Name of Claimant VANCOUVER NIPPON KYORITSO GO GAKKO Case 502

Custodian File 10526

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 % of Total	Amount	Sale Price	Total Award 125% of all Sale Prices: % 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 & Not Found & Recorded Now Missing	45% of amount in next preceding column	

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	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price	
693.52	288.75	86.62	41.6%	1504.90	626.49			713.11

TOTAL RECOMMENDATION	713.11

E.B. .....n

The Commissioner

CASE NO: 502

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.)

Vancouver, B.C.,
November 7th, 1949.

IN THE MATTER OF THE CLAIM OF

VANCOUVER NIPPON KYORITSU GO-GAKKO

APPEARANCES:

D. T. B. BRAIDWOOD, Esq., J. C. CAMPBELL, Esq.	appearing for the Dominion Government.
R. J. McMASTER, Esq.	appearing for the Claimant.

MISS WHITE,	Secretary.
MRS. E. BLYGH,	Official Reporter.

MR. BRAIDWOOD: We have arrived at a suggestion, my lord, in regard to this case and I am filing a letter filed by counsel for the Claimant and counsel for the Crown, setting out our views.

THE COMMISSIONER: The laat exhibit number I think was Exhibit 7, so this will be Exhibit 8. I will endorse it on here, Miss White, and then you can stamp it later.

(LETTER MARKED EXHIBIT NO. 502 -8)

MR. BRAIDWOOD: My lord, I might say that we found this case to be of considerable less difficulty than the main case , which involves merely chattels, and it follows very much along the linteof all the personal chattel cases we have discussed, and therefore it is very simple from an accounting point of view. I will read this letter. That is signed by claimant's counsel and by Government counsel. (Reading Exhibit 8)

THE COMMISSIONER: Do the figures given in Exhibit 8 cover all of the claim?

MR. BRAIDWOOD: Yes, my lord, that is the whole claim.

MR. McMASTER: The award, my lord, would work out, in applying the formula, to $700.11.

THE COMMISSIONER: All of which arises out of the fact that a considerable quantity of goods were lost.

MR. McMASTER: Yes.

THE COMMISSIONER: Perhaps you might give the the circumstances of the goods being lost, Mr. Braidwood.

MR. BRAIDWOOD: Well, my lord, there was the usual investigation conducted on this matter and in the handling of the chattels, there was some difficulty and a considerable number of goods were sold at auction. I have aution sheets --five auction sheets, representing in all about two full pages. This was sold at auction, as we had done in the past, and there are some

identifiable goods and some unidentifiable. For example, we sold a box of dishes and then a number of cabinets, -- fifteen cabinets, and then another two cabinets. The description on our auction sheets and the description on the claimant's forms are not always at one and could not always be identified, and then some goods were definitely lost. There is no doubt about that whatever.

THE COMMISSIONER: They have been declared as lost by the Custodian?

MR. BRAIDWOOD: This is a sort of cultural society, as your lordship will recall, and it had a great many books and bookcases and cabinets and school books and other things of that nature, and the Declaration was quite long, and involved such items as a piano, five picture frames and 370 bench tables and 16 bookcases, and the like.

THE COMMISSIONER: Much the usual thing.

MR. BRAIDWOOD: Yes, and the Custodian, in his analysis, had set up a fair number of lost goods already, which came from the Custodian's figures and which were declared, in the "not found" column, and the Custodian's figure was $826.00, and the "no account" -- theft, which was addad to that, was $150.00, and the unsold was $67.00, so your lordship can see it was a bit in excess of $1,000.00 less on the Custodian's original analysis, and our figure on the unidentifiable items and partial sales raised that to probably something under $500.00.

THE COMMISSIONER: What were the circumstances of the

declared "not found"? What interval elapsed between the time of the evacuation and the Custodian going into physical possession of the property?

MR. BRAIDWOOD: Well, there was quite a considerable lapse of time, sir, particularly when you look at this point that the declaration was in 1942 and the auction was at various times in '45 and '46 -- September, 1945, and April, 1946.

THE COMMISSIONER: Where were his goods left?

MR. BRAIDWOOD: Some were loaned to the B. C. ~~School~~ Securities Commission for school use at Hastings Park, and the rest appeared to be at 439 Alexandria Street, and also the National Defence had some for awhile, and it is a question of whether the Custodian ever got them back or not. We think not, after perusing the files, and then there was a fair quantity of goods shipped. The Society sent quite a number of books up into the interior for Japanese use in the Japanese centres there. There was a great ~~collaboration~~ collection of goods and they were at various places. Some were at Bowman's Storage and the rest at this Alexandria Street address. There wasn't too large a household equipment which would be useful in that organization.

THE COMMISSIONER: Well, shortly put, the goods that the Government is content to acknowledge as declared and lost covered a greater part of the claim made in respect of lost goods. Is that the situation?

MR. BRAIDWOOD: I think so, plus some items that could not be clearly tied on to.

This Society had some theatrical performances,

for example, and one set of stage curtains was in dispute for $425.00. The man took a set of stage curtains from Vancouver apparently, but he gives this evidence in the transcript, that the stage curtains that we show as having been received by him are not the ones he is claiming for. He had five sets of stage curtains, and it shows that type of thing throughout.

THE COMMISSIONER: From a Government point of view, you are conceding the goods to have been lost where you are unable to trace them through any records the Custodian has?

MR. BRAIDWOOD: That is right, and in some instances there is some conflict whether any was sold with a shelf or a bookcase or a cabinet, because there are a good many of those things mixed up. But after having examined all the files, and I might say in the course of settlement, discussion having given away in some items and getting some back from the claimant on other items, these figures represent the settlement we have come to.

THE COMMISSIONER: And Mr. McMaster said the recommendation is going to be around $700.00.

MR. McMASTER: $711.13.

MR. BRAIDWOOD: And that has to be taken into consideration that there would have been a recommendation of $1,000.00 in any event before counsel discussed it.

THE COMMISSIONER: Well, that appears to me to be entirely satisfactory and I have sufficient material before me now to satisfy me the recommendation made is one that I can approve, and I do so.

MR. BRAIDWOOD: There is some difficulty here about payment, because this is an association, and you will notice our suggestion in the second to last paragraph how payment should be made.

MR. McMASTER: There will be no bother in liquidating it.

THE COMMISSIONER: Well I take it that will be a problem for the legal counsel to the Custodian. I am simply recommending that payment of that sum of money should be made to the trustee, and it is for the Custodian to satisfy himself that he is a duly appointed trustee.

Now, that will dispose of that file.

MR. McMASTER: The thing I wish to avoid is to have payment made to an Association that does not exist and have the Attorney-General take the money.

I hereby certify the foregoing to be a true and accurate report of the said proceedings.

Deputy Official Stenographer

NOTE

MR.R.J.McMASTER advised Commissioner at Session held April 25th 1949 that all evidence in support of this claim has now been adduced. The claim is to be considered along with other claims in the same category and is to be taken as subject to recommendation on a like basis.

See transcript April 25th 1949.

CASE NO: 502.

JAPANESE PROPERTY CLAIMS COMMISSION

Lethbridge, Alberta,

April 2nd, 1948.

IN THE MATTER OF THE CLAIM OF

VANCOUVER-NIPPON KYORITSU GO-GAKKO
(JAPANESE SCHOOL OF LANGUAGES)
MAINTENANCE ASSOCIATION.

PROCEEDINGS AT HEARING.

Original.

CASE No; 502.

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).

Lethbridge, Alberta,

April 2nd, 1948.

IN THE MATTER OF THE CLAIM OF

VANCOUVER-NIPPON KYORITSU GO-GAKKO
(JAPANESE SCHOOL OF LANGUAGES)
MAINTENANCE ASSOCIATION.

PROCEEDINGS AT HEARING.

APPEARANCES:

J.W.G. HUNTER, Esq.,	appearing for the Dominion Government.
W. E. HUCKVALE, Esq.,	appearing for the Claimant.

A. WATSON, Esq.,	Secretary.
D.H. HANDFORD, Esq.,	Official Interpreter.
T.P. HORROBIN, Esq.,	Official Reporter.

TSUTAE SATO, the claimant herein, being first duly sworn, testified through the Interpreter as follows:

DIRECT EXAMINATION BY MR. HUCKVALE:

Q Mr. Sato, were you an officer of this Association? I am not going to attempt to pronounce it, sir.

A Yes.

Q What office did you hold?

A I was secretary.

Q And was it an incorporated association?

A Yes.

Q And were you fully familiar with its assets?

A Yes.

THE COMMISSIONER: You better lead some further evidence to establish just the nature of the corporate or semi-corporate set-up?.

MR. HUCKVALE: Q: Mr. Sato, I want to ask you how this Association was incorporated. Was it incorporated under a "Companies Act" or a "Societies Act", or do you know?

A The Benevolent Societies Act.

Q Of the Province of British Columbia?

A Yes.

THE COMMISSIONER: He is right; it is the Societies Act.

MR. HUCKVALE: Q: Now with respect to the Association did you instruct me to prepare that claim, (producing)?

THE COMMISSIONER: Wait one moment now. What authority has he to come here and present a claim for the Association?

MR. HUCKVALE: As secretary. When the form goes in, you

will see I have recited on the back that he is the secretary. The Association still has a bank account I believe with the Bank of Montreal in Vancouver, and if any recovery is made, the money would not be paid to him but to that particular bank account.

THE COMMISSIONER: Has he been authorized by -- I have forgotten what they call them -- the directors?

MR. HUCKVALE: He informs me there is a president and there are directors.

THE COMMISSIONER: Has he been authorized by the directors to present this claim?

MR. HUCKVALE: Q: Mr. Sato, do you know the president of this Association? A: Yes.

Q And were there directors?

A Yes, they are mostly in Toronto.

Q Have they authorized you in any way to present this claim on behalf of the Association?

A There is nothing special that I have to, but there has been conversations and talk with one another.

Q What was the result of those conversations?

THE COMMISSIONER: There is obviously nothing formal. I will direct you, Mr. Huckvale, to procure and file an authority for Sato to present the claim on behalf of the Association and I will allow you to goahead in the meantime.

MR. HUCKVALE: I think he can get it. He probably knows where the other people are, I certainly don't.

THE COMMISSIONER: I will make that direction; otherwise without it I cannot accept his evidence as tendered on behalf of the Association.

MR. HUCKVALE: I take it that could be filedwhen your Lordship sits in Vancouver.

THE COMMISSIONER: Yes, you can file it at some subsequent time.

MR. HUCKVALE: Or could I send it by mail to the Secretary?

THE COMMISSIONER: You may send it to the Secretary.

THE WITNESS: Could I explain about that?

THE INTERPRETER: The claimant wishes to make some statement in connection with it.

THE COMMISSIONER: Q: What is it?

A I asked Mr. MacLennan, a lawyer in Vancouver, if it would be necessary for me to get written authority from the directors and president of the Association, but he told me that as I was the secretary of the Association and that the Custodian was quite familiar with my connections with the Association as secretary, that it would not be necessary.

MR. HUCKVALE: Will you tell him to change his mind on that?

THE COMMISSIONER: I am afraid Mr. MacLennan is wrong.

MR. HUCKVALE: Q: Tell him he will have to get that authority.

A Yes, I understand.

Q Will you ask him if that claim is true and correct according to the best of hisknowledge and belief?

A Yes, it is true to the best of my knowledge, but I am not very familiar with the paragraph at the bottom of the front page.

Q Perhaps I can explain that. After he pointed that out to me-- before I had him sign that, I

had noted that the piano stored at 439 Alexander Street was apparently ruined. Then in brackets there is "See letter Pemberton Realty Company to Custodian dated 26th October, 1942". That is a mere extract from the Custodian's file, but apart from that, that is true of your own knowledge?

A Yes.

MR. HUCKVALE: I tender that, sir.

(STATEMENT MARKED EXHIBIT NO. 1).

MR. HUCKVALE: Now, I direct my learned friend's attention, if he has not already observed it, to a couple of amendments on this form. They are noted on the back. The claim reads for two pianos and should read one piano, and the amount of the claim is reduced to $200.00, sir.

THE COMMISSIONER: Claim reduced to how much?

MR. HUCKVALE: To $200.00 for the one piano, and the claim for 13 cupboards should read 3 cupboards, but the amount is correct. There is no change in the amount. Perhaps you can show him where that is.

Would my learned friend file his analysis now?

(ANALYSIS MARKED EXHIBIT NO. 2).

