Name of Claimant HAMAURA, Kaichiro Case 201

Custodian File 1546

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	
		800	80.00	00 12.50							300.00 92.50

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	
						25.00	11.25	11.25

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
			00 204.00		142.80

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 46%	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	
				15.00	6.90			6.90

TOTAL RECOMMENDATION	553.45

1540

CASE NO: 201

JAPANESE PROPERTY CLAIMS COMMISSION

Vernon, B.C.

April 23, 1948

IN THE MATTER OF THE CLAIM OF

KAICHIRO HAMAURA

PROCEEDINGS AT HEARING

Original

CASE NO: 201

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

(HIS HONOUR, JUDGE J.R. ARCHIBALD, SUB-COMMISSIONER)

10 Vernon, B.C.

April 23, 1948

IN THE MATTER OF THE CLAIM OF

KAICHIRO HAMAURA

PROCEEDINGS AT HEARING

20 APPEARANCES:

D.S. McTAVISH, Esq.,	appearing for the Dominion Government.
R.J. McMASTER, Esq.,	appearing for the Claimant.
T.J. MARRION, Esq.,	Secretary to Vernon Sub-Commission.
G.N.R. UPTON, Esq.,	Official Interpreter
G. HAMBLETON, Esq.,	Official Reporter.

30

MR. McMASTER: K. Hamaura was192 on the original list, it will be case No. 201.

KAICHIRO HAMAURA, the Claimant herein, being first duly sworn, testified through the official interpreter as follows:

MR. McMASTER: Have you the original claim form, please, Mr. Secretary? (Handed to Mr. McMaster.)

Your honour, in this case, I would ask leave to amend the chattel claim on the back of the -- I am sorry, there isn't any chattel claim. The situation is this: The claimant, in filing his claim, shows land and buildings $1500.00, and then under item 4 (e)(iii), which reads, "If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable)" he placed the figure $1500.00. This man is a fisherman and has no business or goodwill, tenancies or like things, and apparently, whoever filled in the form for him, put $1500.00 in that item. He is claiming for chattels and for a vessel, and they show a list of chattels attached to the form. They show the total claim for personal property on the back of the claim form. I would ask to reduce the claim for chattels, ordinary chattels, to $244.00.

Now, with regard to this item on the front page which appears opposite "If business, put value," etc., as I say, the claimant had no business; he was a fisherman. He instructs us that it was his intention there to make a claim for his fishing vessel.

I would therefore ask leave to have that claim described as a fishing vessel claim, and the claim remains at $1500.00, the boat having been sold for $600.00, making a net claim of $900.00.

MR. McTAVISH: Your honour, I would like --

MR. McMASTER: Just a minute, if you would, Mr. McTavish.

Regarding the real property claim, the claim is $1500.00, the amount received by the Custodian was $800.00, leaving a net real property claim of $700.00.

Now, with respect to the fishing vessel, I might say that the Custodian's office was not taken by surprise. As shown in the summary of the information which they produced to us on their file, they presumed that it must be referring to his fishing vessel, the "Acme K". They do point out, however -- and I imagine this is the grounds of my friend's objection -- that according to their information the vessel was sold by the Japanese Fishing Vessels Disposal Committee and not by the Custodian. The vessel, apparently, according to the Custodian's information, was sold for $600.00 on June 22, 1942.

The evidence which the claimant will give is that he at no time consented to the sale, as far as he can remember, or gave any other person the authority to consent to the sale.

In hearings some time ago on the question of fishing vessels, the Commissioner ruled that fishing vessels which were sold prior to August 1st,

1942, would not be deemed to be within the scope of the Terms of Reference. However, subsequent to that ruling, Mr. Hunter, the Counsel for the Crown on the Main Commission, after certain other cases had arisen, filed a memorandum with regard to the fishing vessel situation which showed that prior to August 1st, 1942, the Fishing Vessels Disposal Committee took it upon themselves to purport to make sales of Japanese vessels, or vessels owned by Japanese persons, and that it appeared, after they had done so, that they had no legal authority so to do.

