

Judge Got

Affidavit

From Krogh

LOS ANGELES — (UPI)

— The judge in the Pentagon Papers trial said yesterday he had received an affidavit from a former presidential aide accused of masterminding the burglary of Daniel Ellsberg's psychiatrist's office.

The affidavit, mailed to U.S. District Judge Matt Byrne by attorneys for Egl "Bud" Krogh, is reported to contain his confession that he ordered Watergate conspirators E. Howard Hunt and G. Gordon Liddy to carry out the burglary.

A spokesman for Ellsberg said that defense lawyer Leonard Boudin contacted Byrne yesterday morning and asked to see a copy of the affidavit.

The judge's clerk, David Treiman, told Boudin after consulting with Byrne that the judge had received the "Krogh material" at the Federal Courthouse Friday night.

Byrne relayed word to the defense that he would not turn over the affidavit before a hearing tomorrow morning.

The defense had asked for the affidavit, saying, "If the news reports we've heard are correct . . . it more firmly establishes the link between President Nixon and the criminal activities carried out by his subordinates in connection with the prosecution of Daniel Ellsberg and Anthony Russo."