MR. HUCKVALE: It might be as well to have the letter in from the Pemberton Realty Corporation to the Custodian dated the 26th of October, 1942, as I refer to it in this form.

(LETTER MARKED EXHIBIT NO. 3).

MR. HUCKVALE: I point out in the analysis, sir, that

one set of encyclopedia that is in the "no record at any time" column, I have covered in the form. He says it was included amongst 5000 books declared.

Q These 27 maps, Mr. Sato, for which you are claiming $135.00, can you tell me what kind of maps those were? A: Maps of Canada and of the worldand of Japan.

THE COMMISSIONER: Q: They were wall maps, I take it?

A Yes, they were wallmaps.

MR. HUCKVALE: Q: Were they like a blind that you pull down? A: Yes.

Q And the 25 harmonicas, what kind of things are those?

A Various types of mouth organs -- harmonica.

Q Now I believe you left this whole list of chattels at 439 and 475 Alexander Street, is that correct?

A Yes.

Q And did you advise the Custodian of that fact?

A I believe so.

Q Now what was 439 Alexander Street? Who owned that building? A: The same maintenance association.

Q It was registered in their name, is that correct?

A Yes.

Q And 475 Alexander Street, who owned that property?

A The same association.

Q Now, were you and the other officers of the Association all evacuated at approximately the same time? A: No, there was a fair difference. There was a fair difference in the time we evacuated.

Q Can he approximate the time from the first officer to the last officer, or does he know?

THE COMMISSIONER: You would concede it would be within a matter of six months.

MR. HUNTER: I have no idea what it was, my lord.

THE COMMISSIONER: Very well.

A I was evacuated in June, 1942, June 6th. I was the first to go and the last officer to go. I went about the end of October.

MR. HUCKVALE: Q: Did you take the responsibility on behalf of the Association of storing these goods and advising the Custodian?

A No. I was evacuated first and made out the lists, and Mr. Ide and Nakayama, two of the other officers, signed the J.P. form.

Q There was a list made at 475 Alexander Street, is that correct? A: Yes.

Q Do you remember who signed that list?

A Ide Tagashi, one of the officers.

Q Did Mr. Sato sign it himself?

A Yes, I signed it and one other officer, Nakazawa.

Q You state in your form you were in Lacombe when you received this document. I take it the others were scattered at that time, is that right?

THE COMMISSIONER: He was in Lacombe?

MR. HUCKVALE: He asked me to bring this out. He was in Lacombe when he received the document for signature. He doesn't know where the others were.

A Yes, I was in Lacombe when I signed it but I knew

where the others were.

Q Can you tell me, was there a special room in each of these two buildings where these goods were stored? A: Yes. If it is of any use, I have a plan here.

Q That might be of some use. Have you marked on here where you stored them?

A In the top left hand corner. In the part marked "living room" I stored my own chattels and then in this larger portion just below (indicating) were the school effects.

Q Were these rooms locked, that is the point?

A Yes.

MR. HUCKVALE: I will put that in for what it is worth, my lord.

THE COMMISSIONER: Has he marked the room in which the Association's goods were?

MR. HUCKVALE: I think you will find marked with a cross the room in which the Association's chattels were stored.

THE COMMISSIONER: Q: That is at 475 Alexander Street, is it? A: That is at 439.

MR. HUCKVALE: I think he has them mixed. He has both, sir. He has both plans here, 475 Alexander and then 439.

THE COMMISSIONER: Let us ascertain in which premises the goods were.

MR. HUCKVALE: Would you mark on 475 where the Association's goods were stored? Just tell him to put a cross on 475 Alexander Street in which room the Association's

goods were stored? A: In this section (indicating).

Q Can you tell me whether that room was locked or not?

A Yes.

THE COMMISSIONER: Q Were these adjoining premises, 475 and 439 Alexander? A: 439 to 437, they were adjoining premises, my lord.

MR. HUCKVALE: Q: Now, you show certain goods stored at Bowman's Storage? A: Yes.

Q Was that property the property of the Association, too?

A Yes, some of the Association and some of mine.

Q But the actual real property which is known as Bowman's Storage, did the Association own the building?

THE COMMISSIONER: No, that is a storage warehouse.

MR. HUCKVALE: A storage warehouse? Very good, sir. Would you answer Mr. Hunter?

MR. HUNTER: It is submitted, my lord, that the chattels sold were sold for their fair market values. It is submitted that these chattels were left in the custody, control or management of some person other than the Custodian appointed by the owner and accordingly only those articles which came under the custody, control or management of the Custodian can come within the temms of reference.

THE COMMISSIONER: That agent being Pemberton again.

CROSS-EXAMINATION BY MR. HUNTER:

Q These two buildings, 475, 439 Alexander Street, they were left with Pemberton's for management, is

that right? A: Yes.

Q Would you know the handwriting or the signatures of Mr. Nakagama or Sakama? A: I believe I would recognize them.

Q It is on the J.P. forms as well. Would those be their signatures, or do you recognize those signatures? A: Yes.

Q And were they officers in your Association?

A Yes.

Q Mr. Nakagama, he was actually the chairman, wasn't he? What was his job? A: Yes. It is Nakayama.

MR. HUNTER: This letter, my lord, is just to show that as late as 1943, anyway, that Pemberton's were still looking after it. It doesn't indicate any particular chattels.

THE COMMISSIONER: What is the date of the letter?

MR. HUNTER: The date of the letter is January 11th, 1943, and it is a letter to the Custodian which says (reading).

MR. HUCKVALE: Does that deal with 439 Alexander Street?

MR. HUNTER: I think they are both owned by the school.

MR. HUCKVALE: The only point is, I think it appears from the Custodian's file that 439 was leased by the Secretary of State to the Department of National Defence on the 16th of December, 1942.

THE COMMISSIONER: There is no reference to any address. It simply states the fact that they have given authority to release the blackboards at the Alexander Japanese School, so it presumably was in

the portion of the property which had not been leased.

MR. HUNTER: For my friend's information, my lord, both these properties were eventually leased to the Army, but they were both leased by the Corporation, not the Custodian.

MR. HUCKVALE: I thought the Secretary of State leased one.

MR. HUNTER: If your Lordship will remember at that time there was great doubt as to whether these corporate properties vested in the Custodian.

THE COMMISSIONER: Yes.

MR. HUNTER: This is a very difficult chattel problem to follow, my lord. There were quite a large number declared and then various ones were shipped at the request of the owners, that is the officers of the Association, to schools at Tashme and various other places. Certain books were collected by some of the members and quite a large number of things, most of which are not claimed for now were left with the Army at 475 Alexander, apparently for their use, and a very large number of chairs and things like that were left and when the Army terminated their tenancy, which was some years later, the firm of Norris & MacLennan, who were acting for the school, were notified and they undertook to put in a law student to go down and check on it, and that is the last I can find of it in the file. The Army proposed to make compensation at that time and there was a deal worked out by the

Army as to the building but I can't find out from the files whether they made any deal as to the chattels, but we have a list of the chattels left with the Army, and I point out, for instance, that it will be seen that all the clocks were left in the building for the use of the Army. The clocks are claimed for and there is a mass of things left with the Army for which there is no claim made. There is a mass of things left for which there is no claim shown. Perhaps I could find out whether the witness knows anything about it.

Q When the final arrangement was made with the Department of National Defence for compensation for any damage done to the property, did you work out any arrangement for compensation for chattels that were left there for the use of the Army?

A There was an arrangement that everything would be restored as it was at the time it was leased.

Q Was anything done about that? The reason I am asking, Mr. Sato, is, for instance, you are claiming two clocks, and up above an electric clock which was left in the building at that time for the use of the Army. Was anything worked out with the Army for compensation in connection with the use of the chattels or were they withdrawn by your solicitors, or what happened to these chattels that were left there when the Army gave up its tenancy?

THE COMMISSIONER: Q: What settlement was made?

A In February or March, 1947, representatives of

MacLennan and representatives of the Army went down and looked the place over. At that time the Army agreed to make recompense for the articles which were missing.

MR. HUNTER: Possibly, my lord, if I read in a very short list of the items which were retained by the military from the records I have here, then if any of them correspond to items claimed for, I presume that compensation has or is going to be paid.

THE COMMISSIONER: I wonder if it would not be a better solution to ask Mr. Huckvale to communicate with Mr. MacLennan and find out what settlement was made? Would you be content that Mr. MacLennan's letter be received in evidence as proof of the fact?

MR. HUNTER: Yes, quite.

THE COMMISSIONER: Would you do that, Mr. Huckvale, and you can file it at some subsequent time?

MR. HUCKVALE: I would be glad if my friend would put in the lease with the Secretary of State--that the Secretary of State himself made of one of the properties.

THE INTERPRETER: The claimant says he thinks he has a list of some sort in connection with the settlement that was made.

MR. HUNTER: Q: Has he it with him?

A Yes.

MR. HUCKVALE: Q: Can you get it? A: Yes.

MR. HUCKVALE: My friend has produced the lease dated the 16th of December, 1942, where the Secretary of State, acting in his capacity as Custodian, leased

to a man named Eliott Jacob Baron, 439 Alexander Street.

MR. HUNTER: That was a thing that was negotiated through Pemberton's, but Pemberton's, of course, couldn't make the lease and they asked the Secretary of State to. Later, when a further lease was made to the Army, the Secretary of State took the position it wasn't vested in them and it was made by the corporation.

THE COMMISSIONER: In this instance he appears to have done so.

MR. HUNTER: Yes, my lord.

MR. HUCKVALE: The witness produces these letters that are evidently copies of letters written by Messrs. Norris & MacLennan. The first one is dated the 28th of May, 1947, addressed to the Pemberton Realty Corporation.

THE COMMISSIONER: I wonder if it would not be better if we left it in the situation that I suggested a moment ago.

MR. HUCKVALE: Yes. I can't get it from these, sir.

THE COMMISSIONER: Let us get a final report from MacLennan. Your friemd has said he will be content to accept it, and we will make it Exhibit 7 when it arrives. Are you following my direction, Mr. Secretary? When the letter is received from Mr. MacLennan, it will be marked Exhibit 7 on this claim.

THE SECRETARY: Yes, my lord.

MR. HUNTER: This letter is to contain the minutes of

the negotiations, or the results of the negotiations?

THE COMMISSIONER: Yes, that is it.

MR. HUNTER: Because I amnot sure that I would care to accept Mr. MacLennan's list of chattels left with the Army because I am not sure whether he did have a list. He may have or may not have.

THE COMMISSIONER: No, what we are asking for from him is a report of what arraggement was finally consummated between him and the Army, MacLennan representing this Association.

MR. HUNTER: That is fine, my lord. I would be quite willing to accept that.

THE INTERPRETER: Shall I explain that to the claimant, my lord?

THE COMMISSIONER: Tell him I have directed it.

MR. HUNTER: My lord, it is getting late and there is still some items here I would like to ask him about.

THE COMMISSIONER: We will adjourn now, and resume at 2:30. Would you tell Mr. Sato it will be necessary for him to return?

(PROCEEDINGS ADJOURNED UNTIL 2:30 P.M.)

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

T. P. Horrobin

"T.P. HORROBIN"
Official Reporter.

(2:30 P.M. PROCEEDINGS RESUMED PURSUANT TO ADJOURNMENT)

TSUTAE SATO, resumed the stand, testified further as follows:

CROSS-EXAMINATION CONTINUED BY MR. HUNTER:

Q Now, Mr. Sato, these 14 book cases at $140.00, what type of bookcases were those?

A They each had two glass doors and a number of drawers at the bottom.

Q How wide were they? A: Between three and five feet wide.

Q When did you buy them and how much did you pay for them? A: I don't remember in detail but they were bought between 1930 and 1940.

Q And how much did you pay for them?

A I believe between $10. and $20. each.

Q You don't know?

MR. HUCKVALE: I don't know whether he has got any written records. It is pretty hard for him to remember these.

THE COMMISSIONER: It would be difficult to remember.

Q I don't want you to guess at what you paid; if you remember, say so; if not, say you don't know.

A I don't remember exactly.

MR. HUNTER: Q: Now take these 23 pencil sharpeners. What type of pencil sharpeners were those?

A They were of a mechanical type that you turn around.

THE COMMISSIONER: Q: Turn with a handle?

A Yes.

MR. HUNTER: Q: And the 25 tables, what type were they?

A They were two-door, two-drawer teacher's desk tables.

