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Dr. Robert H. Bahmer Archivist of the United States National Archives and Records Service Washington, D.C. 20408

Dear Dr. Bahmer:

I have been asked to reply to the informal inquiries which you and the Deputy Administrator of General Services, Joe E. Moody, have made to this Department concerning the authority and procedures for releasing for public disclosure certain of the documentary material that was produced or acquired by the President's Commission on the Assassination of President Kennedy (the Warren Commission).

The Commission has, of course, completed its investigation, submitted its report, and transferred all of its records, papers, and other documentary material to the National Archives for preservation. Many scholars and other persons are anxious to study that material.

Last year, the Executive departments and agencies which had furnished documentary material to the Commission developed certain guidelines for determining which of the items they had furnished could be released to the public. As a result of the applications of those guidelines, approximately two thirds of that material has been made available to the public.

Since the Commission did not provide any guidance or impose any restrictions in this regard at the time that its files were transferred to your agency, since the Commission is now out of existence, and since your agency is now the receiver and custodian of the records of the Commission, this Department believes the Administrator of General Services, acting through you and your staff, is now in the same legal and administrative position with

respect to the records, papers, and other documentary material transferred to your agency by the Commission, as the Commission was prior to that transfer.

Consequently, we believe that your agency has the authority and obligation to review that material and to determine which of it should be made available to, or withheld from, the public at this time, and to conduct subsequent reviews of such material at reasonable intervals until all of it is released. In this regard, we believe it would be appropriate for your reviews of that material to be made in conformity with the guidelines which were developed and applied by the various Executive departments and agencies with respect to the material they had contributed to the Commission. However, we do not consider those guidelines as imposing absolute standards for the release or disclosure of Commission-produced material in your custody. If in any specific case a sound legal basis exists for withholding or for releasing any such material notwithstanding provisions of the guidelines, your agency should, of course, disregard the guidelines. Similarly, if sound archival or other principles or reasons, not inconsistent with law, exist for disregarding the guidelines in some particular case, we believe that it would be appropriate for your agency to disregard the guidelines in that case. If any significant legal problem should arise in this regard, the Department of Justice will, of course, be happy to assist you in any way that we can.

Sincerely,

Jrank M. Wagna Frank M. Wozencraft

Assistant Attorney General Office of Legal Counsel

VOLUME 54 BULKY (part 1 of 3)

DCE 18035, 30 Jul 65

Copies of CIA Documents (classified) in custody of National Archives

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Volume III: SR DIVISION

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DCE 18035, 30 Jul 65 Copies of CIA Document

Copies of CIA Documents (classified) in custody of National Archives

Volume IV: Correspondence on release & Declassification

CORRESPONDENCE

Warren Commission Documents Lee Harvey Oswald

VOLUME I:

List of documents to be reviewed by Mr. Sturbitts and/or other LA branches: (copies attached)

WAVE-8049, 22 Nov 63

WAVE-8129, 24 Nov 63

WAVE-8130, 24 Nov 63

WAVE-8133, 24 Nov 63

WAVE-8149, 22 25 Nov 63

SAGO-6153, 23 Nov 63

MONT-8398, 23 Nov 63

MONT-8397, 23 Nov 63 (HUM-2414)

VOLUME I: EUR check

OTTA-1271, 23 Nov 63

MEXI-7052, 24 Nov 63

VOLUME II

LIMA-4809, 26 Nov 63

DIRECTOR-85069, 26 Nov 63

DIRECTOR-85039, 26 Nov 63 - the question here involves State & FBI

DIRECTOR-85066, 26 NOv 63 - ditto above

VOLUME III

MDST-28531, 28 Nov 63 - see document with note - definitely should not release portions marked

EX-10896, 29 Nov 63 - check with COB

7 44. C

UFGA-13059, 13 Dec 63

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VOLUME ***III (continued);;;;
EUR (Check)
MEXXXX MEXI-7071, 27 Nov 63
OTTA-1274, 27 Nov 63
OTTA-1280, 27 Nov 63
VOLUME IV
WAVE 8447, 3 Dec 63
WAVE 8455, 3 Dec 63
VOLUME V
WAVE-8658
TX-1886, 6 Dec 63
VOLUME VI
WAVE 8736, 9 Dec 63
DIR-87746, 9 Dec 63
VOLUME IX
WAVE 8809, 10 Dec 63
WAVE 8789, 10 Dec 63
DIR 87985, 10 Dec 63
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 VOLUME X
DIR 90487, 20 Dec 63 (check with SE)
MEXI-7488, 20 Dec 63 (check with SE)
WAVE-8949, 12 Dec 63
DIR-88643, 12 Dec 63
UFG-4286, 19 Dec 63
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VOL. X (continued)

WAVE 9371, 19 Dec 63

HCSA-10374, 13 Dec 63

DIR-88864, 13 Dec 63 (Argentina)

BUEN-0766, 13 Dec 63

BUEN 0768, 13 Dec 63

MEXI- ????, 14 Dec x 63 - why in Oswald file?

