

Indian's Death Stirs Tribes In Nebraska

GORDON, Neb. (AP) — A band of Indians estimated by spokesmen to number 1,000 converged on this Nebraska Sand Hills community of 2,106 persons Tuesday to protest official handling of the death last month of Raymond Yellow Thunder.

About 600 of the Indians met with local officials in the basement of a community center and presented a list of demands, including a call for a grand jury investigation of Yellow Thunder's death.

Russell Means of the American Indian Movement in Cleveland, Ohio, said a team of pathologists was going to the Pine Ridge, S.D., Indian Reservation to exhume Yellow Thunder's body and conduct another autopsy.

Means said the demonstrators would remain in Gordon pending the results of that examination.

Gordon Police Chief Robert Case, whose four-man department was augmented by newly deputized citizens, Nebraska state patrolmen, the county sheriff, three Rushville policemen and local firemen, said there would be no effort to stop the demonstration so long as it remained peaceful.

Three apparent leaders of the demonstration, their shoulders draped with American flags, mounted a speakers' platform to declare the gathering a "sacred meeting" and to lead the crowd in prayer and song.

Under orders from Nebraska Gov. J. J. Exon, the state patrol provided an escort to the Indian motorcade from the Pine Ridge, S.D., reservation. Other patrolmen were placed on alert in western Nebraska at the governor's order in response to what he termed "a potentially explosive situation."

Tom-toms sounded as the Indians announced plans to march down the main street of the city.

The Indians' demands included fair treatment for Indians at the Gordon Hospital and Clinic, the hiring of an Indian on the local police force, representa-

tion on the school board and Chamber of Commerce, jobs in local businesses, lower prices at local stores, better wages for Indians, better housing, no rent discrimination and better coverage for Indians by the local weekly newspaper, the Gordon Journal.

Gordon lists about 10 per cent of its population as Indian.

Plans for the demonstration were made Monday night at a meeting on the reservation. Indian spokesmen said some would be armed, but they would shoot only in self-defense. There was no evidence that anyone was armed Tuesday.

Some 2,000 Indians attended the Monday night meeting, with representatives on hand from 55 tribes in 35 states.

Yellow Thunder, 51, an Ogala Sioux, was found dead in a used car lot at Gordon on Feb. 20.

Five arrests have been made in the case.

There were rumors of body mutilation, but Exon said an autopsy showed this to be untrue and that the Indian died of a hemorrhage.

"We're satisfied that the autopsy was a good one," Exon said.

He said Yellow Thunder was believed to have been dead two days when his body was found, but that the blow which resulted in the hemorrhage could have been received a week earlier.

Sheridan County Attorney Michael Smith, who is handling the prosecution, said authorities have theorized that Yellow Thunder died of an injury suffered Feb. 13.

Smith said on that date, Yellow Thunder was accosted outside an American Legion hall where a dance was in progress. He was stripped from the waist down and shoved onto the dance floor, Smith said.

The Indians contend that Yellow Thunder was tortured, burned with cigarettes and castrated before he died.

Smith said there were no marks on the body.

Ready Mix Union Sees 'Power Play'

BY THE ASSOCIATED PRESS

The lockout by the Montana Ready Mix and Concrete Products Association was a "power play" to force the unions to vote favorably on their last contract proposal, the business manager of the Operating Engineers said Tuesday.

"They have locked us out without even giving us a chance to vote on our last proposal," said Ken Kaighn, Helena. "They are trying to get our people to vote for a proposal they may not like."

Kaighn said a vote is under way among the operating engineers and the results should be ready for Thursday morning.

The association closed the doors of their plants in Butte, Billings, Helena, Bozeman, Livingston, Laurel and Great Falls Monday, locking out the Teamsters and the operating engineers.

"We do feel it is an unfair labor practice and we are investigating to see if we can file charges," Kaighn said.

In Butte, where about 13 men were locked out at two plants, Ted J. Farrow, president of Pioneer Concrete and Fuel, said some four construction projects are either affected or will be.

For 1 or 2-House Proposals Legislature Size Cut

By CHARLES S. JOHNSON Associated Press Writer

HELENA (AP) — Delegates suspended their rules and whittled down the size of the proposed unicameral and bicameral legislatures at the Constitutional Convention Tuesday.

They adopted amendments to offer Montanans a choice between a two-house legislature with a Senate of 40 to 50 members and a House of 80 to 100 representatives and a unicameral chamber of 90 to 105 members.

The action, done for several reasons, required that the rules be suspended since the 100 delegates already had approved size limits for both alternatives.

Overtaken Tuesday was a section calling for a bicameral legislature with a Senate of 50 to 53 members and a House of 100 to 106 members. Delegates also rejected their earlier unicameral limits of 100 to 105.

The 1971 legislature, which had 55 senators and 104 representatives, reapportioned the state so those running this fall will vie for 50 Senate seats and 100 House positions.

