

Adm-13.1 MFR

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4 August 1977



(b)(3)
(b)(6)

MEMORANDUM FOR: John F. Blake
Acting Deputy Director of
Central Intelligence

FROM :
Associate General Counsel

SUBJECT : Francis Gary Powers

1. A trust was established with \$175,000 on 27 October 1971, which was to provide Mr. Powers with \$8,750 per annum. This trust was established in lieu of Powers' having been reinstated on active duty in the Air Force. When the trust was established, Mr. Powers signed a release and discharge. Included in that release are the essential elements of a secrecy agreement, to keep forever secret any information relating to the trust agreement and all other classified information gained by virtue of Mr. Powers' association with the U.S. Government. The release states specifically that any disclosure of classified information could result in the revocation of the trust with the reversion of the monies in the trust to the grantor.

2. The general terms of the trust agreement are that upon Gary Powers' death the income will be paid to his wife unless they are legally separated or estranged. Upon his wife's death, payments shall be made to the issue of Francis Gary Powers.



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3. Originally, the trustee was a Los Angeles lawyer by the name of [redacted] was subsequently appointed a judge in a Los Angeles County court and the Agency agreed that a corporate trustee would be substituted for [redacted] On 11 October 1974 the CIA General Counsel wrote to [redacted] [redacted] setting forth the relationship of the Bank as trustee for the CIA.

4. Please comment on the following:

Yes

(1) I think we should contact the trustee and present him with written notification of the death of Gary Powers and of the change in beneficiary. This would normally require a death certificate and is in accordance with the terms of the trust agreement.

Yes

[redacted]

Yes

(3) I think we should also discuss with Mr. Powers' attorney how we might enforce the secrecy agreement with Mrs. Powers since she did not sign the release.

Yes

(4) What do you think about an official Agency representation at the Powers funeral which is now scheduled for Arlington Cemetery?

5. I have talked with Major General Harold R. Vague, Air Force Judge Advocate. (He participated with John Warner in meeting the attorney in California.) General Vague has no objections to our proceeding with the above actions. General Vague has cleared the following responses with the Air Force Vice Chief of Staff: The only Air Force participation in the funeral will be the Honor Guard at Arlington Cemetery. No high ranking Air Force personnel will attend. The Air Force has no objection to any CIA representation at the funeral.

[redacted] Yes

[redacted]

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