

4181

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: TABATA, IchiroHOME ADDRESS: P.O. Box 522, Westham Island, Ladner, B. C.REGISTRATION NUMBER 05288 SEX: Male AGE: 38OCCUPATION: 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: A. B. C. Packers, Steveston, B. C.MARRIED? YesNAME OF WIFE OR HUSBAND: ShimaADDRESS OF WIFE OR HUSBAND: Japan.

NAMES OF ANY LIVING CHILDREN: Miyuki (F); Michiko (F); Yoshiaki (M);
Itsuro (M); Junko (F).

ADDRESS OF CHILDREN: Japan.AGE OF CHILDREN: 12; 10; 8; 6 and 2 year respectively.

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) NoneEXHIBIT NO. 752-11DATE October 5/48FILED BY Shadice

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: Box 522, R. #1 Westham Island, Ladner, B. C.
2. LANDLORD'S NAME AND ADDRESS: Bob. Trim, Ladner, B. C.
3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID:
\$15.00 yearly December 1942.
4. STATE WHEREABOUTS OF LEASE: None
5. SUB-TENANTS, IF ANY (Give name, address, rent and to what date paid)
None
N. B. 10 people rent above mentioned property each paying
\$15.00 yearly.
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:
1-fishing boat, engine-Easthope, 7 H. P., L-29', W-6'10", D-3'-
in custody at New Westminster, B. C. Sold 2/1/44
1-new Fishing net \$180.00 8 old fishing nets \$840.00
5 cork lines & 5 lead lines \$148.00; 40 lb new net twine \$120.00;
300 new corks \$12.00 - Net House A. B. C. Cannery, Ladner, B. C.
Household goods \$480.00 - Westham Island, Ladner, 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: Cannery carrying insurance
on nets.

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)
None

7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)
1-\$50.00 Victory Bonds in own possession

8. BANK ACCOUNTS Sav. Acc. #1161 - \$600.00 Royal Bank of Canada, Steveston, B. C.

9. LIFE INSURANCE: \$1,000.00 Sun Life Assurance Co. Ltd. - Vancouver, B. C.
Cashed in - Dec/23
beneficiary-Ichiji Tabata (father) Policy 831,428 in owner's possession.

10. INTEREST IN ANY ESTATES OR TRUSTS.
None

11. SAFETY DEPOSIT BOX: None

LIABILITIES:

1. PERSONAL DEBTS: None

2. TRADE DEBTS: None

REMARKS: Declarant will hand key to personal property to the Custodian
upon evacuation.

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 14th day of April 1942.

[Signature]
Witness

(Signature)

Ichiro Tabata

FOR DEPARTMENTAL USE

C
O
P
Y

INFORMATION FROM R.C.M.P.

DATE July 12, 1943.

Our File No. 4181

Full Name TABATA, Ichiro
(Surname in Block Letters)

Registration No. 05288

☒ Male - Female
(Check)

Age January 12, 1904.

Former Address P. O. Box 522, Steveston, B. C.

Date Evacuated April 22, 1942.

☒ Naturalized - Canadian-Born - National
(Check)

Present Address ~~Atlas Lumber Co., Rocky Mt. House, Alta.~~

c/o J. Berent, Turin, Alta. (4/2/47)

☒ Married - Single
(Check)

Name of Wife Shima (in Japan)

Name of Husband ---

Name of Mother TABATA, Tsune (in Japan) Name of Father Ichiji (in Japan)

Names of Children under 16 Mijuki (F) Jan. 10/30 - Michiko (F) Jan. 8/32 -

Yoshiaki (M) Jan. 23/34 - Itsuo (M) Sept. 17/36 - Junko (F) Sept. 1939.

(All in Japan.)

Requested by "E.C.T."

Registered with Custodian Yes
(Yes or No)

Additional Information Fisherman. Owner of Gasboat & house at above address.

SUMMARY TAKEN FROM VESSELS RECORDS

Date: February 3, 1944

Name: Ichiro TABATA

Reg. No. 05288

File: 4181

Boat File No.: JFVDC 637

Name of Vessel: "Miyuki" 29' x 6'19"x3'(1930) Easthope 7 HP (1934)

Lic. or Reg. No.: NEW WESTMINSTER 1930 (*issued Aug 23/30*)

Naval No.: NW.074-D

Owner's Valuation: \$900.00

JFVDC Valuation: \$480.00 Survey #164

Custodian Valuation: None

Date of Sale: *27/5/49* October 29, 1942

Purchaser: Nelson Bros. Fisheries Ltd.

Signature on Sales Papers: Custodian (Forced Sale)

Selling Price: \$475.00

Paid to JFVDC ~~on Custodian~~: \$475.00

Supervision Costs: \$7.25

Balance due Owner: \$467.75

Paid to: Custodian on behalf of Ichiro Tabata

Location of Boat at Sale: New Westminster

Claims Against Canadian Govt.: Missing Inventory Claim 255 - Nelson Bros. Fisheries Ltd. -\$26.25 (Paid)

Additional Information: This boat was released to the purchaser on May 27th, 1942, on a forced sale, but as the owner would not complete the papers, there were completed by the Custodian on October 29, 1942.

EXHIBIT NO. *752-9*
DATE *October 5/48*
FILED BY *H. H. Rice*

J. Matheson

SM

File No. 4181

January 21, 1947.

PERSONAL PROPERTY SUMMARY

Re: Ichiro TABATA
Registration No. 05288

CHATELS: See chattel summary.

SPECIFIED ARTICLES: There are no cameras, radios, motor vehicles or fire arms revealed in the registration or the file.

VESSELS: Ichiro Tabata declared a fishing vessel and the file reveals that the vessel "Miyuki" was sold through the Japanese Fishing Vessel Disposal Committee in the net amount of \$467.75. This amount was received by the Custodian, from the Japanese Fishing Vessel Disposal Committee on November 6, 1942, and credited to TABATA's account, the Custodian signing the sales papers.

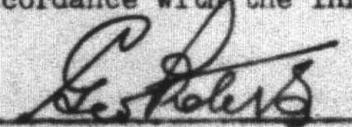
BONDS: 1 - \$50.00 Victory Bond in owner's possession. As this did not come under the control of the Custodian, no action required.

BANK ACCOUNT: Savings Account No. T-161 in the amount of \$800.00 at the Royal Bank of Canada, Steveston, B.C. As this did not come under the control of the Custodian, no action required.

LIFE INSURANCE: Ichiro Tabata declared Sun Life Insurance policy #831,428 in the amount of \$1,000.00 in owner's possession. A cheque for the cash surrender value of the above policy, made out to Ichiro TABATA in the amount of \$782.70 was received from the Sun Life Insurance Company on Dec. 29th, 1943, and this was forwarded to Ichiro Tabata on Jan. 12th, 1944.

No personal property other than mentioned is revealed on the file.

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


George Peters,
Office of the Custodian.

GP/ic

EXHIBIT NO. 752-10
DATE October 5/48
FILED BY Grace

January 21st, 1947.

CHATTEL SUMMARY

Re: Ichiro TABATA
Registration No. 05288

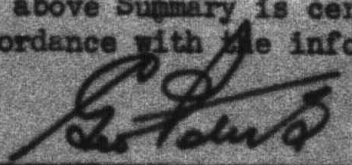
In his declaration dated April 14, 1942, Ichiro Tabata declared, in addition to fishing equipment, household goods in the amount of \$480.00 in Watham Island, Ladner, B. C.

On January 13, 1943, an inventory of chattels in the name of Hiroshi and Ichiro Tabata was taken by the Custodian's fieldmen, Carlsen and Anderson, as being in the former home of these Japanese. In a memorandum appearing on file, no date, signed by Carlsen and Anderson, they advocate the removal of all chattels, immediately, as the houses were being broken into and ransacked repeatedly. They state the chief of police at Ladner, in several cases, had to renail all the buildings. In a report dated May 14, 1943, Mr. Carlsen states he found that all places where he had not tagged chattels had been broken into and most of the valuable chattels stolen.

The files of Ichiro and Hiroshi Tabata do not show an inventory of any goods removed to the Custodian's warehouses. A few effects were sold at a Surrey auction on March 14, 1945, and a Vancouver auction June 27, 1946, showing net proceeds of \$8.62 which was credited to the account of Hiroshi Tabata. Hiroshi Tabata was then written to, to identify these goods. In reply, he states only one trunk belongs to him. The balance of the auctions were then transferred to Ichiro's file.

With reference to nets, Mr. Robinson, Custodian's representative at Steveston, inventoried nets and cork line in the name of I. Tabata at the Phoenix Cannery No. 1. Nets that could be identified, which were sold, were credited to Ichiro's account. Two nets which were inventoried under the name of I. Tabata, by the Custodian, are unaccounted for. One net which was not inventoried by the Custodian, but declared by Ichiro, was never found. All the new stock of twine, cork lines and cork floats were purchased by the A.B.C. Cannery and credited to Ichiro's account.

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


George Peters,
Office of the Custodian.

January 21st, 1947.

CHATTEL SCHEDULE

Re: Ichiro TABATA
Registration No. 05288

JAPANESE DECLARATION -- APRIL 14, 1942.

1 fishing boat in custody at New Westminster. (Sold Oct. 29/42).
 1 new fishing net)
 8 old fishing nets) SEE NET STATEMENT
 5 cork lines) DATED
 5 lead lines) FEBRUARY 21, 1944.
 40 lb. new net twine)
 300 new corks)
 Above at New House A.B.C. Cannery, Ladner, B.C.
 HOUSEHOLD GOODS - at Wesham Island, Ladner, B.C.

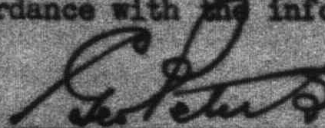
INVENTORY OF CHATTELS BELONGING TO TABATA,
 Hiroshi & Ichiro SIGNED BY CUSTODIAN'S FIELDMEN,
 S.C. Carlsen and R.M. Anderson, January 13, 1943.

