

Name of Claimant IZUMI, Jinmatsu

Case 417

Custodian File 1333

<u>REAL PROPERTY</u>											Total
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village				
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices	Sale Price	Total Award 125% of all Sale Prices:	% of Total	Amount	
<u>PERSONAL PROPERTY</u>											Total
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
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	
							1395.00 190.00	1109.50	610.00	499.50	
<u>MISCELLANEOUS CHATTELS</u>											Total
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				
TOTAL RECOMMENDATION										499.50	

CASE NO: 417

JAPANESE PROPERTY CLAIMS COMMISSION

New Denver, B.C.

June 22, 1948

IN THE MATTER OF THE CLAIM OF

JIMNATSU IZUMI

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

(HIS HONOUR, JUDGE H.W. COLGAN, SUB-COMMISSIONER)

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New Denver, B.C.

June 22, 1948

IN THE MATTER OF THE CLAIM OF
JINMATSU IZUMI

PROCEEDINGS AT HEARING

20 APPEARANCES:

DONALD MACDONALD, Esq., appearing for the
Dominion Government

A.E. COBUS, Esq., appearing for the
Claimant.

W.J. STURGEON, Esq., Secretary to New
Denver Sub-Commission

MRS. I.C. SMITH, Official Interpreter

G. HAMBLETON, Esq., Official Reporter

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J. Izumi
In Chief

MR. COBUS: The claim of Jinmatsu Izumi, which is No. 21 on the Secretary's list.

JINMATSU IZUMI, the claimant herein, being first duly sworn, testified through the official interpreter as follows:

10 MR. COBUS: This is a claim, your honour, for personal property, largely in the nature of fishing gear, that is, nets, which the claimant has shown on the first page. If your honour would allow the amendment, we are now showing the value of the fishing gear as \$1585.00, as is, but have amended the credit to the Custodian, which should have been \$610.00. The reduction of that credit was made necessary because the claimant was not in fact claiming against certain items, and yet he showed a credit for them. I think we can show wherein the credit should be \$610.00. That leaves a net claim of \$985.00, which is also the total claim in this case.

20

DIRECT EXAMINATION BY MR. COBUS

Q: Witness, I produce to you a statement concerning the nets for which you have submitted a claim in the amount of \$1585.00. Did you instruct Mr. Leckie to prepare that statement for you and is that your signature? A: Yes.

Q: In your statement you make reference to a list of nets. I produce to you a list of nets totalling, under estimated value, \$1585.00. Is that the

30

J. Izumi
In Chief

list to which your statement makes reference?

A: Yes.

Q: Is the information contained in your statement and in the list attached to it true to the best of your knowledge and recollection?

A: Yes.

THE COMMISSIONER: That will be Exhibit 1.

(STATEMENT MARKED EXHIBIT NO. 1)

10 MR. COBUS: In his statement marked Exhibit 1, the witness says that all of the nets for which he is claiming had cork and lead lines, and the Custodian's Analysis shows a split of values as between the nets and lines in each instance. the lines in each case were the same fathoms in length as the nets. He says that the nets and lines were left in the net house of the Phoenix Cannery at Steveston, British Columbia, and they were all tagged with his name on the tags. He says that he has allowed for depreciation on
20 all the nets claimed.

Would my learned friend produce the Analysis of Personal Property Claim?

(Handed to Mr. Cobus)

MR. COBUS: The Analysis is filed on behalf of the Crown.

THE COMMISSIONER: That will be Exhibit 2.

(Analysis marked Exhibit No. 2)

MR. COBUS: Referring to Exhibit 2, your honour, by
30 eliminating the items under the heading "Goods not subject of claim" in the third column headed

J. Izumi
In Chief
Cross exam

"Details of Claim", the lead line item and certain furniture, chinaware and miscellaneous items, the credit, in fact, will add to \$610.00. In fact, by taking the first eight sales under "Tender" as listed against certain of the nets, it will be seen that item 9, a sockeye net, is admitted by the Custodian as "No account, theft," and item 10 is shown as having been declared but not found.

10

Your witness.

MR. MACDONALD: I submit, your honour that the personal property in this case was sold at its fair market value and that the claim for the personalty is at an exorbitant value.

CROSS EXAMINATION BY MR. MACDONALD:

Q: Witness, you were evacuated on May 20, 1942?

A: Yes.

20

Q: And you didn't give a list of these nets and lines for which you are claiming to the Custodian until November 26, 1943, is that right?

