

Corr. Dec 1950

2-16

December 1, 1950.

Messrs. Mason, Foulds, Arnup, Walter & Weir,
Barristers,
372 Bay Street,
Toronto, Ontario.

Re: Japanese Claims Commission

Dear Sirs:

I do not appear to have a copy
of your account in this matter.

I would be glad if you could send
me a further copy of the account, as my clients are
anxious to pay your account now.

Yours very truly,

FAB:HC

FAB

December 1, 1950.

Messrs. Bourne & Ross,
Barristers and Solicitors,
614 Pigott Building,
36 James Street South,
Hamilton, Ontario.

Re: Case No. 1070
Kumagai

Dear Sirs:

Thank you for your letter of November
27th.

We are writing to the Custodian to see
whether or not he will make the payment to the widow Mrs.
Sata Kumagai upon the receipt of an affidavit setting out
the facts in your letter of November 27th, or whether he
will insist upon Letters of Administration being sought,
before making any payment.

In a great many cases where the awards
have been small, the Custodian has been ready to make pay-
ment out to the next of kin without the necessity of apply-
ing for Administration. As this award, however, is some-
what larger, he may take a different view.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:

FAB:HC

FWH

December 1, 1950.

Custodian of Enemy Property,
506 Royal Bank Building,
Vancouver, B.C.

Re: Case No. 1070

Dear Sir:

In this case an award was made to Mr. Chikara Kumagai in the amount of \$2235.37.

We have now been informed that Mr. Kumagai died intestate on the 27th of September, 1948 leaving him surviving his widow Sata Kumagai and five daughters and seven sons. We are also advised that Mr. Kumagai left no estate other than his interest in the property with which we are now dealing, and there are no debts of his estate remaining unpaid, and for this reason, no application has been made for Letters of Administration.

Under the law of the Province of Ontario, the first \$5,000.00 of any estate of an intestate, goes to the widow.

If the facts, therefore, as set out in the letter to me are correct, Mrs. Kumagai is entitled to the total amount of the award.

We are writing to inquire whether you would be willing to pay the total amount of the claim to Mrs. Kumagai on receiving an affidavit setting out the facts outlined above.

I know this has been done in respect to certain claims where the award was a small one. Such action would also seem to be justified in the present case.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:

FMB

FAB: HC

to settle all claims.
All loans made to debtors were made in good faith
and if the debtors have any assets with you I expect my
claims to be settled.

I hope the above reply will clarify my
side and is satisfactory to you.

I remain,
Yours very truly,
H.K. Yamanaka.

Department of Secretary of State
Office Of the Custodian,
506 Royal Bank Bldg.,
Vancouver B.C.

Dear Sir,

I am in receipt of your letter of November
23rd., file number 9085 & 1216 re claim of \$39.99
against Matsujiro Mukai.

I am afraid I cannot agree with his suggestion
of a personal settlement as I have had similar
suggestions in the past with no favourable results.

Since being resettled to Eastern Canada
I am in a similar predicament as the debtor.
I am not as young as I used to be and am in no position
to seek employment again. I, too am living with my son
and daughter-in-law.

I am under the impression that you have the power
to settle all claims made by me wherever possible.
All loans made to debtors were made in good faith
and if the debtors have any assets with you I expect my
claims to be settled.

I hope the above reply will clarify my
side and is satisfactory to you,

I remain,

Yours very truly,

H.K. Yamanaka.

MASON, FOULDS, ARNUP, WALTER & WEIR

Barristers, Solicitors, Notaries etc.

*G. W. Mason, K.C., L.L.D., A. Foulds, K.C.,
J. D. Arnup, K.C., R. D. Walter, K.A. Foulds,
J. T. Weir, E.C. Gordon, E.W. Ireland, K.C.,
J. S. Bocckh, H.S.O. Morris, R.B. Robinson.*

*Sterling Tower Building
372 Bay Street
Toronto 1,
Canada*

Telephone Elgin 2481

Cable Address "Masemidon"

December 2, 1950.

F. A. Brewin, Esq., K.C.,
372 Bay Street,
Toronto.

Dear Sir:

re - Japanese Claims Commission

As requested in your letter of December 1st,
we enclose a copy of our account herein dated the 27th
day of June, 1950.

Yours truly,

MASON, FOULDS, ARNUP, WALTER & WEIR,

per: *[Signature]*

JDA/OP.
Enc.

RECEIVED

DEC 4 1950

CAMERON, WELDON, BREWIN &
McGILLIVRAY

December 4, 1950.

Miss Margaret Boos,
94 Homewood Avenue, Apt. 28,
Toronto, Ontario.

Re: Japanese Claims Commission

Dear Miss Boos:

We are enclosing herewith account of
Mason, Foulds, Arnup, Walter & Weir.

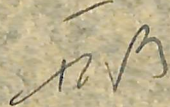
In our opinion this account is in order
and should be paid.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:

FAB:HC
Encl.

A handwritten signature, possibly reading "FAB", is written in dark ink to the right of the typed name "per:". The signature is stylized and cursive.

December 4, 1950.

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

Dear Bob:

Re: Japanese Claims Commission

Thank you for your letter of November 23rd.

I am sorry to read of the difficulty you are having in regard to these special cases, and the attitude taken by the Custodian in regard to the Port Essington properties and other matters.

I think we should protest very vigorously to Mr. Wright, and if necessary to the Minister.

However, I will leave the matter entirely in your hands to do anything you see fit.

Mr. Wright clearly gave me to understand when I interviewed him, that subject to reasonable inquiry into the facts, the recommendation of the Commissioner in respect to matters outside the terms of reference would be carried out.

Yours sincerely,

FAB:HC

FAB

December 4, 1950.

Mr. Kunio Hidaka,
Economic and Legislative Counsel,
200 Bay Street,
Toronto, Ontario.

Re: Iwasaki, Case No. 415

Dear Mr. Hidaka:

At your request, I wrote to Mr. McMaster about this case.

Mr. McMaster says that at the time of obtaining the special award from the Commission in this case, he went into the question of the Judgment obtained against the claimant. He ascertained at that time that the solicitor who acted for Mr. Iwasaki had died, and he got in touch with his brother who told him it is impossible to obtain the file.

A search made in the Court Registry indicated that proceedings had been properly conducted in accordance with the rules of the Court, and that it was Mr. McMaster's opinion that it would not be possible unless some new information came to light, to set aside the Judgment.

