Name of Claimant YANO, Kiyomi Case 1361

Custodian File 11191

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% there-of	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	

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	
1160.	290.00							100.00 290.00

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	
273.60	128.70	38.61	47.03	215.75	101.47	100.00	12.00	20.00 100.00 152.08

TOTAL RECOMMENDATION	662.08

CASE NO: 1361.

JAPANESE PROPERTY CLAIMS COMMISSION

Montreal, P.Q.,

June 7th, 1948.

IN THE MATTER OF THE CLAIM OF

KIYOMI YANO.

PROCEEDINGS AT HEARING.

Original.

CASE NO: 1361.

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 Montreal, P.Q.,

June 7th, 1948.

IN THE MATTER OF THE CLAIM OF

KIYOMI YANO.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

J.W.G. HUNTER, Esq.,	appearing for the Dominion Government.
ROGER OUIMET, Esq., K.C.,	appearing for the claimant.

A. WATSON, Esq.,	Secretary.
D.J. HANDFORD, Esq.,	Official Interpreter.
A.G. VEITCH, Esq., C.S.R.,	Official Reporter.

30

MR. OUIMET: Rather than consider the original claim which has to be amended from beginning to end, I would respectfully suggest that we consider only the claims which we are making now, my lord.

THE COMMISSIONER: Very good.

KIYOMI YANO, the claimant herein, being first duly sworn, testified through the Interpreter as follows:

MR. OUIMET: The claimant is making four claims, my lord, for personal chattels and personal property, the first one being for equipment, which was valued at $2,901.00, sold by Custodian for $622.55, leaving a net balance of $2,278.45.

THE COMMISSIONER: That is the equipment of a cleaning and dyeing business?

MR. OUIMET: Yes. The equipment of a cleaning and dyeing business, my lord.

Then he claims for two cars of a total estimated value of $1,960.00, less $1,195.00 for which they were sold by the Custodian, leaving a net claim of $765.00. I may say that one of the cars should be described as a vehicle, as it is actually a truck.

THE COMMISSIONER: Yes.

MR. OUIMET: The third claim is for personal effects of a total estimated value of $627.25, less $200.70, leaving a net balance of $426.55. The last one is for goodwill estimated at $3,000.00; a grand total for these four claims of $6,470.00.

THE COMMISSIONER: Do you propose to establish that the Custodian sold this business as a going concern?

MR. OUIMET: As a going concern, yes, my lord.

THE COMMISSIONER: Very well.

DIRECT EXAMINATION BY MR. OUIMET:

Q Will you take communication of a claim with respect to personal chattels with inventory attached thereto for $2,278.45, said claim bearing your signature? Will you kindly identify the signature, the claim, and file it together with the inventory of equipment

10 asExhibit 1? A: Yes.

Q Will you take communication of the personal chattels claim for one Oldsmobile De-Luxe sedan, 1940, and one 1937 Chevrolet panel delivery truck, a claim for $765.00, bearing your signature, identify the claim, your signature and file it asExhibit 2?

A Yes.

(PARTICULARS OF PERSONAL CHATTELS MARKED EXHIBIT NO. 1).

(PARTICULARS OF PERSONAL CHATTELS MARKED EXHIBIT NO. 2).

20 Q Will you please take communication of a personal property claim for $3,000.00 being the goodwill of your cleaning and dyeing establishment at 2163 East Hastings Street, Vancouver, identify your signature and file this claim with remarks on the reverse side asExhibit 3?

A Yes.

(PARTICULARS OF PERSONAL PROPERTY, BUSINESS, MARKED EXHIBIT NO. 3).

Q Please take communication of a personal chattels claim bearing your signature, for a total value of

30 $426.55, together with inventory of personal effects,

identify the inventory, your claim, the signature, and file the same as Exhibit 4?

A Yes.

(PARTICULARS OF PERSONAL CHATTELS, INVENTORY OF PERSONAL EFFECTS, ETC., MARKED EXHIBIT NO. 4).

Q Will you take communication of a letter from the Custodian dated January 21, 1944, with certificate from Canadian General Insurance Company establishing that at the time of the date David Neon Limited and the City of Vancouver and Diamond Cleaners as their respective interests may appear, "are insured" for $50,000.00 and $100,000.00 respectively for accident and file this letter and the certificate numbered 168 as Exhibit 5.

THE COMMISSIONER: How does that relate to the claim here?

MR. OUIMET: It is because that part of the claim involves the Neon sign and it also shows that this was a going concern in 1944 and was insured as such by the Custodian.

THE WITNESS: Yes.

(LETTER, CUSTODIAN TO CLAIMANT; CERTIFICATE NO. 168, CANADIAN GENERAL INS. CO., MARKED EXHIBIT NO. 5).

MR. OUIMET: Would my friend tender the analysis of personal property claim which I wouldlike to file as Exhibit 6, together with an attached inventory of the equipment?

MR. HUNTER: I tender the analysis of personalproperty claim with attached schedule.

(ANALYSIS OF PERSONAL PROPERTY CLAIM & SCHEDULES, MARKED EXHIBIT NO. 6).

MR. OUIMET: Would my friend tender the R.C.M.P. exhibit report with respect to seizures, Numbered T-58, and No. 17, being for the Chevrolet truck and the Oldsmobile sedan, and file same together as Exhibit 7?

MR HUNTER: Both? mI think they should be separate.

MR. OUIMET: No. T-58 as Exhibit 7, and No17 as Exhibit 8.

(R.C.M.P. RECEIPT MARKED EXHIBIT NO. 7).

(R.C.M.P. RECEIPT MARKED EXHIBIT NO. 8).

Would my friend file as Exhibit 9 the original letter sent to the Department of the Secretary of State by K. Mano of September 4, 1942, re list of articles and car and truck?

MR. HUNTER: I file this letter of the claimant of January 18, 1943, and September 4, 1942, to the Custodian, with an inventory attached thereto as Exhibit 9.

(LETTER & INVENTORY MARKED EXHIBIT NO,9).

MR. OUIMET: Would my friend file as Exhibit 10 a letter to F. Matheson, dated January 21, 1946, re telescope?

THE COMMISSIONER: Aletter from whom?

MR. OUIMET: From the claimant.

THE COMMISSIONER: And the date, again?

MR. OUIMET: January 21, 1946.

MR. HUNTER: I tender the letter, as requested.

(LETTER, CLAIMANT TO CUSTODIAN, JAN. 21, 1946, MARKED EXHIBIT NO. 10).

THE COMMISSIONER: Before you go any further, would you help me with Exhibit 3? That is a claim for $3,000.00 goodwill. Is there included in that claim for goodwill certain chattels which are enumerated in

the centre of the page?

MR. OUIMET: I would not say that these are actually included in the claim for goodwill, but they are to establish why the value of the business was enhanced.

THE COMMISSIONER: I suppose the turnover and income would serve to establish a value of goodwill on the assumption that the business was in existence for some time and was continuing at the time of sale?

MR. OUIMET: Yes, my lord.

THE COMMISSIONER: I do not see how the chattel feature can be considered in relation to goodwill, but all I wanted to be sure of was you are not including these chattel values in the goodwill.

MR. OUIMET: No.

THE COMMISSIONER: Those are quite independent?

MR. OUIMET: Those are quite independent. It is only to substantiate the claim and explain what sort of business it was.

If your Lordship will look at the inventory of equipment, all you will see on Exhibit 3 appears in Exhibit 1.

THE COMMISSIONER: All right. That clears it up.

MR. OUIMET: It was only an illustration of what kind of business it was when it was operating as a going concern.

THE COMMISSIONER: I understand.

MR. OUIMET: Would my friend tender an original letter sent by Mr. W.G. Willard on April 5, 1945, to the Office of the Custodian, re goods belonging to Mr. Y ano and valuation of same?

MR. HUNTER: Is this the letter you mean?

MR. OUIMET: Yes.

MR. HUNTER: I tender the appraisal of W.G. Willard, dated April 5, 1945, appraising certain household furniture and effects.

(APPRAISAL, W.G. WILLARD, APRIL 5, 1945, MARKED EXHIBIT NO. 11).

MR. OUIMET: Would my friend please tender as Exhibit 12 a tender for parcel "C" and signed by Sato Lin, dated March 15th, 1945?

10 MR. HUNTER: Had you not better file the advertisement first?

MR. OUIMET: I would ask my friend to file as Exhibit 13 the advertisement for the business on which advertisement appears parcel "C", together with Parcels "A" and "B".

MR. HUNTER: I would tender the tender of Sato Lin as requested, dated March 15, 1945, as Exhibit 12.

(TENDER, PARCEL "C" OF SATO LIN, MARCH 15, 1945, MARKED EXHIBIT NO. 12).

20 MR. OUIMET: And may I point out that in his tender Sato Lin says, referring to the third paragraph:

> "I should like to point out that I am at present operating this equipment and depend for my livelihood on it is situated on rented premises andmy landlord is satisfied with me as a tenant."

That was on March 15, 1945; and in the analysis of personal property it is mentioned that the property was leased or rented to Mr. Sato Lin.

30 MR. HUNTER: As requested, I tender an advertisement

calling for tenders on this property appearing in the Vancouver Daily Province on February 26th, 1945, and the Vancouver Sun on February 27th, 1945.

(ADVERTISEMENT CALLING FOR TENDERS, MARKED EXHIBIT NO. 13).

MR. OUIMET: Q: I understand that you had had some offers as regards the Chevrolet 1937 truck?

A Yes.

Q About when did you have these offers and from whom?

A I think it was about the end of February or early in March from some person in the sausage business. I do not remember his name.

10

Q In the sausage business? A: Yes.

Q What year? A: 1942.

He came to look at it but made no definite purchase. It was then delivered to Hastings Park and he came back again later.

Q How much did he offer you? A: And went to Hastings Park to look at it. I asked for $600.00 but when I tried to take the prospective purchaser to Hastings Park to view the truck, they would not let us in so I was not able to sell it.

20

Q I understand this truck had been overhauled and painted in January, 1942, by Central Garage?

A Yes.

Q And that you would have paid a sum of $137.00 for this overhauling and painting?

A Yes.

Q Was this truck used in connection with your cleaning and pressing business?

30

A Yes.

Q I see that it was checked on your request on March 18, 1942, but found to have five tires instead of four as originally mentioned?

A Yes, that is true.

Q I see that in the exhibit concerning this Oldsmobile De-Luxe sedan and the Chevrolet panel delivery truck you mentioned that there was a portable radio for which you would have paid $60.00 in 1941 which was sold by the Custodian for $35.00 and you mentioned that it is estimated at a value of $15.00 at the date of evacuation. Would it not be '$45.00' rather than '$15.00'?

There is a mistake there, my lord, because if one adds the figures it should really be #45." instead of "15". It is a type error in Exhibit 2, my lord.

THE COMMISSIONER: Yes. Obviously it was taken as "45" in the total.

MR. OUIMET: Yes, my lord.

THEWITNESS: Yes, it should be $45.00.

Q I understand you leased or rented your business as a going concern to a Mr. Sato Lin?

A Yes.

Q Had it been leased to someone else before it was leased to Mr. Sato Lin?

