

JANUARY 22, 1907.

THE JAPAN TIMES,

SAN FRANCISCO SCHOOL
SUITS.

(CONSUL'S REPORT.)

The Foreign Office has made public the following cable despatch from Consul Uyeno at San Francisco in connection with the school suits now attracting public attention:—

The law suits relating to the Japanese school children affair were instituted simultaneously at the United Circuit Court and the Superior Court of California on the 17th of January. The former (the suit at the Circuit Court) is filed in the name of the United States Government *versus* the School Bureau, the school Inspectors, and the Principals of schools. In the latter (that at the Superior Court) Aoki appears as the appellant against the principal of the school he used to attend. The points of contention refer to

- 1.—The most favoured nation clause in the treaty;
- 2.—The Japanese not being Mongolians;
- 3.—The U. S. Government having the right to interfere as it is subsidizing the schools in California;
- 4.—The word "Mongolians" is inserted in the school law of California for the purpose of segregating the Chinese.
- 5.—The order of the School Bureau constitutes an act unfair and at variance with the treaty, and the attendance at the segregation school imposes difficulties and inconveniences on the Japanese children.

The two suits do not materially differ in their nature. The object of the suit at the Superior Court to seek the restitution of the Japanese children in the schools concerned. The judgment sought at the Circuit Court is to decide.

- 1.—The (proper) interpretation of the Californian law;
- 2.—That the segregation clause should not be applied to the Japanese;
- 3.—Inasmuch as California is obtaining assistance of the U. S. Government in its school expenses the State must not act in violation of the U. S. Constitution and treaties;
- 4.—The interdiction of the order of the Educational Bureau.

The first hearing of the case at the Superior Court of California will take place before the 21st of February next.

On the night of the 17th Dr. Jordan and Mr. Kennan made speeches at the Unitarian Club stoutly defending the Japanese.

The Japan Times, Jan. 22, 1907.

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