Name of Claimant HAYASHI, Rintaro Case 519

Custodian File 4967

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 % of Total	Amount	Sale Price	Total Award 125% of all Sale Prices: % of Total	Amount	
					1962		776.54				776.54

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	
			740.00 00	518.00	597	--

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	
402.00	205.40	61.62	51.09%	373.00	190.56			252.18

TOTAL RECOMMENDATION 1028 .72

1540

CASE NO: 519

JAPANESE PROPERTY CLAIMS COMMISSION

Lethbridge, Alberta,
August 3rd, 1948.

IN THE MATTER OF THE CLAIM OF
RINTARO HAYASHI.

PROCEEDINGS AT HEARING.

Original.

CASE NO. 519

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 R.M. EDMANSON, SUB-COMMISSIONER).

Lethbridge, Alberta,

August 3rd, 1948.

IN THE MATTER OF THE CLAIM OF

RINTARO HAYASHI.

PROCEEDINGS AT HEARING.

APPEARANCES:

G.E.A. RICE, Esq., K.C.,	appearing for the Dominion Government.
W.E. HUCKVALE, Esq.,	appearing for the Claimant.

MISS LILLIE THOMAS,	Secretary.
MRS. LUCIE HANDFORD,	Official Interpreter.
S.R. HOWARD, Esq.,	Official Reporter.

THE SECRETARY: Case No. 519, Rintaro Hayashi.

RINTARO HAYASHI, the claimant herein, being first duly sworn, testified through the Interpreter as follows:

DIRECT EXAMINATION BY MR. HUCKVALE:

Q Mr. Hayashi, you have a claim for farmland which is described in your title as the Westerly 1/3 of Lot 2, of Blocks 41, 42, 55, and 56, of Section 35, Block 4, North Range 7 West, Map 3527, is that correct? A: Yes.

Q And that is the property you bought from a woman named Mrs. Steeves in 1933 for $750.00?

A Yes.

Q I show you this form respecting that land (indicating); will you look at that, please?

A Yes, I understand it.

Q And have you read it? A: Yes.

Q And signed it? A: Yes.

Q And is it true and correct to the best of your information and belief?

A Yes.

MR. HUCKVALE: I tender that, sir.

(STATEMENT OF REAL ESTATE MARKED EXHIBIT NO. 1).

MR. HUCKVALE: Q: Now I believe that you were a fisherman, is that right?

A Yes.

Q And your mother and father lived with you on this land and farmed it? A: Yes.

Q Now the claim here you have, as you are a fisher-

man, you have one as well for fishing nets, is that correct? A: Yes.

Q Would you look at that form, please, (indicating), and tell me if that describes your nets and the value you have placed on them?

A Yes.

Q And that is your signature on that form?

A Yes, it is.

MR. HUCKVALE: I tender that, sir.

(STATEMENT MARKED EXHIBIT NO. 2).

MR. HUCKVALE: Q: And I show you this form which is headed "fishing net inventory" (indicating); can you tell me if that is in your own writing?

A Yes, it is in my handwriting.

Q And was a copy of that given to the Custodian?

A Yes.

Q And that describes those same nets in correct detail, is that right?

A Yes, this is a copy.

MR. HUCKVALE: I tender that, sir, as Exhibit 3.

(INVENTORY MARKED EXHIBIT No. 3).

MR. HUCKVALE: Q: Now did you treat those nets in any way at the time you stored them?

A I dried them and left them hanging in the Canadian Warehouse Company's warehouse.

Q Did you put a cover on them?

A Yes, I did.

Q What condition were those nets in at the time you left them?

A They were in good condition.

Q Now how many years have you been a fisherman?

A About 20 years.

THE SUB-COMMISSIONER: Q: What is that, five years?

A Twenty years.

Q Twenty years? A: Yes.

MR. HUCKVALE: Q: And have you bought and sold a lot of fishing gear? A: Yes, I have.

Q And are you familiar with the purchase and selling price of gear of this kind?

A Yes, I know.

Q Do you think that had you been left to yourself you could have sold that fishing equipment for the values you have placed on it?

A Yes, I do.

Q Now you also had a claim for some personal chattels?

A Yes.

Q And you set out an itemized list of them in a supplement to your claim, is that right?

A Yes, I did.

Q I show you that form (indicating); would you look at it, please? A: Yes.

Q Has that been completed in accordance with your instructions? A: Yes, it was.

Q And your signature is on it?

A Yes, it is.

Q And are the particulars given in that form true and correct?

A Yes, they are correct.

MR. HUCKVALE: I am tendering this, sir, but before I do I would like to point out that two items on it, one a baby crib, and the other a gramophone, are abandoned; he tells me that he received them.

(STATEMENT OF PERSONAL CHATTELS MARKED EXHIBIT No. 4).

MR. HUCKVALE: Q: Now, Mr. Hayashi, one of your major items you describe is assorted chinaware, and you valued it at $150.00. Can you tell me more about that chinaware? Was it in sets, or what?

A They were dinner sets and tea sets, some of which had been brought over by my mother when she came over in 1891.

Q Well, were the sets all of a pattern; that is what I am trying to get at?

A They were in sets and also they were in two's and three's; they were in sets as well as in different pieces.

Q Now what condition were they in; were they chipped or broken or what?

A No, they weren't chipped or broken; they were in good condition.

MR. HUCKVALE: I would ask at this time if my learned friend would first of all file the real property valuation. It might save time. I have no comments to make on it, other than what I have stated in the real property form.

MR. RICE: That is the farm appraisal report?

MR. HUCKVALE: That is right.

MR. RICE: All right, I will file it.

(FARM APPRAISAL REPORT MARKED EXHIBIT NO. 5).

MR. HUCKVALE: And secondly, if he would file the analysis of personal property.

MR. RICE: I will tender that as an exhibit in this case.

(ANALYSIS MARKED EXHIBIT NO. 6).

