

Montgomery: Cloudy and mild, with occasional drizzle and showers. Predicted high today 68, low 62. High yesterday 68, low 53. (Details, Weather Map, Page 4B.)

Bus Desegregation Order Served Here; Negroes Vote To Call Off Boycott Today



AS LAWFUL BUS SEGREGATION ENDED

This was the scene at Court Square in Montgomery yesterday as city buses were making their final runs with white and Negro passengers segregated by state and city law. The era of racial separation on buses ended with the arrival of the U.S. Supreme Court's official decree. Last night Montgomery City Lines officials notified their drivers to cease enforcing segregated seating.—Staff Photo by Haywood Paraviani

Negroes Push Integration In Magic City

BIRMINGHAM, Dec. 20 (AP)—An integration leader today said Birmingham Negroes will begin riding buses on an unsegregated basis next Wednesday whether city bus segregation laws are repealed or not. The statement was made by the Rev. F. L. Shuttlesworth, president of the Alabama Christian Movement for Human Rights, soon after the organization called on the city commission to end bus segregation at its next meeting Wednesday. "If there is any interference with the Negroes riding buses unsegregated," Shuttlesworth told a reporter, "we will take whatever action is necessary." Shuttlesworth said by this he meant that court action would be taken against Birmingham bus segregation laws, which city officials contended are still in effect. Shuttlesworth's announcement in a letter that had been written to the commission and Birmingham Transit Co., calling for an end to bus segregation came about the same time that an injunction (See NEGROES, Page A)

Search Launched For Lost Plane

EGLIN AIR FORCE BASE, Fla., Dec. 20 (AP)—A T-33 jet trainer, which disappeared somewhere between here and Shaw AFB, S.C., today and an extensive search was launched. The Eglin Public Information Office said the plane, based at Shaw, was on route there from Eglin. The office said it had not been determined whether one or two persons were in the two-seater. The 4th Air Rescue Squadron and the Civil Air Patrol in Georgia, Florida, Alabama and South Carolina were hunting for the plane. Three SA-16 amphibians were sent from Eglin to search along the trainer's intended route while another SR-16 and two H-19s were searching in this area.

IT'S TRAILWAYS—To locate Alabama Florida 4-3226, TRAILWAYS (AP-2)

Acquiescence Keynote To Officials' Reaction

By EDWARD PILLEY

Montgomery Negroes, joyous at arrival here yesterday of a Supreme Court mandate ending segregation on city buses, voted last night to end their 12-month bus boycott this morning.

Jones Blasts High Tribunal, Lifts Bus Ban

By GEORGE WHITTINGTON

Circuit Judge Walter B. Jones last night dissolved his injunction against integration of buses in Montgomery with a stinging rebuke to the U. S. Supreme Court. He said the court based its decision "on neither law nor reason."

Jones had issued the injunction last May 9. Criticizing the high court on practically every point of its decision ending segregation on buses here, Judge Jones said the court acted on "an evil construction" of the 14th Amendment.

He said he had no alternative but to dissolve his temporary restraining order in the face of a federal injunction handed the City Commission and the Alabama Public Service Commission yesterday.

NO LEGAL BASIS Jones asserted that in ordering the end of his injunction, "the court must regretfully note that the decision of the Supreme Court of the United States, declaring void the laws of a sovereign state and the city ordinances for the separation of the races on buses wholly within the city of Montgomery, is a decision which, while for the present the law of the land, is based on neither the law nor reason.

"The United States Supreme Court in making its decision has overturned the published rulings, decisions which have stood for almost a hundred years with the approval of all races. It has not only swept away, without rhyme or reason the state law and the city ordinance, but it has also abolished the common law of the state, the wise and ancient custom of both races—a custom which has been observed by the races for a century and which has preserved order within the city."

The Montgomery jurist, who during the long integration fight has placed a \$100,000 fine on the National Association for the Advancement of Colored People, went on to charge the decision of the Supreme Court "is the decision of a newly created department of the government, one unknown to the Constitution of the United States, and a department which is rapidly destroying the great principles for which our forefathers fought and sacrificed and upon which our government is founded.

"The federal decision," he concluded, "conveniently forgets the fact that under the 10th Amendment to the Constitution the powers not delegated to the United States are reserved to the states or their people. Ignoring this is an amendment the federal Supreme Court claims its decision on a twisted and tortured construction of the 14th Amendment, an evil construction, construction behind which are the forces of evil."

(See JONES, Page 2A)

City Lines Posts Integration Writ

A notice to drivers was posted last night at the office of Montgomery City Lines Inc., which operates the city's only bus service. It contains a copy of the injunction writ along with instructions to bus operators to cease enforcing segregation laws.

The bus commission, headed by H. Bagley, said it will be impossible to resume full service on all former routes immediately but that will be done "as fast as possible." Many drivers were laid off and routes through predominantly Negro sections of Montgomery were discontinued during the boycott.

