Bepartment of Cummerce and Cabor

Apr general darrest.

See 17874

Bantay F 7/24/13

See this file for report to C.O. on 11-8-46

No. 205 Ed. 7-2-12-400,000

Form Approved. Budget Bureau 43-R058-42.

1 A	el	CERTIFIC
your Tel. SF 12815	Req. of 8-1	11/6/46

Port of S. F. bal

Date 11-7-46

	Date	
rela	I HEREBY CERTIFY that the following is a correct record and statement of facts tive to the admission to the United States of the alien named below:	HT
(1)	Manifest No., /28/5; Class,	THIS FORM
(2)	S. S., Persia; Line, -;	ORA
(3)	Port at which admitted, S. F. Cal.; Date, 7-29-13;	N IS
(4)	Name, BLAZAT SINGH ; Age, 32; Sex, m;	INSU
(5)	Married, ; Occupation, ; Able to read, ; Write, ;	FFIC
(6)	Citizen of, India ; Race, Indian (East);	UFFICIENT
-	Place of birth, a. Class of immigration	T AS
	visa, ; No. ; Issued at ; Date, ; b. Transit Certificate No. ; Issued at ; Date, ;	A BA
(9)	monto positionio	BASIS
0 4	Name and complete address of nearest relative or friend in country whence alien came,	FOR A
(11)	Destination, S. F.; By whom passage paid, Money; brought, ;	PETITION
(12)	Whether in U. S. before, ; When, ; Where, ;	ON
(13)	Whether going to relative or friend, ; Give name and complete address:	
(14)	Purpose of coming to U. S.,; : length of stay, ;	NATURA
(15)	Condition of health,	RALI
(16)	Height, ; Complexion, ; Color of hair, ;	ZAT
(17)	Color of eyes, ; Identification marks, ;	NOL
(18)	Examined by Inspector, Crawford; Head tax paid,	
	Accompanied by (13 other East I have How admitted, see remarks:	
(20) (21)	Purpose and period of time for which admitted, Refer our alegram of 11/7/46 and attribut Remarks: confinction.	-
	Thomas E. Finnegan	
	(Signature) (Official title)	

Form I-404
U. S. DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
Edition of 12-15-43

Verif. black

16-15853-2

Charge: Salaries and Expenses Immigration and Naturalization Service 1947.

NIGHT LETTER

SAN FRANCISCO, CAL. FILE: 12815/8-1 VU NOVEMBER 7, 1946. 4:30 PM

IMMIGRATION AND NATURALIZATION SERVICE 1500 CHESTNUT STREET PHILADELPHIA, PA.

ATTRA BEKEB 6TH EHAGAT SINGH 32 AFRIVED STEAMER PERSIA JULY 29, 1913. RECORDS SHOW WARRANT DEPORTATION ISSUED OCTOBER 10, 1913, GROUND LIKELY BECOME PUBLIC CHARGE TIME ENTRY. IN SUBSEQUENT HABEAS CORPUS PROCEEDINGS DECISION AFFIRMED DISTRICT AND CIRCUIT COURTS BUT REVERSED AND REMANDED BY SUPREME COURT 1917, ON CONFESSION ERROR BY GOVERNMENT. LATER ACTION UNKNOWN, MAY POSSIBLY BE FOUND YOUR 53627/39-A. FORM I-404 FOLLOWS AIR MAIL ALSO ADDITIONAL DATA ON CONFIRMATION.

_WIXON

AIR MAIL

ATTEST: FOR THE DISTRICT DIRECTOR:

CONFIRMATION

LORENE M. CARTER, CHIEF, MAIL, FILES, RECORDS, AND INFORMATION SECTION.

Attached will be found form I-404 covering record of the subject's arrival here ex SS "Persia" July 29, 1913. Our files indicate that the alien (and others of a group of East Indians arriving on the same vessel) were detained and that a warrant of arrest was obtained for the subject on the ground that he was likely to become a public charge at time of entry. A warrant of deportation based on that charge was issued October 10, 1913. It is indicated that the basis for the charge was a showing that there was no demand for East Indian labor in the area of his proposed destination.

