

Text of 11 'Vital' Nixon Talks Omitted

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The texts of 11 conversations that the House Judiciary Committee deemed vital to its impeachment inquiry were not included in the 1,254 pages of material that the White House submitted yesterday in response to the Committee's subpoena.

Most of the omissions were to be expected, since the President and his aides had said months ago that the conversations, in question had not been recorded.

In combination with remarks left out of the transcripts as "garbled" or "not relevant to the actions of the President," or deleted as "expletives," they mean that the material submitted is considerably less than what the Committee was seeking.

The missing texts include discussions between Mr. Nixon and some of his closest advisers that could shed light on his true role in the investigation of the Watergate break-in and alleged subsequent cover-up.

White House officials said no material that was actually available had been withheld. There are no recordings of nine of the conversations they said, either because, as the President had said previously, the tape in his office had run out or because the discussions took place in the residential area of the White House or at Camp David where they said there was no recording systems.

White House counsel J. Fred Buzhardt, on the CBS Morning News, and Deputy Press Secretary Gerald L. Warren, in a telephone interview, both said that the tapes of the other two conversations "cannot be located."

Also missing from the voluminous material submitted to the Judiciary Com-

mittee is any extensive discussion of some of the other issues besides Watergate that Committee staff members have said are being considered in the impeachment inquiry: the President's income tax troubles, the \$200,000 campaign contribution of fugitive financier Robert L. Vesco, the ITT antitrust affair, the use of the Internal Revenue Service for political purposes and the like.

There was no reason for such material to be included, since the White House was responding only to the specific demands of the subpoena issued April 11, which did not go into those matters.

The earliest of the missing conversations that the Committee sought and did not get was that of Feb. 20, 1973, in which the President and former White House Chief of Staff H. R. Haldeman discussed what the committee staff called "the possible appointment of Mr. (Jeb Stuart) Magruder to a government position."

Magruder is the former deputy director of the Committee to Re-elect the President and by his own testimony committed perjury before the grand jury that was investigating the original Watergate break-in and at the trial of the seven men accused in that case. He has said that he told Haldeman in advance that he was going to do so. Magruder later pleaded guilty to one count of conspiracy to obstruct justice and is awaiting sentencing.

The tape of the conversation about the possibility of finding a government "job" for him is one of those said to be missing. It has also been requested in a subpoena issued by the office of Special Prosecutor Leon Jaworski to which the White

House's reply is due Thursday.

The second tape that the White House says cannot be found is that of a conversation on Feb. 27, 1973, among the President, Haldeman, and former chief domestic affairs adviser John Ehrlichman.

The subject of this discussion was the assignment of John Dean, then White House counsel, to report directly to the President on his investigation of the Watergate affair, rather than to Haldeman and Ehrlichman.

President Nixon, in person and through a 50-page summary of the subpoenaed material that was released by the White House yesterday, has stressed that it was Dean's job to keep him informed on Watergate matters, and that Dean did not do so.

The Committee subpoenaed the tapes of 13 conversations on the crucial day of April 15, 1973, but only got eight of them. Of the other five, one was a telephone conversation between the President and former Attorney General Richard Kleindienst that took place in the residential part of the White House. The others involved meetings in the President's office that afternoon.

In a statement last November, Mr. Nixon said he had a long series of Watergate-related meetings that Sunday afternoon but that the tape on the recorder in his office ran out during the first one—with Kleindienst—so there are no transcripts of the others.

Among the critically important items discussed at the meetings of which no tapes were said to have been made were the payment of \$1 million in purported "hush money" to the Watergate defendants and the fate

of documents from the safe of Watergate conspirator E. turned over to former acting Howard Hunt that had been FBI director L. Patrick Gray.

Also missing are three telephone conversations from April 16 involving Mr. Nixon, Haldeman and Ehrlichman. That was the day on which the President discussed their resignations and the possibility of granting immunity to Dean. These conversations, according to Warren and Buzhardt, took place in parts of the White House not connected

to the recording system.

The final item sought but not delivered was that of a telephone conversation on April 18, 1973, between the President and former Assistant General Henry Petersen. This took place by telephone from Camp David, the White House officials said, and so was not recorded.

On that date, the President has said, he instructed Petersen to stay out of the investigation of the break-in at the offices of Daniel Ellsberg's psychiatrist because it involved national security.