

EVACUATION ILLEGAL?

Minoru Yasui, 20-year-old nisei attorney of Hood River, Ore., was sentenced Wednesday to a year in a road camp and fined \$5,000 for violating the enemy alien curfew law.

PORTLAND--The validity of the Army's

entire evacuation program and the various proclamations of Lt.-Gen. John L. DeWitt effecting American citizens of Japanese ancestry was cast in doubt this week as Federal Judge James A. Fee ruled that without declaration of martial law, the

military has no power to regulate the life and conduct of the ordinary American citizen.

The court held that Lieutenant-General DeWitt had authority to enforce any orders dealing with aliens, but denied his au-

SAN FRANCISCO-----"All military orders and proclamations of this headquarters remain in full effect," a spokesman of Lt. Gen. John L. DeWitt's headquarters stated Tuesday.

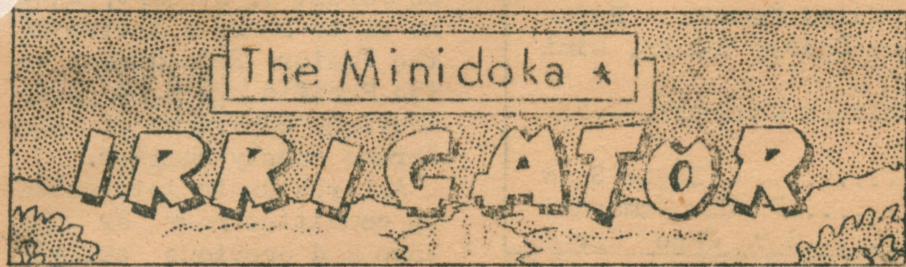
thority insofar as citizens were concerned.

There is no martial law in this area, the judge pointed out, and in the absence of such a power, he held that civil power was supreme.

Judge Fee's opinion was expressed in a test case involving Minoru Yasui, American-born Japanese who deliberately violated curfew laws last spring.

Although Judge Fee upheld civil rights of citizens, he found Yasui guilty, ruling that Yasui had "selected" to be a citizen of Japan by becoming a propaganda agent of the emperor in the employ of the Japanese consulate-general of Chicago.

The court pointed out (Cont'd. on pg. 3)



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Hunt, Idaho

Sat., Nov. 21, 1942

21 SELECTED FOR MINNESOTA SCHOOL NAMES OF ENLISTEES BARED

Twenty-one kibel and nisei, who had displayed a fair knowledge of the Japanese language and had passed their physical examinations, were named yesterday by Lieut. Roy M. Hirano to attend the Military Intelligence Service Language School in Savage, Minn., where they will undergo an intensive, six-month course in the Japanese language starting Dec. 10.

They were sworn into the United States Army following the examinations which were held here for four days, a day longer than had been originally planned, starting Monday this week at the recreation hall opposite the administration building.

Sixteen of the enlistees left here shortly before noon yesterday to board the 2:45 p.m. train at Twin Falls.

The five others were given a week's extension and will leave Nov. 25.

Leaving yesterday were the following:

Charles Takao Imai, Billy Masaharu Saito, Roy Sadao Torao, Mckoto H. Kimura, Ben K. Hara, Joe Ishikawa, George Mukasa, Jack Uchida, George K. Okano, Tom K. Norisada, Etsuzo Ishikawa, Edwin Sasaki, Shinji Koza, Teichiro Kitamura, Hideya Kumata, Sato-Tony Sunamoto.

Those who will leave Nov. 25 are Hideo Imai, Henry H. Gosho, Grayson H. Hagihara, Henry E. Suzuki, and Midori Inouye.

This makes a total of 32 who have been recruited thus far as 11 men had

been chosen at the Heart Mt. project.

Meanwhile, the recruiting party, led by Capt. J. P. Tobin and Lieutenant Hirano, was to have stopped in Nyssa, Oregon, for a day today to recruit men in that vicinity.

The party is due in Tulo Lake the middle of next week. After a few days there, it will proceed to the Central Utah project at Topaz and then the Granada project at Lamar, Colo.

