

Name of Claimant

MORISHITA, Eikichi

Case 701

Custodian File

1389

<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 Not Found, & Recorded Now Missing	Apply % ratio to Claim	Deduct Custodian Sale Price						
			320.00 200.00	364.	155.00					209.00	
<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				
72.75	47.10	14.13	64.52%	139.50	90.00					104.13	
TOTAL RECOMMENDATION										313.13	

CASE NO. 701.

JAPANESE PROPERTY CLAIMS COMMISSION

Lethbridge, Alberta,
September 22nd, 1948.

IN THE MATTER OF THE CLAIM OF

EIKICHI MORISHITA.

PROCEEDINGS AT HEARING.

Original

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 L. H. STACK, SUB-COMMISSIONER).

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Lethbridge, Alberta,
 September 22nd, 1948.

IN THE MATTER OF THE CLAIM OF
EIKICHI MORISHITA

PROCEEDINGS AT HEARING.

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APPEARANCES:

G.E.A. RICE, Esq., K.C.,	appearing for the Dominion Government.
W.S. RUSSELL, Esq.,	appearing for the Claimant.

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

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E. Morishita,
Direct Exam.

THE SECRETARY: Case No. 701, Eikichi Morishita.

MR. RUSSELL: Your Honour, this is simply a claim for personal property. The claimant is asking for a fishing vessel \$426.00, nets \$365.00, other personal property \$228.00, and those amounts are the net amounts being claimed.

THE SUB-COMMISSIONER: What does that amount to?

MR. RUSSELL: The fishing vessel he is claiming \$426.00, the nets \$365.00, and miscellaneous personal property, \$228.00.

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EIKICHI MORISHITA, the claimant herein, being first duly sworn, testified through the Interpreter as follows:

DIRECT EXAMINATION BY MR. RUSSELL:

Q Mr. Morishita, this is a document called a summary of evidence in support of claim. This document I believe was prepared on your instructions and from information supplied by you, and you signed the same at the end, is that correct? A: Yes.

20

Q This contains a summary of evidence upon which you are basing your claim and you believe the same to be true to the best of your knowledge, information and belief, is that correct? A: Yes.

MR. RUSSELL: I will file that as an exhibit.

(SUMMARY MARKED EXHIBIT No. 1).

MR. RUSSELL: I am going to ask my learned friend to produce the agreement for sale of the fishing boat.

(Document to Mr. Russell)

I draw your Honour's attention to the significant date of this agreement, which is the 5th of

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E. Morishita,
Cross-Exam.

of August, 1942. And I will ask to put that in
as an exhibit.

(AGREEMENT MARKED EXHIBIT No. 2)

MR. RUSSELL: That is all.

MR. RICE: I am submitting, your honour, that the
fishing vessel was sold by the Japanese Fishing
Vessels Disposal Committee and is not within the
terms of reference.

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I am submitting that the household effects
were sold for their fair market value.

I am submitting that the nets sold by the
Custodian were sold for their fair market value.

I am informed that the claimant sold some of
his nets to the British Columbia Packers Limited
and the Custodian does not assume responsibility
for these.

I wish to submit as an exhibit, your Honour,
an analysis of personal property claim.

(ANALYSIS MARKED EXHIBIT NO. 3)

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MR. RICE: I wish to submit a summary taken from
vessels records, your Honour, showing the sale of
this vessel was made on the 15th of July, 1942,
and the purchaser, Canadian Fishing Company Limited.
The purchase price was \$374.00.

(SUMMARY MARKED EXHIBIT NO. 4).

MR. RICE: I submit as an exhibit, your Honour, a copy
of the Power of Attorney completed by the claimant
in favour of Unosuke Sakamoto of Steveston, B.C.,
on the 26th day of March, 1942. The Power of Attorney
authorizes Sakamoto to execute all documents of

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E. Morishita,
Cross-Exam.

any nature whatsoever which may be required by the Japanese Fishing Vessels Disposal Committee relative to the transfer of the vessel to owners who are not of Japanese origin and to execute all documents of any nature whatsoever in connection with the sale, release or discharge of the vessel.

(POWER OF ATTORNEY MARKED EXHIBIT NO. 5).

CROSS-EXAMINATION BY MR. RICE:

10 Q Before you were evacuated you appointed one Unosuke Sakamoto as your attorney? A: He was head of the Japanese Fishing Vessels Disposal Committee.

Q And you named him your attorney to look after your interests? A: It was since I was evacuated the matter came up.

THE SUB-COMMISSIONER: But just answer the question.

A After the boat had been sold.

MR. RICE: Q: After the boat had been sold then you appointed Unosuke Sakamoto?

20 A He was looking after my affairs.

Q To look after your affairs under a Power of Attorney?

A Yes.

Q. What was the answer to that? A: Yes.

MR. RUSSELL: Sir, I believe the claimant misunderstood the question as asked by Mr. Rice. Perhaps if it could be put in another way.

THE SUB-COMMISSIONER: At any rate, the document speaks for itself, does it not?

30 MR. RICE: No, that is a copy of the Power of Attorney.

E. Morishita,
Cross-Exam.

THE SUB-COMMISSIONER: All right, proceed.

MR. RICE: I mean, the question has been answered so far as I am concerned.

