

Corr. : July. Aug 1950

2-13

THE CO-OPERATIVE COMMITTEE  
ON  
JAPANESE CANADIANS

TORONTO, ONT.

94 Hanwood Ave. Apt 24.

July 2nd. 1950.

Messrs Cameron, Weldon & Brewin,  
372 Bay St.  
Toronto.

RECEIVED

JUL 3 1950  
CAMERON, WELDON, BREWIN &  
MCALLUM.

Attention: F. A. Brewin (or Mrs Ferguson)

Dear Sirs:  
Enclosed please find list of  
new addresses, to be added to the  
Co-op Committee's "New Address" file which  
Andy Brewin asked me to leave at  
his office for auditors during my  
absence from city.

Sincerely,

J. H. Boas



CANADA

DEPARTMENT OF THE SECRETARY OF STATE

OFFICE OF THE CUSTODIAN

ADDRESS ALL  
COMMUNICATIONS  
TO THE  
CUSTODIAN'S OFFICE

PLEASE REFER  
TO

FILE NO.....

Victoria Building,  
7 O'Connor Street,  
Ottawa, Ontario.

July 3rd, 1950.

RECEIVED  
JUL 28 1950  
CAMERON, WELDON, BREWIN &  
MCALLUM.

F. A. Brewin, Esq., K.C.,  
Cameron, Weldon, Brewin & McCallum,  
Barristers, & Solicitors,  
Sterling Tower,  
Toronto 1, Ontario.


Dear Mr. Brewin:

Re: Japanese Property Claims Commission

Reference is made to your letter  
of the 19th ultimo, addressed to the Honourable  
Mr. Garson, which, as you are aware, was transferred  
to the Honourable Mr. Bradley.

I am directed by my Minister to  
inform you that the matter of payment of interest  
on awards recommended by Mr. Justice Bird has been  
carefully considered and that it has been decided  
not to allow interest.

Yours very truly,

  
K. W. Wright,  
Chief Counsel.

KWW/G



Campbell, Brazier, Fisher, McMaster & Johnson

Barristers and Solicitors

A. T. R. CAMPBELL      C. W. BRAZIER  
A. W. FISHER          R. J. MCMASTER  
A. J. F. JOHNSON

H. C. MURRAY

G. B. GARDOM

THE ROYAL BANK BUILDING  
675 WEST HASTINGS STREET  
VANCOUVER, B.C.

OUR FILE NO.

July 3rd, 1950.

Andrew Brewin, Esq., K.C.,  
Sterling Tower,  
Toronto, 1, Ontario.

RECEIVED  
JUL 6 1950  
CAMERON, WELDON, BREWIN &  
MCALLUM.

Dear Andy:

Re: Japanese Property Claims Commission.

I have for acknowledgment receipt of your letter of the 30th ultimo.

I think I did know some time ago that you were going over to the Privy Council but I must have forgotten the fact.

I had a letter from Virtue saying that although he preferred to have the cheque in his hands for each claimant if Shears' suggestion was satisfactory to other counsel he was agreeable.

I have spoken to Shears on the telephone today and understand that he has cleared his suggestion with Wright and that Wright is agreeable to the manner of distribution proposed by him. Accordingly, I expect that it will go ahead in that manner.

I had hoped that I would have settled the matter of disbursements with Shears today. However, he still has not seen fit to give his absolute O.K. and forwarded the material I had filed with him to his Ottawa office. I understand, however, that he has had some discussion with the Judge also concerning the matter and I gathered from him that the Judge is inclined to take the view that as long as we have not charged anything in our disbursements which would be properly chargeable to fees it should be in order to pay them. He expressed some hesitation today with regard to the expenses of the J.C.C.A. However, I pointed out to him that it was necessary at the



Mr. Brewin:

July 3rd, 1950.

-2-

time of organization of claims and at the time of proposed settlement that someone should traverse the country to most expeditiously organize matters. Had not the J.C.C.A. undertaken to do so, both the filing of claims and the dealing with the proposed settlement would have been considerably delayed. I have urged upon him that if he is not going to recommend full payment of the disbursements that he should communicate with me first before reporting to Ottawa so that I may have a chance to explain matters to him more fully. I am hopeful that we will get him persuaded this week to agree to recommend payment of the full amount. From your letter I take it that I had better ask him to give instructions to Ottawa to forward the cheque for disbursements payable to the Co-operative Committee to George Tanaka for deposit in the account of the Co-operative Committee.

*N.B. I asked Shears to have the cheque mailed to your office. Please have their advice on receipt thereof as to the amount before depositing it.*

I note that you do not expect to have the statement of balances owing by each claimant ready until your return from England but that you will bring the same forward with you in the form of a schedule corresponding to Appendix I of the Commissioner's Report. If, in the meantime, anything develops indicating that the Crown will not pay all of our disbursements I will advise George. Presumably in such event the disbursements not allowed will have to be charged to the amount chargeable to each claimant and you might leave instructions that George is to advise P. S. Ross & Sons in this regard. I think you ought also to clarify the situation in that respect if by any chance the Crown refused to reimburse the monies expended by the J.C.C.A. If the Crown fails to do so is it the intention of the Committee that the J.C.C.A. should be reimbursed by assignment of charges or does the Committee take the position that they are not liable to the J.C.C.A. for these expenses. As indicated above, I am hopeful that we will persuade Shears to authorize this payment but it is possible that objection may be taken to it.

I trust that you have a pleasant trip to England and shall look forward to seeing you in Vancouver on July 24th. You might be good enough to arrange with your office that in the event of your receiving a reply from the Prime Minister or any communication as to the Government's intention with regard to the payment of interest, that they be good enough to communicate the fact to ourselves as well as to George Tanaka.

Yours truly,  
CAMPBELL BRAZIER FISHER McMASTER & JOHNSON,

McM:McC

Per: *Bale*



Campbell, Brazier, Fisher, McMaster & Johnson  
Barristers and Solicitors

A. T. R. CAMPBELL      C. W. BRAZIER  
A. W. FISHER          R. J. McMASTER  
A. J. F. JOHNSON

H. C. MURRAY

G. B. GARDOM

THE ROYAL BANK BUILDING  
675 WEST HASTINGS STREET  
VANCOUVER, B.C.

OUR FILE NO.

July 3, 1950.

Andrew Brewin, Esq., K.C.,  
Sterling Tower,  
Toronto 1, Ontario.

Dear Andy:

Re: Japanese Claims Commission.

Some time ago I believe that I indicated to you that it was my view that Virtue's Committee should pay \$1,000 towards our counsel fee as we had done a considerable amount of work for him either directly or indirectly in connection with his claims and it was very difficult to segregate the work done for him. I believe possibly Miss Boos on behalf of the Committee took this matter up with him some time ago. Subsequently he communicated with me and wanted greater detail which I proceeded to give him.

In a recent letter to him I pointed out that I had received no communication indicating whether his Committee was willing to pay this fee or not.

I now have a letter from him under date of June 30th in which under a heading "Your Counsel Fee of \$1,000.00" he states as follows:

"We have advised our Committee that you are entitled to this reasonable counsel fee as far as we are concerned, and our Committee have accepted our recommendations. However, we understand that this is to be included by the Toronto Committee as a part of your general counsel fee. If this is the case, we judge that this amount will be payable to you direct from Toronto. As our clients have already contributed \$3,000 toward disbursements, we judge that this amount will be refundable to us by the Toronto Committee. (This is based on the assumption that the Crown pays substantially all of our disbursements.) If that is the case, the Toronto Committee can deduct the final amount from the



Mr. Brewin:

July 3, 1950.

- 2 -

credit which we will have with them - after conference with us. However, if you prefer to have this \$1,000 paid to you direct we will see that this is done."

I would appreciate receiving instructions as to the manner in which the Committee would prefer to have payment made.

Yours truly,

CAMPBELL BRAZIER FISHER McMASTER & JOHNSON,

Per: Bob

McM:McC



July 6, 1950.

R. J. McMaster, Esq.,  
Barrister,  
c/o Campbell, Brazier, Fisher, McMaster & Johnson,  
675 West Hastings Street,  
VANCOUVER, B.C.

Dear Bob:                    RE: JAPANESE PROPERTY CLAIMS COMMISSION

I have your letter of June 29th  
and two of July 3rd.

• I have received a letter from Mr.  
Wright, in which he refers to my letter to Mr. Garson, which  
was transferred to Mr. Bradley. He then says:

"I am directed by my Minister to inform you that  
the matter of payment of interest on awards  
recommended by Mr. Justice Bird has been carefully  
considered and that it has been decided not to  
allow interest."

The letter which I wrote to Mr.  
St. Laurent, copy of which I sent to you, presumably went  
out last week. I have not been able to make contacts here  
to see if it has been answered.

The Government certainly chose  
a good time to announce their decision, with practically  
none of our committee available. I presume that they will  
continue to endeavour to get some reply from Mr. St. Laurent  
and probably publish the correspondence. Nevertheless I  
think we should continue to proceed with distribution on  
the assumption that interest will not be paid.

Perhaps you will advise George  
Tanaka of any steps which you think should be taken about  
this.

The instructions I have given to  
P. S. Ross & Sons are that the 1% retainer is to be charged  
in all cases as a first charge and that it is only the  
additional amount required to pay the costs in full that are  
to come out of the awards.



R. J. McMaster, Esq.

- 2 -

July 6, 1950.

P. S. Ross & Sons will be writing to you in regard to some cases in which apparently the Co-Operative Committee acted for the claimant but in respect of which they have no retainer form. In these cases they will require to know the amounts claimed in order to begin to figure out the schedule of payments.

In regard to Kagetsu, will you please get in touch with Mr. Norris as nearly all of the disbursements will have been made by him. In respect of any separate accounts I have I will endeavour to find time to give him the information.

I do not think that we are strictly liable to the J.C.C.A. for the services they rendered but if the Government refuse to pay the items put in for them then I think we should re-consider how much of their accounts should be added to the amount to be paid by the claimants.

The arrangement in regard to Virtue referred to in your letter of July 3rd, seems to be quite in order.

Yours truly,

CAMERON, WELDON, BREWIN & McCALLUM

FAB/W


Per:



SCHOOL OF LAW  
UNIVERSITY OF TORONTO

Committee on Declaration on Rights  
and Duties of States

Enclosed herewith is copy of the  
report of the committee which has  
been formally sent on to Chief Justice  
McRuer for submission to the Canadian  
Bar Association.

  
Bora Laskin,  
Chairman.

July 5th, 1950.

RECEIVED  
JUL 8 1950

CAMERON, WELDON, BREWIN &  
McCALLUM.



To: The Canadian Bar Association

Report of Committee on Proposed Declaration on Rights and Duties of States.

At the suggestion and with the support of the Honourable J. C. McRuer, Chief Justice of the High Court of Ontario, a committee was convened under the chairmanship of Professor Bora Laskin of the University of Toronto School of Law, to study the problems involved in a proposed Declaration on the Rights and Duties of States. Preparatory work in connection with the committee's deliberations was done by Mr. D. Vanek, lecturer in international law of the University of Toronto School of Law. The following persons participated in all or some of the three sessions held by the committee:

Honourable J. C. McRuer  
Mr. Stanley C. Biggs, Toronto  
Mr. F. A. Brewin, K.C., Toronto  
Mr. R. M. W. Chitty, K.C., Toronto  
Professor F. E. LaBrie, School of Law, University of Toronto  
Mr. D. A. L. Smout, Osgoode Hall Law School, Toronto.  
Mr. Donald Spence, Toronto  
Mr. David Vanek, School of Law, University of Toronto  
Mr. Peter Wright, Toronto  
Professor Bora Laskin, School of Law, University of Toronto

The committee had before it the draft declaration presented to the United Nations General Assembly in 1946 by the Republic of Panama, and also the draft declaration prepared in 1949 by the International Law Commission of the United Nations. Both of these drafts had been referred by the General Assembly to its member states for their comments and recommendations concerning their contents and the action that should be taken upon them. The Government of Canada had indicated that it would like to receive the views of the Canadian Bar Association on the subject of these drafts, and it was in order to meet this request that this committee was convened.

