

4693

BUREAU HASTINGS PARK
OFFICE OF THE CUSTODIAN
JAPANESE SECTION

FILE NO. 4693

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: MURAO, Yoichi

HOME ADDRESS: P.O. Box 18, Steveston, B.C.

REGISTRATION NUMBER 04324 SEX: Male AGE: 62

OCCUPATION: 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: Self

MARRIED? Yes

NAME OF WIFE OR HUSBAND: Shizue

ADDRESS OF WIFE OR HUSBAND: ~~xxxxxx~~ Victoria, B.C. (Street address unknown)

NAMES OF ANY LIVING CHILDREN: Kazuo (F)

ADDRESS OF CHILDREN: Victoria, B.C.

AGE OF CHILDREN: 14 years

STATEMENT OF ALL REAL PROPERTY (Each parcel must be mentioned and particulars given)

1. LOCATION AND DESCRIPTION: None

2. BUILDINGS AND OTHER IMPROVEMENTS: None

3. INSURANCE (Give particulars; state where policies are) None

4. TAXES (Amount and where payable) None

5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed) None

6. OCCUPANCY AND LEASES (If vacant so state) None

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

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: Lives in cannery house in Steveston, B.C.
2. LANDLORD'S NAME AND ADDRESS: Imperial Canneries, Steveston, B.C.
3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID: None
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:
- 30' Gasboat, in custody of Naval Authorities
- Fishing nets to the value of \$700.00 in custody of Imperial Cann
- Steveston, B.C.
- See also 1433.

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) None
7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts) \$10.00 in War Saving Certificates, in owners' possession.
8. BANK ACCOUNTS: None
9. LIFE INSURANCE: None
10. INTEREST IN ANY ESTATES OR TRUSTS. None
11. SAFETY DEPOSIT BOX: None

LIABILITIES:

1. PERSONAL DEBTS: None
2. TRADE DEBTS: _____

I, the undersigned, hereby voluntarily turn over to the Custodian all my property in the protected area as set out above, excepting fishing vessels, deposits of money, shares of stock, debentures, bonds or other securities, if any.

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 20th day of Apr 11 1942.

(Signature) J. M. M. M.

W. C. Hallen
Witness

FOR DEPARTMENTAL USE

O
P
Y

P.D. 28/5/43

INFORMATION FROM R.C.M.P.

DATE June 10, 1943

File No. 4693

Full Name MURAO, Yoichi

(Surname in Block Letters)

Registration No. 04324

Male - Female
(Check)

Age April 1879

Former Address P.O. Box 18, Steveston, B.C.

Date Evacuated April 29, 1942

Naturalized - Canadian-Born - National
(Check)

Present Address GREENWOOD, B.C. (Dec. 9/46)

☒ DIVORCED
☐ Married - Single
(Check)

EX
Name of Wife (nee MATSUBA) Shizue - 10020

Name of Husband

Name of Mother Deceased

Name of Father Deceased

Names of Children under 16 Kazue (F) Sept. 16, 1929, Tokuichiro (M) file #15361 - Reg.# 11133
Kazuji #04417 Interned, Yoshiharu #04402 Interned

Requested by F. Matheson

Registered with Custodian YES
(Yes or No)

Additional Information Owner of boat No. 1161 N.W. 049F, FISHERMAN

December 9, 1946.

PERSONAL PROPERTY SUMMARY

Re: Yoichi MURAO

Registration No. 04324

CHATELS:

See Chattel Summary.

SPECIFIED
ARTICLES:

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

BONDS:

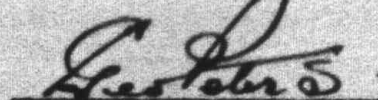
\$10.00 War Savings Certificate - in owner's possession. As this did not come under the control of the Custodian, no action required.

VESSELS:

Yoichi MURAO declared a 30' gas boat in custody of the Naval authorities. The file reveals the fishing vessel "K.M." or "Y.M." was sold through the Japanese Fishing Vessel Disposal Committee and the net proceeds of \$117.22 credited to Yoichi MURAO's account with the Custodian.

