

<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			
<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			
28.50	36.25	10.87	46%	65.50	30.13	300.	36.00	77.00		
TOTAL RECOMMENDATION									77.00	



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CASE NO: 1126.

JAPANESE PROPERTY CLAIMS COMMISSION

Toronto, Ontario,
October 14, 1948.

IN THE MATTER OF THE CLAIM OF
MAIKAWA LIMITED

PROCEEDINGS AT HEARING.

Original



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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

HIS HONOUR, JUDGE M. A. MILLER, SUB-COMMISSIONER.

Toronto, Ontario,

October 14, 1948.

IN THE MATTER OF THE CLAIM OF

MAIKAWA LIMITED

PROCEEDINGS AT HEARING

APPEARANCES:

K.A. CHRISTIE, ESQ., K.C., appearing for the
Dominion Govern-
ment,

H. S. HONSBERGER, ESQ., appearing for the
Claimant.

A. SMITH, ESQ., Secretary,

G.N.R. UPTON, ESQ., Official Inter-
preter,

J.B. MCGREGOR, ESQ., Official Reporter.



S. Maikawa,
In chf.

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SADAO MAIKAWA, the claimant herein, being first
duly sworn, testified as follows:

DIRECT EXAMINATION BY MR. HONSBERGER:

Q. You were an officer of Maikawa Limited?

A. Yes, sir.

Q. Holding what office? A. Vice-president.

Q. Now, the Custodian took over certain
properties of Maikawa Limited, and that was disposed
of -- the real estate claim was heard last spring?

A. Yes, sir.

Q. This is a claim for certain chattels that
were taken over by the Custodian and not accounted for?

A. Yes, sir.

Q. I want to amend our claim to this extent;
on checking it over I find that the first four items
on our claim, totalling \$635. and the last one,
\$150. -- those articles were sent to another officer
of the company, and while perhaps he did not have the
authority to take them, we are abandoning our claim
for those five articles.

Now, the valuations which you have placed and
which have been given to the Government counsel on
its request, are those fair prices for the articles
in question? A. Yes, sir.

Q. Did you take into consideration depreciation
and all that? A. Yes, sir.

Q. Have you, or the company, received any
money from the Custodian or the Government in
connection with Maikawa Limited apart from the real
estate?



S. Maikawa,
In chf.

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A. Yes, \$500.

Q. That is all the company has received?

A. Yes.

Q. Now, apart from these items which I referred to, the first four on the list and the last one, has the company or anyone on its behalf any of these articles or control over any of them? Do you understand my question.

MR. CHRISTIE: Perhaps we should file the affidavit.

(AFFIDAVIT RE CLAIM, MARKED EXHIBIT NO. 1)

MR. HONSBERGER: Now, in this claim, Exhibit 1, on the top of the second page, there is a list of articles for which we are claiming. I will show you Exhibit 1. Now, we have said that we are abandoning our claim to the first four and the last one.

A. Yes.

Q. Now, with regard to the other items; has the company received back any of those articles?

A. Not to my knowledge.

Q. And I think you said that the only money they received for them was \$500? A. Yes.

Q. I think I might just elaborate on one or two items, the only ones that are of any large value. In this list in Exhibit 1 there is a walk-in box. I presume that is like in a butcher shop -- a regular walk-in ice box? A. Yes, sir.

Q. What would be the inside measurement of that?

A. About 6 x 8 or 10 feet.



S. Maikawa,
In chf.

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Q. And that is all insulated? A. Yes.

Q. We are claiming \$275. for that. What do you say was the original cost of it? A. Oh, roughly \$500.

Q. Now, then, the other large item is an electric Excelsior refrigerator machine with a Century motor, for which we are claiming \$500. What was the original cost of that? A. About \$1000.

Q. And then an electric Fairbanks-Morse motor, pulley and shaft and belt. What was the cost of that?

A. I think it will be over \$100.

Q. What size of motor was it?

A. To my knowledge about 1 h.p.

CROSS-EXAMINATION BY MR. CHRISTIE:

Q. First of all I want to file as Exhibit 2 the Analysis of Personal Property Claim.

(ANALYSIS OF PERSONAL PROPERTY CLAIM,
MARKED EXHIBIT 2).

MR. HONSBERGER: Before my friend commences his cross-examination -- I don't know whether this is in order, but these proceedings are very informal -- but in his file which he was kind enough to lend me there is a statement, presumably from the Government, showing a balance of some \$3500. to our credit. I would like it filed because I think that is one of our largest claims.

MR. CHRISTIE: I will file it right now. I tender as Exhibit 3 particulars of Maikawa Limited, re balance on hand, dated August 24th, 1948.



S. Maikawa,
cr. ex.

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(PARTICULARS RE BALANCE ON HAND RE
MAIKAWA LIMITED, MARKED EXHIBIT 3).

THE SUB-COMMISSIONER: How much?

MR. CHRISTIE: The balance on hand is \$3121.13.
Perhaps we ought to note for the record too that they
received this cheque of \$500.

MR. HONSBERGER: Yes.

MR. CHRISTIE: The one the witness gave evidence
he received. It is noted on this report.

THE SUB-COMMISSIONER: From the \$3100?

MR. CHRISTIE: No, in addition to the \$3100.

Q. Now, I produce here a J.P. Form dated the
6th day of June, 1942, in which there is a signature
as vice-president. Is that yours? A. Yes, sir.

