

So you see it isn't limited either geographically precisely or interpretable statistically precisely. And yet they are valuable observational data, I am not denying that.

Mr. REUSS. In view of your low opinion of the Uhler report, why was it that on April 10, 1968, after you had made a full and comprehensive review of the matter, you determined that the public interest could only be protected by the denial of the permit?

Dr. CAIN. I explained that this was my one flip-flop, incidentally. I haven't done two, yet. I explained that that reversal, if you please, was made on the unanimous advice of my staff for nonscientific, non-technical reasons.

Mr. REUSS. Thank you, Mr. Chairman.

Mr. JONES. Mr. Gude.

Mr. GUDE. Thank you, Mr. Chairman. Dr. Cain, when you visited the Hunting Creek area—I believe you said you were out there within the last several weeks—did you go out on to Jones Point, out to the old lighthouse?

Dr. CAIN. Previous to the arising of this problem I had not stopped specifically in this area to look around. Sometime in the early part of this year, I did actually go out there and park the car. I walked around the existing fill in front of the Hunting Towers, went on out what is left of that old marina, and went on around the shore. And then this last Sunday, just to get the feeling of the area, I drove out once more, did the same thing, and in addition went every place you can go by pushing a car on Jones Point, and I did walk to the shore in several places; yes, sir.

Mr. GUDE. And you got out to where the old lighthouse was?

Dr. CAIN. Yes. This was Sunday, late Sunday. I was not looking for ducks, because I knew they wouldn't be there. Actually I was looking for the aquatic vegetation which I couldn't see last winter, because it wasn't up.

Mr. GUDE. I was thinking more from the practical standpoint, and the view from the area, because I was very impressed. And looking at the map out there—I was out at the lighthouse—I thought that if the fill area, which is in orange on the chart there, went into high rise it would make quite an impact on the future park. It is true that there are three high rises there now—the Hunting Towers—but they are away back inland there, they are inshore.

Dr. CAIN. It is certainly true on the south part, around one southeast corner. Any place on the shoreline you would certainly see any construction in that fill. There is no question about that.

Mr. GUDE. In your decision on the fill area that is in orange—and that was the area that was involved in your October 1967 decision—did you take into account that there was this question, which you alluded to before, of a creeping movement of highrise across the land, so that if you granted this, then that is ample reason to grant the next segment, and so on?

Dr. CAIN. I think I would subscribe to the general proposition that one action of a general kind tends to make it easier to form a similar action of that kind. However, I think in this particular case we need to look around the shoreline all the way to Mount Vernon where, with very minor exceptions, it is Federal property now. So this area, if the permit stands, would be developed; that is true. But when you go on