

2 Oct 74 (1)

Nixon (support funds) - House of Representatives votes, 342 to 47, to cut the \$850,000 (for Nixon's expenses through next June) to \$253,000 maximum. <sup>ANP-E</sup> See stories in NYT and WXP, which require close study; the figures used in one story appear to be at variance with those used in the other.

The time span, given in entry 1 Oct as 42 days, is from 9 Aug to 20 Sep. However, as reported today, the amount spent is \$415,000. NYT says that "in addition, the Government technically owns more than \$1-million worth of furniture and equipment that is still in place at San Clemente and Key Biscayne, according to the Office of Management and Budget." <sup>ANP-A</sup>

The 13 Nixon aides on the WH payroll included in yesterday's entry are apparently only part of the 22 federal employees listed today as detailed to help Nixon for part or all of the six-month transition period. For their names, positions and salaries, see article by Lloyd Shearer, who says that "in addition to their salaries, the first 11 persons listed are each entitled to living expenses of up to \$40 a day." Shearer's list, presumably from official sources, includes Manolo and Fina Sanchez, <sup>as</sup> valet and maid. <sup>ANP-B</sup>

Shearer: "When Richard Nixon was President of the U.S. he appointed Gerald Ford Vice President; Roy Ash, director of Management and the Budget; and Arthur Sampson, administrator of the General Services Administration. When Richard Nixon resigned, the three aforementioned appointees joined forces to provide their ex-boss with a 'sweetheart retirement' .... "

NYT 3 Oct 74, David E. Rosenbaum

WXP 3 Oct 74, Richard L. Lyons

WXP 27 Oct 74, Lloyd Shearer, Parade magazine

Manolo and Fina Sanchez }  
Roy Ash } See entry, Nixon, support funds.  
Arthur Sampson }

2 Oct 74 (2)

Nixon (illness) - "Preliminary results of the first of a series of 'exhaustive' tests to determine the cause of [Nixon's] phlebitis condition have not detected a hidden cancer, Mr. Nixon's doctor said ... today. .... Cancer of the pancreas is among the causes of recurrent phlebitis. At a news conference [30 Sep], Dr. Lungren said that even with a series of barium X-ray tests of the intestines, cancer of the pancreas 'is very difficult to rule out.'"

Altman notes that while Lungren said that "the battery of diagnostic tests" is continuing, he did not say which tests had been completed and which remain to be done. "He did say that the 'principle diagnostic departments involved in the ongoing battery of tests include radiology, nuclear medicine, ultrasound and pathology.'" The two lung scans Nixon has received were done in the nuclear medicine department and the ultrasound tests were done by other doctors at Memorial Hospital. Of the departments of radiology and pathology, Altman says that radiology is the X-ray department, and that "blood tests are done by pathology departments in many American hospitals." AMP-C

NYT 3 Oct 74, Lawrence K. Altman

Nixon (tapes and documents) - Negotiations "over the last two weeks" have resulted in a temporary agreement between the special prosecutor's office and WH attorneys which gives Jaworski a role in negotiating with Nixon's lawyers on a permanent settlement for the disposition of Nixon tapes and documents. Until these discussions are concluded, none of the material "will be moved from their present locations [not specified]" and no steps will be taken to implement the 'agreement' between [Nixon and Sampson];" even if Nixon should die while these discussions are in progress the material would not be removed or destroyed. The quotations are from a letter written by Lacovara (to Buchen? - unclear) filed in connection with two civil suits also asking for the tapes. No dates are given for the filing or Lacovara's letter.

At a hearing "last week" on what appears to be the same two suits, a spokesman for the Civil Rights Division of the Justice Department says the Nixon-Sampson agreement is not "self-executing," in that Nixon cannot assume control over

2 Oct 74 (3)

[from preceding page]

the tapes until they are given physically to him; by delaying action the Government delays implementing the agreement.

AMP-D

NYT 3 Oct 74 [Special to The NYT]

Nixon (backdating of deed) - See entry, Mary Walton Livingston.

Mary Walton Livingston, who discovered the backdating of the deed involved in Nixon's donation of vice-presidential papers, has been transferred (no date) from her position as senior archivist in the Office of Presidential Libraries of the National Archives, to a new job which "reportedly" was created for her, that of senior archivist on the records appraisal staff of the Archives.

