

1155

**OFFICE OF THE CUSTODIAN
JAPANESE SECTION**

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

PERSONAL INFORMATIONNAME: AKUNE NariyoshiHOME ADDRESS: House 2, Great West CanneryREGISTRATION NUMBER 51 08523 SEX: Male AGE: 52OCCUPATION: Fisherman

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

EMPLOYER: Great West Packing Company, Steveston B.C.MARRIED? YesNAME OF WIFE OR HUSBAND: SatsueADDRESS OF WIFE OR HUSBAND: In JapanNAMES OF ANY LIVING CHILDREN: T Hatsuko (F) Tsuruye (F)Masako (F) Teruko (F) Akiyoshi (M) Yoshiko (F) Tautomu (M)Yoshio (M)ADDRESS OF CHILDREN: All the Children in Japan except YoshioAGE OF CHILDREN: 23, 20, 18, 16, 14, 12, 10, Yoshio 22.**STATEMENT OF ALL REAL PROPERTY** (Each parcel must be mentioned and particulars given)1. LOCATION AND DESCRIPTION: none2. BUILDINGS AND OTHER IMPROVEMENTS: none3. INSURANCE (Give particulars; state where policies are) none4. TAXES (Amount and where payable) none

5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed)

none6. OCCUPANCY AND LEASES (If vacant so state) none

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

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: Lives in Company House #2
Great West Cannery
2. LANDLORD'S NAME AND ADDRESS: Great West Packing Co. Steveston
3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID:
By arrangement of the Great West Packing Co. Steveston
4. STATE WHEREABOUTS OF LEASE: none
5. SUB-TENANTS, IF ANY (Give name, address, rent and to what date paid)
none
6. IF FARM LAND, PARTICULARS OF CROPS SOWN: none

STATEMENT OF PERSONAL PROPERTY OWNED:

1. GIVE BRIEF DESCRIPTION AND STATE LOCATION OF FURNITURE, FIXTURES, EQUIPMENT AND MACHINERY, STOCK IN TRADE AND PERSONAL EFFECTS:
5 Nets (\$500.00) In the Cannery Net House, Great West Cannery
2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS
none
3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR CLAIM ON ANY SUCH PROPERTY none

4. INSURANCE CARRIED ON ABOVE PROPERTY: none5. MORTGAGES, LIENS AND OTHER CLAIMS ON PROPERTY IN POSSESSION OF
OTHERS: none6. MONEYS OWING TO YOU (State if any of these debts assigned and if so, to whom)
none7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)
none8. BANK ACCOUNTS: none9. LIFE INSURANCE: none10. INTEREST IN ANY ESTATES OR TRUSTS: none11. SAFETY DEPOSIT BOX: none**LIABILITIES:**1. PERSONAL DEBTS: none2. TRADE DEBTS: noneREMARKS: none

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

Dated this 4th day of April 1942.A. R. McArthur

Witness

(Signature) Marybeth A. McArthur

FOR DEPARTMENTAL USE

INFORMATION FROM R.C.M.P.

Date

July 26/42

Our File No.

1155

Full Name

AKUNE

Narukoshi

(Surname in Block Letters)

Registration No.

05823

Male - Female
(check)

Age

Dec. 22, 1889

Former Address

P.O. box 179, Stewerton, B.C.

Date Evacuated

Apr. 14/42

Naturalized - Canadian-Born - National
(check)

Present Address

c/o Grand Lebar P.O. Box 33,
Picture Butte, Alta.

Married - Single
(check)

Name of Wife

Satsuye (Japan)

Name of Husband

Name of Mother

AKUNE Tsune

Name of Father

Narukichi (Dead)

Names of Children under 16

(Dead)

Requested by

CCF

Registered with Custodian

(Yes or No)

Additional Information

Fisherman. Owner of
Sasboat. Naval Service N.W. 031-F

Married ASANO AKUNE in 1916. In 1935 Asano died and in the same year

this registrant married SATSUYE AKUNE, sister to his first wife. Wives have

had same family name as the registrant. Two children over 16 in Canada,

1 children in Japan. { All children born during first marriage.

No more information given.

PERSONAL PROPERTY SUMMARY

File No. 1155

January 12, 1946.

