

2 Say Hirschfeld Readied Gift for Lowenstein Race Before He Had Entered It

By FRANK LYNN

Abraham Hirschfeld, a candidate for the Democratic nomination for the United States Senate, had \$50,000 ready to donate to a Lowenstein-for-Congress committee shortly after Allard K. Lowenstein dropped out of the Senate race and five days before he announced for Congress, two high-ranking Democrats said yesterday.

Three checks from Mr. Hirschfeld, a millionaire, were shown to the two Democrats, they said, by a friend of Mr. Hirschfeld's.

One of the Democrats—a former State Supreme Court justice—said that Mr. Hirschfeld's friend, Saul Rudes, showed the checks to him on July 9. One was for \$30,000 and two were for \$10,000 each, and all bore Mr. Hirschfeld's imprinted name and were made out to a Lowenstein-for-Congress committee. Mr. Lowenstein dropped out of the Senate race on June 24

Gov. Sargent's Veto Upheld BOSTON, July 24 (AP)—The Senate has sustained a veto by Gov. Francis W. Sargent of a bill that would have required police officers to carry firearms when quelling prison disorders. Opponents of the measure argued that it would have stripped commanding officers of their right to make a decision.

and announced on July 9 that he would seek the Democratic nomination in Nassau County's Fifth Congressional District. The Democratic informants said that Mr. Rudes had displayed the checks on two different occasions and indicated that they were a factor in encouraging Mr. Lowenstein to drop out of the Senate race and run for Congress.

Denials From 3 Both Mr. Hirschfeld and Mr. Rudes denied that there had been any such checks or inclusions. Mr. Lowenstein also denied any knowledge of the prospective contribution and initially denied receiving any Hirschfeld donation.

An hour later, however, after Mr. Hirschfeld had told a reporter that he had given a predated \$5,000 check to Mr. Lowenstein "a few days ago," Mr. Lowenstein amended his earlier answer and acknowledged receipt of the Hirschfeld check, which is dated for next Monday. Mr. Hirschfeld said that he had predated the check so that there would be ample funds to cover it.

The dispute over the \$5,000 check, however, was almost incidental to the dispute over the \$50,000 in Hirschfeld checks. The former judge said that Mr. Rudes had shown him the checks on a subway train as both returned to their offices

from a luncheon at the "21" Club, where they had accidentally met. He said Mr. Rudes said that the checks would be given to Mr. Lowenstein if he ran for Congress.

'Waved' in Samuels Office The other informant, a well-known Democrat who has supported Mr. Lowenstein, said that Mr. Rudes had "waved" the Hirschfeld personal checks in a small office at 455 Lexington Avenue, the headquarters of Howard J. Samuels, a Democratic gubernatorial contender.

"He was trying to be a hero to the Samuels people in getting Lowenstein out of the race," said the informant, who added that he was not sure of the date of the incident. Mr. Samuels conceded yesterday in an interview that he had urged Mr. Lowenstein to step out of the Senate race and had even told Mr. Lowenstein that he would "help him get financial support." However, Mr. Samuels insisted that his efforts were not part of any "Albe Hirschfeld deal." He added that Mr. Hirschfeld "thinks money has a strong influence in politics."

A Samuels spokesman said last evening that Mr. Rudes who has been active in the Samuels campaign in Brooklyn, had been questioned about the Hirschfeld checks incident and had denied any knowledge of it. Mr. Rudes, a lawyer who has been one of the legal experts of the state Democratic party, denied that he had seen or

handled any Hirschfeld checks for the Lowenstein campaign. He added, however, that "I might have said to somebody that if he ran for Congress, Abe would help him." Mr. Lowenstein said that both Mr. Rudes and Mr. Hirschfeld had pledged Hirschfeld financial aid on the theory that a Lowenstein candidacy in normally Republican Nassau County would help the entire Democratic ticket.

Asked if it would be illegal to offer a contribution to a candidate to quit one race and enter another, as some politicians contend, Mr. Rudes said, "I don't see that as a violation."

But when asked if it might be unethical, he replied: "I would not do it. It looks bad." Mr. Hirschfeld called the informants "complete liars." He said that after Mr. Lowenstein had withdrawn from the Senate race, Mr. Hirschfeld and Mr. Rudes had discussed "helping Lowenstein."

He said that no specific figure had been mentioned, although on Tuesday he said he had considered giving Mr. Lowenstein "five, ten thousand or more" even while Mr. Lowenstein was competing with him for the Senate nomination. At that time he said that he knew that Mr. Lowenstein and Ramsey Clark, who is still in the Senate race, were in financial trouble, that he admitted them and that he wanted the voters

to have a wide choice.

Mr. Hirschfeld disclosed the \$5,000 contribution to Mr. Lowenstein, although on Tuesday, he had denied making any contribution yet. "Hopefully there will be more," Mr. Hirschfeld said yesterday.

Mr. Lowenstein said he had rejected the initial Hirschfeld offer while he was still a Senate candidate because it would be improper to accept a con-

tribution from an opponent. He said he would accept a contribution to his congressional campaign because there were no strings attached. Mr. Lowenstein said he had told Mr. Hirschfeld that he would remain neutral in the Democratic Senate contest.