

Warned on Taking Of Beating, Woman Tells in Court

CITY COURT IN R. A. R.



WAITING ROOM—Spectators and witness line corridor outside the courtroom in which a preliminary hearing began for Rufus Fairwell, accused of second-degree assault on two city police officers.

Negroes Make Bid To White Golf Club

By JACK TUCKER

Negro golfers are attempting to obtain memberships in the 60-year-old all-white Genesee Golf Club at Genesee Valley Park, it was learned yesterday.

If accepted, a Negro member could automatically be entitled to play in tournaments of the Rochester District Golf Association, in which Genesee Golf Club holds membership.

On Aug. 17 a petition signed by six Negroes who play at the park was addressed to the club's board of directors. Copies were sent to Wilbur E. Wright, Monroe County Parks director, and to Gordon A. Howe, county manager. Howe yesterday mailed the following letter to Harold Christ, president of Genesee Golf Club:

"I have a copy of a letter signed by Robert E. Bray, Harry Smith, Irving L. Carter, Stewart O. Hendricks, Walter DeRouen and Charles J. Banks, petitioning the board of directors of the Genesee Golf Club for membership. I want to call your attention to the fact that golf clubs using public facilities cannot in any way discriminate

against a person regardless of his race, creed, color or racial origin.

I am sure that the Genesee Golf Club will respect the constitution and the laws of New York State and the United States of America, and the policies of the county government.

Robert E. Bray Jr. is employed in the county treasurer's office. Harry (Snuffy) Smith operates two restaurants in the city. Carter is a Police Bureau plainclothesman.

No Applications Received
The Genesee Golf Club president, Christ, said last night he had not yet received Howe's letter.

"Any membership application must be filled out on a regular form and submitted. It then is voted on by the membership," Christ said.

Asked if the club has received such an application from any of the six petitioners, he said "No."

Genesee Golf Club, not to be confused with the administration of the park's two 18-hole courses which are open to the public, is privately run. It operates its own sweepstakes and other tournaments.

It is located in a county-owned structure near Red Creek, and adjacent to the well-regarded second fairway. Christ said the club has no "arrangement" with the county on its official status.

Maintain Building
But the club, started in 1902, has produced scores of fine golfers who went on to join private clubs. The annual fee is \$15. There is an unpaid caretaker who lives there and is given free quarters and utilities. There are now about 60 members who maintain the little building which has showers and other facilities. Durand Eastman and Churchville, the other said a nightstick shattered county-operated public glass in the jalousies.

Asst. Dist. Atty. William G. Servis elicited the information that both policemen were uniformed when they drove into the station, that Donofrio had 6½ years experience being playing at Genesee Valley Park. One, Dr. Charles T. Lunsford, has long been outspoken in criticizing playing conditions at the park, and start to run toward Co-which has been under fire because of poor conditions of he grabbed Fairwell and put tees and fairways. Dr. Lunsford just recently was named gasoline station attendant by the county to a study group of park golfers who are to make recommendations for improvements.

Patrolman Louis Donofrio warned her and her daughter not to give out information on an alleged assault the daughter witnessed, a woman testified yesterday in City Court.

The woman, Mrs. Ethel Veaut of 7 Ethel St., at Plymouth Avenue South, was a witness in a preliminary hearing for Rufus Fairwell, 28, of 234 Jefferson Ave., who is charged with second-degree assault on Donofrio and Patrolman Charles Schaffer.

The hearing, before Judge James F. Sheehan, will be resumed this morning. Fairwell, who was in court yesterday in a wheelchair, is expected to be called as a witness by Bernard Garfinkel, one of his lawyers.

Fairwell suffered head cuts and fractured vertebrae in the altercation.

Mrs. Veaut took the stand after her daughter, Shirley, 15, had testified she saw the "heavy-set officer hit Rufus with a club" about 11 last Wednesday night. While on her front porch, she heard a policeman's club strike Fairwell's head "about five or six times."

'Who Struck First?'

The next morning, Shirley Veaut continued under questioning of Alban Reichert, another of Fairwell's lawyers, three policemen came to her house. She said they asked her who struck first Wednesday night, and she answered.

Mrs. Veaut said Donofrio, who did not identify himself, asked her if her daughter "saw the whole thing." Then he talked to Shirley, she said.

Mrs. Veaut said Shirley told him that the heavy-set officer struck the first blow. Then Donofrio responded. Mrs. Veaut recalled, "No, I didn't."

The policeman said that if "anybody comes here for information on the incident," none should be given out. He also mentioned the possibility of a lawyer asking questions, she said.

When Donofrio and the other policemen left, Mrs. Veaut said, Shirley commented: "Why should I lie? It could be my father..."

Refused to Answer

Earlier, Schaffer and Donofrio insisted that Fairwell refused to identify himself when they discovered his "fumbling with the lock" on the door of a gasoline service station at Columbia Avenue and Plymouth Avenue South.

Both testified that when Fairwell was asked what he was doing there he replied: "None of your *** business."

The policemen said that Fairwell slammed the door of a patrol car on Donofrio as the latter tried to get out, that the first blows were struck by the accused and that he felled Donofrio with a blow to the face, and bloodied Schaffer's nose.

Witnesses for Fairwell said he tried desperately to identify himself as an employee of the service station, that he shouted "Barney! Barney! Barney! Tell them who I am" as he ran across the street to a tavern.

Mrs. Mary Ellen Schiano, wife of the owner of the station, Norbert A. Schiano, 8 Phyllis Lane, Chili, said Fairwell was regularly worked Wednesday nights and usually closed the station about 11.

Were in Uniform

Schaffer testified that he did not try to question two other men who were seen in the darkened station last Wednesday night, although this would have been normal police procedure.

Fairwell was subdued outside Barney's Bar, across Plymouth Avenue South from the station. The policemen said Fairwell struck his head on the jalousie door of the facilities. Durand Eastman and Churchville, the other said a nightstick shattered county-operated public glass in the jalousies.

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Building

ing, owned by a private corporation of real estate investors, and the Field Building, owned by Wallace J. Wolf, Jr., and Raymond C. Shaheen.

These are the only buildings between the Lincoln Rochester Trust Co. office at Four Corners and the Times Square Building at Memorial Square.

Genesee Valley Union Trust already owns about 80 feet of frontage for its parking lot, and is acquiring about 130 feet in the purchase of the four structures. The site extends 165 feet back to Irving Place.

The bank plans to have a plaza entrance on Exchange Street and a rear entrance on Irving Place.

The new structure may or may not be connected at the rear to the present bank building on Main Street. However, along Exchange Street, the bank plans to leave an area for pedestrians and perhaps for a small structure to be built alongside the Lincoln Rochester building.

Genesee Valley last year attempted to buy City Hall and the Courthouse as a site for the new bank after the governments move to the Civic Center. The offer was rejected because the bank needed the site before it can be vacated by the governments.

When completed, the building will be the largest in the Four Corners area. Times Square Building has 10 stories, the Wilder Building 4 1/2.