

<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 adjusted	Total Award 80% of all Sale Prices		Sale Price	Total Award 125% of all Sale Prices:	
						% of Total	Amount		% of Total	Amount
					794.					176.00
										972.80
<u>PERSONAL PROPERTY</u>										
Motor Vehicles			Boats and Boat Gear							
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Recorded Now Missing	45% of amount in next preceding column			
<u>NETS</u>										
Total award for Nets plus Sale Price		Total Claim for Nets Sold, Declared Not Found and Recorded Now Missing			Percentage Total Award to Total Claim		Claim for Nets Sold Declared Not Found, & Recorded Now Missing		Apply % ratio to Claim	Deduct Custodian Sale Price
<u>MISCELLANEOUS CHATTELS</u>										
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
162.75	133.75	40.12	82.2%	218.10	179.28					219.40
<b>TOTAL RECOMMENDATION</b>										<b>1368.20</b>

CASE NO: 896

JAPANESE PROPERTY CLAIMS COMMISSION

(SUB-COMMISSION)

Winnipeg, Manitoba.

September 13th, 1948.

IN THE MATTER OF THE CLAIM OF

YOSHIKI OHTA

PROCEEDINGS AT HEARING

IN THE MATTER OF THE "INQUIRIES ACT"

PART 1, REVISED STATUTES OF CANADA, 1927, CHAPTER 99

JAPANESE PROPERTY CLAIMS COMMISSION

(SUB-COMMISSION)

10

B E F O R E

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

Winnipeg, Manitoba.

September 13th, 1948.

IN THE MATTER OF THE CLAIM OF

20

YOSHIKI OHTA

PROCEEDINGS AT HEARING

APPEARANCES:

F.M.FERG, Esq.,            Appearing for the  
                                  Dominion Government

S.M.CHERNIAK, Esq.,      Appearing for the  
                                  Claimant.

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G.N.R.UPTON, Esq.,       Official Interpreter.

MARK H. PEARCE, Esq.,   Official Reporter.

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YOSHIKI OHTA, the Claimant herein, being  
first duly sworn, Deposed as follows:-

MR. CHERNIAK:

Q Who was the owner of the other portion of your  
land Mr. Ohta? A Mrs. Soju Miyamoto.

Q Where is Mr. Miyamoto now?

A He went back to Japan.

MR. CHERNIAK: So no Claim will be made - - -

MR. FERG: Mr. Miyamoto's file is 8676 for the  
10 record.

THE COMMISSDNER: There is no claim being made  
by him?

MR. CHERNIAK: We don't know of any, Your Honour.  
While we are on that point, Your Honour, the  
Claimant sets out in his claim that he is the  
owner of an undivided three fifths interest. I  
have on file and I am showing to my learned  
friend, a certificate of title dated July 7th,  
1941, #14413-E in the name of the claimant for  
20 an undivided half interest in the property.  
From a perusal of the Custodian's file Your  
Honour I find that this property was owned half  
by the Claimant and half by this man Miyamoto.  
When the Custodian came to distribute the  
monies from the sale of this property, the  
Custodian took into consideration the appraised  
value of the various buildings on the property  
and then, since the Claimant's buildings were  
more valuable than his co-owners buildings,  
30 they decided that his share of the property was

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three fifths and I think my learned friend has on file, and I think it might be worth finding, Your Honour, a letter from the S.S.B. showing how this apportionment was made.

THE COMMISSIONER: If it was an undivided interest how could they divide the buildings?

10 MR. CHERNIAK: The Custodian apparently took interest in this property to protect it and tried to apportion the interests of the people fairly and they obtained this information. This is a letter from Mr. Barnet, District Superintendent of the S.S. and V.L.A. and it is dated August 22nd, 1944, and it is addressed to the office of the Custodian for the attention of Mr. W.E.Anderson. I would like to read it, it says "I have for acknowledgment your letter of the 19th instant requesting advice as to the values of the dwelling houses on this property so that you can make adjustments in your accounts.

20 As you say the total purchase price of the property is \$1031.00. Of this the appraiser valued the house measuring 24 x 30 at two fifths of the total; the house 24x 24 at one fifth, and the land at two-fifths. These figures are approximate only but no doubt will serve your purpose. Yours truly."

I might say that there is a pencilled notation in the letter stating that the house 24 x 30 is Ohta's house and the house 24 x 24 is Miyamoto's

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10 MR. CHERNIAK: I bring that up intentionally, Sir, because I propose to file shortly, and prove through the Claimant, that whilst the Custodian was doing this; had he gone into and investigated which land had belonged to him; that is they each had an undivided half interest on the total- but as between the two of them there was a definite understanding as to which portion of this 80 acre tract of land belonged to each of the two people and had the Custodian done that he would have easily found the claimant had by far the more valuable portion of that land.

MR FERG: Is there a document between these two parties as to the division of the land?

MR. CHERNIAK: No, I just want to bring it to the Commissioner's attention.

THE COMMISSIONER: Well, for what it is worth, I don't know whether the Commissioner will accept his statement.

20 MR. CHERNIAK: I am not saying that he will but I would like to put it on the record so that the Commissioner is aware of what the Claimant contends.

MR. FERG: What you say now is, notwithstanding the state of the title, each having an undivided half interest, that they did have a definite, specific part of the whole property?

MR. CHERNIAK: That is correct.

30 MR. FERG: I suppose the practical thing to do, Your Honour is to let or allow the evidence to go

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before the Commissioner, but I submit that the state of the title is conclusive as to what interest the two parties had.

THE COMMISSIONER: Yes, well, you make your submission.

MR. CHERNIAK: I can make a further submission, Your Honour that the state of the title is conclusive that there is no dispute between the two parties and there is no indication that Mr. Ohta and Mr. Miyamoto ever had occasion to disagree as to who is the owner of that portion of land and who is the owner of the other portion of land. However, I am just tendering this.

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THE COMMISSIONER: Yes.

MR. CHERNIAK: I should have made an amendment, Your Honour, in the personal property, showing the total value of the chattels as \$380.85, the Custodian's sale price \$154.45 and the loss at \$226.40.

20

Q Mr. Ohta, I show you two typewritten statements, were these prepared in accordance with your instructions? A Yes.

Q Are these your signatures?

A Yes.

Q Do you swear the contents of these statements to be true to the best of your knowledge and recollection? A Yes.

MR. CHERNIAK: I tender as Exhibit 2 the Real Estate Statement, Your Honour.

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(REAL ESTATE STATEMENT, EXHIBIT 2.)

MR. CHERNIAK: And as Exhibit 3 the Personal Chattel Statement.

(PERSONAL CHATTEL STATEMENT, EXHIBIT 3.)

MR. CHERNIAK: And as Exhibit 4, on behalf of my learned friend, the S.S. B.Appraisal and his Analysis as Exhibit 5.

(S.S.B.APPRAISAL? EXHIBIT 4.)

