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GRANADA Project Attorney&s Weekly Letters

11/7/42: Johnson & Horn (P.A.) met with "older group in connection with the community government program." J. explained what had occurred at meeting of younger group. Older group agreed to select 5 members to represent it on the org. commission. Yr. group also selected 5 members. Group of 10 was selected first of this week and will meet on Wed...On Wed., much time on working out plan of compensation for councilmen and BM "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."

Govt

The agreement: "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."

Govt

Met again on Wed. p. m.: discussed govt. plan formulated at Manzanar. Will meet later after their study of Manzanr form, proposed form, and administrative instruction.

Govt

"I was very much impressed with the org. com. selected by these two groups...chairman of this group is a Princeton graduate...two of the members are graduates of the U. of Calif., and another is a grad of U. W....."

"We did a 'land office' business on Monday and Tuesday in connection with the absentee voting...."

outside Bus.

"...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....a large number of the evacuees have misunderstood this survey...construed it to mean that a moratorium has been granted in the payment of their policy premiums"..

I.S. outside

Felony cases in local courts, ok. with Mr. Todd.....Many of the influential men in the community do not ~~understand~~ have a complete picture of our situation....

11/14/42 Frank Kito, L. A. atty. on staff

1. Rough draft of proposed form of govt prepared by org. commission; apparently spent a great deal of time on it. Proposed form of govt.: An elected rep. from each block who will be a citizen; an advisor from each block who may be a member of the older group & who will be apptd by PD. Advisors and elected reps. will form an assembly. Blocks will be grouped into 5 districts or wards; elected reps and advisors from each district or ward will elect one rep. to the community council; 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.

Govt

2. Main purpose is to maintain law and order in Center....some minor lawlessness, such as minor pranks, minor sabotage, petty stealing of articles, such as food and clothing...matters allowed to drift with idea that some solution would be reached later. If allowed to drift, however, offenses will become more flagrant and both ad and residents ~~will~~ are running head-on into trouble. "If it becomes more serious and if there should be a 'crack-down', this would naturally cause much dissenssion"..more difficult then to obtain nec. coop between ad & ev.

Govt I.S.

...perhaps matter had been sufficiently called to attention of council; evacuees didn't realize that the taking and destruction of Govt. properties is a serious offense, and that because of the rationing, so many of the articles and materials are irreplaceable...P.A. took it up with Council

3. Insurance premium questions.
4. Any Govt. agency to refinance loans on propt. of evacuees in Calif. "An evacuee at the Center has a store and hotel building in Los Angeles which apparently is worth from $25,000 to 30,000, at least it was before the evacuation orders were issued. Originally he had a loan of $15,000 on this property, which loan has been reduced to about $10,000, and which loan is supposed to be liquidated in monthly payments of $100. The taxes on this property are around $800 a year. Before the evacuation orders he was obtaining a gross income of about $300 per month from this building, but since the evacuation he has obtained on the average of about $25 per month and has no other funds with which to meet the loan payments and taxes....

6. Local registrants under Selective Service are being classified as 4C, in which classification all aliens are place. 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.

7. Applications as instructors at U. of Colorado. A number here, and U would like to have about 100 from here.
8. Because of the labor policy, the ag. section does not believe that it will be able to operate the Kohen and XY Ranches next year....Mr. Ll will inquire whether WRA has authority to lease this land to Caucasian operators on share-crop basis. Horne thinks yes after bids have been advertised.
9. U. S. Marshall with letter from U.S.Attny at Denver called to pick up a center resident; Marshall didnt know charge. What do in similar cases; supposed to protect evacuee interests.
10. Urges more publicity for program. Public in general is either misinformed or makes no effort to understand the situation.

11/21/42. Satow, chmn of temp. council at Salt Lake City JACL meeting.
first funeral & burial service at center this week. Cemetery site selected; now being plotted; copy of plat should be filed & recorded with local County clerk & recorder so there will be a permanent record of the cemetery. Recommends appointing ad. officer as a sexton.
personal problems of evacuees: foreclosure proceedings, applications for licenses, insurance premiums, frozen bank accounts, tax returns, real propt mgment, collections.
Knodel has had labor dispute between J*A farmer near Lamar and some of evacuee beet workers

11/28/42: Mas Igasaki of staff left to become Colo. U. teacher. Miss Sakamoto also on local staff.

2 yg. men, one 23 yrs of age, the other 25, threatened to assault BM and forcibly took away warden's club. No judicial commission, many warnings to these boys about conduct; were taken to Lamar. One got 5 day jail sentence, the other 10 days. No ill-feelings among evacuees; maybe salutary effect.

Last week-end football game ended in free-for-all; Council worried; but seems mostly over-enthusiasm by players & audience.

Some big-time gambling going on but stopped at least for present

Horne, Tomlinson, Johnson, Igasaki asked council to appt. temporary jud. commission; 5 including Sakamoto were appointed; any offense less than felonies to be handled at Center.

"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...some minor changes will have to be made in the plan of the arbitration commission as adopted by the Manzanar Center.

11/28/42: Report on PD Salt Lake City meeting--new relocation policy, strenuous effort to relocate evacuees all over Middle West. Horne recommends that first public be better acquainted with program. At staff meeting, most pressing problems discussed were: coal hauling, clothing allowances, community govt.
Procedures on evaucee propt in Calif.
Public Relations--visitors, newsmen,etc.
Does evacuee forfeit compensation from RR retirement Fund if he works in the mess hall?

