Name of Claimant UMAKOSHI, Tasoji Case 989

Custodian File XI 530

REAL PROPERTY											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	
1035	51.75 12.50										64.25

PERSONAL PROPERTY								
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 & Not Found & Recorded Now Missing	45% of amount in next preceding column	

NETS						
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	

MISCELLANEOUS CHATTELS								
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	

TOTAL RECOMMENDATION	64.25

1540

, CASE NO: 989.

JAPANESE PROPERTY CLAIMS COMMISSION.

Fort William, Ontario,

April 27th, 1948.

IN THE MATTER OF THE CLAIM OF

TASOJI UMAKOSHI.

PROCEEDINGS AT HEARING.

Original.

CASE NO: 989.

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 27th, 1948.

IN THE MATTER OF THE CLAIM OF

TASOJI UMAKOSHI.

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.
T.P. HORROBIN, Esq.,	Official Reporter.

30

KAZUHASA UMAKOSHI, a witness called on behalf of the claimant, being first duly sworn, testified as follows:

THE COMMISSIONER: Has there been any declaration in this case, according to the comment at the head of the claim?

MR. CHERNIACK: Not to my knowledge, my lord.

THE COMMISSIONER: No committee appointed.

MR. CHERNIACK: Not to my knowledge, my lord. This is a particularly important case to the family, my lord. The father is in New Denver. He is one of that group who have stood up for their rights, in their opinion, and haven't come East in accordance with the Government's Orders. We can bring out from the son or the wife, who is here, that they have made various attempts to have the father come here and he is adamant.

THE COMMISSIONER: After all it negatives the statement in the claim.

MR. CHERNIACK: To the effect he is mentally incapacitated?

THE COMMISSIONER: Yes.

MR. CHERNIACK: That is the statement, my lord, that he is mentally incapacitated.

THE COMMISSIONER: That is the point. How can the wife or son present a claim on his behalf unless they have been appointed as his committee, assuming the facts to be as stated?

MR. CHERNIACK: We don't know whether he has been so declared. I say not to my knowledge. We do know that they find they can't deal with him, and they are hoping as a result to prove to him that his

property is being reconsidered and he is getting a fair trial in this respect and that this might bring him home to them. The wife is here and she can give evidence if your Lordship would like to hear her to the effect that she has spoken to him and he has been difficult to follow and she is hoping that this proceeding might bring about the desired result.

THE COMMISSIONER: Mr. Hunter, what have you to say?

10 MR. HUNTER: Well I don't wish to stand in the way of a legitimate claim, my lord, but it does seem to me that until evidence is shown that the man is incapacitated, that the claim should be brought by him.

THE COMMISSIONER: That is what disturbs me. Would you be disposed to allow the claim to proceed on the undertaking of Mr. Cherniack that the family will cause an application to be made to the Courts of British Columbia under the "Lunacy Act" for the

20 appointment of a committee? After all, no one can speak as to this property but the owner himself.

MR. HUNTER: No one can certainly make the claim, my lord. These people, I suppose, are giving evidence in connection with his claim.

THE COMMISSIONER: Yes, but I would not have power to even make a recommendation to the Government unless someone with legal authority were to represent the claimant here, and as I understand the situation neither the son, who has been sworn, nor his mother

30 have any legal right. The only suggestion I can

make is that I should proceed to hear the evidence on the understanding that I cannot make any recommendation until such time as the son who is now sworn is appointed as committee under the "Lunacy Act" of British Columbia for his father's person and estate, or estate alone.

MR. HUNTER: I would have no objection to that, my lord. I don't know whether my learned friend could give such an undertaking.

10 THE COMMISSIONER: I do not ask for an undertaking, but let it be on the understanding I cannot deal with it until such a thing is done. I do not think you would argue to the contrary, Mr. Cherniack.

MR. CHERNIACK: No, since you have also stated you would not ask for an undertaking, which of course I couldn't give, my lord. May I ask that you consider that either the son should be appointed the committee or, as I say, this is in the hope that we dan reason with this man and he himself signs

20 a claim form or makes a claim. What I have in mind, my lord, is that I am hoping that after the hearing if his wife writes to him and tells him what has transpired, he himself may do so.

THE COMMISSIONER: In face of the statement made in the claim, how am I to recognize any claim made by the owner of the property as made by a competent person? I am not conjuring up difficulties, but I see so many.

MR. CHERNIACK: This statement is made by his son.