Another recruiting party (Cont'd. on Pg. 3)

Essene Voices Co-op Stand, Cites Board Authority

John Essene, associate sup't. of Community Enterprises, this week answered statements which appeared in the Nov. 14 IRRIGATOR relating to the curtailment of Co-op services saying that the Co-op's temporary Board of Directors was "democratically elected for the precise purpose of determining policies."

"The Board has the authority to make recommendations regarding the cur-

tailment of any of the enterprise's departments they wish," Essene said. He pointed out that until the organization is completed, however, and operating agreements signed, Charles Boltt, Sup't., and himself are technically in charge.

"The Board has made no further recommendation for the discontinuance of the flower or beauty shops. The bus service has been

(Cont'd. on pg. 2)

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• Sunday CHURCH SERVICES

UNITED BUDDHIST CHURCH

Sunday Schools----9 to 10 a.m., Rec. 4--The Rev. Ki-
mura; Rec. 29--The Rev. Terakawa; D.H. 40--The Rev. Ara-
kawa.

Young People's Devotional----10 to 11 a.m., Rec.--The
Rev. Kimura; D.H. 34--The Rev. Terakawa and The Rev.
Arakawa.

Adult Meeting----2 to 3 p.m., Rec. 4--The Rev. Ara-
kawa; Rec. 29--The Rev. Kimura; D.H. 40--The Rev. Ter-
akawa.

FEDERATED CHRISTIAN CHURCH

Church schools for nisei will be held in usual places.
See dining hall notice.

Special reunion services.

10 a.m. Seattle Methodist--The Rev. T. Machida, Rec. 16.
Holiness--Rev. T. Sakuma, Rec. 22.

Seattle Episcopalian--Rev. G. Sheji, Rec. 34.

Portland Methodist--The Rev. F. Hayashi, Rec. 40.

Nisei Evening Worship Service 7 p.m. D.H. 24.

The Rev. B. Moore, Young People's Fellowship team.

A Letter To The Editor

In an opinion with wide implications Federal Judge James Alger Fee Monday ruled that in the absence of martial law the military command has no power to regulate the life and conduct of the ordinary American citizen.

The opinion cast doubt on the validity of army orders affecting citizens of the Pacific coast, including the evacuation of American citizens of Japanese ancestry.

The court held that Lieutenant--General John L. DeWitt, western defense commander, had authority to enforce any orders dealing with aliens, but denied his authority insofar as citizens were concerned....."

So states a front page story on the test case of Minoru Yasui as published in the Oregonian. Yasui, although gaining this federal court decision, is

still held in Portland on a technicality regarding his own citizenship.

Isn't it time, now, that all nisei who cherish their rights as American citizens make themselves heard? Isn't it time that all of us, by means of personally written letters, make ourselves heard at least as far as Salt Lake City where the JAOL is representing us in its contacts with army and government officials?

Isn't it time that we shake them out of their apparent stupor,-----to demand active support of a young man who is carrying on a fight for all of us? Isn't it time that we give hope and encouragement to a real American who is doing exacting what each of us would be doing, if only we had the money, family independence, and more common ordinary guts?

Harold Kay Ito.

Brevities

Three Red Cross representatives will be at the Project Tuesday to assist in organizing a Red Cross unit in Hunt.

The three visitors will be Forest V. Stewart, Idaho state representative of the Junior Red Cross of the Pacific area and L.W. Groving, chairman of the Jerome county chapter.

All residents interested in committee work or who have had previous experience in the Red Cross are invited to attend the Red Cross meeting from 7 p.m. Tuesday in Rec. 22.

Dr. L. M. Neher, Sr. Medical Officer, returned to Hunt Thursday morning from Arkansas, after an absence of six weeks. Dr. Neher served as Acting Chief Medical Officer at the Rowher, Arkansas project and as consulting Medical Officer at Jerome, Ark.

A Sec. VII mixer will be held in D.H. 42 from 7:30 o'clock tonight. The social is open to the public.

Due to unforeseen circumstances, the Japanese "Shibai" scheduled from Nov. 20 to 30 inclusive, has been indefinitely postponed.

The entire public is invited to attend the dance from 7:30 o'clock tonight in D.H. 12. George C. C. entertainment supervisor, requested everyone to be on time.

All Sec. VI High School girls are invited to attend the "Get-Acquainted" social from 7:30 p.m. Tuesday in D.H. 36.