MR. HUNTER: I object to that question and I submit it never was leased to Sato Lin by the claimant.

THE COMMISSIONER: Is that not a matter of proof?

MR. HUNTER: I think the question is distinctly leading in view of the fact he has not yet proven it, my lord.

THE COMMISSIONER: I understand your point.

MR. OUIMET: It is really a sub-lease but the original lease was to Thomas Fletcher, as appears from the analysis of personal property claim.

THE COMMISSIONER: Ascertain from the claimant what was done by him in regard to the leasing of his premises and to whom.

THE WITNESS: I leased it to Sato Lin through the owner of the building, Mr. Fletcher.

10 MR. OUIMET: Q: The owner of the building was Mr. Fletcher?

A Yes.

Q Would you take communication of an agreement between yourself and Thomas W. Fletcher on June 4, 1942, and file this agreement as Exhibit 14?

A Yes.

(AGREEMENT, CLAIMANT & THOMAS W. FLETCHER, JUNE 4, 1943, MARKED EXHIBIT NO. 14).

THE COMMISSIONER: May I look at the document before you proceed with your examination?

MR. OUIMET: Yes, my lord.

20 THE COMMISSIONER: It is quite clear from the examination of the document that it is a lease bearing date June 4, 1942, from the claimant to Thomas W. Fletcher for a rental of $10.00 per month, which includes a schedule of chattels.

MR. OUIMET: Q: With respect to this rental of $10.00 per month, why was it so little?

A I also operated a larger plant. I was the vice-president of a large dry cleaning plant, which was a company, and Sato Lin was to have purchased this

30 large plant. He was to have purchased this large

plant for $20,000.00 but because he had not the cash at the time the payment was tobe made a year hence from the time I was evacuated.

THE COMMISSIONER: What has that to do with this?

MR. OUIMET: I am just wondering, my lord.

THE WITNESS: And the reason for the low rent was because I expected Mr. Lin to more or less watch my property and to keep an eye on my property for me, and in return for that I fixed a very low rental.

10 Q When you say "Lin" would you mention Mr. Fletcher? You leased to Mr. Fletcher and not to Mr. Lin.

A It was a three cornered discussion with Mr. Fletcher knowing all the details. I had been in the place for over 20 years, I knew him quite well and trusted him. I never had any trouble. He was the third party to the talks.

Q About the pressing and cleaning establishment?

A Mr. Fletcher was one of the three parties present in regard to the talks concerning my own private

20 business but he hadnothing to do with the talks in connection with the larger firm.

THE COMMISSIONER: Mr. Interpreter, please convey to the witness that we are dealing with only one claim at the moment, namely the personal claim for his business conducted at 2163 East Hastings Street. Tell him I do not wish him to mix up in this claim anything in relation to some other claim he may have.

THE WITNESS: I understand your direction, my lord, but it is just in explanation of the fact that the rent

was so cheap because the same man was concerned in the two deals.

THE COMMISSIONER: Proceed.

MR. OUIMET: Will my friend kindly tender as Exhibit 15 the deed of sale to Sato Lin with reference to the acceptance of the tender?

MR. HUNTER: The bill of sale, you mean?

MR. OUIMET: Yes.

MR. HUNTER: I tender a bill of sale dated April 17, 1945, selling the chattels set forth therein to Sato Lin for $608.00.

10

(BILL OF SALE, APRIL 17, 1945, MARKED EXHIBIT NO. 15).

THE COMMISSIONER: That is from the Custodian?

MR. HUNTER: That is from the Custodian to Lin, my lord.

MR. OUIMET: Q: Did you give any directions to the Custodian as to the sale of your business?

A No. I never asked for it to be sold because I hoped and intended to come back and operate it myself some time.

20

Q As to the sale of the Oldsmobile automobile, did you make any representations?

A I did not hear what hadhappened to the car for a long time so I wrote to the Custodian asking if they could tell me whatever happened toit, if it had been sold.

MR. OUIMET: My lord, my learned counsel, Mr. Okuda, points out that the estimated value should be $2,301.00 instead of $2,901.00 in Exhibit 1 because apparently the inventory of equipment the $600.00

30

was added, which should not have been added, so the total is $2,301.00 instead of $2,901.00 in the inventory attached to the personal chattels claim, Exhibit 1. The estimated value is $2,301.00 instead of $2,901.00; the balance of the claim is $1,678.00 instead of $2,278.00.

THE COMMISSIONER: Yes.

MR. OUIMET: $2,278.45. Subject tothese changes and amendments, no further questions, my lord.

10

MR. HUNTER: Before making any submission, I should like to move for the dismissal of the claim for goodwill, no sale of the business having been shown.

THE COMMISSIONER: What have you to say, Mr. Ouimet?

MR. OUIMET: Of course I took it that the terms of reference referred to the sale of a business at any time whether by the daimant or by the Custodian. It is evident that it was sold to Mr. Seto Lin.

THE COMMISSIONER: I note the bill of sale, which is

20 Exhibit 15, shows simply a sale of certain chattels.

MR. OUIMET: Well, from the exhibit as I read it and from the tender as it was filed, I think at thisstage we cannot come to the conclusion that the business was not sold as a going concern. Mr. Sato Lin made a tender for parcel "C", but he also made a tender for other chattels. He also says in his tender that he is operating a business and that he relies on that business for his own livelihood. So, under the circumstances, my lord, I ---

30 THE COMMISSIONER: Do you propose to adduce other evidence

to show that there was a sale of a business as a going concern, because you appreciate that you have only the claimant and he perhaps does not know what the facts are? Is it your intention to call evidence later?

MR. OUIMET: I would sooner have that intention if the evidence does not show the sale.

THE COMMISSIONER: In the circumstances I will reserve this question until we open in Vancouver.

10 MR. HUNTER: Very well, my lord.

MR. OUIMET: I might ask a further question of the claimant, whether or not he knows the date it was sold as a going concern. If he says he does not know, we can adduce further evidence.

THE COMMISSIONER: He has said that he knew nothing of it until after it was an accomplished fact.

MR. OUIMET: I thought he had mentioned the sale of the car and not of the business.

THE COMMISSIONER: You might ask him when he learned of
20 the fact that the equipment of the business had been sold under Exhibit 15.

MR. OUIMET: Q: When did you learn of the sale of the equipment of your business under Exhibit 15?

A Some time in 1945.

Q This sale was made on April 17, 1945. How long after the sale did you learn about the sale, approximately? A: I do not remember clearly. I remember it was some time in 1945.

THE COMMISSIONER: Q: Were you consulted by the Custodian
30 before the sale was consummated?

A At the time of my evacuation the Custodian said that my property would be held and that I need not worry, and I had that idea when I left.

THE COMMISSIONER: Mr. Interpreter, tell the claimant that he must direct his mind to the question put to him. I asked him whether he had been consulted by the Custodian prior to the sale of his equipment. I want an answer to that question and not to something different.

10 THE WITNESS: I received a letter from the Custodian advising that my property would be sold, a letter from the Custodian discussing the possibility of selling the equipment but I did not wish it to be sold.

Q I take it that you were not consulted by the Custodian before the equipment was sold to Lin?

A I received the letter from the Custodian suggesting in connection with the sale, with the possible sale of the equipment, to which I did not reply because

20 I did not wish it sold. I later received a further communication that the property had been sold.

MR. OUIMET: Q: Looking at Exhibit 1, Mr. Yano, and looking at Exhibit 15---

MR. HUNTER: Is this a continuation of examination in chief?

THE COMMISSIONER: I am waiting to hear what the effect of the question is.

MR. OUIMET: I am sorry. Of course, seeing that there was a motion made to dismiss the claim and that I

30 said we might like to adduce further evidence, I

am trying to adduce further evidence through re-examination, if I may do so, and if I feel this further evidence is not sufficient, I will move to adduce still further evidence from other parties.

THE COMMISSIONER: Go on.

MR. OUIMET: Q: Looking at Exhibit 1 and the inventory attached to this exhibit, and looking at Exhibit 15, and the list of goods enumerated as being sold to Lin by the Custodian, would you say whether you used any other equipment for the running of the Diamond Cleaners than the equipment mentioned in those two documents?

A There was probably about $50.00 worth of other small items which we forgot to list here.

Q When you say "here", what do you mean?

A Upon Exhibit 1.

Q Now, in other words, everything which was used for the dry cleaning business was sold to Mr. Seto Lin by the Custodian? A: Yes.

Q Had you been carrying on business under the name of Diamond Cleaners? A: Yes.

Q Is it to your knowledge whether or not Seto Lin carried out business under that name?

THE COMMISSIONER: Just one moment. Lin may have done so, but should your question not be was the right to use the name Diamond Cleaners given to this man?

MR. OUIMET: Of course, if he does not know ---

THE COMMISSIONER: I think you are going at it backwards.

MR. OUIMET: Maybe I am putting the cart before the horse.

Q Is it to your knowledge that Mr. Seto Lin was granted

the right to use the name "Diamond Cleaners" and do

b business under that name?

A It was my idea that he would just carry on the business until I returned and in regard to the change of name or anything like that, nothing was said.

THE COMMISSIONER: Is it not apparent that this man has no knowledge of the transaction between the Custodian and Lin?

MR. HUNTER: There was none.

10 THE COMMISSIONER: There was a transaction between the Custodian and Lin and this man has no knowledge of what it was except what he was told after the transaction was consummated.

MR. OUIMET: It is our respectful contention that the deed, of course, speaks for itself, the bill of sale speaks for itself, but the tenders and the ---

THE COMMISSIONER: I do not want to hear anything from you in the way of argument because I propose to decline to deal with the motion of Mr. Hunter at this stage,

20 and you will have leave to adduce such further evidence as you find available or consider desirable prior to the defence opening in Vancouver.

MR. OUIMET: The evidence will have to be adduced at Vancouver to establish whether or not Seto Lin actually carried on business and that he was given the right to that deed of sale to carry on business?

THE COMMISSIONER: Yes. It is obvious the claimant could have no knowledge of what the transaction was.

MR. OUIMET: Thank you, my lord. That is all.

30 MR. HUNTER: It is submitted that the vehicles were sold

for their fair market values.

It is submitted that the radio was sold for its fair market value.

It is submitted that the chattels, the furniture and so on, were sold for their fair market values, and that the claims made for furniture or chattels not sold by the Custodian are exorbitant.

It is submitted that the equipment of the business was sold for its fair market value.

10 It is submitted that at no time did the Custodian make a sale of the business, at no time did he lease the premises to anyone, and that if there was any sale of goodwill it was made by the claimant.

I tender herewith an appraisal made by O.J. Henry & Company, dated June 1, 1942 and February 15, 1945, in which the business equipment is appraised at the total sum of $517.10. I would tender this as Exhibit 16.

(APPRAISAL, O.J. HENRY CO., FEB. 15, 1945, MARKED EXHIBIT NO. 16).

20 I would tender an extract from an appraisal of the passenger car made by Mr. A.W. Cruise, March 26, 1942, Car No. 17, which is the Oldsmobile in question, $1000.00.

(EXTRACT FROM APPRAISAL, A.W. CRUISE, MARCH 26, 1942, MARKED EXHIBIT NO. 17).