RE: Nariyoshi AKUNE, Reg. No. 05823

CHATELS:

The above, who made his declaration to the Custodian on April 4th, 1942, and was evacuated on April 14/42, declared 5 nets valued at \$500.00 stored in the net house of the Great West Cannery. These were sold for the net sum of \$251.00 as per net statement of Dec. 7/43 on file, and the proceeds credited to the account of Mosaburo TERAGUCHI, File 1590, in part payment of a claim of \$438.40 filed against the above by TERAGUCHI. This was done in accordance with a request made by AKUNE in his letter of February 27/43.

It is noted that on March 15/43 Yoshio AKUNE, File 4113, a son of the above, sent us in a net form which contained a list of nets belonging to both himself and his father as he did not remember which were his and which were his fathers.

SPECIFIED ARTICLES:

A fishing vessel the "DEANNA"/"N.A.", belonging to the above, was sold through the Japanese Fishing Vessel Disposal Committee on March 28/42 for the net sum of \$690.50, which was paid to the above on April 2, 1942. Full details of this are given on Specified Articles Summary on file.

No property interests other than those mentioned above are found on this file.

The above summary is certified to be in accordance with the information on file.

January 12, 1946.

RBM:LBM

R B Mackenzie
R. B. Mackenzie

EXHIBIT NO. 616-6
DATE August 26/48
FILED BY Gra Rice

REAL PROPERTY SUMMARY

File No. 1155

January 12, 1946.

RE: Nariyoshi AKUNE, Reg. No. 05823

This file reveals that the above owned no real property in any protected area in British Columbia.

The file reveals that the above carried no Fire Insurance.

The above summary is certified to be in accordance with the information on file.

January 12, 1946.
REM:LBM

R.B. Mackenzie
R. B. Mackenzie

LIABILITY SUMMARY

File No. 1155

January 12, 1946.

RE: Nariyoshi AKUNE, Reg. No. 05823

This file reveals that a claim in the amount of \$438.40 was filed against the above on February 9, 1943, by Masaburo TERAGUCHI, File 1590. AKUNE admits this claim in his letter of Feb. 27/43 and asks that all proceeds from the sale of his nets be credited to the account of TERAGUCHI. His nets were sold for the total sum of \$251.00, and this amount credited to the account of TERAGUCHI as per instructions, thus reducing the debt to \$187.40. It is noted that in a letter to the above dated April 24/44, Mr. B.A. Dusenbury advised him that there were no further prospects of any more funds coming to him from the sale of nets, and that he should write to TERAGUCHI about the unpaid balance if he wished, and his address was given for this purpose.

The above summary is certified to be in accordance with the information on file.

January 12, 1946.

RBM:LSM

R. B. Mackenzie
R. B. Mackenzie

SUMMARY TAKEN FROM VESSELS RECORDS

Date: **XXM March 29, 1944**
Name: **AKUNE, Nariyoshi** Reg. No. 05823 File: 1155
Boat File No.: **JFVDC 244**
Name of Vessel: **"Deanna"/"N.A." 31'x7'2"x4" (1936) Easthope 7 HP**
Lic. or Reg. No.: **"YA"** New Westminster 2469
Naval No.: **NW.031-F**
Owner's Valuation: **\$1,000.00**
JFVDC Valuation: **None**
Custodian Valuation: **None**
Date of Sale: **March 28, 1942**
Purchaser: **George Sheaves**
Signature on Sales Papers: **File copy unsigned**
Selling Price: **\$700.00**
Paid to JFVDC ~~on Custodian's~~: **700.00**
Supervision Costs: **9.50**
Balance due Owner: **690.50**
Paid to: **N. Akune on April 2, 1942**
Location of Boat at Sale: **New Westminster**
Claims Against Canadian Govt.: **None**

Additional Information: The naval list shows K. Sato as owner, but
Nariyoshi AKUNE was the licensed
owner according to records of the Registrar
of Shipping, New Westminster
DM

Reviewed
Jan 12, 1946
J. Macdonald

Name of Owner: Yoshio AKUNE and Naruyoshi AKUNE
 Registration No.: 05818 and 05823
 Address: Carl L. Alexander, Picture Butte, Alta.