MR. HUCKVALE: With regard to the analysis of personal property, I don't know whether it has reached your Honour yet.

THE SUB-COMMISSIONER: Not yet.

MR. HUCKVALE: I want to refer to the second item on the list here.

THE SUB-COMMISSIONER: Yes.

MR. HUCKVALE: You will note that we claim one baby crib. We have since abandoned that claim as we acknowledge receiving the article, but the Custodian has described here one iron bedstead which is abandoned, so that I think there must be some confusion with regard to ithere.

MR. RICE: Well I might explain, your Honour, that this crib was an old crib. It was unsaleable and so it was abandoned by the Custodian.

MR. HUCKVALE: But we got it, that is the whole point.

MR. RICE: Then there is no need of arguing about the matter.

MR. HUCKVAEE: I merely point out something was abandoned because we don't know anything about it.

MR. RICE: Don't worry about it because it was described there as an iron bed instead of calling it a crib.

THE SUB-COMMISSIONER: Do I take it that the iron bedstead and the crib are one and the same thing?

MR. HUCKVALE: No, that is the point.

MR. RICE: The whole trouble is when they got the analysis of the personal property claim, they decided that something else was mixed up in it and so they claimed it.

MR. HUCKVALE: No, I am not doing anything of the kind. We are pointing out that the bedstead has nothing to do with us.

MR. RICE: He lost one other iron bed, I take it.

MR. HUCKVALE: All I am saying is that here is an iron bedstead and you can have it and put it on some other person's claim.

THE SUB-COMMISSIONER: Oh well, it is abandoned anyway, isn't it?

MR. HUCKVALE: Yes.

THE SUB-COMMISSIONER: Well, that settles that.

MR. HUCKVALE: The other item marked abandoned is a kitchen range.

Q Was that kitchen range an old or a new one, which you are claiming for?

A That was bought in 1941, in November, 1941.

Q And what condition was it in at the time that you left? A: It was as good as new.

Q All right, thank you. Will you answer Mr. Rice, please.

THE SUB-COMMISSIONER: Relative to the form covering the property, you did ask him whether or not he had signed it, that is Exhibit 2. I do not know whether you asked him as to the accuracy of the

statement or not.

MR. HUCKVALE: I will do that now, sir. This is the fish net statement, sir. Is that the one that you are referring to?

THE SUB-COMMISSIONER: Is that Exhibit No. 2?

MR. HUCKVALE: The second one put in.

THE SUB-COMMISSIONER: Relative to the fishing nets.

MR. HUCKVALE: You will recollect that I put in another statement concerning it. Perhaps if we have them both together, it would be better.

THE SUB-COMMISSIONER: All right; here is the other one.

MR. HUCKVALE: Q: I take it that (indicating) is in your own handwriting, that statement there?

A Yes, it is.

Q Are the particulars that you wrote down true and correct, Mr. Hayashi?

A Yes, it is correct.

THE SUB-COMMISSIONER: And those arewhat exhibits now, Mr. Huckvale?

MR. HUCKVALE: These are Exhibits 2 and 3, sir.

THE SUB-COMMISSIONER: All right, that is fine.

MR. HUCKVALE: And both of them describe the fishing equipment.

THE SUB-COMMISSIONER: All right.

MR. RICE: I take it you are abandoning the claim for any bicycles?

MR. HUCKVALE: I don't think we claimed for any bicycles. I will ask him about that. Yes, there is something here.

Q You claim for twobicycles, Mr. Hayashi; is that correct? A: Yes.

Q Are you abandoning that claim or not?

A I am claiming for that.

Q You are claiming for that?

A Yes.

Q Can you tell me what condition they were in when you left them?

A They were useable but not in very new condition.

Q Well, what about the assorted farm hand implements? Can you tell me more about them? What did they consist of?

A They consisted of a hoe, five hoes, wheel barrows, two shovels, one garden hose, one lawnmower and one cultivator.

Q Were they in useable shape when you left?

A Yes, they were in useable condition.

MR. HUCKVALE: I would like to point out, sir, in these chattelclaims it has been impossible to describe in these forms every item, so that I have tried to give as many examples as I can and the values the way they are worked out, but if it does not appear in the personal property form it certainly does not mean that I am abandoning the claim.

MR. RICE: This claimant has come here and given a sworn statement as to the chattels that he claims that he has lost or were taken away from him.

MR. HUCKVALE: No, he said in the first place, "I attach to my original claim an itemized list of the chattels for which I am claiming", and those

bicyeles and the other things are on it.

MR. RICE: Do you mean to say that these are in addition to the original claim filed?

MR. HUCKVALE: Have you looked at your original claim?

MR. RICE: Yes.

MR. HUCKVALE: And you will see there the bicycles and the farm hand implements.

MR. RICE: These are descriptions of the personal chattels claimed.

MR. HUCKVALE: No.

MR. RICE: What is it, a duplicate?

THE SUB-COMMISSIONER: These items you mention are set out in your analysis of personal property claim.

MR. HUCKVALE: Yes, that is right.

THE SUB-COMMISSIONER: How did they get in there if they weren't claimed originally, Mr. Rice?

MR. RICE: They were claimed originally, your Honour, and then this claim now filed as Exhibit 4 is that in addition to the claim that was filed. It certainly covers the same items.

MR.HUCKVALE: I agree. Some of these chattel claims are so lengthy that it would be impossible to type them out in one of those forms, and there is a time limit involved, too. Nobody yet, either Government counsel or the Commissioner, has demanded that every item be set out in detail nor does the form require it.

THE SUB-COMMISSIONER: Of course it is pretty difficult, I suppose, after four years, five years, to set out all the details which otherwise would have to be

set out in the inventory or could have been set out in the inventory had it been made out at the time.

MR. HUCKVALE: All that the Commissioner required was that we try to show how we arrive at these values.

THE SUB-COMMISSIONER: And there has got to be some reasonableness, it seems to me, in these claims that these people are making.

