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Montana Kaimin, July 8, 1975

Associated Students of the University of Montana

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U System budget reinstated by court

The Montana Supreme Court yesterday issued a restraining order to allow the Montana University System to continue operations while a Board of Regents suit over the board's constitutional powers is decided by the court.

The restraining order was requested by the Regents in direct response to a directive issued by Michael Billings, state budget director, which declared the system's \$121 million budget for the next two years to be "void."

Billings issued the order voiding the University System budget because Ted James, chairman of the Regents, failed to sign an affidavit certifying that the Regents were complying with the restrictions placed by the legislature on the spending of the appropriations made to the University System.

The Regents contend that it is unconstitutional for the legislature and the governor to require James to sign the affidavit.

The court's action yesterday cleared confusion that began on Wednesday when the court forbade "further actions or proceedings by any party" involved in the lawsuit. It was unclear whether Billings' directive, issued the day before, was affected by that court decision.

Supreme Court Associate Justice Frank Haswell told the Montana Kaimin last week that the court's decision did not apply to Billings' directive.

The Board of Regents is suing Governor Thomas Judge over the constitutionality of restrictions attached by the legislature to the University System's \$121 million appropriation.

The board asked the Supreme Court last Tuesday to take jurisdiction in the matter. The court announced its decision to hear the matter the following day.

Missoula attorney Milton Datsopoulos, who represented the Regents before the court yesterday, said the confusion began last week when the attorney for the governor's office failed to tell the court at the hearing Tuesday that Billings had issued the directive voiding the system budget. The attorney apparently had not been told that Billings had taken the action. Datsopoulos said yesterday that the justices appeared to be "chagrinned" that they had not been told Tuesday of Billings' action. Had they known, Datsopoulos said, the hearing yesterday would not have been necessary.

The court will have a conference with lawyers for the Regents and the Governor next Tuesday to lay ground rules on procedure for litigation on the constitutional question.

One procedural matter apparently

has been decided. An obstacle to having the Supreme Court take jurisdiction in the matter was that questions of fact might have to be resolved. Normally, when fact issues are involved, litigation must start in district court, which, unlike the Supreme Court, is allowed to receive evidence.

The problem apparently has been resolved, according to Datsopoulos, by an agreement to use a "master"— a third party empowered to hear evidence and decide fact issues.



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JIM BRODNIAK, JUNIOR IN DRAMA, and Anna Weber, senior in drama, portray Bill Lewis and April Green in the Masquer Summer Theater's production of THE HOT L BALTIMORE. The play will be presented July 16 through July 20 at 8 p.m. in the Masquer Theater.

Curry Concurs

Health Service fee raise cut to \$2

ASUM President John Nockleby said Thursday that Dr. Robert Curry, director of the Student Health Service, has agreed not to seek a raise in student Health Service fees of more than \$2 a quarter a student.

Students now pay \$16 a quarter for Health Service fees.

Curry was out of town and unavailable for comment.

Late in Spring Quarter, Curry said he would seek a raise in Health Service fees of \$5 a quarter to offset salary raises required by the new statewide pay classification plan.

Since that time, Nockleby has been working with Curry to cut the Health Service budget and reduce the need for an increase.

At an informal Central Board meeting last Tuesday, Nockleby said a \$2 increase would leave the Health Service with a \$10,000 deficit next year. To offset the deficit, he said, charges would increase for "special services" such as lab work, innoculations and use of specialists.

At the meeting, ASUM Business Manager Nils Ribi said the Health Service could "break even" with a \$2.50 increase.

However, Nockleby, who met with Curry after the Tuesday meeting, said Thursday he believes the \$2 increase would give the Health Service a surplus next year. Nockleby said he would encourage Curry to "keep within his budget" and put any money left over into next year's budget.

He said he believes enough money will be left over to allay another Health. Service fee raise for the next two years.

Nockleby said the increase was reduced from \$5 to \$2 by:

• transferring an annual \$24,000 debt from the Health Service budget to the University of Montana Building Fund. The debt was incurred by construction of an addition to the Health Service several years ago. Nockleby said the transfer of debt cut the proposed increase \$1.

Curry pointed out two weeks ago that, because the building fund is funded by student fees, students still will be paying the Health Service debt. However, Nockleby said that, because a surplus has been building up in the building fund, student building fund fees would not increase. Bowers approved the transfer of the debt two weeks ago.