A: No, I didn't report until then.

Q: Now, you have no experience in selling second hand nets and lines, have you?

A: Yes, I do.

Q: You have sold them? A: Yes, I have experience.

Q: In selling or buying?

A: In selling.

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Q: Is it not a fact that when you are selling

second hand goods, nets or materials, goods and chattels of any kind, that you do not get a very high price for them?

A: Yes, I know that.

MR. MACDONALD: That is all, your honour.

10 MR. COBUS: With respect to my friend's question with regard to the declaration of the nets, your honour, I can only refer to what is fairly obvious on the Custodian's own Analysis. Eight nets were sold, a ninth is declared "No account theft", and the tenth is said to have been declared but not found. The list which is part of Exhibit 1 is for ten nets and ten nets only.

No questions.

THE COMMISSIONER: Is there anything further?

20 MR. MACDONALD: Just in regard to the one that was declared and not found, which might easily be the case when there was such a lapse of time between the time when the information was given to the Custodian.

(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.

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

H.W. Colgan
Sub-Commissioner.

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

1333

Handwritten notes:
L. J. ...
New Denver

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

(1) NAME Mr IZUMI Jinmatsu (RCMP) Reg. No. 03614
(Print) Surname Given Name

(2) Pre-Evacuation Address Box 180 Steveston, B.C.

(3) Present Address New Denver, B.C.

(4) REAL ESTATE

(a) ~~Street Address~~ (if any) _____
City or Municipality, Province

(b) ~~Legal description~~ (lot number, block number, section number, etc.) _____

Fishing Gear

Estimated Market Value at Time Evacuation	\$	1,585.00
Custodian's Selling Price	\$	760.21
Loss	\$	824.79

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

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

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

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

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

(5) PERSONAL PROPERTY

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

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

(c) How stored or packed at time of evacuation _____

(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.	_____	Estimated Value \$	_____
2.	_____	Estimated Value \$	_____
3.	_____	Estimated Value \$	_____
4.	_____	Estimated Value \$	_____
5.	_____	Estimated Value \$	_____
6.	_____	Estimated Value \$	_____
7.	_____	Estimated Value \$	_____
8.	_____	Estimated Value \$	_____
9.	_____	Estimated Value \$	_____
10.	_____	Estimated Value \$	_____

TOTAL CLAIM FOR PROPERTY LOSS \$ _____

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) - - - - - \$ 824.79

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

(b) Do you require the services of an interpreter at the hearing? Yes or no yes

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

DOMINION OF CANADA }
of }
TO WIT: }

I, Jimato Izumi of the _____
of _____ 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 Village }
of New Denver }
in the Province of British Columbia }
this 17th day of November }
A.D. 1947.)

[Signature]
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.

J. Izumi
(Claimant's Name)

PERSONAL PROPERTY
(Fishing vessels, gear and equipment)

03614
Reg. No.

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

see list of nets attached hereto

\$ 1585.00

EXHIBIT NO. 417-1
DATE June 22/48
FILED BY Cobus

VESSELS SOLD BY CUSTODIAN

NAME Reg. No. Type Date Purchased New or Used Price Paid Maintenance Work Condition When Evacuated With whom left Estimated Value

Improvements to Vessel since date of purchase: Type Date Cost

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

all nets claimed had cork and lead lines and the Custodian's analysis sheet shows split of values as between nets and lines in each instance. The lines in each case were the same fathoms length as the nets.

Arrangements made for storage when evacuated:

all nets and lines were left in the net house of the Phoenix Cannery, Shelton - all tagged and with my name on tags

Additional Comments, if any:

I have allowed for depreciation on all nets claimed

J. Izumi

SIGNATURE

JINMATS U IZUMI
Claimant's Name

PERSONAL PROPERTY
NETS

03614
Reg. No.

<u>TYPE</u>	<u>SIZE</u>	<u>MESH</u>	<u>FATHOMS</u>	<u>AGE</u>	<u>ORIGINAL VALUE</u>	<u>ESTIMATED VALUE</u>
1 Spring Net	12/40	10"	160	1	\$380.00	\$240.00
1 Spring Net	9/40	9"	150	2	350.00	240.00
1 Spring net	8/9/40	8 $\frac{1}{2}$ "	120	3	300.00	150.00
1 Chum net	5/60	7"	150	2	300.00	205.00
1 Chum net	5/60	7"	50	2	125.00	85.00
1 Cohoe net	5/40	6 $\frac{1}{2}$ "	150	3	300.00	155.00
1 Cohoe net	5/60	6 $\frac{1}{2}$ "	50	1	130.00	90.00
1 Sockeye net	4/40	5 $\frac{1}{4}$ "	150.00	1	350.00	230.00
1 Sockeye net	4/40	5"	50	2	125.00	85.00
1 Sockeye net	4/40	5 $\frac{3}{4}$ "	150.	2	200.00	105.00