Mr. McMaster points out that even were there any possibility of setting aside the Judgment, that it would not effect his award in any way whatsoever, and would not enable the claimant to recover the amount paid from the Custodian, as on the face of the Judgment it was in order, and that the Custodian was entitled if not obliged to pay the amount of the Judgment.

In these circumstances, we assume that there is no practical action that Mr. Iwasaki can take, and we suggest that he might be well advised to proceed to secure the award made to him, by completing the release.

I am returning to you herewith the documents relating to the case which you left with us.

Yours very truly,

F. A. Brown

FAB:HC
Encl

December 4, 1950.

Mr. Shigeo Katsura,
117 Robert Street,
Toronto, Ontario.

Re: Your Case No. 1009

Dear Mr. Katsura:

At your request, we wrote to Mr. McMaster to inquire into the small award made in your case in regard to your claim.

It appears that you claimed \$5000.00 for the land, \$3500.00 for the building, and \$3000.00 for the crop as a going concern, and that your claim was in respect to farm land in the Municipality of Matsqui.

Mr. McMaster tells me that the award made to you was not out of line with other awards, and that although you did not recover as much as our appraisers indicated the property was worth, the general levels of recovery in Matsqui were lower than the average.

I am afraid there is nothing further that can be done, and I presume therefore, that you will wish to complete your release and get the money that is coming to you.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:

FAB:HC

FWH

Dr. M. Uchida
PHYSICIAN AND SURGEON
439 VICTORIA STREET
KAMLOOPS, B. C.

November 2, 1950

The Co-operative Committee,
Tomb, British.

Dear Mrs. Borg:-

I have received your forms,
and about a week ago I mailed you the
sum, direct to you, which I owe to the
lawyers. Kindly notify The Custodian.

I have not signed the other forms,
for by private efforts, I was awarded
an increase. Please note that the
amount obtained has nothing to do with
the Committee nor the Committee's lawyers,
hence it cannot be deducted.

Until I hear further from
either The Custodian or the party involved
I am unable to sign the release.

I am writing to the Custodian for information
of the increase in my award.

Yours truly
M. Uchida

9
27.06
Received &
receipt
forwarded
noted.

CANADA

DEPARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN
JAPANESE EVACUATION SECTION

PHONE PACIFIC 6131

PLEASE REFER TO

FILE NO. _____

506 ROYAL BANK BLDG.
HASTINGS AND GRANVILLE
VANCOUVER, B. C.

December 6, 1950.

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

Attention, Mr. F.A. Brewin

Dear Sirs:

Re: Japanese Property Claims Commission
Case 1070

We have for acknowledgment your letter of December 1st.

In reviewing our file we find that while the claim form was signed by Chikara (Sato) Kumagai, the claim was made on behalf of his wife.

The situation in regard to the properties under claim is as follows:

The real property was registered in the name of Mrs. Sato Kumagai; the nets and the chattels were also declared by her. As far as we are concerned therefore, payment of the award can be made to Mrs. Sato Kumagai upon proper execution by her of the Release form.

According to our records, a Release form has already been prepared in connection with this case, but we are not sure whether it was drawn for the signature of Chikara Kumagai or Mrs. Sato Kumagai. We enclose herein a form for the signature of Sato Kumagai and the Letter of Authorization of Legal Fees.

Yours truly,

F.G. Shears
F.G. Shears,
Director.

FGS/GN
Encl.

c.c. Mr. R.J. McMaster.

RECEIVED
DEC 9 1950
CAMERON, WELDON, BREWIN & MCCALLUM

Dr. M. Uchida
PHYSICIAN AND SURGEON
439 VICTORIA STREET
KAMLOOPS, B. C.

Dec. 9, 1950.

The Co-operation Committee of Japan Canadians,
Toronto, Ontario.

Dear Sir: -

I wish to inform you that I
have mailed the release form, with the
enclosed letter attached to the Custodian.

12/10/50 ✓ The sum owing, has been paid,
so kindly notify the Custodian.

As for the increase in my award, which
I obtained through the efforts of my friends,
and not by your lawyers, I consider I
do not owe you anything for that sum. ✓

Thanking you for all your
efforts in the past, trying years.

103.

Yours truly
M. Uchida.

Dr. M. Uchida
PHYSICIAN AND SURGEON

439 VICTORIA STREET
KAMLOOPS, B. C.

Dec. 9, 1950

Copy
The Constable,
Royal Bank Bldg.,
Vancouver B.C.

Dear Sir:- Lease No. 103
Reg. No. 03178,

I am enclosing the release form
which was mailed to me.

Although I have signed it,
I still reserve, for myself, the right
to enter another claim, if there is, at
any future date, another investigation
of losses maintained by persons unaccounted
from the Coast during the war years.

Yours truly
M. Uchida

December 11, 1950.

Mr. L. S. Turcotte, Esq.,
Barrister, etc.,
Lethbridge, Alberta.

Re: Japanese Claims Commission

Dear Mr. Turcotte:

According to your account rendered to the Co-operative Committee some time last year, there was a balance due to you of \$952.63.

I now have pleasure in enclosing a cheque of the Co-operative Committee in payment of this balance.

It may be that you have rendered further services to the Co-operative Committee since that date, and I would be glad if you would let me have any further account there may be, as we are hopeful of having the matter cleared up this year.

I would like to take this opportunity of thanking you for your help in this matter.

Yours very truly,

J. A. Brewin
per Hb.

FAB:HC
Encl.

P.S. -Will you please be good enough to return the enclosed account to us with a notation that it has been paid in full.

F.A.B.

December 11, 1950.

Mr. R. Alfred Best, B.A.,
Barrister, Solicitor,
15 Toronto Street,
Toronto 1, Ontario.

Re: Japanese Claims Commission

Dear Alf:

I enclose herewith cheque for \$1650.00.

This is in payment of the account which you rendered on June 7th, 1949 which I enclose, and which I would be glad if you would mark paid in full and return to me.

For some reason which I do not know, the cheque is for \$30.00 more than the balance shown in your account. You have no doubt rendered other incidental services in completing the releases, and if there is an overpayment of \$30.00 it could perhaps be applied on any additional services.

Yours very truly,

R. A. Brewster
per HB

FAB:HC
Encl.

December 11, 1950.

Mr. Roger Ouimet, K.C.,
152 Notre Dame St. East,
Montreal, P.Q.