No personal property interests other than those mentioned are 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

File No. A693

December 9, 1946.

LIABILITY SUMMARY

Re: Yachi MURAO
Registration No. 04324

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/ls

Case No. 290 - Yoichi MURAO, File 4693

Boat Claim - K.M. New Westminster 1161
Hull purchased 1920-used - \$250.00
Engine " 1919 600.00
Gross Claim: \$350.00

Valuation: Gould: \$150.00
Phillipson: 150.00 (JFVDC price: \$173.00)

Sale: This was one of the vessels in Nelson Bros. custody.
Unsold February, 1943, boat was sold to Nelson Bros.
Fisheries Ltd. at 10% deduction from appraisal.

Sale Price: \$135.00
Expenses: 17.78 (proportionate share)
Net Credit: 117.22

Age at Sale: Transcript Page 7 - Boat built in 1919
Engine installed 1919

Engine & hull at sale - 24 years old.

JFVDC "catalogue sheet" - hull built in 1914.

The sale to Nelson Bros. Fisheries Ltd. covered 25 boats.
Suggest selling price of this particular boat may have been
improved by this bulk method of sale.

Equipment: In spring of 1942, Murao reported to JFVDC that he
had left on his boat: 1 water pump, 1 ignition timer,
/FM 1 gas tank and 1 carburetor. As far as our records show
these items, with possible exception of water pump, were
on boat at time of sale.- See Gould's survey.

No record of damage or repairs while in custody of Navy.

SUMMARY TAKEN FROM VESSELS RECORDS

Date: JAN. 20, 1944

Name: Yoichi MURAO

Reg. No. 04324

File: 4693

Boat File No.: Custodian Boats 4693

Name of Vessel: "K.M." or "Y.M." 30' x 7.3' x 3', Palmer 5 HP
Hull built in 1914

Lic. or Reg. No.: New Westminster 1161 (Licence issued March 15, 1920)

Naval No.: NW.049-F

Owner's Valuation: Not given

JFVDC Valuation: \$173.00 Survey #316

Custodian Valuation: \$150.00

Date of Sale: February 13, 1943

Purchaser: Nelson Bros. Fisheries

Signature on Sales Papers: Custodian

Selling Price: \$135.00 (\$150.00 - 10%)

Paid to JFVDC or Custodian: \$135.00

Supervision Costs: \$17.78

Balance due Owner: \$117.22

Paid to: Credited to Account of Yoichi MURAO, File 4693

Location of Boat at Sale: Nelson Bros. Wharf (ex New Westminster)

Claims Against Canadian Govt.: None

Additional Information:

J. Macdonald
April 24/44

MURAD, Yoichi,
Reg. No. 04324,
File No. 4693.

January 24, 1944.

NET STATEMENT

<u>Custodian No.</u>	<u>Description</u>	<u>Purchase Price</u>
1415	100 fa. cork line	\$15.00

(Ex Imperial Cannery Cold Storage Bldg.)

*Transferred to Net Expense - Y. MURAO. 9/2/46.
C.F.*

Note: Accounting Department holding funds as the above sale quite possibly belongs to Yasukichi Murao, File No. 1433 who also stored nets with the Imperial Cannery.

/ms

C O P Y for File 4693.

MURAO, Yasukichi,
Registration No. 03870,
File No. 1433.

January 24, 1944.

NET STATEMENT

Ex Imperial Cannery Cold Storage Bldg.

<u>Custodian No.</u>	<u>Description</u>	<u>Purchase Price</u>
1413	250 fa. cork line	\$10.00
1414	150 fa. cork line	<u>2.50</u>
TOTAL SALES.....		\$12.50

"Transferred to:
Net Suspense Acct. Y. Murao
9/12/46 C.G."

Note: The above sales may also belong to Yoichi MURAO,
File No. 4693, who stored nets with the Imperial
Cannery. Holding funds.

