

ROUTING AND TRANSMITTAL .JP.

Date **23 OCT 1984**

TO: (Name, office symbol, room number, building, Agency/Post)	Initials	Date
1. <i>D/OIS (FYI)</i>	<i>[Signature]</i>	23 OCT 1984
2.		
3. <i>D/OIS (FYI)</i>	<i>[Signature]</i>	
4.		
5.		

Action	File	Note and Return
Approval	For Clearance	Per Conversation
As Requested	For Correction	Prepare Reply
Circulate	For Your Information	See Me
Comment	Investigate	Signature
Coordination	Justify	

REMARKS

DO NOT use this form as a **RECORD** of approvals, concurrences, disposals, clearances, and similar actions

FROM: (Name, org. symbol, Agency/Post)	Room No.—Bldg.
	Phone No.

5041-102

OPTIONAL FORM 41 (Rev. 7-76)
 Prescribed by GSA
 FPMR (41 CFR) 101-11.206

ROUTING AND RECORD SHEET

SUBJECT: (Optional)

Re: Church Papers

FROM:

Legal Advisor
1205 Ames Bldg.

EXTENSION

NO.

STAT

DATE

23 October 1984

STAT

TO: (Officer designation, room number, and building)

DATE

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

RECEIVED

FORWARDED

1. Stanley Sporkin
General Counsel

Attached are copies of two (2) documents forwarded to you earlier by [redacted]. Since the activities defined in these letters, Mr. Garfinkel has been contacted by the Senate Historian who had in turn been contacted by the Librarian at Boise State University. Apparently, the Senate Historian is inclined to convert the situation into some sort of constitutional confrontation in the areas of "conflict of interest." Mr. Garfinkel promised to forward a memo for the record of his conversations, a copy of which will be forward to you when received.

STAT

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Attachments

ROUTING AND TRANSMITTAL -JP

Date
September 5, 1984

TO: (Name, office symbol, room number, building, Agency/Post)	Initials	Date
1. Brenda Reger - NSC		
2. Richard Willard - Justice		
3. [Redacted] - CIA		
4.		
5.		

STAT

Action	File	Note and Return
Approval	For Clearance	Per Conversation
As Requested	For Correction	Prepare Reply
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REMARKS

For your information I enclose a copy of my initial correspondence with Boise State University regarding the Frank Church papers. It follows a telephone conversation with the University Librarian who stated: (a) they want to cooperate fully with us, but first they need something in writing (hence, my letter); (b) a preliminary check of boxes "most likely" to contain classified information revealed none; and (c) Senator Church's former AA, who is most familiar with the papers, has advised Boise State that the Senator scrupulously kept classified materials with the official Committee records, and that it was highly unlikely that the collection contains any significant quantity of classified information (we, of course, cannot yet corroborate this). I'll keep you informed.

DO NOT use this form as a RECORD of approvals, concurrences, disposals, clearances, and similar actions

FROM: (Name, org. symbol, Agency/Post)	Room No.—Bldg.
<i>Steve Sanford</i>	GSBldg 6046
	Phone No.
	535-7251

STAT

5041-102

* GPO : 1982 O - 361-529 (220)

OPTIONAL FORM 41 (Rev. 7-76)
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General
Services
Administration

Information Security
Oversight
Office

Washington, DC 20405

COPI

September 4, 1984

OIS Registry
84-427

Mr. Timothy A. Brown
University Librarian
Boise State University
Boise, Idaho 83725

Dear Mr. Brown:

This letter follows up in writing my telephone conversations during the past few days with you and University Associate Librarian Ralph Hansen. Under Executive Order 12356, copy enclosed, the Director of the Information Security Oversight Office (ISOO) is responsible to the President for overseeing the national security information program. Through various initiatives the Director of ISOO monitors the classification, declassification and safeguarding of national security information. In order to provide you with additional information about ISOO, I also enclose copies of its most recent Report to the President and the President's reply.

Boise State University recently announced its acceptance as the permanent repository of the papers of the late Senator Frank Church of Idaho. Subsequently, I received inquiries from concerned Federal agency officials that the Church papers might contain quantities of classified national security information. I volunteered to look into this matter on behalf of these agencies, given my responsibilities under E.O. 12356.

