Name of Claimant ARAKAWA, Sukeuemon Case 146

Custodian File 372

REAL PROPERTY											Total
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)			V.L.A. Mission Village			
Sale Price	5% thereof & 12.50	Sale Price	10% there-of	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices		Sale Price	Total Award 125% of all Sale Prices:		
						% of Total	Amount		% of Total	Amount	

PERSONAL PROPERTY								
Motor Vehicles		Boats and Boat Gear						
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Not Found & Recorded Now Missing	45% of amount in next preceding column	

NETS						
Total award for Nets plus Sale Price	Total Claim for Nets Sold, Declared Not Found and Recorded Now Missing	Percentage Total Award to Total Claim	Claim for Nets Sold Declared Not Found, & Recorded Now Missing	Apply % ratio to Claim	Deduct Custodian Sale Price	

MISCELLANEOUS CHATTELS								
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price	
			46%	280.00	128.80			128.80

TOTAL RECOMMENDATION	128.80

1540

CASE NO: 146.

JAPANESE PROPERTY CLAIMS COMMISSION.

Vernon, B. C.,

February 16th, 1948.

IN THE MATTER OF THE CLAIM OF

SUKEUEMON ARAKAWA.

PROCEEDINGS AT HEARING.

Original.

CASE NO: 146.

IN THE MATTER OF THE "INQUIRIES ACT"

PART 1, REVISED STATUTES OF CANADA 1927, CHAPTER 99.

JAPANESE PROPERTY CLAIMS COMMISSION.

B E F O R E

(THE HONOURABLE MR. JUSTICE H.I. BIRD, COMMISSIONER).

10 Vernon, B. C.,

February 16th, 1948.

IN THE MATTER OF THE CLAIM OF

SUKEUEMON ARAKAWA.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

J.W.G. HUNTER, Esq.,	appearing for the Dominion Government.
R.J. McMASTER, Esq.,	appearing for the Claimant.

A. WATSON, Esq.,	Secretary.
D.J. HANDFORD, Esq.,	Official Interpreter.
G. HAMBLETON, Esq.,	Official Reporter.

30

MR. McMASTER: Might I have the claim form, Mr. Secretary, please.

SUKEUEMON ARAKAWA, the claimant herein, being first duly sworn, testified through the Interpreter as follows:

DIRECT EXAMINATION BY MR. McMASTER:

Q Witness, is thisyour signature on the claim form and did you swear that declaration?

A Yes.

10 MR. McMASTER: My lord, I would ask to amend the claim form by deleting the claim for one box of books, $20.00, which will reduce the claim to $280.00. The reason is not because the books weren't there, but because their sale value probably is very unascertainable.

THE COMMISSIONER: I see.

MR. McMASTER: Q: Now, witness, did you ask Mr. Leckie to prepare this statement for you with regard to your claim for chattels in regard to this matter?

20 A Yes.

Q Would you be good enough to sign it, please?

A (Witness complies).

Q Are the statements contained in there true to the best of your knowledge and recollection?

A Yes.

MR. McMASTER: I file that as Exhibit 1, my lord.

(STATEMENT MARKED EXHIBIT NO. 1)

MR. McMASTER: Do you wish the claims analysis filed in

30 this case?

MR. HUNTER: Yes.

MR. McMASTER: I file the claims analysis on behalf of my learned friend as Exhibit 2, my lord.

(CLAIMS ANALYSIS MARKED EXHIBIT NO. 2).

MR. McMASTER: Referring to Exhibit 1, there are a large number of items set out therein with specific details. Page 2 of that exhibit, my lord, which explains with respect to the storage of the goods, this man was away up at Sunnyside Cannery at Skeena River. In the comments he advises that he has never been advised by the Custodian at any time as to the sale of any of the goods,nor has he received any of the goods and that he was a fisherman contractor for B.C. Packers, boarding fishermen, which explains the large quantity of utensils which are set out in his statement.

Now, my lord, with respect to Exhibit 2 which is the analysis of claim that my friend has asked to have filed, I would ask him to be good enough to produce and file the correspondence that is referred to in that analysis.

THE COMMISSIONER: Well is there any correspondence, because it reads, "The Custodian's representatives visited".

MR. McMASTER: If there is any, I would think there would be , unless he telephoned or wrote or something.