The case of the subject and several other East Indians was carried to the Federal Courts through habeas corpus proceedings. The deportation order was upheld in the District and Circuit Courts. However, the U. S. Supreme Court in the interim handed down its decision in Gegiew V. Uhl, 36 S. Ct. 2, 239 U. S. 3, a New York case on all fours. Thereafter, informal notations in our files indicate that the then Solicitor General confessed error in the Supreme Court and the decision was reversed and the cause remanded without consideration.

Unfortunately, our records do not show any later action. Presumably, the subject was finally discharged under the writ and may therefore be considered as having entered for permanent residence July 29, 1913. Your files may reveal the final disposition.

closed to

tef Inc. 2 Mr. Finnegan:

Suggest following text be included in your wire to CO.

Records show warrant arrestximmedxforxembjeck deportation issued October 10, 1913 ground likely become public charge time entry. In subsequent habeas corpus proceedings decision affirmed district and circuit courts but reversed and remanded by Supreme Court 1917 withoutxemmxiderations on confession error by government. Northernexions Later action unknown but may bestsundayours possibly be found your 53627/39-A

(On confirmation)

Attached will be found Form I-404 covering record of the subject's arrival here ex SS "PERSIA" July 29, 1913. Our files indicate that the alien (and others of a group of East Indians arriving on the same vessel) were detained for and that a warrant of arrest was obtained for the subject on the ground that he was likely to become a public charge at time of entry. A warrant of deportation based on that charge was issued October 10, 1913. It is indicated that the basis for the charge was a showing that there was no demand for East Indian labor in the area of his proposed destination.

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243 US 657

Cases disposed of without consideration by the Court, from 2-6-17 to 4-30-17

No. 603. Henry F. Marshall, Fetitioner, v. Samuel
W. Backus, Commissioner of Immigration at the Port
of San Francisco. On writ of certiorari to the
United States Circuit Court of Appeals for the Ninth
Circuit, March 6, 1917. Decree reversed with costs
upon confession of error, and cause remanded for
further proceedings on motion of Mr. Solicitor General Davis for the respondent. Mr. Henry Ach for
petitioner.

original sent to C.O. 11/8/46 with confunction of Sel & I-404

PBA.

1946 NOV-6 PM 3: 31 ADMINISTRATIVE

> 7-29-13 bersia 12815 8-1

220 SF PHA 11-6-46 505P

JINS SF

MABYB MABEK BHAGAT SINGH BORN JUNE 16 1882 INDIA. ARRIVED JULY

29 1913 SS PERSIA. ATTRA.

SAVORETTI JINS PHA

CFN BHAGAT SINGH 16 1882 29 1913.

SC 505P

Port of 59 Cal
Date 11-6-46

rela	I HEREBY CERTIFY that the following is a correct record and statement of facts tive to the admission to the United States of the alien named below:	THIS
(1)	Manifest No., 12815; Class,	-
(2)	S. S., 8-1 PERSIA ; Line, — ;	FORM
	Port at which admitted, Date, 7-29-/3;	
(4)	Name, BAAGAT SINGH; Age, 32; Sex, m; Married, —; Occupation, —; Able to read, —; Write, —; Citizen of, India ; Race, Indian (East);	USU
(5)	Married, ; Occupation, ; Able to read, ; Write, ;	DIE
(6)	Citizen of, India ; Race, Indian (EAST);	HEN!
(8)	Place of birth, a. Class of immigration visa, ; No. ; Issued at ; Date, b. Transit Certificate No. ; Issued at ; Date,	T AS A BASIS
(9)	Last permanent residence, (arr. from manula, o. 9.);	
	Name and complete address of nearest relative or friend in country whence alien came,	FOR A
(11)	Destination, SF; By whom Money; brought,; ;	PETITION
(12)	Whether in U. S. before, — ; When, ; Where, ;	ON
(13)	Whether going to relative or friend, ; Give name and complete address:	69
(14)	Purpose of coming to U. S., : Intended ; length of stay, ;	NATURAL
(15)	Condition of health,	ALL
(16)	Height, ; Complexion, ; Color of hair, ; Color of eyes, ; Identification marks, ;	ZATI
		OZ
	Examined by Inspector, brawford; Head tax paid, ——;	
(19)	Accompanied by; How admitted,;	
(20)	Purpose and period of time for which admitted,	
(21)	Remarks: Thomas Finneyan (Simpoture)	
	(Signature) (Official title)	

Copy of letter rec'd from Asst. U. S. Atty., San Francisco, Cal.