12/5/42: Regional offices to be dissolved, Smart says on his visit
1. Inquiries regarding unemployment compensation claims against Calif. 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.

2. We have had quite a time this week with the proposed draft for the permanent form of local govt. Lindley, Harbison, Johnson and Horne meet to consider draft...which was drawn up by org. commission.."the provision for the Assembly was their own idea. Personally, I saw no particular objection to it as the Assembly had no pwoers although I realize that the Assembly would be quite large if composed of 58 members....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...correspondence between Housel and Glick on Assembly.

Province: omit provision for Assembly from charter but no o bjection to an advisory group apptd by PD. Neither Smart nor Lindley wanted advisory group of 29, 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. L. would appoint 5 advisors from the older group and this group would be advisors for Mr. L and for the ex. committee as well as the council.

Chairman of org. commission skeptical that plan would be satis. to commission or tempo council.

Wed. a. m., Smart, Lindley, Johnson, and Horne attended council meeting at which Smart related that the proposed charter would not be satisf. to WRA and made fruther suggestions as to what the permanent charter should contain.

Some of the members of the org. 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. L and Mr. S which will be satisf. to the residents.

3. Community cooperatives. Coop meeting called to discuss with Mr. S. Committee still studying various forms of coops. "since the WRA would rather that the committee composed of evacuees decide for themselves which plan is more feasible the committee has been deliberate in reaching any conclusiohn. ..Advisability of incorporating under Colo. law discussed with Rossman by Horne, OK.

12/5/42: 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. L. 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, nd 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.

Fence

5. Insurance problems Mr. D. Kiyowara, Issei, 55 yrs. age, USC law school two years, active as legal counsellor and legal interpreter, over 20 yrs experience in insurance business. Has been called in to help.

6. Drafted first will--Nisei soldier visitor.
7. 2-3 mental cases. May have some trouble over committing evacuee to state hospital.
9. Altogether 6 families accepting repatriation.

12/15/42:
1. Second tentative draft of charter for govt follows plan suggested by S & L. "The new draft provides for an election of a representative from each block, there being 29 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 realityy perform all the functions of the council. Although nothing is mentioned about an advisory group in the charter, Mr. L. has stated that he will appoint an advisory group of 5 Issei. This advisory group will consult with the council, the ex. committee, and with Mr. L, if and when it is called upon for any suggestions or advice.

Govt

2. Community Enterprises.
3. Credit Union--not necessary; bank at Granada; good banking facilities in Lamar. Granada bank "has been very accommodating in handling the financial transactions of the evacuees..."
6. Last week, an evacuee hauling coal sustained a somewhat serious injury....Are evacuees employed by WRA at Center covered by U.S. Employees Compensation Commission?
7. "The interior fence...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.

Fence

They are registering under Selective Service Act all Nisei who have now reached 18th birthday; some mention they will soon be called into the service..."I think this would be fine for the morale. There is much resentment, particularly from the parents, over these boys being placed in classification 4C, and if theywere taken out of this classification and made subject to the draft, I know it ould create a fine feeling.

30-40 former Granadans teaching at Boulder; "last evening, some twenty fine-looking young men left for the Army school at Camp Savage, Minnesota."

Nothing in Denver papers about Boulder or Savage..wants more publicity. "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."

Outside

School

8. Construction of school buildings, #300,000. "This of course is a 'drop in the bucket' compared to what has been sepnt 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 school." Wants more publicity

9. Black-out test a success
10. Contacts with IS.

12/22/42:

Job

1. Last draft of c. govt. approved by Lindley
Disappointment over not having Assembly among commission & tempo council. "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.

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GRANADA

Project Attorney's Weekly Letters

12/22/42

Mutual irrigation company shares.

1. Community Government. "The reorganization commission, after agreeing to the method of electing reps. and after agreeing to who should be reps., 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..."

Some disappointment among members of tempo council and reorg. com. over Smart's opposal to assembly. "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. S. and Mr. L. 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...PA would like to see charter adopted as soon as possible...The tempo. council feels that it is marking time until the charter is adopted & some of the members feel that there will be different council members after the new elections, & 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, & for that reason, these various leaders are desirous of having the charter adopted as soon as possible & they are continually inquiring of the reorganization commission as to the delay, & the reorganization commission is ready to act as soon as Wash. 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. L. might appoint members of the older group in their places. Fourteen nisei bl. mgrs. resigned this week in order that the issei might have a place in the governmental affairs of the Center.".one other angle--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.

...the only purpose of this local form of govt. is to provide for the maintenance of law and order in the Center & I definitely think this should be left to the evacuees if they arecapable 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...no. of regs. should be adopted...There also seems to be a tendency amongsome 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.

...an urgency exists in having the charter adopted immediately.,,,

GRANADA
Project Attorney's Letters

(12/22/42)

J.S.

2. Chief of IS caught issei bringing several bottles liquor into Center and confiscated it. What should be done with it? (side-note by Wash. "What makes possession of liquor illegal for the evacuees?"*)

J.S.

3. Big-time gambling. Games 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 adm. staff, it was decided to have the operator and the one player prosectued in the State Courts in Lamar. Warrants have been sworn out for these two parties and they will be taken to Lamar toda ...I believe we can kee 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 fellows go out to work and then they come back and have the professional gamblers take the money away from them....Monday p. m., Council went on record opposing this type (professional) of gambling.

