Illegal wiretapping

# Indictment irritates G-men

WASHINGTON-FBI Director Clarence Kelley is getting a chance to carry to Congress the complaints of agents upset over an indictment that stems from intelligence work performed

several years ago. Kelly was called as a witness yesterday before a Senate appropriations subcommittee.

Atty. Gen. Griffin B. Bell told the same panel Tuesday that FBI agents had made their own protests to him about imposing 'a post-Watergate morality for pre-Watergate activity.

The agents are upset over the recent indictment of a retired FBI supervisor in New York. John J. Kearney was indicted on charges of illegal wiretapping, mail opening and conspiracy in connection with surveillance activities in the early 1970's against the Weathermen, an alleged underground terrorist organization.

Bell authorized Kearney's prosecution, and there are reports other FBI agents may be indicted on similar charges. Sen. Lowell Weicker, R-Conn.,

who served as a member of the Senate Watergate investigating committee, asked if the tax-payers were going to be billed for defending FBI agents for breakins and other illegal activities.

Bell replied they were not, although he added, "We ought to do it. It would not be a bad thing to do.'

He said FBI agents thought what they were doing was in the best interest of the country, but now will "lose their life savings" defending themselves against criminal charges.

Justice Department officials

said the government has never provided or paid for defense lawyers for officials indicted on criminal charges.

Bell also said the Justice Department "desperately" needs a charter from Congress to govern FBI authority in domestic security cases not tied direct-ly to a crime. He said the guidelines are needed to let the FBI know whether preventive intelligence is authorized in such cases.

Bell's testimony touched off a spirited debate over the proper role of the FBI and other government agencies in protecting the country against subversive activities.

Weicker insisted no violation of the law or the Constitution was necessary

law enforcement and the Constitution in this country?" he exclaimed at one point.

## **Associated Press** Trailbikers benefit from new forest plan

WENATCHEE-Motorcyclists scored a major victory in their campaign to keep trails open for off-road vehicle use in the Wenatchee National Forest.

The national forest retreated from several of its proposed trail closures and now plans to keep 991 miles of its 2,415-mile trail system open to motor bikes, forest officials say.

"Some aspects of the plan will be highly controversial," said Cal Dunnell, Wenatchee National Forest recreation officer. The plan must still be approved by the U.S. Forest Service's regional office in Portland.

The proposed plan will reduce by four per cent the miles of trails presently open to trail bikes and will not seriously affect fourwheel-drive and snowmobile use in the forest.

Conservationists are highly critical of the proposal, especially provisions allowing motorcycles on Nason Ridge east of Stevens Pass, a mountain goat habitat, and on Sawtooth Ridge east of Lake Chelan.

Bill Asplund, a Wenatchee leader of the Alpine Lakes Protection Society, said bikes will "ruin" the Sawtooth Ridge area.

"They create ruts and erosion, and could ultimately change the formation of the land. It's seen painful damage already," he said The Olympic National Forest last year backed off from plans to bar motor bikes from high country trails. It permits continued use of high trails in the eastern Olympic Mountains.

The Mt. Baker-Snoqualmie National Forest limits motorcycles and jeeps to old logging roads, many of which have been improved for recreational vehicle use.

All trails in the state's three national parks and five national forest wilderness areas are closed to bikes and jeeps.

#### Gays protest TV station's editorials on civil rights

SEATTLE (AP)-The Washington Coalition for Sexual Minority Rights demonstrated outside a Seattle television station Tuesday to protest the station's editorials on gay civil rights bills.

The protest was aimed at edi-torials by KIRO-TV's general manager Lloyd Cooney on two bills now being considered by the Legislature. Cooney said the bills would classify homosexuals as a "minority" and employers would be forced to hire certain percentages of homosexuals.

Cooney also warned that parents would discover their chil-

already employing many homosexuals, but weren't aware of it "and if all the gay teachers in Seattle and Tacoma schools were to walk out tomorrow, the schools would have to close."

The group was also demanding that Cooney "lower his voice and take a more rational view on the issue," said Nelson.

Cooney said Rep. Ted Haley, R-Tacoma, one of the sponsors of the gay rights bill, already has made an editorial response and another legislator, Sen. Pete Francis, D-Seattle, was scheduled to reply on Tuesday. "God damn it, can't we have

### No-smoking bill amended

OLYMPIA-A bill to ban smoking in most public places has had its penalty provisions removed in house action.

A move by Rep. Margaret Hurley, D-Spokane, to remove the penalties and certain enforcement provisions was approved by the house in a 55-37 vote Tuesday.

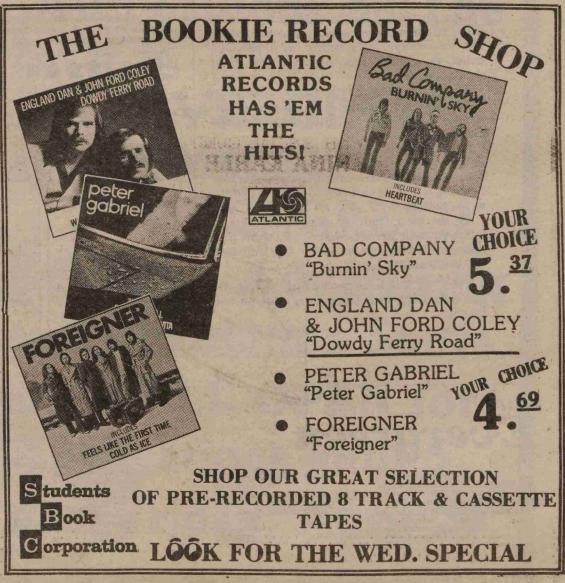
Another amendment proposal to allow smoking in certain retail stores failed. The bill, HB 162, went back to Rules Committee for scheduling for final passage.

As it stands now, the bill puts into law state Board of Health regulations banning smoking in public places, but has no effec-tive way of enforcement.

'I am a nonsmoker, but I think smokers still have rights," said Mrs. Hurley. "If someone is sitting in the wrong place at the wrong time, I don't think they should be charged \$5. And then, if he didn't pay it, he would be guilty of a misdemeanor. I just don't think that's fair.'

"I am not trying to stop an-yone from smoking," said Rep. Georgette Valle, D-Seattle, spon-sor of the bill. "This will just assist people in complying with the Board of Health regulations, as I think most smokers want to do. These sections are the heart of the bill.'





dren were being taught by homosexuals and could do nothing about it.

Hal Nelson, a coordinator of the demonstration, said Cooney misrepresented the bill's intent and the group was demanding equal time to reply to it.

Nelson said businesses were

"We felt the rebuttal should be by legislators and not the gay community because the editorial addressed a legislative proposal," said Cooney. Cooney said he didn't know how to reply to the demand to tone down his editorials.

#### Ike's son mulls politics

DOWNINGTOWN, Pa.-David Eisenhower says he's been considering running for public office but hasn't made any definite plans.

Eisenhower, grandson of former President Dwight D. Eisenhower and son-in-law of former President Richard Nixon, said Tuesday the idea of running for office "has been in the back of my mind."

He said he has "stayed in touch" with state politics but is not yet ready to seek office.

"I'm not sure I'm really interested," said Eisenhower, here for a speech at a local Republican club. "Everything is too close. We won't be settled for about a year.'

Eisenhower and his wife, the former Julie Nixon, have a home in Gettysburg, Pa. but recently moved to Capistrano Beach, Calif., near former President Nixon's San Clemente retreat. Eisenhower is working on a biography of Nixon that he said would be titled "Going Home to Glory.'

Thursday, April 28, 1977 DAILY EVERGREEN 3

The state of the second of the second state of the second states and