The contention which I have previously raised before the Commissioner and which has not yet been argued is that if the Fishing Vessels Disposal Committee disposed of these vessels without any legal authority, then they continued to vest in the Custodian and he either must have executed a bill of sale, and therefore have been the vendor, or alternatively that if he didn't execute a bill of sale, well, then, the fishing vessel is lost property unless the Custodian can now produce it and say, "Here is your boat back."

As a result of the brief which was filed by Crown Counsel, it was my understanding that the Sub-Commissioners would hear claims of fishing vessels which were disposed of both after August 1st, 1942 and vessels which were disposed of before that date by the Fishing Vessels Disposal Committee in cases where the claimant or his attorney or

somebody on his behalf had not been a party to the sale. In those circumstances, I would ask that the claim with respect to the fishing vessel be heard subject to argument subsequently before the Commissioner and to his ruling as to its admissibility.

MR. McTAVISH: Your honour, with regard to that, I would point out that on the claim form, the claim which my friend alleges is a proper real property claim, my contention is that an application to add a fishing vessel claim at this date is tantamount to a new claim entirely.

My friend has pointed out the summary of the claim which I have received from the Custodian's office where he makes the remarks that my friend has made, but on this whole file that is the only reference I have to this fishing vessel or anything about it, and I have no material to answer any claim or to cross-examine on any daim that is put in.

With regard to my friend's second contention, I have here a list of rulings made by Mr. Justice Bird, and I have received nothing later than that with regard to fishing vessels. Ruling number 5 reads as follows:

"Claims relating to losses sustained in respect of fishing vessels or gear from such vessels will not be considered unless the vessel had not been disposed of by the Fishing Vessels Disposal Committee prior to August 1st, 1942 and consequently

the vessel became vested in the Custodian as at August 1st, 1942 pursuant to Order in Council PC 6247 of July 20, 1942."

My friend states there has been a later ruling than that, but that later ruling hasn't been transferred to myself.

If this claim is allowed to go in, your honour, I would suggest that the submissions with regard to the defence on it and the right to cross-examine be reserved to Crown Counsel at a later date.

Mr. McMASTER: That is reasonable enough, your honour.

THE COMMISSIONER: Yes. Well, I presume we will have to do that, but it will be rather hard unless you have another hearing here or elsewhere.

MR. McMASTER: Well, I am afraid the claimant will have to be in the position of coming to Vancouver and being cross-examined.

THE COMMISSIONER: Will he be allowed to do that?

MR. McMASTER: I think a permit could be obtained for that purpose, your honour.

THE COMMISSIONER: With that notation on the record, we will proceed, then.

DIRECT EXAMINATION BY MR. McMASTER:

Q: Witness, did you instruct Mr. Leckie to prepare this statement with regard to the real estate at Quathiaski Cove with respect to which you are claiming?

A: Yes.

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

A: (Witness complies)

Q: Are the statements contained therein true to the best of your knowledge and recollection?

A: Yes.

MR. McMASTER: I ask to file that statement with regard to real estate as Exhibit No. 1.

(STATEMENT MARKED EXHIBIT NO. 1)

MR. McMASTER: On behalf of my learned friend I would file what purports to be an extract of P. Leo Anderton's letter dated July 7th, 1944, and which purports to be an appraisal on this property.

(EXTRACT FROM LETTER MARKED EXHIBIT NO. 2)

MR. McMASTER: I might refer to Exhibit No. 1, your honour. This property is situated at Quathiaski Cove in B.C. The house there is a one-storey house with three rooms and the description of it is shown on the statement. It is a fisherman's district. The claimant states that he bought the land as vacant land in 1937 for $280.00 and he erected the house and woodshed, bathroom, and built a fence as shown on his statement at the cost shown there, that he attended to the ordinary repairs. He points out that the appraisor fails to mention the woodshed, bathhouse and fencing, and he states that he disagrees that the house was in poor condition, stating it was built quite recently , and while the outside may have looked somewhat rough, the inside was very well finished and the floors and windows were all factory made and varnished. He states that this was an excellent frontage on the sea. He mentions that in addition to the fore-

going, he erected or installed a float which was left with the property. He considers that a fair value in November, 1944, when the property was sold would be at least $1500.00.