MR. RICE: Well, Your Honour, I may be wrong, but it is my understanding that this personal chattels claim that is being filed now is to verify the claim that was filed originally, and the things that are abandoned are described as abandoned. Now, the additions that are put in there --

MR. HUCKVALE: I haven't put in any additions, sir, and I have told them what I have abandoned. Perhaps it would be a good thing to get it over now and have an understanding about it at this point.

THE SUB-COMMISSIONER: Here is the analysis of personal property claim which, I take it, is made up from the original claim filed.

MR. HUCKVALE: It is headed "details of claim".

THE SUB-COMMISSIONER: You can make that the subject of cross-examination, Mr. Rice, if you wish, and it would be up to the Commissioner as to whether or not there is any merit in this claim for the bicycles and the farmhand implements.

MR. RICE: The Commissioner wants to deal fairly with this claimant and if there is any mistake about the

statements, why now is the time to clear it up.

THE SUB-COMMISSIONER: Don't you think that would be a matter of cross-examination, Mr. Rice, and you can clear it up in that way?

MR. RICE: Well, I doubt it.

THE SUB-COMMISSIONER: And then the Commissioner will decide whether or not there is merit to the claim. It goes to the credibility of the claim, that is all.

MR. HUCKVALE: That is all, sir.

MR. RICE: Well, have I got my learned friend's statement correct when I say that these are only some of the articles referred to in his original claim?

MR. HUCKVALE: That is right. That form does not pretend to list every single item. It doesn't pretend to do that, nor does the form call for it if you will read it.

MR. RICE: Then what is the use of filing it?

MR. HUCKVALE: This form was prepared by the Commissioner and this is the way it starts, "description of major items and particularly of goods lost, stolen or destroyed." That is all we are required to fill in. I have gone beyond that in most cases.

MR. RICE: Well I think the claimant is meant to file a complete claim, your Honour.

MR. HUCKVALE: I had filed a complete claim originally in November, 1947.

THE SUB-COMMISSIONER: Well it just has this general statement as to the chattels being described and

then it refers to things left in the house, and so forth, and it gives a general statement as to the chattels not described above.

MR. RICE: Well, I think the original claims, a lot of them that are filed show household effects so much, nets so much, and they were completed in that manner. Well then the Commissioner wanted something as to what the household effects consisted of when they were bought and what was paid for them, but I think it was certainly meant that there would be a complete analysis of the whole claim so far as the claimant is concerned as well as the analysis that was submitted by the Custodian's offices.

MR. HUCKVALE: It has not been done in any single case that I know of.

THE SUB-COMMISSIONER: It seems to me that the only way that you can proceed is on the basis of the original claim filed, and then by cross-examination you can determine whether or not there is any merit to some of these that are claimed in the first instance.

MR. RICE: My learned friend states that this is a duplicity, that some of these items are covered in the claim as originally filed.

MR. HUCKVALE: That is right; they are all covered in the claim as originally filed.

MR. RICE: But the claim as originally filed does not cover everything in the personal chattel claim.

MR. HUCKVALE: This is far more complete than most.

THE SUB-COMMISSIONER: Exhibit 4, as I take it, is a

statement filed within recent weeks, is it?

MR. HUCKVALE: Yes, that form.

THE SUB-COMMISSIONER: And it is possibly the most recent form.

MR. RICE: It is filed today for the first time.

MR. HUCKVALE: Filed in this Court today, but you have had it for two weeks.

THE SUB-COMMISSIONER: I appreciate all that you say, Mr. Rice, but it seems to me that the only safe way to do it is to proceed on the original claim and then take Exhibit 4 for use on cross-examination to test the credibility of the witness. I do not see how you can ignore the original claim filed.

MR. RICE: Well it isn't our purpose to ignore it. It was my understanding that these new forms that were completed brought everything up to date so far as the claimant's claim is concerned.

THE SUB-COMMISSIONER: Of course, there might be an error made in some of these forms.

MR. HUCKVALE: May I show you an example? May I see that Hiraga file and I will give you an example. I am just going to show him how impossible this thing would be to proceed on that basis. If my learned friend is correct, sir, I will show you a personal property analysis and if he expects me to type out and get particulars of every one of those items covering those five sheets, well, it is just nonsense to attempt it.

MR. RICE: Oh, all it is is a matter of a little

stenographic work. The Custodian's office did it all right. My friend has a whole week to prepare these claims.

MR. HUCKVALE: That one claim, if you went over it item by item would take more than a week.

THE SUB-COMMISSIONER: Well it looks to me that Exhibit 3 is supposed to be more of a synopsis of the original one; that is what it looks to me like. I don't know. However, you can satisfy Mr. Justice Bird, I suppose, by cross-examining this man on the two documents.

MR. RICE: There would be no end to it if I were to deal with every chattel. If I have to do the typewriting and bookkeeping through the Court Reporter in here that my learned friend should have done in filing the claim, there would be no end to these hearings.

THE SUB-COMMISSIONER: There is no suggestion that you should do that.

MR. RICE: How would you do it?

THE SUB-COMMISSIONER: By cross-examining on it.

MR. RICE: And all that just goes down in the record and it is up to the Court Reporter to make up the statement.

THE SUB-COMMISSIONER: I do not understand what you mean by the statement on your part of preparing a typewritten statement.

MR. RICE: Well, as it stands now there are two claims, one filed some time ago and one filed by my learned friend this morning.

MR. HUCKVALE: There are not two claims.

THE SUB-COMMISSIONER: Just a minute, Mr. Huckvale, one at a time.

MR. RICE: There are, and they are not duplicates of one another. There are items in one included in the other but the one filed this morning does not include everything that was filed some time ago, that is when the original claim was filed, but there is nothing in addition in the claim that is filed this morning and two articles have been abandoned.

THE SUB-COMMISSIONER: Yes.