/ms

EXHIBIT No. 31/5/48
 DATE.....
 FILED BY Claimant

"DUPLICATE" - ORIGINAL ISSUED
19TH MARCH, 1920"

Canada
 LICENCE

No. 1161 N.W.

Port of Registry,

New Westminster, B. C.

This is to Certify that the "Motor Fishing Boat"
 of which the particulars are herein contained, was this day licensed by me,
 the "Collector" of Customs at New Westminster, B.C. under the provisions of Part 1 of
 the Canada Shipping Act, 1934.

Measurements	Feet	Inches	Tonnage	Number of Tons
Length	28	-	Approximate.	3½
Breadth	7	-	Palmer Engine	
Depth	3	2	6 H.P. #1460819	
Names of Owners (or Name of Owner)				Number of shares held by each *
Yoichi Murao				64/64
Steveston, B. C.				

* (If the property in
 the Ship or Vessel is not
 divided into shares, this
 column need not be filled
 up.)

(Stamp)
 "National Revenue Canada
 Customs and Excise
 Registrar of Shipping
 April 2, 1942
 New Westminster, B.C. "

Signature A. G. Fadden,
 Collector of Customs and Excise

"per W. Gireise"

Dated this.2nd.
 day of.April.1942.

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

August 23, 1948.

m.w.

A. G. Fadden

JOHN GOULD
Marine Surveyor and Appraiser
VANCOUVER, B. C.

CABLES:
"GOULD" VANCOUVER, B. C.
TELEPHONE:
PACIFIC 9046

No. 22. N.
"K.M. 1244".

Survey Report

EXHIBIT No. 290-2
DATE 3/5/48
FILLED BY Brown

To whom it may concern:

Name.	"K.M. 1244".
Official No.	N.W. 1161.
Owner.	Y. Murao.
Dimensions.	L. 30 ft. B. 7.3 ft. D. 3 ft.
Engines.	Gasoline.
Name & H.P.	Palmer. 5 H.P.
Fuel.	Gasoline.
Tank Capacity.	1 Tank. 20 Gals.
Pumps.	None.
Lighting.	Oil.
Anchors.	None.
Chain.	None. Rope. None.
Compass.	None.
Fire Extinguishers.	None.
Valuation.	One Hundred fifty (\$150.00) dollars.
Remarks.	Hull in poor condition. Engine in poor condition.

February 1943.
Vancouver, B. C.

John Gould
Marine Surveyor.

Survey # 316.

Extract from note book of the appraiser for the Japanese Fishing Vessels Disposal Committee. This report is numbered 316. The vessel referred to was among those impounded near New Westminster. Mr. O. W. Phillipson was employed by the Japanese Fishing Vessels Disposal Committee in March and April, 1942 as appraiser. The note book from which this extract was taken is among the Japanese Fishing Vessels Disposal Committee records in the Custodian's possession.

K. M. NW 049F

Condition - Good

Damage Nil

Engine- P 5

Value 1942 - \$150 with drum

(\$173)

Estimated - 20 years old
Needs extensive repair on deck

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

August 31, 1948.

J. Maclean

Note- The figures(\$173) shown in red above are written in blue pencil, on original. \$173.00 was the suggested negotiating price which the Japanese Fishing Vessels Disposal Committee placed on this vessel. This suggested negotiating price was 15% above the appraiser's valuation.

JM

4693

July 13, 1943.

Mr. Yoichi MURAO,
Registration No. 04324,
Greenwood, B. C.

Dear Sir:

This is to advise that the vessel "K.M." or "Y. M." NW.1161 has been sold for the total sum of \$135.00, which was the value placed on this boat by an experienced, independent marine surveyor.

No commission or administration costs are charged on these boats, the only charges being for fire-insurance, wages of watchmen, wharfage, expert valuation, etc. These charges amounted to \$17.78.

The balance of \$117.22 has been placed to your credit in our trust account.

