

<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 Amount Total	Sale Price	Total Award 125% of all Sale Prices: % of Amount Total			
<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	Applica-tion of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price				
50	40	12.00	80%	55	44						56.00
TOTAL RECOMMENDATION										56.00	

CASE NO: 990.

JAPANESE PROPERTY CLAIMS COMMISSION

Fort William, Ontario,
April 27th, 1948.

IN THE MATTER OF THE CLAIM OF
ISAMU WATANABE.

PROCEEDINGS AT HEARING.

CASE NO: 990.

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 27th, 1948.

IN THE MATTER OF THE CLAIM OF
ISAMU WATANABE.

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.

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I. Watanabe,
In Chief.
Discussion.

THE COMMISSIONER: Yes, Mr. Cherniack.

MR. CHERNIACK: I ask leave to amend, my lord. This is a chattel claim. You will note, sir, an itemized list of chattels and the kitchen cabinets, my lord, \$10.00, that is the fourth item. We are withdrawing one cabinet and showing kitchen cabinet, \$5.00. So that the total for that portion will be \$105.00. The fishing gear and boat were lost, my lord, and there was a settlement made, so we are withdrawing the claim on that.

10

THE COMMISSIONER: That includes everything on the second page for claim of \$170.00? personal belongings -- \$1706.22 -- that claim is abandoned?

MR. CHERNIACK: Yes, that is withdrawn, so the entire claim is for \$105.00 less a sale by the Custodian of the radio mentioned there for \$40.00. I think that would be on the claim itself, sir. The radio is mentioned as an item which was sold for \$40.00. and that credit should be taken off the \$105.00, showing a net loss of \$65.00.

20

ISAMU WATANABE, the claimant herein, being first duly sworn, testified through the Interpreter as follows:

DIRECT EXAMINATION BY MR. CHERNIACK:

Q Mr. Watanabe, I show you this typewritten statement. Was it prepared in accordance with your instructions?

A Yes.

Q Is that your signature?

A Yes.

30 Q Doyou swear the contents to be true to the best of

I. Watanabe,
In Chief.

your knowledge and recollection? A: Yes, sir.

(STATEMENT MARKED EXHIBIT NO. 1).

MR. CHERNIACK: My learned friend is filing his analysis, my lord, as Exhibit 2.

(ANALYSIS MARKED EXHIBIT NO. 2).

MR. CHERNIACK: May I ask my learned friend to produce, if he has it, the receipt for the radio and camera? My learned friend has given me out of his file, my lord, the R.C.M.P. exhibit report referring to
10 Isamu Watanabe, the claimant, at 6521 Cordova Street, and you will note from the analysis his address is 652 East Cordova Street, and the report states on March 11th, 1942, the R.C.M.P. received from the owner 1 General Electric radio Model No. 57, serial number 191, and one Dresden Camera, No. 462391, F10.5 CM, Leather Case, and the note is, it was handed over to the Custodian on April 25th, 1944, and it is signed for the Custodian by George B. Spain. There is a pencilled notation on this
20 report, my lord, to the effect that the camera was missing, stolen, from warehouse.

THE COMMISSIONER: In notice on Exhibit 2, the Custodian's analysis, that the proceeds of the sale of the radio are held for evidence of ownership.

MR. CHERNIACK: Yes, my lord. I have discussed it with the claimant and he has the receipts which apparently is what is required. I have suggested to him he let me have them today or tomorrow and I would give them to Mr. Shears, and Mr. Shears might confirm
30 whether that will be sufficient to transfer the

I. Watanabe,
In Chief.

funds.

MR. SHEARS: That is what we were waiting for.

THE COMMISSIONER: That will be cleared up.

MR. CHERNIACK: That will be cleared up, sir, as soon as he brings the receipts in. Other than that, you will note that Exhibit 1 sets out the year of purchase, the price paid, and the estimated value.

THE COMMISSIONER: When was the sale of this radio made, do you know, Mr. Hunter?

10 MR. HUNTER: Yes, my lord, August 23rd, 1944.

THE COMMISSIONER: So that there would be a ceiling in effect at that time?

MR. HUNTER: Yes, my lord.

THE COMMISSIONER: What is the ceiling price?

MR. HUNTER: I haven't a notation of it here, my lord.

MR. CHERNIACK: May I ask, my lord, whether any appraisal was made as to the radio or camera?

MR. HUNTER: The radio was appraised at \$20.00, my lord, and the camera was appraised at \$5.00.

20 It is submitted, my lord, that the radio was sold for its fair market value. It is submitted that the claims made for personal property not sold by the Custodian are exorbitant. As has been mentioned the appraisals were \$20.00 and \$5.00 respectively for the radio and camera. The radio was sold for \$40.00 on the date previously mentioned. The camera was stolen from the warehouse. The kitchen stove and the kitchen cabinet and the beds were declared but weren't found. I think it is
30 largely a question of value, my lord.