The committee resolved to take the International Law Commission draft as the basis of its studies and to refer to the Panamanian draft in connection therewith. The result of the committee's deliberations in the form of an amended draft declaration is annexed hereto as appendix "A". The drafts prepared by the International Law Commission and by the Republic of Panama are also annexed hereto as appendices "B" and "C" respectively. The considerations which moved this committee to make the



changes noted in appendix "A" are set out there in the appropriate places.

This report is submitted to the Council of the Canadian Bar Association for its consideration in connection with any representations that it may decide to make to the Government of Canada on the subject of a Declaration on the Rights and Duties of States.

All of which is respectfully submitted on behalf of the committee.

Dated at Toronto, this 4th day of July, 1950.

Bora Laskin,  
Chairman.



## APPENDIX "A"

### Draft Declaration on Rights and Duties of States (Proposal of Canadian Bar Association Committee)

Note: All changes in wording are underlined.  
Deletions are indicated by dots.

WHEREAS the States of the world form a community recognizing the authority of international law,

WHEREAS the progressive development of international law requires effective organization of the community of States,

WHEREAS a great majority of the States of the world have accordingly established a new international order under the Charter of the United Nations, and most of the other States of the world have declared their desire to live within this order,

WHEREAS a primary purpose of the United Nations is to maintain international peace and security, and the reign of law and justice is essential to the realization of this purpose, and

WHEREAS it is therefore desirable to formulate certain basic rights and duties of States in the light of new developments of international law and in harmony with the Charter of the United Nations,

THE GENERAL ASSEMBLY of the United Nations adopts and proclaims this

#### DECLARATION ON RIGHTS AND DUTIES OF STATES.

[The underlined words were substituted for the phrase "governed by" as being more realistic.]

#### Article I

Every State has the right to independence and hence to exercise freely, without dictation by any other State, all its legal powers, including the choice of its own form of government.

[No change made. There was some discussion by the committee on the absence of any provision imposing a duty of recognition. It was resolved to leave the article as it was, especially since the question of recognition is to be separately studied by the International Law Commission. The committee was satisfied that nothing in article I prevented a State from entering into regional alliances or into "federal union" arrangements with other States.]

#### Article 2

Every State has the right to exercise jurisdiction over its territory and over all persons and things therein, subject to the immunities recognized by international law.

[No change made. The committee was satisfied that this article was not inconsistent with the exercise of extraterritorial power.]

#### Article 3

Every State has the duty to refrain from intervention in the . . . affairs of any other State.



[The committee was almost equally divided on whether to leave the article unchanged or to delete the words "internal or external". A majority favoured the latter course. A minority took the view that article 3 should be considered as the converse of article 1 and might perhaps be rephrased to impose a duty to respect the independence of other States.]

#### Article 4

Every State has the duty to refrain from fomenting civil strife in the territory of another State, and to prevent the organization. . . of activities calculated to foment such civil strife.

[The committee favoured deletion of the phrase "within its territory" as being a limitation that ought to be removed.]

#### Article 5

Every State has the right to equality in law with every other State.

[Some members of the committee proposed insertion of the word "international" before the word "law".]

#### Article 6

. . . . .

[The committee was of opinion, although some members dissented, that article 6 had no place in this proposed Declaration. It did not involve the right of one State against another. The committee did not reject the proposed article 6 as unsound in principle and it took into consideration that the subject matter was covered by the Declaration on Human Rights and Fundamental Freedoms.]

#### Article 7

Every State has the duty to ensure that conditions prevailing in its territory do not menace international peace and order.

[No change made. The committee noted in connection with this article a possible difficulty in reconciling article 3 if it retained the phrase "internal or external".]

#### Article 8

Every State has the duty to settle its disputes with other States by peaceful means. . . .

[The committee was of opinion that this article would be strengthened by making the deletions indicated. It was felt that the emphasis might better be placed on peaceful settlement without the complicating insistence that such settlement was obligatory only if consistent with international justice and security.]

#### Article 9

Every State has the duty to refrain from resorting to war as an instrument of national policy, and to refrain from the threat or use of force and from conduct inconsistent with international law in its relations with other States.



[The committee was of opinion that the changes indicated improved the article grammatically and strengthened it in substance.]

Article 10.

Every State has the duty to refrain from giving assistance to any State which is acting in violation of article 9, or against which the United Nations is taking preventive or enforcement action.

[No change made.]

Article 11.

. . . . .

[The committee was of opinion that this article should be omitted for two reasons. First, the question of recognition in all its aspects is going to be the subject of separate study. Secondly, the utility of the article is doubtful. It purports to express the Stimson doctrine of non-recognition but this had proved ineffective. The committee felt that the article, if left in, would detract from the authority of the other articles.]

Article 12.

Every State has the right of individual or collective. . . defence against armed attack.

[The committee felt that the expression "collective self defence" was difficult to understand. The Charter of the United Nations uses the word "collective" in article 51, but the committee was of opinion that deletion of the word "self" would be an improvement.]

Article 13.

Every State has the duty to carry out in good faith its obligations arising from treaties and other sources of international law, and it may not invoke provisions in its constitution or its laws as an excuse for failure to perform this duty.

[No change made. Mention may be made here of a considerable discussion in the committee respecting Canada's constitutional position in connection with treaties and their domestic application. This was stressed particularly in the discussion of article 6. So far as the present article 13 is concerned, the committee saw no difficulty since the article merely imposes an obligation in respect of treaties into which Canada may choose to enter.]

Article 14.

Every State has the duty to conduct its relations with other States in accordance with international law and with the principle that the sovereignty of each State is subject to the supremacy of international law.

[No change made. The committee considered that this article stated the primary obligation of States and that it should be left where it is as summing up in general the duty of States.]



[Mr. Vanek who acted in the role of reporter for the committee suggested the addition of another article, following article 14 of the Panamanian draft. He proposed the following:

Every State has the duty to ensure that principles of international law will be applied by its national Courts in the solution of questions to which those principles are relevant.

The committee made no decision on the proposal but suggested that it should be put forward for consideration.]



*MacLennan & Robinson*

BARRISTERS AT LAW, SOLICITORS  
NOTARIES PUBLIC

J. ARTHUR MACLENNAN, LL.B.  
BERYL M. ROBINSON, LL.B.

430-433 ROGERS BUILDING  
470 GRANVILLE STREET

*Vancouver, B.C.*

July 18th, 1950.

The Co-operative Committee of Japanese Canadians,  
c/o. Andrew Brewin, Esq., K.C.,  
372 Bay Street,  
Toronto, Ont.

Dear Sirs:

Re: Japanese Property Claims Commission,  
Kohei Baba and the Estate of Jujiro  
Nishimura, Deceased.

I assume that very shortly moneys will be payable to various claimants arising out of the above Commission, and I enclose herewith order from the above-named Kohei Baba authorizing deduction from any moneys payable to him up to the sum of \$183.78 to the estate of Jujiro Nishimura, deceased, in care of my office.

I would appreciate it if you would place this on the appropriate file in order that the remittance will be looked after when the funds are received.

Yours truly,

  
J. A. MacLENNAN

JAM/AD.

Enc.

RECEIVED

- 20 - 1950

CAMERON, WELDON, BREWIN &  
McCALLUM.



*MacLennan & Robinson*

BARRISTERS AT LAW, SOLICITORS  
NOTARIES PUBLIC

J. ARTHUR MACLENNAN, LL.B.  
BERYL M. ROBINSON, LL.B.

430-433 ROGERS BUILDING  
470 GRANVILLE STREET

*Vancouver, B.C.*

July 18th, 1950.

The Co-operative Committee of Japanese Canadians,  
c/o. Andrew Brewin, Esq., K.C.  
372 Bay Street,  
Toronto, Ont.

Dear Sirs:

Re: Rinkichi Tagashira vs. Masuye  
Nakatani and Inosuke Nakatani

My client, Rinkichi Tagashira, has a judgment against the above-mentioned Nakatanis, husband and wife, dating back to 1937 in the amount of \$2525.58. I am informed it is anticipated Inosuke Nakatani has received an award from the Commission.

I would appreciate receiving advice from you as to the amount of this award and whether it is going to be paid through your association, as I propose taking steps to attach such moneys as may be available. I would appreciate your advice by return in this connection.

Yours truly,

  
J. A. MacLENNAN

JAM/AD.



# P. S. Ross & Sons

MAJ. GEN. J. G. ROSS, C. M. G.  
G. E. HOULT S. B. PECKHAM  
S. R. CAMPBELL W. G. JEPHCOTT  
W. L. GATEHOUSE H. S. HAWTHORNE  
G. M. HAWTHORN F. E. H. GATES  
J. A. ROSS H. I. ROSS  
F. A. COFFEY G. M. SMITH  
G. G. HARRIS W. M. BRACE  
A. E. BISHOP G. A. KILNER  
L. H. PAUL J. E. SEYBOLD

CHARTERED ACCOUNTANTS

2-8 KING STREET EAST  
TORONTO 1, ONT.

MONTREAL TORONTO  
SAINT JOHN, N. B.

July 26, 1950.

AIRMAIL

F. Andrew Brewin, Esq.,  
c/o R. J. McMaster, Esq.,  
Messrs. Campbell, Brazier, Fisher,  
McMaster and Johnston,  
675 West Hastings Street,  
Vancouver, B. C.

Dear Sir:

During our meeting last Thursday, brief reference was made to the procedure that might be employed in forwarding cheques to the respective claimants in settlement of the awards to Japanese Canadians as made by the Commissioner.

Our understanding was that each cheque would be attached to a form letter in which would be listed amounts of the retainer fee, additional assessment, payments received on account, award and balance payable.

Should this method be adopted, we believe a number of protests may be received for one reason or another, thus involving reconsideration of these cases by the Committee, and in all likelihood of a second cheque having to be issued in many instances even though the adjustment may be only on compassionate grounds.

As an alternative we would suggest, for your consideration, a procedure similar to that followed in other cases, which is:

- (a) Forward to each claimant a form letter showing particulars of the proposed settlement (as previously mentioned) which would include a paragraph to the effect that the remittance of the balance stated will be made after (say) 15 days from the date of the letter in the amount stated unless notice of exception to the amount is received by registered mail with full relevant particulars at the office of.....before that date.
- (b) A review will be made of exceptions received, and the revised net balance determined.
- (c) Cheques can then be completed and forwarded to every claimant at one time after taking such adjustments into consideration.



F. Andrew Brewin, Esq.

- 2 -

July 26, 1950.

Although the above procedure would involve two different mailings to each claimant, we believe the small additional cost would more than offset the disadvantages of the first plan and furthermore the Committee will know exactly what the total remittances would amount to, also the additional assessment recoverable available for legal and other costs.

In regard to your enquiry last week of what our charges might be for this work, we have made a tentative estimate which would indicate a charge to date of approximately \$1,800. to \$2,000.

Yours very truly,

*F. Andrew Brewin*

WMB



□

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268		395.50	4153	3757.50
315		691.57	3242.	2550.43
379		7063.05	17,822	10,758.95
414		1298.27	7800	6501.73
487		4186.66	4504	317.33
809		8531.32	23,476.00	14,943.68
825		3819.00	4569.00	750.00
1060		2332.00	2475.00	143.00
1080		1998	3996.00	1998.00
1139		4067	6500.00	2433.00
1157		3190	5140.00	1950.00
1248		1083.83	1285.00	201.17
1381		532439.16	552,939.00	29,500.00



SHUMIATCHER AND McLEOD  
BARRISTERS AND SOLICITORS

Calgary: "Shumac"  
Telephone: 32661

M. C. Shumiatcher, K.C., LL.M., Dr. Jur.  
Derril G. McLeod, B.A., LL.B.

Associated Offices:

Calgary, Alberta  
Grain Exchange Building

Vancouver, British Columbia  
Vancouver Block

WESTMAN CHAMBERS  
REGINA, CANADA

July fourteenth,  
1950.

Mr. F. A. Brewin, K.C.,  
Messrs. Cameron, Weldon, Brewin, & McCallum,  
Barristers and Solicitors,  
Sterling Tower,  
TORONTO 1, Ontario.

RECEIVED  
JUL 27 1950  
CAMERON, WELDON, BREWIN &  
McCALLUM.

