

Sen. Taft Sees A Bypassing Of Congress

Lashes at White House Brief on Authority

United Press
WASHINGTON, Mar. 3—Sen. Robert A. Taft (R. O.) said today President Truman apparently seeks to "eliminate" Congress from foreign policy decisions by a "novel" constitutional doctrine.

Sen. Taft told a reporter he disagrees vehemently with a White House brief declaring that Congress' power to declare war has "fallen into abeyance."

The argument, now under Senate Study, was submitted by Presidential Counselor Charles S. Murphy, in co-operation with attorneys of the State and Justice departments. It defends Mr. Truman's "authority" to send troops into the Atlantic Pact army without Congressional sanction.

The White House brief states that:

ONE: The job of repelling aggression in the atomic age "cannot wait upon congressional debate."

TWO: The present squabble on presidential authority is "sterile."

THREE: The constitutional powers of Congress and the President are determined by "practical necessities" rather than legal precedent.

"It seems to me," Sen. Taft said, "that the claims advanced would completely eliminate Congress from all participation in foreign policy and that the declaration of war, as contained in the Constitution, simply becomes a dead letter."

"All this would occur on the novel doctrine of 'practical necessity,'" he said.

So important do Senate Republicans regard the constitutional issue involved that GOP members of the Foreign Relations and Armed Services Committees have caucused twice in the past two days on the matter.

They report growing sentiment for a restatement of congressional functions of declaring war, and are considering making a party stand on what they regard as a necessity for action by both Senate and House in authorizing use of U. S. troops in the Western European defense army.

Sen. Taft maintains Mr. Truman "usurped" power in committing American troops to action in Korea without congressional consent and planning the same action for the Atlantic Pact army.

Administration attorneys have justified both actions on precedents established by the United Nations charter, the Atlantic Pact and precedents established by presidents through U. S. history.

Anti-Lottery Bill Big Senate Issue

Sponsors Confident Of Its Passage

(Continued From Page One) Democrat, offered a motion to prohibit corporations and individuals from buying stocks and grain futures on marginal accounts. It was shouted down.

Race Results Ban

Another, submitted by Sen. Leonard Conrad, Terre Haute Democrat, proposed to outlaw the possession and sale of racing forms. It was defeated, 19 to 24.

The amendment to prohibit newspapers from printing race results was offered by Sen. Edmund Makowski, East Chicago.

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He charged newspapers are aiding and abetting gambling syndicates" by publishing the daily track results.

Sen. Anness' questioned the amendment as abridging freedom of the press guaranteed by the Constitution. But his fight was lost when a motion to table the amendment was defeated, 21 to 25.

Sen. Louis Baldoni, South Bend Democrat, followed with his amendment to exempt fraternal and religious groups. It was pushed through on a vote of 26 to 18.

Then Sen. Jack O'Grady, Sullivan Democrat, called for the revised bill to be printed and held on second reading. The action would have prevented the measure from call for passage today.

But after a long wrangle between Sens. Anness and Leo Stemple, Democratic floor leader, the motion was knocked down, 20 to 19.

TKO Scored on Highway Department's Merit Issue

Patronage-Hungry Politicians Rule Supreme in Indiana General Assembly

By ANDY OLOFSON
Patronage-hungry politicians today ruled supreme in the Indiana General Assembly.

With the aid of W. O. Hughes, Republican Speaker of the House of Representatives, they won a technical knockout over a merit system for the state highway department.

The issue was clearly drawn when Rep. John R. Feighner, Marion, Republican, attempted to insert real merit system provisions in a Senate bill that had been labeled as a "phony" by merit system advocates.

But Speaker Hughes invoked a technical House rule and flatly declared the motion to amend was out of order.

Last Hope
With this move the last hope of the merit system adherents went into oblivion for this session of the legislature.

Earlier, those who like to carry the patronage clubs had blocked attempts to pass a bill to put Indianapolis city hall workers on the merit system.

