

2542

Powell St. Branch
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: KA/MITA/KA/HARA, Eizo.HOME ADDRESS: 2525 Oak St., Vancouver, B.C.REGISTRATION NUMBER 01567 SEX: Male AGE: 48OCCUPATION: Millhand / Box Cleaning + Packing

(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: Rat Portage Lumber Co., Vancouver, B.C.MARRIED? YesNAME OF WIFE OR HUSBAND: FumiADDRESS OF WIFE OR HUSBAND: 2525 Oak St., Vancouver, B.C.NAMES OF ANY LIVING CHILDREN: Walter (M); Shuko (F); Kyoko (F); Iruko (F).ADDRESS OF CHILDREN: 2525 Oak St., Vancouver, B.C.AGE OF CHILDREN: 8; 6; 4; 2.**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) None5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed) None6. OCCUPANCY AND LEASES (If vacant so state) None

CLAIM ON THE NEXT PAGE

1. GIVE THIS NAME THE NUMBER OF THE

POULTRY AND PETS

None

See attached list of household furnishings and cleaning, pressing, and ironing machinery.

All located at 2525 Oak St., Vancouver, B.C.

STATEMENT OF PERSONAL PROPERTY OWNED:

None

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

6. IF FARM LAND, PARTICULARS OF CROPS SOWN.

5. SUB-TENANTS, IF ANY (Give name, address, term).

4. STATE WHEREABOUTS OF LEASEHOLDERS, IF ANY (Give name, address, term).

3. PARTICULARS OF LEASEHOLDERS, IF ANY (Give name, address, term).

2. IF FARM LAND, PARTICULARS OF CROPS SOWN.

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

2542

REPLY TO LETTERS

Powell St. Branch
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 INFORMATION

NAME: KA/MITA/KA/HARA, Eizo.HOME ADDRESS: 2525 Oak St., Vancouver, B.C.REGISTRATION NUMBER 01567 SEX: Male AGE: 48OCCUPATION: Millhand / Dry Cleaning + Pressing

(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: Rat Portage Lumber Co., Vancouver, B.C.MARRIED? YesNAME OF WIFE OR HUSBAND: FumiADDRESS OF WIFE OR HUSBAND: 2525 Oak St., Vancouver, B.C.NAMES OF ANY LIVING CHILDREN: Walter (M); Shuko (F); Kyoko (F); Ikuo (F).ADDRESS OF CHILDREN: 2525 Oak St., Vancouver, B.C.AGE OF CHILDREN: 8; 6; 4; 2.

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) None5. ENCUMBRANCES (including any unregistered claims or deposit of title deed) None6. OCCUPANCY AND LEASES (If vacant so state) None

STATEMENT OF REAL PROPERTY OCCUPIED

- 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

1. LOCATION AND DESCRIPTION: 2525 Oak St., Vancouver, B.C.

Upstate rooms (5) above the Oak Cleaners store.

2. LANDLORD'S NAME AND ADDRESS: Mr. Watson, Confectionary Store, S.W. Corner of Oak and Broadway Sts., Vancouver, B.C.

3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID: \$25.00 per month, paid up for March, 1942.

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:

See attached list of household furnishings and cleaning, pressing, and dress making machinery. All located at 2525 Oak St., Vancouver, B.C.

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: None

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

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

(1) Pacific Maid Dress Co., 526 Cordova St., Vancouver, B.C. - \$158.00 for the
month of February, 1942, for dressmaking.

(2) _____

7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)

5 \$5.00 War Savings Certificates, in own possession.

8. BANK ACCOUNTS: None

9. LIFE INSURANCE: \$1000.00 policy with the Great West Life Insurance Co.,

Vancouver, B.C. Policy No. unknown. Beneficiary - wife - Fumi. Premiums paid to end

10. INTEREST IN ANY ESTATES OR TRUSTS: None ^{April 15th, 1942.} ~~of March, 1942.~~

11. SAFETY DEPOSIT BOX: None

LIABILITIES:

1. PERSONAL DEBTS: None

2. TRADE DEBTS: None

REMARKS: 1 lot, with a 1 storey, wooden frame, 6 room house, and a 2 storey
half plaster, half stone, Warehouse. Also one other lot. Both are located in
Ibusuki-Cho, Koyoshima-ken, Japan.

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 27th day of March 1942.

(Signature) E. Kamitakahara

Donald B. Beebe
Witness

FOR DEPARTMENTAL USE

**INVENTORY OF HOUSEHOLD FURNISHINGS AND CLEANING, PRESSING
AND DRESSMAKING MACHINERY LOCATED AT 2222 Oak St.,
Vancouver, B.C.**

X	- 2 Singer Sewing Machines	Singer Machine Nos.
E	- 1 Steam pressing machine (Hoffman) X	
	7 electric motors for sewing machines	JA 254076
	1 mirror	G 902250
	- All stacks of spools of thread	G 902251
E	- 1 large electric iron	JA 600473
	2 small electric irons	G 484004
	3 large tables	Y 784220
	4 small tables	AD 145225 -- with motor.
	4 ironing boards	
	1 clothes rack	
	1 sleeve board	Motor Nos.
	4 sets curtains	K 254076
	1 counter	K 507225
	2 small mirrors	K 5072108
	3 wall pictures	K 5206371
	2 heaters	K 5413094
	1 arm chair	K 4161785
	Photograph and records	
	Chesterfield end tables (5)	
	2 dressers	
X	- 1 cooking stove (Enterprise)	
H	- 1 boiler tank and range	
	Pots, pans, cutlery and dishes	
	Wash tub	
	Laundry hangers (5)	
	Floor carpet	
	2 mattresses	
	Books (Medical and chemical)	
	Japanese Kimonos	
	1 trunk	
	4 suit cases	
	2 grips	
	Child's chairs and tables	
	4 cans of wall paper and paint	
	1 chandelier	
	2 chiffoniers	
	4 piece chesterfield set	
	4 cushions	
	4 lamps	
	10 wall pictures	
	4 plain chairs	
	6 tables	
	1 large sofa bed	
	Carpeting rug	
	Curtains	
	1 cloth (floor)	
	1 sleeve stretcher	
	1 hemstitching machine	
	2 zigzag machines	
	1 button-hole machine	
	All electric connections (settings)	
	2 shoe cases	
	wrapping paper	
	1-20 ft. watering tube-pans, etc.	
	6 plain chairs	
	2 baby beds--large and small	
	2 clocks	
	Room sign	
	Woodcase and wood	

