

Justices Avoid Surveillance Test

WASHINGTON (AP) — On a 5 to 4 vote, the Supreme Court cut off Monday a major test of the Army's surveillance of civilians.

Chief Justice Warren E. Burger said it was up to Congress, not the courts, to sit "as vir-

tually continuing monitors of the wisdom and soundness of executive action."

Burger said the federal appeals court here was wrong when it granted a request by complaining civilians for a full-dress judicial hearing on the

Army surveillance system.

The chief justice said the four individuals and nine groups who brought the surveillance suit had not proved they suffered any harm or even stood to suffer harm.

The ruling was produced by a

combination of the four Nixon administration appointees, plus Justice Byron R. White. It effectively bars what would amount to a trial of the way the Army gathered information about individuals and associations beginning in the summer of 1965.

Last March, when the case was argued in the high court, Solicitor General Erwin N. Griswold conceded the Army had been overzealous in its surveillance of civilians. "From my point of view it was poor judgment," Griswold said of the monitoring by some 1,000 Army agents. However, the govern-

ment lawyer insisted neither the Constitution nor federal law was violated.

Burger's majority opinion expressed no attitude on the wisdom of Army surveillance of civilians, though he wound up with an acknowledgement that the suit against the Army "reflects a traditional and strong resistance of Americans to any military intrusion into civilians affairs."

Burger wrote: "Our conclusion is a narrow one, namely, that on this record the respondents have not presented a case for resolution by the courts."



SHEEPISH—Judging from the innocent, harmless looks on these critters, you'd think they're sheep in wolf's clothing. But the 11 little ras-

cals really are wolf cubs, pictured after being rounded up by a wolf-hunting brigade near Moscow. —UPI Photo

Nixon Lifts Quotas On Imports of Meat

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Cost of Living Council, offered little optimism that the action would result in reduced prices. The main objective, he said, is to stabilize meat prices by eliminating repeated surges at the wholesale level.

Beef supplies and prices appeared to be the main target of

Nixon's decision, although such meats as mutton and veal also are covered.

Australia supplies about half of the 1.2-million pound import level set for 1972 and Secretary of State William P. Rogers, who now is in that country, will discuss with Australian officials the possibility of increasing the flow of meat to the United States, Shultz said.

In his 200-word statement, a portion of which Nixon read for television cameras in his Oval Room office, the President said the "recent rise in the price of meat is in part due to an improving economy here at home causing increased demands for meat which have not been matched by increased supplies."

Although he rejected the proposed price freeze on meat and other food products, Nixon said "I intend to monitor this situation closely."

Autobahn Shootout Injures Cop

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Sunday was a contact person to the Baader-Meinhof gang. A Stuttgart district attorney said 34-year-old Ian MacLeod was shot in the back.

A statement by federal prosecutor Dietrich Buback in Karlsruhe said MacLeod rented several apartments in Stuttgart which were used as hideouts for members of the gang, including Andreas Baader, 29, a convicted arsonist and Gudrun Ensslin, 31, one of the group's intellectual leaders.

Keys to the apartments were found on Miss Ensslin and on Ulrike Meinhof, 37, the female co-leader of the group police accuse of several bombings, shootouts, bank robberies and other criminal acts that left dead four American servicemen and several West German police and injured at least three dozen other persons.

The statement said the Ensslin letter also mentioned MacLeod and that it contained several instructions for the Scottish businessman. It did not elaborate. Miss Ensslin's second lawyer, Kurt Groenewold, said in Hamburg Monday that his client went on a hunger strike Wednesday in an effort to have Otto Schily reinstated as her defense counsel.

About MacLeod's death Sunday, Buback's statement merely said, "A situation arose at the beginning of the search of MacLeod's apartment that caused one of the officers ordered to investigate to fire two shots. MacLeod was fatally injured."

Buback declined to give further details.

The Stuttgart district attorney said earlier an initial autopsy disclosed that MacLeod died from a wound in his back after a policeman fired two shots from his submachine gun.

McGovern . . .

