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Dr. Horace L. Small, 62, Denton, Md. physician dies

DENTON, Md. — Dr. Horace L. Small, 507 Gay St., a practicing physician, for 32 years, died unexpectedly here at his home Wednesday afternoon. He was 62.

Well known throughout this Eastern Shore community, Dr. Small was noted for his activities in civic and fraternal circles.

Funeral services are Easter Monday 2 p.m., at John Wesley Methodist Church.

A graduate of the University of Pittsburgh, Dr. Small earned his medical degree at Meharry, and interned at Baltimore's Provident Hospital.

His wife, Dr. Bessie Badham Small, a pharmacist, survives. There are also twin daughters, Miss Sheilna Small and Mrs. Sylvia Horn, both Morgan State grads now teaching in Philadelphia.

DR. HORACE L. SMALL
Funeral on Easter Monday

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MUSICAL MOMENTS

Gifted youngsters given chance to enjoy concerts

By ADAH K. JENKINS

Thru the interest of civic and musical organizations of the city many gifted young musicians are given the opportunity of concert appearances.

Phyllis Harris, Peabody junior voice major, was presented in recital Sunday, April 4 at the Masonic Temple, by Myra Grand Chapter, OES.

The talented young contralto, who is studying with Mme. Dushak, performed a program of arias from Handel's "Messiah," the Purcell opera "Dido and Aeneas" and the Verdi opera "Don Carlos."

German art songs, a group of modern works sung in English and a number of spirituals comprised a concert of which you heard many favorable comments.

Miss Harris was given able and imaginative support at the piano by Lemuel Henson, also a Peabody Conservatory student.

The soloist is an alumnus of Eastern High School and began her vocal studies with Mrs. Fanny Newton and the late Prof. Schwartz.

She is the daughter of Mr. and Mrs. Joseph Harris, of this city.

Also on April 4, Margaret Carol Lindsay, music major at Western High School and a soprano of unusual promise, was sponsored in concert at Sharon Baptist Church by the Elliott Choir.

Highly commendable reports have been heard of her program, which included Italian arias by Scarlatti, Handel's "Where 'ere You Walk" and "Care Selve," a group of romantic French works, modern songs in English and traditional spirituals, among them Leador Oglesby's arrangement of "I've Been Down."

She was accompanied skillfully by Lillian O'Daniel, music instructor at Harlem Park Junior High School.

Miss Lindsay, who is daughter of Mrs. Evelyn E. Lindsay, was discovered by Mr. Oglesby, choir master of Enon Baptist Church, where she sings in the Chancel Choir.

Since completing her basic vocal training with Mr. Oglesby, Margaret is continuing her studies with Igor Chichogor, an associate of Miss Rosa Ponselle.

She is a soloist with the Western High School Glee Club and a member of the school concert choir and "Trebles."

The Elliott Choir, of Sharon Baptist Church is directed by Charles Bagley, with Miss Sarah Faunleroy, president, and Ronald Franklin, accompanist.

Joseph Eubanks, baritone soloist and member of the Music Education faculty of Morgan State College, sang the National Anthem at the opening of the Oriole season in the Stadium Tuesday.

Puccini's grand opera "Tosca," with its tense, gripping tragedy, thrilled near - capacity audiences that filled the Lyric to hear the three performances of this final production of the current Baltimore Civic Opera season.

With Etyakim Shapiro's firm handling of the singers, with the well controlled support of the Baltimore Symphony, the gorgeous music and exciting drama afforded a rewarding evening.

The principal singers were imported from New York, with the exception of Frank Valentino, who is a member of the Peabody faculty.

The most convincing vocally were the dramatic tenor, Virgilio (as the painter in love with the singer "Floria Tosca"), Eileen Schauler, in the role of the heroine and Mr. Valentino, cast as the "consul."

