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GR : PA

GRANADA PROJECT
ANACHE, COLORADO

November 7, 1942

Mr. Jerry W. Housel
Regional Attorney
Kittredge Building
Denver, Colorado

Dear Jerry:

Since you have been gone a week, I submit herewith my first weekly report, which report is up to date. I haven't heard about your trip to Denver, but trust it was a pleasant one.

(1) Saturday afternoon, Mr. Johnson and myself met with the older group in connection with the community government program. Mr. Johnson explained what had occurred at the meeting of the younger group, and after much discussion of different things, the older group agreed to select five members to represent it on the organization commission. The younger group also selected five members. This group of ten was selected the first of this week and they also planned to meet on Tuesday. This meeting was postponed until Wednesday as Tuesday was the last day on which the evacuees could vote.

At the Wednesday meeting, much time was spent in trying to work out a plan as to the compensation of the council representatives and block managers in view of the fact that the Denver office had wired Mr. Lindley that Washington did not contemplate the paying of council representatives for acting as such.

Briefly, this is what was agreed upon. Those who were both council representatives and block managers were given the choice of being either council representatives or block managers. If any of them agreed to remain block managers, they would be paid as such. If, however, they agreed to remain as council representatives, then they were to be assigned to

other work in the Center and paid for this work, then excused from the work to attend the council meetings or organization committee meetings.

We met with the organization commission again on Wednesday afternoon and discussed with them the plan of government formulated at Manzanar and discussed various phases of this plan of government. We are to meet with them again in the near future after they have had an opportunity to study the administrative instruction, the proposed form of government and the Manzanar form of government.

I was very much impressed with the organization commission selected by these two groups. I just happen to know that the chairman of this group is a Princeton graduate, and two of the members are graduates of the University of California, and another is a graduate of the University of Washington. I haven't inquired about the others but it is possible that there are other college graduates on this commission, and in my opinion, this is a fine group for this type of work.

(2) I would appreciate your forwarding me copies of the opinions issued by the offices of the various regional attorneys. I would particularly like to have the San Francisco opinions, and if possible, would like to have copies of solicitor's memoranda. I have one or two of these but would like to have all if you can obtain them.

(3) We can't find anyone on the project payroll who can qualify as a notary public. It may be that I will have to act as notary for two more months. I have talked with Mr. Halliday and he is going to keep me posted on all the new personnel, and if any local residents are employed we will immediately qualify one as a notary. We did a "land office" business on Monday and Tuesday in connection with the absentee voting. Tuesday was the last day they could vote so that is out of the way.

(4) It isn't clear to me who pays the postage on personal letters which we write for the evacuees in connection with their personal business. The information I have on this would indicate that no definite policy has been adopted. I doubt if some of these letters should be sent out in franked

envelopes, and yet I have no way of buying stamps unless I ask the evacuees to pay for the stamps. Last Monday I took a deposition of an evacuee in connection with a claim he had filed in a bankruptcy matter in San Francisco, which deposition I completed and had to mail to the Clerk of the Federal Court. I paid this postage myself as I had not collected anything from the evacuee for postage, and also since I was doubtful whether this should have been sent in a franked envelope. If you have any later information on this, please let me know.

(5) We are still up in the air as to what we should do with these repatriation papers. I had understood from you that we were to hold all of them until you advised us further. Since then, Mr. Lindley has received one or two inquiries from the W. R. A. office in Denver as to what was being done, so in view of this we mailed out the repatriation papers of those who wished to return to Japan. We are still holding the completed papers on those who did not wish to return, awaiting further instructions. Mr. Lindley tells me that he will talk to you about this, but in case he doesn't, please let me know whether we should mail these or continue to hold them.

(6) It seems that in the Assembly Centers a survey was made to determine the number of insurance policies owned by the evacuees and the amount of the policies, etc. It also seems that a large number of the evacuees have misunderstood this survey and have construed it to mean that a moratorium has been granted in the payment of their policy premiums. In view of this, what would you think of publishing a notice in the paper to the effect that no such moratorium exists.

(7) I haven't had an opportunity to do any missionary work around Lamar in connection with our program as I have been coming out here early and going back late. However, last Sunday evening I went to Mr. Todd's home and explained in much detail our program and he seems to have no objection whatever to handling the felony cases in the local courts. He was also pleased that he will not have to bother with the misdemeanors. He is very sympathetic toward our program. The first Saturday afternoon that I do not stay out here, I will make it a point to see Mr. Ham, the assistant District Attorney, and also Mr. Gordon, the County Attorney. I also want to see several of

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the influential men in the community as I find that many of them do not have a complete picture of our situation, and I believe most of them will fully cooperate after they fully understand it. I have found it difficult to convince "those against their will" but I won't waste much time on that type of a person.

As far as the Center in general is concerned, there are still a number of problems to be worked out but I think it is more of a question of not having the time to work on them rather than not having the solution for them, and in general, I think everything is going as well as can be expected.

With kind personal regards, I am

Very truly yours,

DONALD T. HORN
Project Attorney

DTH/kf

cc: Messrs. Click
Ferguson
Lefler

WAR RELOCATION AUTHORITY

In reply, please refer to:

Heart Mountain Relocation Project
Heart Mountain, Wyoming

November 16, 1942

Mr. Donald T. Horn
Project Attorney
Granada Relocation Center
War Relocation Authority
Amache, Colorado

Dear Don:

This is in reply to your report of November 7, 1942, and enclosures. I dictated it while I was still in Denver but made the mistake of having my secretary send it up here for view, and that has caused considerable delay. I am glad you attached a copy of your letter of November 2 inquiring whether registrants under the Selective Service and Alien Registration Acts must notify the proper officials of their change of address as I have not seen the original of this letter.

1. Under Solicitor's Memorandum No. 10 you should now be receiving copies of all current Regional Attorney Opinions. I am writing the Regional Attorneys at San Francisco and Little Rock to see if I can get copies for you of Opinions issued by them previous to Solicitor's Memorandum No. 10. You also should be receiving copies of the assignment slips from the other regions.

If you will let me know which Solicitor's Memoranda you have, I will have the other numbers copied and sent to you.

2. The question of using franked envelopes in connection with personal business of evacuees is now under study in the Solicitor's office. I think a Solicitor's Opinion will be issued on this matter in the near future.

Ed Ferguson reports that the third assistant Postmaster General, on October 15, wrote one of the evacuee attorneys at a project in the Pacific Region asking for an explanation concerning the apparent misuse of the franking privilege. The evacuee attorney had written the registrar of voters at Los Angeles asking for some absentee voting forms and had enclosed his request in a franked envelope. In view of this, I think it would be advisable to limit use of franked envelopes to transmissions from your office. In the case of private correspondence, or in the



case of private business sent out by the evacuees, ~~such as the deposition you mailed~~, I believe it will be best to collect the postage from the evacuees concerned.

3. The question of the payment of premiums on insurance policies of evacuees is still under study in Washington. Unless and until some definite word is received on this question I think it will be advisable for all evacuees who can to keep their insurance premiums paid. If they are unable to pay the premiums they should take advantage of whatever arrangements can be made to prevent forfeiture of their interests in the policies. I see no objection to your publishing a notice to this effect in the "Pioneer" if you think it advisable.

4. I agree with you that registrants under the Alien Registration and Selective Service Acts should comply with the requirements of those laws concerning notification of change of address. There is nothing that I know of which exempts them from these requirements. I am asking Philip about this, however, and if you wish you may defer publication of notice on this question until I hear from him. In the meantime, I think it would be perfectly safe to advise all who are interested in accordance with our views. I will let you know when I hear from Philip.

5. Regarding your letter of November 6 to Corporal Sugita concerning his insurance policy, I believe that the Soldier's and Sailor's Civil Relief Act does not provide a moratorium on insurance premiums for those subject to the Act. It provides that upon application to the insurance company with a copy of the Administrator of Veteran Affairs for protection of the Act, and finding by the Administrator that the applicant's policy is entitled to protection, the policy shall not subsequent to date of application and during the period of the insured's military service or two years after expiration of such service, lapse or otherwise terminate or be forfeited for non-payment of premiums or indebtedness or interest. Payment of premiums or interest thereon under the Act is guaranteed by the United States and if the amount so guaranteed is not paid to the insured prior to the expiration of the period of insurance protection, the amount then due shall be treated by the insured as a loan on the policy. If the cash surrender value is less than the amount then due the policy terminates and the United States pays the insurer the difference between such amount and the cash surrender value. The amount so paid by the United States becomes a debt due the United States by the insured on whose account payment was made, and may be collected by deduction from any amount due the insured or as otherwise authorized by law.

The above provisions of law were enacted October 6, 1942. (Public No. 732 -- 77th Congress). If you do not have a copy of this law, let me know and I will try to get you one.

6. For your information I enclose copies of reports and letters. I will appreciate your returning the ones marked "Return".

7. I enclose proposed Opinion No. D7 on registration and issuance of certified copies of birth and death certificates and marriage licenses. I would appreciate your checking the general procedure outlined therein for the Granada Center with the local officials. Will you try to find out what the fee for a certified copy of a marriage license would be under Paragraph No. 11 and advise me so I can fill in the blank in that paragraph. I neglected to insert a citation on the paragraph regarding correction of birth or death records (second full paragraph, page 2). If convenient, would you look up the statutory citation for that paragraph and advise me so that I can insert it after the first sentence. Any other suggestions or comments you might have on the Opinion would of course be very much appreciated.

8. I arrived at Heart Mountain November 12 and probably will be here until about the 25th, when I plan to return to Denver. Don't hesitate to wire or telephone me here if any emergency problem arises with which I can be of help.

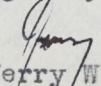
9. I enclose copy of a mimeographed excerpts from the manual on drafting a plan of permanent government in relocation centers. This part of the manual has been distributed to members of the organization commission here. You and Mr. Johnson may want to follow the same procedure at Granada. I do not believe they mimeographed enough copies here to send down to you, so you probably will have to have needed copies run off there.

I also enclose a copy of the excerpts from the model City Charter. I asked Mrs. Koch to send you several copies of these excerpts before I left Denver.

I have requested the girls here to run a side margin on the footnotes, as indicated on the enclosed draft, in order to make it more clear to the reader that they are footnotes. Doubtless you may want to follow the same procedure there, as the footnotes are at times a little confusing.

10. In a recent memo Philip advised that each Project Attorney should have all Solicitor's Opinions; Regional Attorney Opinions; Solicitor's Memoranda; the current appropriation act for WRA and Executive Orders 9066 and 90102. Please let me know if you do not have any of the above and I will get them for you.