30 THE COMMISSIONER: Let us leave it that way. Do you

speak English, Kazuhasa? A: Yes.

Q I will try and explain my difficulty to you. Your father is the legal owner of this property?

A Yes.

Q Now until he has been declared by the Courts as an incompetent person by reason of mental incapacity, that is, he is not capable of handling his affairs, the Court will make an Order on proper proof appointing either you or your mother to represent the estate, but until that is done I cannot make any Order that would have any effect. Is that clearly understood by you? A: Yes.

THE COMMISSIONER: So what I suggest you should do is discuss this matter with your solicitor after you are through here and have him instruct a lawyer, preferably in Nelson, which will be the closest place to New Denver, with the idea that the lawyer will make an application for the appointment of a committee of your father's estate. Now it may not be possible to appoint you because of the fact you are now living in Ontario. It may be necessary to appoint the Official Administrator, or some Provincial Government official in British Columbia, but your lawyer will be able to advise you on that. In the meantime I am going ahead to hear your evidence but there is no purpose in it at all and it has no value until you are here speaking for the property. I think that is as far as I can go. I will hear him now.

MR. CHERNIACK: Thank you, my lord.

DIRECT EXAMINATION BY MR. CHERNIACK:

Q Mr. Umakoshi, I show you a typewritten statement. Was that prepared in accordance with your instructions?

A Yes.

Q Is that your signature? A: Yes.

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

A Yes.

(STATEMENT MARKED EXHIBIT NO. 1).

10 MR. CHERNIACK: Your Lordship, I haven't given you the amendment.

THE COMMISSIONER: Yes. Who filedthe claim, the father himself or the boy?

MR. CHERNIACK: The boy. If the father had filed it, sir, we would have been able to proceed.

THE COMMISSIONER: Assuming authority, yes.

MR. CHERNIACK: The value is estimated at $2500.00, sir. The sale price is now known to be $1035.00. The net would be $1465.00. On behalf of my learned

20 friend, my lord, I will file the appraisal of Johnson & Reeve, dated May 29th, 1943.

(APPRAISAL MARKED EXHIBIT NO. 2).

MR.CHERNIACK: The witness sets out, my lord, in Exhibit 1 that the property was purchased in 1939 for about $2000.00, and that they put improvements into it to the extent of installing a new toilet and tub and repairing the bathroom floor and other repairs which are noted in Exhibit 1, my lord. The witness points out several features of the

30 appraisal with which he is in disagreement and

states that he believes one thousand dollars is too low. He states himself, my lord, that he has had no experience in estimating values for real estate, but believes that $2500.00 would be a fair market value.

MR. HUNTER: It is submitted, my lord, that this real property was sold for its fair market value. It is submitted that the owner of this property is not mentally incapacitated. This is put in fr information and it can be verified if necessary, my lord. It is a copy of the advertisement and the advertisement of this particular property is marked with a red check. It shows it was advertised in the "Sun" on May 20th, 1943, the "News-Heralds" May 21st, 1943, and the "Province" May 22nd, 1943.

(ADVERTISEMENT MARKED EXHIBIT NO. 3)

MR. HUNTER: I wonder if I could obtain from my learned friend when this man is supposed to have become mentally incapacitated?

THE COMMISSIONER: Perhaps Mr. Shears can help us. Have you any information in your file with regard to the man's condition?

MR. SHEARS: No, my lord. He did write letters or he signed letters from the internment camp giving instructions to us to pay certain funds to his canteen account and so forth.

THE COMMISSIONER: As recently as when?

MR. SHEARS: It wouldn't be recent.

MR. HUNTER: The most recent letter, I think, is from the Commandant of the internment camp in 1944.

@ THE COMMISSIONER: If there had been any question about his mental capacity, I would have expected that the medical officer at the camp would have caused a proper examination to have been made.

MR. HUNTER: This letter doesn't give the impression that he was incapacitated. It gives the impression he was somewhat belligerent.

MR. CHERNIACK: My lord, I am not in a position to make a statement as to the date. I would say though that neither probably my learned friend or I are in a position to judge whether a man is incapacitated or not by the letters he writes.

THE COMMISSIONER: Of course on that score the onus is on you.

MR. CHERNIACK: I realize that, sir.

MR. HUNTER: Q: I judge your father is a Japanese citizen, is he? A: Yes, he is.

MR. HUNTER: He has settled everything through the Japanese Government at the end of the war, according to this letter.

