Name of Claimant UYEDA, Haruo Case 30

Custodian File 4473

REAL PROPERTY

Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)			V.L.A. Mission Village			Total
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	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	
			47.00 515.00		25.00	368.40

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	
30.00	12.50	3.75	41.66%	97.50	40.62			44.37

TOTAL RECOMMENDATION 412.77

CASE NO: 30.

JAPANESE PROPERTY CLAIMS COMMISSION.

Lytton, B.C.,

January 13th, 1948.

IN THE MATTER OF THE CLAIM OF

HARUO UYEDA.

PROCEEDINGS AT HEARING.

Original.

CASE NO: 30.

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).

Lytton, B.C.,

January 13th, 1948.

IN THE MATTER OF THE CLAIM OF

HARUO UYEDA.

PROCEEDINGS AT HEARING.

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. HANFORD, Esq.,	Official Interpreter.
T.P. HORROBIN, Esq.,	Official Reporter.

MR. McMASTER: Might I have the claim form, Mr. Watson, please? I will need an Interpreter in this case.

HARUO UYEDA, the claimant herein, being first duly sworn, testified through the Interpreter as follows:

DIRECT EXAMINATION BY MR. McMASTER:

Q Is this your signature on this document and did you swear this declaration -- that being the claim form?

A Yes.

Q I produce to you, witness, a statement which you instructed your solicitor to prepare. Is that your signature on that statement?

A Yes, it is.

Q And do you swear that the contents of that statement are true to the best of your knowledge and recollection?

A Yes.

MR. McMASTER: I will file that as Exhibit 1, my lord. This is a statement of personal property covering fishing gear and equipment. My lord, before proceeding, I would draw your Lordship's attention to the fact that there is a claim included on the claim form for one fishing vessel. It appears it was sold a very short time just before the Custodian's vesting order and in the circumstances I don't propose to call any evidence of it other than to ask to withdraw it, subject to any application that

may be made to the Governor-in-Council to widen the terms of reference to deal with fishing vessels disposed of by the Disposal Committee.

THE COMMISSIONER: Where is it in the claim?

MR. McMASTER: On the attached form, "one fishing vessel, fair market value, $650.00." Just near the end above the amount less the credit.

THE COMMISSIONER: This fishing vessel was disposed of by the Fishing Vessel Committee, or went through their hands.

MR. McMASTER: Yes, I understand so.

THE COMMISSIONER: The claim is amended by deducting the item for the fishing vessel at $650.00, which brings it to $650.00 -- $672.50, correct?

MR. McMASTER: Correct, my lord.

MR. HUNTER: That should be just $350.00 off, my lord, shouldn't it?

MR. McMASTER: Yes, my lord, it credits him with $300.00. Thank you, Mr. Hunter.

THE COMMISSIONER: That makes the claim $972.00.

MR. McMASTER: No, $1072.00.

THE COMMISSIONER: No, $972.00, that is right.

MR. McMASTER: Yes, that is right.

THE COMMISSIONER: Incidentally this gear was sold by the Custodian, was it?

MR. McMASTER: No, my lord, I believe not -- not the whole, in any event, but part of it.

THE COMMISSIONER: Is it gear that was vested in the Custodian?

MR. HUNTER: That may possibly be in dispute, my lord.

THE COMMISSIONER: I see. We better have the story then, Mr. McMaster.

MR. McMASTER: My lord, the story is in part in the form which has been filed.

THE COMMISSIONER: Well on that phase of it, I would prefer to have it in evidence by way of examination.

MR. McMASTER: Now I might proceed with that, my lord, im this manner:

Q Witness, can you identify this piece of paper?

A He made this document out himself.

Q When did he make it out?

A Just prior to his evacuation.

Q Yes, and to what does it refer?

A Line.

Q Perhaps I can change that to shorten the qestion. Itrefers, my lord, to certain fishing equipment. Was that fishing equipment his property?

A Yes, it was his property.

Q And where did he leave that property at the time he was evacuated? A: At Steveston.

Q Whereabouts at Steveston?

A The Colonial Cannery.

Q Who operates the Colonial Cannery?

A B.C. Packers.

Q Would you tell my lord just what you did with this fishing equipment that is on this list at the cannery of the B.C. Packers? How did you leave it?

A The cannery people brought along a book in which

this material was entered and he then took it along and left it at the cannery.

Q And was it marked or identified in any manner?

A Yes, it was labelled with the amount.

Q Did you pay the B.C. Packers or any other person for the care of your property?

A No, he paid no charges.

Q And were you charged anything for the storage of it on their premises?

A No, He wasn't billed by the cannery for it.

Q Was there any understanding he would be billed or otherwise? A: No, there was no talk of any charges.

Q Did any official of the company, that is the B.C. Packers, promise you or undertake with you that the B.C. Packers would be responsible for looking after or caring for these chattels?

THE COMMISSIONER: Now, how am I concerned with that?