TOTAL \$1585.00

PERSONAL PROPERTY
(Fishing vessels, gear and equipment)

Reg. No.

me)

Size Mesh Fathoms Age at Evacuation Original Value Estimated value at Evacuation

g. No. Type Date Purchased New or Used Price Paid Maintenance Work Condition When Evacuated With whom left Estimated Value

Type Date Cost

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

storage when evacuated:

any:

SIGNATURE

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No. 1333

EXHIBIT No. _____

NAME IZUMI, Jinmatsu

REG. No. 03614

DATE	INVENTORY	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.
			AUCTION	TENDER &c	
DECLARATION <u>April 4/42</u>	TAKEN BY _____				
EVACUATION <u>May 20/42</u>	DATE _____				
Kitchen utensils 4 beds 5 mattresses 3 trunks 2 dressers 8 chairs 1 sofa gramophone 29 records 8 tables 4 stoves bookcase electric iron pictures, etc. In event of evacuation all the above goods to be left at Phoenix Cannery house as per arrangement. On Nov. 26/43, Mr. Izumi sent to the Custodian a list of nets & lines listing all the items referred to in his claim. At that time he also reported the net and twine sold in his name, but not referred to in his claim.	EXHIBIT No. <u>417-26</u> FILED BY <u>[Signature]</u> DATE <u>4/17/46</u>	<p style="text-align: center;">Nets</p> 1. Spring Net $12/40 \times 10 \times 37$ -160 fa. 1 yr. old 180.00 2. Spring Net $9/40 \times 9 \times 43$ - 150 fa. -2 yrs. old 180.00 Cork and lead 60.00 3. Spring Net $8 \times 9/40 \times 8\frac{1}{2} \times 45$ - 120 fa. -3 yrs. old 100.00 For cork & lead 50.00 4. Chum Net $5/60 \times 7 \times 50 \times 150$ fa. - 2 yrs. old 150.00 For cork & lead 55.00 5. Chum Net $5/60 \times 7 \times 50 - 50$ fa. 2 yrs. old 65.00 For cork & lead 20.00 6. Cohoe Net $5/40 \times 6\frac{1}{2} \times 55$ -150 fa. 3 yrs. old 100.00 For cork & lead 55.00 7. Cohoe Net $5/60 \times 6\frac{1}{2} \times 55 - 50$ fa. 1 yr. old 70.00 For cork & lead 20.00 8. Sockeye Net $4/40 \times 5\frac{1}{2} \times 55 - 150$ fa. 1 yr. old 180.00 For cork & lead 50.00 9. Sockeye Net $4/40 \times 5 \times 55 - 50$ fa. 1 yr. old 60.00 For cork & lead 25.00 10. Sockeye Net $4/40 \times 5\frac{3}{4} \times 50 - 150$ fa. 2 yrs. old 55.00 For cork & lead 50.00 Lead Line 16.00 Goods not subject of claim Net $4/40 \times 6-50-100$ 52.19 Barbour Twine 77.62 Cotton Handing Twine 4.40 Furniture 14.75 Chinaware & Utensils 15.35 Miscellaneous Items 23.25 <u>1,585.00</u> <u>53.35</u> <u>760.00</u>			

SUMM
 Good
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 Addi
 "

SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NO ACCOUNT, THEFT &c	UNSOLD	REMARKS
TENDER &c								
100.00								
45.00								
55.00								
175.00								
65.00								
100.00								
45.00								
25.00								
						85.00		
16.00			105.00					
52.19								
77.62								
4.40								
75								
35								
25								
75	760.00		105.00			85.00		

SUMMARY OF CLAIM:

Goods for which Japanese claims \$1,395.00 sold by tender for \$626.00
 " " " " " 105.00 declared, but not sold
 " " " " " 85.00 lost through theft, etc.
 \$1,585.00

Additional sales by tender - \$134.21
 " " At auction - 53.35
 \$ 187.56

Smalson
May 15/48