

<u>REAL PROPERTY</u>										
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village		Total	
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices % of Amount Total	Sale Price	Total Award 125% of all Sale Prices: % of Amount Total		
<u>PERSONAL PROPERTY</u>										
Motor Vehicles			Boats and Boat Gear							
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Recorded Now Missing	45% of amount in next preceding column			
<u>NETS</u>										
Total award for Nets plus Sale Price		Total Claim for Nets Sold, Declared Not Found and Recorded Now Missing		Percentage Total Award to Total Claim		Claim for Nets Sold Declared Not Found, & Recorded Now Missing		Apply % ratio to Claim	Deduct Custodian Sale Price	
<u>MISCELLANEOUS CHATTELS</u>										
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Applica-tion of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
						300	36			36.00
<b>TOTAL RECOMMENDATION</b>										<b>36.00</b>

CASE NO: 262.

JAPANESE PROPERTY CLAIMS COMMISSION

Grand Forks, B. C.,

March 3rd, 1948.

IN THE MATTER OF THE CLAIM OF  
MANJIRO YAMASHITA.

PROCEEDINGS AT HEARING.

IN THE MATTER OF THE "INQUIRIES ACT"  
PART 1, REVISED STATUTES OF CANADA 1927, CHAPTER 99.

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

(THE HONOURABLE MR. JUSTICE H.I. BIRD, COMMISSIONER)

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Grand Forks, B. C.,

March 3rd, 1948.

IN THE MATTER OF THE CLAIM OF  
MANJIRO YAMASHITA.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

J.W.G. HUNTER, Esq.,

appearing for the  
 Dominion Government.

R.J. McMASTER, Esq.,

appearing for the  
 Claimant.

A. WATSON, Esq.,

Secretary.

G.N.R. UPTON, Esq.,

Official Interpreter.

G. HAMBLETON, Esq.,

Official Reporter.

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M. Yamashita,  
In Chief.  
Discussion.

MANJIRO YAMASHITA, the claimant herein, being first duly sworn, testified through the interpreter as follows:

MR. McMASTER: My lord, with respect to this claim I would ask for leave to withdraw the claim concerning the chattels other than the fishing vessel. The claim for the fishing vessel will be a claim for one thousand dollars. The Custodian sold it for \$375.00. That claim will be \$625.00.

10 With regard to the real estate claim or the claim on the face of the claim form, the accounts receivable are out, the claim for \$800.00, and I would ask leave to reduce the claim on the building to \$500.00. It was sold for \$300.00 and the net claim is \$200.00.

DIRECT EXAMINATION BY MR. McMASTER:

Q Witness, did you instruct me to prepare this statement with respect to the house which you are claiming for, and is this your signature on the statement?

A Yes.

20 Q And are the statements contained therein true to the best of your knowledge and recollection?

A Yes.

MR. McMASTER: I ask to file that statement as Exhibit 1, my lord.

(STATEMENT MARKED EXHIBIT NO. 1).

THE COMMISSIONER: This is the statement of real property, is it?

30 MR. McMASTER: Well it is a statement with regard to a house on real property, my lord. It just relates to the house.

M. Yamashita,  
In Chief.

THE COMMISSIONER: All right. It is a house on land which belongs to somebody else.

MR. McMASTER: That is correct, my lord, and that situation was recognized by the Custodian and by the owner of the land and a certain proportion of the sale price was paid to this man supposedly representing the value of his house or his share of the sale price. You will observe from Exhibit 1 that it is the house only. I did have a plan that I was going to draw on this, my lord, but apparently it isn't drawn there.

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I don't think I will file this as an exhibit, my lord. It is just a rough draft the men drew for me and I would like you to see it. It gives the picture.

Q Witness, is that a rough plan of your house which you drew for me?

A: Yes.

MR. McMASTER: My lord, you will observe from Exhibit 1 that the building was on posts on the dyke. It was out at Steveston. The new part, which I will refer to, was shingled on the outside, and the old part was siding with a shingle roof and a brick chimney. It was used as a dwelling. About 20 years ago he built this first part which was just 15 feet by 20 feet but in 1941 he put on an addition 20 feet by 26 feet, also put on a new roof and put in a new floor in the old part of the house, and he changed the windows and the door casings. It cost him about \$600.00. He finished it with V-joint in the new part and had wall paper

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over tar paper in the old part and the ceilings of the old part were V-joint.

The appraiser refers to the sewage system prevalent in the vicinity of the property and suggests that it was rather unpleasant and the claimant states, "While due to the nature of the sewage system there may have been a smell about the place," it never bothered him and he did not think it would bother any other fisherman. If his house were on anyone else's property he would consider it was worth one thousand dollars in view of the fact that it was on somebody else's property and as to its situation he thinks the above value, as a minimum, would be \$500.00 and that that is fair.

