

Name of Claimant

TSUCHIYA, Harry Kaname

Case 856

Custodian File

11261

<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				
											5000.00
<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 CHATELS</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										5000.00	

CASE NO: 856

JAPANESE PROPERTY CLAIMS COMMISSION
(SUB COMMISSION)

Winnipeg, Manitoba
September 1st, 1948

IN THE MATTER OF THE CLAIM OF

HARRY KANAME TSUCHIYA

PROCEEDINGS AT HEARING

CASE NO: 856

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

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

(THE HONOURABLE MR. JUSTICE A.G. BUCKINGHAM, COMMISSIONER)
 (SUB - COMMISSION)

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Winnipeg, Manitoba.

September 1st, 1948

IN THE MATTER OF THE CLAIM OFHARRY KANAME TSUCHIYAPROCEEDINGS AT HEARING

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APPEARANCES:

F.M. FERG, ESQ.

Appearing for the
Dominion Government

S.M. Cherniak, Esq.

Appearing for the
Claimant

G.N.R. UPTON, Esq.,

Official Interpreter

MARK H. PEARCE, ESQ.

Official Reporter.

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H.K.Tsuchiya,
In Chief

HARRY KANAME TSUCHIYA, the claimant herein
first duly sworn, testified as follows:

DIRECT EXAMINATION BY MR. CHERNIAK:

Q Mr. Tsuchiya, you are the gentleman who made the
claim for a certain five scows and a fishing boat
named Miney? A: Yes.

Q I show you a typewritten statement, is that your
signature? A: Yes.

Q Do you swear the contents of this statement to be
true to the best of your knowledge and information?

10

A Yes.

(STATEMENT MARKED EXHIBIT NO. 1)

THE COMMISSIONER: Well, now, just so we know what we
are doing in regard to these vessels, when are you going
to lead up to them? He says they were in charge of the
Canadian Navy; were they ever in charge of the custodian?

MR. CHERNIAK: None of them were sold my lord

BY MR. FERG: What do you call that, a Statement of
Claim?

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MR. CHERNIAK: A Statement of the Claimant's for loss.
Would you like to file your analysis sheet?

MR. FERG: Yes.

MR. CHERNIAK: On behalf of my learned friend I will
file the analysis sheet prepared by the custodian.

(ANALYSIS SHEET MARKED EXHIBIT 2.)

MR. CHERNIAK: Now as to the five scows my lord, the
analysis sheet, Exhibit 2 shows that they were
not turned over to the Navy but that the Registry
Certificates were turned over to the JFVDC. The

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H.K.Tsuchiya
In Chief.

Custodian's file shows that they were recorded with the Custodian and subsequently, apparently, they were never found.

THE COMMISSIONER: When did the Custodian take possession of them?

10 MR. CHERNIAK: The analysis does not give that information but states that the claimant himself reported it to the custodian verbally in October, 1943. Perhaps my learned friend can give Your Honour the information as to when the Custodian was first aware of these scows.

20 MR. FERG: Your Honour, the claimant filed his claim and the matter was registered with the custodian on the 9th of July, 1942, that is so far as the claimant's property is concerned but with regard to the vessels on the 13th of August the Japanese fishing Vessel disposal committee turned over to the Custodian the British Registry certificates for these scows on August 13th but the scows were never found by the custodian and I propose to cross-examine the witness on this matter and we will try and get to the bottom of it.

THE COMMISSIONER: Very well.

MR. CHERNIAK:

Q As to these scows witness my understanding from you and from the form that you signed, you didn't know very much about these scows, it was all handled by your father? A: Yes

30 Q As I understand it you have never seen these scows? A: Yes.

H.K. Tsuchiya
In Chief

Q You have seen them? A: No, I haven't.

MR. CHERNIAK: As to the scows your Honour there is this further explanatory note in Exhibit 1, it states that his father is more fully aware of the details as to the scows than he is, and that he will have to leave it to him to give this information at the adjourned hearings in Vancouver.