X 10-10-42
 M. Kamulatawa called to
 say that Brian Dixon's
 machine left with
 his books of Pacific
 Mail Box Co. but
 machine left at
 326 West Gordon St.
 and the request to
 call it for M. K.
 M. K. says he will call
 around as he can.
 thought he taken with
 him to store in
 open up new business
 for boat?

INFORMATION FROM R.O.M.P.

DATE June 29/43

Our File No. 2542

Full Name KAMITAKAHARA, Eizo
(Surname in Block Letters)

Registration No. 01567 ^V Male - Female
(Check) Age Dec. 14/1893

Former Address 2525 Oak St., Vancouver, B.C.
Hastings Park, B.C.

Date Evacuated 26/9/42 Naturalized - Canadian-Born - National
(Check) ^V

Present Address Slocan Extension, B.C.
125 Sherburne St, Toronto, Ont. (7/5/47)

^V Married - Single
(Check) Name of Wife ^{nee} (YAMAUCHI) Fumiko #06148

Name of Husband _____

Name of Mother Deceased Name of Father Deceased

Names of Children under 16 Walter Taketoshi(M) 18/4/34;

Shuko(F) 23/9/35; Kyoko(F) 20/7/38; Ikuko(F) 25/2/40; Atsuko(F) 19/7/42

Requested by P. Hunter Registered with Custodian yes
(Yes or No)

Additional Information Millhand (Cedar Sash & Door Co.)

Radio #333

DEC - 2 1947

REPORT OF a Commission to Investigate Claims of Japanese Canadians for Property Losses.

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

2542

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

(1) NAME Kamitakahara Eizo (RCMP) Reg. No. 01567
(Print) Surname Given Name

(2) Pre-Evacuation Address 2525 Oak Street, Vancouver, B.C.

(3) Present Address 125 Sherbourne Street, Toronto, Ontario.

(4) REAL ESTATE

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

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

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

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

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

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

(i) Land - - - - - \$ _____

(ii) Buildings - - - - - \$ _____

(iii) If business, put value on business as going concern
(including land and buildings, tenancies, chattels,
fixtures, stock-in-trade, goodwill and accounts re-
ceivable) - - - - - \$ _____

(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 _____

2525 Oak Street, Vancouver, B.C.
(b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)
house

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

(over)

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.

Eizo Kamitakahara
A Commissioner &c.

A.D. 1947.
this 26th day of November
in the County of York
of Toronto
DECLARED before me at the City

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".

of the City
in the Province of Ontario

I, Eizo Kamitakahara
of Toronto
DOMINION OF CANADA,
County of York
TO WIT:

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.

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

(7) Total claim including real and personal property (this figure can be arrived at by adding items 4(1) and 5(e))

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.

TOTAL CLAIM FOR PROPERTY LOSS \$ 289.30

10.	Estimated Value \$	
9.	Estimated Value \$	
8.	Estimated Value \$	
7.	Estimated Value \$	
6.	Estimated Value \$	
5.	Estimated Value \$	235.00
4.	Estimated Value \$	54.30
3.	Estimated Value \$	
2.	Estimated Value \$	
1.	Estimated Value \$	

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

1. One Radio Value - \$25.00
2. Sold by Custodian - \$20.70
3. One Press Machine - Value - \$325.00
4. Sold by Custodian - \$90.00
5. Estimated Value \$ 235.00
6. Estimated Value \$ 54.30
7. Estimated Value \$
8. Estimated Value \$
9. Estimated Value \$
10. Estimated Value \$

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

in no one's care

File No. 2342

January 20th, 1944

CLAIMS DEPARTMENT

Elco IANITAKAWA - Reg. No. 01967

REMARKS:-

NO CLAIMS ON FILE, at this date.

/SD

NO CLAIMS ON WIFE'S file, at above date. *file 1241*

File No. 2542. REAL PROPERTY SUMMARY FOR CLAIM March 23/48.

CLAIMANT: (Mr.) Eizo KAMITAKAHARA Reg. No. 01567

PROP. SUBJECT
OF CLAIM: 2525 Oak St., Vancouver, B.C. - Leasehold.

CLAIM: Goodwill, etc. \$2,000.00
(Custodian Cr. as per claim) 375.70

CLAIM - \$1,624.30

Mr. KAMITAKAHARA did not declare ownership of any
Real Property on his JP Form, signed March 27/42, and we
have no record on file that he did own any Real Property.

J. Spratt

/JS

CLAIMANT: (Mr.) Eiso KAMITAKAHARA Reg. No. 01567.
JP Declaration signed March 27/42. Evacuated Sept. 26/42.

List of household furnishings & cleaning, pressing & dressmaking machinery located at 2525 Oak St., Vancouver, B.C., will be found attached to JP Form on file.

Letter dated Sept. 14/42, states that we understood from KAMITAKAHARA that he intends to dispose of the bulk of his chattels before his departure.