• increasing the projected Health Service income from student fees by increasing the projected Fall Quarter enrollment figure. Nockleby said the Health Service had projected an enrollment of 7,500, 500 fewer than the UM administration's enrollment projection.

By using the administration's enrollment projection, he said, the increase was cut by about \$1.

• decreasing the projected maximum salary for Health Service physicians and making "other salary adjustments." The projected maximum salary for the four Health Service physicians was cut from \$32,000 to \$29,500, Nockleby said. The salaries are set by the state's new pay classification plan, which determines salaries by the requirements of each job. Nockleby said salaries were cut by re-examining requirements of the Health Service's physician jobs.

Nockleby said the salary readjustments cut the increase about \$1 or \$2.



BONNER PARK PROVIDES A PLAYFUL SETTING for these children while they listen to the Missoula City Band concert. The City Band performs at about 8 every Wednesday night during the summer at Bonner Park. The concerts are free and open to the public. (Kaimin photos by Joe Nagase)

opinion

Hitchhikers in Montana getting the ol' thumb screw

T IS RAINING. Tooling along at 85 m.p.h. in your new Eldorado, your 8-track is blaring the latest Neil Diamond hit.

Suddenly, just off the highway, your headlight shines off a young fellow-a hitchhiker, a roadside beggar, a would-be Charles Manson with pimples, you reason.

Feeling your breast swell with civic duty, you accelerate to 90, veer dangerously toward him, cover him with a splashed-on overcoat of mud, proudly assign your children to sneer and gesture at him through opened windows . . . but wait. That's not how it should be.

In light of man's realization of his ever-increasing inhumanity to man, one would think the "liberal's" concept of "hitching" to be a boon to those seeking free rides; but even liberals do not pick up hitchhikers. Neither do conservatives. In fact, some people who themselves occasionally hitch refuse to help others who do.

Why this is so is not apparent—varying degrees of xenophobia seem to account for the explanations most often given. Why this should not be so is a little more obvious.

In Montana, neither hitchhiking nor picking up hitchhikers is illegal, provided one hitches from the sidewalk when inside city limits or from the "untravelled portion" of roads or highways elsewhere. Otherwise, the Missoula County Sheriff's Dept. reports, no limitations exist.

To travel alone is to waste gas. (Even the President's energy conservation plan calls for car pools—why should an uninvited participant be that much different?) Your guest might even offer to share traveling expenses, or prove to be a more interesting conversationalist than your usual carload of Tuesday bridge club members.

To discourage a hitchhiker is to encourage a car-buyer. More cars on the road would mean only more traffic, more pollution, more accidents . . . in all, more insanity.

The struggle between driver and hitchhiker represents only a small portion of the broader, yes, even more annoying and seemingly endless struggle between the "haves" and the "have nots." Until such time as that gap can be closed, looking the other way and pretending not to see hitchhikers will do nothing to help.

Ron Hauge



ichard e. landers editor steven forbis, doug hempton ron hauge, acting co-editors.

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Writer condemns U.S. foreign involvement

Editor: Re: Michael Sol's June 24 response to Jim Rougle concerning CIA involvement in Chile. It may be that Sol does not support the present Chilean dictatorship, but his insistence on watering down United States responsibility in the overthrow of Allende belies both facts and common sense.

letters

The U.S. government has admitted spending at least \$8 million to "destabilize" the Allende government. International bank loans were cut off from Allende under pressure from the U.S. which amounted to an economic boycott. Interestingly, this did not involve arms shipments, which in hindsight appears insidious since the Joint Chiefs of Staff (receivers of the arms) were the ones who staged the coup and presently control Chile.

A recent KUFM special report on Chile stated that the body of a CIA agent was found with dead junta soldiers after a skirmish with guerrillas who had attempted to rescue a comrade who was undergoing torture at the hands of the former group. It was reported that Kissinger heads a major intelligence committee that supervised our involvement in Chile. President Ford, when questioned about the matter, both admitted and refused to criticize our Chilean policy, even though this was long after reports of junta barbarism had been published in the general press.

Frankly, in face of the long history of U.S. interference in Latin American affairs, and the post-WWII intrigues in Guatemala, the Dominican Republic, the Bay of Pigs, the Phoenix Operation in Viet Nam and even recent outcries from our old loyal ally England that the CIA has been tampering with their mail, I do not understand how Sol can so self-assuredly attribute CIA involvement in Chile with nothing more than charitable concern for the opposition.