(J.P. FORM MARKED EXHIBIT No. 4)

Q. Now, when you were evacuated where were
all these chattels left? A. At 333 Powell Street.

Q. And did you do that on the instructions of
the Custodian or did you do that yourself?

A. I left it in the care of my brother-in-law;
he is the manager of Maikawa Limited.

Q. And 333 Powell Street, that is the place of
business, is it? A. Yes, sir.

Q. And did you advise the Custodian you had
left it there? A. I believe so.

Q. Well, do you know so, or is it just a
belief? A. I left it in the care of my brother-in-
law.

Q. Your brother-in-law? A. Yes.

Q. Do you know whether or not at any time the



S. Maikawa,
cr. ex.

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2 Custodian made an inventory of these goods, of your
3 own personal knowledge? A. No, sir.

4 Q. Was your brother-in-law Japanese too?

5 A. Yes, sir.

6 Q. When was he evacuated? A. After.

7 Q. How long after you? A. I think he was one
8 of the last in Vancouver.

9 Q. About how long after you left -- weeks or
10 months? A. About 2½ months.

11 Q. Now then, do you know whether or not these
12 goods were still at 333 Powell Street when he left?

13 A. After we rented it to Western Fish, and
14 they reported there was a list of articles.

15 MR. HONSBERGER: I think, Mr. Commissioner, the
16 Government has in its file a list signed by the Western
17 Fish acknowledging certain articles as belonging to
18 Maikawa Limited, that were there. It might simplify
19 matters if Mr. Christie and myself and Mr. Maikawa
20 could get together.

21 THE SUB-COMMISSIONER: Would it be of any
22 advantage to you to do that now?

23 MR. CHRISTIE: I think we can go along and
24 maybe my learned friend can help me with what I am
25 after. Perhaps just in regard to the values --
26 how old was this walk-in box that you are claiming
27 \$275. for? A. About 12 to 15 years old.

28 Q. And how old was the refrigerator show case?

29 A. About the same.

30 Q. And the electric Excelsior refrigerating



1 S. Maikawa,
2 cr. ex.

3 machine? A. About the same.

4 Q. And the electric Fairbanks-Morse motor?

5 A. Just about fifteen years.

6 Q. And you bought these all new or were they
7 used when you bought them? A. Yes, they were new.

8 Q. When you purchased them 12 or 15 years ago
9 they were new then? A. Yes.

10 MR. CHRISTIE: Perhaps, your honour, I do not
11 wish to keep you sitting here -- but if Mr. Honsberger
12 and I could have 15 minutes I am sure I could finish
13 it up in five minutes.

14 THE SUB-COMMISSIONER: Yes.

15 (PROCEEDINGS ADJOURNED FOR 15 MINUTES).

16 MR. HONSBERGER: I would like to put on the
17 record that we admit that Mr. Kinoshita had power to
18 act for the company out in Vancouver in connection
19 with the disposal of these matters. I think my
20 friend has a number of exhibits that perhaps can be
21 grouped in one; they are correspondence.

22 MR. CHRISTIE: Your honour, it is submitted
23 that these personal chattels were sold at their fair
24 market value. It is submitted that the Custodian
25 could take no responsibility for goods in the custody
26 of any other person than the Custodian. It is
27 further submitted that the values of the personal
28 chattels are exorbitant.

29 That is the defence; and my learned friend
30 Mr. Honsberger and myself have been going over



(Discussion)

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2 telegrams, correspondence and memoranda which we
3 think will help both his client and the Crown to show
4 the exact situation. There seems to be great diffic-
5 ulty as to what became of these goods. I think if we
6 file in one exhibit the pertinent documents it would
7 be helpful. If you will direct us to take them out
8 and file them as one exhibit that will conclude the
9 defence.

10 THE SUB-COMMISSIONER: Yes.

11 (SUNDRY LETTERS, COPIES OF LETTERS, TELEGRAMS
12 AND MEMORANDA DEALING WITH DISPOSAL OF THE
13 CLAIMANT'S CHATTELS, MARKED EXHIBIT NO. 5).

14 (PROCEEDINGS ADJOURNED SINE DIE)

15 *J. B. McGregor*
16 I hereby certify the foregoing to be
17 a true and accurate transcript of
18 the proceedings herein.

19 J. B. McGregor,
20 Official Reporter.

21 I, M. A. Miller, Deputy Commissioner,
22 appointed to hear a Commission to
23 investigate claims of Japanese-Canadians
24 for property loss, do certify the
25 foregoing is a true copy of the evidence
26 heard on the within claim.

27 *M. A. Miller*
28 M. A. Miller,
29 Deputy Commissioner.
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DOMINION OF CANADA)
PROVINCE OF ONTARIO)
COUNTY OF YORK)
TO WIT:)

IN THE MATTER OF
OF THE CLAIM OF MAIKAWA LIMITED
AS AUTHORIZED BY ORDER-IN-COUNCIL
P.C.1810 AS AMENDED BY ORDER-IN-
COUNCIL P.C. 3737.

EXHIBIT No. 1126-1
DATE OCT 14 1948

ACKNOWLEDGED & FILLED BY
[Signature] W. H. Honsberger

I, SADAO MAIKAWA, Vice-President,
of the City of Toronto in the County of York,

DO SOLEMNLY DECLARE THAT

1. I am the Vice-President of Maikawa Limited and as such have knowledge of the matters herein declared to.
2. I have read over the attached claim and certify that the same is true and that it sets forth a true statement of the facts so far as they are known to me.
3. THAT my registration number under the Japanese evacuation from the Protected Area of British Columbia was No. 01336.

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 Toronto in the
County of York

this 4th day of November

1947

[Signature]
A Commissioner, Etc.

