

Aug 8/1970

the bullet in Commission Exhibit 399 that we prepared for Dr. John Nichols. It was the similarity of photographs we had prepared for him to the photograph of which you sent us an electrostatic copy with your letter of December 12, 1969, that caused us to believe that the photograph shown in the electrostatic copy was one we had prepared for Dr. Nichols. We think now that photograph was taken for you. We regret this error very much.

You have copies of all covering letters you request except one dated March 6, 1970. This letter is withheld from research under the terms of 5 U.S.C. 552, subsection (b) (5), as an inter-agency letter, because of references to confidential data.

Nothing has been removed from the name file for David Ferrie except the pages in the file that are withheld under the guidelines relating to the Commission's records. These pages, all in Commission Document 75, were listed in our letter to you of March 12, 1970.

The memorandum of January 15, 1964, had been removed from the file of memoranda concerning staff meetings and conferences before your examination of the file.

In regard to your letter of July 3, we have nothing to add to what we said in our letter of July 1.

Some questions you ask have been answered in previous correspondence. Enclosed is a copy of the Regulations for the Public Use of Records in the National Archives and Records Service in our custody. As you will note on page 8, it is our policy to furnish information concerning records when the time required to do so is not excessive.

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Related papers received with the deed of gift of the autopsy materials and clothing of President Kennedy by the Kennedy family consisted of the Kennedy family's copy of the "memorandum of transfer" and two other papers. These three papers are the property of the Kennedy family and are in the National Archives Building for safe-keeping until they are transferred to the Kennedy Library. Requests for access to them should be addressed to Mr. Burke Marshall.

You stated in your letter of March 13 that you intended to submit a numerical list of records concerning which you wish to appeal to the Director of Information of the General Services Administration. We have not received this list. You may send your list to the Director of Information if you wish. We shall appreciate it if you will send us copies of the newspaper stories of February 24, 1967, or any other date, which contained a report attributed to this agency that there was a total of 40 pages relating to David W. Ferrie in our custody. This information was not furnished by anyone connected with this agency. The only report containing this information that we have found quoted a statement by District Attorney Garrison of New Orleans that there were 40 pages relating to the interrogation and report on Ferrie in the National Archives (New York Times, February 23, 1967). As you know, this information was available to Mr. Garrison's researcher in the index to CD 75.

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