If the motives behind "destabilizing" Allende were a matter of ensuring democracy, why is it that the U.S. government is so quiet about the torture and oppression practiced in Chile today? The Allende government was elected democratically. The Chilean junta took its position by force. Perhaps the real answers to these seeming ironies of the U.S.'s "good intentions" for "democracy" lie in the policy of the junta toward foreign investment.

Jim Todd associate professor, humanities

Letters policy

Letters should be typed, preferably triplespaced and fewer than 300 words long. The writer should include his or her name, address, phone number, class (if student), position (if faculty member) and department where applicable. Letters are subject to editing for style, clarity, length and libel. Letters should be brought or mailed to the Montana Kaimin office, J-206, or placed in the Kaimin box in the journalism school office.





By JACK ANDERSON

WASHINGTON-The controversy over Richard Nixon's secret commitments to former President Thieu of South Vietnam simply won't fade away

The charge that confidential, written pledges of support had been made to Thieu first was raised last April by Sen. Henry Jackson, D-Wash. Despite White House denials, two Nixon letters to the now deposed Vietnamese strongman subsequently surfaced.

On Nov. 14, 1972, Nixon gave Thieu his "absolute assurance that if Hanoi fails to abide by the terms of (the Paris agreement) it is my intention to take swift and severe retailiatory action." And on Jan. 5, 1973, Nixon promised to "respond with full force should the settlement be violated by North Vietnam

These letters, Henry Kissinger privately told a group of legislators, "were not agreements by the United States but statements by Richard Nixon of intentions. These did not differ materially from the public statements."

Key congressional leaders, however, are not impressed with Kissinger's semantics. The Nixon-Thieu exchanges, they feel, were a flagrant violation of the law, which requires the President to report all international agreements to Congress.

Jackson has called for an investigation by the Senate Armed Services Committee, and Sen. Clifford Case, the powerful New Jersey Republican, has asked for a probe by the Foreign Relations Committee.

Even some of President Ford's conservative supporters in the Senate are demanding that the full story be told.

In a private letter to the President last April, Mississippi Democrat John Stennis requested "all documentation" which "bears on the nature and extent of the U.S. commitment to South Vietnam" These materials, he added, "should be provided promptly."

One month later, after Vietnam had fallen, Ford responded with the incredible assertion that the subject "is no longer a relevant issue .

"I consider our urgent task now," wrote the President, "is to face the future and leave the devisive debates over Vietnam behind us. I ask your help in this effort.'

Sen. John Sparkman, D-Ala., chairman of the Foreign Relations Committee, also requested White House documentation. "I would appreciate ... the text of all understandings, undertakings or similar statements made by President Nixon, Dr. Kissinger, or other U.S. officials relative to the cease-fire agreement," he wrote on April 10.

The President again refused to cooperate, but Sparkman is sticking to his guns. He has dispatched another letter to the White House and now is awaiting an answer.

Ford's defense of Nixon's secret agreements, in sum, smells strongly of a cover-up.

Economic Disaster: Many economists fear President Ford's new energy package could lead to economic disaster

The President's plan to add another dollar to the price of every barrel of imported oil, it is estimated, will cost consumers a staggering six billion dollars a year.

Ford already had added a dollar import tax, so the total \$2 surcharge will add up to an extra \$12 billion Americans must pay for petroleum products.

The President is trying to cut down oil use by making it too expensive to waste. On top of this, he wants to decontrol the price of domestic oil. This move, if it is okayed by Congress, will cost the consumers still another \$16 billion.

What all this means is the price of gasoline will go up to about 75 cents a gallon. Congress, of course, can change or cancel Ford's actions, but right now, they can not seem to get together on anything but vacation dates.

The oil companies, meanwhile, are applauding Ford's moves.

Washington Whirl: Sen. George McGovern has hinted to his most intimate associates that he would like to run for the presidency again in 1976. The reaction so far has been overwhelmingly negative . . . Rep. Wayne Hays, the feisty Ohio Democrat, has tentatively decided to make a run for the Ohio governor's mansion in 1978 Agriculture Department experts are quietly predicting that 20 million Americans will be on food stamps by the end of June A recent Washington exhibit of "Doonesbury" comic strips, penned by Pulitzer prize-winning cartoonist Gary Trudeau, drew a thousand visitors, including Jack Ford, son of one of Trudeau's favorite targets

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bits and pieces

Consciousness groups forming

The Women's Resource Center in the University Center is forming consciousness-raising groups to allow women to share experiences, feelings and thoughts on being female. First meeting is Monday, July 14 at 7:30 p.m.