Bruce M. Brown, I-Miles City, supported the motion of Magnus Aasheim, D-Antelope, to reconsider action, saying the size limits were too restrictive. "People experienced with reapportionment say we're in

great dangers with the range," he said.

Aasheim, chairman of the Legislative Committee, said he had detected "lots of dissatisfaction with the size of the bicameral size." His committee had recommended a bicameral legislature with a Senate of 30 to 40 members and a House of 60 to 80 members and a unicameral body of 75 to 100.

A strong proponent of bicameralism, Aasheim had said earlier he believed the large bicameral size might cause cost-conscious voters to opt for unicameralism because of the reduction in the number of members.

Some delegates opposed reconsidering the article. They said it could start a precedent and lead to delegates trying to open up other articles already approved.

"This convention has deadlines to meet," David L. Holland, D-Butte said. "This was hard fought on the floor and fully debated."

The convention, operating on a tight budget, started its eighth week of debate Tuesday. Leaders hope to finish next week, but they have set aside \$40,000 in case debates run over to a 10th week.

Carl M. Davis, D-Dillon, who led the move to raise the sizes from the committee recommendations several weeks ago, op-

posed the attempt to reduce the limits.

"Both the unicameralists and bicameralists are trying to make their articles appealing at the expense of representation," he said.

Thomas M. Ask, R-Roundup, said rural Montana would "completely lose representation" if the sizes were lowered.

But it was two delegates from rural districts—Aasheim and Mark Etchart, R-Glasgow—who led the fight for reducing the size of the bicameral proposal.

Supporting the change was E. S. Gysler, R-Fort Benton, who said:

"Regardless of what happens number-wise, some towns can control it (the legislature) . . . Unless the rural groups start getting together, as they will in a couple of weeks, we're dead sunk no matter what the numbers."

Miles Romney, D-Hamilton, called the lower bicameral limits "a terrible mistake."

Etchart's motions to cut the lower bicameral limits passed 62-30, and Aasheim's attempt to reduce the ceilings passed 77-16.

Unicameral supporter Arlyne E. Reichert, D-Great Falls, successfully moved to cut the lower limit of the one-house proposal from 100 to 90.

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The complaint alleges that the "entire course of conduct by the defendant, the City of Helena, and the defendant, Jack H. Greer . . . has been marked by oppression, fraud, malice and bad faith" toward the Burke's in that the city induced them into a contract when the city "had neither the means nor the intention of fulfilling their part of the bargain."

The suit seeks, besides the dollar damages, an order setting aside the sale of the property "on the grounds of fraud."

Among the allegations in the complaint are:

—That Greer induced the Burke's to consent to the relocation of their tenants in the Elaine and Central View apartments 10 months before the city bought the property, promising that the city would buy the property within one month.

—They claim Greer promised that their apartment business would be relocated in a new

building in the urban renewal area by Oct. 1, 1969.

—That the Burke's were promised \$2,500 for small business development, \$3,000 for personal property loss, complete salvage rights on all three buildings, payment of moving expenses, and reimbursement of storage expenses. The suit alleges the city failed to honor each of these promises.

—That the city owes the Burke's \$15,000 for furniture the city took.

Besides the compensatory damages, the suit asks for \$750,000 in punitive damages.

HELENA (AP) — A complaint against the City of Helena and former urban renewal director Jack H. Greer was filed Monday in district court seeking damages totaling \$826,480.

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Land Commissioner Ted Schwinden said the average price paid for the leases was \$1.58 an acre, the same average as in the final auction of 1971, held in December.

The March auction was the first of four planned by the state agency for 1972.

Highest bid of the day was the \$50-an-acre from Don Epperson, Billings, for an 80-acre tract in Blaine County.

Many of the leases went for the minimum annual rental of \$1 an acre.

Scheduled for visits with the regents that day are: Dr. Jack B. Goebel, chairman of Tech's Graduate School and chairman of its Mathematics Division; Dr. Denton R. Wieland, Tulsa, with the Dowell Division of Dow Chemical Co.; and Dr. Fred W. DeMoney, Livermore, Calif., Technical supervisor for Kaiser Aluminum Co.

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HELENA (AP) — An attempt to outlaw abortions in a new constitution failed Tuesday at the Montana Constitutional Convention.

Robert L. Kelleher tried to amend a section of the proposed bill of rights to ban abortions. His motion was rejected 71-15.

In a section on inalienable rights, Kelleher, a Billings Democrat, tried to insert the word "conceived" in place of

"born" in a section saying: "All persons are born free and have certain inalienable rights . . ."

"What's the use of having the rights of the living if I don't have the right to be born?" Kelleher asked. "The fetus is the most unprotected human being."

Wade J. Dahood, R-Anaconda, said the issue was legislative and thus did not belong in the constitution. Dahood is

chairman of the Bill of Rights Committee.