(ANALYSIS, EXHIBIT 5.)

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Q Mr. Ohta, in your statement of real estate, Exhibit 2, where you are referring to the portion of your land that was cleared and the crops on it, you show a division of 40 acres as belonging to you and 40 acres as belonging to Mr. Miyamoto?

A That is correct.

Q And you show that of your section of the 40 acres, 15 acres were cleared and you had a crop on some of it and 25 acres was not cleared?

20

A That is right.

Q Then you show on Mr. Miyamoto's section that he had 35 acres uncleared and 5 acres cleared, that is correct? A Yes.

Q Now I show you Exhibit 4, that is the report made by the Custodian's appraiser and on the back page, that is page 4, there is a map of what you had. There is #27 Road and here is your section stretching out this way. On the left hand bottom portion of the map, which is the Southwest corner is indicated as that part

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as being cleared and upon which you have buildings and crop and the balance of that shows uncleared? A Yes.

Q Can you indicate, by drawing in in pencil, the division of this land to show which part was yours and which part was Miyamoto's - I assume there is no objection, Your Honour by Mr. Ferg to the Claimant indicating on Mr. Ferg's Exhibit that which he claims to be his and that which is Miyamoto's?

10

MR. FERG: No, that is alright.

MR. CHERNIAK:

Q Just draw a line, I don't mean exactly, just roughly, which is yours and which is Mr. Miyamoto's? A The West side is mind, Miyamoto's next, then mine, then Miyamoto's.

Q Do I understand then that you divided this 80 acres into four strips of 20 acres each in length? A Yes.

20

Q That is the true line North and South?

A Yes.

Q Then you then had the most Western portion of 20 acres? A Yes.

Q And then Mr. Miyamoto had 20 acres?

A Yes.

Q Then you had another 20 acres?

A Yes.

Q And then Mr. Miyamoto had another 20 acres?

Q That is you had 80 acres altogether as it is made up? A Yes.

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- Q Was this Division done by you or by Your Uncle?     A     By my Uncle.
- Q Do you know as to when this division was made?
- A No.
- Q When did you first have anything to do with this land?     A     around 1933.
- Q You indicate that it was bought by your Uncle and Miyamoto in 1919?     A     Yes.
- 10     Q I am reading from Exhibit 2 "It was bought by I.Ohta, my uncle and S.Miyamoto from Martin and I received my Uncle's interest in this property in 1941."?     A     Yes.
- Q But you say you have been on this land since when?     A     1933.
- Q And at that time had this division been made between your Uncle and Miyamoto?
- A Yes.
- Q You always worked around the land?
- A Yes.
- 20     Q And Miyamoto worked his, is that correct?
- A Yes.
- Q Had you started to do any work in clearing your second part, that is your Eastern Section of your land?     A     No.
- Q Had Mr. Miyamoto ever cleared his Eastern Section?     A     No.
- Q So the only work you did was on the most Western portion, the 20 acres on the most Western portion?     A     Yes.
- 30     Q And the only work Mr. Miyamoto did was on his

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section of the most western section of his  
20 acres?       A       Yes.

Q    Was there any dispute between you and Mr.  
Miyamoto or your Uncle and Mrs. Miyamoto about  
what sections of land you owned?

A    No.

Q    Do you know if there was a written agreement  
between you and your Uncle?

A    I don't know about that

10   Q    Or Your Uncle and Mr. Miyamoto?

A    I don't know.

Q    Have you ever seen anything written between  
them?       A       No.

THE COMMISSIONER:     That certificate of title,  
what is the date of it?

MR. CHERNIAK:        July 7th, 1941, Your Honour.

THE COMMISSIONER:    It just occurs to me that at the  
time they took out title that the solicitor,  
if he was properly instructed, would have the  
undivided interest.

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MR. CHERNIAK:        We don't know how the Solicitor  
was instructed, Your Honour, or even if there  
was a solicitor.

Q    You say you were on this land since 1933?

A    Yes.

Q    Did you work the land?

A    Yes.

Q    Did you actually pay your Uncle anything for  
the land when you received it in 1941?

A    Yes.

30

Q    How much did you pay him?

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A One thousand dollars.

Q Was that what the land was worth at the time or was that by some special agreement?

A I worked for him from like 1933 until when he transferred the land to me and that is the reason I only had to pay one thousand dollars.

Q It was because you had worked the land with him that he let you have it for one thousand dollars? A Yes.

10 Q Did he leave the Country at that time, is that the reason he turned it over to you?

A He went back to Japan.

Q And he turned it over to you for one thousand dollars cash? A Yes.

Q And, in addition, because you had worked the land since 1933? A Yes.

Q Were you adopted by your Uncle?

A Yes, something like that.

20 MR. CHERNIAK: There is a custom between Japanese people, Your Honour, that they often do adopt their own people.

Q And that is what happened in your case, you were adopted by your Uncle?

A Yes.

MR. CHERNIAK: Just to show on this Exhibit, Your Honour, I will indicate what the Claimant has shown to be his and what he has shown to be Miyamoto's.

30 Q I am trying to divide the property into four sections Mr. Ohta? A Yes.

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Q And they were equal sections?

A Yes.

Q I now have shown four strips of land and the most Western portion was yours?

A Yes.

Q And the second was Miyamoto's?

A Yes.

Q And the third was yours? A Yes.

Q And the most Eastern portion was Miyamoto's

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A Yes.

Q I have written your names in and they were all of equal aize? A Yes.

MR. CHERNIAK: The Claimant sets out, Your Honour that at the time this property was purchased in 1919 it was all bush. He does not know the cost price. He says that of his half portion his Uncle and he cleared 15 acres of the land and Miyamoto cleared 5 acres of his portion.

20

He states that there was about 2000 feet of cedar covered ditching in his 40 acres and also a considerable amount in Miyamoto's 40 acres

Q You don't know how much ditching there was in Miyamoto's area? A I don't know.

Q But you remember there was ditching?

A Yes.

Q Would you say there was a lot or a little?

A Quite a lot I guess.

Q Well, you had 2000 feet spread over 15 acres, or was it more limited to less than 15 acres, your 2000 feet of ditching?

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A Yes, my 2000 feet was in the 15 acres.

Q All spread out?

A Yes.

Q That would be, roughly, about 150 or 140 feet of ditching per acre? A Yes.

Q Mr. Miyamoto had one third of your acreage, would you say that he had about the same proportion of ditching as what you had?

A I don't know

10 Q There was a well, you say, on your 40 acres?

A Yes.

Q Do you remember if Miyamoto had any well on his? A I think Mr. Miyamoto was using spring water.

Q You say there are about 100 mixed fruit trees on your share and you think about 60 mixed fruit trees on Miyamoto's share?

A Yes.