THE SUB-COMMISSIONER: What was it you wished explained?

MR. RUSSELL: Mr. Aoki is of the opinion that he didn't fully understand or grasp the question, the significance of the question asked by Mr. Rice, that is all, and his answer, therefore, is not correct.

THE SUB-COMMISSIONER: Well, ask him again, Mr. Rice, to clear it up.

10

MR. RICE: Q: You completed a document, did you not, and authorized Unosuke Sakamoto to look after the selling of your boat? That is the copy of it there, Exhibit 5?

A: After the boat was sold I was presented with this paper.

Q Presented with a paper of which this is a copy?

A Presented with a paper of which this is a copy and asked if I was satisfied with the sale and he requested me to sign it if it were in order.

20

Q And you did sign it?

A I wasn't quite satisfied with the amount obtained, but there was no other recourse for me so that I signed it.

Q So that you signed the power of attorney authorizing the sale? You signed the original of which this is a copy, Exhibit 5?

MR. RUSSELL: Your Honour, I might say at this time that we will be arguing at a later date that this property had been vested in the Custodian at the time of the sale.

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E. Morishita,
Cross-Exam.

THE SUB-COMMISSIONER: All right.

MR. RICE: And we will be arguing that the sale was made before it was ever vested in the Custodian, namely, the 15th of July. I would point out, your Honour, from an extract of the appraiser that this boat was appraised for \$325.00 and sold for \$374.00.

Q I show you a net statement (indicating); is that your signature at the foot of that document?

10 A Yes.

Q This is a net statement apparently received from the Custodian's office or at the Custodian's office on August 24th, 1943, to which the claimant says his signature is attached at the bottom, and shows particulars regarding the eight nets and their values. I will put that in as an exhibit.

(INVENTORY MARKED EXHIBIT NO. 6).

MR. RICE: Q: You sold some of your nets to the B.C. Packers yourself, did you not, before leaving or after you left there?

20 A: No, I didn't.

Q Did you authorize anybody to sell nets for you belonging to you?

A: I left them with the Custodian, in care of the Custodian.

Q Whereabouts?

A: At the Pacific Coast cannery.

Q And you made no sale of any of your nets whatever?

A No, I made no sale at all.

Q And you authorized nobody else to make a sale for you?

30 A: No.

E, Morishita,
Cross-Exam.

Q I show you a letter dated December 4th, 1942
(indicating); is that your letter and your
signature? A: Yes.

Q And that is your signature, you say?

A Yes.

Q And that list of chattels, did you enclose that in
the letter that you wrote to the Custodian at that
time, which is signed apparently by you?

A Yes.

10 MR. RICE: I will tender these as one exhibit, your
Honour, if I may; a letter addressed by the claimant
to the Custodian, December 4th, 1942,

"In replying for your kind information to
me, which I saw your schedule of my chattels.

"I found almost in this list, but there is
still...

8 kitchen chairs

1 white iron bed

1 spring

20 and some articles without name aren't included
in this list.

"Thanking you for your kind advice for me."

And then attached is a list which is signed by
the claimant and bears the same date as his letter.

I will put those in as one exhibit.

(DOCUMENTS MARKED EXHIBIT NO. 7).

MR. RICE: Q: I show you a letter dated May 19th, 1945,
apparently signed by you or your son, is that
right? It is addressed to the Custodian. Can't
30 he say whether it is signed by him or his son?

E. Morishita,
Cross-Exam.

A Yes.

Q It is signed by you and by your son, too, isn't it?

A Yes.

Q That is right, both of you? A: Yes.

MR. RICE: It is a letter addressed to Mr. R. B. Mackenzie of the Custodian's department, May 19th, 1945, at Lethbridge, Alberta.

"As I understand about my old net which left it at Pacific Coast Cannery, I having heard from my father that you sold it and you are going to credit into my father's account, so I am satisfied and agreed to my father, you will put \$25.00 into my father's account."

(LETTER MARKED EXHIBIT NO. 8).

MR. RICE: Q: I have a letter written by you to the Department of the Secretary of State under date of May 19th, 1945, and it is unsigned. Look at that and tell me whether it is your letter?

20 A Yes.

Q That is a letter written by you or which you had written to the Department of the Secretary of State under date of May 19th, 1945?

A Yes.

MR. RICE: I will read it.

"I had handed the cheque for \$155.00 from the account of my net sold. And I am wondering that there should remain (unaccounted for) but you didn't get them from Pacific Coast Cannery. So I wish that you will inquire again

E. Morishita,
Cross-Exam.

to Imperial Cannery through as a Custodian duty.

"For the account of the an old net without line from my son Masaharu, \$25.00, I wish you will credit it to my account. And for the chattels which you sold from acution please you describe each thing and send me the copy amount of money.

"About the sewing machine, my wife had two machines but one of them belongs to my daughter so I brought it with us (new machine) but old machine we signed under the protection of Custodian when before we leave Steveston.

"There shows a statement that account of machine sold you put in Matsubara's credit but you may understand very plainly from our describe as above whether the machine belong to Matsubara or my side. Kindly give me your information again please."

(LETTER MARKED EXHIBIT NO. 9).

MR. RICE: Perhaps I had better put this other letter in.