THE COMMISSIONER: Where does that appear?

MR. CHERNIAK: On Exhibit 1 at the foot, Your Honour.

10 THE COMMISSDNER: Oh yes, Exhibit 1.

MR. CHERNIAK: The Claimant, Your Honour, is moving to Revelstoke and it will be for his father to give the actual evidence as to the scows since the owner or claimant knows nothing about their disposition other than hearsay.

Q Now witness, as to this boat the Miney, your statement sets out that it was purchased in 1940 for \$500.00, do you know that of your own knowledge?

A Yes.

20 Q After buying it did you supervise the repairs that were set out here? A: I didn't supervise it but we turned it over to the boat builder to repair the boat and the amount we paid him is the amount I told you.

Q \$700.00? A: Yes, including the installing and overhauling of the engine.

Q To your knowledge where was this boat left?

A To my knowledge my father arranged and rented the boat to a Skeena River fisherman to fish with and he took it for the Season and left it there for the

H.K. Tsuchiya
In Chief
Cross-Exam

Winter so that he could go back there next fishing Season and it was while it was left on the beach, I presume, that this happened and from hearsay knowledge from my father, to the best of my knowledge it was up there when this happened.

Q I show you a form witness with the signature H.K. Tsuchiya, can you identify that?

A Yes.

10 Q That is your signature? A Yes

MR. CHERNIAK: I tender J.P. form produced from the custodian's file as Exhibit 3 and would like to bring to Your Honour's attention to the item shown there as "One 29 foot Gas boat in the custody of the Navy at Skeena River, B.C. (Miney) license No. 6101."

(J.P. FORM MARKED EXHIBIT 3.)

MR. CHERNIAK:

20 Q Witness, can you explain to His Honour your failure to report this in your form?

A When I think back, I was working as an interpreter in Hastings Park and I never seen this boat. I was up the Coast looking after fishing interests and I think it was because of that that it slipped my mind. As a matter of fact, when I think back, I never even thought about it to tell you the truth.

CROSS*EXAMINATION BY MR. FERG:

30 Q As a matter of fact you knew nothing about the scows other than the fact that they were registered

H.K Tsuchiya
Cross-Exam

in your name? A Yes.

Q And that is the situation today?

A Right now, yes.

Q When was the last time that you saw the scows?

A I never saw the scows.

Q You never saw them at any time?

A No.

Q And you never operated them?

A No.

10 Q And consequently you don't know anything about them? A No particular scow, no.

Q Was there any particular reason for them being in your name? A Well, all the boats of the fleet that we owned was all in my name.

Q For convenience purposes they were all registered in your name? A Yes.

20 Q Have you any knowledge that the Navy took over these scows? A I can't tell you exactly, I can only presume that they took over our fleet and that they took them to the north arm of the Fraser River. I asked permission from the Navy to go and see about the scows but I was restricted and they would not give me permission to go down there and they told me they would look after it and that is the last I know.

Q Were you up there living with your father at the time he was using these scows?

30 A After we purchased them, as far as I know, we never used it. We bought it, repaired it and that

is as far as I know

Q You had never used them in the fishing business?

A No.

Q Were there any other members of your family using these scows? A No.

Q They were solely under your father's control?

A And my own, I went up the Coast to the two camps.

Q In regard to this boat the 'Helen' have you any knowledge of that? A No.

10 Q Did your father or any member of your family have a boat called the 'Helen'? A No, it was never in our possession at any time.

Q Your boat was always called the 'Miney'?

A The boat we purchased was called 'Miney.'

Q And registered as 'Miney'?

A Yes.

Q You never at any time had a boat called 'Helen'?

A No.

20 Q And so far as this claim is concerned you know little or nothing about the disposition of the scows? A Yes.

Q Your father will be able to give the information on that? A Yes.

MR. FERG: With regard to this case Your Honour I take it it will be referree back to Vancouver for final disposition.