20 MR. CHERNIAK: The claimant then sets out in Exhibit 2 the house, which was 24 x 30, two storeys, 7 rooms, doesn't know when it was built but he indicates how it was finished and his uncle told him that the materials alone cost him \$1,000.00 and the Claimant values the house as at date of evacuation at \$1,000.00. Your Honour will note that in like most statements of our type the claimant is showing the estimated value and not the estimated cost. He then gives Miyamoto's house, 24 x 24, 4 roomed bungalow, frame, on posts and he gives an

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estimate of what he thinks it is worth. With the garage he gives an estimate of the value of it and says he thinks it cost his Uncle \$200.00.

Q Mr. Ohta, you show here a house, garage and two sheds velonging to you?

A Yes.

Q And you show the house belonging to Mr. Miyamoto, did he have any other buildings?

10 A Yes.

MR. CHERNIAK: If your Honour will look at Exhibit 4, the S.S.B.Appraisal, you will note that the buildings are all shown there except that this old garage that Mr. Ohta mentioned was on Mr. Miyamoto's portion. He shows the total value at \$940.00 and reduces it to \$600.00 when he adds it to the value of the land. Mr. Ohta's valuation is something over \$2,000.00, \$1,100.00 more than the S.S.B.Appraisal shows. This property is shown as being 5 miles from Haney, B.C. and having direct access to 27th Road, a gravel road in fair condition. Of the 80 acres the S.S.B.Appraiser shows 4 and 6 acres as having been cleared and 70 acres as not having been cleared. Your Honour will note that he values this 70 acres at \$2.00 per acre. The Claimant indicates that instead of 10 acres there was twice asmuch cleared, that is 20 acres, about a quarter of the total area. He sets out that he feels quite certain that the appraiser

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1 is greatly in error as to the extent of the cleared land. This applies also to the nature of the land and the cultivated portion of which gave us good crops, and the uncleared portion which showed signs of being very good for orchard. He further states that he was on this land and worked it with his uncle from 1933 to 1941 and he is satisfied that it was worth a great deal more than appraised. The buildings were in good condition and he has shown what he thinks was a proper valuation of them and he believes that the fair market value at date of sale by the Custodian was at least \$5,000.00

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Q Let me make one thing clear Mr. Ohta, you are showing \$5,000.00 as the value of your land and buildings; do you mean \$5,000.00 for your 40 acres and your buildings, or do you mean \$5,000.00 for the 80 acres and all buildings?

A \$5,000.00 for 80 acres.

20 Q For the whole area of land?

A Yes.

MR. CHERNIAK: So that, Your Honour, the claim as it is shown here as originally made is for the whole area of land and the claimant has used the Custodian's method of division in assessing his house. I have brought out this evidence to indicate that had the Custodian gone a little further into the matter he would have ascertained, by confirming it with Miyamoto, that the Claimant's interest in that land was considerably

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more than a half interest.

Q Mr. Ohta, the man from the S.S.Appraisal Board says that this uncleared section of your land was worth \$2.00 an acre, what do you think?

A There was a large quantity of timber itself in the uncleared portion and if cleared it would be good land for fruit growing.

Q Did you ever market any timber off your land?

10

A My Uncle sold quite a bit of timber off that land but there was quite a bit more left at the time of evacuation.

Q Have you any idea how much timber he took of in any one acre of land?

A No.

Q The appraiser says here that there are lots of stones on this land, is that correct?

A Yes.

20

Q And the appraiser says that this section at \$2.00 an acre was unsuitable for cultivation, but you say it is good for fruit growing?

A Yes.

Q For the purposes of fruit growing would you have to clear the stones off this land or could you leave some of them?

A You can leave the small stones.

Q And do you feel that the uncleared land was any worse than the land that you had cleared?

30

A I think there are more stones and rocks in the uncleared portion.

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Q So you say it would be a little more work clearing? A Yes.

Q But after it were cleared of stones would you say it was similar to the land you had cleared already and were working or different?

A I think it would be the same as the cleared portion.

Q And would you get the same type of crop off it?

A I think so.

10 MR. CHERNIAK: It is an important point as Your Honour can readily see. It is a matter of value and there is no doubt that our appraisers' in B.C. will be able to give what we consider to be a fair valuation of this. I doubt if the V.L.A. has got around to clearing that 70 acres yet, I should not say 70 acres, I should say 60 acres which the Claimant says he left uncleared and we will probably be able to get the proper valuation on it. Turning  
20 now to the claim for chattels. In Exhibit 3 the Claimant sets out some of the larger items as to the year of purchase and as to the price paid and his estimated value.

Q There is arising a question, Mr. Ohta as to whether some of the goods on this property belonged to Mr. Miyamoto; now in this claim which you are making now - and we have gone over this list together, you and I?

A Yes.

30 Q Is there anything claimed here which belongs

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to Mr. Miyamoto and not to you?

A No.

Q So that everything which you are claiming belonged to you at date of evacuation, is that correct? A Yes.

MR. CHERNIAK: Going through the Custodian's Analysis, Exhibit 5, Your Honour, it is interesting to note that quite a few of these items were sold for more than claimed value. 10 Kitchen chairs, claimed \$2.00, sold for \$3.75. Two sledge hammers were sold for the same amount valued. Two hand cultivators, \$5.00, one alone sold for \$8.00. Bed and spring, claimed \$20.00 sold for \$23.00. Home made cabinet, valued at \$1.00, sold for \$3.50.

Q Who made that cabinet Mr. Ohta?

A I think my Uncle.

Q Your Uncle made that cabinet?

A Yes.

20 Q You don't think much of your Uncle's labour, do you? A No answer.

MR. CHERNIAK: At the very foot of the list Your Honour will note 1 dresser worth \$20.00; this was never inventoried by the Custodian as indicated by the Analysis Sheet and we have withdrawn that claim in view of the fact that it wasn't reported to the Custodian and the Custodian didn't find it, so we will withdraw that \$20.00 and that is the reason for the amendment that I 30 made at the beginning of this hearing.

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Q Now, I imagine Mr. Ohta, that some of these items were bought by your Uncle?

A Yes.

Q And these items which you have shown, kitchen range, motor and water pump, scale, these were bought in 1941 and were they bought by you?

A Yes.

Q These books, Japanese and English Dictionaries and ten Japanese Law books, whose were they?

10 A They were mine.

Q You bought them? A Yes.

Q This law books were yours, were they? You were studying them, were you? A Yes.

Q You were studying these Japanese Law books; was that in Japan or Canada that you bought them, I see they were bought in 1933?

A They were brought back from Japan.

Q That is the same year in which you came to Canada, is that it? A Yes.

20 Q At that time you were studying law, were you?

A Yes.

Q This \$20.00 that you paid for them, is that Canadian Dollars or Japanese Yen?

A I paid 40 Yen in Japan and I figured that at that time it was \$20.00 Canadian money.

MR. CHERNIAK: That is all, Your Honour.