THE COMMISSIONER: Yes. Well, perhaps we can hear from you later in that regard, Mr. Hunter. I don't suppose you are able to deal with the question

now.

MR. HUNTER: I will just check, my lord, and make sure of that.

MR. McMASTER: I don't believe it is on your file.

MR. HUNTER: There is an extract here, my lord, from a letter dated February 23rd, 1945, H.J. Wells Limited, from the Custodian. It says, "The original is on file G-41", which I presume must refer to some other Japanese who had also stored things there.

THE COMMISSIONER: Perhaps you would read that much into the record and your friend will --

MR. McMASTER: I guess that is what appeared on this, isn't it, Mr. Hunter?

MR. HUNTER: I will check and make sure. There is a little more. It says, "Before evacuation Japanese residents at Sunnyside, upon the advice of the cannery manager, packed all valuable goods in numbered packages which have since been shipped. All other goods which were not worth moving were placed in an old shed. This shed became dilapidated and has been broken into and the contents are a decaying, rotten mass".

"The site of the shed is needed by the B.C. Packers for a new building. The manager, Mr. Mayne, looked through the collection and the only objects that looked as if they might be of some use were an old Easthope engine and a blacksmith's blower. The rest were rotting mattresses, old iron bed frames, broken buckets, etc."

MR. McMASTER: Now the other letter referred to there, my lord, April, 1942, Mr. D.A. Smith, in a letter or inventory noted that he found and listed the following goods under the name of this claimant and then lists, "33 crates, boxes, cartons, packages, cans". Does my friend have that letter or report?

MR. HUNTER: I don't see that here. I imagine that would be one of those inter-office memorandums, Mr. McMaster.

10

MR. McMASTER: I see. But my friend, I take it, is admitting that those goods were found.

MR. HUNTER: Oh, quite. It wouldn't be in the analysis if they weren't.

THE COMMISSIONER: That is quite true. They are shown on the claim form, obviously the Custodian doesn't contest the claim insofar as the existence of the goods was concerned.

MR. McMASTER: Your witness.

20

CROSS-EXAMINATION BY MR. HUNTER:

Q Mr. Arakawa, you left this property at Sunnyside Cannery; that is correct, isn't it?

A Yes.

Q And what building did you leave it in?

A In the attic of a house that was built to accommodate three people. In the attic of the cannery warehouse.

Q The attic of the cannery warehouse?

A Yes, cannery warehouse.

30 Q Now did you get permission to leave it there?

A Yes.

Q From whom did you get permission?

A Mr. Mayne.

Q Mr. Mayne. And did he say that he would look after it for you? A: Mr. Mayne had the key and the place was to be locked and so he thought it would be all right to leave it.

Q The key was left with Mr. Mayne?

A Yes.

10 Q And did he charge you for the storage at all?

A (Question Interpreted).

Q Just a minute, now. I have just asked you a simple question: Did he charge you or didn't he charge you?

A No, there was no charge.

Q And did he say that he would look after them?

A Yes, he said he would look after them.

Q He said he would look after them. Did he say that he would ship them upon request?

20 A Yes.

Q He said he would. And did he ship some to you?

A (Question Interpreted).

Q Now, now, Mr. Arakawa, I just asked you a simple question: Did he ship any of these goods to you? I didn't ask you what he shipped or anything else. I will ask that later. Did he ship them?

A Yes.

Q He did ship some. All right now. How much did he ship? How many parcels?

30 A He doesn't remember exactly but about 15 or 18

packages or parcels.

Q And these were shipped by request, at your request?

A Through the Custodian. He says his request went through the Custodian.

Q What did you request of them?

A Bedding and what food there was there.

Q You requested bedding and food?

A Yes.

Q Where were you living all this time?

10 A He ordered these while he was staying at Hastings Park.

Q And where did you live upon evacuation?

A He was living at Hastings Park at the time.

Q I want to know where you lived after Hastings Park?

A Westwold.

THE COMMISSIONER: It is in the Okanagan.

MR. HUNTER: Q: Did you have a house there?

A No.

Q How did you live? A: He was working for a

20 farmer there.

Q And are you still working for a farmer?

A He is now working for another fruit grower in Vernon.

Q You have never had a house since you were evacuated, is that it? A: No.