In response to the advertisement offering the Oldsmobile for sale, a tender was received on July 23, 1942, from Edith E. Summers for $375.00; a tender was received on July 22, 1942, from Frank

30 Berto for $100.00; a tender was received on July 24,

from W.B. Farris -- who may be familiar to your Lordship for $700.00; one on July 24, 1942, from A.N. Thompson, for $350.00; an undated one from Leo F. Morris for $650.00; one dated July 25, 1942, from F. Paul, for $600.00; one dated July 24, 1942, from David Moranse for $580.00; one dated July 29, 1942, from Mr. and Mrs. E. Hanson for $775.00; one dated July 25, 1942, for $600.00 from G. Johnson; one dated July 24, from F.T. Whitbeck
10 for $650.00; an undated one from Gordon H. James for $405.00; one July 23, from H. Lewis for $600.00; one July 24, from F.C. Olafson, for $600.00. Then, there was one from S.G. Brown for $850.00 and that was accepted. The others were all rejected, including that of Mr. Farris.

THE COMMISSIONER: What was the date of sale?

MR. HUNTER: It was dated September 2, 1942.

There were two appraisals of that vehicle. The one I produce is one by A.W. Cruise for $1000.00.
20 There was another one for $775.00, with respect to which they have a notation on the file that it cannot be located.

THE COMMISSIONER: By whom was it made?

MR. HUNTER: It does not even show that, my lord. I presume it probably was McDermott Motors, as the Chevrolet was appraised by them.

I produce an appraisal by McDermott Motors of the Chevrolet truck for $380.00. I would tender that as Exhibit 18.

(APPRAISAL, McDERMOTT MOTORS, T-58,
30 MARKED EXHIBIT NO. 18).

In response to the advertisement there were two tenders received, one from A. Bromley for $250.00 and the other from Campbell Motors for $310.00. It was accordingly sold to Campbell Motors as of September 4, 1942.

Your Lordship will recall that as of that late date only those vehicles which had not readily sold were left over and that the Custodian was inclined to take an offer down to as much as 15% below the appraised value.

10

THE COMMISSIONER: On Exhibit 18 there is shown $380.00. Is that their appraisal?

MR. HUNTER: $380.00 is the appraisal.

THE COMMISSIONER: Yes. There is nothing to indicate on this document when these appraisals were made?

MR. HUNTER: No. Practically all those vehicle appraisals were undated but they were all made about the same time.

THE COMMISSIONER: It was probably in March.

20

MR. HUNTER: Yes. They probably appraised them within a week or something like that.

THE COMMISSIONER: Yes.

MR. HUNTER: As far as the telescope is concerned, that appears to have been lost.

THE COMMISSIONER: Yes. Just before you go on with anything else, would you ascertain from the witness some description of the telescope. I will then have something upon which to reach a conclusion as to value.

30

MR. HUNTER: I have an appraisal here somewhere. Was that

included in Exhibit 11, Willard's Appraisal or not?

I have a memorandum here. It shows that the radio, the telescope and 3 cameras were appraised. The cameras were returned, the radio was sold and the telescope was missing. It shows the appraised value of the telescope in leather case at $20.00.

THE COMMISSIONER: Is the claimant not claiming only $15.00?

MR. HUNTER: I cannot remember.

THE COMMISSIONER: $15.00.

10 MR. OUIMET: In the claimant's letter it appears he did not know what valuation to put on it. We would be ready at this stage, if your Lordship will permit us to do so, to amend our claim and make it $20.00 instead of $15.00.

THE COMMISSIONER: I appreciate that. If you desire to do so, I will allow you to amend.

MR. OUIMET: I move to amend the claim, Exhibit 2, so that it reads $20.00 instead of $15.00 for the

20 telescope's estimated value.

MR. HUNTER: I can hardly object to that, my lord.

I produce two other tenders in response to the advertisement for the business equipment. There is a copy of one dated March 12th, 1945, from George Kobernick in which he bids $600.00 for Parcel "C". Wait a minute. May I see the advertisement? I see I have some alternative bids here. He bid $600.00 on Parcel "A" and if not successful then the same bid on Parcel "C".

30 THE COMMISSIONER: What is Parcel "A"?

MR. HUNTER: "Hoffman Pressing Machine. Cash Register, Electric sewing machine and sundries." Parcel "B": "National Pressing Machine, showcase, counter, ect."; Parcel "C": "Two Hoffman Pressing Machine, sewing machine, showcases and sundries."

The other tender is for $500.00, from Norman N. Lewartt, dated March 19th, 1945, He bids $500. 00 on Parcel "C". These two tenders were rejected, the one made by the tenant being the highest tender.

THE COMMISSIONER: What was the amount of the accepted tender?

MR. HUNTER: $608.00, my lord.

I will put these in as Exhibit 19. Those are the other two tenders, my lord.

(TWO TENDERS, MARCH 12 & MARCH 19, 1945, MARKED EXHIBIT NO. 19).

I would file a certificate by W.G. Willard, auctioneer, dated November 25, 1944, in which he says:

"I have examined the undermentioned articles and consider that they have no value."

and lower down, "1 brass bed, N.V." meaning "No value".

(CERTIFICATE, W.G. WILLARD, NOV. 25, 1944, MARKED EXHIBIT NO. 20).

I might file the report of H.T. Campbell, dated July 16, 1942, in which he deals with this business. He says in paragraph 2:

"My investigator checked the inventory, which is incorporated in the lease, of the equipment

"and chattels and found it all present and correct with the exception of two items, namely 1 Taylor Sewing Machine, and 1 Westinghouse Steam Iron Equipment, which have been removed to 1638 West 3rd Avenue in the care of a Chinese, Mr. Seto Gock.

"The lease of the chattels, which was drawn up by Griffin, Montgomery & Smith, Solicitors, appears to be in order, and as the amount of monthly rental, namely $10.00, was agreed upon by the Japanese, and the lease entered into on hisown initiative, there would appear to be no reason for any objection to this by your Office.

"The declarent, Mr. Yano, left for Hope, B.C. on July 10, and I understand is building a house, on completion of which Mrs. Yano and the children will also be moving there.

"Mr. Fletcher, the lessee, is the owner of the building wherein the declarent, Yano, operated this Dry Cleaning and Pressing business under the name 'Diamond Clearners'. Apparently Mr. Fletcher had no intention of actually operating this business, but was simply acting in a friendly manner in protection of the Japanese declarent's interests.

"At the present time Mrs. Yano and her daughters are carrying on the business but on their evacuation the business will be operated by a Chinese, Seto Gock, who also operates the

"Paramount Cleaners and Dyers at 1638 West 3rd Avenue. I understand this arrangement is a verbal one between Mr. Fletcher and the Chinese, but in as much as the chattels and equipment are leased to Fletcher and he is responsible for their security and safe-keeping and the rental thereof, it would appear that this sub-lease or arrangement is entirely his business. Mr. Fletcher is apparently a man of some means and I, personally, am quite satisfied that his guarantee of the security of the chattels and equipment, etc., is absolutely satisfactory.

"He advises me that the first two months' rent under the lease has been paid to Yano himself, prior to his evacuation. On instructing him that subsequent rent of the chattels should be paid to the Office of the Custodian, for distribution to Yano, he advised me that he is quite agreeable to this but has suggested that the next month's rent should be paid to Mrs. Yano, by him, as she is in very straightened financial circumstances. I told him that I would ask your instructions on this point and advise him in due course.

"Recommendation:

"As the lease arrangement with Mr. Fletcher appears to be satisfactory, and covers all the declared property, this matter is apparently satisfactorily dealt with."

The rest does not seem to be of any particular interest.

I wouldtender that report of H.D. Campbell as Exhibit 21.

(REPORT, H.D. CAMPBELL, JULY 16, 1942, MARKED EXHIBIT NO. 21).

THE COMMISSIONER: Q: Did Mr. Fletcher make the sub-lease to Seto Lin with your approval?

A Yes.

10

CROSS-EXAMINATION BY MR. HUNTER:

Q Is this chap, Seto Lin, also known as Seto Gok?

A I only know Seto Gok. I do not know anyone named Seto Lin.

Q You only know of Seto Gok?

A Yes.

Q I suppose Seto Lin is either one and the same person or an employee or sub-tenant of Seto Gok? I would not know which, my lord.

I think the analysis, as far as it goes, is

20 self-explanatory, but your Lordship will appreciate that we did not have the detail at that time on what was being claimed which we have now.

THE COMMISSIONER: Yes. That can be supplemented later, in any event.

MR. HUNTER: That is all, my lord.

THE COMMISSIONER: Any re-examination?

MR. OUIMET: Is there anything else you wish to add, Mr. Yano?

THE WITNESS: No. That is all.

30 THE COMMISSIONER: Thank you, Mr. Yano.

(PROCEEDINGS ADJOURNED SINE DIE)

Certified a true and accurate transcript.

A.G. Veitch

"A.G. Veitch"
Official Reporter.

Case 1361

DEC - 2 1947

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

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

ACKNOWLEDGED

11191

5'1

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

(1) NAME YANO (Print) Surname KIYOMI Given Name (RCMP) Reg. No. 03119

(2) Pre-Evacuation Address 2163 E HASTINGS ST., VANCOUVER, B.C.

(3) Present Address 329 MOUNT ROYAL AVE., E. MONTREAL, P.Q.

(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 DIAMOND CLEANERS & DYERS
(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) - - - - - - - - - - - - - - - - $ 3,000.00

(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - $ 3,000.00

(v) Amount at which Custodian sold property and credited your account - - $ 582.35

(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - $ 2,417.65

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation
2163 E. Hastings St., Vancouver, B.C.

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

(c) How stored or packed at time of evacuation Some crated and where left as was

(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. Oldsmobile (1940 DeLuxe Sedan) #1,400 - 822.79 Estimated Value $ 577.21
2. Chevrolet (Panel Delivery) 500 - 282.79 Estimated Value $ 217.21
3. Portable Radio 45 - 29.27 Estimated Value $ 15.73
4. Telescope (Taken by Navy) Nothing received as yet Estimated Value $ 15.00
5. Furniture & Effects 400 - 97.00 Estimated Value $ 313.00
6. ______ Estimated Value $______
7. ______ Estimated Value $______
8. ______ Estimated Value $______
9. ______ Estimated Value $______
10. ______ Estimated Value $______

TOTAL CLAIM FOR PROPERTY LOSS $ $1,128.15

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) - $ 2,545.80

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

Montreal

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

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

DOMINION OF CANADA)
of)
TO WIT:)

I, Kiyomi Yano of the city of Montreal in the Province of Quebec

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 Montreal in the Province of Quebec this 2nd day of November A.D. 1947.

Kiyomi Yano

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.

