

Kalmbach

Says He Was 'Used'

Washington

Herbert W. Kalmbach, President Nixon's personal attorney, told the Senate Watergate committee yesterday that he had been "used" by top White House aides.

Kalmbach described as self-serving the remarks made to him by John D. Ehrlichman last April in a telephone conversation Ehrlichman taped the day before Kalmbach went before a federal grand jury.

In the conversation, which Kalmbach said with bitterness he did not know was being taped, Ehrlichman suggested that Kalmbach recite certain details of testimony to the grand jury.

And Ehrlichman, the former domestic counsel to Mr. Nixon, told Kalmbach that a scheme in which Kalmbach solicited funds for Watergate defendants had been masterminded by ousted White House Counsel John W. Dean III.

DOUBTS

Kalmbach repeated again and again in his second day of testimony, however, that while he first accepted Dean's assurance that the fund-raising operation was proper, he soon developed doubts, went to Ehrlichman and was reassured by Ehrlichman that it was proper.

"I didn't understand that he (Dean) was the button-pusher," said Kalmbach. "I

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think he had received the assignment to approach me knowing, whoever gave the directions, that I trusted Mr. Dean."

Pressed by Senator Daniel K. Inouye (Dem-Hawaii), Kalmbach said "I don't have a candidate for the button-pusher."

He said, "I have a feeling it was someone in authority at the committee to re-elect, but I don't know."

Asked if perhaps Ehrlichman was the mastermind, Kalmbach replied: "I don't know."

VIEW

Later, questioned by Senator Lowell P. Weicker Jr. (Rep-Conn.) about the vagueness of who ordered what, Kalmbach said, "I was used by the people who knew the true picture of this assignment without my knowledge."

"Do you feel you have been used by Mr. Haldeman in this matter?" asked Weicker.

"Yes," Kalmbach said.

After a pause, he added, "If they had knowledge of what has been alleged to be the true purpose of this and

Text of Kalmbach-Ehrlichman conversation on Pages 8 and 9

did not inform me, I have been used."

"By Mr. Ehrlichman?" asked Weicker.

"Yes."

"By Mr. Mitchell?"

"Yes."

"By Mr. Dean?"

"Yes."

Haldeman was White House chief of staff and John N. Mitchell was attorney general, then Nixon campaign manager.

MONEY

Kalmbach's testimony dealt mostly with his gathering \$220,000, which he passed on to Anthony T. Ulasewicz for distribution to Watergate defendants and their lawyers.

At that time, Kalmbach said, he thought the money was for humanitarian purposes. Dean earlier testified the money was to keep the defendants quiet.

Ulasewicz, a former New York policeman and White House investigator, is due to testify today.

The tape of the Kalmbach conversation with Ehrlichman came into the committee's possession when the committee subpoenaed Ehrlichman's relevant materials.

At one point, Ehrlichman told Kalmbach: "I would appreciate it if you would say you've talked to me in California because at that time I was investigating this thing for the President."

"And not now?" asked Kalmbach, referring to their conversation then.

"Well, I wouldn't ask you to lie," Ehrlichman said.

At various points in the conversation Ehrlichman placed Dean in the role of masterminding the money-raising.

BELIEF

"Do you feel this was a self-serving conversation as far as Mr. Ehrlichman was concerned?" asked Weicker.

"Yes sir," replied Kalmbach.

"What was your feeling on learning you had been taped?"

"It was just as if I had been kicked in the stomach," Kalmbach replied.

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