With kindest personal regards,


Jerry W. Housel, Regional Attorney

CHAMADA PROJECT
ARACON, COLORADO

CR : PA

November 14, 1948

Mr. Jerry W. Hessel
Regional Attorney
War Relocation Authority
Kittredge Building
Denver, Colorado

Dear Jerry:

This is my second weekly report, which report is also up to date. Mr. Johnson hasn't moved as yet; we hope that within the next week or ten days he will move so that we will have the additional room.

Mr. Frank Kite, an attorney from Los Angeles, has joined our staff and we are well staffed except we have no room for our clients. Mr. Kite will be a big asset to the office.

(1) The organization commission has now prepared a rough draft of the proposed form of government, and from this draft it is apparent that they have spent a great deal of time on it.

Briefly, the proposed form of government is as follows: there will be an elected representative from each block who will be a citizen, and there will be an advisor from each block who may be a member of the elder group and who will be appointed by the Project Director. The advisors and the elected representatives will form what is called an assembly. The blocks will be grouped into five districts or wards, and the elected representatives and advisors from each district or ward will elect one representative to the community council, and these five will then be the community council.

As far as I can tell, this rough draft complies with the Administrative Instructions and other suggestions issued by the W. R. A. There are a few rough spots to be polished yet, but we believe this will be ready to be presented to the residents soon.

(2) In connection with the work of the organization commission and in connection with the work on local government, the main purpose of this, as I see it, is to maintain law and order in the Center. One thing that has worried me since I have been here is the fact that there has been some minor lawlessness, such as minor pranks, minor sabotage, and petty stealing of articles, such as food and clothing. The unfortunate thing about this is that these matters have been allowed to drift along with the idea that some solution would be reached later. It occurs to me, however, that if it is allowed to drift, that the offenses will become more flagrant and that both the administration and the residents are running head-on into trouble. If it becomes more serious and if there should be a "crack-down", this would naturally cause much dissension and it would be more difficult to obtain the necessary cooperation between the administration and the evacuees.

It occurred to me that perhaps this matter hadn't been sufficiently called to the attention of the council, and that the evacuees didn't realize that the taking and destruction of Government properties is a serious offense, and that because of the rationing, so many of the articles and materials are irreplaceable. After discussing this with Mr. Lindley, he asked me to take this up with the council, which I did on Wednesday, and tried to explain that all this activity should cease at once in order to prevent dire consequences. It seems to me that this could be controlled through public opinion of the evacuees, and that it is up to them to control this, and I believe the leaders will make a strenuous effort to see that this is done.

(3) We are still having inquiries regarding premiums coming due on insurance policies owned by the evacuees. We have been going over each separate policy, explaining the different options under the policies, etc., and are handling each one on an individual basis. We would appreciate your advising us as soon as you hear anything definite from Washington as to whether the Government will give any assistance in connection with these premium payments.

(4) I am wondering if there is any Government agency which is in a position to refinance loans on property of the evacuees in California. I have in mind situations similar to the following one: An evacuee at the Center has a store and hotel building in Los Angeles which apparently is worth from \$25,000.00 to \$30,000.00, at least it was before the evacuation orders were issued. Originally, he had a loan of \$15,000.00 on this property, which loan has

been reduced to about \$10,000.00, and which loan is supposed to be liquidated in monthly payments of \$100.00. The taxes on this property are around \$200.00 a year. Before the evacuation orders, he was obtaining a gross income of about \$300.00 per month from this building, but since the evacuation, he has obtained on the average of about \$25.00 per month, and has no other funds with which to meet the loan payments and taxes. We have written the bank which has the loan to see if this loan could be refinanced, and have also written to the real estate agency to see if the property could be sold, but I am skeptical about refinancing the loan or selling the property under the present circumstances. I thought there might be some Government agency that could refinance this loan on this property, and if you know of any agency that could handle this, I would appreciate your advising me.

(5) Mr. Lindley returned from Denver, Thursday, and told us to mail out the repatriation papers, so we have now mailed out all of these papers which have been completed. Practically all of them have been completed at the present time.

✓ (6) As you probably know, the local registrants under the Selective Service Act are being classified as 4C, in which classification all aliens are placed. Some of these registrants, and particularly the parents of some, strenuously object to this classification as these young men are all citizens. It seems to me that they could find some other classification for these young men other than 4C, and I thought this should be passed on for your information.

(7) The other lawyers in the office have been busy this week assisting some of the evacuees in preparing their applications as instructors in the University of Colorado. There are a number here who made applications to teach at Colorado University, and apparently the university would like to have about 100 instructors from here. Apparently a number of these applicants will be accepted.

(8) Because of the labor policy, the agricultural section does not believe it will be able to operate the Kohen and XY Ranches next year. In view of this, I expect Mr. Lindley to inquire of us whether the W. R. A. has authority to lease this land to Caucasian operators on a share-crop basis. Offhand, it would seem to me that the W. R. A. would have this authority after advertising for bids, etc., but I have no way of ascertaining the law on this question, and as it is a question which should be presented to you or to the Solicitor's office, I thought I would mention this so that you could be thinking about it before the question is actually presented to us.

(9) Yesterday afternoon, a United States Marshal called at the Center with a letter from Thomas J. Morrissey, the U. S. Attorney at Denver, asking that he take into his custody Tateuzo Furukawa, a resident of this Center. The Marshal didn't know what the charge was, nor did the letter from Mr. Morrissey state what it was. I satisfied myself that the Marshal had proper credentials, but it occurred to me that since we are supposed to represent the evacuees in their personal problems, are we supposed to take any steps to protect their interests in cases similar to this? I also wondered if this evacuee was entitled to any advice from our office before he left the Center.

(10) Each day I see an immediate, urgent need for favorable publicity regarding our program. It seems to me that the public in general is either misinformed or makes no effort to understand the situation, and I do think that favorable publicity should be given regarding the various activities and particularly the so-called "Japanese Problem". I do not know whether there is a public relations department in the W. R. A. or not, but I do believe this phase of our program is being overlooked.

(11) We have been quite busy in the office, and as far as I can tell, everything is going along satisfactorily.

With kind, personal regards, I am

Very truly yours,

DONALD T. HORN
Project Attorney

DTH/kf

cc: Mr. Lefler
Mr. Ferguson
Mr. Glick
Mr. Walk

WAR RELOCATION AUTHORITY

Heart Mountain Relocation Center
Heart Mountain, Wyoming

In reply, please refer to:

November 21, 1942

Mr. Donald T. Horn
Project Attorney
Granada Relocation Center
Amache, Colorado

Dear Don:

I have just received your report of November 14, 1942 but do not find any attachments. Perhaps they were overlooked when the report was sent on to me from the Denver office.

1. I assume that Mr. Kito is a member of the California bar, and I recently advised Philip to that effect. I suppose you know Philip and the Director are considering reapportioning some of the evacuee attorneys in order to provide needed legal services at all the projects. If any of the three attorneys at your project is planning to obtain an indefinite leave it may be well to let me know so I can advise Philip as it may make a difference in assigning the evacuee attorneys to the various projects. I recall you said that Mas Igasaki was thinking about applying for indefinite leave to teach at the language school at the University of Colorado.

Answer sent.

2. I assume that the five members elected to the community council under the proposed plan of government will all be Nisei. If this is so I suppose the proposed plan will meet with the requirements of Administrative Instruction No. 34. However, if the so-called assembly has any functions beyond the election of council members I am not sure that the plan would be acceptable. Philip and John Provinse have indicated that they do not favor provision in the plan of government for an Issei body even though its functions are purely advisory. I am not entirely sure that they will favor turning over to the proposed assembly consisting of half Issei and half Nisei the power to choose the members of the community council.

I have not checked to see if Colorado has statutory arbitration, but you will need to do so in connection with that part of the plan of government dealing with arbitration. You will find some assistance in Op. Reg. Atty. SF-34.



3. I think your approach to the minor theft problem was good and hope it produces the necessary results.

4. I have no definite word yet from Washington on the question of insurance except that it is still under study. I think you are doing about all we will be able to do on these problems.

5. I do not know of any government agency in a position to refinance loans on evacuee property in west coast states. I believe the Farm Security Administration granted several loans on agricultural property and is now trying to get out from under those loans. I believe the evacuee property division has considered making loans on evacuee property but I think they are trying to stay away from a loan program. The R.F.C. had some money for small business loans a while back but I doubt if any of this money would be available for the purposes you mention.

I understand that the evacuee property division will give what assistance they can in making arrangements for refinancing existing loans. If you want to present to them the questions raised in your paragraph 4 they may be able to work out something. I will pass on to Philip your inquiry as to possible sources for government loans of this type and will advise you further when I hear from him.

6. In a letter to Mr. Smart the Director stated a few days ago that the matter of inducting citizen evacuees is still under consideration in Washington. I think some effort already has been made to get a different classification than 4-C for them though I don't know with what success.

7. I know of no legal objection to W.R.A. leasing cultivated agricultural land of the Granada Project to Caucasian operators. It seems to me such a practice would be doubtful as a matter of policy and if a determination against it is made on that ground it will of course be unnecessary to look into the legal problem. I will be glad to look into the question or pass it on to Philip in the event it is raised.

8. I see no reason why you should not be of assistance to evacuees who may be apprehended by the U. S. Attorney within the Relocation Center. I should think it would be advisable from our standpoint if Mr. Morrissey would let us know when he is sending after a particular individual or at least for what purpose he is apprehending him. I will try to talk to him along this line when I get back to Denver next week and will let you know if I get any results.

9. The reports division of the War Relocation Authority is in charge of John Baker in Washington. Each region and project has a

Phelps
reports officer, and there is a photographic unit in the Denver office to make a picture record of the program. There is an increasing amount of literature on the general evacuation and relocation problem in magazines, newspapers, etc. It takes a while for this material to get out to the localities in which most of the relocation centers are located.

10. I will appreciate return of the enclosures so marked.

With kindest regards,

Sincerely,

Jerry W. Housel
Jerry W. Housel
Regional Attorney

Enclosures - 4

CH : PA

CH-2-2: PROJECT
MILWAUKEE, WISCONSIN

November 21, 1942

Mr. Jarry R. Russell
Regional Attorney
San Police- tion Authority
Midland Savings Building
Denver, Colorado

Dear Jarry:

This is my weekly report, which report is up-to-date. I circled you the first of the week regarding the attorneys residing in the Center, and as mentioned in the telegram, all the attorneys in the Center are working in this office. I also wrote you regarding the compensation payable from the Railroad Retirement Fund.

I note from your letter of November 18th that you will not return to Denver until the 25th, but I thought it best to send your mail to Denver rather than to Heart Mountain.

We have now moved into the room formerly occupied by Mr. Johnson and are well settled and are glad to have the additional space.