10 Q Witness, did you instruct me to draw the statement with regard to the vessel with respect to which you are making a claim, and is that your signature?

A Yes.

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

A Yes.

MR. McMASTER: I file that as the next exhibit, my lord. This is the statement with regard to his fishing vessel.

(STATEMENT MARKED EXHIBIT NO. 3).

THE COMMISSIONER: What is the situation regarding the fishing vessel? Is there no question that it was sold by the Custodian?

30 MR. McMASTER: This is a very interesting one. My lord,

M. Yamashita,  
In Chief.

my allegation will be that it was either sold by  
the Custodian or else that the Custodian has not  
sold it and therefore must account for it. The  
s situation briefly is that I will file a letter which  
this man received from the Japanese Fishing Vessels  
Disposal Committee advising him that his boat had  
been sold and that if he would execute two documents  
that were enclosed, one being a bill of sale and the  
other an assignment of a damage claim, he would be  
10 paid his \$375.00. As his statement shows he did not  
see he had any other alternative and he would like  
to have the money so he signed the documents and  
sent them back.

THE COMMISSIONER: In the face of that, how can he prefer  
a claim?

MR. McMASTER: My lord, as I realize, we are going to have  
to argue this point at a later date. As indicated  
in the memorandum filed by my learned friend con-  
cerning fishing vessels, the Fishing Vessels Dis-  
posal Committee had no legal authority to sell the  
20 boat without the man's consent.

THE COMMISSIONER: We will meet that situation when we  
come to it.

MR. McMASTER: Yes, my lord. This is going to be one  
of the cases that will be referred to in that  
general argument.

I would just point out in regard to his state-  
ment, my lord, the boat is described therein. The  
one thing that is missing is the measurements of  
30 the boat. The length, 30 feet, breadth, 7 feet,

M. Yamashita,  
In Chief.

depth, 2 foot, six inches; tonnage, approximately 3; and he points out that he purchased the boat in 1930. At that time it cost him as shown \$1800.00 for the hull. It had an Atlas Imperial 6 horsepower heavy duty engine and fittings. He had brass fittings on the exhaust pipe and other hull pipe fittings, and they had it up on the ways each year. He copper painted spring and fall, scraped every three years, and had necessary repairs made to the hull and overhauled the engine each year.

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He delivered it to the Navy at Steveston and he states that the boat was in exceptionally good condition and then he gave the explanation, "that I have given, my lord, as to the signing of the bill of sale and the assignment of claim.

Might I have this appraisal of yours, Mr. Hunter? I presume my friend is going to file the appraisal that was made of this boat, my lord. Perhaps he would be good enough to indicate.

20 THE COMMISSIONER: Yes.

MR. HUNTER: That is just an extract.

THE COMMISSIONER: This is the Committee's appraisal, is it?

MR. McMASTER: This purports to be an extract of the J.F.V.D.C. appraisal of the vessel belonging to this claimant. It shows the condition is good, damage, nil, the estimate of new value of the boat here is \$1175.00. Its value in 1942 is appraised at \$325.00 and underneath they show \$374.00. Is that their mark up for sale price, Mr. Hunter?

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M. Yamashita,  
In Chief.

MR. HUNTER: I presume that would be their suggested negotiating price, my lord.

MR. McMASTER: Yes, I ask to file that, my lord.

(DOCUMENT MARKED EXHIBIT NO. 4).

MR. McMASTER: I don't know whether my friend desires to file the bill of sale and the assignment of damage claim.

MR. HUNTER: Yes, I think so.

MR. McMASTER: If there is going to be a dispute over  
10 it, perhaps it should be filed. I am prepared to admit that the claimant signed these, my lord. The documents which I will file then, my lord, produced from the Custodian's file, are a receipt from this man dated August 31st, 1942, for \$368.75 on account of this sale of the "M.Y." Japanese Fishing Vessels Disposal Committee form headed "Assignment of Claim", which advises, "Whilst in Navy custody my boat 'M.Y.' official number-- and it gives the official number--suffered damage  
20 as set forth in the surveyor's report. If the Dominion Government will allow me \$39.25 to make good that damage including missing inventory, I agree that I shall not make further claim of any nature whatsoever against the Dominion Government and hereby authorize the Japanese Fishing Vessels Disposal Committee to pay the sum so allowed to Nelson Brothers Fisheries Limited ". It is signed by the claimant. "The damage claim of \$39.25 is fair and just". That is signed by the surveyor for the Japanese Fishing Vessels Disposal Committee and the surveyor for the Navy.  
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M. Yamashita,  
In Chief.

The document is dated July 28th, 1942.