School & Empl.

4. School building. Evacuee labor used at prevailing wages. 2 staff meetings this week to decide 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. Newspaper.

Govt prop.

6. W. R. A. plumber admitted last week that he had disposed of some govt. property. Had obtained permission from superior to take home a drill press; then when hunt started for it, investigation uncovered situation. "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.

fire

7. Fire. Sunday, overheated stove caused fire in barrack unit; occupants were away and lost all clothing & personal effects. Evacuee firemen well-trained and capable.

8. Protestant churches-Christmas presents, enough so that every child 15 or under has at least one gift and perhaps two.

GRANADA
Project Attorney Weekly Letters

12/29/42.

1. Charter accepted by Washington.
2. Gambling. Player pleaded guilty and was fined $25 & costs. Operator of gambling house pleaded not guilty...Some of this evacuee's friends have been exerting pressure in his behalf but I think adm. will stand pat.
3. Chief of IS found liquor in a coal truck & confiscated it. What to do with it?
4. Pleased with reactions of county officials toward center; a few need conversion
5. Publicity over $300,000 for schools is adverse...Schools being conducted in barracks intended for housing and unsatisfactory. Successful operation of schools has had much to do with good morale in Center.
6. Agriculture. 5500 of 10,000 acres adjoining center is cultivated land, some of it being highly productive and as good as any farming land in state. Much was owned by Crystal Sugar Co, intensely farmed, highly productive largely because of early priority water rights appurtenant to the land. "As I understand it, when this site was selected & when this adjoining acreage was condemned, it was the policy of W.R.A. not to allow the evacuees to obtain outside employment. Whenthe 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 farms will be vacated by January 31, 1943. The Caucasian operators were 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.

   PA doubts if land can be farmed successfully by evacuees at WRA 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 tohaving been dispossessed only to have the land leased to evacuees on a share-crop rent.
8. PA talked with Prowers Co. sheriff, will cooperate with us and is very sympathetic toward our program.

(January 18, 1942, answer to school problem from Washington)
...has caused much concern to 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 WPB. Senator Johnson of Colo appeared at a meeting of the Board on Friday, Jan. 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 satisf. solution will be worked out whereby Granada and other centers will get reasonably adeq. school facilities....Sen. Johnson read to the Fac. Rev. Bd. the Rocky Mt. News editorial, "Waste at Granada," Dec. 27,'42. Jan. 3, 43, "Schools at Granada," editorial is quite favorable.
On Pt. 6. Matter of making unused land available to private operators is under discussion.

GRANADA
Project Attorney Weekly Reports

1/5/43

"I wrote you on December 31 regarding the gambling offenses in the Center."

2. Mental cases. County officials agree to hold lunacy hearings at Lamar, and if necessary the patients will be committed to Pueblo State Hosp. Then arrangement is to transfer case to resident state.
3. Admission tax to school affairs being charged.
4. Agriculture. Problems of repairing and maintaining irrigation ditches of mutual ditch companies coming up, also supervision of ditch companies. "I understand this is the only Center in which the government has acquired land and water rights from private owners." (Sidenote: Central Utah).
5. Doctor struck another doctor. Case to be handled in Center. "It seems that the only way some individuals can release the pent-up emotion is to 'take a swing' at anyone who irritates the offender in the least. I cannot truth fully say, though, that it occurs here any more than in ordinary normal life."
6. Method of deducting subsistence from paychecks of evacuees employed on school construction job.
7. School construction agitation has died down.
8. Mimeographed copy of McNutt (WMC) to Myer, Nov. 27. Need various orgs. to spnsor and foster work of relocation; if the War Manpower Commission would take the initiative it could accomplish much that our own agency is unable to do....impossibility of carrying out relocation program without first educating public.
9. Supervisors of coop enterprise would like to start a subscription for stock certificates and also start collecting the payments for the stock. Any objection provided authorized person making subscription and collecting the money is bonded?
10. Proposed charter of com. govt. to be published in paper; early election planned.

gov

1/12/43

1. Agriculture..."the War Department is acquiring title to the lands which will later be used by the W.R.A. for farming operations." Some by option; other by condemnation. War Dept. unable to keep up with work, "no one is exactly sure who is in charge of the acquisition of this property. One large tract was vacated by the former owner on September 1st, so the government has had possession since that tiem. The other large tract which the govt is acquiring is owned by the sugar company. This company and its tenants vigorously protested the sale of this land and this has created some disagreeable situations for us. Some of these tenants have lived on this land for 15 or 20 years and as the land was well cultivated and this was very productive, the tenants dislike even the thought of moving....expensive to move...investments in repairs and improvements. Because of this & other reasons, WRA has allowed these tenants to remain until Feb. 1, and apparently all of the tenants have hoped that something would happen so they would not have to move. A few ask if arrangements can be made to allow them to say; a few have vacated...we have had several reports that those vacating were damaging the property and carrying away govt. property.

GRANADA
Project Attorney Weekly Letters

1/12/43 continued

"Because of the fact that this land acquisition is being supervised by the War Department, it is not clear to anyone here just what property the govt. is buying. The question is continuously arising whether certain property is a fixture or whether it is personal property, particularly improvements placed on the land by the tenants at their own expense....no way of knowing what propt. was included in the appraisements made by the govt. appraisers. Property, such as fences and sheep panels, etc., is usually considered to be personal propt. and tenants are usually allowed to remove this propt. at the expiration of their leases.