S. Maikawa

IN THE MATTER OF the Royal Commission
appointed to investigate the Claims of
Japanese evacuated from the Protected
Area of British Columbia in 1942

AND IN THE MATTER OF Order-in-Council
P.C. 1810 as amended by Order-in-Council
P.C. 3737

AND IN THE MATTER OF MAIKAWA LIMITED
CLAIMANT

CLAIM

1. THAT the firm of MAIKAWA LIMITED was duly incorporated under the laws of British Columbia on 15th January 1932. The Certificate of Incorporation is Number 12733.

2. THAT the original shareholders were as follows:-

Maikawa, Sannosuke	195 shares
Maikawa, Sadao	1 "
Ogino, Eiko	1 "
Ogino, Tajiro	1 "
Kinoshita, Yoshi	1 "
Kinoshita, Zenichi	1 "

3. THAT the said Sannosuke Maikawa, the founder of the Company, is a naturalized Canadian and is the father of Sadao Maikawa, Eiko Ogino and Yoshi Kinoshita, to whom he transferred his original 195 shares on the 19th January, 1932, namely:-

Maikawa, Sadao	66 shares
Ogino, Eiko	65 "
Kinoshita, Yoshi	64 "

4. THAT from the time of incorporation in January 1932 until the time of the Japanese evacuation from the Protected Area of British Columbia in August 1942 the said firm carried on business at 333 Powell Street in the City of Vancouver in the Province of British Columbia as dealers in fish, meat and vegetables.

5. THAT at the time of the evacuation of Japanese from the Protected Area of the said Province of British Columbia the Company was possessed of the following equipment

situated in the said 333 Powell Street:-

- 1 Toledo Scale (Vegetable scale) #15029
- 1 Toledo Scale (Meat scale) #405911
- 1 Champion Scale $\frac{1}{2}$ Ton. #7335
- 1 National Electric Cash Register
#3054499 - N 205515RS1
- 1 Refrigerator Show Case
- 1 Bread Case
- 2 Marble Counters (1 with $\frac{1}{2}$ plate glass front)
- 5 Wrapping Paper Hangers
- 1 Walk-in Box
- 1 Butcher Block
- 1 Meat Board
- 3 Fish Boards
- 25 Meat & Fish trays
- 50 Meat hooks
- 1 8 day Wall Clock
- 2 Pencil Sharpeners
- 1 Electric Excelsior Refrigerator Machine
with Century Motor #842609
- 1 Dolley
- 1 Small Rubber hose
- 1 Hamburger Machine
- 1 Grinder
- 1 Electric Fairbank Morse Motor #42011
Pulley & Shaft, belting
- 3 Filing Cabinets
- 1 Typewriter Desk
- 1 Trimmer Saw
- 1 Safe

6. THAT on November 4th 1942 the Department of the Secretary of State, Office of the Custodian, Japanese Section, advised the said Sadao Maikawa that the said premises equipped with the aforementioned equipment had been rented to the Western Fish Company.
7. THAT on February 2nd, 1945 the Department of the Secretary of State, Office of the Custodian, Japanese Section, advised the said Sadao Maikawa that the said 333 Powell Street had been sold as of August 18, 1944. No report has been received as to the disposal or present situation of the aforementioned equipment.
8. THAT a fair market value of the said aforementioned equipment as of August, 1944 was \$2089.00
9. THAT the said Claimant herein requests the return of the aforementioned equipment or the said sum of \$2089.00 as damages for the loss of the said equipment.
10. THAT the said Sadao Maikawa, Vice-President of the Claimant Company, herein, now resides at 38 Earl Haig Avenue in the City of Toronto, in the Province of Ontario and THAT as the principal officer of the said Claimant Company now in Canada, the said

Sadao Maikawa would wish to appear before the Commission in
the said City of Toronto.

11. THAT the services of an interpreter will not be required.

RAYMOND & HONSBERGER
807 Federal Building
TORONTO ONTARIO

Solicitors for the Claimant.

DATED

A.D. 1947

IN THE MATTER OF THE ROYAL
COMMISSION APPOINTED TO INVESTIGATE
THE CLAIMS OF JAPANESE
EVACUATED FROM THE PROTECTED AREA
OF BRITISH COLUMBIA IN 1942

AND IN THE MATTER OF ORDER-IN-
COUNCIL P.C. 1810 AS AMENDED BY
ORDER-IN-COUNCIL P. C. 3737

AND IN THE MATTER OF MAIKAWA
LIMITED

CLAIM

RAYMOND & HONSBERGER
Barristers, etc.,
807 Federal Bldg.,
TORONTO ONTARIO.

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ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No 13565