ESSENE GIVES CO-OP STAND

(Cont'd. from pg. 1)
temporarily suspended by Belt until it can be ascertained whether the service is needed and desired," Essene said.

Charges that the board was acting in a dictatorial fashion were denied by Essene.

(Note: Lack of space prevents our reporting in full the views expressed by Essene and the Co-op Board of Directors.)

SIGN UP FOR CLEARANCE, ADVICE GIVEN

Everyone, issei, nisei, r kibe, who have intentions of being relocated before the end of the war, should sign up for clearance from Washington, D.C. at the Placement Office at once, George Yamauchi, Outside Employment Supervisor, advised this week.

Immediate action is suggested by Yamauchi as it requires approximately 2 months for the clearance to come through.

IRRIGATOR HIT BY SHORTAGE OF TYPEWRITERS

The IRRIGATOR appears as a two-page newspaper this week due to unavailability of typewriters. News that otherwise would have been included in this issue has been omitted because of space limitations.

21 TO STUDY AT MINNESOTA

(Cont'd. from pg. 1)

headed by Major Karl T. Gould, personnel director at the Minnesota school, is now recruiting men from the various southern relocation centers, it was revealed by Lieutenant Hira-

This party includes Capt. Paul Stormer, Staff Sgt. Richard Kovak, Master Sgt. Joe Masuda, Tech. Sgt. Shibata, and Staff Sgt. Paul Uno, a former Seattleite.

CO-OP PLANS FREE MOVIES FOR YOUNG; STUDIES BUS DEMANDS

As a result of negotiations between the temporary Board of Directors of Community Enterprises and the Administration, movies are slated to be shown to all children of high school age and under, free of charge, at special showings under the Educational program of the Community Service Division.

Movies, bus service and the flower shop were discussed at a meeting of the temporary Board Saturday night from all angles, Yoshio Urakawa, official spokesman for the Board, said.

It was pointed out the Board has never gone on record as disapproving the showing of motion pictures, the opinion of the members for the most part being that films should be considered as amusement and, as such, should be shown without extracting admission fee from the residents.

Urakawa stated that if free movies should be found to be impractical, the Board members held that ways and means of either reducing the price of admission or curtailing the number of showings should be found so that "it would not be too much of a burden on the pockets of the people."

It was explained that to make free movies possible for children of high

school age and under expenses of film rentals, projectors and operators will be furnished by Community Enterprises, and the expenses incurred by the co-op for these services will be defrayed by charging 10 cents to adults only, at the adult showing of the same films.

Urakawa declared that the proposed program will go into effect as soon as George Townsend, chief of the community services, can arrange for the halls, ushers and other services required for the showing of the movies, "which will be as Mr. Townsend promised, within a few weeks' time."

Urakawa said that until such time movies will continue to be shown under the same schedule as heretofore.

The Board decided that the bus under the present conditions would not be allowed to be continued because of undependability as to schedule, and unnecessary expenses incurred due to excessive repairs required by it.

The Board will consider if and when there are demands for bus services, and under what conditions the public demands. If such demand arises, the present Board deems it the duties of the permanent Board of Directors to go to the people and ascertain their wishes so that there will be bus transportation according to the demands of the public, Urakawa said.

The flower shop in Blk. 12 was discontinued because the location was not a central one. Residents wishing to order flowers may place their orders with the nearest canteen stores, Urakawa indicated.

The question of a printed sheet for the project has not been discussed by the present Board, but will be discussed by the permanent Board, Urakawa said.

Court Finds Yasui Alien, Sentences Him To A Year

(Cont'd. from pg. 1)

that Yasui held that position being registered at the State Department as propaganda agent of a foreign power until after the treacherous attack by Japan on Pearl Harbor.

Yasui's attorney, John R. Collier, indicated he would appeal Judge Toc's findings that Yasui is an alien.

"I would prefer a thousand times to die as an American citizen on the

field of battle to my present life in comparative comfort and security in a relocation center," Yasui declared.

"I have not and never will voluntarily relinquish my American citizenship. Three times I have volunteered for service in the United States army.

(Clarence Ardi, legal aid officer for the project, was asked for an opinion on the Yasui case but refused to comment.)