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us a generous margin of one and one half," he said.

In return for the commitments of black delegates from 12 states and the District of Columbia, McGovern said he has assured black leaders that blacks would be appointed to federal judgeships and posts within a McGovern administration "in reasonable proportion" to their numbers in the population.

Fauntroy told newsmen the new McGovern delegate strength includes:

Alabama, 1 vote; Connecticut, 4; Louisiana, 14; Ohio, 8; Mississippi, 16; Illinois, 5; Missouri, 8; New Jersey, 3; New York, 2; Virginia, 12; South Carolina, 7; Georgia, 6; and D.C. 12%.

The figures added up to 98 and three-quarters rather than 96 and three-quarters. There was no immediate explanation for the discrepancy.

The announcement culminated several days of meetings and long distance telephone calls seeking the previously uncommitted black delegates.

At an earlier news conference Monday morning, Stokes, head of the congressional black caucus, said the new McGovern delegates appeared to insure a first-ballot victory.

"We are confident that our bloc of votes will assure Senator McGovern the nomination on the first ballot," Stokes said.

Waters Receding

Flood Victims Still Homeless

NEW YORK (UPI) — One of the worst floods in U.S. history was receding Monday and the tropical storm that caused it died out. But hundreds of thousands of Eastern residents still waited to learn when they could return home.

Tropical storm Agnes left at least 122 persons dead, most of them from flooding in northeastern states, and damage approaching \$2 billion.

The hardest-hit state was Pennsylvania, with at least 47 dead and up to 250,000 persons forced to flee their homes. In New York, 23 persons died, in Virginia, 17, and in Maryland, 15.

Agnes died out Sunday over Canada, where it caused no serious damage.

About 145,000 persons in Wilkes-Barre, Pa., remained in emergency shelters, although the waters of the Susquehanna River finally crested and began receding Sunday. The city was without

telephone service and its water supply was contaminated.

About 8,500 persons could not return to their homes in the Pennsylvania capital of Harrisburg.

An estimated 98,000 persons were homeless in New York State. In Virginia, the Appomattox River was expected to crest Monday and spare Petersburg and Hopewell from heavy flooding.

The James River brought record flooding to the business district of Richmond, Va., the state capital.

The Potomac River gave Washington, D.C., its worst flooding in 44 years. Waterfront streets of the Georgetown area were under seven feet of water.

President Nixon, who flew to Pennsylvania Saturday to inspect damage, has declared Florida, Pennsylvania, Virginia, Maryland and New York disaster areas.

The White House said Monday Nixon will seek additional funds from Congress if necessary to help repair the flood damage.

Some governors of affected states had complained that federal assistance was being slowed by red tape, but press secretary Ronald L. Ziegler said that federal agencies "have direct instructions from the president . . . to provide all assistance necessary . . . to cut through red tape and get the job done."

Martha's 'Dear John'?

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linen pants suit and no make-up, she displayed bandages on the ring and middle fingers of the left hand where she said a physician had stitched up cuts suffered when she was "beaten up."

She displayed bruises on her arms, and claimed she had others on her thighs. "They're afraid of my honesty," she said. "Yes, Martha's honesty."

She claimed the guards had

accompanied her on her cross-country flight. "I was a patriot until I got assassinated," she said. "What country can I go to?"

In Washington, a spokesman for the Committee for the Re-Election of the President said Mitchell would have no comment.

"As far as Mr. Mitchell is concerned this is a personal matter," the spokesman said. "He has no comment."

Weather

Continued fair with chance of showers Tuesday evening. Little change for Wednesday. Frankfurt-Heidelberg high 85, low 50. Temperatures recorded Monday (CET):

4 am	4 pm	4 am	4 pm
70	86	Adana, c	52
72	81	Athens, p	52
57	81	Aviano, p	64
52	73	Berlin, c	45
50	79	Brussels, c	61
50	58	Copenhagen, c	82
			Rome, p

c-clear; cl-cloudy; p-partly cloudy. 2nd Weather Wing