

Name of Claimant

YAMAMOTO, Harue

Case 435

Custodian File

2778

REAL PROPERTY										
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village		Total	
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices		Sale Price	Total Award 125% of all Sale Prices:	
						% of Total	Amount		% of Total	Amount
PERSONAL PROPERTY										
Motor Vehicles		Boats and Boat Gear								
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Recorded Now Missing		45% of amount in next preceding column		
						% of Total	Amount	% of Total	Amount	% of Total
NETS										
Total award for Nets plus Sale Price		Total Claim for Nets Sold, Declared Not Found and Recorded Now Missing			Percentage Total Award to Total Claim		Claim for Nets Sold Declared Not Found, & Recorded Now Missing		Apply % ratio to Claim	Deduct Custodian Sale Price
MISCELLANEOUS CHATTELS										
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Applica-tion of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
154	82.40	24.72	53.15%	209	111.81					136.53
TOTAL RECOMMENDATION										136.53

CASE NO: 435

JAPANESE PROPERTY CLAIMS COMMISSION

New Denver, B.C.

June 25, 1948

IN THE MATTER OF THE CLAIM OF

(MRS) HARUE YAMAMOTO

PROCEEDINGS AT HEARING

CASE NO: 435

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 25, 1948

IN THE MATTER OF THE CLAIM OF

(MRS) HARUE YAMAMOTO

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

G.N.R. UPTON, Esq., Official Interpreter

G. HAMBLETON, Esq., Official Reporter

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H. H. Yamamoto
In Chief

MR. COBUS: The claim of Yamamoto, Harue, No. 64 on the
Secretary's list, your honour.

(MRS) HARUE YAMAMOTO, the claimant herein,
being first duly sworn, testified
through the official interpreter
as follows:

10 MR. COBUS: I would ask leave, your honour, to amend
the claim which is for personal property by
showing a total claim of \$363.00 with credits to
the Custodian of \$82.95. That leaves a net claim
of \$280.05. The list attached to the claim is
replaced by a list which will form part of the
chattel statement.

DIRECT EXAMINATION BY MR. COBUS:

20 Q: Witness, I produce to you a statement concerning
the personal chattels for which you have sub-
mitted a claim. Did you instruct Mr. Leckie to
prepare that statement for you and is that your
mark? A: Yes.

Q: In your statement you make reference to a list
attached to your statement. I produce to you now
a list showing a total estimated value of a num-
ber of items in the amount of \$363.00. Is that
the list to which your statement makes refer-
ence? A: Yes.

THE COMMISSIONER: That will be Exhibit 1.

MR. COBUS: The Statement and the list, your honour.

THE COMMISSIONER: Yes, both together.

H. Yamamoto
In Chief

MR. COBUS: Q: Is the information contained in the statement and list marked Exhibit 1 true to the best of your knowledge and recollection?

A: Yes.

MR. COBUS: Referring to Exhibit 1, your honour, the claimant and the witness says that these goods were left in their house No. 31 at Phoenix Cannery, Steveston. The house was locked and the key given to the cannery manager. The only comment she makes is that she has allowed for depreciation on all articles claimed. In the list which forms part of Exhibit 1, your honour, the claimant has set out in detail the particulars with respect to each item for which she is claiming. Would my friend produce the Analysis of Personal Property Claim?

10

(Handed to Mr. Cobus)

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

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(ANALYSIS MARKED EXHIBIT NO. 2)

MR. COBUS: The only change, your honour, that I wish to point out is in the Details of Claim, shown in column 3 of the Analysis now marked Exhibit 2, and is the fact that we have abandoned the item originally claimed as 8 boxes and have added an item of 8 chairs. The 8 chairs are shown in the list which forms part of Exhibit 1. I would point out that the 8 chairs were declared on the J.P. form which is copied in column 1 of the Analysis marked Exhibit 2.

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H. Yamamoto
In Chief
Discussion

THE COMMISSIONER: You have those in the Analysis here.

MR. COBUS: Not under "Details of Claim," your honour.

As originally submitted, the claimant did not claim for these 8 chairs through oversight and that item has been added in her amended list. One other point: You will note that the Custodian shows in the column "Auction Sales" an item under "Additional Sales" marked "F" for furniture of \$12.55. There had been no claim against any item which formed part of those additional sales.

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Your witness.