MR. McMASTER: My lord, I would submit if they had been lost, destroyed or stolen, that the situation is that these were left there as a matter of convenience as a great many other people did. Subsequently they were declared to the Custodian. In other words, it wasn't a case of the B.C. Packers saying, "Well, we will look after these things and care for them for you during the period of the war". They can hardly be said to be left in their care.

THE COMMISSIONER: You are on a matter of some moment, and I think it is desirable you do not

lead in those circumstances. Ask him what arrangement he made with the B.C. Packers at the time he left.

MR. McMASTER: Q: What arrangement, if any, didyou make with the representatige of the B.C. Packers Limited at the time you left with regard to the care of these goods and chattels?

A They merely saidx verbally they would look after them and it would be all right for him to go with a free mind.

THE COMMISSIONER: Q: Who was the individual who said that? A: The B.C. Canners' collector Minamide.

MR. McMASTER: Q: What does he mean by collector?

A He is an employee of the packers to collect fish from the fishermen.

MR. McMASTER: I would like to put that document in, my lord, as an exhibit.

THE COMMISSIONER: We do not know yet what it is. As far as I got from the examination, it was a document prepared by this claimant.

MR. McMASTER: Referring to chattels of his which he left at the Colonial Packers, B.C. Packers Limited.

THE COMMISSIONER: Is it signed by the B.C. Packers?

MR. McMASTER: No, my lord, it isn't.

THE COMMISSIONER: So it is a self-serving document. What help is it to us?

MR. McMASTER: He has given evidence that it is a memorandum he made at the time he was evacuated.

THE COMMISSIONER: I hadn't it noted. Be sure of that, and get it from the witness as to when he made it up.

MR. McMASTER: Q: Would you mind telling my lord when it was you made this document up again?

A Just prior to his evacuation.

Q And in relation to the time that he left his goods at the Colonial Cannery, when was it?

A The document was made about two months before the merchandise was actually left with the cannery. About two months. He misunderstood the previous question. He prepared this about two months before he moved to Minto. This document was made after the merchandise was deposited with the B.C. Packers.

Q And how soon after?

A He says very soon. He doesn't know accurately the time.

Q Would it be a matter of days or a few hours?

A He doesn't remember accurately. He thinks it was about a week.

THE COMMISSIONER: Q: I think he also said a record was kept by this Minamide?

A Yes, it was entered into a book belonging to the packers.

(LIST MARKED EXHIBIT NO. 2).

MR. McMASTER: Q: I produce to you, witness, another piece of paper? A: Yes.

MR. HUNTER: My lord, excuse me, I am trying to be helpful, if I may; we are not actually disputing

they were left there because the entries in the packing house books which he states he has made show so, that all the items left in this Colonial Cannery there were left with the exception ofsome discrepancy between a leadline and a corkline.

THE COMMISSIONER: Then we may take it that the nets for which he claims in his claim form were, in fact, left with the cannery, is that right?

MR. HUNTER: Well, all we can say is they were listed in the cannery book. There must have been some sort of check at the time they were listed there. Not only are they on that sheet there on the list with the claim, but they are in the cannery book.

MR. McMASTER: Will my learned friend go so far as to admit if the cannery has admitted to the Custodian that they received those goods?

MR. HUNTER: I am afraid we couldn't go that far.

THE COMMISSIONER: I understood he could not go that far because he does not know what the facts are. In any case you have that, which is better than the testimony of this man.

MR. McMASTER: Perhaps my learned friend could advise me whether the cannery records showed any values placed on them at the time he left the goods there.

MR. HUNTER: Yes, my lord. The system which was adopted, I believe, was they would say to the man, "Here is a book. Enter in it what you are leaving and place opposite it what you value

it at". That was done and the values are shown in the book of the company against each item.

THE COMMISSIONER: Has Mr. McMaster seen the document? or the book?

MR. McMASTER: No, I haven't seen the books. All I have seen is the claimant's notice.

MR. HUNTER: There is an extract from it (producing).

THE COMMISSIONER: We are getting on fairly well. Would you like to take an adjournment for five minutes, which wouldgive you an opportunity to examine it?

MR. McMASTER: Thank you, my lord.

(PROCEEDINGS RESUMED AFTER SHORT RECESS)

THE COMMISSIONER: Now how far do you go with your concession, Mr. Hunter, that these articles were recorded by the cannery representative or are recorded in the cannery book?

MR. HUNTER: Those specific ones with a slight discrepancy are recorded, my lord. First of all, my lord, they are shown in the same list as he shows in his claim form -- the J.P. form, with the attached list I referred to, and the list of those left at the Colonial Cannery. When we got the list from the Colonial Cannery, it showed the same things with his value opposite them with the exception that there was in the J.P. form and in his claim form -- there he shows two leadlines, one at $17.00, and one at $25.00, and a corkline at $55.00. That is in the J.P. form and in the claim form; but in the book it

shows one lead line at $17.00 and one corkline at $25.00. Whether the cork line at $25.00 is the other leadline whihh he refers to at $25.00, I don't know, because the corkline shown in the book is only $25.00 and the one shown in his J.P. form is $55.00. The corkline shown in the book is 15 fathoms and the one shown in his claim is 350 fathoms, and it may be that actually the corkline here which has a valuation placed on it of $25.00 is actually one and the same as the leadline he valued at $25.00, but there is a mistake there involving a $55.00 corkline.