THE COMMISSIONER: We are concerned only with persons resident in Canada at a certain date.

MR. HUNTER: Yes, that is right. It is purely a question of value, my lord. There are no questions.

THE COMMISSIONER: Mr. Umakoshi, I would like you to realize that everything will be done that can be done both by Government consel and by myself to solve your difficulty. However, I cannot make any promise to you.

THE WITNESS: Thank you, sir.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

Certified a true and accurate transcript.

T. P. Horrobin

"T.P. Horrobin",
Official Reporter.

Fort William, Ontario,

April 27th, 1948.

(PROCEEDINGS RESUMED PURSUANT TO ADJOURNMENT)

THE COMMISSIONER: The Director of the Custodian's Office, Vancouver, has advised me since the adjournment this morning that the credit to the claimant being the proceeds of sale of his Cordova Street property amounting to $1,067.24 is apparently now retained at his credit in the Custodian's account. Mr. Shears is not able to say definitely that this is the case, but believes it to be so. Under the circumstances I throw out the suggestion to Government counsel that it might be advisable to hold this money in the meantime, more particularly in view of the evidence which was given before me this morning in regard to the possible mental incapacity of the claimant.

(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.

Case 989

NOV 28 1947

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

ACKNOWLEDGED

TO: The Commissioner,
Office of the Custodian,
Royal Bank Bldg.,
Vancouver, B.C.

X1/5-30

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

(1) NAME UMAKOSHI, Tasoji **(RCMP) Reg. No.**
(Print) Surname — Given Name

(2) Pre-Evacuation Address 656 Cordova Street East, Vancouver, B.C.

(3) Present Address New Denver B.C. but is mentally incapacitated and claim is being made on his behalf by Kazuhisa Umakoshi his son 618 Simpson St., Fort William

(4) REAL ESTATE

(a) Street Address (if any) 656 Cordova Street East, Vancouver, B.C.
City or Municipality, Province

(b) Legal description (lot number, block number, section number, etc.)
Vancouver, Lot 12, Block 59, District Lot 196.
Group 1, 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.) Sole owner

(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) - $ ~~4000.00~~ 2500
(v) Amount at which Custodian sold property and credited your account - - $ not known 1035
(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - $ $1465.

(5) PERSONAL PROPERTY No claim

(a) Place or places at which property was left by the claimant at date of evacuation

(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

(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") _____

_____

_____

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

1. _____ Estimated Value $_____
2. _____ Estimated Value $_____
3. _____ Estimated Value $_____
4. _____ Estimated Value $_____
5. _____ Estimated Value $_____
6. _____ Estimated Value $_____
7. _____ Estimated Value $_____
8. _____ Estimated Value $_____
9. _____ Estimated Value $_____
10. _____ Estimated Value $_____

TOTAL CLAIM FOR PROPERTY LOSS $_____

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) - $ 4000.00 less amount recovered by Custodian

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

Winnipeg (but prefer Fort William)

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

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, Kazuhisa Umakoshi of the City
of Fort William in the ~~City~~ ~~Fort William~~ Ontario

DO SOLEMNLY DECLARE THAT: I am the son of Tasoji Umakoshi mentioned herein, the said Tasoji Umakoshi is mentally incapacitated

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 22 day of November)
A.D. 1947.) A Commissioner &c.

K. Umakoshi

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.

_____

_____

_____

_____

T. UMAKOSHI
(Claimant's Name)

REAL ESTATE
(Other than farm)

02300
Reg. No.

Type of Premises (e.g. House, Store, etc.)	No. of Rooms	Type of Finish	Use of Premises	Size of Lot	When Purchased	Date of Purchase
656 E. Cordova St., Vancouver, B.C. 1½ story dwelling	SIX Rooms and bath (3 piece)	Frame - concrete foundation-full cellar-board floor-lath and plaster walls-fir floors.	Residence	25 x 122 m - 1 to a lane	1939	

Type of Locality	Cost Price	Improvements made by Claimant	Estimated Value Date of Sale
Residential area mostly Japanese	about $2,000.00	Installed new toilet and tub in bathroom and repaired bathroom floor. Repaired part of roof and re-shingled same. Rebuilt front steps and painted. Built wood fence across front of lot and half way down each side. Repaired boardwalk from front to back. Papered 3 rooms and hallways - painted 1 bedroom - done in 1941. (unable to estimate cost)	$2,500.00 (land and improvements)

Comments re upkeep of premises:
Improvements as noted opposite-other repairs attended as required.

