

Papers Date Disputed

CHICAGO, Nov. 4 (AP)—The date listed for Richard M. Nixon's donation of his vice presidential papers to the nation was a full year before a National Archives historian first was asked to select documents intended for donation, according to testimony in U.S. District Court.

Mary Livingston testified Monday that literary appraiser Ralph G. Newman called her on March 27, 1970, and asked her to make the selection from papers the National Archives held in courtesy storage for Nixon.

According to the govern-

ment, Newman prepared an affidavit that Nixon attached to his 1969 federal income tax return. The affidavit said Nixon donated vice presidential papers on March 27, 1969—eight months before the law allowing deductions on such gifts expired.

Newman, a Lincoln scholar and president of the Chicago Library Board, is charged with two counts of lying to the Internal Revenue Service. The charges stem from his alleged backdating of the gift so Nixon could receive a \$450,000 tax break.

Livingston told the jury that Newman said he needed the

papers selected "in a very great hurry." She said she picked out 1,176 boxes of Nixon's personal papers.

Before 1970, she said, Newman never indicated any of the papers were intended as a gift.

Under cross-examination, Livingston said Newman first examined a number of the papers in the 1969 donation in November, 1970. She added that Newman visited the National Archives in April, 1969 and told her that he had seen the material when it was stored in a New York warehouse before it was shipped to the archives.