THE COMMISSIONER: Mr. Cherniak says that his father will be called down there.

30 MR. FERG: Yes, and I don't need to make any submis-

sion as far as the Government is concerned except
that the Government contends that these scows
were not reported and as far as the custodian
is concerned they had no knowledge of them.

THE COMMISSIONER: What provision do you make for
the Miney or what provision do you make in regard to
the Miney?

10 MR. FERG: We contend that there was a boat - there
will have to be further evidence given on it -
either the Miney or the Helen and that they are
one and the same boat and that if the Helen is
the Miney, there was a boat discovered in the pos-
session of the Navy in such a damaged condition
that it was more or less abandoned. At any rate
we cannot deal with the matter here because all
the evidence is in Vancouver.

20 THE COMMISSIONER: Well, the hearing of this particular
case then will be adjourned to the Sitting in
Vancouver to be fixed by the Commission for hearing
of further evidence on behalf of the claimant

MR. FERG: My understanding is that all hearings are
adjourned for further evidence.

30 MR. CHERNIAK: It is not my intention to argue as to the
merits Your Honour but I would just like to make
certain in the record that we have the information
given by my learned friend earlier in this hearing
as to when the custodian was given these registra-
tion certificates as affecting the scows, I would
like to make sure that that information is on the

H.K. Tsuchiya,
Cross-Exam

record.

THE COMMISSIONER: The thing is certainly not clear.

MR. FERG: I will read to the Court and it can be read into the record a letter from the custodian to the Japanese Fishing Vessel Disposal Committee, Vancouver, dated August 13th, 1942; "Dear Sirs, We hereby acknowledge receipt of certificates of British Registry on the following vessels: 1. YS #5, 158307; 2. YS #4, 158306; 3. YS #158305; 4. YS #158304; 5. YS #1, 158303." That is as to the scows

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THE COMMISSIONER: There is another document in connection with the Miney I suppose?

MR. CHERNIAK: That is not necessary, the J.P. Form covers that.

THE COMMISSIONER: All right, that is all

(Proceedings Adjourned Sine Die)

Certified to be a true and accurate transcript

Mark H. Pearce
(Mark H. Pearce)
Official Reporter

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CERTIFICATE

I, the undersigned Sub Commissioner hereby certify that the foregoing 8 pages of typewritten matter contain a true and accurate record of the sub commission in this matter held in the Law Courts Building, Winnipeg, Manitoba, at the time and date first above mentioned.

H.K. Tsuchiya
(SUB COMMISSIONER)

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.

ACKNOWLEDGED
B

11261

Winnipeg

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

- (1) NAME TSUCHIYA HARFY KANAME (RCMP) Reg. No. 10838
(Print) Surname Given Name
- (2) Pre-Evacuation Address 881 Union Street, Vancouver, B. C.
- (3) Present Address 450 Burrows Avenue, Winnipeg, Manitoba.
- (4) REAL ESTATE

(a) Street Address (if any) NONE
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 re-
 ceivable) - - - - - \$ _____
 (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) - - - \$ Nil

- (5) PERSONAL PROPERTY
- (a) Place or places at which property was left by the claimant at date of evacuation % 5 Scows at Steveston, B.C., 1 Gill Net Boat at Skeena River, B.C.
- (b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)
Scow at Great West Cannery, Steveston, B.C., Boat at Skeena, River, B.C.
- (c) How stored or packed at time of evacuation Tied up to dock.