Q You had 25 teachers? A: There were 15 teachers, and then there were other desks in the hall and in various odd places.

Q How old were they? A: There were some were old and some new. I bought some each year.

Q Do you know the prices that you paid?

A I don't remember exactly. Some were good and some were bad, and we paid various prices ranging between $5.00 and $20.00.

Q Now this piano, $200.00, what type of piano was it? How old was it and how much did you pay for it?

A That was received as a donation.

Q What type was it? A: It was a Bell Company.

Q Which? A: Bell Company.

Q When did you receive it?

A It was either in 1928 or 1933, I don't remember which.

Q Was it a used piano when it was given to you?

A Yes, it had been used some.

Q These 20 library book shelves, are they the same type of bookshelves you have described before, the sectional book cases? A: No, they were different.

Q What were they? A: These were a good quality.

Q What do you mean by a bookshelf? Is it a shelf or bookcase?

THE INTERPRETER: Bookshelf is my translation of a Japanese word "hon bako", which is a book box.

It is made with sliding glass doors.

MR. HUNTER: Q: What does he mean? He said there were 20 of them. Now, is it just one section or is it an actual bookcase with a number of glass doors? I want you to be precise.

THE COMMISSIONER: Mr. Huckvale, is there anything of the kind on this floor of the building that could be shown him at this time outside?

MR. HUCKVALE: I think the only decent bookcases we have are probably in the Judge's private rooms. The ones upstairs are just shelving.

THE COMMISSIONER: I don't recall whether there were any in the Supreme Court Judges' room or not.

MR. HUCKVALE: I doubt very much if there are.

THE COMMISSIONER: Mr. Watson, would you mind going in to my room and seeing if there are any in there or not. (Mr. Watson complies).

THE SECRETARY: No, sir.

MR. HUCKVALE: Judge Feir and Judge Sissons each have some of the sectional kind in their private rooms, sir. He might have seen some in my private office, and that might be of help, sir.

THE COMMISSIONER: Mr. Interpreter, will you take the witness downstairs and ask the Judge, whoever is there, present my respects to him and ask him if the witness could look at the bookshelves there.

THE INTERPRETER: Very well.

MR. HUNTER: There were 18 bookshelves sold on the auction sheet, my lord, and frankly I don't know what a bookshelf is, but it says it is glass enclosed.

THE COMMISSIONER: I think these items are of sufficient importance and of sufficient value in the terms of the claim to warrant some fairly careful investigation here, Mr. Hunter, and that is why I have sent the witness downstairs.

MR. HUNTER: Yes, thank you, sir.

(Witness and Interpreter return to Court Room).

THE COMMISSIONER: Now, what is the situation, Mr. Interpreter?

THE INTERPRETER: The bookcases as I described and compared with those downstairs appear to have been about four feet wide and about four feet high with one bookcase placed on top of another in two rows, and each with two sliding glass doors which run back and forth on a brass rail.

Q The ordinary sectional bookcase, is it?

A Yes, about four feet high, in about four foot high sections with glass doors which slide horizontally on a brass rail.

Q I see. A: And they appear like oak in colour.

THE COMMISSIONER: Does that assist you, Mr. Hunter? It appears to be something more than a shelf in any case.

MR. HUNTER: Yes, and yet there are 18 bookshelves sold, my lord, and I do not see what else they would be. They were sold in threes.

THE COMMISSIONER: Well, of the 20 library bookshelves, nothing has been sold. They are shown on Exhibit 2 as declared and not found.

MR. HUNTER: Well yes, that is true, my lord, because they were probably looking for the shelves but these do not appear to be shelves. They appear to be more like bookcases.

THE COMMISSIONER: Yes.

MR. HUNTER: And that is what I am trying to tie it up with because there are these 18 bookshelves shown on the auction sheet as being sold in sets of 3 bookshelves.

THE COMMISSIONER: On the face of it, it would appear that those are the same things.

Q Let me show you the auction sheet, Mr. Sato. Where is it on the auction sheet, Mr. Hunter?

MR. HUNTER: Under date of September, 1945.

THE COMMISSIONER: Yes.

MR. HUNTER: It is right at the bottom, sir.

THE COMMISSIONER: Are they these 3 three and a quarter, three and a quarter, three and a quarter?

MR. HUNTER: Yes, my lord, and then they go over on the next page.

THE COMMISSIONER: Q: Point out to him, Mr. Interpreter, on the auction sheet the last 3 items on page 2 and several items at the top of page 3, and ask him if, in his belief, those are the shelves that are referred to as the 20 library shelves?

A I don't know. I can't remember and I can't be sure at all whether it is the same thing.

THE COMMISSIONER: Well I think that is as far as you can go, Mr. Hunter. The fact is that according to the auction sheets, 18 sets of 3 were sold at

$3.25, is that correct?

MR. HUNTER: Six sets of three, my lord.

THE COMMISSIONER: Six sets of three, yes.

MR. HUNTER: 18 in all, sir.

Q These illustrations representing $160.00, what do you mean by "illustrations"?

A Educational pictures for teaching the children.

Q What type of a picture? Give us an example.

A Pictures, about 2½ feet wide by about 3 feet long, and in one set there are 30 pieces about in one set.

Q And what type of thing dothey depict? Give us an example.

THE COMMISSIONER: Q: What is the subject of the picture?

A Enlargements or illustrations in the textbooks such as children flying kites, and such things as that.

MR. HUNTER: Coloured?

A Oh yes.

Q Where did you buy them?

A At Yuchida's store in Vancouver.

Q How long ago were they bought and what did you pay for them? A: Annually from 1935 to 1940.

Q Yes, and what is the price, do you know?

A I don't remember exactly. It is written in the form here.

Q You paid $160.00, is that what you paid for them?

A Yes, $160.00 as it is written here.

Q Are these all cost prices inyour claim?

A Prices for which they were purchased, and it is in the prices paid column.

Q $9.00 each, you paid for them?

A Yes.

Q These 150 books, were they Japanese textbooks?

A No, they are almost entirely educational books used by the teachers. Books on education.

Q Japanese? A: Mostly Japanese.

Q This encyclopedia, was it a Japanese encyclopedia?

A Yes.

Q And down below you say specimens; and you say over 100 animals, etc.; do you mean that they are pictures? Do you say over 100 animals and costume dolls, and other things, do you mean that they are pictures or actual dolls and actual animals?

A They are stuffed animals. Yes, real dolls and stuffed animals.

Q They are made out of cloth, are they, stuffed cloth?

A No, they are the regular specimens of stuffed birds and animals.

Q Stuffed birds and animals?

A Yes, stuffed animals and birds.

Q Oh, I see what you mean.

MR. HUNTER: The curtains, as your Lordship will see, is on the exhibit filed, the personal property statement.

THE COMMISSIONER: Yes.

MR. HUCKVALE: I believe they are also covered on the personal chattels claim. He says they are different entirely. He received certain black curtains, if you will look at the personal chattel claim, he gives an explanation of them.

MR. HUNTER: I think my learned friend is under a misapprehension. I am referring to the curtains for

the stage which were shown at $125.00 here and on

t the personal property.

THE COMMISSIONER: Yes.

MR. HUNTER: I am not talking about the blackout curtains.

Q These cabinets, 10 cabinets which were sold, what were they like?

THE COMMISSIONER: That would be item 18, no, I am sorry, item 10.

MR. HUNTER: Ten cabinets, my lord.

THE COMMISSIONER: Oh yes, 10 cabinets for $200.00.

MR. HUNTER: Correct, my lord. There were actually 17 of those sold, my lord, mostly at three for $5.50.

THE WITNESS: There were one of these cabinets in each of the classrooms in which the students used to keep their books and textbooks, exercise books and textbooks.

MR. HUNTER: Q: It is simply a thing , is it, with a number of pigeonholes for the students to put them in, is that it?

A No, they had two cupboard doors and they were not separated for each student.

Q Just some shelves, is that it? A cupboard with 2 doors and some shelves to put their books on?

A Yes.

Q They were bought in 1930 to '38, that is right, is it?

A Yes.

Q Well then, those are the cupboards that were bought then. What about these ten cabinets, they were 1928 to '30, I notice. And I notice you say that they averaged a cost of $25.00 each. What

were they made out of?

A These cupboards were about 6 feet high and also had sliding glass doors. They were made out of wood.

Q What kind of wood? A: I don't know. They also included two drawers.

Q Now these mouth organs or harmonicas, I see you state they were bought in 1940. What was their purpose? A: In my school they were running a harmonica band.

Q I see, and they had been used by a considerable number of people, I suppose?

A Yes, they used to be loaned to the pupils.

Q These 250 lanterns at $75.00, what were those? Were they those paper Japanese lanterns?

A Yes.

Q And they had been used?

A Yes, they had all been used about once.

Q Used indoors or outdoors?

A Inside.

MR. HUNTER: Those, I think, are the main items, my lord.

THE COMMISSIONER: Thanks for your assistance, Mr. Hunter. I am afraid it is going to be a headache for me, in any case, but I will do the best I can here.

MR. HUCKVALE: If my learned friend is finished--

MR. HUNTER: Yes.

MR. HUCKVALE: --I just want to clarify one item, my lord. I am not sure whether I had it straight in my mind.

THE COMMISSIONER: You are finished, Mr. Hunter, are you?

MR. HUNTER: Yes.

MR. HUCKVALE: It is the question of these curtains.

THE COMMISSIONER: Yes.

RE-DIRECT EXAMINATION BY MR. HUCKVALE:

Q Didyou ever receive through the Custodian any curtains that you had written and asked for?

A No, I did not.

Q Did you get any black curtains of any kind?

A No.

Q Were you responsible for taking any curtains out of the Custodian's possession, you or this Association?

A When I left, I took one set of curtains, one set of black curtains.

Q Now were those black curtains the same or different from these curtains that you have put on this personal chattel form? A: No, they were altogether different.

Q Q They were altogether different?

A Yes.

Q So that I take it from your answer, and you will correct me if I am wrong, that neither you nor the Association so far as you know ever received from the Custodian, or anybody else, any of these curtains now claimed for?

A No, I have not received.

Q Thank you.

THE COMMISSIONER: Now, Mr. Huckvale, I do not find any claim for curtains except item 36 in your claim form whihh is for 5 curtains, $125.00.

MR. HUCKVALE: That is correct, sir.

THE COMMISSIONER: Your Exhibit No. 1, you claim for 36 curtains. Now that is surely something wholly different than anything that is claimed.

MR. HUCKVALE: I had forgotten that, if I ever didknow it.

THE COMMISSIONER: On the second page of your claim form, No. 36.

MR. HUCKVALE: Item 36 is curtains for stage 5, sir.

THE COMMISSIONER: That is right, and you will notice that this item 36 in Exhibit 1 is curtains for stage 5.

MR. HUCKVALE: Correct, sir.

THE COMMISSIONER: Now where is there any reference to curtains in the claim form other than the 5 curtains for the stage?

MR. HUCKVALE: That is all we are claiming for.

THE COMMISSIONER: He says he took one set.

MR. HUCKVALE: He took one set of black curtains, he said.

THE COMMISSIONER: Oh.

MR. HUCKVALE: The reason I bring that to your attention, sir, is that in the analysis it says that it was shipped, and it says "see memo, February 3rd, 1947, signed by Sato".

THE COMMISSIONER: I see. You say that he took something different and something that was not claimed for.

MR. HUCKVALE: That is correct, sir. That is my understanding of it.

THE COMMISSIONER: Allright, Mr. Huckvale, very well. I see it now. That is all, thank you, Mr. Sato.

THE WITNESS: Thank you very much.

(Witness aside)

THE COMMISSIONER: And it is understood, Mr. Huckvale, that I will receive an authority from the Board of Directors of this organization before I can consider the claim at all?

MR. HUCKVALE: May I speak to him, sir?

THE COMMISSIONER: Yes.

MR. HUCKVALE: I haven't had a chance to, and he may get out of town on me.

THE COMMISSIONER: Very well.

MR. HUCKVALE: I think he understands now, sir.

THE COMMISSIONER: Well that disposes of this claim.

MR. HUCKVALE: Yes, sir.

(PROCEEDINGS ADJOURNED SINE DIE)

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

"S.R. HOWARD"
Official Reporter.

VANCOUVER NIPPON KYORITSU GO-GAKKO MAINTENANCE ASSOCIATION

We hereby give authority for the claim of the above Association to be presented for hearing before the Commissioner sitting at the City of Lethbridge, in the Province of Alberta, by the Secretary of the said Association, Mr. Tsutae Sato.