EXHIBIT No. _____

NAME MAIKAWA LIMITED

REG. No. _____

DATE DECLARATION EVACUATION	INVENTORY TAKEN BY DATE	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND
			AUCTION	TENDER &c		
		333 Powell Street Vancouver, B.C.				
		1 safe				
		1 typewriter				
		1 typewriter desk				
		2 desks				
		3 filing cabinets				
		1 dining room table				
		7 chairs				
		1 ice machine (ammonia) & cooler				
		1 meat slicer				
		1 hanging scale				
		1 platform scale				
		1 meat scale				
		1 small scale				
		1 counter (marble top)				
		3 paper cutters				
		1 cash register				
		1 meat chopper				
		2 saws				
		1 band saw				
		hooks				
		trays				
		knives				
		1 ice tongue				
		1 fire extinguisher				
		1 chopping block				
		1 fish cake machine (motor, chopper, mixer)				
		1 large willow fish board (6' x 12')				
		1 gas range				
		1 gas burner				
		3 electric fixtures				
		1 check writer.				
		1 Toledo Scale (Vegetable Scale) #15029				
		1 Toledo Scale (Meat Scale) #405911				
		1 Champion Scale 1/2 Ton. #7335				
		1 National Electric Cash Register #3054499 - N 205515RS1				
		1 Refrigerator Show Case				
		1 Bread Case				
		2 Marble Counters (1 with 1/2 plate glass front)				
		5 Wrapping Paper Hangers				
		1 Walk-in Box				
		1 Butcher Block				
		1 Meat Board				
		3 Fish Boards				
		25 Meat & Fish trays				
		50 Meat hooks				
		1 8 day Wall Clock				
		2 Pencil Sharpeners				
		1 Electric Excelsior Refrigerator Machine with Century Motor #842609				
		1 Dolley				
		1 Small Rubber hose				
		1 Hamburger Machine				
		1 Grinder				
		1 Electric Fairbank Morse Motor #42011 Pulley & Shaft, belting				
		3 Filing cabinets				
		1 Typewriter Desk				
		1 Trimmer Saw				
		1 Safe				

} Abandoning claim

\$125.00

\$25.00

2089.00
~~285.00~~
1804.00
 25.00
150.00
 36.25 175.00

Total 2114.00
 185.00 abandoned by claimant

claim for loss \$1329.00

This was amended by Mr. ... at opening of the case.

These things will be left in the Maikawa Limited store at the above address and the key will be brought to the Custodian.

SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NOT ACCOUNTED FOR THEFT &c	UNSOLD	REMARKS
AUCTION	TENDER &c							
								* Shipped by L.E.Moir, Western Fish Co., tenant, as requested by S.Maikawa, Letter Sept.16/43
								* " " " " " "
								* Shipped - see letter Z. Kinoshita, Apr.12/45
								* Shipped as requested by S.Maikawa, Letter 16/9/43
			x					(Kinoshita "Leaving everything to your judgment") Sold to J.W.Anderson with Kinoshita's approval See letter May 29/44 & Telegram June 8 & 12/44
		x				(3) x		Included in sale to J.W.Anderson
5.00								Included in sale to J.W.Anderson
16.00								
								* Shipped as requested by S.Maikawa, Letter 16/9/43
4.25								* " " " " " "
			x					Not taken into possession by Custodian
								Included in sale to J.W.Anderson
			x					Not taken into possession by Custodian
								Included in sale to J.W.Anderson
11.00					x			No value - See Memo Spain
								Included in sale to J.W.Anderson
								Sold to J.W.Anderson with approval of Kinoshita
								See letter May 29/44 & telegrams June 8/44, Anderson to Kinoshita and reply June 12/44, Kinoshita to Anderson.
								See also authorization S.Maikawa, Nov. 6, 1942.
								* NOTE: Memo Spain, Oct. 5, 1943. "Moir, Western Fish, states all goods requested by Maikawa were shipped".
								NOTE: Rental arrangements made by Kinoshita, Manager of Maikawa Limited, through their agents Ker & Ker Limited and S. Maikawa's confirmation of Kinoshita's authority to act for the Company.
								NOTE: Zenichi Kinoshita was evacuated to interior of B.C. Was in Slocan in September 1947 and still there on August 12, 1948.

Abandoning claim

abandoned
 25.00
 150.00
 36.25 175.00

abandoned by claimant

was amended by Mr. W. S. Honsberger opening of the case.

File No. 13565

DATE... Oct 14 1948

FILED BY

K.A. Christie

MAIKAWA LIMITED

<u>DATE</u>	<u>PARTICULARS</u>	<u>DEBIT</u>	<u>CREDIT</u>	<u>BALANCE</u>
1942 December 31	Nett proceeds Sale of car	\$	\$2,531.58	
1943 January 4	Imperial Oil Co. refund for oil		9.48	
May 5	Shanosuke Maikawa - payment of debt	1,979.30		
June 25)	Cheque to Maikawa Ltd. for distribution to shareholders	500.00		
September 28)	Dividend 50% Ebisuzaki Co.		21.36	
July 27	N. Yabuki - settlement of debt		88.58	
December 7	Arrears of Income Tax	207.00		
1944 January 26	O. Nakana - settlement of debt		201.08	
June 13	Sale of safe & Ice refrigerator & Saw equipment		300.00	
1945 January 15	P.S. Ross & Sons services - Investigation	125.00		
January 31	Trucking charges to Storage	22.50		
March 16)	Distribution to creditors - Fuji Chop Suey		3,269.45	
July 6)	Income & Excess Profit Tax for 1941	840.05		
March 19	Powell Fish Co. 8 1/2% Dividend		5.75	
July 17				
1946 August 3	Ebisuzaki Co. - 5% dividend		2.13	
1947 April 1	Y. Fukui on account debt		56.58	
May 6	Nett proceeds sale of chattels at auction		33.81	
May 7	Ebisuzaki Co. 3% dividend		1.28	
November 10	Fuji Chop Suey - final dividend		230.00	
1948 August 24	Payment of Claim, Yaichi Nakatsui		43.90	
	Balance	3,121.13		
		<u>\$6,794.98</u>	<u>\$ 6,794.98</u>	

Balance on hand August 24, 1948.