MR. RICE: And those articles have been marked as such, but I do not see what the purpose of this claim is or what help it would be unless it goes the whole way.

THE SUB-COMMISSIONER: Well, cross-examination of this witness might reveal to you that the original statement was incorrect. What I mean, it seems to me that all you can do is to approach it from the position as counsel for the Commission and see whether or not one of the statements is false.

MR. RICE: That is right, your Honour. I am just acting for the Commission and I will just leave it to my learned friend to handle his claim in his own way.

THE SUB-COMMISSIONER: Well you might break down this witness by cross-examination.

MR. RICE: I first wish to make a statement, your Honour, that the real estate was sold at its fair

cash value and the chattels that were sold were sold at their fair cash value. Any chattels that have been lost, stolen or mislaid, the claim filed by the claimant here with regard to them is exorbitant; furthermore, I am claiming that the claimant turned over his chattels to a man named William A. Urquhart, and gave him a power of attorney to dispose of his property and as such we are not responsible.

THE SUB-COMMISSIONER: I suppose, as a matter of fact, that general defence could be made applicable to every claim filed and save the necessity of setting it up in each claim.

MR. HUCKVALE: In most cases we have been so advised by letter prior to the hearing, your Honour.

THE SUB-COMMISSIONER: So that one might take that statement as applicable to each claim.

MR. RICE: I think it is up to the Crown to state the nature of the defence.

CROSS-EXAMINATION BY MR. RICE:

Q You appointed this man, William A. Urquhart, under power of attorney to act for you as your agent in selling or disposing of the property?

A Yes, I did.

Q And you so advised the Custodian's office by a letter on the 10th of August, 1942?

A Yes, I did.

Q Mr. Urquhart, in a letter addressed to Mr. H.F. Green of the Custodian's office, referring to the

nets,stated "am enclosing a list of these nets". They are all short pieces".

MR. HUCKVALE: I do not think this man can be asked about some letter somebody else wrote to the Custodian. He may never have seen him.

MR. RICE: I am asking him if these nets were short pieces.

A He asked whether they are the nets sold to Mr. Urquhart.

Q They are the nets, I understand, that you are claiming for.

MR. HUCKVALE: They are not. That is the whole point.

A The nets sold through Mr. Urquhart were 200 fathoms long.

MR. RICE: Q: And did Mr. Urquhart pay you for those?

A The money was paid in to the Custodian.

Q Was it paid tothe Custodian, or do you know?

A I received a letter from Mr. Urquhart saying that the money had been paid in to the Custodian. It was also included in the statement from the Custodian at the time my house was sold.

Q And they are also included in the claim that you have filed here?

A No, it is not included in the claim.

Q Where did you leave the nets that you are now claiming for?

A The nets were left in the building marked "X" on this map (indicating).

THE SUB-COMMISSIONER: That is on Exhibit 3.

MR. RICE: Q That is where Mr. Urquhart got the nets that he sold?

A The nets sold to Mr. Urquhart are not being claimed for.

MR. HUCKVALE: I don't want to interrupt, sir, but the personal property analysis makes that perfectly clear. The Custodian has admitted receiving these nets for which we are claiming. He not only admits receiving them but he admits selling them. It has nothing to do with Mr. Urquhart, any of these items, and there is no pretense on the part of the Custodian with regard to that. On the personal property analysis, the Custodian shows that he has sold the nets that we are claiming for and all we say is that we should have got our money for them.

MR. RICE: Mr. Urquhart sold the nets and paid the money in to the Custodian, that is the evidence here and that is what your claimant has stated. He said that Urquhart sold certain nets and paid certain money into the Custodian's office.

MR. HUCKVALE: And the Custodian has accounted for it but these are not the nets.

THE SUB-COMMISSIONER: But he said that those nets that he sold to Urquhart, as I understood him, were 200 fathoms long and that money had been paid to the Custodian and it was included in the Custodian's statement relative to the sale of the house; isn't that right?

MR. HUCKVALE: The sale of his property.

THE SUB-COMMISSIONER: But that is separate and distinct to the nets for which he is now claiming, that is what his story is.

MR. RICE: Yes, that is what his story is.

Q Did Mr. Urquhart try to sell a stove?

A I believe the Custodian sold it at an auction sale.

Q Were you informed that it had been put up for sale by auction three times before it was sold?

A No, I was not informed of that.

Q Not informed of that? A: No.

Q If it was sold by auction, wouldn't that be a fair market price for the stove?

A No, I don't think it was a fair market price.

Q How could you have got more for it yourself had you sold it? A: I believe I should have realized a better price if I had sold it myself.

Q Will you explain how you could?

A When goods are sold at an auction sale, you usually cannot get the full price for them. My phonograph and records were sold for $2.50 and that is an example of how a sale like that wouldn't bring a good price.

Q How do you suggest the Custodian should have sold it?

MR. HUCKVALE: I don't think this fellow can run the policy of the Custodian's office.

MR. RICE: He is giving evidence that the stove was undersold, and I am trying to get from him why it

was or how he could get more.

THE SUB-COMMISSIONER: Of course the question as to a fair price by auction sale will depend on a lot of factors, advertising, and other factors, I suppose, and what the state of the market is.

MR. RICE: Well, that is how it has to be sold, your Honour. All right, I have nothing else.

MR. HUCKVALE: I have no further questions.

THE SUB-COMMISSIONER: That is all, thanks, Mr. Hayashi.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

"S. R. HOWARD"

OFFICIAL REPORTER.

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

SUB-COMMISSIONER.

NOV 27 1947

Case No. 519

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

4967

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

(1) NAME HAYASHI (Print) Surname RINTARO Given Name (RCMP) Reg. No. 05078

(2) Pre-Evacuation Address 111 Steveston Highway, Steveston B.C.

(3) Present Address Box 344, Raymond, Alberta.