(1) We do not have any of the Solicitor's Memoranda except Nos. 8 to 18, inclusive. If you could send us copies of the first eight, it will be appreciated. I have the first 33 Solicitor's Opinions and do not know whether any opinions since No. 33 have been issued or not. I have all of your opinions but do not have the first three Regional Attorney Opinions from Little Rock. I believe I previously wrote you that the San Francisco Regional Opinions which I have are from 24 to 44, inclusive. In addition to these, if you can send me Public Law No. 722 and the current Appropriation Act for the U. S. A., it will be appreciated.

(2) I believe your suggestion in your letter of November 18th as to publishing a notice in the paper regarding insurance premiums is a good one and we will see that this is done as there seems to be some misunderstanding regarding this.

(3) Regarding your Opinion No. 7, I will check this over with the local officials and will do this, this week-end, if I do not stay out here this afternoon. I will also obtain the additional information you requested.

(4) During the week, we have had some further inquiries regarding the proposed charter for the Center. Mr. Satow, the chairman of the temporary Council, is in Salt Lake this week attending the J.A.C.L. convention, but he will return the first of next week, and I believe this will be presented to the residents within the very near future. I sent you a copy of this proposed charter the first of this week and will await your comments and suggestions.

(5) It is my impression that from some of the files or reports, I noticed that some of the cooperative enterprises within the other Centers had "jumped the gun", thereby causing some legal difficulties, and for that reason, I believe we were asked to await further instructions before taking any action in incorporating these cooperatives. We would save ourselves much trouble if we could incorporate the cooperatives between now and the first of the year so that the assets may be transferred to the permanent organization as of January 1st. This would save making two sets of the various tax returns. I would appreciate your sending me any new instructions or memos that you have in connection with the cooperatives.

(6) We still have some of the repatriation papers which are not completed. Some of the evacuees who were considered for repatriation have either ignored this proceeding altogether or have failed to complete the necessary forms. Our inquiries have either been ignored or neglected. Should we insist that these forms be completed by the people to whom they were addressed, or should we leave it up to them to decide whether they want to execute the various forms?

(7) The first funeral and burial service was conducted at the Center this week. The site for the cemetery had been previously selected but nothing had been done about plotting it into lots, and nothing had been done about filing the plat with the County Clerk. The site is on the same section of land upon which the Center is located. The engineers are now making a careful survey of the site and are going to plot it into lots. I doubt if it is necessary for the Government to dedicate the site as a cemetery, but I do think a copy of the plat should be filed and recorded with the local County Clerk and Recorder so that there will be a permanent record of the cemetery. Please let me know what you think about this. It is also important, in connection with life insurance policies and probate matters, that the evacuees be able to obtain certified copies of death certificates and burial permits, and for that reason, I believe some administrative officer should act as a sexton. Mr. Harbison, Assistant Director, will assume this duty at least for the time being so that a record of the burial will be complete. This matter was handled in a hurry but I trust this procedure meets with your approval.

(8) We have been quite busy this week with the personal problems of the evacuees, such as, foreclosure proceedings, applications for licenses, insurance premiums, frozen bank accounts, tax returns, real

property management, and collections. To a certain extent, we have been acting as an information bureau and are also giving advice regarding different business matters which are not exactly legal questions, but which, for various reasons, seem to come to our office.

(9) I am not receiving the Congressional Record or the Daily Federal Register. Could you arrange to have these forwarded to me or advise me how I might obtain them myself.

(10) I received the mimeographed copies of sections of the Model City Charter. I talked with Mr. Johnson after receiving these and told him I had these copies, but I do not know whether he will want them or not. I will make it a point to see him again today about this.

Mr. Igasaki went to Boulder the first of this week to assist the Naval Intelligence Office in selecting instructors at the University of Colorado. Mr. Igasaki has made an application to teach at Colorado University but we do not know at this time whether his application will be accepted or not.

Mr. Knodel (employment officer) has had a labor dispute on his hands between a Japanese-American farmer, who lives near Lamar, and some of the evacuee beet workers. Yesterday, Mr. Kito went out with Mr. Knodel, spending the day in adjusting this controversy. Mr. Knodel tells me that the entire matter has been settled satisfactorily and that the beet workers were paid their money and everyone is happy. He further told me that Mr. Kito did a good job in adjusting this dispute. Mr. Kito can speak Japanese and his services are needed in cases like these and Mr. Knodel was pleased to have him along.

Mr. Kito plans to attend school this year, and is, at the present time, making applications for admittance to one of several colleges. Chances are he will not be with us very long.

Miss Sakamoto has been busy all week with various legal matters. She has no definite future plans and intends to stay with us.

With kind personal regards, I am

Very truly yours,

DONALD T. HORN
Project Attorney

DTH/cf

Enclosures

cc: Messrs. Glick

Lefler

Ferguson

Walk

WAR RELOCATION AUTHORITY

Midland Savings Building
Denver, Colorado
December 3, 1942

Mr. Donald T. Horn
Project Attorney
Granada Relocation Center
War Relocation Authority
Amache, Colorado

Dear Don:

In reply to your report of November 21st.

1. Ed Ferguson tells me he does not have any extra copies of the San Francisco regional opinions from 1 through 33. I am therefore requesting Philip to have an extra set of those run off and sent to you. I would have them copied here except that I have no secretary and I am only getting this letter written through the kindness of Miss Stewart. Since you especially want Opinion S.F. No. 5, I have asked her to make a copy of it which is enclosed herewith. If Philip is unable to have extra copies of Ops. Nos. S.F. 1 - 33 copied, I will have this done as soon as I get established with some stenographic assistance at Heart Mountain.

I am also asking Philip to send you direct a copy of Public Law No. 732 and the current appropriation act providing funds for WRA since I do not have extra copies of these laws here.

2. I will appreciate your suggestions on Opinion No. D-7 as I would like to get this issued as a final Regional Attorney Opinion in the near future.

3. I have no further suggestions on the proposed charter for the Granada Center other than those contained in my previous letter. Philip may have written, or perhaps will write to you about it.

*Talked with
Doc Smart
about this
Today*

4. I believe I wrote you some time ago asking that you examine the Colorado cooperative law to determine if it will be adequate for organization of the consumer enterprises cooperative at Granada. I wanted to include your conclusions and the necessary instruments for incorporation in a Regional Attorney's Opinion also governing the Heart Mountain Project.



Inasmuch as Ed Ferguson already has covered the District of Columbia law in a S.F. Regional Opinion, I think it probably will be unnecessary to prepare a similar opinion covering the D.C. law for this region.

Hence, I suggest that you proceed with the study of the Colorado law and get up a Project Attorney's Opinion showing that it is or is not adequate for incorporation of the consumer enterprises at Granada. If it is adequate I think it would be best for you to proceed to draft the necessary incorporation forms similar to those submitted with the Solicitor's Opinion on the California cooperative law and Ed Ferguson's opinion on the D.C. cooperative law. If you do not have copies of these forms I suggest you ask Philip for them.

If you do not have time to analyze the Colorado law and prepare the necessary opinions and forms, I suggest you request Philip to have this done in Washington. I know it is very difficult to do very much research at the Projects and he has indicated before his willingness to be of any assistance in Washington in connection with the organization of cooperatives at the Projects.

5. I should think it would be well to leave it up to the evacuees to decide whether they want to execute the various forms sent out by the Army in connection with registration. I do not know of any way that they can be forced to answer these questions if they do not want to. I think we have done our part when we see that they get the forms and request them to fill them out.

6. I agree that Colorado law in connection with filing and recording a plat of the cemetery should be complied with. Is it necessary to have an administrative officer act as sexton in order to get certified copies of death certificate and burial permits? As I recall the law in connection with proposed Opinion No. D-7, such copies can be obtained from the local registrar or state registrar. I wish you would check the provisions of that proposed opinion in this connection and if I have overlooked something I would appreciate your letting me know.

I think it is a good idea to assume whatever local functions we can in order to avoid additional expenses to the county and if there is something along this line we can do in connection with burial, I see no objection to having some administrative officer perform the required duties.

7. I am passing on to Philip your inquiry regarding the Congressional Record and the Federal Register, and I assume he will advise you directly.

8. Mr. Frank Kito was in the office Saturday and inquired what action should be taken in connection with divorce and similar cases at the Granada Center requiring legal services outside the project. Regarding the selection of attorneys in private practice to whom evacuees can be referred, Philip advises that we should probably proceed to assist the evacuees in selecting individual attorneys if they are needed for particular cases. He doubts that it will prove feasible to organize a panel of lawyers

in private practice for such purpose, and suggests that reference to Martindale or any other legal directory might give assistance in finding names of private lawyers to whom the evacuees can refer their cases if they wish. Hence, I see no objection to your proceeding to assist evacuees in selecting local attorneys for needed services if they insist on going ahead with legal proceedings outside the project.

In connection with the divorce problem Philip and Ed Ferguson both point out that many states require domicile on the part of the complainant before the court can have jurisdiction to issue a divorce. In connection with this see Opinion S.F. No. 34. Philip says he is doubtful about the wisdom of a divorce suit in a Wyoming court if the Wyoming statutes require domicile as a basis for such suit even if a particular Wyoming judge agrees not to raise the jurisdictional issue. I suppose the same thing applies to the Granada Project in Colorado. Philip suggests that if I do not have time to examine the Wyoming law on the divorce question that I let him know and he will prepare an opinion on the subject in Washington. He also inquired whether a similar opinion should be prepared for Colorado. I plan to ask him to prepare such an opinion for Wyoming and will ask him to include Colorado. In the event you do not feel such an opinion for Colorado is necessary, will you please write Philip to that effect.

9. Philip also inquires whether need for a credit union is anticipated at Heart Mountain and Granada. Will you please advise him if such need is anticipated at your project.

10. Will you please ask Mr. Terry and Hank Halliday to request John W. Clear, Fiscal Officer in the Washington office, for information on procedure by which lecturers might be paid for coming to Granada on their way to or from Denver.

11. Philip advises he does not know whether any funds are available for loans in connection with the property of evacuees on the West Coast. He suggests this problem be referred to Edgar Bernhard in San Francisco, and I suggest you so refer it.

12. I enclose several matters for your information and will appreciate return of those so marked. You may keep those not marked for return.

13. I enclose copy of my memorandum to the Regional Director suggesting insertion of a clause in leases of land entered into by evacuees on leave from relocation centers. You may wish to use this revision thereof in connection with leases of evacuees at your center.

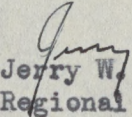
14. I called Mr. Charles R. Hackett who handles claims for the Railroad Retirement Board, 702 Patterson Building, this city, about payment by the Board of unemployment compensation to evacuees formerly employed on railroads. Mr. Hackett tells me that Masanori Kawasaki and any other evacuees in the center who are entitled to unemployment compensation from railroad retirement should file a claim for such compensation and should

report with the Claims Agent, I believe once every other day for 14 days to establish entitlement to the compensation. Mr. Hackett tells me the Station Agent for the Santa Fe at Granada is a Claims Agent for the Retirement Board. I told Hackett Kawasaki and others in his position probably could obtain short term leaves to go up to Granada for the purpose of registering with the Claims Agent for the required period. When his entitlement is established he should file claim in regular form for unemployment compensation. Hackett thinks the question may have to be taken up with Washington, and is not sure what the outcome will be.