Letter dated Sept. 15/42, from J.D. Mather, states "He informed me that all his Sewing Machines and Household goods were being moved to Slooan, B.C., and they apparently had already been packed up and taken from the premises. He further stated that he sold some Bedroom furniture for \$89.00 for which he had received the cash. His own meagre effects were 2 cases of books and household goods, all of which would not be worth more than \$10. These 2 cases he stated he was going to store with his uncle, Dr. K. Shimotakara at 214 Powell St. Vancouver".

Chattels sold ~~by the Custodian~~ were as follows:

De Forrest Crossley Consol Radio #8510352 <i>Sold by Eiso</i>	- \$25.00	Gross Selling Price.
Steam Pressing Machine which was stored at Pacific Maid Dress Co. & <i>road by them</i>	- 90.00	
	<hr/>	
	\$115.00	

Fumi (Mrs. Eiso) KAMITAKAHARA'S claim is included in above. (File 12411)

J. Spratt

MEMORANDUM

June 9th, 1943.

To: File 2542

From: Specified Articles Department

Re: KAMITAKAHARA, Eizo - Reg. 01567

<u>ARTICLE</u>	<u>DESCRIPTION</u>	<i>RCMP # 39</i>	<u>APPRAISED VALUE</u>
CAMERA	#20937. #1 Pocket Kodak, series ii.		\$ 3.50
RADIO	✓ DeForest Crossley Radio #8510352	<i>RCMP # 323</i>	15.00

*✓. Recd by auction July 12, 1944. Vancouver 27
camera at 992 Powell
G. MacLellan*

November 24, 1947.

Eiso Kamitakahara

Took over from Mrs. J. Preston on payment of \$975.00

With an additional steam pressing machine and more equipment and furniture I brought in with me. The total value was estimated at \$2000.00

On the 12th day of September, 1942, 2 days before I moved into the Hasting Park Manning Pool, by the advice of the Custodian, I sold all these goods and personal chattels at exceptionally low price - i.e. \$75.00 to the Love and Company, except the following ones:-

A cooking stove - value estimated	\$ 50.00
2 sewing machines	140.00
The Custodian sold the steam pressing machine	90.00
The Custodian sold the radio	20.70
From Love and Company received	75.00

Total Loss: \$2000.00 (50 and 140 and 90 and 20.70 and 75 amounts to \$1,624.30)

JAN 14 1948

FV

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.

2542

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

(1) NAME KAMITAKAHARA, EIZO (RCMP) Reg. No. 01567
(Print) Surname Given Name

(2) Pre-Evacuation Address 2525 OAK ST, VANCOUVER, B.C.

(3) Present Address 125 SHERBOURNE ST, TORONTO, ONT

(4) REAL ESTATE

(a) Street Address (if any) 2525 OAK ST, VANCOUVER, B.C.
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 CLEANER & DRESSMAKING
(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.)... LEASEHOLD

(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) - - - - - \$ 2,000
(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - - - - - \$ 2,000
(v) Amount at which Custodian sold property and credited your account - - \$ 375.70
(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - \$ 1,624.30

(5) PERSONAL PROPERTY

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

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

(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 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.	Estimated Value \$
2.	Estimated Value \$
3.	Estimated Value \$
4.	Estimated Value \$
5.	Estimated Value \$
6.	Estimated Value \$
7.	Estimated Value \$
8.	Estimated Value \$
9.	Estimated Value \$
10.	Estimated Value \$
TOTAL CLAIM FOR PROPERTY LOSS \$	

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))

(6) (a) Place at which claimant prefers to be heard.
 (b) Do you require the services of an interpreter at the hearing? Yes or no no

(Vanouver, Kamloops, Nelson, Leithbridge, Moose Jaw, Winnipeg, Toronto or 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
 COUNTY OF YORK
 TO WIT:

I EIZO KAMIYAKAHARA
 of Toronto

in the City of the County of York,

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 Toronto

in the County of York

this 19th day of January

A.D. 1947

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.

Took over from Mrs. J. Preston an payment of \$975.

With an additional steam pressing machine and more equipments and furnitures I brought in with me. The total value was estimated at 2,000 dollars.

On the 12th day of September, 1942 - 2 days before I moved in to the Hasting Park Manning Pool, by the advice of the custodian, I sold all these goods and personal chattels at exceptionally low price, i.e. \$75, to Love & Co excepts the following ones:-

A cooking stove - value estimated at	\$ 50
2 sewing machines	140.

The Custodian sold the steam machine -	\$90.
" " Radio	\$20.70.
From Love & Co received	\$75.

Total Loss:- $2,000 - (50 + 140 + 90 + 20.70 + 75) = 1,624.30$

C O P Y

DEC 13 1947

2542
125 Sherbourne St.,
Toronto, Ont.

Dec. 11, 1947.

Mr. Justice Bird, The Commissioner
506 Royal Bank Bldg.,
Hastings & Granville,
Vancouver, B.C.

Re: Kamitakahara, Eizo. Reg. No. 01567.

Dear Sir:

I wish you would kindly consider my case stated hereunder in accordance with the property loss claims that is now investigation is undergoing.

Pre Evacuation Address - 2525 Oak St. Vancouver,
B.C. Present Address - 125 Sherbourne St., Toronto, Ont.
Real Estate - 2525 Oak St. Vancouver, B.C. Type of Business,
Cleaner and Dressmaking lease held.

I took over this shop from Nelly M. Preston on payment of \$975 (dollars) through Mr. Stuart H. Gilmour, Notary Public, 410 Seymour St., on Nov 3/36 for which I still have kept an Indenture for future reference. With the furnitures which I brought in with me when I moved into this shop and the additional pressing machine I put in later the total value was estimated at \$2000.00 (dollars - Total value)

The Custodian sold the pressing machine and the radio for \$110.70 - a property loss claims for these is already being sent to you separatory.