THE COMMISSIONER: When you come to cross-examine him, you might get some explanation from him about it.

MR. McMASTER: May I have the last exhibit, my lord, please?

THE COMMISSIONER: The last exhibit was what?

MR. McMASTER: Exhibit 2, my lord.

Q Witness, with respect to Exhibit 2, Mr. Hunter has said that the Custodian has seen a book produced to him from the B.C. Packers Limited in which certain items relating to your fishing gear are entered. Did you write those in yourself or did somebody else write them in?

A The cannery wrote them in the book.

Q And did you see them at the time the representative wrote them in, that is see the entries in the book? A: Yes, he saw the entries made in the book.

Q Did he compare those entries with what he had on his list?

A These items and the items in the book at that time were the same items.

MR. McMASTER: My lord, with regard to this other statement, I understand from my learned friend that he doesn't have a corresponding book for another cannery where certain goods were stored. Is that correct?

MR. HUNTER: That is correct.

MR. McMASTER: Q: Can the witness identify that piece of paper? A: Yes.

Q When did he make that memorandum?

A Not long before he was evacuated.

Q And does that list of fishing gear shown there-- was that his property or somebody else's?

A It was his property.

Q And where did he leave that property?

A The Gulf of Georgia Cannery.

Q And that was a cannery operated by --

A The Canadian Fishing Company.

Q Yes. Where did he leave the goods?

A In the cannery net house.

Q Yes, and what arrangements, if any, were made for him to leave the nets there?

A The cannery offered to take care of the goods for him.

Q Now who conveyed that offer to him?

A The cannery book man.

THE COMMISSIONER: Now then, his name.

MR. McMASTER: Q: Does he know his name?

A No, he doesn't know the name.

Q And did anybody from the cannery make a copy of that list when he left the things there or make an inventory of what he left?

A He believes that a copy of this list was made at the cannery.

Q Yes, by whom? A: By the cannery book man.

Q Didhe discuss with anybody the values which he showed for those goods?

A Yes, he had some figures on discussion with the cannery officials as to these prices.

Q With whom? A: The same book man.

Q Did the book man give him any advice as to whether or not those were fair values?

A Yes, he had such a conversation and the book man advised him these were fair prices.

MR. McMASTER: I will ask to have that marked as an exhibit, my lord.

(LIST MARKED EXHIBIT NO. 3).

Q I produce to you a receipt, witness. Can you identify that receipt?

A Yes.

Q To what does that relate?

A It is net insurance. Insurance for fishing nets.

Q Which fishing nets?

A Salmon nets and lines.

Q Yes, whihh nets and lines?

A Spring salmon and sockeye nets.

Q Were they the nets which you left at the Gulf of Georgia Cannery that you insured?

A Yes.

Q And this is the receipt for the insurance?

A Yes, it is.

Q How much insurance did you put on it?

A About $400.00.

Q Yes, and what did they insure the property against?

A As fire insurance.

Q Fire insurance. This is a receipt dated March 25th, 1942, for $2.00.

MR. HUNTER: May I see that?

MR. McMASTER: Yes, surely.

(RECEIPT MARKED EXHIBIT NO. 4).

THE COMMISSIONER: Is that all, Mr. McMaster?

MR. McMASTER: That is all on that point of it. He had some other chattels, my lord.

Q Do you know the man who signs this receipt, Mr. J.H. Donaldson?

A He believes that that is the book man whom he referred to in his previous statement.

Q He is an employee of the cannery company?

A Yes, an employee of the cannery.

Q In either of these cases, did the cannery companies give you any receipt for your goods?

A No, he received no receipt from the cannery.

MR. McMASTER: My lord, while I am still on the fishing gear, and so on, I have been instructed by my client to ask to withdraw the claim headed

"Personal property left by claimant at Gulf of Georgia net house", the first net there valued at $200.00. It was drawn to his attention by the Custodian just about the time of evacuation. He made private arrangements for the sale of that net and it was sold.

Q Now, witness, with regard to your claim form, you claim with respect to 145 fathoms, 60-mesh net which you stated to be of a value of $135.00. Is that correct?

A What kind of a net was it ?

Q It is 145 fathoms, 60-mesh, 6½ inch size.

A Yes.

Q Did you receive any advice at any time from the Custodian that he had sold the whole or any part of that net? A: Yes, he received some money.

Q And what had the Custodian sold -- the whole or part of the net?

A A part of it.

Q How much, does he know?

A About fifty fathoms.

THE COMMISSIONER: That is of the 145 fathom net, is it?

MR. McMASTER: That is correct, mylord.

THE COMMISSIONER: What is the inference?

MR. McMASTER: A recommendation that he had taken the net over if he is selling part of it.

