

Name of Claimant

UYEDA, Bunjiro

Case 1365

Custodian File

10897

<u>REAL PROPERTY</u>										Total	
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village				
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices % of Amount Total	Sale Price	Total Award 125% of all Sale Prices: % of Amount Total			
<u>PERSONAL PROPERTY</u>										Total	
Motor Vehicles		Boats and Boat Gear					SPECIAL				
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				
30.00	7.50									7.50	
<u>NETS</u>										Total	
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 CHATELS</u>										Total	
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price				
TOTAL RECOMMENDATION										20.00	

CASE NO: 1365.

JAPANESE PROPERTY CLAIMS COMMISSION

Montreal, P.Q.,

June 7th, 1948.

IN THE MATTER OF THE CLAIM OF

BUNJIRO UYEDA.

PROCEEDINGS AT HEARING.

Original.

IN THE MATTER OF THE "INQUIRIES ACT"
PART 1. REVISED STATUTES OF CANADA 1927. CHAPTER 99.

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E
(THE HONOURABLE MR. JUSTICE H.I. BIRD, COMMISSIONER).

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Montreal, P.Q.,
June 7th, 1948.

IN THE MATTER OF THE CLAIM OF
BUNJIRO UYEDA.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

J.W.G. HUNTER, Esq.,	appearing for the Dominion Government.
ROGER OUMET, Esq., K.C.,	appearing for the Claimant.

A. WATSON, Esq.,	Secretary.
D.J. HANDFORD, Esq.,	Official Interpreter.
T.P. HORROBIN, Esq.,	Official Reporter.

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B. Uyeda,
In Chief.
Discussion.

BUNJIRO UYEDA, the claimant herein, being first duly sworn, testified as follows:

DIRECT EXAMINATION BY MR. OUIMET:

Q Mr. Uyeda, you are the claimant in this case, are you? A: Yes, sure.

Q Would you take communication of a personal chattels claim for \$270.00, original claim \$300.00, credit to Custodian \$30.00, leaving a net claim of \$270.00.

A That is right.

10 Q Would you identify your signature and file this claim after identification as Exhibit 1?

A Yes.

MR. OUIMET: The original claim, my lord, is not amended. (STATEMENT MARKED EXHIBIT NO. 1).

Q Would you take communication of a letter dated December 10th, 1946, signed F. Matheson on behalf of the Office of the Custodian addressed to you and file this letter as Exhibit 2?

A Yes.

20 Q You did receive that letter? A: That is right.

Q I understand in answer to that letter you sent a letter yourself to the Custodian on December 26th, 1946? A: Yes.

MR. OUIMET: I would ask my learned friend to tender the original of this letter if he has it. Well, seeing that my learned friend doesn't have in the official file the original of the letter forwarded by Mr. Uyeda, I believe he wouldn't have any objection to my filing a copy of same.

30 MR. HUNTER: May I see it?

E. Uyeda,
In Chief.

MR. OUIMET: That is to complete the record.

It is sending back a cheque for \$2.00.

MR. HUNTER: I will admit this is probably a copy of the original, my lord. I know the cheque was returned.

MR. OUIMET: Q: Would you take communication of a copy of an original letter forwarded by you to the Custodian on December 26th, 1946, in reply to the former exhibit, and file this original copy of the original, or a true copy of the original as Exhibit No. 4? A: Yes.

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MR. OUIMET: In this case, my lord, here is what the Claimant says:

"The Office of the Custodian,
506 Royal Bank Building,
Hastings St., Vancouver, B.C.

Dear Sirs:

Please find enclosed cheque which you sent me, dated December 12th, and which can not be accepted, because of the sum of \$3.02, being net proceeds from the sale of my car. This action on your part was contrary to your promise and against my will, and you never received permission to sell my car. It is a ridiculously cheap price. The car was in very good condition and kept so carefully, for my private use only, and did not run up a big mileage. I had just bought a new 1942 licence for the car for \$25.00 and used it only a couple of days. Therefore, you or the B.C. Government must refund the license fees to me. This is entirely unfair treat-

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E. Uyeda,
In Chief.

