DIXON CASE APPEAL:

Protestants Seek 'Class' Ban On Nuns In Public Schools

Santa Fe, N. M.— (RNS) —A brief filed in the State Supreme Court here charges that separation of Church and State has not been accomplished by the ruling handed down in New Mexico's Dixon case by District Judge E. Turner Hensley in June, 1948.

The brief was filed by Harry L. Bigby, Santa Fe attorney, for a group of Protestants who were plaintiffs in the case and who have appealed Judge Hensley's decision.

THIS DECISION forever barred 139 members of Roman Catholic orders from teaching in the state's tax supported schools. However, Catholic religious were not barred as a group from teaching.

The issues in the appeal are whether or not priests, nuns or brothers can be barred as a class from teaching in the public schools of New Mexico, and, if not, whether they can be prohibited from wearing religious garb while engaged in such teaching.

IN THEIR brief, the plaintiffs outline their objections against the employment of members of Catholic religious orders in New Mexico public schools. The brief cites four points to support the argument that absolute separation of Church and State cannot exist under the terms of Judge Hensley's ruling. These are:

(1) Northern New Mexico schools, where Catholic nuns, brothers and priests are employed as teachers are "parochial schools and are illegally subsidized by public funds."

(2) Employment of Catholic nuns, brothers and priests in tax-supported schools "gives the Roman Catholic Church an advantage over all other Churches and religious groups."

(3) **WEARING OF** religious garb by teachers in tax-supported schools should not be allowed under the Constitution.

(4) "Catholic sisters, brothers and priests under allegiance to the Roman Catholic Church . . . are disqualified from teaching in tax-supported schools" under the U. S. Constitution. Payment of tax funds to members of religious orders is unconstitutional because it amounts to payment of tax funds to a religious order.

PROTESTANT SCHOLAR:

Raps Secularist Bid To Oust God From Education

Toronto —(RNS)— An attack upon the "determined effort of a group of secularists to expel God from education" was made here by Dr. Luther A. Weigle, dean emeritus of Yale Divinity School.

Addressing the World Convention on Christian Education, Dr. Weigle said of these secularists:

"THEIR LINE of attack shifts from time to time that belief in God is necessarily and wrongfully authoritarian in character, that there is no absolute truth or value or obligation, that in matters of faith good teaching is always neutral, that God is irrelevant to the real crises and decisions of human life and history, that belief in God is an actual hindrance to human idealism."

"More serious than these attempts of educational theoffists to foist their atheism—or their non-theistic humanism, as they prefer to call it—upon the schools and colleges," Dr. Weigle said, "is the disposition to expel God from both government and education as an illegal entry. This disposition is due to an extreme interpretation of the principle of separation of Church and State, which confines God to the Church and outlaws Him in the State."

DR. WEIGLE said that this extreme interpretation has been made "deceptively simple" by the use to which the Supreme Court has put a figure of separation between Church and State.

"The assumption is made," he said, "that there must be such a wall, that this is the law of the land, that the concept of a wall is the basis from which further decisions in this area are to be deduced, and that God belongs on the churchyard side of the wall.

"This extreme interpretation is utterly unwarranted. That principle means simply that Church and State shall be mutually free and that neither shall undertake to control the other. It does not mean that the State owes no allegiance to God, or that the State is exempt from the moral law wherewith God sets the bounds of justice for nations as well as individuals.

"EXPERIENCE HAS shown that a high degree of religious freedom can be secured without the separation of Church and State, as in Great Britain; and on the other hand that the separation of Church and State does not of itself ensure full religious freedom, as in Russia.

"The essential thing is that there be full religious freedom. This is not a special privilege which the State accords to folks of peculiar temper. It is a right which has entered into the very making of the State. It is of the substance of democracy.

"Without religious freedom other freedoms are in danger. Religious freedom means that the Church shall have its full chance to work and worship and teach; it means that believers are to have freedom to educate their children in schools that will at least not impair their faith."

Cardinal Notes 85th Birthday

Philadelphia — (NC) — His Eminence Dennis Cardinal Dougherty, Archbishop of Philadelphia, marked his 85th birthday by carrying out "routine duties" here. The Cardinal spent the morning at his office carrying out administrative affairs.