(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")

in care of Canadian Navy

Custodian

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

- | | |
|--|-----------------------------|
| 1. Registered as follows: (SCOWS) | Estimated Value \$ |
| 2. "Y.S." 1 | Estimated Value \$ 1,400.00 |
| 3. "Y.S." 2 | Estimated Value \$ 1,400.00 |
| 4. "Y.S." 3 (scows left at Steveston, B.C. at the time of evacuation) | Estimated Value \$ 1,400.00 |
| 5. "Y.S." 4 | Estimated Value \$ 1,400.00 |
| 6. "Y.S." 5 | Estimated Value \$ 1,400.00 |
| 7. Gill Net Boat "MINEY" License No. 6101 (gill net boat left at Skeena River, B.C. at the time of evacuation) | Estimated Value \$ 1,200.00 |
| 8. | Estimated Value \$ |
| 9. | Estimated Value \$ |
| 10. | Estimated Value \$ |

TOTAL CLAIM FOR PROPERTY LOSS \$ 8,200.00

N.B.—If you cannot list all the items here prepare a separate list with values set out opposite each item and attach it to the form. The item "personal property" includes shares, bonds, mortgages, loans, notes and all other forms of property not included in real estate.

(f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e) - - - - - \$ 8,200.00

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

Winnipeg

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)
 Province of Manitoba)
 TO WIT:)

I, Harry Kaname Tsuchiya of the City of Winnipeg in the Province of Manitoba

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 City of Winnipeg in the Province of Manitoba this 15th day of January A.D. 1948. *Harry K. Tsuchiya*
 A Commissioner &c.

A COMMISSIONER FOR OATHS.
 HIS COMMISSION EXPIRES DEC. 15TH, 1948.

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.

TSUCHIYA, HARRY KANAMA
(Claimant's Name)

PERSONAL PROPERTY
(Fishifig Vessels, gear and equipment)

10838.
Reg. No.

NETS:

<u>Type</u>	<u>Size</u>	<u>Mesh</u>	<u>Fathoms</u>	<u>Age at Evacuation</u>	<u>Original Value</u>	<u>Estimated value at Evacuation</u>
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VESSELS SOLD BY CUSTODIAN

<u>NAME</u>	<u>Reg. No.</u>	<u>Type</u>	<u>Date Purchased</u>	<u>New or Used</u>	<u>Price Paid</u>	<u>Maintenance Work</u>	<u>Condition When Evacuated</u>	<u>With whom Left</u>	<u>Estimated Value</u>
YS 1, 2, 3, 4, & 5		Scows	1941	Used					
Miney License 6101		Gill Net	1940	Used	\$500.				

Improvements to Vessel since date of purchase:

<u>Type</u>	<u>Date</u>	<u>Cost</u>
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New Cabin, repaired Hull, and deck and installed Frisco Standard 5 H. P. engine, in fall of 1940.

\$700.00 *good* Condition Value \$1,200.00

OTHER GEAR:

<u>Description</u>	<u>Date Purchased</u>	<u>New or Used</u>	<u>Price Paid</u>	<u>Condition when Evacuated</u>	<u>Estimated value at date of evacuation</u>
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Arrangements made for storage when evacuated: Left at Cassiar Cannery, Skeena, B. C. and reported to Custodian.

Additional Comments, if any: My father is more fully aware of the details as to the ^{scows} ~~seams~~ than I am, and I will have to leave it to him to give this information at the adjourned hearings in VANCOUVER.

EXHIBIT 856-1
DATE September 18th, 1948.
FILLED BY Claimant

Harry K. Tsuchiya
Signature

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No. 11261

EXHIBIT No. _____

NAME TSUCHIYA, Harry Kanime

REG. No. 10838

DATE	INVENTORY	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND
			AUCTION	TENDER &c		
DECLARATION <u>July 9/42</u> EVACUATION <u>July 27/42</u>	TAKEN BY _____ DATE _____					
60 ft. Seine boat ("HATTA No.7") O.N. 170423, requisitioned by Navy.	Sold to Dept. of Munitions & Supply by owner through JFVDC.	In care of Canadian Navy, at Great West Cannery, Steveston, B.C., 5 scows: "Y.S." 1 "Y.S." 2 "Y.S." 3 "Y.S." 4 "Y.S." 5		1,400.00 1,400.00 1,400.00 1,400.00 1,400.00		1,400.00 1,400.00 1,400.00 1,400.00 1,400.00
29 ft. Gas boat in custody of the Navy at Skeena River ("Miney") Licence No. 6101	In April, 1942, a boat carrying the Naval Identification No. issued to M. Fukuda for the "Miney" was on the beach at Cassiar Cannery, was examined by the Appraiser for the JFVDC, and reported to be of no value.	Gill Net Boat "Miney" Licence 6101		<u>1,200.00</u> 8,200.00		<u>1,200.00</u> 8,200.00