THE COMMISSIONER: Well the rest of it was destroyed, is that it? He does not know?

MR. McMASTER: I don't know, my lord. It isn't included in any event.

Q I produce to you another statement which you instructed your solicitor to draw. Is that your signature on that document?

A Yes.

Q And is the information contained in there the truth to the best of your knowledge and recollection?

A Yes, sir.

MR. McMASTER:. My lord, this is a statement referring to personal chattels of the claimant other than fishing gear, and I will file that as an exhibit.

THE COMMISSIONER: Those are the chattels that fall under the hedding of "Colonial Cannery House" in your claim?

MR. McMASTER: Yes, my lord.

(STATEMENT MARKED EXHIBIT NO. 5).

Q Now the chattels referred to in that form, according to the information given there, you left in a cannery house of the B.C. Packers at Steveston? Is that correct?

A Yes.

Q And you had that property marked with your name according to this statement?

A Yes, it was.

Q What arrangements, if any, did you make with B.C. Packers Limited to store those goods in that cannery?

A A number of people were requested to bring all

their personal property to one house where it would be stored.

Q Requested by whom? A: The cannery employee who was also looking after the net proposition.

Q And was he requested personally, or how did the request get transmitted to him?

A He heard it from other employees there.

Q Yes. Was there a Japanese Committee at Steveston which acted as a liaison committee between the persons to be evacuated and the Custodian?

A Yes, there was a fishermen's association.

Q And does he know of his own personal knowledge whether that committee made any arrangements with the cannery concerning the storage of goods of persons who were to be evacuated -- or with the canneries?

A He misunderstood the question. He thought I was inferring there would be a special committee set up for looking after personal property.

Q No. A: He heard only from the cannery employee, the collector.

He heard nothing of any special arrangements made by the fishermen's association.

Q Was he instructed to evacuate from Steveston, and, if so, by whom?

A He was ordered to leave by the fishermen's association. Yes, by the Japanese Fishermen's Association.

Q And did he know by whose authority the Japanese

Fishermen's Association asked him to leave or told him to leave?

THE COMMISSIONER: It is pretty obvious he didn't.

MR. McMASTER: Well, my lord, I want to make sure.

A He doesn't know exactly but probably from the Mounted Police.

Q Yes, and was he asked at the same time to sign a form showing all his property that he was leaving behind him?

THE COMMISSIONER: If you have the form there, why not put it before him?

MR. McMASTER: If I can have it. I would like to file it, in any event.

Q Is that his signature on that document?

A Yes.

Q And where did he sign that document, does he remember? A: In the school at Steveston.

Q About April 20th, 1942?

A Yes, just before he moved.

Q Who was it asked him to sign it?

A His reply to that is a young Japanese girl.

Q At the school? A: At the school.

Q And who was it she was representing, does he know?

THE COMMISSIONER: Is it not obvious that he had a form prepared by the Custodian's office which he was required to sign by the Custodian? I do not see how any other inference could be

drawn.

MR. McMASTER: I would ask Mr. Shears to produce that document so it may be put in as an exhibit.

Q Were you given any instructions by the Custodian or any other person, first of all, as to what goods you could take with you when you went away? A: He doesn't remember.

(J.P. FORM MARKED EXHIBIT NO. 6).

Q Does he recall being given any instructions as to what he was to do with the goods he couldn't take away with him?

A From the Custodian?

Q From anybody. A: The cannery representatives told him to leave his goods in this particular house.

MR. McMASTER: I would like the J.P. form if I might have it, my lord.

Q Now, witness, on your claim form you have claimed for a tool box. Was it declared by you on this form that you left with the Custodian?

THE COMMISSIONER: He has given his explanation on Exhibit 5.

MR. McMASTER: I can leave it for cross-examination then, my lord.

THE COMMISSIONER: Yes, Mr. Hunter.

CROSS-EXAMINATION BY MR. HUNTER:

Q Mr. Uyeda, these goods which you left with a Mr. Minamide, can you give us the actual place that they were left in the building?

A All the nets were left in the cannery net house, and his personal property was left in a house which formerly belonged to a man named Ikebata. It was a cannery house formerly rented to Ikebata.

Q Does he recollect whether they were kept in a locked room? A: He believes that probably they were in a locked room.

Q You don't know? A: No, he doesn't know for certain.

Q Have you ever been back to the Colonial Cannery?

A Yes, he went back once in order to store the nets in the cannery.

Q No, after that time did you ever go back?

A No, he didn't return.

Q Do you know what qualifications the bookkeeper had for stating that your prices were fair prices?

A This bookkeeper or book man was constantly dealing with the buying and selling of such nets, and the care of such nets, and he therefore thinks he is well qualified to estimate prices of new or secondhand material.

THE COMMISSIONER: I think you have qualified him now, Mr. Hunter.

MR. HUNTER: We might as well know now, my lord, whether it is fair or not. I secretly suspected that I should.

Q Mr. Uyeda, you claim $200.00 here for an net which you have now admitted you sold for $180.00. How do you explain the discrepancy?