Q: Witness, did you instruct Mr. Leckie to prepare this statement with regard to the boat "Acme K" with respect to which you are now making a claim?

A: Yes.

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

10 A: (Witness complies)

Q: And is this the statement which you drew with regard to the equipment referred to in that yellow form that I just showed you? A: Yes.

Q: Are the statements contained in the yellow form and in the attached inventory true to the best of your knowledge and recollection? A: Yes.

MR. McMASTER: I would ask to file the statement and the inventory as the next Exhibit.

(STATEMENT AND INVENTORY MARKED EXHIBIT 3)

20 MR. McMASTER: I would just like to refer to the comments on the last exhibit. The claimant says that so far as he can remember, he never at any time consented to the sale of the vessel, nor did he sign any document or paper purporting to be a bill of sale or release of interest in the vessel.

Q: Witness, did you ever give to any other person a power of attorney or any authority to sell or agree to the sale of this vessel on your behalf?

A: Absolutely nothing.

30 Q: Now, witness, did you instruct Mr. Leckie to prepare

this statement with regard to the personal chattels with respect to which you are claiming?

A: Yes.

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

A: (Witness complies)

Q: Are the statements contained therein true to the best of your knowledge and recollection?

A: Yes.

MR. McMASTER: I would ask to file this statement with
10 regard to personal chattels claimed as the next Exhibit.

(STATEMENT MARKED EXHIBIT No. 4)

MR. McMASTER: Referring to the exhibit just filed, your honour, I would draw attention to the fact that the claimant states that the goods were left in his home at Quathiaski Cove, the nets and lines were spread on the deck of the attic, the large skiff was left in the woodshed, the herring boxes were piled up outside the house, the windows were nailed
20 with planking, and the house locked and doors boarded, and likewise the doors and windows of the woodshed were locked and boarded. All of the chattels claimed for, with the exception of the codfish line, the claimant states, were declared by him in his J.P. form, and he states that he declared the codfish line in a letter to the Custodian dated October 28, 1942, and he shows the cost price and the values that he places on the goods in his statement.

30 Q: Now, witness, in this last statement which has

just been filed as an exhibit, you are claiming for a trunk. Did you at any time receive that trunk?

A: No.

Q: And with regard to any of the other chattels with respect to which you are now making a claim, did you ever receive any of those or sell them or authorize their sale?

A: I received a few kitchen utensils.

Q: Is he claiming with respect to those things which he
10 received? A: No.

MR. McMASTER: Your witness.

MR. McTAVISH: Your honour, it is submitted that the real property was sold for its fair market value. It is submitted that the values claimed by the claimant for his personal property are exhorbitant.

With regard to the boat, your honour, the submission with regard to defence will have to come later.

I would ask my friend to admit the assessed
20 value of the property.

MR. McMASTER: In which year, Mr. McTavish?

MR. McTAVISH: The year 1944. The land is shown at $300.00, the improvements $300.00.

MR. McMASTER: That appears to be correct.

MR. McTAVISH: I have here a J.P. form dated 19th March, 1942.

CROSS EXAMINATION BY MR. McTAVISH:

30 Q: Would you ask the witness if he identifies his signature on that? A: Yes, it is.

Q: Would you ask him if he remembers signing that form? A: Yes.

Q: Did you give the information that is put in that form?

A: I must have given this information to the individual.

MR. McTAVISH: I put this in as Exhibit 5.

(J.P. FORM MARKED EXHIBIT NO. 5)

MR. McTAVISH: Your honour, referring to the J.P. Form, the articles for which the claimant claims, with the
10 exception of the codfish line are all shown on the J.P. Form. The statement with regard to real property shows the value of the real property at $1000.00.

Q: Where is Quathiaski Cove?

A: It is about 95 miles north of Vancouver.

Q: What is the population?

A: There is the Anderson Cannery there -- about 400 people.

Q: Is there a town there or is it all one cannery?

20 A: There are a lot of other houses besides the cannery.

Q: How many stores are there in the town?

A: There are two large stores there.

Q: Did you live in the town itself or in the cannery property?

A: I was in the cannery neighbourhood for five years, and then I subsequently bought property in the neighbourhood of the town and built my house.