We understand that the evidence given by the said Tsutae Sato will be binding upon the said Association.

IN WITNESS WHEREOF we have hereunto set our hands and the seal of the Association this 30 day of April, A. D. 1948.

Vancouver Nippon Kyoritsu Go-Gakko
Maintenance Association.

Per Tadasu Sato
President

T. Takagawa

May 14th 1948.

Messrs. Ritchie & Huckvale,
Barristers and Solicitors,
Acadia Building,
Lethbridge, Alta.

Dear Sirs,

Re: Vancouver Nippon Kyoritsu Go-Gakko
Maintenance Association, Case 502.

We acknowledge receipt of your letter of 11th inst., enclosing authorization of the above company, under seal.

Thanking you,

Yours truly,

VW.

Ritchie & Huckvale

BARRISTERS, SOLICITORS, NOTARIES, &C.

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

OFFICES: ACADIA BUILDING
612 THIRD AVENUE S.

Lethbridge, Alberta, CANADA

11th May, 1948.

Japanese Property Claims Commission,
Court House,
Vancouver, B. C.

Dear Sirs:

Re: Vancouver Nippon Kyoritsu Go-Gakko
Maintenance Association

With reference to the above claim (case No. 502), the Commissioner, Mr. Justice Bird, at the hearing of the claim required us to file on behalf of the claimant an authorization from the Company permitting Mr. T. Sato to present the claim on the Company's behalf. We have now received this authorization under the signature of the Officers of the Company under the Company's seal, and enclose one copy of it herewith for your records.

Will you please acknowledge receipt.

Yours truly,

RITCHIE & HUCKVALE

Per

WEH/JT.
Enc.

Vancouver-Nippon Kyoritsu-
Go-Gakko (Japanese school of
Languages) maintenance
Association

Tsutae Sato, Secretary

NOV 28 1947 KNOWLEDGED

Kindly make arrangement for me that the hearing of my case and Vancouver Nippon Kyoritsu Go-Gakko maintenance Association to be held same day at Lethbridge because on my convenience to attend the hearing.

Tsutae Sato

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

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

No claim for compensation by the said association in respect of real estate

(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 _____

439 -475 Alexander St., Vancouver, B.C.

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

School buildings

(c) How stored or packed at time of evacuation small articles packed securely in wooden boxes and card board cartons in a locked classroom, the windows of which were boarded up. Report of the circumstances made at this time to the custodian. Furniture and larger articles stored in the same place.

(over)

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.

case 502. 10526

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

(1) NAME Vancouver-Nippon Kyoritsu Go-Gakko (Japanese School of Languages) Maintenance Association (RCMP) Reg. No. 1 of 4
(Print) Surname Given Name

(2) Pre-Evacuation Address 439 - 475 Alexander St., Vancouver, B.C.

(3) Present Address (Office address) T. Sato, College Heights, Lacombe, Alberta

(4) REAL ESTATE

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

(b) Legal description (lot number, block number, section number, etc.) _____
No claim for compensation by the said association in respect of real estate

(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 _____
439 -475 Alexander St., Vancouver, B.C.

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

(c) How stored or packed at time of evacuation small articles packed securely in wooden boxes and card board cartons in a locked classroom, the windows of which were boarded up. Report of the circumstances made at this time to the custodian. Furniture and larger articles stored in the same place.

(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")

Custodian

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

1.	School equipment	Estimated Value $ 2,528.00
2.	Household equipment	Estimated Value $ 1,057.00
3.	Less amount at which Custodian sold the	~~Estimated Value~~ $
4.	said listed property and credited to the	~~Estimated Value~~ $
5.	said association account.	~~Estimated Value~~ $ 295.12
6.		Estimated Value $
7.		Estimated Value $
8.		Estimated Value $
9.		Estimated Value $
10.		Estimated Value $

TOTAL CLAIM FOR PROPERTY LOSS $ 3,289.88

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) - $ 3,289.88

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

Lethbridge

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

I, Tsutae Sato of the Post Office
of College Heights, Lacombe in the Province of Alberta
DO SOLEMNLY DECLARE THAT: I, am the Secretary of the claimant association and as such have a personal knowledge of the information above set out
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 town)
of Lacombe)
in the Pvovince of Alberta)
this 24th day of November)
A.D. 1947.)

Tsutae Sato

A ~~Commissioner &c.~~ Notary Public in + for the Province of Alberta

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.

School Equipment

(8)		Numbers	Value
1.	Book cases	14	$140.00
2.	Tables	25	175.00
3.	Pencil sharpeners	23	69.00
4.	Pianos	~~1~~	200 ~~500.00~~
5.	Organ	1	75.00
6.	Gramaphone	1	5.00
7.	Library book shelves	20	400.00
8.	Illustrations	32	160.00
9.	Books	150	150.00
10.	Encyclopedia	1 set	120.00
11.	Maps	27	135.00
12.	Stapler	3	18.00
13.	Petty cash boxes	2	7.00
14.	Electric clock	1	27.00
15.	Picture frames	28	56.00
16.	Clocks	2	40.00
17.	Classroom platforms	5	25.00
18.	Specimens		250.00
19.	Notebooks	2000	140.00
20.	Pencils	6 gross	36.00
	Total		2,528.00

answered as noted.

Household Equipment

21	Cupboards	~~13~~ 3.	78.00
22.	Brooms	40	28.00
23.	Beds	5	60.00
24.	Dresser	1	15.00

25.	Kettles	3	9.00
26.	Gas Stoves	3	30.00
27.	Teapots	10	10.00
28.	Tea trays	9	9.00
29.	Plates	120	32.00
30.	Cups	211	21.00
31.	Saucers	130	13.00
32.	Milk and Sugar bowls	22	4.00
33.	Spoons	120	18.00
34.	Table Cloths	10	50.00
35.	Buckets	25	12.00
36.	Curtains (for stage)	5	125.00
37.	Ladders	2	5.00
38.	Shovels	3	5.00
39.	Hammers	3	7.00
40.	Axes	2	3.00
41.	Carpenter's wood horse	45	22.00
42.	Lumbers	46	10.00
43.	Movie projector table	1	5.00
44.	Scale	1	75.00
45.	Cabinet	10	200.00
46.	Trank	1	15.00
47.	Waste baskets	16	8.00
48.	Pingpong tables	1	5.00
49.	Harmonicka	25	75.00
50.	Dismantled roll top desk	2	30.00
51.	Lanterns	250	75.00
52.	Big box	1	3.00
		Total	1,057.00
	Less amount at which Custodian sold the above listed property and credited to the said association		295.12

VANCOUVER NIPPON KYORITSU GO-GAKKO MAINTENANCE ASSOCIATION
(Claimant's Name)

PERSONAL CHATTELS

None
Reg. No.

	Description of Major Items (and particularly of goods lost, stolen or destroyed)	Number	Approximate Date Purchase	New or Used When Purchased	Price Paid	Condition when Evacuated	Estimated value at Date of Evacuation
1	Book Cases	14	1923-1940	new	$5.00 $20.00 Total $170.00	good	140.00
2	Tables and desks	25	1920-1939	"	5.00 40.00 " 225.00	mostly good	175.00
3	Pencil Sharpeners	23	(some new) 1941	"	$4.00	very good	69.00
4	Piano	1	1928	Donation	-	good (every year tuned)	200.00
5	Organ (big size)	1	1928	new	125.00	good (kept in repair)	75.00
7	Library book shelves	20	1920-1938	"	20.00 30.00 Total 480.00	good	400.00
8	Illustriations	32	1935-1940	"	9.00 each	"	160.00
10	Encyclopedia - Japanese	1	set (3) 1939	"	150.00	"	120.00
11	Maps. Canadian & Japanese	27	1935-1940	"	3.00 10.00	"	135.00
13	Specimens	over 100	1917-1940	(animals,costume dolls etc.)	More than 500.00	"	250.00
44	Scale, weight & Height	1	1934	new	85.00	"	75.00
45	Cabinet	10	(more) 1928-1938	"	10.00 60.00 Average 25.00	"	200.00
49	Harmonicka	25	1940	"	2.00 5.00	very good (new)	75.00
21	Cupboards	3	1930-1938	"	20.00, 30.00, 40.00	good	78.00
36	Curtains (for stage)	5	(more) 1928-1939	(blue,green,light blue,brown Fujiyuma design)	25.00. 35.00.	"	125.00

Description of Storage of Goods:

All chattels were left at 439 & 475 Alexander Street. These were a classroom and storeroom respectively.
List of chattels attached to J.P. Form.
439 Alexander St. was leased under date 16th Dec. 1942 by Secy. of State to E. J. Baron, for 2 years (see Custodian's file).
475 Alexander St. was leased by the School of Languages to H. Munder, lease dated 1st July 1942, for so long as required by lessee.
This lease was signed on behalf of lessor by T. Sato in Lacombe, Alberta (see Custodian's file) T. Sato believes all goods stored in this building had been removed by Custodian.

General Statement as to Chattels not Described above:

EXHIBIT No. 502 - 1
DATE 2 apl 1948
FILED BY W.E. Hinchcliffe

Additional Comments, if any:

Piano stored at 439 Alexander St. was apparently ruined (see letter Pemberton Realty Co. to Custodian dated 26th Oct. 1942)
Curtains shipped to Mr. Sato (see Memo 3rd Feb.47) are entirely different from the ones claimed for above.
16 Brooms allegedly shipped by Mr. Sato is evidently an error. He claims he never shipped or received any.

(over)

T. Sato
Signature

Encyclopedia was included amongst the 5000 books declared.
28 Picture frames were declared.
Claim for 2 Pianos should read, 1 Piano. Amount of Claim $200.00
Claim for 13 Cupboards should read, 3 Cupboards Amount of Claim correct.

T. Sato is filing this claim as Sect. of the Claimant Association.

Claimant has a Bank account at Bank of Montreal (Main & Hastings Branch) into which account any payments received on account of claim would be paid.

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No 10526 EXHIBIT No.

NAME THE VANCOUVER NIPPON KYORITSU GO-GAKKO MAINTENANCE ASS'N. REG. No.

DATE
DECLARATION June 11, 1942
EVACUATION

INVENTORY
TAKEN BY
DATE

To be stored at Bowman Storage
1 Piano
5 Picture Frames

Loaned to B.C.Security Commission for School Use at Hastings Park
373 Benches & Desks
2 Teachers Tables
1 Chair
1 Bell

At 439-475 Alexander St.
School Equipment:
Desks & Benches 405
16 Bookcases
25 Tables
23 Pencil Sharpeners
672 Auditorium chairs
Pianos (3)(one stored at Bowman Storage)
1 Piano Cover
1 Gramaphone
3 Filing Cabinets
20 Library Book shelves
32 Illustrations
5000 Books
1 Mimeograph Machine
4 Stencil slates
3 Staplers
2 Petty Cash Box
17 Blackboards
110 Lamps and lamp shades
9 Stoves
73 Stove Pipes
3 Electric Clocks
28 Picture Frames (5 stored)
2 Clocks
3 Fire Hoses
3 Fire Alarms
5 Classroom platforms
15 Bulletin Boards
Specimens & cases
2000 notebooks
6 Gross Pencils
Household Equipment:
Kitchen Stove
13 Cupboards
40 Brooms
3 Beds
1 Sofa
1 Dresser
3 Kettles
3 Gas Stoves
10 Teapots
9 Tea Trays
120 Plates
130 Saucers
211 Cups
22 Milk & Sugar Bowls
120 Spoons
2 Wash Pans
10 Table Cloths
25 Buckets
6 Curtains

