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**On The
Outside**

from the wires of United Press International

Nixon claims authority over evidence

WASHINGTON—President Nixon, apparently unworried he may be risking contempt action, Monday asserted his claim to be the sole judge of what evidence to produce for the criminal conspiracy trial of former aide John D. Ehrlichman.

Bending a little from his earlier refusal to comply with broad defense subpoenas, Nixon offered to let Ehrlichman have documents judged "relevant" by White House lawyers. But he insisted that any dispute over evidence would be decided by the President, not the courts.

U.S. District Judge Gerhard A. Gesell, who is scheduled to begin the trial of Ehrlichman and four other men in the Ellsberg break-in case next week, immediately scheduled a Tuesday morning meeting to find out if Ehrlichman will accept the presidential offer of compromise.

Grand Jury report to be released

WASHINGTON—The Supreme Court was formally notified Monday that both the special prosecutor and President Nixon's lawyer want a secret grand jury report naming President Nixon as an unindicted co-conspirator in the Watergate coverup unsealed and made public.

The documents were ordered sealed by U.S. District Judge John J. Sirica May 13 and were turned over to the high court two weeks ago when it agreed to decide if Nixon can withhold tapes and documents relating to the coverup trial next September.

Sirica lifted his secrecy order Friday, one day after Nixon's Watergate lawyer, James D. St. Clair, acknowledged that his client was named by the grand jury as an unindicted co-conspirator and asked that the report be unsealed.

Talks begin in California nurses' strike

SAN FRANCISCO—With a growing health care crisis in the fourth day of a Northern California nurses' strike, state officials Monday summoned representatives of 40 hospitals and the California Nurses' Association to the first talks since the walkout began.

The session was scheduled for this afternoon, and both sides said they would attend.

"The impact of the nurses' strike on hospital patients and the public is severe enough that all concerned, including the state Conciliation Service, are obliged to exert every effort to resolve it," said Ralph F. Duncan, head of the Mediation Service.

Hundreds of hospital patients not on the critical list were sent home during the weekend as the hospitals tried to get along with supervisory nurses, aides and even doctors tending to nursing duties.

Veteran's Administration reopens case

BOSTON—The Veterans Administration has reopened the case of a terminal cancer patient who is trying to get benefits for his family to help sustain them after he dies.

Last Sept. 28 the Board of Veterans Appeals ruled that John A. Ellis, 28, Mattapan, was not eligible for family benefits. Ellis is dying of Hodgkin's Disease, a form of cancer, and is firmly convinced that the initial ruling is wrong. With the help of many allies, among them the Boston City Council, he hopes to get a reversal.

Egypt prepares rousing welcome

CAIRO—The Land of the Pharaohs was bringing forth Monday 100,000 cheerleaders, 30,000 bodyguards, and a gentle camel at the foot of the Sphinx to welcome the President of the United States.

At the order of President Anwar Sadat, 3,000 American flags fluttered up over Cairo and Alexandria in honor of President Nixon's three-day visit beginning Wednesday.

Former theater queen dies at 81

Katherine Cornell, who as one of the nation's foremost actresses remained loyal to the legitimate theater when many of her contemporaries turned to Hollywood, died Sunday. The 81-year-old actress died of pneumonia at her Vineyard Haven home.

The theater world paid tribute to Cornell last month with the dedication of a Katherine Cornell room in the theater library of Lincoln Center in New York.

Office space sought for center

University plan prompts zoning dispute

by Ellen Horowitz
Staff Writer

Despite citizen opposition and a negative recommendation last Thursday by the Chapel Hill Planning Board, the University is apparently going ahead with plans to convert some of its residential property on Cameron Avenue to office use.

The University-owned house at 425 W. Cameron Ave. is the site of a proposed addition to the research offices of the Frank Porter Graham Child Development Center. UNC has applied for a special use permit for the property, which is presently zoned for residential use only.

The Chapel Hill Board of Aldermen was scheduled to vote on the permit application Monday night. The town Planning Board announced Thursday it

will recommend the aldermen decide against granting the permit.

Neighbors and realtors present at the Planning Board hearing Thursday expressed opposition to University intrusion in the neighborhood, which is predominantly residential.

Art Berger of the Chapel Hill Planning Department said Monday that town policy encouraged the preservation of residential areas close to the downtown central business district.