EXHIBIT No. 856-2
DATE Sept. 1st, 1948
FILLED BY Claimant

SUMMARY OF CLAIM
Property for which Ja

SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANY TIME	ABANDONED	NOT ACCOUNTED FOR THEFT & C	UNSOLD	REMARKS
AUCTION	TENDER &c							
		1,400.00						<p>Scows were not taken into custody by Navy. Scows not declared in JP, but Certificates of Registry turned in to JFVDC. Claimant did not reply to Custodian letters re scows, but reported scows to Custodian when he visited office in October, 1943. Custodian searched for scows, but did not find them.</p> <p>"Miney" was not impounded by Navy. Vessel carrying Naval Identification No. issued for "Miney" was reported by Navy as being on beach at Cassiar Cannery. This boat examined in April, 1942 by JFVDC appraiser, O. W. Phillipson, who reported her to be of no value. See letter of Nov. 1943, from Cassiar Packing Co. Ltd. re condition of the vessel which had been left on the beach.</p> <p>The vessel which had been at Cassiar in April, 1942, was not there in September, 1942, when Custodian agent visited that point in search of Japanese boats.</p> <p>While this may have had no effect on the results of our search for the scows and the boat for which Mr. Tsuchiya has claimed, it is pointed out that Mr. Tsuchiya ignored Custodian letters asking for information regarding these vessels.</p>
		1,400.00						
		1,400.00						
		1,400.00						
		1,400.00						
		<u>1,200.00</u>						
		8,200.00						

SUMMARY OF CLAIM

Property for which Japanese claims \$8,200.00 declared, but not found.

Imahison

PERSONAL

**OFFICE OF THE CUSTODIAN
JAPANESE SECTION**

To be completed by persons of the Japanese race having property in any protected area. The proper administration of this property requires such persons to give full particulars as requested in this form.

PERSONAL INFORMATION

NAME: TSUCHIYA, Harry Kaname

HOME ADDRESS: Now at Hastings Park, Vancouver, B. C.

From 235 E. Hastings St., Vancouver, B. C.

REGISTRATION NUMBER 10838 SEX: male AGE: 29

OCCUPATION: Fish Packer

(If any business or businesses carried on, state where, under what name and whether carried on by yourself or in partnership with anyone; if partnership, give partner's name.)

EMPLOYER: self

MARRIED? no

NAME OF WIFE OR HUSBAND:

ADDRESS OF WIFE OR HUSBAND:

NAMES OF ANY LIVING CHILDREN:

ADDRESS OF CHILDREN:

AGE OF CHILDREN:

EXHIBIT NO. 856-3
DATE Sept. 1st, 1948
FILLED BY Claimant.

STATEMENT OF ALL REAL PROPERTY (Each parcel must be mentioned and particulars given)

1. LOCATION AND DESCRIPTION:

2. BUILDINGS AND OTHER IMPROVEMENTS:

3. INSURANCE (Give particulars; state where policies are)

4. TAXES (Amount and where payable)

5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed)

6. OCCUPANCY AND LEASES (If vacant so state)

7. STATE WHEREABOUTS OF TITLE DOCUMENTS:.....
8. STATE IF ANY OTHER PERSON HAS ANY INTEREST:.....
9. IF FARM LAND STATE CROPS SOWN.....