Q I show you a letter dated May 29th, 1945, written to Mr. R. B. Mackedie of the Custodian's department; is that your signature (indicating)?

A Yes.

Q That is your signature and your letter?

A Yes.

MR. RICE: I tender this letter, your honour, as an exhibit, a letter written by the claimant to Mr. R. B. Mackedie, May 29th, 1945.

E. Morishita,
Cross-Exam.

"In according to reply for your asking about the our machine, already we had wrote in a letter. About the machine, we had two machines new and old. And we put a old machine under the protection of Custodian. One of mew machine it belong to my daughter so she brought it with us. The old machine which belongs my wife. We were just thinking about the old one. You might send it to us, but I had heard you sold it already. There is no reason you put the credit of the machine to C. Matsubara because it surely belongs us.

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"Wishing you will trust us for the above the notice, Yours very truly."

(LETTER M ARKED EXHIBIT NO. 10).

MR. RICE: I observe that one net, namely, the second one on the list in Exhibit One was valued at \$50.00 in the claimant's net statement, Exhibit 6, and two others, namely, 4 and 5 on the list in Exhibit 1 are not mentioned at all in the claimant's net statement, which is Exhibit 6.

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I would point out, your Honour, that the claimant declared no nets until August 24th, 1943, at which time he sent the Custodian a list, Exhibit 6.

MR. RUSSELL: Your Honour, in connection with that Exhibit 6, I think you will find that the statement of nets coincides almost exactly with the claim of the claimant. If it is gone over from the bottom up, the last net mentioned in the summary of evidence is No. 8, the second last is No. 7, the third last is No. 6, the next one is No. 5, the

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E. Morishita,
Re-Direct-Exam.

next one, the \$70.00, is No. 4, and the other \$70.00 is No. 3. Then No. 2 on the net statement is comprised in the three items \$25.00, \$20.00 and \$75.00, reading from the bottom to the top. And the No. 1 of each list coincides. So the only difference is the amount that he is claiming with respect to item No. 2, which is now \$120.00, the total of the second, third and fourth items in the summary of evidence. Would this assist you, sir, (indicating) I have it down in pencil there.

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THE SUB-COMMISSIONER: Yes, I think I have it now, thanks.

RE-DIRECT-EXAMINATION BY MR. RUSSELL:

Q Mr. Morishita, in this net statement which you signed, did you put these values in or were those values put in? A: I did.

Q You prepared the statement? A: Yes.

Q You show item 2, you value certain nets in item 2 at \$50.00? A: Yes.

20 Q In your summary of evidence you are now valuing them at one part \$75.00, one part \$20.00 and one part \$25.00, making a total of \$120.00. Now, why have you raised the value from \$50.00 to \$120.00? A: When I made this statement I put a very low value on it and, therefore, I revised the statement and put a new estimate on it.

Q Thanks very much. I think that is all, sir.

E. Morishita,
Re-Cross-Exam.

RE-CROSS-EXAMINATION BY MR. RICE:

Q Just why did you revise it or put a new estimate on it, that is, the one raised from \$50.00 to \$75.00?

MR. RUSSELL: It is actually raised from \$50.00 to \$120.00. These three are lumped together as No. 2 in the other statement.

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MR. RICE: I am referring again to Exhibit 6, and the net that is listed as No. 2 on the claimant's list, he values the 7-inch Barbour, marked "A", $5/40$ x 45 x 300, marked "B", $5/40$ x 45 x 100, marked "C" $6/40$ x 45 x 150, one, two, three years, 550 fathoms, and he values it at \$50.00. That is the three nets my learned friend now says are worth \$120.00, is that right?

MR. RUSSELL: That is correct.

20

MR. RICE: Q: When did the price advance on these three nets? How is it you can speak English to my learned friend but you can't speak to anyone else in English? You don't need to be afraid of us.

A Can't speak very much.

THE SUB-COMMISSIONER: What is he talking about now?

A He says at the time that he evacuated he estimated it rather low and since evacuation the price of nets has gradually advanced as everything else has advanced.

MR. RICE: That is the way it has been with the rest of your chattels, has it, too?

THE SUB-COMMISSIONER: Any further questions, Mr. Russell?

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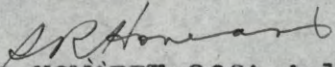
E. Morishita

MR. RUSSELL: Nothing more, sir.

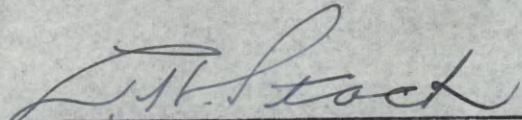
(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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


"S.R. HOWARD" Official Reporter.

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


SUB-COMMISSIONER.

1389

ACKNOWLEDGED

Case No. 701

[Signature]

NOV 27 1947

Proof of Claim

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.

Leth

1. Name of Claimant in full:

Eikichi Morishita

Registration No.

03624

2. Claimant's address at the time of his evacuation from the protected area:

Box 169, Steveston, B. C.

3. Claimant's present address:

TABER, ALBERTA

4. Claim relating to real property:

(a) Street address of real property:

Pacific Coast Cannery, Steveston B. C.

