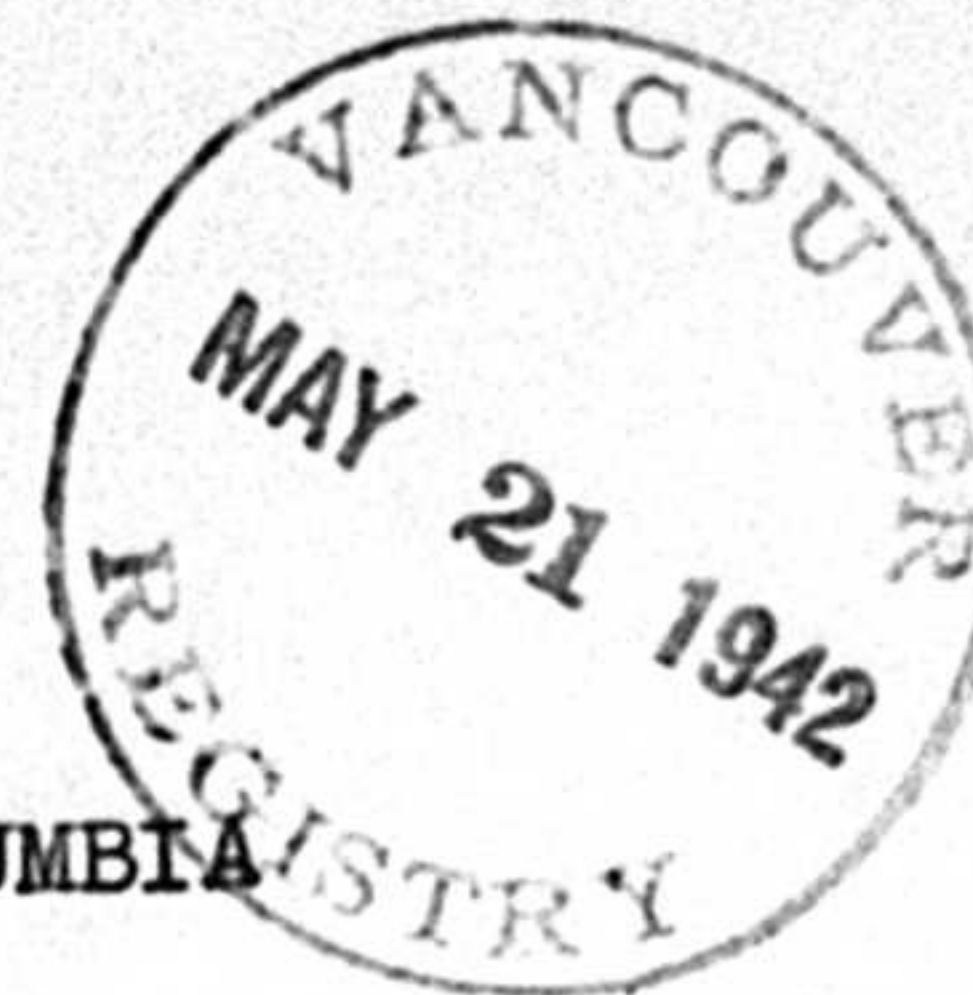


P - 28713

M28 1059

GR2202 BRITISH COLUMBIA. SUPREME COURT (Vancouver).
Probate files, 1941 - 1947.
P - 28116 to P - 36499.



IN THE SUPREME COURT OF BRITISH COLUMBIA
IN PROBATE

IN THE MATTER OF THE ESTATE
OF JOHN EISAKU TOIDA DECEASED

TO THE CHIEF JUSTICE AND JUDGES OF THE SUPREME COURT OF
BRITISH COLUMBIA.

THE PETITION of AIKO TOIDA, Spinster, of
802 East Hastings Street, in the City of Vancouver, Province
of British Columbia, HUMBLY SHOWETH:

1. THAT John Eisaku Toida, late of 2844 Main Street, in
the City of Vancouver, Province of British Columbia, Dry
Cleaner, deceased, died on the 10th day of December, A.D.
1941, at the City of Vancouver aforesaid.
2. THAT the said deceased died leaving surviving him his
Widow, Kiyo Toida, a son Hideo Toida, and two daughters,
Mariko Asazuma, wife of Shinkichi Asazuma, and your Petitioner
all of the full age of twenty-one years, and residing at
802 East Hastings Street aforesaid and without having left any
Will, codicil or testamentary paper whatsoever and that your
Petitioner is the lawful daughter and one of the next of kin
of the said deceased.