Yours very truly,

F. Matheson,
Specified Articles Department.

File No. 4693

December 9, 1946.

MEMORANDUM - Miss C. Girard

Re: Yoichi MURAO
Registration No. 04324

Kindly transfer to Net Suspense the following:

Custodian No. 1415 - 100 ft. cork line - \$15.00
(Ex Imperial Cannery Cold Storage Bldg.)

This cannot be identified as belonging to Yoichi MURAO as Yasukichi MURAO
(file #1433) also declared nets at the Imperial Cannery.

GP/10

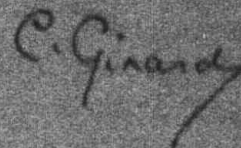


Accounting Department:

Charge to File 4693 and credit to Net Suspense Account:- Y. MURAO :

Custodian No. 1415 - 100 ft. cork line - Sold to Sam Seymour
on October 23, 1942 - from the Imperial Cannery Cold Storage. \$15.00

Transferred, December 9, 1946.



P. S. Ross & Sons**CHARTERED ACCOUNTANTS**MONTREAL TORONTO WINNIPEG
CALGARY VANCOUVER
SAINT JOHN N.B.411 Royal Bank Building,
Vancouver, B. C.
17th August, 1949Our File 295-131Office of the Custodian,
506 Royal Bank Building,
Vancouver, B. C.Attention: Mr. Reed

Dear Sirs:

re: River Fish Company Limited
(In Voluntary Liquidation)

This company is carrying an account receivable on its books against a Yokichi Murao. Would you be good enough to check your records and advise whether you have an address for this individual.

Yours faithfully,

*P. S. Ross & Sons**Case No 290**Box 417 Greenwood BC*

4493

Rec'd	Aug 17
File No.	
Ans.	<i>chr</i>
Referred	<i>Mr. Reed</i>

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

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

(HIS HONOUR, JUDGE ERIC P. DAWSON, SUB-COMMISSIONER)

10

Grand Forks, B.C.

May 31, 1948

IN THE MATTER OF THE CLAIM OF
YOICHI MURAO

PROCEEDINGS AT HEARING

20 APPEARANCES:

HAROLD W. McINNIS, Esq.,

appearing for the
Dominion Government

A.E. COBUS, Esq.,

appearing for the
Claimant.

L.A. DODD, Esq.,

Secretary to Grand
Forks Sub-Commission

MRS. I.C. SMITH,

Official Interpreter

G. HAMBLETON, Esq.,

Official Reporter

30

MR. COBUS: The claim, your honour, of Murao, Yoichi,
No. 49 on the Secretary's list.

THE COMMISSIONER: This will be claim number -- ?

THE SECRETARY: Case No. 280, your honour.

MR. COBUS: I call Yoichi Murao.

YOICHI MURAO, the Claimant herein, being first
duly sworn, testified through
the official interpreter as
follows:

10 THE COMMISSIONER: You have some amendments, I pre-
sume, Mr. Cobus.

MR. COBUS: Yes, your honour.

I would ask leave to amend the claim in this
case by amending the amount credited to the
Custodian on the fishing vessel for which
\$550.00 is claimed to read \$135.00.

THE COMMISSIONER: Instead of "nil", that is.

MR. COBUS: Yes, your honour.

MR. McINNES: That is a credit to the Custodian of
20 \$135.00 on the fishing vessel.

MR. COBUS: Correct. Leaving a net claim on the
vessel of \$215.00.

With respect to the personal property which
is the subject of the claim, the first six items
listed remain as described, but the valuations
have been altered somewhat. Item 1 becomes
\$100.00 instead of \$130.00. Item 2 becomes
\$50.00 in place of \$150.00. Items 3 and 4
remain at \$200.00 each. Item 5 becomes \$75.00
30 in place of \$200.00. Item 6 becomes \$75.00 in

place of \$200.00. The items listed under 7 and
8 are deleted.

THE COMMISSIONER: The whole thing?

