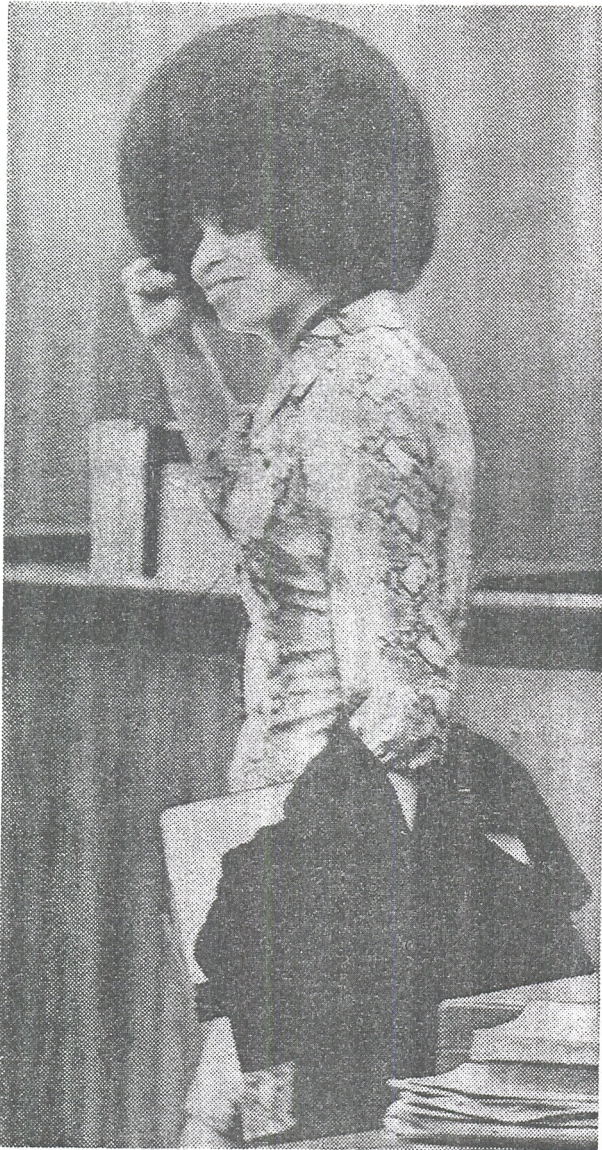


\$102,500

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Bail Is Granted To Angela Davis



ANGELA DAVIS
'Reservedly elated'

The Judge Sets Some Strict Rules

By Carolyn Anspacher

Black militant Angela Davis, facing trial in San Jose Monday on charges of murder, kidnap and conspiracy, was ordered released on bail yesterday over the angry objections of the State prosecutor.

Bail was set by Superior Court Judge Richard E. Arnason at \$102,500 — \$2500 in cash and a surety bond for \$100,000. The money was put up, and Miss Davis was released from jail at 6:53 p.m.

Defense attorney Howard Moore Jr. said Miss Davis, who has been in jail 14 months, was "reservedly elated" as she watched Judge Arnason sign the order.

Her first words, to her attorneys, were: "How soon can that bond be put up?" Then she was taken to her cell in the jail at Palo Alto.

Moore said he anticipates no problems in finding the funds that will free Miss Davis.

Conditions of Miss Davis' release included that she not leave the Bay Area and that she report weekly to Santa Clara County probation officers.

DURATION

Spokesmen for the Angela Davis Defense Committee said the 28-year-old avowed Communist is to live "in the neighborhood of San Jose" for the duration of her trial but declined to elaborate beyond that.

"All arrangements are confidential," one spokesman said, adding that the secrecy is "for Angela's protection."

Under the order admitting her to bail, Miss Davis is forbidden to change her

See Back Page

From Page 1

place of residence without the court's permission.

She is also required to obtain court permission before attending or participating in any public rallies or meetings.

STATEMENTS

The order says she "shall not possess or control any firearm" and must observe the court's previous order banning public statements about her case by anyone directly connected with it.

She is also required, as a condition of bail, to observe any future orders that might be issued by the court "relating to her conduct during

recesses and adjournments during the trial."

Judge Arnason's decision to admit Miss Davis to bail followed by four days the state Supreme Court's ruling in the Robert Page Anderson case that outlawed capital punishment in California.

Months ago, even before the trial was moved from Marin to Santa Clara county, Judge Arnason declared on the record that he felt Miss Davis would be a "good bail risk" and the Marin County Probation Department recommended that she be released on \$100,000 bail.

Judge Arnason, however,

declared at that time that he could not act because the State Constitution held that bail could not be granted in capital cases when "the proof or the presumption (of guilt) is great."

Under the new Supreme Court decision, Miss Davis is no longer being tried for a capital crime — one involving a possible death penalty. No capital crimes now exist in California.

Miss Davis is facing charges in connection with the Aug. 7, 1970 shootout at the Marin county Civic Center in which Judge Harold Haley and three others were killed. Miss Davis has been in jail since December, 1970.

Assistant Attorney General Albert Harris Jr. was obviously agitated when he announced in mid-afternoon that Judge Arnason had approved Miss Davis' admission to bail and as soon as the proper papers could be prepared, would approve her release from the Santa Clara County Jail facility in Palo Alto.

CONTRARY

"The judge," he said, "felt that no good purpose would be served by any delay." He added angrily: "It is our opinion this is contrary to law."

Harris said because the time before the trial's start is so short he feels there would be "no use" in filing an objection to the Aranson ruling with the appellate court.

Earlier, during a brief recess in the morning-long arguments on the bail issue, Harris said the attorney general's office was preparing to file for a rehearing of the Anderson case with the Supreme Court. He said it was his opinion the high court's decision would set at large all manner of "dangerous persons" presently being held in California jails without bail.

He said if the Supreme Court should grant a rehearing, he would ask Judge Arnason to reconsider the matter of Miss Davis' bail.

SUPPORTERS

Because it has been believed that Miss Davis would be released on bail at some point yesterday, several

hundred of her supporters crowded against the 12-foot high security fence separating the public from the courthouse.

They stood patiently through the day's erratic weather — brief rain squalls followed by interludes of chilly sunshine. Shortly after 2 o'clock, however, the crowd was moved to hysteria by the sudden and unexpected appearance of Defense Attorney Moore.

Grinning broadly, Moore moved swiftly through a gate in the fence, whispered in the ear of Kendra Alexander, wife of the co-chairman of the Angela Davis Defense organization and then started on a quick lope to his office two blocks away.

"We got what we came for," Moore said over his shoulder to the crowd.

Mrs. Alexander shouted exultantly: "She's free, she's free!"

The throng followed Moore, singing, "The Walls Came Tumbling Down."

PAPERS

Moore was gone nearly an hour, preparing the necessary papers for Judge Arnason to sign. Only a few spectators were left outside the barricades. Suddenly, and with no warning, a blue-jacketed black man scaled the high cyclone fence, paused momentarily on the top and dropped inside the barricade.

His feat so startled the several deputies stationed inside they were immobilized for an instant. Then they converged on him and hustled him outside.

He identified himself as an attorney; gave his name as Garleton Inniss and demanded to see Judge Arnason.

"I want to see what's keeping them so long," he shouted. Deputies remonstrated with Inniss, and quieted him for a time, but when he tried to kick in the fence, they removed him from the area. Later Inniss saw Judge Arnason, who calmed him and the attorney departed.