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Two Nov. 4th Amendments To Affect Court System

[By State Rep. John Wilson]

As I noted last week, Texas voters will be considering Constitutional amendments on November 4 which would affect the powers of the executive branch of state government. This week, I would like to discuss two amendments which affect another branch of state government, the court system.

The Constitution, in Article V, Section 26, provides that the State, or prosecution, has no right of appeal in criminal cases. Most legal scholars agree that the prosecution should not have the right of appeal from acquittals, because of the double jeopardy protection in both the state and federal Constitutions. This protection means that a person cannot be tried twice for the same crime and allowing appeal from an acquittal would be considered a violation of this protection. However, there is disagreement about whether the State should have the right of appeal from pretrial rulings. At this stage of the proceedings, there has been no finding of guilt or innocence and no double jeopardy problem exists.

Amendment No. 2

Proposed Amendment No. 2 would allow either the State or defendant to appeal from certain pretrial rulings. This appeal would have to be decided before the trial could proceed.

Supporters of the amendment claim that this provides the only effective way of testing the constitutionality of certain statutes and the legality of certain pretrial practices.

The amendment's opponents fear that the duration of criminal trials would be substantially lengthened by allowing this type of appeal.

Amendment No. 8

The other court-related amendment, No. 8, would restructure the State's various appeal courts. Currently, civil (non-criminal) cases may be appealed from the local level to one of fourteen Courts of Civil Appeals and then to the state Supreme Court. All criminal cases are appealed to a single court, the Court of Criminal Appeals. The Courts of Civil Appeals and the Court of Criminal Appeals have experienced several changes in the past few years designed to help them deal more effectively with their caseloads. Many people feel that further expansions of the Court of Criminal Appeals will never allow it to adequately deal with its caseload and that an intermediate level of appeal is needed to relieve the strain. They point out that in recent years more cases have been appealed to the Court than to the fourteen Courts of Civil Appeals combined.

The proposed amendment would give the existing Courts of Civil Appeals both civil and criminal jurisdiction, with the Supreme Court acting as the court of final review in civil cases and the Court of Criminal Appeals serving the same function for criminal cases. Death penalty cases would still be appealed directly to the Court of Criminal Appeals.

The advocates of Amendment No. 8 point out that it is unrealistic to expect a single appeal court in a state the size of Texas to administer justice with the speed necessary to deter crime and of the quality deserved by both the state and the accused.

The amendment's opponents feel that one-step appellate review provides the most efficient criminal justice system with the least delay and expense.

Next week's report will discuss amendments allowing banks to use unmanned teller machines and making changes in the community property system.

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County FB Meet In Columbus Tues.

Friday Deadline For Reduced Meal Price

The Colorado County Farm Bureau's annual meeting is scheduled for Tuesday, October 21, beginning at 7 p.m., at the Columbus High School cafeteria in Columbus, according to James Adkins, county president.

A barbecue beef and sausage dinner will precede this meeting. Serving will commence at 7 p.m. Dinner tickets will be $2 each if purchased by Friday, October 17, or $3 per person if purchased at the door the night of the convention.

Guest speaker for the evening will be Jack Jackson, humorist, with the American Airlines of Dallas. Also on the program will be Judy Bunge, Mike Rios, John Lange and Janice Heintschel, high school students who attended this year's TFB Citizenship Seminar in Waco.

The main purpose of the meeting will be to adopt policies for the coming year and to elect delegates to the state convention to be held in San Antonio, November 30-December 3, and to elect county directors for the coming year. This year, Colorado County is entitled to 18 delegates.

24 YEARS AGO
LET'S LOOK BACK

[July 12, 1956]

State Game Warden Tom T. Waddell was hospitalized and Jack Dodd received minor injuries in an accident on East Main Street and Vineyard's Corner... Mr. and Mrs. Albert Warnken were recent graduates of the East Texas Baptist College at Marshall. Mrs. Warnken's parents are Mr. and Mrs. R. H. Reese, Sr. of Eagle Lake.