CR \$ 3,121.13

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

Jan. 5-49

M. W. Steel *ltb*

BUSINESS

BUREAU POWELL STREET
OFFICE OF THE CUSTODIAN

EXHIBIT No. 1126 - 4

JAPANESE SECTION

DATE Oct 14 1948

To be completed by persons of the Japanese race having property in any protected area. The proper administration of this property requires such persons to give full particulars as requested in this form.

PERSONAL INFORMATION

NAME: MAIKAWA LTD.,

HOME ADDRESS: 333 Powell Street, Vancouver, B.C.

REGISTRATION NUMBER: --- SEX: --- AGE: ---

OCCUPATION: Grocery Store.

(If any business or businesses carried on, state where, under what name and whether carried on by yourself or in partnership with anyone; if partnership, give partner's name.)

EMPLOYER: ---

MARRIED? ---

NAME OF WIFE OR HUSBAND: ---

ADDRESS OF WIFE OR HUSBAND: ---

NAMES OF ANY LIVING CHILDREN: ---

ADDRESS OF CHILDREN: ---

AGE OF CHILDREN: ---

STATEMENT OF ALL REAL PROPERTY (Each parcel must be mentioned and particulars given)

1. LOCATION AND DESCRIPTION: None

2. BUILDINGS AND OTHER IMPROVEMENTS: None

3. INSURANCE (Give particulars; state where policies are) None

4. TAXES (Amount and where payable) None

5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed) None

6. OCCUPANCY AND LEASES (If vacant so state) None

- 7. STATE WHEREABOUTS OF TITLE DOCUMENTS: None
- 8. STATE IF ANY OTHER PERSON HAS ANY INTEREST: None
- 9. IF FARM LAND STATE CROPS SOWN: None

- 4. INSURANCE CA
- 5. MORTGAGES,
- OTHERS:

STATEMENT OF REAL PROPERTY OCCUPIED

- 1. LOCATION AND DESCRIPTION: 333 Powell St., Vancouver, B.C.
- 2. LANDLORD'S NAME AND ADDRESS: Mr. Adao MAIKAWA., 350 Alexander St., Vancouver, B.C.
- 3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID: ---
- 4. STATE WHEREABOUTS OF LEASE: ---
- 5. SUB-TENANTS, IF ANY (Give name, address, rent and to what date paid) ---
- 6. IF FARM LAND, PARTICULARS OF CROPS SOWN: ---

- 6. MONEYS OWIN
- List of Acco
- 7. BONDS, DEBEN
- 8. BANK ACCOUN
- 9. LIFE INSURAN
- 10. INTEREST IN A
- 11. SAFETY DEPOS

STATEMENT OF PERSONAL PROPERTY OWNED:

1. GIVE BRIEF DESCRIPTION AND STATE LOCATION OF FURNITURE, FIXTURES, EQUIPMENT AND MACHINERY, STOCK IN TRADE AND PERSONAL EFFECTS:.....

333 Powell Street, Vancouver, B. C.
1 safe, 1 typewriter, 1 typewriter desk, 2 desks, 3 filing cabinets,
1 dining room table, 7 chairs, 1 ice machine (ammonia) & cooler, 1 meat slicer,
1 hanging scale, 1 platform scale, 1 meat scale, 1 small scale, 1 counter (marble
top), 3 paper cutters, 1 cash register, 1 meat chopper, 2 saws, 1 band saw,
hooks, trays, knives, 1 ice tongue, 1 fire extinguisher, 1 chopping block,
1 fish cake machine (motor, chopper, mixer), 1 large willow fish board (6' x 12')
S 1-gas-range, S 1-gas-burner, 3 electric fixtures, 1 check writer.
 These things will be left in the MAIKAWA LTD., store at the above
 address and the key will be brought to the Custodian.

2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS None

S Sold by auction 21/9/44 Vancouver 511

3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR CLAIM ON ANY SUCH PROPERTY None

LIABILITIES:

- 1. PERSONAL DE
- 2. TRADE DEBTS:

It is the undersigned's responsibility to certify that the above description in a true and indirect.

Dated this 6th day of October 1944 by A.G. McArthur and "D.M. Chope"

FOR DEPARTMENT

I H
of t
Jan

4. INSURANCE CARRIED ON ABOVE PROPERTY: None

5. MORTGAGES, LIENS AND OTHER CLAIMS ON PROPERTY IN POSSESSION OF OTHERS: None

6. MONEYS OWING TO YOU (State if any of these debts assigned and if so, to whom)
List of Accounts Receivable attached.

7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)
None

8. BANK ACCOUNTS: Bank of Montreal, Main & Hastings. About \$40.00.

9. LIFE INSURANCE: None

10. INTEREST IN ANY ESTATES OR TRUSTS None

11. SAFETY DEPOSIT BOX: None

LIABILITIES:

1. PERSONAL DEBTS: None

2. TRADE DEBTS: None

It is the undersigned, hereby voluntarily turns over to the Custodian all my property in the protected area as set out above, excepting fishing vessels, deposits of money, shares of stock, debentures, bonds or other securities, if any.

It is I certify that the above information is true and complete and fully discloses all my property of every description in any protected area in British Columbia and sets forth all my liabilities direct and indirect.

Dated this 6th day of June 1942 completed 17 September 1942.
Witness "A.G. McArthur" as to S. Maikawa (Signature) MAIKAWA LTD.?
"D.M. Chope" as to Eiko Ogino "Sadao Maikawa" Vice-Pres.
"Eiko Ogino" Sec.-Tres.