DETAILS OF CLAIM			SALES: AUCTION	SALES: TENDER &c	SOLD WITH REAL PROP.	DECL. NOT FOUND
School Equipment						
Book Cases (14)	140. 00	F	glass doors 3-4' wide bought between			
25 Tables	175. 00	F	mechanical type with handle			
23 Pencil Sharpeners	69. 00		same old same new.			69.00
2 Pianos	200. 00		Bell piano received as gift 1928. Item			
1 Organ	75. 00		10 00			
1 Gramaphone	5. 00		1 25			
20 Library book shelves	400. 00	F	6 sets of 3 sold for 3 1/2 ea			
Illustrations (32)	160. 00		See transcript re cost 60-			160 00
150 Books	150. 00					
1 Set Encyclopedia	120. 00		Educational branch			
Maps (27)	135. 00	-	wall maps Japanese			
3 Staplers	18. 00					18 00
2 Petty Cash Boxes	7. 00					7 00
1 Electric Clock	27.00					
28 Picture Frames	56. 00					56 00
2 Clocks	40. 00					
5 Classroom platforms	25. 00					25 00
Specimens	250. 00		actual stuffed animals			250 00
2000 Notebooks	140. 00					140 00
6 Gross Pencils	36. 00					36 00
Household Equipment:						
13 Cupboards	78. 00	F				
40 Brooms	28. 00		5.30(24)			
1 Dresser	15. 00	F				
3 Beds	60. 00	F				
3 Kettles	9. 00	K				
3 Gas stoves	30. 00	F				
10 Teapots	10. 00	K				
9 Tea trays	9. 00	K				
120 Plates	32. 00	K				
211 Cups	21. 00	K				
130 Saucers	13. 00	K				
Milk & Sugar bowls (22)	4. 00	K				
120 Spoons	18. 00	K				
10 Table Cloths	50. 00					50 00
25 Buckets	12. 00	T				
5 Curtains (for stage)	125. 00		I took one set when in camp			
2 Ladders	5. 00	T				
3 Shovels	5. 00	T				
3 Hammers	7. 00	T				
2 Axes	3. 00	T				
45 Carpenter's wood horse	22. 00	T				
46 Lumbers	10. 00					10 00
1 Movie projector table	5. 00					5 00
1 Scale	75. 00		21 00			
10 Cabinets	200. 00	F		for keeping exercise books		
1 Trank	15. 00		8 50			
16 Waste baskets	8. 00	F				
1 Pingpong table	5. 00		2 00			
25 Harmonicka	75. 00			used.		
2 Dismantled roll top desk	30. 00		{ 7 00 / 5 00			
250 Lanterns	75. 00		2 00	paper jap lanterns		
1 Big Box	3. 00					
	3585					
FURNITURE	1,106.00		309 50			826.00
KITCHENWARE	116.00		27 80			
TOOLS	54.00		5 00			
SPECIFIED ITEMS	308.00		62 05			
MISCELLANEOUS			3 50			
TOTALS	1584 00		407 85			

Summa

o. 10526 EXHIBIT No. CASE No.

o. VENUE LETHBRIDGE

SALES N	TENDER &c	SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NO ACCOUNT, THEFT &c	UNSOLD	SHIPPED	REMARKS
...ssdoors 3-4' wide			bought between 1930-40 ~~cost~~						6 still unsold (See list of goods on file left with Dept. of National Defence (Army))
...echanical type with handle									5 still unsold (see list of goods left with Army)
...ome old some new,			69.00						
...ell piano rec'd as gift 1928 - then used					one piano				1 piano broken & probably abandoned (see letter Pr. vertons 26/10/40) 1 piano shipped (see Custodian release June 1/44
...00									
...25									this was a case only
...ets of 3 ~~sold~~ for 3.25 each.									2 unsold (see list of goods left with Army.)
...anscript in cost 160 -			160.00	bought 1935					
...ll maps	Educational books in Japanese					150.00	included among 5000 books declared.		300 volumes loaned to YMCA for Internees by Sato (list on file) 58 cases shipped to Alberta by Sato.
	Japanese			120.00					
				135.00					Not declared or found.
			18.00						
			7.00						
							27.00		Left in building for use Dept. of National Defence (see list
			56.00						Declared 5 of these in Storage at Bowman's
							40.00		Left in building for use of Army (see list)
			25.00						
...al stripped animals &			250.00	dolls.					
			140.00						
			36.00						
...30(24)								16 shipped	24 sold, remainder shipped by Sato (Memo June 15/44)
			50.00						
~~Took one set when in vaut.~~								125.00	See Memo Feb 3/47 signed by Sato
			10.00						
			5.00						
...00									
...50	for keeping exercise books etc.			doors on earth.					
...00									
	used.			75.00					Not declared - Custodian had no knowledge of the existence of these.
...00									
...00									
...00	paper Jap lanterns								
				3.00					Not declared.
...50			826.00	333.00		150.00	67.00	625.00	
...80									
...00									
...05									
...50									
...85									

SUMMARY

$1584.00	sold for 407.85
826.00	not found
333.00	no record
150.00	theft
67.00	unsold
625.00	shipped

EXHIBIT No. 502-2
DATE 2 apl 1948
FILED BY J.W.G. Hunter

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No 10526 EXHIBIT No.

NAME THE VANCOUVER NIPPON KYORITSU GO-GAKKO MAINTENANCE ASS'N.

REG. No.

DATE	INVENTORY	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND
DECLARATION June 11,/42 EVACUATION	TAKEN BY DATE		AUCTION	TENDER &c		

Household Equipment (cont'd)

2 Ladders
1 Water-heating Tank
3 Shovels
3 Hammers
1 Torch
2 Axes
45 Carpenter's wood horse
46 Lumber
1 Movie Projector table

D 10526 EXHIBIT No. CASE No.

D. VENUE

SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NO ACCOUNT, THEFT &c	UNSOLD		REMARKS
	TENDER &c								

ESTABLISHED 1887

Pemberton Realty Corporation Limited

TELEPHONE PACIFIC 8241

418 HOWE STREET
VANCOUVER, CANADA

OFFICE OF THE CUSTODIAN
JAPANESE SECTION
RECEIVED
OCT 27 1942

October 26, 1942

Dept. of the Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
Vancouver, B. C.

Re: VANCOUVER NIPPON KYORITSU GO GAKKO ASSN.
File #10526 - re 439 Alexander St.

Dear Sirs:

Several doors and windows have been broken open again and the old piano there ruined. The Militia gave us to understand that they had made arrangements with the Custodian to take this ~~property~~ piano over. We would be glad to know of any understanding there was in this connection as we would be better to get the place occupied at $25.00 per month than have it stay idle and be damaged.

If the Militia would even take it for nothing and assume the responsibility in the meantime, it would be better than carrying on as it is.

Yours very truly,

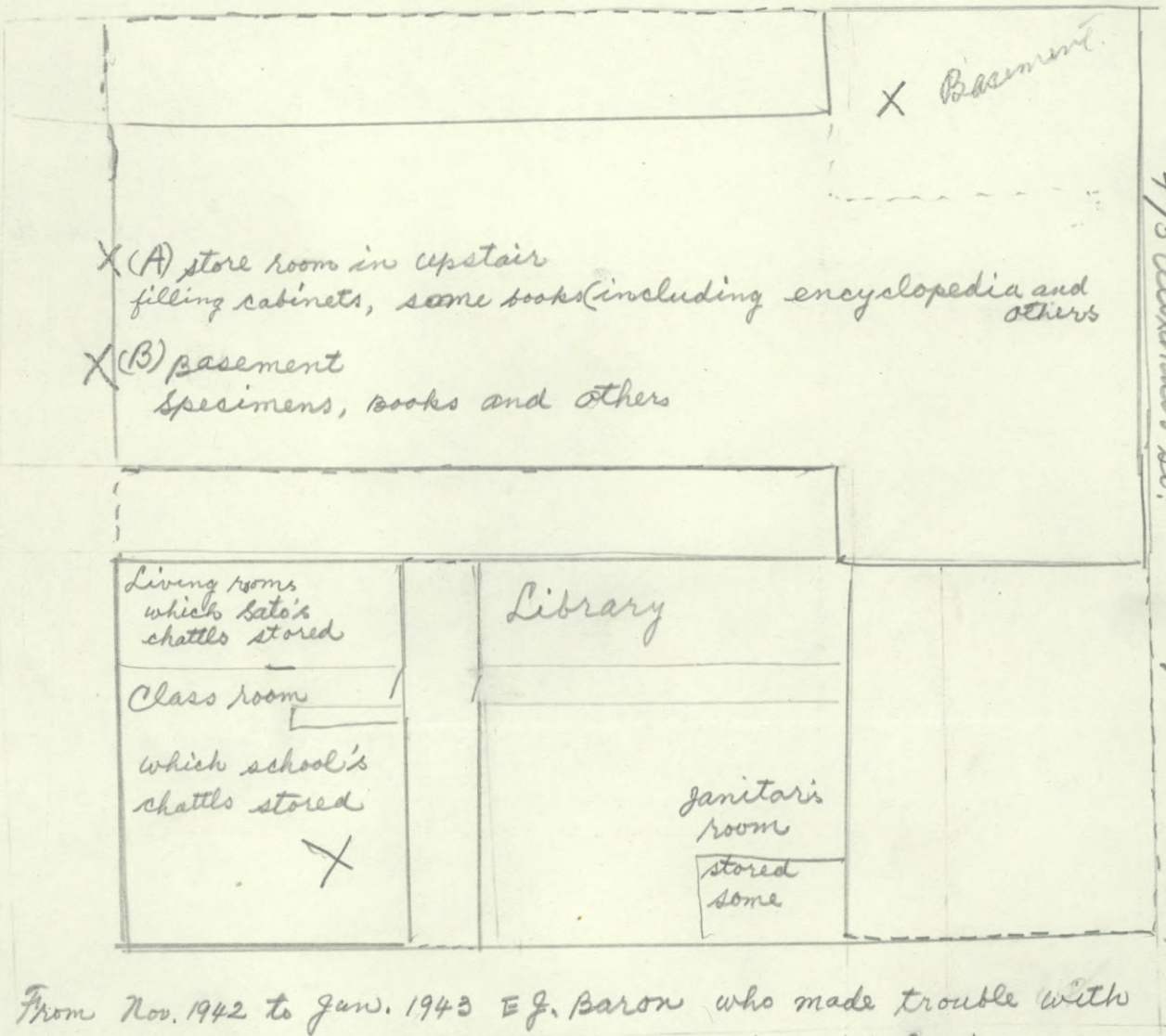
PEMBERTON REALTY CORPORATION LIMITED,

J. G. Walker

Rental Department, Manager.

JGW:BC

EXHIBIT No. 502-3
DATE 2 apr 1948
FILED BY
J. W. S. Hunter



From Nov. 1942 to Jan. 1943 E J. Baron who made trouble with Custodian (family of squatters) lived in the living rooms which Sato's chattls stored (see letter from Custodian Jan. 28 1944) I think the tenant moved (or used) my chattls out to class room which school's chattls stored.
Its mixed chattls so badly

EXHIBIT No. 502-4
DATE 2 apl 1948
FILED BY W. E. Hackwade

T. Sato

File

10526

Tashme, Via Hope, B.C.
January 11th., 1943:

EVACUATION SECTION
Rec'd JAN 13 1943
File No.
Ans.
Referred Green

Custodian's Office,
Royal Bank Building,
Vancouver, B.C.

Dear Sirs:- Re Blackboards at the Alexander Japanese School:

Please be advised that we have written a letter to the Pemberton Realty Corporation giving them authorization to release the blackboards at the Alexander Japanese School, for use in the school at Tashme, B.C.

We have also written to the B.C. Security Commission concerning the transportation of the same to Tashme.

As the school will open on January 18, we would appreciate your giving the above matter your due attention, and oblige.

Yours very truly,

G. Nakayama
T. Sakuma
Alex. J. School Trustees:

O.K. - wait for Sec. Comm request.

EXHIBIT No. 502-5
DATE 2 apl 1948
FILED BY J. W. G. Hunter.

Bouet

40

In connection with the Lease from the Secretary of State to E. J. Baron, later assigned to W.D. MacNeill, we received one month's rent but owing to demands of the City Mr. MacNeill was not able to convert it into a rooming house and we agreed to cancel the Lease.

The premises are now rented to the Department of National Defence as from March 1st, 1944 at $25.00 per month.

(May 25/44)

Form No. 8. Statutory Lease. 5-42. The Clarke & Stuart Co. Limited, Law Printers and Stationers, Vancouver, B.C.

