

Mr. EDMONDSON. Let me read the task force finding on this and see if we can't refresh several memories. "Radio Station KDES in Palm Springs acquired rights-of-way from two Indian estates represented by Hollowell, and from a third Indian estate represented by another attorney." So, you represented two Indian estates, Mr. Hollowell? Did you have representation of one or two estates?

Mr. HOLLOWELL. To the best of my memory, I only represented one of those intervening Indian estates. Mr. Cleary and I did not go into this in great length, because of the time factor and this is one charge that was not documented.

Mr. TUNNEY. The question, of course, that I have, and possibly I can get an answer to it, if you establish the price for the right-of-way over that land B, or C, and it had an Indian owner who you were representing at other times, in other capacities——

Mr. HOLLOWELL. The owner would, the guardian-conservator would, not myself.

Mr. TUNNEY. The guardian-conservator.

Mr. HOLLOWELL. Yes.

Mr. TUNNEY. And, they told you what the price was?

Mr. HOLLOWELL. No. In all fairness to you gentlemen, in this particular instance, and remembering the documents, the right-of-way was given first with an agreement of whatever damage they were assessed would be paid later, and to the best of my memory, these damages haven't been paid. In other words, this was an emergency situation and I don't believe there was an agreed price for the rights-of-way. It was sort of a carte blanche with the utility company that they would pay whatever the appraisal was and later.

Mr. TUNNEY. And, you didn't feel at that time that there was a conflict of interest, or would be a conflict of interest even though you were representing the owner of the estate in other capacities, to charge a fee to KDES——

Mr. HOLLOWELL. No, sir.

Mr. TUNNEY (continuing). When in a sense, I suppose, they have been dealing, at least hopefully, dealing at arm's-length basis to be receiving a fee from KDES for a right-of-way when you are representing the owner of the land on which the right-of-way was going to be granted at other times?

Mr. HOLLOWELL. If I grasp what you're saying, the attitude on many other rights-of-way, and the attitude in this particular right-of-way, it didn't particularly benefit the intermediate estate, and the guardian-conservator says, "All right, the right-of-way is all right with me so long as the other people pay for it. We don't want our Indians or our Indian estate to be paying for it." Of necessity, this includes going over legal documents and getting court orders.

Mr. TUNNEY. Yes; but a payment had to be made to the Indian's estate, didn't it?

Mr. HOLLOWELL. Yes; and that was up to the conservator. I can say in the case of Walter Melrose, he was far less a stupid man than myself, and he never used me in that function. He made up his own mind and what he wanted to do and did it.

Mr. EDMONDSON. Will the gentleman yield to bring up a point?

Mr. TUNNEY. Yes.