MR. FERG: It is submitted Your Honour that the real property sold for its fair market value, that the personal chattels were sold at their fair market value and that the claim made for articles, the

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amount claimed is excessive and unreasonable. And further, I would like to submit, with regard to the division of the real property that in view of the condition of the title, as late as 1941, that the evidence that has been given by the Claimant would be subject to the condition of the title and that the contention of the claimant cannot be accepted now as to the division of the property.

10 Q Mr. Ohta, when you got the title to your half interest in the real property, that was in 1941, wasn't it? A Yes.

Q Do you remember when you got it?

A Yes.

Q Did you consult a lawyer at the time?

A I consulted a public notary.

Q A Notary Public? A Yes.

Q And who was the gentleman?

A It was Mr. Menzies.

20 Q Hal Menzies? A From Haney.

Q Was Mr. Miyamoto with you when you consulted the Notary Public? A Mr. Menzies came over to the property and Mr. Miyamoto was present.

Q And you decided then to have the title fixed up in the shape it is now in?

A Yes.

Q Each to show an undivided half interest?

MR. CHERNIAK: I think that question should be asked a little more clearly as to who decided it.

30 MR. FERG:

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- Q Is that the instructions that both of you gave to Mr. Menzies, did you have the title registered in your names each as to an undivided half interest? A It was an undivided half interest in my Uncles name and it was just transferred over.
- Q And at that time had you and your partner made a division of the property? A We were working the land as divided portions.
- 10 Q But the understanding between you and your partner was that you would each have an undivided half interest in the land? A Yes.
- Q And that was the agreement between you?  
A Yes.
- Q Have you had an independent valuator or appraiser make a valuation of this land for you, at the time of evacuation or since? A No.
- Q How did you pay your taxes?  
A \$80.00 some dollars I guess, I don't remember for sure.
- 20 Q But did the tax bill come in one bill for the whole property? A Yes.
- Q And how did you pay your taxes?  
A Half.
- Q Half each? A Yes.
- Q And you did that in 1941?  
A Yes.
- Q Now with regard to the motor and beatty water pump, did you say you purchased it in 1941?  
A Yes.
- 30

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Q Who did you buy it from?

A Mr. Shimizu.

Q Is he a dealer in pumps and engines?

A Yes, he was a salesman.

Q Is this the regular retail price of it \$200.00?

A Yes, it includes the pipe and other attachments.

Q Did you buy it personally or did your partner participate in the purchase?

A I bought it myself.

10

Q You are making a claim for about 30 records, is that gramophone records? A Yes.

Q How old were these records?

A I bought them some time ago, since I came to this country.

Q How long have you been in Canada?

A I came here in 1933.

Q And you say they cost you \$1.50 each?

A Yes, when I bought them.

Q Some of them would be ten years old?

20

A 1933, yes, around 10, some of them.

MR. FERG: That is all, Your Honour.

RE-EXAMINED BY MR. CHERNIAK:

Q In regard to this water pump that my learned friend has questioned you about? A Yes.

MR. CHERNIAK: I wonder, Your Honour, if my learned could inform me whether the pump was ever appraised by the Custodian and whether he ever attempted to obtain tenders on it?

30

MR. FERG: There is no record of an appraisal, Your

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Honour. It was sold by public auction on the  
10th of November, 1943

MR. CHERNIAK: There is no attempt made to find  
out - - -

MR. FERG: There is no record of it at all.

THE COMMISSIONER: What happened to that pump?

MR. CHERNIAK: Apparently it was sold for \$65.00  
without the pipe, Your Honour. I wonder if my  
10 learned friend could tell me whether that  
included the motor? The Claimant has a Briggs  
and Stratton 4 cycle motor and Beatty water pump,  
including 6, 25 foot lengths of 3/4 inch pipe, and  
new tank, the Custodian's file says Pump and Tank  
only.

MR. FERG: There was no motor sold.

MR. CHERNIAK: Then are we to assume that that motor  
is unaccounted for? A

MR. FERG: It just says a Beatty Pump and Tank, \$65.00

MR. CHERNIAK: Does that mean the motor is unaccounted  
20 for by the Custodian?

MR. FERG: Well, it definitely does not appear to be  
accounted for.

MR. CHERNIAK: Well, then, I am wondering whether it  
should be shown in that column because there is no  
mention made of the motor.

MR. FERG: Your submission is that it should be put  
in the column of goods not accounted for.

MR. CHERNIAK: That is correct, Sir, there is no  
dispute as to whether or not there was a motor and  
30 there is nothing on the Analysis as to its dispos-



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Re-Exam.

ition. It is just my assumption that it is not accounted for and I would like confirmation.

MR. FERG:

Q Was there much pipe for the pump and the motor?

A Yes.

Q How much of it? A Oh, I don't know, I can't remember.

Q What was the pipe for, to pipe water over the farm or into the buildings or about the gardens; what was the pipe used for?

10

A It was piped to my kitchen and when the dry season came I used to water my strawberry crops.

Q And did you extend the pipe out through the strawberry patch? A Yes.

Q These pipes you are talking about now included the pipe and motor and pump? A Yes.

Q And was the motor and pump one complete unit set up together? A It was separated - no - it was one unit the pump and the motor

20

Q Can you tell us or give us an estimate of the value of the pipe that you bought with the motor?

A I don't remember, I am sorry.

Q How many feet of pipe would you buy?

A— I didn't buy it in bulk, I bought quite a bit after like, when it was necessary.

Q I see, from time to time you purchased pipe as you required it on the farm?

A Yes.

Q How many feet of pipe would you have altogether on the farm? A The main pipe from the

30

Y.Ohta.  
Re-Cr-Exam.  
Re-Exam.

spring water to the house was ~~at~~ 150 feet.

Q And how much a foot did you pay for it?

A It was galvanized pipe and I don't know how much I paid.

MR. FERG: Alright.

MR. CHERNIAK:

Q Mr. Ohta, I show you a copy of the Custodian's Inventory, dated October 2nd, 1942, it says in there that there is six 25 foot lengths of 3/4 inch pipe new, is that the pipe for which you are making claim? A Yes.

10

Q That means there was 150 feet of pipe which you are including in that claim for the motor and pump, is that correct? A Yes.

Q And you show the cost at \$200.00, does that include the cost of this 150 feet of pipe, or was that extra? A It is included in the \$200.00

Q The \$200.00 shows the total cost of the motor and the pump and this 150 feet of pipe, is that correct?

20

A Yes.

THE COMMISSIONER: I was just going to remark on this analysis it says six 25 foot lengths of 3/4 pipe and 1 new galvanized water tank.

MR. CHERNIAK: Perhaps I should file the inventory because it says new. I refuse to accept the responsibility of the Custodian's analysis.

Q This tank that you had with the pump and motor, did you get the tank with the pump and motor at the same time? A Yes.

30

Y.Ohta.  
Re-Exam.

Q Was it used? A For a short time.

Q And the pipe was used for the same period of time?