On the 12th day of September 1942 - 2 days before I moved into the Hasting Park Manning Pool, by the advise of the Custodian, I sold all equipment and personal chattels to the Love and Co., Seymour St., Vancouver, B. C. at an exceptionally low price i.e. \$75 (dollars) excepts the following articles:

A cooking stove - value estimated at \$50.00
Two sewing machines - value estimated at \$140.00

Therefore the total loss will be as follows:

$2000 - (50 + 140 + 110.70 + 75) = \1624.30

(signed) Eizo KAMITAKAHARA, claimant

P.S. Please let me have some information as to my status.

CANADA

DEPARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN

DEC 13 1947

JAPANESE EVACUATION SECTION

File No. 2542

May 7, 1947.

COPY

Mr. Eiso KAMITAKAHARA,
Reg. No. 01567,
125 Sherborne St.,
Toronto, Ont.

Dear Sir:

Your radio has been sold for the net sum of \$20.70 which amount consists the total credit balance of your account in this office.

To enable us to send you this sum kindly forward the receipt given to you by the R.N.M.P. when you surrendered your radio. Should you be unable to find this receipt, please sign and date the attached declaration and return it to this office.

We attach herewith a stamped self-addressed envelope for your convenience in replying.

Yours truly,

F. Matheson,
OFFICE OF THE CUSTODIAN.

CG
Enclosures (2)

NAME YAMITAKAHARA, Tiso

REGISTRATION NO. 01567

FILE NO. 2542

The following chattels were sold by public
auction at 222 Powell St., Vancouver, B.C. on July 12, 1944.

De Forrest Crossley Consol

\$25.00

Total

Less Expenses: { Auctioneer's Fees \$2.50
 { Advertisings 0.62
 { Movings 0.18
 { Storages 1.00

\$ 25.00

\$ 4.30

Net Proceeds Credited:

\$ 20.70

Members of Custodian Staff Present.

Mr. Wills

Extracted from Auctioneering List No. Vancouver 27

Remarks.

2542)
12411)

February 10th, 1943

Mr. Eizo KAMITAKAHARA,
Registration No. 01567,
Slocan Extension, B. C.

Dear Sir:-

Thank you for your letter of January 29th asking about the proceeds from the sale of your steam pressing machine. We confirm that this was sold for \$90.00 and we hold this sum to the credit of your account.

In accordance with our policy of making payment in instalments, we are sending you herewith our cheque for \$30.00 and shall be able probably to send you further sums as required.

Yours truly,

H. F. Green
Protection Department

Enc.
HFG:IF

2542

September 14, 1942

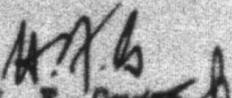
Mr. J. M. Cooper
Manager, Pacific Maid Dress Co.
326 West Cordova Street
Vancouver, B. C.

Dear Sir:

Re: Eizo KAMITAKAHARA, #01567

The above Japanese called on us yesterday and gave us to understand that he had left with you a steam pressing machine, and that you were to sell this machine for his account. As you are undoubtedly aware all property owned by Japanese after their registration with this office is vested in the Custodian, and if you are able to effect the sale of this machine, we would greatly appreciate it if you would remit the proceeds to Mr. G. W. McPherson, Deputy Custodian, c/o this office.

Yours truly,


H. F. Cooper
Protection Department

WGB:MD

August 22nd, 1949

MEMORANDUM

TO: MR. D. T. BRAIDWOOD

FROM: MR. GOOD

Re: Eiso KAMITAKAHARA - Case No. 1003

Replying to your memo of 22nd August this pressing machine was not advertised for sale.

As set out in the defence brief the machine was stored with Mr. T. M. Cooper of Pacific Maid Dress Company for storage and sale for the account of the claimant. Our letter of September 14th, 1942 to Mr. Cooper—which I have flagged for you, on the claim file—sets out the facts.

Please read transcript page 7, lines 15 to 18 in which Mr. Best, Counsel for the claimant, states that the machine was sold by the Pacific Maid Dress Company also page 10, lines 2 and 3 and 10 to 12 where the claimant admits in cross-examination by Mr. Hunter that he had given the machine to Mr. Cooper for storage and sale for his account.



BG:EK

DECLARATION AS TO LOST RADIO RECEIPT

EVACUATION SECTION	
Rec'd	MAY 19 1947
File No.	2642
Ans.	
Referred	<i>Proctor</i>

I, Eizo KAMITAKAHARA of 125 Sherborne Street, Toronto, Ontario, do hereby declare:

That I owned a DeForest Crosley Radio #8510352 and that I delivered this radio to the R. C. M. P. on the 12th. day of March 1942, and obtained a receipt therefor.

That I have made a most diligent search for the said receipt. I have not found the same and the sole reason for the non-production of the receipt is that it has been lost or accidentally destroyed.

That I, Eizo KAMITAKAHARA, the owner, am therefore now entitled to the proceeds of the sale of my radio.

DATE:

May 13, 1947

SIGNATURE:

Eizo Kamitakahara

ROYAL CANADIAN MOUNTED POLICE

Form 246A

EXHIBIT REPORT

No. 39

HEADQUARTERS File No.

DIVISION and File No.

J.R. 01567

SUB-DIV'N and File No. Vancouver

DETACHMENT and File No. C.I.B.

DATE July 11th. 1944

Re: Eiyo KAMITAKAHARA - 2535 Oak St., Vancouver, B.C.
(Name of File)

On March 9th. 1942 I D.E. McLaren Cst.
(Date) (Member's Name)

Came into possession of the following described goods by

Handed over by the OWNER.