Mr. Kiyomi YANO

INVENTORY OF EQUIPMENT USED IN CONNECTION WITH CLEANING AND DYING BUSINESS

Quantity	Crowns	
1	size 6 3/4	
2	" 6 7/8	
2	" 7	
2	" 7 1/8	
2	" 7 1/4	
2	" 7 3/8	
1	" 7 1/2	
1	" 22	
3	" ladies	
16 at $5.00 each		$ 80.00

Flanges

3	size 6 3/4	
2	" 6 7/8	
3	" 7	
3	" 7 1/8	
2	" 7 1/4	
3	" 7 3/8	
16 at $4.00 each		$ 64.00

Curl Flanges

1	size 6 5/8	
1	" 6 7/8	
1	" 7	
1	" 7 1/8	
1	" 7 1/4	
1	" 7 3/8	
1	" 7 5/8	
7 at $5.00 each		$ 35.00

Stretch Block	$ 5.00
Heart Tollickers	4.00
Block spinners with motor	100.00
Horse-shoe counter with motor	100.00
Hat Dryer with motor	100.00
Electric Sandbag	75.00
Pullerdown	2.00
Flange stands	35.00
	$421.00

Total $600.00

STORE EQUIPMENT

1 Neon sign outside - ten inch letters and flash	$350.00
1 showcard with Neon frame - inside window	35.00
1 electric clock	15.00
1 clock	5.00
1 paper roll rack	1.50
2 pressing machines - Hoffman	800.00
1 boiler	100.00
2 large standing mirrors	30.00
1 large mirror (in window)	40.00
1 showcase - glass covered with four drawers	50.00
1 showcase - open	10.00
2 counters - 14 drawers	30.00
1 single tailor sewing machine	35.00
1 large cupboard on counter (6 drawers 5 shelves)	50.00
3 arm stretchers	10.00
1 pants stretcher	3.50
1 American cash register	30.00
1 Corticelli thread case	15.00
1 dress rack	5.00
1 Westinghouse steam iron equipment with turning board	75.00
1 iron board (standing with turning board)	8.00
1 iron board for sleeves	1.00
2 chairs	2.00
Total	$2301.00
~~Equipment~~	~~600.00~~
	~~$2901.00~~
	2301.

YANO, Kiyomi
(Claimant's Name)

PERSONAL CHATTELS

03119
Reg. No.

INVENTORY of equipment of cleaning and dying business located at 2163 East Hastings St., Vancouver, B.C.

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

The claimant is claiming on the attached inventory valued at $2901.00.

Description of Storage of Goods:

The above chattels were left on the premises by the claimant. These chattels were included in a bill of sale made between the Secretary of State and Seto Lin.

EXHIBIT No. 1361-1
DATE 7 June 1948
FILED BY R. Brimet

General Statement as to Chattels not Described above:

Summary

Estimated Value	2301. ~~$2901.00~~
Sold by Custodian	622.55
Claim	~~$2278.45~~ 1678.45

Additional Comments, if any:

R Yano
Signature

YANO, Kiyomi
(Claimant's Name)

PERSONAL CHATTELS

03119
Reg. No.

Description of Major Items (and particularly of goods lost, stolen or destroyed)	Approximate Date Purchase	New or Used When Purchased	Price Paid	Sold by Custodian	Condition when Evacuated	Estimated value at Date of Evacuation
~~1937~~ 1940 Oldsmobile Deluxe sedan	1941	Used	$1600	$850.	Good	$1400.
1937 Chevrolet Panel Delivery Truck	1937	New	~~$1025.~~ 1150.	$310.	"	500.
Portable Radio	1941	New	60.	35.	"	~~15.~~ 45. 20
Telescope		Gift to claimant				
				$1195.		~~$1960.~~ 1970

The claimant is claiming on the chattels listed above valued at $1960.00.

Description of Storage of Goods:

All chattels were turned over to the R.C.M.P.

EXHIBIT No. 1361-2
DATE 7 June 1948
FILED BY R. Dunnet.

General Statement as to Chattels not Described above:

Summary

Estimated Value	$1960.
Sold by Custodian	1195.
Claim	$ 765.

Additional Comments, if any:

K Yano
Signature

YANO, Kiyomi
(Claimant's Name)

PERSONAL PROPERTY
(Business)

03119
Reg. No.

Type of BUSINESS	Location	Gross Turnover 1941	Average Mark Up	Net Income 1941	Estimated Value of Goodwill
Cleaning and dying	2163 E. Hastings St., Vancouver, B.C.	$7000.		$3020.29 (net taxable income)	$3000.

Description of Stock-in-trade at evacuation (Attach inventory with cost prices)

Whether prices mentioned are wholesale or retail:

I PURCHASED THE BUSINESS

Date of Purchase	Price	Value Stock Date of Purchase	Value of Furniture equipment and Fixtures at date of purchase	Value of Goodwill at date of purchase:
1921	$600.	none	this business was originally a dress making business. Small counter 1 showcase (no door) $25.	$575

Furniture equipment and fixtures acquired after purchases:

Description	Date Acquired	New or Used at Date Acquired	Price Paid	Condition when Evacuated:	Estimated value at date of Evacuation:
Neon Sign (insured $100.)	1937	New	$600.	Good	$350.
Show card with Neon Frame	1935	"	45.	"	35.
2 Hoffman Pressing Machines	1935 & 1937	1 new 1 used	1000. ($500 ea.)	"	800.
Boiler	1938	New	150.	"	100.
2 large standing mirrors			100.	Fair	30.
1937 Chevrolet Panel Delivery truck	1937	New	1025.	Excellent	500.

List of Accounts Receivable and Accounts collected by Custodian Attached:

(see reverse side)

Method of Storage and Arrangements Made at Time of Evacuation:

EXHIBIT No. 1361-3
DATE 7 June 1948
FILED BY R. Ouimet

Additional comments, if any:

Summary

Estimated Value	$3000.
Sold by Custodian	____
Claim	$3000.

K Yano
Signature

Dates are all approximate

DESCRIPTION	DATE ACQUIRED	New or Used WHEN ACQUIRED	PRICE PAID	CONDITION	ESTIMATED VALUE
1 large mirror - window	1935	New	$ 60.	Good	$ 40.
1 show case glass covered with four drawers	1934	"	75.	"	50.
2 counters - 14 drawers	1934	"	55.	"	30.
1 singer tailor sewing machine	1934	Used	75.	Fair	35.
1 large cupboard on counter (6 drawers, 5 shelves)	1938	New	60.	Good	50.
1 American cash register	1940	Used	45.	"	30.
1 Westinghouse steam iron equipment with turning board	1938	New	80.	Excellent used very little	75.
Hat cleaning equipment	1940	New and used	600.	Excellent	600.

OTHER EQUIPMENT

1 electric clock	$15.00
1 clock	5.00
1 paper roll rack	1.50
1 show case open	10.00
3 arm stretchers	10.00
1 pants stretcher	3.50
1 Corticelli thread case	15.00
1 dress rack	5.00
1 ironing board (standing and turning board)	8.00
1 iron board for sleeves	1.00
2 chairs	2.00

Mr. Kiyomi YANO

INVENTORY OF PERSONAL EFFECTS etc.

	Estimated Value	
1 dining room suite - 8 piece golden oak	$ 75.00	
1 McLary's kitchen stove	80.00	
1 kitchen table	2.00	
1 stove with sawdust burner and hot water tank	50.00	
1 kitchen pantry (Philippine mahogany)	50.00	
1 Desing register stove (warm stove)	15.00	
Total		$272.00

The furniture was left on the premises at 2163 East Hastings.
A list was given to the Custodian.

Model dummy	$ 10.00
2 crates of flower vases	25.00
1 box of calendars	15.00
auto running board fence	2.50
Kine	1.00
tin pump	1.00
single bed with springs	5.00
double bed with springs	5.00
writing desk	15.00
auto seat	1.00
dull ash bureau with mirror	15.00
ten gallon oil drum	1.00
asbestos	1.00
linen cabinet (7 drawers)	15.00
box blotters, little advertisements books, etc.	3.00
water sprinkler	
framed pictures	25.00
fish pond frame	
iron board stand	.50
white framed mirror 23" by 38"	2.50
electric lamp	5.00
pipes, elbows	2.00
elbows, bulbs, nipples	5.00
elbows, bulbs, nipples	2.50
elbows, bulbs, nipples	5.00
books	
music books	
electric fan, globe, etc.	9.00
table with drawers	2.00
auto skid chains, sawdust burner	10.00
Oldsmobile jack	2.50
books	
bamboo table	.50
fish net	3.00
pipes	3.00
books	
deer head mounted	10.00
buck saw	3.00
books	4.00
window sign	.75
pipes	2.50
	$213.25

(comtinued)

Mr. Kiyomi YANO

INVENTORY OF PERSONAL EFFECTS, etc.

		Estimated Value
		$272.00
Forward	$213.25	
macaroni machine	3.00	
gramophone	5.00	
double bed with folding coil springs	10.00	
double bed mattress	10.00	
double bed spring mattress	5.00	
1 Kroehler three piece living room suite (Chesterfield 8 ft. long which folds into a bed with 2 arm chairs) Wine coloured mohair	100.00	
1 carpet 9' x 12'	5.00	
1 carpet sweeper	4.00	
		$355.25
Total		$627.25

The household effects were stored in a garage at the rear of the premises of 2163 East Hastings, Vancouver.

YANO, Kiyomi
(Claimant's Name)

PERSONAL CHATTELS

03119
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 dining room suite, 8 pc. Golden oak	1927	New	$125.	Good	$ 75.
1 McClary No. 9-180	1933	"	135.	"	80.
1 stove with sawdust burner and hot water tank	1932-35	"	70.	"	50.
1 kitchen pantry (Philippine mahognay)	1930	"	76.	"	50.
1 writing desk	1936	Used	25.	"	15.
1 dull ash bureau with mirror	1938	Used	25.	"	15.
1 3 pc. Kroehler mohair living room suite - chesterfield 8' long - folds in bed.	1928	New	200.	"	100.

The claimant is claiming on the chattels listed in the attached inventory valued at $627.25.

Description of Storage of Goods:

The furniture was left on the premises at 2163 East Hastings. A list was given to the Custodian.

The household effects were stored in a garage at the rear of the premises of 2163 East Hastings, Vancouver.

The garage was locked and a key and list were left with the Custodian.

General Statement as to Chattels not Described above:

EXHIBIT No. 1361-4
DATE 7 June 1948
FILED BY R. Dimnet

Additional Comments, if any:

Summary

Estimated value	$627.25
Sold by Custodian	200.70
Claim	$426.55

K Yano
Signature

COPY

Certificate No. 168

Policy No. MPL 1V7097

CANADIAN GENERAL INSURANCE COMPANY

This Certifies That DAVID NEON LTD. and the CITY OF VANCOUVER and DIAMOND CLEANERS, as their respective interests may appear.

are INSURED under the above policy in connection with the neon sign

described below, the limits of liability being FIFTY THOUSAND DOLLARS - - - - - - - - - - - -

($50,000.00) for one person, ONE HUNDRED THOUSAND DOLLARS ($100,000.00) for one accident.

TERM from January 12 1939 to January 12 1940

PARTICULARS OF PROPERTY INSURED

Location: 2163 East Hastings Street, Vancouver, B. C.

Description: "DIAMOND" 4" red neon. "CLEANERS" 10" red neon, blue border. Size: 7'6" x 22".

Countersigned by

CANADIAN GENERAL INSURANCE COMPANY.