(b) Legal description of property:

Boat 33'x7x3' Engine Ben Sed
Nets

#1. (For 2 piece (1) 130' (2) 30' 6/40 top 25
7" Barbom used in spring short time 5/40 35/60
Bottom Mesh

With cork line and lead line complete

#2. 7" Barbom

A. 5/40x45x300 B. 5/40x45x100 C. 6/40x45x150
1 yr. 2 yr. 3 yr.

#3. 5 7/8 4/40x50x400 (6 weeks used, good as new)

#4. 5 3/8 4/40x55x400 (8 weeks used)

#5. 7' 1 yr. 6/40 top 30
2 yr. 6/40 bottom 20) 50 Mesh

#6. 8 1/2 2 yr. (8/40x40x150)

#7. 5 3/8 6 week. (4/40x55x60)

#8. 7" 2 yr. (6/40x20x80)

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

Boat and Nets

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

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

(I) Land— \$ Boat \$800.00
(II) Buildings— \$ 8 Nets \$450.00

- (f) Amount of loss alleged to have been sustained by the Claimant under the terms of reference: \$1250.00 minus \$525.00 equals \$725.00
\$ 725.00

5. Claims relating to personal property, etc.

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

Pacific Coast Cannery Steveston B. C.

- (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:

Boat's Equipements and Net

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

House # 21, Pacific Coast Cannery,
C/o Imperial Cannery, Steveston, B. C.

(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:

House Furniture and Equipements \$309.70

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

\$262.70

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

7. An Interpreter will.....be required.

DATED this

15th

day of ~~October~~ ^{November}, A.D. 1947.

M. Morishita
.....
Witness to Signature of Claimant.

Eisichi Morishita
.....
Signature of Claimant.

STATUTORY DECLARATION

I, Eikichi Morishita
(Full Name of Claimant)

of Taber, Alberta Farmer
(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:

\$987.70

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 Taber
in the Province of Alberta,
this 15th day of November
A.D. 1947.

Eikichi Morishita
M. Morishita

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

VIRTUE & RUSSELL,
Barristers & Solicitors,
Lethbridge, Alberta.

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

(Full Name of Claimant)

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

(Occupation)

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

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.

[Handwritten signature]

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. 63

SUMMARY OF EVIDENCE IN SUPPORT OF CLAIM

The Following are Particulars of the Claim:

1. Claimant's Name In Full: **Eikichi MORISHITA**

2. Registration Number: **03624**

EXHIBIT NO. 701-1

DATE Sept. 22/48

FILED BY W. A. Russell

3. Present Address: **TABER, Alberta**

4. Address Prior To Evacuation: **Box 169, STEVESTON, B.C.**

NO CLAIM IS BEING MADE FOR REAL PROPERTY

FISHING VESSEL

NAME OF VESSEL

"E.M."

REGISTRATION NUMBER

N.W. 159 N.W. 090d

LENGTH 30½

BREDTH 7'

DEPTH 3'

PROPERLLING POWER

Bensid 8 H.P. Motor

YEAR PURCHASED ^{BUILT} 1930

PRICE PAID.....

(installed new in 1936) Vessel \$350
Engine 650

IMPROVEMENTS AND MAINTANENCE

- (a) engine completely overhauled.....(1939) 75
- (b) general boat repairs..(1938) paid out 150

FAIR MARKET VALUE\$800.00

SOLD BY CUSTODIAN FOR.....\$374.00

AMOUNT OF LOSS.....\$426.00

Remarks:

Although this transaction appears to have gone through the J.F.V.D.C. Bill of Sale was not signed until August 5th 1942 and was signed by SAKAMOTO not by the Claimant.

NETS, CORK LINES & LEAD LINES

TYPE	PLY	SIZE	MESH	FATHOMS	SEASONS USED	PRICE NEW	ESTIMATED VALUE	REMARKS	
Nets									
Cohoe	6/40	7"	60	150	1	\$171.00	\$110.00	Cork and lead lin attached	
Cohoe	5/40	7	45	300	1	150.00	75.00	} (\$120)	
Cohoe	5/40	7	45	100	2	100.00	20.00		
Cohoe	6/40	7	45	150	3	145.00	25.00		
Sockeye	4/40	5 7/8	50	400	6 weeks	160.00	70.00		
Sockeye	4/40	5 3/8	55	400	8 weeks	175.00	70.00		
Cohoe	6/40	7"	50	150	top..1	150.00	120.00		
Spring	8/40	8 1/2	40	150	bottom.....2	120.00	20.00		
Sockeye	4/40	5 3/8	55	60	6 weeks	60.00	5.00		
Cohoe	6/40	7	20	80	2	40.00	5.00		
<u>TOTAL</u>								<u>\$520.00</u>	
<u>THE ABOVE NETS WERE ALL BARBOUR NETS</u>									
Cork Lines									
Lead Lines									

Total Value.....\$520.00

Sold by Custodian for 155.00

Claim\$365.00

PERSONAL PROPERTY:

ITEM	YEAR PURCHASED	PRICE PAID	VALUE	REMARKS
Singer Sewing machine	1922	\$-75.00	\$15.00	
<u>6 beds</u>				
1.	1920	16.00	10.00	
2.	1931	25.00	15.00	
3.	1932	25.00	15.00	
4.	1937	27.50	20.00	
5.	1940	27.50	25.00	
6.	1941	25.00	22.00	
Stove	1940	35.00	15.00	
Heater Stove	1941	27.00	15.00	
Coleman Stove	1940	6.00	4.00	
Oil cloth table cover 46" x 10'....	1941	5.00	3.50	
7' crosscut saw	1939	8.50	5.00	
Box of 8 wedges	1927	6.00	1.50	
2 sledge hammers	1927	2.00	.50	
2 Iron bars	1940	5.00	3.00	
8 chairs			9.00	
4 bundles wooden boxes			7.00	
mattress	1920	7.50	3.00	
mattress	1931	15.00	5.00	
2 mattresses	1937	30.00	15.00	
4 mattresses	1940	48.00	20.00	
25 gal tank for painting	1935	10.00	5.00	
8 window blinds		10.00	7.50	
5 gal. water tank			1.25	
pump			1.00	
shovel			1.00	
Watering can			.75	
"Session" Clock	1938	25.00	5.00	
Dresser	1930	25.00	5.00	
large box of school books			20.00	
		<u>TOTAL</u>	<u>\$275.00</u>	

(ADD ADDITIONAL PAGE IF NECESSARY)

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

PAYMENTS RECEIVED FROM CUSTODIAN ON
PERSONAL PROPERTY (NOT INCLUDING FISHING NETS.)

<u>Item:</u>	<u>Year:</u>	<u>Month:</u>	<u>Amount.</u>
(Claimant received the amount shown, for "household goods", but was not notified what items were sold or the date of sale etc.)			\$47.00

Total: \$ 47.00

Total Claim for Personal Property \$ 275.00

Deduct Payments from Custodian \$ 47.00

Net Loss on Personal Property \$ 228.00

I Certify the above to be True and Correct.

Chas. J. Smith
Witness

E. Monachita
Signature of Claimant.

Agreement for Sale of Vessel

EXHIBIT No. 701-2
DATE Sept 22/48
FILED BY W. S. Purcell

BETWEEN: Eikichi Morishita, formerly of Steveston, B.C.
(hereinafter called the "Vendor")

OF THE FIRST PART

AND

Canadian Fishing Company, Vancouver, B.C.
(hereinafter called the "Purchaser")

OF THE SECOND PART

In consideration of the sum of \$1.00, the receipt of which is hereby acknowledged, we agree to the sale and purchase of the vessel hereunder described:

Name of Vessel: "EM"

Port of Registry: New Westminster, B.C.

Official Number: 159

Length: 30'

Breadth: 7'

Depth: 5'

Propelling power: Diesel 8 H.P.

For the price or sum of \$ 374.00

Payable as follows:

TRIPPLICATE

FURTHER, we the said Eikichi Morishita
for my heirs, covenant with the said Canadian Fishing Co. and their assigns,
that we have power to transfer in the manner aforesaid, the premises hereinbefore expressed to be
transferred, and that the same are free from encumbrances, except as hereunder set out:

BALANCE of purchase price to be secured forthwith by mortgage on the vessel.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals this 5th
day of August, A.D. 1942.

SIGNED, SEALED and DELIVERED
in the presence of:

[Signature]
217 Dunbar Ave.,
Vancouver, B.C.