The next document is a record of fishing vessels headed at the top, "Japanese Fishing Vessels Disposal Committee". It states the name of the boat and the owner. The purchaser, Nelson Brothers Fisheries. The date of sale, June 9th, 1942, \$375.00. Underneath the heading of "additional memoranda" there are these words, "This is a forced sale. Released at New Westminster June 10th, '42."

10 THE COMMISSIONER: Well, that undoubtedly relates to the terminology adopted by the Committee.

MR. McMASTER: That is correct, my lord. I think it has possibly been taken over by the Japanese.

The next document is the agreement for sale which is signed by the claimant and is the last document. I think it is interesting to file these, my lord, because it--

THE COMMISSIONER: Yes, they will be helpful.

MR. McMASTER: This is a copy of a document dated June  
20 9th, 1942, addressed to the Registrar of Fishing, Vancouver, B.C., re this man's boat, and it says, "The owner of this vessel declines to sell at a reasonable price. Nelson Brothers Fisheries Limited, whose signature for identification purposes, appears below, has offered to purchase the vessel for the sum of \$375.00, which sum is considered reasonable and has been accepted as the purchase price by this Committee pending completion of the bill of sale. You are requested to permit the purchaser,  
30 Nelson Brothers Fisheries Limited, to operate the

M. Yamashita,  
In Chief.

boat until the presently licensed owner completes the execution of the bill of sale or some other provision has been made . . .". The name, A.E. McMaster, is printed on the form. He did not sign it, my lord.

THE COMMISSIONER: That price was the appraised price?

MR. McMASTER: That was their appraisal, my lord, yes.

I think some of those documents of that nature, not those particular ones, are referred to in the memorandum of my friend.

(DOCUMENTS MARKED EXHIBIT NO. 5).

Q Now, witness, is this a letter which you received some time ago with regard to your boat?

A Yes, he recognizes that.

MR. McMASTER: This is a letter, my lord, dated July 28th, 1942, addressed to the claimant from the Japanese Fishing Vessels Disposal Committee. I don't propose to read it all. The third paragraph reads, "Having received an offer for your vessel -- and it describes it -- which is considered a fair value, the Committee has sold this vessel for the sum of \$375.00 in accordance with the attached bill of sale. Please sign the attached bill of sale together with the claim assignment form also attached and return to us".

I file that as the next exhibit.

THE COMMISSIONER: What is the date of it?

MR. McMASTER: The 28th of July, 1942.

THE COMMISSIONER: By the way, did the claimant identify his signature on the documents?

M. Yamashita,  
In Chief.

MR. McMASTER: I admitted them, my lord.

THE COMMISSIONER: Yes.

(LETTER MARKED EXHIBIT NO. 6).

MR. McMASTER: Q: Now, witness, were you ever advised before you received that letter that your boat had been damaged in any way?

A No.

MR. McMASTER: Your witness.

MR. HUNTER: It is submitted, my lord, that the building  
10 was sold for its fair market value. It is submitted that the fishing vessel is outside the terms of reference and that it is not even in the disputed category but it is unquestionably a fishing vessel which was disposed of by some one other than the Custodian and accordingly never vested in the Custodian and was never disposed of by him, was never sold by him, and accordingly doesn't come within the terms of reference under any heading.

There is no cross-examination, my lord.

20 MR. McMASTER: That is all, thank you.

(Witness aside)

MR. McMASTER: I would like to call Mr. Homma in support of this case.

THE COMMISSIONER: Yes.

MR. McMASTER: Mr. Homma.

SEIJI HOMMA, a witness called on behalf of the claimant herein, being first duly sworn, testified as follows:

DIRECT EXAMINATION BY MR. McMASTER:

30 Q Mr. Homma, what was your occupation prior to

S. Homma,  
In Chief.

evacuation? A: I was a fish buyer.

Q For whom; by whom were you employed?

A I was employed by Cole Brothers.

Q And how long had you been engaged in that occupation?

A From July, 1940, I believe, until March of 1942.

Q Yes. Prior to that what occupation were you engaged in?

A: Still in the fishing business.

I worked for my uncle in Nanaimo for about a year as a fish buyer there. I looked after his business.

10 Prior to that I was in the fishing business, I fished myself, and I worked as a skipper on a collector.

Q Yes. In the course of your duties as a fish buyer, and fish collector, did you have occasion from time to time to know the prices at which boats were being bought and sold?

A: Yes, especially when I started working for Mr. Cole because I was appointed as his outside manager.

20 Q I see. Do you recall the boat, "The M.Y.", which was owned by the claimant?

A Yes, I do.

Q How do you recall it? A: I was buying blue backs for my uncle at Nanaimo at the time Mr. Yamashita was fishing for him.

Q I see. Did you see the boat at that time at all?

A No, I haven't seen it since I was buying fish.

Q And when would that be, the last time you saw that?

A It would be -- it will be about July of 1940, I believe.