FISHING NET INVENTORY

1. Place of Storage Great West Cannery
 (a) In whose care Manager, Jack Whitseide
 (b) Whereabouts of key (if any) _____

2. Description of nets as follows:

Custodian's name

Type	Mesh	Ply	Mesher Depth	Fathom Length	Valuation	Any other marks of identification
1060	5 $\frac{3}{4}$	5/50	50	150	\$125.00	Sockeye, on lines
Imperial	7	6/40	48	150	100.00	Dog Salmon "
1071	5 $\frac{1}{2}$	4/40	50	150	100.00	Sockeye, on lines
Imperial ✓	6 $\frac{1}{2}$	5/40	45	150	150.00	Cohoe " "
1062	7 $\frac{1}{2}$	5/40	60	150	125.00	Dog Salmon "
106107	7	6/40	45	150	100.00	" " "
Imperial	8 $\frac{1}{2}$	9/40	40	150	160.00	Spring "
	5 $\frac{3}{8}$	5/50	55	50	25.00	Sockeye, green
Imperial	5 $\frac{7}{8}$	5/50	55	300	125.00	lead line only
1064	5 $\frac{3}{8}$	5/50	50	300	50.00	Sockeye, no lines
1057	6 $\frac{1}{2}$	5/40	45	300	50.00	" " "
yoshio	Cork	Line		150	25.00	" " "
Imperial				150	25.00	
Naruyoshi	Corks	900		150	10.00	
yoshio	Lead	Line		150	20.00	
Imperial				150	10.00	
				150	15.00	

N. B. Please do not exaggerate fathom length or valuation, as this will only make it harder to identify your nets, and to credit any money received from their sale to their rightful owners.

AKUNE, Wariyoshi,
Reg. No. 05823,
File No. 1155.

December 7, 1943.

NET STATEMENT

<u>Cust. No.</u>	<u>Description</u>	<u>Japanese Value</u>	<u>Purchase Price</u>
1060	5/50 x 5 $\frac{1}{2}$ x 50 - 150	\$125.00	\$100.00 1.
1067	6/40 x 7 x 45 - 150	100.00	90.00 6
1062	5/40 x 7 $\frac{1}{2}$ x 60 - 150	125.00	31.00 5
1069	5/50 x 5 $\frac{1}{2}$ x 50 - 150	50.00	25.00 10
1071	4/40 x 5 $\frac{1}{2}$ x 50 - 150	100.00	5.00 3
TOTAL SALES.....			\$251.00

Unaccounted For

x 1058	5/40 x 6 $\frac{1}{2}$ x 45 - 150	\$50.00
x 1059	900 loose corks	20.00

Note: Numbers marked x not removed to Custodian storage in final inventory. Left with the Great West Cannery.

/ms

EXHIBIT NO. 616-5
DATE August 26/48
FILED BY W. A. Rice

IN THE MATTER OF THE "INQUIRIES ACT"
PART 1. REVISED STATUTES OF CANADA 1927. CHAPTER 92.

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E
(HIS HONOUR JUDGE L.M. STACK, SUB-COMMISSIONER).

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Lethbridge, Alberta,
August 26th, 1948.

IN THE MATTER OF THE CLAIM OF
MARIYOSHI & YOSHIO KUNE.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

G.E.A. RICE, Esq., K.C.,

appearing for the
Dominion Government.

L.S. TURCOTTE, Esq.,

appearing for the
Claimant.

MISS LILLIE THOMAS,

Secretary.

MRS. LUCIE HANDFORD,

Official Interpreter.

B.R. HOWARD, Esq.,

Official Reporter.

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T. Akune,
In Chief.

THE SECRETARY: Case No. 616, Mariyoshi and Yoshio
Akune.

YOSHIO AKUNE, one of the claimant herein,
being first duly sworn, testified
through the Interpreter as follows:

DIRECT EXAMINATION BY MR. TURCOTTE:

Q Your name is Yoshio Akune? A: Yes.

Q You are one of the claimants in a claim arising
out of the sale by the Custodian of certain
10 nets at the Coast?

A Yes.

Q Fishing nets? A: Yes.

Q And the other claimant is your father?

A Yes.

Q Mariyoshi Akune? A: Yes.

Q I am showing you a list of the nets describing
them, their age, their original value, the value
you place on them, what they were sold for and
where they were left?

