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Jury To Get Case Late Today; Defense Offers No Witnesses

By R. Bruce Melton

Special to THE DAILY TAR HEEL
Hillsboro — The first-degree murder case against Hobart M. Lee will probably go to the jury here late this afternoon.

Lee, 34-year-old Burlington bulldozer operator is charged with the slaying of 71-year-old Miss Rachel Crook four miles south of here last August 29.

In a surprise move here yes-

terday the defense attorneys declined to put any witnesses on the stand after the State had rested its case. The move came after a 20-minute consultation with the witnesses and Lee. Solicitor William H. Murdock rested his case at 11:10.

Defense attorney Robert M. Gantt waived the opening summation, but the offer was declined by Murdock. Gantt then began

his argument, which lasted approximately three hours with a break at the noon recess.

"There is nothing in this case except suspicion," Gantt said. "There is only circumstantial evidence and some links are missing from the chain of circumstantial evidence. I can say the chain is not even here; it's not even put together."

Latta gave "interview after interview" to three newspapers to disclose "what he had," the defense attorney said. The "more confused, the more interviews he gave out," he was more concerned with giving out interviews and reading them. He had "interviewitis," Gantt contended.

Attorney A. H. "Sandy" Graham, who is assisting the prosecution after being retained by Miss Crook's brother-in-law, began his summation at 3:40 and continued till about 4:40.

The ex-lieutenant governor delivered his summation in a deep voice and recounted most of the evidence presented by the witnesses without referring to any notes.

After reading a transcription of the testimony given by Sheriff Sam Latta pertaining to the conversation with Lee on the Friday night after Lee was placed in jail, Graham said, "That's the last statement from the lips of the defendant... there has never been a retraction or denial, not one."

"I realize the burden of proof rests with the State," he continued, but all the evidence is topped with his own admission.

"All the evidence in this case is not circumstantial" although my friend Mr. Gantt would have (See JURY, page 8)

O. Max Gardner Award Presentation Tomorrow

The fourth annual O. Max Gardner Award, "to that member of the faculty of the Consolidated University, who, during the year, has made the greatest contribution to the welfare of the human race," will be made here tomorrow night.

The presentation will be made by Governor W. Kerr Scott at a banquet session at 7 o'clock in Lenoir hall. Consolidated University president Gordon Gray, who is now in New York, will

also be present.

A large number of faculty members and administrative officials from the three institutions are expected to attend.

The recipient, whose identity will not be revealed until Saturday night, was selected by the Trustees Committee on the award composed of J. Spencer Love, Greensboro, chairman; Reid Maynard, Burlington; George Stephens, Jr., Asheville; Mrs. Laura Weil Cone, Greensboro, and Edwin Pate, Laurinburg.

Previous recipients of the award are Miss Louise Alexander of Woman's College; Dr. Robert E. Coker of the University here; and Dr. Donald B. Anderson of State College.

The award is made possible by the late O. Max Gardner, alumnus of both State College and the University and former Governor of North Carolina, who provided in his will for \$25,000 to be given to the consolidated University for an annual award to be presented to a member of the faculty at any one of the three institutions at Greensboro, Raleigh or Chapel Hill, who in the previous academic year, made "the greatest contribution to the welfare of the human race."

Buckner, Neill Pridgen Named To DTH Posts

Publications Board yesterday approved the appointments of three new staff members by the editor of The Daily Tar Heel, and authorized the appointment of a committee to consider "how to spend \$6,000."

David Buckner of Greensboro succeeds Bruce Melton as managing editor on the staff. Melton graduated at the end of winter quarter; Buckner had been serving as news editor.

Rolfe Neill of Columbus, Ga., was appointed news editor. Neill has served in that capacity in prior years.

Wallace Pridgen of Wilson succeeds Marie Costello as advertising manager. Miss Costello graduated at the end of winter quarter; Pridgen has been serving on the advertising staff.

O. T. Watkins, business manager of The Daily Tar Heel, moved that the board specifically authorize the newspaper to publish five eight page issues a week, instead of the current three. Pointing out that the newspaper has met its budget this year for the first time in 13 years, and has currently a profit to show, Watkins asked that the size of the paper be increased by two four page sections a week.

Chairman Frank Allston suggested that the paper return to a standard size instead. Walter Dear put the suggestion in the form of a motion, which died for lack of a second.

Dear then moved that the chairman of the board appoint a committee to investigate "how to spend the \$6,000." The motion passed, 2-0, and Allston named financial co-ordinator Ernest Delaney, Editor Glenn Harden to the committee, with Dear serving as chairman.

Foreign Student Addresses Rotary

Enrique de Ezcurra, a fellow in the philosophy department, spoke to the Rotary Club here last night on Latin American economical problems, relations with the United States and attitudes.

A native of Argentina, Ezcurra received his A.B. from the National Institute in Chile and received his M.A. from the New School for Social Research in New York. He was Newsweek correspondent in Argentina.

Ezcurra is scheduled to teach a course here this summer on the evolution of Latin American thought in the philosophy department.

Classes Meet

Meetings will follow a Monday schedule.