(4) REAL ESTATE

(a) Street Address (if any) Municipality of Richmond B.C. City or Municipality, Province

(b) Legal description (lot number, block number, section number, etc.) C. of E. 51157. The Westerly one third of Lot 2 of Blocks 41, 42, 55 and 56 of Section 35, Block 4, North Range 7 West. Map 3527, having a frontage of one and two third chains on No. nine road and uniform width for full depth of said lot 2 and lot 1. in the District of New Westminster.

(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.)

Sole owner

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

(i) Land - See supplement - - - - - - - $ 1650.00

(ii) Buildings See supplement - - - - - - - - $ 1200.00

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

(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - $ 2850.00

(v) Amount at which Custodian sold property and credited your account - - $ 1971.78

(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - $ 878.22

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation 111 Steveston Highway, Steveston B.C. Gulf Georgia Cannery, Steveston, B.C.

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

Dwelling house. Fishing gear in Net House A. (cannery)

(c) How stored or packed at time of evacuation

Unpacked

(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.	Chattels (see supplement)	Estimated Value $ 1615.00
2.	Custodian's sales of chattels	Estimated Value $ 327.35
3.		Estimated Value $
4.	FOR PARTICULARS FROM CREDITS FROM CUSTODIAN	Estimated Value $
5.	~~SEE SUPPLEMENT~~	Estimated Value $
6.		Estimated Value $
7.		Estimated Value $
8.		Estimated Value $
9.		Estimated Value $
10.		Estimated Value $

TOTAL CLAIM FOR PROPERTY LOSS $

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) - $ 1714.83

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

LETHBRIDGE

(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 Alberta)
TO WIT:)

I, Rintaro Hayashi of the TOWN
of RAYMOND in the PROVINCE OF ALBERTA

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 Lethbridge)
in the Province of Alberta)
this 24 day of November)
A.D. 1947. W E Hunt Evans)

R Hayashi
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.

SUPPLEMENT FOR RINTA RO HAYASHI REG. NO. 05078

LAND PROPERTY:	
2 acres of cleared property @ 425.	$ 850.00
½ @ acre of loganberry plants	500.00
½ acre of strawberry plants	300.00
BUILDINGS:	
1 dwelling (28 ft. by 32 ft.)	1200.00
(concrete foundation)	
CHATTELS:	
5 beds complete with matresses	100.00
1 baby crib	10.00
1 chesterfield suite.....	30.00
1 book case	10.00
1 dresser	25.00
1 Singer sewing machine	25.00
Assorted chinawared	150.00
1 kitchen range and 1 heater	60.00
1 gramophone	15.00
Records (approx. 100 records)	50.00
200 assorted books	200.00
1 set of dolls	120.00
2 bicycles	50,00
Assorted farm hand implements	20.00
2 linoleums (9 ft. by 12 ft.)	10.00
4 gill nets complete with lines	250.00
7 gill nets without lines	305.00
5 lead lines for gill nets	100.00
5 cork lines complete with corks	85.00
TOTAL .....$	4365.00

SPECIAL NOTE

Credit accounts from the Custodian were received by monthky payments by the claimant.

28 months @ 75.00	$ 2100.00
Custodian's payment to	
The River Fish Co.	75.00
The Sun Life Assurance Co.	141.02
Final payment by the Custodian for their recorded balance	330.15
TOTAL ACCOUNTS RECEIVED FROM THE CUSTODIAN	$ 2646.17
TOTAL CLAIM FOR REAL AND PERSONAL PROPERTY	$ 1714.83

These payments were made as maintenance due to the physical handicap of the claimant and the neglectance of the relief payment by the Commission.

There has not been accounts received for each transaction made by the Custodian in the handling of the claimant's property.
This is the reason for the irregularities in the total claim in the real and personal property.

HAYASHI RINTARO

(Claimant's Name)

REAL ESTATE
(Farm Land)

05078

Reg. No.

LAND	Acres	Date of Purchase	From Whom	Cost Price	Cleared Uncleared or cultivated at date of Purchase	Improvements at date of Purchase	Estimated value at Date of Sale
Uncleared Cultivated not planted Cultivated and not in crop List Crops	1.66	1933	Mrs R.B. Sleeves	$750.00	Uncleared	Nil	$1650.00 land alone
Strawberries ½ acre Loganberries ½ "							
Total							

IMPROVEMENTS SINCE PURCHASE OTHER THAN BUILDINGS (e.g. cultivation, plants, trees or special equipment)

Description	When Made	Cost
Clearing	1934	$300.00

BUILDINGS

Type	Size	Finish	Date Built	Cost Material	Paid for Labour	Value of Own Labour	Allowance for Depreciation	Estimated Value
Dwelling	28 x 32	Frame	1934	$1200.00		$1000.00	$700.00	$1500.00

EXHIBIT No. 519 - 1
DATE Aug. 3/48
FILLED BY W. R. Hutchvale

Comments re Appraiser's report not covered by above information:

The Appraiser's valuation of my dwelling is fair. His valuation of my land is far too low. I paid $750.00 for this land in 1933 and got it at a bargain price due to depressed conditions then prevailing. I have cleared it and planted it to strawberries and loganberries. The strawberry plants were bought in Spring 1941. My father and mother took care of farm and I did the fishing. Farm produced net revenue of $300. per year. In view of the work done on the place and the rising market since 1933 I feel that my claim of $1650. for the land alone is very modest.

R Hayashi
Signature

HAYASHI Rintaro
(Claimant's Name)

PERSONAL PROPERTY
(Fishing Vessels, gear and equipment)

05078
Reg. No.

NETS:

Type	Size	Mesh	Fathoms	Age at Evacuation	Original Value	Estimated value at Evacuation
4 Gill (complete with lines)						$250.00
7 Gill (without lines)						305.00
5 lead lines for gill nets						100.00
5 Cork lines complete with corks						85.00

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

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

EXHIBIT No. 519-2
DATE Aug. 3/48
FILLED BY W. E. Huckvale

Arrangements made for storage when evacuated:

All fishing gear left in Net House. Boat was seized by Navy early in war.
Fishing gear properly hung and bluestoned.