A Yes.

MR. CHERNIAK: My learned friend asked the Claimant whether the motor and the pump was one unit or two; I can indicate that the Custodian's Inventory reads "Briggs and Stratton 4 cycle Motor and Beatty water pump and 'not in use'. Apparently it was a unit but it was taken apart at the time by  
10 Mr. Ohta.

Q Mr. Ohta, when Mr. Menzies straightened out your Title did he do any work for Miyamoto in connection with the title at that time?

A No.

Q Did he speak to Mr. Miyamoto at all while you were giving him his instructions in 1941?

A No.

Q Did you tell Mr. Menzies as to the division of the property or did you just give him your uncles title and tell him that you just wanted his interest transferred to you, or, what was the conversation?  
20

A I just gave him my uncles title to be transferred to me.

Q You didn't actually discuss with Mr. Menzies at all then as to who owned what section of land?

A No.

L You say that Mr. Miyamoto was around while you were giving your instructions to Mr. Menzies?

A Yes, he was in the house.

30

Q But you say he didn't discuss anything with Menzies?

Y. Ohta.  
Re-Exam.

THE COMMISSIONER:

Q How long have you studied law?

A I just studied that in High School.

Q In Japan? A Yes.

MR. FERG:

Q Did you study Canadian Law?

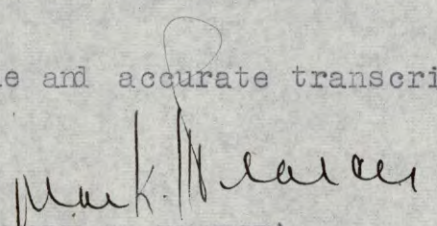
A No, Japanese Law.

MR. CHERNIAK: It is too bad he didn't study Canadian Law, Your Honour.

10

(PROCEEDINGS ADJOURNED SINE DIE)

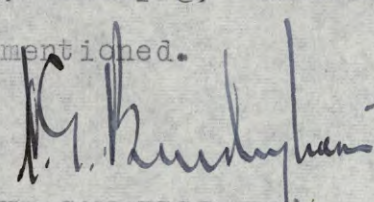
Certified to be a true and accurate transcript.

  
(MARK H. PEARCE)  
OFFICIAL REPORTER

CERTIFICATE.

I, the undersigned Sub-Commissioner hereby certify that the foregoing 26 pages of typewritten matter contain a true and accurate record of the sub-commission held in the Law Courts Building, Winnipeg, Manitoba, at the time and date first above mentioned.

20

  
(SUB-COMMISSIONER)

Case 896

NOV 28 1947

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 5972 [Signature] W.P.G.

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

- (1) NAME OHTA Yoshiki (RCMP) Reg. No. 11778  
(Print) Surname Given Name
- (2) Pre-Evacuation Address 25th Avenue, Webster Corner, B.C.
- (3) Present Address c/o L. Tully, Box 19, Oakville, Manitoba
- (4) REAL ESTATE Maple Ridge, B.C.
  - (a) Street Address (if any) \_\_\_\_\_  
City or Municipality, Province
  - (b) Legal description (lot number, block number, section number, etc.)  
Part of the Easterly 80 acres of the South West Quarter of Section 25 Township 12 as shown outlined orange and lettered "A" on sketch Deposited No. 3015, District of New Westminster
  - (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.) owner of an undivided three-fifth interest.
  - (e) Fair market value at date of sale (estimate this to the best of your ability):
    - (i) Land - - - - - \$ 3,000.00
    - (ii) Buildings - - - - - \$ 2,000.00
    - (iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - \$ \_\_\_\_\_
    - (iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - - - - - \$ 5,000.00
    - (v) Amount at which Custodian sold property and credited your account - - - \$ 1,031.00
  - (f) Loss (This figure is arrived at by deducting item (v) from item (iv)) - - - \$ 3,969.00  
My Loss on 3/5th interest in property 2,381.40
- (5) PERSONAL PROPERTY
  - (a) Place or places at which property was left by the claimant at date of evacuation  
25th Avenue, Webster's Corner, B.C.
  - (b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)  
In the house
  - (c) How stored or packed at time of evacuation Upstairs, downstairs and basement of house

(over)

(d) In whose care was property left at date of evacuation by the claimant. (This question refers to the terms of reference which exclude claims where the property was lost, destroyed or stolen while under the custody, control or management of any person other than the Custodian appointed by the owner of the property. It involves some definite arrangement whereby you appointed someone to take care of the property and such person accepted the responsibility of so doing. Unless such an arrangement was made the question should be answered "in no one's care")

Registered with Custodian

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

1.	<u>Chattels as per attached list</u>	Estimated Value \$	<u>400.85 - 380.85</u>
2.		Estimated Value \$	
3.	<u>Credited by Custodian</u>	Estimated Value \$	<u>124.86 154.45</u>
4.		Estimated Value \$	
5.		Estimated Value \$	
6.		Estimated Value \$	
7.		Estimated Value \$	
8.		Estimated Value \$	
9.		Estimated Value \$	
10.		Estimated Value \$	

226.40

TOTAL CLAIM FOR PROPERTY LOSS \$ 275.99

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) - - - - - \$ 2,657.39

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

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, Kazue OHTA of Winnipeg Caprielle of the Post Office in the Province of Manitoba

DO SOLEMNLY DECLARE THAT: my husband Yoshiaki Ohta is in the bush camp in Ontario and his name is not available to complete this form.  
 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 20th day of November )  
 A.D. 1947.

Kazue Ohta.  
 A COMMISSIONER FOR OATHS.  
 MY COMMISSION EXPIRES DEC. 31ST. 1947 Commissioner &c.

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

List 1, per Item (e)

## Inventory of Chattels left on Property

In house (downstairs)

kitchen range	\$25.00		
kitchen table	2.00		
4 kitchen chairs	2.00		
dust pan and broom	1.50		
2 sledge hammers	.75		
3 window screens	.25		
meat grinder	1.00		
few kitchen utensils and dishes	5.00		
Briggs and Stratton - 4 cycle motor & Beatty Water Pump (includes 6 25' lngth $\frac{3}{4}$ " pipe, new & lge water tank galv (apart, not in use)	200.00		
2 hand cultivators	5.00		
platform scale	15.00		
2 potato forks	1.00		
pick	.50		
peevee	11.00		
3 cross cut saws	7.50		
2 benches	1.00		
5 window blinds	.50		
bed and spring	20.00		
round table home made	1.00		
few misc. books	5.00		
4 gal. stone crock	.75		
6 gal. stone crock	1.00		
cabinet homemade	1.00		
basket containing dishes & box containing dishes	5.00		
carton containing dishes	1.00		
wooden tub containing dishes	1.00		
carton containing gram. records	10.00		
2 tables homemade	1.00		
2 tables homemade	1.00		
2 cross cut saws	4.00		
box containg books & Xmas decorations	2.00		
car battery	2.00		
lantern	.25		
3 beds and springs	15.00		
1 wooden bed	5.00		
heater	2.00		
D.B. axe	.50		
D.B. axe	.80		
5 mattocks	3.75		
D.B. axe	.50		
2 shovels	1.50		
2 saw horses	3.50		
2 peevee	2.00		
wheelbarrow	2.00		
150 7' cedar posts	10.00		
15 berry trays	1.50		
large quan. bean poles	5.00		
		logging chain	\$2.00
		50' $\frac{1}{2}$ " cable & 2 hooks	4.00
		1 dresser	20.00
		TOTAL	<u>\$400.85</u>