YOUR PETITIONER THEREFORE HUMBLY PRAYS that
Administration without bond of the property of the said
deceased may be granted and committed to her by this Honourable
Court.

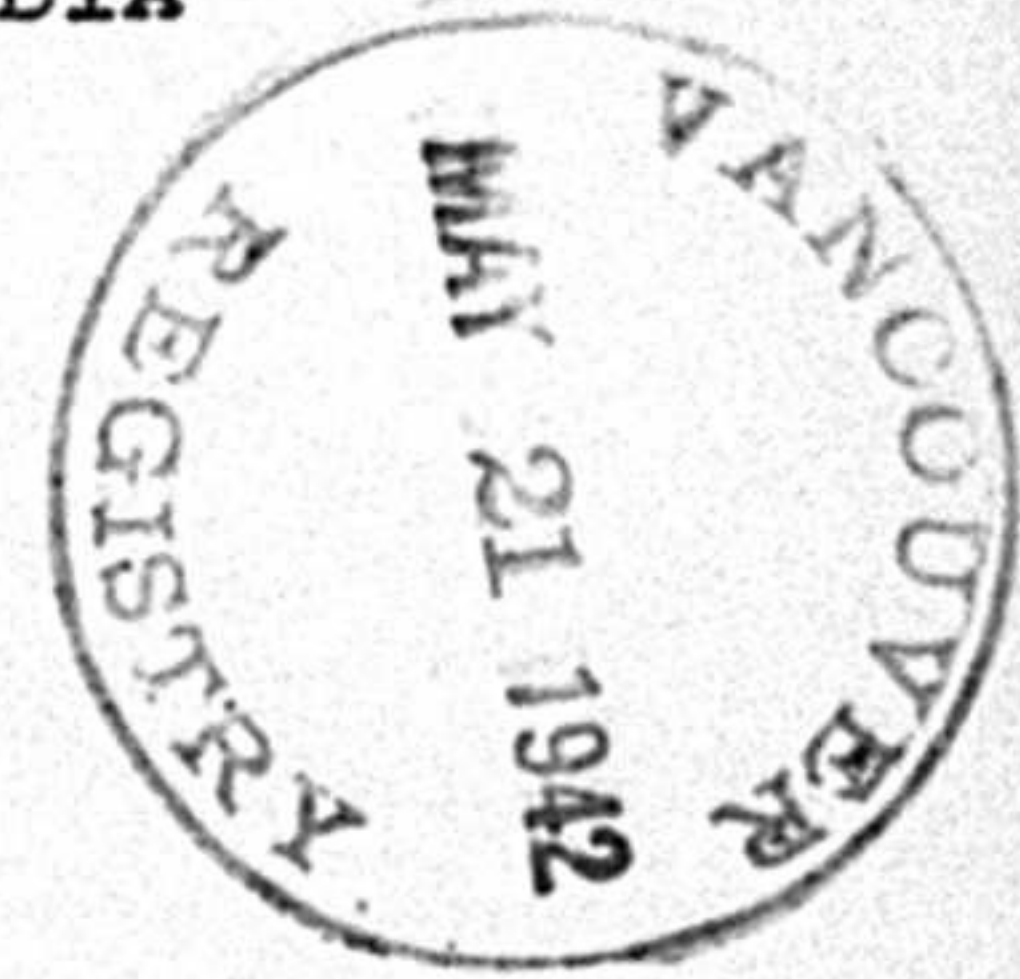
AND YOUR PETITIONER AS IN DUTY BOUND WILL
EVER PRAY ETC.

DATED at Vancouver, B.C. this 23rd day of
April, A.D. 1942.

Aiko Toida
PETITIONER

IN THE SUPREME COURT OF BRITISH COLUMBIA
IN PROBATE

IN THE MATTER OF THE ESTATE
OF JOHN EISAKU TOIDA DECEASED



I, AIKO TOIDA, Spinster, of 802 East Hastings Street, in the City of Vancouver, Province of British Columbia, MAKE OATH AND SAY AS FOLLOWS:

1. THAT John Eisaku Toida, late of 2844 Main Street, in the City of Vancouver, Province of British Columbia, Dry Cleaner, deceased, died on the 10th day of December, A.D. 1941, at the City of Vancouver aforesaid, intestate, and that I am the lawful daughter and one of the next of kin of the said deceased.
2. THAT I will administer according to law all the estate which by law devolves to and vests in the personal representative of the said deceased.
3. THAT I will exhibit a true and perfect inventory of the said estate and render a just and true account thereof whenever required by law so to do, and that the whole of the said estate amounts in value to the sum of \$4200.00 and no more to the best of my knowledge, information and belief.
4. THAT I have made diligent and careful search in all places where the said deceased usually kept his papers of moment and concern, and in his depositories in order to ascertain whether he had or had not left any will, and that I have been unable to discover any such will, and I lastly make oath that I verily believe said deceased died without having left any will, codicil, or testamentary paper whatsoever.