2 H.W. tables
 1 food cupboard containing few old utensils
 6 biscuit tins
 1 sad iron FOR EXPLANATION
 2 shallow boxes SEE CHATTEL SUMMARY.
 1 bamboo stand
 1 chair
 1 oil lamp
 1 lantern
 1 old cabinet cont. 9 gramophone records
 1 bed complete and mattress
 1 wall shelf
 2 prs. of oars FOR EXPLANATION
 1 ironing board SEE CHATTEL SUMMARY.
 3 small baskets
 1 wash tub
 5 Jap tubs
 4 lengths of stove pipe
 Large quantity of nets, floats, bottles and junk
 lying about the place.

GOODS SOLD AT AUCTION June 27 - July 3, 1946, and
 March 14, 1945.

festive toy	clothing)	Transferred from
9 lacquer dishes	lot of tools)	file #1023,
Incense burner	clothes drier)	Hiroshi TABATA.
festive toy	table)	

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


 George Peters,
 Office of the Custodian.

TABATA, Ichiro,
Registration No. 06288,
File No. 4181.

February 21, 1944.

NET STATEMENT

<u>Cust. No.</u>	<u>Description</u>	<u>Japanese Value</u>	<u>Purchase Price</u>
462	4/40 x 5 $\frac{1}{2}$ x 50 - 150	\$150.00	\$ 90.00
464	4/40 x 5 $\frac{1}{2}$ x 50 - 50	40.00	20.00
467	5/40 x 7 x 43 - 35	30.00	10.00
470	6/50 x 7 x 40 - 150	130.00	30.00
502	box lead line		3.00
402	cork line		6.00
404	cork and lead line		10.00
none	cork line		10.00
none	3 boxes lead line		10.00
Cannery	5/50 x 6 $\frac{1}{2}$ x 45 - 50		25.00

New Stock Purchased by A.B.C. Packing
at Prices Paid Western Leckie as of Nov. '43.

5/50 x 6 $\frac{1}{2}$ x 50 - 49 lbs.	162.68
30 lbs. 9/40 Barbour Twine	71.40
7 lbs. 5/50 " "	19.81
3 lbs. 6/50 " "	8.37
10 lbs. Cotton Twine	4.00
33 lbs. Cotton Cork Line	13.20
300 floats	10.50

TOTAL SALES..... \$503.96

UNACCOUNTED FOR

465	4/40 x 50 x 5 $\frac{1}{2}$ - 150	\$100.00
469	4/40 x 5 $\frac{1}{2}$ x 50 - 150	100.00
	5/50 x 7 x 40 - 50	65.00

Inventoried by Robinson
Imp. value for messag.

/ms

Sent Statement July 19/24

File No. 4181

January 21st, 1947.

LIABILITY SUMMARY

Re: Ichiro TABATA
Registration No. 05288

There are no claims against the above Evacuee revealed on the file.

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



George Peters,
Office of the Custodian.

GP/1c

(Information supplied by Ins. Co.)

LIFE INSURANCE

Name TABATA, Mr. Ichiro

File No. 4181

*Atlas Lbr Co.
Rocky Mt. House
Alta.*

Reg. No. 05288

Company Sun Life

Agency Vancouver

Policy No. 831428

Premium - \$ 50.35

Payable: ^x Annually, Semi-annually or monthly

Month October Day 25th

REMARKS:

*Form Letter 15
Sent and Reg. 12/45*

NOTICE

Re: Chattels belonging to Japanese living at Japanese camp
Canoe Pass, Westham Island, Ladner, B.C.

We advocate the removal of all chattels immediately, as the houses have been broken into, and ransaked repeatedly, and there is no way of preventing them from further damage, or from being stolen.

This is verified by owner, and Chief of Police at Ladner, who have on several occasions ~~had~~ had to renail, all buildings. They blame conditions existing to the fisherman who have had easy access to the premises, as all buildings are on piles, and connected to wharf on the river.

SIGNED

[Signature]

[Signature]

Name of Vessel (船名)	MIYUKI		Official Number (登記番)	NW 1930	Naval Control Number (海軍省ノ番)	NW 074 D
Port of Registry (登記港)	New Westminster		Date of Registry (登記期日)			
Length (長さ)	29'	Width (幅)	6'10"	Depth (深)	3'	
Make of Engine (Present) (機ノ名 現在ノ)	Easthope		Date When Re-Installed (若シ入替ヘタ場合ヘ其ノ期日)			
Horse Power (馬力)	7		Knot (Speed) (速力)			
When Hull Built (船体建造期日)	1930		When Hull Rebuilt (若シ改造ノ場合ヘ其ノ期日)			
Type of Vessel (船ノ型)	Seiner <input type="checkbox"/>	Packer <input type="checkbox"/>	Gill-Netter <input checked="" type="checkbox"/>	Troller <input type="checkbox"/>	Trawler <input type="checkbox"/>	Other <input type="checkbox"/>
Formerly Used as (従来ノ用途)			Value (Replacement) (船價) (建造スル場合)			
Date When Surveyed Last (最近ノサーベイノ期日)			Value (Present) (船價) (現在ノ)	+ 900.00 700.00		
Place of Operation (使用区域)	Fraser River		Value (Insured) (船價) (保険ヲ附スル場合)			
Charter Rate: 1940 (船料金率)	1941		Chartered To: 1940 (傭船先)	1941		
Amount of Mortgage, If Any (抵當額ノ金額)			Mortgaged To: (抵當權書入先)			
Registered Owner's Name (登録船主名)	Tabata, Ichiro (Brunswick) Steveston, B. C.		Actual Owner's Name (現實所有者名)	Tabata, Ichiro (Brunswick) Steveston, B. C.		
ADDRESS (住所)			ADDRESS (住所)			

© Please refer to "Certificate" of British Registry in filling this blank; special attention is required in cases of "Length" "Width" and "Depth"
此ノ書式ニ記入スルニ充分「登録証」ヲ御覧下サイ 特ニ「長さ」「幅」及「深」ニ御注意願ヒマス

A

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JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

Committee:
THE HONORABLE MR. JUSTICE SIDNEY SMITH
CHAIRMAN
COMMANDER B. L. JOHNSON, D.S.O., R.C.N.R.
KISHIZO KIMURA
A. E. McMASTER, EXECUTIVE ASSISTANT

1526 MARINE BUILDING
VANCOUVER, B.C.

May 27th, 1942.

**To The Registrar of Shipping
Vancouver, B.C.**

Sir:

Re Ex-Japanese Fishing Vessel: **"MIYUKI" NW 1930 NW 074D**

Length: **29'** Breadth: **6' 10"** Depth: **3'**

Engine: **7 H. P. Easthope**

The owner of this vessel, **ICHIRO TABATA**
declines to sell at a reasonable price.

NELSON BROTHERS FISHERIES LIMITED, whose signature,
for identification purposes, appears below, has offered to purchase the vessel for the sum of
FOUR HUNDRED AND SEVENTY-FIVE AND 00/100 - - - - - Dollars (\$ 475.00),
which sum is considered reasonable and has been accepted as the purchase price by this Committee,
and is being held in trust by the Committee, pending completion of Bill of Sale.

You are requested to permit the purchaser, **NELSON BROTHERS FISHERIES LIMITED**
to operate this boat until the presently licensed owner, **ICHIRO TABATA**
completes the execution of Bill of Sale, or some other provision has been made.

This letter is issued in duplicate, one copy of which is to be retained in your files, the other to
be in the possession of **NELSON BROTHERS FISHERIES LIMITED**
for clearance and navigation purposes.

Yours faithfully,

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE.

A. E. McMASTER,
Executive Assistant.

Signature of:

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

Committee:

THE HONORABLE MR. JUSTICE SIDNEY SMITH
CHAIRMAN

COMMANDER B. L. JOHNSON, D.S.O., R.C.N.R.
KISHIZO KIMURA

A. E. McMASTER, EXECUTIVE ASSISTANT

1828 MARINE BUILDING
VANCOUVER, B.C.

July 27th, 1942.

Mr. Ichiro Tabata
c/o H.R. Hunt,
Iron Spring, Alta.

Dear Sir:

Re.M.V. "MIYUKI" NW 1930 NW 074D

For a period of over 5 months this Committee has operated facilities, designed to assist Japanese fishing vessel owners, to dispose of their vessels at fair prices.

In this period over 1000 vessels have been released through the offices of the Committee; and it has now become vitally necessary to promptly dispose of the remaining vessels in order that the Navy personnel, occupied in their custodianship, be relieved for other duties.

Having received an offer for your vessel "MIYUKI" License No. NW 1930, which is considered a fair value, the Committee has sold this vessel for the sum of \$ 475.00 in accordance with the attached Bill of Sale.

Please sign the attached Bill of Sale, together with the Claim Assignment form, also attached, and return to us.

On receipt of these documents properly executed, we shall remit the net value of the sale, with a statement thereof, to any address designated by you.

Yours very truly,
JAPANESE FISHING VESSELS DISPOSAL COMMITTEE.

A. E. McMaster,
Executive Assistant.

Agreement for Sale of Bessel

BETWEEN:

ICHIRO TABATA

(hereinafter called the "Vendor")

OF THE FIRST PART

AND

NELSON BROS. FISHERIES LIMITED

(hereinafter called the "Purchaser")

OF THE SECOND PART

In consideration of the sum of \$1.00, the receipt of which is hereby acknowledged, we agree to the sale and purchase of the vessel hereunder described:

Name of Vessel: **"MIYUKI"**

Port of Registry: **New Westminster, B. C.**

Official Number: **NW 1930**

Length: 29'

Breadth: 6' 10"

Depth: 3'

Propelling power: **7 H.P. Easthope**

For the price or sum of \$ **475.00**

Payable as follows: **CASH**

FURTHER, we the said **ICHIRO TABATA**

FURTHER, we the said NELSON BROS. FISHERIES LTD and THEIR assigns,
for my heirs, covenant with the said

that we have power to transfer in the manner aforesaid, the premises hereinbefore expressed to be transferred; and that the same are free from encumbrances, except as hereunder set out:

[illegible]

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals this ²⁷~~28~~th
day of ^{July}~~August~~ A.D. 1942.