[Signature]
att'y

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No. 1389

EXHIBIT No. _____

NAME Eikichi MORISHITA

REG. No. 03624

DATE	INVENTORY	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.	Report DECK NOT FOUND
			AUCTION	TENDER &c		
DECLARATION <u>Apr. 2/42</u> EVACUATION <u>Apr. 1942</u>	Storage List TAKEN BY <u>C.C. Robinson</u> DATE <u>June 25, 1942.</u>					
<u>In Net House, Pacific Cannery, Steveston, B.C.</u>	6 bundles sundries 4 springs 4 iron beds 1 chest of drawers 1 sewing machine 4 bdles. pictures 4 mattresses 1 box 1 bale. tools 1 carton 1 clock (cased) 2 cross cut saws	Boat 33' x 7' x 3', Ben Sed Engine 800.00 Nets: 450.00 #1. For 2 piece (1) 130' (2) 30' 6/40 top 25 5/40 35/60 bottom Mesh 7" Barbom used in spring short time with Cork line and lead line complete. \$110.00. #2. 7" Barbom A. 5/40 x 45 x 300, 1 yr. B. 5/40 x 45 x 100, 2 yr. C. 6/40 x 45 x 150, 3 yr. (\$50.) #3. 5 7/8 x 4/40 x 55 x 400, 6 weeks used, good as new. \$70.00 #4. 5 3/8 x 4/40 x 55 x 400 8 weeks used, \$70.00. #5. 7' 1 yr. 6/40 top 30 2 yr. 6/40 bottom 20 both 50 mesh. \$120.00. #6. 8 1/2 2 yr. (8/40 x 40 x 150) \$ 20.00. #7. 5 3/8 6 week. (4/40 x 55 x 60) \$ 5.00 #8. 7" 2 yr. (6/40 x 20 x 80) \$5.00.		374.00		
	4 Anchors 1 Water Tank (20 gal.) 5 Gas Tanks 1 Pr. Oars 4 Anchor Ropes 1 Spade 1 Net Cutter 1 Stern Roller 1 Pipe Wrench 3 Lanterns 1 Anchor (Small) 5 Water Tanks 5 Oil Tanks 1 Pike Pole 2 Pumps 5 Fish Hooks 2 Side Lanterns 1 Pole with Light 1 Net Guard				50.00	
	<u>At Pacific Coast Cannery House No. 21.</u>				15.00	
	6 Beds 2 Beds 1 stove table covers 8 chairs 3 pails 1 pump 1 hoe wedges and hammers 1 heater stove 1 box of kitchen tools 1 gas stove 2 iron bars 4 wooden boxes 8 mattresses 1 shovel 1 saw 7 ft. 8 window blinds.	House furniture and Equipments 309.70 Total 1559.70 Amt. Rec'd. from Custodian 572.00 LOSS: 987.70	58.15		70.00	
		Boat claimed for value of 800.00 Nets " " " " 350.00 Furniture etc. " " " 309.70 Nets Claimed " " " 100.00 Total Claim 1559.70	58.15	529.00		100.00
						Total Sales
	<u>Nets reported Aug. 24/43</u>					
No. 1. (No. 1 - 120F. No. 2-30F) 7" Barbour 2 yr-6/40 Top 25M - 5/40 bottom 35 M = 60 Mesh. Used short time one spring. complete with cork & lead line \$110.00		* - Amounts used for nets in claim were taken from report submitted by Japanese in form received by Custodian on August 24/43 - see extreme left hand column. As the amount of claim for nets (\$450.) is the same as the total value of nets reported (Aug. 24/43) the writer felt that the same values were being used to make up claim.				
No. 2. 7" Barbour Marked A. 5/40x45x300) Marked B. 5/40x45x100) Marked C. 6/40x45x150) 1 yr, 2yr, 3 yr. 550F. \$50.00						
No. 3. 5 7/8 x 4/40 x 50 x 400F 6 weeks \$70.00						
No. 4. 5 3/8 x 4/40 x 55 x 400F 9 weeks \$70.00						
No. 5. 7" Barbour 1 yr. 6/40 Top 30 M. 2 yrs. 6/40 bottom 30 M. = (6/40 x 50 x 400) \$120.00	No. 7. 5 3/8 (4/40 x 55 x 60) 6 weeks \$5.00. No. 8. 7" Barbour 6/40 x 20 x 80) 2 yrs. \$5.00					
No. 6. 8 1/2 Barbour (8/40 x 40 x 150) 2 yrs \$20.00	TOTAL: \$450.00					

LES TENDER &c	SOLD WITH REAL PROP.	Reported DECK NOT FOUND	NO RECORD AT ANY TIME	ABANDONED	NOT ACCOUNTED FOR THEFT &c	UNSOLD	REMARKS
374.00							<p>This vessel was released by J.F.V.D.C. on July 15/42 to purchaser. The Agreement for Sale was signed on Aug. 5/42 by U. Sakamoto on behalf of Eikichi MORISHITA. Receipt from J.F.V.D.C. signed by SAKAMOTO for MORISHITA is on file.</p> <p>MORISHITA declared no nets until Aug. 24/43 when he sent the Custodian a list of nets left in Pacific Cannery, Steveston, B.C. This is his first indication to the Custodian that he owned nets.</p> <p>MORISHITA signed the Storage list shown in Col. 2 from left on Dec. 4/42 as representing all his chattels in the Protected Area. He enclosed with this list a letter listing other goods which had been omitted on the Storage List. - i.e. 8 kitchen chairs, 1 white iron bed, 1 spring. On checking it was found by Mr. Mackenzie that the goods listed in Col. 2 from left were the only goods found in MORISHITA's house.</p> <p style="text-align: right;"><i>B. Mackenzie</i></p>
50.00							
15.00							
70.00		70.00					
20.00		20.00					
		5.00					
		5.00					
<hr/> 529.00		<hr/> 100.00					

Japanese through J.F.V.D.C. for 374.00
 order etc. for 155.00
 tion for 58.15
 not found

Total Sales: 587.15

report submitted
 August 24/43 - see
 claim for nets (\$450.)
 d (Aug. 24/43) the
 ed to make up claim.

EXHIBIT No. 701-3
 DATE Sept. 22/48
 FILED BY G. R. Rice

EXHIBIT No. Sept. 22/48DATE.....
FILED by E. A. RiceSUMMARY TAKEN FROM VESSELS RECORDS

Date: March 8, 1944

Name: MORISHITA, Eikichi Reg. No. 03624 File: 1389

Boat File No: JFVDC 823

Name of Vessel: "E.M." 30' x 7' x 3' (1926) Bensid ' HP (1931)

Lic. or Reg. No.: NEW WESTMINSTER 159 (Issued in 1918)

Naval No: NW.090-D

Owner's Valuation: \$800.00

JFVDC Valuation: \$374.00 (Drum) Survey #3

Custodian Valuation: None

Date of Sale: July 15, 1942

Purchaser: Canadian Fishing Co. Ltd.

Signature on Sales Papers: U. Sakamoto, Attorney

Selling Price: \$374.00

Paid to JFVDC ~~by Custodian~~ 374.00

Supervision Costs: 6.24

Balance due Owner: 367.78

Paid to: E. Morishita, per U. Sakamoto, on August 7, 1942

Location of Boat at Sale: New Westminister

Claims Against Canadian Govt: None

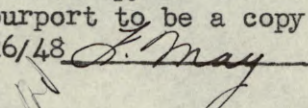
Additional Information:

"F. Matheson"

"Reviewed Dec. 5/45
F.M."