Don Spalinger celebrated his ninth birthday with a camp-out at his grandfather's ranch on the river on Saturday, July 7th. Don's parents, Mr. and Mrs. Lloyd Spalinger, accompanied them on the camp-out. . . Bob Griffith, five-year-old son of Mr. and Mrs. Robert Griffith, was complimented by his mother with a birthday party at his home Saturday, July 7th. . . Four-year-old Harley Waldrop, son of Mr. and Mrs. Doyle F. Waldrop, celebrated his birthday with a party Saturday, July 7th. . . John Henry Sterling, father of Mrs. Aubrey Williams of Rock Island, passed away Tuesday, July 10, at the Laughlin Hospital in Eagle Lake at the age of 84. Funeral services were held at the Episcopal Church in Matagorda and burial was in the Matagorda Cemetery. . . Last rites were held for Mrs. Bertha Phealan Durbin on Wednesday July 4th. Her late husband, Joe Durbin, will be remembered here as a former salesman with the Schumacher Company.

Harvest Happenings

[By Donella R. Pantel
County Extension Agent]

Harvest Happening '80, a camp for mature men and women will take place at the Texas 4-H Center in Brownwood from Tuesday, November 4th through Friday, November 7th. Participants are advised to cast their vote for their favorite candidate on Tuesday morning and then to come to camp and watch the results come in at our Election '80 Campaign Countdown.

Freedom of Choice is the motto for the remainder of the camp as campers will be able to participate in four skills areas: Lapidary, Needlecraft, Ceramics and Basketweaving. Eight special features will be presented and recreation will be held every evening. Singing, good eating and fellowship will abound as campers choose their own activities. For those inclined to dominoes, cards or shuffleboard, space has been set aside for these activities at all times. The 1.7 million dollar facilities of the Texas 4-H Center provide as resort-type atmosphere for Harvest Happening '80 participants. Ten lodges will house five men or five women to a sleeping area. Each has adjoining bathroom facilities. To insure your comfort and convenience, only 100 registrations will be accepted. For more information about Harvest Happening '80, contact Donella R. Pantel, County Extension agent at 732-2530.

FREE PIZZA

Paulette Klockman this is a ticket for a free pizza at the Eagle Lake Dairy Delite, where you get the finest foods in town including delicious pizza. Clip this out and present at the Dairy Delite for your free pizza not later than Oct. 21, 1980.

Defensive Driving Course

A Defensive Driving Course will be given in Eagle Lake during the month of October if enough interest is shown.

Contact the Eagle Lake Insurance Office 234-2509 if you are interested, as soon as possible.

Headlight Classifieds really pay off - 234-2783

New Patient Care Coordinator

Laura Cullen

Shown above is Laura Cullen newly appointed Patient Care Coordinator at the Eagle Lake Community Hospital.

Laura replaces Marilyn Sparks, R.M. as Patient Care Coordinator and brings a new dimension to the job as a trained Social Service worker.

R.N. Sparks has taken on new responsibilities as Inservice Education Director in the Nursing Department and Infection Control officer for the hospital.

Mrs. Cullen completed high school in Buda, Texas as a class officer and member of the National Honor Society. She earned her B.S. in Sotiology from Texas A&M University in 1976 and completed college as a distinguished student.

Her previous work experience includes serving as a research assistant for Texas A&M University, Social Activity Director for Medicenter in Corpus Christi, Texas and most recently was on the faculty at Wharton County Junior College in the Health Science Department.

Laura is married to Frank Cullen and they reside in Eagle Lake. Frank is employed with Lakeside Irrigation Company.

Pink Ladies Have Meet Last Wed.

The Eagle Lake Community Hospital Auxiliary (Pink Ladies) met Wednesday morning, October 8 at 9 a.m. for an executive meeting and at 9:30 for a general meeting. Fifteen members were present for the latter meeting.

Mrs. Laura Cullen, new patient care coordinator at the hospital, spoke to the group and offered her assistance to the auxiliary at any time.

John Chisholm, hospital administrator, was present to answer questions, discuss briefly the plans for expanding the hospital facilities and encouraged everyone to attend the meeting with the Texas Health Facilities Commission in Austin, November 24th on the proposed improvements.

Buying 3 Bed-chairs

The three bed-chairs ordered by the Auxiliary, to be placed in rooms at the hospital, should arrive in the very near future.

All members and inactive members were urged to sell their tickets for the fund raising project and give a report on them no later than December 15.

The next meeting for the Pink Ladies will be held on December 17.