5. THAT the deceased prior to his death operated the wholesale dry cleaning plant known as "State Cleaners" at 2900 Main Street, in the City of Vancouver aforesaid and that after his death the business was carried on until the 9th day of May, 1942.

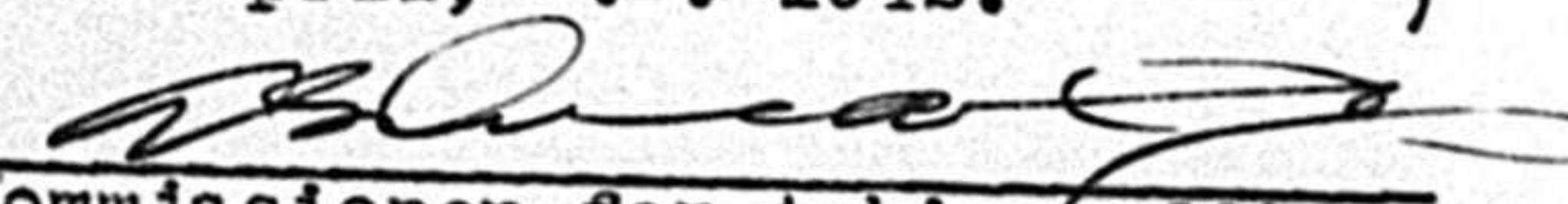
6. THAT I am familiar with the affairs of the said business and there are no debts owing in connection with the same.

7. THAT the account of the Undertaker Armstrong and Company in the sum of \$160.00, which has been paid.

8. THAT the deceased was not a national of the German Reich, the Kingdom of Italy or the Kingdom of Japan, and no assets of the Estate would in time of peace be distributed to any such nationals.

SWORN BEFORE ME at the City
of Vancouver, in the Province
of British Columbia, this 23rd
day of April, A.D. 1942.

Aiko Iwida


A Commissioner for taking affidavits
within British Columbia.

28913

S.C.B.C. IN PROBATE

IN THE MATTER OF THE
ESTATE OF JOHN EISAKU
TODA DECEASED

PETITION AND AFFIDAVIT



G. MAYALL,
Barrister & Co.,
604-535 W. Georgia
Vancouver, B. C.

May 23rd
1250
no. Bond



IN THE SUPREME COURT OF BRITISH COLUMBIA
IN PROBATE

IN THE MATTER OF THE ESTATE
OF JOHN EISAKU TOIDA DECEASED

I, KIYO TOIDA, Widow, of 802 E. Hastings
Street, in the City of Vancouver, Province of British
Columbia, being of the full age of twenty-one years,
hereby consent to Aiko Toida being appointed Administratrix
of the Estate of John Eisaku Toida deceased, without bond.

DATED at the City of Vancouver, Province of
British Columbia, this 23rd day of April, A.D. 1942.

Kiyo Toida

WITNESS:

Granville Mayall
Barrister & Solicitor
Vancouver B.C.

AFFIDAVIT OF WITNESS

PROVINCE OF BRITISH COLUMBIA)
TO WIT:)

I, Granville Mayall of the City of
Vancouver, in the Province of British Columbia, MAKE OATH AND
SAY AS FOLLOWS:

1. THAT I was personally present and did see the within
instrument duly signed and executed by Kiyo Toida, the party
thereto for the purposes named therein.
2. THAT the said instrument was executed at Vancouver, B.C.
3. THAT I know the said party and that she is of the full
age of twenty-one years.
4. THAT I am the subscribing witness to the said instrument
and am of the full age of sixteen years.

SWORN BEFORE ME at the City of)
Vancouver, in the Province of)
British Columbia, this 25th day)
of April, A.D. 1942.)

Mayall

Commissioner
A Commissioner for taking affidavits
within British Columbia.