This Indenture

Made in ~~duplicate~~ quadruplicate the Sixteenth (16th) day of - December - in the year of Our Lord one thousand nine hundred and forty-two (A. D. 1942),

IN PURSUANCE OF THE "SHORT FORM OF LEASES ACT"

Between: THE SECRETARY OF STATE OF CANADA, acting in his capacity as Custodian, under and by virtue of Order-in-Council P. C. 1665, dated March 4, 1942, as amended, hereinafter called the "Owner",

Insert full Names, Addresses and Occupations of parties.

or hereinafter called the "Lessor" of the First Part:

And

ELIOTT JACOB BARON, of 1225 West Seventh Avenue, in the City of Vancouver, in the Province of British Columbia,

hereinafter called the "Lessee" of the Second Part:

Witnesseth, the said Lessor doth demise unto the said Lessee, his executors, administrators and assigns, **All and Singular** that certain parcel or tract of land and premises situate, lying and being in the City of Vancouver, in the Province of British Columbia, more particularly known and described as follows: Lots Twenty-three (23) and twenty-four (24), Block Thirty-eight (38), District Lot One Hundred and ninety-six (196), being known as Number 439 Alexander Street,

EXHIBIT No. 502-6
DATE 2 apr 1948
FILED BY J. W. G. Munro

Together with all buildings thereupon erected, ~~or hereafter during the term hereby granted, to be erected~~ and also with all ways, ~~paths, passages, waters, water courses,~~ privileges, advantages and appurtenances whatsoever to the said premises belonging or otherwise appertaining.

From the - Fifteenth (15th) - day of - December - one thousand nine hundred and forty -two (A. D. 1942) - - - for the term of - - Two (2) years - thence ensuing.

Yielding during the said term therefor the rent of Nine Hundred and sixty xx/100 Dollars, ($960.00) - - - - - of lawful money of Canada, payable on the following days and times that is to say:

in advance, without deduction on the Fifteenth (15th) day of each and every month in twenty-four (24) consecutive installments of Forty xx/100 Dollars ($40.00) each, the first payment to be made on December 15th, 1942, receipt of which is hereby acknowledged.

The Lessee having examined the said demised premises hereby agrees to accept the same in their present condition and will make all repairs and improvements, including decorating, which may be required by the City of Vancouver during the term herein granted or prior thereto, at his own sole cost and expense.

In consideration of the Lessee agreeing to make all repairs and improvements ~~which may be required by the Municipal Authorities~~ he is to be allowed a refund of Fifteen xx/100 Dollars ($15.00) per month during the period ending on December Fourteenth (14th), Nineteen Hundred and forty-four (A. D. 1944).

~~the first payment to be made on the day of , 194~~

That the said Lessee covenants with the said Lessor to pay rent; ~~and to pay taxes;~~ and to pay rates for water, electric light, gas and telephone.

And to repair; ~~and to keep up fences; and not to cut down timber~~; reasonable wear and tear, and damage by fire and tempest excepted;

And the said Lessor may enter and view state of repair, and that the said Lessee will repair according to notice, reasonable wear and tear, and damage by fire and tempest excepted;

And will not assign without leave; and will not sublet without leave.

And that he will leave premises in good repair; reasonable wear and tear, and damage by fire and tempest excepted;

And that he will not carry on any business that shall be deemed a nuisance on the premises.

Proviso for re-entry by the said Lessor on non-payment of rent, or non performance of covenants.

Proviso for re-entry on seizure or forfeiture of the said term.

The said Lessor covenants with the said Lessee for quiet enjoyment.

And also that if the term hereby granted shall be at any time seized or taken in execution or in attachment by any creditor of the Lessee, or if the Lessee shall make any assignment for the benefit of creditors, or becoming bankrupt or insolvent, shall take the benefit of any act that may be in force for bankrupt or insolvent debtors the then current three (3) months' rent shall immediately become due and payable and the said term shall immediately become forfeited and void.

And it is hereby Declared and Agreed that in case the premises hereby demised or any part thereof shall at any time during the term hereby granted be burned or damaged by fire or tempest so as to render the same unfit for the purpose of the Lessee then the rent hereby reserved or a proportionate part thereof according to the nature and extent of the injuries sustained, and all remedies for recovering the same shall be suspended and abated until the said premises shall at the option of the Lessor have been repaired or made fit for the purpose of the Lessee.

Provided always and it is hereby agreed by and between the parties hereto that if the said Lessee shall hold over after the expiration of the term hereby granted and the Lessor shall accept rent, the new tenancy thereby created shall be a tenancy from month to month and not a tenancy from year to year, and shall be subject to the covenants and conditions herein contained so far as the same are applicable to a tenancy from month to month.

THE LESSEE HEREBY AGREES to comply promptly at his own expense with all laws, ordinances, regulations, requirements and recommendations of any and all Civic, Municipal and other authorities, and all notices in pursuance of same whether served upon the Lessor or the Lessee, and will indemnify and save harmless the Lessor from and against all and all manner of actions or causes of action, damages, loss, costs or expenses, which he may sustain, incur or be put to by reason of any neglect of same or non-compliance therewith or by reason of any defect, deficiency, disrepair, depreciation, damage or change in or to the premises, or any injury or damage to any person or to any goods and chattels contained in, upon or about the premises, however caused.

Wherever the singular or the masculine are used in this Indenture, the same shall be deemed to include the plural or the feminine, or the body politic or corporate; also the heirs, executors, administrators, successors and assigns of the respective parties hereto and each of them, (where the context or the parties so require).

In Witness Whereof the said parties have hereunto set their hands and seals the day and the year first above written.

Signed, Sealed and Delivered
IN THE PRESENCE OF

Signature of Witness Dorothy Harrick
Street Address 2749 East 19th ave.
City or Town Vancouver B.C.
Occupation Stenographer

F G Shears

(F. G. SHEARS)
Authorized Deputy of the Secretary of State and/or Custodian.

Mrs Johnston
#18 Howe St
Vancouver BC
agent

E. J. Barcus

Dated December 16th, 1942.

THE SECRETARY OF STATE
OF CANADA

—TO—

ELIOTT JACOB BARON

Statutory Lease
SHORT FORM

The Clarke & Stuart Co. Limited, Law Printers and Stationers
Vancouver, B.C. Form No. 8

Premises: 439 Alexander Street,
Vancouver, B. C.

Expires: December 14th, 1944

Monthly Rental: $40.00

PEMBERTON REALTY CORPORATION LIMITED
418 Howe Street * Vancouver, B. C.

SGF:BC

FOR MAKER (INCLUDING MARRIED WOMEN)

I Hereby Certify that, on the day of , 194 , at , in the Province of British Columbia, (whose identity has been proved by the evidence on oath of , who is) personally known to me, appeared before me and acknowledged to me that the person mentioned in the annexed Instrument as the maker thereof, and whose name subscribed thereto as part , that know the contents thereof, and that executed the same voluntarily, and of the full age of twenty-one years.

IN TESTIMONY whereof I have hereunto set my Hand and Seal of Office, at in the Province of British Columbia, this day of in the year of our Lord one thousand nine hundred and forty

A Notary Public in and for the Province of British Columbia.
A Commissioner for taking affidavits within British Columbia.

NOTE.—Where the person making the acknowledgment is personally known to the officer taking the same, strike out the words in brackets.

FOR WITNESS

Province of British Columbia
To Wit:

I, of the of ' in the Province of British Columbia, make oath and say:

1. I was personally present and did see the within instrument duly signed and executed by the part thereto, for the purposes named therein.
2. The said instrument was executed at
3. I know the said part , and that of the full age of twenty-one years.
4. I am the subscribing witness to the said instrument and am of the full age of sixteen years.

Sworn before me at
in the Province of British Columbia, this
day of 194

A Notary Public in and for the Province of British Columbia.
A Commissioner for taking affidavits within British Columbia.

J. Arthur MacLennan
BARRISTER AT LAW, SOLICITOR
NOTARY PUBLIC

TELEPHONE: TATLOW 4354

311 BANK OF NOVA SCOTIA BUILDING
602 HASTINGS STREET WEST
Vancouver, B.C.

March 2nd, 1949

EXHIBIT No. 502 - 7
DATE 2 mar 1949
FILED BY J.A. MacLennan

The Honourable Mr. Justice H. I. Bird,
c/o A. Watson, Esq.,
Secretary,
Japanese Property Losses Commission,
Court House,
Vancouver, B. C.

Re: Case No. 502 - Lethbridge - Vancouver
Nippon Kyoritzu Go-Gakko.

Your Lordship:

Further to the letter of October 22nd, 1948, from Mr. Watson to me, and my reply of November 2nd last, the particulars of the settlement made with the Army in connection with this matter follow:

Re: 439 Alexander Street, Vancouver.

On March 28th, 1947, the legal firm of Norris & MacLennan, Vancouver, wrote to the Officer I/C, Headquarters, B.C. Area, copy of which letter is enclosed herewith, and marked "A". On June 24th, 1947, instructions were received from Mr. T. Sato, on behalf of the Association, to accept the sum of $2266.00 in full settlement of all damages with respect to the premises at 439 Alexander Street.

Insofar as I am aware, the only chattels contemplated in that settlement were the articles mentioned in the letter of March 28th, 1947, marked "A".

Subsequently a settlement was made with the Department of Labour whereby the Department agreed to pay, and did pay, the sum of $400.00 in lieu of rentals and losses of all school equipment which had been lent to the B.C. Security Commission in 1942. I have no personal knowledge of the equipment concerned in that settlement with the Department of Labour, except I do recall that it included desks and blackboards. I assume the B.C. Security Commission would have the list of chattels concerned in that settlement, being the chattels which were borrowed in 1942.

Subsequently, a release was given to His Majesty the King for the sum of $2265.00, in full settlement of all claims or demands which the Association might have against His Majesty the King, in lieu of the restoration of the same, and in lieu of any or all claims for furniture or furnishings in connection therewith.

Re: 475 Alexander Street, Vancouver.

On the 14th day of July, 1947, Norris & MacLennan wrote to the Royal Canadian Engineers, H.Q. B.C. Area, Jericho Beach, Vancouver, B. C., recommending settlement of the claims against the Department of National Defence in regard to 475 Alexander Street in the amount of $850, and annexed hereto, and marked "B" is a copy of the letter setting out the terms of settlement. The principal chattels contemplated in the settlement are itemized in the paragraph numbered 3 on the second page of that letter.

Annexed hereto and marked "C" is an inventory of 475 Alexander Street, being the inventory of those premises made in 1942 by the Department of National Defence. This inventory was checked on August 19th, 1947, and the items mentioned therein were found to be on the premises at 475 Alexander Street, with the following exceptions:

There were no filing cabinets;
There were 447 chairs instead of 633.

On August 19th, 1947, three electric clocks were checked as being on the premises, but Mr. Sato informed me at the time he took over possession on August 28th, 1947, that one electric clock was then missing.

Annexed hereto, and marked "D" is a list of chattels headed "Receipt for Engineer Fixtures" with reference to both 475 Alexander Street and 439 Alexander Street, together with certificates dated the 28th day of August, 1947, acknowledging the handing-over of the engineer's fixtures with regard to both 475 Alexander Street and 439 Alexander Street. The amount of the compensation settled upon with the Department of National Defence with regard to 475 Alexander Street was $850, which was received in February, 1948, along with the sum of $2265 with reference to 439 Alexander Street.

The receipt for engineers' fixtures signed for by Mr. Sato, on behalf of the Association, marked "D" herein, makes no reference to the other chattels given back to the Association, referred to in the list marked "C", because the Engineers' Branch was in charge of the building at the time of its surrender, and was not concerned in anything apart from engineers' fixtures.

I believe the enclosures contain the information which Your Lordship requested, but if there is anything more which I can do to assist in this connection, I shall, of course, be pleased to do so.

The Honourable Mr. Justice H. I. Bird, 3
March 2nd, 1949

I should have mentioned with regard to the electric clock missing on August 28th, 1947, that a receipt was signed for only 2 clocks to the Engineers Branch The receipt given to the Engineers Branch for the Inventory as checked on June 19th, 1947, acknowledges the presence of 3 electric clocks on hand at that date, and a letter of Norris & MacLennan, dated September 23rd, 1947, to Captain E.E. Maltby, H.Q. B.C. Area, Canadian Army, Vancouver, returning a copy of the Inventory as of that date, duly signed by the writer, a copy of which is annexed hereto and marked "E", refers only to an alteration with respect to filing cabinets, and points out that 3 filing cabinets were missing, and not 2 as contained originally in the document marked "E". The reason the Engineers Department wanted reference to only 2 filing cabinets is that on the original Inventory of 1942 there is a notation that one of the filing cabinets was taken by the Intelligence Branch, and the Engineers Branch took the attitude that they were not concerned with what the Intelligence Branch might have done with a filing cabinet, and they were responsible for only two of them.

I understand that on August 19th, 1947, the Engineers Branch of the Army surrendered the premises to another Department until it was handed over to the owners on August 28th of that year, and the acknowledgment to the Engineers Department of 3 electric clocks deals with the date August 19th, and not subsequently.

