

FOREIGN FUNDS CONTROL

2020120
Salaries & Expenses

Foreign Exchange Control, 1942 - Allot 1-b

MAR 12 1942

TO THE PRESIDENTS OF ALL FEDERAL RESERVE BANKS:

THE FOLLOWING IS A TEXT OF EXECUTIVE ORDER NO. 9095 OF MARCH 11, 1942, ESTABLISHING THE OFFICE OF ALIEN PROPERTY CUSTODIAN AND DEFINING ITS FUNCTIONS:

[Here take in attached Executive Order]

THE FOLLOWING IS A TEXT OF A MEMORANDUM DATED MARCH 11, 1942, ISSUED BY THE ALIEN PROPERTY CUSTODIAN:

[Here take in attached Memorandum]

THE FOLLOWING IS A TEXT OF A PRESS RELEASE ISSUED TODAY IN CONNECTION WITH THE ABOVE-MENTIONED EXECUTIVE ORDER AND MEMORANDUM.

[Here take in attached Press Release]

COPIES OF THE ABOVE DOCUMENTS ARE BEING AIRMAILED TO YOU. YOU ARE REQUESTED TO HAVE COPIES OF THE ABOVE DOCUMENTS PREPARED AND DISTRIBUTED TO ALL BANKS, INCLUDING NON-MEMBER BANKS IN YOUR DISTRICT AND TO SUCH OTHER PERSONS AS YOU MAY DEEM APPROPRIATE.

(Signed) E. H. Foley, Jr.
Acting Secretary of the Treasury.

EXECUTIVE ORDER

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ESTABLISHING THE OFFICE OF ALIEN PROPERTY CUSTODIAN
AND DEFINING ITS FUNCTIONS AND DUTIES

By virtue of the authority vested in me by the Constitution, by the Trading with the Enemy Act of October 6, 1917, as amended, by the First War Powers Act, 1941, and as President of the United States, it is hereby ordered as follows:

1. There is hereby established in the Office for Emergency Management of the Executive Office of the President the Office of Alien Property Custodian, at the head of which shall be an Alien Property Custodian appointed by the President. The Alien Property Custodian shall receive compensation at such rate as the President shall approve and in addition shall be entitled to actual and necessary transportation, subsistence, and other expenses incidental to the performance of his duties. Within the limitation of such funds as may be made available for that purpose, the Alien Property Custodian may appoint assistants and other personnel and delegate to them such functions as he may deem necessary to carry out the provisions of this Order.

2. All power and authority conferred on the President by Sections 3(a) and 5(b) of the Trading with the Enemy Act of October 6, 1917, as amended, and by Sections 301 and 302 of Title III of the First War Powers Act, 1941, approved December 18, 1941, except such powers and authority as were delegated to the Secretary of the Treasury by Executive Orders issued prior to February 12, 1942, and to the Board of Governors of the Federal Reserve System by Executive Order No. 8843 of August 9, 1941 (which powers and authority shall continue to be vested in and exercised by the Secretary of the Treasury and the Board of Governors respectively), are

hereby delegated to and vested in the Alien Property Custodian. The memorandum of February 12, 1942, delegating to the Secretary of the Treasury certain powers and authority under said sections, is hereby revoked and canceled. Any and all action heretofore taken by the Board of Governors of the Federal Reserve System after February 11, 1942, in pursuance of Executive Order No. 8843 of August 9, 1941, is hereby confirmed and ratified. In the exercise of the authority herein delegated, the Alien Property Custodian shall be subject to the provisions of Executive Order No. 8839 of July 30, 1941, and shall designate a representative to the Board of Economic Warfare in accordance with section 6 thereof.

3. Any property, or interest therein, of any foreign country or a national thereof shall vest in the Alien Property Custodian whenever the Alien Property Custodian shall so direct; and, in the case of any property, or interest therein, subject to the control of the Secretary of the Treasury, when the Alien Property Custodian shall notify the Secretary of the Treasury in writing that he has so directed, the Secretary of the Treasury shall release all control of any such property, or interest therein, to the Alien Property Custodian.

4. Any outstanding order, proclamation, regulation, ruling, license, or instruction issued pursuant to, or relating to the administration of, any power or authority vested in the Alien Property Custodian by this Order shall remain in effect unless and until amended or revoked by the Alien Property Custodian.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

March 11, 1942.

Washington, D. C.
March 11, 1942

MEMORANDUM FOR THE SECRETARY OF THE TREASURY:

There is hereby delegated to the Secretary of the Treasury all power and authority under Sections 3(a) and 5(b) of the Trading with the enemy Act, as amended, conferred upon me by the President by Executive Order dated March 11, 1942. This delegation is temporary, pending the staffing and organization of the Office of the Alien Property Custodian, and shall continue until revoked in writing in whole or in part at any time by me. This delegation shall not be construed as a limitation upon my authority to exercise such power and authority at any time.

LEO T. CROWLEY
Alien Property Custodian

TREASURY DEPARTMENT
Washington

FOR IMMEDIATE RELEASE
Thursday, March 12, 1942

Press Service
No. 30-72

At a joint press conference held today by Secretary Morgenthau and Mr. Crowley, newly appointed Alien Property Custodian, concerning the President's Executive Order establishing the Office of Alien Property Custodian and defining its functions, it was pointed out that there would be no interruption in the various programs vital to the war effort which are now in the process of execution relating to foreign-owned and foreign controlled property. It was also pointed out that Secretary Morgenthau and Mr. Crowley had worked in cooperation for the last several months on certain of these programs, and that this spirit of close cooperation would continue.

It was also stated at today's conference that in addition to the freezing control powers which were left in the Treasury Department by the President's Executive Order, other powers and authority which were previously vested in the Secretary of the Treasury would remain with the Secretary of the Treasury pending the staffing and organization of the Office of the Alien Property Custodian. Accordingly, there was released today the text of a memorandum to the Secretary of the Treasury dated March 11, 1942, issued by the Alien Property Custodian. The text of the memorandum is as follows:

Washington, D. C.
March 11, 1942

MEMORANDUM FOR THE SECRETARY OF THE TREASURY:

There is hereby delegated to the Secretary of the Treasury all power and authority under Sections 3(a)

and 5(b) of the Trading with the enemy Act, as amended, conferred upon me by the President by Executive Order dated March 11, 1942. This delegation is temporary, pending the staffing and organization of the Office of the Alien Property Custodian, and shall continue until revoked in writing in whole or in part at any time by me. This delegation shall not be construed as a limitation upon my authority to exercise such power and authority at any time.

(Signed) LEO T. CROWLEY
Alien Property Custodian"