"ment on your part.

"I trust you can understand this
situation."

THE COMMISSIONER: File both letters as Exhibit 2, Mr.
Secretary.

MR. OUIMET: Shall we make this one Exhibit 2-A, my lord?

THE COMMISSIONER: Yes, all right.

(LETTERS MARKED EXHIBIT NO. 2).

10 THE COMMISSIONER: Incidentally, there is no reason why
the claimant should not receive payment of that
cheque. It does not embarrass him in any recovery
he may make as a result of this investigation.

MR. OUIMET: I take it when the cheque was forwarded back,
the Claimant was not aware there would be a
Commission appointed and wanted to protect his rights.
I will ask him the question if you like.

THE COMMISSIONER: This has happened frequently before.
I have no doubt that is the situation.

20 MR. OUIMET: The cheque hasn't been returned to him by
the Custodian.

THE COMMISSIONER: You might make a note of it, Mr.
Hunter, and ask him to send it back to him. I would
like to have it explained to the witness.

MR. OUIMET: Q: Under a reserve of your rights, you
may accept the cheque for \$3.02 which would not
take away any rights of claiming the balance?

A I should take it.

Q You are ready to accept it under reserve of your
rights. No further questions, my lord.

30 MR. HUNTER: I tender the analysis of personal property

E. Uyeda,
Discussion.

claim as Exhibit 3.

(ANALYSIS MARKED EXHIBIT NO. 3).

THE COMMISSIONER: Would you declare your defence?

MR. HUNTER: I am sorry, my lord. It is submitted that this vehicle was sold for its fair market value.

I file the R.C.M.P. appraisal or vehicle receipt, rather, dated March 9th, 1942. That shows that this was a 1928 Auburn sedan, that its mileage was 86618. It appears to be in fair condition.

10 (R.C.M.P. RECEIPT MARKED EXHIBIT NO. 4).

MR. HUNTER: This vehicle, as your Lordship will observe from Exhibit 3, was appraised at \$25.00 by Mr. Cruise who was the appraiser of the Consolidated Motor Company, Limited.

THE COMMISSIONER: Is there anything more to add?

MR. HUNTER: No. It was advertised for sale and the highest tender of \$30.00 was accepted. It is entirely a question of valuation.

MR. CUIMET: Is there anything else you wish to add,
20 Mr. Uyeda?

THE WITNESS: No, nothing else.

THE COMMISSIONER: That is all, Mr. Uyeda.

THE WITNESS: Thank you very much.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

J. P. Horrobin

"T.P. HORROBIN"

OFFICIAL REPORTER.

base 1365 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

10897
month

44

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

(1) NAME Bunjiro Iyeda (RCMP) Reg. No. 01290
(Print) Surname Given Name

(2) Pre-Evacuation Address 2996 29th, Ave., W., Vancouver, B. C.

(3) Present Address 5977 La Salle Blvd., Montreal, Quebec.

(4) REAL ESTATE

(a) Street Address (if any) _____
City or Municipality, Province

(b) Legal description (lot number, block number, section number, etc.) _____

(c) Type of Real Property (cross out words which do not apply):

- (i) Farm
- (ii) Residence Type of business _____
- (iii) Business
- (iv) Any other type of property (describe) _____

(d) What was your interest in the property (e.g., sole owner, life tenant, joint tenant, owner of one half or one third interest, leasehold, etc.) _____

(e) Fair market value at date of sale (estimate this to the best of your ability):

- (i) Land - - - - - \$ _____
- (ii) Buildings - - - - - \$ _____
- (iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - \$ _____
- (iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - - - - - \$ _____
- (v) Amount at which Custodian sold property and credited your account - - - \$ _____

(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - \$ _____

(5) PERSONAL PROPERTY

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

Vancouver

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

Auburn Car was held by R. C. M. P.