Per:

CANADA

DEPARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN

JAPANESE EVACUATION SECTION

PHONE PACIFIC 6131

PLEASE REFER TO
FILE No. 11191

506 ROYAL BANK BLDG.,
HASTINGS AND GRANVILLE
VANCOUVER, B.C.

January 31, 1944.

Mr. Kiyomi YANO,
Registration No. 03119,
Tashme, B. C.

Dear Sir:

Re: Legal & General Policy No. 377169

A renewal certificate has been issued for the above numbered policy extending the term to February 6th, 1947. This is a liability policy covering the Neon sign at 2163 East Hastings Street, Vancouver, B. C.

The Premium for three years amounting to $20.63 is being paid to the insurance company and charged to your account.

Yours truly,

S. M. Gibson

S. M. Gibson,
Insurance Department

SMG:JS

EXHIBIT No. 1361-5
DATE 7 June 1948
FILED BY R. Onimet

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No 11191 EXHIBIT No.

NAME YANO, Kiyomi REG. No. 03119

DATE	INVENTORY	DETAILS OF CLAIM		SALES: AUCTION	SALES: TENDER &c	SOLD WITH REAL PROP.	DECL. NOT FOUND
Declaration July 7/42 Evacuation July 10/42	Taken by Date						
J.P. Declaration of Kiyomi YANO - See Attached List.		Oldsmobile -1940 Deluxe Sedan $1400.00 Less Sale Price 822.79	577.21		850.00		
		Chevrolet (Panel Delivery) $ 500.00 Less Sale Price 282.79	217.21		310.00		
Mrs. Kiyomi (Tsugi) YANO, Reg. #03120, File No. 12757. J.P. Declaration Sept.4/42 See Attached List. Evacuated Sept.9/42		Portable Radio $ 45.00 Less Sale Price 29.27	15.73	35.00			
		Telescope (taken by Navy)	15.00				
		Furniture & Effects $400.00 Less Sale Price 97.00	303.00	100.70	100.00		
		Business $3000.00 Less Sale Price 582.35	2417.65	14.55	608.00		
		Total Sales:		150.25	1868.00		
		TOTAL CLAIM: (used Net Amts)	3545.80				
		Claim According to Custodian Records:					
		Claim	5360.00				
		Less Sale Price (Gross)	2018.25				
		TOTAL CLAIM	3341.75				
		Items claimed for value of	5345.00	(Sold by Auction for	$ 150.25		
				(Sold by Tender for	1868.00		
		Items claimed for value of	15.00	No account, theft etc.			
		TOTAL CLAIM:	5360.00	TOTAL SALES:	2018.25		

EXHIBIT No. 1361-6
DATE 7 June 1948
FILED BY J. W. F. Hunter

LE No 11191 EXHIBIT No. CASE No.

EG. No. 03119 VENUE MONTREAL

SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NO ACCOUNT, THEFT &c	UNSOLD	REMARKS
AUCTION	TENDER &c							
	850.00							This Automobile was appraised to be worth $1000.00 by Mr. A. Cruise. (Copy on file) Of the 13 tenders received the highest was for $775. These tenders were rejected. The car was sold to S. G. Brown on Sept. 2/42 for $850.00.
	310.00							Chevrolet Truck:- Appraised by McDermott Motors to be worth $380.00. One tender for $250.00 was received and was rejected. This truck was sold on Sept. 5/42 to Campbell Motors for $310.00. Tenders are on file.
35.00						15.00		In his letter of Jan.21/46 Kiyomi YANO states that Custodian told him in June 1942 that the Army wanted to buy the telescope. There is no further record of this on file.
100.70	100.00							Furniture & Effects: Mrs. Kiyomi (Tsuji) YANO declared (J.P. of Sept.4/42) many articles which she was leaving in the garage at 2163 E. Hastings Street. These were handled on her husband's file.
14.55	608.00							On Oct. 29/42,Feb.3/43 Custodian agents visited this garage to see if the goods were safe. The storage had the approval of the landlord, Mr. T.W.Fletcher, a friend of YANO's, and the garage was found to be securely locked. As the Japanese left these chattels there of their own accord, it was considered a safe storage.
150.25	1868.00					15.00		
								On Nov.10/42 the Custodian sent a list of goods found in garage at 2163 E. Hastings St. to YANO asking him, if this list covered all those chattels to sign and return the list. Jan.18/43, YANO sent to this office a list of chattels left in the garage - it is the same as his wife's J.P. declaration. The garage key was held by Mr. Fletcher.
(Sold by Auction for	$ 150.25							
(Sold by Tender for	1868.00							Chattels found were sold at auction, with the exception of a brass bed which was abandoned as being of no value - Nov. 25/44.
No account, theft etc.								
TOTAL SALES:	2018.25							Aug. 14/43 K. YANO declared an Apex Electric Washing Machine stored in Crone Storage Co., asked Custodian to pay storage for this. ~~According to our records the Custodian.~~ There is no further record of this on file.

Furniture declared by K. YANO inJ.P. July 7/42 was left in back of the cleaning shop. This furniture was appraised by W.G. Willard on Apr.5/45 to be worth $60.50. The purchaser of the cleaning equipment, Seto Lin, tenant of the building, bid $100.00 for this furniture. This was accepted Apr.23/45.

YANO's claim for $3000.00 is presumed to be for equipment. T.W.Fletcher rented the shop to YANO. On his evacuation YANO subleased this shop with Mr. Fletcher's permission, to a Chinese, Seto Lin. YANO leased all the goods left in this shop to T. W. Fletcher - copy of lease on file. Fletcher leased goods to Mr. Lin. The Custodian did not enter into handling of these goods.

On February 15/45 the equipment used in connection with cleaners business was appraised by O. J. Henry Co. to be worth $517.00. copy of appraisal on file. This property was advertised in the Vancouver Sun on Feb. 27/45. (Advertisement on file) Tenders were received from: George Kobernick - March 12/45 $600.00 - Rejected. Norman N. Lewartt Mar.19/45 $500.00 - Rejected. Seto Lin, tenant on property March 15/45 $608.00 Accepted Apr.13/45. Some of the goods belonging to business were found with household goods in garage at the back of 2163 E. Hastings Street. These were sold at auction for $14.55 - marked on auction sheets with "B".

B. MacAskill

COPY

YANO, Kiyomi
2163 East Hastings St., Vancouver

Reg. No. 03119

INVENTORY

EQUIPMENT USED IN CONNECTION WITH HAT
AND CLOTHES CLEANERS BUSINESS

Crowns

1	size	$6\frac{3}{4}$
2	"	$6\frac{7}{8}$
2	"	7
2	"	$7\frac{1}{8}$
2	"	$7\frac{1}{4}$
2	"	$7\frac{3}{8}$
1	"	$7\frac{1}{2}$
1	"	22
3		Ladies

Flanges

3	size	$6\frac{3}{4}$
2	"	$6\frac{7}{8}$
3	"	7
3	"	$7\frac{1}{8}$
2	"	$7\frac{1}{4}$
3	"	$7\frac{3}{8}$

Curl Flanges

1	size	$6\frac{5}{8}$
1	"	$6\frac{7}{8}$
1	"	7
1	"	$7\frac{1}{8}$
1	"	$7\frac{1}{4}$
1	"	$7\frac{3}{8}$
1	"	$7\frac{5}{8}$

1 stretch block
3 heart tollickers
2 block spinners
1 horsehoe counter with motor
1 hat dryer with motor
1 electric sandbag
1 puller down
2 flange stands

3 arm stretchers
1 pants stretcher

1 Neon sign - outside
1 showcard with Neon Frame inside window
1 electric clock
1 clock

1 Pressing machine - Hoffman #7A0429
1 " " - Hoffman Valetor #26030
2 large mirrors - standing
1 large window - in window
1 showcase - open
2 counters - 14 drawers
1 Singer Tailor Sewing Machine #31K15
1 Large Cupboard on counter - 6 drawers 5 shelves
1 showcase glass covered with four drawers
1 American Cash Register
1 Cortecelli thread case
1 dress rack
1 Westinghouse steam Iron Equipment with turning board
1 iron board - standing
1 iron board - for sleeves
2 chairs

Furniture

1 Dining Room Suite - 8 pc. Golden Oak
1 McLary #9-180
1 kitchen table
1 Stove with sawdust burner and Hot water tank
1 kitchen pantry
1 Desing Register Stove

1 Paper roll rack

July 7, 1942
"D.M.C."

"K. Yano"
Signature

COPY

PERSONAL PROPERTY

YANO, Tsugi (Mrs. Kiyomi)
2163 E. Hastings St., Vancouver. Reg. No. 03120

1 Dummy

2. 2 crates of flower vases
3. 1 box of calendars
4. Auto Running board fence
5. ~~Kine~~ 1 Pestle
6. Maps (1 box)
7. Pump (tin)
8. Single Bed
9. Three-quarter bed
10. double bed
11. writing desk
12. Auto seat
13. dull ash bureau with mirror
14. 10 gallon oil tank
15. asbestos
16. linen cabinet (7 drawers)
17. Golden oak bureau with mirror
18. 1 box of blotters and little books
19. gasoline heater
20. Water sprinkler
21. gasoline tank
22. 1 box framed pictures
23. fish pond frame
24. ironing board stand
25. white framed mirror (23" x 38")
26. beach chair
27. 1 lamp
28. gasoline stove
29. pipes (elbows)
30. 1 box pipes (elbows, bulbs, nipples)
31. 1 box pipes " " "
32. 1 box pipes " " "
33. 1 box books and magazines
34. 1 box music books, books
35. 1 box (electric fan, globes, glass jars, kerosene stove,etc.)
36. table with 1 drawer
37. auto skid chains, sawdust burner
38. 1 box old buttons
39. Oldsmobile jack
40. 1 box books
41. 1 small bamboo table
42. 1 fish net
43. 1 box pipes
44. 1 box books
45. deer head
46. 1 saw
47. 1 box of books
48. window sign

"Tsugi Yano"
Signature

September 4, 1942 "DMC"

C
O
P
Y

PERSONAL PROPERTY

YANO Tsugi (Mrs. Kiyomi
2163 E. Hastings St., Vancouver.

Reg. No. 03120

cont.

49. 1 box Japanese tea sets, kitchenware
50. 1 box pipes
51. 1 Maccaroni machine
52. gramophone
53. three quarter bed
54. double bed
55. double bed
56. 57, 58. mattresses
59. spring mattress
60. Kroehler Chesterfield (1 sofa, 2 chairs)
61. Carpet

These articles are all numbered (1-61.)

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

September 4, 1942.

"D.M.C."

"Tsugi Yano"
Signature

Detachment
Seizure No. T 58.

ROYAL CANADIAN MOUNTED POLICE

EXHIBIT REPORT

1361- 7

EXHIBIT No.

7 June 1948

DATE

FILED BY J.W.G. Hunter.

Detachment File No.
Sub-Division File No.
Division File No.
Headquarters File No.

Detachment
Sub-Division
Division
Date

RE: YANO, George (Kiyomi) 2163 East Hastings St. Vancouver, B. C.