FOR DEPARTMENTAL USE

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

W. W. Steel PH

Alexander St.,

TURE, FIXTURES,
NAL EFFECTS:.....

binets,
1 meat slicer,
1 counter (marble
1 band saw,
ing block,
board (6' x 12')
er.
bove

None

INTEREST IN, OR

The attached form, begun June 6th,
completed September 17th, has been kept at
the Powell Street Office waiting for the
signature of the Secretary, Mrs. Ogino.
Repeated messages were sent to her but she
was unable to come owing to her baby's
illness.

September 17th, 1942. "D.M.Chope"

EXHIBIT No. 1126 - 5

DATE..... Oct 14 1948.....
FILED BY

..... K.A. Christie

OFFICE OF THE CUSTODIAN
JAPANESE SECTION
R E C E I V E D
NOV 7 1942

P.O. Box 623
Revelstoke, B.C.
Nov. 6, 1942.

Mr. F. G. Shears, Mgr.
Dept. of the Secretary of State Office of the Custodian,
506 Royal Bank Bldg.,
Vancouver, B.C.

Dear Sir:

Re: file No. 10449, 13184, 13184, 12910, 12017, 13183.

Acknowledge receipt your letter of

4th inst. I had left everything in
charge of Mr. Z. Kinoshita, so the
arrangements made by him are
very satisfactory with me.

Thanking you for your kindness

I remain,

Very truly yours,

Sadao Maikawa

"This original
received from
Ker & Ker Ltd.
in their lr. of
Aug.17/48."

(Part of Ex. 1126-5)

RECEIVED
Ref. to SEPT 29 1943
Remarks: "Ker & KerLtd."
ATT'D TO

Box 623,
Revelstoke, B.C.
Sept. 16, 1943.

Mr. J. M. Anderson,
Rental Mgr., Ker & Ker, Ltd.,
475 Howe St.,
Vancouver, B. C.

Dear Sir:

In reference to the articles and equipment at
the store of Maikawa Limited, on 333 Powell St., I
wish to know if I am able to have some of them set
out here.

Please let me know whether you can
arrange this yourself or I should xxx write to the
Custodian.

I am quite certain, if you will take the matter
up with Mr. Moir, of Western Fish Co., he will be willing
to send the following list, provided I pay the expense for
packing and freight.

1 Toledo Scale (Meat scale) #405911
1 Toledo Scale (Vegetable scale) #15029
1 National Electric Cash Register #3054499-N205515RS1
25 Meat & Fish Trays
50 Meat Hooks.

Hoping you will let me know at your earliest
convenience, I remain,

Yours truly,

"S.Maikawa"

EVACUATION SECTION
Rec'd JUN 2 1944
FileNo.13565,13183&10449
Ans.
Referred Milsom

P.O. Box 57,
Slocan City, B. C.,
May 29th, 1944.

Dept. of the Sec'y of State,
Office of the Custodian,
506 Royal Bank Bldg.,
Vancouver, B. C.

re File Nos. 13565, 13183
& 10449.

Dear Sirs: Attention Mr. G. D. Milsom.

Referring to your letter of May 23rd regarding chattels owned by Maikawa Ltd.

For your information, I was the manager of Maikawa Ltd. prior to the evacuation, and am still responsible for any transactions that may have to be made. Should you wish to corroborate this statement, or require further reference, would suggest you get in touch with Mr. L. E. Moir, Manager of Western Fish Co.

While Mr. Anderson was in Slocan, I discussed with him the selling of the chattels in Maikawa Ltd.

This is your authority to sell to Mr. Anderson, the safe and saw with the motor at 333 Powell Street.

Yours truly,

MAIKAWA LTD.

"Z. Kinoshita"

c.c. to Mr. Anderson

"Agreed
JFG"

HOWARD SMITH

GENOVA BOND





CANADIAN PACIFIC TELEGRAPHS

World Wide Communications

CLASS OF SERVICE DESIRED

Full Rate	
Day Letter	
Night Message	
Night Letter	

PLACE X OPPOSITE
SERVICE DESIRED

W. D. NEIL, GENERAL MANAGER, MONTREAL

ACCOUNTING REFERENCE

CHECK

TIME FILED

(Part of Ex.1126-5)

Send the following message, subject to the conditions on the back thereof, which are hereby agreed to.

Mr. Z. Knoshita,
C/O Popoff FISH Market,
Slocan City. B. C.

June 8th/44.

Your letter may Twenty Ninth received I can sell your safe for hundred and fifty and saw with motor for twenty five Also Showcase and motor with Ice Box for hundred and twenty five this includes old Tables these prices are net to you I can make few dollars for myself over these prices I would strongly advise you to accept these prices as showcase and motors are in very poor shape advise by wire collect immediately please.

J. W. Anderson.



CANADIAN PACIFIC TELEGRAPHS

World Wide Communications

CLASS OF SERVICE DESIRED

Full Rate

Day Letter

Night Message

Night Letter

PLACE X OPPOSITE
SERVICE DESIRED

W. D. NEIL, GENERAL MANAGER, MONTREAL

ACCOUNTING REFERENCE

CHECK

(Part of Ex.1126-5)

TIME FILED

Send the following message, subject to the conditions on the back thereof, which are hereby agreed to.

SC CM 19

SLOCAN CITY B C JUNE 12 44 130 PM

630 "will call"

J W ANDERSON
STEVESTON BC VIA VANCOUVER B.C.

PLEASE DO WHAT EVER YOU THINK BEST AM LEAVING EVERYTHING
TO YOUR JUDGMENT THANK YOU FOR SELLING OTHER FURNITURE

Z KINOSHITA

138P

TELEPHONED
TO A AT 2.50 P by FM
TO BE DELIVERED

~~MATED~~
~~FILED~~

13565
13183
10449

(Part of Ex.1126-5)

June 16th, 1944

Mr. Moir,
Western Fish Co.,
333 Powell St.,
Vancouver, B. C.

