

<u>REAL PROPERTY</u>										
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village		Total	
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	80% of all Sale Prices		Sale Price	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		
						% of Total	Amount	% of Total	Amount	% of Total
25.00										6.25
	6.25									
<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 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			
							% of Total	Amount	% of Total	Amount
TOTAL RECOMMENDATION										6.25

CASE NO.: 679.

JAPANESE PROPERTY CLAIMS COMMISSION

Lethbridge, Alberta,
September 16th, 1948.

IN THE MATTER OF THE CLAIM OF
SETSUO KANEGAWA.

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,
September 16th, 1948.

IN THE MATTER OF THE CLAIM OF
SETSUO KANEGAWA.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

G.E.A. RICE, Esq., K.C., appearing for the
Dominion Government.

A.G. VIRTUE, Esq., K.C., appearing for the
Claimant.

MISS LILLIE THOMAS, Secretary.
MRS. LUCIE HANDFORD, Official Interpreter.
S.R. HOWARD, Esq., Official Reporter.

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S. Kanegawa,
In Chief.

THE SECRETARY: Case No. 679, Setsuo Kanegawa.

SETSUO KANEGAWA, the claimant herein,
being first duly sworn,
testified as follows:

DIRECT EXAMINATION BY MR. VIRTUE:

- Q This, I am happy to say, looks like a fairly simple one. It is just a car., Do you speak English? A: Yes.
- Q I show you this form of summary of evidence (indicating)?
10 A Yes.
- Q You have seen it before?
A Yes.
- Q It was prepared by you in my office?
A Yes.
- Q And you are claiming for a 1929 Studebaker two-door sedan, the year of purchase was 1941, and you paid \$200.00 for it, and you are claiming \$200.00 for it?
20 A Yes.
- Q And the Custodian sold it for \$25.00?
A Yes, I guess so. I never got the papers. He gave me once a letter but it said nothing on it and I never got nothing on it.
- Q You didn't get the \$25.00?
A No.
- Q Well, we will have to deduct that from the claim, your Honour, and leave the claim at \$200.00. You bought that car in 1941?
30 A Yes.

Q Secondhand, of course?

A Yes.

Q And you paid \$200.00 for it?

A Yes, and I repaired it and got two new tires on it and when I brought it over to the park it was checked and it was they said fair condition.

Q And you had the tires, you left them on it?

A Yes.

10 Q And they were better than the ones it had on when you bought it?

A Yes.

Q And you claim it was in better repair than when you bought it?

A Yes, it was, I fixed up the rings.

Q About how far had you run it in the meantime?

A I bought it in the fall of 1941.

Q How many miles did you run it?

A I can't recall.

Q You can't recall?

A: No.

20 Q Was it a heavy mileage or a light mileage?

A Light mileage. I didn't use it very much.

Q Was it in good running order?

A Yes, when I bought it it wasn't in good condition but I fixed it up.

Q When did you give up the car; do you remember the date?

A: It was in the early spring when they told me to bring it up.

Q In the early spring of 1942?

30 A Yes.

S. Kanegawa,
In Chief.

MR. VIRTUE: I tender that.

(SUMMARY MARKED EXHIBIT NO. 1).

MR. VIRTUE: Q: This is one of those cars that
was turned in to Hastings Park?

A Yes, and they gave me that (indicating).

Q Is that your signature on that form (indicating)?

A Yes, that is my signature.

Q And the description entered there was put on
by the police, was it?

102 A Yes.

Q "Condition, appears fair, windshield cracked".

I will tender that.

(R.C.M.P. REPORT MARKED EXHIBIT NO. 2).

MR. VIRTUE: Q: And this car was running, actually
running? A: Yes.

Q Did you drive it to Hastings Park?

A Yes, they told me to bring it in a certain date.

Q I mean you actually drove it up in running
condition?

20 A Yes.

Q And you left it there?

A Yes, they checked it up.

MR. RICE: I am submitting, your Honour, that the
car was sold for its fair market value.

I wish to submit as an exhibit an analysis
of personal property claim. The car apparently
was appraised by A.W. Cruise on March 26th,
1942, at \$25.00, and was subsequently sold for
that price.

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(ANALYSIS MARKED EXHIBIT NO. 3).

S. Kanegawa,

MR. RICE: All right.

MR. VIRTUE: That is all, thank you.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

S.R. Howard
"S.R. HOWARD: Official Reporter."

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

A. Dymanson
SUB-COMMISSIONER.

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ACKNOWLEDGED

Case No. 679

NOV 27 1947

Proof of Claim

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IN THE MATTER OF Order-in-Council P.C. 1810, as amended by Order-in-Council P.C. 3737; and

IN THE MATTER OF "THE INQUIRIES ACT" being Chapter 99 of the Revised Statutes of Canada, 1927, and

IN THE MATTER OF a Commission appointed to inquire into and report upon the claims of persons of the Japanese Race under said Orders-in-Council.