(c) How stored or packed at time of evacuation _____

(over)

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

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

- | | | |
|-----|---------------------------------------|---------------------------|
| 1. | A very good condition of Auburn Car | Estimated Value \$ |
| 2. | sold by the Custodian at \$30.00 less | Estimated Value \$ |
| 3. | expenses \$26.98 balance \$3.02 which | Estimated Value \$ |
| 4. | I have not received yet. | Estimated Value \$ 300.00 |
| 5. | | Estimated Value \$ |
| 6. | | Estimated Value \$ |
| 7. | | Estimated Value \$ |
| 8. | | Estimated Value \$ |
| 9. | | Estimated Value \$ |
| 10. | | Estimated Value \$ |

TOTAL CLAIM FOR PROPERTY LOSS \$ 300.00

N.B.—If you cannot list all the items here prepare a separate list with values set out opposite each item and attach it to the form. The item "personal property" includes shares, bonds, mortgages, loans, notes and all other forms of property not included in real estate.

(f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e) - - - - - \$ 300.00

- (6) (a) Place at which claimant prefers to be heard. (Vancouver, Kamloops, Nelson, Lethbridge, Moose Jaw, Winnipeg, Toronto or Montreal.)
- (b) Do you require the services of an interpreter at the hearing?—Yes or no

Montreal.

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

[Signature]
[Signature]
A Commissioner &c.

N.B.— THIS FORM FULLY COMPLETED AND SWORN BEFORE A COMMISSIONER SHOULD BE MAILED BY REGISTERED MAIL TO THE COMMISSIONER, c/o THE OFFICE OF THE CUSTODIAN, ROYAL BANK BLDG., VANCOUVER, B.C., BEFORE NOVEMBER 30th, 1947. IF YOU CANNOT MAIL IT BEFORE THIS DATE SET OUT BELOW REASONS FOR THE DELAY.

UYEDA, Bunjiro (Mr.)
(Claimant's Name)

PERSONAL CHATELS

01290
Reg. No.

<u>Description of Major Items (and particularly of goods lost, stolen or destroyed)</u>	<u>Approximate Date Purchase</u>	<u>New or Used When Purchased</u>	<u>Price Paid</u>	<u>Condition when Evacuated</u>	<u>Estimated value at Date of Evacuation</u>
1928 Auburn sedan Serial No. 2863775 Engine No. 3350	1928	New	\$2500.00	Good	\$500.

Description of Storage of Goods:

At Hastings Park, Vancouver, B.C.

General Statement as to Chattels not Described above:

Additional Comments, if any:

at Hastings Park.

Bought 1942 Licence plate for ~~\$2500~~^{25.00} and used only a few days before car was impounded

The car was in a good state of repair.

EXHIBIT NO. 1365-1
DATE 7 June 1948
FILED BY R. O. ...

Summary

Estimated Value	\$500.00
Original Claim	\$300.00
Sold by Custodian	<u>30.00</u>
Claim	\$270.00

Bunjiro Uyeda
Signature

CANADA

DEPARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN
JAPANESE EVACUATION SECTION

PHONE PACIFIC 6131

PLEASE REFER TO

FILE No. 10897

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

December 10, 1946.

REGISTERED

Mr. Bunjiro UYEDA,
Reg. No. 01290,
5977 La Salle Blvd.,
Verdun,
MONTREAL 19, P.Q.

Dear Sir:

We enclose herewith Custodian cheque in the sum of \$22.67, being your entire credit balance with the Custodian. This sum is made up of the following amounts.

On October 29, 1942, your account was credited with the sum of \$18.00, being a refund of 1% wage deductions for the first six months of 1941.

As you were advised on January 12, 1943, your account was credited with the sum of \$3.02, being the net proceeds from sale of your car.

At your request the electric range you had in storage at Johnston's National Storage was moved to Tyldesley & Company, 1263 Granville Street. Moving and storage charges in the sum of \$7.35 were paid to Johnston National Storage from funds standing to your credit with this office. The range was sold by Tyldesley & Company for the sum of \$14.00. From this they deducted \$5.00 representing commission and cartage and remitted the balance of \$9.00 to this office to be credited to your account.