30 Q Yes. In what condition did the claimant keep his

S. Homma,  
In Chief.  
Cross-Exam.

boat? A: Very good condition.

Q Could you give us any estimate of what that boat might have sold for around 1940 or '41 when you saw it?

A Well I believe \$1000.00 would be a fair price but maybe others would pay more.

Q I see. Witness, what would you say generally as to the manner in which Japanese fishermen kept up their boats?

10 THE COMMISSIONER: I won't let that in as it is of no value. We have it from this witness that this particular claimant kept up his boat well, and that wouldn't be of anymore value than other Japanese fishermen.

MR. McMASTER: My lord, I was thinking of general evidence rather than this case.

THE COMMISSIONER: I think evidence of so general a character is hardly worth anything.

MR. McMASTER: Very well, my lord. Your witness.

20 CROSS-EXAMINATION BY MR. HUNTER:

Q Were you ever in the business of appraising fishing vessels? A: No, but I had made inquiries

in 1941 for fishermen that wanted to build a boat.

Q Yes. Just answer the question. Were you ever in the business of appraising fishing vessels?

A No, that wasn't my line.

Q No. Were you ever a qualified surveyor of vessels?

A No, I never was.

Q Do you know how they go about it?

30 A I have a general idea.

S. Homma,  
Cross-Exam.

Q Yes, and have you ever gone about it that way?

A No, because it wasn't my business.

MR. HUNTER: That is all, thank you.

THE COMMISSIONER: Thank you, Mr Homma.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

*Gordon Hambleton*

"G. HAMBLETON"  
Official Reporter.

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Base 262

DEC - 2 1947

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

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

ACKNOWLEDGED

1419  
f. Zonko

28

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

(1) NAME Yamashita Manjirp (RCMP) Reg. No. 05041  
(Print) Surname Given Name

(2) Pre-Evacuation Address Garry Point, Steveston, B.C.

(3) Present Address P.O. Box 569, Greenwood, B.C.

(4) REAL ESTATE

(a) Street Address (if any) \_\_\_\_\_  
City or Municipality, Province

(b) Legal description (lot number, block number, section number, etc.) \_\_\_\_\_

NOTIFIED

(c) Type of Real Property (cross out words which do not apply):

- (i) ~~Farm~~
- (ii) ~~Residence~~ Type of business
- (iii) ~~Business~~
- (iv) Any other type of property (describe) \_\_\_\_\_

(d) What was your interest in the property (e.g., sole owner, life tenant, joint tenant, owner of one half or one third interest, leasehold, etc.) \_\_\_\_\_

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

- (i) ~~Land~~ - - - - - \$ \_\_\_\_\_
- (ii) Buildings - - - - - \$ 1,000.00. 500 -
- (iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - \$ 800.00
- (iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - - - - - \$ \_\_\_\_\_
- (v) Amount at which Custodian sold property and credited your account - - - \$ 300.00.
- (f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - \$ 1,500.00.  
200 -

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation \_\_\_\_\_

Left at Dwelling house, Garry Point Steveston, B.C.

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

Dwelling house.

(c) How stored or packed at time of evacuation \_\_\_\_\_

Stored unpacked.

(over)



(d) In whose care was property left at date of evacuation by the claimant. (This question refers to the terms of reference which exclude claims where the property was lost, destroyed or stolen while under the custody, control or management of any person other than the Custodian appointed by the owner of the property. It involves some definite arrangement whereby you appointed someone to take care of the property and such person accepted the responsibility of so doing. Unless such an arrangement was made the question should be answered "in no one's care")

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

1. <del>Shing Deer</del>	Estimated Value \$	<del>2,000.00</del>
2. <del>Chattels</del>	Estimated Value \$	<del>800.00</del>
3. Fishing Vessel	Estimated Value \$	1,000.00
4. _____	Estimated Value \$	_____
5. _____	Estimated Value \$	_____
6. _____	Estimated Value \$	_____
7. _____	Estimated Value \$	_____
8. _____	Estimated Value \$	_____
9. _____	Estimated Value \$	375
10. _____	Estimated Value \$	_____

TOTAL CLAIM FOR PROPERTY LOSS \$ 1,625.00

N.B.—If you cannot list all the items here prepare a separate list with values set out opposite each item and attach it to the form. The item "personal property" includes shares, bonds, mortgages, loans, notes and all other forms of property not included in real estate.

(f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e) - - - - - \$ 2,395.00

(6) (a) Place at which claimant prefers to be heard. (Vancouver, Kamloops, Nelson, Lethbridge, Moose Jaw, Winnipeg, Toronto or Montreal.) (b) Do you require the services of an interpreter at the hearing? Yes or no

N.B.—This Declaration must be sworn before a Commissioner, Notary Public or other person entitled to take declarations. All lawyers are qualified to do so.