Q: How many Japanese lived at Quathiaski Cove?

30 A: Five families.

Q: And how many white families?

A: About 100. There were others outside in the surrounding district and in the Indian reserve.

Q: What date were you evacuated?

A: In March, 1942.

MR. McTAVISH: That is all, your honour.

RE DIRECT EXAMINATIONBY MR. McMASTER:

Q: Is Quathiaski Cove a fishing town?

A: It is a fishing place, but there are farmers, too, in the neighbourhood.

Q: Quite a number of fishermen live there during the off-fishing season?

A: Yes, there are a lot of houses around the cannery with white people.

Q: In recent years has there been any development of building houses around Quathiaski Cove, that is, prior to his evacuation?

A: The town or the village was progressing at the time I was there, becoming larger.

20 MR. McMASTER: Perhaps my friend would admit that this cod line was declared in a letter dated 28 October, 1942 to the Custodian?

MR. McTAVISH: According to information on the file, that is correct, sir.

MR. McMASTER: Would my friend admit that it would appear that the large skiff which is claimed for was stolen and that apparently the Custodian -- I can't very well ask him to admit that -- I am going to ask him

30 if he will undertake to produce to me a letter

a letter dated October 11, 1944 from H. Thomas, who was apparently engaged by the Custodian to look at this man's property and to make some appraisals on it.

MR. McTAVISH: I will undertake to produce that to you, Yes.

MR. McMASTER: And did you make the admission with regard to the skiff, Mr. McTavish?

MR. McTAVISH: No, your honour, I have no information with regard to that. On the form my friend is looking at, the Claims Analysis form, there is a notation with regard to the skiff reading, "Not seen. H. Thomas, October 11, 1944. No trace of. Probably stolen."

MR. McMASTER: Well, if my friend produces the letter, that will probably explain the situation with regard to that.

No further questions.

THE COMMISSIONER: All right.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

I hereby certify the foregoing to be a true and accurate transcript of the proceedings herein.

Gordon Hambleton

G. Hambleton
Official Reporter.

I hereby certify that the foregoing transcript purports to be an accurate record of the evidence adduced before me.

J Archibald

Sub-Commissioner.

NOV 25 1947
NOTIFIED

3 CASE No 201.

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

1546

Vernon

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

(1) NAME HAMAURA (Print) Surname Kaichiro Given Name (RCMP) Reg. No. 06725

(2) Pre-Evacuation Address Quathiaski Cove, B. C.

(3) Present Address P. O. Box 1115, Vernon, B. C.

(4) REAL ESTATE

(a) Street Address (if any) Quathiaski Cove, B. C.
City or Municipality, Province

(b) Legal description (lot number, block number, section number, etc.)
Lot three (3) of Lot one hundred and eighty (180)
Sayward District Plan 4405.

(c) Type of Real Property (cross out words which do not apply):
(i) ~~Farm~~
(ii) Residence Type of business Fishing
(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.) sole owner

(e) Fair market value at date of sale (estimate this to the best of your ability):
(i) Land - - - - - - - - - - - - - - - - $)
(ii) Buildings - - - - - - - - - - - - - - - $) 1500.00
(iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - - - - - - - - - - - $ 1500.00
(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - $ 3000.00 1500
(v) Amount at which Custodian sold property and credited your account - - $ 1391.50 800
(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - $ 1608.50 700

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation
At Quathiaski Cove Property

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

(c) How stored or packed at time of evacuation
Left in house

(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") _____

in no one's care

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

1. _____ Estimated Value $_____
2. _____ Estimated Value $_____
3. _____ Estimated Value $_____
4. _____ Estimated Value $_____
5. _____ Estimated Value $_____
6. _____ Estimated Value $_____
7. _____ Estimated Value $_____
8. _____ Estimated Value $_____
9. _____ Estimated Value $_____
10. _____ Estimated Value $_____

TOTAL CLAIM FOR PROPERTY LOSS $ 575.50

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) - $ 2084.00

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

Vernon, B. C.

(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, KAICHIRO HAMAURA of the P.O. Box 1115
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 Hamaura Kaichiro
this 14th day of November)
A.D. 1947. Sidney Sayer) 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.