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: Now in Hastings Park, Vancouver, B. C.
Stays at Empress Hotel, 235 E. Hastings St., when in town.
2. LANDLORD'S NAME AND ADDRESS: unknown.
3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID:.....
\$12. per week. Paid to date.
4. STATE WHEREABOUTS OF LEASE:.....
5. SUB-TENANTS, IF ANY (Give name, address, rent and to what date paid).....
6. IF FARM LAND, PARTICULARS OF CROPS SOWN:.....

STATEMENT OF PERSONAL PROPERTY OWNED:

1. GIVE BRIEF DESCRIPTION AND STATE LOCATION OF FURNITURE, FIXTURES, EQUIPMENT AND MACHINERY, STOCK IN TRADE AND PERSONAL EFFECTS:.....
One 60 ft. Seine boat ("Hatta No. 7") which is now requisitioned
by the Navy. O.N. 170423. Registry No. un
- One 29 Ft. Gas boat in the custody of the Navy at Skeena River, B. C.
("Miney") License No. 6101.
2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS.....
3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR CLAIM ON ANY SUCH PROPERTY.....

4. INSURANCE CARRIED ON ABOVE PROPERTY: _____

5. MORTGAGES, LIENS AND OTHER CLAIMS ON PROPERTY IN POSSESSION OF OTHERS: _____

6. MONEYS OWING TO YOU (State if any of these debts assigned and if so, to whom) _____

7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)

One \$50. Victory Bond of the 1941 issue. In possession of Mother (Tsuji) at Revelstoke, B. C.

8. BANK ACCOUNTS: _____

9. LIFE INSURANCE: \$5,000. Manufacturer's Life Insurance Co., Vancouver, B. C. Benef. brother (George Kazuo). Policy no. unknown. 20 year endowment. Premiums paid to date. Policy in owner's possession.

10. INTEREST IN ANY ESTATES OR TRUSTS: _____

11. SAFETY DEPOSIT BOX: _____

LIABILITIES:

1. PERSONAL DEBTS: _____

2. TRADE DEBTS: Declarant owes about \$3,000. to the Atlas Diesel Engines, 1927 W. Georgia St., Vancouver, B. C. Intends to pay debt by the chartered rates off the Reguistioned Vessel "Hatta No. 7". (Less living expense).

Phoned to Mr Watson, Atlas Diesel, + he states that this claim has been settled.

I, the undersigned, hereby voluntarily turn over to the Custodian all my property in the protected area as set out above, excepting fishing vessels, deposits of money, shares of stock, debentures, bonds or other securities, if any.

I certify that the above information is true and complete and fully discloses all my property of every description in any protected area in British Columbia and sets forth all my liabilities direct and indirect.

Dated this 9th day of July 1942.

(Signature) *H. K. Tsuchiya*

[Signature]
Witness

FOR DEPARTMENTAL USE _____

3.6.43

856 - 4
EXHIBIT No. _____
DATE 13th September 1949
FILED BY
Mr J. A. Macdonald

June 29th, 1942

We hereby declare that we have today received the
Certificates of British Registry on the following scows:-

1. "Y. S. No. 5" - 158307
2. "Y. S. No. 4" - 158306
3. "Y.S. No. 3" - 158305
4. "Y. S. No. 2" - 158304
5. "Y. S. No. 1" - 158303

from BRITISH COLUMBIA PACKERS LIMITED.

JAPANESE FISHING VESSELS DISPOSAL
COMMITTEE

Per:

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

September 14th 1949

M. S. S. S.

856 - 5

EXHIBIT No. _____

13th September 1949

DATE _____

FILED BY Mr J.A. Macdonald

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

1528 Marine Building
VANCOUVER, B. C.

August 13th, 1942

Office of the Custodian,
Department of the Secretary of State,
501 Royal Bank Building,
VANCOUVER, B. C.

Dear Sirs:

ATTENTION: MR GREEN

We enclose herewith certificates of British Registry
on the following scows:--

1. "Y. S. No. 5"	-	158307
2. "Y.S. No. 4"	-	158306
3. "Y. S. No. 3"	-	158305
4. "Y. S. No. 2"	-	158304
5. "Y. S. No. 1"	-	158303

from BRITISH COLUMBIA PACKERS LIMITED.

