

Name of Claimant

NISHIYAMA, Kohei (Abandoned)

Case..... 577 -ABANDONED

1078

Custodian File

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



CASE NO: 577.

JAPANESE PROPERTY CLAIMS COMMISSION

Lethbridge, Alberta,

August 16th, 1948.

IN THE MATTER OF THE CLAIM OF

KOHEI NISHIYAMA.

PROCEEDINGS AT HEARING.



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

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

(HIS HONOUR JUDGE R.M. EDMANSON, SUB-COMMISSIONER).

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Lethbridge, Alberta,  
 August 16th, 1948.

IN THE MATTER OF THE CLAIM OF  
KOHEI NISHIYAMA.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

G.E.A. RICE, Esq., K.C.,

appearing for the  
 Dominion Government.

W.E. HUCKVALE, Esq.,

appearing for the  
 claimant.

MISS LILLIE THOMAS,

Secretary.

D.J. HANDFORD, Esq.,

Official Interpreter.

S.R. HOWARD, Esq.,

Official Reporter.

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Discussion.

THE SECRETARY: Case No. 577, Kohei Nishiyama.

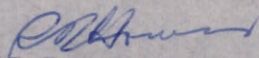
MR. HUCKVALE: This case, too, will have to be abandoned, sir. I have a letter authorizing me to make that statement from the claimant himself. The reason for doing so appears to be that his goods were mixed up with somebody else's and he finds it impossible to separate them so that he is abandoning his claim.

THE SUB-COMMISSIONER: Yes.

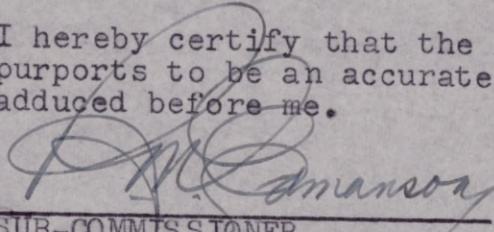
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(Concluded)

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

  
"S.R. HOWARD"  
Official Reporter.

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

  
SUB-COMMISSIONER.

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Case No. 577

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.

NOV 20 1947  
ACKNOWLEDGED  
*[Signature]*

*File no 1078*

*Letting*

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

(1) NAME NISHTYAMA Kohei (RCMP) Reg. No.) 08483  
(Print) Surname Given Name

(2) Pre-Evacuation Address 806 Ewen Avenue, New Westminster, B.C.

(3) Present Address Raymond, Alberta.

(4) REAL ESTATE

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

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

(c) Type of Real Property (cross out words which do not apply):  
(i) Farm  
(ii) Residence Type of business \_\_\_\_\_  
(iii) Business  
(iv) Any other type of property (describe) \_\_\_\_\_

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

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

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation home of H. Tanaka, Ewen Ave., New Westminster, B.C. & New West. Buddhist Church  
(b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.) house and church  
(c) How stored or packed at time of evacuation in boxes and trunks etc.



(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")

left in Custodian's care

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

1. <u>Household goods</u>	Estimated Value \$ <u>1,115.91</u>
2. <u>Loss of pension from Great Northern</u>	Estimated Value \$ _____
3. <u>Railway Co., as a result of the</u>	Estimated Value \$ _____
4. <u>evacuation which was due to come in</u>	Estimated Value \$ _____
5. <u>effect July, 1943.</u>	Estimated Value \$ _____
6. _____	Estimated Value \$ _____
7. <u>See supplement.</u>	Estimated Value \$ _____
8. _____	Estimated Value \$ _____
9. _____	Estimated Value \$ _____
10. _____	Estimated Value \$ _____

TOTAL CLAIM FOR PROPERTY LOSS \$ 1,115.91

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) - - - - - \$ 1,115.91

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

Lethbridge

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, Kohei Nishiyama of the town  
of Raymond in the Province of Alberta

DO SOLEMNLY DECLARE THAT:

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

DECLARED before me at the town )  
of Raymond )  
in the Province of Alberta )  
this 18th day of November )  
A.D. 1947. W.L. Jones )

Kohei Nishiyama

A Commissioner &c.

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



SUPPLEMENT

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

1 record player			\$19.00
58 records (Japanese & English)			50.00
15 volumes "Book Of Knowledge"			75.00
1 trunk containing possessions			30.00
4 beds			60.00
2 lawn mowers			17.00
1 violin			40.00
1 guitar			10.50
1 radio		value	\$130.00
	Recieved from Custodian		<u>40.54</u>
			89.46
1 electric toaster			15.00
3 pc. chesterfield suite			195.95
12 kitehen chairs			10.00
1 couch & bed combination			25.00
1 dresser with mirror			25.00
1 kitchen cabinet with flour and rice bins			13.00
1 kitchen range Findlay Condor #79-18 E			140.00
1 heater Findlay #15-A			<del>38.00</del>
1 dining room set 1 table, 4 chairs			25.00
2 desks 15.00			15.00
2 end tables			10.00
2 table lamps			<del>7.00</del>
1 electric clock			<del>10.00</del>
1 smoke stand			2.00
2 small tables			4.00
1 alarm clock			4.00
3 pcs, linoleum			47.00
kitchen utensils including Rogers silverware set			<del>215.00</del>
			\$1115.91

As a result of evacuation -----

Loss of pension from Great Northern Railway Co.  
which was due to come in effect July 1943.