2-A

Dec 2nd 1913

Hon. Samuel W. Backus, Commissioner of Immigration, Angel Island, Cal.

Sir:

The cases of the 22 Hindoos on habeas corpus were argued today on the amended returns of the respondent to the petitions for the write and were taken under submission by Judge Dooling, the government having submitted a thirty page brief of points and authorities.

Yours truly,

(sgd) Walter E. Hettman, Asst.U.S. Attorney Copy of letter rec'd Bureau Immigration, Washington, D. C.

53627/39-B

Nov. 22, 1913.

Commissioner of Immigration, Angel Island Station, San Francisco, Cal.

In response to a telegram dated November 20th, forwarded by Assistant Commissioner Edsell from Berkeley, Cal., the Bureau transmits herewith original files constituting its records in the cases of Bhagat Singh and eleven other Hindus, and Sundar, or Sandu Singh, and nine other Hindus, same having been certified under the seal of the Department.

(sgd) F. H. Larned,

Acting Commissioner-General.

For entire correspondence see file No. 12815/8-3

Destorn Union Telegrem

November 23, 1913. San Francisco, Gal.

Parker, Bureau of Imagnation, Inclination, D. C.

Impracticable and imadvisable to request court to refer the twenty-two cases subject of Edsall's telegram back to Department. Mail Backus immediately the entire record in each of such cases. Also wire names of Hindoos from group of twenty-five mand in Parkers letter whose warrants have been ordered cancelled. Did Achmare send check for my trunk?

CALCIDITY.

Attest:

(cigned) A. Cardnetti,

Commissioner-Ceneral.

Charge to Department of Labor Official Government Right Rate.

12815/7-1 to 8-10 12824/18-1 to 18-6 and 19-1 to 19-4

Frank 0692.

Copy - 1808

Western Union Telegram

Sen Francisco, Cal., November 21, 1913.

Parker. Immigration Bureau. Shehington, D. G.

Gourt today granted ten days from date to file amended return. Your memorandum a material aid. Do you suggest new warrants in seven cases referred to in your letter? In event of loss of any cases now in court or find any such doubtful, is it shylomble to issue new warrants? In case of re-arrest shall be, among other grounds, allege (quote) that they were members of the excluded classes at the time of entry into the Phillipines in that they were likely to become public charges if they proceeded to the mainland (and of quote)? Want your opinion as to form, also suggestions briefly by wire, more complete by sail. Necessary for present and future cases. What is your juigment as to the addition of the expression (quote) if they proceeded to the mainland (and of quote)? Adverting to my message of today make suggestion also as to amended return, in care of U. S. Atty here.

GAMINETTI.

Attest:

Charge to Department of Labor Covernment Hight Rate.

(migned) A. Caminetti,

Commissioner-Conoral.

Frank 0692.

12815/7-1 to 8-10 12824/18-1 to 18-6 and 19-1 to 19-4. (and several others)

Western Union Telegram

San Francisco, Gal., November 21, 1913.

Parker, Imagration Bureau, Shoulngton, D. C.

Findoo cases designated Edeell message last night pending court on behand corpus. Government struck snag as affidavite press clippings and resolutions treated them as a class and return did likewise. Government then requested time to smend return to show each case treated individually by Department and above evidence as a circumstance only tending to show that aliens were likely to become public charge. Carefully examine memoranda before mailing and make suggestions by wire and letter care United States Atterney here.

CARLINGTER.

Attest:

A. Caminatti, (signed) Commissioner Ceneral.

Frank 0692.

Charge to Department of Labor Covernment rate.