Q Where do you live, just in one room?

A He is renting a very small house.

Q I see. When did you start renting this small house? A: 1942 -- no, 1944,

30 June, 1944.

Q Did you ever ask for these articles here that you are now claiming for, did you ever ask for them to be shipped? A: No, he had no house to put them in so he didn't ask for them to be shipped.

Q What did you use for furniture and cooking utensils in the little house you rented?

A He had a few things when he left Hastings Park and he bought a few other things since then.

Q I see. You didn't want these items for which you
10 are making a claim.

(Question Interpreted).

THE COMMISSIONER: What is the answer?

A No, he didn't apply for them.

MR. HUNTER: Q: He didn't want them, that is what I am asking.

THE COMMISSIONER: You might get further with him if you asked him why he didn't ask for them.

A There were some things amongst them that he wanted, but he managed to get along without them.

20 MR. HUNTER: Q: I see. Why didn't you send for them?

A He said even had he sent for them he had not sufficient room to put them and couldn't find any use for some of the things that he had left behind.

Q Did you buy furniture for your house up here?

A Yes, he bought a few necessary things.

Q He bought tables and chairs?

A He bought some wood and made a few things himself.

MR. HUNTER: That is all, thank you.

THE COMMISSIONER: Now you haven't outlined your defence,
30 Mr. Hunter. What was it?

MR. HUNTER: I am sorry, my lord.

It is submitted, my lord, that of those things for which he is making a claim, in many instances they had no value and that in some cases, if they had a value, the amount for which he is claiming is an exorbitant value.

THE COMMISSIONER: Any re-examination, Mr. McMaster?

MR. McMASTER: My lord, I would just ask that my learned friend be required to produce any documents on the file by the Custodian showing a request by this man to have the goods shipped to him.

10

THE COMMISSIONER: I don't know if counsel has suggested that there was such a request.

MR. McMASTER: I am sorry, my lord.

THE COMMISSIONER: I take it this cross-examination was just a fishing expedition; you weren't speaking on the basis of any prior information as to the existence of a request for delivery.

20

MR. HUNTER: No, my lord, I was trying to find out why he didn't want this stuff, if it is so valuable.

THE COMMISSIONER: That is what I thought. However, if there should be anything in the Custodian's file, I presume that you will disclose it.

MR. HUNTER: Yes, my lord.

THE COMMISSIONER: Is this all?

MR. McMASTER: That is all.

THE COMMISSIONER: Thank you, Mr. Arakawa.

30

(PROCEEDINGS ADJOURNED SINE DIE)

Certified a correct and accurate transcript.

Gordon Hambleton

"G. Hambleton"
Official Reporter.

Case No 146

NOV 28 1947

NOTIFIED
N

8

IN THE MATTER OF a Commission to Investigate Claims of Japanese Canadians for Property Losses.

TO: The Commissioner,
Office of the Custodian,
Royal Bank Bldg.,
Vancouver, B.C.

ACKNOWLEDGED

372 Kamloops Vernon

Pursuant to the notice issued on the 26th day of September, 1947, I submit the following claim:

(1) NAME ARAKAWA (Print) Surname SUKEUEMON Given Name (RCMP) Reg. No. 11135

(2) Pre-Evacuation Address SUNNYSIDE CANNERY, SKEENA RIVER, B.C.

(3) Present Address P.O. BOX 1331, VERNON, B.C.

(4) REAL ESTATE

(a) Street Address (if any) _____ City or Municipality, _____ Province

(b) Legal description (lot number, block number, section number, etc.) _____

(c) Type of Real Property (cross out words which do not apply):

(i) Farm
(ii) Residence Type of business _____
(iii) Business
(iv) Any other type of property (describe) _____

(d) What was your interest in the property (e.g., sole owner, life tenant, joint tenant, owner of one half or one third interest, leasehold, etc.) _____

(e) Fair market value at date of sale (estimate this to the best of your ability):

(i) Land - - - - - - - - - - - - - - - - $ _____

(ii) Buildings - - - - - - - - - - - - - - - - $ _____

(iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - - - - - - - - - - - $ _____

(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - $ _____

(v) Amount at which Custodian sold property and credited your account - - $ _____

(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - $ _____

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation
Sunnyside Cannery, Skeena River, B.C.