SIGNED, SEALED and DELIVERED
in the presence of:

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE 752 - 3

EXHIBIT NO.

DATE October 5/48

1528 Marine Building, FILED BY
Vancouver, B. C. A.G. Virtue

Sept. 23rd 1942.

Our file No. 637

Mr Ichiro Tabata
c/o Mr H. R. Hunt,
Iron Spring, Alta.

Dear Sir:

Re: M/V "MIYUKI" N W 074 D

First on July 27th and then again later, we sent to you for signature, the following:

- (1) Agreement for Sale form in duplicate
and
- (2) Assignment of Claim form in duplicate

along with the request that the License for the Vessel be returned therewith.

We have received no response to these appeals.

In view of the fact that you have yet time to act and promptly receive the proceeds of the sale before we turn the amount over to the custodian of properties, will you kindly appropriately acknowledge this letter.

We might add that the price obtained for you was considerably above the appraisal-value set on the Vessel by a highly competent Surveyor.

Yours truly,

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

Per "A.E. McMaster"

D/T
enclosures

1. Bill of Sale in duplicate
2. Assignment of Claim in duplicate
3. Stamped, addressed envelope.

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

November 9th 1948

m. Sealy

4187

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

ASSIGNMENT OF CLAIM

Whilst in Naval Custody, my boat
Official No. 1930 suffered damage as set forth
in the surveyors' report.

If the Dominion Government will allow me \$.....
to make good that damage, including missing inventory, I agree
that I shall not make further claim of any nature whatsoever
against the Dominion Government, and hereby authorize the
Japanese Fishing Vessels Disposal Committee to pay the sum so
allowed to.....
Nelson Brothers Fisheries Limited.

.....
(Boat Owner) (G. W. McPHERSON)

Authorized Deputy of the Secretary
of State and/or Custodian

The damage claim of \$..... 26.25 is fair and just.

.....
Surveyor for Japanese Fishing
Vessels Disposal Committee.

.....
Surveyor for Naval Service

DATED at Vancouver, B. C.
October 29th 1942.

R E P O R T
ON EVACUATED JAPANESE PROPERTY

File No. _____

MUNICIPALITY: DELTA

Date: Jan. 13th, 1943

NAME: TABATA, Inshiro & Hiroshi

REGISTRATION NO.

ADDRESS: c/o Japanese Camp, Canoe Pass, Westham Island, B.C.

PROPERTY:

ACREAGE:

KIND OF CROPS:

APPROXIMATE ACREAGE OF EACH:

HOUSE: 1 Storey

VACANT: Yes

OCCUPIED:

DESCRIPTION: Frame

ROOF: Shingle

SIZE: 20 x 30

NO. OF ROOMS: 3

CONDITION: Fair

OTHER BUILDINGS: Washroom & Bath house 8 x 12.

NAME OF LESSEE OR RENTOR:

TERMS:

WATER:

ON:

OFF:

LIGHT:

ON:

OFF:

REMARKS: This house is on Piles and attached to wharf.

INVENTORY OF CHATTELS LEFT ON PROPERTY:

SEE ATTACHED LIST.

Signed: *R. M. Anderson*

[Signature]

INVENTORY OF CHATTELS BELONGING

TO

TABATA, Hiroshi & Ichiro

IN HOUSE

2 H.M. Tables
1 Food cupboard contn. few old utensils
6 Biscuit tins
1 Sad iron
2 Shallow boxes
1 Bamboo stand
1 Chair
1 Oil lamp & 1 lantern
1 Old cabinet cont. 9 Gramophone records
1 Bed complete & mattress
1 Wall shelf
2 Pcs. of oars
1 Ironing board
3 Sml. baskets

WASHROOM & BATH HOUSE

1 Wash tub
5 Jap tubs
4 Lengths of stove pipe

Large quan. of Nets , Floats , Bottles & Junk lying about the place.

SIGNED

Edgar

R. M. Anderson.

Name of Owner: Ichiro Tabata
 Registration No: 05288
 Address: c/o C.L. Alexander

EVACUATION SECTION
 Rec'd APL 22 1943
 File No. 4181
 Date MS
 Returned 912

752 - 5
 EXHIBIT No. October 5/48
 DATE
 FILED SA. B. Virtue

PICTURE BUREAU, ALTA
FISHING NET INVENTORY

1. Place of Storage Anglo-British Columbia Packing Co. Ltd
 (a) In whose care Manager, Wm Ford
 (b) Whereabouts of key (if any) _____

2. Description of nets as follows:

Type	Mesh	Ply	Mesher Depth	Fathom Length	Valuation	Any other marks of identification
Sockeye net	5 $\frac{1}{2}$	4/40	50	50	\$60.00	hang cork & lead line
" "	5 $\frac{1}{2}$	4/40	50	300	120.00	
" "	5 $\frac{1}{2}$	4/40	50	200	200.00	Hang cork & lead line
" "	5 $\frac{1}{2}$	4/40	50	150		
				300	120.00	
Cohoe net	7	6/50	40	150	175.00	Hang cork & lead line
" "	7	5/50	40	50	65.00	" " " "
" "	7 $\frac{1}{2}$	5/40	43	40	50.00	" " " "
" "	6 $\frac{1}{2}$	5/50	45	100	110.00	" " " "
New Nets	6 $\frac{1}{2}$	5/50	Mesher Depth 50		900.00	49 lbs
New Nets twine.	Ply	9/40				30 lbs
"	"	5/50				7 lbs
"	"	6/50				3 lbs
Cotton twine New						10 lbs
Cork line New						33 lbs
Floats New						300

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.

see net statement
 Feb 21/44

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

November 10th 1948

Don. J. J. J.

May 28, 1943.

Mr. Ichiro TABATA,
Registration No. 05288,
c/o Atlas Lumber Company,
Rocky Mountain House, Alta.

Dear Sir:

We have received from Mr. Hiroshi TABATA an explanation about the boats, "Balinda" and "Niyuki".

We are today sending \$100.00 to you—this being the maximum amount which is being sent during any month, except in the case of urgent necessity. If such necessity exists in your case, kindly write us, giving full details, and your representations will be given consideration.

Yours truly,

P. H. Russell,
Administration Department.

PHR:NDE
Enc.

4181 & 1023

May 20, 1943.

Mr. Hiroshi TABATA,
Registration No. 05285,
c/o Mr. J. Romanchuk,
Turin, Alta.

Dear Sir:

Re: M. V. "Belinda" and M.V. "Miyuki"

In reply to your letter of May 16th, I wish
to advise you as follows:

The vessel "Belinda" NW.1928 was sold for \$467.75. The
account of Hiroshi Tabata, licensed owner of this vessel,
has been credited with the proceeds of this sale.

The vessel "Miyuki" NW. 1930 was sold for \$467.75. The
account of Ichiro TABATA, Licensed owner of this vessel,
has been credited with the proceeds of this sale.

Your request for funds has been referred to
the department handling these matters. You will no doubt
hear from that department.

Yours very truly,

F. Matheson,
Specified Articles Department.

File No. - 4181 & 1023

% Mr. J. Romanchuk
Turin, Alta.,
May 16, 1943.

506 Royal Bank Bldg.
Hastings and Granville,
Vancouver, B.C.

EVACUATION SECTION	
Rec'd	MAY 20 1943
File No.	
Ans.	FW
Deferred	Wattson

Milson
Russell

Dear Sir:

I have recently heard that the B.C. Security Commission had sold both H. and I. Tabata's boats on the auction sale. But H. and I. Tabata's boat registration cards were been handed over to my friend in B.C. Now we've received our registration cards and send it to Mr. Russell in order to get the amounts of the money of my boat "Belinda" and Ichiro's boat "Niyuki".

The fishing boat "Belinda" was owned by myself (Kiroshi Tabata), and the boat "Niyuki" was owned by Ichiro Tabata himself. I have just heard that Ichiro's boat "Niyuki" and my boat "Belinda" had been sold. So please send the amount of the boat "Niyuki" sold and my amount of \$467.75 (the my boat sold) as soon as possible. H. TABATA.

File No's: 4181 & 4190

May 11, 1943.

MEMORANDUM

TO: Accounting Dept.

FROM: Miss Seaton

Re: TABATA, Ichiro, #05288

Would you kindly put through the following transfers:-

#464 - \$20.00

467 - \$10.00

470 - \$30.00

FROM: Inao TABATA, 4190/09629
TO: the above named.

also #462 - \$90.00, posted March 29th
FROM: Suspense Acct.
TO: the above named.

Thank you.

/ms

4181 & 1023

May 4, 1943.

Messrs. Hiroshi & Ichiro TABATA,
Registration Nos. 05285 & 05288,
c/o Atlas Lumber Company,
Rocky Mountain House, Alberta.

Dear Sirs:

We have an enquiry through the B. C. Security Commission in respect of boats respectively claimed by Ichiro TABATA and Hiroshi TABATA.

In this enquiry, it appears that Ichiro claims to have been part-owner of the fishing-boat, "Belinda". In his "J.P." form, however, Ichiro claims full ownership of one fishing-boat, but does not give the name.

In his "J.P." form, Hiroshi claims full ownership of the fishing-boat, "Belinda".

"Belinda" has been sold and we have \$467.75 at credit. Who owns "Belinda"? Is it Hiroshi alone or is it Hiroshi and Ichiro together?

We know of another fishing-boat, "Niyuki". Who owns this boat? "Niyuki" has also been sold.

Will both Ichiro and Hiroshi reply to this letter immediately?

Yours truly,

P. H. Russell,
Administration Department.

PHR:NDK

May 14th. 1943

REPORT

RM: Removal of chattels at Westham Island .

On Tuesday the 11th. of May I went down and started tagging chattels for removal to the Japanese hall Bailey Rd. South Westmr. Having to go to Annicis Island Wednesday, I could not return to Westham island till thursday. When I arrived, I found that all places where I hadn't tagged chattels had been broken into and most of the valuable chattels stolen.

I inquired but couldn't get any satisfactory information. By the looks of some of the scattered remnants, I would say that a large amount of valuable chattels have been stolen.