MR. COBUS: Yes, your honour.

THE COMMISSIONER: All right.

MR. COBUS: The total of the items listed becomes
\$700.00. There is no credit to be shown against
the items claimed to the Custodian.

10 THE COMMISSIONER: That \$100.00 comes out, then, in
10.

MR. COBUS: Yes, your honour. The remainder of the
list there is deleted, a total of \$700.00 for
nets claimed is all that remains.

THE COMMISSIONER: Yes.

MR. COBUS: Therefore the total claim becomes \$915.00
under 5 (f).

THE COMMISSIONER: All right.

DIRECT EXAMINATION BY MR. COBUS:

20 Q: Witness, I produce to you a statement concerning
the fishing vessel "KM 1244" and certain nets
for which you are submitting a claim. Did you
instruct Mr. Leckie to prepare this for you and
is that your signature? A: Yes.

Q: Are the statements contained therein true to the
best of your knowledge and recollection?

A: Yes.

MR. COBUS: I would ask to file the statement concern-
ing the vessel and the nets, your honour, as the
30 first exhibit.

(STATEMENT MARKED EXHIBIT NO. 1)

MR. COBUS: Would my learned friend produce the appraisal on the fishing vessel?

(Handed to Mr. Cobus)

MR. COBUS: I have, produced from the Custodian's file, your honour, a survey report by John Gould, Marine Surveyor, made at Vancouver, February, 1943 on the vessel "KM 1244". The valuation shown thereon is \$150.00, your honour.

10 Q: Witness, what kind of an engine did you install in your vessel?

A: Palmer 6.

Q: Six horsepower?

A: Yes.

THE COMMISSIONER: I presume this vessel was vested in the Custodian as of August 1st, was it, 1942?

MR. COBUS: It is a Custodian sale, your honour.

THE COMMISSIONER: It is a Custodian sale.

MR. COBUS: Yes, your honour, and I shall come to that later. Meanwhile, I would ask to file the survey report on behalf of the Crown as the next exhibit.

20

(SURVEY REPORT MARKED EXHIBIT NO. 2)

Q: Now, witness, I produce to you a statement, or a document, which appears to be a licence issued at New Westminster as the port of registry, and it is signed on the 2nd day of April, 1942 by A.G. Fadden, Collector of Customs and Excise.

What is that document?

A: It was produced

at New Westminster, B.C.

Q: What does it purport to be a licence of?

30 A: It is a licence for my vessel.

Q: For the vessel "KM 1244?" A: No, it is not.

Q: What is that? A: It is not the licence for that boat, for the engine, the Palmer engine.

10 Q: Well, witness, I will read the licence; "This is to certify that the motor fishing boat of which the particulars are herein contained was this day licensed by me, the collector of Customs at New Westminster, B.C. under the provisions of part 1 of the Canada Shipping Act, 1934." It describes the vessel as being 28 feet long, 7 feet in breadth and 3 feet 2 inches in depth. It describes the engine therein as a Palmer engine, 6 H.P., No. 1460819, and that it is of three and a half tons.

A: Yes, it is.

20 Q: Well, was that a licence issued to you in respect of the vessel "KM 1244" for which you are now making a claim?

A: "KM" means that you own that boat and you go out fishing with it, but it doesn't mean the name of the boat.

Q: Fine, fine. Ask him if this describes a licence concerning the boat for which he is making a claim, that is all I want to know.

A: Yes, it is.

30 THE COMMISSIONER: Q: Was that a licence that allowed him to fish? Ask him if that was a licence that allowed him to fish.

A: Yes, it was.

THE COMMISSIONER: All right.

MR. COBUS: Well, actually, your honour, it is a licence to operate a motor fishing boat.

THE COMMISSIONER: To operate a boat, yes.

10 MR. COBUS: I would ask to file that as an exhibit, and point out that in the licence and in the statement, the power of the motor in the boat was given as a 6 H.P. engine, whereas Mr. Gould's appraisal indicates it is a 5 H.P. Palmer engine.