(b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)
Cannery's warehouse

(c) How stored or packed at time of evacuation packed ready for shipment

(over)

(d) In whose care was property left at date of evacuation by the claimant. (This question refers to the terms of reference which exclude claims where the property was lost, destroyed or stolen while under the custody, control or management of any person other than the Custodian appointed by the owner of the property. It involves some definite arrangement whereby you appointed someone to take care of the property and such person accepted the responsibility of so doing. Unless such an arrangement was made the question should be answered "in no one's care") until the Custodian took over, (April 1942) our properties were in care of authorities at Sunnyside Cannery.

(e) Itemized description of personal property which is the subject of the claim:

1. 1 Box (dishes), 1 Box (pots & pans) Estimated Value $ 40.00
2. 1 Box (miscellaneous household articles) Estimated Value $ 20.00
3. 1 Box (iron kettles, sunbaichi etc) Estimated Value $ 15.00
4. ~~1 Box (Books)~~ Estimated Value $ ~~20.00~~
5. 1 Box (Bookcase & gas stove) Estimated Value $ 25.00
6. 1 Box (mantle clock) Estimated Value $ 25.00
7. 1 roll carpet Estimated Value $ 15.00
8. 1 Three quarter folding bed Estimated Value $ 20.00
9. 1 sofa and mattress Estimated Value $ 20.00
10. Dining room table (hardwood) Estimated Value $ 20.00

amend. Feby 16 28 MB

TOTAL CLAIM FOR PROPERTY LOSS $ ~~300.00~~ 280

N.B.—If you cannot list all the items here prepare a separate list with values set out opposite each item and attach it to the form. The item "personal property" includes shares, bonds, mortgages, loans, notes and all other forms of property not included in real estate.

(f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e) - $ 300.00

(6) (a) Place at which claimant prefers to be heard. (Vancouver, Kamloops, Nelson, Lethbridge, Moose Jaw, Winnipeg, Toronto or Montreal.) Kamloops ~~Vernon~~

(b) Do you require the services of an interpreter at the hearing? Yes or no yes.

N.B.—This Declaration must be sworn before a Commissioner, Notary Public or other person entitled to take declarations. All lawyers are qualified to do so.

DOMINION OF CANADA)
Province of British Columbia TO WIT:)

I, Sukeuemon Arakawa, Box 1331 of the City of Vernon in the Province of British Columbia

DO SOLEMNLY DECLARE THAT:

The information set out in the form above is true and correct to the best of my knowledge, information and belief and I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of 'The Canada Evidence Act".

DECLARED before me at the City of Vernon in the Province of British Columbia this 25th day of November A.D. 1947.

Sukeuemon Arakawa

Sidney Sayers
A Notary Public in and for the Province of British Columbia
A Commissioner &c.

N.B. — THIS FORM FULLY COMPLETED AND SWORN BEFORE A COMMISSIONER SHOULD BE MAILED BY REGISTERED MAIL TO THE COMMISSIONER, c/o THE OFFICE OF THE CUSTODIAN, ROYAL BANK BLDG., VANCOUVER, B.C., BEFORE NOVEMBER 30th, 1947. IF YOU CANNOT MAIL IT BEFORE THIS DATE SET OUT BELOW REASONS FOR THE DELAY.

11. 1 desk chair 10.00
12. 1 gremaphone 20.00
13. 1 box (gas lamp and 100 records) 30.00
14. 1 bed frame 20.00.