With Marmaduke, Asst. US.Atty from Denver, PA visited property. "We could find no evidence of any damage to the houses or improvements as had been reported to us but we did caution the tenants about committing any damage." M. is arranging to get appraisal sheets.

2. Irrigation system. Manvel Canal.
3. Schools 4. Charter 5.Coop and Colo State Law
6. Relocation. Sabin & MacIntyre from Washington at staff meeting on Jan. 8 disucuss new relocation policy. "More effort should be made to educate the public on a national scale."
7/ School ground fight between an evacuee assistant teacher and a student. Some of the junior high and senior high boys are inclined to run around in gangs and are inclined to use their gangs to settle personal feuds. Realizing that some of the disturbances in other Centers were caused by personal feuds, we have profited by these experiences and are taking no chances in having such occurrences here. Checked fight to satisfy self nothing serious.
8. Complaints about farmers not paying evaucees in full for work.
9. Org. sponsoring Christmas presents was the J.A.C.L. "This organization sponsored this idea and prevailed upon the various churches to furnish the gifts."

1/14/43: (Letter to Wagenet, Director Calif.Dept.Employment)
1. 7,672 evacuees registered here although 903 have since left the Center.
2. Some commute daily to outside where they are regularly employed. Number varies from 24 to 200. Use commuting pass. Work in farming, industrial and clerical work, If work outisde and live inside, WRA makes no allowances for bd.,room,clothing. They pay 67¢ per day for board and living quarters if they work outside. Private contractor is building school buildings; other private employers have been in the Center. They have employed some Japanese. Is there work available for all Japanese if the Center operates work projects--no. Optional employment. Wage rate, $12,16,19 per month. WRA unemployment compensation is 60% of wages together with subsistence and clothing allowance. Eligibility for outside employment depends on leave clearance only; citizens and aliens both eligible.. USES has office in center. Leave permits: short term leave, work group leave, indefinite leave. Only restrictions after release is granted are to stay out of Military Area No. 1 or the Calif. portion of Military Area No. 2. Can return to center upon application. A released evacuee should keep director informed of change of address. Japanese are provided with minimum necessities; unless he works, he gets no clothing allowance. Value of room and board in center is $20.

GRANADA

Project Attorney Weekly Letters

1/19/43.

First severe weather; fear of water pipes bursting; one barracks fire, loss of person effects.

1. Irrigation problems. Manvel Canal. After govt acquires Manvel stock and has a right to vote it can local WRA officials become members of Bd of Directors (no).

Agr.

2. Camp Savage. Are dependents of these soldiers entitled to dependency benefits? (yes). WRA's obligations to these dependents affected if get benefits (no).

3. Cooperative incorporation. Recommending that they provide for raising capital without issuance of capital stock or shares of stock. Opinion #43 rec'd. Want to incorporate under Colo. Law.

Gral

4. Tomorrow vote on ratification charter.

5. Dr. Duffy reports some doctors object to an osteopath practicing in center. He was duly licensed in Calif, has been treating patients in his barracks and displaying shingle. No objection unless he charges for service. Drs. seem to think he is not charging but is not rejecting gifts offered.

6. How collect subsistence from evacuees working for private contractor on school building. Illegal for contractor to deduct and pay to WRA. Evacuee workers are gradually being replaced by outside laborers.

7. Calif. quexstionnaire

8. Insurance case. Statutory rape, 15 yr old girl and 19 yr old boy; case to be handled in project.

9. Rep. of British Consul, Mr. Healey, in center. British govt. is trying to recruit a number of loyal nisei to act as interpreters, translators, and radio monitors in India and Australia. Applicants uninterested in going to these places.

Rep. of FCC here to recruit interpretors and translators for Seattle.

Congressional investigation articles. Lamar Daily News is giving good publicity.

1/26/43

Gral

1. Community government. On Jan. 20, residents ratified and adopted charter. 2440 to 460. Only one vote against it in 1 block which had a big vote. Evacuee tried to figure out who this one voter was. Election for permanent council next week.

2. Cooperative organization. Issuing membership certificates. Etc.

Agr.

3. Agriculture. No. of tenants have Lamar attorneys to represent their claims agst sugar co. Still trying to find out what property was purchased.

4. Bills introduced to prevent alien ownership of land in Colo.

5. Schools. Local contractor has apparently refused to quit work on grds he has a valid, binding contract & has materials & nothing accomplishable by cancelling his priorities. Trying to re-negotiate contracts.

Paul Terry, main speaker, C of C meeting in Lamar last Thursday, invited representatives to come to Center to inspect schools. Delegation of about 60 came.

6. Statutory rape. Welfare Dept. case now.

7. Gambling...as soon as we close one place another crops up in a new location. Last week, 3 raids. No jail, or way of collecting fines, so warrants sworn out gainst 8 offenders who were taken to Lamar for a hearing. "Some of the evacuees

GRANADA Project Attorney Weekly Letters

1/26/43. seem to have the same weakness for gambling as an alcoholic has for liquor, but the administration is determined to stamp it out as there have been a few instances of the evacuees losing their paychecks to professional gamblers, and this type of offense can very easily lead to something more serious."