On March 9th 1942, I H. F. Price RCMP

Came into possession of the following goods by:-

No. of pkgs.	Capacity or size	Description of contents Details to be given in full

LICENSE NO. (42) CI 627 TIRE NUMBERS 4
MAKE & MODEL Chev 37, light delivery truck
SERIAL NO. 7150206526
ENGINE NO. 111687
SPEEDOMETER READING 42187
CONDITION appears good condition

EXTRA EQUIPMENT

linoleum covering (floor)

DESCRIPTION & CONDITION
VERIFIED

"S. Yano" # 06904
Signature of Owner
Japanese Registration No.

Handed over to representative of
Custodian whose signature in receipt
thereof appears hereunder

"E. W. Cruise"
March 9/42

DATE

Checked on request of owner 18 March '42 & found to have 5 Tires "E.W.C."

"H. Price"
Signature of Member submitting Report.

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

August 4th, 1948.

E. La Casse
D.J.

Detachment
Seizure No. 17

ROYAL CANADIAN MOUNTED POLICE

EXHIBIT REPORT

DETACHMENT FILE NO.
Sub-Division File No.
Division File No.
Headquarters File No,

Detachment
Sub-Division
Division
Date

RE:- YANO, Kiyomi 2163 E. Hastings St. Vancouver, B. C. 1361 - 8

On March 9 1942, I H. F. Price RCMP

Came into possession of the following goods by:-

EXHIBIT No. 7 June 1948
DATE
FILED BY J.W. G. Hunter.

No. of pkgs.	Capacity or size.	Description of contents Details to be given in full

LICENSE NO. (42) 68044 TIRE NUMBERS 5
MAKE & MODEL Oldsmobile 40 Sedan
SERIAL NO. 0361902311
ENGINE NO. 824723
SPEEDOMETER READING 16159
CONDITION appears good

EXTRA EQUIPMENT

Clock, heater & seat covers

DESCRIPTION & CONDITION
VERIFIED

"S. Yano" #06904
Signature of Owner
Japanese Registration No.

Handed over to representative of
Custodian whose signature in receipt
thereof appears hereunder

"E.W. Cruise"

DATE March 9,42

"H. Price"
Signature of Member submitting Report

I hereby certify that the foregoing words are a true copy of the original whereof they purport to be a copy.
Date: August 4, 1948.

E. La Casse
J.J.

1361 - 9

EXHIBIT No.
DATE 7 June 1948
FILED BY J.W. G. Hunter

DIAMOND CLEANERS
2163 E. HASTINGS STREET.
VANCOUVER, B.C.

SEPT. 4, 1942.

Kiyomi Yano,
Reg. No. 03119
File No. 11191
Tashme, B. C.
January 18, 1943

Dept. of the Secretary of State,
Office of the Custodian,
Japanese Evacuation Section,

Dear Sirs:

The list of articles left in the garage in the rear of 2162 E. Hastings is not quite correct. You have only mentioned 53 articles while we have 62 articles in the list we registered with the Custodian on September 4, 1942. In the list we registered with the Custodian, we just wrote the articles but having thought it better to describe the articles, we did so in a new list. Example:- the chesterfield and the beds. We are sending both lists to you, attached to this letter.

In regards to the Income tax, we with you would settle the sum of $9.00 to the collector of Income tax with the funds standing to our credit.

We would like to know the amount we have to our credit, also whether or not our car an Oldsmobile '40 Special Sedan, Serial No. 0361902311, Engine No. 824723 and our Chevrolet '37 Light Delivery Truck, Serial No. 7150206526, Engine No. 111687, were sold or not. If they were sold, at how much and to who, if not, could you tell us where they are, at the present moment.

Apologizing for not answering sooner, we are

Yours truly,

"K. Yano"

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

Date: August 4, 1948.

E. La Casse S.J.

The following is a list of the articles which were numbered and left in the garage in the rear of 2163 E. Hastings St., Vancouver, British Columbia.

No. 1 ~~Model Dummy~~ S
No. 2 2 crates of flower vases
No. 3 1 Box of calendars
No. 4 Auto running board fence
No. 5 Kine
No. 6 Maps
No. 7 ~~Pump (tin)~~ S
No. 8 Single bed with springs
No. 9 Three quarter bed with springs
No. 10 Double bed with springs
No. 11 Writing Desk
No. 12 Auto Seat
No. 13 ~~Dull ash bureau with mirror~~ S
No. 14 ~~Ten gallon oil drum~~ S
No. 15 Asbestos
No. 16 Linen cabinet (7 drawers)
No. 17 (taken)
No 18 Box of blotters, little advertisement books, etc.
No. 19 Gasoline heater
No. 20 Water sprinkler
No. 21 Gasoline tank
No. 22 ~~Framed pictures~~ S
No. 23 ~~Fish pond frame~~ S
No. 24 Iron board stand
No. 25 White framed mirror 23" by 28"
No. 26 Beach chair
No. 27 Lamp
No. 28 Gasoline stove
No. 29 ~~Pipes, elbows~~ S
No. 30 ~~Elbows, bulbs, nipples~~ S
No. 31 ~~Elbows, bulbs, nipples~~ S
No. 32 Elbows, bulbs, nipples
No. 33 Books, magazines
No. 34 Music books, books
No. 35 ~~Electric fan, globe, etc.~~ S
No. 36 ~~Table with drawer~~ S
No. 37 ~~Auto skid chains, sawdust burner~~ S
No. 38 Old buttons
No. 39 ~~Oldsmobile jack~~ S
No. 40 Books
No. 41 ~~Bamboo table~~ S
No. 42 Fish net
No. 43 ~~Pipes~~ S
No. 44 Books
No. 45 Deer head mounted
No. 46 ~~Saw~~ S

S. Sold by auction 30/11/44
Vancouver 520

(cont'd next page)

No. 47 Books
No. 48 Window sign
No. 49 Japanese tea sets, Kitchenware
No. 50 ~~Pipes-~~ S
No. 51 Macaroni Machine
No. 52 ~~Gramophone-~~ S
No. 53 ~~Three-quarter-bed-with-coil-springs~~ S
No. 54 ~~Double-bed-with-springs~~ S
No. 55 Double bed with folding coil springs
No. 56 Double bed mattress
No. 57 Double bed mattress
No. 58 (taken)
No. 59 Double bed spring mattress
No. 60 ~~Kroehler-3-pc.-livingroom-suite-(sofa-and-2-arm-chairs)~~ S
No. 61 ~~Carpet-9' by 12'~~ S
No. 62 ~~Carpet-sweeper~~ S

1361 - 10

EXHIBIT NO.

DATE 7 June 1948.

FILED BY

J.W. G. Hunter

220 2nd Avenue,
Tashme, B. C.
January 21, 1946.

F. Matheson,
Protection Dept.,
Office of the Custodian,
Japanese Evacuation Section,
506 Royal Bank Building,
Hastings and Granville,
Vancouver, B. C.

Dear Sir;

I received the copy of the letter you sent my son, who is in Chapleau. In this letter you stated that you are unable to locate the telescope. In this matter I would like to inform you that on about June of 1942, I was asked to go to the office of the Custodian re: the telescope. At that time, they said that the Army wanted to buy the telescope and asked me to name a price. As the telescope had been a gift I could not make an estimate of its value. Since then I have had no word regarding the telescope.

I hope the above infomation will aid you in locating the telescrope and that you will let me know as soon as it is located.

Yours truly,

Kiyomi Yano
Reg. No. 03119
File No. 11191

See our letter to him Jan 9th - 46

I hereby certify that the foregoing words are a true copy of the original whereof they purport to be a copy.
Date: August 4th, 1948.

E. Le Gasse
J. J.

1361 - 11

EXHIBIT No.

7 June 1948.

DATE

FILED BY J.W. G. Hunter

1047 Seymour St.,
Vancouver, B. C.
Apr. 5th., 1945.

The Office Of
The Custodian, Etc.,
Royal Bank Bldg.,
675 Hastings St., W.,
Vancouver, B. C.

Dear Sir:- ATTENTION MR. G. SPAIN

Acting under the instructions of your Mr. D. Smith, I visited the premises at 2163 E. Hastings St., in the city of Vancouver, B. C., and there examined certain goods belonging to Mr. Kiyomi Yano (Diamond Cleaners) file #11191. The following is a list of the goods examined and my valuation of same-

1 Golden Oak, 8 pc. dining suite, (in poor condition)	$15.00
1 Kitchen table	.50
1 stove, sawdust burner and H.W. tanks	25.00
1 kitchen pantry	10.00
1 "Design" Register stove	10.00

Trusting this merits your approval, I am

Yours truly,

"W. G. Willard"

W. G. Willard

WGW/AHW.

I hereby certify that the foregoing words are a true copy of the original whereof they purport to be a copy.
Date: August 4, 1948.
G. Spain

1 Paper Roll Rack } - nailed to wall
1 McClary #9-180 } a feature
plus as the number of the kitchen range

{N.B. also rent for storage Chattels

Mr. Fletcher reports towel rack nailed to the wall "W.G."

1361 - 12

EXHIBIT No.

7 June 1948.

DATE

FILED BY J.W. G. Hunter

TENDER PARCEL C.

I wish to bid Six hundred and eight Dollars $608.00
for the pressing equipment of the Diamond
cleaners being parcel C as advertised.

I also wish to bed one hundred dollars
for the furniture now on the back part
of the premises 2163 Hastings Street E.
Vancouver B. C. total 100.00
$ 708.00

I should like to point out that I am at
present operating this equipment and depend
for my livelihood on it is situated on rented
premises and my landlord is satisified with
me as a tenent.

Enclosed you will find cheque for $70.80
being 10 % of the above mentioned tender,

March 15th, 1945.

"Seto Lin"

I hereby certify that the foregoing words are a true copy of the original
whereof they purport to be a copy. August 4th, 1948. E. L. Cassels

Advertisement appearing in the Vancouver Daily Province on February 26th, 1945 and the Vancouver Sun on February 27th, 1945.

File No. 11191

1361 - 13

EXHIBIT No. 7 June 1948.
DATE
FILED BY J.W.G. Hunter.

CLEANING AND PRESSING EQUIPMENT

FOR SALE BY TENDER

The Secretary of State of Canada acting in his capacity as Custodian under or by virtue of the Revised Regulations Respecting Trading with the Enemy (1943) hereby offers for sale by public tender such interests as are vested in him in the following equipment:

Parcel A: Hoffman Pressing Machine, Cash Register, Electric Sewing Machine and Sundries.

Parcel B: National Pressing Machine, Showcase, Counter, Etc.

Parcel C: Two Hoffman Pressing Machines, Sewing Machine, Showcases and Sundries.

Tenders for individual parcels should be addressed to the under-signed marked "Tender for Cleaning and Pressing Equipment" up to noon on the 19th day of March, 1945, and will be received upon the following terms and conditions:

1. Separate tenders must be made for each parcel.

2. A certified cheque payable to the order of the Secretary of State as Custodian for ten per cent (10%) of the amount offered must accompany each tender, The deposit will be forfeited as liquidated damages if the tender is accepted and not completed by the purchaser immediately upon his being required to do so by the Custodian.

3. The assets are offered for sale without any warranty whatsoever on the part of the Custodian as to quantity, condition or state of repair.