15. Henceforth, you will of course send all reports directly to Washington in accordance with the Solicitor's last memorandum. However, please feel free to call on me at any time if I can be of any assistance to you.

I expect to leave for Heart Mountain early next week and hence will not be able to get down to the Granada Center before I go. However, I hope we may be able to get together some time in the not too distant future.

Sincerely,


Jerry W. Housel
Regional Attorney

GRANADA PROJECT
AMACHE, COLORADO

CR : PA

November 28, 1942

Mr. Jerry W. Housel
Regional Attorney
War Relocation Authority
Midland Savings Building
Denver, Colorado

Dear Jerry:

This is my weekly report for this week.

Regarding the inquiry in your letter of November 21st as to Mr. Kito, he is a member of the California State Bar in good standing. He has practiced in Los Angeles for about four years. I rather imagine that he will leave almost anytime now to attend school.

As I wrote you last week, Mas Igasaki spent last week in Boulder and Denver in connection with his application to teach at Colorado University. He finally decided to accept this appointment and will leave this week-end and will be gone permanently. I am sorry to see him leave as he is very level-headed and has very good judgment in connection with these various matters, in addition to being a good lawyer. I know that you will help him in any way that you can in the future. I have taken the liberty of telling him that you would be glad to have your name used as a reference.

Miss Sakamoto has made an application for a secretarial position and it is possible that we will lose all of the evacuee attorneys.

I also note that you are to be located permanently at Heart Mountain. I hope you will be able to visit at Granada Center occasionally. Please let us know whether your mail should be forwarded to Denver or direct to Heart Mountain. I am sending this letter to Denver as I presume you will be in Denver at least for the time being.

(1) I had previously written you about the petty offenses being committed in the Center. Last week-end, we had our most serious offense. Two young men, one 23 years of age and the other 25 years of age, threatened to assault the block manager and also forcibly took away a club from one of the wardens. Since there was no judicial commission

at the Center and since these boys had been repeatedly warned as to their conduct and since they had been causing much trouble, it was decided to have charges preferred against them in Lamar. Last Monday these boys were taken to Lamar, one was given a five day jail sentence and the other a ten day jail sentence. As far as we have been able to learn, this caused no ill feeling among the evacuees and we hope that it will have a salutary effect.

Last week-end, one of the football games ended in a good free-for-all. As far as I could tell, the players and fans were merely over-enthusiastic in lending moral support to their favorite teams. The Council was somewhat worried about this but I believe proper steps have been taken to see that this does not recur.

Mr. Tomlinson, Chief Internal Security Officer, has been working closely with our office since his arrival here about two weeks ago. We believe he is a good man for this position and he is very conscientious. It might take a little time but I feel sure that he is going to be able to control these petty disturbances. There has been some big-time gambling going on but this has been stopped at least for the present.

In view of the fact that no temporary judicial commission had ever been established, last Wednesday, Tomlinson, Johnson, Iwasaki and myself appeared before the Council and asked them to appoint the temporary commission, outlining in detail the matters mentioned above. The Council selected a commission of five; Miss Sakamoto was designated as one of them. From now on, any offenses less than felonies will be handled here at the Center.

(2) I presume by now you have seen the rough draft of the proposed charter for the Center which will answer some of the questions raised in your recent letter. I hope that Washington will not object to a proposed assembly consisting of both issei and nisei, as the residents have been led to believe that arrangements along this line will be satisfactory as long as the Council is composed of citizens.

Colorado has statutory arbitration. I forgot to mention that some minor changes will have to be made in the plan of the arbitration commission as adopted by the Manzanar Center. I am familiar with this procedure and do not feel that we will have any difficulty with it. I will see that the proposed plan conforms with the Colorado statute.

(3) At the staff meeting Tuesday morning, Mr. Lindley gave us a report on the Salt Lake meeting. He explained in detail the new relocation policy and in the near future a strenuous effort will be made to relocate the evacuees all over the Middle West. In discussing

this later with Mr. Lindley, I suggested, and he agreed, that before this program is put into effect that the public should be more informed and should be better educated as to our problems. I think it is a splendid idea to encourage the evacuees to leave the Relocation Centers but I think the public should be first prepared for this. At this same staff meeting several of the most pressing problems, such as, coal hauling, clothing allowances and community government were discussed at some length.

(4) It was my impression that Washington was to issue the administrative instructions as to the procedure in connection with the evacuee property in California. I am wondering if this has been done and if I failed to obtain a copy of these instructions. I notice that some of the letters we write are referred back to the Project Director while others come directly to our office. If this procedure has been clarified, I will appreciate your advising me.

(5) The organization commission is still working on the proposed form of community government, and so far, the commission has not submitted anything to us other than a rough draft, a copy of which was forwarded to you. The commission has been working on this all week but before anything definite is done about this, I should know for sure how the Washington office is going to feel about this question of the assembly.

(6) I forgot to mention last week that I attended a meeting of the Southeastern Colorado Bar Association last Friday evening. They were all very much interested in the Center and in the proposed form of government as well as the constitutional questions involved. Several misconceptions which they had were cleared up at that time, and I was pleased that I had attended.

Last Tuesday or Wednesday, J. Arthur Phelps, one of the District Judges of Pueblo, visited the Center and I spent quite a little time with him. We drove him all over the area and I believe he will give us some favorable publicity by reason of this.

I presume you saw the two articles by Lee Casey which appeared in the Rocky Mountain News this week. Casey was down here a week or two ago. I was somewhat disappointed in his articles although they were not exactly unfavorable. Since you probably have copies of them I am not bothering to send them to you.

I was interested in your comments as to public relations mentioned in one of your recent letters, but it seems to me that the publicity is not nearly as favorable as it should be.

(7) Last week I wrote you regarding a claim one of the evacuees has as to compensation owing on the Railroad Retirement Fund. Another evacuee in this Center has been drawing a pension from this Railroad Retirement Fund by reason of his having worked some forty years for the railroad and by reason of his having been retired and placed on a pension. This evacuee would like to go to work at one of the mess halls but does not want to do this if it would jeopardize his right to continue to receive the pension which he is now drawing.

When you talk to the Railroad Retirement Board, would you mind obtaining the ruling from them as to this question also?

Thursday was a half-holiday so we were really busy Friday.

As mentioned above, I hope you will be able to visit us even though you are to be permanently located at Heart Mountain. With kind personal regards, I am

Very truly yours,

DONALD T. HURN
Project Attorney

DTH/kf

cc: Messrs. Click
Lefler
Ferguson
Walk

WAR RELOCATION AUTHORITY

Midland Savings Building
Denver, Colorado

December 4, 1942

Mr. Donald T. Horn
Project Attorney
War Relocation Authority
Granada, Colorado

Dear Don:

This is in reply to your report of November 28, which will be the last one to me.

I am sorry that Mas Igasaki is leaving, as I think he is a good lawyer. I hope Miss Sakamoto and Mr. Kito will decide to remain there.

I think the offense of the two boys against the block manager and warden was well handled, and I am glad that you set up a temporary judicial commission.

I talked with Joe Smart on the phone Wednesday about the Granada charter. He apparently had talked with John Provinse and they had decided that the Granada charter provided too much formal Issei participation, as I indicated to you in one of my previous letters. I hope you will be able to get it revised without too much trouble. We, of course, are having the same problem at Heart Mountain, though Chris Rachford told me Wednesday that they are ready to provide for a purely Nisei form of government now. One suggestion they proposed there was that a certain percentage of Issei be required to sign the petitions for nomination of Nisei councilmen. Joe Smart said he saw no objection to this provision, and I don't either.

I have not heard anything further about the administrative instruction on evacuee property, and I assume it is still in the formulation stage.

I think it may be advisable for you to discuss with the Project Director the question of what mail you should sign, in case you have not already done so. The project attorneys are administratively responsible to the project directors, and except for reports to the Solicitor, probably will need to follow whatever the project directors wish with respect to signing mail. At



Mr. Horn
Page 2
12-4-42

Heart Mountain, for instance, the Project Director wants all mail signed by him, and whatever letters I have are prepared for his signature, except, of course, reports to the Solicitor. If Lindley desires that you sign your mail, I see no objection to this procedure.

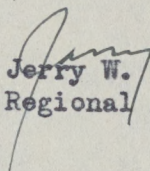
On the property question particularly, it may be well to wait until the instruction comes out, as I do not know whether it will provide for property cases going through the project directors, though I rather imagine it will so provide.

I talked with Charles Hackett again today about railroad retirement for evacuees. He is sending you their law and pertinent regulations. He says that where work is on a full-time basis, even though the remuneration is small, a person cannot qualify for railroad retirement compensation. This would seem to be the case of the evacuee working in the mess hall. I believe this whole question of railroad retirement compensation payable to the evacuees is one that should be taken up with the Railroad Retirement Board by the Washington office, and I am so recommending to Philip. In the meantime, I see no objection to evacuees proceeding with the filing of claims on the regular form.

I enclose several matters for your information, the return of which I will appreciate.

With kindest personal regards,

Sincerely yours,


Jerry W. Housel
Regional Attorney

enclosure

GRANADA PROJECT
ANALOGUE, COLORADO

December 8, 1942

Mr. Jerry W. Housel
Regional Attorney
War Relocation Authority
Midland Savings Building
Denver, Colorado

Dear Jerry:

This is my weekly report for this week.

At a staff meeting last Wednesday afternoon, Mr. Smart explained the new arrangements whereby the Regional offices will be dissolved. He further stated that you would be located permanently at Heart Mountain. I haven't heard from you since you returned to Denver but presume you will be in Denver for some time; for that reason, I am sending this letter to you there. I hope you can find time to come to Granada before going back to Heart Mountain although I realize the gas rationing may make some difference.

(1) All week, beginning with last Monday, we have had numerous inquiries from the local residents regarding their unemployment compensation claims against the State of California. Apparently some of these claims had been allowed in the last three or four weeks, but this week numerous claimants have received letters to the effect that no compensation would be paid because of their not being available for work.

Last Monday, Mr. Smart called Mr. Anderson in Denver regarding this and I understand that this has been taken up with the San Francisco office but apparently nothing definite has been worked out. It seems to me that the State of California is being arbitrary about this.