Additional Comments, if any: See fishing net Inventory

R Hayashi
Signature

Name of Owner: Rintaro Hayashi

Registration No.: 05078

Address: PO Box 456 Kaslo BC

FISHING NET INVENTORY

1. Place of Storage Gulf Geogia Cannery Net house A.

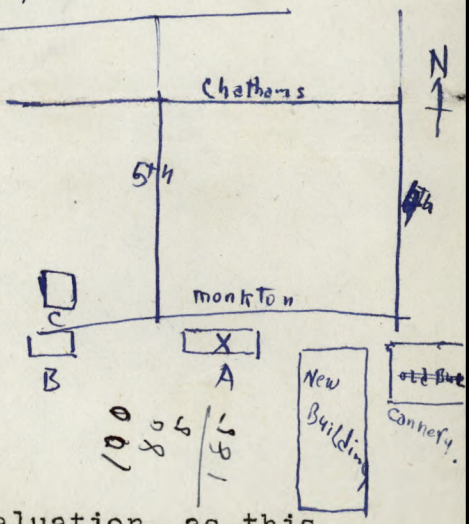
   (a) In whose care _____

   (b) Whereabouts of key (if any) _____

EXHIBIT No. 519-3
DATE Aug. 3/48
FILLED BY W E Stackvale

2. Description of nets as follows:

Type	Mesh	Ply	Meshes Depth	Fathom Length	Valuation	Any other marks of identification
Cohoe Net	7	6	45	130	130 -	Line complete
"	7 1/8	6	45	70	70 -	"
Sockoye Net	5-1/4	4-5	55	50	30 -	"
Spring Net	8 3/4	8-9	38	40	20 -	"
Sockoye "	5 1/4	4-5	55	300	100 -	No Line
"	"	"	"	200	80 -	"
"	5 13/16	"	50	160	20 -	"
"	"	"	"	160	20 -	"
Spring "	8 3/4	8-9	38	260	50 -	"
Cohoe "	7 1/8	6	45	50	5 -	"
"	"	"	"	150	30 -	"
Lead Line				160	25 -	
"				140	20 -	
"				160	25 -	
"				160	25 -	
"				50	5 -	
				150	20 -	
				130	15 -	
				150	20 -	
				150	20 -	
				60	10 -	



N. B. Please do not exaggerate fathom length or valuation, as this will only make it harder to identify your nets, and to credit any money received from their sale to their rightful owners.

HAYASHI Rintaro

(Claimant's Name)

PERSONAL CHATTELS

05078

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
5 beds complete with mattresses	1935, 1938	New	$200	Good	
1 baby crib - (abandoned)		"	Wedding Present	"	100.00
1 Chesterfield suite -	1935	"	$25	"	10.00
1 Book case	1938	"	$35	"	30.00
1 Dresser	1936	"	$65	"	10.00
1 Singer Sewing Machine	1915	"		fair	25.00
Assorted Chinaware	1913-39-40	"	some bought, some gifts	good	25.00
1 Kitchen range and heater	1941	"	$75	Excellent	150.00
1 Gramaphone - (abandoned)		"			60.00
Records (approx. 100) -	1936-41	"	$1.00-1.50 Each	Good	15.00
200 assorted books	1918-41	"	$400-$500	"	50.00
1 set dolls	1938-42	"	gifts	"	200.00
					120.00

Description of Storage of Goods:

EXHIBIT No. 519-4
DATE Aug. 3/48
FILLED BY W. R. Hucknale.

General Statement as to Chattels not Described above: Chattels left in house in room upstairs. The room was locked and key given to Custodian by neighbour. Apparently goods were stored in warehouse by Custodian and were unsegregated on 2nd March 1948 (see Custodian's letter)

Additional Comments, if any: 9 People lived in my house and chinaware was sufficient for all needs.

No PP analysis on Custodians file

R Hayashi

Signature

BC-584-P
BC-2453-B

BC/584-P
BC/2453-B

S.S. Form No. 43
(Sheet 1)

Farm Appraisal Report

File No. J.L.515

Land Description Westerly 1/3 of Lot 2, Blocks 41 & 42, 56 & 55, Section 35, Block 4N., Range 7W.

(# 111) Containing 1.66 Acres

Owner's Name RINTARO HAYASHI Post Office Address R.R.1, Steveston, B.C.

Nearest Rail Point Branscomb, B.C.E.Rly Distance 1/4 m.

Market Town Good local. Vancouver Distance 10 m.

Church (give denomination) All denominations Distance 3 m.

Nearest School Bridgeport, by tram Distance 6 m.

State how property was identified: One post & map check.

Roads: State whether property has access to main road, the kind of road and its condition.

Yes. It fronts on #9 Road. Hard surfaced.

Is this district a good one? Yes. Dairying, small fruits & homes.

Employment opportunity Many & varied, from farm - industrial.

Predominating Nationality and religion: British, Protestant.

Describe Fencing and its condition: 3 B line along West line only Value $

Water supply: City water laid in. Value $

BUILDINGS ON FARM

4967

BUILDINGS	DIMENSIONS	MATERIAL	HEIGHT	ROOF	AGE	Foundation	REPAIR	VALUATION
HOUSE	28 x 30	frame	16	shgl	9	concrete	good	1600.00
	x							
	x							
BARN	x							
	x							
BARN	x							
	x	Earth floor only in basement.						
GRANARY	x	Concrete Septic Tank outside.						
	x							
	x							
	x							
	x							

Electric Light installed.

Total present day value $ 1600.00

Total Value Buildings add to farm $ 1500.00

Is dwelling habitable without repairs? Yes If not what is your approximate estimate of cost to make it habitable? Mr. Urquhart is having interior papered for tenant who will move in shortly. $

Describe the basement and chimneys: Full basement earth floor. Brick chimney to ground.

