

<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	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		
						% of Total	Amount	% of Total	Amount	% of Total
<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	Applica-tion of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
100.00	35.00	10.50								10.50
TOTAL RECOMMENDATION										10.50

CASE NO: 983.

JAPANESE PROPERTY CLAIMS COMMISSION

Fort William, Ontario,

April 26th, 1948.

IN THE MATTER OF THE CLAIM OF
KURATARO HIRASHIMA.

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).

10

Fort William, Ontario,
April 26th, 1948.

IN THE MATTER OF THE CLAIM OF
KURATARO HIRASHIMA.

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.
H. SHIGARU, Esq.,	Official Interpreter.
MARK H. PEARCE, Esq.,	Official Reporter.

30

K. Hirashima,
In Chief.
Discussion.

MR. CHERNIACK: My lord, this claim you permitted me to re-open after it had been withdrawn.

THE COMMISSIONER: Yes. Mr. Secretary, I wish you would let Mr. Cherniack have the copy you have of the claim form. I see this is an original.

THE SECRETARY: Yes, my lord.

KURATARO HIRASHIMA, the claimant herein, being first duly sworn, testified through the Interpreter as follows:

10 DIRECT EXAMINATION BY MR. CHERNIACK:

Q Mr. Hirashima, you are making a claim for a radio, is that correct? A: Yes.

Q It was a 1942 Sparton radio? A: Yes.

Q When did you purchase this radio?

A 1941.

Q And how much did you pay? A: \$100.00.

I had the attachment added to the radio and it cost \$10.00.

Q Is that a phonograph attachment?

20 A Yes.

Q Was it new when you bought it?

A Yes.

Q How long had you had it before you turned it over to the Royal Canadian Mounted Police?

A I used it regularly before I turned it in to the Royal Canadian Mounted Police.

MR. CHERNIACK: Does my learned friend have the receipt for the radio?

MR. HUNTER: Yes. Do you want it?

30 MR. CHERNIACK: I think we should file it.

K. Hirashima,
In Chief.

THE COMMISSIONER: Does that show whether it is a battery
or a power radio?

MR. CHERNIACK: No, my lord, but it gives the serial
number and the model. This is a Royal Canadian
Mounted Police receipt dated March 7th, 1942,
referring to having received from Kurataro Hirashima,
929 Keefer Street, Vancouver, British Columbia, a
Sparton radio, serial number 26507, model number
255-A. Scratched on top, other woodwork fair
10 condition, and it is signed by the constable, my
lord.

(R.C.M.P. RECEIPT MARKED EXHIBIT NO. 1).

MR. CHERNIACK: Q: Mr. Hirashima, the Royal Canadian
Mounted Police receipt reads that the top of the
radio was scratched. What was the general condition
of the radio? A: I don't remember
anything about the radio, whether it was scratched
or not.

Q How was the operating condition of it?

20 A No trouble with the radio itself.

Q What size a radio was it? A:

THE COMMISSIONER: Won't the serial number, and so on,
provide all the information you want?

MR. CHERNIACK: I think so, my lord.

Q What do you think yourself, though? Oh, I need not
go into that, sir. That will be established, unless
you would like the claimant to give a statement to you
as to what he thinks of the value.

THE COMMISSIONER: I think we will have to rest on what
30 the radio expert will say.

K. Hirashima,
In Chief.

Cross-Exam.

MR. CHERNIACK: I might say it was sold for \$35.00,
my lord.

THE COMMISSIONER: And is he claiming the full cost
price to himself of \$100.00?

MR. CHERNIACK: No, he realizes there should be depre-
ciation, but he himself does not know how much.
He has given the cost price as a \$100.00 and the
additional cost of the recorder attachment, \$10.00.
Might I ask my learned friend if there was any
10 appraisal on that?

MR. HUNTER: Yes, \$20.00.

MR. CHERNIACK: By whom?

MR. HUNTER: I haven't got the name of the appraiser.

MR. CHERNIACK: That would be produced.

MR. HUNTER: I intend to produce it, my lord. I feel
it is in our favour.

CROSS-EXAMINATION BY MR. HUNTER:

Q Is that your signature?

