

1 court would have latitude to determine what unreasonable
2 menat, as they do in all Constitutional language.

3 THE CHAIRMAN: But the point I am trying to get
4 clear, it is your clause in referring to these provisions
5 is not limited to the obtaining of evidence as a result of
6 a search warrant?

7 DELEGATE BOTHE: That is correct, and that is
8 also true in a criminal case, as I am sure you are aware.

9 THE CHAIRMAN: Delegate Henderson.

10 DELEGATE HENDERSON: Mr. Chairman and fellow
11 delegates:

12 I had hoped I would not have to rise to speak
13 against this amendment, because I thought it was so clear
14 as to which was the best side of the argument; but since
15 there seems to be some doubt in a good many peoples' minds,
16 I want to register my unalterable opposition to this amend-
17 ment.

18 When you get into the realm of civil rights, it
19 is completely beyond anything of which I am aware in the
20 whole of juris prudence at the present time.

21 When you come to the field of criminal appeals,