

Hill Unit Gets Stolen Ellsberg Papers

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MILL VALLEY, Calif. Dec. 15 (AP)—Documents stolen from the home of Daniel Ellsberg were turned over to a congressional subcommittee attorney Saturday after the lawyer served a subpoena on the police chief of this San Francisco suburb.

"All the recovered documents—and there's a ream of them—are being handed over to the House Subcommittee on Foreign Operations and Government Information at this moment," said Mill Valley Police Chief William Walsh.

Walsh said the documents "will be returned to their rightful owner, whoever that is" after they are viewed by the congressmen.

"Along with the subpoena, we also received a letter of authorization from him (Ellsberg) authorizing us to release the papers to the subcommittee," said Walsh, while the papers were being turned over to attorney James Kornfeld of the subcommittee.

The Justice Department and Pentagon also have expressed

interest in seeing the papers to determine whether they are classified. Ellsberg has contended that they are his personal property and that all but four have been declassified.

Officials declined to say what type of information the documents contained.

Ellsberg told police he discovered the documents were missing Oct. 1 after returning home from a weekend trip. The papers later were found during the investigation of another burglary and police have

held the material since.

Ellsberg, who earlier expressed concern that the papers might be destroyed by the federal government, has stated in a signed document that he has no objection to letting the government use the papers, said Mill Valley City Attorney George Silvestri.

The subcommittee chairman, Rep. Chet Holifield (D-Calif.), has consented to provide papers to the Justice Department, except personal papers or those protected under

attorney-client privilege, Silvestri said.

Ellsberg's Pentagon Papers trial in Los Angeles was dismissed after it was disclosed that the office of his psychiatrist had been burglarized.

Benjamin Dreyfus, Ellsberg's attorney, said it had been his client's "contention all along that the information belongs to the American people. His only apprehension is that the Justice Department or the Defense Department would destroy the papers."