20 A Yes.

Q Is the information in that correct to the best of
your information and belief, Mr. Akune?

A Yes.

Q Is that correct to the best of your belief?

A This is my selling price (indicating).

Q That is what you say they are worth (indicating),
and that is what they were sold for (indicating),
and that is the net amount of your claim (indi-
cating) \$594.00?

30 A Have you got the list?

1234567
8765432
9876543

3
Y. Akune,
In Chief.

Q Yes. I mean this claim here of \$1235.00
(indicating) is that claim there (indicating).
It is exactly the same, and if it is, is it
correct?

A Yes, that is correct. Well that is the one that
the cannery manager signed for, some of those.

Q Yes, that is right, and that is the value that you
are putting on the nets?

A Yes.

10 Q And that is correct to the best of your informa-
tion?

A: Yes.

MR. TURCOTTE: I will file that as an exhibit,

(STATEMENT MARKED EXHIBIT NO. 1).

MR. TURCOTTE: Q: Where were these nets and lines
stored, Mr. Akune?

A They was stored in the cannery net house.

Q In the net house? A: Yes.

Q And were you there when they were stored? Were
you present? A: Yes.

20 Q And did you get a receipt for them?

A For the nets?

Q For the nets and lines. A: Well that
is the receipt there (indicating).

Q I am showing you a document containing two pages
(indicating). What is that?

A That is a receipt from the cannery.

Q That is a receipt from the cannery?

A Yes.

Q Signed by the cannery manager?

30 A Yes.

Y. Akune,
In Chief.

Q That is initialled? A Yes.

Q I see. And that sets out the nets that you left?

A Yes.

Q The nets and lines? A Yes.

Q And the price of each net?

A Yes, the selling price.

Q The selling price? A Yes.

MR. TURCOTTE: I would like to have that marked as an exhibit.

10 (STATEMENT MARKED EXHIBIT NO. 2).

MR. TURCOTTE: And will my learned friend file the analysis of personal property claim.

(ANALYSIS MARKED EXHIBIT NO. 3).

MR. TURCOTTE: Q: Were the nets identified in any way? Was there anything placed on the nets to show that they were yours?

A Yes, it was piled in the one place and some of them hanged in the net house.

Q Well was there anything put on the nets?

20 A Yes, there was tags.

Q Pardon?

A: Tags.

Q Tags?

A: Yes.

Q And what was on the tags?

A My name and dad's name.

Q And you are making your claim based on those values that are in Exhibit 2, the receipt signed by the cannery manager?

A Yes.

30 Q Were those prices discussed at that time? I mean, how did the manager put those prices there?

Y. Akuna,
In Chief.

A Oh, that was the selling price, you know.

Q Pardon? A: The selling price.

Q The selling price?

A Yes.

Q But how did you put the price on or how did you arrive at the selling price? Why would he put \$160.00 opposite one net there?

A Oh, they had been used; they aren't new nets.

Q Not a new net? A: No.

10 Q Did you talk over the prices?

A Yes.

Q And did you agree upon the prices?

A Yes.

Q That is what I am getting at.

A Yes, we made the arrangement with the manager.

Q I think that is all.

MR. RICE: I am submitting, your Honour, that the nets declared were sold for their fair market value.

20 I am submitting that nets undeclared, unknown or lost prior to the 15th of March, 1943, are not the responsibility of the Custodian.

MR. TURCOTTE: I don't quite get that, your Honour.

All the nets were declared that we are claiming for and they are shown in the receipt.

MR. RICE: The analysis of personal property does not show it. I am submitting that after receiving the son's net statement on the 15th of March, 1943, other nets were located and sold for their fair market value.

Y. Akuna,
Cross-Exam.

CROSS-EXAMINATION BY MR. RICE:

Q You sold your own nets, did you not, to the cannery direct?

A I beg your pardon?

Q You sold your own nets direct to the cannery, did you not?

A: No.

Q I show you a statement dated November 17th, 1943, showing nets apparently that belonged to you valued at \$415.00.

10 A The Custodian sold these.

Q Well you made your own deal with him, did you not, and the money was paid in to the Custodian?

A I don't know. The Custodian, I guess, sold these nets.

Q The Custodian?

A: Sold them.

