

Deputies

H. O. MESSINGER
MURIEL STOUTENBURG
JEANETTE SMITH

TERMS OF COURT

Circuit Court
First Monday in February, Second
Monday in May and November.
County Court
First Monday Each Month
Commissioner's Court
First Wednesday Each Month

G. W. MANNING

Sheriff and Tax Collector
Yamhill County

McMINNVILLE OREGON

October 2, 1942

Oregon State Defense Council
317 State Capitol Building
Salem, Oregon

Dear Sirs:

I am at a loss to know just how to handle some of the alien curfew permits. We have a twenty year old boy who is a German subject and who is attending school at Pacific University, Newberg, Oregon. He lives about a mile out of Newberg but works nights at the theater. This young man is subject to the draft and his classification is 1-A. He expects to be called any time but at the present time, and for some time in the past, he has been working in this theater in order to pay his expenses at college. Please advise me if it will be necessary to issue him a permit every day, or just how this can be taken care of.

We have an Italian subject who is also subject to the draft and is in the 1-A classification. He runs the bowling alley in Newberg at night. Some time ago he was issued a permit by the United States District Attorney but this permit has expired. Please advise me on this matter.

The Catholic Priest at Grand Ronde, Oregon, is a German subject and he has a church at Tillamook, which is forty miles from his residence and one at Ocean Lake which is about thirty miles from his residence. He asked to attend these churches twice a week and we have issued him two permits for this. These permits require his signature. Will it be necessary for him to come thirty miles to McMinnville to get these permits, or may we mail them to him for his signature?

Please give us this information by return mail.

Very truly yours,

G. W. Manning
G. W. Manning, Sheriff

GWM:S

October 3, 1942

Sheriff G. W. Manning,
County Court House,
McMinnville, Oregon

Dear Sheriff Manning:

Your letter of October 2nd posing three separate questions connected with your duties as Alien Permit Officer for Yamhill County has been referred to me for answer.

Taking the questions as they appear in your letter one by one; The first, regarding the student at Pacific University, Newberg, Oregon who works part time at a theatre in order to partially finance his education. If from your study of the regulations under which permits may be granted, you do not feel sure in your mind that the permit should be granted, you will undoubtedly recall the statements made at the meeting in Portland that where doubt exists in the mind of the alien permit officer and the matter is not covered in the regulations which were designed to be complete, then the permit should be denied. However, if your investigations concerning this application are such that you are reluctant to deny the application then the entire question should be referred to Mr. R. W. Wilson, Alien Permit Officer for Ninth Regional Office, OCD, 1359 Market Street, San Francisco.

Question No. 2, an enemy alien who operates a bowling alley in Newberg at night who states that a previous permit issued by the United States District Attorney has expired and now requires a permit from you. I contacted Mr. Carl Donough by telephone and he flatly denies that the United States District Attorneys office has ever issued a permit for this activity or any activity similar to it anywhere in his jurisdiction. He stated quite definitely that while his office was charged with the responsibility of issuing permits for the movement of any enemy aliens, he did not have during that time the authority to issue permits for travel during curfew hours. Here again you should be guided by the regulations which were furnished to you previously. You will note among them that where travel to place of employment requires movement during curfew hours that the person so moving may be permitted to do so if accompanied by a Peace Officer. However, the request for such accompaniment by a Peace Officer must come not from the alien permit officer or other authorities having to do with control of enemy aliens but from the alien himself.

With regard to the third question involving the Catholic Priest at Grand Ronde, requesting permission to travel to Tillamook and Ocean Lake in the

Sheriff G. W. Manning

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discharge of his religious duties, it is recommended that if you have not already done so, you investigate the exact requirements which necessitate this travel. It is suggested that an inquiry be directed to Edward D. Howard, Archbishop, Diocese of Portland, Portland, Oregon for a complete statement as to the duties of the alien involved. When you have satisfied yourself as to the need for this travel and all details connected with it and you have issued the original permit, if you so do, that the Priest be required to come to Madrasville to sign the first permit. Any subsequent permits it seems logical may be mailed to him for his signature as they cover the same details as the original permit.

I hope that this has in some measure answered your questions. I clearly recognize the uncertainty that confronts us in dealing with this new and important problem. I think it is probably well to keep in mind also the thought that the regulations were devised in the most liberal manner and designed to cover all eventualities that were exact application to a problem and if common sense does not seem to provide a solution, then the application should be denied. If, however, general doubt exists in your mind as to whether or not the application can be approved, that the entire question be referred to the above mentioned Mr. R. W. Wilson at the above mentioned address.

Sincerely yours,

OREGON STATE DEFENSE COUNCIL

By:

Jack A. Hayes, Director
Civilian Protection Division

JAH:MS