28713

S.C.B.C. IN PROBATE

IN THE MATTER OF THE
ESTATE OF JOHN EISAKU
TODA DECEASED

CONSENT OF KINO TODA

G. MAYALL,
Barrister & Co.,
604-535 W. Georgia
Vancouver, B.C.



IN THE SUPREME COURT OF BRITISH COLUMBIA

IN PROBATE

IN THE MATTER OF THE ESTATE
OF JOHN EISAKU TOIDA DECEASED



I, Mariko Asazuma, wife of Shinkichi
Asazuma, of 802 East Hastings St., in the City of Vancouver,
Province of British Columbia, the daughter of the above-named
deceased, being of the full age of twenty-one years, HEREBY
CONSENT to Aiko Toida being appointed Administratrix of the
Estate of John Eisaku Toida deceased, without bond.

DATED at the City of Vancouver, Province of
British Columbia, this 24th day of April, A.D. 1942.

Mrs. Mariko Asazuma

WITNESS:

John Y. Shimoda

AFFIDAVIT OF WITNESS

PROVINCE OF BRITISH COLUMBIA)
TO WIT:)

I, Robert Y. Shimoda of the City of
Vancouver, in the Province of British Columbia, MAKE OATH AND
SAY AS FOLLOWS:

1. THAT I was personally present and did see the within
instrument duly signed and executed by Mariko Asazuma, the
party thereto for the purposes named therein.
2. THAT the said instrument was executed at Vancouver, B. C.
3. THAT I know the said party and that she is of the full
age of twenty-one years.
4. THAT I am the subscribing witness to the said instrument
and am of the full age of sixteen years.

SWORN BEFORE ME at the City of
Vancouver, in the Province of
British Columbia, this 25th day
of April, A.D. 1942.

John Y. Shimoda

John Y. Shimoda
A Commissioner for taking affidavits
within British Columbia.

28713

S.C.B.C. IN PROBATE

IN THE MATTER OF THE
ESTATE OF JOHN EISAKU
TODA DECEASED

CONSENT OF MARIKO
ASAZUMA

G. MAYALL, &c.,
Barrister,
604-535 W. Georgia
Vancouver, B.C.



PROVINCE OF
BRITISH COLUMBIA

OFFICE OF THE DEPUTY MINISTER
VICTORIA, B C

File #85.07

24th April, 1942.



"Court Rules of Practice Act"
Estate of John Eisaku Toida, deceased.

Pursuant to the "Court Rules of Practice Act" and the rules made thereunder, consent is hereby given to the granting of Letters of Administration to Aiko Toida, daughter of the deceased, in respect of the Estate of John Eisaku Toida, deceased.

Deputy Minister of Finance.

HNW:AF



CANADA
DEPARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN
JAPANESE EVACUATION SECTION

PHONE PACIFIC 6131
PLEASE REFER TO
FILE NO.

506 ROYAL BANK BLDG.,
HASTINGS AND GRANVILLE
VANCOUVER, B.C.

20th May, 1942.

Granville Mayall, Esq.,
604 Randall Building,
Vancouver, B. C.

Dear Sir:


Re: Estate of John Eisaku Toida, Deceased

This will confirm our telephone conversation of this afternoon regarding the matter of the appointment as administratrix of Miss Aiko Toida for the estate of her father.

Upon the basis of your statement that all of the beneficiaries of the estate are living in Vancouver, that none of the beneficiaries has been evacuated and that there are no creditors, the Custodian's office is not in any way concerned in this case at this time and has no objection to your making arrangements to obtain letters of administration for Miss Aiko Toida.

If payment is not made in full for the State Cleaners and if, in the meantime, Miss Aiko Toida is evacuated, we would appreciate your bringing this matter to our attention.

Yours truly,


R. P. Alexander
Assistant Manager

RPA:LF





IN THE SUPREME COURT OF BRITISH COLUMBIA
IN PROBATE

IN THE MATTER OF THE ESTATE OF
JOHN EISAKU TOIDA DECEASED

I, HIDEO TOIDA, of 802 E. Hastings Street,
in the City of Vancouver, Province of British Columbia,
truck driver, the son of the above-named
deceased, being of the full age of twenty-one years,
HEREBY CONSENT to Aiko Toida being appointed Administratrix of
the Estate of John Eisaku Toida deceased, without bond.



DATED at the City of Vancouver, Province of
British Columbia, this 24th day of April, A.D. 1942.