(State Authority from whom seized and place of seizure)

No. OF EXHIBIT	No. OF PACKAGES	CAPACITY OR SIZE	DESCRIPTION OF EXHIBITS
	1		Camera #20937 - Mr. Madak (Pakist) Sunder H. 2542 File 2542

REMARKS: Handed over to the Custodian of Alien Property.

(State briefly disposition)

DATE July 11th. 1944

W. B. ... for Custodian
(Signature of Recipient or Witness)

CERTIFIED CORRECT
F.R. Jefferson
F.R. Jefferson #10559. Cs
(Signature of Member)

ROYAL CANADIAN MOUNTED POLICE

Form 36A

EXHIBIT REPORT

No. 555

HEADQUARTERS File No.

SUB-DIV'N and File No. Vancouver

DIVISION and File No.

DETACHMENT and File No. C.I.B.

J.R. 01567

DATE June 16th 1944

Re: Eise KAMITAKAHARA - 2521 Oak St., Vancouver, B.C.

On March 12th, 1942 D.N. Holgren, C.I.B.

Came into possession of the following described goods by

Handed over by owner

(State authority from whom seized and place of seizure)

No. OF EXHIBIT	No. OF PACKAGES	CAPACITY OR SIZE	DESCRIPTION OF EXHIBITS
	1		DeForest Crosley Radio #9510352. 2542

REMARKS: Handed over to Custodian of Alien Property.

(State briefly disposition)

DATE JUN 20 1944

L.S. [Signature] Custodian.

CERTIFIED CORRECT
P.H. [Signature]
P.H. Joffe, Const. #10559

Custodian's Office

File No.: 2542

*Put to
Mr. Brown
3074*

STATEMENT OF ASSETS

EVACUATION SECTION

Rec'd APR 19 1943

g-389

File No. _____

Ans. _____

Refered *Howe*

British Columbia Security Commission.

Name: KAMITAKAHARA, Eizo Reg. No. 01567

Address: Slocah

Special Enquiry: We notice payment from your office of \$30. each on Feb. 13th and March 13th. What is the source of this and has he any further assets.

TREASURY OFFICE

Per: Mr. L. Cook

Credit with Custodian: Nil

Credit in Bank: Nil

Life Insurance: \$1,000.00 policy with Great West Life Ins. Co., Policy number not known. Beneficiary - wife Fumi

Net Revenue

Real Property: Nil

Negotiable Assets: Nil

Remarks: The steam press owned by the above was sold for \$90.00 and \$30.00 was sent to Kamitakahara on February 5th, March 3rd, and April 14th. We understand that the Pacific Maid Dress Co. was indebted to Mr. & Mrs. Kamitakahara in the sum of \$356.00 for dresses supplied to the Company and Mrs. Kamitakahara wrote to our claims department in September 1942, stating that she had received the above amount at the end of August from Pacific Maid Dress Co. In connection with these two Japanese, we would refer you to our letter of January 23, 1943 which was sent to Mr. M.L. Brown, for the attention of the Welfare Dept.

Compiled by:

Date: April 17/43

Bowels 30/4

2542

April 19th, 1943

Mr. Eizo KAMITAKAHARA,
Registration No. 01567,
Slocan City, B. C.

Dear Sir:-

Thank you for your letter of April 7th asking for the balance of \$30.00 to your credit. We have pleasure in sending you herewith our cheque for this sum.

We understand that you have now received or disposed of all your property with the exception of two cases of books. If you require these shipped to you, please follow the instructions given in our enclosed form letter #107.

Yours truly,

H. F. Green
Protection Department

Encs.
HFG:IF



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

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

JAPANESE PROPERTY CLAIMS COMMISSION

BEFORE

HIS HONOUR, JUDGE J. A. McLENNAN, SUB-COMMISSIONER

Toronto, Ontario,
December 2, 1948.

IN THE MATTER OF THE CLAIM OF
KIHO KAMITAKAHARA

PROCEEDINGS AT HEARING.

APPEARANCES:

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

F. A. BROWN, K.C., appearing for the
 Claimant.

_____ Secretary

A. G. VEITCH, Esq., Official Reporter.

Case No. 1000

Mr. [Name] We believe this case was closed
at the Spring Session, your honor.

Very truly,

L. G. [Name]
Circuit Court

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

L. G. [Name]
Circuit Court

I, [Name], County Commissioner,
appointed to hear a Commission to investigate
claims of Japanese Evacuees for property
loss, do certify the foregoing is a true
copy of the evidence heard on the within
date.

[Name]
County Commissioner.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

IN THE MATTER OF THE "INQUIRIES ACT"
PART I. 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

Toronto, Ontario,

May 4, 1948.

IN THE MATTER OF THE CLAIM OF

EIZO KAMAITAKAHARA

PROCEEDINGS AT HEARING.

20 APPEARANCES:

J.W.G. HUNTER, Esq.,

appearing for the
Dominion Government.

R.A. BEST, Esq.,

appearing for the
Claimant.

A. WATSON, Esq.,

Secretary.

D. J. HANDFORD, Esq.,

Official Interpreter.

A. G. VEITCH, Esq., C.S.R.

Official Reporter.

30

E. Kamitakahara
In Chief.

RIZO KAMITAKAHARA, the Claimant herein, being first duly sworn, testified through the Interpreter as follows:

MR. BEST: Q. Mr. Kamitakahara, I believe you have a claim for a cleaning and pressing business which you formerly carried on at 2525 Oak Street in Vancouver. Is that correct?

A. Yes.

Q. I am showing you a claim for personal property business in relation to that business.

10

Was that form completed upon your instructions?

right.

A. Yes; that is

Q. And that is your signature?

A. Yes.

MR. BEST: I would ask leave to file that as Exhibit No. 1.

(STATEMENT OF BUSINESS CLAIM, MARKED EXHIBIT NO. 1)

MR. HUNTER: My lord, on the strength of Exhibit No. 1 I would like to move at this time that the claim for good-will be struck out.