Schools to interview

The County of Flagstaff Schools, Sedgewick, Alberta will be on campus to interview Friday. Placement Services, in University Hall has further information.

Classes offered

The Famiy and Deviant Behavior, Sociology 400, will be offered for three credits during the second session of Summer Quarter, beginning July 24, LeRoy Anderson, chairman of the sociology department, will lead participants to explore the family as the source and setting for violence and deviant behavior

A teacher's consultant from Malta, Dora Whittaker, will teach Comparative Curricula: Activities and Innovations for Teaching Elementary School Mathematics on July 14 and 15 at the Lewis and Clark School. The one credit course is offered through the Center for Continuing Education in University Hall.

The center is also offering two courses to be taught by Maxine Van de Wetering, assistant professor of history and humanities. One, History 495, Women in America: The Historical Perspective, will deal with the feminine image reflected in popular literature and politics. The other, History 394, History of Science, examines science from the Enlightenment on. Both will be taught evenings.

Another pair of courses being offered through the center and the history department will be taught by Gordon Mingay of the University of Kent, Canterbury, England. Offered are History 495, Western Rural Society: A Comparative Study of Rural Life in Britain and America, 1750-1939 and History 243, English History, both for three credits.

Blood drawing

The Missoula chapter of the American Red Cross will hold a blood drawing 11 a.m. to 4 p.m. today and tomorrow in the University Center Ballroom.

A quota of 150 units of blood a day has been set by Byron Hess, blood program chairman. He said that this guota was necessary to replace blood used by three Missoula residents who recently had open heart surgery.

Donors should be between 18 and 65 and in good health.

Motorcyclists alerted

The Forest Service is alerting motorcyclists traveling on National Forest lands to fire season requirements.

Cyclists are required to have a Forest Service approved spark arrester, a shovel at least 24 inches long with a six inch or wider blade and a gallon water bucket or crash helmet.

Help wanted



"One is almost always bored by



Montana Kaimin • Tuesday, July 8, 1975-3

Unions endorse low tuition

A statement endorsing low tuitions afford them. Attainment of higher at Montana universities, colleges and community colleges has been approved by three University of Montana teachers' unions.

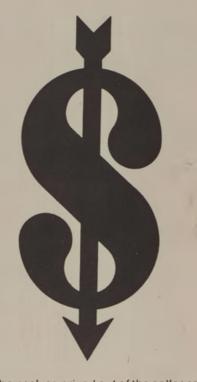
The statement won approval by the UM chapters of the American Association of University Professors (AAUP), the American Federation of Teachers (AFT) and the Montana Education Association (MEA). The AAUP and the AFT represent more than 40 per cent of the 400 professors at UM. The MEA represents about five UM professors

The statement has also been approved by ASUM President John Nockleby, who said last month that he, the AAUP and the AFT have been working on the statement since April.

Nockleby said last week that copies of the statement have been sent to each member of the Board of Regents, Commissioner of Higher Education Larry Pettit, select faculty members and presidents and student body presidents of each of the nine units of the Montana University System.

In the statement, the three unions say they endorse low tuitions "in order to secure easy access to all institutions of higher learning for all Montanans.'

The statement also says, "When tuition is high, educational benefits are available only to those who can education should not be dependent upon one's ability to pay ever-increasing fees. Increasing numbers of young people are finding



themselves priced out of the colleges and universities.

"The flourishing of a democratic society is dependent on an informed and educated populace. If higher tuition excludes some of our people. their access to post-secondary education is abridged.

The statement says its endorsement of low tuitions is "in the spirit of the new state constitution." and quotes Article X, Section I of the constitution which states:

'It is the goal of the people to establish a system of education which will develop the full educational potential of each person. Equality of educational opportunity is guaranteed to each person of the state.

The statement asks the Board of Regents and the administrations of the university-system units to "do all that is reasonably possible to prevent additional increases in student fees by maintaining a policy of minimum fees as a critical priority during the present austere biennium. Further, we request that serious consideration be given to reducing student fees as soon as possible."