I am sending a copy of this letter and the enclosures to Messrs. Ritchie and Huckvale, Solicitors, of Lethbridge, Alberta, and to Mr. T. Sato, on behalf of the Association, and I enclose herewith further additional copy for the convenience of Your Lordship and Crown Counsel.

Yours truly,

J. A. MacLENNAN

Enc.
JAM/w

LETTERHEAD - NORRIS & MacLENNAN

" A "

28th March, 1947.

Officer I/C,
H.Q. B.C. Area,
Vancouver, B. C.

(Attention Major Hutcheson, R.C.E.)

Dear Sir,

Re: Vancouver Japanese School of Languages Maintenance Association : Premises No. 439, Alexander Street, Vancouver

We have endeavoured on two or three occasions to oommunicate with your Major Hutcheson by telephone, but without success.

We represent the Vancouver Japanese School of Languages Maintenance Association and are writing you with reference to a lease made the 1st day of March 1944 betweeh that Association as Lessor and His Majesty the King, represented by the Honourable The Minister of National Defence as Lessee.

We understand that the Department of National Defence may be desiring to vacate the premises and we call your attention to the provision in the lease thet the Lessee will yield up the demised property in good and tenantable repair, damage from fire, storm and tempest and reasonable wear and tear only excepted.

Damage done to the premises in question which should be made good by the Lessee is as follows:

115 panes of glass broken
6 large school blackboards ripped off the walls
4 toilets, 3 sinks, 3 washbasins, and water pipes ripped out and missing
14 doors missing or damaged
Large marble slab in lavatory broken
Several partitions torn out
Front entrance steps damaged
Some electric wiring removed.

Officer I/C, H.Q. B.C. Area 28th March, 1947

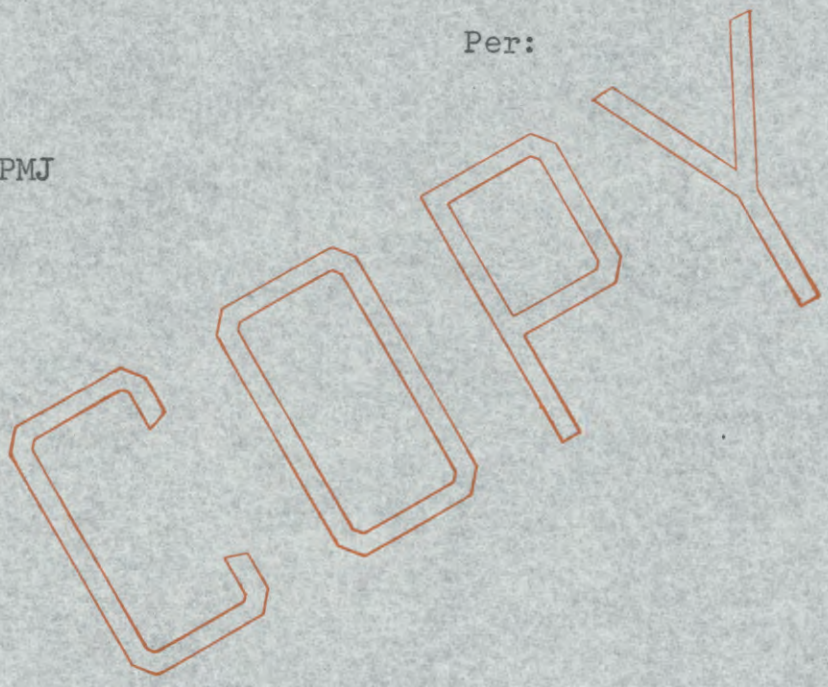
We would appreciate having your advice that these matters will be attended to forthwith.

Yours truly,

NORRIS & MacLENNAN

Per:

JAM/PMJ



LETTERHEAD - NORRIS & MacLENNAN

" B "

14th July, 1947.

Royal Canadian Engineers,
H.Q. B.C. Area,
Jericho Beach,
Vancouver, B.C.

(Attention Captain R.C. Chambers)

Dear Sirs,

Re: 475 Alexander Street, Vancouver, B.C.
Our File #1580

In this connection we are satisfied, after inspection, that the building on the above-noted premises is in fair condition. The following, however, has been noted:

1. That two adjoining structures, a miniature rifle range and a vehicle garage, have been erected abutting on the main building;

2. That in the erection of the miniature range an iron fire-escape was removed from the main building;

3. That, of the chattels described in the Lease of the 1st of July, 1942, as belonging with the building, 216 chairs are missing and a number of them are in bad repair;

4. That three toilets and a wash basin have been removed from the building;

5. That some fourteen lighting fixtures of the ceiling dome type have been removed from the building.

We are prepared to recommend to our Clients that they accept surrender of the Lease and take over the building as of the 15th of August of this year, on the following conditions:-

1. That the iron fire-escape should be replaced if

Royal Canadian Engineers 14th July, 1947.

and when the said rifle range is removed;

2. That the interior of the building be brought as nearly as possible to the state of repair it was in at the time it was first occupied by the Army;

3. That the sum of $850.00 is paid to us on behalf of the Japanese owners to compensate them for the loss and damage to chattels and for damage to the building occasioned during the period of the occupancy by the Army. It is understood that included in this sum of $850.00 is the sum of $250.00 which is an estimate of the cost of 3 toilets, 1 wash basin and 14 ceiling dome electric lighting fixtures and the installation thereof;

4. That the building be turned over to us as representatives of the Japanese owners as of August 15th, 1947, subject to an inspection by ourselves at that time.

Yours truly,

NORRIS & MacLENNAN

Per L.E.H.

LEH/PMJ

COPY

COPY

" C "

475 Alexander St.,

INVENTORY

25/8/42.

Item	Nomenclature			Location
As found in building and retained	Desk Tables	2		C.O.'s Office
	Book Cases	5	1 -	C.O.'s Office
			1 -	Ord. Room
			3 -	Officers Room
	Filing Cabinets	2	1 -	Ord. Room
			1 -	Locked
		1	1 -	Taken by Intelligence
	Chairs	633		Distributed
	Hose Lengths	3		"
	E.L. Bulbs			All complete
	E.L. Clocks	3		Distributed
As left in basement	Sets of Shelves	2		For
	Small book cases	1		later
	2 Tier Exhibition cases	1		removal to store rooms
Taken from old school building	Double Deck Tables	2		Ord. Room
	Writing Desks	2		Ord. Room
	"Little People" Desks	4		Ord. Room
	Square table	1		Ord. Room
Under stage	Undiscovered junk mostly for Removal			

"D.A. Smith"
"Aug. 25/1942"

"C.J.Cock" 2'Lt."
"A/Adj."

"G.A.Rosser"."C.Q.M.S."
"6th Reserve Field Coy. R.C.E."

COPY

" D "

RECEIPT FOR ENGINEER FIXTURES
475 ALEXANDER ST. VANCOUVER, B.C.

No.	Article	Description
46	Shades, glass	
61	Fixtures, electrical	
3	Fountains, drinking	
4	Toilets	
4	Basins, wash	
1	Urinal	
14	Faucets, utility	
1	Night latch	
2	Gongs, fire	
1	Sink, W.E. deep	
2	Clocks, electric	
1	Heaters, jacket #D.0.0.	
1	Tanks, H.W. 40 gal.	
1	Sinks, G.I. 1 comp.	
24	Radiators	
1	Furnace, H.W. Sectional Viking #28-10-W	c/w thermometer and guage
1	Reels, fire hose	
200'	Hose, fire 1½" R.L. 50' lengths.	
2	Nozzels, hose fire 1½"	
4	Spanners, fire hose	
4	Extinguishers, fire 5 gal. Pump Tanks	
1	Pails, fire	
5	Shovels, fire	
50'	Hose, fire 1½" canvas	
2	Axes, fire c/w holders.	

439 ALEXANDER ST.

22	Fixtures, electrical	

" T.S. "

" R?P. "

COPY

" E "

INVENTORY OF FURNITURE

at

475 Alexander Street

As checked by Capt.E.E. Maltby/Mr. Hill.

On 19 Jun 47

Item	Number Claimed	On Hand This Date	Deficient Per Original List
Desk Table	2	-	2
Cabinets Filing	3	-	3
Cases Book	5	5	-
Chairs Folding	663	447 (X)	186
Hose Lengths	3	-	3
Clocks Electric	3	3	-
Tables Double Desk	2	2	-
Desks Writing	2	-	2
Little People	4	Numerous	-
Tables Square	1	1	-
Cases Book Small	1	-	1
Shelves Set of	2	-	2
Cases Exhibition 2-Tier	1	1	-

(X) Distribution

Code Room	27
MT Room	15
Main Hall	96
On Stage	49
Under Stage	260
Total	447

Handing Over

..."E.E..MALTBY".....
Capt

Taking Over

¾ "J.A. MacLENNAN"
.....

EXHIBIT No. 502 - 8

DATE Nov. 7th, 1949.

FILED BY Mr. Braidwood

SUTTON, BRAIDWOOD & MORRIS
Successors To
Reid, Walbridge, Gibson, Sutton & Braidwood

Barristers and Solicitors

506 Royal Bank
Building,
Vancouver, B.C.

"Ex 8."

November 4th, 1949.

Honorable Mr. Justice H. I. Bird,
Court House,
Vancouver, B. C.

502

Dear Sir: Re: Vancouver Nippon Kyoritsu Go-Gakko
(Japanese School of Languages)
Maintenance Association

Counsel for the Claimant and Counsel for the Crown have considered the above case and the evidence submitted therein in detail. The matter involved here is simply one of chattel adjustment, subject to the usual formula which has been presented to your Lordship on many occasions. After having examined all the auction sheets, the material on the file, and the analysis prepared by the Custodian, Counsel reconciled the position on the basis as follows:

Claim for goods sold by auction	$ 693.52
Sale price of goods sold by auction	288.75
Lost Goods	1504.90

Details of the above will be found in Crown Counsel's note on the Custodian file.

It is proposed that the above figures should be inserted in the proposed award sheet and the usual chattel calculations computed therein to give the final net award.

Counsel recommend payment be made in this matter to Mr. Tsutae SATO, who represented the Claimant, and that payment should be made to him as Trustee for the members of the Association.

It is understood that the above is without prejudice to the rights of either party in the event of the Commissioner not approving same.

Yours very truly,

Signed Darrell T. Braidwood
D. T. Braidwood,
Government Counsel.

Signed: R.J.McMaster
R.J. McMaster,
Claimant's Counsel

I hereby certify that the foregoing words are a true copy of the original whereof they purport to be a copy.

January 11th, 1950

J. Spratt

March 20th 1948.

The Custodian,
Department of Secretary of State,
675 W. Hastings St.,
Vancouver, B.C.

Dear Sir,

Re claim of Kyoritsu-Go-Gakko Maintenance Association and
Re claim of T. Sato.

We enclose herewith copy of letter received from Messrs. Ritchie & Huckvale, asking that the Custodian's file re T. Sato be forwarded to them as soon as possible.

Yours truly,

Enc.

VW.

(Delivered to
Messenger from Custodian's office)
Mch.20/48.

COPY.

Lethbridge, A;berta.
18th March 1948.

Secretary,
Japanese Property Claims Commission,
Court House,
Vancouver, B.C.

Dear Sir:

Re: Kyoritsu-Go-Gakko Maintenance Association
Re: T. Sato.

In this matter we are acting for both claimants. We have received through Mr.McMaster the Custodian's file re the Association, but have not received the file re T.Sato.

We observe that on the list of cases to be heard by the Commissioner appears that of the Association.

Mr.Sato will be the only witness with respect to each claim. As he is coming from Lacombe, Alberta, to Lethbridge for the sittings, we would greatly appreciate it if both the Association's claim and his own personal claim could be heard at the same time.

We would point out that Lacombe is more than 200 miles away from Lethbridge and it would hence be a saving of both time and money for Mr.Sato if both claims could be heard at approximately the same time.

If this is agreeable to you we would appreciate receiving the Custodian's file re T.Sato as soon as possible.

Yours truly,

RITCHIE & HUCKVALE

Per. T.

WEH/JT.

WEH/JT.

Ritchie & Huckvale

BARRISTERS, SOLICITORS, NOTARIES, &C.

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

OFFICES: ACADIA BUILDING
612 THIRD AVENUE S.

Lethbridge, Alberta,
CANADA

18th March, 1948.

Secretary,
Japanese Property Claims Commission,
Court House,
Vancouver, B. C.