The \$24.45 from sale of your radio was remitted to you on January 28, 1946.

The two Japanese dolls in glass cases which you left at your former home at 2996 West 29th Avenue, were left there in accordance with your instructions.

As there are no assets or other property belonging to you now under the control of the Custodian, we are closing your account and your file.

Kindly acknowledge the receipt of this cheque.

Yours truly,

F. Matheson
F. Matheson

Office of the Custodian.

LBM:
Encl. (1)

EXHIBIT No. 1365-2
DATE 7 June 1948
FILED BY R. Ormish

Bunjiro Uyeda,
5977 La Salle Blvd.,
Verdun, Montreal.
December 26th, 1946.

The Office of the Custodian,
506 Royal Bank Building,
Hastings St., Vancouver, B. C.

Your file No. 10897

Dear Sirs:

Attention to Mr. F. Matheson.

Please find enclosed cheque which you sent me, dated December 12th, and which can not be accepted, because of the sum of \$3.02, being net proceeds from the sale of my car. This action on your part was contrary to your promise and against my will, and you never received permission to sell my car. It is a ridiculously cheap price. The car was in very good condition and kept so carefully, for my private use only, and did not run up a big mileage. I had just bought a new 1942 license for the car for \$25.00 and used it only a couple of days. Therefore, you or the B.C. Government must refund the license fee to me. This is entirely unfair treatment on your part.

I trust you can understand this situation.

Yours truly,

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No. 10897

EXHIBIT No. _____

NAME UYEDA, Bunjiro

REG. No. 01290

DATE	INVENTORY	DETAILS OF CLAIM	SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND
			AUCTION	TENDER &c		
DECLARATION <u>June 19/42.</u> EVACUATION <u>June 26/42.</u>	TAKEN BY <u>R.C.M.P.</u> DATE <u>March 9/42</u>					
left in the basement of 2996 W. 29th Ave., 10 sets chinaware Books Japanese dolls, etc. 1 (Auburn) Car, in custody of Custodian at Hastings Park. Key to the above will be left with Bemberton's	1 Auburn 28, sedan Serial #. 2863675 Engine # 3350. Speedometer reading - 86618.	1. Auburn car	<u>300.00</u>		<u>30.00</u>	
		<u>SUMMARY OF CLAIM:</u> Property for which Japanese claims \$300.00 sold by tender for \$30.00				

SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NO ACCOUNT, THEFT &c	UNSOLD	REMARKS
AUCTION	TENDER &c							
	30.00							Appraised by Mr. Cruise of Consolidated Motor Co. Ltd. Valuation: \$25.00 Advertised for sale by tender. Bids to be received up to July 25/42. Only one bid received. Bid of Campbell Motors Ltd. of \$30.00 accepted Aug. 19/42.
								Claimant states in his claim that he has not received net proceeds of sale. See statement re cheques sent to Mr. Uyeda; the last cheque sent was returned to us by Mr. Uyeda.

for \$30.00

Smalison
Apr 20/48

EXHIBIT No. 1365-3
DATE 7 June 1948
FILED BY J. W. Hunter

ROYAL CANADIAN MOUNTED POLICE
EXHIBIT REPORT

Seizure No. 5

1365 - 4

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

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

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RE:- UYEDA, Bunjiro 2996 West 29th. Vancouver, B.C.

On March 9th 19 42, I H.F.Price RCMP (Member's Name)
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) 76-841	TIRE NUMBERS 5
	MAKE & MODEL Auburn 28, sedan	
	SERIAL NO. 2863675	
	ENGINE NO. 3350	
	SPEEDOMETER READING 86618	
	CONDITION	appears fair condition

EXTRA EQUIPMENT

none

DESCRIPTION & CONDITION
VERIFIED

"B. Uyeda" #01290
Signature of Owner
Japanese Registration No.

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

"K. G. McBride" ?

DATE:

"H. F. 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 4, 1948.

[Handwritten signature]