Dear Andy:                      Re: Japanese Claims

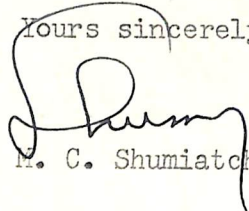
Thank you very much for yours of the thirtieth ultimo.

I had the opportunity of discussing some aspects of the situation with George Tamaki, who, as you know, is now working with Heward Stikeman in Montreal, and he stated, when passing through Toronto, that he would probably be calling upon you.

Unfortunately, I shall not be in Vancouver for the national convention; I returned from the coast only a few days ago where there is active preparation for what is hoped to be a highly successful meeting. I am delighted to learn that you will be there, since foreign policy will rate high on the agenda, and it is most desirable, we all feel, that the C.C.F. should bring British Columbia back into the fold. If it is possible for you to stop off in Regina on your way west or on your way home, I shall be most delighted to see you.

With kindest of personal regards, I remain,

Yours sincerely,

  
M. C. Shumiatcher.

mcs;svh





Ottawa,  
August 3, 1950.

Reverend James M. Finlay,  
Chairman,  
The Co-operative Committee on  
Japanese Canadians,  
11 Carlton Street,  
Toronto, Ontario.

Dear Mr. Finlay:-

I duly received your letter of July 14,  
with further reference to claims by Japanese Canadians  
for property losses.

The government appointed a Royal  
Commission to enquire into claims of these persons  
and to ascertain what would be fair and just under  
all the circumstances to these persons and to the  
Canadian public generally. The Commission recommended  
that a certain sum of money be paid to the claimants.  
The government has concurred in the recommendations  
and money has been made available to meet the claims.  
In carrying out the recommendations of Mr. Justice Bird  
we feel we have discharged our obligations both to  
those most directly affected and to the general public.

Yours sincerely,



✓  
11 Carlton Street,  
Toronto, Ontario.

July 14, 1950.

The Right Honourable Louis St. Laurent,  
Prime Minister,  
Parliament Buildings,  
OTTAWA, Ontario.

Dear Mr. Prime Minister:-

Subsequent to our submission to you under recent date in respect to our appeal that the Government make payment of interest on the awards it has granted to Japanese Canadian Claimants for their property losses, we lately received a brief letter from the Secretary of State Department informing that no concession could be made to the payment of interest.

In the light of the reasons set forth in our letter to you as to why the appeal for the payment of interest should be made and because of the unfavourable reply received from the Secretary of State Department, we eagerly await your answer to our request. We do not wish to unduly press but your personal views on the matter would be appreciated at your earliest convenience.

The widespread interest and sincere concern of a thoughtful and representative section of Canadian life embodied in our Committee obligates us to publish our letter to you and your reply when we have received it. I trust such action would meet with your approval in the interest of creating informed public opinion.

Respectfully yours,

The Co-operative Committee on Japanese Canadians

per: Rev. James M. Finlay,  
Chairman.

JMF-yh



PLEASE CHECK THIS WITH YOUR  
FAVORITE BLUE PENCIL  
George

THE ASSOCIATION OF JAPANESE CANADIANS

11 Carlton Street,  
Toronto, Ont.

The Right Honourable Louis St. Laurent,  
Prime Minister,  
Parliament Buildings,  
Ottawa, Canada.

July 13th, 1950.

Dear Mr. Prime Minister:

Mr. George Tanaki,  
61 College Street,  
Toronto, Ontario.

Dear George:-

I am daring to amend your last two paragraphs after  
the fashion enclosed. I think it <sup>a</sup>mplifies a little what  
you were saying. It also makes clear that we are not asking  
the Prime Minister for his consent to publish, simply hoping  
to receive his expression of approval.

If you still feel that your letter is stronger and  
wiser, do not hesitate to send it per my name. Any way you  
amend it I have absolute confidence.

Sincerely,

JMF/GM  
Encl.

Rev. James M. Finlay,  
Chairman.



DRAFT

*W. Finlay,*

*Please check this with your  
heaviest blue pencil.*

*George*

THE CO-OPERATIVE COMMITTEE ON JAPANESE CANADIANS

11 Carlton Street,  
Toronto, Ont.

July \_\_\_\_\_

The Right Honourable Louis St. Laurent,  
Prime Minister,  
Parliament Buildings,  
Ottawa, Canada.

Dear Mr. Prime Minister:

Subsequent to our submission to you under date of \_\_\_\_\_  
in respect to our appeal that the Government make payment of interest  
on the awards it has granted to Japanese Canadian Claimants for their  
property losses, we lately received a brief letter from the Secretary  
of State Department informing that no concession could be made to the  
payment of interest.

In view of our Committee's great desire to hear from you upon  
the question brought to your attention, we would respectfully request  
your reply.

Our Committee would like to receive your consent to publishing  
both our Committee's letter addressed to you and your awaited reply  
as the question involved is considered to be of widespread interest.

Respectfully yours,

The Co-operative Committee on Japanese Canadians

per: Rev. James M. Finlay,  
Chairman.



In the light of the reasons set forth in our letter to you as to why the appeal for the payment of interest <sup>should be</sup> made, and because of the unfavourable reply of the Secretary of State, we eagerly await your answer to our request. We do not wish to unduly press but your personal views on the matter would be appreciated at your earliest convenience.

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DRAFT

THE CO-OPERATIVE COMMITTEE ON JAPANESE CANADIANS

11 Carlton Street,  
Toronto, Ont.

July \_\_\_\_\_

The Right Honourable Louis St. Laurent,  
Prime Minister,  
Parliament Buildings,  
Ottawa, Canada.

Dear Mr. Prime Minister:-

Subsequent to our submission to you under date of \_\_\_\_\_  
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In the light of the reasons set forth in our letter to you  
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and representative section of Canadian life embodied in our Committee  
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Respectfully yours,

The Co-operative Committee on Japanese Canadians

per: Rev. James M. Finlay,  
Chairman.



CO-OPERATIVE COMMITTEE ON JAPANESE CANADIANS

AGENDA

Aug. 16, 1950

1. Minutes
2. Progress Report
3. Auditors' Statement
4. Letter to Claimants
5. Counsel's Recommendation re Maximum Deduction.
6. Finance Committee Recommendation re payments:

Vancouver Consultative Committee	\$	773.72
J.C.C.A. - Expenses		6,268.00
McLennan - "		618.64
Virtue - "		4,687.58
" Refund of payment, less \$1,000. fee		2,000.00
Campbell, Brazier, Fisher, McMaster & Johnson - Bal. of Account		8,214.19
Refund of expenses re claims represented personally		552.13



MINUTES OF THE MEETING OF THE CO-OPERATIVE COMMITTEE ON JAPANESE CANADIANS  
HELD WEDNESDAY, AUGUST 16th, 1950.

---

TIME: 5.00 p.m.

PLACE: National JCCA office, 61 College St., Toronto.

PRESENT: Boos, Brewin, Fowler, Haslam, Takashima, Tanaka, Tucker & Umezuki.

MINUTES of June 28th meeting previously circulated, were adopted as read.

PROGRESS REPORTS:

I. Letters to Prime Minister - No reply has yet been received from the Prime Minister to our Chairman's second letter written July 14th upon receipt of a negative reply from an official of the Secretary of States Department to his original letter of June

MOTION: Brewin/Haslam - "(1) That a small committee prepare a further letter to the Prime Minister and plans for publication of correspondence with him, to be referred back to the full Committee before any action is taken;

(2) That we proceed in the meantime to co-operate with the Government in securing cheques for claimants". Carried.

During discussion it was suggested (a) that claimants are not so concerned about securing the interest that they would wish the payment of awards granted held up at this time; (b) that representations have never been on the basis of a legal claim, but a moral obligation, and we therefore cannot jeopardise further representations regarding claims outside the terms of reference by co-operating in the final routine for payment of awards already granted; (c) that the JCCA is planning to submit a brief regarding claims outside the terms of reference in the early fall; (d) that a paragraph be included in our letter to the Prime Minister, advising that although co-operating with the Custodian's office in getting payments out, we intend to continue pressing for interest on awards.

Agreed that the small committee be: Tanaka, Boos, Brewin, & Haslam.

II. Auditors Statement - The work of computing balance of awards payable to our claimants has just been completed by P. S. Ross & Sons; seven copies of this statement showing Original Net Claim, 1% Retainer Fee, Additional Assessment, Total Charge, Amount Paid on Account and Balance Recoverable, have been forwarded to us. Since all expenses outside those of a legal nature have been paid by the Government, and total legal expenses have been estimated at \$100,000. and \$51,881.44 has already been paid by claimants, a balance of \$48,536.02 is to be recovered. This has been worked out as 5.784 of the total award.

Since this formula (1% of original claim plus 5.784 of the award granted) will result in hardship for certain claimants whose awards are small, it was moved by G. Tanaka, seconded by Mr. Umezuki, on the recommendation of Counsel, "That this committee's total charges should not exceed 25% of the recovery in any case". Carried.

III. Final Payment Machinery - Mr. Brewin reported having learned during discussions with Mr. McMaster in July that, due to changes in Government's attitude, the balance which each claimant owes our Committee will be deducted from the total award provided an authorization to do so accompanies the release form. A cheque for the balance will be sent to the Claimant and the total amount deducted sent to us.



Two forms have, therefore, been prepared by the Custodian's office and will be forwarded to us for mailing: (a) a release to be signed and (b) a signed authorization to deduct the sum indicated by the auditors' statement as payable to our Committee. It is proposed that, accompanied by a Japanese translation, they be sent out with a covering letter from us. The draft letter submitted was accepted, with minor changes and additions (revised copy attached).

MOTION: Fowler/Tucker - "That we approve the plan to send out to all claimants represented by our Committee the letter as amended, together with the release and authorization to pay which the Custodian has supplied; that we authorize the Finance Committee to meet extra cost involved, and ask George Tanaka, on behalf of the JCCA to organize the necessary machinery to carry out this work". Carried.

IV. Finance Committee Recommendations: That the following payments be made:

(a) Japanese Canadian Citizens' Association (Government refund of expenses incurred in connection with claims work, as per statement submitted)		\$ 6,268.00
(b) McLennan (Reimbursement of expenses as per statement submitted to Commissioner)		618.64
(c) Virtue (Government refund of expenses incurred as per statement submitted)	\$4,687.58	
Refund of \$3,000. contribution toward expenses paid by Southern Alberta Central Committee in Jan., 1947, less \$1,000. legal fees outstanding	<u>2,000.00</u> \$6,687.58	6,687.58
(d) Campbell, Brazier, Fisher, McMaster & Johnson Balance of Account - May, 1950	8,214.19	
Government refund of expenses in connection with claims handled directly by this firm, as per statement submitted	552.13	
Refund of contribution from Vancouver Consultative Council, as requested	<u>773.72</u> \$9,540.04	9,540.04

MOTION: Brewin/Tanaka - "That these payments be made, providing the Finance Committee is satisfied that sufficient supporting detail has been supplied." Carried.

MOTION: Tanaka/Brewin - "That the sum of \$10,000.00 be paid at this time to Campbell, Brazier, Fisher, McMaster & Johnson on account of legal fees". Carried.

V. Next Meeting - To be held Sept. 6th, if possible; notice as to time and place to be mailed with the minutes.

VI. Adjournment - Moved at 8.00 p.m.



REPORTS:

(a) Publication of Pamphlet:

Miss Boos reported that she had been talking to Edith Foulke, who stated that she had a rough draft of the pamphlet done, but cannot finish it until sometime near the end of the year, although she could prepare it for typing by someone else. It was decided to inform her to suspend operations until the end of the year when we will know what the financial situation is, but would suggest that draft be ready to pass on to Committee for approval.

(b) Interest Committee:

Letter from Prime Minister Louis St. Laurent in answer to Committee's letter of July 14th was read; also draft letter prepared by Committee to send to the Prime Minister, expressing our disappointment and stating that the correspondence would be released to the press. Approved.

(c) Finance Committee:

The Treasurer stated that there is now \$67.00 in our own fund, and a balance of about \$30,000 in the Claims Fund Account. Finance Committee will have complete report at next meeting.

After some discussion regarding accounts submitted to and approved by the Government, but paid through this Committee,

MOTION: Nichols/Brewin - "That accounts sent to Government for payment and approved by Government, for which we had no responsibility, be considered as confidential and seen only by officers of the Committee and its Counsel. Carried.