In the 1971 legislature, Rep. Dorothy Bradley, D-Bozeman, introduced a bill to legalize abortions but it was killed in committee.

Kelleher sponsored a convention delegate proposal, which the Bill of Rights Committee rejected, that would have outlawed abortions but allowed euthanasia when the patients were being kept alive by extraordinary means.

'Fraud, Bad Faith' Claimed in \$826,480 Action City of Helena, Ex-Urban Aide Target of Suit

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Montana State Deaths

SIDNEY — BEAGLE, John, 70, died at a local hospital. Services will be at 2 p.m. Thursday at United Church of Christ at Savage, burial in Riverview Cemetery, Savage, with military rites. Born in Poplar, Wis., he moved to Savage in 1910 and later farmed. He retired to Sidney in 1971. Survivors include a brother, Rupert, Big Timber, and a sister, Mrs. Oliver Roholt, Snyder, N.Y.

SCOBEE — BEKKER, Gerrit, 74, longtime Daniels County rancher, died at a Billings hospital. Born in Valburg, Holland, he came to Daniels County in 1928. He married Gerhardina Borchers in Germany in 1930. She died in 1940, and on Nov. 6, 1942, he married Violet Gors in Scobee. Survivors include the widow; sons, Glenn, and Roger, Scobee; Gerald, Havre; a daughter, Mrs. Nancy Clark, Adak, Alaska; brothers, Peter, Henry and John, Scobee; four sisters, including Mrs. Johann Vink and Mrs. Cornelia Bennis, Scobee. Lutheran services were in Scobee.

WHITEFISH — JONES, Jesse F., 78, died in Auburn, Wash. Services will be Wednesday at 10 a.m. at the Austin Chapel, burial in the Whitefish Cemetery with military rites. Born at East St. Louis, Mo., he lived in Illinois before his mother homesteaded at Culbertson in 1914. After military service, he began working for the Great Northern Railroad in 1917 at Whitefish and later worked in Seattle retiring to Whitefish where he made and repaired violins. On Aug. 10, 1922, he married Ethel Baughman in Whitefish. Survivors include the widow; two sons, Jesse, Juneau, Alba, Salt Lake; three daughters, Mrs. Paul Orphey, Whitefish; Mrs. Robert Stidham, and Mrs. Richard Wiklund, Auburn; two sisters, including Mrs. Hary Joslin, Whitefish.

WHITETAIL — EDWARDS, Mrs. Benny Hode, died at a Wolf Point hospital. Born in Norway, she came to Daniels County in 1937 and married John Edwards Oct. 28, 1946. Survivors include her husband, a stepson, Lawrence Edwards, Whitetail, and a stepdaughter, Mrs. Evelyn Hanson. Lutheran services were in Scobee.

KALISPELL — POKORNASKI, Joseph, 54, died at his home near Creston. Services will be Thursday at 1:30 p.m. at the

CONRAD — WEST, Charles Edgar, 86, died in a Conrad rest home. Services will be Wednesday at 2 p.m. at First Christian Church with Rev. Donald Sporeleder officiating, burial in Hillside Cemetery. He was born in Leon, Kan., and came to Montana in 1913. He married Ila Adams in Conrad. He later worked for the City of Conrad. He was preceded in death by a son, Orval, who was killed in 1944 in World War II. Survivors include a son, Robert, Silverton, Idaho; daughters, Edith Ferguson, Dixon, Tenn.; Bertha Kober, Conrad; and Gladys Johnson, Havre; sisters, Mrs. Wesley Helms and Mrs. Rosa Martin, Searcy, Ark.; and Mrs. Ruth Treece, Houston, Tex. Funeral services will be under direction of E. F. Wyse Funeral Home.

Missoula Solon Asks New Term

HELENA (AP) — Sen. Harry T. Northey, R-Missoula, filed Monday for election to a second term in the Montana State from Dist. 18.

The district, which takes in part of Missoula County, is to elect two senators this year. Holdovers are Sens. Elmer Flynn, D-Missoula, and Fred G. Carl, R-Missoula.

Northey, 60, is in the moving and storage business. Before being elected a senator in 1968, he served three terms in the Montana House.

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Iced Beverage Spoon	
Cocktail Fork	
Dinner Fork	
Dinner Knife	
Butter Knife	
Cold Meat Fork	
Crazy Ladle	
Pastry Server, I.H.	
Sugar Spoon	
Table or Serving Spoon	
Pierced Tablespoon	
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Abortion Issue Flares, Fails in Con Con

HELENA (AP) — An attempt to outlaw abortions in a new constitution failed Tuesday at the Montana Constitutional Convention.

Robert L. Kelleher tried to amend a section of the proposed bill of rights to ban abortions. His motion was rejected 71-15.

In a section on inalienable rights, Kelleher, a Billings Democrat, tried to insert the word "conceived" in place of

"born" in a section saying: "All persons are born free and have certain inalienable rights . . ."

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