5



SOLDIER SETTLEMENT AND VETERANS' LAND ACT

YOUR FILE NO. 5972 &  
8676  
PLEASE QUOTE BC/120P

518 Rogers Building,  
VANCOUVER, B.C., August 22, 1944.

Attention: Mr. W.E. Anderson  
Office of the Custodian,  
506 Royal Bank Building,  
VANCOUVER, B.C.

*out to Rich*

EVACUATION SECTION  
Rec'd AUG 23 1944  
File No. 597298676  
Ans.  
Referred *Anderson*

Dear Sir:

Re: Yoshiki OHTA

I have for acknowledgment your letter of the 19th instant requesting advice as to the values of the dwelling houses on this property so that you can make adjustments in your accounts.

*ohta*  
As you say the total purchase price of the property is \$1031.00. Of this the appraiser valued the house measuring 24 x 30 at two-fifths of the total; the house 24 x 24 *Miyamoto* at one-fifth, and the land at two-fifths. These figures are approximate only but no doubt will serve your purpose.

*ohta*  $\frac{3}{5} = 618.60$   
*Miyamoto*  $\frac{1}{5} = 412.40$   
\$ 1031.00

Yours truly,

I. T. BARNET  
District Superintendent.

Per. *I. T. Barnett*

AB:B

VLA 104

*Statement held by Mr. Good.*

EXHIBIT No. 896-1  
DATE Sept. 13/48  
FILLED BY Clairmont



OHTA, Yoshiki

REAL ESTATE  
(Farm Land)

11778

(Claimant's Name)

Reg. No.

LAND	Miyamoto		Date of Purchase	From Whom	Cost Price	Cleared or cultivated at date of Purchase	Improvements at date of Purchase	Estimated value at Date of Sale
	My own	Acres						
Uncleared	25 acres	35 acres	1919	bought by I. Ohta. my uncle and S. Miyamoto from Martin	<i>Don't know</i>	all bush	none	land and bldgs. \$5000.00
Cultivated not planted	2 acres							
Cultivated and not in crop			) 5 acres	I received my uncle's interest in this property in 1941				
List Crops								
strawberries	5 acres							
raspberries	1 1/2 acres	<i>Don't know</i>						
black currants	1/8 acre							
asparagus	1/4 acre							
buildings & fruit trees	5 3/4 acres							
Total	40 acres	<i>40 acres</i>						

## IMPROVEMENTS SINCE PURCHASE OTHER THAN BUILDINGS (e.g. cultivation, plants, trees or special equipment)

Description When Made Cost

My uncle and I cleared 15 acres of his land and Miyamoto cleared 5 acres of his.  
 There were about 2000' of cedar covered ditching in my 40 acres and also considerable in Miyamoto's 40 acres  
 There was one well on my 40 acres.  
 There were about 100 mixed fruit trees on my share and I think there were about 60 mixed fruit trees in Miyamoto's 40 acres.

## BUILDINGS

Type	Size	Finish	Date Built	Cost Material	Paid for Labour	Value of Own Labour	Allowance for Depreciation	Estimated Value
House	24 x 30 2 storeys 7 rooms	frame on post fir siding inside v joints and shiplap	don't know	uncle told me it cost him		\$1000.00 for materials only		\$1000.00
Miyamoto's house	24 x 24 4 rooms bung/alow	frame on post <i>other details</i> don't remember	" "	I think Miyamoto's house was				750.00
Garage	15 x 20	frame on post shiplap finish	1940	I think it cost uncle		\$200.00		150.00
Shed	12 x 14	shake and poles	don't know					40.00
Shed	22 x 30	shake and poles	1934					100.00
								<u>2040.00</u>

Comments re Appraiser's report not covered by above information: I feel quite certain that the appraiser is greatly in error as to the extent of cleared land. This applies also to the nature of the land the cultivated portion of which gave us good crops, and the uncleared portion which showed signs of being very good for orchard. I was on this land and worked it with my uncle from 1933 to 1941 and I am satisfied that it was worth a great deal more than appraised. The buildings were in good condition and I have shewn what I think was a proper valuation of them. I believe that the fair market value at date of sale by Custodian was at least \$5000.00.

EXHIBIT NO.

896-2

DATE

Sept. 13/48

FILLED BY

Claimant

*I. Ohta*  
Signature

(Claimant's Name)

Reg. No.

Description of Major Items (and particularly of goods lost, stolen or destroyed)	Approximate Date Purchase	New or Used When Purchased	Price Paid	Condition when Evacuated	Estimated value at Date of Evacuation
1 kitchen range	1941	used	35.00	good	25.00
1 Briggs & Stratton 4 cycle motor and beatty water pump	1941	new	200.00	good	175.00
1 Platform scale	1941	new	20.00	good	15.00
Books 2 Japanese & English Dictionaries					
10 Japanese law books set	1933	new	20.00	good	5.00
Records about 30	time to time	new	average 1.50 each	good	10.00
3 beds & springs      1 old	don't know			fair)	
	2-1937	new	30.00	good)	15.00
1 wooden bed (Hardwood & spring filled mattress)			don't know	fair	5.00

Description of Storage of Goods:

I left these articles in my house on 25th Avenue,  
Webster's Corner B.C. and reported them to Custodian.

General Statement as to Chattels not Described above:Additional Comments, if any:

All the articles for which I am claiming, belonged to me. I have depreciated the value, according to age and use.

EXHIBIT No.

896-2

DATE

Sept. 13/48

FILLED BY

Claimant.

*Y. Ohta*  
Signature

EXHIBIT No. 896-4

# Farm Appraisal Report

DATE Sept. 13/48

File No. JL-308

TITLED BY Clairmont

Land Description Pt. E'ly 80 Acs. of SW $\frac{1}{4}$ , Sec. 25, Tp. 12, lettered "A", Plan 3015

Containing 80 Acres

Owner's Name OHTA, Yoshiki Post Office Address Haney, B.C.

Nearest Rail Point Haney, B.C. Distance 5 miles

Market Town New Westminster, B.C. Distance 26 "

Church (give denomination) All denominations Distance 5 "

Nearest School Websters Corners School Distance 1 "

State how property was identified: Map location and corner post.