MR. MACDONALD: I submit, your honour, that the personal property was sold at its fair market value. The only comment I have to make on this matter, your honour, is that apparently the house was broken into, that is, the house that these goods were left in, and your honour will note on the analysis goods to the extent of \$260.00 are under the list headed "No Account, Theft." The rest seem to have been sold.

20

THE COMMISSIONER: It would seem that some of this stuff-- for instance those five beds -- it is hardly likely they could walk away or they could be put in somebody's pocket; it looks as if somebody got in there with a truck and stole those things. Evidently the Custodian has no record of the beds or the stove, and the heater stove, too.

MR. MACDONALD: In following through these matters, your honour, I find there has been quite considerable

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H. Yamamoto
In Chief

pilfering, as they call it, at Steveston after these people had left. As you honour knows, there were quite a few Japanese living in Steveston. After they left, while their goods were stored in houses belonging to the canneries, those house were, in several instances, torn down. It is quite easy to understand how this stuff could have been taken. It is just something that unfortunately happened.

10 MR. COBUS: I have no further questions of this witness, your honour.

THE COMMISSIONER: That is all, thank you.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

Gordon Hambleton

G. Hambleton
Official Reporter

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I hereby certify that the foregoing reports to be a true and accurate record of the evidence adduced before me.

H.W. Colgan
Sub-Commissioner.

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435
64

New Denver
Halsford

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.

File 2778
ACKNOWLEDGED
[Signature]

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

(1) NAME Yamamoto Harue (RCMP) Reg. No. 03828
(Print) Surname Given Name

(2) Pre-Evacuation Address Phoenix Cannery, 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.) _____

(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.)
house

(c) How stored or packed at time of evacuation
left as was in the house.

(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")

Care of Custodian

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

1. Household goods (itemized in attached	Estimated Value \$	414.76
2. (form) These goods were sold	Estimated Value \$	
3. (by the custodian for \$71.24) which was	Estimated Value \$	
4. (worth \$486.00)	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 \$ 414.76 363.⁰⁰

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) - - - - - \$

(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 Yes

New Denver, B. C.

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, Haruo Yamamoto
 of New Denver in the Village
Provo of BC

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 Provo of BC)
 this 20 day of November)
 A.D. 1947. Frank Bronght)
 Commissioner for Taking Affidavits

His name
 X
H. Yamamoto,
 A Commissioner & witness I Bronght

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.

Personal properties itemized.

Yamamoto House

Quantity	Article	Value
5	Beds	\$ 125.00
	Table Sets	50.00
3	Bureaus	60.00
1	Stove	90.00
	Kitchen tools & Wares	60.00
2	Buck Saws	30.00
5	Axes	10.00
3	Hand Saws	6.00
1	Mantle Clock	20.00
8	Boxes	10.00
1	Heater Stove	25.00
		<hr/>
	Total	<u>\$ 486.00</u>

Custodian's valuation to the above were \$71.24.

Mrs Harue Yamamoto
(Claimant's Name)

EXHIBIT No. 435-1
DATE June 25/48
FILED BY Colbus

Description of Major Items
(and particularly of goods
lost, stolen or destroyed)

Approximate
Date Purchase

New or Used
When Purchased

Price Paid

Condition when
Evacuated

Estimated value
at Date of Evacuation

See list of all articles claimed attached hereto
— Total estimated value — 363.00

Description of Storage of Goods:

These goods were left in our home # 31, Phoenix
Cannery Stevenson. House locked and key given to Cannery
manager.

General Statement as to Chattels not Described above:

all items claimed are shown on list attached —

Additional Comments, if any:

I have allowed for depreciation on articles claimed.

HER
X
HARUYE YAMAMOTO
SIGNATURE
MARIC.

HARU YAMAMOTO

Claimant's name

PERSONAL CHATTELS

03828

Reg. No.