A Finance Committee recommendation that there be a pre-audit of the revised figures for claims affected by our decision to charge no more than 25% of any claimant's total award was presented and discussed.

MOTION: Nichols/Boos - "That the statement showing revised figures which has been prepared be checked by our auditors before cheques go out." Carried.

PRESS RELEASE:

It was decided that public statements be made to the "New Canadian" and "Continental Times", to let the claimants know what has been done in regard to cheques being sent out, etc.

MOTION: Boos/Nichols - "That "New Canadian" and "Continental Times" contact Mr. Tanaka and Counsel to get statements from them". Carried.

ADJOURNMENT at 7.45 p.m.



Memo of expenses  
H Vancouver July 22 - Aug 2.

Roy Fair's Berth.

Toronto to Vancouver. \$119.70

Pd. Hotel Bill. \$18.00

Meals. 3 days. 29.00

---

\$ 166.70

---

Fa Brown

Aug 21<sup>st</sup> 1959.



August 21, 1950.

Messrs. MacLennan & Robinson,  
Barristers,  
430-433 Rogers Building,  
470 Granville Street,  
Vancouver, B.C.

Re: Japanese Property Claims Commission,  
Kohei Baba and the Estate of Jugiro  
Nishimura Deceased, and Rinkichi  
Tagashira vs. Masuye Nakatani and  
Inosuke Nakatani

Dear Sirs:

Your letters of July 18th have just come  
the writer's attention, as he has been away for some time.

I suggest that you should take these matters  
up directly with the Custodian after discussion with Mr.  
McMaster.

Under the arrangements which we are making  
for payment in this matter, the cheques for the amounts due  
to claimants are not being made payable to the Co-operative  
Committee. It is therefore impossible for us to honour the  
order and the judgment which you refer to in your correspon-  
dence.

We understand that the Custodian is going to  
make payments out of the awards to the Co-operative Committee  
on the presentation of written authority from the individual  
claimants. What policy the Custodian will adopt in regard  
to other directions of claimants or in respect to judgments  
or attachments we do not know.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:



FAB: HC



August 22, 1950.

Messrs. Ritchie & Huckvale,  
Barristers,  
612 Third Avenue S.,  
Lethbridge, Alta.

Attention Mr. W. E. Huckvale.

Re: Japanese Claims Commission

Dear Mr. Huckvale:

You will no doubt have read in the press of the awards recommended by Mr. Justice Bird in this matter.

The Government has undertaken to make payments in accordance with the awards, and the Custodian's office in Vancouver has received funds to enable payments to be made.

We have undertaken to co-operate with them in seeing that the payments are made out and releases secured.

Accordingly we are sending out to each of the claimants:

1. A letter from the Co-operative Committee.
2. An authority to pay fees to the Co-operative Committee in accordance with the individual retainers signed by claimants.
3. A release with affidavit of execution attached in the form approved by the Custodian's Office. We enclose a copy of each of these documents.

You will note from these documents that the claimants are required to sign the release before payment is made to them and that it is necessary for them to secure an affidavit of execution. It is probable, therefore, that many claimants may be coming to you to complete these documents. You will also note in our letter to the claimants that we have advised them that if they desire to make inquiries in regard to the documents in question, they may get in touch with legal counsel, and we have listed the legal counsel involved. We do not know, of course, how many



Messrs. Ritchie & Huckvale

August 22, 1950.

of the claimants will wish to avail themselves of this opportunity.

The letter we believe is self-explanatory. The amount payable by each claimant to the Co-operative Committee has been determined on the basis of the original retainer whereby each claimant undertook to pay 1% of the total claim made by him or her and also a proportion of any further monies that might be required out of the awards.

Nearly all our expenses with the exception of legal fees have in fact been paid by the Government. The total amount which we consider necessary to pay legal fees and other incidental expenses not covered by the Government payment is \$100,000.00. A charge of 1% to all the claimants whom we represented, amounts to \$45,000.00 odd and therefore an additional assessment of \$55,000.00 odd is required to make up the total sum. The total recovery of the claimants whom we represented was \$945,000.00. The additional assessment is therefore 5.784547% of the amounts awarded.

The appropriate figures together with credits for any amount actually paid have been worked out on the above basis by P. S. Ross & Sons, Chartered Accountants, and the schedule attached to each letter to the claimant therefore sets out the actual amount of the award payable by the Government, the charge of 1% of the claimant, the additional assessment being 5.7% of the award, the amount of the total charge, credit for the amount actually paid by the claimant, statement of the balance owing and a statement showing the amount which the Custodian will remit by cheque if the release and authority are duly completed and returned.

All of the legal accounts including your own were submitted to the firm of Mason, Foulds, Arnup, Walter & Weir and they advised the Committee that in their opinion the accounts rendered were fair and reasonable and they did not recommend that the accounts should be submitted to taxation.

The amount of the awards is, of course, available to us in a document submitted by the Custodian.

Unfortunately we have not got available sufficient copies of this very lengthy document and the report of P. S. Ross & Sons to send to each of the counsel involved.

There are some cases in which the claimants overpaid the amount due. These are cases in which the second 1% which the claimant was asked to pay and did pay, exceeds the 5.7% of his award. In these cases claimants will, of course, receive the full amount awarded from the Custodian without deductions and in addition a cheque from the Co-operative Committee. The letters to these claimants will, of course, include the required variations.

In addition the Co-operative Committee have decided on the recommendation of Mr. McMaster and myself to remit any claim for fees which came to more than 25% of the amount recovered. Our reason for this action was that in some cases the awards were very small in relation to the original claim so that payment of 1% would consume a very large percentage of the award.



Messrs. Ritchie & Huckvale

August 22, 1950.

While it is true that the original claimants had agreed to pay the full 1%, it was felt, nevertheless that the Committee were justified in reducing the fee chargeable to 25% of the award.

This does not have the result of substantially reducing the fees payable, as most of the cases involved are cases in which the fee payable would be small in any event.

The information in this letter may enable you to satisfy any claimants who may make inquiries from you. If additional information is required we would suggest that you write to Mr. R. J. McMaster, 675 Hastings Street West, Vancouver, B.C. as he has all the files of the individual claimants in Vancouver.

It is our idea that no further charge should be made to claimants for inquiries that can be answered without further correspondence and extensive investigation. However, we do feel it reasonable that if any individual claimant requires his files to be checked in detail, some small additional fee for so doing should be so charged.

As I have already stated your bill was approved and as soon as the Committee is in funds, will be paid. Any additional work which you may have to do in connection with the releases, should in our opinion be paid for by the Committee and we would be glad, if you have to spend time on completing affidavits of execution or advising claimants, if you would keep a record and later submit an appropriate account. The amount of fees which we have provided for recovery is enough to enable some additional charges to be made for such additional work.

I would like to take this opportunity of expressing my personal thanks to you for the admirable co-operation which we have had in this matter from all of the solicitors who represented claimants across the country.

The result of the Commission's inquiry although not entirely satisfactory is I think largely due to the hard work done by counsel representing the claimants and I think you will agree that the charges made to them are very reasonable, having regard to the large amount involved and the enormous amount of detail work required.

We hope to have the monies paid out and all the accounts paid before the end of the year.

Yours sincerely,

*F. B. Brown*

FAB:HC  
Encl.

cc- R. J. McMaster  
W. E. Huckvale  
L. S. Turcotte,  
Dr. M. C. Shumiatcher  
S. M. Cherniack.  
Roger Ouimet.



August 22, 1950.

Mr. R. J. McMaster,  
c/o Messrs. Campbell, Brazier, Fisher & McMaster,  
675 Hastings Street West,  
Vancouver, B.C.

Re: Japanese Claims Commission

Dear Bob:

I am enclosing herewith a copy of a letter I have sent to the various solicitors representing the Co-operative Committee.

On my way back I saw George Tanaka and he has made arrangements to have the documents translated into Japanese. The Committee met last Wednesday and approved of the letter with a few minor changes, and all the necessary steps to have the releases and the authority sent out, and I understand that machinery has now been set up in George Tanaka's office to look after this as soon as possible.

I am enclosing under separate cover a report of P. S. Ross & Sons.

There is one detail to which I would call your attention. According to P.S. Ross, the ratio for determining the additional assessment should be 5.784547% of awards. You will notice that this differs from the figure of 5.133% which I understand was the figure given by you to George, and it was intended to be included in the letter.

I am not quite sure of the reason for your arriving at the different figure. I think it was probable that you took the additional assessment on the basis of the balance recoverable, the sixth item on Exhibit 8 of the report, rather than on the additional assessment figure which is the second item in the report. After looking into it I was satisfied that P.S. Ross's figure is correct.

Please let me have any comments if you think we are wrong on this.

I hope that you and your family enjoyed a good holiday. You have certainly earned it.



Mr. R. J. McMaster

August 22, 1950.

I very much enjoyed the opportunity of seeing you again  
in Vancouver.

Yours sincerely,

*FAB*

FAB:HC  
Encl.



**QUIMET, LEFEBVRE & DESLAURIERS**  
BARRISTERS & SOLICITORS

ROGER QUIMET, K. C.  
PAUL LEFEBVRE, B.A., LL.B.  
JEAN H. DESLAURIERS, B.A., LL.B.

MARQUETTE 2228 - 9  
LA SAUVEGARDE BUILDING  
152 NOTRE DAME ST., EAST  
SUITE 52 - 53 - 54

MONTREAL 1, 22 août 1950.

ATTENTION: MR. F.A. BREWIN.

RECEIVED  
AUG 23 1950

Messrs. Cameron, Weldon & Brewin,  
Barristers & Solicitors,  
Sterling Tower,  
TORONTO 1, Ont.

CAMERON, WELDON BREWIN &  
ASSOCIATES

re: JAPANESE CLAIMS COMMISSION.  
OUR RECORD: H-301A.

Dear Sirs:-

Is there anything new since my letter  
of November 9th, 1949, in the above matter.

I have seen by the papers that Mr.  
Justice Bird had made recommendations to the govern-  
ment.

Have these recommendations been implement-  
ed?

When may we expect the payment of the  
balance of our fees?

Yours faithfully,

  
ROGER QUIMET.

RO/JG



**QUIMET, LEFEBVRE & DESLAURIERS**  
BARRISTERS & SOLICITORS

ROGER QUIMET, K. C.  
PAUL LEFEBVRE, B.A., LL.B.  
JEAN H. DESLAURIERS, B.A., LL.B.

MARQUETTE 222B - 9\*  
LA SAUVEGARDE BUILDING  
152 NOTRE DAME ST., EAST  
SUITE 52 - 53 - 54

MONTREAL 1, August 25th, 1950.

ATTENTION: Mr. F.A. BREWIN.

Messrs. Cameron, Weldon & Brewin,  
Barristers & Solicitors,  
Sterling Tower,  
TORONTO 1, Ont.

RECEIVED  
AUG 26 1950  
CAMERON, WELDON, BREWIN &  
McGALLUM.

re: JAPANESE CLAIMS COMMISSION.  
OUR RECORD: H-301A.

Dear Sirs:-

Many thanks for your kind letter of  
August 27th, 1950, which gives me all the explan-  
ations I need for the present period.

No claimant has contacted me as yet,  
but I expect some to do so in the near future.

I shall act according to instructions  
contained in your letter.

Yours sincerely,

  
ROGER QUIMET.

RQJG



Campbell, Brazier, Fisher, McMaster & Johnson  
Barristers and Solicitors

A. T. R. CAMPBELL      C. W. BRAZIER  
A. W. FISHER          R. J. MCMASTER  
                         A. J. F. JOHNSON  
  
H. C. MURRAY          G. B. GARDOM

THE ROYAL BANK BUILDING  
675 WEST HASTINGS STREET  
VANCOUVER, B.C.

OUR FILE NO.

August 29th, 1950.

Andrew Brewin, Esq., K.C.,  
Sterling Tower,  
Toronto 1, Ontario.

RECEIVED  
AUG 31 1950

CAMERON, WELDON, BREWIN &  
McCALLUM.

Dear Andy:

I have for acknowledgment receipt of your  
letter of the 22nd inst.