Rep. Earl Buchanan, Indianapolis Republican who was co-author of the bill, did succeed in blasting the bill out of the committee to which it had been empannelled. But he could not muster the necessary 67 votes to suspend the rules to permit its immediate passage.

One GOP bloc, sniffling potential victory in the coming election, vigorously opposed any action on this measure which would have sacrificed the political control over city hall jobs.

Not Strong Enough
The Democrats voted solidly with bill's backers in blasting it out of committee by a 61-12 margin. But the coalition of Democrats and "merit system" Republicans was not strong enough to suspend the rules and give the bill a chance for passage before the session ends.

A companion bill, setting up the highway question—one of the mostizzling political issues of the current session—found its way through with the bare constitutional majority of 51 votes earlier. There were 38 dissenting votes.

Judge Pensions
A bill to compel all convicted criminals to pay \$3 into the proposed new State Judges Retirement Fund failed to pass 34-16, in the House yesterday.

De-Merge Schools?
Senate bill to permit dissolution of a school consolidation ran into violent opposition in the House. It failed to get the needed 51-vote constitutional majority by three votes. There were 35 dissenting votes.

Rep. Feighner frankly admitted that the purpose of his amendment to the Senate bill was to substitute the provisions of his own merit bill for the Senate version.

Rep. Feighner's bill, reported out favorably by the Judiciary Committee on Feb. 20, never has been handed down for House consideration by Speaker Hughes.

The technical rule used by the Speaker prohibits the introduction of any amendment containing the provisions of another bill still pending before the House.

Rep. Feighner's bill did not force withdrawal of his own bill before the consolidation.

"I believe sincerely," said Earl Utterback, Kokomo school teacher, "that it was as bad a piece of legislation aimed at breaking up the 'money-saving' school mergers as any township trustees could have more power."

It is obvious that no such bill is wanted and I didn't think

bill was upheld in Chiman Court 2.

50 Per Cent Voted
"We are not in so many words (as the article implied) kicked out of leadership. The results of the election was: Lyons 541; his opponent 899. And Roberts 521.

The statement was signed by Mr. Lyons and Mr. Roberts.

Father Gets 10-Day Term on Morals Charge

A 34-year-old father of three began serving 10 days in jail today after his conviction on a charge of keeping a house of ill fame was upheld in Criminal Court 2.

50 Per Cent Voted
Judge Saul I Rabb found the defendant, John Donovan Young, guilty of operating a massage parlor, 2351 N. Meridian St., as a house of prostitution. He raised Young's fine from \$50 to \$100, but reduced the jail sentence from 30 days to 10 days because Young had no previous criminal record.

Evidence at the appeal hearing revealed Young hired a 16-year-old girl to work as a prostitute in his establishment. Young said he believed her to be 23, and dismissed her when her true age became known.

The girl has been turned over to Juvenile Aid authorities.

Bank Night Banned

WABASH, Mar. 3 (UPI)—Mayor Edward A. Timmons extended his anti-gambling drive to theaters today, banning "Bank Night" at the movies. Timmons announced the ban after city council members said the drive was "only half-way."

He sincerely hope this will close the matter and end any and all existing controversies on the issues. It has had an ill effect upon the morale and unity of our membership and cast our local in a bad light with the general public. We chose not to run in the committee elections because of the confusion caused by the article.

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Today's WEATHER MAP—Widespread cloudiness and rain is forecast over most of the northeast and Ohio Valley area. The storm center is expected to be located just south of the Great Lakes area late tonight or early tomorrow morning. A colder trend is indicated for the Ohio and Tennessee Valley sections.

Senate Jolts Truck Lobby

'Teeth' Put Back In Overweight Penalty

(Continued From Page One)
both sides of this issue with the highways in the middle."

Only token opposition was offered to the amendment.

Sen. Louis F. Baldoni, South Bend Democrat, raised a question:

"Wasn't this amendment drawn by a certain railroad attorney?"

