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# X-Way Meeting On Park Route In D.C. Tonight

Rep. Dan Kuykendall said today a meeting tonight with Tennessee officials concerning the Overton Park expressway case will be to iron out basic legal problems and to reach an understanding on Tennessee's position before a meeting with federal officials.

"The question is whether the design of the expressway and the route itself are the same thing or do they have to be considered separately before a decision on building the road can be reached," Kuykendall told The Press-Scimitar from his Washington office. "This is the biggest area of doubt which has been brought up by attorneys."

Kuykendall said he will meet in Washington with Memphis attorney J. Alan Hanover; Lee Smith, the governor's legal counsel; Robert Smith, state transportation secretary; and Tennessee Attorney General David Pack.

The meeting, he said, will not "solve anything definite about the case," but will be a lawyer-type discussion about legal ground rules.

Gov. Winfield Dunn will not meet with the group, nor will U.S. Secretary of Transportation Claude Brinegar.

"There's not going to be any solution for the Overton Park expressway case until we get this controversy ironed out," he said.

Prior to leaving for Washington, Hanover, who represents the State of Tennessee in the case, said one of the basic problems facing the case is the federal approach to the problem.

"Under the Parkland Statute, it is provided that the Secretary of Transportation cannot approve for federal aid any route of the highway unless there is no other feasible and prudent alternative," he said. "In the determining of that, the factors have nothing to do with how the road may look within the park, whether it's a tunnel or elevated."

"You can't make a route feasible and prudent by the design you put on the road itself in the park," Hanover said.

Plans for I-40 through Memphis have been in the courts for several years and the interstate has been completed except for the 3.7-mile section which includes the park. State and federal officials apparently are trying to end the controversy with a cut-and-cover tunnel through the park section.

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Inside Today—

## Wheels Spin

PROSPECTS of an early breakthrough on the I-40 Overton Park impasse go glimmering. —Page 19

*But no story!*

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