A The cannery representatives bought it and as he

was having to move out in a hurry, he had to sacrifice it at a loss of $20.00.

Q Why would he sacrifice on one net and not on the others? A: He didn't sell any other nets privately.

Q You didn't sell any other nets at all?

A The only other net he sold was the one referred to previously, he says. He didn't sell it. He has my question slightly misunderstood. That was the net that the Custodian sold for him.

Q You didn't yourself sell any others?

A No, no other nets. He sold no other nets.

Q Mr. Uyeda, I am a bit ignorant of the fishing business; how do you take a 145 fathom net and sell 50 fathoms of it?

A He says that this 145 fathoms of net wasn't one net when it was left with the cannery. It had comprised a 50 fathom length and another longer length, and it was the shorter length net that was sold. This 145 fathoms was the total combined length of the goods that he left.

Q Well now, Mr. Uyeda, you have stated that you only sold one net but we have a letter here from the Canadian Fishing Company Limited saying,"the following goods were purchased for cash from Uyeda directly before evacuation, and we have his signature for payment as follows", and they mention among others the one for $180.00, but they also mention two

others. You have already stated that you didn't sell any others; why did you state that when apparently you sold two others to them?

THE COMMISSIONER: Perhaps you had better describe the two other nets they say were bought.

MR. HUNTER: I beg your pardon, my lord, one was sold by a "G. Uyeda". I don't know who it is, so there are two Uyedas. I will ask him the question a little differently.

Q Mr. Uyeda, did you sell on March 21st, 1942, an 8/40 x 8¾ inch mesh by 57 meshes deep by 148 fathoms with line, net for $135.00 to Canadian Fishing Company Limited.

THE COMMISSIONER: Suppose you give your document to the Interpreter because he is at a disadvantage here.

A Yes, he sold this privately --

MR. HUNTER: Q: Now, Mr. Uyeda--

A --but he makes exception there to the fact that these were not listed with the Custodian. These were not listed with the Custodian.

Q Mr. Uyeda, the second one there is listed with the Custodian.

MR. McMASTER: My lord, before we have the answer to this I think that that question isn't quite fair. It is included in his claim form, but it wasn't included in his J.P. form, the net he sold for $180.00.

THE COMMISSIONER: Now let counsel get together on this, then you can perhaps make a joint statement

to me.

MR. McMASTER: I beg your pardon, I am sorry, my lord.

THE COMMISSIONER: All right. Has the Interpreter the question clear? Perhaps for your information it might be well if Mr. Hunter repeated it, or would you prefer to have the question read by the Reporter?

MR. HUNTER: Perhaps we had better have it read by the Reporter because I have forgotten the exact wording of it.

(Question Read and Interpreted).

A Yes, this one, the $180.00 net is listed with the Custodian.

THE COMMISSIONER: Supposing you describe the net which you say he sold and is also seeking to claim for, once again?

MR. McMASTER: We have abandoned that, my lord. We abandoned that claim. We admitted it was in the claim form in error. It has been sold and was abandoned. That is the one he claimed ~~to~~ $200.00 for.

THE COMMISSIONER: Yes, but I understand Mr. Hunter had still another one sold.

MR. McMASTER: But it isn't included in the claim form or in the J.P. form.

MR. HUNTER: I was merely endeavouring to ascertain why he had stated he had only sold one net when he actually sold two. His answer is apparently he is only referring to those nets for which he is claiming. That pretty well

disposes of that.

Q Mr. Uyeda, this boat engine for which you are claiming, if I told you that that engine is still there and waiting for you to take at any time you want, would you say I am wrong?

A Would he accept it?

Q No, would he say I am wrong in making that statement.

THE COMMISSIONER: How does he know, Mr. Hunter?

MR. HUNTER: Well he may have had some correspondence, I don't know.

THE COMMISSIONER: Yes, that is possible. Ask him if he is aware that the boat engine he is claiming for is still in the Colonial Cannery net house, and does he know that?

A No, he has no knowledge of it.

MR. HUNTER: Q: This box of tools which my friend was referring to, Mr. Uyeda, was that box labelled with your name?

A Yes.

Q It was. Did you ever give the Custodian any notice of that box?

A No, he never reported it.

Q That is, even after you found you didn't have time to go and get it, you still didn't tell the Custodian? A: No, he didn't do that.

MR. HUNTER: That is all, my lord.

THE COMMISSIONER: Any re-examination?

MR. McMASTER: No, my lord. I don't know whether this

is the appropriate time for me to state that I have been advised by the Custodian in this claim analysis as to the disposition of these various things. Perhaps my learned friend will file the claim analysis.

THE COMMISSIONER: Has the claim analysis not been filed?

MR. HUNTER: It hasn't been yet. It might be as well to file it, my lord.

THE COMMISSIONER: I think it would be helpful.

MR. McMASTER: There is just one question on re-examination, my lord.

Q With respect to this engine which you claim for, if, in fact, the Custodian is able to release and deliver it to you, will you accept delivery of it, Mr. Uyeda?