20 THE COMMISSIONER: What were the circumstances? Were there chattels sold or was the business sold?

MR. HUNTER: No, my lord; most of the chattels were shipped to the claimant and he, himself, sold a number of them. There was no business sold. It was a lease-hold. He gave it up.

THE COMMISSIONER: On the basis of the ruling I previously made I am afraid you do not stand very much chance on your good-will claim, Mr. Best.

MR. BEST: I think this case is almost analogous with the case of Mr. Brewin's yesterday, referring to

30

3

E. Kamitakahara
In Chief.

the first case. I think the circumstances are almost exactly the same. He did have a business up until the time of evacuation and as Mr. Hunter says he did dispose apparently of some of the chattels in the premises on which the business was being carried on.

THE COMMISSIONER: Yes.

10 MR. BEST: But he did not make any endeavour either to sell the business, as I understand it, or to sell the larger chattels with which he could carry on the business. The Custodian did, for instance ---

THE COMMISSIONER: Have you had an opportunity of reading the various rulings I made in Vancouver, after hearing argument, in December?

MR. BEST: Yes, some, my lord.

THE COMMISSIONER: This question was disposed of there.

MR. BEST: Mr. Hunter stated nothing was sold by the Custodian.

MR. HUNTER: No. We sold one thing.

20 MR. BEST: That was the most important thing in this claim, the steam pressing machine with which he carried on his business.

THE COMMISSIONER: I am afraid you are bound by the ruling previously made. I disallow the claim for good-will.

MR. BREWIN: I did not understand your lordship at the hearing to make a ruling but good-will, under any circumstances, would go by the board.

30 THE COMMISSIONER: No, but my recollection of it was that I would consider a claim for good-will if

E. Kamitakahara
In-Chief.
Discussion.

the Custodian sold the business qua business, not otherwise.

MR. BREWIN: My lord ---

THE COMMISSIONER: Have you a copy of those rulings, Mr. Hunter? I had one.

MR. HUNTER: I just had an original one which was a sort of draft. The ruling definitely was that where a business was sold as a going concern good-will might be considered, otherwise it was considered outside the terms of reference.

10

THE COMMISSIONER: That is my recollection of it.

MR. BREWIN: I do not wish to argue at length, my lord, but ---

THE COMMISSIONER: Wait for just one moment. I will see if I can find my copy.

MR. BREWIN: Might I state my recollection of your lordship's ruling?

THE COMMISSIONER: Since we have it down on paper somewhere I would rather you wait until I get it. Certainly my recollection is in accordance with that expressed by Mr. Hunter but it is possible for both of us to be mistaken.

I refer you to paragraph 9:

"Where a claim is made for pecuniary loss
"sustained from sale at a price alleged to
"be less than the fair market value of real
"or personal property, which property had
"been sold along with other assets of a
"going business, the sale having been made
"of the business as a going concern, evidence

30

"may be led of value of good-will alleged to
"attach to the said property. Evidence of
"value of good-will is not admissible except
"in such circumstances."

MR. BREWIN: I understood very clearly your lordship
was not going to allow good-will in cases where
the chattels, for example, attached to the
business had been separated and there was not a
going business at the date of sale, but ---

10 THE COMMISSIONER: I am afraid your recollection is
not as accurate as that of the typed ruling. I
am afraid you will have to abide by it, Mr. Brewin.

MR. BREWIN: I suppose there is no need to say any-
thing further about it now, then.

THE COMMISSIONER: No. Your remedy lies with the
Executive Council. That is my interpretation of
the order-in-council, which contains the terms
of reference.

20 MR. BEST: Will your lordship go this far, that good-
will can only be claimed where the Custodian
actually sold a business as a going concern?

THE COMMISSIONER: I will not go any further than the
language I read to you.

I will give you an opportunity to read it,
yourself, because you see in the interval - this
decision was made in December last - it has been
acted upon in a number of instances during the
hearings which have taken place across the
country so far; so that, having acted upon that
ruling in other cases I certainly would not be

inclined to re-open it at this stage.

MR. BEST: I appreciate that, my lord.

If I may just sort of explain this case, my lord, now, it would seem it would come within the scope of your ruling there.

THE COMMISSIONER: I would be glad to hear your statement of the facts. I was taking it as expressed in a ruling but I would be glad to hear a further statement.

10 MR. BEST: As I understand it, and this is subject to the evidence of the witness, there was no sale of this business as a going concern. That is admitted. On the other hand the business qua business did exist up to the time of evacuation.

THE COMMISSIONER: Yes?

MR. BEST: And the Custodian did take over the implements of the business as such and did sell at least the one large implement, the steam pressing machine of the business.

20 THE COMMISSIONER: Yes?

MR. BEST: But there was no effort made apparently by the Custodian or by the claimant to sell the business as a going concern.

THE COMMISSIONER: Well, I take it that the business ceased to function as a business from the date of the claimant's evacuation.

MR. BEST: That is correct. I would think it did.

THE COMMISSIONER: In the interval, or probably before his evacuation, by virtue of the evacuation, he sold some of his assets. Is that the case?

MR. BEST: That is the case.

THE COMMISSIONER: And then subsequently, as I understand it, the Custodian sold this principal item, as you described it, the principal chattel item.

MR. BEST: Yes, my lord.

THE COMMISSIONER: I think those facts are completely covered by the ruling made in December last and accordingly I would feel I must disallow the claim for good-will.

10 MR. BEST: I see, my lord.

THE COMMISSIONER: Will you proceed with your chattel claim?

MR. BEST: Yes, my lord.

I think that reduces the claim on Exhibit 1, my lord, to the item which is mentioned lower down, this steam pressing machine, which was sold by the Pacific Maid Dress Company.