Roads: State whether property has access to main road, the kind of road and its condition.

Direct access to 27th Road. Gravel road, fair condition.

Is this district a good one? No. Outlying and 90% undeveloped.

Employment opportunity Very limited in this vicinity.

Predominating Nationality and religion: Mixed

Describe Fencing and its condition: Small portion fenced with rock & stones. Value \$

Water supply: Well and creek. Value \$

## BUILDINGS ON FARM

5972

BUILDINGS	DIMENSIONS	MATERIAL	HEIGHT	ROOF	AGE	Foundation	REPAIR	VALUATION
HOUSE	24 x 30	Frame	1 $\frac{1}{2}$ st.	Shgl.	20	Wood	Fair	600.00
House	24 x 24	"	1 "	"	26	"	Poor	250.00
BARN	x	"	"	"	"	"	"	"
Garage	15 x 20	"	7'	"	3	"	Fair	50.00
BARN	x	"	"	"	"	"	"	"
Shed	12 x 14	Pole & Shke.	10'	Shke.	20	"	Poor	10.00
GRANARY	x	"	"	"	"	"	"	"
Shed	22 x 30	" "	12-18	"	20	"	Poor	30.00
	x							
	x							
	x							

Total present day value \$ 940.00

Total Value Buildings add to farm \$ 600.00

Is dwelling habitable without repairs? Yes. If not what is your approximate estimate of cost to make it habitable? \$

Describe the basement and chimneys: No basement; brick chimney on bracket; metal

House No. 1 - 5 - 2 chimney.  
#2 No. rooms downstairs? 4 Upstairs? - How finished Wood

Are buildings painted? #1-No; #2 - Yes. Condition of paint Very poor.

Distance from nearest bush About 200 feet.

Note: Particular care must be taken when examining and reporting on foundations, sills and roofs.

ACRES	LEVEL, UNDULATING, ROLLING OR HILLY	SOIL (State Depth)	SUB-SOIL	KIND AND QUALITY OF CROP	VALUE	TOTAL
					PER ACRE	
4	Level	Sandy loam, 8" to 16".	Gravel	Small fruits & sod	40.00	160.00
6	Sloping	Gravelly, 4" to 10".	"	" " " "	25.00	150.00
Area which can be cultivated without cost other than for breaking.						
	LEVEL, UNDULATING, ROLLING OR HILLY	SOIL (State Depth)	SUB-SOIL		VALUE PER ACRE	
Area which can be cultivated after a reasonable amount of clearing timber, stones, drainage, etc.						
	LEVEL, UNDULATING, ROLLING OR HILLY	SOIL (State Depth)	SUB-SOIL	NATURE OF RECLAMATION NECESSARY	RECLAMATION COST PER ACRE	VALUE PER ACRE
Area Unsuitable for Cultivation.						
	CHARACTER OF LAND E. G. HILLY, SWAMPY, ROCKY.		NATURE OF TIMBER IF ANY AND WHETHER MARKETABLE		VALUE OF LAND PER ACRE	
70	Hilly, bush and rock		Nil		2.00	140.00

Total value of Land \$ 450.00

Total added by buildings to value of farm \$ 600.00

Total fruit trees add to value of farm (for use in orchard districts only) \$ -

Total value of farm \$ 1050.00

Describe condition of farm commenting on tillage, length of time unoccupied or partly occupied:

Property in poor condition; only a very small portion of crop land being worked. Property leased for 1942 - about May 28th - too late to properly operate.

State most suitable type of agriculture for farm bearing in mind the district's limitations, if any.

Mixed fruits and poultry.

Noxious weeds:

Thistle only weed of consequence.

Give approximate detail and amount of all annual taxes and names of Taxing Authorities:

1942 Tax - \$78.25. District of Maple Ridge.

Date: June 18th, 1942.

Place: New Westminster, B.C.

I certify that the above report is based on a personal examination of the whole farm made on the 17 day of June 19 42.

Inspector's Signature

"H.L. SINCLAIR."

Note: (Use Form 43 (Sheet 2) in connection with this form.)

Y. OHTA - JL-308

# Farm Appraisal Report

Remarks:

This is a poor property situated in an outlying portion of the district that is practically 90% undeveloped.

About 4 acres of the cleared land has a very gentle slope to South, then the land rises sharply, and soil condition changes rapidly. On the slope the land is gravelly with shallow depth. Tons of stones have been removed from this portion of cleared area and used for fences. Bed rock outcropping is noticeable on Easterly portion of land adjacent to cleared areas.

There are two dwellings on the property, No. 1 being in fair condition, but No. 2 is in very poor condition, with metal chimney.

Electric light is not available.

Property was leased to John DeBodt about May 28th - rental for 1942-\$300.00. Lease obtained too late to control weed and grass situation.

### (FOR ORCHARD LANDS ONLY)

REMARKS: re general lie of land, fertility of soil, irrigation, drainage or dyking and reclamation.

About 75 mixed fruit trees - value of same included with land.

### ANNUAL COST OF IRRIGATION, DYKING AND DRAINAGE.

### ORCHARDS, SMALL FRUITS, ETC.

(Give number, age, variety and condition of all tree fruits, condition and area of each kind of small fruits.)

Present Value

There is about 1 acre of strawberries & raspberries that can be considered as crops on this property. This portion has been cultivated. Balance of cleared area - the plantings are so smothered in weeds and grass that there is no hope of crop -

.75	acs.	-Strawberries	\$
.25	"	-Raspberries	\$
9.00	"	-Cleared-grass & weeds.	\$
70.00	"	-Rock, bush, hills.	\$