In reply, Sen. Hollingsworth said: "It was drawn by Senate Attorney Ruel Steele in conference with Sen. Bontrager at 11 o'clock Thursday night."

The main argument of truck lobbyists against the penalty provisions was based upon the charge that the railroads are trying to put the truck lines out of business."

Penalty Provisions

The new amendment restores the penalty provisions that were in the bill when it was passed by the House a week ago.

These provide for suspension of a truck owner's license for 5 days after 10 convictions for overweight hauling; 10 days license suspension after 20 convictions and 20 days suspension for violations.

Originally the bill, as introduced in the House proposed permanent revocation of a truck firm's license to operate in Indiana after 10 violations of the overweight hauling laws.

This was knocked out on the floor of the House last week after bitter debate in which several Representatives charged it was a "plot of the railroads to put truck out of business."

Passed by House

The substitute, limited license suspension provision was voted in and the bill passed by the House with a substantial majority.

In addition to the license suspension provision, the Senate penalty amendment provides for hearings before the Public Service Commission before any truck owner whose license has been suspended.

Sen. Mary Garrett, Indianapolis Democrat, objected to this on the ground that it takes the discretionary powers away from the PSC in rescinding permits and keeps the trucks off the roads for five days during the hearings.

But Sen. Hollingsworth argued that this provision had to be in the bill to make it constitutional.

Committee members were not so much opposed to this amendment as they were to the "double taxation" for cooperatives and mutual associations such as other corporations pay, but to the wording of the amendment.

The bill, if passed on third reading later today, must go back to the House for concurrence in the amendment concerning hearings before the PSC which was not in the measure when it passed the House.

After the debate, an Indianapolis Senator was heard remarking:

"It's another victory for the Indianapolis Times."

Toll Roads Approved

The House passed and sent to the Governor a bill that will create a State Toll Road Commission empowered to finance construction of special, super-highways and charge truckers and motorists fees to use them.

Sponsors explained the toll road plan was adopted so Indiana could hook up cross-country traffic with a proposed toll road across Ohio and collect revenues from big truck operators who otherwise would not contribute to Indiana roads.

Advocate of 2½ Miles Cited in 'Killer' Drive

(Continued From Page One)
River into Red-held Seoul. Fires burned all day in the former South Korean capital.

Fifth Air Force planes attacked 40 separate enemy-held towns and villages and smashed at supply and communications lines with more than 600 sorties a day.

B-29 superfortresses sighted Communist fighter planes, but the enemy made no attempt to intercept the raiders.

Resistance Stiffens

Eight Soviet-built MIG-15 jet fighters did attack an unarmed reconnaissance jet plane near Sinanju in northwest Korea, but it eluded them and escaped undamaged.

Communist resistance was reported stiffening all along the central assault front, but Allied infantry and artillery were taking a steadily mounting toll of the enemy. An 8th Army communiqué reported that 2093 Reds were killed or wounded yesterday.

Air observers reported more than 500 Communist vehicles headed south through Korea with supplies and reinforcements last night.

The Communists counter-attacked with increasing fury on the eastern half of the front, but the Allies held their ground and advanced in all key sectors.

Read All About The 'New Army'

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Edwin G. Watson Burial Monday

Former Hoosier Was Son of Senator

Funeral services were held today in Washington, D. C., for Edwin G. Watson, 56-year-old mining engineer and son of the late Indiana Senator James E. Watson. Burial will be in Arlington National Cemetery Monday.

Mr. Watson died Thursday in his home in Washington, D. C. He had been ill with high blood pressure.

Mr. Watson was born in Rushville and went to Washington when his father was elected to Congress in 1896. He was graduated from DePauw University and entered the Army in World War I. He served in France and remained in service as a captain until 1925 when he returned to Washington. As a mining engineer, he worked in silver and copper mines in Colorado and Nevada.

He was a member of the Masonic lodge and Phi Kappa Psi.

Surviving are his wife, Mary; two brothers