1. Name of Claimant in full: Setsuo Kanegawa.

Registration No. 02431

2. Claimant's address at the time of his evacuation from the protected area:
Dyke Road, East Richmond, B.C., Canada.

3. Claimant's present address:
Barnwell, Alberta, Canada.

4. Claim relating to real property:
- (a) Street address of real property:
 - (b) Legal description of property:

(c) Type of real property, i.e., farm, residence, commercial, etc., and short description of it:

(d) Title or interest held by Claimant in the real property:

(e) Fair market value of real property at date of sale:

(I) Land— \$

(II) Buildings— \$

(f) Amount of loss alleged to have been sustained by the Claimant under the terms of reference:

\$

5. Claims relating to personal property, etc.

(a) Location at which property was left by Claimant at date of evacuation:

Hasting's Park, Vancouver, B.C.

Under the care of Custodian.

(b) Type of premises in which property was left by Claimant and manner in which that property was stored or packed at time of evacuation:

Hasting's Park, Vancouver, B.C.

(c) In whose care was property left by the Claimant at date of evacuation?

Custodian.

(d) Itemized and detailed description of the property which is the subject of the claim, and itemized value thereof at the time of sale, loss or destruction:

PERSONAL PROPERTY car
LICENSE NO. (41) 76283
MAKE & MODEL studebaker coach (tudor) (29)
SERIAL NO. 2121828
ENGINE NO. 2222
SPEEDOMETER READING 71573
CONDITION

appears fair

EXTRA EQUIPMENT

TIRE NUMBERS 5 none

(e) Amount of loss alleged to have been sustained by Claimant under the terms of reference:

Personal property \$200.00

6. I desire that my claim be heard at the City of Lethbridge in the Province of Alberta. Yes

7. An Interpreter will No be required.

DATED this 21st of November day of ~~October~~ A.D. 1947.

Samson Sanderson
Witness to Signature of Claimant.

S. Kanegawa
Signature of Claimant.

STATUTORY DECLARATION

I, Setsuo Kanegawa,
(Full Name of Claimant)

of Barnwell, Alberta, Canada. Beetworker
(Present Address) (Occupation)

DO SOLEMNLY DECLARE:

1. I am the above named Claimant.
2. I have a personal and full knowledge of the circumstances and facts relating to the Claim above referred to.
3. The above Claim is true and correct.
4. I have not received any payment upon the above Claim other than the following:

(Faint mirrored text)

And I make this declaration conscientiously believing the same to be true, and knowing it is of the same force and effect as if made under oath, and by virtue of The Canada Evidence Act.

DECLARED at Faber

in the Province of Alberta,

this 21st day of November

A.D. 1947.

S. Kanegawa

Samson Sanderson
A Commissioner for Oaths in and for
the Province of Alberta.

(Faint mirrored text)

STATUTORY DECLARATION

IN THE MATTER OF Order-in-Council P.C. 1810, as amended by Order-in-Council P.C. 3737; and
(Full Name of Claimant)

(Occupation)

IN THE MATTER OF "THE INQUIRIES ACT" being Chapted 99 of the Revised Statutes of Canada, 1927, and

IN THE MATTER OF a Commission appointed to inquire into and report upon the claims of persons of the Japanese Race under said Orders-in-Council.

DO SOLEMNLY DECLARE:

1. I am the above named Claimant.
2. I have a personal and full knowledge of the circumstances and facts relating to the Claim above referred to.
3. The above Claim is true and correct.
4. I have not received any payment upon the above Claim other than the following:

Proof of Claim

And I make this declaration conscientiously believing the same to be true, and knowing it is of the same force and effect as if made under oath, and by virtue of The Canada Evidence Act.

DECLARED at
 in the Province of Alberta
 this _____ day of _____
 A.D. 1947.
 A Commissioner for Oaths in and for
 the Province of Alberta.

VIRTUE & RUSSELL
Barristers & Solicitors,
Lethbridge, Alberta.

JAPANESE PROPERTY CLAIMS COMMISSION

Claim No. 40.

SUMMARY OF EVIDENCE IN SUPPORT OF CLAIM

The Following are Particulars of the Claim:

1. Claimant's Name In Full:

Setsuo Kanegawa.

2. Registration Number:

02431.

3. Present Address:

Barnwell, Alberta.

4. Address Prior To Evacuation:

Dyke Road, East Richmond, B.C.

EXHIBIT No. 679-1
DATE Sept 16/48
FILED BY A. G. Virtue

Setsuo Kanegawa.