(2) We have had quite a time this week with the proposed draft for the permanent form of local government. Monday afternoon, Mr. Lindley called Mr. Harrison, Mr. Johnson and myself, to his office to go over the rough draft with Mr. Smart and himself. Mr. Lindley had never had an opportunity to consider this very carefully until that time. I should explain that this rough draft was drawn up by the

organization commission and the provision for the Assembly was their own idea. Personally, I saw no particular objection to it as the Assembly had no powers although I realize that the Assembly would be quite large if composed of 58 members. After sending the copy of the rough draft to you we had made numerous minor changes in order to take care of the omissions and inconsistencies in the plan, but no major changes were made. Mr. Smart and Mr. Lindley did not think it advisable to have an Assembly since an Assembly was not provided for in the Administrative Instructions. I have some of the correspondence which passed between you and Philip on this question of the Assembly, and after showing this to Mr. Smart, he decided to call Washington, which he did Tuesday morning.

Mr. Province advised Mr. Smart that the provision for the Assembly should be omitted from the charter but that there was no objection to having an advisory group to be appointed by the Project Director. Neither Mr. Smart nor Mr. Lindley wanted an advisory group composed of 29 as this would be too unwieldy. They thought it would be best to have an elected council of 29 citizens, one councilman being elected from each block, and then to have an executive committee of 5 chosen from the 29 councilmen to perform the duties of the council. If this was done, then Mr. Lindley would appoint 5 advisors from the older group, and this group would be advisors for Mr. Lindley and for the executive committee as well as the council.

I talked with the chairman of the organization commission Tuesday afternoon, and he was skeptical that the above plan would be satisfactory to the organization commission or to the temporary council.

Wednesday morning, Mr. Smart, Mr. Lindley, Mr. Johnson and I, all attended the council meeting at which time Mr. Smart related that the proposed charter would not be satisfactory to the W.R.A., and made further suggestions as to what the permanent charter should contain.

Some of the members of the organization commission were disappointed and had various reasons to sustain their position, but I believe that the commission will submit a new charter along the lines suggested by Mr. Lindley and Mr. Smart which will be satisfactory to the residents.

(3) Tuesday afternoon, Mr. Lindley called a meeting to discuss the question of the community cooperatives with Mr. Smart. The cooperative committee is still studying the various forms of cooperatives, and since the W.R.A. would rather that the committee composed of evacuees decide for themselves which plan is more feasible, the committee has been deliberate in reaching any conclusion. Mr. Smart thought this evacuee

committee should decide this question but that the various plans should be fully explained to them. This is being done, and as soon as they determine which plan they wish to follow, I will prepare the articles of incorporation.

I spent some time with Mr. Rossman as to the advisability of incorporating under the Colorado law and he is definitely of the opinion that the Colorado law is suitable, so in view of this, we are going to incorporate under this law unless there is some objection from you. I later talked to Mr. Smart about this after he had talked with Mr. Rossman, and Mr. Smart thought it advisable to follow Mr. Rossman's suggestion. The Colorado law seems to be very broad and is apparently satisfactory for our purposes.

(4) The Army contractors have constructed a substantial barbed wire fence running east and west, which fence separates the administrative area from the barracks. There has been some objection to this and several complaints made to our office. We also had a number of inquiries about this. Mr. Lindley didn't think it was called for at all and I understand now that this fence will be taken down. The entire Center has an outer fence and there is no apparent objection to this, and it is really a necessity in view of our local range law. However, this interior fence does seem rather ridiculous to me and I think it would be well to have it removed.

(5) As you know, we have numerous inquiries all the time regarding the payment of insurance premiums, and inquiries as to what should be done with insurance policies owned by the evacuees. So many of them do not have the funds with which to keep up the payments. It is quite a task to examine these individual policies and try to decide which options under the policies should be accepted by the insured. As I see it, there is nothing much that can be done except to study each individual policy and consider the financial status of each policyholder in trying to advise what should be done.

As you agreed with our suggestion, we are having a notice published in the paper that there has been no moratorium declared on the payment of policy premiums, and we anticipate even more insurance problems than we have had.

It so happens that Mr. D. Kiyomura, a resident of this Center, has had considerable insurance experience, and since he was known to the evacuee attorneys, they suggested that he should be asked to come into the office to handle these matters. Mr. Kiyomura is an issei, about 55 years of age. He attended law school at U.S.C. for two years but did not

graduate as he was ineligible to become a member of the bar. After leaving school he has been active as a legal counsellor and a legal interpreter and has had over twenty years' experience in the insurance business. He seems to be very familiar with insurance matters and is conscientious about the advice given. I believe he will be of much assistance and he is going to spend all his time on the insurance problems. He has been in the office this week and has handled a number of these cases already.

(6) I drafted my first will since I have been down here and it occurs to me that there will probably be more in the future. A nice soldier visiting here in the Center wanted his will drawn and although the instructions do not provide for our performing this service, I could see no objection to it, so his will was drafted and properly executed.

(7) Mr. Moore and Miss Hampland of the Welfare office called regarding two or three mental cases which may have to be committed to a hospital or state institution. I talked to you a little about this the last time you were in Lamer. We may have some trouble with local and state officials over committing an evacuee to the state hospital. I have been wanting to talk with Mr. Gordon, the local County Attorney, about these various matters but he is never in his office by the time I reach Lamer in the evening and he is also away from his office a great part of the time. I tried to see Mr. Gordon this weekend but he was out of town. But it may be that I can see him tomorrow although I dislike to call him at his home but may be forced to do this.

(8) Although I am familiar in a general way with the "Victory Tax" which becomes effective January 1, I am not sure whether this tax applies to the evacuee workers of the Center or not. Mr. Hanson was asking me about this and I believe I can obtain the necessary information in Lamer to answer this question for him. You might advise me if you have had this question submitted to you.

(9) This week we received from the W.R.A. office in Washington approximately twenty-five new inquiries concerning repatriation. Miss Sakamoto has been busy with this. Altogether we have had six families accept repatriation.

(10) We are still having about the same amount of personal problems for the evacuees as we have had in the past, but we are able to keep up with the work, and as far as I can tell, everything is going along satisfactorily in the office.

With kind, personal regards, I am

Very truly yours,

DONALD T. BORN
Project Attorney

DTH/kf
cc: Messrs. Click, Ferguson
Lefler, Walk

WAR RELOCATION AUTHORITY

Midland Savings Building
Denver, Colorado
December 8, 1942

Mr. Donald T. Horn
Project Attorney
Granada Relocation Center
War Relocation Authority
Amache, Colorado

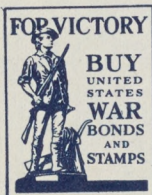
Dear Don:

I have just received your weekly report of December 5th, 1942, and I am sending the original and the attachments to Philip, keeping the one copy of the report for my own files. Philip's memo for all Project Attorneys of November 25 provides on Page 3 that beginning with the week of December 1st all Project Attorneys should submit their weekly report directly to him in Washington. Although your report week overlaps a little I will construe your December 5 report to be within the deadline mentioned in his memo, and I am sending the original and attachments on. Philip doubtlessly will reply to you from Washington, though for whatever value they may be I will set forth a few comments I have.

I am glad the evacuees are going to work out a plan of government along the line suggested by Joe Smart. The Washington Office right along has discouraged formal participation by the issei in community government.

I haven't examined the Colorado cooperative statutes in detail but looked over it hastily a couple of weeks ago. As far as I know it is quite adequate for your purpose and I see no objection to incorporation of the Granada community enterprises under the Colorado law. If Philip has or knows of any objections to such incorporation under the Colorado law, I believe he will advise you direct.

I think you are doing all that can be done now in connection with insurance policies. I believe the Washington Office is still studying this matter, but I don't think any one is very hopeful of securing any kind of moratorium on premium payments. Some of the other Centers have already taken an evacuee in the Project Attorney's office to specialize in insurance work, and I think it is probably a good idea, particularly where we do not have too much legal assistance any way.



I don't know what we are going to be able to do with mental cases, and it may be the Washington Office will have to work out something on this before very long. I imagine the states in which the Centers are located will not go much further than holding a hearing before the local Insanity Board, if they will go this far. If evacuees must be institutionalized it probably will require negotiations with institutes of their former residence, and if they refuse to take them, I am not sure what the next step will be.

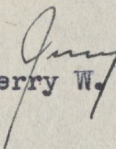
I do not know offhand whether the "Victory Tax" applies to evacuees, but I rather suspect that it does. I am asking Philip to advise both of us on this question.

There is a new Administrative Instruction out on repatriation. It is No. 65. It probably will answer ~~any~~ questions you have on this matter, if any.

I regret I will not be able to get down to Granada before returning to Heart Mountain. I should be on my way back to Heart Mountain and would were it not for \$400 worth of dental work I plunged into last week. I probably will be in Denver until Thursday, when I hope to start back to Heart Mountain.

With kindest personal regards to you and the folks on the staff,

Sincerely,


Jerry W. Housel

Granada Relocation Center
Alamosa, Colorado

December 13, 1942

Mr. Philip M. Click, Solicitor
War Relocation Authority
Harr Building
910 Seventeenth Street, N. E.
Washington, D. C.

Dear Philip:

As you know, until the reorganization, I have always made my weekly reports each Saturday, but as I wrote you last week, I will make my reports on Tuesday so that they will be in your office by Saturday of each week. This is my report through the 13th. I wrote you last week regarding this matter and also wrote you on the 11th regarding the community enterprises, the local form of government, and Federal Employees Compensation Act.

(1) As I mentioned in my letter of December 11, the second tentative draft of the charter for our local form of government has been submitted to me. This will have to be polished up some as there are several inconsistencies and omissions which will have to be corrected. The proposed form of government follows the plan suggested by Mr. Smart and Mr. Lindley.

The new draft provides for an election of a representative from each block, there being 20 blocks in the Center. The Center is divided into five districts and the representatives of each district then elect one of their members to the executive committee, and the executive committee of five will in reality perform all the functions of the council. Although nothing is mentioned about an advisory group in the charter, Mr. Lindley has stated that he will appoint an advisory group of five issei. This advisory group will consult with the council, the executive committee, and with Mr. Lindley, if and when it is called upon for any suggestions or advice.

We will have this rough draft corrected and in the hands of the local commission within the next few days and will then submit it to Mr. Lindley.

(2) I wrote you last week regarding the community enterprises at the Center. In Op. Sol. #22, reference is made to certain attachments in connection with the Articles of Incorporation, etc., of the California cooperatives. We do not seem to have these attachments and it is possible that I could have loaned them to some member of the cooperative committee. Would you please forward me a copy of these attachments, and would you also please forward me a copy of the set of organization papers used in organizing the cooperatives under the laws of the District of Columbia.

(3) I made inquiry of some of the administrative staff as to the necessity of organizing a Credit Union at the Center, but they are of the opinion that this is not necessary. There is a bank at Granada which is less than two miles from the Center, and there are good banking facilities in Lamar. The bank at Granada has been very accommodating in handling the financial transactions of the evacuees, and as far as I can tell, there is no need for a Credit Union at this time.