THE COMMISSIONER: In view of the regulations he has not very much choice, has he?

A He says it wouldn't be as much use to him.

MR. McMASTER: My lord, my only point there is I think that the Custodian surely must be obliged to either produce the goods and give us an opportunity to dispose of them, or alternatively admit they don't exist anymore.

THE COMMISSIONER: That will be a matter for argument later, but certainly my recollection of the 1939 and 1943 regulations leave the impression with me that you are on pretty thin ground.

MR. HUNTER: My lord, I will file the personal property analysis as Exhibit 7.

(ANALYSIS MARKED EXHIBIT NO. 7).

THE COMMISSIONER: All right, thank you, Mr. Uyeda.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

T. P. Horrobin

"T.P. Horrobin"
Official Reporter.

7

DEC - 5 1947

Case 30

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

ACKNOWLEDGED
ACKNOWLEDGED

NOTIFIED

4473

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

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

(1) NAME UYEDA (Print) Surname HARUO Given Name (RCMP) Reg. No. 03404

(2) Pre-Evacuation Address P. O. Box 149, Steveston, B. C.

(3) Present Address P. O. Box 27, Minto Mine, 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 .....
Colonial Cannery, ~~Xxxxxxx~~ Cannery of Gulf of Georgia.

(b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)
House and Net houses (Colonial and Gulf of Georgia)

(c) How stored or packed at time of evacuation left in the above premises.

(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 Custodian's Care.

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

1. Written on separate sheet 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 $ 1322.50

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) - $ 1322.50

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

~~Kamloops~~, 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)
of)
TO WIT:)

I, HARUO UYEDA of the Townsite
of MINTO MINE in the Province of B. C.

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 Townsite of Minto Mines B.C. in the Prov. of B.C. this 29 day of Nov. A.D. 1947.

Haruo Uyeda

A Commissioner &c.

C. B. Cunningham
Notary Public

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.

Personal Property left by the claimant
at Colonial Cannery.

Itemized description of personal property which is the subject of the claim:

Colonial Cannery (Net House)	Estimated Value	
1 Dogfish Cork and Line 350 Fathoms	$ 40.00	
1 Dogfish line 2 Scage	15.00	
1 Lead Line 120 Fathoms	17.00	
1 Lead Line 200 Fathoms	25.00	
1 Cork Line 350 Fathoms	55.00	
1 150 Fathoms 4/40 Ply; 60 Meshes Used 2 weeks	170.00	
1 50 Fathoms 4/40 Ply; 50 Meshes " 2 seasons	20.00	
1 Boat Engine (8-10 Horse power)	125.00	
Colonial Cannery (House)		
1 double bed	30.00	
1 wardrobe	10.00	
1 heater	10.00	
3 gas. stove	15.00	
1 box carpentar tools	50.00	
TOTAL VALUE	$ 582.00	
LESS AMOUNT CREDITED BY THE CUSTODIAN	4.50	$ 577.50

Personal property left by the claimant
at Gulf of Georgia Net House

Size	Length	Mesh	Desr'n		
~~7 inches~~	~~150 fathoms~~	~~60~~	~~1 season~~		
~~7 "~~	~~15 "~~	~~60~~	~~New~~	~~200.00~~	
~~6 "~~					
$6\frac{1}{2}$ "	145 "	60	2 seasons	135.00	
5 13/16 in.	250 "	50	2 seasons	75.00	
50 Fathoms of Cork and Lead Line				10.00	
TOTAL VALUE				420.00	
LESS AMOUNT CREDITED BY THE CUSTODIAN				25.00	395.00
~~1 fishing vessel~~			Fair Market Value	~~650.00~~	
LESS AMOUNT CREDITED BY THE CUSTODIAN				300.00	350.00
TOTAL CLAIM FOR PROPERTY LOSS					$ 1322.50

650

~~977.50~~

977.50

200

777.50

amended on hearing

Haruo Uyeda
(Claimant's Name)

PERSONAL PROPERTY
(Fishing vessels, gear and equipment)

03-4104
Reg. No.

NETS:

Type	Size	Mesh	Fathoms	Age at Evacuation	Original Value	Estimateded value at Evacuation
Dogfish line 1 cork 2 scaps	1/2"		350	4 yrs	Don't recall	40.00
Lead line	3/16"		100	new	15.00	15.00
Cork line	3/16"		120	"	17.00	17.00
Sockeye nets	4/40 ply 5/13/16"	60	2000	"	25.00	25.00
"	5/40 ply	50	3500	2 years	55.00	55.00
			1500	"	17000	17000
			50		Don't recall	2000

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
—			—			—			—

EXHIBIT No. 30-1
DATE 13 Jan 1948
FILED BY R.J. McMaster.