I. Watanabe,
Cross-Exam.

CROSS-EXAMINATION BY MR. HUNTER:

Q This kitchen stove, Mr. Watanabe, it has been in constant use, has it? I suppose you only had the one for the year, and it was used during that year, is that it? A: Yes, sir.

Q You paid \$25.00 for it, what kind of a stove was it? How many pot holes on top of it?

A It was kind of square, about that big (indicating) with a thing on top, you know.

10 Q How many holes? A: You mean those covers?

Q Yes. A: There were four, two at the front and two at the back.

Q Was it a woodstove or a combination wood and coal?

A It was just a wood and coal.

Q You could burn either wood or coal?

A Yes, it was a combination.

Q Where was this stove left? A: 652 Cordova Street.

20 Q Was that your house? or did you just rent there?

A Just rented there.

MR. HUNTER: I can't tell your Lordship whether these things were stolen or lost because I can't seem to find an inventory of them.

Q These two beds, complete, you say two steel beds. Do you mean they are that tubular type of steel bed or a solid iron bed?

A One was solid iron, like, and one kind of pipe.

Q Yes, one was the pipe type, and the other solid ^{iron} ~~iron~~?

30 A Yes.

I. Watanabe,
Cross-Exam.

Q The pipe type, I presume, was the more expensive one, was it? A: I think so.

Q When you put these prices paid there, are they just from memory or do you actually know what it is?

A You know how it is, you don't remember those things.

Q In other words, those are approximately what you paid as well as you can remember?

A Yes, sure.

MR. HUNTER: That is all, my lord.

10 THE COMMISSIONER: Any re-examination?

MR. CHERNIACK: No, my lord.

THE COMMISSIONER: That is all, thank you, Mr. Watanabe.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

J. P. Horrobin

"T.P. HORROBIN"
Official Reporter.

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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

948
F.H. Wm.

37

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

(1) NAME WATANABE Isamu (RCMP) Reg. No. 07396
(Print) Surname Given Name

(2) Pre-Evacuation Address 652 East Cordova Street, Vancouver, B. C.

(3) Present Address 529 Simpson St., Fort William, 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 _____
- (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) - - - \$ _____

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation
Collateral at 652 E. Cordova St., Van. B.C. Radio & Camera at R.C.M.P.

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

(c) How stored or packed at time of evacuation
Left as was.

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

In Custodian's care.

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

		Value	Loss
1.	1 Combination Radio	50.00	Estimated Value \$
2.	1 Camera	25.00	Estimated Value \$
3.	1 Kitchen Stove	15.00	Estimated Value \$
3.	✓ Kitchen Cabinets	10.00 5	Estimated Value \$
4.	2 Beds (complete)	10.00	Estimated Value \$ 100.00
5.	Sold by Custodian (Radio only)		Estimated Value \$ 40.00 65.00
6.	As per attached sheet;		Estimated Value \$
7.	Fishing boat and gear, etc.		Estimated Value \$ 1406.22
8.	Received from Custodian		Estimated Value \$ 688.00 1018.22
9.			Estimated Value \$
10.			Estimated Value \$

TOTAL CLAIM FOR PROPERTY LOSS \$ ~~1093.22~~

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) - - - - - \$ 1093.22

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

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

Winnipeg, 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, ISAMU WATANABE
 of FORT WILLIAM

of the CITY
 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 12 day of JANUARY)

I. Watanabe

A.D. 1947. 1948

[Signature]
 A 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.

LOSS AND DAMAGE CLAIMS of Isamu WATANABE:

Shrimp Fishing boat - M/V "KW" Reg. #2100
Length 34ft. Beam 8ft.

Engine - Chrysler 122 H P \$1250.00

Fishing Gear:

1 Cable Winch	170.40	
1 Rope Winch	66.27	
1 Shrimp Net	30.00	
120 fathom Manila Rope	26.80	
1 Shrimp Stove & Equipment	26.50	319.97

Personal Belongings:

Beddings	43.75	
Fishing Equipments (clothing)	36.10	
2 boxes Machine and Carpenter tools	56.40	136.25

Total Claim

1706.22

Received by Custodian for Damage Claim
made to Dept. of Fisheries, Ottawa.

688.00

CLAIM for PROPERTY LOSS

1018.22

Hand on

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The above damage claim was made to the Japanese Fishing Vessel Disposal Committee at Vancouver, B. C.

My above mentioned fishing boat was confiscated at the outbreak of the war, and while transporting the said boat from Bidwell Bay, Burrard Inlet to the New Westminster Disposal ground by the Navy, my boat was damaged and sunk. It has been lost for three months, and finally, when they located by River Road, near Fraser Bridge, I went to see my boat in the company of Disposal Committee member and Naval surveyor.

The boat was a complete wreck, and all the equipment and the contents were a total loss.