When I estimated the amount of the additional  
assessment, you will recall that I already returned  
the report and it therefore appears likely that I have  
used the wrong figure as indicated by you. I have no  
doubt that P. S. Ross & Sons calculated it correctly.  
I hope the miscalculation has not caused any inconven-  
ience.

I have not heard from the Committee since their  
meeting on August 14th. After returning from out of town  
I had a letter dated August 13th from Miss Boos in which  
it appeared that she did not have our accounts straight  
and I drew her attention to the letter which I had written  
to her and and sent a copy to yourself, dated May 26th,  
1950 enclosing a statement in full detail.

Both Clement Consulting Services and Dr. Drummond  
have indicated that they would appreciate payment at the  
earliest possible date of the balances owing to them  
and accordingly it would be appreciated if the Committee  
could forward the balance of the disbursements at least  
at the earliest possible date.

I would appreciate having the refunds with regard  
to the clients for whom we acted directly as soon as  
possible and the refund with respect to the advance made  
by the Vancouver Consultative Council as soon as possible.  
As indicated to you, the latter sum is to be made avail-  
able for another purpose and is required.



Mr. Brewin:

August 29th, 1950.

I was talking to Mr. Shears this morning and he is somewhat disturbed that we have not filed any releases with him. He urges that they should not be allowed to accumulate into a large batch of releases but should come through in reasonably sized groups. I trust that this end of the matter is being proceeded with as rapidly as possible.

It was very good to have an opportunity to see you again when you were out in July.

With kind personal regards from the writer, I am,

Yours truly,

CAMPBELL BRAZIER FISHER McMASTER & JOHNSON,

Per: *-Boh*

McM:McC

cc. Miss Boos



August 31, 1950.

Mr. R. J. McMaster,  
c/o Messrs. Campbell, Brazier, Fisher & McMaster,  
675 West Hastings Street,  
Vancouver B.C.

Re: Japanese Claims Commission

Dear Bob:

Thank you for your letter of August 29th.

I am sorry that the cheques have not got out to you. I think as Miss Boos has no doubt explained to you the difficulty has been that the signing officers have been out of town and with the railway strike she has hesitated to send the cheques out for payment.

With regard to the reference in your letter to Mr. Shear's disturbance because the releases have not been filed with him, the situation is that although the National J.C.C.A. have been working steadily at it, they have not yet got the releases in the hands of claimants. Apparently a good deal of work has to be done in filling in each individual form with the required details and checking them. Also the necessity for having all the material done over again in Japanese takes time.

I understand, however, from Mr. Tanaka that a steady stream of the releases will be going out early next week. However, I do not anticipate that you will have enough releases to return to the Custodian's office until the following week. You can assure Mr. Shears that the work is being done steadily and that within two or three weeks we expect the releases to start coming.

Yours sincerely,

FAB: HC



THE CO-OPERATIVE COMMITTEE  
ON  
JAPANESE CANADIANS

Case No. 1184

TORONTO, ONT.

94 Homewood Ave., Apt. 28,  
Toronto 5, Ont.,  
August 31st, 1950.

Dear Messrs. Shogoro & Matsuo Shimano:

Re: Japanese Claims Commission

At the foot of this letter you will find a statement of the amount awarded to you by Mr. Justice Bird, the Commissioner appointed by the Government of Canada. You will also find a statement of the amount for which you are responsible to the Co-operative Committee on Japanese Canadians, which you retained to represent you, for services rendered (being 1% of your original claim, plus your proportionate share of additional expenses), together with a statement of what you have paid (if anything) and the balance to be deducted from your award in accordance with your agreement. The statement is based upon legal accounts which have been rendered to the Committee and have been approved as fair and reasonable by independent legal counsel, and upon the report of P. S. Ross & Sons Ltd., our accountants. The Government paid other necessary expenses incurred by the Committee in presenting your claim.

TO SECURE PROMPT PAYMENT YOU SHOULD:

1. Fill in your address on the Release which is enclosed, and sign the said Release in the presence of a witness who should then attend before a lawyer, Justice of the Peace, or Notary Public, to complete the Affidavit of Execution at the foot of the Release.
2. Sign the authority to deduct the balance of fees payable by you to the Co-operative Committee.
3. Return the completed Release and authority to the Co-operative Committee at 94 Homewood Ave., Apt. 28, Toronto, Ont., in the enclosed addressed envelope.

Payment of the balance due to you will then follow by cheque to you within a few weeks.

If you wish to make enquiries, you may get in touch with the legal counsel of the Committee listed for your convenience on the reverse side of this letter.

The Co-operative Committee thanks you for your co-operation, and wishes to assure you that it has done its utmost to present your case and to secure for you the best possible award in the circumstances.

Yours sincerely,

*Margaret H. Boas*  
Secretary.



LEGAL COUNSEL OF THE CO-OPERATIVE COMMITTEE:

British Columbia: R. J. McMaster,  
c/o Campbell, Brazier, Fisher, McMaster & Johnson,  
675 West Hastings St., Vancouver, B.C.

Alberta: W. E. Huckvale, c/o Ritchie & Huckvale,  
612 Third Ave., S., Lethbridge, Alta.  
L. S. Turcotte, Barrister, Lethbridge, Alta.

Saskatchewan: Dr. M. C. Shumiatcher, K.C.,  
Westman Chambers, Regina, Sask.

Manitoba: S. M. Cherniack, 460 Main St., Winnipeg, Man.

Ontario: F. A. Brewin, K.C.,  
c/o Cameron, Weldon, Brewin & McCallum,  
372 Bay St., Toronto, Ont.

Quebec: Roger Ouimet, K.C.,  
152 Notre Dame East, Montreal, P.Q.

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S T A T E M E N T

Award Recom- mended by Commission	Retainer Fee- 1%	Additional Assessment (5.784% <del>A</del> of Award)	Amount of Total Charge	Paid on Account	Balance owing by you	Amount Payable to you by Custodian
\$392.25	\$8.68	\$22.69	\$31.37	\$13.02	\$18.35	\$373.90



THE CO-OPERATIVE COMMITTEE  
ON  
JAPANESE CANADIANS

Case No.1257

TORONTO, ONT.

94 Homewood Ave., Apt.28,  
Toronto 5, Ont.,  
August 31st, 1950.

Dear Mr. Kenichi Isowa

Re: Japanese Claims Commission

At the foot of this letter you will find a statement of the amount awarded to you by Mr. Justice Bird, the Commissioner appointed by the Government of Canada. You will also find a statement of the amount for which you are responsible to the Co-operative Committee on Japanese Canadians, which you retained to represent you, for services rendered (being 1% of your original claim, plus your proportionate share of additional expenses), together with a statement of what you have paid (if anything) and the balance to be deducted from your award in accordance with your agreement. The statement is based upon legal accounts which have been rendered to the Committee and have been approved as fair and reasonable by independent legal counsel, and upon the report of P. S. Ross & Sons Ltd., our accountants. The Government paid other necessary expenses incurred by the Committee in presenting your claim.

TO SECURE PROMPT PAYMENT YOU SHOULD:

1. Fill in your address on the Release which is enclosed, and sign the said Release in the presence of a witness who should then attend before a lawyer, Justice of the Peace, or Notary Public, to complete the Affidavit of Execution at the foot of the Release.
2. Sign the authority to deduct the balance of fees payable by you to the Co-operative Committee.
3. Return the completed Release and authority to the Co-operative Committee at 94 Homewood Ave., Apt. 28, Toronto, Ont., in the enclosed addressed envelope.

Payment of the balance due to you will then follow by cheque to you within a few weeks.

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The Co-operative Committee thanks you for your co-operation, and wishes to assure you that it has done its utmost to present your case and to secure for you the best possible award in the circumstances.

Yours sincerely,

*Margaret F. Boas*  
Secretary.

(over)



LEGAL COUNSEL OF THE CO-OPERATIVE COMMITTEE:

British Columbia: R. J. McMaster,  
c/o Campbell, Brazier, Fisher, McMaster & Johnson,  
675 West Hastings St., Vancouver, B.C.

Alberta: W. E. Huckvale, c/o Ritchie & Huckvale,  
612 Third Ave., S., Lethbridge, Alta.  
L. S. Turcotte, Barrister, Lethbridge, Alta.

Saskatchewan: Dr. M. C. Shumiatcher, K.C.,  
Westman Chambers, Regina, Sask.

Manitoba: S. M. Cherniack, 460 Main St., Winnipeg, Man.

Ontario: F. A. Brewin, K.C.,  
c/o Cameron, Weldon, Brewin & McCallum,  
372 Bay St., Toronto, Ont.

Quebec: Roger Ouimet, K.C.,  
152 Notre Dame East, Montreal, P.Q.

S T A T E M E N T

Award Recom- mended by Commission	Retainer Fee- 1%	Additional Assessment (5.784% * of Award)	Amount of Total Charge	Paid on Account	Balance owing by you	Amount Payable to you by Custodian
\$135.50	\$8.90	\$7.84	\$16.74	\$8.90	\$7.84	\$127.66

\* Rate calculated by our auditors.



THE CO-OPERATIVE COMMITTEE  
ON  
JAPANESE CANADIANS

Case No. 1185

TORONTO, ONT.

94 Homewood Ave., Apt. 28,  
Toronto 5, Ont.,  
August 31st, 1950.

Dear

Mr. Sadamu Sato:

Re: Japanese Claims Commission

At the foot of this letter you will find a statement of the amount awarded to you by Mr. Justice Bird, the Commissioner appointed by the Government of Canada. You will also find a statement of the amount for which you are responsible to the Co-operative Committee on Japanese Canadians, which you retained to represent you, for services rendered (being 1% of your original claim, plus your proportionate share of additional expenses), together with a statement of what you have paid (if anything) and the balance to be deducted from your award in accordance with your agreement. The statement is based upon legal accounts which have been rendered to the Committee and have been approved as fair and reasonable by independent legal counsel, and upon the report of P. S. Ross & Sons Ltd., our accountants. The Government paid other necessary expenses incurred by the Committee in presenting your claim.

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3. Return the completed Release and authority to the Co-operative Committee at 94 Homewood Ave., Apt. 28, Toronto, Ont., in the enclosed addressed envelope.

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If you wish to make enquiries, you may get in touch with the legal counsel of the Committee listed for your convenience on the reverse side of this letter.

The Co-operative Committee thanks you for your co-operation, and wishes to assure you that it has done its utmost to present your case and to secure for you the best possible award in the circumstances.

Yours sincerely,

*Margaret F. Boas*  
Secretary.

(over)



LEGAL COUNSEL OF THE CO-OPERATIVE COMMITTEE:

British Columbia: R. J. McMaster,  
c/o Campbell, Brazier, Fisher, McMaster & Johnson,  
675 West Hastings St., Vancouver, B.C.

Alberta: W. E. Huckvale, c/o Ritchie & Huckvale,  
612 Third Ave., S., Lethbridge, Alta.  
  
L. S. Turcotte, Barrister, Lethbridge, Alta.

Saskatchewan: Dr. M. C. Shumiatcher, K.C.,  
Westman Chambers, Regina, Sask.

Manitoba: S. M. Cherniack, 460 Main St., Winnipeg, Man.

Ontario: F. A. Brewin, K.C.,  
c/o Cameron, Weldon, Brewin & McCallum,  
372 Bay St., Toronto, Ont.

Quebec: Roger Ouimet, K.C.,  
152 Notre Dame East, Montreal, P.Q.

-----  
S T A T E M E N T

Award Recom- mended by Commission	Retainer Fee- 1%	Additional Assessment (5.784% * of Award)	Amount of Total Charge	Paid on Account	Balance owing by you	Amount Payable to you by Custodian
\$250.50	\$10.00	\$14.49	\$24.49	\$20.83	\$3.66	\$246.84

\* Rate calculated by our auditors.



THE CO-OPERATIVE COMMITTEE  
ON  
JAPANESE CANADIANS

Case No. 1014

TORONTO, ONT.