MR. McINNES: What do you call that?

MR. COBUS: A licence. A vessel licence, I suppose.

THE COMMISSIONER: The reference in the survey report is to a Palmer 5 H.P. engine?

MR. COBUS: That is correct, your honour.

Now, referring to the statement -- perhaps I had better give the licence to the Secretary for filing.

20 (LICENCE MARKED EXHIBIT NO. 3)

MR. COBUS: Referring to the statement, exhibit 1, your honour, the claimant has listed six nets with a full description accompanying each item as to size, mesh, fathoms, age at evacuation, original value, and the estimated value at evacuation are shown individually per net, totalling \$700.00. In the same statement he describes the vessel for which he is making claim as the "KM 1244", Registered No. N.W. 1161. It was a gillnetter which he purchased

30

Y. Murao
In Chief

in 1920 in a used condition, the boat having been built originally in 1919. He paid \$250.00 for the hull only. Each year the boat was scraped once and copper painted twice. Its condition when surrendered to the Navy was good, and he estimates its value at \$350.00.

10 The engine is described under what is listed as "Improvements to the Vessel." A 6 H.P. Palmer engine was installed, which was a gas motor, and it was purchased in 1919 at a cost of \$600.00. The total cost of the engine and vessel, therefore, was \$850.00.

THE COMMISSIONER: You have \$350.00 as the estimated value. Does that include the engine?

MR. COBUS: The \$350.00 is the estimated value of the vessel.

THE COMMISSIONER: Does that include the engine, too?

MR. COBUS: As it was when it was sold.

THE COMMISSIONER: With the engine in it?

20 MR. COBUS: Yes, your honour.

The total claim in the statement, therefore, is \$1050.00, \$700.00 for the nets and \$350.00 for the vessel. The vessel, he says, was turned over to the Navy at Steveston in December, 1941. The nets were left in the Imperial Cannery at Steveston and he so declared in his J.P. form.

30 With respect to the appraisal on the vessel, he says that he considers the appraisal of John Gould, which had been shown to him, for

Y. Murao
In Chief

\$150.00 in February, 1943, did not represent a fair value for his vessel. The hull and the engine, he says, were in good condition when he delivered the boat to the Navy in December, 1941. He says that the Custodian wrote him in July, 1943 that his vessel had been sold for \$135.00. He believes that the boat would be worth at least \$350.00 when sold by the Custodian. He adds, finally, that he has allowed for depreciation on the nets for which he is claiming.

10 Could my learned friend advise the date of sale of the boat?

MR. COBUS: February 13, 1943.

THE COMMISSIONER: February 13, 1943.

MR. COBUS: Yes, your honour. And the amount for which it was sold?

MR. McINNES: \$150.00.

MR. COBUS: And the signature on the Bill of Sale?

MR. McINNES: The Custodian. It is a Custodian sale.

20 MR. COBUS: Would my learned friend produce the Analysis of personal property claim?

(Handed to Mr. Cobus)

MR. COBUS: I would ask to file, your honour, on behalf of the Crown, the Analysis of Personal Property Claim with respect to the claimant, Murao, Yoichi.

THE COMMISSIONER: That will be Exhibit No. 4, then.

MR. COBUS: Exhibit 4, your honour.

(ANALYSIS MARKED EXHIBIT NO. 4)

30 MR. COBUS: There is only one comment, your honour,

Y. Murao
In Chief

I would like to make with respect to the last exhibit, and that is, under "Remarks" there is a note to the effect that "Murao declared owning nets to the value of \$700.00. He is now claiming \$1080.00." I point out that the amended claim is now \$700.00 for the nets.

THE COMMISSIONER: That is the amendment you just made this morning.

MR. COHUS: Yes, your honour.

10 Your witness.

MR. McINNES: It will be submitted, your honour, that this vessel was sold for its fair market value. It will be further submitted that such of the nets as were found were sold for their fair market value.

