

Custodian File **1143**

<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 % of Total	Sale Price	Total Award 125% of all Sale Prices: % of Total	Amount	
<u>PERSONAL PROPERTY</u>										Total
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
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>										Total
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			
145.05	57.65	17.29	39.76%	36.95	14.69					
TOTAL RECOMMENDATION										31.98

CASE NO: 963.

JAPANESE PROPERTY CLAIMS COMMISSION

Fort William, Ontario,
April 21st, 1948.

IN THE MATTER OF THE CLAIM OF
KATSUMI KAWANO.

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
 (THE HONOURABLE MR. JUSTICE H.I. BIRD, COMMISSIONER).

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Fort William, Ontario,
 April 21st, 1948.

IN THE MATTER OF THE CLAIM OF
KATSUMI KAWANO.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

J.W.G. HUNTER, Esq.,

appearing for the
 Dominion Government.

S.M. CHERNIACK, Esq.,

appearing for the
 Claimant.

A. WATSON, Esq.,

Secretary.

D.J. HANDFORD, Esq.,

Official Interpreter.

MARK H. PEARCE, Esq.,

Official Reporter.

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K. Kawano,
In Chief.
Discussion.

KATSUMI KAWANO, the claimant herein, being first duly sworn, testified as follows:

MR. CHERNIACK: Your Lordship will note on the claim form that this claim is for some \$12,243.00.

THE COMMISSIONER: It looks very formidable.

MR. CHERNIACK: I ask leave to amend.

THE COMMISSIONER: Yes.

MR. CHERNIACK: Valuation, \$182.50.

THE COMMISSIONER: This is purely a chattel claim?

10 MR. CHERNIACK: Yes, my lord. I am withdrawing claims for 3 fishing vessels subject to the usual reservation, my lord.

THE COMMISSIONER: \$182.50?

MR. CHERNIACK: \$182.50. Credits, \$55.75. Net loss, \$126.75.

THE COMMISSIONER: I take it there is no claim for real property although it has been filled in?

MR. CHERNIACK: That is just the man who filled it out
showed no credit to the Custodian for an amount
20 which we don't know. We don't know whether he
received any figure. Perhaps I should make a brief
statement which I think is correct and that is
material, that this man completed a J.P. declaration
form which set out certain items. These items
were shown to be locked in his own home, but when
the Custodian's representative came to examine
the contents he found that there was practically
nothing there. The claimant has advised me that
although the form had been filled out while he was
30 still in residence, that subsequently he moved all

K. Kawano,
Discussion.

the goods to a building belonging to a Mr. Marshall. It was subsequent to that that the Custodian found the goods in Mr. Marshall's home. The claim, therefore, is in the amount of goods held by the Custodian. Katsumi claims 4 beds, a gramophone, glass cabinet, trunk, and other articles mentioned on Exhibit 1.

(STATEMENT MARKED EXHIBIT NO. 1).

10 DIRECT EXAMINATION BY MR. CHERNIACK:

Q I show you a typewritten statement. Was this prepared in accordance with your instructions?

A Yes.

Q Is that your signature? A: Yes, sir.

Q Do you swear the contents to be true to the best of your knowledge and recollection?

A Yes.

MR. CHERNIACK: Exhibit 1, my lord, goes into detail in the usual manner and shows the date of purchase, the price paid, the claimant's estimated valuation and the sale price by the Custodian, and he states, "I have properly depreciated values in accordance to their use".

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MR. HUNTER: It is submitted, my lord, that the personal property was sold for its fair market value.

It is submitted in view of the fact that the claimant left the property that only the property that came under the control and management of the Custodian is subject to claim and comes within the terms of reference. I make that statement

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K. Kawano,
Discussion.

purely on the items of the beds.

There are no questions. It is only a matter of value.

THE COMMISSIONER: Katsumi, you have made a claim for three fishing vessels. That claim is now withdrawn by your counsel. Were these vessels sold by the Disposal Committee, or under the authority of the Disposal Committee?

A Yes.

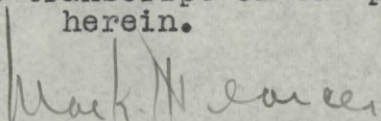
10 Q And you gave your assent to the sales prices that they proposed, is that correct?