Comments re Appraiser's report not covered above: The plumbing fixtures (except basin) were not old. New toilet and tub installed in 1945 (see opposite). The house was old but it was in quite good shape, when I was evacuated. I believe the appraisal of $1,000.00 is very low.

COMMENTS: In this matter, I am representing my father who is incapacitated at New Denver, B.C. I have no experience in estimating values for real estate. In estimating value at $4,000.00 I considered the property might be worth this under present day conditions and demand. I had been advised that this value is too high and have reduced claim to $2,500.00 which I believe the property would at least be worth when sold in October 1943 by the Custodian.

EXHIBIT No. 989-1
DATE 27 apl 1948
FILED BY
Sm. Chernack

K. Umakoshi
Signature

DOUGLAS W. REEVE, F.S.I.
CHARTERED SURVEYOR AND VALUER

TELEPHONE MArine 8264
CABLE ADDRESS "JONREE" VANCOUVER

JOHNSON AND REEVE

ESTATE AGENTS
VALUATIONS, ARBITRATIONS, INSURANCE, REAL ESTATE, MORTGAGES
MEMBERS VANCOUVER REAL ESTATE EXCHANGE

BANK OF NOVA SCOTIA BUILDING
602 WEST HASTINGS STREET
VANCOUVER, B.C.

29th. May, 1943.

The Custodian's Office,
Room 812 - Royal Bank Building,
675 West Hastings Street,
Vancouver, B.C.

File No. 530
Legal Department

Attention of Mr. K.W. Wright

Dear Sir;-

re UMAKOSHI Tasaji
P/W A-612
Lot 12 Block 59 District Lot 196
656 East Cordova Street

In accordance with your instructions, we have inspected this property and beg to report as follows;-

The neighbourhood is fully built up mostly with old houses. It is a poor residential district, and in hard times, from a renting viewpoint, will suffer from vacancies and reduced rents.

The size of the lot is 25 feet by 122 feet.

The house is a one and a half storey frame building at least 35 years old, with a low concrete wall foundation and a basement, and contains six rooms, and a bathroom at the back, off the kitchen. The ceilings and walls are plastered and the halls and four rooms have been redecorated. The plumbing is old and the wash basin is broken; the piping may have to be renewed. There are two brick chimneys on wood brackets. The basement has a plank floor in poor condition.

The exterior siding is in poor condition and a new roof is required.

We appraise this property at One Thousand Dollars ($1,000).

Yours faithfully,

JOHNSON, REEVE & WATSON

per D.W. Reeve

DWR

EXHIBIT No. 989-2
DATE 27 apl 1948
FILED BY
S.m. Lerman

ADVERTISED AS FOLLOWS

The Sun ..... May 20/43

The News Herald ..... May 21/43

The Province ..... May 22/43

REAL ESTATE
FOR SALE BY TENDER

The Secretary of State of Canada and/or Custodian offers for sale by tender the following properties situated in Vancouver:

Lot 11, Block 22, District Lot 200A, Group 1, New Westminster District, Plan 197, known as **25 West 5th Avenue,** being a seven-room frame dwelling and garage;

Lot 18, Blocks 35 and 36, Subdivision "B", District Lots 319, 324 and part of 323, Group 1, New Westminster District, Plan 4315, known as **8377 Osler Street,** being a small one-storey frame dwelling;

Lot 2 of Parcel "B" of Lot 14, Block "C", District Lots 319, 324 and part of 323, Group 1, New Westminster District, Plan 5525, known as **8321 Osler Street,** being a four-room frame dwelling with basement;

Lot 9, Block 61, District Lot 181, Group 1, New Westminster District, Plan 196, known as **340 East Cordova Street,** being a one-storey frame dwelling and garage;

Lot 10, Block 61, District Lot 181, Group 1, New Westminster District, Plan 196, known as **346 East Cordova Street,** being a one-storey frame dwelling and garage;

Lot 13, except the West 24 feet 6 inches and the West 12 feet of Lot 12, Block 25, District Lot 200 "A", Group 1, New Westminster District, Plan 197, known as **279 East 5th Avenue,** being a two-storey seven-room frame dwelling and garage;

Lot 20, Block 53, District Lot 196, Group 1, New Westminster District, Plan 196, known as **561 East Cordova Street,** being a two-storey eight-room frame dwelling;