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

Oct. 26/48



KNOW ALL MEN BY THESE PRESENTS that I

EXHIBIT ~~Sept. 22/48~~

Name Eikichi Morishita

DATE G.E.A. nice

Address Steveston, B. C. Ben Cannery

Occupation Fisherman

do hereby make, nominate, constitute and appoint

Name Unosuke Sakamoto

Address P. O. Box 115, Steveston, B. C.

Occupation Fisherman

COPY

my true and lawful attorney for me and in my name, place and stead and for my sole use and benefit, to sign and execute all bills of sale, mortgages or releases of mortgage, all discharges and releases and all chattel mortgages or releases of chattel mortgages, AND IN PARTICULAR to execute all documents of any nature whatsoever which may be required by the Japanese Fishing Vessels Disposal Committee relative to the transfer of the vessel to owners who are not of Japanese origin, and/or to execute all documents of any nature whatsoever in connection with the sale, transfer, release or discharge of the vessel.

Name of vessel E. M.

Port of registry or license New Westminster

Official number or license N. W. 159

and for all and every of the purposes aforesaid do hereby give and grant unto

Unosuke Sakamoto said attorney, full and absolute power and

authority to do and execute all acts, deeds, matters and things necessary to be done in and about the premises, and also to commence, institute and prosecute all actions, suits and other proceedings which may be necessary or expedient in and about the premises as fully and effectually to all intents and purposes as I could do if personally present and acting therein, and also with full power and authority for

Unosuke Sakamoto, said attorney, to appoint a substitute or substitutes, and such substitution at pleasure to revoke I hereby ratifying and confirming, and agreeing to ratify, confirm and allow all and whatsoever my said attorney or such substitute or substitutes shall lawfully do or cause to be done in the premises by virtue hereof.

IN WITNESS WHEREOF I have hereunto set my hand and seal the 26th day of March A.D. 1942, at Steveston in the Province of British Columbia.

SIGNED, SEALED AND DELIVERED

in the presence of:

M. Noguchi

Steveston, B. C.

Eikichi Morishita

I hereby certify that the foregoing words are a true copy of the original whereof they purport to be a copy. Oct. 26/48 J. May

(Handwritten signature)

Acknowledgement of Witness

TO WIT:)

PROVINCE OF BRITISH COLUMBIA)

I, Mitsujiro Noguchi of the City of Townsite of Steveston 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 Eikichi Morishita the party thereto, for the purposes named therein.
2. The said instrument was executed at Steveston, B. C.
3. I know the said party, and that he is 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 the City of

Townsite of Steveston
in the Province of British Columbia,
this 26 day of March
A. D. 1942.

"Mitsujiro Noguchi"

Thomas C. King

A Commissioner for taking
affidavits within British
Columbia.

A Notary Public in and for
the Province of British
Columbia.

EVACUATION SECTION

701-6

EXHIBIT NO. _____

Rec'd AUG 24 1948

DATE Sept. 22/48

File No. _____

FILED BY

Ans. _____

G.E.A. Rice

Name of Owner Mr. E. Morishita

Registration No..... 03624

Address..... c/o N. P. Tracy, Box 184, Lethbridge

FISHING NET INVENTORY

Place of Storage..... In the net house of Pacific Cannery, Steveston, B. C.

(a) In whose Care. Pacific Cannery, Steveston, B. C.

(b) Whereabouts of Key..... In possession of Pacific Cannery

No. 1 - (No. 1 - 120 F. No. 2 - 30F.)
2 yr. - 6/40 Top 25M. = 60 Mesh
7 in Barbour - 5/40 Botton 35M

This net used a short time one spring, complete with good Cork Line and Lead Line - Valued \$110.00 "Cust. No. 1804"

No. 2 7 in Barbour Marked A - (5/40 x 45 x 300) Marked B. - (5/40 x 45 x 100)
Marked C. - (6/40 x 45 x 150) 1 yr, 2 yr, 3yr.
550F. - Valued \$50.00 "Cust. No. 1804"

No. 3 57/8 4/40 x 50 x 400F 6 weeks
- Valued \$70.00 "Sold Imperial \$70.00"

No. 4 53/8 4/40 x 55 x 400F 9 weeks
- Valued \$70.00 "?"

No. 5 7 in Barbour 1 yr. 6/40 Top 30 mesh = (6/40 x 50 x 400)
2 yrs. 6/40 Bottom 30 mesh
- Valued \$120.00 "Cust. No. 1791"

No. 6 8 1/2 Barbour (8/40 x 40 x 150) 2 yrs.
No. 7 53/8 (40/40 x 55 x 60) 6 weeks Valued \$20.00
Valued \$5.00

No. 8 7 in Barbour (6/40 x 20 x 80) 2 yrs.
- Valued \$5.00 \$450.00

"Eikichi Morishita"
(Signed) E. Morishita.

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

Oct. 26/48 *J. May*

701-7

EXHIBIT No. _____

DATE Sept. 22/48

FILED BY G. E. A. Rice

P. O. Box 184,
Lethbridge, Alta.,
December 4, 1942.

The Custodian Office.