Re: Japanese Claims Commission

Dear Mr. Ouimet:

I now enclose herewith cheque for \$488.00 which appears according to your account of November 9th, 1949, to be the balance due to you in connection with this matter.

It may be that since your account was sent, there are other incidental services, and if so would you let me have an account as soon as possible as we are anxious to have the whole matter cleared up and our accounts audited at an early date.

Would you be so good as to return the enclosed account to us with a notation that it has been paid in full.

I would like to take this opportunity of thanking you both personally and on behalf of the Co-operative Committee and claimants, for your most valued assistance in this matter.

Yours very truly,

FAB:HC
Encl.

December 11, 1950.

Messrs. Ritchie & Huckvale,
Barristers, Solicitors,
Lethbridge, Alberta.

Re: Japanese Claims Commission

Dear Sirs:

The Co-operative Committee have asked me to send on to you the enclosed cheque for \$1365.00.

This would appear to be payment in full of the account rendered by you on July 5th, 1949.

If there are any further charges in regard to matters that have arisen since, would be please let me know.

I would like again, to take this opportunity of thanking you for your help in this matter.

Yours very truly,

P.S.--Will you please be good enough to return the enclosed account to us with a notation that it has been paid in full.

F.A.B.

December 11, 1950.

Mr. M. C. Shumiatcher, K.C.,
Barristers and Solicitor,
308 Westman Chambers,
Regina, Saskatchewan.

Re: Japanese Claims Commission

Dear Morris:

I am enclosing herewith cheque for
\$386.85.

I understand that this is in full
of your account to date with the Co-operative Comm-
ittee. The total amount of your account as rendered
on the 30th of June, 1949, was \$586.85, and the Co-
operative Committee informed me that \$200.00 was prev-
iously advanced.

If there are any further incidentals
please let me know.

With kindest personal regards and many
thanks for your assistance in this matter.

Yours sincerely,

FAB:HC
Encl.

P.S.--Will you please be good enough to return the
enclosed account to us with a notation that it
has been paid in full.

F.A.B.

December 11, 1950.

Messrs. Cherniack & Cherniack,
Barristers, Solicitors,
460 Main Street,
Winnipeg, Manitoba.

Re: Japanese Claims Commission

Dear Sirs:

We enclose herewith a further cheque
for \$1,000.00 on account of your fees herein.

We hope to have the matter completed
by the end of the year.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:

FAB:HC
Encl.

December 11, 1950.

Messrs. Campbell, Brazier, Fisher, McMaster & Johnson,
Barristers,
675 West Hastings Street,
Vancouver, B.C.

Re: Japanese Claims Commission

Attention Mr. R. J. McMaster.

Dear Bob:

Enclosed herewith is cheque for
\$10,000.00 on account, as promised.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:

FAB:HC
Encl.

December 11, 1950.

Messrs. Koei & Takatsa Mitsui,
234 First Avenue,
Toronto, Ontario.

Re: Case No. 1012 Japanese Canadian
Property Commission

Dear Sirs:

The Co-operative Committee have received from you an authority and a release form in connection with your claim.

In the normal course, they would be transmitted to the Custodian who would then remit the cheque. We note, however, that the form of release has been altered by striking out a number of words in the operative part of the release.

We must inform you that releases in this form with parts struck out have previously been sent to the Custodian by us and have been returned by the Custodian with instructions that he is not ready to remit the money unless the release form as drawn by him is completed. There is, therefore, little point in our sending on the release form to the Custodian as we know it will be returned.

We are retaining the authority and release, and would be glad to hear from you as to your instructions.

If you wish to complete the release as required by the Custodian, we can have another form prepared and completed by you.

Yours very truly,
CAMERON, WELDON, BREWIN & McCALLUM
per:

FAB:HC

December 11, 1950.

Mr. J. A. MacLennan,
c/o Messrs. MacLennan & Robinson,
Barristers,
430-433 Rogers Building,
470 Granville Street,
Vancouver, B.C.

Re: Japanese Claims Commission

Dear Mr. MacLennan:

I have your letter in connection with this account, and am now instructed to send on to you the enclosed cheque for \$3000.00.

We are still in the process of collecting the fees due to the Committee, and hope to have the matter completed fairly soon after the beginning of the year.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per: *J. A. Brewin*
per H.C.

FAB:HC
Encl.

● J. G. F. BUTLER, B. A.
BARRISTER, SOLICITOR
AND
NOTARY PUBLIC

OFFICES:
20 Front St. N.
THOROLD, ONTARIO
Dial 3-2341

Ontario Building
93 Ontario St.
ST. CATHARINES, ONT.
Dial 5-9700

THOROLD, Ontario,
December 8th, 1950.

Messrs. Cameron, Weldon, Brewin & McCallum,
Barristers, Etc.,
Sterling Tower,
TORONTO 1, Ontario.

Dear Sirs:

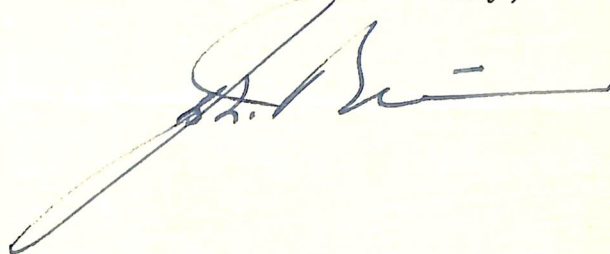
Re: Japanese Property Claims Commission
Case No. 508, Yukawa, Yoshiaki and
Hatsue

Mrs. Frank Tanauye, formerly Mrs. Hatsue Yukawa, has consulted me in regard to the above mentioned matter. Her deceased husband, I am advised, died at Shaughnessy, Alberta, on June 10th, 1945, but I am not sure whether Shaughnessy, Alberta, or some place in British Columbia, would be regarded as his domicile for purpose of jurisdiction in administering his estate. I do understand that he had no property in Alberta, and it may be that it would be more advantageous to apply for letters of administration, if such are necessary, in British Columbia. It would appear that the distribution of the estate would be the same in either province (Yukawa died intestate).

It would not appear that Mrs. Tanauye is the sole beneficiary, as I believe there were three children of the marriage who survived the deceased and there does not appear to be any provision in either British Columbia or Alberta, entitling the widow to more than one third of the estate available for distribution of the estate of an intestate leaving children. The above presumes of course that Provincial Law as to devolution of estate is applicable to this case.

It appears to be a case where letters of administration will be necessary, but I would appreciate your comments.

