioning of prospective jurors — and at the trial's closing arguments:

"It's all right to kill people (in self-defense) but just don't do it in a bar, because you're carrying a gun" and you'll get in real trouble.

BIRTHS

MIDLAND MEMORIAL HOSPITAL

September 28, 1983

Mr. and Mrs. Derryle Glen Milholland, 1409 W. Kentucky, boy.

Mr. and Mrs. Jeffrey Frederick Poyer, 2807 Marmon, girl.

Mr. and Mrs. George Bailey Peckham, 704 Austin Street, girl.

Mr. and Mrs. John Michael Beverly, P.O. Box 3723, boy.

Mr. and Mrs. Keith Michael Lee, 2600 N. Loop 250 No. 1603, girl.

Mr. and Mrs. Michael Lee Douglas, 2612 Cessna, girl.

Mr. and Mrs. Hugh Anthony Logan, 1707 Harvard, girl.

Mr. and Mrs. Kenneth Alan Morehead, Route 7 Box 7080, boy.

September 27, 1983

Mr. and Mrs. Edward Sanchez Rangel, 201 E. Dakota, boy.

Mr. and Mrs. Glenn Ray Abney, 2200 S.

Lamesa Road No. 5, boy.

Mr. and Mrs. Robert Bruce Comley, Route 10 Box 10184 Space 401-C, boy.

Mr. and Mrs. David Lloyd Sadler, 402 N. Bentwood, boy.

Mr. and Mrs. Robert Figueroa, 607 N. D St. Apt. A, boy.

Mr. and Mrs. Enrique B. Lara, 1100 S. Loraine, girl.

Mr. and Mrs. Charles Richard Diamond, 4201 N. Garfield Apt. 159, boy.

Mr. and Mrs. Ronald David Westlake, 2900 N. Loop 250 No. 402, girl.

Mr. and Mrs. Eric Karl Hanson, 2509 Shell, boy.

Jessie Jeanette Taylor, 501 S. Clay, girl.

September 28, 1983

Mr. and Mrs. Dave Larry Stafford, 1217 Meadow, girl.

Mr. and Mrs. Martin Alberto Garcia, 1710 S. Loraine, girl.

Church organizing campaign

SAN ANTONIO (AP) — Conceding that they have "a terrific image problem," the General Assembly of the Christian Church (Disciples of Christ) has agreed to spend \$1 million for a 1-year media campaign.

"Our name certainly isn't a household word," said Robert L. Friedley, the church's vice president for communications.

"And it may be that we are so diverse and non-doctrinal as to be invisible," he said Wednesday at the close of the church's biennial meeting.

Donna Albright of Seattle had urged the other delegates to support the publicity effort.

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- Bring a friend — Open an Account
- 10% off with this ad through October 6th
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 - Antiques — Gifts
 - Balloon and Candy Bouquets
 - Tuxedo Rentals

Timber Floyd and Sandy Vining — owners
Paul Coleman — designer

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