Kindly acknowledge receipt of same.

Yours very truly,

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

PER

"J.A. Martin"

JAM:RO
ENCL

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

September 14th 1949

M. Sealy

DATE September 13th 1949

FILED BY

Mr J.A. Macdonald

Case No. 856 - Harry Kaname Tsuchiya, File 11261

Re: Claim for 5 Scows & Evidence at Hearing

Gross Claim: 5 Scows at \$500.00 each - \$2,500.00

The Scows were not reported to Custodian in JP of July 9, 1942. The Certificates of Registry for the scows were handed to the Japanese Fishing Vessels Disposal Committee by British Columbia Packers Ltd. on June 29, 1942. These Certificates were handed to Custodian by J.F.V.D.C. on August 13, 1942. The Custodian searched around Steveston (from some source information that the scows had been left at the Takahashi Boathouse was given to the Custodian) but the scows were not found at the Takahashi Boathouse or at any place in Steveston. January 13, 1943 and again on August 31, 1943, letters were sent to Mr Harry Tsuchiya asking him where the scows had been left. He did not reply to these letters.

In October 1943, Mr Tsuchiya visited the Custodian's office, but was unable to give any information to assist us in finding the scows.

Transcript P.2.L.4-"When did the Custodian take possession of them?"

The answer is that the Custodian did not at any time take possession of these scows. Claimant did not (because he was unable to or because he did not wish to) give the Custodian information that would have enabled the Custodian make a systematic search for the scows.

Information from the Registrar of Shipping, Vancouver, is that registered scows, unlike powered vessels, do not have registration numbers carved into the hull. The numbers are painted on and can be removed without difficulty. This and the physical appearance of scows, shows why scows could not be easily traced even when the searcher has a location from which the search can be started. In this case the Custodian had the Certificates of Registry and information that the scows had been at Steveston at some time before August 13, 1942, only.

Transcript. P.5-L.10-20-"Have you any knowledge that the Navy took over these scows?" A. "I can't tell you exactly, I can only presume that they took over our fleet and that they took them to the north arm of the Fraser River. I asked permission from the Navy to go and see about the scows but I was restricted and they would not give me permission to go down there and they told me they would look after it and that is the last I know"

It is difficult to understand why claimant (a literate, intelligent person) and the owner of several powered boats that were in custody) should not have been aware that the only vessels impounded by the Navy were powered boats.

There is no evident to show that claimant at any time up to his evacuation required permission to go to Steveston to look for his scows. In any case, such permission would not be obtained from the Navy. Permits were issued by the RCMP to the persons in Hastings Park and to evacuated persons.

In view of the fact that the Navy were not interested in scows and were anxious to be relieved of the custody of the powered boats that had been impounded, it is difficult to understand the Navy undertaking to look after Mr Tsuchiya's scows.

"F. Matheson"
Nov 24/45

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

September 15th 1949

M. Sealy

British Columbia Packers Limited

OUR SPECIALTY
CLOVER LEAF
BRAND



SALMON

FOOT OF CAMPBELL AVE.
P. O. BOX 939
VANCOUVER,
CANADA

EXHIBIT No. 856-7.
DATE June 20.50
FILED BY Lee Master

HJB

Celtic Shipyard,
Ft. of Blenheim St.,
Vancouver, B. C.

January 10, 1950

Messrs. Campbell Brazier Fisher
McMaster & Johnson,
675 W. Hasting St.,
Vancouver, B. C.

Dear Sirs:

Re: Harry Tsuchiya - No. 856.

Your letter of December 21st, 1949 to British Columbia Packers Limited has been handed to me. There were a number of well type or open scows tied along the bank of the river at Steveston in 1942. They were I believe, taken in custody by Navy Officials.

Sorry I am not able to give you more definite detail.

Yours truly,

Manager,
Celtic Shipyard.