Yours faithfully,



JGFB/PB.

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.

December 11th, 1950

Andrew Brewin, Esq., K.C.,
Barrister and Solicitor,
Sterling Tower Building,
TORONTO, ONTARIO

Dear Andy:

I have for acknowledgment receipt of your letter of the 4th instant. I have written letters to the various persons involved under the special awards, asking for specific instructions. In the meantime, I have negotiated with Shears and think I have him persuaded to make recommendations which are considerably better than those which he first proposed and most of which I think would be fairly reasonable.

You mentioned a short time ago that you thought the Committee were in a position to make a further payment on our account before the end of the year. We would appreciate receiving the same at the early convenience of the Committee.

I just this week finished the Doukhobor Appeal of seditious conspiracy. Upon examination of the Boucher case on its first hearing by the Supreme Court of Canada, I was agreeably surprised to find that three of the Judges agreed upon one thing and that is that actions or words to be seditious must constitute some kind of threat to the state or the community. While it is hard to tell what the re-action of the judges were, it seemed apparent from the outset of our proceedings that this is the view taken by the Chief Justice. We are hopeful that some of the other Judges will go along with him. It was rather interesting that the full Court decided to sit on this case. I do not know why they did but I suspect there is some disagreement amongst some of the members of the Court as to how broad or how narrow sedition is to be. Accordingly, out of the Appeal I hope

- 2 -

there will come a more liberal interpretation of sedition than was applied by the Trial Judge and was applied by three members of the Court recently sitting on one of these Doukhobors Appeals. I do not expect that we will get the decision on this matter until some time in January and it seems to me quite possible that our Court will await the handing down of judgment by the Supreme Court of Canada in the Boucher case.

Kind personal regards.

Yours truly,

CAMPBELL BRAZIER FISHER McMASTER & JOHNSON

Per



RJM:WG

MACLENNAN & ROBINSON

BARRISTERS AT LAW, SOLICITORS

NOTARIES PUBLIC

No. _____

Vancouver, B.C. Dec. 12th 1950

Received from Co-Operative Committee Claims Fund
Three thousand ⁵⁰/₁₀₀ Dollars
Re: Japanese Claims Commission on ac.

MACLENNAN & ROBINSON

\$ 3000.00

Per ASD

I, POLLY OKUNO of the City of Toronto in the
County of York, Married Woman, make oath and say as follows:

SWORN before me at the
City of Toronto in the
County of York, this 12th
day of December, A.D.1950.

Polly Okunev

By We do

A Commissioner, etc.

Dominion of Canada
PROVINCE OF ONTARIO
COUNTY
OF
YORK

In the Matter of Chonosuke Nishimura, deceased,
formerly of the City of Toronto in the County of
York.

TO WIT:

I, CHIYO NISHIMURA
of the City of Toronto in the County of York,
Widow,

DO SOLEMNLY DECLARE THAT

1. That my husband the late Chonosuke Nishimura died at the City of Toronto on or about the 25th day of January, 1950.
2. At the time of his death, he was resident and domiciled in the City of Toronto in the County of York.
3. My said husband left no estate and no will, and I have not found it necessary to apply for Letters of Administration.
4. I am advised by Mr. F. A. Brewin, K.C. of the firm of Cameron, Weldon, Brewin & McCallum, that under the laws of the Province of Ontario, I would be in law entitled as the widow of the deceased, to the first \$5000.00 in his estate.
5. I am instructed and verily believe that I am the person entitled to receive the award made by the Commissioner to the late Chonosuke Nishimura, 136 Beatrice Street, Toronto.

AND I make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of "The Canada Evidence Act."

After the same was read over to her by Pally Okuno
DECLARED before me at the City

of Toronto
in the County
of York

this 12th day of December
A.D. 1950.

[Signature]
A Commissioner, etc.

408437

Dated

19

IN THE MATTER OF

Statutory Declaration
of

Dye & Durham, 9-11 Yonge-Street Arcade, Toronto, Can.
Law and Commercial Stationers



\$ 386.85

RECEIVED
OF

December 12 1950 No. 314

Co-Operative Committee Claims Fund

Three Hundred & Eighty Six — 85/100 DOLLARS

re: Japanese Claims Committee

With thanks

Shiraguchi & McLeod
Fla.

Miss M. E. Boos, Secretary,
Co-operative Committee,
67 Riverdale Ave.,
Toronto 6, Ontario.

Victor Okano.
Ganges B.C.
Dec. 12, 1950.

Dear Miss Boos,

Sorry to bother you again, but I am writing to ask you if you have received my letter which I sent to you about a month ago. I am really very sorry to do this but, I am very hard up, & need the money badly. I have been waiting very anxiously but not hearing from you I am again asking you to do me a favor of sending me my share of my property claims.

4970 498.
My father Kumonosuke Okano have passed away last year & my brother James Suyeaki Okano of Endston have written to me saying he received the sum of \$50. or near that figure for the land which was half share between my father & myself. Legal description. SECTION (1), RANGE (1) EAST, NORTH SALT SPRING ISLAND, CONICHAH DISTRICT.

If I am not asking too much please look into this matter soon as possible, for as I have mentioned before I am in need of money very desperate. I do hope to hear from you soon.

Thanking you again for above favor.

I remain

Yours Truly.

Victor Okano.

RECEIVED
DEC 29 1950
CAMERON, WELDON, BREWIN &
MCALLUM.

Re 497 & 498.

Custodian advised 5/12/50 that cheques in amount of \$ 769.96 & \$ 4,954.78 respectively were sent that day to Mr. B. H. Stringer, Barrister of Carleton Place, Alta. "These are payable to James Okano, Executor of the Estate."

Shouldn't the Victor get his share through the brother, who is Executor?

December 13, 1950.

Mr. J. G. F. Butler, B.A.
Barrister Solicitor,
20 Front Street N.,
Thorold Ontario.

Re: Japanese Property Claims Commission
Case No. 508, Yukawa, Yoshiaki and
Hatsue

Dear Sir:

I have your letter of December 8th.

I note that this claim is a joint claim and that it refers to farm property, motor vehicle and certain chattels.