Dear Sir:

Re: Kyoritsu-Go-Gakko Maintenance Association
Re: T. Sato

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Yours truly,

RITCHIE & HUCKVALE

Per

WEH/JT.

Copy forwarded to Custodian's office.
V.J.W.

March 5th 1949.

J.A.MacLennan, Esq.,
Barrister and Solicitor,
311 Bank of Nova Scotia Bldg.,
Vancouver, B.C.

Dear Mr.MacLennan,

Re Case No.502 - Vancouver-Nippon
Kyoritzu Go-Gakko

We acknowledge receipt of your letters of the 2nd inst., with enclosures, and we thank you for the information therein contained.

Yours truly,

A. WATSON
Secretary.

AW/W.

TELEPHONE: TAtlow 4354

J. Arthur MacLennan

BARRISTER AT LAW, SOLICITOR
NOTARY PUBLIC

J. A. MACLENNAN, LL.B.

BERYL M. ROBINSON, LL.B.

311 BANK OF NOVA SCOTIA BUILDING
602 HASTINGS STREET WEST
Vancouver, B. C.

March 2nd, 1949

A. Watson, Esq.,
Secretary,
Japanese Property Losses Commission,
Court House,
Vancouver, B. C.

Re Case No. 502 - Lethbridge - Vancouver Nippon Kyoritzy Go-Gakko.

Dear Sir:

Further to your letter to me of October 22nd last, and my reply to you of November 2nd, I now enclose herewith in duplicate letter and enclosures addressed to the Honourable Mr. Justice H.I. Bird.

If there is any other information desired in this connection in which I can be of any assistance, please let me know.

Yours sincerely,

J. A. MacLENNAN

JAM/w
Enc.

March 2nd, 1949

The Honourable Mr. Justice H. I. Bird,
c/o A. Watson, Esq.,
Secretary,
Japanese Property Losses Commission,
Court House,
Vancouver, B. C.

Re: Case No. 502 - Lethbridge - Vancouver
Nippon Kyoritzu Go-Gakko.

COPY

Your Lordship:

Further to the letter of October 22nd, 1948, from Mr. Watson to me, and my reply of November 2nd last, the particulars of the settlement made with the Army in connection with this matter follow:

Re: 439 Alexander Street, Vancouver.

On March 28th, 1947, the legal firm of Norris & MacLennan, Vancouver, wrote to the Officer I/C, Headquarters, B.C. Area, copy of which letter is enclosed herewith and marked "A". On June 24th, 1947, instructions were received from Mr. T. Sato, on behalf of the Association, to accept the sum of $2266.00 in full settlement of all damages with respect to the premises at 439 Alexander Street.

Insofar as I am aware, the only chattels contemplated in that settlement were the articles mentioned in the letter of March 28th, 1947, marked "A".

Subsequently a settlement was made with the Department of Labour whereby the Department agreed to pay, and did pay, the sum of $400.00 in lieu of rentals and losses of all school equipment which had been lent to the B.C. Security Commission in 1942. I have no personal knowledge of the equipment concerned in that settlement with the Department of Labour, except I do recall that it included desks and blackboards. I assume the B.C. Security Commission would have the list of chattels concerned in that settlement, being the chattels which were borrowed in 1942.

Subsequently, a release was given to His Majesty the King for the sum of $2265.00, in full settlement of all claims or demands which the Association might have against His Majesty the King, in lieu of the restoration of the same, and in lieu of any or all claims for furniture or furnishings in connection therewith

Re: 475 Alexander Street, Vancouver.

On the 14th day of July, 1947, Norris & MacLennan wrote to the Royal Canadian Engineers, H.Q. B.C. Area, Jericho Beach, Vancouver, B. C., recommending settlement of the claims against the Department of National Defence in regard to 475 Alexander Street in the amount of $850, and annexed hereto, and marked "B" is a copy of the letter setting out the terms of settlement. The principal chattels contemplated in the settlement are itemized in the paragraph numbered 3 on the second page of that letter.

Annexed hereto and marked "C" is an inventory of 475 Alexander Street, being the inventory of those premises made in 1942 by the Department of National Defence. This inventory was checked on August 19th, 1947, and the items mentioned therein were found to be on the premises at 475 Alexander Street, with the following exceptions:

There were no filing cabinets;
There were 447 chairs instead of 633.

On August 19th, 1947, three electric clocks were checked as being on the premises, but Mr. Sato informed me at the time he took over possession on August 28th, 1947, that one electric clock was then missing.

Annexed hereto, and marked "D" is a list of chattels headed "Receipt for Engineer Fixtures" with reference to both 475 Alexander Street and 439 Alexander Street, together with certificates dated the 28th day of August, 1947, acknowledging the handing-over of the engineer's fixtures with regard to both 475 Alexander Street and 439 Alexander Street. The amount of the compensation settled upon with the Department of National Defence with regard to 475 Alexander Street was $850, which was received in February, 1948, along with the sum of $2265 with reference to 439 Alexander Street.

The receipt for engineers' fixtures signed for by Mr. Sato, on behalf of the Association, marked "D" herein, makes no reference to the other chattels given back to the Association, referred to in the list marked "C", because the Engineers' Branch was in charge of the building at the time of ist surrender, and was not concerned in anything apart from engineers' fixtures.

I believe the enclosures contain the information which Your Lordship requested, but if there is anything more which I can do to assist in this connection, I shall, of course, be pleased to do so.

I should have mentioned with regard to the electric clock missing on August 28th, 1947, that a receipt was signed for only 2 clocks to the Engineers Branch The receipt given to the Engineers Branch for the Inventory as checked on June 19th, 1947, acknowledges the presence of 3 electric clocks on hand at that date, and a letter of Norris & MacLennan, dated September 23rd, 1947, to Captain E.E. Maltby, H.Q. B.C. Area, Canadian Army, Vancouver, returning a copy of the Inventory as of that date, duly signed by the writer, a copy of which is annexed hereto and marked "E", refers only to an alteration with respect to filing cabinets, and points out that 3 filing cabinets were missing, and not 2 as contained originally in the document marked "E". The reason the Engineers Department wanted reference to only 2 filing cabinets is that on the original Inventory of 1942 there is a notation that one of the filing cabinets was taken by the Intelligence Branch, and the Engineers Branch took the attitude that they were not concerned with what the Intelligence Branch might have done with a filing cabinet, and they were responsible for only two of them.

I understand that on August 19th, 1947, the Engineers Branch of the Army surrendered the premises to another Department until it was handed over to the owners on August 28th of that year, and the acknowledgment to the Engineers Department of 3 electric clocks deals with the date August 19th, and not subsequently.

I am sending a copy of this letter and the enclosures to Messrs. Ritchie and Buckvale, Solicitors, of Lethbridge, Alberta, and to Mr. T. Sato, on behalf of the Association, and I enclose herewith further additional copy for the convenience of Your Lordship and Crown Counsel.

Yours truly,

J. A. MacLENNAN

Enc.
JAM/w

LETTERHEAD - NORRIS & MacLENNAN

" A "

28th March, 1947.

Officer I/C,
H.Q. B.C. Area,
Vancouver, B. C.

(Attention Major Hutcheson, R.C.E.)

Dear Sir,

Re: Vancouver Japanese School of Languages Maintenance Association : Premises No. 439, Alexander Street, Vancouver

We have endeavoured on two or three occasions to communicate with your Major Hutcheson by telephone, but without success.

We represent the Vancouver Japanese School of Languages Maintenance Association and are writing you with reference to a lease made the 1st day of March 1944 betweeh that Association as Lessor and His Majesty the King, represented by the Honourable The Minister of National Defence as Lessee.

We understand that the Department of National Defence may be desiring to vacate the premises and we call your attention to the provision in the lease thet the Lessee will yield up the demised property in good and tenantable repair, damage from fire, storm and tempest and reasonable wear and tear only excepted.

Damage done to the premises in question which hould be made good by the Lessee is as follows:

115 panes of glass broken
6 large school blackboards ripped off the walls
4 toilets, 3 sinks, 3 washbasins, and water pipes ripped out and missing
14 doors missing or damaged
Large marble slab in lavatory broken
Several partitions torn out
Front entrance steps damaged
Some electric wiring removed.

Officer I/C, H.Q. B.C. Area 28th March, 1947

We would appreciate having your advice that these matters will be attended to forthwith.

Yours truly,

NORRIS & MacLENNAN

Per:

JAM/PMJ

COPY

LETTERHEAD - NORRIS & MacLENNAN

" B "

14th July, 1947.

Royal Canadian Engineers,
H.Q. B.C. Area,
Jericho Beach,
Vancouver, B.C.

(Attention Captain R.C. Chambers)

Dear Sirs,

Re: 475 Alexander Street, Vancouver, B.C.
Our File #1580

In this connection we are satisfied, after inspection, that the building on the above-noted premises is in fair condition. The following, however, has been noted:

1. That two adjoining structures, a miniature rifle range and a vehicle garage, have been erected abutting on the main building;

2. That in the erection of the miniature range an iron fire-escape was removed from the main building;

3. That, of the chattels described in the Lease of the 1st of July, 1942, as belonging with the building, 216 chairs are missing and a number of them are in bad repair;

4. That three toilets and a wash basin have been removed from the building;

5. That some fourteen lighting fixtures of the ceiling dome type have been removed from the building.

We are prepared to recommend to our Clients that they accept surrender of the Lease and take over the building as of the 15th of August of this year, on the following conditions:-

1. That the iron fire-escape should be replaced if

and when the said rifle range is removed;

2. That the interior of the building be brought as nearly as possible to the state of repair it was in at the time it was first occupied by the Army;

3. That the sum of $850.00 is paid to us on behalf of the Japanese owners to compensate them for the loss and damage to chattels and for damage to the building occasioned during the period of the occupancy by the Army. It is understood that included in this sum of $850.00 is the sum of $250.00 which is an estimate of the cost of 3 toilets, 1 wash basin and 14 ceiling dome electric lighting fixtures and the installation thereof;

4. That the building be turned over to us as representatives of the Japanese owners as of August 15th, 1947, subject to an inspection by ourselves at that time.

Yours truly,

NORRIS & MacLENNAN

Per L.E.H.

LEH/PMJ

COPY

"C"

COPY

475 Alexander St.,

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25/8/42.

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"Aug. 25/1942"

"C.J.Cock" 2'Lt."
"A/Adj."

"G.A.Rosser"."C.Q.M.S."
"6th Reserve Field Coy.
R.C.E."

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439 ALEXANDER ST.

22	Fixtures, electrical	

" T.S. "

" R?P. "

COPY

" E "

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at

475 Alexander Street

As checked by Capt.E.E. Maltby/Mr. Hill.

On 19 Jun 47

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..."E.E..MALTBY"....
Capt

Taking Over

"J.A. MacLENNAN"

J. Arthur MacLennan
BARRISTER AT LAW, SOLICITOR
NOTARY PUBLIC

TELEPHONE: TAtlow 4354

311 BANK OF NOVA SCOTIA BUILDING
602 HASTINGS STREET WEST
Vancouver, B.C.

November 2nd, 1948

A. Watson, Esq.,
Secretary,
Japanese Property Claims Commission,
Court House,
Vancouver, B. C.

Re: Case No. 502 - Lethbridge -
Vancouver Nippon Kyoritsu Go-Gakko.

Dear Mr. Watson:

I acknowledge your letter of the 22nd ultimo, and regret that I have not been in touch with you before now. Mr. Huckvale, Counsel for the Claimant, did communicate with me some time ago, and this is a matter which has been standing on my desk, unattended to, pending more urgent matters, but I shall look into this in the near future, and let you have my report at an early date.

Yours truly,

J. A. MacLENNAN

JAM/w

October 22nd 1948.

J. A. MacLennan, Esq.,
Barrister and Solicitor,
602 W. Hastings St.,
Vancouver, B.C.

Dear Mr.MacLennan,

Re Case #502 Lethbridge -
Vancouver Nippon Kyoritsu Go-Gakko.

In the transcript of evidence in the above case, we note that it was arranged that Mr.Huckvale, Counsel for the claimant, was to communicate with you to ascertain what settlement, if any, the Army had made to claimant for chattels which were left with them for their use and which were subsequently missing.

We shall be glad if you will furnish us with a statement showing what settlement was made, as the Commissioner agreed that a document from you containing the desired information would be accepted and filed as an exhibit.

Thanking you in anticipation,

Yours truly,

/r

A. WATSON

Secretary.

AW/W.