A Yes, sir.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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


"MARK H. PEARCE"
Official Reporter.

base 963

NOV 26 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

[Signature]

1143

[Signature]

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

(1) NAME KATSUMI KAWANO (RCMP) Reg. No. 04932
(Print) Surname Given Name

(2) Pre-Evacuation Address P.O. BOX 125 STEVESTON, B.C.

(3) Present Address BOX 195, GERALDTON ONTARIO

(4) REAL ESTATE

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

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

(c) Type of Real Property (cross out words which do not apply):

(i) Farm

(ii) Residence Type of business fisherman

(iii) Business

(iv) Any other type of property (describe) fishing boats & gear, chattels

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

(e) Fair market value at date of sale (estimate this to the best of your ability):

(i) Land - - - - - \$ _____

(ii) Buildings - - - - - \$ _____

(iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - \$ _____

(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - - - - - \$ 15428.60

(v) Amount at which Custodian sold property and credited your account - - - - - \$ 3181.47

(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - - - \$ 12247.13

15428.60
~~15505.80~~
3181.47
~~12247.13~~
12247.13

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation Steveston, B.C.

(b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)

(c) How stored or packed at time of evacuation Boats tied up - Chattels in boxes

(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") no one's care

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

1.	Sea Scout I fishing boat	Estimated Value \$	2400
2.	Sea Scout II " "	Estimated Value \$	2100
3.	Kiyoshi " "	Estimated Value \$	1750
4.	Rent on 3 boats for past 5 years	Estimated Value \$	5225
5.	boat belonging miscellaneous	Estimated Value \$	700
6.	chattels. furniture	Estimated Value \$	800
7.	transportation, travelling attributed to information	Estimated Value \$	2500 182
8.		Estimated Value \$	
9.		Estimated Value \$	
10.		Estimated Value \$	

TOTAL CLAIM FOR PROPERTY LOSS \$ 15425 55 75 126.75

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) - - - - - \$ 15425 12,243.53

(6) (a) Place at which claimant prefers to be heard. (Vancouver, Kamloops, Nelson, Lethbridge, Moose Jaw, Winnipeg, Toronto or Montreal.) Toronto Winnipeg (Port William - if possible)

(b) Do you require the services of an interpreter at the hearing? Yes or no yes

N.B.—This Declaration must be sworn before a Commissioner, Notary Public or other person entitled to take declarations. All lawyers are qualified to do so.

DOMINION OF CANADA)
of)
TO WIT:)

I, KATSUMI KAWANO of the Town
of Geraldton in the District of Thunder Bay

DO SOLEMNLY DECLARE THAT:

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

DECLARED before me at the Town)
of Geraldton)
in the District of Thunder Bay,)
this 15th day of November,)
A.D. 1947.)

K. Kawano

H. Schur
A Commissioner &c.
Notary Public, Ontario.

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.

K. KAWANO

(Claimant's Name)

PERSONAL CHATTELS

04932

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	
						<u>Sale Price</u>
1 steel double bed	1925	New	18.00	Fair	5.00) 28.50 } 3 } sold } for
1 steel double bed	1934	New	35.00	Fairly good	15.00	
1 steel double bed	1938	New	25.00	Good	15.00	
1 steel double bed	1939	New	40.00	Good	30.00	
1 Gramophone	1935	Used	40.00	Fair	10.00	1.25
1 Glass cabinet	1939	Made by myself	20.00 (Value)	Good	10.00	.60
1 Trunk	1932	New	18.00	Good	10.00	2.50
1 Bureau	1934	New	27.50	Good	17.50	2.00
2 Picture Frames	1937	New	18.00	Good	12.00	2.25
Glassware, china etc.	Time to time	New	50.00	Good	20.00	9.40
3 boxes of books mostly - English text books	Time to time	New	45.00	Good	20.00	.75
Kitchen cabinet	1925	New	32.00	Fair	12.00	6.00
Book-case	1930	New	12.00	Fairly good	6.00	2.50
					<u>182.50</u>	<u>55.75</u>
					<u>55.75</u>	
					NET LOSS	<u>126.75</u>

Description of Storage of Goods:

All goods were stored in building belonging to N. Marshall, Chatham St.,
Steveston, B.C.

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

I have properly depreciated values in accordance to use.

EXHIBIT No. 963-1

DATE 21 apr 1948

FILED BY

S. M. L. Hermann

K. Kawano

Signature