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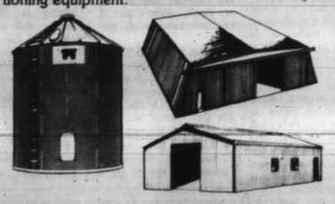
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RELIGIOUS LECTURES SCHEDULE OF EVENTS:

Monday, Oct. 20th:
9:30-11:30 a.m. Clergy Seminar, Christ Episcopal Church Parish Hall, "Reading in St. John's Gospel," by Bishop Mack B. Stokes
7:30 p.m. - Lecture Eagle Lake Community Center "The Authority and Finality of the Bible." By Bishop Stokes
Introduction - Rev. William Couvillion

Tuesday, Oct. 21:
9:15 a.m. - Talk, Eagle Lake Middle School, "How the Individual Works With a Group - Values for Living," by Bishop Stokes.
2:00-4:00 p.m. Reception The Farris 1912
2:00-3:00 Informal conversation
3:00-4:00 Questions and Answers
7:30 p.m. - Lecture, Eagle Lake Community Center, "The Primary Mission of the Holy Spirit (which is to magnify Jesus Christ as Lord and Savior)" by Bishop Mack Stokes.
Introduction - Rev. George Welsch

The public is cordially invited to a Reception to meet Bishop Stokes
The Farris 1912
Tuesday, Oct. 21
2 to 4 P.M.

Kindergarten Visits Fire Sta.

Firemen Darrell Gartson, Leslie Wilkerson and Bill Blair are shown demonstrating water pumping to Eagle Lake Primary School kindergarten students who visited the fire department during Fire Prevention Week. Assistant Fire Chief T. J. Smith spoke to the group about fire prevention and then the group was given a ride on the fire truck. ELPS Photo.

Travel Show In Comm. Cen. Thurs., Oct. 25

The Travel Bag Ltd. of Houston invites citizens of the area to attend a gala travel show at the Eagle Lake Community Center on Thursday, Oct. 23rd beginning at 7 p.m. The event had been scheduled for Oct. 15th but was postponed until Oct. 23rd.

Representatives of The Travel Bag, including Neelima Pandit, manager (formerly with Sakowitz Travel) and others, will be on hand to answer questions on tours to all parts of the world.

A short film will be presented and there will be free door prizes and free wine and hors d'oeuvres.

Admission to the show will be free however you should make reservations in advance by calling The Travel Bag, 713 965-9600 or by mailing your request for reservations to 1770 St. James Place, Suite 110, Houston, Texas 77056.

Interior Decorator Speaks

Mrs. Coleen Zimmerhanzel explains her materials compiled during her training as an interior decorator to Melinda Fernandez. Melinda is a student in the Rice Homemaking Department. Mrs. Zimmerhanzel was a guest presenter in the home furnishings class recently. The class was very interested in learning about the requirements and job opportunities in the interior decorating field.

SHERIFF'S REPORT

Watch For Our School Children

By GEO. "DOC" MUELLER
Sheriff, Colorado County

I would like to remind our citizens that school has taken up again and to please be watchful around our school areas and when meeting a school bus on the roadway.

The law requires that all vehicles come to a complete stop when meeting a school bus stopped on the road with flashing lights turned on. This law requires all traffic meeting or overtaking the school bus to come to a complete stop and remain stopped until the bus is back in motion and the flashing lights are turned off. Then move with extreme caution.

We hope that every driver will abide by this law and safeguard our children from any traffic mishap.

Jerri Lou Lange Naylor Rites Wed.

Graveside and interment services were held at 2:00 p.m. this Wed., Oct. 15th in the Lakeside Cemetery for Jerri Lou Lange Naylor, 23, of Houston who died at her residence in Houston Sunday.

The Rev. Charles E. Rank, minister of the United Methodist Church in Eagle Lake, officiated at the services. Arrangements were by Mill-Bauer Funeral Home of Eagle Lake.

The deceased was born Oct. 24, 1956 in Houston the daughter of Willard and Connie Taylor Lange. She was a long time resident of Barbers Hill, Texas and a graduate of Barbers Hill High School.

She is survived by her parents, Willard T. and Connie Lange of Eagle Lake; a son, Jason; one sister, Brenda Lange of San Antonio; a brother, David Lange who is serving in the U. S. Air Force in Germany; grandparents, Mr. and Mrs. B. R. Taylor of Houston and Mrs. Grace Lange of La Grange.

Game Warden Sam Center Speaks To Alpha Delta Phi

Alpha Delta Phi met in the home of Janice Obenhaus on Sept. 15th. Opening ritual was said and roll call was answered. Minutes from the previous meeting were read and approved.

Janice read a letter from International stating that Alpha Delta Phi had received a three star rating. Information on the Space Area Convention to be held in La Marque November 15th was presented to the chapter.