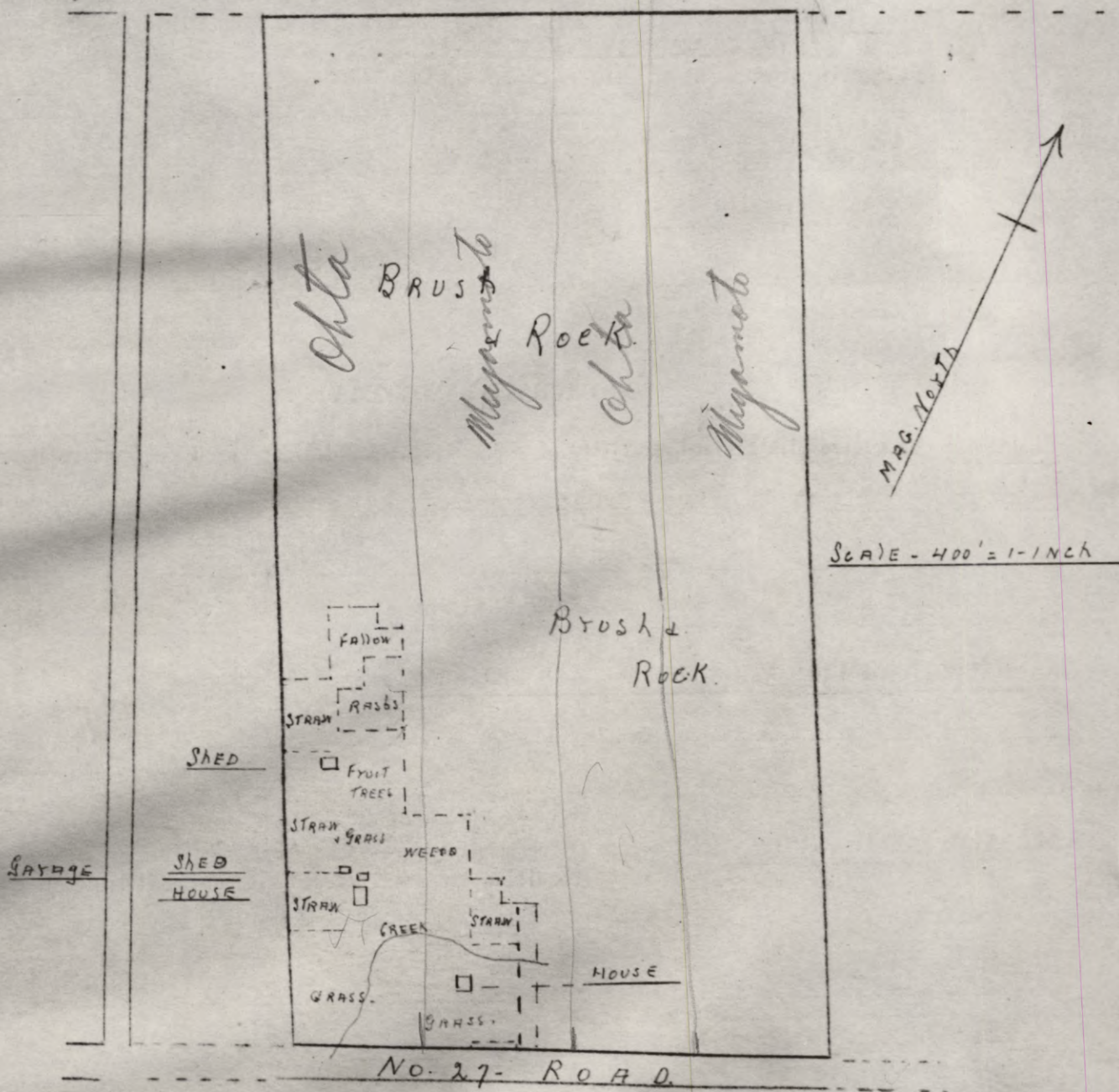
Total \$

Amount fruit trees add to value of farm \$

Diagram of Property

PT. EASTEY 4. 80 ACS. of S.W 1/4 - SECT. 25 - TP. 12 - 1ETTED "A" - PLAN 3015.

YOSHIKI - OHTA



Following careful review of this appraisal report, it is my opinion that the present

value is \$ 1000.00.

Date 20th June 19 42.

"I.T. BARNET"  
District Superintendent.

# ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No. 5972

EXHIBIT No. \_\_\_\_\_

NAME Yoshiki OHTA

REG. No. 11778

DATE	INVENTORY	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND
			AUCTION	TENDER &c		
DECLARATION <u>25 Apr 42</u>	TAKEN BY _____					
EVACUATION <u>19 May 42</u>	DATE _____					
Household furniture, kitchen utensils, china-ware, carpenter tools, farm implements, in my house on 25th Ave., Webster's Corners, B.C. Key will be left in care of the Cstdn if we do not rent the house.  (Farm WAS rented)	NOTE: All items appearing on the Claim were previously inventoried by the Custodian with the exception of the last item -- 1 Dresser \$20.	Kitchen range	25			
		Kitchen table	2			
		4 Kitchen chairs	2	3 75		
		Dust pan & broom	1 50	50		
		2 Sledge hammers	75	75		
		3 Window screens	25			
		Meat grinder	1			
		Few Kitchen utensils & dishes	5	\$ 25		
		Briggs & Stratton 4 cycle motor & Beatty water pump (incl 6 25' lgth 3/4" pipe, new galv water tank (Not in use)	200	65 (Pump & Tank only)		
		2 Hand cultivators	5	8 (1)		
		Platform scale	15			
		2 Potato forks	1			
		Pick	50			
		Peevee	1			
		3 Cross-cut saws	7 50	4 25		
		2 Benches	1			
		5 Window blinds	50	25 (2 blinds 1/2 roll bldg paper)		
		Bed & spring	20	23		
		round Table Homemade	1	35		
		Few misc. Books	5			
		4 gal Stone crock	75			
		6 gal Stone crock	1	40		
		Cabinet (Homemade)	1	3 50		
		basket containing Dishes)				
		box containing Dishes )	5			
		carton containing Dishes	1			
		wooden tub contain. Dishes	1			
		carton contain. gramophone records	10			
		2 tables (Homemade)	1			
		2 tables (Homemade)	1			
		2 Cross-cut saws	4	25 (Handle)		
		box containing Books & Xmas decorations	2			
		Car battery	2	25		
		Lantern	25			
		3 Beds & springs	15	7 50 (2)		
1 wooden Bed	5	1 75				
Heater	2	14				
D.B. Aze	50					
D.B. Axe	60					
5 Mattocks	3 75					
D.B. Aze	50					
2 Shovels	1 50					
2 Saw horses	50					
2 Peevee	2					
Wheelbarrow	2					
150 7' cedar Posts	10					
15 Berry trays	1 50					
lge quan Bean Poles	5					
Logging chain	2					
50' 1/2" Cable & 2 Hooks	4					
1 Dresser	20					
		F 18 70 Furniture				
		T 2 Tools				
		400 85	154 45			

EXHIBIT No. 896-2  
 DATE Sept. 13/48  
 FILLED BY Claimant

ANALYSIS OF C

Chattels to est. claim value of \$  
 do

SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NOT ACCOUNTED FOR THEFT &c	UNSOLD	REMARKS
AUCTION	TENDER &c							
						25 2		
3	75 50 75						25	
	25					1		
65	(Pump & Tank only)							
8	(1)					15 1		
							50	
4	25					1		
23	25 (2 blinds 1/2 roll bldg paper)					1		
	35							
						5		
							75	
	40							
	3 50					5 1 1		
	25 (Handle)					10 1 1		
						2		
	25							
	7 50 (2)						25	
	1 75							
	14							
							50 60	
						3		
							75 50	
						1		
							50 50	
						2		
						2		
						10		
						1		
							50	
						5		
						2		
						4		
18	70 Furniture			20				
2	Tools							
154	45			20		107	60	

ANALYSIS OF CLAIM

Chattels to est. claim value of	\$ 273.25	Sold at auction for	\$ 154.45
do	20.00	No record at anytime	
	107.60	Not accounted for	
	<u>400.85</u>		