Q The Custodian says that you sold these nets direct to the Great West Cannery, that you made your own deal about the sale and the price of \$415.00. The money probably was paid to the Custodian but did you not make the deal with the cannery?

20

A No, I got the receipt from the cannery.

Q But you did not make a sale at all to the cannery?

A No.

MR. RICE: I wish to submit that statement, your Honour, as an exhibit.

MR. TURCOTTE: Well, your Honour, that is a statement not signed by anybody.

MR. RICE: No, but it is a statement of what he claims.

30 THE SUB-COMMISSIONER: Where does the statement come

Y. Akune,
Cross-Exam.

from?

MR. RICE: It is a statement prepared in the Custodian's office from information he has on file showing the nets listed and they are described here with the value on them and showing they are Yoshio Akune's.

Q That is your name, isn't it?

A Yes.

Q And they are nets and lines that were not inven-
10 tered by the Custodian but they were sold to the Great West Cannery by the claimant.

THE SUB-COMMISSIONER: You say that is prepared from information on the file?

MR. RICE: Yes.

THE SUB-COMMISSIONER: Why not file the information?

MR. RICE: Well it is just summarized here, your Honour.

MR. TURCOTTE: Well, I am just making this point here,
your Honour. My learned friend is asserting
something of which he has no proof, is that correct?

20 THE SUB-COMMISSIONER: That is apparently correct.

MR. TURCOTTE: And he confronts my client with a statement and says, "There is the proof", and it is not proof at all.

THE SUB-COMMISSIONER: I think it is proper to bring it to the attention of this witness.

MR. TURCOTTE: Oh yes.

THE SUB-COMMISSIONER: In order that he may be able to meet it.

MR. TURCOTTE: I think, your Honour, that it should go
30 in possibly for identification, so that it will

be on the file.

THE SUB-COMMISSIONER: Are you filing that, Mr. Rice,
for identification?

MR. RICE: Yes, that is the net statement, I will file
that.

THE SUB-COMMISSIONER: That will be Exhibit "A" for
identification.

(STATEMENT MARKED EXHIBIT "A" FOR
IDENTIFICATION).

10 MR. RICE: I have another statement that I wish to
submit regarding this witness' father's claim,
Mariyoshi Akune.

MR. TURCOTTE: Are these all in the same claim?

MR. RICE: It is a net statement, your Honour.

MR. TURCOTTE: If that is a statement of sale, I think
it should go in as an exhibit.

MR. RICE: I think the two statements, one respecting
the witness' nets, and the other respecting his
father's nets, should both go in. I think they
should both go in as exhibits.

20 THE SUB-COMMISSIONER: They are statements of the sales?

MR. RICE: Yes.

THE SUB-COMMISSIONER: I think they ought to be admitted
as exhibits.

MR. TURCOTTE: The first one that was marked as
Exhibit "A" for identification is a statement of
nets that Yoshio Akune sold direct to the cannery
and that has been marked for identification.
What is the second statement? Is it a similar
one?

30 MR. RICE: The second one is a statement of the father's

nets and the sale.

MR. TURCOTTE: That ought to go in as an exhibit.

MR. RICE: The first one should, too, your Honour.

Just how did you mark it; as an exhibit or not,
your Honour. It is the same thing. What is good
for one is good for the other. One is a statement
of the witness' nets sold to the cannery and the
other is a statement of his father's nets that
were sold to the cannery.

10 THE SUB-COMMISSIONER: Well I understood it differently.
I understood the first statement that was
marked Exhibit "A" for identification was a state-
ment of a sale by the witness to the cannery
which he denies making.

MR. RICE: My information is that he sold the nets
direct. He says that he didn't.

THE SUB-COMMISSIONER: That is right.

MR. RICE: And that I doubt is right.

THE SUB-COMMISSIONER: So that it could not be admitted
20 as an exhibit.

MR. RICE: But I am not trying to prove that that
statement proves that. The only thing is that
that is a statement of the sale of his nets.

THE SUB-COMMISSIONER: Well, it may go in as an
exhibit with that explanation, Mr. Rice.

MR. RICE: Very well, your Honour.

THE SUB-COMMISSIONER: Exhibit "A" for identification
will be marked as Exhibit 4.