PERSONAL PROPERTY:

ITEM	YEAR PURCHASED	PRICE PAID	VALUE	REMARKS
1929 Studebaker 2-door sedan	1941	\$200.00	\$200.00	

(ADD ADDITIONAL PAGE IF NECESSARY)

(IF CLAIM FOR VESSEL DESCRIBE ON SEPARATE SHEET NUMBERED 6 A)

**PAYMENTS RECEIVED FROM CUSTODIAN ON
PERSONAL PROPERTY**

<u>Item:</u>	<u>Year:</u>	<u>Month:</u>	<u>Amount.</u>
STUDEBAKER CAR		Sold for	25.00

Total: \$ 25.00

Total Claim for Personal Property \$ 200.00

Deduct Payments from Custodian \$ 25.00

Net Loss on Personal Property \$ 175.00

I Certify the above to be True and Correct.

Harold H. Smith
Witness

S. Kanegawa
Signature of Claimant

ROYAL CANADIAN MOUNTED POLICE

EXHIBIT REPORT

Detachment _____
 Seizure No. 80
FOR USE WHEN APPLICABLE

Detachment File No.
 Sub-Division File No.
 Division File No.
 Headquarters File No.

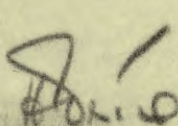
Detachment
 Sub-Division
 Division
 Date 19

RE:- **KANEGAWA, Setsuo**, No. 19 Rd **Richmond, New Westminster, B.C.**
NAME OF FILE

On **March 10th** 1942, I **H. P. Price** RCMP
MEMBER'S NAME

Came into possession of the following goods by:

STATE BRIEFLY AUTHORITY, ETC., WHETHER BY SEARCH WARRANT, ETC.

NO. OF PKGS.	CAPACITY OR SIZE	DESCRIPTION OF CONTENTS DETAILS TO BE GIVEN IN FULL
		<p>LICENSE NO. (41) 76283 TIRE NUMBERS 5</p> <p>MAKE & MODEL Studebaker coach (29)</p> <p>SERIAL NO. 2121828</p> <p>ENGINE NO. 2222</p> <p>SPEEDOMETER READING 71573</p> <p>CONDITION</p> <p style="text-align: center;">appears fair</p> <p style="text-align: center;">windshield cracked</p> <p>EXTRA EQUIPMENT</p> <p style="text-align: center;">NONE</p> <p>DESCRIPTION & CONDITION VERIFIED</p> <p style="text-align: right;"> EXHIBIT No <u>679-2</u> DATE <u>Sept 16/48</u> FILED BY <u>A. J. Vortue</u> </p> <p style="text-align: center;"> <i>S. Kanegawa</i> # 02431 Signature of Owner Japanese Registration No. </p> <p>Handed over to representative of Custodian whose signature in receipt thereof appears hereunder</p> <p style="text-align: center;"> <u><i>H. P. Price</i></u> </p> <p>DATE: March 10/42.</p> <p style="text-align: right;">  SIGNATURE OF MEMBER SUBMITTING REPORT </p>

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No. 690

EXHIBIT No. _____

NAME KANEGAWA, Setsuo

REG. No. 02431

DATE	INVENTORY	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND
			AUCTION	TENDER &c		
DECLARATION <u>March 26/42</u> EVACUATION <u>May 30/42</u>	TAKEN BY <u>R.C.M.P.</u> (H.F. Price) DATE <u>March 10/42.</u>					

1 Car. Studebaker Coach
(29), Serial No.
2121828. Licence No.
(41) 76283. Five tires
Engine # 2222.
Handed over to represen-
tative of Custodian at
Hastings Park. Value of
car, \$200.00

Lic.# (41) 76283
Tire Nos. 5
Studebaker coach (29)
Serial # 2121828
Engine # 2222
Speedometer reading -
71573
Condition - appears fair,
windshield cracked.
Extra equipment - none.

1. Car, License No.(41)
76283
Studebaker coach (tudor)
(29)
Serial # 2121828
Engine # 2222
Speedometer reading -
71573
Condition - appears fair
Extra equipment - none
Tires - 5. \$ 200.00

25.00

SUMMARY
Goods fo

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

25.00

Appraised by Mr. A. W. Cruise, March 26, 1942. Valuation \$25.00.
 Advertised for sale by tender July 15, 1942
 No bids received. Offer of \$25.00 accepted and vehicle sold Sept. 18/42 to Clifford Jorgenson.

SUMMARY OF CLAIM

Goods for which Japanese claims \$200.00 sold by tender for \$25.00.

Clifford Jorgenson
June 9, 1948

EXHIBIT No. 679-3
 DATE Sept 16/48
 FILED BY [Signature]