It has occurred to me that it might be probable that this property was held by the deceased and your client in joint tenancy and not as tenants in common. If this is so, I presume that by the laws of Alberta and British Columbia, both the survivors would be entitled to take. In such a case I think that the Custodian would be satisfied by an affidavit setting out the date of death of Mr. Yukawa, and that no letters of Administration would be necessary. However, in case I am wrong, and the property was in the name of the deceased either by himself or as a tenant in common with his wife, I would still think it possible that the Custodian might be willing to pay the claim without the necessity of applying for Letters of Administration. In this case, I think it would probably be necessary to have an affidavit from Mrs. Yukawa setting out the facts, and probably a release from the three children of the marriage, to whom you refer.

If Letters of Administration are necessary, it is difficult on the information you have given me to say whether an application should be made in Alberta or in British Columbia. The only asset of the estate being the present claim, it would probably be more convenient to have the application made in Vancouver where the Custodian is. One of the complications, of course, is that the right to receive money due under the present claim is not a legal right at all, and is merely a gratuitous payment by the Government.

Mr. J. G. F. Butler, B.A.

December 13, 1950.

It occurs to me that probably the best course of procedure would be for you to communicate directly with the representative of the Co-operative Committee in Vancouver, Mr. R. J. McMaster, 675 West Hastings Street, Vancouver. Mr. McMaster will not only have the file relating to the claim, but he can get in touch at once with the Custodian and find out just exactly what the Custodian will require in the present case. He could advise, assuming the property not to be held jointly and therefore go to the survivor, what would be the distribution under the law of British Columbia.

If the children are not willing to sign a consent to the payment to the mother, a payment in the amounts agreed upon as between the widow and the three children could be made directly by the Custodian to each party entitled.

The Custodian would probably wish to have an affidavit that there are no outstanding debts of the deceased.

I think you would find that Mr. McMaster would be in the best position to advise you as to how the payment should be made. In my view, it would be wise to seek to avoid the necessity of taking out Letters of Administration.

Yours very truly,

FAB:HC

December 13, 1950.

Messrs. Bourne & Ross,
614 Pigott Building,
36 James Street, South,
Hamilton, Ontario.

Re: Kumagai- Case #1070
Japanese Claims Commission

Dear Sirs:

We have received a letter from the Custodian which states that payment of the amount due on this claim can be made directly to Mrs. Sato Kumagai in this case. They have prepared a further release form and authority and if these are duly completed by Mrs. Kumagai payment can be made to her.


In the letter they state that the real property was registered in her name and that the chattels were also declared by her.

It would, therefore, appear that the monies allowed are due to her and not to the late Mr. Kumagai's estate. It is therefore, obvious, that there will be no need to apply for Letters of Administration.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:



FAB:HC

December 13, 1950.

Mr. R. J. McMaster,
Campbell, Brazier, Fisher, McMaster & Johnson,
Barristers, Solicitors,
675 West Hastings Avenue,
Vancouver, B.C.

Dear Bob:

Thank you for your letter of December
11th. I think you have probably now received a cheque
on account.

I was interested to hear about your
Doukhobor appeal. The second decision of the Supreme
Court of Canada in the Boucher case will be of consider-
able interest.

Yours sincerely,

FAB:HC



December 14, 1950.

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

Re: Case No. 1030- Kobayashi

Dear Bob:

In this case the total award made for a farm property, fishing gear, nets and chattels was \$2516.27.

Mr. Kobayashi is of the impression that the total selling value of the property allowed by the Custodian before was in the neighbourhood of \$3000.00, making a total of a little better than \$5500.00. He tells us that the assessed value of the house which he had built on the property about five or six years before was \$4500.00, that in addition there was another house of an assessed value of \$1500.00, and that the land itself which comprised two and one-half acres, was purchased in 1927 at \$650.00. an acre, and that the reasonable value of the nets and chattels is \$3000.00.

Mr. Kobayashi would be glad if you could review this case and advise us whether you think there is anything to be gained by having the Custodian review the file and apply for an increase in the amount allowed. I have told him that in general there is no right of appeal, and that we could only have the award reviewed if there was any obvious error or any question of evidence had been overlooked. He suggests that possibly the assessed values of the property have not been taken into account, as according to his information they indicate that the total amount which he is receiving is even below the assessed value, and in most cases the assessed value of properties of this sort was lower than real market value.

I told Mr. Kobayashi that if you thought it advisable to go to any further expense in applying to the

Mr. R. J. McMaster

December 14, 1950.

Custodian, that an additional fee would have to be paid. However you may be able to decide in reviewing the file, whether any further representations would be of any value.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:

FAB:HC

December 14, 1950.

Mr. Tsuguo Mineoka,
90 DeGrassi Street,
Toronto, Ontario.

Re: Japanese Property Claims Commission

Dear Sir:

I have received from the Co-operative Committee a release completed by you and dated the 2nd of December. Unfortunately this release has been mutilated by crossing out a part of the release form.

We have already ascertained from the Custodian that he will not pay out money upon receipt of the release in this form, but is insisting that the releases be completed in the form originally drawn.

It would, therefore, be a waste of time for us to send the release on to the Custodian.

If you wish to get in touch with this office we can have the release redrawn and completed. Please let us have your instructions.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:



FAB:HC

CAMERON, WELDON, BREWIN & McCALLUM
BARRISTERS & SOLICITORS

A. J. P. CAMERON, K.C., M.P. ROY WELDON
F. A. BREWIN, K.C. J. F. McCALLUM
H. M. HARRISON

CABLE "RUERMAS" TORONTO
TELEPHONE ADEL. 4391

STERLING TOWER
TORONTO, 1, CANADA

December 14, 1950.

Mr. Tsuguo Mineoka,
90 DeGrassi Street,
Toronto, Ontario.

Re: Japanese Property Claims Commission

Dear Sir:

I have received from the Co-operative Committee a release completed by you and dated the 2nd of December. Unfortunately this release has been mutilated by crossing out a part of the release form.

We have already ascertained from the Custodian that he will not pay out money upon receipt of the release in this form, but is insisting that the releases be completed in the form originally drawn.

It would, therefore, be a waste of time for us to send the release on to the Custodian.

If you wish to get in touch with this office we can have the release redrawn and completed. Please let us have your instructions.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:

F. A. Brewin

FAB:HC

WROTE.
✓ JAN. - 4.
ASKING APPOINTMENT.
OR. FORM MAILED.

December 14, 1950.

Mr. Kiichi Okura,
281 East Avenue North,
Hamilton, Ontario.

Re: Japanese Property Claims

Dear Mr. Okura:

The Co-operative Committee have sent to me a release form executed by you and an authority to deduct certain monies, addressed to the Co-operative Committee. Unfortunately the form of the release has been altered by striking out a certain part of the release form.

