

WATERGATE

The hurdles before Bill Saxbe

Examiner News Services

WASHINGTON — Sen. William B. Saxbe's nomination as attorney general has drawn bipartisan support, but still unresolved is how quickly the Senate Judiciary Committee will act on it.

Sen. John V. Tunney (D-Calif.) was among committee members who said yesterday that priority should be given to legislation providing for a court-appointed special Watergate prosecutor.

Sen. Birch Bayh (D-Ind.) also said the committee should take up the nomination only after "we get the prosecutor legislation moving." Bayh said, however, "Bill Saxbe will make a good attorney general."

The White House coupled Saxbe's designation yesterday with the appointment of Leon Jaworski, a Texas Democrat, as special prosecutor.

Jaworski plans to look into

out leaving word on what his plans are.

Meanwhile, questions were raised about Saxbe's eligibility to become attorney general because the salary for that position was raised during Saxbe's Senate term.

A provision of the Constitution says that no member of Congress can be appointed to any civil office during his term if the salary of the office is increased in that period.

Horace Webb, a spokesman for the Justice Department, said acting Attorney General Robert H. Bork believes "remedial legislation can resolve the problem and such legislation will be sent forward with Mr. Saxbe's nomination."

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Then . . . and now

Associated Press

BEAUMONT (Tex.) — Leon Jaworski, the new Watergate special prosecutor, said yesterday he does not see how an appointment to his post could be made by any branch of the government other than the executive.

the matter of the missing presidential tapes before anything else.

"I plan to go to the tapes matter first," Jaworski said. "I tell you frankly that that wasn't discussed (Wednesday when he was asked to take the job)."

Jaworski, a veteran trial lawyer, said he will begin in Washington Monday.

But last May 3, while speaking at a Jefferson County Bar Association function here, Jaworski said:

"I would endow the Chief Justice of the United States and the Speaker of the House of Representatives — as representatives of the two branches of government not

under investigation — with responsibility of selecting the members" of a commission to investigate Watergate.

His statement in Beaumont yesterday was made in a courtroom ceremony as 82 members of the county bar were admitted to practice before federal courts.

He said he hopes to be able to use the files of former Special Prosecutor Archibald Cox.

"I will want to use what Cox did," Jaworski said. "I know Mr. Cox. He is a highly capable, efficient gentleman. I will continue where Mr. Cox left off.

"I will want to talk to him. I will undertake to talk to

him. I think he'll be helpful to my investigation."

Republican Leader Hugh Scott and other GOP committee members indicated they wanted prompt hearings on Saxbe's nomination.

Chairman James O. Eastland (D-Miss.) who has said he is confident of Saxbe's confirmation by the Senate, left for his home state with-

Jaworski's appointment was announced by Bork, who fired Cox on Nixon's instructions on Oct. 20.

With Jaworski now in position to take over Cox's authority and files, sponsors of legislation providing for a court-appointed special prosecutor said Congress must act quickly.

Jaworski's appointment, unlike Saxbe's nomination to succeed Elliot L. Richardson, is not subject to Senate confirmation.

Jaworski, who served as president of the American Bar Association in 1971-72, told reporters in Houston yesterday that Nixon has placed no restraints on what actions he could take in his new job.