It appears that there were certain nets at the Imperial Cannery, and it also appears that there were two Murao's. The other name is Yasukichi. And there were sales of --

20 THE COMMISSIONER: Well, none of the nets were found, is that it?

MR. McINNES: There were five hundred fathoms of cork line which were found there and were sold by the Custodian, for which he received \$27.50, but that money is held in a suspense account because they don't know which Murao has the money coming.

THE COMMISSIONER: They don't know which one it belongs to.

30 MR. McINNES: No, your honour.

Y. Murao
Cross exam.

THE COMMISSIONER: In the analysis form, the nets, which are set out in the third column, are all declared as "not found."

MR. McINNES: Well, so far as we know, they weren't.

CROSS EXAMINATION BY MR. McINNES:

Q: Mr. Murao, you bought this fishing boat in 1920?

A: Yes.

Q: And you are a fisherman, or were a fisherman by trade?

A: Yes.

Q: And I suppose you fished annually up till the time of your evacuation?

A: Yes.

Q: Your boat was in constant use?

A: Yes.

Q: And this same engine that you are now declaring was the engine that was in the boat, is that right?

A: Yes.

Q: And was in there when you bought it?

A: Yes.

Q: Now, did you sell any nets before you were evacuated?

A: No.

Q: Do you know the B.C. Packers, a fishing company? Do you know the B.C. Packers?

A: Yes.

Q: And do you know the Imperial Cannery which they operate?

A: Yes.

Q: Well, I am instructed that a man by the name of Y. Murao sold then a quantity of Barbour twine.

THE COMMISSIONER: Is that to the Cannery?

MR. McINNES: Yes.

30 A: I feel certain I never sold any.

Y. Murao
Cross exam
Re-Direct exam

Q: Did you sell them any nets? A: No.
Q: Did you owe them any money at the time you were evacuated? A: No.
Q: You did not? A: No.
MR. McINNES: I think that is all.

RE-DIRECT EXAMINATION BY MR. COBUS:

Q: Witness, with respect to the boat for which
10 you are making your claim, what maintenance
work did you do on this boat each year?
A: I got some fish and sent it to the cannery.
Q: But how did you look after the boat itself?
THE INTERPRETER: By "maintenance" you mean the money
that he got, don't you?
MR. COBUS: No, no. How did he take care of the boat?
A: When I wasn't fishing, I looked after it.
Q: How did he look after it; what did he do to
look after the boat?
A: When I wasn't fishing, I pulled it up to the
20 wharf and then I painted it or got the car-
penter to repair it.
Q: He painted it? A: Yes.
Q: Did he scrape it? A: Where it was
needed, he scraped it.
Q: And what was the last year that you used this
vessel? A: I was using it until I
evacuated.
Q: In the last season that you used the boat, did
the vessel operate efficiently for you?
30 A: I used it for the sockeye season.

Y. Murao
Re-Direct exam

Q: How was it working in the last season, in 1941,
I said. A: It was in very good condition.

Q: Where did you use the vessel for your fishing
operations? A: I worked in
the river, at the end of the river.

Q: Perhaps the river mouth?

THE INTERPRETER: The river mouth, yes.

THE COMMISSIONER: Mr. Cobus, he has talked about the
boat. Did you get anything from him as to
10 whether the engine had been overhauled at all since
the time of purchase in 1919. That is referred
to in the survey as being in poor condition.

MR. COBUS: Q: Witness, whilst you had this boat,
was the engine overhauled by you or for you?

A: He said that he had a white engineer in to over-
haul it.

MR. COBUS: A white engineer?

THE INTERPRETER: Yes.

MR. COBUS: Q: When? A: Whenever the
20 engine was needed, but I don't remember when
I had it done.

MR. COBUS: That is all, your honour.

MR. McINNES: That is all.

THE COMMISSIONER: There is nothing that turns on the
J.P. form declaration does there, as to these
nets?