4. Neither the highest nor any tender will necessarily be accepted.

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

Arrangements for inspection of the above parcels will be made by the undersigned.

DATED at VANCOUVER, B. C., this 26th day of February, 1945.

THE CUSTODIAN,
506 Royal Bank Building,
675 West Hastings Street,
VANCOUVER, B.C.

I hereby certify that the foregoing words are a true copy of the original whereof they purport to be a copy.
Date: August 4, 1948.

E. L. Crosse

THIS AGREEMENT made on the 4th day of June in the year of our Lord one thousand nine hundred and forty-two.

EXHIBIT No. 1361-14
DATE 7 June 1948
FILED BY R. Ouimet

BETWEEN:

KIYOMI YANO, carrying on business as Diamond Cleaners at 2163 East Hastings Street, Vancouver, British Columbia,

herein called "the Lessor"

OF THE FIRST PART:

A N D:

1411 Minto Crescent

THOMAS W. FLETCHER,

Pa. 5951

of the City of Vancouver aforesaid,

herein called "the Lessee"

OF THE SECOND PART.

WITNESSETH that the said Parties hereby covenant, promise and agree to and with each other as follows:

1. The Lessor agrees to lease to the Lessee and the Lessee agrees to lease from the Lessor the whole of the goods, chattels and personal property described in the inventory which is hereunto annexed and called Schedule "A".

2. The term of the said lease shall be from the date when the Lessor is removed from Vancouver, British Columbia, in consequence of Canadian Government regulations or orders relating to Japanese, until the date when the Lessor returns to Vancouver aforesaid for the purpose of resuming his said business or until the death of the Lessor, whichever first occurs.

3. During the period of the said Lease the Lessee as and for the rental of the said personal property shall pay to the Lessor the sum of $10.00 per month on the last day of each and every month.

4. The Lessee shall at all times preserve and maintain the aforesaid goods, chattels and personal property in the same good order and condition as exists at the date of these presents, ordinary wear and tear excepted, and at the termination of these presents shall return and deliver the same to the Lessor in the like good order and condition.

5. These presents shall be binding upon and enure to the benefit of the Lessor and the Lessee and their heirs, executors, administrators and assigns respectively.

IN WITNESS WHEREOF the said parties have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED by KIYOMI YANO IN THE PRESENCE OF:

Y. Ono

Kiyomi Yano

SIGNED, SEALED AND DELIVERED by THOMAS W. FLETCHER IN THE PRESENCE OF:

Y. Ono

T W Fletcher

SCHEDULE "A"

EQUIPMENT USED IN CONNECTION WITH HAT
AND CLOTHES CLEANERS BUSINESS

June 1, 1942

Crowns

1	size	6¾
2	"	6 7/8
2	"	7
2	"	7 1/8
2	"	7¼
2	"	7 3/8
1	"	7½
1	"	22
3		Ladies

Flanges

3	size	6¾
2	"	6 7/8
3	"	7
3	"	7 1/8
2	"	7 1/4
3	"	7 3/8

Curl Flanges

1	"	6 5/8
1	"	6 7/8
1	"	7
1	"	7 1/8
1	"	7 1/4
1	"	7 3/8
1	"	7 5/8

1 Stretch Block
3 Heart Tollickers
2 Block Spinners
1 Horseshoe Counter with motor
1 Hat Dryer with motor
1 Electric Sandbag
1 Puller down
2 Flange Stands

3 Arm stretchers
1 Pants Stretchers

1 Neon Sign - outside
1 Shawcard with Neon Frame inside window
1 Electric Clock
1 Clock

1 Pressing Machine - Hoffman #7A0429
1 Pressing Machine - Hoffman Valetor #26030
2 Large Mirrors - standing
1 Large Mirror - in window
1 Showcase - glass covered with four drawers
1 Showcase - open
2 Counters - 14 drawers
1 Singer Tailor Sewing Machine #31K15
1 Large Cupboard on counter - 6 drawers 5 shelves

1 American Cash Register
1 Cortecelli Thread Case
1 Dress Rack
1 Westinghouse Steam Iron Equipment with turning board
1 Iron Board - standing
1 Iron Board - for sleeves
2 Chairs

Furnitures

1 Dining Room Suite - 8 pc. Golden Oak
1 McLary #9-180 This is the # of the range
1 Kitchen Table
1 Stove with sawdust burner and Hot water tank
1 Kitchen Pantry
1 Desing Register Stove

1 Paper Roll Rack

To be disposed of separately

× ar 1638 W. 3rd

DATED June 4th, A. D. 1942.

KIYOMI YANO

- and -

THOMAS W. FLETCHER

-: L E A S E :-

GRIFFIN, MONTGOMERY & SMITH

/11191

THIS INDENTURE made in triplicate the 17th day of April

in the year of our Lord one thousand nine hundred and forty-five.

BETWEEN:

THE HONOURABLE THE SECRETARY OF STATE OF CANADA ACTING IN HIS CAPACITY AS CUSTODIAN UNDER THE REVISED REGULATIONS RESPECTING TRADING WITH THE ENEMY (1943)

(Hereinafter called the "GRANTOR")

OF THE ONE PART:

AND:

EXHIBIT No. 1361-15
DATE 7 June 1948
FILED BY J. W. G. Brander

SETO LIN, Cleaner and Presser, of the City of Vancouver, in the Province of British Columbia

(Hereinafter called the "GRANTEE")

OF THE OTHER PART:

WHEREAS Kiyomi YANO, Police Registration Number 03119, formerly carried on business as Diamond Cleaners in the City of Vancouver, in the Province of British Columbia;

AND WHEREAS the said Kiyomi YANO, a person of the Japanese race, was required to leave the protected area in the Province of British Columbia by order of the Minister of Justice pursuant to the provisions of the Defence of Canada Regulations (Consolidation) 1941;

AND WHEREAS the Grantor under and by virtue of Order in Council Number P.C. 1665 of 1942, as amended, and of the applicable provisions of the Revised Regulations Respecting Trading with the Enemy (1943) is vested with all the right, title and interest of the said Kiyomi YANO in the goods and chattels hereinafter described and enumerated, and hath contracted and agreed with the said Grantee for the sale of the interest of the said Kiyomi YANO in the said goods and chattels for the sum of Six Hundred and Eight ($608.00) Dollars, such sale to be executed by a Bill of Sale to the Grantee herein;

WITNESSETH that in consideration of the premises and of the said sum of Six Hundred and Eight ($608.00) Dollars of lawful money of Canada paid by the Grantee to the Grantor at or before the sealing or delivery of these presents

(the receipt whereof is hereby acknowledged) the Grantor hath bargained, sold, assigned, transferred and set over and by these presents doth bargain, sell, assign, transfer and set over unto the Grantee, his executors, administrators and assigns, all those goods and chattels hereinafter set forth, described and enumerated as follows:

CROWNS

1	size	6 3/4
2	"	6 7/8
2	"	7
2	"	7 1/8
2	"	7 1/4
2	"	7 3/8
1	"	7 1/2
1	"	22
3		Ladies

FLANGES

3	size	6 3/4
2	"	6 7/8
3	"	7
2	"	7 1/8
2	"	7 1/4
3	"	7 3/8

CURL FLANGES

1	size	6 5/8
1	"	6 7/8
1	"	7
1	"	7 1/8
1	"	7 1/4
1	"	7 3/8
1	"	7 5/8

1 Stretch block
3 Heart tollickers
2 Block spinners
1 Horseshoe counter with motor
1 Hat dryer with motor
1 Electric sandbag
1 Puller down
2 Flange stands
1 Neon sign
1 Showcard with Neon frame
1 Electric clock
1 Clock
1 Pressing machine - Hoffman #7A0429
1 Pressing machine - Hoffman #26030
2 Large mirrors - standing
1 Large mirror in window
1 Showcase - glass covered with four drawers
1 Showcase - open
2 Counters - 14 drawers
1 Singer Tailor Sewing Machine #31K15
1 Large Cupboard on counter - 6 drawers 5 shelves
1 American cash register
1 Cortecelli thread case
1 dress rack
1 Westinghouse steam iron equipment with turning board
1 Iron board - standing
1 Iron board - for sleeves
2 Chairs

all of which goods and chattels are now in the possession of the Grantee and are situate, lying and being at 2163 E. Hastings Street, in the City of Vancouver, in the Province of British Columbia, and all the right, title and

interest, property, claim and demand whatsoever both at law and in equity or otherwise howsoever of me the Grantor of, in, to and out of the same and every part thereof

TO HAVE AND TO HOLD the said hereinbefore assigned goods, chattels and effects and all of them and every part thereof, with the appurtenances thereto, and all the right, title and interest of the said Grantor thereto, and therein, as aforesaid, unto and to the use of the said Grantee to and for his sole and only use forever;

PROVIDED that any covenants express or implied on the part of the Grantor are excluded.

The grantor does not guarantee or warrant and has not made any representations whatsoever to the Grantee as to the quantity, quality, character and condition of the said goods and chattels and the Grantee acknowledges that he has purchased the said goods and chattels after personal inspection thereof and his own investigation without any representation or warranty whatsoever of the Grantor;

AND the Grantee further acknowledges that he has received and accepted delivery of all of the said goods and chattels from the Grantor.

IN WITNESS WHEREOF the said Grantor acting in his capacity as Custodian under the Revised Regulations Respecting Trading with the Enemy (1943) has executed these presents by his Assistant Deputy and the Grantee has hereunto set his hand and seal on the day and year first above written.

SIGNED, SEALED and DELIVERED in the presence of: F. Carroll Dept. Secretary of State Ottawa Secretary as to signature of Assistant Deputy Custodian.	A W Matthew Assistant Deputy Custodian
as to signature of Grantee	SETO LIN Grantee

This is the paper-writing marked with the letter "A" referred to in the Affidavit of the witness F. Carroll

Sworn before me this 18th day of April, A.D., 1945.

G. G. Barbett

A Notary Public in and for the Province of Ontario.

AFFIDAVIT OF WITNESS

PROVINCE OF ONTARIO)
TO WIT:)

I, Florence Carroll of the City of Ottawa, in the Province of Ontario,

MAKE OATH AND SAY AS FOLLOWS:-

1. That the paper-writing hereunto annexed, and marked "A" is the Bill of Sale and every schedule or inventory thereto annexed, or therein referred to, and every attestation of the execution thereof, as made and given and executed by Albert Honore Mathieu, Assistant Deputy of the Secretary of State of Canada acting in his capacity as Custodian under the Revised Regulations Respecting Trading with the Enemy (1943)

2. That the said Bill of Sale was made and given by the said Albert Honore Mathieu, Assistant Deputy of the Secretary of State of Canada on the 17th day of April, 1945.

3. That I was present and did see the said Albert Honore Mathieu, Assistant Deputy of the Secretary of State of Canada in the said Bill of Sale mentioned, and whose name is signed thereto, sign and execute the same on the said 17th day of April, 1945.

4. That the said Albert Honore Mathieu at the time of making and giving the said Bill of Sale, resided and still resides at 15 Arthur St. in the City of Ottawa, in the Province of Ontario and then was and still is the Assistant Deputy of the Secretary of State of Canada.