DOMINION OF CANADA )  
Province of B. C. )  
TO WIT: )

I, Manjiro Yamashita of the City of Greenwood in the Province of British Columbia

DO SOLEMNLY DECLARE THAT:

The information set out in the form above is true and correct to the best of my knowledge, information and belief and I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of "The Canada Evidence Act".

DECLARED before me at the City of Greenwood in the Province of B. C. this 20th day of November A.D. 1947.

*M Yamashita*

A-Commissioner &c.

N.B.— THIS FORM FULLY COMPLETED AND SWORN BEFORE A COMMISSIONER SHOULD BE MAILED BY REGISTERED MAIL TO THE COMMISSIONER, c/o THE OFFICE OF THE CUSTODIAN, ROYAL BANK BLDG., VANCOUVER, B.C., BEFORE NOVEMBER 30th, 1947. IF YOU CANNOT MAIL IT BEFORE THIS DATE SET OUT BELOW REASONS FOR THE DELAY.

Notary Public in & for the Province of British Columbia, Canada.

2 Trunks, 1 lot of chinaware, tray and curtains  
2 Beds. 1 Glass closet. 1 sink. 1 Shoe box. 1 Bureau.  
1 15 gal. crackery jar. 2 Dining tables. 1 Zink Stove.  
4 New chairs. 8 New Window shades & curtains, and rods.  
1 Table clock. 1 set Pyrex Flameware. 1 Pyrex double boiler.  
1 White enamel dish pan. 1 Cream enamel Dish pan.  
1 Big new iron sauce pan. 5 A luminum big sauce pan.  
2 Medium sauce pan. 1 Big iron rice pan. 1 Iron frying pan.  
3 Aluminum frying pans. 5 Rice caskets. 4 pairs Rubber boots.  
1 Black long rain coat.

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2 150 fathoms new sockeye nets. 300 fathoms cork line.  
300 fathoms lead line. 500 floats. 1 Searchlight.  
160 ft. Anchor rope. 2 120 ft. Anchor ropes. 2 35 pounds Anchor.  
1 25 pounds "nchor. 1 10 ft. Anchor chain. 2 8 ft. Anchor chain.  
Complete Trolling gears. 150 fathoms Manila rope. 1 Water tank.  
1 25 gal. Gasoline tank. 1 American spark. 1 Compus.  
1 Big pipe wrench. 5 Small pipe wrenches. 10 pounds Hanging twine.  
1 Electric lamp stand. 1 Yellow long rain coat. 2 Short rain coat  
and pants. 2 planes. 2 Hammers. 2 Hatchets. 1 Axe.  
1 6 gal. jar. 1 2 gal. jar. 1 1 gal. jar. 1 Aluminum Kettle.  
1 Enamel Kettle. 1 Bed side table. 1 New gas iron. 1 New electric  
iron. 1 "luminum Tea pot. 1 Enamel Tea pot. 1 crackery Tea pot.  
2 Big chinaware flower vase 1 Box chinaware.

Total value \$800.00.

Left at dwelling house.

MANJIRO YAMASHITA  
(Claimant's Name)

REAL ESTATE  
(Other than farm)

05041  
Reg. No.

Type of Premises  
(e.g. House, Store, etc.)

No. of Rooms

Type of Finish

Use of Premises

Size of Lot

When Purchased

Date of Purchase

House only

see plan below

On parts on the Dyke - new part shingle  
old part siding.

dwelling

none

n/a.

Type of Locality

Cost Price

Improvements made by Claimant

Estimated Value Date of Sale

Fishing community

About 20 years ago arranged with Mr. Atagi to build a house on his property. The original house was about 15 ft. x 20 ft.

at least \$500<sup>00</sup>

Comments re upkeep of premises:

see in improvements

In 1941 I put on an addition 20' x 26' and also put on a new roof & put in a new floor in the old house. I also changed the windows & door casings. This cost me about \$600<sup>00</sup>. Finished with V-joint in the new addition. Wallpaper over tar paper and ceiling in V-joint.

EXHIBIT No. 262-1  
DATE 3 mar 1948  
FILED BY R.J. McMaster

Comments re Appraiser's report not covered above:

While due to the nature of the sewage system there may have been a smell about the place it never bothered me and I don't think it would bother any other fisherman.

While if my house were on my own property I would consider it to have been worth \$1,000<sup>00</sup> in view of the fact that it was on someone else's property and its situation I think the above value (at a minimum) would be fair.