We have already ascertained from sending forms changed in this way to the Custodian, that the Custodian will not accept them and will not make any payments unless the release is completed in the form drawn by him.

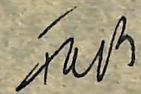
We are accordingly sending you another release form which you can complete if you wish to do so, and return to us.

If you are not willing to complete the release form we do not know what action can be taken by you to secure the award, and we would be glad to have your instructions.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:



FAB:HC
Encl.

December 15, 1950.

Mr. Takehachi Mitsunaga,
Box 16,
St. Pierre, Manitoba.

Dear Sir:

The Co-operative Committee have sent on to me the release form signed by yourself, together with the authority to deduct monies for the Co-operative Committee.

We note that the form of release has been changed by crossing out part of the release.

We regret to inform you that the Custodian will not accept the release form mutilated in this way. He has written in a number of cases where similar forms were filled in, and returned the form. Therefore, it would be a waste of time for us to send the form on to him.

We have endeavoured to make it clear to the claimants that in general, we think nothing is to be gained by changing the form of release. If you have any legal claim against the Custodian, you should consult a lawyer before completing the release. If, however, your only reason for changing the form is your hope that at some later date the Government might grant some wider form of recommendation, we strongly recommend that the form drawn by the Custodian be completed. We do not think you would be sacrificing any rights that you may have in respect to any further allowances the Government might see fit to make.

We are accordingly enclosing a new form and if you will complete it and return it to us we will send it on to the Custodian and obtain the monies to which you are entitled.

Yours very truly,
CAMERON, WELDON, BREWIN & McCALLUM
per: *FA B*

FAB:HC
Encl.

Cherniack & Cherniack
BARRISTERS AND SOLICITORS

J. A. CHERNIACK, B.A., LL.B.
S. M. CHERNIACK, LL.B.

PLEASE REFER
TO FILE NO.

RECEIVED

DEC 15 1950

CAMERON, WELDON, BREWIN &
McCALLUM

204 - A & L Building

460 Main Street

Winnipeg, Canada

Phones { 933 477
933 478

December 12th, 1950.

Mr. F.A. Brewin,
Barrister, etc.,
Sterling tower,
TORONTO 1, Ontario.

Dear Sir:

re: Japanese Claims Committee

We acknowledge with thanks the receipt of a cheque for
\$1000.00 to apply on our fees in connection with the above.
We enclose herewith a statement to date in duplicate.

Yours truly,

CHERNIACK & CHERNIACK

per. 

SMC:y
encl.

Ritchie & Huckvale

BARRISTERS, SOLICITORS, NOTARIES, & C.

J. NORMAN RITCHIE, K.C.
W. E. HUCKVALE

OFFICES: ACADIA BUILDING
612 THIRD AVENUE S.

Lethbridge, Alberta,
CANADA

14th December, 1950.

Attention: Mr. Brewin

Messrs. Cameron Weldon Brewin & McCallum,
Barristers,
Sterling Tower,
Toronto 1, Ontario.

Dear Sirs:

Re: Japanese Claims Commission

We acknowledge, with thanks, receipt of your letter
of December 11th.

We enclose herewith the account, with payment noted
thereon.

The writer has completed a great many release forms
for claimants, but has kept no track of this matter and is
making no further charge.

Yours truly,

W. E. HUCKVALE

Per 

WEH/JT.

RECEIVED
DEC 18 1950
CAMERON, WELDON, BREWIN &
McCALLUM.

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.

December 15, 1950.

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

RECEIVED
DEC 18 1950
CAMERON, WELDON, BREWING
McCALLUM

Dear Andy:

I have for acknowledgment receipt of your recent letter enclosing cheque from the Co-operative Committee on account of fees for which we wish to thank you.

Yours truly,

CAMPBELL BRAZIER FISHER McMASTER & JOHNSON,

McM:McC

Per:



L. S. TURCOTTE, LL. B.

BARRISTER AND SOLICITOR

FRANK T. BYRNE, B. A., LL. B.

TELEPHONE 4331

BANK OF NOVA SCOTIA BUILDING
LETHBRIDGE, ALBERTA

December 15th, 1950.

RECEIVED
DEC 18 1950
CAMERON, WELDON, BREWIN &
McCALLUM.

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
11th instant enclosing cheque in the amount of \$952.63 for
which I thank you. I return the account with a notation
that it has been paid in full.

I enclose a small account covering interviews
with the claimants, and for completing the Releases and
Affidavits on their behalf.

Yours very truly,

L.S. TURCOTTE.

Per 

LST:EM
Enc.

OUIMET, LEFEBVRE & DESLAURIERS
BARRISTERS & SOLICITORS

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

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

MONTREAL 1, December 13, 1950.

Mr. F.A. Brewin, K.C.,
c/o Cameron, Weldon, Brewin & McCallum,
Sterling Tower,
TORONTO 1, Ont.

re: Japanese Claims Commission.

Dear Mr. Brewin:-

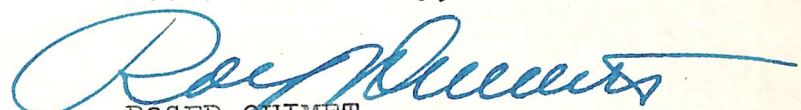
Many thanks for your kind letter
of December 11th, 1950, with its enclosure, namely
a cheque for \$488.00, being the balance due to me in
connection with the above matter.

There are no other incidental
services.

I am returning herewith my account
with the notation that it has been paid in full as of
December 12th, 1950.

May I thank you for your coopera-
tion and may I add how pleasant it has been for me to
work in unison with your office in these interesting
matters.

Yours faithfully,


ROGER OUIMET.

RO/JG

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

OFFICE: 15 TORONTO STREET

TORONTO 1, CANADA

TELEPHONE
ELGIN 4583

and
Elgin 1787

December 13th, 1950.

Messrs. Cameron, Weldon, Brewin and McCallum,
Barristers, etc.,
372 Bay Street,
Toronto, Ontario.

Attention: Mr. Brewin

Dear Andrew:

Re: Japanese Canadian Claims

This will acknowledge receipt of
your letter of the 11th instant together with cheque of
J.C.C.A. in my favour for \$1650.00 being the full balance
of my account herein plus \$30.00 mentioned in your letter,
for which please accept my thanks.