Dear Sirs:

In replying for your kind information to me, which I saw your schedule of my chattels.

I found almost in this list, but there is still...

8 kitchen chairs
1 white iron bed
1 spring

and some articles without name aren't included in this list.

Thanking you for your kind advice for me.

Yours truly,

"E. Morishita"

HOWARD SMITH
GENOA BOND

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

Oct. 26/48

[Signature]

Name: MORISHITA, Eikichi

File: 1389

Reg. No. 03624

CHATELS

6 bdles. sundries
4 springs
4 iron beds
1 chest of drawers
1 sewing machine
4 bdls. pictures
4 mattresses
1 box
1 bdle. tools
1 carton
1 clock (cased)
2 cross cut saws.

This represents all my chattels in the protected area of British Columbia.

"W.S.B."

Date December 4, 1942 Signed "Eikichi Morishita"

Please sign and return one copy to this office.

File No. 1389 Registered #03624

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

Oct. 26/48 *[Signature]*

701-8

EXHIBIT No. _____
DATE Sept. 22/48
FILED BY G. E. Al Rice

May 19th, 1945.
Leth. Alta.

Mr. R. B. Mackedie,

Dear Sir:

As I understand about my old net which left it at Pacific Coast Cannery, I having heard from my father that you sold it and you are going to credit into my father's account. So I am satisfied and agreed to my father, you will put (\$25.00) into my father's account.

Yours very truly,

"E. Morishita"
"M. Morishita"

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

Oct. 26/49 *J. May*

Sept. 22/48

DATE.....

FILED G.E.A. Rice

Department of the Secretary
of State Office of the Custodian.

May 19th, 1945
Leth. Alta.

Dear Sirs,

I had handed the cheque for \$155.00 from the account of my net sold. And I am wondering what there should remain (unaccounted for) but you didn't get them from Pacific Coast Cannery. So I wish that you will inquire again to Imperial Cannery through as a Custodian duty.

"No further action possible"

"N.B. not declared until Aug/43"

For the account of the an old net without line from my son Masaharu, \$25.00, I wish you will credit it to my account. And for the chattels which you sold from Auction, please you discribe each thing and sent me the ccopy amount of the money.

About the sewing michine, my wife has two michines but one of them belongs to my daughter so I brought it with us (new michine) but old michine we signed under the protection of Custodian when before we leave Steveston.

There shows a statement that account of michine sold you put in Matsubara's aredit but you may understood very planely from our discribe as above whether the michine belong to Matsubara or my side.

Kindly give me your information again please.

Yours truly,

"PLEASE SIGN IN FUTURE"

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

Oct. 26/48

[Handwritten signature]

"Check their files, if not declared who has the better claim?"

EXHIBIT No. Sept. 22/48DATE.....
FILED BY G.E.A. Rice

May 29 - 1945

Leth. Alta.

Mr. R. B. Mackedic

Dear Sir

In according to reply for your asking about the our michine. Already we had wrote in a letter. About the Michine we had two Michines, new and old. And we put a old michine under the protection of Custodian. One of new michine it belong to my wife. We were just thinking about the old one. You might send it to us, but I had heard you sold it already. There is no reason you put the credit of the michine to C. Matsubara, because it surely belongs us.

Wishing you will trust us for the above the notice.

Yours very truly,

"E. Morishita".

"No machine declared.

1 taken with him

Proceeds of 1 sold transferred to C. Matsubara - RBm"

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

Oct. 26/48

J. May

VIRTUE, RUSSELL & MORGAN

BARRISTERS, SOLICITORS
AND NOTARIES PUBLIC

McFARLAND BUILDING, OPPOSITE COURT HOUSE

LETHBRIDGE, ALBERTA

A. GLADSTONE VIRTUE, M.C.K.C.
WILLIAM STAFFORD RUSSELL, B.A., LL.B.
FREDERICK JOHN MORGAN, B.A., LL.B.

23rd January, 1950

(Copy to Mr. Watson for his information)

PLEASE REFER TO FILE NO.

3212 - 84

*Subject matter
to be dealt
with by
Mr. Braidwood.
H. J. B.*

D. T. BRAIDWOOD, ESQ.,
c/o Messrs. Sutton, Braidwood & Morris,
Barristers and Solicitors,
506 Royal Bank Building,
675 West Hastings Street,
VANCOUVER, B.C.

Dear Mr. Braidwood: RE: Case No. 701
MORISHITA (Eikichi)
Custodian File 1389

Referring to paragraphs one and two of your
General Submission to the Commissioner, dated January
16th, there appears to be some error in your records in
this regard.

In order that this matter may be straightened
out, we enclose:

1. original White Award Sheet which shows total net claim
as \$520.00, made up of Nets sold \$420.00 obtained sale
price 155.00
Nets missing 100.00

2. original White Award Sheet containing our original
memoranda of settlement agreed on with Mr. Braidwood on
21st September, 1949, which shows:

1. Claim. 520.00
2. Nets sold. 220.00 for \$155.00
3. Nets missing 300.00

Please return these original White Award Sheets
to us after you have amended your records.

Yours truly,

VIRTUE, RUSSELL & MORGAN,

Per

V/L