12815/7-1 to 8 10 12824/18-1 to 18-6 and 19-1 to 194

Copy - 108

Western Union Telegraph Company

Insigration Bureau, B. C.

San Francisco, Cal., November 20, 1913.

Foreign complete original records in cases Bhagat Singh and eleven other Hindoes arrested Departmental Engrant dated October tenth and Sundar Singh and nine other Hindoes arrested Departmental Warrant same date. Certify records for use in court, being sure to include Bureau memoranda which were made basis of Department's finding. Expedite.

Dist.L.

Attest:

(signed) H. Misell,

Acting Commissioner.

Charge to Department of Labor Government Hight Rate.

12815/7-1 to 8-10 12824/18-1 to 18-6 and 19-1 to 19-4.

Frank 0692.

HE/WS

MEMORANDUM OF EXHIBITS TO ACCOMPANY HINDU CASES, SS "PERSIA" & SS "KOREA"

- "A" All the hearings held before inspector under the warrant.
- "B" Affidavits taken from citizens and residents of California in different parts of the State by Inspector Chadney.
- "C" Letters from various sources commenting upon the Hindu situation.
- "D" Newspaper clippings regarding the Hindus.
- Briefs and affidavits submitted by attorneys in resisting deportation.

COPY WILL

ANB 11: 58 a.m.

46 Govt. Washington, D. C. August 22, 1913.

Immigration Service, S.F.

Your telegram 20 regarding Hindoos. Any evidence submitted in their behalf should be received and rebutting evidence secured by your office if possible. No record here that could be used as evidence upon general features involved in Hindoo immigration.

Cominetti.

12824/18-1 to 6 12824/19-1 to 4 12815/8-1 to 13

COPY WIT

W.H. Tel Co.

Gove Hight Inte

8.F., August 20, 1913.

Renderedion,

Taskington, D. C.

Cases twenty-two Hindus warrants dated July thirtieth and August fifth voluminous evidence presented by attorneys supported by affidavits of prospective employers showing that Hindu Labor is needed and desirable and that Hindus are not objectionable to the State. By views are opposed to this showing and can be suchained by affidavits which however will require considerable time and labor to secure. Shall we undertake this or am Burona farmich from its own records evidence necessary to offset showing model. Histor is important as attorneys amounce will carry saces to courts. The answer.

Badhus.

1983/18-1 to 6 19-1 to 4 1983/8-1 to 13, except 3.

Hes/see

COPT

UNITED STATES OF AMERICA

Department of Commerce and Cabor
Washington

No. 53627/39-A

To SAMUEL W. BACKUS, Commissioner of Immigration, Angel Island Station, San Francisco, California.

WHEREAS, from proofs submitted to me, after due hearing before Immigrant Inspector R. E. Peabedy, held at Angel Island Station, San Francisco, Cal.,

HAGAT SINGE, SOWAN SINGE, ARJAN SINGE, PARTAB SINGE, ASA SINGE, SAPURAN SINGE, BOBA SINGE, SHAM SINGE, VIRYAM SINGE, SOHN SINGE, NARON SINGE, and GULAN HABI
Who landed at the port of San Francisco Cal., per se "Persia",

on the 29th day of July 1993, has been found in the United States in violation of the Act of Congress approved February 20, 1907, amended by the Act

That the said aliens are members of the excluded classes in that they were persons likely to become public charges at the time of their entry into the United States,

and may be deported in accordance therewith:

I, LOUIS F. POST, Acting Secretary of Commerce and Labor, by virtue of the power and authority vested in me by the laws of the United States, do hereby command you to return the said aliers to India , the country whence they came, at the expense of the appropriation "Expenses of Regulating Immigration, 1914".

You are directed to purchase transportation for the aliens from San Francisco, Cal., to their home in India, at the levest scheduled storage rate available, payable from the above-named appropriation.

For so doing, this shall be your sufficient warrant.

Witness my hand and soul this loth day of October, 1913.

