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ATLANTA, GA., JUNE 29. (AP)-THE QUESTION OF POSSESSION OF LEE HARVEY OSWALD'S GUNS WAS TAKEN UNDER ADVISEMENT TODAY BY A THREE JUDGE FEDERAL PANEL.

ATTORNEYS FOR THE GOVERNMENT AND A COLORADO GUN COLLECTOR ARGUED BEFORE THE U.S. 5TH CIRCUIT COURT OF APPEALS FOR POSSESSION OF THE RIFLE ALLEGEDLY USED TO ASSASSINATE PRESIDENT JOHN F. KENNEDY AND THE PISTOL ALLEGEDLY USED TO KILL OFFICER J.D. TIPPITT OF DALLAS, TEX.

THE WEAPONS WERE SEIZED BY THE FEDERAL GOVERNMENT IMMEDIATELY AFTER THE ASSASSINATION, BUT JOHN J. KING, A GUN FANCIER, SAYS HE PAID OSWALD'S WIDOW \$10,000 FOR THEM AND SHOULD GET POSSESSION.

ASSISTANT U.S. ATTORNEY, B.H. TIMMONS OF DALLAS, TOLD THE COURT THAT THE GUNS BECAME THE PROPERTY OF THE GOVERNMENT WHEN OSWALD BOUGHT THEM UNDER AN ASSUMED NAME, THEREBY CAUSING THE GUN DEALER'S RECORDS TO CONTAIN FALSE ENTRIES.

TIMMONS SAID THAT KING KNEW AT THE TIME HE BOUGHT THE GUNS THAT THEY WERE IN POSSESSION OF THE GOVERNMENT. "WE FEEL HE JUST PAID \$10,000 FOR THE RIGHT TO LITIGATE," HE SAID.

THE GOVERNMENT, HE SAID, SHOULD BE ALLOWED TO KEEP THE WEAPONS WITHOUT PAYING KING.

KING'S ATTORNEY, WILLIAM C. GARRETT OF DALLAS, ARGUED ON THE OTHER HAND, THAT CONGRESS HAS PASSED A SPECIFIC PIECE OF LITIGATION CONDEMNING THESE WEAPONS ALONG WITH SOME 3,000 OTHER PIECES OF EVIDENCE. THE LEGISLATION STATES THAT THE GOVERNMENT WILL PAY FOR THE PROPERTY AFTER NOV. 1, 1966, BUT ITS VALUE WILL BE IN QUESTION BECAUSE OF THE CONDEMNATION, GARRETT SAID.

HE ARGUED THAT KING HAD NO KNOWLEDGE OF THE GUNS BEING MADE GOVERNMENT PROPERTY, BUT THOUGHT THEY WERE SEIZED AS EVIDENCE.

NO INDICATION WAS GIVEN ON WHEN A DECISION WOULD BE REACHED. THE GOVERNMENT HAS ASKED THAT THE CASE BE SETTLED BEFORE THE LAW GOES INTO EFFECT IN NOVEMBER WHICH WOULD ALLOW KING TO SUE FOR PAYMENT.

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