Lot 24, Block 40, District Lot 196, Group 1, New Westminster District, Plan 196, known as **337 Powell Street,** being a one-storey brick store building with part-basement;

South Half of the South Half of Lots 23 and 24, Block 21, District Lot 200 "A", Group 1, New Westminster District, Plan 197, known as **2040 Columbia Street,** being a six-room two-storey frame dwelling;

Lot 12, Block 59, District Lot 196, Group 1, New Westminster District, Plan 196, known as **656 East Cordova Street,** being a six-room two-storey frame dwelling;

ALSO

Lots 15 and 16, Block 75, Sections 21 and 22, Block 5 North, Range 6 West, Map 1555, Municipality of Richmond, known as **203-205 No. 3 Road, Lulu Island,** being a one-storey frame store building and a one-storey frame shingled building, containing 5 suites;

West Half of Lot 1, Block 11 of South Half of Lot 116, Group 1, Map 2223, New Westminster District, known as **3906 Union Street, Burnaby,** being a single-storey frame dwelling.

Tenders for the individual parcels will be received by and should be addressed to the Office of the Custodian, 912 Royal Bank Building, Vancouver, B.C., marked "Tender for Real Estate," up to Noon, Daylight Saving Time, on the fifth day of June, 1943, and must be accompanied by a certified cheque, payable to the Custodian, for ten percent (10%) of the amount tendered.

The assets are offered for sale without any warranty whatsoever on the part of the undersigned as to condition or state of repair of such assets, and are subject to existing leases and/or encumbrances, if any.

Cheques in respect of unaccepted bids will be returned in due course.

Neither the highest nor any tender will necessarily be accepted.

Further particulars may be obtained during office hours any day up to Noon on the 4th day of June, 1943, and arrangements made with the undersigned to inspect the said premises.

DATED at Vancouver, B.C., this 20th day of May, 1943.

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

EXHIBIT No. 989-3
DATE 27 apr 1948
FILED BY
J. W. G. Hunter

Take to Grand Forks

REID, ALLEN, HUNTER & CAMPBELL
BARRISTERS & SOLICITORS

THOMAS REID JOHN B. ALLEN
JOHN W. G. HUNTER ALAN R. CAMPBELL

38 KING STREET WEST
TELEPHONE ELGIN 3141

TORONTO 1

Fort William, Ont.,

April 27th, 1948.

G.N.R. Upton, Esq.,
National Hotel,
Vernon, B.C.

Dear Upton: Re: Tasoji Umakoshi.

We miss your homely mug and hope to see you later. In the meantime the Judge has directed that I write to you in relation to the above-mentioned criminal.

This man was one of the recalcitrant Japanese who was interned and is now at New Denver which he refuses to leave. His wife and family are living in Fort William and filed a claim alleging that he is mentally incapacitated. They had never had him declared mentally incompetent and accordingly had no status. It is probable that he is not insane but merely fanatical. His family have been endeavouring to have him moved to Fort William but he has refused.

The Judge suggests that you give your co-operation in every way possible to Bob McMaster in endeavouring to convince this stupid oaf that he should come and live with his family and forget past grievances. It is also suggested that he forward suitable authority to his wife or son to conduct the claim on his behalf, or else himself apply for leave for a late filing and let the evidence which was taken here on a provisional basis apply.

Yours truly,

John W. G. Hunter

JOHN W.G. HUNTER

P.S.: You are a churl.

JWGH-s

HONOURABLE MR. JUSTICE H. I. BIRD
COMMISSIONER

A. WATSON
SECRETARY

JAPANESE PROPERTY CLAIMS COMMISSION

COURT HOUSE
VANCOUVER, B.C.

19th July 1948

A.Watson Esq
Secretary, Japanese Property Claims Commission,
Vancouver B.C

Dear Sir -,

Re Tasoji Umakoshi Case 989 Fort William

With reference to attached letter from Colonel Hunter dated Fort William, Ont, 27th April 1948, I would advise that I interviewed the above mentioned Japanese at New Denver at which time Mt Robus was present with a view to getting him to co-operate in some manner with the Commission, either to forward a suitable authority to enable his family to forward a claim, or to enter a claim himself .

However he is of the opinion that he was interned by The Dominion Government unjustly and absolutely and utterly refuses to cooperate in any way whatsoever. Under the circumstances, there was absolutely nothing that we could do and the matter must therefore be left for such decision as The Commissioner may deem advisable .

Yours very truly,

Gordon N. R. Upton

Gordon N.R.Upton