Dear Sir:-

Re: MAIKAWA LIMITED

Will you kindly permit Mr. J.W. Anderson to take delivery of the following articles, sale of which he is arranging on behalf of Maikawa Limited.

Refrigerating showcase
Walk in box
Electric Excelsior Refrigerator
machine with Century Motor

Electric Fairbank Morse Motor
Pulley and shaft, belting
Trimmer saw

Old tables.

Yours truly,

H. F. Green
Protection Department

HFG:IF

EVACUATION SECTION
Rec'd APR 16 1945
File No. 13565
Ans. GM
Referred Milsom

April 12, 1945
P.O. Box 57,
Slocan City, B.C.

Mr. G. D. Milsom,
Administration Department.

Dear Sir:

I am sorry for delaying with the reply in regard to the chattels of Maikawa Ltd., which were leased to the Western Fish Co.

Out of the list of the missing articles we have received only 1 Champion Scale $\frac{1}{2}$ ton #h 7335, which was shipped by Mr. Moir with the ~~ether~~ other articles which you have already marked under "Shipped by Mr. Moir see 5/10/43."

As for the other missing articles such as, bread case, 2 marble counters, meat board, fish boards, pencil sharpeners and typewriter desk, we did not send for them and have not received them, therefore the articles must be still at the store.

Would you be kind enough to inquire about these to Mr. Moir if you wish to know definitely.

Yours truly,

Z. Kinoshita

File No. 10449 & 13183
Reg. No. 04439

(Part of Ex.1126-5)

10449
13565

April 17, 1945

The Western Fish Co.,
Ft. of Campbell Ave.,
Vancouver, B. C.

Dear Sirs:

In connection with the articles which were rented to you on the premises at 333 Powell Street, you signed for the following articles which have not[✓] been delivered to us:-

- 1 Bread Case
- 2 Marble Counters
- 1 Meat Board
- Fish Boards
- Pencil Sharpeners
- 1 Typewriter Desk

Will you kindly advise us when we may expect delivery of these articles.

Yours truly,

G. D. Milsom
Administration Department

GDM/GH

"Aug.6th '45"

"The 2 marble counters were claimed by the Western Fish Co. as part of their purchase. The other items received have practically no sales value."

"Geo. B. Spain "

M E M O R A N N D U M

"26-11-47
copy made for 13565
D"

File No. 10449

August 23rd, 1945.

TO: The File
FROM: MR. G. B. Spain

RE: Sadao MAIKAWA - Chattels - 333 Powell St.

With reference to Mr. Milson's letter of April 17th, 1945, I was present at the above address when we endeavoured to recover the articles mentioned.

The Western Fish Co. claimed that they had purchased the 2 marble counters from Mr. Andersen, and I had no means of disputing their contention. Furthermore, these two slabs of imitation marble represented a liability from a Custodian point of view, as hauling charges could not be recovered. We have had these fish slabs in our warehouse for months and could never obtain buyers.

The rest of the articles listed were just so much junk but it was moved and stored in a room at our warehouse at 604 East Cordova Street and will eventually be sold at auction.

The so called typewriter desk was just a very small desk and of very poor quality. It was not the usual conception of a typewriter desk by the greatest stretch of imagination.

GBS:LBM

"Geo B. Spain"

10449 & 13183

February 20, 1946.

Mr. Zenichi KINOSHITA,
Reg. No. 04439,
Slocan City, B. C.

Dear Sir:

In connection with the chattels of Maikawa Limited which were leased to the Western Fish Company, we enclose herewith a statement showing the articles shipped by you and those sold by Mr. Anderson, also those moved to storage and articles which were supposed to be leased to the Western Fish Company but were not found on the premises.

Would you be kind enough to advise us if any of the missing articles were taken by you or shipped to you.

Yours truly,

G. D. Milson
Administration Department

GDM/GH

Enc.

"No reply has been received from Kinoshita nor from any officer of Maikawa Ltd."

NAME MAIKAWA LIMITED

REGISTRATION NO. -----

FILE NO. 13565

The following chattels were sold by public
auction at 771 East Hastings, Vancouver, B.C. April 12, 1946.

Meat block "Transferred from 10449
May 6, 1947 -C.G." \$ 5.00

Total		\$ 5.00
Less Expenses:	(Auctioneer's Fee: \$0.62	
	(Advertising: 0.32	\$ 1.55
	(Moving: <u>0.61</u>	
Net Proceeds Credited:		\$ <u>3.45</u>

Members of Custodian Staff Present. Mr. Wills
Extracted from Auctioneering List No. Vancouver 60.
Remarks:

NAME MAIKAWA LIMITED

REGISTRATION NO. -----

FILE NO. 13565

The following chattels were sold by public
auction at 771 East Hastings St., Vancouver, B.C. March 29, 1946.

Metal file cabinet		\$ 10.50
2 doors		0.50
Tray	<i>Transferred from 10449 CG May 6, 1947</i>	6.25
"		6.75
"		1.50
"		1.50
Bowl		0.80
Pots & pans		1.50
Gas plate		5.50
Cabinet		0.50
Flower pots		1.20
Forks		0.50
4 Tires		1.00
Clock		3.00
Clock		1.25

Total		<hr/>
	(Auctioneer's Fee: \$5.28	\$ 42.25
Less Expenses:	(Advertising: 1.14	\$
	(Moving: <u>5.82</u>	12.24
Net Proceeds Credited:		<hr/> <hr/> \$ 30.01

Members of Custodian Staff Present.