Chief confiscated some more liquor.

8. Evacuee legal problems. Divorce action in center. Sale of Calif. property. The title companies will not act as the escrow agent.

9. Rep. of Spanish Consul here held several meetings with aliens. Main complaint of evacuees was in reference to propert y in California.

2/9/43.

1. Election of block reps. Number re-elected altho several of orig. reps have since left Center. Dinner to be given for BM and members of tempo council.

2. Coop. incorporation. Recreation Dept. to have a separate corporation but nothing done about it yet. **Granada has good HS and gym. Local basketball games are played there. Arrangements worked out whereby our Rec. Dept. operates a moving picture show at Granada H.S. in exchange for use of gym.

3. Inquiry if person of J. ancestry with Cauc. spouse is allowed in Calif. Is a child with J. father and C. mother allowed in Calif.

4. Agriculture. Farming questions are "our biggest headaches at the present time." Uncompleted land acquisition, delays in acquiring title. Some trouble with tenants on sugar co. property. Number of Mexican laborers trying to stay there and have an attorney. Two families have not yet vacated; the farm operators are off or going. "We have allowed two or three of these laborers to stay on the propt. as long as they are working on the construction of the schools here at the Center. It may be that we will have to ask these people to move in order to prevail upon the others to vacate. Grazing land leases; farm section would like very much to lease all of the Crystal Sugar Company land north of the Santa Fe Railway. Practically all of the land in this section of the state is leased on the crop share basis....problems connected.... ....property appraisal still in question...what is govt., what personal.

"This entire farming program is going to cause more grief all the time. A shortage of labor is going to be serious. This land must be properly farmed this year if it is the only thing that is done in the Center, otherwise, the public criticism will be deafening. The only possible solution I see for ths is to interest the older evacuees in the Center in our farming program, and it is possible that with the rationing that the older people will make this program workable in order to have proper subsistence."

5. Picture shows in Lamar. "Little Tokio, U.S.A." was contracted for but Horn discussed with manager and it was withdrawn.

6. Meeting with 7 or 8 rep. merchants of Lamar and explained attitude on evacuee shopping. Merchants complain because evacuees were not given as many shopping passes as in the past.

7. Army officers in Center to give prelim talks about enlistment of evacuees. "not a great deal of enthusiasm regarding this plan and there is the objection that the evacuees are not being taken into the Army through the channels of the Selective Service Act....Another objection ...is the one about sending the enlistees to Camp Shelby in Miss...It will probably be much better if these boys could be sent to training camps elsewhere than in the southern states.

Chief of IS confiscated 3 gals of wine, poured it on ground.

GRANADA Project Atty Weekly Reports

2/9/43. Two rolls of linoleum removed from hospital and delivered to 7 or 8 different residents. Evacuee superior had told offender to take it as it was not needed at hospital..Doubt if any criminal intent. Can Police Dept. search barracks for stolen or missing property? Liability of WRA for evacuee property stored in Lamar? (thinks no)

February 2/1943. Election of councilmen under adopted charter, Feb. 5. Fight between two Issei, had been drinking too much...income tax returns. Few leaders in "our community" attached any particular sig. to these press releases (Lamar?)...evacuees talked to do not realize sig. of proposed plan to induct evacuees into army. Staff suggestion to establish Am. Legion Post at center or to get revoked charters of Calif. posts re-established. Two posts made up entirely of JA had charters revoked. Pueblo Star Journal still ciriticzing schools. Paramount Studio rep. in center, also AP.

END OF SETTLING DOWN PERIOD ??????????

Feb. 16---Enlistment program. "The enlistment program was a flop; the farm program has bogged down; the dtich meeting could not be held as the stock had not been transferred; and the cooperative has hit a snag." Newly elected reps. will be sowrn in next Friday in connection with comm. govt.

401.01

Granada Relocation Center
Amache, Colorado

GR:PA:DTH

May 13, 1943

VIA AIR MAIL

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

Dear Philip:

A number of the evacuees own Yen Certificates which are pledged as collateral to loans held by various banks on the West Coast. Some of these evacuees have no way of repaying these loans unless they can sell the Yen Certificates which are pledged as security.

Is there any government regulation to prevent the evacuees from selling Yen Certificates or Yen provided the vendors are not Blocked Nationals and do not sell to Blocked Nationals?

I have taken this up with Mr. Edgar Bernhard, and one bank has refused to allow the pledged Certificate to be sold unless the entire loan was paid, but he suggested that I might inquire of you if and where Yen or Yen Certificates may be sold. He rather thought that the State Department wishing to hold some currency leverage of foreign countries has set up a bureau of such purchases but he had no definite information. I thought you might have some information regarding this.

Very truly yours,

Donald T. Horn
Project Attorney

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GR:PA:DTH

Granada Relocation Center
Amache, Colorado

September 28, 1943

Mr. D. S. Myer, Director
War Relocation Authority
Barr Building
910 - 17th Street, N. W.
Washington (25), D. C.

Dear Mr. Myer:

I have your letter of September 18th, regarding the prosecution of offenses in outside courts.

I am always consulted before any action is taken on these cases, and as far as I know these matters have all been disposed of in accordance with the Administrative Instructions.

It is true that some of these cases may have been violations of regulations adopted by the Community Council, but I am sure that you will find that after the issuance of Administrative Instruction No. 85, the procedure we have followed has been in accordance with said Instruction.