Classes will be held tomorrow in all departments.

Registration Ends Today

Registration for the "State of the Campus" conference will be concluded today in the Y.

The information and registration booth will be open until 4 p.m.

Scheduled to open tomorrow at Camp New Hope and continue through Sunday, the conference is preceded by a two and a half month study of conditions on the campus here.

Four survey commissions have delved into problems ranging from faculty-student relationships to the honor code, in keeping with the conference's purpose of studying the more important aspects of University life in order to determine ways in which they might be improved.

"The Purpose, Significance and Future of Student Government at Carolina," will be the topic of a panel discussion there at 2 p.m. Sunday. Participants will be the candidates for the presidency and vice-presidency in the spring elections.

Members of the conference planning committee are Ken Barton, John Harris, Donna Hauck, Mill Mallison, Jack Prince, Bob Simmons and Bill Wolf.

Barton, Horton Tiff Over Status Quo Of Campus Govt.

Keynote for the Spring election's presidential campaign was sounded in an Aycock dormitory discussion Wednesday night when Ken Barton, SP nominee, proposed a program of non-partisan appointments similar to the Civil Service system to increase student participation in campus government and Ham Horton, UP standard bearer, hurled a vitriolic blast at what he described as the "Gramam Memorial Clique."

Charging that Student Government had been stagnated and removed from the students, by this "clique" who "eat, sleep and drink politics... and have no interest in life except Graham Memorial," Horton urged the dorm residents to give the UP a chance, and then "if you don't think we do a good job, throw us out."

He said that the three years of SP presidential control represented "almost the entire life of a college generation" and had brought the "decline of student government."

"The Clique"

The "Clique" he defined as "about six people, professionals, who have been here for 10, 20 or 30 years and have to be rooted out if student government is to go back to the students."

"In any discussion of them you're bound to run up against two obstacles," Horton explained. "The people in" will look surprised, and say they aren't, and "the people left out" will feel hurt and disappointed, he explained. "There is a galaxy of people around an Inner Orbit," he said.

"Inner Orbit"

Then he listed the "Inner Orbit," whom he described as "very interested students." First mentioned was Dick Murphy, first year graduate student, chairman of the NSA national executive committee and NSA delegate to the United Nations Educational, Scientific and Cultural Organization. Next, Horton cited, David Kerley, newly-elected SP chairman.

"We've got to have a female in there," Horton commented, "P.

J. Warren (SP chairman last year, she was the first coed ever to chairman a campus political party and is now a first year graduate student.) He concluded by naming Jimmy Wallace, graduate student in history, and Allan Milledge, former chairman of the Men's Council. "Allan's a good boy," Horton said. "I like Allan a lot, he's the best example the SP has."

"More Ideas, More People"

Nominee Barton expressed deep concern over the many students who do not participate in Student Government and offered a number of proposals for improving, in general, that government.

He called for "more ideas and more people" in student government. "I'd like to see a committee set up, preferably of students not in Student Government now... to sift out names from dormitories, fraternities (and so on) and recommend two or three persons for each office" to be appointed by the president. "I hope there won't be more than one appointment for each person this spring," he said.

Civil Service System

This "civil service system" would insure more non-partisan appointments, Barton explained, and probably encourage more students to participate in Student Government.

Other methods of increasing student interest in Student Government, Barton said, would be through more conferences, such as the State of the Campus session tomorrow, and also through (See BARTON, page 8)

Unconstitutional? Law On Elections Contested

By Octavia Bead

The constitutionality of the candidate qualification provisions of the General Elections Law have been challenged by Robert Pace, student legislator.

Larry Botto, Student Council chairman, could not be contacted yesterday to disclose when the council will meet to consider the case.

That part of the General Elections Law under fire is Article VII, sections one through six, which provide for qualifications of residence and scholarship.

Earlier the council ruled the law valid, stating that the qualifying provisions pursue Article I, Section 4, Paragraph N of the Constitution which grants the Legislature power "to make all laws necessary and proper to promote the general welfare of the Student Body."

The case is now under reconsideration at the request of Pace, who says that Claude L. Love, Assistant Attorney General of North Carolina, believes the provisions to be unconstitutional.

Love contends, according to Pace, that the legislature does not have the right to set up extra-constitutional qualifications for office seekers and that to allow such to go unchallenged is a danger to student government if it

dent government is to be democratic. He emphasized that the question is not that of "rightness or wrongness of such qualifications but rather one of constitutionality" and that if such qualifications are desired "do it in a democratic way, the constitutional way, by a constitutional amendment."

Pace is a Justice of the Peace and is at present running for the State Legislature. Last year he ran for a seat in the Legislature but was disqualified because he was too young.

Roundtable

"The Idea of Progress in History" is the topic of a roundtable discussion to be held in the main lounge of Graham Memorial at 8 o'clock tonight.

Participating will be Dr. William Poteat, philosophy; Dr. L. C. MacKinney, history; and Dr. Alexander Heard, political science.

A question and answer session will be held following the discussion and refreshments will be served. The public is invited to attend. The place to spend an evening.