No. rooms downstairs? 4 & bathroom / Upstairs? 2 How finished Wood, papered

Are buildings painted? Yes Condition of paint fair

Distance from nearest bush All clear

EXHIBIT NO. 519-5
DATE Aug. 3/48
FILLED BY A.R.G. Rice

Note: Particular care must be taken when examining and reporting on foundations, sills and roofs.

Cultivated Land

ACRES	LEVEL, UNDULATING, ROLLING OR HILLY	SOIL (State Depth)	SUB-SOIL	KIND AND QUALITY OF CROP	VALUE PER ACRE	TOTAL
1.66	flat	silty clay 16 - 20"	Good clay	1/2 ac. Logans. .30 strawberries weedy & neglected.	300.00	498.00

Area which can be cultivated without cost other than for breaking.

LEVEL, UNDULATING, ROLLING OR HILLY	SOIL (State Depth)	SUB-SOIL		VALUE PER ACRE

Area which can be cultivated after a reasonable amount of clearing timber, stones, drainage, etc.

LEVEL, UNDULATING, ROLLING OR HILLY	SOIL (State Depth)	SUB-SOIL	NATURE OF RECLAMATION NECESSARY	RECLAMATION COST PER ACRE	VALUE PER ACRE

Area Unsuitable for Cultivation.

CHARACTER OF LAND E. G. HILLY, SWAMPY, ROCKY.	NATURE OF TIMBER IF ANY AND WHETHER MARKETABLE	VALUE OF LAND PER ACRE

1.66

Total value of Land $ 498.00

Total added by buildings to value of farm $ 1500.00

Total fruit trees add to value of farm (for use in orchard districts only) $

Total value of farm $ 1998.00

Describe condition of farm commenting on tillage, length of time unoccupied or partly occupied:
Japanese owner moved in June. Was fisherman. A Mr. D. Austin will shortly be taking up residence.

State most suitable type of agriculture for farm bearing in mind the district's limitations, if any.
Just a nice little home to work out from, or ample for a pensioner.

Noxious weeds: A few thistle, but mostly annual weeds & couch grass.

Give approximate detail and amount of all annual taxes and names of Taxing Authorities: Corporation of the Township of Richmond. $21.55. Minim. Water charge $2.00 p.m.

Date: 14th July, 1942.
Place: New Westminster, B.C.

I certify that the above report is based on a personal examination of the whole farm made on the 9th day of July 1942.

Inspector's Signature "T. GODFREY"

Note: (Use Form 43 (Sheet 2) in connection with this form.)

S.S. Form No. 43
(Sheet 2)

Farm Appraisal Report

Remarks: Mr. W. A. Urquhart adjoining informs me that he has Power of Attorney from the Japanese owner to care for the property; this document was said to be with his Lawyer in Vancouver. He has rented the dwelling to Mr. D. Austin for $12.00 per month & is having interior repapered at estimated cost of $42.00. Owner was a fisherman and moved out in June.

The loganberry patch is young and badly neglected. The strawberry patch will be finished by fall. Weed choked. Locality is good & this little property is in keeping with other small holdings.

(FOR ORCHARD LANDS ONLY)

REMARKS: re general lie of land, fertility of soil, irrigation, drainage or dyking and reclamation.

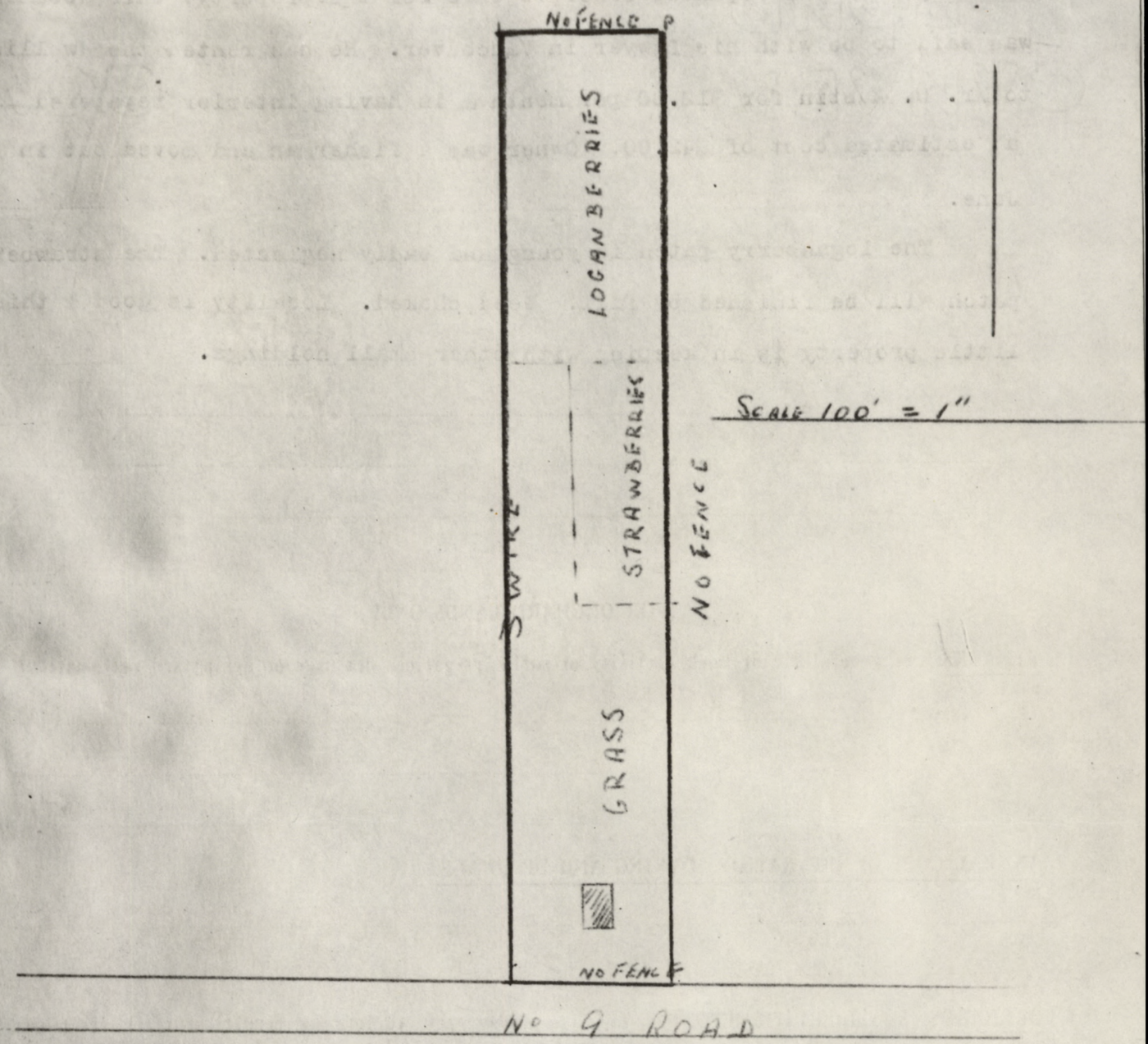
ANNUAL COST OF IRRIGATION, DYKING AND DRAINAGE.