Very truly yours,

James G. Lindley
Project Director

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WAR RELOCATION AUTHORITY

WASHINGTON

SEP 18 1943

Mr. James G. Lindley
Project Director
Granada Relocation Center
Amache, Colorado

Dear Mr. Lindley:

My attention has been called to the fact that it has been the practice at Granada to refer most of the cases involving violations of law and order regulations to outside courts for trial. It has also been reported that some of these cases were violations of Community Council regulations and could have been heard by the Judicial Commission. Part V, paragraph C of Administrative Instruction 85 provides that, with certain exceptions, an offense which is a violation of a regulation of the Community Council shall be tried before the Judicial Commission.

It is important that functions assigned to the Community Council and the Judicial Commission be exercised by these respective bodies. For that reason will you make certain that the procedures in law and order cases conform to the procedures prescribed by the appropriate Administrative Instructions.

Sincerely,

D. S. Myer

Director

WAR RELOCATION AUTHORITY

WASHINGTON

SEP 18 1944

Mr. James G. Lindley
Project Director
Granada Relocation Center
Amache, Colorado

Dear Mr. Lindley:

My attention has been called to the fact that it has been the practice at Granada to refer most of the cases involving violations of law and order regulations to outside courts for trial. It has also been reported that some of these cases were violations of Community Council regulations and could have been heard by the Judicial Commission. Part V, paragraph C of Administrative Instruction 85 provides that, with certain exceptions, an offense which is a violation of a regulation of the Community Council shall be tried before the Judicial Commission.

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Sincerely,

D. S. Myer

Director

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CONFIRMATION

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

FEB - 1 1944

Teletype Message No._____

Reurtel about payments to Colorado State Hospital, have discovered that my letter of January 4, 1944, was not sent. However, the Director has today written Mr. Lindley that Dr. Thompson has at no time discussed any arrangements with the Colorado State Hospital concerning the hospitalization in Pueblo of Granada residents. According to the original Administrative Instruction No. 54, now Manual section 30.2.9, the center is authorized to make its own arrangements for mental disease in the same manner as for other disease requiring off-project care, except that wherever possible mental disease should be treated in State institutions. Manual sections 30.2.10, 120.1, and 120.3 further elaborate the responsibility of the center and the San Francisco office. However, the matter of what should be done with patients for whom Colorado has requested transfer to California and whom California has accepted for return, has been taken up with the Colorado State Hospital by the San Francisco office. The San Francisco office has no connection with these cases until their transfer has been approved, at which time the San Francisco office makes arrangements for travel, travel costs, providing escorts and attendants enroute, and securing necessary military permits. Upon departure of the patient from the Colorado State Hospital to California, the center has no further responsibility until the patient upon discharge or parole from the California institution is returned to the center. Some confusion arose,

Dr. Thompson reports, when the Colorado State Hospital, upon learning of the California acceptance of the first two mental cases affected by transfer arrangements, undertook the transfer of these patients without proper authority and without proper military permits and escorts for traveling in the restricted area. No further difficulty of this nature is expected as the Colorado State Hospital has been fully advised of these requirements. Regret confusion that led to delay in giving you a reply.

Philip M. Glick

Philip M. Glick
Solicitor

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2-1-44

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UNITED STATES
DEPARTMENT OF THE INTERIOR

WAR RELOCATION AUTHORITY
Washington

December 19, 1944

Mr. J. G. Lindley
Project Director
War Relocation Authority
Granada Relocation Center
Amache, Colorado

Attention: Mr. H. F. Halliday
Assistant Project Director

Dear Mr. Halliday:

We are enclosing for your information a copy of a memorandum from the Solicitor, dated December 16, 1944, which will clarify the questions raised in your letter of December 2nd regarding the use of the franking privilege.

The WRA Manual will be revised in the near future making provision for the use of the franking privilege by the Community Council in the same manner as it is now covered for the Block Manager Supervisors in Office Services Section 20.8.3 I.

Very truly yours,

/s/ Helen F. Collins
Records Officer

Enclosure - 1

cc: James G. Lindley
W. Ray Johnson
Donald Horn ✓
J. H. McClelland

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Memorandum to: The Assistant Director

Attention: Miss Helen Collins

Miss Collins' memorandum of December 12, 1944 asked for our comments on a letter dated December 2, 1944, from the Assistant Project Director at Granada, which pointed out that provision is made in the WRA Manual for transmission under the franking privilege of mail prepared for the signature of the Project Director containing exchanges of ideas between the block manager supervisors at the several relocation centers, whereas no similar provision is made for the Community Councils.

Section 321 of Title 39 of the United States Code provides that "It shall be lawful to transmit through the mails, free of postage, any letters, packages, or other matters, relating exclusively to the business of the United States." The statute does not state who may send such mail but the postal regulations issued by the Postmaster General require that it be sent at the direction of or under the signature of an "officer" of the Government. If sent under the direction (but not the signature) of an "officer", the correspondence should be signed by some one who is at least an "employee". It probably would not be lawful for a complete stranger to the work of a Government office to use the office's frank to mail letters which he signs, even though such letters relate to government business. See discussion on Op. Sol. No. 38.