(4) Mr. Lindley has shown me a letter which he received from the California Department of Employment which is a part of the Social Security Board, but this letter ignores any reference to compensation claims of the evacuees which have already accrued. This letter goes into some detail about the claims which may accrue in the future, and I am wondering if there are any new developments on this matter. We still have numerous inquiries from the evacuees as to their claims for compensation but are still unable to give them any definite information. The letter from the California Department of Employment mentions that if an evacuee is released from the Center (I presume they refer to a leave clearance) and his employment is later terminated then he would probably be entitled to unemployment insurance, but as I mentioned before, no reference is made to the compensation claims already owing to a number of the evacuees.

(5) I have a collection item for some Five Hundred (\$500.00) Dollars for one of the evacuees which should be referred to an attorney in Rutland, Vermont. It may be that it should be referred to an investigating agency as the debtor may have absconded. When I was in Washington, there was some talk of establishing an evacuee property office in New York City, and I am wondering if this was done. If it was, I might refer this matter to the New York office, and if the office has been established, I would appreciate your forwarding me the name and address of the office.

(6) Last week, an evacuee hauling coal sustained a somewhat serious injury. I understand that a complete investigation was made by

the Chief of the Internal Security and that the forms have been completed and sent in in accordance with the regulations of the U. S. Employees Compensation Commission. We have had two or three inquiries as to whether the evacuees employed by the W.R.A. at the Center are covered by this act. I would appreciate having this information as soon as this question has been definitely determined.

(7) The interior fence, which I mentioned in my last letter, has been taken down, which I feel was proper. The morale in the Center seems to be very good and I am anxious that nothing be done to impair it.

They are registering under the Selective Service Act all nisei who have now reached their eighteenth birthday, and there is also some mention being made that nisei men will soon be called into the service, and I think this would be fine for the morale. There is much resentment, particularly from the parents, over these boys being placed in classification 4-C, and if they were taken out of this classification and made subject to the draft, I know it would create a fine feeling.

As you know, there are some thirty or forty former residents of the Center now teaching in the Naval school at the University of Colorado at Boulder. Last evening, some twenty fine-looking young men left for the Army school at Camp Savage, Minnesota.

Much to my surprise, I have seen nothing in either of the Denver papers regarding the Naval school in Boulder or the enlistment of these men in the Army camp in Minnesota, and it seems to me that such publicity should be given to items such as these and other items similar to these. The newspapers give big headlines to any trouble which may arise in the Center but nothing is said at all about the Centers where no disturbances have occurred. We have had no disturbances here and yet I have seen no publicity on that fact. I pass these suggestions on to you for whatever they are worth. These matters worry me particularly when I notice comments in newspapers, particularly the enclosed comment taken from yesterday's Rocky Mountain News which was a part of the Scripps Howard's column.

(8) They have started construction of the school buildings of the Center; the contract calling for an expenditure of some Three Hundred Thousand (\$300,000.00) Dollars. This of course is a "drop in the bucket" compared to what has been spent here, but I have heard more criticism in the past week over this one expenditure than anything else in connection with our program. The criticism comes from the fact that they are having a very concerted government bond drive at the present time. The "outsiders" seem to object to buying government bonds when the money is

to be used to build the schools. There is so much misunderstanding by the public in general over our program, but the public, in one way, is not at fault as a full and proper explanation has not been given out.

I have made it a point to spend some time with any influential persons who might visit this Center, and not all of my efforts have been wasted. I wish to quote from a personal letter I received from one of the District Judges in Pueblo, who called here a short time ago:

"We appreciate more than you realize the opportunity we had to see and learn what we did about the Center and the work you and your associates are doing. If the public in general knew some of the facts, I am sure there would be a different feeling. The following day I had occasion while in La Junta to mention our visit, and I was surprised beyond measure at the utter ignorance and prejudice I discovered. I heard things from the people with whom I was talking that was as foreign to the facts as anything possibly could have been, and yet these people seemed sincere. They were even more astonished at the few facts I was able to give them than I was at their misrepresentations."

There is so much that should be done along this line, particularly in view of the new relocation policy.

(9) The blackout test last evening was a complete success and full cooperation was obtained from all the evacuees as was expected.

(10) I have spent quite a little time lately with the Chief of the Internal Security (who, incidentally, is a very good man for this position) working on questions of policy, etc., which are not really legal matters, but I feel that this time is well spent because if proper groundwork is laid it will save us much grief in the future.

We started out originally in this office to have office hours for the evacuees from ten until three each day. It has been difficult for me to enforce this regulation as I dislike for any of them to have to come back the next day, particularly if they have walked some distance to the administrative office. However, we may have to enforce this, as the way it is now, they come in at all hours which causes much interference with the other work we are trying to do.

Page 5

We are still quite busy with the personal property problems of the evacuees, and it seems to me that this business is increasing gradually although we have disposed of a number of these items.

Very truly yours,

DONALD T. EDEN
Project Attorney

DEH/ef
Enclosures

cc: All Project Attorneys
Messrs. Maurice Walk
Edgar Hornhard

WAR RELOCATION AUTHORITY

Office of the Solicitor

WASHINGTON

JAN 7 1943

AIR MAIL

Mr. Donald T. Horn
Project Attorney
Granada Relocation Center
Amache, Colorado

Dear Don:

This will reply to your weekly report of December 15, 1942.

1. I shall reply to your weekly report of December 22, 1942, within the next few days, and I shall make any comments that I have with respect to the charter for your local form of Government at that time.

2. The attachments to Solicitor's Opinion No. 22 were not mimeographed at the time the opinion was mimeographed. You probably will have received copies of Solicitor's Opinion No. 43 by the time you receive this letter. This opinion discusses the incorporation of cooperatives under the District of Columbia law and will have attached thereto a set of organization papers. These will probably be more useful to you than the attachments to the earlier opinion.

3. We have done some work on the question of credit unions which we can make available to you at any time if you should need it. Of course, a credit union should not be organized until it is needed.

4. I have already written you that the Social Security Board has promised to take up with the California Unemployment Compensation Commission the question of paying unemployment insurance to California evacuees; and that, when I recently checked to find out about the present status of the matter, I was advised that they are still working on the problem. I have received no further information from the Social Security Board since that time.

5. The Authority has set up an office in New York to handle individual exclusion work, but it is not handling property work. I suggest that you send the collection item to Russell T. Robinson, Chief, Evacuee Property Division, Whitcomb Hotel Building, San Francisco, California.

6. My letter of December 18, 1942, advised you of the coverage that evacuees have under the Federal Employees' Compensation Act.

7. I am glad to hear that the interior fence that you mentioned in your last letter was taken down.

The Authority is still negotiating to get the Army to accept Nisei under selective service and we are still hopeful that our negotiations will be successful.

I am calling it to the attention of our information office that such things as participation of evacuees on the teaching staff of the Naval School at the University of Colorado and the Army School at Camp Savage, Minnesota, often go unnoticed in the press. There can be no argument, of course, with your contention that these are items which should receive publicity equal to that received by any unfortunate incident that may occur in a relocation center. That they often do not receive publicity is, of course, unfair to the evacuees.

8. It might be worth while to discuss with the Project Reports Officer the problem of keeping down the amount of misunderstanding the public has with respect to our program. I shall pass along to the Community Services Division what you say about the reasons for criticism of the \$300,000 expenditure for school buildings that has developed.

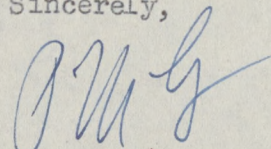
A little time spent with such people as the District Judge from Pueblo is certainly well worth while. I am sure that John Baker will be interested in the quotation from the Judge's personal letter to you.

10. We are giving rather extensive attention here to the whole problem of internal security at the present time. I anticipate that this will result in the issuance of one or more administrative instructions which should give a great deal of help and guidance to the centers on this whole question.

I can quite understand that the problem of apportioning your time between the evacuees and the other problems which you necessarily must take care of is a real one. There isn't much I can tell you in the way of advice except to use your best discretion.

I hope that both Mrs. Horn and you had a very happy holiday season.

Sincerely,



Philip M. Glick
Solicitor

cc - All Project Attorneys
Edgar Bernhard
Maurice Walk

Granada Relocation Center
Anasce, Colorado

December 22, 1942

Mr. Philip M. Glick, Solicitor
War Relocation Authority
Barr Building
910 Seventeenth Street, N. E.
Washington, D. C.

Dear Philip:

This is my weekly report up to and including the 22nd.

I wrote you on the 15th regarding the necessary procedure required in order for the government to vote shares of stock in a mutual irrigation company, and wired you on December 17 regarding the Colorado statutes pertaining to cooperative corporations.

(1) During the past week, I have spent the better part of several days on the question of community government. I have had various conferences with the reorganization commission and with Mr. Lindley and Mr. Johnson. The reorganization commission, after agreeing to the method of electing representatives and after agreeing to who should be representatives, were inclined to not give the balance of the plan as much attention as they should, and were inclined to hurry over the balance of it, which meant some time had to be spent working out the details. As mentioned in my letter of December 15, the second rough draft which they submitted had to be revised and now this draft has been re-written twice.

I enclose herewith a copy of the proposed draft which the reorganization commission has approved and which draft has also been approved by Mr. Lindley. I believe this is in fairly good shape and that it complies with the administrative instructions and suggestions issued by the W.R.A.

After Mr. Smart talked with the council several weeks ago, and after he suggested that it was not advisable to have an assembly, there was some disappointment among the members of the temporary council and also among the members of the reorganization commission. Some of these members were very anxious that nothing be done to antagonize any of the older group and some of them were of the opinion

that this arrangement for an assembly would do away with any dissatisfaction.

However, after Mr. Smart and Mr. Lindley opposed the idea of an assembly, the temporary council, which is really composed of the younger and older groups, gave the administration a vote of confidence and decided to re-draft the charter so as to dispense with the assembly, and I believe the strained feeling over not allowing an assembly and not allowing issei to be a part of the assembly has disappeared.

Unless there is something radically wrong with the enclosed charter, I would like very much to see this adopted by the local residents as soon as possible. The temporary council feels that it is marking time until the charter is adopted and some of the members feel that there will be different council members after the new elections, and for that reason, many of them are of the opinion that nothing very constructive can be done until the new charter is put into effect.

The evacuee leaders of the community are very anxious that no disturbances occur here as have occurred in other Centers, and for that reason, these various leaders are desirous of having the charter adopted as soon as possible and they are continually inquiring of the reorganization commission as to the delay, and the reorganization commission is ready to act as soon as Washington approves the enclosure.

As an illustration, I think, as to the sincerity of the evacuee leaders in showing their utmost desire that there be complete harmony in the Center, the nisei block managers have all resigned in order that Mr. Lindley might appoint members of the older group in their places. Fourteen nisei block managers resigned this week in order that the issei might have a place in the governmental affairs of the Center. There is also one other angle to be considered in this connection, and that is, so many of the leaders of the younger group are leaving the Center for outside employment. These two factors make the appointment of issei to block manager jobs very feasible.