94 Homewood Ave., Apt. 28,  
Toronto 5, Ont.,  
August 31st, 1950.

Dear Mr. Nenosuke Omoto:

Re: Japanese Claims Commission

At the foot of this letter you will find a statement of the amount awarded to you by Mr. Justice Bird, the Commissioner appointed by the Government of Canada. You will also find a statement of the amount for which you are responsible to the Co-operative Committee on Japanese Canadians, which you retained to represent you, for services rendered (being 1% of your original claim, plus your proportionate share of additional expenses), together with a statement of what you have paid (if anything) and the balance to be deducted from your award in accordance with your agreement. The statement is based upon legal accounts which have been rendered to the Committee and have been approved as fair and reasonable by independent legal counsel, and upon the report of P. S. Ross & Sons Ltd., our accountants. The Government paid other necessary expenses incurred by the Committee in presenting your claim.

TO SECURE PROMPT PAYMENT YOU SHOULD:

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2. Sign the authority to deduct the balance of fees payable by you to the Co-operative Committee.
3. Return the completed Release and authority to the Co-operative Committee at 94 Homewood Ave., Apt. 28, Toronto, Ont., in the enclosed addressed envelope.

Payment of the balance due to you will then follow by cheque to you within a few weeks.

If you wish to make enquiries, you may get in touch with the legal counsel of the Committee listed for your convenience on the reverse side of this letter.

The Co-operative Committee thanks you for your co-operation, and wishes to assure you that it has done its utmost to present your case and to secure for you the best possible award in the circumstances.

Yours sincerely,

*Margaret F. Boes*  
Secretary.

(over)



LEGAL COUNSEL OF THE CO-OPERATIVE COMMITTEE:

British Columbia: R. J. McMaster,  
c/o Campbell, Brazier, Fisher, McMaster & Johnson  
675 West Hastings St., Vancouver, B.C.

Alberta: W. E. Huckvale, c/o Ritchie & Huckvale,  
612 Third Ave., S., Lethbridge, Alta.  
  
L. S. Turcotte, Barrister, Lethbridge, Alta.

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Westman Chambers, Regina, Sask.

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Ontario: F. A. Brewin, K.C.,  
c/o Cameron, Weldon, Brewin & McCallum,  
372 Bay St., Toronto, Ont.

Quebec: Roger Ouimet, K.C.,  
152 Notre Dame East, Montreal, P.Q.

S T A T E M E N T

Award Recom- mended by Commission	Retainer Fee- 1%	Additional Assessment (5.784% <sup>*</sup> of Award)	Amount of Total Charge	Paid on Account	<del>Balance/</del> <del>owing/ by/</del> <del>you/</del> Overpayment on charges	Amount Payable to you by Custodian
\$57.50	\$11.00	\$3.33	\$14.33	\$22.00	#\$7.67	\$57.50

# We enclose Co-Operative Committee cheque in the amount  
of \$7.67 representing rebate on overpayment made by you  
to the Committee in connection with your claim.

\* Rate calculated by our auditors.



THE CO-OPERATIVE COMMITTEE  
ON  
JAPANESE CANADIANS

Case No. 1139

TORONTO, ONT.

94 Homewood Ave., Apt. 28,  
Toronto 5, Ont.,  
August 31st, 1950.

Dear Mr. Shintaro Sasaki:

Re: Japanese Claims Commission

At the foot of this letter you will find a statement of the amount awarded to you by Mr. Justice Bird, the Commissioner appointed by the Government of Canada. You will also find a statement of the amount for which you are responsible to the Co-operative Committee on Japanese Canadians, which you retained to represent you, for services rendered (being 1% of your original claim, plus your proportionate share of additional expenses), together with a statement of what you have paid (if anything) and the balance to be deducted from your award in accordance with your agreement. The statement is based upon legal accounts which have been rendered to the Committee and have been approved as fair and reasonable by independent legal counsel, and upon the report of P. S. Ross & Sons Ltd., our accountants. The Government paid other necessary expenses incurred by the Committee in presenting your claim.

TO SECURE PROMPT PAYMENT YOU SHOULD:

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2. Sign the authority to deduct the balance of fees payable by you to the Co-operative Committee.
3. Return the completed Release and authority to the Co-operative Committee at 94 Homewood Ave., Apt. 28, Toronto, Ont., in the enclosed addressed envelope.

Payment of the balance due to you will then follow by cheque to you within a few weeks.

If you wish to make enquiries, you may get in touch with the legal counsel of the Committee listed for your convenience on the reverse side of this letter.

The Co-operative Committee thanks you for your co-operation, and wishes to assure you that it has done its utmost to present your case and to secure for you the best possible award in the circumstances.

Yours sincerely,

*Margaret F. Boas*  
Secretary.

(over)



LEGAL COUNSEL OF THE CO-OPERATIVE COMMITTEE:

British Columbia: R. J. McMaster,  
c/o Campbell, Brazier, Fisher, McMaster & Johnson  
675 West Hastings St., Vancouver, B.C.

Alberta: W. E. Huckvale, c/o Ritchie & Huckvale,  
612 Third Ave., S., Lethbridge, Alta.  
L. S. Turcotte, Barrister, Lethbridge, Alta.

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Ontario: F. A. Brewin, K.C.,  
c/o Cameron, Weldon, Brewin & McCallum,  
372 Bay St., Toronto, Ont.

Quebec: Roger Ouimet, K.C.,  
152 Notre Dame East, Montreal, P.Q.

S T A T E M E N T

Award Recommended by Commission	Retainer Fee- 1%	Additional Assessment (5.784% <sup>*</sup> of Award)	Amount of Total Charge	Paid on Account	Balance owing/ by you Overpayment on charges	Amount Payable to you by Custodian
\$859.68	\$40.67	\$49.73	\$90.40	\$91.27	# (.87)	\$859.68

# We enclose Co-Operative Committee cheque in the amount of .87¢ representing rebate on overpayment made by you to the Committee in connection with your claim.

<sup>\*</sup> Rate calculated by our auditors.



THE CO-OPERATIVE COMMITTEE  
ON  
JAPANESE CANADIANS

RECEIVED  
NOV 7 1950  
CAMERON, WELDON, BREWIN &  
McCALLUM.

Case No. 1274

TORONTO, ONT.

94 Homewood Ave., Apt. 28,  
Toronto 5, Ont.,  
August 31st, 1950.

Dear Mr. Hajime Matsusaki:

Re: Japanese Claims Commission

At the foot of this letter you will find a statement of the amount awarded to you by Mr. Justice Bird, the Commissioner appointed by the Government of Canada. You will also find a statement of the amount for which you are responsible to the Co-operative Committee on Japanese Canadians, which you retained to represent you, for services rendered (being 1% of your original claim, plus your proportionate share of additional expenses), together with a statement of what you have paid (if anything) and the balance to be deducted from your award in accordance with your agreement. The statement is based upon legal accounts which have been rendered to the Committee and have been approved as fair and reasonable by independent legal counsel, and upon the report of P. S. Ross & Sons Ltd., our accountants. The Government paid other necessary expenses incurred by the Committee in presenting your claim.

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3. Return the completed Release and authority to the Co-operative Committee at 94 Homewood Ave., Apt. 28, Toronto, Ont., in the enclosed addressed envelope.

Payment of the balance due to you will then follow by cheque to you within a few weeks.

If you wish to make enquiries, you may get in touch with the legal counsel of the Committee listed for your convenience on the reverse side of this letter.

The Co-operative Committee thanks you for your co-operation, and wishes to assure you that it has done its utmost to present your case and to secure for you the best possible award in the circumstances.

Yours sincerely,

*Margaret J. Boas*  
Secretary.

(over)



LEGAL COUNSEL OF THE CO-OPERATIVE COMMITTEE:

British Columbia: R. J. McMaster,  
c/o Campbell, Brazier, Fisher, McMaster & Johnson,  
675 West Hastings St., Vancouver, B.C.

Alberta: W. E. Huckvale, c/o Ritchie & Huckvale,  
612 Third Ave., S., Lethbridge, Alta.  
L. S. Turcotte, Barrister, Lethbridge, Alta.

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Ontario: F. A. Brewin, K.C.,  
c/o Cameron, Weldon, Brewin & McCallum,  
372 Bay St., Toronto, Ont.

Quebec: Roger Ouimet, K.C.,  
152 Notre Dame East, Montreal, P.Q.

S T A T E M E N T

Award Recom- mended by Commission	Retainer Fee- 1%	Additional Assessment (5.784% <sup>*</sup> of Award) Addit'l. Assess't.	Amount of Total Charge 25% of your award	Paid on Account	Balance owing by you	Amount Payable to you by Custodian
\$21.89	\$4.68	at special rate which is less than above. \$.79	\$5.47	\$4.68	\$.79	\$21.10

Since the amount of award granted by the Commission is low in comparison with the amount of your original claim, the Co-Operative Committee has decided to limit its charges for legal expenses, etc., in representing your claim, to not more than 25% of your award. You are therefore being charged \$5.47 rather than \$5.95 which would be the amount charged you under ordinary circumstances.

<sup>\*</sup> Rate calculated by our auditors.



REFER TO NO.  
YOUR FILE NO.

**L. S. Turcotte, LL. B.**

Barrister and Solicitor

BANK OF NOVA SCOTIA BUILDING  
PHONE 4331 P. O. BOX 442

LETHBRIDGE  
ALBERTA

RECEIVED

SEP 1 1950

CAMERON, WELDON BREWIN &  
McCALLUM

August 29th, 1950.

Messrs. Cameron, Weldon, Brewin and McCallum,  
Barristers etc.,  
Sterling Tower,  
TORONTO 1, Ontario.

Dear Sirs:-

Re: Japanese Claim Commission

I acknowledge receipt of your letter of the 22nd instant with enclosures, for which I thank you. Should any of the claimants for whom I acted call with their forms I shall be pleased to assist them in completing the forms so that they will be returned to the Co-operative Committee as quickly as possible.

Yours very truly,

L. S. TURCOTTE.

Per 

LST:EM



**Campbell, Brazier, Fisher, McMaster & Johnson**  
Barristers and Solicitors

A. T. R. CAMPBELL      C. W. BRAZIER  
A. W. FISHER          R. J. McMASTER  
A. J. F. JOHNSON

THE ROYAL BANK BUILDING  
675 WEST HASTINGS STREET  
VANCOUVER, B.C.

H. C. MURRAY      G. B. GARDOM

OUR FILE NO.

September 2nd, 1950.

Andrew Brewin, Esq., K.C.,  
Barrister, Etc.,  
Sterling Tower,  
Toronto 1, Ontario.

RECEIVED  
SEP 5 1950  
CAMERON, WELDON, BREWIN &  
McCALLUM

Dear Andy:

I have for acknowledgment receipt of your letter of the 31st ultimo re Japanese Claims Commission and have noted the contents.

I had a letter from Miss Boos explaining the delay in forwarding the cheques and understand that these will be forthcoming at an early date.

With regard to the seditious conspiracy case which I have on, I have been trying to find some report of the decision of the Supreme Court of Canada when they first dealt with the matter and do not find it reported. I believe that you looked into the matter with a view to writing an article for the Canadian Bar and if it would not be too much trouble I would appreciate it if you could send me the reference if the case has been reported or if not reported, if you happen to have copies of the Reasons for Judgment which could be made available to me, I would greatly appreciate it. It is going to prove to me a very interesting case from a legal point of view but it has all the earmarks of not being remunerative.

Yours truly,

CAMPBELL BRAZIER FISHER McMASTER & JOHNSON

Per: *Bob*

McM: McC



September 5, 1950.

Mr. George Tanaka,  
61 College Street,  
Toronto, Ontario.

Re: Royston Lumber Company Limited  
and Japanese Property Claims.

Dear George:

I have considered the letter from Mr. Uchiyama in this matter and also the letter from Mr. McMaster dealing with the same subject.

It is hard to give completely satisfactory advice without a fuller knowledge of who are the shareholders, and the extent to which all of the shareholders signed the documents which is attached to Mr. Uchiyama's letter.

I note that the documents says, "we the undersigned, being all the shareholders of Royston Lumber Company," etc.

I am quite clear that there is little or no prospect of successful legal action in any court against the Government.

It may well be that the award of Mr. Justice Bird is very disappointing. However, the document in question clearly purports to substitute the right to be paid any sum recommended by the Commissioner in lieu of any legal rights of action the Company may have. This document was signed with the approval of counsel representing the Royston Lumber Company and apparently was concurred in by all of the shareholders.

Subsequent disappointment in the award seems to be no ground for invalidating the document. I am not in a position, of course, to say whether the direction originally made was a wise one or not. All that can be said is that no one would be in a better position to assess its wisdom or otherwise than Messrs. Norris and MacLennan the legal adviser of the Company.

