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Angela to Get Bail-- \$102,500

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SAN JOSE—Angela Davis will be freed on bail, one of her chief attorneys said today, following a three hour closed-door conference in the chambers of Superior Judge Richard Arnason.

"We got what we came for," attorney Howard Moore Jr. told the waiting crowd, and set off at a fast pace followed by about 100 cheering supporters of Miss Davis.

Judge Arnason set bail in the amount of \$102,500 and ordered Miss Davis not to leave the Bay Area. Her trial will start Monday.

Miss Davis, 28, has been behind bars since December, 1970, on charges of murder, kidnaping and conspiracy rising from the fatal shooting at Marin County Civic Center Aug. 7, 1970.

Confer With Judge

Miss Davis, who was present at the meeting in the judge's chambers, hoped to be released as a result of the California Supreme Court decision which outlawed the death penalty last Friday.

Moore and one of the chief prosecutors, Assistant Attorney General Albert W. Harris Jr. spent two hours conferring with Judge Arnason this morning and a third hour this afternoon.

Emerging from the meeting, Moore said he was go-

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ing to prepare a writ. He was asked if Miss Davis had been granted bail and responded, "We got what we came for," refusing to answer any further questions.

Change Cited

Judge Arnason had denied bail previously, because of the law forbidding it in capital cases where there is a strong presumption of guilt or indication the defendant would flee.

However the high court decision means California no longer has such a thing as a capital case.

At a hearing immediately after the ruling was made public last Friday, Judge Arnason said it had "certainly changed entirely the restrictions I felt were compelling when I ruled on the bail in Marin County."

He said that if he were to grant bail, he would include some restrictions in addition to the bail itself. But these, he added, would not be "onerous."

Miss Davis is scheduled to go to trial here next Monday.

She was extradited to California after the FBI tracked her to New York.

At last Friday's hearing, prosecutor Harris pointed out the Supreme Court ruling would not be final for 30 days. Defense attorney Moore said it would be unfair to wait for the expiration of that period in view of that fact that the defendant has been in jail for almost 15 months.

Bail Ready

Defense attorney Howard Moore Jr. said Miss Davis has two places where she can stay in San Jose for the duration of the trial. One is the home of defense attorney Margaret Burnham, the other believed to be that of defense investigator Bettina Aptheker Kurzweil.

The United Committee to Free Angela Davis issued a statement this morning declaring:

"We have Miss Davis' bail ready should it be set today. We also have a place for her to live. All arrangements are confidential."

When he ruled on the bail motion last June, Judge Arnason received a probation report from James Soetaert, Marin County chief deputy probation officer. Soetaert recommended that she be freed on \$100,000 bail, on the condition that she report personally to the probation officer once a week.

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