

Mr. Moss. General Woodbury, getting back to this matter of what the English language means, did you ever at any time in a discussion with Dr. Cain suggest that it might be advisable to go to the Under Secretary in order to get him off the hook on this matter which was proving to be rather troublesome to him?

General WOODBURY. It was to that point that I addressed myself when I first started to speak, sir.

Secretary Cain found himself in the administrative position of having written to the district engineer, having then advised the district engineer of the withdrawal of objections, having the permit application then processed to Washington, and then having second thoughts about his withdrawal. I pointed out to him that there was a mechanism by which this matter could be straightened out, the mechanism being the July 13 agreement by which I would refer the permit application to the Secretary of the Interior.

His telephone call was all that was necessary for me to take that action.

In my letter to the Secretary of the Interior in late April—mid-April, I guess it was—I pointed out that while the record so far showed there was no objection—that is, the objection had been withdrawn—I understood informally that there were some second thoughts being given to this and, therefore, I was sending it over for the Secretary's action in accordance with this agreement.

Mr. Moss. Isn't a phone call from the chief of the Bureau and a phone call from an Assistant Secretary an official action of which notice should be taken by you?

General WOODBURY. Yes, sir; and I took notice.

Mr. Moss. You said it had been informal.

General WOODBURY. Well, a telephone call, I considered informal, but it did not matter. The action was taken whether it had been a letter or phone call or whatever it had been.

Mr. Moss. At no time did you have any doubts as to the position of the Bureau of Sport Fisheries on the substantive nature of their continuing disagreement over the issuance of this permit.

General WOODBURY. Yes, sir; I did.

Mr. Moss. Would you outline those for us?

General WOODBURY. My conversations concerning this permit were essentially all with Dr. Cain. I do not recall any substantive discussions that I had, after receiving the permit application from the field, with any member of the Bureau of Sport Fisheries and Wildlife, or any of the other Bureau chiefs in the Department of the Interior.

Mr. Moss. There were then in the record the previous correspondence of the Secretary of the Interior, or the Acting Secretary of the Interior, and the formal transmittal of the objections in 1964 as part of the file of this application for a permit. Weren't you aware of those?

General WOODBURY. Yes, sir; I was.

Mr. Moss. You were also aware of the December reversal by Dr. Cain?

General WOODBURY. October, I believe, sir.

Mr. Moss. October reversal.

General WOODBURY. Yes, sir.

Mr. Moss. You were aware of his intention, conveyed to you by phone in order to prevent the issuance of the permit without under-