As I see it, the only purpose of this local form of government is to provide for the maintenance of law and order in the Center and I definitely think this should be left to the evacuees if they are capable of performing these duties. In other words, I think the evacuees should have the first opportunity to see if they could perform these functions under W.R.A. regulations. There are a number of regulations which should be adopted at the present time, and I will mention these in detail later in this report. There also seems to be a tendency among some of the evacuees, who may be involved in personal feuds with other evacuees, to prevail upon their friends to take part in these feuds, and I feel this is a problem that the permanent form of government will help solve.

I realize I have gone into considerable detail regarding the proposed charter but I have done so for the reason that I feel an urgency exists in having the charter adopted immediately. Unless there is something radically wrong with the proposed charter, we would like to have your immediate approval and would appreciate your wiring me if there are changes which should be made or if the charter is not satisfactory.

(2) Last Saturday, the Chief of the Internal Security caught one of the issei evacuees bringing several bottles of liquor into the Center. The Chief has this liquor in his possession and the question has arisen as to what should be done with it. The whiskey could probably be used at the hospital but I doubt if they would have much use for the wine which was confiscated. It may not be in keeping with the Christmas season to deprive the evacuee of his liquor but we are puzzled to know what to do with it so your advice will be appreciated.

(3) I believe I mentioned in one of my previous reports (perhaps it was to Jerry) that there had been some big-time gambling going on in the Center. The games were operated by former big-time gamblers from Los Angeles. The Chief had told the operator at that time to stop it but apparently another operator had taken over the business. Last Sunday afternoon, the police staged a raid and arrested the operator, seized \$132.00, poker chips and the gambling equipment. All the players but one escaped, but the one player and the operator have been arrested. The operation of a gambling house as well as gambling is a misdemeanor under our state law, and according to the administrative instructions these offenses should be handled at the Center. However, we cannot assess a fine and have no jail, so at a meeting yesterday morning of some of the administrative staff, it was decided to have the operator and the one player prosecuted in the State Courts in Lamar. Warrants have been sworn out for these two parties and they will be taken to Lamar today. I do not know what the outcome of the hearing will be but will keep you informed of all developments. The only objection I have to this is the publicity, but I believe we can keep it out of the papers, and I hope it will have a salutary effect on the other residents who are inclined to gamble. The unfortunate thing about this is that these young fellow go out to work and then they come back and have the professional gamblers take the money away from them, and although I have no objection to the friendly penny ante games, I do think these professional gamblers should not be allowed to conduct these games.

Monday afternoon, the Council went on record as opposing this type of gambling.

(4) As I previously wrote you, they have started construction

of the evacuee schools using evacuee labor, paying prevailing wages. We had two staff meetings last week discussing the question as to which evacuees would be allowed to work as there is not enough work for all applicants. This has been solved by holding a lottery and drawing names. These employees will pay the W.R.A. their subsistence while working on this job.

(5) Last week, I was invited to address the members of the newspaper staff at their weekly staff meeting. The local newspaper is read by a number of people on the outside so I stressed the fact from the public relations angle that what is good for internal consumption is not always satisfactory for external consumption. The staff is very anxious to create as much good will as possible with the public and I believe the staff realizes its responsibilities.

(6) One of the plumbers employed by the W.R.A. admitted last week that he had disposed of some government property. It seems that he had obtained permission from his superior to take home a drill press valued at from \$18.00 to \$25.00. Then when the drill press could not be found at the Center, investigation was made to determine what had happened to it. The plumber who "borrowed" this press claimed that another government employee had told him that if he had this, he should dispose of it immediately, and this plumber became frightened and threw it in a lake. The result of the hearing was that the plumber was suspended with prejudice and he is to make reimbursement from his paycheck. The superior admits that he told him he might borrow this press and steps have been taken to see that this does not happen again.

(7) Sunday evening, one of the units in one of the barracks caught fire from an overheated stove. The occupants were away and they lost all their clothes and personal effects. The fire could have been very serious but the fire department soon had it under control and no damage to speak of was done to the outside. I have been quite impressed with the fire department as the evacuee firemen are well-trained and capable.

(8) I take off my hat to the Protestant churches. Last week, I attended a meeting in one of the Recreation Buildings, which building was used to assort and wrap Christmas presents which had been coming in from all over the country. These presents were from the Protestant churches and they had been coming in in increasing numbers. Last week, they had enough presents so that every child fifteen years or under would have at least one gift. Now it looks like there is a possibility that there might be enough presents so that each child will have two. For the most part, these gifts are games, toys, card games, books and small articles of clothing. I think this is a very

fine gesture on the part of the churches, and although I was told the name of the national organization that sponsored this idea, it has slipped my mind.

(9) We have had to distribute to some sixty evacuee property owners all the forms, rules, and regulations required by the Office of Price Administration. These evacuees own property in the defense areas in California.

Extending to you and your office staff the Season's Greetings,
I am

Very truly yours,

DONALD T. HORN
Project Attorney

DTH/kt
Enclosures

cc: All Project Attorneys
Messrs. Maurice Walk
Edgar Bernhard

WAR RELOCATION AUTHORITY

Office of the Solicitor

WASHINGTON

AIR MAIL

JAN 7 1943

Mr. Donald T. Horn
Project Attorney
Granada Relocation Center
Amache, Colorado

Dear Don:

This will reply to your weekly report dated December 22, 1942.

1. I am sending the proposed draft of the center charter to the Community Services Division. On a first reading, I have not spotted any provisions that might be objectionable. I particularly noted that the charter provides for a mixed judicial commission; that is, three members are required to be members of the administrative personnel of the center, and five are required to be residents of the center.

2. What to do with the liquor taken from the evacuee puzzles me somewhat. I don't believe that any of the Project Directors have formally announced any regulations with respect to liquor. Under Administrative Instruction No. 30, internal security is the responsibility of the Project Director. I think this would probably authorize the Project Director to issue a regulation on the subject in the absence of a policy statement by the Director. All that has usually been done is to try to prevent evacuees from having access to liquor supplies. However, if an evacuee does succeed in obtaining some liquor, I don't quite see what right we have to seize it in the absence of any applicable regulation on the point, for its possession, under such circumstances, would not seem to be illegal. I do not suggest, however, giving the liquor back to the evacuee in the present case, for this might encourage others to get liquor supplies. One solution might be to take it back to the dealer from whom he bought it (assuming this is known or can be found out), get a refund, and give the refund to the evacuee. Or perhaps some of the Project Staff would like to buy it. Another alternative might be to have the evacuee make a gift of the liquor to the hospital. I hope that one of my suggestions proves a practical one. *In a day or two I shall send a memo to the Director recommending the formulation of a liquor policy for the centers.*

3. I agree that we should not allow big-time gambling at the centers. When the Community Council is organized, it will be very well for it to adopt an ordinance dealing with gambling.

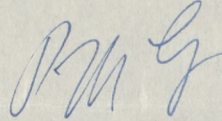
6. I have called this unauthorized disposition of Government property to the attention of Leland Barrows, our Executive Officer.

7. I am going to tell the Community Services Division how well your fire department functioned.

- 2 -

8. I take my hat off too. I shall tell the Director about it, and I am sure he will be pleased. If you will find out the name of the organization that sponsored this, and the name of the person at the head of it, we shall prepare a letter of appreciation for the Director's signature.

Sincerely,

A handwritten signature in blue ink, appearing to read "PM Glick", written in a cursive style.

Philip M. Glick
Solicitor

cc - All Project Attorneys
Edgar Bernhard
Maurice Walk

Granada Relocation Center
Anasche, Colorado

December 29, 1942

VIA AIR MAIL

Mr. Philip M. Glick, Solicitor
War Relocation Authority
Barr Building
910 - 17th Street, N. E.
Washington, D. C.

Dear Philip:

This is my weekly report up to and including the 29th.

I have written you during the week regarding the Victory Tax and also regarding an income tax service for our department.

This has been a short week in that we didn't work Christmas and everyone was in a holiday mood and apparently not worrying about their legal problems. The evacuees had a very successful Christmas, I believe, there being some entertainment in each of the blocks, such as group singing, festivals, and carolling. A number of Christmas presents from the churches arrived after Christmas and I do not know what they have decided to do with these. Nothing exciting happened over the weekend and everything was quiet and peaceful.

(1) Mr. Lindley showed me a wire which he received today from Mr. Myer advising him to proceed with the adoption of the charter for the community government. I assume that you were consulted about this, having sent you a copy of the charter in my last report. This proposed charter will be published in the paper this week and arrangements will be made for the ratification of the charter by the evacuees and then for the election of the new council.

(2) As I mentioned last week, I stated I would keep you advised of all developments in the charges pending against the two evacuees for gambling. Last week, the evacuee who was charged with the offense of gambling entered a plea of guilty and was fined \$25.00 and costs. The evacuee who was charged with running a gambling house, which is a more serious offense, entered a plea of not guilty and his

case was continued until the last of this week. I am hoping that he will change his plea to one of guilty but do not know for sure what he will do. If he is found guilty he will have to serve a jail sentence in addition to paying a fine, and he objects very much to being confined in the county jail. However, he had been warned and a general warning had been issued in the Center newspaper and it seems to me that a jail sentence will have a salutary effect. Some of the friends of this evacuee have been exerting a little pressure in behalf of the defendant, but I think the administration will "stand pat." I shall advise you further as to the outcome of the hearing.

(3) The Chief of Internal Security found some liquor in a coal truck and now has this in his possession and we still do not know what we should do with it. I wrote you about this same question in my last report so if you will advise me at your convenience I will then instruct Mr. Tomlinson what he should do with this liquor.

(4) I was in Lamar last Thursday for a couple of hours checking some procedures at the Courthouse for Jerry Housel, and this gave me an opportunity to visit with some of the county officials. I was pleased for the most part with the reactions of the county officials to the Center. However, there are a few of these officials who should be converted but I didn't have enough time to do it then. I shall keep this in mind but it is seldom that I see them and will probably have to wait until I have another occasion to be in the Courthouse during working hours.

(5) We are receiving much adverse publicity over the fact that some three ^{hundred} thousand dollars are being spent in the construction of schools for the Center. I have previously written you about this and it seems to me that it all boils down to the fact that there is much misunderstanding and lack of information over what is being done. There has always been some criticism of the Center but this school proposition seems to be one point that the critics can agree upon and they seem to be making the most of it. The only criticism that could have any merit is that the contract price of \$308,000.00 is excessive. I have been curious about this and the few inquiries made by me would indicate the contract price is not out of line in view of the high construction costs prevailing throughout the country today.