_____

_____

_____

_____

HAMAURA, Kaichiro

5. PERSONAL PROPERTIES

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

1.	2 beds	Estimated value...$	40.00
2.	4 Maple and arbutus tables	Estimated Value...$	70.00
3.	7 Chairs	Estimated Value...$	10.00
4.	Gas Lamp	Estimated Value...$	5.00
5.	Trunk	Estimated Value...$	20.00
6.	2 small travelling cases	Estimated Value...$	44.00
7.	Stove	Estimated Value...$	80.00
8.	Sewing Machine	Estimated Value...$	120.00
9.	Kitchen Utensils	Estimated Value...$	40.00
10.	50 lbs. of lead	Estimated Value...$	4.00
11.	1 small skiff	Estimated Value...$	10.00
12.	Trawl Net	Estimated Value...$	50.00
13.	Toilet	Estimated Value...$	50.00
14.	1 large drawer	Estimated Value...$	30.00
15.	2 tables	Estimated Value...$	4.00
16.	Sofa	Estimated Value...$	50.00
17.	2 Clocks	Estimated Value...$	5.00
18.	3 Blankets	Estimated Value...$	15.00
19.	Massage Machine	Estimated Value...$	35.00
20.	Heater	Estimated Value...$	8.00
21.	Gas Iron	Estimated Value...$	7.00
22.	Tools	Estimated Value...$	25.00
23.	1 large skiff	Estimated Value...$	30.00
24.	8 Herring Boxed	Estimated Value...$	70.00
25.	Perch Net	Estimated Value...$	20.00
~~26.~~	~~Trap~~	Es	
26.	150 lbs. Galvanized Anchor	Estimated Value...$	25.00
27.	1 pr. field glasses	Estimated Value...$	30.00
28.	4 cord wood	Estimated Value...$	24.00
29.	70 lbs. Cod Line	Estimated Value...$	42.00
30.	Fishing Tackle	Estimated Value...$	40.00
~~Six~~	~~300 lbs Rice~~	~~Estimated Value~~...$	
31.	Toilet Paper	Estimated Value...$	2.50
32.	1 pr. Gum Boot	Estimated Value...$	6.00

	$ 971.50
Received from Custodian	396.00
Balance Due..Loss Claim.....	$ 575.50

K Hamaura
(Claimant's Name)

REAL ESTATE
(Other than farm)

04725
Reg. No.

Type of Premises (e.g. House, Store, etc.)	No. of Rooms	Type of Finish	Use of Premises	Size of Lot	When Purchased	Date of Purchase
Premises at Quathiaski Cove, BC, consisting of house, woodshed and bathhouse erected on lands.	House - one story - 3 rooms, size 20x24 - bluish toilet (with outlet to sea)	Frame on posts - shingle roof - V-joint varnished inside - floors ship lap & fir (oilcloth covered)	dwelling	40x120	1937	—

Type of Locality	Cost Price	Improvements made by Claimant	Estimated Value	Date of Sale
Fishermans locality	$280.00 (as vacant land)	(1) Erected house (see descrip. tion above) - in 1937 - hired labour and bought materials - cost app. $800.00 (2) Erected woodshed in 1937 - 14x24 - frame on posts, shingle roof - hired labour and bought materials; also salt room (part of same building) - cost app. $ — (3) Built fence on 4 sides (320') - cedar posts and split cedar boards (closely laid) - iron balcony & bought materials - in 1938 - cost (est) 75.00	$1500.00 (land and improvements)	

Comments re upkeep of premises:
Ordinary repairs ~~also~~ attended to as required. —

Comments re Appraiser's report not covered above:
The appraisers fails to mention the woodshed, salt house and fencing. I disagree that the house was in poor condition. It was quite recently built, and while the outside may have looked somewhat rough, inside was very well finished and floors and windows were all factory-made and varnished cornices. This was an excellent frontage on the sea. In addition to the foregoing erections, I bought a float 100' long and left it on the property. I believe that a fair value for my property when sold by the Custodian in Nov 1944, would be at least 1500.00 —

K. Hamaura
SIGNATURE

EXHIBIT No. 201-1
DATE 23 April 1948
FILLED BY Claimant.