"The high price of commercial land makes residential neighborhoods open game for UNC or anybody else who wants office space," Berger said. "Chapel Hill has to maintain a consistent policy to contain commercial and business uses within a definite area, or we'll be facing requests like this in every neighborhood every couple of months."

UNC Property Office Legal Advisor Bob Williams said he understood the reluctance of the town to accept changes in residential areas. "But what we have in mind will not cause any qualitative change in the neighborhood," he said.

Williams stressed that UNC planned no changes to the exterior of the house except for physical improvements such as painting and the construction of

thirteen parking spaces in the yard.

"Those parking spaces will all be in the back and they'll be screened off on all sides by landscaping improvements," he added.

University Engineer Allen Waters, who presented the request for the special use permit to the aldermen and Planning Board, emphasized in his request that UNC had no plans for further non-residential development in the Cameron Avenue neighborhood. Williams confirmed this position Monday.

"We already own this land, and it's our responsibility as a state agency to put it to state use," he said. "But we have no further plans for expansion in that area."

However, real estate appraiser Charles W. Smith, from the state real estate office in Raleigh, was at the site Monday to appraise the land abutting the rear of the disputed house. "I get called in to appraise property whenever the University is considering a land purchase," he explained.

The University also owns a house at 427 W. Cameron, next door to the disputed property. The main research offices of the Frank Porter Graham Child Development Center are at 625

points raised in written briefs of earlier trial court records.

The fourth circuit includes North Carolina, South Carolina, Virginia, West Virginia and Maryland.

A touch of national politics entered one of the five cases heard before the judges. Prosecuting attorneys Barnett Skolnick and T. Russell Baker were on the same team that charged former vice president Spiro T. Agnew with income tax evasion and accepting bribes.

The Prince Georges County, Md. lawyers were asking for a hearing on a case involving the alleged use of interstate funds facilities to transmit a bribe. The prosecutors claim the new evidence has been discovered since the original trial. The case is an appeal of a district court judge's denial of a new hearing.

Opposing Skolnick and Baker in the case was Charles Weiner, also a prosecutor against the former vice president.

Two other criminal cases were heard. One was a question of whether the U.S. Attorney could treat one of its own

witnesses, an unindicted co-conspirator, as a hostile witness in a new case involving the distribution of heroin.

The other was a routine bank robbery case in which the issue was whether the testimony of two convicted felons who had overheard conversations with the defendant after his arrest was of substantial weight to find him guilty.

Two civil cases were also heard by the three judges. One involved an alleged violation of the Social Security Act in which the plaintiff was trying to establish the right to payment for medical care given to his wife before her death.

Student reaction to the proceeding was very favorable. Several students said they had never attended a federal court hearing before. "The proceeding emphasized the need to be well-prepared. Some of the attorneys didn't seem to know what they were talking about," one student noted.

"It was a fascinating experience," observed another. "I hope the law school will give us more opportunities like this."

qualitative change at all?"

Williams expressed concern that the aldermen might not approve the special use permit, but said he felt the matter was "still open to speculation."

To stay a good school, the University has to provide adequate space for its

Aldermen have final word on utilities sale

If the Utilities study commission eventually decides to sell Chapel Hill's electric and water utilities to Duke Power Company, Mayor Howard Lee and the Board of Aldermen might refuse to grant the company the town's utility franchise.

According to Lee, the Aldermen have the final word on who will get the franchise for the town's electric and water plants. Lee said Friday he would look very closely at the wording of a contract for Duke Power.

"We wouldn't just graciously hand the utilities over to them," he said. "I feel we have obligations to the employees of the utilities and to the people and the future of Chapel Hill."

"It may be that I will have to cast the deciding vote," he said. "And I won't quickly hand the utilities over to anyone I feel is unqualified to operate them in the best interests of the town."

Alderman Gerry Cohen said he could not predict how the Aldermen would vote on the Duke Power franchise question. "But I, for one, am not in favor of the utilities being owned by any private company," he said.

staff, he said.

Last year, a UNC request for use of the same property as a child development research center was denied by the Board of Aldermen. The current request differs in that it specifies office use only, with no children present.



Staff photo by Gary Lebrato

Site of the proposed Frank Porter Graham child research center

Weather

Partly cloudy this morning, clearing this afternoon. Highs today will be in the low 80s. The chance of rain is zero per cent today through tonight.