Improvements to Vessel since date of purchase:	Type	Date	Cost
—		—	—

OTHER GEAR:

Description	Date Purchased	New or Used	Price Paid	Condition when Evacuated	Estimated value at date of evacuation
Boat engine - 4-10 H.P.	1939	new	800.00	good	125.00
Spring nets 6 1/2" 5/40 ply; 60 mesh - 145 fathoms - 2 seasons				good	135.00
Sockeye nets 5 3/16" 5/40 ply; 50 mesh - 250	"	—	"	fair	75.00
Cork & lead line 50	"			fair	10.00

Arrangements made for storage when evacuated: I left some of my nets and gear and boat engine at Colonial Cannery (BC Packers), at Steveston and the balance at Gulf of Georgia Cannery (Can Fish Co) at Steveston in each case the company had arranged storage space free of charge. At Gulf of Georgia the Boat Keeper promised they would look after nets and gears of Japanese stored there. Do not know about the BC Packers

Additional Comments, if any:

H. Uyeda
SIGNATURE

EXHIBIT No. 30 - 2
DATE 13 Jan 1948
FILED BY
R. J. McMaster.

H. UYEDA.

1. DOGFISH. CORK. AND. LINE	350 FATHOMS.	40.00		
1. DOGFISH LINE. 2 SCARE	——	15.00		
1. LEAD LINE	120 FATHOMS	17.00		
1. LEAD LINE	200 FATHOMS	25.00		
1. CORK LINE	350 ~~5.00~~ FATHOMS	55.00		
				152.00

1. 150 FATHOMS	PLY 4/40	60 MESHES	2 WEEKS.	170.00	
1. 50 FATHOMS	PLY 5.4/40	50 MESHES	2 SEASNS	70.00	240.00

H. UYEDA.

LIST OF NETS & LINES.

SIZE	LENGTH	PLY	MESH	DESR'N	VALUE.
7	~~150~~	6/40	60	1 season }	200.00
"	15	"	"	NEW }	
6½	145	5/40	"	2 season.	135.00

50 FATHOMS OF CORK & LEAD LINE. 10.00

5 13/16 250 5.4/40 50 2 season 75.00

EXHIBIT No. 20-3
DATE 12 Jan 1948
FILED BY
R. J. McMaster

$ 2.00 March 25 1942

Received from H Uyeda

Two 36/100 Dollars

Fire Ins for one year. on gear stored & a
net House valued at ($400.00) four
hundred

J H Donaldson

EXHIBIT No. 30-4

DATE 13 Jan 1948

FILED BY R-J. McMaster.

Harvo Myeda
(Claimant's Name)

EXHIBIT NO. 30-5
DATE 13 Jan. 1948
FILED BY R. J. McMaster

PERSONAL CHATTELS

03-404
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
Double bed	1941	new	35-00	good	30 00
Wardrobe	"	"	home-made	"	10 00
3 small Boat gas stoves	"	"	@ 5 each	"	15 00
Heater	1937	"	@ 25-00	"	10 00
Carpenter tools (square, planes, chisels, hammer, saw, brace + bits, small hand drill, small crowbar, screw drivers, wrenches — in a wooden box 3" x 20" x 16")	1935 to 1942	"		"	50 00

Description of Storage of Goods:
Kept these goods in cannery house of BC Packers at Steveston - all marked with my name on a card

General Statement as to Chattels not Described above:

Additional Comments, if any: I did not declare box to Customs because I intended to bring it with me. I was away helping my friends prepare to leave and did not have time to go to get it before leaving. The cannery house was some distance from my house

H. Myeda
SIGNATURE

FORM "JP" Steveston FILE No.

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: UYEDA, Haruo

HOME ADDRESS: House No. 14, Colonial Cannery, Steveston, B. C.

REGISTRATION NUMBER 03404 SEX: Male AGE: 26

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: B. C. Packers, Steveston, B. C.

EXHIBIT No. 30-b
DATE 13 Jan 1948
FILED BY R. J. McMaster.

MARRIED? no

NAME OF WIFE OR HUSBAND: none

ADDRESS OF WIFE OR HUSBAND: none

NAMES OF ANY LIVING CHILDREN: none

ADDRESS OF CHILDREN: none

AGE OF CHILDREN: none

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

1. LOCATION AND DESCRIPTION: none

2. BUILDINGS AND OTHER IMPROVEMENTS: none

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

4. TAXES (Amount and where payable) none

5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed)

none

6. OCCUPANCY AND LEASES (If vacant so state) none

FORM "JP"

7. STATE WHEREABOUTS OF TITLE DOCUMENTS: none

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: 4 room frame house at House No. 14, Colonial Cannery, Steveston, B. C.

2. LANDLORD'S NAME AND ADDRESS: B. C. Packers, Steveston, B. C.

3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID: By arrangement with the B. C. Packers, Steveston, B. C.

4. STATE WHEREABOUTS OF LEASE: none

5. SUB-TENANTS, IF ANY (Give name, address, rent and to what date paid) none

6. IF FARM LAND, PARTICULARS OF CROPS SOWN: none

STATEMENT OF PERSONAL PROPERTY OWNED:

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

List of furniture and nets as per attached list. located at # 14 Colonial Cannery Steveston.