September 17, 1949

B. C. Packers Ltd.
Ft. Campbell Ave.
Vancouver, B. C.

Dear Sirs:

Re: Harry Tsuchiya
Case 856

We are acting for the above Japanese claimant in respect of certain claims made by him before the Japanese Property Claims Commission. In this regard one of the claims relates to five scows the whereabouts of which no one seems to have any precise information.

These scows are registered under Nos. 158303 to 158307 inclusive and were numbered Y31 to Y35 inclusive. Our information is that on June 29, 1942 a letter was written by the Japanese Fishing Vessel Disposal Committee to B. C. Packers acknowledging receipt of the Certificates of Registry on these scows and we would ask your assistance in determining what at that time or previously was the status of these scows. We would assume that, from the scant information, the scows had at some period been in the possession of B. C. Packers and we would like to know if this is so and if so what disposition was made of them or alternatively how the Certificates of Registry came into the possession of B. C. Packers,

Any assistance you can give us in this matter will be greatly appreciated.

Yours truly,

CAMPBELL, BRAZIER, FISHER & McMASTER

Per

DWC:WD

MEMORANDUM

June 25, 1948

Re: Scows Registered in the Name of Harry Kanime Tsuchiya

August 13, 1942, the Japanese Fishing Vessels Disposal Committee sent to the Custodian the Certificates of British Registry for the following:

Off. No.	Name	Dimensions	Built	Tonnage
158,303	Y.S.No.1	63.8 x 16.1x 4.1	1927	34.21
158,304	Y.S.No.2	63.0 x 16.1x 3.85	1928	31.93
158,305	Y.S.No.3	64.1 x 16.1x 3.8	1929	31.75
158,306	Y.S.No.4	66.2 x 17.15x3.75	1925	34.57
158,307	Y.S.No.5	60.0 x 16.1x 3.65	1925	28.13

These scows were not powered and therefore were not among the vessels impounded by the Naval Service.

The Certificates presumably were handed to the Japanese Fishing Vessels Disposal Committee by the registered owner or by someone acting in his behalf. *BC Parkus Ltd*

Mr. Harry Kanime Tsuchiya did not report ownership of these scows to the Custodian in his JP of July 9, 1942. He did not reply to Custodian letters of January 12 and August 31, 1943, in which we asked where he had left these scows.

Custodian agents searched for these scows but did not find them.

/FM

J. Macdonald

EXHIBIT No. 856-8
 DATE Jan. 20 - 1950
 FILED BY
M. Macdonald

89 West Pender Street,
Vancouver, B.C.
January 26, 1950.

EXHIBIT No. 856-9
DATE Jan. 30 - 1950
FILED BY

Mr. R.J. McMaster,
675 West Hastings Street,
Vancouver, B.C.

M. R. J. McMaster

Dear Sir:

I have carefully considered your inquiry regarding the value of the following scows:

<u>Scow</u>	<u>Length</u>	<u>Beam</u>	<u>Depth</u>	<u>Year</u>
YS 1	63.8	16.1	4.1	1927
YS 2	63	16.1	3.85	1928
YS 3	64.1	16.1	3.8	1929
YS 4	66.2	17.5	3.75	1925
YS 5	60	16.1	3.64	1925

You are interested in ascertaining the fair market value of these scows in the year 1942.

Obviously this value would vary considerably, according to the physical condition of the scows at that time and also as to whether, at that time, they were decked scows, or open fish scows. I have given this matter considerable thought, and have also made inquiries from other authorities, and it is my considered opinion that, providing these scows were in good physical condition in 1942, and were decked scows, a fair price would be \$ 2,000.00 each. If, on the other hand, at that time, they were open scows and in good physical condition, a fair valuation would be \$ 1,000.00, each.

I trust this is the information you require, and remain,

Yours faithfully,

Oswald H. New.

Oswald H. New.

Coastal Towing Co Ltd

ON/jc

Enclosure.