M Yamashita

SIGNATURE

700  
 950  
 280  


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 1950

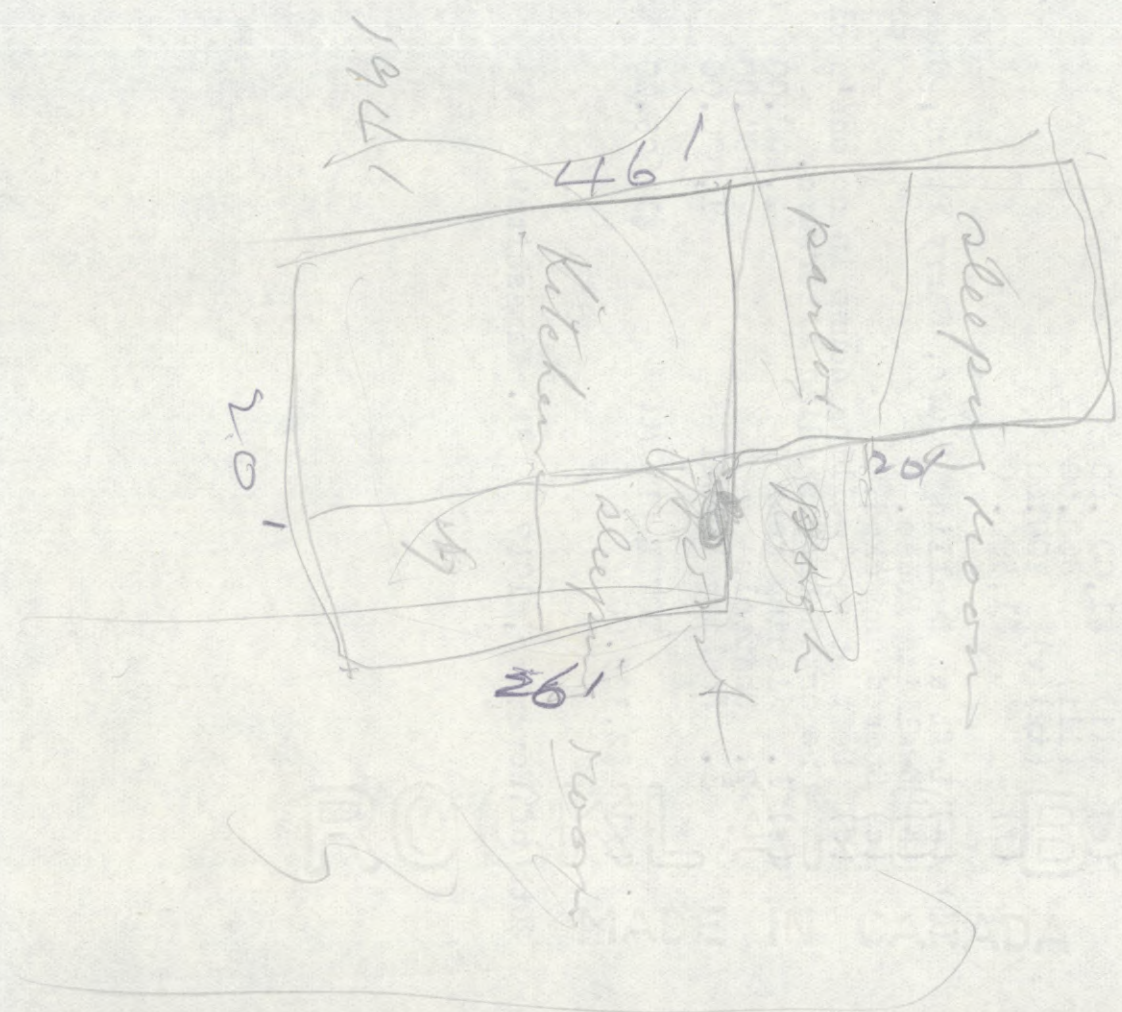


EXHIBIT No. 262-2  
 DATE 3 mar 1948  
 FILED BY R. J. McMaster

ONID

ROYAL CANADIAN MOUNTED POLICE  
 MADE IN CANADA

IN THE MATTER OF A COMMISSION TO INVESTIGATE CLAIMS  
OF JAPANESE CANADIANS FOR PROPERTY LOSSES.

- (1) YAMASHITA, Manjiro      Reg. No. 05041
- (2) Garry Point, Steveston, B.C.
- (3) P. O. Box 569, Greenwood, B.C.
- (c) (ii) Residence
- (e) (ii)    \$1,000.00
- (iii)    800.00
- (ix)(v) 300.00
- (f)            \$1,500.00
- (5) (a) Left at Dwelling House, Garry Point, Steveston, B.C.
- (b) Dwelling House.
- (c) Stored unpacked.
- (d) Left at my dwelling house in no one's care but reported to Custodian afterward.
- (e) 1. Fishing gear                    \$2,000.00
2. Chattels                     800.00
3. Fishing Vessel               1,000.00
- TOTAL CLAIM                    \$1,625.00
- (f) \$2,325.00

20th of November, 1947      "M. Yamashita"

MAAN TIRO YAMASHITA  
(Claimant's Name)