Mr. Wills

Extracted from Auctioneering List No.

Vancouver 59.

Remarks:

KER & KER
Limited
475 Howe Street
Vancouver, B. C.

August 17, 1948

Office of the Custodian,
Royal Bank Building,
675 West Hastings Street,
Vancouver, B.C.

EVACUATION SECTION
Rec'd AUG 18 1948
File No. 13565
Ans. AGM
Referred

Attention: Mrs. McArthur

Dear Madam:

Re: 338 Powell Street,
Formerly S. Maikawa Property

As requested we herewith attach original inventory of chattels at the above address ^{signed} ~~sent~~ by Western Fish Company Limited, per L. E. Moir, and Z. Kinoshita and witnessed by J. M. Anderson, of Ker & Ker Limited. Also the original letter sent by Mr. S. Maikawa, dated September 16, 1943 requesting that certain of these chattels be forwarded to him. //

We have on file a copy of our letter addressed to your office on the 30th of September, 1943, in which we state; "We herewith hand you copy of letter received from S. Maikawa re the above property etc." which refers to the letter received requesting that certain chattels be forwarded to him.

Yours truly,

KER & KER LIMITED

Per:
"B.W.Miller"

BWM:pim
Encl

EVACUATION SECTION
Rec'd Aug 18 1948
File No. 13565
Ans.
Referred

Western Fish Co. Ltd.

Moir, L. E.
.....

Maikawa Ltd - 333 Powell St.

Mr. Zenichi Kinoshita Manager

to carried on business under the name
of Maikawa Fish from Nov. 1st, 1942
to Nov. 1st, 1944.

Inventory

1 Toledo Scale (Vegetable scale) #15029
1 Toledo Scale (Meat Scale) #405911
1 Champion Scale $\frac{1}{2}$ Ton #H 7335
1 National Electric cash register #3054499 - N205515RS1
1 Refrig. show case.

- 1 Bread case
- 2 Marble counters (1 with $\frac{1}{2}$ plate glass front)
- 5 Wrapping paper hangers
- 1 Walk-in Box
- 1 Butcher Block
- 1 Meat board
- 3 Fish boards
- 25 Meat & Fish Trays
- 50 Meat hooks
- 1 8 day wall clock
- 2 Pencil sharpener
- 1 Electric Excelsior Refrigeration Machine
 - with Century Motor #842609
- 1 Dolley
- 1 Small rubber hose
- ~~10 Wicker baskets~~
- (1 Hamburger Machine
- (1 Grinder
- (1 Electric Fairbank Morse Motor #42011
- (Pulley & Shaft, belting
- 3 Filing cabinet

- 1 Typewriter desk
- 2 Table
- ~~W-waste-paper-basket~~
- 1 Trimer Saw
- 1 Safe

Accepted as O K by

Western Fish Co. Ltd.,

per L.E. Moir

Z. Kinoshita

Oct. 30/42

Witness

J.M. Anderson

Ker & Ker Ltd.

I hereby certify that the foregoing words (all of Ex.1126-5)
are a true copy of the original whereof they purport to be
a copy.

Jan. 5-49

M. H. Lanster
L.H.

March 28th 1950.

D. T. Braidwood, Esq.,
Barrister and Solicitor,
525 Seymour St.,
Vancouver, B.C.

Dear Mr. Braidwood,

Re: Case No. 1126 - Maikawa Ltd.

Replying to your letter of the 25th inst.-

This is one of Mr. Honsberger's cases,
as you suggest.

There is no record of any special treatment
being accorded this case, and upon referring the same
to the Commissioner he states as his opinion that the
over-all should apply.

Yours truly,

Secretary.

VW.

Sutton, Braidwood & Morris

SUCCESSORS TO

Reid, Wallbridge, Gibson, Sutton & Braidwood

Barristers and Solicitors

W. A. SUTTON D. T. BRAIDWOOD
C. E. MORRIS
O. J. HALL D. A. SUTTON

Telephone: Pacific 3464
Cable Address "Boufridge"

Yorkshire Building
525 Seymour Street
Vancouver, B. C.

March 25th 1950.

Miss White,
Secretary,
Japanese Claims Commission,
Court House,
Vancouver, B. C.

Dear Miss White:

Re: Case No. 1126 - Maikawa Limited.

My understanding of this case is that it is one of Mr. Honsberger's cases, and I believe the Judge was to have dealt with it as Mr. Honsberger did not require to put in any more evidence.

I would appreciate your examining the file to see if the Commissioner has disposed of same, and, if not, what disposition he desires to make of same.

Yours very truly,

D. T. Braidwood
Per ns

DT/MS

April 25th 1949.

Messrs. Raymond & Honsberger,
Barristers and Solicitors,
Federal Bldg.,
Toronto 1.

Dear Sirs,


Re case #1126 - Maikawa Ltd.

The Commissioner has directed that the above case be spoken to on Monday May 2nd next, in the Court of Appeal Room, Vancouver, B.C.

If you do not find it convenient to come to Vancouver to speak to the case, you could probably have Mr. R.J. McMaster speak as Counsel on your behalf. Mr. McMaster is acting as general Counsel in Vancouver for the claimants, and his address is:

R.J. McMaster,
Messrs. Campbell, Brazier, Fisher & McMaster,
675 West Hastings St.,
Vancouver, B.C.

Yours very truly,


A. WATSON

Per.

AW/W.