3717 Gaston St., admitted she rarely rode the buses but "when I do I sit in the seat right behind the driver."

"I don't expect a Negro to sit next to me," Mrs. Simmons said. She thought that custom would prevail.

"Bus integration 'won't work.' Let's lay engines at 37 Forest Hills Dr., said, "because the people won't tolerate it."

Housewife Jean Simmons at



KEY OFFICIALS SERVED WITH DECREE

These four men played significant roles here yesterday as legal segregation of city buses came to an end. At upper left, Robert C. Dodson, clerk of the U.S. District Court, looks over a copy of the decree which made official the integrating decision. Police Chief G. J. Huppenthal, upper right, and Montgomery City Lines Manager J. H. Bagley, lower left, read copies of the decree served on them by federal officials. At lower right, Public Service Commission President C. C. (Jack) Owen writes a message to bus officials in Alabama explaining that segregation laws are still operative outside the city of Montgomery.—Staff Photos by Jan Langford

Nehru Lauds U.S. Moral Leadership In Middle East, Hungarian Crises

NEW YORK, Dec. 20 (AP)—Indian Prime Minister Nehru tonight lauded the moral leadership of America in the Middle East and Hungarian crises and said, "The prestige of the United States shot up all over the world."

Although the United States "is the richest and the most powerful nation in the world," said Nehru, recent events have shown that moral leadership can be far more important than military might.

"It shows that when a nation acts correctly... then it gains tremendous strength with respect to

human beings," the visiting Indian leader said. "America's prestige increased throughout the world, said Nehru, because of "certain attitudes it has taken up in recent weeks."

Nehru's remarks were made in an informal 25-minute speech he made to some 200 civic and public leaders at a meeting sponsored by the American Association for the United Nations in an earlier speech tonight he questioned "what this litigation is all about."

Harris, after ridiculing the legal arguments presented by Patterson, raised the political issue by questioning "what this litigation is all about."

"What motive is behind it all?" Harris asked. "It may be his (Patterson's) desire to keep the splash of publicity, to keep his (See PATTERSON, Page 2A)

Political Goals Of Patterson Called Reason For Road Fight

The state Supreme Court was told yesterday that Atty. Gen. John Patterson's legal efforts to withhold payment on a road paving contract were motivated by his "avowed ambitions" to run for governor in 1958.

The charge of playing politics was leveled at Patterson by John Harris, Montgomery attorney representing Glencoe Paving Co., in an appeal hearing before the high court.

Glencoe is seeking payment of approximately \$13,000 for the delivery and application of asphalt plant mix to a road in Cherokee County. Payment on this job was withheld at Patterson's request after he challenged the legality of the purchase order agreement drawn up between the state and Glencoe.

Owens, a partner in the Leary-Owens Machinery Co., with offices in Birmingham and Montgomery, was appointed to succeed Knox McRae of Decatur. McRae resigned after he was elected mayor of the North Alabama city.

Folsom previously had designated Dr. Louis Friedman of Birmingham to take McRae's place, but Friedman declined "for personal reasons."

Spending Christmas in Norfolk... STRAIGHT TALK... (AP-1)

NO CHARGES BROUGHT Examiners Hit Practices Of State Military Heads

By BOB INGRAM

An audit far less critical than had been expected was released yesterday on the financial operations of the Alabama State Military Department.

The Department of Examiners of Public Accounts found much to criticize in the military's fiscal procedures. Several strong recommendations were made. But no charges were filed against any official for illegal spending.

There had been much speculation that the audit might disclose considerable mispending on the part of Military Department heads, but such was not the case.

Instead Examiners J. E. Moore and James H. Bruner repeatedly referred to the "broad discretionary powers" of Gov. James E. Folsom and Adj. Gen. William D. Parlow in determining how the money appropriated to the department should be expended.

This was particularly true in the comment by examiners in the practice of the governor calling into active military duty members of the unorganized militia, despite the fact that Alabama

law provides that such unorganized militia should not be activated until there is an insufficient number of active National Guard members available for such duty.

"It may be that there has been an abuse of discretion in making such determination," the examiners noted, "however, in the absence of proof in this regard your examiners do not feel justified in overriding the published and apparently authentic orders of the governor, acting in his capacity of commander-in-chief, and declaring illegal the call of all members of the unorganized militia into the active military service of the state."

The examiners also found fault with the procedure whereby certified with the procedure whereby certified (See EXAMINERS, Page 2A)

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DESPITE DIRECTIVES FROM WASHINGTON Residents Feel City Customs Will Endure

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Machinery Dealer To Fill ABC Post

Gov. James E. Folsom picked a road machinery dealer, Wyatt Owens of Birmingham, yesterday to fill a vacancy on the State Liquor Control Board.

Owens, a partner in the Leary-Owens Machinery Co., with offices in Birmingham and Montgomery, was appointed to succeed Knox McRae of Decatur. McRae resigned after he was elected mayor of the North Alabama city.

Folsom previously had designated Dr. Louis Friedman of Birmingham to take McRae's place, but Friedman declined "for personal reasons."

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