I. WATANABE
(Claimant's Name)

PERSONAL CHATTELS

07396
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 General Electric Mantel Radio	1936 or 1937	Used	70.00	Good	50.00
1 Dresden camera with leather case	1935	Used	50.00	Good	25.00
1 Kitchen stove	1941	New	25.00	Very good	15.00
1 Kitchen cupboard	1935	New	15.00	Fair	5.00
2 Steel beds with springs - one single - one 3/4	1935 1935	New New	15.00 20.00	Fair Fair	10.00
					<u>\$105.00</u>

Description of Storage of Goods: The radio and camera were turned into the R.C.M.P. - other articles were left at my former home #652 Cordova St., Vancouver, B.C.

General Statement as to Chattels not Described above: None claimed except those listed above.

Additional Comments, if any: I have allowed for depreciation on items claimed.

EXHIBIT No. 990-1
DATE 27 apr 1948
FILED BY Sm Cherniack

I. Watanabe

Signature

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No. 948

EXHIBIT No. _____

NAME WATANABE, Isamu

REG. No. 07396

DATE	INVENTORY	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND
			AUCTION	TENDER &c		
DECLARATION <u>May 29/42</u> EVACUATION <u>Oct. 23/42</u>	TAKEN BY <u>R.C.M.P.</u> Exhibit Report DATE <u>March 11/42.</u>					

1 floor carpet
2 beds
3 chairs
3 tables
kitchen cupboard
1 stove
All of above at 652 E. Cordova St., Vancouver.

1 Gen. Electric Radio
Model #57. Serial No. 191.
1 Dresden Camera # 462391 F10.5 CM
Leather case.

Section 1.
1. 1 Combination Radio 50.00
2. 1 camera 25.00
3. 1 kitchen stove 15.00
4. 2 kitchen cabinets 10.00
5. 2 beds (complete) 10.00

Section 2
Fishing Gear
6. 1 Cable Winch 170.40
7. 1 Rope Winch 66.27
8. 1 Shrimp net 30.00
9. 120 fathom Manila Rope 26.80
10. 1 Shrimp Stove & equipment 26.50
11. Beddings 43.75
12. Fishing equipments (clothing) 36.10
13. 2 boxes machine & Carpenter tools 56.40
14. M.V. "K.W" #2700 1,250.00

Total Value Household Goods 110.00
Custodian credit 40.00
70.00

Total Value Boat & Gear 1,706.22
Settlement of Claim 688.00
1,018.22

Recap of Claim: Section 1.
\$ 50.00 sold for \$40.00
30.00 declared, not found
5.00 no record
25.00 not accounted for
110.00

Recap of Claim: Section 2
\$1,706.22 compensation of \$688.00
paid by Dominion Govt.
accepted by Isamu WATANABE

EXHIBIT No. 990-2
DATE 27 apr 1947
FILED BY
J. W. G. Munger

40.00

15.00
5.00
10.00

30.00

SALES	TENDER &c	SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NO ACCOUNT, THEFT &c	UNSOLD	REMARKS
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Radio funds held for evidence of ownership.

40.00

Camera missing, believed stolen

25.00

1 Cupboard declared

15.00
 5.00
 10.00

Goods found at 652 E. Cordova carried no identification, and did not fit description given by Mr. Watanabe.

Vessel "K.W." and goods on board her at time of surrender to Naval Service were lost while being towed to New Westminster anchorage by Naval Service. At no time under control of Custodian.

Compensation of \$688.00 in full settlement of loss accepted by Isamu WATANABE. See Release and Discharge of Claim. Dept of Fisheries cheque for \$678.62, in settlement of claim, deposited to the credit of Isamu WATANABE in Custodian Trust Acct. Dec. 19, 1942.

40.00

30.00

5.00

25.00

Watanabe 20/148

ROYAL CANADIAN MOUNTED POLICE

No. 265 (2)

EXHIBIT REPORT

HEADQUARTERS File No.

SUB-DIV'N and File No. Vancouver.

DIVISION and File No.
(Jap. Reg. No. 07396).

DETACHMENT and File No. C.I.B.

DATE April 21th, 1944.

Re: Isamu WATANABE, 6521 Cordova St., Vancouver, B.C.
(Name of File)

On March 11th, 1942 I D. E. McLaren, Cst.
(Date) (Member's Name)

Came into possession of the following described goods by

Handed over by owner.

(State Authority from whom seized and place of seizure)

No. OF EXHIBIT	No. OF PACKAGES	CAPACITY OR SIZE	DESCRIPTION OF EXHIBITS
	1		General Electric Radio Model #57. Serial No. 191.
	1		Dresden Camera #462391 F10.5 CM Leather Case.

missing, stolen from warehouse II 948

EXHIBIT No: 990-3
DATE 27 April 1948
FILED BY J.W.G. Munster

REMARKS: Handed over to Custodian of Alien Property.

DATE APR 25 1944
(State briefly disposition)

L. B. Spain for Custodian
(Signature of Recipient or Witness)

CERTIFIED CORRECT
D. E. McLaren
P.R. #10559
(Signature of Member)