Mr. Kamitakahara, you left a steam pressing machine in your premises and instructed that it be moved to some other premises, with the consent of the Custodian, at the time of the evacuation. Is that correct?

20 A. Yes.

Q. Who sold that pressing machine?

A. I understood the Custodian sold it.

Q. For how much?

A. For \$90.

Q. And you place a value on that machine of \$325?

A. Yes, sir.

Q. When did you buy that machine, Mr. Kamitakahara?

30 A. In 1939, maybe.

Q. You bought it in 1939? A. Yes.

Q. And how much did you pay for it then?

A. \$400.

Q. \$400? A. Altogether, including the connection and the sawdust burner and the water tank. Everything was included in that.

Q. \$400 for the complete pressing unit?

A. Yes.

Q. From whom did you buy it?

10 A. From Mr. Moriyama.

Q. You bought it from Mr. Moriyama.

I think that disposes of that claim for that particular chattel, which was the only one connected with the business.

THE COMMISSIONER: Yes. There is an additional claim for household goods?

MR. BEST: There is one very small claim for a radio, my lord.

Q. Mr. Kamitakahara, you also claim, I believe ---

20 A. A radio.

Q. A radio? A. That is correct.

Q. And is that your signature and was that form prepared on your instructions?

A. Yes; that is correct.

(HOUSEHOLD GOODS CLAIMED, MARKED EXHIBIT NO. 2)

Q. I understand you bought this Crosley radio in October, 1936, for \$75?

A. Yes, sir.

Q. I see. Was it a new radio?

30 A. It was.

Q. It was a new radio?

A. It was included in that one there.

Q. Yes?

A. \$975.

THE COMMISSIONER: I am afraid I do not understand.
Would you put the question in Japanese, Mr.
Interpreter?

A. It is included in the inventory.

MR. BEST: Q. Yes. It is included in an inventory of
some chattels which you bought from a Mr. Preston
in October, 1936?

10

A. Yes; that is right.

Q. You paid \$975 for these various ---

A. For the whole store.

Q. Yes. How did you evaluate this radio at \$75?

A. Because I take it at \$75.

Q. You mean you ---

A. I bought ---

Q. You mean you and the vendor sort of agreed that
certain chattels were worth so much at the time?

A. Yes; worth so much at the time I bought it.

20 Q. And the total came to \$975?

A. Yes.

MR. BEST: I believe that is all.

MR. HUNTER: My lord, it is submitted that the personal
property of every kind was sold for its fair
market value.

CROSS-EXAMINATION BY MR. HUNTER:

Q. You made arrangements with a Mr. Cooper of the
Pacific Maid Dress Company to store your pressing
machine?

30

- A. He ask me how much he should get for that. I said I do not know myself but, well - I asked him to sell at any price he could sell. I did not do anything. I didn't have any idea about the price then.
- Q. He informed the Custodian that you had set a minimum of \$90 on it? Is that right?
- A. Up to \$150 I asked for it to be sold at. He could not sell at \$150, I suppose.
- 10 Q. In other words, you told him you expected to get a price somewhere between \$90 and \$150?
- A. Yes; that is right.
- Q. Now, with respect to this radio, when was it in 1936 you bought all these chattels, it was agreed that the radio was worth \$75?
- A. That is right, sir.
- Q. How old was it when you bought it from the Prestons?
- A. I think it was about five years old.
- Q. You think it would be about a 1931 model?
- 20 A. No. I mean it was a brand new one.
- Q. Pardon?
- A. It was a brand new one when I bought it.
- Q. That is what I am trying to get at; it was included in the chattels which you bought in 1936?
- A. Yes.
- Q. At that time I presume Prestons had been using it. How long had they had it prior to the time you got it?
- A. I think about half a year.
- 30 Q. It was fairly new then?

E. Kamitakahara
Cross-Exam.
Re-Exam. Re-Cross-Exam.

- A. It was fairly new then.
- Q. In other words, it would be about a 1935 or 1936 model?
A. Yes.
- Q. Somewhere around there? A. Yes.
- Q. You used it? A. Four or five years.
- Q. Was it your only radio? A. Yes, sir.
- Q. And you and your family used it, I suppose?
- A. Yes.

MR. HUNTER: I think that is all.

10

RE-EXAMINATION BY MR. BEST:

- Q. As to the value of this Preston machine, I now have a receipt dated July 5, 1939, from Mr. Moreyane for \$400 for the pressing machine?
- A. Yes.

MR. BEST: Perhaps I might put that in as an exhibit.
(RECEIPT, MARKED EXHIBIT NO. 3)

- Q. Is that the receipt you received from Mr. Moreyane when you bought that pressing machine in 1939?
A. Yes.

20

MR. BEST: Thank you.

MR. HUNTER: I wonder if I might ask an additional question, my lord?

THE COMMISSIONER: Very well.

RE-CROSS-EXAMINATION BY MR. HUNTER:

- Q. Mr. Kamitakahara, when you discussed this question of price with Mr. Cooper on the selling of this machine what did he say? Did he make any arrange-

30

ment with you? Did he promise he could sell it or did he just say that he would sell it if he could?

NB
A. He said he might buy it and sell it for factory use. I said he might give me - if he used it in his own factory I said \$90 would be enough, for himself, but if he sell it to any other people I expect at least \$150.

10 Q. I see; but he was definitely to sell it if he could, because you wanted the money. I think that was the answer? A. Yes.

MR. HUNTER: In that event I would like to make the further submission that this was under the custody, control or management of some person other than the Custodian appointed by the owner and accordingly since it did not come within the custody, control or management of the Custodian it is not within the terms of reference.

MR. BEST: Now, just on that point, my lord ---

20 THE COMMISSIONER: Let me ask the witness one question.

MR. BEST: Yes, my lord.