It will be recalled that at the time this agreement was made it was extremely doubtful whether the Commissioner had any jurisdiction at all in regard to corporate claims and his willingness to make recommendations and the willingness of



Mr. George Tanaka

September 5, 1950.

the Government to accept those recommendations was based upon the document in question.

The value of legal action in any event would be rather doubtful in face of the documents which was signed. In my opinion it would almost certainly be hopeless.

I am returning to you herewith letters from Mr. Uchiyama and Mr. McMaster and the documents attached.

Yours very truly,



FAB:HC  
Encl.



SHUMIATCHER AND MCLEOD

BARRISTERS AND SOLICITORS

Cable: "Shumac"  
Telephone: 32661

M. C. Shumiatcher, K.C., LL.M., Dr. Jur.  
Derril G. McLeod, B.A., LL.B.

RECEIVED

SEP 6 1950

CAMERON, WELDON, BREWIN &  
McCALLUM.

Associated Offices:

Calgary, Alberta  
Grain Exchange Building

Vancouver, British Columbia  
Vancouver Block

WESTMAN CHAMBERS  
REGINA, CANADA

September fifth  
1950

Mr F.A. Brewin, K.C.,  
Messrs Cameron, Weldon, Brewin & McCallum,  
Barristers & Solicitors,  
Sterling Tower,  
Toronto 1, Ontario

Dear Andy:      Re: Japanese Claims Commission

Thank you very much for yours of the twenty-second of August concerning the above, and which I read with a great deal of interest. Thus far, there has been very little reaction, either favourable or unfavourable, among Japanese claimants, to the decision of the commission. A number of claimants who resided in Saskatchewan have since left for other parts of Canada, and it may be that one or two will be calling upon you for completion of the affidavits. This, of course, can be carried out in your office, and I would appreciate your assistance in the matter.

I feel that you and Bob McMaster particularly, did a magnificent job in carrying through the very heavy work of the commission. It was completed in a relatively short space of time, having regard to the complexity of the problems and the vastness of the claims themselves. While we of course agree, that the settlement might have been more generous, I think that under the circumstances a very satisfactory disposition was made of the matter.

I very much regret that I did not have the opportunity of attending the convention in Vancouver; all reports indicate that it had the effect of clearing the air insofar as the C.C.F. organization in the West is concerned, and this is all to the good.

Again, I wish to thank you for your co-operation and for the excellent work which you did in this matter, and to express my satisfaction at having had the opportunity of participating in this work.

With kindest of personal regards, I remain,

Yours sincerely,

M.C. Shumiatcher

mcs;mh



September 13, 1950.

Mr. R. J. McMaster,  
c/o Messrs. Campbell, Brazier, Fisher, McMaster & Johnson,  
Barristers,  
675 West Hastings Street,  
Vancouver, B.C.

Dear Bob:

In reply to your letter of September 2nd, the case dealing with seditious libel which might possibly be of some help to you, is Rex vs Boucher, and it is reported in 96 Canadian Criminal Cases, on page 48.

I understand that a considerable batch of releases etc. have already gone out to claimants, and the bulk of them will be out during the course of this week and next.

Yours sincerely,

FAB: HC

*IM*



# Japanese Canadian

TELEPHONE: PLAZA 1253



## CITIZENS ASSOCIATION

NATIONAL HEADQUARTERS:  
~~84 GERRARD ST. E.~~, TORONTO 2, ONTARIO  
61 College Street,

September 15th, 1950.

Mr. Andrew Brewin,  
372 Bay Street,  
Sterling Towers,  
TORONTO, Ontario.

RECEIVED

SEP 18 1950

CAMERON, WELDON, BREWIN &  
McCALLUM.

Dear Andy:

I have checked with our National JCCA First Conference Report, August 30th. to September 2nd, 1947, in which Roger claims you made statements re concrete proof of loss. I have read through the section where your statements are reported (see page 21 of enclosed) and also have perused other sections of the report but cannot find the quotation which is alleged was made by you.

It seems to me this should close the incident with the conclusion that we have further evidence now brought to light that the Toronto Claimants Committee is being subject to making irresponsible statements arising out of the actions of two individual members.

Yours sincerely,

George Tanaka,  
National Executive Secretary.

GT:mo  
Enc.



*Indy to  
Oct 20  
5.15pm*

STATEMENT TO PRESS

It has come to the attention of the Co-operative Committee that a group of Toronto claimants calling themselves the Toronto Claimants' Committee has issued a statement in the Continental Times stating that it is protesting to the Government against the form of the release which the Custodian requires to be signed before awards are paid.

The Co-operative Committee wishes to make it clear to all claimants that the so called Toronto Claimants' Committee is acting without consultation with the Co-operative Committee and has no authority whatsoever from it.

The claimants have retained the Co-operative Committee to represent them, and advice and representations from other groups, acting independently, are only likely to cause confusion.

The Co-operative Committee has carefully considered the form of release, and after legal advice, has come to the conclusion that, in nearly all cases, the form is not objectionable and no harm will come to the interests of claimants by signing it. Where claimants have some legal claim against the Custodian apart from the awards, the release should not be signed before consultation with Counsel representing the Co-operative Committee.

94 Homewood Ave., Apt. 28,  
Toronto 5, Ont.  
Sept. 23, 1950.

*Sep 14<sup>th</sup>  
19<sup>th</sup>  
1120<sup>th</sup>*

M. K. Boos.  
Secretary,  
Co-operative Committee.



STATE OF NEW YORK

The People of the State of New York, by and through their Senators and Representatives in Assembly now convened in Special Session, do hereby enact and declare:

That the following be and the same are hereby added to the laws of this State:

Section 1. That the following be and the same are hereby added to the laws of this State:

Section 2. That the following be and the same are hereby added to the laws of this State:

Section 3. That the following be and the same are hereby added to the laws of this State:

Section 4. That the following be and the same are hereby added to the laws of this State:

Section 5. That the following be and the same are hereby added to the laws of this State:

Section 6. That the following be and the same are hereby added to the laws of this State:

Section 7. That the following be and the same are hereby added to the laws of this State:

Section 8. That the following be and the same are hereby added to the laws of this State:

Section 9. That the following be and the same are hereby added to the laws of this State:

Section 10. That the following be and the same are hereby added to the laws of this State:

*Saw  
what implication  
wep*

*discussing it with whom*

Section 11. That the following be and the same are hereby added to the laws of this State:

Section 12. That the following be and the same are hereby added to the laws of this State:

Section 13. That the following be and the same are hereby added to the laws of this State:

Section 14. That the following be and the same are hereby added to the laws of this State:

Section 15. That the following be and the same are hereby added to the laws of this State:

Section 16. That the following be and the same are hereby added to the laws of this State:

Section 17. That the following be and the same are hereby added to the laws of this State:

Section 18. That the following be and the same are hereby added to the laws of this State:

Section 19. That the following be and the same are hereby added to the laws of this State:

Section 20. That the following be and the same are hereby added to the laws of this State:

Approved: \_\_\_\_\_

Attest: \_\_\_\_\_

Approved: \_\_\_\_\_

Attest: \_\_\_\_\_



Erie Manor R.R. 1.

Blenheim Ontario.

28 Sept 1950

Mr. J. A. Brewin K.C.

To Cameron Weldon Brewin & McCallum.

372 Bay St. Toronto Ontario.

Dear Sir:

I have received from the Cooperative Committee on Japanese Canadians a release form to be signed by myself in order to obtain my loss award.

Since I am as yet seeking adjustment from the Custodian regarding my business matters.

Does signing of my release force me to terminate above stated negotiation by releasing Custodian from



responsibility of adjusting their  
other misjudgement during and  
after the war.

Please inform me on this matter  
at your earliest convenience.

Yours truly

T. Uyen



September 26, 1950.

Mr. T. Uyeno,  
Erie Manor,  
R. R. No. 1,  
Blenheim, Ontario.

Dear Mr. Uyeno:

I have your letter of September  
25th.

I note that you say that you are  
seeking adjustment from the Custodian regarding your  
business matters.

I am not at all clear what this in-  
volves. Have you a claim that the Custodian was neg-  
ligent or that he owes you some monies other than the  
amount of the award? If you have some such claim, I  
do not think you should sign the release, except with  
an added proviso which could be worded in somewhat the  
following way;

"Without prejudice pending negotiations  
whatever is the matter you are at present discussing  
with the Custodian."

It is difficult for me to advise you  
precisely without knowing exactly what is the nature  
of your present negotiations with the Custodian.

I am quite sure you should not sign the  
release if you have any claim against him, without re-  
ceiving your rights in regard to the negotiations.

Yours very truly,

FAB:HC



Case 625.

c/o Du-Eet Cafe,  
Cardston, Alta.  
Sept. 26, 1950.

The Co-Operative Committee  
On Japanese Canadian  
94 Homewood Ave., Apt. 28  
Toronto 5, Ont.

Dear Sirs;

I have received the statement of the amount awarded to me by Mr. Justice Bird. On looking it over, I feel that it is not a reasonable amount.

I do not know if it is proper to re-appeal to you on this matter. For on looking at the amount of \$1,087.41., I feel that it is not a very fair amount. I am sure I am justified in saying so, For I know that the buildings which are standing intact to-day are worth more. Many years have gone by since we left the place, but surely the value of anything solid and good should not lose its value. My land was cleared and cultivated from a forest. The value of cleared lands exceeds others. I do not know how this estimate was arrived at. But to-day's assessment would show you that the buildings alone would bring much more than the amount awarded to me.

In inquiring amongst the Japanese who have also had claims, I have found that they are generally satisfied in many respects. They are pleased at the generosity of the commissioner at some cases. I am sure that the commission that is handling our affairs would like to see that all cases are closed in that way.

I truly hope that the commissioner will reconsider our case. I know that it is a very difficult situation to cope with. But I hope that our family will get their break in this hard life they have had to lead. Since evacuation, they have suffered all along the way. We have continually had to worry over financial difficulties. All my children are still young. Therefore they cannot help as much as they wish, for studies take up so much of their time. Can't you see what the rightful fair amount of my settlement would do for us. It would give us the sense of complete happiness which we so far have not. This is not a sob story in which I think would help us. The anguish which I have felt and the brave effort in which we have tried to overcome things is lived, every minute of it. We put our highest hope in our settlement for we know that it would open up a new world of happiness for us.



If you would write to Mr. Gavin Mouat, Salt Spring Island, Ganges, B.C., you will find proof that our land is worth much more. He was the Custodian For Japanese during the war.

We appreciate all the effort of the Co-operative Committee. For without your effort, I am sure We would not accomplish as much. Thank you for your co-operation.

Yours truly,

Katsuyori Murakami

*Katsuyori Murakami*

Case No. 625

Reg. No. 10089.

2  
Please inform me what to do.



# Japanese Canadian



## CITIZENS ASSOCIATION

BRITISH COLUMBIA CHAPTER  
GREENWOOD, B. C.

September 26<sup>th</sup> 1950

Miss Margaret K. Boos, secretary,  
Co-operative Committee on Japanese Canadians,  
94 Homewood Avenue,  
Apt. 28,  
Toronto 5, Ontario.

Dear Miss Boos:

This office has received an inquiry from Mrs.  
Yaichi Sakai whose husband passed away in 1949.

2  
She has received the release form from your committee regarding her husband's claim for evacuation losses. Everything has transpired in his name and therefore the claim is under his name Yaichi Sakai. She would like to know what she must do to obtain this money from the government. She has a written will in Japanese stating that everything is to be given to her. Mr Sakai's case number is 317.

There are several cases in Greenwood who have not as yet received their releases. They are R. S. Tanizawa and Iwa Mukai. We would appreciate very much if you will kindly check up on this matter and inform us as soon as possible. The persons concerned are quite worried as the other claimants in this town have already sent their releases to your office.

Thanking you for your immediate attention to the above matters, we are

Sincerely yours,

(Miss) *S. Takemoto*  
S. Takemoto  
Secretary

*Not in  
250/10  
Covers.*



# Japanese Canadian

TELEPHONE: PLAZA 1253



## CITIZENS ASSOCIATION

NATIONAL HEADQUARTERS:  
~~84 GERRARD ST. E.~~, TORONTO 2, ONTARIO  
61 College Street

September 26th, 1950.