In accordance with your request, I
enclose herewith receipted bill. What you say about
additional services re completing Releases, etc., is true
and I shall be very happy to accept the extra \$30.00
as payment for these services and any other incidental
services to be rendered before the matter is finally
completed.

I shall be glad if you will pass on
to the Committee my gratitude for the payment of this
account at this time when I appreciate the matter has not
been finally wound up.

Yours very truly,

RA Best

RAB/P
Encl.

Arthur MacLennan, LL.B.
BARRISTER AT LAW, SOLICITOR
NOTARY PUBLIC

430-433 ROGERS BUILDING
470 GRANVILLE ST.

Vancouver, B.C.

December 13th, 1950

Messrs. Cameron, Weldon, Brewin & McCallum,
Barristers, etc.,
Sterling Tower,
Toronto 1, Ont.

Attention: Mr. Brewin

Dear Mr. Brewin:

Re: Japanese Claims Commission

I acknowledge with thanks your letter of the
11th instant enclosing cheque for \$3,000.00 on account
of my services. I enclose herewith my receipt.

I appreciate your attention to this matter
and want to take this opportunity to wish you and your
firm a very Merry Christmas and all good things for the
coming year.

Yours sincerely,



J.A. MacLENNAN

JAM/CM

RECEIVED
DEC 13 1950
CAMERON, WELDON, BREWIN &
McCALLUM

~~Carr~~, 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.

December 15, 1950.

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

Dear Andy:

Re: Japanese Claims Commission.
No. 1 District Fishermen's
Association.

One M. Noguchi filed a claim on behalf of the above-named Association. A couple of years ago when the writer was in the East he met Mr. Noguchi in Toronto with George Tanaka to discuss the claim. I believe at that time Mr. Noguchi was working at the Provincial Mental Hospital at Sarnia or some such place. I ascertained at that time that there was some disagreement ^{between} Noguchi and some of the other persons involved in the Association:

- (a) As to who was entitled to the initial monies payable with respect to the sale of the assets, being \$5343.02 which are still held by the Custodian -and-
- (b) As to who would be entitled to the monies from the award.

It would appear from my discussion with Mr. Noguchi that he operated a business under the Society's name and this is where some of the trouble arises.

At the time of presenting the claim I had difficulty with the Crown because the Society has been struck off the register and the Crown took the position that its assets would escheat to the Attorney General and that they could not properly make a claim. The Commissioner made an award of \$527.35 upon my undertaking to take steps to restore the Association to the register at the earliest possible moment and

*Under the plowden
717*

RECEIVED
DEC 19 1950
CAMERON, WELDON, BREWIN &
MCALLUM.

Mr. Brewin:

Dec. 15, 1950.

- 2 -

the recommendation is made subject to the Association having first been restored to the register.

You will appreciate therefore that before the award can be recovered it will be necessary for the members of the Association to come to some agreement as to their respective interests or at least to give me proper instructions to apply to restore the Association to the record. If the Association were restored then the monies presently in the hands of the Custodian and the award could be paid to the Association. Otherwise I do not think that the award will be paid at all and the Custodian might well decide to either pay the monies in his hands to the Attorney General or alternatively, to pay them into Court and let the parties themselves fight out who the money belongs to.

In view of the special nature of the case I think it would be advisable for you to get Mr. Noguchi to come in to see you and to try and get the matter straightened out.

With kind personal regards from the writer,
I am,

Yours truly,

CAMPBELL BRAZIER FISHER McMASTER & JOHNSON,

Per: *Bob*

McM:McC

December 18, 1950.

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

Dear Bob:

I have again been consulted by Mr.
Keishiro Shimano, 61 Superior Avenue, Mimico, Ontario,
whose father Mr. Kyutaro Shimano, formerly resided
at Fort William, Ontario.

I wrote to you on the 17th of October,
and apparently my letter was overlooked, about a vessel
"K.S." N.W.O. 30H, License Number N.W. 3323. This boat
was sold to Nelson Bros. Fisheries Limited by the Japanese
Fishing Vessels Disposal Committee.

Mr. Shimano is not certain whether his
father made any claim, but thinks he did not do so.

Is it too late now for the case to be
reviewed?

Yours sincerely,

FAB

FAB:HC

BOURNE & ROSS

BARRISTERS AND SOLICITORS

FRED G. BOURNE

LEWIS S. ROSS, LL.B.

RECEIVED

DEC 20 1950

CAMERON, WELDON, BREWIN
McCALLUM

HAMILTON, CANADA

614 PIGOTT BUILDING
36 JAMES ST. SOUTH

TELEPHONE 7-9266

December 18, 1950

Messrs. Cameron, Weldon, Brewin & McCallum
Barristers, etc.,
Sterling Tower,
Toronto 1, Ontario.

Re: Kumagai - Case #1070
Japanese Claims Commission

Dear Sirs:

We now enclose herewith
Release Form and Authority, duly
completed by Mrs. Kumagai.

Yours truly,

BOURNE & ROSS

FGB/W
Enc.

Per



December 19, 1950.

Mr. M. Noguchi,
Homewood Sanitarium,
Guelph, Ontario.

Dear Mr. Noguchi:

Re: Japanese Claims Commission.
No. 1 District Fishermen's
Association

I have had a letter from Mr. McMaster of Vancouver, in which he says that it is his information that there was some disagreement between yourself and some of the other persons involved in the Association:

- (a) As to who was entitled to the initial monies payable with respect to the sale of the assets, being \$5343.02 which are still held by the Custodian, and
- (b) As to who would be entitled to the monies from the award, namely \$527.35

Mr. McMaster says that at the time of presenting the claim he had difficulty with the Crown because the Society has been struck off the register and the Crown took the position that its assets would escheat to the Attorney General and could not properly be claimed. The Commissioner, however, made an award of \$527.35 upon Mr. McMaster's undertaking to take steps to restore the Association to the register at the earliest possible moment, and the recommendation is made subject to the Association having first been restored to the register.

Mr. McMaster states that before the award can be recovered (and presumably also the other monies with regard to the sale of assets) it will be necessary for the members of the Association to come to some agreement as to their respective interests, or at least to give him instructions to apply to restore the Association to the record.

Mr. M. Noguchi

December 19, 1950.

If the Association were restored, then the monies in the hands of the Custodian and the award could be paid to the Association. Mr. McMaster states that otherwise he does not think the award will be paid at all, and the Custodian might possibly decide to pay the monies to the Attorney General or to pay the money into Court.

