

11-2-73
WJT

PROSECUTOR FREE OF TIES IS SOUGHT

Many in Congress Want Him Independent of President

Special to The New York Times

WASHINGTON, Nov. 1—Despite President Nixon's announcement today naming Leon Jaworski as the new Watergate special prosecutor, the in Congress was still running toward setting up the office totally independent of Presidential control.

The appointments of Mr. Jaworski, a prominent Houston lawyer, as the special prosecutor, and of Senator William B. Saxbe, Republican of Ohio, as Attorney General, were praised by members of both political parties.

But a series of events have led to a cynical atmosphere among many in Congress about trusting the President to give the new special prosecutor adequate independence and freedom from any abrupt dismissal.

Senator Adlai E. Stevenson 3d, Democrat of Illinois, told the Senate Judiciary Committee today, "I keep thinking of the immortal words of Zsa Zsa Gabor after one of her num-

"This time, darling, it's for real."

Senator Barry M. Goldwater, Republican of Arizona, said he thought President Nixon's credibility "has reached an all-time low from which he may never be able to recover."

The Senator said it was the duty of all Americans to give the President the benefit of the doubt until Chief Judge

John J. Sirica of the United States District Court "can announce his opinion of the mystery of the lost tapes."

"As one schooled in electronics," Senator Goldwater said in a prepared statement, "I can understand it, but as a practical person in close touch with the American people, I doubt that many will accept this."

He once again urged that Mr. Nixon personally go before the Senate Watergate committee.

The Senate majority leader, Mike Mansfield, Democrat of Montana, praised Senator Saxbe as a "man of independent

judgment" and said he hoped for quick hearings at which the independence of Mr. Jaworski would be examined.

Mr. Mansfield is one of 55 Senators supporting a bill calling for a special prosecutor to be appointed by Judge Sirica. He said he still supported the bill and that hearings on it should continue.

The assistant Democratic leader, Senator Robert C. Byrd of West Virginia, said he thought Senator Saxbe's nomination should be held up until Congress receives what he called "hard commitments"

that President Nixon will give Mr. Jaworski any documents the new special prosecutor feels are necessary.

Senator John L. McClellan, Democrat of Arkansas, said that he supported some form of Senate confirmation of Mr. Jaworski. But he questioned whether Congress had the power to review an appointment that has already been made.

"There's no vacancy in the office," he noted, saying that any Senate approval now would seem after the fact.

House Speaker Carl Albert,

Democrat of Oklahoma, did not comment on the new appointments but told reporters that the legislation on an independent prosecutor "should proceed."

Representative Peter W. Rodino, Democrat of New Jersey and chairman of the House Judiciary Committee, said he favored a bill giving Judge Sirica the power to appoint the special prosecutor.

On the Republican side, the minority leader, Senator Hugh Scott of Pennsylvania, praised both appointments.