Chester Ludgin, the role of the villian "Scarpia," was more satisfying vocally than dramatically. The supporting roles were capably handled and the interracial chorus, under the direction of George Woodhead, was expecially effective off-stage and in the rich pageantry of the church service in Act I.

The chorus was joined by the boys from the choir of the Church of Immaculate Heart of Mary, who are trained by Norman Sydnor.

Acknowledging the salvos of applause along with the conductor and principals was Miss Rosa Ponselle, artistic director of the local company.

Audiences on all three evenings included a number of elementary and secondary public school students. In cooperation with the music department of the Baltimore schools, and thru a Rockefeller fund grant, the Baltimore Civic Opera Company has sponsored an extensive course in appreciation of such opera in the schools for the past three seasons.

Much of the success is due to the dedicated efforts of Russell C. Wonderlic, chairman of the large board, which includes two advisory committees and thirteen working committees.

Sunday, April 18 at 4 p.m. at Emmanuel Christian Community Church, Carrollton and Lanvale Sts. the Town Choir will celebrate its 15th anniversary with a special concert conducted by William H. Wright.

Friday, April 23 at 8 p.m. in the Murphy Auditorium, Morgan State College, the final concert of the series, with the Turnam Opera Players in "La Boheme."

Students use Easter to rebuild churches

JACKSON, Miss., (UPI) — White college students, some from out of state, plan to spend the Easter weekend helping rebuild burned colored churches.

A spokesman for the Committee of Concern estimated about 30 student volunteers will participate in the program.

The Committee of Concern, an interfaith, bi-racial group, was formed last September to help restore 38 colored churches which burned during the state's 1964 racial turmoil. The committee's executive board includes mostof the state's top religious leaders.

• • •

NINE OF THE 38 churches already have been completed and 22 others are now under construction.

Much of the work has been done by students from Mississippi schools during their weekends and holidays. A number of out - of - state students also have come in on holidays to help.

A small grup from Queens College, New York, is slated to join students from the University of Mississippi this weekend in working on three churches in the Meridian area.

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PATRONIZE AFRO ADVERTISERS

SIGN OF SPRING—What might be formulated as the AFRO's First Law of Spring is stated thus: "The first sign of warm weather is quickly followed by the opening of the Children's Zoo." Demonstrating the validity of this law are five boys and girls who sampled the wares of the Zoo in Druid Hill Park on a sunny day this week. In top row (from left) Kenneth Taylor becomes chums with a horse, Eldon Jackson shyly touches a dairy cow and Anthony Randolph takes off on a swing. Bottom row, Joseph Mannings leads the way on a rope bridge, John Brown puts on a sad face to match that of his baby burro friend and little Betty Dickens has found a lion without a roar. Mrs. Ann Sitler, director of the Children's Zoo, said that new attractions this year will be a merry-go-round and a birthday house for private birthday parties. The Choo Choo Train, a feature of recent years, will also be making its rounds past the chickens, rabbits, goats sheep, cows and other animals that populate the kiddiezoo. Mrs. Sitler said that a special section this year will be devoted to the showing of newborn animals. Right now a 10-day-old lamb is gaining the admiration of the kiddies. (AFRO Photos By I. Henry Phillips)

—Veney raids

(Continued from Page 1)

W.A.C. Hughes, local NAACP lawyers.

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THEY CONTENDED that police Commissioner Bernard J. Schmidt and his officers violated sections of the 4th and 14th amendments of the Constitution.

The 4th amendment provides that citizens are to be safe and secure in their homes and property from unlawful search and seizure.

The 14th amendment assures all citizens, equal protection under the law. . .

The Police Commissioner represented by members of the Attorney General's staff maintained the raids or "turn - ups" were legal in that arrest warrants had been issued for Sam and Earl Veney.

THE VENEYS wanted in connection with the hold -up Christmas Eve of a Greenmount Ave. Liquor store and the wounding of Police Lt. Joseph Maskell.