Profaned Jerusalem Chapel Reblessed

Amman, Jordan — (NC) — The desecrated chapel of the pilgrim hospice of Notre Dame de France in Jerusalem has been reblessed by the superior of the Assumptionist Fathers after two and a quarter years of Israeli military occupation. This reblessing ceremony is known as reconciliation.

The hospice was the center of bitter hand-to-hand fighting when hostilities broke out in Palestine. It was later turned into a military fortress by Jewish forces.

At the end of the fighting members of the United Nations Conciliation Commission for Palestine found that the altar in the chapel had been smeared with filth.

Holy Father Greets The Boy Scouts

At the Papal summer villa, Castel Gandolfo, His Holiness Pope Pius XII, receives the Catholic Boy Scouts of America and listens to the Rev. George M. Dowd of Boston describe their work. Father Dowd is the national director, and the audience was granted as a special courtesy and compliment to the Scouts. The delegation numbered 14 males and were under the guidance of the Catholic Travel Leagues of New York. The Holy Year pilgrimage included the great Catholic shrines of Europe.

Socialists Refuse Mass For Belgian Riot Victims

Antwerp, Belgium — (NC) — Canon Joseph Cardijin, noted Belgian priest and founder and chaplain of the Young Christian Workers (JOC), charged that socialists refused Christian burial to two victims of demonstrations which marked the return of King Leopold III of the Belgians to Brussels, the capital. Canon Cardijin said he would protest to the United Nations.

"I am not speaking as a politician, nor as a Fleming (a predominantly Catholic part of Belgium), but as a priest who for 40 years has given all his forces to the comforting of the working class," Canon Cardijin said.

"I BELIEVE, from authoritative information I have obtained, that the situation in Wallonia (the southern part of Belgium off the French border which is largely socialistic) has been worse than behind the Iron Curtain.

"Do you know that at Grace-Berleur—where gendarmes, fighting for their lives, fired on the mob and killed three persons—the Socialists refused a Christian burial to two of the victims? Notwithstanding the entreaties of the Catholic families, who wanted a burial with Mass, the two were buried in the afternoon.

"BESIDES, the Socialists pinned posters on several churches forbidding the saying of Mass and entry to the churches.

"I have given orders to our men to note these facts accurately. We will compile a pamphlet and I will sign it and forward it to the United Nations and to the U. N. Educational, Scientific and Cultural Organization, and to other organizations all over the world."

Labor Day Mass Set In Chicago

Chicago — (NC) — About 1,000 working people and employers from the Chicago area are expected to attend the annual Labor Day Mass at Holy Name Cathedral here.

Arranged by the Catholic Labor Alliance, the Mass is under the auspices of His Eminence Samuel Cardinal Stritch, Archbishop of Chicago. The Rev. Benjamin L. Masse, S.J., labor editor of "America," will deliver the sermon.

Members of the sponsoring committee include Frank Annunzio, director of the Illinois Department of Labor; William A. Lee, president of the Chicago Federation of Labor; Albert M. Towers, president of the Chicago Industrial Union Council (CIO); Thomas Crowe, president of the Martin F. Lincoln Co.; and John S. Reiner, president of the Reiner Coal Co.

PRIEST PREACHES:

'Noviceship' Of[illegible] For Engaged C[illegible]

London—(NC)—The Rev. [illegible] head of a Catholic marriage [illegible] recommends a year's "noviceship" [illegible] engaged couples [illegible] practical preparation [illegible] and attitudes of present [illegible] real life.

Fr. Waterhouse, [illegible] of Britain's marriage tribunals, [illegible] Francis Xavier's, Liverpool, [illegible] the Catholic Social Guild [illegible] meet [illegible] in London, said [illegible] or nearly 50% are Catholic [illegible] cation today are adequate [illegible] aration for marriage.

"Only many people," he said, "[illegible] is getting hold of couples [illegible] just engaged or newly married [illegible] and preparing them for their married life. We might write [illegible] Catholic [illegible] the Church prepares [illegible] for religious life. We could give them something analogous to a noviceship. The [illegible] of it. We [illegible] should [illegible] to demand it.

"The Church will not allow [illegible] to take vows [illegible] before [illegible] and [illegible] [illegible] vows [illegible] [illegible] [illegible]