<u>ITEMS</u>	<u>DATE PURCHASED</u>	<u>NEW OR USED</u>	<u>PRICE PAID</u>	<u>CONDITION</u>	<u>ESTIMATED VALUE</u>
5 Double beds--steel without mattresses	1933	New	\$175.00	Good	\$ 90.00
1 Dining room set--hardwood, 1 table, 4 chairs	1935	New	70.00	Good	40.00
3 Dressers with mirrors	1935	New	75.00	Good	45.00
1 Kitchen stove	1941	New	110.00	Good	75.00
1 box Kitchen Utensils (dishes, cutlery, pots & pans)		New	80.00	Good	40.00
2 Buck saws--8'	1933	New	30.00	Good	15.00
5 Axes--double bit 2 single bit 3	1933	New	10.00	Good	5.00
3 Hand saws	1933	New	9.00	Good	5.00
1 Wall clock	1941	New	30.00	Good	20.00
8 Chairs	1933	New	16.00	Good	8.00
2 Heater Stoves	1933	New	35.00	Good	20.00

total \$363.00

PERSONAL PROPERTY

Reg. No. _____

<u>Location</u>	<u>Gross Turnover</u> 1941	<u>Average</u> <u>Mark Up</u>	<u>Net Income</u> 1941	<u>Estimated Value of</u> <u>Goodwill</u>
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Whether prices mentioned
are wholesale or retail:

: I PURCHASED THE BUSINESS

: <u>Date of</u>	<u>Price</u>	<u>Value Stock</u>
: <u>Purchase</u>		: <u>Date of purchase</u>

Value of Furniture
equipment & Fix-
tures at date of
purchase:

Value of
Goodwill at
date of pur-
chase:

fixtures acquired after purchases:
New or Used at
Date Acquired

Price Paid

Condition when
Evacuated:

Estimated value at date
of Evacuation:

Assets and Accounts collected by Custodian Attached:

Arrangements made at time of evacuation:

If any:

SIGNATURE

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE NO. 2778

EXHIBIT No. _____

NAME YAMAMOTO, Harue (Mrs.)

REG. No. 03828

DATE	INVENTORY	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND
			AUCTION	TENDER &c		
DECLARATION <u>Apr. 13/42.</u>	TAKEN BY _____					
EVACUATION <u>June 5/42.</u>	DATE _____					
5 beds	List of goods found by	5 Beds	125.00			
1 table	Custodian and signed by	Table Sets	50.00	16.25		
3 chiffoniers	Japanese as being all	3 Bureaus	60.00	19.50		
2 stoves (kitchen & heater)	her goods left in	1 Stove	90.00			
1 davenport	the protected area.	Kitchen tools & Wares	60.00			
5 axes	Rec'd., Dec. 28/42:	2 Buck Saws	30.00			
3 hammers	2 Stone Jars	5 Axes	10.00			
1 clock	1 Sack Tools	3 Hand Saws	6.00			
8 chairs	1 Bdle. Hand Saws	1 Mantle Clock	20.00			
located at Box 145,	1 Bdle tools	8 Boxes	10.00			
House #31, Phoenix	1 Water Tank	1 Heater Stove	25.00			
Cannery, Steveston, B.C.	1 Chest of Drawers					
	1 Hall stand with mirror					
	1 Dresser & drawers					
	1 Baby buggy & Bedding		486.00	82.95		
	1 Carton gear					
	1 Box kitchen equipment					
	1 Picture	Additional Sales:				
	1 Small bed-room stand					
	1 Basket					
	1 Rocking chair					
	1 High chair					
	12 Paper parcels					
	1 Basket clothes					
	Picture Etc.	RECAP OF CLAIM:				
	1 Bdle. boy's dresser	\$226.00 Sold Auction	\$82.95			
	5 Lanterns	260.00 No account, etc.				
	1 Small crosscut saw	\$486.00 CREDIT	\$82.95			
	1 Chest of drawers & mirror					
	1 Carton dishes					
	1 Box books					
	<u>Left in this house.</u>					
	2 Heaters					
	1 Chair					
	1 Kitchen range					
	1 Iron Bed Spring					
	3 Iron Beds					
	3 Springs					
	Additional items reported by J.D.Mather, June 6/42, which do not appear in above:					
	1 sofa					
	1 clock					
	5 chairs					
	2 tables					

EXHIBIT No. 435-2
 DATE June 25/48
 FILED BY Crown

K 37.35
 T 5.30
 M 4.60
 82.95
 F 12.55

2778

EXHIBIT No. _____

CASE No. _____

03828

VENUE NELSON

SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NO ACCOUNT, THEFT &c	UNSOLD	REMARKS
TENDER &c								
						125.00		
25						90.00		
50						20.00		
						25.00		
35								
80								
60								
95						<u>260.00</u>		
55								

EXHIBIT No. 4 35-2
 DATE June 25/48
 FI LED BY Brown

J. Spratt