Two questions address this issue. First, do the Church papers at Boise State include classified national security information? Second, if the answer to the first question is positive, what steps must be taken now and in the future to safeguard this information until such time as the agencies that originated it are able to declassify it? Clearly, answering the first question is our initial priority.

To this end I seek your input concerning available initiatives. In considering these, I am able to advise you that the concerned agencies are willing and able to send a team of specialists to Boise at the agencies' expense to aid in surveying the papers. Please be assured, however, that the Federal Government's role in this matter is not in any way to abrogate or interfere with any aspect of the University's ownership and/or custodianship of the Church papers, but simply to assure adequate protection of its legitimate national security interests.

I have two additional requests. First, I learned in our telephone conversations of the existence of box and possibly folder title lists to the papers. If you could provide me with a copy of these along with a copy of the Deed of Gift, we may be able to expedite the survey of the papers for classified information. Second, I would very much appreciate it if you

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could take reasonable interim measures to safeguard any of the boxes that may conceivably contain national security information.

I look forward to hearing from you as soon as possible. I may be reached by telephone at (202) 535-7251.

Sincerely,

(Signed) Steven Garfinkel

STEVEN GARFINKEL
Director

Enclosures

cc:

STAT



BOISE STATE UNIVERSITY • 1910 UNIVERSITY DRIVE • BOISE, IDAHO 83725

THE LIBRARY

September 17, 1984

Mr. Steven Garfinkel, Director
Information Security Oversight Office
General Services Administration
Washington, D. C. 20405



Dear Mr. Garfinkel,

I am responding to your letter of September 4th concerning the possible presence of classified documents in the private papers of Senator Frank Church. Based on what I have learned, I can only conclude that it is highly unlikely there are any classified documents in the papers received by BSU.

After your telephone call to Mr. Hansen, he and two staff members who work with special collections carefully reviewed the shipping/storage lists which accompanied the papers to BSU. When they came upon an entry for any box which suggested the possibility of classified materials they examined the contents of the box. In no instance did they find anything other than correspondence with constituents and others who wished to express an opinion to a senator they believed might be involved in the topic of concern.

While staff members made these spot checks, I spoke with individuals who had worked in Senator Church's Washington office. They reaffirmed what had been my initial understanding, namely that Senator Church was very careful not to place classified documents in his office files. Such papers were left in committee offices and are therefore still in Washington, either in the National Archives or in the archival files of the various committees. Furthermore, within the last few weeks the BSU Library's Head of Special Collections was in Washington and spent time with the Head of the Senate History Office who took pains to explain the manner in which documents, particularly sensitive documents, were handled by Senator Church, other committee chairmen, and their office staffs. The report to me in essence said that classified documents would only rarely have even been in Senator Church's Office, and the proposition that they would have been permanently placed in his private files is extremely remote. In short, we have been assured by every person familiar with Senator Church's office that his personal papers simply do not have classified or other information that might compromise national security interests.

No one can offer an absolute guarantee that among the three plus cartons an errant document will not turn up. To protect the


Government from such a possibility we will screen all folders before releasing them to any users. In the event a classified document is discovered, we will remove it from the files and store it in a vault which has a combination lock. We will also notify you of the existence of the document so you can ascertain if the document has been declassified and/or when it will be declassified. In the meantime, you should know that the transferral agreement for the Church papers specifically commits BSU to handle classified material consistently with procedures established by law or executive order; it is our intent to do so.

As you are aware, the Church Papers are not processed and access to them will be limited until we have completely arranged them. We hope to have funds to hire a project archivist by July 1985. In the interim the collection will not be available except to Mr. Church's biographers, one of whom will begin work in the collection shortly. We have discussed your concern with him and he is in full agreement with our decision to review the folders he wishes to see before releasing them for his use.

For your information we enclose a copy of the Deed of Gift and the various shipping/storage lists. Should there be any files that raise an alarm, we shall be pleased to take a second look at those files and make sure they do not contain classified papers.

I trust that you will find our response satisfactory, and I hope you will agree with my own view that our having the papers is not in any way threatening to national security and, furthermore, that there exists no compelling reason for you to seek permission to examine the Senator Church papers. We wish to take every reasonable precaution in protecting security interests and, to that end, I would welcome any suggestions you might have as to how we might improve our approach to handling the papers.

Sincerely yours,


Timothy H. Brown
University Librarian

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Attachments