(EXHIBIT "A" FOR IDENTIFICATION MARKED

30 EXHIBIT NO. 4).

Y. Akuno,
Discussion.

THE SUB-COMMISSIONER: And the second net statement will be marked as Exhibit 5.

(NET STATEMENT MARKED EXHIBIT NO. 5).

MR. RICE: I also wish to tender, your Honour, as an exhibit a personal property summary.

(SUMMARY MARKED EXHIBIT NO. 6).

MR. RICE: I might be misleading your Honour on this item, and it may be that the Custodian sold this witness' nets for \$415.00.

10 Q Your nets were sold for \$415.00, is that right?

A Yes.

Q That is it.

MR. TURCOTTE: I would just like to point out before I forget, your Honour, that item No. 7 on the analysis of personal property claim is marked as \$160.00. If my checking of those two lists is correct, that is not shown on either Exhibits 3 or 4. Item No. 7 is not down on either of two yellow sheets. I think they are Exhibits 3 and 4.

20

THE SECRETARY: Exhibits 4 and 5.

MR. RICE: Yes, we say it was declared but not found, that particular net.

MR. TURCOTTE: Yes, but it is not shown on either Exhibits 4 or 5.

MR. RICE: If it had been found it would have been shown on those exhibits.

MR. TURCOTTE: The other two are shown unaccounted for. Well, items Nos. 11 and 12 are shown on Exhibit 4 as unaccounted for. Now may I ask another

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Y. Akune,
Discussion.

question? Is my learned friend now abandoning what is on the statement, that is on Exhibit 4, that Akune sold his own nets?

THE SUB-COMMISSIONER: Oh, I understand so.

10 MR. RICE: I am abandoning nothing. I apparently misled you. I was under the impression from the statement that I had before me that Akune had sold his own nets, that is, the witness Yoshio Akune had sold his own nets direct. As a matter of fact, the exhibit says that but Akune says that the nets were sold by the Custodian for that amount, and he may be correct.

MR. TURCOTTE: I thought I heard you say that you thought that was correct.

MR. RICE: Yes, that might be correct.

MR. TURCOTTE: Here is the position I am in, that I may have to go and get the cannery manager to give some more evidence at the Coast, depending on the position. That is the point, and I think it is very important.

20

MR. RICE: It would be up to us to get the cannery manager or someone at the Coast.

THE SUB-COMMISSIONER: Well are you not suggesting now that the Custodian sold the nets rather than the witness?

MR. RICE: It would appear from what the witness' statement is that he did not sell the nets and that the Custodian sold those nets for \$415.00, which he said when I suggested to him that he had sold direct. He said that he did not sell

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Y. Akune,
Discussion.

direct. It does not matter, I don't think, who sold them.

THE SUB-COMMISSIONER: And you have nothing to show that this man, of course, did sell them direct?

MR. REE: No, I have nothing on file.

I may say that I have a letter here written by the claimant, Yoshio Akune, which is dated March 15th, 1943, and that letter says in part:

10

"Having received a wire from you last summer asking me to sell, was very willing to do so and have wired back so that I am sure it must be sold. If so, please send me the money as at present we are out of work and am short of money for board. It would be appreciated as I am in need of some very soon."

20

That is referring to the nets himself but there is nothing in that letter really that says that he sold it to the cannery. The letter is addressed to the Custodian, really, authorizing the Custodian to sell. That is all.

MR. TROTT: All right, Mr. Akune.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

S.R. Howard
"S.R. HOWARD"; Official Reporter.

I hereby certify that the foregoing transcript purports to be an accurate record of the evidence adduced before me.

30

SUB-COMMISSIONER.

Form G.

DEFENCE BRIEF

Lethbridge, Alberta.
August 26, 1948.

Marivoshi & Yoshio AKUNE

Files 1155 & 4113

Case No. 616

PERSONAL PROPERTY CLAIM

(All claims shown are Gross).

<u>CLAIM</u> - Fishing Nets	- \$1110.00	
Corks	- 20.00	
Lead & Cork		
Lines	- 105.00	- <u>\$1235.00.</u>

N.B. - Amendment: Trans. 2, Line 29 - The net amount should be \$574.00, not \$594.00.
(Claim of \$1235.00 less Custodian credit of \$661.00 leaves net amount of \$574.00. See also Exhibit 1).