The people living on the Island say that for some time their have been fishermen going through the buildings and helping themselves. I don't agree, and think that a large portion of the chattels might be found on the island in some of the homes.

Signed

Harker

Noted H - I can see no action can be taken.
but already reported by Carlson to the Hawaiian police
who are watching this H

4181
1023

June 7th, 1943

Mr. Bob Trimm,
R. R. No. 1,
Ladner, B. C.

Dear Sir:-

Re: TABATA, Ichiro
TABATA, Hiroshi

This is just to mention for the benefit of our file records, that as advised the writer on his visit in April to Westham Island, you have leased the Japanese buildings there to the A. B. C. Packers for the 1943 season.

Although you and other inhabitants of Westham Island advise that the constant pilfering that has taken place from these premises is the work of passing fishermen, we now believe from reports received by our fieldmen that the local residents have been at least to some extent, responsible. We have reported this matter to the Ladner Police.

Yours truly,

H. F. Green
Protection Department

HFG:IP

MEMORANDUM

File Nos.; 4181
1023

June 7th, 1943

To: FILE

From: Mr. Green

Re: TABATA, Hiroshi
TABATA, Ichiro

In common with the other Japanese who declared effects on Westham Island, great trouble has been experienced with pilfering both by passing fishermen and by the inhabitants of the island. In this case, the effects inventoried under the name of Hiroshi Tabata, on his file 1023, are probably in part at least, those of Ichiro Tabata. When the writer visited this place on April 5th, 1943, there was nothing left of any value and although articles belonging to other Japanese were moved to safe storage, there was nothing found for these Japanese which justified moving.

HFG:IF

Turin, Alberta.
Nov. 24, 1943.

The Office of the Custodian,
506, Royal Bank Bldg.,
Hastings and Granville,
Vancouver, B. C.

EVACUATION SECTION	
Rec'd	NOV 29 1943
File No.	<i>216</i>
Ans.	<i>216</i>
Referred	<i>216</i>

Dear Sirs:

I am going to write a letter to you to get my money for the balance of the value of my boat that you are sending every month to my place. I had recieved \$ 325.00 now, I think that it is not whole value of my boat, because she has sold by the worth of \$ 475.00.

I have not the money here for the living, that why will you kindly send the balance of the value of my boat to me.

yours truly,

Ichiro, Tabata

Ichiro Tabata, Registration No. 05288
c/o John Romanchuk,
Turin, Alberta.

Boat 11957

355.75

Stevenson, B.C.
Nov. 30, 1943.

ANGLO-BRITISH COLUMBIA PACKING COMPANY LTD.

PHOENIX GANTRY

✓ Fishing Supplies purchased from Hiro Tabata.

4181/05-258

		Price	Amount	Total
Net 5/50 - 6 $\frac{1}{2}$ in. mesh - 49 lbs.	@	3.32	162.68	
✓ 50 lbs. 9/40 Barbour Twine	@	2.38	71.40	
✓ 7 lbs. 5/50 " "	@	2.83	19.81	
✓ 5 lbs. 6/50 " "	@	2.79	8.37	
✓ 10 lbs. Cotton Twine	@	.40	4.00	
✓ 500 Floats	@	.03 $\frac{1}{2}$	10.50	
✓ 33 lbs. Cork Line cotton	@	.40	13.20	
				<u>289.36</u>

SUN LIFE ASSURANCE COMPANY OF CANADA
HEAD OFFICE - MONTREAL

COPY

MR. S. M. GIBSON
OFFICE OF THE CUSTODIAN

EVACUATION SECTION	
Rec'd	DEC 29 1943
File No.	4181
Referred	11-24

VANCOUVER, B.C.

December 29, 1943

Mr. Ichiro Tabata,
c/o John Romanchuk,
TORONTO, ALTA

Dear Mr. Tabata:

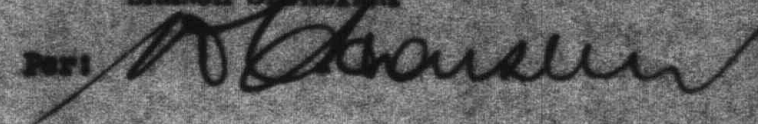
Re: Policy No. 331,428

We are, today, sending our cheque in favour of yourself, covering the Cash Surrender Value of this policy in the amount of \$782.70, to the Office of the Custodian here. This amount is in full settlement of all claims under this policy. You may expect to receive the cheque shortly.

Yours faithfully,

C. B. HAY,
BRANCH SECRETARY

Per:



To claim

WCH/RF

4181 *Peter*

February 9, 1944.

Mr. Ichiro TABATA,
Registration No. 05288,
c/o John Romanchuk,
Turin, Alberta.

Dear Sir:

With reference to the Custodian Release
form of November 10, 1943, calling for 1 Trunk,
this was sold at auction sometime ago.

Yours truly,

W. J. Iverson,
Protection Department.

Peter
WJI/EG
cc to Mr. C. W. Fisher,
B. C. Security Commission,
360 Homer Street,
Vancouver, B. C.

c/o V. R. Rowley,
Twinn, Alta.

July 12, 1944.

Office of the Custodian,
Vancouver, B.C.

EVACUATION SECTION	
Rec'd	JUL 17 1944
File No.	4181
Ans.	
Referred	Mulcahey

Dear Sir:

I have been expecting a cheque for the balance of my account, but have not as yet received it. Will you please oblige at your earliest convenience.

I would also like information concerning my fishing-nets. If they are sold, will you please send me a detailed statement of the sale.

You have addressed all my previous letters to Rocky Mt. House. Will you please note the address above which is my present one.

Yours truly,

I. Tabata

Ichiro Tabata.

per. Jon.

NAME TABATA, Ichiro

REGISTRATION NO. 05288

FILE NO. 4181

The following chattels were sold by public
auction at Surrey, B. C. on March 14, 1945.

Lot of tools
Clothes drier
Table

\$ 1.25
0.75
2.50

Total

(Auctioneer's Fee: \$0.45

Less Expenses: (Advertising: \$0.07

(Moving: \$0.47

\$ 4.50
0.99

Net Proceeds Credited:

\$ 3.51

Members of Custodian Staff Present.

Mr. Anderson

Extracted from Auctioneering List No.

Surrey 10.

Remarks.

MEMORANDUM

File Nos. 1029
4181

May 9th, 1945.

TO: The File
FROM: Mr. W. J. Iverson

RE: Hiroshi and Ichiro TABATA
Canoe Pass

The only recovery of subject Japanese effects, apart from fishing boat and equipment, nets, etc., are those shown on auction sale sheet dated March 14th, 1945.

The few things sold were removed to storage after the report of pilfering made by Messrs. Anderson and Carlson, January 13th, 1943.

WJI:LEM

NAME TABATA, Ichiro

REGISTRATION NO. 05288

FILE NO. 4181

The following chattels were sold by public
auction at Vancouver, B.C. on June 27 - July 3, 1946.

Festive toy	\$ 0.25
9 Lacquer dishes	0.10
Incense burner	0.10
Festive toy	0.05
Clothing	0.65

Total	(Auctioneer's Fee: \$0.14	\$ 1.15
Less Expenses:	(Advertising: \$0.07	\$ 0.33
	(Moving: \$0.12	
Net Proceeds Credited:		\$ 0.82

Members of Custodian Staff Present.

Mr. Wills

Extracted from Auctioneering List No. Vancouver 66.

Remarks.

% J. Berent,

Turin, Alta.

Jan. 10, 1947.

Office of the Custodian,
Vancouver, B.C.

Dear Sir:

I am writing for full information concerning my possessions which were left in my house on Westham, Ladner, B.C.

According to your letter to my cousin, Hiroshi Takata, there was a misunderstanding. All the goods which were left together with his trunk (marked H. Takata) belong to me.

I have no knowledge of what goods have been sold except one trunk, and I would like a statement of any sales which were made.

It is necessary that I be given a full and complete statement of my account, and of all my belongings held by your department as I have intentions of going

EVACUATION SECTION	
Rec'd	JAN 13 1947
File No.	4181
Ans.	
Retained	Letter

to Japan in the near future.
Will you please oblige
me by answering at your
earliest convenience.

Yours truly,
Ichiro Tabata

Ichiro Tabata
Japanese Reg. No. 05288.

January 20th, 1947.

Mr. Ichiro TABATA,
Registration No. 05288,
c/o J. Berent,
Turin, Alberta.

Dear Sir:

This will acknowledge receipt of your letter of January 10th, 1947. Your cousin Hiroshi TABATA was requested to identify a few items that were found at your former home at Westham Island. We have received a letter from him stating that he is only the owner of a trunk. The balance of the few items, which were auctioned, have been transferred to your account in the amount of \$4.33, and we are enclosing herewith our cheque in this amount being your entire balance with the Custodian.

Although you declared to the Custodian that you had left approximately household goods in the value of \$480.00, practically no effects were found beyond the few items which we have credited to your account.

Considerable difficulty was encountered by the Custodian with pilfering, and by passing fishermen and the inhabitants of the island. Our agent reports he made a personal inspection and there was nothing left of any value at your former home.

As you have already received a statement of your account up to May 18, 1944, we are enclosing a statement of your account as of that date, which will bring yours up to date.

Yours truly,

George Peters,
Office of the Custodian.

GP/ic

Encls (2) - cheque \$4.33
statement of account

File No. 4181

c/ J. Bernt,
Turin, Alta.

Feb. 4, 1947

Office of the Custodian,
Vancouver, B.C.

EVACUATION SECTION	
Rec'd.	FEB 10 1947
File No.	4181
Ans.	<i>[Signature]</i>
Referred	<i>[Signature]</i>

Dear Sir:

I acknowledged your letter of January 20th. and a cheque for the sum of \$4.33 but I did not receive a statement of my account as was stated in your letter.

The cheque of \$4.33 cannot be the full balance of my account. I cannot believe that all my goods were stolen from my house as there were some heavy fixtures such as a kitchen range. Also, the price of a trunk, the sale of which was stated in your letter of February 9th, 1944 has not been accounted for.