VOLUME XVII

CSCI 3/779,297, 26 Dec 63

WAVE XXXX 9679, 27 Dec 63

WAVE 9680, 27 Dec 63

VOLUME XVIII

Covering

/MEMO for HELMS re Verson (believe this COG agent AMPALM-26 -- see vol. XIX notes)

VOL. XIX

BUEN-0850, 2 Jan 64 (re MEDVEDEV)

DIR-92766, 6 Jan 64 - AMPALM-26 DIR-92767, 6 Jan 64

VOL. XXII

WAVE-0173, 9 Jan 64

WX MEXI-7776, 14 Jan 64 - re AMPALM-26 (involves some FBI info)

WAVE-0569, 15 Jan 64 - AMPALM-26 MEXI-7819, 17 Jan 64 - also A-26 (source of MEXI info is sensitive & should be withheld)

HGGA-7205, 8 Jan 64

VOL. XXIV

UFGA-13576, 16 Jan 64 UFGA-13737, 24 Jan 64

UFGA-13736, 24 Jan 64

UFGA-13772, 27 Jan 64 XAAZ-35876, 29 Jan 64

WAVE-1283, 30 Jan 64 WAVE-1465, **k** 4 Feb 64 DBD-88386, 29 JAN \$64 **VOLUME XXV**

UFGA-13907, 13 Feb 643

VOLUME XXXIII

MONTEVEDEOX 08

KXX KINGSTON 1226, 2 Apr 64

VOL, 35 XAE-809, 30/4/64-

VOLUME XXXIV

UFGA-15239, 15 Apr 64 (Moter para. 3.a. marked for non-release

X SX-10946, 8 Apr 64 - Nic desk check para (2)

-----VOL.37-XAAZ-27212 14Mky64—Coe

VOLUME XXXX 43

HTPA-01340, 16 Jun 64

KWX XAAZ-17378, 12 Jun 64 - Costa Rica

CSCI-3/781543, 5 Jun 64 - if released, review with COG & GUAT, but is answer to FBI memo

VOLUME XX 48

WAVE 0767, 19 Aug 64

VOLUME 49

DIR-49570, 14 Sep 64 (SE review)

MEXI-0898, 17 Sep 64 (SE Review)

PRIN-2754, 15 Sep 64 (Haiti)

XAAZ-22874, 14 Sep 64 - COG

VOLUME 51 (all review with COG)

WAVE-3387, 16 Sep 64 UFGA-17923, 29 Sep 64 XAAZ-22938, 21 Oct 64 XAAZ-22876, 4 Nov 64 WAVE-4342, 6 Nov 64 WAVE-8130, 24/11/67- Copy not in File, but a "durmmy" is.

13-00Q00

VOLUME 52 (review with COG & EUR/Germany)

HMMW-13244, 30 Dec 64

DBA-94347, 31 Dec 64

CSCI-316/02545-64, 15 Dec 64

VOLUME-56

FPMA-19675, 15 Jan 68: involves one Luis CASTILLO wno claims hired by WOFIRM to kill Kennedy--should be checked with COG. Unable to copy document because of blue ink.

VOLUME 55 - this involves case of Thayer WALDO (201-043967) - held by OPS/II (they should review)
DIR-26897, 10 Aug 67
MEXI-2463, 12 Aug 67
MEXI-2454, 12 Aug 67

Mr. Randall:

According to telcon between Mr. Savige (Info & Priv) and Mr. Johnson of Nat'l Archives on 12 Dec 75, CIA apparently needed to review for declassification of material on Lists 1, 1A, 2 and 2A (see attachments) just the documents which were forwarded to us along with the lists by NARS. Mr. Paul Hartman reviewed the documents (also attached and has made appropriate notations for declassification.

May Cline CIOG/SO, ext 1731

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