5. That the name F. Carroll set and subscribed as the witness attesting the due execution thereof is of the proper handwriting of me, this deponent, and that I reside at 24 Woodlawn Ave. and am a Secretary

Subscribed to and sworn before me, this 18th day of April, 1945, at the City of Ottawa, in the Province of Ontario.

F. Carroll

G. G. Barbutt
A Notary Public in and for the Province of Ontario.

BRITISH COLUMBIA)
)
TO WIT:)

Affidavit of Bona Fides

"Bills of Sale Act"

I, Seto Lin, Cleaner and Presser, of the City of Vancouver, in the Province of British Columbia, the Grantee in the foregoing Bill of Sale, make oath and say:-

1. That the Assignment therein made is bona fide for valuable consideration, namely the consideration of the sum of Six Hundred and Eight ($608.00) Dollars and that the consideration is duly set forth in the said Bill of Sale; and it is not for the purpose of enabling the Grantee to hold the goods and chattels mentioned therein as against the creditors of the Grantor, The Honourable the Secretary of State of Canada acting in his capacity as Custodian under the Revised Regulations Respecting Trading with the Enemy (1943); and that said Bill of Sale is not given for the purpose of protecting the goods and chattels mentioned therein against the creditors of the Grantor or of preventing such creditors from obtaining payment of any claim against the said Grantor.

SWORN before me at the City of Vancouver, in the Province of British Columbia, this 9th day of April., A.D., 1945.

A Notary Public in and for the Province of British Columbia.

SETO LIN

DATED April 17th 1945

THE HONOURABLE THE SECRETARY OF STATE
OF CANADA ACTING IN HIS CAPACITY AS
CUSTODIAN UNDER THE REVISED REGULATIONS
RESPECTING TRADING WITH THE ENEMY (1943)

AND

SETO LIN

BILL OF SALE

approved as to form
D. E. Weir

EXHIBIT No.
DATE 7 June 1948.
FILED BY J.". G. Hunter

Kiyomi Yano
2163 East Hastings St.

SCHEDULE "A"

EQUIPMENT USED IN CONNECTION WITH
HAT AND CLOTHES CLEANERS BUSINESS

June 1, 1942.

CROWNS

1	Size	6 3/4
2	"	6 7/8
2	"	7
2	"	7 1/8
2	"	7 1/4
2	"	7 3/8
1	"	7 1/2
1	"	22
3	"	Ladies
16 at $ 1.25-$20.00		

FLANGES

3	size	6 3/4
2	"	6 7/8
3	"	7
2	"	7 1/8
2	"	7 1/4
3	"	7 3/8
16 at $ 1.50 - $ 24.00		

CURL FLANGES

1	size	6 5/8
1	"	6 7/8
1	"	7
1	"	7 1/8
1	"	7 1/4
1	"	7 3/8
1	"	7 5/8
7 at $ 1.50 - $ 10.50		

3 Arm stretchers 2 at $ 1.00 -- $ 2.
1 Pants stretcher 1.00
could not locate
other arm stretcher #3.00

1 Stretch block	$ 1.00
3 Heart tollickers	1.00
2 Block spinners	.50
1 Horseshoe counter with motor	25.00
1 Hat dryer with motor	25.00
1 Electric sandbag	20.00
1 Puller down	.25
2 Flange stands	10.00
	$82.75

would require $ 140.00 repairs

1 Neon sign - outside - no salvage value - glass broken and transformers dead

1 Showcard with Neon Frame inside window	$ 5.00
1 Electric clock	5.00
1 Clock	3.50
	13.50

1 Pressing machine - Hoffman #7A0429	$ 125.00
1 Pressing machine - Hoffman Valetor #26030	100.00
2 Large mirrors - standing	5.00
1 Large mirror in window	5.00
1 Showcase - glass covered with four drawers	25.00
1 Showcase - open	3.00
2 Counters - 14 drawers	20.00
1 Singer Tailor Sewing Machine #31K15	25.00
1 Large Cupboard on counter - 6 drawers 5 shelves	7.50
1 American cash register	
1 Cortecelli thread case	17.00
1 dress rack	
1 Westinghouse steam Iron Equipment with turning board	1.50
1 Iron board - standing	25.00
1 Iron board - for sleeves	1.00
2 Chairs	.35
	3.00
	$ 363.35

Total:	Crowns	$20.
	Flanges	24.
	Curl	10.50
	Stretches	3.00
	(1) above	82.75
	(2) "	13.50
	(3) "	363.35
		$ 517.10

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

Date August 6, 1948. E. LaCasse

Y.J.

1361 - 17

EXHIBIT No.

7 June 1948

DATE

FILED BY J.W. G. Hunter

E X T R A C T

from Appraisal of Passenger
Cars made by A.W. Cruise on
March 26th 1942.

Car No. 17 $1000.00

".A.W. Cruise"

I hereby certify that the following words are a true copy of the original whereof they purport to be a copy.
Date: August 6, 1948.

E. L. Crusse
G. G.

1361 - 18

EXHIBIT No.

7 June 1948

DATE

FILED BY J.W.G, Hunter

USED CAR APPRAISAL RECORD

NAME T58

ADDRESS Good condition

Paint	$ ✓	
Tires 2 fair 3 good	$	
Body & Fenders	$ ✓	
Glass	$ ✓	
Top	$ ✓	
Nickelling	$ ✓	
Radiator	$ ✓	
Running Boards	$ ✓	
Mats & Kick Pads	$ 4.00	
Upholstery	$ ✓	
Hardware	$ ✓	
Motor Expense	$ 4.00	
Transmission	$ ✓	
Rear Axle	$ ✓	
Universal Joints	$ ✓	
Clutch	$ ✓	
Steering	$ ✓	
Brakes	$ 8.00	
Tighten Up	$ 6.00	
Muffler	$ ✓	
Sundries	$10.00	
Wash & Clean Motor	$	
Clean Interior	$	
Oil & Grease, Change	$	
Oil & Check Over.	$	
Total	$32.00	

Make

Chev. 1604

Body Style

Parcel Del.

Year

37

License

C 1627 42

Serial

71502
06526

Mileage

42187

Remarks

Mod. interested in

Selling price $ 380.00

Less Repairs $

Allowance $

Date

Appraised by "H. Grove"

For immediate acceptance only.

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

Date: August 6, 1948

E. L. Cassel J.J.

1361- 19

EXHIBIT No.

7 June 1948.

DATE

FILED BY J.W. G. Hunter

976 - West 14th,
12th March, 1945.
City.

Secretary of State as Custodian,
For Cleaning & Pressing Equipment,
For Sale by Tender,
CITY.

Dear Sir:-

I wish to tender my bid for Parcel A. Shaichiro Sanada, Reg. No. 01157, File No. 8615, or, if not successful on Parcel A, I wish to tender same bid for Parcel C, File No. 11191, Kiyomi Yano, the price of six hundred dollars ($600.00), for which I am enclosing an accepted cheque for ten percent (10%).

Hoping you will accept my bid, for which I have been looking forward to for many months, I remain

Yours very truly,

"Geo. Kobernick"

GEORGE KOBERNICK.

Registered Mail.

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

Date: August 6, 1948.

E. L. Crase

A. J.

Attached to 1361 - 19

520 Howe St.,
Vancouver, B. C.

March 19/45

Secretary of State
and Custodian of
Enemy Property.

I hereby enclose a cheque for the sum $500.00

for parcel C. located at 2163 E. Hastings St.

Yours truly,

Norman N. Lewartt.

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

Date: August 6, 1948.

E. La Casse
J. J.

1361 - 20

EXHIBIT No.

DATE 7 June 1948

FILED BY J.W. G. Hunter

Warehouse .....

Date ....Nov. 25/44.....

File No. ..11191.....

NAME .....Kiyomi Yona.....

ADDRESS ...2163 East Hastings.....

I have examined the undermentioned articles and consider that they have no value.

1 Brass bed N.V.

Auctioneer: "W.G. Willard"

The above mentioned articles have been abandoned.

(Signature illegible)

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

Date: August 6, 1948.

E. W. Crosse

N.J.

1361 - 21

EXHIBIT No.

DATE 7 June 1948.

FILED BY J.W.G. Hunter

RE - YANO, KIYOMI

2163 East Hastings Street, Vancouver, B.C. - 03119.

YOUR FILE NO. 11191

---

1. Reference to the "JP" Declaration made by the above shows that all the declared property is under lease, for the duration of the war, to a Mr. Thomas W. Fletcher, of 1411 Minto Crescent.

2. My investigator checked the inventory, which is incorporated in the lease, of the equipment and chattels and found it all present and correct with the exception of two items, namely 1 Taylor Sewing Machine, and 1 Westinghouse Steam Iron Equipment, which have been removed to 1638 West 3rd Avenue in the care of a Chinese, Mr. Seto Gock.

3. The lease of the chattels, which was drawn up by Griffin, Montgomery and Smith, Solicitors, appears to be in order, and as the amount of monthly rental, namely $10.00, was agreed upon by the Japanese, and the lease entered into on his own initiative, there would appear to be no reason for any ofjection to this by your Office.

4. The declarent, Mr. Yano, left for Hope, B.C. on July 10, and I understand is building a house, on completion of which Mrs. Yano and the children will also be moving there.

5. Mr. Fletcher, the lessee, is the owner of the building wherein the declarent, Yano, operated his Dry Cleaning and Pressing business under the name "Diamond Cleaners". Apparently Mr. Fletcher had no intention of actually operating this business, but was simply acting in a friendly manner in protection of the Japanese declarent's interests.

6. At the present time Mrs. Yano and her daughters are carrying on the business but on their evacuation the business will be operated by a Chinese, Seto Gock, who also operates the Paramount Cleaners and Dyers at 1638 West 3rd Avenue. I understand this arrangement is a verbal one between Mr. Fletcher and the Chinese, but in as much as the chattels and equipment are leased to Fletcher and he is responsible for their security and safe-keeping and the rental thereof, it would appear that this sub-lease or arrangement is entirely his business. Mr. Fletcher is apparently a man of some means and I, personally, am quite satisfied that his guarantee of the security of the chattels and equipment, etc., is absolutely satisfactory.

7. He advises me that the first two months' rent under the lease has been paid to Yano himself, prior to his evacuation. On instructing him that subsequent rent of the chattels should be paid to the Office of the Custodian, for distribution to Yano, he advised me that he is quite agreeable to this but has suggested that the next month's rent should be paid to Mrs. Yano, by him, as she is in very straightened financial circumstances. I told him that I would ask your instructions on this point and advise him in due course.

re - Yano, Kiyomi

Recommendation:

As the lease arrangement with Mr. Fletcher appears to be satisfactory, and covers all the declared property, this matter is apparently satisfactorily dealt with.

With regard to the collection of future rents, I recommend that Mr. Fletcher remit the rent direct to your Office, as I see no reason, under the circumstances outlined above, why a collector or collection agency should be necessary.

I therefore suggest that you authorize me to instruct Mr. Fletcher to follow this course and also to permit him to pay the next month's rent to Mrs. Yano direct (1).

"H. D. Campbell"

July 16, 1942.

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

Date: August 6, 1948.

E. La Casse

A.H.