I received your letter with

much bitterness and with
disappointment of my trust
in your office. When I left B.L.
I vested my property into the
hands of the Custodian. All the
sales your office has so far
transacted have been unreasonably
low. I also hold your office responsible
for any loss of my goods through
possible pilfering as your letter
stated and I shall in due time
take up this matter to the proper
authorities.

I shall be obliged if
you would forward me the
statement of my account, which
you failed to enclose in your
last letter.

Yours truly,

Ichiro Tabata

Ichiro Tabata

Japanese Reg. no 05288.

Statement sent

on Feb 5/49

per. Jm.

Trust credited to account
4/10/23

4181

February 11, 1947.

Mr. Ichiro TABATA,
Registration No. 05288,
c/o J. Berent,
Turin, Alberta.

Dear Sir:

This will acknowledge receipt of your letter of February 4th. The statement we referred to was omitted from our original letter but sent to you on February 5th, 1947, and no doubt is in your hands by now.

The trunk, which was claimed by your cousin, was transferred to his account and therefore, would not appear on your statement.

We regret there is nothing further we can add to our letter of January 20th.

Yours truly,

George Peters,
Office of the Custodian.

GP/EL

Proof of Claim

NOV 27 1947

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

IN THE MATTER OF "THE INQUIRIES ACT" being Chapter 99
of the Revised Statutes of Canada, 1927, and

IN THE MATTER OF a Commission appointed to inquire into and
report upon the claims of persons of the Japanese Race under said
Orders-in-Council.

1. Name of Claimant in full: **TABATA, Iohiro.**

Registration No. **05288.**

2. Claimant's address at the time of his evacuation from the protected area:

3. Claimant's present address: **McDonald Cannery, Westham Island, Ladner, B.C.**

4. Claim relating to real property: **P.O. Box 4, Iron Springs, Alberta.**

(a) Street address of real property:

(b) Legal description of property:

(c) Type of real property, i.e., farm, residence, commercial, etc., and short description of it:

(d) Title or interest held by Claimant in the real property:

(e) Fair market value of real property at date of sale:

(I) Land— \$

(II) Buildings— \$

(f) Amount of loss alleged to have been sustained by the Claimant under the terms of reference:

\$

5. Claims relating to personal property, etc.

(a) Location at which property was left by Claimant at date of evacuation:

Fishing gear - A.B.C. Packing Co., Steveston, B.C.

Household Furniture - McDonald Cannery, Westham Island, Ladner, B.C.

Fishing boat - Delivered to New Westminster by order of Canadian Navy.

(b) Type of premises in which property was left by Claimant and manner in which that property was stored or packed at time of evacuation:

Fishing nets - Stored at Net house of A.B.C. Packing Co., Steveston, B.C.

Net twine and corks - Stored at Net house of A.B.C. Packing Co., Steveston, B.C.

Skiff - A.B.C. Packing Co., Steveston, B.C.

Household Furniture - Stored in house.

Fishing boat - Delivered to New Westminster as directed by Canadian Navy.

(c) In whose care was property left by the Claimant at date of evacuation?

In care of Custodian.

(d) Itemized and detailed description of the property which is the subject of the claim, and itemized value thereof at the time of sale, loss or destruction:

Fishing nets, leads, lines, etc.:

1	4/40 x 5 3/8 x 50 - 150	\$ 150.00	
2	4/40 x 5 7/8 x 50 - 50	40.00	
3	5/40 x 7 x 45 - 35	30.00	
4	6/50 x 7 x 40 - 150	150.00	
5	Lead line - 200	15.00	
6	Cork line	20.00	
7	Cork and lead line	30.00	
8	Cork line	20.00	
9	3 boxes lead line	45.00	
10	5/50 x 6 1/2 x 50 - 49 lbs.	200.00 200.00	
11	30 lbs. 9/40 (Barbour) twine	88.50	
12	7 " 5/50 " "	24.92	
13	3 " 6/50 " "	10.68	
14	10 " Cotton twine	5.00	
15	33 " Cotton cork line	16.50	
16	300 Floats	10.50	
17	4/40 x 50 x 5 7/8 - 150	100.00	
18	4/40 x 5 7/8 x 50 - 150	100.00	
19	5/50 x 7 x 40 - 50	65.00	
20	5/50 x 6 1/2 x 45 - 50	65.00	

(e) Amount of loss alleged to have been sustained by Claimant under the terms of reference:

1166.10

6. I desire that my claim be heard at the City of Lethbridge in the Province of Alberta.

7. An Interpreter will be required.

DATED this

day of October, A.D. 1947.

[Signature]
Witness to Signature of Claimant.

[Signature]
Signature of Claimant.

5 d Household Furniture:

1	1 trunk (new)	28.00
2	1 overcoat	15.00
3	1 suit	15.00
4	Net Twine	42.72
5	Hand saw	6.00
6	Japanese saw	2.00
7	Plane	2.00
8	Cloth material	38.78
9	1 fishing net	36.00
10	Kitchen stove	25.00
11	Heater	10.00
12	Oil heater	15.00
13	2 gas stoves	10.00
14	2 beds	35.00
15	Kitchen ware	40.00
16	6 chairs (new)	9.00
17	3 kitchen chairs	2.50
18	3 tables	15.00
19	3 crocks	12.00
20	3 7ft. saws	15.00
21	3 axes	4.00
22	1 water pump	5.00
23	Gas pump	10.00
24	Lantern	2.00
25	4 pails	1.00
26	2 wash tubs	3.00
27	7 cord wood	40.00
28	Rubber boots (new)	6.00
29	Rain coat	4.00
30	2 comforters	30.00
	Fishing Vessel	850.00
	Skiff	20.00
	Total	\$1350.00

12

STATUTORY DECLARATION

I, **Ichiro TABATA**

(Full Name of Claimant)

of **P.O.Box 4, Iron Springs, Alberta. Farm Laborer-**
(Present Address) (Occupation)

DO SOLEMNLY DECLARE:

1. I am the above named Claimant.
2. I have a personal and full knowledge of the circumstances and facts relating to the Claim above referred to.
3. The above Claim is true and correct.
4. I have not received any payment upon the above Claim other than the following:

Received from the Custodian-\$976.04.

And I make this declaration conscientiously believing the same to be true, and knowing it is of the same force and effect as if made under oath, and by virtue of The Canada Evidence Act.

DECLARED at *Iron Springs*
in the Province of Alberta,
this *17th* day of *November*
A.D. 1947.

Romeo Shier
A Commissioner for Oaths in and for
the Province of Alberta.

I. Tabata

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

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

(HIS HONOUR JUDGE L.H. STACK, SUB-COMMISSIONER)

10

Lethbridge, Alberta,
 October 5th, 1948.

IN THE MATTER OF THE CLAIM OF
ICHIRO TABATA,

PROCEEDINGS AT HEARING.

20

APPEARANCES:

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

appearing for the
 Dominion Government.

A.G. VIRTUE, Esq., K.C.,

appearing for the
 Claimant.

MISS LILLIE THOMAS,

Secretary.

D.J. HANDFORD, Esq.,

Official Interpreter.

S.R. HOWARD, Esq.,

Official Reporter.

30

I. Tabata,
In Chief.

THE SECRETARY: Case No. 752, Ichiro Tabata.

ICHIRO TABATA, the claimant herein,
being first duly sworn, testified
through the Interpreter as follows:

DIRECT EXAMINATION BY MR. VIRTUE:

Q Now, your Honour will be glad to hear that we are
going boating this morning.

THE SUB-COMMISSIONER: That is very nice.

MR. VIRTUE: Q: I show you a form called a summary of
evidence, and it contains a description of your
boat, the "Miyuki"? A: Yes.

Q And a description of your nets and lines and so
on, and your fishing equipment?

A Yes.

Q And then a description of your personal property,
such as furniture and all that sort of thing?

A Yes.

Q Is that your signature? A: Yes.

Q Was this form prepared by you with the help of
an interpreter in my office? A: Yes.

Q Now, are the statements in this form regarding your
boat and your fishing nets and equipment and your
personal property true statements?

A Yes.

Q Now, you earned your living at the Coast by fishing,
did you? A: Yes.

Q And you owned your own fishing boat called the
"Miyuki"? A: Yes.

Q I show you a photograph; what is that?

A That is my boat.

2
I. Tabata,
In Chief.

Q That is your boat? A: Yes.

Q About how long before the evacuation was that
boat taken, was that picture taken?

A In the Spring of '41.

Q In the Spring of '41? A: Yes.

Q And was the boat in as good shape as that when
you left it, when it was taken from you in '42?

A It was the same.

Q Was it in good operating order, and in good repair?

10 A Yes, there was nothing wrong with it.

MR. VIRTUE: I will offer the picture as an exhibit.

I will put in the summary of evidence first.

(SUMMARY MARKED EXHIBIT NO. 1).

MR. VIRTUE: And then the picture as the second exhibit.

(PHOTOGRAPH MARKED EXHIBIT NO. 2).

MR. VIRTUE: Q: Now, when was the boat taken from you
and by whom?

A: I was ordered
by the navy to relinquish it and took it to New
Westminster.

20 Q And when did you turn it over to at New Westminster?

A There was a Navy representative there who took it
over.

Q About what date was that? If you don't remember
the exact date say about when it was?

A I think it was in October.

Q When were you evacuated? A: I came here
on April 22nd, '42.

Q Now, tell me, when did you buy this boat?

A I think it was 1929 or '30.

30 Q Did you buy it new? A: Yes.

4
I. Tabata,
In Chief.

Q You bought it in Vancouver, did you?

A Steveston.

Q In Steveston?

A: Yes.

Q Which is a suburb of Vancouver, close to Vancouver?

A Yes.

Q What did you pay for it?

A Altogether \$1400.00.

Q \$1400.00?

A: Yes.

Q Then you put some improvements on it in 1939, did you?

A: I built a cabin on, that was in 1940, and helped or also fixed the keel with gum and hardwood, and also put on a net drum.

Q A net drum?

A: Yes.

Q Now, looking at the picture, is this affair the cabin you built in 1939 or 1940?

A- In 1940 make this one.

Q And that is the drum (indicating), that big round thing is the drum?

A: Yes.