Hideo Toida

WITNESS:

Robert Y. Shimoda

AFFIDAVIT OF WITNESS

PROVINCE OF BRITISH COLUMBIA)
TO WIT:)

I, Robert Y. Shimoda of the City of
Vancouver, in the Province of British Columbia, MAKE OATH AND
SAY AS FOLLOWS:

1. THAT I was personally present and did see the within
instrument duly signed and executed by Hideo Toida, the party
thereto for the purposes named therein.
2. THAT the said instrument was executed at Vancouver, B.C.
3. THAT I know the said party and that she is of the full
age of twenty-one years.
4. THAT I am the subscribing witness to the said instrument
and am of the full age of sixteen years.

SWORN BEFORE ME at the City of
Vancouver, in the Province of
British Columbia, this 25th day
of April, A.D. 1942.

Robert Y. Shimoda

Robert Y. Shimoda
A Commissioner for taking affidavits
within British Columbia.

28713

S.C.B.C. IN PROBATE

IN THE MATTER OF THE
ESTATE OF JOHN EISAKU
TODA DECEASED

CONSENT OF HIDEO TODA

G. MAYALL, &c.,
Barrister,
604-535 W. Georgia
Vancouver, B.C.



NOTED UP GRANTED LIST

No. 287/3

IN THE SUPREME COURT.
IN PROBATE

IN THE MATTER OF THE ESTATE OF
JOHN EISAKU TOIDA DECEASED
AND

Plaintiff,

Defendant.

REQUIRED

APPLICATION FOR LETTERS OF ADMINISTRATION WITHOUT
BOND ~~THURSDAY~~, MAY 20th, A.D. 1942.

~~Thursday May 20th~~
Friday May 22nd

Dated this

21st

day of

May

G. Mayall

Solicitor for

Administratrix



H. D. [Signature]

287/3

S. C.

IN PROBATE
vs.

PRÆCIPE

—FOR—

IN THE MATTER OF THE
ESTATE OF JOHN EISAKU TOIDA
DECEASED

G. MAYALL

Solicitor for

PETITIONER

RECORDED

IN THE SUPREME COURT

JOHN EISAKU TOIDA DECEASED
IN THE MATTER OF THE ESTATE OF

Plaintiff

Defendant



SCHEDULE A.

Affidavit of Value and Relationship

affidavit is to be made by the applicant, or one of the applicants, applying for letters).

"Succession Duty Act" British Columbia (Sections 12, 13, 31, 32)



In the SUPREME COURT OF BRITISH COLUMBIA IN PROBATE

In the Matter of the Estate of JOHN EISAKU TOIDA, deceased,

I/We/ AIKO TOIDA, Spinster, of 802 East Hastings Street, in the
City of Vancouver, Province of British Columbia,

make oath and say:—
of administration
That I am/~~we~~ the applicant for letters without bond to the estate
of JOHN EISAKU TOIDA, who died on or about
the 10th day of December, A.D. 1941, domiciled in the
Province of British Columbia.

That I have caused application to be made in the office of the Registrar of the above-named Court
that letters of administration without bond be granted to the estate of the
said JOHN EISAKU TOIDA by the said Court.

That I have made full, careful, and searching inquiry for the purpose of ascertaining what real
and personal property and effects the said JOHN EISAKU TOIDA was
possessed of, or entitled to, at the time of his death, together with the market value thereof
respectively.

That I have, according to the best of my knowledge, information, and belief, set forth in the
Inventory herewith exhibited, marked "X," a full, true and particular account of all the real and
personal estate of the said JOHN EISAKU TOIDA or of which the said
JOHN EISAKU TOIDA was possessed, or to which he was entitled at
the time of his death, and of all other property, income, and interests required by the form of the
said Inventory to be set forth therein, together with the market value as at the date of death of
each and every asset forming part of the said real and personal estate and of the other property,
income, and interests particularized in the said Inventory. The said Inventory includes all real and
personal estate over which the deceased had a general or limited power of appointment. The gross
value of the said estate, property, income, and interests as at date of deceased's death was \$ 4200.00

That I have included in said Inventory every security, debt, and sum of money outstanding due or payable to or standing to the credit of the said deceased at the time of his death, and in estimating the value thereof I have included all the interest due, payable, chargeable, and accruing due thereon up to the death of the said deceased.

That, save and except what is set forth in the said Inventory, the said John Eisaku Toida was not, to the best of my knowledge, information, and belief, at the time of his death possessed of or entitled to, any debt or sum of money, or any security, pledge, or undertaking for the payment of any money to him on any account whatsoever, or to any leasehold or other personal estate, goods, chattels, or effects in possession or reversion absolutely or contingently or otherwise howsoever.