EXTRACT OF P. LEO ANDERTON'S LETTER, DATED JULY 7th, 1944.

File 1546.

Catalogue #540: Lot #3, Map 4405. Has small house 18 x 26, three rooms, flush toilet but no bath or hot water tank. Poor condition.

Land Value	$200.00
Improvement Value	600.00
Total Value	$800.00

Nov 44.

EXHIBIT No. 201-2
DATE 23 April 1948
FILLED BY
Claimant
on behalf of Crown

1 TENT $7.00
1 SWEATER 7.00
2 PILLOWS 2.00
5 CHARTS 5.00
3 ANCHORS 80#16.00
1 GAS STOVE 5.00
1 SET MECHANICS TOOLS 15.00
1 SEARCHLITE 16.00
1 ELECTRIC HORN 4.00
1 STOVE 5.00
1 GENERATOR 35.00
1 BATTERY 7.00
1 HANDSAW 2.00
1 NAIL HAMMER 1.25
1 BELT (12 FT.) 10.00
1 PUMP (BRASS) 5.00
1 ANCHOR ROPE 10.00
1 FISHING TACKLE 20.00
1 BLOW TORCH 8.00
1 ~~BLOW TORCH~~ BAROMETER 30.00
4 GALS. LUBE OIL 4.00
2 WING PUMPS 8.00
2 STEERING WHEELS (BRASS) 7.00
1 WATER TANK 8.00
1 COMPASS 7.00

2 WATER PAILS $1.00
5 SPARE JETS FOR NOZZLES 12.50
1 GREASE PUMP 8.00

GRAND TOTAL $265.75

Hamburg

EXHIBIT No. 201-3
DATE 23 April 1948
FILLED BY Claimant

K. Hamawa
(Claimant's Name)

PERSONAL PROPERTY
(Fishing vessels, gear and equipment)

04725
Reg. No.

NETS:

Type	Size	Mesh	Fathoms	Age at Evacuation	Original Value	Estimateded value at Evacuation
n/a —						

VESSELS SOLD BY CUSTODIAN

NAME	Reg. No.	Type	Date Purchased	New or Used	Price Paid	Maintenance Work	Condition When Evacuated	With whom left	Estimated Value
M/V "Acme K" 37' long x 10' beam	—	Cod fishing	1920	new	7 for hull (alone) 1000.00	Scraped once a year painted 3 times a year	good	Navy	$1500.00 (including gear as below)

Improvements to Vessel since date of purchase:	Type	Date	Cost
Installed new engine in 1939	24 HP Bolender diesel	1939	$1500 —

OTHER GEAR:

Description	Date Purchased	New or Used	Price Paid	Condition when Evacuated	Estimated value at date of evacuation
See list annexed — value included in $1500 noted above — ie Total amount claimed is $1500					

Arrangements made for storage when evacuated:
Turned over to Navy in Dec 1941 —

Additional Comments, if any: So far as I can remember, I never, at any time, consented to the sale of this vessel, nor did I sign any document or paper purporting to be a bill of sale or release of interest in this vessel. I believe the vessel (as equipped) was worth at least the sum of $1500.00 when sold in June 1942, for $600.00

K. Hamawa
SIGNATURE

EXHIBIT No.
DATE
FILED BY

EXHIBIT No. 201-3
DATE 23 April 1948
FILLED BY
Claimant

K Hamaura
(Claimant's Name)

PERSONAL CHATTELS

— 04725 —
Reg. No.