Sam Veney, in addition, was also wanted for the fatal shooting of Police Sgt. Jack Lee Cooper on Christmas Day, under grand jury indictments.

The two were arrested in a long Island, N.Y., zipper factory by FBI agents on fugitive warrants several days before final arguments in the case were heard.

They had been the first brothers in history to make the FBI's Most Wanted List.

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UNDISPUTED evidence showed that police entered more than 300 dwellings between Dec. 25 and Jan. 12 in their unprecedented search. Police argued they had probable cause.

On this point JudgeThomsem s tated:

"Reasonable grounds exist where facts and circumstances within the officers' personal knowledge or facts and circumstances of which they have reasonable trustworthy information. . .that the person wanted is on the premises."

He wrote, "The phrase 'reasonable grounds', like 'probable cause', means more than bare suspicion.

"Anonymous tips, without something more to support or corroborate them, do not constitute reasonable grounds.

". . .most of the. . .turn-ups involved in this case were made without reasonable grounds to believe that the Veneys were on the premises."

• • •

JUDGE THOMSEN stated that most of the raids were made on anonymous tips alone without even an investigation to find out who occupied the dwelling or other information to corroborate the tips.

"As a result," he wrote, "the homes of many respectable citizens were subjected to entry by force under circumstanecs which were disturbing to children and others in the house."

Police contended that although "probable cause" was absent in many of the raids, occupants of the house generally consented to police entry.

Judge Thomsen stressed, "In others there was merely no one there to consent.

"In others trere was merely acquiescence after at least one officer armed with a shotgun or submachine gun had already entered had already entered the door."

"Acquiescence under those circumstances does not constitute consent," Judge Thomsen ruled.

• • •

SEVERLY condemning entry without probable cause, the U.S. District Court justice declared:

". . .whether the home is in the poorest part of the city or in an impressive suburban development. . . all residents of Baltimore are equally entitled to the constitutional right of privacy."

However, Judge Thomsen upheld the right of a police officer to enter the private home of a citizen while searching for a suspected felon under certain conditions.

"This Court concludes that where the police hold a warrant for the arrest of a person charged with crime, they may enter a dwelling or other private building to arrest such person if they have reasonable grounds to believe that the person is in the building," he wrote.

• • •

QUOTING from a Supreme Court case, Judge Thomsen stated:

"The rule of probable cause is a practical non-technical conception affording the best compromise that has been found for accommodating these often opposing interests.

"Requirnig more would unduly hamper law enforcement. To allow less would be to leave law - abiding citizens at the mercy of the officers' whim or caprice."

Judge Thomsen also referred to another Supreme court case in which a Justice declared:

"Caution and reluctance there must be in special measure where relief, if granted, is an interference by the process of injunction with the activities of state officers discharging in good faith their supposed official duties."

In conclusion the Federal Court chief judge stated that in view of the fact that the Veneys were apprehended and his belief that in the future poliec conduct would be kept in the frame - work of the constitution an injunction was not necessary.

THE PLAINTIFFS in their suit had also contended that the raids were part of a vendetta against the colored community.

Judge Thomsen ruled that evidence in the case did not support the contention of a lack of equal protection under the law.

He said that it was reasonable to assume that since the suspects wanted were colored, colored homes would be the target of the search rather than white homes.

However, he added, "The evidence does show what has become common knowledge in Baltimore — that the relations between the colored community and the police have deteriorated seriously."

He commended the efforts of three lawyers he had appointed as friends of the court to study legal questions in tre case and for helping to set-up a bi-racial committee which has begun efforts to better police-community relations.

Wife of councilman

Mrs. Olivia P. Dixon, 1935 McCulloh St., wife of 4th District Councilman Walter T. Dixon, is among the members of Criminal Court's new May term grand jury.

Others among the 23-member panel are Mrs. Sallie M. Johnson, 1710 Gwynns Falls Pkwy., and Ambrose Smith, 3007 Elgin Ave.

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