The block managers at the relocation centers are paid employees of the WRA who perform official services for the Government. Correspondence between the relocation centers on the work of the block managers, therefore, relates "exclusively to the business of the United States", and is subject to being transmitted through the mails under the franking privilege if it is sent at the direction of an "officer" of the United States. Manual Section 20.8.3-I specifically says that such correspondence shall be prepared for the signature of the Project Director who is an "officer" of the United States. If this Manual provision is complied with, such correspondence may legally be sent through the mails under the franking privilege.

Members of the Community Councils at the relocation centers usually are not paid by the WRA for their services as Council members. The Community Councils, however, exercise authority delegated to them by the Director or by the Project Director. The rule-making power, for example, exercised by the Community Councils, could be exercised by the Project Director himself. The Community Councils are integral parts of the project administrative set-up. The WRA Manual, in Section 30.6.4, prescribes in detail the functions of the Community Councils. A member of the staff of the Washington office coordinates the work of the Community Councils and a staff member at each center is designated to advise the Community Council in its work. It is clear in the light of these facts that the functions of the Community Council, as prescribed by the WRA Manual, involve the carrying out of Government business. Correspondence which relates exclusively to the functions and work of the Community Council relates "exclusively

to the business of the United States". Such correspondence is subject to transmission through the mails under the franking privilege, if sent under the signature of an employee or officer of the United States and at the direction of an officer of the United States. Correspondence which relates to other subjects than the official work of the Community Councils, as outlined in the WRA Manual, should not, of course, be sent by a Project Director simply because the Council at his center requests him to send it.

Section 335 of Title 39 of the United States Code provides that "It shall be unlawful for any person entitled under the law to the use of a frank to lend such frank or permit its use by any committee, organization, or association, or permit its use by any person for the benefit or use of any committee, organization, or association." This statute would not apply to a Project Director's sending franked letters through the mails relating to the functions of the Block Managers and Community Councils, because of the official character of the work of these groups.

Edwin E. Ferguson
Solicitor

Barrett

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UNITED STATES DEPARTMENT OF THE INTERIOR

WAR RELOCATION AUTHORITY

Granada Relocation Center
Amache, Colorado

GR:PA:DTH

February 8, 1945

Copies have been sent out - 2/13/45

Mr. Frank S. Barrett
Project Attorney
Minidoka Relocation Center
Hunt, Idaho

Dear Frank:

For some reason or other, I did not receive copies of your weekly reports dated January 6 and January 20, although I did receive the copies of the replies sent by Ed Ferguson.

If it is not too much trouble and if you have copies of these two weekly reports, would you please send them to me, as there are a few matters mentioned therein in which I am interested.

Thanking you, I am

Very truly yours,

Don

Donald T. Horn
Project Attorney

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U. S. DEPARTMENT OF THE INTERIOR

Minidoka Relocation Center
Hunt, Idaho

February 15, 1945

Mr. Don T. Horn
Project Attorney
War Relocation Authority
Granada Relocation Center
Amache, Colorada

Dear Don:

Thank you for your reminder of February 8. I understand that the January 6 and January 20 reports which were overlooked have now been sent to you. We are sorry that this has happened. We hope that no further instance will occur. I have enjoyed your reports very much.

Yours very truly,

Frank S. Barrett
Project Attorney

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Barrett

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UNITED STATES DEPARTMENT OF THE INTERIOR

WAR RELOCATION AUTHORITY

Granada Relocation Center
Amache, Colorado

GR:PA:DTH

February 22, 1945

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Mr. Frank S. Barrett
Project Attorney
Minidoka Relocation Center
Hunt, Idaho

Dear Frank:

I wish to thank you for your letter of February 15. The reports I was interested in reading were forwarded to me prior to receiving your letter, so I am sorry to have bothered you about this.

I do enjoy reading your reports very much, and I was particularly anxious to see these two as the replies made reference to matters in which I was interested.

Very truly yours,

Don

Donald T. Horn
Project Attorney

72324

Donald L. Horn
Granada

May 2, 1945

MEMORANDUM TO: All Project Attorneys

At the suggestion of the Solicitor we are enclosing a copy of a Memorandum Opinion on the incident, referred to in recent reports, concerning the refusal of a motor bus driver to accept a passenger on the ground of Japanese descent.

EB

Edgar Bernhard
Assistant Solicitor

L.A.

April 10, 1945

MEMORANDUM TO: Pat Frayne, Information Specialist

SUBJECT: Eviction of Tsueno Sumeda from Greyhound Bus.

You have asked for our views on the legal remedies available to Tsueno Sumeda who was refused passage on a Greyhound bus operating between San Francisco and Hollister, California.

From the statement supplied by Mr. Lewis of our Watsonville office, it appears that Sumeda traveled on a Greyhound bus as far as Chittenden Junction without incident. At Chittenden Junction he transferred to the Hollister bus. The driver told him he was on the right bus and was otherwise very pleasant up to that point. The driver later came through the bus to punch tickets and while doing so asked Sumeda if he were Japanese. When Sumeda answered that he was, the driver ordered him off the bus. Sumeda then said that he had bought a ticket and was entitled to ride, whereupon the driver told Sumeda that he would not take him and for him to ask no questions. Sumeda then got off the bus and started walking, but was soon picked up (presumably by a private party) and taken to San Juan.

Sumeda's ticket had been punched and the driver then signed it on the back and returned it to him. The name on the back appeared to be either "Silver", or some similar name.