Description of Major Items (and particularly of goods lost, stolen or destroyed)	Approximate Date Purchase	New or Used When Purchased	Price Paid	Condition when Evacuated	Estimated value at Date of Evacuation
1 Trunk	1935	new	$25.00	good	$15.00
lead line (50 lbs)	1934	"	5.00	new (unused)	4.00
1 Trawl net (20 fathoms)	1938	"	100.00	good	50.00
1 large skiff (4'x16')	1939	"	30.00	good	25.00
8 Herring boxes	1938	"	96.00	"	64.00
1 Perch net (40 fathoms) (with cork & lead lines)	1936	"	115.00	~~almost new~~ good	10.00
1 cod fish line (70 lbs)	1939	"	42.00	almost new	35.00
Fishing tackle - hooks, swivels, rings & lines:	1938	"	40.00	unused	40.00
				Total —	$244.00

Description of Storage of Goods:
the above goods (except as noted hereunder) were left in my home at Quathiaski Cove BC. The nets & lines were spread on the floors of the attic. The large skiff was left in the woodshed. The herring boxes were piled up outside of the house. Windows were nailed with planks & house locked. Two doors boarded.. Doors were boarded and also windows in woodshed. —

General Statement as to Chattels not Described above:
all chattels, which are the subject of claim are detailed above —

EXHIBIT No. ____
DATE ____
FILED BY ____

Additional Comments, if any: all of the above chattels, with the exception of the cod-fish line, were declared by me in my 1/5P form. I declared the cod fish line in letter to Custodian dated Oct 28/1942. I am making no claim in respect of any of the articles sold by the Custodian for $39.00 to the purchaser of my real estate. I have allowed for depreciation on used articles

K. Hamaura
SIGNATURE

EXHIBIT No. 201-4
DATE 23 April 1948
FILLED BY Claimant

FORM "JP"

FILE No. 1546

Hastings Park

OFFICE OF THE CUSTODIAN

JAPANESE SECTION

To be completed by persons of the Japanese race having property in any protected area. The proper administration of this property requires such persons to give full particulars as requested in this form.

PERSONAL INFORMATION

NAME: Hamaura, Kaichiro

HOME ADDRESS: Quathiaski Cove, B.C.

REGISTRATION NUMBER 06725 SEX: Male AGE: 54

OCCUPATION: Fisherman

(If any business or businesses carried on, state where, under what name and whether carried on by yourself or in partnership with anyone; if partnership, give partner's name.)

EMPLOYER: None

MARRIED? Yes

NAME OF WIFE OR HUSBAND: Hamaura, Asano

ADDRESS OF WIFE OR HUSBAND: Quathiaski Cove, B.C.

NAMES OF ANY LIVING CHILDREN: None

ADDRESS OF CHILDREN: None

AGE OF CHILDREN:

STATEMENT OF ALL REAL PROPERTY (Each parcel must be mentioned and particulars given)

1. LOCATION AND DESCRIPTION: 1 lot(40 ft.x 100 ft.) upon which stands 1 small 3 room house. This property is located near the Quathiaski Cannery Co.,Quathiaski Cove. Value of property $1,000 Title Deed no.111650-1. Registered at Victoria, B.C.

2. BUILDINGS AND OTHER IMPROVEMENTS: Woodhouse.

3. INSURANCE (Give particulars; state where policies are) None

4. TAXES (Amount and where payable) About $14. Payable at Courtnay, B.C.

5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed) None

EXHIBIT No. 201 - 5

DATE 23 April 1948

FILED BY Crown

6. OCCUPANCY AND LEASES (If vacant so state) Vacant, previously occupied by owner.

7. STATE WHEREABOUTS OF TITLE DOCUMENTS: .....

8. STATE IF ANY OTHER PERSON HAS ANY INTEREST: None

9. IF FARM LAND STATE CROPS SOWN None

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: .....

2. LANDLORD'S NAME AND ADDRESS: .....

3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID: .....

4. STATE WHEREABOUTS OF LEASE: .....

5. SUB-TENANTS, IF ANY (Give name, address, rent and to what date paid) .....

6. IF FARM LAND, PARTICULARS OF CROPS SOWN: .....

STATEMENT OF PERSONAL PROPERTY OWNED:

1. GIVE BRIEF DESCRIPTION AND STATE LOCATION OF FURNITURE, FIXTURES, EQUIPMENT AND MACHINERY, STOCK IN TRADE AND PERSONAL EFFECTS: .....

Household furniture including kitchen utensils $273. 1 Trunk $20; stove $80; sewing machine $120; 50 lbs. of lead; 1 small skiff $10; Trawl net $50; toilet $50; fishing tackle $40; massage machine $35; heater $8; gas iron $7; tools $25; 1 large skiff $30; 8 herring boxes $70; perch net $20. All are in the house of owner at Quathiaski Cove, B.C.