SUKUEMON ARAKAWA — Personal chattels — Reg NO — 11135

Description of chattels	when bought & condition	Paid	when evacuated	Value at Evacuation
I 4 Boxes containing (a) dishes (b) pots + pans, (c) misc. household articles (d) iron kettles crocks etc. including the following: 6 large white bowls; 10 large Jap bowls, 3 large crocks; 3 extra large platters, 6 large platters; 4 doz. cups + saucers; 8 large plates; 2 doz. Jap bowls; 2 doz. Jap bowls (heavy); 2 large tea kettles, 1 double boiler; 6 large pots, 2 extra large iron kettles; 10 small pots, 3 medium size iron kettles; 2 heavy skillets, large Jap tray, 2 roasting pans, 6 large pans, 2 ordinary skillets; 3 large dishpans — and other (small) articles	from 1930 on — new	Dont recall exactly, but total outlay was in excess of $300.00	— good —	$ ~~[illegible]~~ $75.00
II - 1 Box containing book case & 4 small gas stoves: Book case 44" x 46"	— built by carpenter 1938	new — $30.00	— good —	$10.00
4 small gas stoves 14" x 16" (for use in fishing houses)	— 1938 —	new — $36.00 ($9.00 each)	" —	15.00
III 1 - 3/4 folding bed (complete)	— 1932 —	new — $40.00	" —	20.00
IV Bed sofa and mattress	— 1930 —	new — 45.00	" —	20.00
V 1 roll carpet (lino) 12' x 14'	— 1939 —	new — 26.00	" —	15.00
VI 1 mantel clock - 12" x 24"	— 1927 —	new — 50.00	" —	25.00
VII 1 walnut dining table	— 1932 —	new — 45.00	" —	20.00
VIII 1 roll top desk & chair - built by carpenter	— 1931 —	new — 40.00	" —	10.00
IX 1 gramaphone 18" x 18" x 36"	— 1926 —	new — 45.00	" —	20.00
X 1 Box containing: (a) Coleman mantel gas lamp	— 1937 —	new — 11.00	" —	5.00
(b) 100 mixed Eng + Jap records	— time to time —	new — 75.00	" —	25.00
XI 1 double bed frame, with coil spring	— 1927 —	new — 60.00	" —	20.00
		TOTAL		80.00

EXHIBIT No. 146/1
DATE 16/2/48
FILED BY Mr. McMaster

Personal chattels
SUKUEMON ARAKAWA

STORAGE of Goods

These goods were stored at Sunnyside Cannery, Skeena River, all boxed and crated - About 6 other Japanese stored their goods identified all of my goods by box numbers and name (painted in white) in each case. The goods were all placed in the attic of the Cannery.

Comments

I have never been advised by the Custodian at any time as to the sale of any of these goods, nor have I ever received any of these goods from the Custodian or nominee with respect to same.

I was a fisherman contractor for BC Packers, boarding fishermen which explains the large quantity of utensils etc as set out above.

In estimating values for the items claimed by me I have deducted what I believe to be fair amounts, in each case, to allow for their age and condition as used articles

S. Arakawa

Signature.

EXHIBIT No. 146/2
DATE 16/2/48
FILED BY Mr. Hunter

ANALYSIS OF CLAIM - ARAKAWA, Sukeuemon, Reg. No. 11135 - File: 372

CLAIM		DISPOSITION OF GOODS DECLARED		
1. 1 Box Dishes 1 Box Pots & Pans	$40.00	On March 24, 1942, Sukeuemon ARAKAWA declared 44 pieces of household goods stored at Sunnyside Cannery. The list included articles similar to those dealt with in his claim.	In April, 1942, Mr. D.A. Smith of Custodian Office, found and listed the following goods under the name of Sukeuemon ARAKAWA: 33 Crates, Boxes, Cartons, Packages Cans, etc. (contents not checked) 1 Bed, complete 1 Gramophone	February 3, 1945, Custodian representative at Prince Rupert visited Sunnyside Cannery and reported: "Before evacuation, Japanese residents at Sunnyside packed all valuable goods in numbered packages which have since been shipped All other goods (not worth moving were placed in an old shed. Shed has become dilapidated, has been broken into and contents are a decaying, rotten mess."
2. 1 " Misc.H.H. Articles	20.00			
3. 1 " Iron Kettles, Crocks, etc.	15.00			
4. 1 " Books	20.00			
5. 1 Box Bookcase & Gas Stove	25.00			
6. 1 " Mantel Clock	25.00			
7. 1 Roll Carpet	15.00			
8. 1 3/4 Folding Bed	20.00			
9. 1 Sofa & Mattress	20.00			
10. 1 Dining-room Table	20.00			
11. 1 Desk Chair	10.00			
12. 1 Gramophone	20.00			
13. 1 Box Gas Lamp & 100 Records	30.00			
14. 1 Bed Frame	20.00			
	$300.00			

No goods identified as the property of Sukeuemon ARAKAWA were sold by Custodian.

"F. Matheson".

I hereby certify that the foregoing words are a true copy of the original whereof they purport to be a copy.

DATE: April 3, 1948

B. I. Larsen