

Mr. INDRITZ. Is there any part of the record that you recall where reference was made to that particular issue as a matter for consideration by the corps in connection with this permit?

General WOODBURY. No, sir.

Mr. INDRITZ. Did I understand you, General, to say that the corps does take into consideration matters other than navigation?

General WOODBURY. You did.

Mr. INDRITZ. Are you familiar with the case of *United States v. Derr*, 289 U.S. 352, in which the Supreme Court upheld the corps' denial of a permit for construction of a wharf in the Potomac River because the wharf would impede construction of the George Washington Memorial Parkway?

General WOODBURY. Not specifically; no, sir. This was in 1932, wasn't it?

Mr. INDRITZ. 1933.

General WOODBURY. No.

Mr. JONES. Are there further questions?

Mr. INDRITZ. Not of the general.

Mr. JONES. The committee will stand in recess until 2:15 p.m. I hope we can conclude the examination of the witnesses before the day is over. Tomorrow we are going to hear Assistant Secretary Cain, Under Secretary Black, and Mr. Mangan, Deputy Under Secretary.

General Noble has got to be at meetings of the Subcommittee on Rivers and Harbors, and in the afternoon he has to be before the Flood Control Subcommittee, so he has a full day for which he has been engaged for some time. So I hope we will conclude the hearings as soon as we come back and restrict our questions to relevant matters.

(At 1:30 p.m., the subcommittee recessed and reconvened at 2:20 p.m.)

Mr. JONES. The committee will of necessity have to stand in adjournment until tomorrow morning at 10. General Noble, you and your people will be advised as to what time the hearings will be reconvened to hear you and the other members of the corps out of the district office. I know tomorrow you are engaged throughout the entire day, and we will just have to set a date. We will try to do it as soon as we possibly can get to it. I am sorry about this, but I do not know any way to make schedules when the House is in session. It looks like we will be plagued with them all the time. So the committee will stand adjourned until 10 in the morning, and as I say, we will communicate with you.

(Whereupon, at 2:25 p.m., the subcommittee recessed, to reconvene at 10 a.m., Tuesday, July 9, 1968.)