PERSONAL PROPERTY  
(Fishing vessels, gear and equipment)

05041  
Reg. No.

NETS: Type Size Mesh Fathoms Age at Evacuation Original Value Estimated value at Evacuation

EXHIBIT No. 262-3  
DATE 3 mar 1948  
FILED BY R. J. McManis

VESSELS SOLD BY CUSTODIAN

NAME	Reg. No.	Type	Date Purchased	New or Used	Price Paid	Maintenance Work	Condition When Evacuated	With whom left	Estimated Value
Gasboat "M. Y"	Licensed		Built for me 1930	new	\$1800 <sup>00</sup>		Had it up on the ways each year copper painted spring + fall scraped it every three years and had any necessary repairs made to the hull. Overhauled engine each year.		\$1000 <sup>00</sup>

Improvements to Vessel since date of purchase:

Type Date Cost

OTHER GEAR:

Description Date Purchased New or Used Price Paid Condition when Evacuated Estimated value at date of evacuation

When this boat was built I paid

Hull	700.00
Atlas Imperial 6 H.P. Heavy duty	850.00
Fittings	250.00
	<u>1800.00</u>

(Had brass fittings on exhaust pipe + other hull pipe fittings)

Arrangements made for storage when evacuated:

Took it off the ways + delivered to the heavy at steveston. Boat in reception only good condition.

Additional Comments, if any:

About July 29/42 I received a letter from the J. F. V. D. Committee advising me they had sold my boat for \$375<sup>00</sup> and I would get the money after signing the documents they sent (Bill of sale + assignment of claim). As they said they had M. Yamashita sold my boat I signed the papers as I wanted my money.

SIGNATURE

V-6

Copy of JFVDC Appraisal  
of  
Vessel belonging to Manjiro YAMASHITA.

1929 M.Y. NW 082-E Vancouver 1244

Condition - Good

Damage - Nil

Boat - New - \$500.00

Engine " - 600.00

Ex. " - 75.00

\$ 1175.00

Value 1942 - 325.00

(\$374.00)

EXHIBIT No. 262-4  
DATE 3 mar 1948  
FILED BY R. J. McMaster

*Duplicate*

V5

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE  
VANCOUVER, B.C.

RECEIVED  
NOV 28 1942  
ANSWERED

*Aug. 31st*

1942

\$ 368<sup>75</sup>/<sub>100</sub>

RECEIVED from the JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

the sum of Three hundred and sixty-eight<sup>75</sup>/<sub>100</sub> DOLLARS

on account of sale of Vessel "M.Y. 1244" of Holis 707

*CR# 860*

*ly 707 CB59*

EXHIBIT No. 262-5 M Yamashita-

DATE 3 May 1948

FILED BY R.J. Mcmaster



JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

ASSIGNMENT OF CLAIM

Whilst in Naval Custody, my boat "**M..Y.**".....  
Official No. **VAN.1244..NW.082E**...suffered damage as set forth  
in the surveyors' report.

If the Dominion Government will allow me \$ **.39.25**.....  
to make good that damage, including missing inventory, I agree  
that I shall not make further claim of any nature whatsoever  
against the Dominion Government, and hereby authorize the  
Japanese Fishing Vessels Disposal Committee to pay the sum so  
allowed to....**NELSON.BROS..FISHERIES.LTD.**.....

*M Yamashita*

.....  
(Boat Owner)

The damage claim of \$ **39.25**.....is fair and just.

.....*A. Palby*...  
Surveyor for Japanese Fishing  
Vessels Disposal Committee.

.....*J. M. Smith*.....  
Surveyor for Naval Service.

DATED at Vancouver, B. C.

..... July. 28th .....1942.

COPY

V 3

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

RECORD OF FISHING VESSELS

File No. 707

M. V. "M.Y." 59

VAN 1244 N 082E 390
Reg. or Lic. No. Naval No. Survey No.

Troller
TYPE

OWNER AT TIME OF IMPOUNDMENT Manjiro Yamashita

PURCHASER Nelson Brothers Fisheries

Date of Sale June 9th, 1942 Purchase Price \$ 375.00

Amount paid in to J. F. V. D. C. - \$ 375.00

Commission and Survey charges - \$ 25

Amount paid out by J. F. V. D. C. - \$ 368.75

CLAIM RECORD No. Date Amount \$

No. Date Amount \$

CLAIM PAID Date Amount \$

Date Amount \$

ADDITIONAL MEMORANDA

This is a forced Sale

Released at New West. June 10-42.

618 3925

V 2

# Agreement for Sale of Vessel

BETWEEN:

MANJIRO YAMASHITA

(hereinafter called the "Vendor")

OF THE FIRST PART

AND

NELSON BROS. FISHERIES LTD.