20 A Yes.

MR. HUNTER: This is a letter dated June 5th, 1945, my
lord, from the claimant to the Custodian saying
that, "At the time of the evacuation, I have sned in
my radio, and now that the Japanese may have a
radio, I would very much like to have my radio
back.

"It is a Sparton, short-wave model, serial
#26507, model #255-A, with a scratched top and
other woodwork in fair condition.

30 "Since it being a short-wave radio, I would

K. Hirashima,
Cross-Exam.

"like to have the short-wave taken out in order to have it returned.

"Please send an answer if the possibility to have the radio returned is permissible or not.

"Thank you."

(LETTER MARKED EXHIBIT NO. 2).

THE COMMISSIONER: I suppose your defence is fair market value?

MR. HUNTER: I am sorry, my lord, I should have announced
10 that.

Q It is a mantle radio, is it?

MR. CHERNIACK: I believe so, from his description.

MR. HUNTER: Q: This is a mantle radio that sits on a table, is it?

A: It was a mantle, yes.

MR. HUNTER: As mentioned before it was appraised for \$20.00 and was sold by public auction on August 9th, 1944, for \$35.00, my lord.

No further questions, my lord.

20 THE COMMISSIONER: That is all, thank you, Hirashima.

(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
"MARK H. PEARCE"
Official Reporter.

base 983

1. - pd.

FORM FOR CO-OPERATIVE COMMITTEE

IN THE MATTER OF a Commission to Investigate Claims of Japanese Canadians for Property Losses.

This form containing the same material as the form to be sent to the Custodian's office is to be sent to either your National Japanese Canadian Citizens Association provincial chapter organization or the regional Co-operating Committee as listed.

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

7

(1) NAME HIRASHIMA KUBATARU (RCMP) Reg. No. 04766
(Print) Surname Given Name

(2) Pre-Evacuation Address 929 KEEFER STREET VANCOUVER B.C.

(3) Present Address 505- McLAUGHLIN STREET VANCOUVER B.C.

(4) REAL ESTATE - No claim
(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 _____
(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 receivable) - - - - - \$ _____
(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)) - - - \$ _____

20/11/47

(5) PERSONAL PROPERTY
(a) Place or places at which property was left by the claimant at date of evacuation _____
handed to R.C.M.P.
(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 _____

(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")

Care of Custodian

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

No.	Description	Estimated Value \$	Custodian Sale Price
1.	<i>RADIO</i>	<i>100.00</i>	<i>\$29.50</i>
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			

TOTAL CLAIM FOR PROPERTY LOSS \$ *65.00*

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)) - - - - - \$ *70.50*

(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 But prefer Fort William

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 Ontario,
 TO WIT:)

I, *Kurataro Hirashima* of the *City*
 of *Fort William* in the *Province of Ontario*

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 *Fort William*
 in the *Province of Ontario*
 this *27th* day of *November*
 A.D. 1947.

Kurataro Hirashima
 A Commissioner &c.

[Signature]

No.

F. 112

Royal Canadian Mounted Police

RR# 04766
P.O. # 150618
\$

Vancouver, B.C. Mar. 7 19 42

Received from Kuratani HIRASHIMA, 929 Keefer
St. Vancouver, B.C.

1. spartan radio serial # 26507 ✓
model # 255A

scratched on top, other wood
work in fair condition: Dollars,
100

Signature *H. F. Mills Capt.*
F/C Exhibits

983 - 2

EXHIBIT No. _____
26 April 1948

DATE _____

FILED J.W.G.Hunter

Kurataro Hirashima
Registration # 04766
Slocan City, B. C.
June 5, 1945.

Custodian of Enemy Alien Property
Royal Bank Building
Vancouver, B. C.

Dear Sir:

At the time of the evacuation, I have
send in my radio, and now that the Japanese
may have a radio, I would very much like to
have my radio back.

It is a Sparton, short-wave model, se-
rial # 26507, Model # 255A, with a scratched
top and other woodwork in fair condition.

Since it being a short-wave radio, I
would like to have the short-wave taken out
in order to have it returned.

Please send an answer if the possibility
to have the radio returned is permissable
or not.

Thank you.

Yours very truly

signed "K. Hirashima

Kurataro Hirashima

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

June 18, 1948.

M. Vansteele
Sd.