To be disposed of as indicated on list.

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

4. INSURAN

nets by

5. MORTGA

OTH

6. MONEYS

7. BONDS,

$50.00

owner'

8. BANK AC

9. LIFE INS

10. INTERES

11. SAFETY

LIABILITIES

1. PERSONA

2. TRADE D

I, the unde area as set out or other securit

I certify th every descripti and indirect.

Dated this

FOR DEPART

FORM "JP" FILE No.

4. INSURANCE CARRIED ON ABOVE PROPERTY: Insurance on a portion of the nets by arrangement with the Canadian Fishing Co., Steveston, B. C.

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) $50.00 Victory Bond and ~~none~~ $5.00 War Savings Certificate in owner's possession.

8. BANK ACCOUNTS: none

9. LIFE INSURANCE: none

10. INTEREST IN ANY ESTATES OR TRUSTS. none

11. SAFETY DEPOSIT BOX: none

LIABILITIES:

1. PERSONAL DEBTS: none

2. TRADE DEBTS: none

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.

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 20th day of April 1942.

(Signature) Harris Nyeda

[signature]
Witness

FOR DEPARTMENTAL USE

UYEDA, Haruo Reg. No. 03404.

Household Furniture

to be left at House No. 14, Colonial Cannery, Steveston, B. C

in the care of the Colonial Cannery.

1	bed and mattress	30.00
1	clothes closet	10.00
1	heater stove	10.00
3	gas stoves	15.00

Fishing Nets

to be left at Net House at Colonial Cannery, Steveston, B. C.

1	Dogfish cork and line	40.00
1	Dogfish line	15.00 # 724?
1	Lead line	17.00
1	Lead line	25.00
1	Cork line	55.00 # 723?
1	150 Fathoms, Net	170.00
1	50 Fathoms, Net	70.00
1	boat engine (Bridgeport)	125.00

Fishing Nets

to be left at Canadian Fishing Co. Net House, Gulf of Georgia Cannery, Steveston, B. C.

1	Net, 150 Fathoms	175.00 ? sold prior to evacuation.
1	Net, 15 Fathoms	25.00
1	Net, 145 Fathoms	135.00
1	Cork and lead line, 50 Fathoms	10.00
1	~~Cork and lead line,~~ Net	75.00 # 41A

These 5 nets and lines are insured by ~~kk~~ arrangement with the Canadian Fishing Co., Steveston, B; C.

Engines

to be kept at W. Potter ~~Cxxx~~ Garage, 2128 E. 32nd Ave., Vancouver, B. C.

1	Engine (Chrysler)	150.00

EXHIBIT No. 30 - 7
DATE 13 Jan 1948
FILED BY J.W.G. Hunter

File No. 4473 Re: PERSONAL PROPERTY CLAIM

Claimant: Haruo UYEDA
for Goods left in Colonial Cannery

Nets;	Amount	Sold	Missing	Never in our possession
1 dogfish line - "2 scage"	$15.00		x	
1 cork line - 350 fa.	$55.00		x	
1 dogfish cork and line-350 fa.	$40.00			x
1 lead line, 120 fa.	$17.00			x
1 lead line - 200 fa.	$25.00			x
1-150 fa.4/40 ply, 60 meshes, used 2 weeks	$170.00			x
1-50 fa. x 4/40 ply,50 meshes used 2 seasons	$70.00			x

Chattels:	Amount:	Auction	Missing	Never in our possession
1 double bed	$30.00	$11.00		
1 wardrobe	$10.00			x
1 heater	$10.00			x
3 gas stoves	$10.00			x
1 box carpenter tods	$50.00	____		x
Totals:	$582.00	$11.00		

(Haruo UYEDA states he received $4.50 from the Custodian, thus making his total claim $582.00-$4.50 which is $577.50. In reality he received $13.50 less expenses, a net of $10.71)

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

March 27, 1948 M Adamstaal

File No. 4473 December 29, 1947.

Claimant: Haruo UYEDA

Goods left at Gulf of Georgia Cannery.

Nets:	Amount:	Sale Price:	Missing:	Never in our possession:
7" x 150 fa. x 60 - 1 season) 7" x 15 fa. x 60 - new)	$200.00	$180.00	- sold direct to G. of G.Cannery by UYEDA refer to letter of March 2, 1944 from Canadian Fishing Co.Ltd. and letter of April 7/45 from UYEDA, not declaring this net.	
6½" x 145 fa. x 60 -2 seasons	$135.00	$ 25.00	- for 50 fa. - see letter of March 2, 1944	
5 13/16" x 250 fa. x 50 - 2 seasons	$ 75.00			x
50 fathoms of cork & lead line	$ 10.00			x
	"$ 420.00"			
Boat:				
1 fishing vessel	$650.00	$300.00	- this claim appears to be outside the terms of reference as it was sold through the JFVDC by U. SAKAMOTO, attorney for H. UYEDA.	

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

March 27, 1948 B.L. M. Macmillan