MR. McINNES: I think perhaps, your honour, my opening
statement might have been a little misleading,
but what I meant to say was that such of the
30 nets as came into our possession were sold for

Y. Murao
Discussion

their fair market value, but the ownership is uncertain. But I wish to make it clear that other than those nets which I mentioned, that no other nets came into the custody of the Custodian.

THE COMMISSIONER: All right.

(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.

Gordon Hambleton
G. Hambleton
Official Reporter

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

E.P. Dawson,
Sub-Commissioner.

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30

DEFENCE BRIEFGrand Forks, B.C.
May 31, 1948.Yoichi MURAOFile No. 4693Case No. 290PERSONAL PROPERTY CLAIMS

(All claims shown are Gross)

1. Boat Claim

\$350.00

Appraised at

(1) \$150.00 (John Gould)

(2) \$150.00 (O.W. Phillipson)
(J.F.V.D.C.)\$173.00 (Suggested negotiating respect to these
price.) boats - \$135.00)Sold for\$150.00 (less 10% to
Nelson Bros.
Fisheries Ltd. for
services rendered in
respect to these
boats - \$135.00)

Witnesses: 1. John Gould, Marine Surveyor,
Appraisal dated Feb. 1943.
Exhibit No. 2.
'Hull in poor condition.
Engine in poor condition.'

2. O.W. Phillipson, J.F.V.D.C.
Appraiser. Survey #316.
To be filed. 'Estimated 20
years old. Needs extensive
repair on deck.'

N.B.(1) Both these appraisers list the
engine in this boat as being
5 H.P. whereas the claimant
alleges it is 6 H.P.

(2) The engine in this boat was
purchased in 1919 for \$600. and
had been used continuously ever
since. (Trans.p.10, line 7 and
following.)

(3) In his Vessel Report, printed
in both English and Japanese,
the claimant states that the
hull of his boat was built in
1914, whereas in his statement
of claim, he states the hull
was built in 1919, Exhibit No.1.
'Vessel Report' now on Claim File.
To be filed.

Witness: 1. F.G. Shears

Yoichi MURAO
Case No. 290

-2-

2. Net Claim

\$700.00

Sale Price

Declared, not found.

Witnesses: 1. F. G. Shears - to prove
J.P. Form dated April 20,
1942. Nets declared in
general terms.
To be filed.

N.B. The sum of \$37.50 realized from
the sale of certain fishing gear
has been transferred to 'Suspense
Account' since there was more
than one Y. MURAO who stored his
nets, lines, etc., in the Imperial
Cannery storage, at Steveston, B.C.
and the Custodian was unable to
identify to which Y. MURAO these
goods belonged.

<u>Summary of Defence Witnesses</u>	<u>Where Required</u>	<u>Summary of Documents to be filed</u>	<u>Witness Proving Same</u>
John Gould	1		
O. W. Phillipson	1	Extract Survey # 316.	F. G. Shears.
F. G. Shears	1, 2	J.P. Form dated April 20, 1942. Claimant's Vessel Report in both English and Japanese.	

HAC/mw

Name of Claimant

MURAO, Yoichi

Case 290

Custodian File

1699

REAL PROPERTY										Total
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village			
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices % of Amount Total	Sale Price	Total Award 125% of all Sale Prices: % of Amount Total		
PERSONAL PROPERTY										
Motor Vehicles		Boats and Boat Gear								
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Not Found & Recorded Now Missing	45% of amount in next preceding column			
		135								31.72
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
							00 700.00			00
490.00										
MISCELLANEOUS CHATELS										
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Applica- tion of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
TOTAL RECOMMENDATION										521.72

October 11th, 1950.

Mr. Yoichi MURAO,
P. O. Box 4,
Steveston, B. C.

Dear Sir:

Re: Japanese Property Claims Commission

Case No. 290

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 ... \$521.72.

Cheque in your favour is enclosed for \$502.54
and we have paid the Co-Operative Committee .. \$ 19.18
for legal fees as authorized by you.

Yours truly,

F.G. Shears
Director

FGS/js
1 encl.