Committee reports were read with reminders that the next meeting will be held in the home of Linda Balas with Mary Ann Woods giving the program; and that decorations for the Safari party will begin at 1:00 p.m. Saturday, September 27, at the Balas home.

The group was pleased to meet Lana DeLaney who is a transfer sorority sister, and to present Marsha Cunningham and Frances Dromgoole with silver spoons for their new arrivals.

Marsha Waddell passed out candy as is traditional for special announcements.

Prior to the business meeting, State Game Warden Sam Center gave an interesting and informative talk on "Self Defense in the Home." Many questions and answers followed on methods of protection.

The closing ritual was said and a social followed. - Reporter.

On the Record

Deed, H. I. Lewis et ux to William N. Lehrer undivided interest in 2.49 Acres P. Gilbert League 8-18-80.

Deed, Dorothy Jane Lewis to William N. Lehrer undivided interest in various tracts of land in P. Gilbert League et al 8-18-80.

Deed, Mary Medina to Martha N. Camarillo parcel of land in P. Reel's Survey 8-19-80.

Deed, M. J. Beard to Michael L. Grigar et ux Lot 8 Blk. 1 Meadowbrook Addition 8-21-80.

3 Arrested For Theft At Nada KJT Hall

Three young men, two from Eagle Lake and one from Nada, were arrested by Colorado County Sheriff's officers at 1:45 a.m. Sunday, Oct. 12th and charged with burglary and theft at the Nada K.J.T. Hall.

A sheriff's patrolman, on routine patrol in the Garwood-Nada area, observed a light in the southeast side of the Nada hall and a check revealed one subject coming out the back door with three cases of beer. When he observed the officer, he dropped the beer and attempted to run away through the hall, however the officer was able to prevent him from escaping.

The sheriff's report stated that there were two other subjects in the hall and all three were arrested and brought to the county jail. Further investigation revealed that entry was gained by forcing open a rear door. Nine cases of beer were found outside the hall and beer cans were scattered on the floor of the hall.

All three were charged with burglary and theft and are out of jail on two $2,500 bonds each, set by Justice of the Peace Richard C. Schmidt of Columbus. The cases are due to go before the next grand jury.

3 Civil Suits Filed In District Court

Three civil suits were filed in District Court in Columbus during the past week, one seeking to set aside a Texas Industrial Accident Board award, one on a verified account, and another seeking damages as the result of an accident.

In a suit filed Oct. 9th, Texas Employers Insurance Assn. vs. John H. Denley, Jr. the plaintiff asks the court to set aside the Industrial Accident Award of $1000 and interest made on Oct. 1st to Denley who claimed injuries while employed with Smith Industries, Inc., in this county March 9, 1980.

B&B Gravel Co. filed suit against Thermo-Systems, Inc. and others of Dallas County Oct. 14th seeking judgment on a verified account for $1,752.19 for dirt, sand and gravel. Also the plaintiff asks attorney's fees and costs of court.

Tuesday, Bobby J. Fields filed suit against Hubert Gilcrease seeking $2,046.11 for damage to a vehicle which Fields says he owns as a result of an accident March 1, 1979. He also asks costs of court and other relief as deemed proper by the court.

The Boreaux region of France produces some 800 million bottles of wine a year.

Firemen Called To Truck Fire At Bonus Tues.

Eagle Lake volunteer firemen were called to the Bonus community a few minutes after 12 noon Tuesday where a truck was reported to be on fire. The firemen found that a Santa Fe Railroad Co. truck, loaded with railroad ties and other equipment, was on fire. For a while it was reported to be a touchy situation since there were acetylene bottles on the truck, but the fire was extinguished without an explosion, although a gasoline can reportedly exploded before firemen reached the scene.

Mobile Home Near Ramsey Is Burglarized

Colorado County sheriff's department was called at 9:00 p.m. Friday, October 10th by Thomas Atkins of Eagle Lake to report that his mobile home located near Ramsey had been broken into. Entry was gained by opening the door, then forcing off the safety chain.

Items reported missing were a GE black and white TV set and a box of assorted jewelry. Investigation of the entry continues.

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8:05 p.m. North Dallas Forty
10:30 p.m. Every Which Way But Loose
12:30 a.m. King Of The Gypsies

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2:00 p.m. David Sheehan's Showtime In Hollywood
3:00 p.m. Prophecy
5:00 p.m. Norma Rae
7:05 p.m. "10"
9:15 p.m. Bizarre
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