Q Now, what was the boat worth? What was the fair market value of it when you turned it over to the Naval representative or authorities in 1942, or what was it worth in April, 1942?

A About \$850.00. There was talk about selling it for \$750.00 or \$800.00, but I had refused.

Q Now, do you know that the Custodian sold the boat at \$475.00; do you know that?

A Yes, I received a letter asking for the registration.

Q And what did you think of that price?

A I thought it was no use at all so that I wrote a

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I. Tabata,
In Chief.

reply refusing.

Q It was no use at all and you wrote a reply
refusing? A: Yes.

Q Now, here is a list of your nets (indicating);
is that a correct list of the nets and lines
that you left behind? A: Yes.

Q Where did you leave your nets?

A In the cannery.

Q Which cannery?

A: Brunswick Cannery.

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Q The Brunswick?
Cannery, I meant.

A: No, the Phoenix

Q The Steveston Cannery?

A: Phoenix Cannery.

Q Oh, the Phoenix. Is that in Steveston?

A Yes.

Q Did you put your name on each net and the price
that the net was worth?

A: Yes, I labelled

them.

Q You labelled them?

A: Yes.

Q Is the price you have put on here in your claim
a fair and reasonable price for your nets at
the time you left them?

A: Yes.

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Q Now, then, we come to your personal property,
and we have a list of it here on page 4; did
you leave that stuff behind when you were evacuated?

A Yes, it was all left in the house.

Q In the house?

A: Yes.

Q What about the prices you have asked for the
personal property?

A: At this price

I would imagine anybody would be glad to buy.

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MR. VIRTUE: Just to save questioning the witness

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about it, I will just show this to my learned friend and put the letter in directly.

MR. RICE: I recall reading it.

MR. VIRTUE: I put in, sir, a letter from the Japanese Fishing Vessels Disposal Committee to the claimant dated September 23rd, 1942,

"Re: M/V 'MIYUKI' N W 074 D

First on July 27th and then again later, we sent to you for signature, the following:

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(1) Agreement for Sale form in duplicate
and

(2) Assignment of Claim form in duplicate along with the request that the License for the Vessel be returned therewith.

We have received no response to these appeals.

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In view of the fact that you have yet time to act and promptly receive the proceeds of the sale before we turn the amount over to the custodian of properties, will you kindly and appropriately acknowledge this letter.

We might add that the price obtained for you was considerably above the appraisal value set on the vessel by a highly competent surveyor.

Yours truly,

Japanese Fishing Vessels Disposal Committee."

And then included is a bill of sale in duplicate from the claimant to Nelson Brothers Fisheries Limited, not signed, and an assignment of a damage claim covering the same boat, also in duplicate, and not

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signed.

Q Now, you got that letter from the Japanese Fishing Vessels Disposal Committee in September or October, 1942, did you? A: I don't remember exactly, but I believe so.

Q About that time? A: Yes.

Q And did you ever answer it? A: Yes, the first time I wrote in Japanese.

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Q And what did you answer? A: I refused to sell. I said I refused to sell.

Q You refused to sell? A: Yes; it doesn't agree with my prices so that I wouldn't sell.

Q It didn't agree with your price so that you wouldn't sell? A: Yes.

(DOCUMENTS MARKED EXHIBIT NO. 3).

MR. VIRTUE: Would my learned friend let me have from the Custodian's file a copy of a letter dated October 30th, 1942, and an agreement for sale dated the 29th of October, 1942.

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MR. RICE: This is in July, is that the one that you mean?

MR. VIRTUE: No. There is one on the 29th of October, 1942.

MR. RICE: There is a letter of October 29th, received October 30th, from the Department of the Secretary of State. It isn't a copy of a letter; it is an original letter.

MR. VIRTUE: That is it. No, this is not the letter that I want. It is a copy of a letter dated the 30th of October. I have already had an opportunity of examining the file.

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MR. RICE: The whole file is complete.

MR. VIRTUE: Perhaps if you would let me look it over
I could spot it more quickly.

MR. RICE: Oh, here it is.

MR. VIRTUE: I put in, sir, from my learned friend's file
a copy of a letter dated October 30th to the Registrar
of Shipping advising of the sale of this boat to
Nelson Brothers Fisheries Limited for \$475.00, and a
attached to that is a bill of sale dated the 29th
of October, 1942, of this vessel made out in the
name of Ichiro Tabata as vendor, but signed by
G. W. McPherson, authorized deputy of the Secretary
of State and/or Custodian.

THE SUB-COMMISSIONER: Going in as one exhibit?

MR. VIRTUE: Yes, sir, please.

(DOCUMENT MARKED EXHIBIT NO. 4).

MR. VIRTUE: Now, also from the Custodian's file, could
I have please the net form of April 22nd, 1943. I
think that is probably stamped on it; that is the
usual practice. It is a net form anyway.

MR. RICE: You mean this one?

MR. VIRTUE: Yes. I also put in from the Custodian's
file what we call the net form of this man, and
stamped on it is April 22nd, 1943, and it covers
the description of the nets in question, and it
says on it, "Place of storage, Anglo-British
Columbia Packing Company Limited."

(INVENTORY MARKED EXHIBIT NO. 5).

MR. VIRTUE: And a letter from the Custodian of March
11th, 1943, taken from the Custodian's file, I will

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put in, sir. It is addressed to the claimant under date of March 11th, 1943, and reads,

"As there is some doubt concerning the ownership of various nets located at the Phoenix Cannery, it would be appreciated if you would kindly fill in the enclosed net form.

"Thanking you for your cooperation, we are,"

and it is signed by Sullivan for the Specified Articles Department.

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(LETTER MARKED EXHIBIT NO. 6).

MR. VIRTUE: I also put in, sir, a letter written on behalf of the Custodian dated January 20th, 1947, to the claimant, and I won't read it all,

"Although you declared to the Custodian that you had left approximately household goods in the value of \$480.00, practically no effects were found beyond the few items which we have credited to your account.

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"Considerable difficulty was encountered by the Custodian with pilfering, and by passing fishermen and the inhabitants of the island. Our agent reports he made a personal inspection and there was nothing left of any value at your former home."

(LETTER MARKED EXHIBIT NO. 7).

MR. VIRTUE: That is all, thank you.

MR. RICE: I am submitting, your Honour, that the vessel was disposed of by the Japanese Fishing Vessels Disposal Committee and the claim, therefore,

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does not come within the terms of reference.

I am submitting that the chattels disposed of by the Custodian were sold at their fair market value.

I am submitting that the Custodian, if he is responsible for any articles, that the claim made by this claimant to the same is exorbitant.

I tender as an exhibit an analysis of personal property claim.

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(ANALYSIS MARKED EXHIBIT NO. 8).

I tender as an exhibit a summary taken from the vessels records.

(SUMMARY MARKED EXHIBIT NO. 9).

I also submit as an exhibit a personal property summary.

(SUMMARY MARKED EXHIBIT NO. 10).

CROSS EXAMINATION BY MR. RICE:

Q I show you your J.P. form dated the 14th of April, 1942 (indicating); does that document bear your signature?

A: Yes.

Q That is your J.P. form?

A: Yes.

MR. RICE: I tender the claimant's J.P. form as an exhibit.

(J.P. FORM MARKED EXHIBIT NO. 11).

MR. RICE: Q: Did you ever value your vessel at \$700,000?

A: No.

Q You never did. I show you a document purporting to be a registration of your vessel...

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MR. VIRTUE: ...Your Honour, here we are at the same

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situation again that I have repeatedly objected to. First, the witness is asked a question, he gives an answer, and then he is confronted with a document for the purpose of contradicting him. Now, that is contrary to all the principles of evidence and also contrary to the principles of fairness. The rule of evidence is that if it is intended to contradict a witness by a document, his attention first must be called to the document, and then after his attention has been called to it he may then be cross-examined on the document. Now, I wish my learned friend would follow that rule. I mean, he knows the rule, and I know it, and we all know it, and if he will just follow it it will save any contention about it.

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THE SUB-COMMISSIONER: I think that rule should be followed, Mr. Rice.

MR. RICE: There is no rule that I have departed from. I asked the witness if he ever valued the vessel at \$700.00, and I showed him a document then. My learned friend does not know what is in it. He comes to his rescue every time that it looks like he is going to get into a jam.

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MR. VIRTUE: Well, now...

THE SUB-COMMISSIONER: ...No, I do not think that is quite correct.

MR. RICE: That is all it is. I am asking him if he recognizes a document, if he knows what it is.

MR. VIRTUE: Ask the Interpreter to read it all over.

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MR. RICE: It is in Japanese and English. Do you know it? Must ask him if that is the registration slip

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for his boat, or if he knows what it is.

A I have never seen this form before.

Q You have never seen it before? A: No. The particulars of the boat are all correct, but I have never seen the form before.

MR. RICE: All right. I will have it marked for identification.

(DOCUMENT MARKED EXHIBIT "A" FOR IDENTIFICATION).

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MR. RICE:

Q Did you ever see the original of that document, which, apparently, is a copy? Exhibit "AW, I am referring to. A: Including this \$700.00?

Q I am asking if he ever saw an original of which that document purports to be a copy. He said he never saw that document before. Now I am asking him if he saw the original of that document.

A I don't think I have seen a form like this before.

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Q All right. Was your boat registered?

A Yes.

Q Have you got the registration form?

A No.

Q You haven't got it? A: No.

Q Where is it? A: In 1943 I received notification that the boat had already been sold and was asked to return the registration form, so I sent it in.

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Q To whom? A: To Mr. Russell in Lethbridge.

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Cross Exam.

Q He was in the B.C. Commission, was he not,
the office here? A: Yes, I think so.

Q Did you ever see that document before (indicating)?

A I don't remember.

Q You don't remember? A: No.

Q But it isn't your writing? Do you write English?

A No, it isn't my writing.

Q It isn't something that you had someone write
for you?

A: I don't write
English so that anything I had to send in I had
to get somebody to write for me. Whether I got
somebody to write that, I don't know. I have
copies of what I sent in.

Q You have copies of what you sent in. Just read it
to him and ask him if he sent in the list of those
lines, the part which is in English?