(sgd) LOUIS F. POST,

DEPARTMENT OF LABOR IMMIGRATION DIVISION

12815/8-1 In re BHAGAT SINGH, arrested	:	August 1, 1913. Angal Island Station, S.F., Cal.
under telegraphic Dept. War. dated July 30, 1913, as one likely to become a public charge.	(:)	Examining Inspector:- R. E. Peabody Stenographer:- H. Schmoldt Interpreter:- D.S. Dady Burjar

Q (to alien Bhagat Singh) Do you understand the interpreter? A. Yes.

Are you willing to proceed with this examination with this interpreter being satisfied that he will faithfully and correctly interpret the questions put to you and the answers thereto? A. Yes.

- Alien sworn -

Q What is your name? A. Bhagat Singh. I am twenty-two years old.

Q Did you arrive at this port on the SS "Persia" July 29, 1913 from Manila? A. Yes. Are you married? A. No.

Q Where were you born? A. Goolvari in Amritsar District of the Punjab, India.

Are you a subject of Great Britain? A. Yes.

When did you leave your native land? A. Three years ago.

Q Where did you go to? A. Hong Kong, and from there I went direct to Manila. Q When did you leave Hong Kong for Manila? A. About a month and a half ago. Q What were you doing in Hong Kong? AA. I was a watchman in Hong Kong. I got

\$20. in Hong gong currency, (about \$10. gold) per month.

Why did you go to Manila? A. I heard that there were better prospects in Manila than in Hong Kong, so I went there. Lead it in the newspapers and heard it from my countrymen.

Q Did any white man tell you that conditions were better in Manila? A No.

What did you do while in Manila? A. I was a watchman there. I got 40 pesos a month.

Why did you not stay in Manila? A. I heard then that this was still a better country. I heard from my countrymen and I also read it in the newspapers, and heard from my people at home who wrote me letters.

Q Did any of these accounts say what wages you could make in the U.S. A. No they gave no details, but they stated that this was a very good country and that

wages were better than any other place, so I came here.

Q At the time you left Hong Kong for Manila did you intend to come to the mainland of the U.S.T. A. When I first left for Manila I had no idea of coming here, but I made up my mind afterwards after hearing that this was such a good country.

Q Did anybody tell you that you would have to go to Manila first to come to the

mainland of the U.S. ? A. No.

Q What do you intend to do in the U.S. A. Whatever work I can get I will do here.

Q You intend to go to work here as a laborer? A. Preferably I will do farming work if I

can get it. If not I wil do any other work that I can get a hold of.

Q Is it a fact then that you came to the mainland of the U.S. because you could not make sufficient money in Manila? A. I made a little money in Manila but of course whereever there is more money to be made, naturally I go there.

Q How much money did you have at the time you entered Manila? A. \$150. gold.

How much money have you now? A. \$50. gold. (shows same)

At the time you were admitted in Manila were you required to put up any bond that you would not become a public charge. A. No.

(Examiner's note: Alien presents certificate Form 546 P.I. No. 165, issued at the port of Manila May 24, 1913 indicating that he landed at that port from the SS. "Taisang" on the 18th of May 1913, signed by the insular collector of customs)

Arraignment:- You are now informed that you are taken into custody under the provisions of telegraphic Departmental warrant of arrested dated July 30, 1913, signed by A. B. Densmore, Acting Secretary of Labor, in which it is alleged that you were a person liable to become a public charge at the time of your admittance to the Philippine Islands. You are further informed that this hearing is given you for the purpose of giving you an opportunity to show cause if any you have why you should not be deported. You have the right to be represented by counsel and both you and your counsel have the right to inspect all the evidence and records in this case upon which the warrant is based.

- Q Do you wish to be represented by counsel? A. Yes I wish to be represented by counsel.
- Q Do you know who your attorney will be? A. No.

--- 0000000 ---

I certify as to the correctness of the foregoing transcript.

H. Schmoldt
Stenographer.

Department of Cabor

BUREAU OF IMMIGRATION

Washington

No. 53627/39.

NIGHT RATE.

July 30th, 1913.

Immigration Service, San Francisco, Cal.

Arrow Sham Singh, Soba Singh, Naram Singh, Sapuran Singh, Partab Singh, Bhagat Singh, Viryam Singh, Asa Singh, Sowan Singh, Arjan Singh, Sohn Singh, Naron Singh, and Gulam Mabi, liken.