That in the said Inventory is included all the property of the said JOHN EISAKU TOIDA situate outside of this Province, as well as the property situate within the Province.

That, save and except what is set forth in the said Inventory, the said JOHN EISAKU TOIDA was not, to the best of my knowledge, information, and belief, at the time of his death seised of or entitled to any real estate in possession, remainder, and reversion absolutely or contingently or otherwise howsoever.

That, to the best of my knowledge, information, and belief, the said deceased did not voluntarily transfer by deed, grant, or gift made in contemplation of his death, or made or intended to take effect in possession or enjoyment after his death, any property or any interest therein, or income therefrom to any person in trust or otherwise by reason whereof any person is or shall become beneficially entitled in possession or expectancy in or to the said property or income thereof, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, the said deceased did not at any time within two years previous to the date of his death transfer by way of *donatio mortis causa*, or purporting to operate as an immediate gift *inter vivos*, whether by way of transfer, delivery, declaration of trust, or otherwise, any property whatsoever, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, the said deceased did not at any time previous to the date of his death transfer any property of which property the *bona fide* possession was not assumed by the donee immediately upon the gift, and thenceforth retained to the entire exclusion of the donor or any benefit to him by contract or otherwise, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, the said deceased did not transfer or cause to be transferred to or vested in himself and any person jointly any property to which he was absolutely entitled by purchase or investment, or in any other manner whatsoever, so that the beneficial interest therein or in some part thereof passed or accrued by survivorship on his death to such other person, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, the said deceased was not at the time of his death a party to any past or future settlement, including any trust, whether expressed in writing or otherwise, whether made for valuable consideration or not, as between the settlor and any other person, and not taking effect as a will whereby an interest in such property or the proceeds of the sale thereof for life, or any other period determinable by reference to death, was reserved expressly or by implication to the deceased, or whereby the deceased reserved to himself the right by the exercise of any power to restore to himself, or to reclaim the absolute interest in such property or the proceeds of the sale thereof, or otherwise resettle the same or any part thereof, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, no annuity, policy of insurance, or other interest had been purchased or provided by the said deceased, either by him self alone or in concert or by arrangement with any other person, save and except what is set forth in the said Inventory.

That I have in the Inventories respectively marked "X" and "Y," hereto annexed, set forth the assets, debts, and liabilities of the deceased and the names of the several persons to whom the property of the said deceased will pass, the degree of relationship (if any) in which they stand to the deceased, their places of domicile and residence and their addresses so far as I can ascertain them, and the nature and value of the property passing to each of these persons respectively.

Sworn before me at Vancouver
in the Province of British Columbia
this 23rd day of April 1942

Aiko Jorda

[Signature]
A Notary Public in and for the Province of British Columbia.
A Commissioner for taking Affidavits within British Columbia.

28913

Dated April 1942

In the matter of the Estate of

JOHN EISAKU TONDA

DECEASED

Affidavit

OF VALUE AND RELATIONSHIP

The Clarke & Stuart Co. Limited, Law Printers and Stationers
Vancouver, B.C.

G. MAYALL, &c.,
Barrister,
604-535 W. Georgia
Vancouver, B.C.

2. MONEYS SECURED BY MORTGAGE OR AGREEMENT OF SALE	PRINCIPAL		INTEREST		TOTAL	
NIL						

3. CASH AND GROSS AMOUNT OF LIFE INSURANCE, INCLUDING INSURANCE MONEYS PAYABLE TO A NAMED BENEFICIARY	PRINCIPAL		INTEREST		TOTAL	
NIL						

4. BOOK DEBTS AND PROMISSORY NOTES, ETC., INCLUDING INTEREST TO DATE OF DEATH	PRINCIPAL		INTEREST		TOTAL	
Accounts receivable	200	00			200	00

2. MONEYS SECURED BY MORTGAGE OR AGREEMENT OF SALE	PRINCIPAL		INTEREST		TOTAL	
NIL						

3. CASH AND GROSS AMOUNT OF LIFE INSURANCE, INCLUDING INSURANCE MONEYS PAYABLE TO A NAMED BENEFICIARY	PRINCIPAL		INTEREST		TOTAL	
NIL						

4. BOOK DEBTS AND PROMISSORY NOTES, ETC., INCLUDING INTEREST TO DATE OF DEATH	PRINCIPAL		INTEREST		TOTAL	
Accounts receivable	200	00			200	00

5. SECURITIES FOR MONEY, BONDS, STOCKS, AND SHARES
(State where bonds were found at date of death and whether shares in bearer form, and where stocks and shares are transferable if not in bearer form.)