As this seems to be a matter of some importance, I would suggest that if possible, you should arrange to come in and see Mr. Brewin and given him sufficient information and instructions to pass on to Mr. McMaster.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM .

per:

FAB:HC

SHUMIATCHER AND McLEOD
BARRISTERS AND SOLICITORS

As: "Shumac"
Telephone: 32661

Associated Offices:

Calgary, Alberta
Grain Exchange Building

Vancouver, British Columbia
Vancouver Block

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

1763 Scarth Street,

WESTMAN-CHAMBERS
REGINA, CANADA

December twelfth,
1950.

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

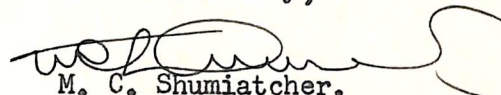
Dear Andy:

Re: Japanese Claims Commission
Our File 1000-1

This will acknowledge with thanks, receipt of yours of the eleventh instant enclosing cheque in the sum of \$386.85. I wish to thank you for forwarding the same, which constitutes the payment in full of our account in this matter. There were some further incidentals which have arisen, and have required some correspondence on behalf of claimants and there were also some communications which we had with the Co-operative Committee and yourself, and Bob McMaster. I am not at this stage itemizing these attendances and this correspondence, but I would imagine that it might amount to something about \$50.00. If the Committee is prepared to make payment for this additional work, and I trust that it is, please let me know, and I shall furnish you with my statement of these services.

With thanks, and with kindest of personal wishes, I remain,

Yours sincerely,


M. C. Shumiatcher.

mcs;erl

December 22, 1950.

Mr. Keishiro Shimano,
63 Superior Avenue,
Mimico, Ontario.

Dear Mr. Shimano:

We are returning to you Declaration of
Partnership which you sent to us.

Will you please have the witness to your
signatures sign in the space marked "Witness" and
fill in the date and return it to us.

Yours very truly,

CAMERON, WELDON, BREWIN & McCALLUM

per:

FAB:HC
Encl.

ALIEN C. KURATA, B.A., Sc.
Barrister and Solicitor,
Notary Public

RECEIVED

DEC 26 1950

CAMERON, WELDON, BREWIN &
1 ADELAIDE ST. EAST
TORONTO
McCALLUM.

TELEPHONES:

OFFICE - EL. 5259
EL. 5250
RESIDENCE - LY. 3427

RECEIVED

DEC 27 1950

CAMERON, WELDON, BREWIN &
McCALLUM.

December 19, 1950

Cameron, Weldon, Brewin & McCallum
Barristers & Solicitors,
Sterling Tower,
Toronto 1, Ontario.

ATT: Mr. F. A. Brewin K.C.

Dear Sir:

Re: Prince T. Yamasaki

My client informs me that he received no notice
to appear at trial, and that he never abandoned the claim.
Would you kindly advise what can be done regarding this case.

Yours very truly,

A. C. Kurata

LCK:NJD

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.

December 27, 1950.

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

Dear Andy:

Re: Case 1253, Keishiro Shimano.

We have for acknowledgment receipt of your letter
of December 18th re the above case.

We wrote you on October 24th in this connection
and enclose a copy of our letter in case yours has
been misplaced.

Yours truly,

CAMPBELL BRAZIER FISHER McMASTER & JOHNSON,

Per:

Bob

McC
encl.

RECEIVED
DEC 29 1950
CAMERON, MELDRE, BREWIN &
McGILLIVRAY

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.

C O P Y

October 24, 1950.

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

Dear Andy:

Re: Japanese Property Claims
Commission, Case 1253
Keishiro Shimano.

We have for acknowledgment receipt of your letter of the 17th inst.

A review of the file indicates that this claimant made no claim with respect to the vessel referred to in your letter. We therefore consulted with the Custodian's Office and examined their master files and references with regard to the vessel in question.

We find that the vessel described was owned by the claimant's father, Kyutaro Shimano and was sold by the Fishing Vessel Disposal Committee. Inasmuch as the father made no claim we do not think there is any possibility of having this matter reviewed. As a matter of fact in our discussion with Mr. Shears we think we would have some considerable difficulty in persuading him to review the matter even if the vessel had been owned by the son but I think there might have been some possibility of doing so in that event. We might say the son owned a vessel of his own but this was sold by himself or by his brother at Campbell River on or about the time of evacuation.

Yours truly,

CAMPBELL BRAZIER FISHER McMASTER & JOHNSON,

Per:

McM:McC

Immigration Act - amendments, Regulations re landing in Canada
of immigrants of any Asiatic race

P.C. 6229

AT THE GOVERNMENT HOUSE AT OTTAWA

Thursday, the 28th day of December, 1950.

PRESENT:

HIS EXCELLENCY THE GOVERNOR GENERAL IN COUNCIL

WHEREAS by Order in Council P.C. 2115 of 16th September, 1930, certain regulations were made pursuant to section thirty-eight of the Immigration Act prohibiting the landing in Canada of any immigrant of any Asiatic race, except as therein provided;

AND WHEREAS the said regulations provided for the admission of any immigrant who otherwise complies with the provisions of the Immigration Act, if it be shown to the satisfaction of the Immigration Officer-in-Charge that such immigrant is the wife or unmarried child under eighteen years of age of any Canadian citizen legally admitted to and resident in Canada who is in a position to receive and care for his dependents;

AND WHEREAS the said provision prohibits the admission of dependent children over eighteen but under twenty-one years of age, and it is deemed desirable that the age limit of such unmarried children be raised to twenty-one years;

AND WHEREAS, as people of the Asiatic races seldom marry with persons of European origin, it is deemed advisable to provide for the admission of husbands of Asiatic origin.

THEREFORE, His Excellency the Governor General in Council on the recommendation of the Minister of Citizenship and Immigration, is pleased to amend the regulations made and established by Order in Council P.C. 2115 of 16th September, 1930, and the said regulations are hereby amended by deleting therefrom the following paragraph:

"The wife or unmarried child under 18 years of age of any Canadian citizen legally admitted to and resident in Canada, who is in a position to receive and care for his dependents".

and by substituting therefor the following new paragraph:

"The wife, the husband, or the unmarried child under twenty-one years of age, of any Canadian citizen legally admitted to and resident in Canada, who is in a position to receive and care for his dependents".

(sgd.) N. A. ROBERTSON,
Clerk of the Privy Council.