"A source familiar with the transfer said [her] role with the Nixon deed was the reason behind the move," but this has been denied (no date) by a spokesman for GSA, parent agency of the National Archives. Another possible reason is that "she reportedly would have had to work with Mr. Nixon or his staff on Mr. Nixon's papers."

"GSA spokesman Richard Q. Vawter said it was 'absolutely false' that GSA head Arthur F. Sampson 'pressured' the transfer."

See story for details on Mrs. Livingston's claim that the deed could not have been signed\*until a year or more after the date appearing on it, 27 Mar 69.

AMP-46

WXP 3 Oct 74, William Gildea (?) \*or Xeroxed

NYT 3 Oct 74. (Notes on People)

Sampson - See entry, Mary Walton Livingston.

Congress (bills and resolutions on Nixon tapes and documents) - See AMP-D.

2 Oct 74 (4)

Richard A. Moore has been named an unindicted co-conspirator in cover-up case, according to "sources familiar with the case." WH announces Moore's resignation, effective 15 Oct. See entry, WH resignations.

AMP - F

The prosecution, 21 Jun, listed 19 unindicted co-conspirators. "The identification of various persons as co-conspirators is important because of 'the co-conspirator rule' of law, under which the prosecution may introduce statements or acts of an alleged co-conspirator against the others charged with the conspiracy."

SFC 3 Oct 74 [NYT]

"Co-conspirator rule" - See entry, Richard A. Moore.

WH resignations, already in effect or expected. See story for effective dates.

Richard Moore, special counsel and "close Nixon adviser"  
John McLaughlin, speechwriter (see NYT 3 Oct, Hunter)  
David Wiemer, special assistant  
David Parker, special assistant  
Bruce Herschensohn, liaison with pro-Nixon groups  
Noel Koch, speechwriter  
Ken Clawson, deputy director of communications

SFC 3 Oct 74 [AP]

(2 Oct 74) AMP (1)

(A) - This \$1-million figure may include \$576,000 worth of security equipment at San Clemente. WXP gives \$56,000 as the figure for office equipment and furniture there. WXP says there is \$573,000 of government property at Key Biscayne but does not break this down into figures for security and office equipment.

WXP 3 Oct 74, Richard L. Lyons

(B) - "The continuation on the White House payroll of certain highly paid employees now assigned to Mr. Nixon poses a problem for the Ford Administration, since this is a drain of funds that could otherwise be used for the new President's own staffing."

NYT 3 Oct 74, Marjorie Hunter

The salaries for only five of these employees (Ziegler, Price, Woods, Gannon, Bull) add up to \$187,000; in addition, each is entitled to living expenses of up to \$40 a day.

WXP 27 Oct 74, Lloyd Shearer, Parade magazine

(C) - Lungren says he expects to discharge Nixon from the hospital at the end of this week. Today is a Wednesday.

WXP 3 Oct 74 [AP]

(D) - NYT lists bills and resolutions in Congress, submitted or planned, which deal generally with protection of Nixon tapes and documents until the question of ownership is decided, or to make them public eventually. List does not include John Tower (entry, 1 Oct, Nixon tapes and documents); with the exception of Tower and Javits, all are Democrats.

Sen. Mike Mansfield

Sens. Mansfield and Sam Ervin Jr., joint resolution

Sens. Gaylord Nelson, Jacob K. Javits and Ervin

Sen. Birch Bayh

Rep. Jonathan B. Bingham

Rep. John Brademas

Rep. Sidney R. Yates (on transition funds)

NYT 3 Oct 74 [Special to NYT]

(2 Oct 74) AMP (2)

(E) - See entry 3 Oct 74, Nixon (tapes and documents).

(F) - Herbert Miller, Nixon's lawyer, who is also Richard Moore's attorney, denies (3 Oct?) that Moore has been named an unindicted co-conspirator; prosecution says (3 Oct) that "it is not correct that the Government has named an unindicted co-conspirator" in addition to those who have previously been indicted. The prosecution had merely informed the court and the defense 30 Sep that it might seek to name Moore as a co-conspirator, thus enabling it to take advantage of a legal rule that would make it easier than otherwise to admit prior statements by Moore.

NYT 4 Oct 74, Lesley Oelsner

- See also WXP 4 Oct 74, George Lardner Jr.

(G) - Mrs. Livingston testifies at DeMarco trial 24 Sep 75 (entry that date, DeMarco trial).