A Yes, I just read it to him.

Q I am not sure that it is his. Did you ever make
any other net statement for the Custodian's office
other than this that I show you, Exhibit 5?

A Yes, I have; there were quite a large number of them.

Q Did you make up the statements on Exhibit 5 that
you sent in to the Custodian's office?

A Yes, other than this.

Q You sent others in? A: Yes.

Q Would this statement I show you be one that you
sent in or had sent in? A: I sent them

all in at the same time. I sent a long list.

Apart from this I sent a long list in.

Q Oh, I see; all right. I observe that the lines

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Cross Exam.

listed in Exhibit 5 total \$900.00, whereas the amount of the claim you have sworn to in your summary of evidence, Exhibit 1, values the same lines at \$1244.72. Can you explain what has jumped the value? There is \$1244.72 in Exhibit one for the same lines that are valued in Exhibit 5 as \$900.00?

MR. VIRTUE: That doesn't seem to be to be correct.

Maybe my learned friend has added them up.

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MR. RICE: I did, and put them down there (indicating).

MR. VIRTUE: That is not a correct question. Don't answer that question. My learned friend is doubtless overlooking this, but included in the claim as added up here is not only nets but a number of lines, whereas this statement here, Exhibit 5, includes twine, cork lines, floats and so on.

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MR. RICE: Well, all right, add it in there. There is \$130.00 there for cork lines, and if that is added to the nets, the \$900.00, you get \$1030.00, and you are still out \$100.00 odd.

MR. VIRTUE: He doesn't add the various twine and floats and all the rest of it at all. All he values is the total of the nets, and it comes to \$900.00 for the nets only. It is easy to confuse these people.

MR. RICE: Yes.

MR. VIRTUE: Even when the questions are correct.

MR. RICE: And in Exhibit 1 the same nets come to \$1114.00.

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MR. VIRTUE: No, that isn't right. Included in this \$1114.00 is a bunch of twine. I think we should be careful not to confuse these people entirely.

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Cross Exam.

MR. RICE: I don't know why they should be confused by a simple question.

MR. VIRTUE: It is a very easy thing to tie them in knots.

MR. RICE: Perhaps my learned friend would like to do the explaining; may be he would like to get on the stand and explain. In the proof of claim he has \$1166.00 for all the nets, the summary filed today has \$1244.72, the J.P. form filed by the claimant has \$1300.00, and the net statement has \$900.00. How in the world is the Commissioner going to consider these things when he has got three or four different views from the same mouth.

MR. VIRTUE: I have no objection to my learned friend straightening out these things.

THE SUB-COMMISSIONER: I think he should.

MR. VIRTUE: But I want him to be careful not to put figures into the mouth of the witness that are incorrect figures in the first place and get him all confused.

THE SUB-COMMISSIONER: The witness ought to be quite capable of explaining his own claim..

MR. VIRTUE: Yes, but counsel ought to be careful not to put untrue figures in the witness's mouth.

MR. RICE: If I have made a mistake, you will correct me.

MR. VIRTUE: I am not saying that my learned friend is doing it deliberately at all; I am saying that he should be more careful to get his figures correct before he starts questioning the witness.

A This is not a complete list of all the nets I left.

MR. RICE: Q: Why didn't you make up a complete list? You were asked to give a complete list and send it in to the Custodian; why didn't you make a complete list?

A The list that I sent in apart from this statement here was the same as appears in the summary of evidence.

Q Well, where is it?

A: I sent in a

full list.

Q That paper is complete, is it not?

A This is the one that isn't complete.

Q It suggests it is complete. Is there anything written on the back of it?

A There was one included in the summary of evidence. That was left in a trunk, a new one; that isn't included in this list.

Q You say you left a net in your trunk?

A Yes; that is right.

Q I understood you to say that you left all your nets at a cannery?

A: Apart from these that I had on this list.

Q Exhibit 5 you are talking about?

A Exhibit 5. There were some in the trunk and in the house. I thought it would be best to put this on the list of nets rather than include it in the household goods.

Q I see.

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Cross Exam.

MR. VIRTUE: Your Honour, as I add up the list of nets on Exhibit 1, and I may be wrong, but as I add that up, they come to \$916.00, and according to the net form, Exhibit 5, apparently the nets come to \$900.00, so that there isn't very much of a discrepancy there.

MR. RICE: Why should there be any discrepancy?

THE SUB-COMMISSIONER: You have nets with cork, and then below you have "with cork lines".

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MR. VIRTUE: That is what I am trying to unravel, but as far as I can judge these are the nets (indicating); the net is given "with cork lines" and so on.

THE SUB-COMMISSIONER: Yes, with cork, but down below you have cork lines and you have underneath "with cork lines" and "with cork and lead lines".

MR. VIRTUE: Those are only lines down below.

THE SUB-COMMISSIONER: Q: When you say "with cork", does that mean with or without lines?

A: That is nets with a cork line.

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Q: That is nets with a cork line?

A: Yes.

MR. VIRTUE: I take it that is the case; although I am no fishing expert, I judge that is what has happened.

THE SUB-COMMISSIONER: Perhaps you had better ask the witness and get that explained.

MR. VIRTUE: I think if he would take Exhibit 1 and ask him which are nets and which are lines we might get some place.

MR. RICE: Perhaps I had better go ahead with my examination.

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Cross Exam.

THE SUB-COMMISSIONER: Yes.

MR. VIRTUE: I am only trying to straighten out the tangle.

MR. RICE: I don't understand it; perhaps my learned friend does.

MR. VIRTUE: I think the witness could explain if he were given time.

MR. RICE: Q: You value an overcoat that you wore three years, that you paid \$40.00 for, for \$15.00. How would they ever sell an overcoat three years old for \$15.00 that you paid only \$40.00 for new?

A: I am a fisherman and very seldom wear ordinary clothes. It was just worn a few times, and it was as good as new.

Q: Why didn't you take it with you when you were evacuated?

A: The Custodian didn't issue my trunk to me.

Q: You could have taken your overcoat with you without the trunk, could you not?

A: At first when I was leaving I thought I would have to go to the road camp and I just took my raincoat.

Q: It is your intention to return to Japan as soon as you can, I believe?

A: Pardon?

Q: It is your intention, I believe, to return to Japan as soon as you can?

A: That was my intention.

Q: And you wrote the Custodian to that effect?

A: No, the Custodian didn't ask.

Q: But in a letter to him didn't you say -- I think you said in a letter, "I have intentions of going to Japan in the near future." Didn't you write

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Cross Exam.

a letter to that effect to the Custodian only
last year?

A: When, last year?

Q Yes, last year?

A: Yes. What

we have been talking about was in '42; last year
I did write.

Q How old were the comforters that you value at
\$30.00? Two comforters, value \$30.00, down
here (indicating)? Why have you got to look at
it? Can't you answer the question without looking
at it to make up your mind?

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THE INTERPRETER: He doesn't know and I don't know what
this is supposed to mean in Japanese. "Comforter"
doesn't mean anything in Japanese. That is a quilt.

MR. RICE: Q: Quilt, all right?

A One of these was brand new. One was new and it cost
about \$18.00 or \$20.00; and the other one had been
used about three years, but was quite a good quilt
and in good condition.

Q I observe that you valued two beds that you
purchased in 1936 for \$40.00 to be worth \$35.00;
that is, after you had used them about seven years
you say that the beds that had cost you \$40.00 had
only depreciated \$5.00. You call that a fair
value, do you?

A: Yes, I think that

is fair; a fair value.

Q And you got two handsaws that you paid \$4.00 for
and you value them at \$6.00? You say that is fair
after using them two years. The two handsaws you
bought for \$4.00 and you say after using them
two years they are worth \$6.00?

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A There were about three pieces of saws, as far as the saws were concerned.

Q I don't care how many pieces there are. You bought them for \$4.00 two years before you were evacuated and at the time you were evacuated they had gone up to \$6.00? They have gone up \$2.00 in price after using them two years; that is your evidence?

A That is \$4.00 apiece, and there were two or three saws there. They cost \$4.00 apiece.

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THE SUB-COMMISSIONER: He doesn't say that in his form.

MR. RICE: He said there were only two saws, not two or three.

MR. VIRTUE: That is quite simple, two handsaws at \$4.00 apiece, and he values them at \$6.00.

THE SUB-COMMISSIONER: Of course, Mr. Virtue, his form doesn't say that. I think it is only fair that he should explain these things.

MR. VIRTUE: He says now they cost \$4.00 each.

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MR. RICE: He says he thinks there were three.

A Two or three.

THE SUB-COMMISSIONER: What about the pails that are valued at \$40.00, what kind of pails were they?

A There were four items on my list as buckets that I have valued at \$1.00. I had four buckets on my list totalling a secondhand value of \$4.00 or \$1.00 each.

Q Then this item of \$40.00 is a mistake, is it?

MR. VIRTUE: It looks to me as if it was a mistake.

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It looks to me as if it should be \$4.00, four

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Cross Exam.

pails at \$1.00 each.

A The item of \$40.00 on my list is cordwood,
six cords of cordwood.

THE SUB-COMMISSIONER: That is quite different from
four pails.

MR. VIRTUE: We will have to amend this. Apparently
the six cords of cordwood are not filled in
on the form.

MR. RICH: Q: When did you prepare the list that you
have there?

A: This list

is copied from a notebook which I made out at
the time I registered with the Custodian.

MR. VIRTUE: I see, sir, that this was a slip of the
stenographer in copying the list which was handed
in. It has seven cords of wood here, that is,
in the handwritten list, but the stenographer
in copying left it out.

THE SUB-COMMISSIONER: The only thing about this is
simply this, that you present a form of his
evidence to the witness, and he looks at it and
he says "That is true and correct" and it is not.

MR. VIRTUE: Yes.

THE SUB-COMMISSIONER: If it was correct, why does it
need all this explanation afterwards?

MR. VIRTUE: Because certain clerical errors have
occurred which should not have occurred. Here is
a list written out by the young man who had charge
of the work, and it contains seven cords of wood,
\$40.00, and the stenographer in taking that
across from the handwritten list to the typewritten

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Cross Exam.

list has simply left out the cordwood. One, ^{could} of course, discharge these stenographers and get worse ones instead.