J. B. Densmore

Acting Secretary.

IHB

The above is an official copy of telegram sent this day.

11-1200

Commissioner General.

John Dung

POSTAL TELEGRAPH - COMMERCIAL CABLES

DELIVERY No.

NIGHT TELEGRAM

RECEIVED AT

The Postal Telegraph-Cable Company (Incorporated) transmits and delivers night messages subject to the terms and conditions printed on the back of this blank

DESIGN PATENT APPLIED FOR.

5471

M5chez. 38 Gevt NIGHT

48

Washington DC. July, 30-1913

Immigration Service,

Sanfrancisco, Cal.

Arrow sham singh soba singh naram singh sapuran singh partag singh bhagat singh viryam singh asa singh sowan singh arjan singh sohn singh naron singh and gulam nabi liken.

12815 To 8-13

J B Densmore. Actg Sec

304a 31 00 03NON 031

POSTAL TELEGRAPH — COMMERCIAL CABLES

COUNTER NO. TIME FILED

THE Postal Telegraph Gable Company (incorporated) transmits and delivers night messages subject to the terms and conditions printed on the back of this blank.

See Send the following night message, without repeating, subject to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back hereof, which are hereby agreed to the terms and conditions printed on the back of this blank.

So the provided the provided to the terms and conditions printed on the back of this blank.

Postal Telegraph Co.

Commissioner

San Francisco, Cal. July 29, 1913.

IMMIGRATION, Washington, D. C.

Wadding Shem Singh Soba Singh Naram Singh Sapuran Singh Partab Singh Bhagat Singh Viryam Singh Asa Singh Sowan Singh Arjan Singh Sohn Singh Naron Singh Gulam Mabi thirteen Hindus arrived today steamship Persia from Manilla holding form five forty six All been in islands less than one year liken.

Backus

12815/1 to 13 incl. REP/HS

Attest:

Backus

12815/8-1to 13 inc.

Exact copy as signal

Mailed July29 1913 By ..

1913

979

MEDICAL CERTIFICATE OF RELEASE.

Port of San Francisco, Cal. 7/30/13 , 191
Commissioner of Immigration.
This is to certify that Bhagat Singh, 12815/8-1, age 32
HELD FOR OBSERVATION
native of India , who was affinious dxwixbix
, will was apparation was apparation was apparation with the second seco
and who arrived 7/29/13 , 191 , per S. S. Persia
has been released to-day.
- Will Bielings
Surgeon, P. H. S. S. Surgeon, P. H. S.

APPLICATION FOR WARRANT OF ARREST UNDER SECTIONS 20 AND 21 OF THE ACT OF FEBRUARY 20, 1907

Department of Commerce and Labor

Department of Commerce and Labor IMMIGRATION SERVICE

~)	
12815/1 to 13 inc. Confirming telegram of even date.	(Place) San Francisco, California.
	July 29, 1913. , 19
The undersigned respectfully recommends	s that the Secretary of Commerce and Labor issue
	Soba Singh, Naram Singh, Sapuran Singh, Bingh, Asa Singh, Sowan Singh, Arjan Gulam Nabi (Hindus)
he alien named in the attached certificate, up arefully investigated, and which, to the best	oon the following facts which the undersigned has of his knowledge and belief, are true:
	fully in the United States. Give sources of information, and, where plication duly verified affidavits setting forth the facts within the
Above aliens likely to become pub	lic charges for the reason that they
are of the laboring class, that ther	e is no demand for such labor and there
exists a strong prejudice against t	them in this locality.
(2) The present location and occupation	of above-named alien are as follows:
Above aliens are now detained at	this station.
art hereof the certificate prescribed in paragraph	Regulations there is attached hereto and made a raph (c) of said Rule, as to the landing or entry of cer in charge at the port through which said alien
(Signa	dire ed July 29 1913 By
P/H586	(Official title) Compissioner

IMMIGRATION FILE IMMIGRATION SERVICE U. S. DEPARTMENT OF LABOR