Larry Pettit and several regents have indicated that the lower than requested university-system appropriation for the 1975-77 biennium may force them to drastically increase fees throughout the Montana University System.

The regents had requested \$136 million for the biennium, and the legislature appropriated \$121 million.

Pettit said at one time that fees at the two Montana universities could possibly double next year, but Regent Mary Pace said later that this probably would not happen.

Nockleby, who has been working to ally faculty and students in other areas, said the statement would:

• "serve to aid in the unity of faculty and students behind the common philosophy of having low tuitions for students.

• "put the administration and students on notice that we (the faculty and student government) are concerned about higher tuitions and will be working on them.

Nockleby said faculty and students have "a natural affinity in educational matters."

"The faculty, as represented by their unions," he said, "are willing and interested in working with students. We, in turn, will find it in our interest to back faculty interests." On June 5, Nockleby proposed to the UM Faculty Senate that the faculty and students form an "informal" alliance to "represent their common academic concerns to the community.

At that time, Nockleby endorsed higher faculty salaries in addition to lower tuition as a means to insure quality education in Montana.

"A man would die, though he were neither valiant nor miserable, only upon a weariness to do the same thing so oft over and over."-Francis Bacon







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EMMAUS ROAD



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McLean seeks open meetings

Jim McLean, student body president of Montana State University, has joined three Idaho student body presidents in asking that students be allowed to observe Big Sky Conference council meetings

At a Big Sky meeting in Missoula May 21 to May 23, student body presidents were refused admittance to the meetings of several Big Sky councils, including the Presidents' Council. The Presidents' Council is made up of the eight Big Sky university presidents.

On June 23, McLean wrote to Larry Walkup president of Northern Arizona University and chairman of the Presidents' Council, requesting that student body presidents be granted "observer status" at the Big Sky council meetings at the December Big Sky Conference in Idaho

The letter stated, "Students must be aware of, and knowledgeable of, the problems facing the Big Sky Conference if they are going to make a worthwhile contribution to it."

Three Idaho student body presidents wrote to Walkup June 14 to request observer status at all sessions of the Big Sky Presidents' Council meetings in December "ex-

Boise State University

student body presidents will have actively endorsed open Big Sky Conference meetings.

At the Missoula Big Sky meeting, several UM student government representatives charged that the closed meetings violated the Montana Open Meetings Law. The law states that the meetings of any organization "supported in whole or in part by public funds" must be open to the public unless the meetings involve national or state security, personnel employment, investment of public funds or law enforcement.

Though none of the Big Sky student body presidents writing to Walkup cited the law, Nockleby complained of the apparent violation to UM President Richard Bowers in a letter May 28.

George Mitchell, then UM Administrative Vice President, replied to Nockleby in a letter June 3, stating that the law "would be applicable to meetings held in Montana," but probably not applicable to meetings held in other states.

However, McLean said yesterday that Idaho, the site of the next Big Sky Conference meeting, has a similar open meetings law



FOURTH OF JULY travelers were "going to the sun" on the highway over Logan Pass in Glacier National Park last weekend. (Kalmin photo by Peter Forbis)



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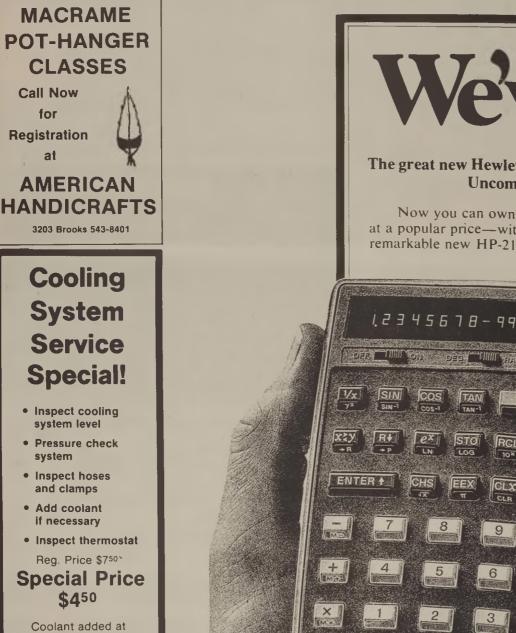
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Soprano, 8 p.m., MRH. July 14-18, Exhibition of Summer Student Art Work,

Gallery

July 15, Recital by Gretchen McBroom, soprano;

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