Mr. Andrew Brewin,  
Stirling Towers,  
372 Bay Street,  
TORONTO, Ontario.

Dear Andy:

I enclose copy of our brief on Economic Losses which we just recently submitted to the Prime Minister and each member of the Cabinet.

I was just down to see the Editor-in-Chief of Canadian Press, Toronto office, and have taken his advice not to contact individual newspapers directly from our office at this present moment as it was his advice that this release would best be <sup>and/or</sup> date lined from Ottawa in order to obtain the widest coverage throughout Canada. The Toronto office of Canadian Press are mailing a copy of our brief to their Ottawa office who will contact the Prime Minister with respect to our submission. Since the Prime Minister is at present in Quebec, it is possible the C.P. will not release any news regarding our submission until the latter part of this week. I had already planned to rush copies of our brief to the principal newspapers in Canada as well as our local papers but I have reconsidered my decision to do so in the light of the advice I have received from Canadian Press and will hold our mailing to the papers until my return from Chicago. By then, I may mail copies of our brief to the Editorial Department Editor of the various papers.

*P.S. I am leaving tonight  
for Chicago to attend the  
Japanese American Citizens  
League Convention*

GT:yo  
Enc.

*being held from Sept 28 - Oct 2.  
to expect to be back by Oct 4.*

Yours sincerely,

George Tanaka,  
National Executive Secretary.

*Thank you for your help to us  
in the preparation of our brief.*

*Geo.*



17 Melbourne Avenue,  
Westmount,  
Montreal 6, Quebec,  
September 27th, 1950.

The Co-Operative Committee on Japanese Canadians,  
94 Homewood Ave. Apt. 28,  
Toronto, Ontario.

Dear Sir:

*How can  
one check  
the figures  
now?*

Thank you very much for your statement showing the amount of \$376.36 payable to me by the Custodian. However, I should like to point out to you a slight discrepancy in the retainer fee of 1%. My total claim was for \$2,908.50 of which 1% would amount to \$29.08 and not as \$39.25 shown by you.

I have written to you on January 20th, 1949, pointing out this mistake, and have subsequently been notified by you correcting this error. However, your recent statement still shows to the contrary. Will you kindly look into this matter and have it remedied.

Yours truly,

*S. Kishino*  
S. Kishino.

*Show in B 3925.43 in statement +: 29.25' for retainer.*

*410.35  
33.91*

*62.99*  
*29.08*  
*33.91*

*8 52.82*  
*29.08*  
*23.74*



17 Melbourne Avenue, Westmount,  
Montreal 6, Quebec,  
January 20th, 1949.

67 Riverdale Ave.,  
Toronto 6, Ont.,  
Jan. 29th, 1949.

Miss M. E. Ross, Secretary,  
Co-Operative Committee,  
67 Riverdale Avenue,  
Toronto 6, Ontario.

Mr. S. Kishino,  
17 Melbourne Ave.,  
Westmount,  
Montreal 6, Quebec.

indicating a balance of \$10.25 due, plus an additional

Dear Mr. Kishino: advances. I should like to

take this opportunity to inform you that my claim amounted

Thank you very much for drawing to our attention  
the error which was made in typing your remittance  
form. The original amount of your claim was used  
in calculating the amount, rather than the  
reduced \$2,908.50.

Your additional one percent payment at this time  
should, therefore, be \$29.08.

Regretting any inconvenience caused,

Yours truly,

MKB.

SECRETARY.



17 Melbourne Avenue, Westmount,  
Montreal 6, Quebec,  
January 20th, 1949.

Miss M. K. Boos, Secretary,  
Co-Operative Committee,  
67 Riverdale Avenue,  
Toronto 6, Ontario.

Dear Miss Boos:

I am in receipt of your recent remittance instruction,  
indicating a balance of \$10.25 due, plus an additional  
\$39.25 being a further 1% advance. I should like to  
take this opportunity to inform you that my claim amounted  
to only \$2,908.50. 1% of this amount should equal \$29.08. *OK*  
As far as my record shows, there is no old outstanding  
balance. Your receipt of July 12th, 1948 #392 issued to the  
amount of \$29.00 covers my first advance.  
Kindly verify this slight misunderstanding and advise by  
return.

Yours truly,

*S. Kishino*  
S. Kishino.



652 Nelson St.,

London, Ont. Sep. 26, 1950

Mr. W. A. Brown,  
372 Bay St.,  
Toronto, Ont.,

RECEIVED  
SEP 27 1950

CAMERON, WELDON, BPP & H  
McCALLUM

Dear Sir:-

I have received the letter from Co-operative Comm. regarding the award, the amount being \$218.46. Does this include the special award or allowance on temporary st. property?

I would like to know wheather the case was presented to the Comm-issioneer and the result. For your information, Mr. Best's letter is enclosed herewith. Kindly let me know at your earliest convenience.

Yours truly,

Jim Oja

1211  
what  
1213

= 1213  
=



R. ALFRED BEST, B.A.,  
BARRISTER, SOLICITOR  
NOTARY PUBLIC, ETC.

*Room 18,*

OFFICE: 15 TORONTO STREET

PHONE  
ELGIN 4583

TORONTO 1, CANADA

August 19th, 1949.

Mr. Jiro Oya,  
652 Nelson St.,  
London, Ontario.

Dear Mr. Oya:      Re: 2792 Courtenay St. Vancouver

We have just received a reply to our letter  
to the Custodian.

While they have not said anything about  
making any allowance to you for your loss of \$150.00 as a  
result of the condition of the furnace, nevertheless, they  
have promised to have the Government Lawyer present the  
special feature in this case to the Commissioner, Mr. Justice  
Bird, so that he may consider it as a special case when making  
any award. They have further given us their assurance that  
your claim will be fairly presented at that time.

Consequently, + do not believe there is anything  
further we can do in this matter until a final decision is made  
as to what awards will be made by the Commission.

Yours very truly,

*R.A. Best*

RAB/P



# KUNIO HIDAKA

M.A. (QUEEN'S) IN POLITICS  
M.A. (TORONTO) IN ECONOMICS

ECONOMIC & LEGISLATIVE CONSULTANT

- ECONOMIC, SOCIAL & POLITICAL RESEARCH
- LABOUR RELATIONS
- PUBLIC INFORMATION
- GROUP & COMMUNITY PROGRAMS

~~61 AVENUE ROAD~~  
TORONTO 5, ONTARIO  
~~KINGSDALE 5926~~  
Adelaide 5692

RECEIVED  
SEP 28 1950

CAMERON, WELDON, BREWIN & McCALLUM.  
200 Bay Street,

September 27, 1950.

Mr. F. A. Brown, K.C.,  
c-o Cameron, Weldon, Brewin & McCallum,  
372 Bay Street,  
Toronto, Ont.

Dear Sir:

Re: Hyosaku Iwasaki, Reg. No. 07446, Case No. 415

I have been asked by Mr. Iwasaki to write to you in regard to the award recommended by the Commission. The statement received from the Co-operative Committee gives the amount awarded as \$1,499.50.

Mr. Iwasaki asks that this amount be broken-down to indicate the amount realized from his claim for real property, for personal property and rooming house chattels, and any special amount awarded for deductions.

Yours very truly,

*Kunio Hidaka.*

Kunio Hidaka.



18 Hunter Street  
Toronto 6, Ontario  
September 28, 1950

The Co-operative Committee on Japanese Canadians  
94 Homewood Ave, Apt. 28  
Toronto, Ontario

Case No. 319

Dear Sir:

I wish to acknowledge the receipt of your letter of August 31, 1950, addressed to my mother, Mrs. Kuni Takahashi concerning Case 319.

2  
In view of the fact that my mother is delayed in returning to Canada from Japan due to her illness and that she will not be back untill sometime in November of 1950, I regret that she cannot send in her "release" and other forms. May I respectfully request that she be given an extension in sending in the papers. Thank you very much.

Yours very truly

*G Takahashi*  
George Takahashi



September 28th, 1950.

Mr. Jiro Oya,  
625 Nelson Street,  
London, Ontario.

Dear Mr. Oya:

I have received your letter of September 26th and I think there is some misunderstanding about this.

Case No. 1213 is in the name of Shizue Oye, and the award in this case was the figure mentioned in your letter, namely \$218.46. The award in this case is for chattels only.

Case No. 1211 which I presume is your case, is in the name of Jiro Oya, and the award is \$405.90 for Vancouver real estate, which I presume is the Courteney Street property to which you refer.

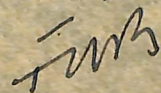
The reason the releases in respect to this case have not been sent out to you, is that yours is one of the cases in which a small rebate on account of the monies advanced by you for fees will be due to you by the Co-operative Committee. I understand the amount is \$3.20. The forms were not mailed in these cases until the others had been sent out.

You will shortly be receiving a form relating to your claim in respect to the Vancouver property. It would appear that your case was treated as a special case, as I understand that you were only claiming \$2900.00, and the award in respect to Vancouver properties was 5%, which would only be \$145.00. It would, therefore, appear that special consideration had been given to your case, perhaps by reason of the facts mentioned in Mr. Best's letter to you of August 19th, 1949.

I presume that Shizue Oye is a member of your family living at the same address as you. If this information is not correct, would you please mail back the forms which were sent to you without completing them, and with a note that the address is the wrong address.

Yours very truly,

FAB:HC





September 28, 1950.

Mr. R. J. McMaster,  
c/o Messrs. Campbell, Brazier, Fisher, McMaster & Johnson,  
Barristers,  
675 West Hastings Street,  
Vancouver, B.C.

Dear Bob:

I understand that the Co-operative Committee are now receiving quite a number of completed releases and authorities, and that some have already been sent on to the Custodian. No doubt you are in touch with him in respect to these releases in case any questions arise as to whether they are in satisfactory form, etc.

I understand from those who are looking after the details, that in a handful of cases the claimants have sent the releases to the Co-operative Committee but have not returned the authorities. This may be either by oversight or design. It may be in these cases that the authority was sent directly to the Custodian.

We would be glad if you would inquire from the Custodian if he has received in any cases, authorities without releases, or releases without authorities. We would also be glad to know what his policy will be where he receives a release but no authority. In cases where we are receiving a release without an authority we are holding the release and writing again to the claimants asking them to send the authority or some explanation as to why they will not sign the authority.

I presume that the Custodian will protect us by not paying out money in cases in which we acted, where the authority is not signed.

It has occurred to me that in these cases the Custodian might be ready to recognize,

(a) The retainer.

(b) The statement of P.S. Ross & Sons Limited of which you have a copy, as being an effective assignment of the amount due us. It seems to me it would be a clear cut direction, and P.S. Ross & Sons statement should be sufficient authority as to the amount due.



Mr. R. J. McMaster

September 28, 1950.

However, I suggest that no definite arrangement need be made about this until we see whether there are any cases in which the claimants definitely refuse to sign the authority.

A group in Toronto known as the Toronto Claimants Committee have taken it on themselves to make objection to Ottawa as to the form of the release, and also to advise claimants not to sign the releases.

This group does not represent many people so I am informed, and it is doubtful whether their advice will appreciably slow down the completion of release forms.

We have had a memorandum printed in the New Canadian (Japanese Section) suggesting that in most cases we think there is no reason why the release forms should not be signed, but that in cases of doubt or where the claimant thinks he has some legal rights against the Custodian outside of the award, he should get in touch with the Committee's legal advisor before signing the release.

I am hopeful that the whole business might be completely cleared up within a month or two.

Yours sincerely,

FAB:HC



September 28, 1950.

Mr. Kunio Hidaka,  
Economic & Legislative Consultant,  
Toronto, 5, Ontario.

Dear Mr. Hidaka:

Re: Hyosaku Iwasaki,  
Reg. No. 07446, Case No. 415

I have your letter in this matter.

The only information that I have available here is the schedule of Recommendations For Awards attached to the Commissioner's Report. This breaks down Mr. Iwasaki's award as follows:

Vancouver Real Estate -	\$499.50
Chattels -	1000.00

If more detailed information is required, I suggest that you write directly to Mr. McMaster in Vancouver.

Yours very truly,



FAB:HC