

1 as may be without a percentage?

2 JUDGE ADKINS: No, I would want language
3 indicating they have to be equal enough to qualify under
4 the constitution.

5 THE CHAIRMAN: Federal constitution?

6 JUDGE ADKINS: Yes, nearly equal as possible
7 or anything else because there again we are attempting
8 to forecast the whole development in this field and
9 I don't think we have heard the last of it.

10 MR. SAYRE: Assuming that 5 per cent is not
11 going to be more than what the Supreme Court would
12 define, it would seem to me it is more appropriate for
13 us to define our own standards regardless of the
14 Supreme Court. I would hope we would set a maximum
15 whether 5 per cent or even $7\frac{1}{2}$ per cent.

16 MR. CLAGETT: I think I would like to go
17 further back into what Judge Adkins said earlier and
18 possibly in the form of an amendment provide that the
19 districts should be so nearly equal in population that
20 there should not, no, putting it differently, that the
21 districts -- let me see -- I want to preserve a