Exhibit 1 - Item 10 on Exhibit 1 is listed under the heading "Sold for" as 'Nil'. Item 10 was sold for \$25.00. (See Exhibit 3.)

1. Net Claim

\$1110.00.

(a) Nets valued by
claimant at \$250.00

Appraised

\$187.00

Sale Price

\$180.00

Witnesses: C.P. Leckie - appraiser.
F.G. Shears - to prove sale by
"tender, &c".

Ref. - Exhibit "A" filed as Ex. 4 & Ex. 5.

(b) Nets valued by
claimant at \$650.00

Sale Price
\$391.00

Witness: F. G. Shears - to prove sale
by "tender, &c".
Extract of list of nets sold
to Great West Cannery in
December 1942, taken from
Records in Office of Custodian;
Custodian Receipts dated Jan.
6, Jan. 26, Feb. 9 & Feb. 12/43,
and copy of Receipt dated June
8/43 relative to sales -
these to be filed in support
of Exhibit "A" filed as Exhibit
4, and Exhibit 5. (See Trans.
8 - Line 8, and Trans. 10 -
Line 3).

(c) Nets valued by
claimant at \$160.00

Declared, not found.

Witness: F. G. Shears - to prove Net
Statements filed as Exhibits
4 and 5.

(d) Nets valued by claimant at

\$ 50.00

No account, theft, etc.

Witness: F. G. Shears.

Cust.No.1058 - 5/40 x 6 1/2 x 45 - 150 - \$50.00

Not removed from Great West Cannery Net House (reason unknown). Ref. Exhibit 5.

2. Claim for Corks

\$20.00

Sale Price
\$ 90.00.

Witness: F. G. Shears - to prove sale by "Tender, &c".

Ref. - Exhibit "A" filed as Exhibit 4, and Exhibit 5.

Cust.No.1059 - 900 loose corks - \$20.00

Not removed from Great West Cannery Net House. (reason unknown). Ref. Exhibit 5.

3. Lead & Cork Lines Claim

\$105.00

Sale Price
\$ 90.00

Witness: F. G. Shears - to prove sale by "Tender, &c".

Ref.- Exhibit "A" filed as Exhibit 4, and Exhibit 5.

Trans.5 - Line 17: It is submitted that nets declared were sold for their fair market value; that nets undeclared, unknown or lost prior to March 15, 1943 are not the responsibility of the Custodian.

Summary of Defence Witnesses

G. P. Leckie

F. G. Shears

Where Required

1 (a)

1 (a) (b) (c) (d)
2 and 3.

Summary of Documents to be filed

Custodian Receipts dated Jan. 6, Jan. 26, Feb. 9, Feb. 12/43, copy of Custodian Receipt dated June 8/43; and extract of nets, cork and lead lines sold to Great West Cannery in December 1942, taken from Records on file in Custodian's Office.

Witness proving same

Name of Claimant

AEUSE, Hariboshi

Case

614

Custodian File

Yoshi
2155 & 4113

REAL PROPERTY										Total
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village			
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices % of Amount Total	Sale Price	Total Award 125% of all Sale Prices % of Amount Total		
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 & Recorded Now Missing	45% of amount in next preceding column			
NETS										
Total award for Nets plus Sale Price		Total Claim for Nets Sold, Declared Not Found and Recorded Now Missing		Percentage Total Award to Total Claim		Claim for Nets Sold Declared Not Found, & Recorded Now Missing	Apply % ratio to Claim	Deduct Custodian Sale Price		
						1005.00 230.00	664.50	661.00	203.50	
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	Applica- tion of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
TOTAL RECOMMENDATION										203.50

1155 & 4113

November 21st, 1950.

Mr. Nariyoshi AKUNE, and
Mr. Yoshio AKUNE,
P. O. Box 349,
Raymond, Alberta.

Dear Sir: #

Re: Japanese Property Claims Commission

Case No. 616

We have received from the Co-Operative Committee
on Japanese Canadians, our form of Release which has been
executed by yourself covering the award recommended under
the above Claims Commission for the sum of ... \$203.50.

Cheque in your favour is enclosed for \$191.73
and we have paid the Co-Operative Committee .. \$ 11.77
for legal fees as authorized by you.

Yours truly,

F.G. Shears
Director

FCS/js
1 encl.