We are not advised as to whether Mr. Sumeda is a citizen or alien, or as to whether he suffered actual damages. Regardless of whether or not he suffered actual damages it appears that remedies are available to him under both state and federal laws.

Section 51, Civil Code of California, contains provisions designed to afford citizens equal privileges in places of public accommodation or amusement, and section 52 provides for recovery of damages for the violation of personal rights.

Section 51 reads in part as follows:

"All citizens within the jurisdiction of this state are entitled to full and equal accommodations, advantages, facilities and privileges of inns.... public conveyances.....; subject only to the conditions and limitations established by law, and applicable alike to all citizens."

Section 52 reads in part:

"Whoever denies to any citizen, except for reasons applicable alike to every race or color, the full accommodations....enumerated in Section 51 of this code, or who aids....or whoever makes any discrimination....on account of color or race....in respect to the admission of any citizen to,....public conveyance, ..., for each and every such offense is liable in damages in an amount not less than $100, which may be recovered in an action at law brought for that purpose."

In addition to the civil remedy, California has enacted Section 365 Penal Code, which reads:

"Every person, and every agent or officer of any corporation carrying on business as an innkkeeper, or as a common carrier of passengers, who refuses, without just cause or excuse, to receive and entertain any guest, or to receive and carry any passenger, is guilty of a misdemeanor."

It should be noted that the Civil Code provisions are made applicable to offenses against any "citizen", whereas the penal provision applies to offenses against any "guest" or any "passenger".

The laws of the United States also provide remedies for persons discriminated against by interstate carriers. However, it appears that such provisions would not apply to the instant case.

Title 49 Chapterl, Section 3(1) USCA contains provisions making it "unlawful for any common carrier.... to cause any undue or unreasonable preference or advantage to any particular person.....or subject any particular person.....to any undue or unreasonable prejudice or disadvantage in any respect whatsoever....." The provision is a part of the Interstate Commerce Act in effect prior to the passage of the Motor Carrier Act. The definition of a common carrier for the purposes of the particular chapter does not include a motor carrier. Quaker Worsted Mills v. Howard Trucking Corp. (1938), 198 A 691, 131 Pa. Super 1; Cobb v. Sept. of Public Works, (D. C. Wash. 1932) 60 F2 631, appeal dismissed 54 SCt. 50, 290 U. S. 707.

The United States Supreme Court in Mitchell v. United States, 313, U.S. 80, (1941), held that the statute was applicable to a colored person who was refused first class passage on a train solely because of his race. In that case the plaintiff was compelled to ride on a chair car although he had bought a first class ticket.

By the enactment of the Motor Carrier Act, Title 49, Chapter 8, Section 316(d) USCA, motor carriers in interstate commerce were prohibited from giving undue preferences. Nevertheless it appears that this provision of the code would not apply since the evacuee's ticket was for a destination solely intrastate. Title 49, Section 316(e) provides in part as follows:

> ".....Provided, however, that nothing in this chapter shall empower the Commission to prescribe, or in any manner regulate, the rate, fare, or charge for intrastate transportation, or for any service connected therewith, for the purpose of removing discrimination against interstate commerce or for any other purpose whatever."

It was held in Llewellyn v. Atlantic Greyhound (South Carolina 1944), 28 SE 2d 673, that in matters relating to

safety problems and to protection of the traveling public by interstate motor carriers, state regulations of intrastate commerce have not been superseded by this chapter.

Hence, it would appear that criminal action would be permissible under the California Code if Mr. Sumeda desired to initiate prosecution; that a remedy in a civil action is available to him under the California Code, provided he is an American citizen; that provisions of the Federal code do not apply for the reason given above.

EB

Edgar Bernhard
Assistant Solicitor

UNITED STATES DEPARTMENT OF THE INTERIOR
WAR RELOCATION AUTHORITY
Granada Relocation Center
Amache, Colorado
August 2, 1945

MEMORANDUM

To: James G. Lindley, Project Director

From: L. J. Hannan, Project Attorney

Subject: Overtime Pay Provisions

The following information contained in reply of the Solicitor to the Project Attorney at Heart Mountain dated July 26, 1945 is forwarded for your information:

"With respect to item 3 and the postscript, concerning the application of the new overtime pay provisions to those persons, such as the fire chief and assistant fire chief, who are required to remain on duty and render "stand-by" service, I believe that the Personnel Office has answered your questions by teletype. The definition of "basic workweek" and "administrative work week" are established by the Civil Service Commission, and WRA had no part in determination of the question you raised. The CSC regulations provide for a basic work week of 40 hours "which shall not extend over more than six of any seven consecutive days". The President has determined as a matter of policy that the basic work week should be spread over the first five days of the administrative work week. The administrative work week consists of the forty-hour basic work week plus such period of overtime work as will be regularly required of each group of employees. In the case of employees whose work includes periods of "stand-by service", the length of the administrative work week is "the total number of regularly scheduled hours of duty per week (or in rotating shift systems, the average number of regularly scheduled hours of duty per week for the cycle), including all such 'standby' or 'on call time' except that allowed for sleep or meals." The CSC apparently interprets the law to authorize overtime compensation for not to exceed eight hours in an administrative work week, even though the administrative work week may be 96 hours. The regulations provide, however, for overtime compensation or compensatory time off for irregular or occasional overtime duty in excess of the regularly scheduled administrative work week."