ORCHARDS, SMALL FRUIITS, ETC. (Give number, age, variety and condition of all tree fruits, condition and area of each kind of small fruits.)

	Present Value
1/2 acre Loganberries.	$
1/3 " Strawberries.	$
Logans worth cleaning up.	$
Strawberries wash out.	$
	$
	$
	$
	$
	$
Total	$

Amount fruit trees add to value of farm $

Diagram of Property



Following careful review of this appraisal report, it is my opinion that the present value is $ 2000

Date 15th July, 1942.

(SIGNED) I. T. Barnet.
District Superintendent.

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No 4967 EXHIBIT N

NAME Rintaro HAYASHI

REG. No. 05078

DATE
DECLARATION 20 Apr 42
EVACUATION 13 Jun 42

INVENTORY
TAKEN BY
DATE

	DETAILS OF CLAIM		SALES AUCTION	SALES TENDER &c	SOLD WITH REAL PROP.
Furniture, personal effects, etc., and 430 fathom new gillnets of all kinds, $220., located at 111 Steveston Highway, Steveston, B.C. Key to be left with Mr.W.A. Urquhart, 109 Steveston Hwy, who has been given power of attorney. The remaining nets, etc, to be left in cannery net house, Gulf of Georgia Cannery, Steveston, B.C.	5 beds with mattresses	100	51	(5)	
	1 baby crib	10	1	(1 bureau)	
	1 chesterfield suite	30	15		
	1 bookcase	10	3 85		
	1 dresser	25	26 50	1 dresser 1 bureau	
	1 Singer sewing machine	25			
	Assorted chinawares	150	28 45		
	1 kitchen range)			------*	
	1 heater)	60	50	(1 heater)	
	1 gramaphone	15	26	(2)	
	Approx 100 gram. records	50	2 50		
	200 assorted books	200	3 30		
	1 set of dolls	120	26 10		
	2 bicycles	50	12	(1)	($2
	Assorted farm hand implements	20	35 95		
	2 linoleums (9' x 12')	10	13 25	(2)	
5 beds with mattress 1 living room set 1 bookcase 1 chiffonier chinaware $150. 2 stoves: 1 kitchen 1 heater 1 elec gramaphone 100 gramaphone records 200 books $200. Jap. festival dolls $120. 2 bicycles CCM Farm implements	4 gill nets with lines	250) $		)	
	7 gill nets no lines	305) 7		)	
	5 lead lines for gill nets	100) 4		) 597	
	5 cork lines with corks	85) 9		)	
			M 21 50		
			F 14 20		
		1615	K 15 15		
(11 nets with lines listed 4 nets no lines listed 670 fthm lead line 640 fthm cork line 1 rowboat	Est. value: H'hold goods	875	295 25		
	Fishing gear	740		597 --	

LEGEND:

AC	-	Assorted chinaware
B	-	Books
D	-	Dolls & festival goods
F	-	Furniture
K	-	Kitchenware
M	-	Miscellaneous
T	-	Tools (& farm implements)
($00.)	-	Arbitrary breakdown of Claim value where claimed items grouped together.

---- ANA

Household goods to value
do
do
do

Fishing gear to value of

TOTAL GOODS TO VALUE

JC/..

No 4967 EXHIBIT No. CASE No.

No. 05078 VENUE

ION	SALES TENDER &c	SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NO ACCOUNT, THEFT &c	UNSOLD	REMARKS
1	(5)							
	(xxxxxxxxx)				$10.* 1 iron bedstead			
5								
3 85								
6 50	1 dresser 1 bureau							
				$25				
8 45								
	------*				($40.) *			See Ref #1
50	(1 heater)							
6	(2)							
2 50								
3 30								
6 10								
2	(1)		($25.)*(1)					
5 95								
3 25	(2)							
	)							
	)							
	) 597							
	)							
1 50								
4 20								
5 15								
			25	25	50			
5 25								
	597 ---							

--- ANALYSIS OF CLAIM---

		Sale of firewood	7.	***
Household goods to value of	$ 775.00	Sold at auction for	$ 295.25	*
do	25.00	Declared-not found		*
do	25.00	No record at anytime		*
do	50.00	Abandoned		*
	875.00		295.25	*
Fishing gear to value of	740.00	Sold for	597.00	*
				*
TOTAL GOODS TO VALUE OF	1615.00	-----	899.25	* *

EXHIBIT No. 519-b
DATE Aug. 3/48.
FILLED BY G. R. A Rice