THE COMMISSIONER: Mr. Kamitakahara, when you made whatever the arrangement was with this man, Cooper, I would like you to tell me what the understanding was.

What was the understanding between you and Cooper?

A. He said - I think he said we go back to B.C. again after the war, during that time he could use it in his own factory and I think he finally found

it necessary to ---

Q. I want you to tell me what your bargain was with
Cooper? A. About the pressing machine?

Q. Yes. Was he to keep it for you until you came back?

A. That is what I thought. He could use it for
himself or could sell it.

Q. Then, as I right in this, that he was free to, or
rather, he undertook to look after it for you?

A. Yes; that is right, sir.

10 Q. And you gave him the right to use it, himself?

A. That is right, sir.

Q. And also the right to sell it? A. Yes.

Q. At what price?

A. Between \$90 to \$150.

Q. Between \$90 and \$150? A. Yes.

THE COMMISSIONER: Would you like to re-examine, Mr.
Best?

MR. BEST: Yes, my lord.

20 Q. When you allowed Cooper to take the machine did
you notify the Custodian's officer who had been
talking to you about the disposal of your goods?
Did you tell the Custodian's officer that rather
than hand the machine to him you were asking
Cooper to look after it?

A. I wanted the Custodian to look after it but the
conditions was we were too busy to go up to the
office because we were called by the officials
to the Manning Pool, the camp.

Q. Now, when you say ---

30 THE COMMISSIONER: Let us get his answer first.

E. Kamitakahara
Re-Exam.

MR. BEST: I am sorry, my lord.

THE WITNESS: I did not have enough time to discuss it with the Custodian.

Q. You did not have enough time.

Then, when did you first discuss the disposal of the pressing machine with any person from the Custodian's office?

A. No, not about the pressing machine but as a whole.

Q. Yes?

A. I discussed about the key

10

and I promised him to give key to him but one time when I was called over by the Mounted Police to the Hastings Park -- as a matter of fact, I was in Hastings Park for a few days, leaving everything behind ---

Q. And you were allowed to go home from Hastings Park?

A. Yes, to wind up and sell, auction.

THE COMMISSIONER: I think we have that pretty well established now.

MR. BEST: Yes.

20 Q. Do you know, yourself, the date on which the machine was sold?

A. Yes. I have it in that document.

Q. There is a letter here from Mr. Green addressed to yourself, February 10, 1943. The machine had obviously been sold before that?

A. Yes.

Q. But you do not know how long before then?

A. No.

MR. BEST: All right, thank you.

30 THE COMMISSIONER: Anything further, Mr. Hunter?

Discussion

MR. HUNTER: My lord, I forgot to give you the appraised value of the radio.

The radio was appraised for \$15 and, of course, was sold for \$25 by public auction on July 12, 1944.

THE COMMISSIONER: Who made the appraisal?

MR. HUNTER: I only have the memorandum that it was appraised. Those were kept on separate files.

THE COMMISSIONER: Appraised at \$15 and sold in 1944 on what date?

10 MR. HUNTER: July 12, 1944, the middle of 1944, for \$25.

It was a deForest Greasley radio, Serial No. 8510352.

THE COMMISSIONER: In 1944 there was a ceiling for radios?

MR. HUNTER: Yes. I have not that information available, my lord, but there was a ceiling.

At that time, of course, the radio was about nine years old.

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

20

(PROCEEDINGS ADJOURNED SINE DINE)

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

A. G. Veitch
"A. G. VEITCH"
Official Reporter

30

2542 & 12411

November 3rd, 1950.

Mr. & Mrs. Eise KAMITAKAHARA,
367 Berkeley Street,
Toronto, Ontario.

Dear Sir: & Madam:

Re: Japanese Property Claims Commission

Case No. 1003

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 ... \$18.30.

Cheque in your favour is enclosed for \$18.30
and we have paid the Co-Operative Committee .. \$11
for legal fees as authorized by you.

Yours truly,

F.G. Shears
Director

FCS/js
1 encl.

Name of Claimant **KAMITAKAHARA Eizo**

Case **1003**

Custodian File *** Fund 2542 & 12431**

REAL PROPERTY									
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village		Total
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices	Sale Price	Total Award 125% of all Sale Prices	
						% of Amount Total		% 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		
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		
98.00	25.00	7.50				90.00	10.80	12.30	
TOTAL RECOMMENDATION									12.30

TORONTO
4 May 1948

DEFENCE BRIEF

Eizo KAMAITAKAHARA

File No. 2542

Case No. 1003

PERSONAL PROPERTY CLAIMS

(All Claims Shown are Gross)

1. Amended Claim

\$400.

Purchase Price

(a) sold for

\$115.

Claim for Goodwill disallowed (Transcript Page 3)

(b) Pressing Machine value \$325.00 sold for \$90.

(c) Radio " \$ 75.00 Sold by auction for \$25.

\$400.00

Witness:-Auctioneers, Thompson & Co.

Claimant stated that he purchased pressing machine in 1939 for \$400.00 and produced the receipt.

Claimant stated that he had made arrangements with a Mr. T.M.Cooper of Pacific Maid Dress Co. to store his pressing machine and use it if he wished and asked him to sell it for him if he could do so at a minimum price of \$90.00 but did not inform Custodian of these arrangements.

It is submitted that the pressing machine was under the custody and control of some person other than the Custodian appointed by the owner and as it did not come into custody or control of Custodian it is not within the terms of reference.

Note:- The ceiling price of these radios in 1944 is being applied for (Transcript page 15).

Summary of Defence

Witnesses:

Mr. Wills

Thompson & Co.

Where Required

1 (c) Staff

1 (c) Auctioneer

BMP/ms