PRINCIPAL

INTEREST

TOTAL

NIL

6. PROPERTY OR INCOME TRANSFERRED IN CONTEMPLATION OF DEATH

TOTAL

NIL

7. PROPERTY TRANSFERRED AS A <i>DONATIO MORTIS CAUSA</i> OR GIFT <i>INTER VIVOS</i>	TOTAL
NIL	

8. REAL PROPERTY VESTED IN DECEASED AND ANOTHER PERSON JOINTLY	TOTAL
NIL	

9. PERSONAL PROPERTY VESTED IN DECEASED AND ANOTHER PERSON JOINTLY	PRINCIPAL	INTEREST	TOTAL
NIL			

10. PROPERTY PASSING UNDER SETTLEMENT WHEREBY DECEASED RESERVED
RIGHT TO RECLAIM OR TO RESETTLE, OR OVER WHICH DECEASED
HAD POWER OF APPOINTMENT

TOTAL

NIL

11. BENEFICIAL INTERESTS FROM ANNUITIES PROVIDED BY DECEASED

TOTAL

NIL

12. OTHER PROPERTY

TOTAL

Household goods and furniture.....

Pictures, plate, and jewellery.....

Farming implements

Horses

Horned cattle

Sheep, swine, and other domestic animals and birds.....

Farm produce of all kinds.....

Stock-in-trade, including good-will of business.....

Other personal property not before mentioned.....

4000 00

INVENTORY Y.

In the SUPREME COURT OF BRITISH COLUMBIA IN PROBATE

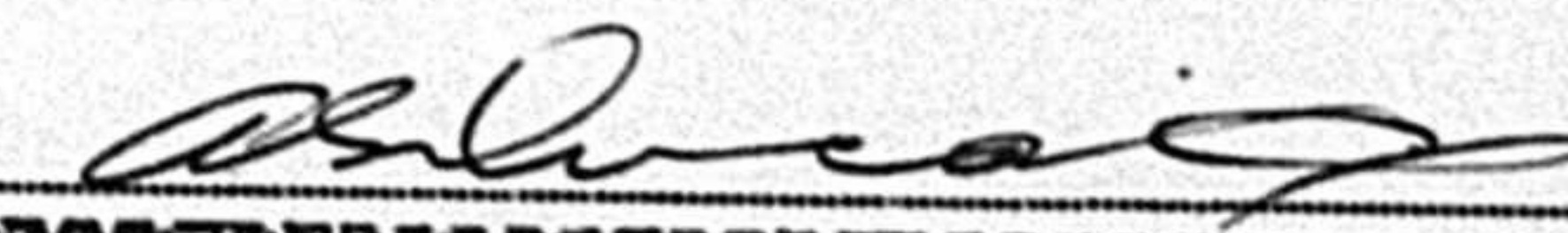
"SUCCESSION DUTY ACT" (BRITISH COLUMBIA)

In the matter of the Estate of JOHN EISAKU TOIDA Deceased.

N.B.—Relationship by marriage only must be so stated.

NAME	RELATIONSHIP	PLACE OF DOMICILE	PLACE OF RESIDENCE AND ADDRESS	Date of Birth of Life Tenants and Annuitants	PROPERTY PASSING	VALUE	
Mariko Asazuma (wife of Shinkichi Asazuma)	daughter	British Columbia	802 E. Hastings Street, Vancouver		2/9	897	78
Hideo Toida	son	British Columbia	802 E. Hastings Street, Vancouver		2/9	897	78
Aiko Toida	daughter	British Columbia	802 E. Hastings Street, Vancouver		2/9	897	78
Kiyo Toida	widow of John Eisaku Toida	British Columbia	802 E. Hastings Street, Vancouver		1/3	1346	66

This is Inventory "Y" referred to in the affidavit of Value and Relationship _____
of AIKO TOIDA
SWORN to at Vancouver, B.C., on the 23rd day of April A.D. 1942