The schools at the present time are being conducted in barracks intended for housing. The makeshift arrangements are not at all satisfactory but the schools have functioned very well under the circumstances, and I believe the successful administration of the schools

has had much to do with the good morale existing in this Center. So much of the criticism ignores the fact that evacuees have been paying property taxes and are still paying property taxes in California which taxes in part maintain the California schools, and that the evacuees would be entitled to the schooling privileges in California whether or not they paid any taxes at all. Since it is impossible to have a democracy without universal education, some of this criticism rather irritates me. As I say, the only just criticism over this matter would be that the contract price was excessive, and although I cannot say as to this, I rather doubt if it is.

I enclose herewith clippings taken from the Rocky Mountain News and Pueblo Chieftain. I do not take the Denver Post but occasionally I see some editorials from that paper. The Denver Post is very rabid on this subject.

In my opinion this is a serious situation which should not be overlooked.

(6) Another item which rather worries me is the farming problem. Mr. Utz of the farm section is fully aware of this but I thought probably I should present this to you as I can see within the next month several pressing problems may arise, and I wanted you to know about this in advance.

As you know, the War Department acquired for the W.R.A. some ten thousand acres of land adjoining the Center. Of this acreage about fifty-five hundred of it is cultivated land, some of it being highly productive and as good as any farming land in the state. Much of this was owned by the Crystal Sugar Company and was intensely farmed and was highly productive largely because of early priority water rights ~~appurtenant~~ *appurtenant* to the land.

As I understand it, when this site was selected and when this adjoining acreage was condemned, it was the policy of the W.R.A. not to allow the evacuees to obtain outside employment. When the evacuees moved into the Center, there was a big demand for beet workers and other agricultural employees. The W.R.A. then changed this policy by allowing the evacuees to obtain outside employment, which policy I think was very feasible. However, when the evacuees were allowed to accept outside employment this placed the farm program in jeopardy as I personally feel the evacuees will not do this strenuous farm work at regular W.R.A. wages. There are a number of Caucasian operators living on these various farms and all the farms will be vacated by January 31, 1943. The Caucasian operators are quite provoked at having to move as most of them are on productive farms and it is expensive for them to

vacate. If these operators are moved off and then if the land is not farmed as it should be, the W.R.A. will be subjected to much severe criticism.

Although I do not know a great deal about farming, I personally doubt if this land can be farmed successfully by the evacuees if they are only to be paid W.R.A. wages. The only alternative would be to lease this land to the evacuees in small tracts on a share-crop basis. If this is done, then I anticipate that the present occupants would vigorously object to having been dispossessed only to have the land leased to evacuees on a share-crop rent.

As I say, the farming section is fully aware of this, but I wanted to call it to your attention as farming operations will start soon, and we may be called upon for immediate opinions and decisions, and I wanted you to have as complete a picture of this as possible. There is nothing that could be done at this time, but if this land is not properly farmed, we can anticipate an unlimited amount of criticism, and that is what all of us want to avoid.

(7) Mr. Lindley has asked us to prepare an item for the newspaper in connection with the Report of Interest of Designated Foreign Nationals in Copyrights. We will do this and have it published in the local Center publication.

(8) Last evening, I had a long talk with the Sheriff of Prowers County. I was pleased to know that he will cooperate with us and is very sympathetic toward our program.

Mas Igasaki, who is teaching at the Naval School in Boulder, was here in the Center for Christmas. He tells me that everything is going well with the evacuees in Boulder and that they enjoy their work and are favorably received by all.

With kind personal regards, I am

Very truly yours,

DONALD T. HORN
Project Attorney

Enclosures

cc: Messrs. Maurice Walk
Edgar Bernhard
All Project Attorneys

DTH/kf

WAR RELOCATION AUTHORITY
Office of the Solicitor
WASHINGTON

AIR MAIL

JAN 18 1943

Mr. Donald T. Horn
Project Attorney
Granada Relocation Center
Amache, Colorado

Dear Don:

This will reply to your weekly report dated December 29, 1942.

1. The Director sent the wire advising the adoption of the charter for the community government upon the advice of Mr. Provinse and myself.

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2. If it isn't too much trouble, will you set out for me the provisions of Colorado law pursuant to which the evacuees are being prosecuted. I shall also want to know the outcome of these cases.

3. I have already written you about the liquor problem. I have nothing to add at this time.

4. This sort of public relations work is well worth while.

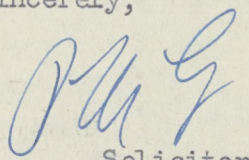
5. The school problem at Granada has caused much concern to the Washington staff also. The matter of schools as well as other construction at the relocation centers is now being reviewed by the Facilities Review Board of the War Production Board. Senator Johnson of Colorado appeared at a meeting of the Board on Friday, January 8, and presented his objections to the construction of the schools at Granada. The Authority's position has been presented fully, however, and we feel that a satisfactory solution will be worked out whereby Granada and the other centers will get reasonably adequate school facilities. The Director and everybody else in Washington who has dealt with the school problem is keenly aware of the relationship between good morale and the school systems at the centers. The editorials you have sent us about the criticism of the schools being built for Granada have been very helpful. Senator Johnson read to the Facilities Review Board the editorial entitled "Waste at Granada" which appeared in the Rocky Mountain News of December 27, 1942. The meeting of the Board to consider the War Relocation Authority's construction program was adjourned on the 8th to Tuesday, January 12, and by that time we had received from you (as an enclosure to your report of January 5) the editorial entitled "Schools at Granada", which appeared in the Rocky Mountain News of January 3, 1943, and which you will recall was quite favorable to the Authority. Copies

of the editorial were given to the members of the Board.

6. I am calling this item to the attention of Mr. Utz. The Agricultural Division recently asked us whether any lands which would not be needed for the center could be made available for private operation. We plan to issue an opinion on this but have already informally advised the Agricultural Division that we believe a way can be worked out whereby lands which are temporarily not needed by the Authority can be made available to private operators. We are not yet sure whether we would have authority to execute leases for this purpose, but I feel certain that we can at least work out a satisfactory licensing arrangement which would accomplish the same purpose.

8. I shall relay your note about the evacuees in Boulder to the Director.

Sincerely,



Solicitor

cc - All Project Attorneys
Edgar Bernhard
Maurice Walk

WAR RELOCATION AUTHORITY

Office of the Solicitor

WASHINGTON

JAN 20 1943

JAN 16 1943

AIR MAIL

Mr. Donald T. Kern
Project Attorney
Granada Relocation Center
Aspen, Colorado

Dear Sir:

This will reply to your letter of December 24, 1942, in which you ask whether subsistence furnished to evacuees at the centers is to be regarded as income for income tax purposes.

The question was submitted to the Treasury Department for decision and a ruling has been received. An administrative instruction is being prepared at the present time which will set forth the substance of this ruling. Briefly, wages and cash clothing allowances paid to employed evacuees are income for income tax purposes. Subsistence furnished evacuees (including food, housing, medical care, and education) is not. Unemployment compensation and clothing allowances paid evacuees who are involuntarily unemployed and public assistance grants are not income for income tax purposes.

We have already sent you a copy of "Your Income Tax" by J. F. Lasser. I think that this will take care of your needs in giving advice to evacuees on their income tax. If you find it doesn't, let me know.

Sincerely,

Philip M. Gliek

Philip M. Gliek
Solicitor

cc - All Project Attorneys
Nagar Bernhard
Maurice Galk

F # 30,100
APR 28 RECD

APR 24 1943

AIR MAIL

Mr. Donald T. Horn
Project Attorney
Granada Relocation Center
Apache, Colorado

Dear Donald:

This will reply belatedly to your letter of December 31, 1942, in which you asked us to advise you what disposition might be made of \$179 which is in the possession of project officials as the result of a gambling raid at the Center.

Of this \$179, \$89 is a part of the "evidence" seized at the raid. I assume that the county is authorized to retain "evidence" thus seized. I think it is a safe assumption, however, that county officials do not have authority to dispose of the "evidence." Therefore, when \$89 of the amount taken into custody at the raid was returned to project officials, the county officials, in effect, elected not to treat this amount as having been seized. Also, I know of no authorization under which WRA officials can seize money as evidence at a gambling raid and retain it or use it for project purposes. The facts then are that the money originally belonged to the gamblers; the county officials elected not to seize this particular \$89; and project officials had no authority to seize it. It follows that it still belongs to the gamblers.

This probably creates a problem of distribution for you. If the gamblers will agree that the money may be used for police badges or community welfare purposes as a donation from them to the community (but not to the United States, for it then probably would have to be deposited into the Treasury), this would solve the problem nicely. If it appears, however, that the only solution is to give the money back to the gamblers, it is up to them to agree among themselves how much of the \$89 belongs to each; and, in this event, I suggest that the money be retained until they come to such an agreement among themselves.

The other \$90, under the Colorado Law, belongs to Mr. Tomlinson, unless there is a prohibition against an officer of the Federal Government receiving a portion of a fine imposed upon a person against whom he informs in the course of his official duties. In general, Federal officers and employees are prohibited from receiving compensation for

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services performed for the United States from a source other than the United States by 5 U. S. C. 66, which reads as follows:

"No Government official or employee shall receive any salary in connection with his services as such an official or employee from any source other than the Government of the United States, except as may be contributed out of the treasury of any State, county, or municipality, and no person, association, or corporation shall make any contribution to, or in any way supplement the salary of, any Government official or employee for the services performed by him for the Government of the United States. Any person violating any of the terms of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than \$1,000 or imprisonment for not less than six months, or by both such fine and imprisonment as the court may determine."

It will be noted that there are two prohibitions in the statute: first, against the receipt of "any salary" on the part of an official or employee of the United States "from any source other than the Government of the United States"; and, secondly, against any "person, association, or corporation" making "any contribution to, or in any way" supplementing "the salary of, any Government official or employee for the services performed by him for the Government of the United States." The \$90 paid to Mr. Tomlinson does not come within the first prohibition, for it is in the nature of a reward rather than a salary.

It may be that the payment does not come within the second prohibition either, because the State or county might not be regarded as a "person, association, or corporation" within the meaning of the statute. However, the \$90 payment at least comes very close to being a "contribution to" Mr. Tomlinson "for the services performed by him for the Government of the United States." Whether or not the payment is technically within the second prohibition as a matter of statutory construction, I think that for Mr. Tomlinson to retain the \$90 would be violative of the spirit of the second prohibition. However, if the money is not used for Mr. Tomlinson's personal benefit but to buy police badges or for other community welfare purposes, there can be no criticism on this account. Since this precisely is what Mr. Tomlinson has proposed to do, this provides a satisfactory solution of the problem.

Sincerely,

Lewis A. Sigler

Acting Solicitor

Washington D. C.

cc - All Project Attorneys
Edgar Bernhard
Maurice Walk