2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS None

3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR CLAIM ON ANY SUCH PROPERTY None

FORM "JP" FILE No.

4. INSURANCE CARRIED ON ABOVE PROPERTY: None

5. MORTGAGES, LIENS AND OTHER CLAIMS ON PROPERTY IN POSSESSION OF OTHERS: None

6. MONEYS OWING TO YOU (State if any of these debts assigned and if so, to whom) None

7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)

Victory Bonds 2 @ $100 eac. In owners possession.

8. BANK ACCOUNTS: a/c with The Royal Bank of Canada, East End Branch, Van. a/c # H 88 or 1188 $637.

9. LIFE INSURANCE: Policy with Sun Life Ins. Co. of Canada. Policy 2,160,224 Value $1,000. Beneficiary Assured's wife, Hamaura, Asano. Policy in owners possession.

10. INTEREST IN ANY ESTATES OR TRUSTS None

11. SAFETY DEPOSIT BOX: None

LIABILITIES:

1. PERSONAL DEBTS: None

2. TRADE DEBTS: None

REMARKS:

I, the undersigned, hereby voluntarily turn over to the Custodian all my property in the protected area as set out above, excepting fishing vessels, deposits of money, shares of stock, debentures, bonds or other securities, if any. (Not on original)

I certify that the above information is true and complete and fully discloses all my property of every description in any protected area in British Columbia and sets forth all my liabilities direct and indirect.

Dated this 19th day of March 1942

(Signature) Kaichiro Hamaura

" T.Fulton Williams"
Witness

FOR DEPARTMENTAL USE

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

May 20,1948 [signature]

MEMORANDUM

Why

TO: Mr. F. G. Shears

December 9th, 1949.

FROM: Mr. J. Cuming

Re: Case No. 201 - Kaichiro HAMAURA

Special Award of $300.00 - in addition to normal award

Resold Jan 1946 - $1600
asst. val. 1100
sale at $800

REAL PROPERTY (Cat. 540)

Lot 3 of Lot 180, Sayward District, Plan 4405, declared by Claimant when registering and stated by him at that time to have a value of $1,000.00 (Exhibit #5).

Claimant states (Transcript Page 7, Line 17) that he purchased the land in 1937 for $280.00 and erected the following(Exhibit #1):

House	1937		$ 700.00
Woodshed (bathroom incl.)	1937		250.00
Fence	1938	(Est.)	75.00
100' Float	Purchased ?		Value ?
			$1025.00
Add purchase price of land			280.00
			$1305.00
Claim value of above			$1500.00

- - - - - -

Assessed value (1944):	Land	$ 300.00
	Improvements	800.00
		$1100.00
	Taxes (including school tax)	$ 17.06

- - - - - -

Appraised by P. Leo Anderton (Exhibit #2) July 7, 1944:

Land	$ 200.00
Improvements	600.00
	$ 800.00

Three Tenders received in response to an advertisement:

$ 500.00 - Presumably exclusive of chattels

1000.00 - Real Property, Chattels and adjoining Lot not owned by Claimant

(1100.00 - Real Property and Chattels

(

(1195.00 - This increased November 15, 1944, to appraised value of real and personal property

Sold at $1195.00, $800.00 of which is credited to Real Property.

- - - - - - -

Defense Brief carries the typewritten notation:

"... Claimant points out that the appraiser fails to mention woodshed, bathhouse and fencings ..."

This assertion is quite true; however it is difficult to believe that Anderton could have visited the property and not noticed the woodshed and fencing. The bathhouse, according to the yellow sheet prepared by Claimant's Counsel, was situated in the woodshed and was not a separate edifice, and the usual type of bath used by Japanese would have no value in an appraisal for sale to Occidentals.

Also on the Defence Brief is a pencilled notation to the effect that the property was re-sold during 1946 for $1600.00. No information held at this office regarding same.

The $300.00 extra award would cover the difference between Custodian selling price of $800.00 and the assessed value of $1100.00.

JC/ER