(hereinafter called the "Purchaser")

OF THE SECOND PART

In consideration of the sum of \$1.00, the receipt of which is hereby acknowledged, <sup>I</sup>we agree to the sale and purchase of the vessel hereunder described:

Name of Vessel: "M. Y."

Port of Registry: VANCOUVER

Official Number: VAN 1244 NW 082E

Length: 30'

Breadth: 7'

Depth: 2'6"

Propelling power: ATLAS IMPERIAL 6HP

For the price or sum of \$ 375.00 (THREE HUNDRED AND SEVENTY FIVE DOLLARS)

Payable as follows: CASH

<sup>I</sup>FURTHER, ~~we~~ the said MANJIRO YAMASHITA

for my heirs, covenant with the said NELSON BROTHERS FISHERIES and THEIR assigns, that ~~we~~ have power to transfer in the manner aforesaid, the premises hereinbefore expressed to be transferred, and that the same are free from encumbrances, except as hereunder set out:

~~BALANCE of purchase price to be secured forthwith by mortgage on the vessel.~~

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals this day of July 28th A.D. 1942.

SIGNED, SEALED and DELIVERED in the presence of:

*F. Nakatsu*

*M. Yamashita*

V I

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

*Committee:*

THE HONORABLE MR. JUSTICE SIDNEY SMITH  
CHAIRMAN  
COMMANDER B. L. JOHNSON, D.S.O., R.C.N.R.  
KISHIZO KIMURA  
—  
A. E. McMASTER, EXECUTIVE ASSISTANT

1528 MARINE BUILDING  
VANCOUVER, B.C.

June 9th, 1942.

To The Registrar of Shipping  
Vancouver, B. C.

Sir:

Re Ex-Japanese Fishing Vessel: "M.Y." VAN 1244 N 082E

Length: 30'                      Breadth: 7'                      Depth: 2' 6"

Engine: Atlas Imperial 6 H.P.

The owner of this vessel, MANJIRO YAMASHITA  
declines to sell at a reasonable price.

NELSON BROTHERS FISHERIES LIMITED, whose signature,  
for identification purposes, appears below, has offered to purchase the vessel for the sum of  
THREE HUNDRED AND SEVENTY-FIVE AND - - - -00/100 -- Dollars (\$ 375.00 ),  
which sum is considered reasonable and has been accepted as the purchase price by this Committee,  
and is being held in trust by the Committee, pending completion of Bill of Sale.

You are requested to permit the purchaser, NELSON BROTHERS FISHERIES LIMITED  
to operate this boat until the presently licensed owner, MANJIRO YAMASHITA  
completes the execution of Bill of Sale, or some other provision has been made.

This letter is issued in duplicate, one copy of which is to be retained in your files, the other to  
be in the possession of NELSON BROTHERS FISHERIES LIMITED  
for clearance and navigation purposes.

Yours faithfully,

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE.

A. E. McMASTER,  
Executive Assistant.

Signature of:

---

## JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

## Committee:

THE HONORABLE MR. JUSTICE SIDNEY SMITH  
CHAIRMAN

COMMANDER B. L. JOHNSON, D.S.O., R.C.N.R.

KISHIZO KIMURA

A. E. MCMASTER, EXECUTIVE ASSISTANT

1528 MARINE BUILDING  
VANCOUVER, B.C.

July 28th, 1942.

Mr. Manjiro Yamashita,  
GREENWOOD, B. C.

EXHIBIT NO. 762-6

DATE 3 mar 1948

FILED BY R. J. McMaster

Dear Sir:

Re.M.V. "M. Y."

For a period of over 5 months this Committee has operated facilities, designed to assist Japanese fishing vessel owners, to dispose of their vessels at fair prices.

In this period over 1000 vessels have been released through the offices of the Committee; and it has now become vitally necessary to promptly dispose of the remaining vessels in order that the Navy personnel, occupied in their custodianship, be relieved for other duties.

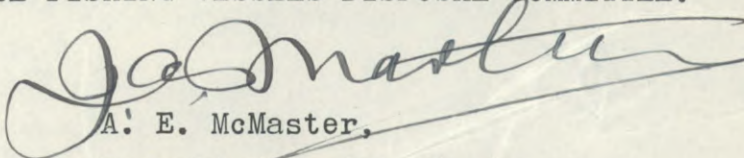
Having received an offer for your vessel "M. Y." NW 082E License No. VAN 1244, which is considered a fair value, the Committee has sold this vessel for the sum of \$ 375.00 in accordance with the attached Bill of Sale.

Please sign the attached Bill of Sale, together with the Claim Assignment form, also attached, and return to us.

On receipt of these documents properly executed, we shall remit the net value of the sale, with a statement thereof, to any address designated by you.

Yours very truly,

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE.

  
A. E. McMaster,

Executive Assistant.

P. S. Kindly send us the licence for this vessel.