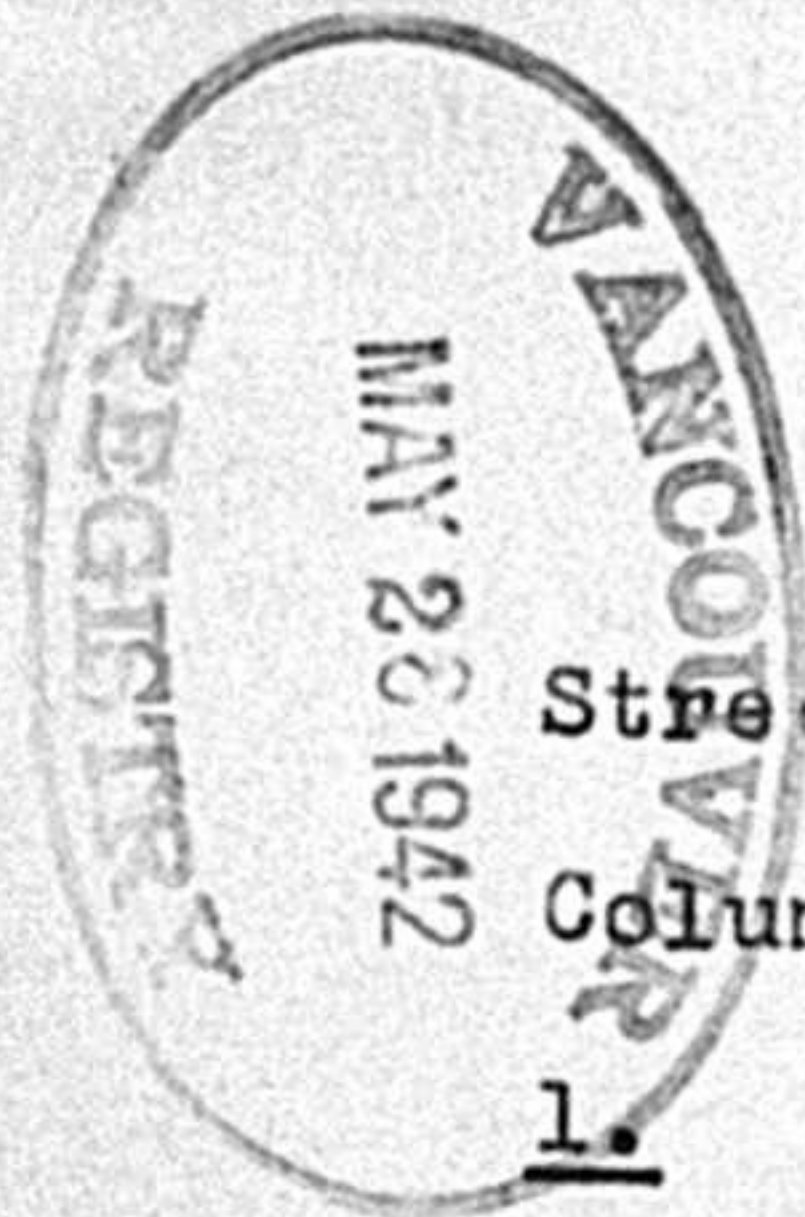

A Notary Public in and for the Province of British Columbia
A Commissioner for taking affidavits within British Columbia.



IN THE SUPREME COURT OF BRITISH COLUMBIA

IN PROBATE

IN THE MATTER OF THE
ESTATE OF JOHN EISAKU
TOIDA DECEASED.



I, Aiko Toida, Spinster, of 802 East Hastings
Street, in the City of Vancouver, Province of British
Columbia, MAKE OATH AND SAY AS FOLLOWS:

1. THAT at the time of swearing the affidavit of Value
and Relationship herein I was not aware that it would be
necessary to disclose the Insurance Policy No. 135,536 for
\$1008.02 with the Crown Life Insurance Co. as it had been
paid to the beneficiary Kiyo Toida, Widow of the above
mentioned deceased, in December, 1941.

2. THAT I am now desirous of amending Inventory X by
inserting under Item 3; "Insurance Policy No. 135,536,
Crown Life Insurance Co., beneficiary Kiyo Toida. \$1008.02".

SWORN BEFORE ME at the City)
of Vancouver, in the Province)
of British Columbia, this 27th)
day of May, A.D. 1942.)

A. Toida

S. W. Smith

A Commissioner for taking affidavits
within British Columbia.

28713 ✓

S.C. OF B.C.

IN PROBATE

IN THE MATTER OF THE
ESTATE OF JOHN EISAKU
TODA DECEASED.

Supp

A F F I D A V I T

G. MAYALL,
Barrister &c.,
604-535 W. Georgia
Vancouver, B.C.