MR. RICE: Q: How many cords have you got on there?

A: Six cords.

Q: His list shows six cords, the written list has seven, and the summary of evidence has none.

MR. VIRTUE: Q: How many cords of wood did you leave behind? How many cords of wood did you leave behind?

A: Six, over six

cords.

Q: Over six cords. Was that worth \$40.00?

A: Yes.

MR. VIRTUE: I would ask that the summary be amended in that respect.

A: If you bought it at a wood merchant's it would have cost about \$9.00 a cord.

Q: Yes. All right, thank you.

MR. VIRTUE: I want to call attention to Exhibit 9 filed by my learned friend the "Summary taken from vessels records," "Signature on sales papers: Custodian (forced sale)."

MR. RICE: I would like to point out, sir, that this vessel was held for a period of five months by the Japanese Fishing Vessels Disposal Committee, and there was a sale for more than the appraised value all agreed to but the claimant refused to complete papers of sale, he wasn't satisfied, and finally the Japanese Fishing Vessels Disposal Committee sold the vessel to Nelson Brothers, I

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Discussion.

believe, and the Custodian was then asked to complete the sale papers.

10 MR. VIRTUE: I point out, sir, although this is hardly the place to argue this, but as a matter of interest I point out that the Japanese Fishing Vessels Disposal Committee was supposed to be a voluntary concern and they were supposed to sell the vessels of the owners, and those were the only sales to be made. You will find by looking up the record of the whole transaction that that was the situation. That is why the committee was formed, and it was their duty to assist the Japanese owner to find a purchaser. This is all on record and will all come out.

20 I also call attention to the fact, and this indicates the danger of cross-examining a witness first and producing the document afterwards, that the figure of value on the exhibit marked "A" for identification was typewritten in at \$900.00 and somebody has struck that out in pencil and put in the figure \$700.00 in pencil; and then my learned friend cross-examines on that and asks the witness if he once tried to sell the vessel for \$700.00.

30 MR. RICE: Tell me what is wrong with that, please? I would like to get that why I am forbidden to ask a witness under cross-examination if he ever offered the vessel for sale at \$700.00? It seems to offend my learned friend when I ask something of his witnesses.

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Discussion.

MR. VIRTUE: When my learned friend uses a figure
like the one in that document.

MR. RICE: I didn't use any figure. You don't know
what figure I was using. I just had this document
in front of me.

MR. VIRTUE: I just want to call attention to that,
that is all.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

ent
"S.R. HOWARD" Official Reporter.

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

SUB-COMMISSIONER.

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Lethbridge, Alta.
October 5th, 1948.DEFENCE BRIEFIchiro TABATA, Reg. No. 05288
Case 752
File 4181PERSONAL PROPERTY CLAIMS
(All claims shown are Gross)

- (1)
- Fishing Vessel
- (Gillnetter "Miyuki" - 29' x 6'10" x 3',
-
- powered with 7 H.P. Easthope Motor)

\$ 850.00 as per amended claim (Exh. 752-1, p.2)

Net amount of claim

\$ 375.00

Sold for

\$ 475.00

Evidence: This vessel was declared by claimant in his Custodian "JP" form (Apr. 14/42). His claim form shows her as having been purchased (new) in 1930 for \$1400.00, the hull being re-planked in 1939 at a cost of \$100.00, at which time a cabin was added at a cost of \$140.00. Owner's estimate of market value at date of delivery to Naval authorities:- \$850.00 (p.4 of Transcript).

The JFVDC, under date of May 27/42, released the above vessel to Nelson Bros. Fisheries Ltd., and on the 27th July, 1942, wrote the owner advising him of the sale of the vessel for \$475.00, which was \$75.00 over the value placed on it by their own appraiser. Owner refused to sign Agr/Sale and Assignment of Claim forms (JFVDC letter of Sept. 23/42 - read into Transcript p.6) and these were eventually (Oct. 29/42) completed by Custodian and returned to JFVDC with covering letter of same date, net proceeds of sale (\$467.75) being received by the Custodian from the Committee on the 2nd November, 1942. Counsel for Claimant drew Sub-Commissioner's attention to date of sale and Custodian Fishing Vessel Summary (Feb. 3/44) carrying notation: "Forced Sale".

Witnesses: A. E. McMaster (JFVDC).
G. W. McPherson (Deputy Custodian).

- (2) \$1,244.82
- Nets, Net lines, etc.
- as listed in amended claim (Exh. 752-1, p.3).

Net amount of Claim

\$ 740.84

\$ 503.98

Evidence: See Custodian Personal Property Claim Analysis dated Dec. 10/48, for particulars of nets & lines, summarized as follows:

\$ 886.10 sold by tender for \$503.96.
\$ 80.00 declared but not found.
\$ 78.72 no record at any time.
~~\$ 200.00~~ not accounted for, theft, etc.
\$1,244.82 total (gross) of net claim

Witnesses: C. P. Leckie (net appraiser).
Anglo-B. C. Packing Co. representative.

(Over)

DEFENCE BRIEF....Page 2.

(3) \$ 421.28 Household & Personal Chattels as listed in amended claim (Exh. 752-1, p.4)

Sold for

\$ 5.65

Net amount of Claim

\$ 415.63

Evidence: Claimant declared in his "JP" form (Apr. 22/42): Household goods valued at \$480.00, left in his home on Westham Island, Ladner, but an undated report signed by S. C. Carlsen and R. M. Anderson of Custodian staff and a further report, dated May 14th, 1943, signed by S. C. Carlsen, record repeated breaking-in, resulting in "most of the valuable chattels being stolen". The Ladner police were aware of the situation but appear to have been unable to afford adequate protection, largely due to the fact that buildings in the area were built on piles and open to river traffic as well as by road. Original claim of \$480.00 was reduced to \$421.28 in amended claim, the recapitulation of which shows:

\$ 5.00 auctioned for \$2.50.

\$328.53 no record other than over-all "JP" declaration.

\$ 67.75 not accounted for, theft, etc.

\$ 20.00 skiff (11' x 4'6" x 16") not in original claim but added to amended claim.

\$421.28 total as per amended claim.

Witnesses: S. C. Carlsen (Staff).
R. M. Anderson (Staff).

\$2,516.10 Gross total.

Net amount of Claim:

\$1,531.47

\$ 984.63

VANCOUVER, B. C.
7th JANUARY, 1949.



RGB/P.

(SEE OVER FOR INDEX OF SUMMARIES).

DEFENCE BRIEF....Page 3.

<u>Summary of Witnesses</u>	<u>Where Required</u>	<u>Index to Defence Brief Documents</u>
A. E. McMaster (JFVDC).	(1)	(A) DEFENCE BRIEF.
G. W. McPherson.	(1)	(B) TRANSCRIPT.
C. P. Leckie (Net Appraiser).	(2)	(C) EXHIBITS:
Anglo B. C. Packing Company representative.	(2)	(1) Exh. 752-1 (Amended PP. Claim).
S. G. Carlsen (Staff).	(3)	(2) Exh. 752-2 (Photo of Fishing Vessel).
R. M. Anderson (Staff).	(3)	(3) Exh. 752-3 (JFVDC let. 23/9/42 to Cl. encl. copy of damage claim & Agr/Sale).
		(4) Exh. 752-4 (JFVDC let. 30/10/42, to Registrar of Shipping; Agr/Sale; and JFVDC letter 2/11/42 to Nelson Bros.).
		(5) Exh. 752-5 (Inventory of Nets).
		(6) Exh. 752-6 (Let. 11/3/43 to Cl. re Nets).
		(7) Exh. 752-7 (Let. 20/1/47 to Cl. re Ch.).
		(8) Exh. 752-8 (Anal. of Pers. Prop. Claim).
		(9) Exh. 752-9 (FV Summary 3/2/44).
		(10) Exh. 752-10 (P.P. Summary 21/1/47).
		(11) Exh. 752-11 ("JP" Form 14/4/42).
		SUPPLEMENTARY DEFENCE BRIEF DOCUMENTS:
		(12) Amended Cust. Net Analysis (10/12/48).
		(13) Original Claim (17/11/48).
		(14) JFVDC Release to Nelson Bros. 27/5/42.
		(15) JFVDC Notice to Registrar of Shipping (May 27/42).
		(16) JFVDC Agr/Sale (undated--unsigned).
		(17) JFVDC let. (27/7/42) to Claimant.
		(18) Office let. (29/10/42) to JFVDC.
		(19) ABC Net Statement (30/11/43).
		(20) Office Net Statement (21/2/44).
		(21) Net Appraisal Extracts (15/10/48).
		(22) Chattels Schedule (21/1/47).
		(23) Staff report on Chattels (undated) with Inventory.
		(24) Staff report on Chattels (14/5/43).
		(25) Chattels Memo (9/5/45).
		(26) Auction Sheet (14/3/45).
		(27) Auction Sheet (27/6 - 3/7/46).
		(28) Statements of Account (2).

Name of Claimant

TABATA, Ishiro

Case 752

Custodian File

4181

REAL PROPERTY										Total
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 % 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 & Not Found & 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	
							886.10 280.00	16.27	503.98	312.23 ✓
MISCELLANEOUS CHATTELS										
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
5.00	2.50	.75	46%	416.28	191.48			192.23 ✓		
TOTAL RECOMMENDATION										504.52 ✓

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March 22nd, 1951

Mr. Ichiro TABATA,
P. O. Box 16,
Steveston, B. C.

Dear Sir:

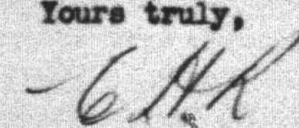
Distribution is now being made from the
assets of the River Fish Company at the rate of \$33.98
per share. You were the holder of 5 shares and payment
to you is as follows:

5 shares	\$ 169.89
Less previously advanced	<u>70.00</u>
	\$ 99.89

Gustodian cheque for this amount is attached
hereto.

Please acknowledge receipt.

Yours truly,


C. H. Reed
Office of the Custodian

CHP:BN
Encl.