

5336

RECEIVED

BUREAU HASTINGS PARK
OFFICE OF THE CUSTODIAN
JAPANESE SECTION

FILE NO.

EXHIBIT NO. 1060-4

DATE NOV 17 1948

FILLED BY

K. A. Brown

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

PERSONAL INFORMATION

NAME: KUMAGAI, Ryuichi

HOME ADDRESS: Box 950, Dyke Rd., New Westminster, B.C.

REGISTRATION NUMBER 09793 SEX: Male AGE: 25

OCCUPATION: Farmer

(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: Mother -- Sato

MARRIED? No

NAME OF WIFE OR HUSBAND: None

ADDRESS OF WIFE OR HUSBAND: None

NAMES OF ANY LIVING CHILDREN: None

ADDRESS OF CHILDREN: None

AGE OF CHILDREN: None

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

1. LOCATION AND DESCRIPTION:

2. BUILDINGS AND OTHER IMPROVEMENTS:

3. INSURANCE (Give particulars; state where policies are)

4. TAXES (Amount and where payable)

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

6. OCCUPANCY AND LEASES (If vacant so state)

7. STATE WHEREABOUTS OF TITLE DOCUMENTS: _____
8. STATE IF ANY OTHER PERSON HAS ANY INTEREST: _____
9. IF FARM LAND STATE CROPS SOWN _____

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: Dwelling House, Dyke Rd., New Westminster

2. LANDLORD'S NAME AND ADDRESS: Mother's House

3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID: None

4. STATE WHEREABOUTS OF LEASE: _____
5. SUB-TENANTS, IF ANY (Give name, address, rent and to what date paid) _____

6. IF FARM LAND, PARTICULARS OF CROPS SOWN: _____

STATEMENT OF PERSONAL PROPERTY OWNED:

1. GIVE BRIEF DESCRIPTION AND STATE LOCATION OF FURNITURE, FIXTURES, EQUIPMENT AND MACHINERY, STOCK IN TRADE AND PERSONAL EFFECTS: _____
Lumber, Tools, Household effects, as per list attached
Left at Dyke Rd., New Westminster, B.C. Mother's care.

2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS _____

3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR CLAIM ON ANY SUCH PROPERTY _____

4. INSURANCE CARRIED ON ABOVE PROPERTY: _____

5. MORTGAGES, LIENS AND OTHER CLAIMS ON PROPERTY IN POSSESSION OF OTHERS: _____

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

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

8. BANK ACCOUNTS: _____

9. LIFE INSURANCE: Manufactures Life Insurance Co. \$1000.00
Policy #765985 Beneficiary--Father--Chikara, in own possession

10. INTEREST IN ANY ESTATES OR TRUSTS: _____

11. SAFETY DEPOSIT BOX: _____

LIABILITIES:

1. PERSONAL DEBTS: _____

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 22nd day of April 1942

(Signature) *[Handwritten Signature]*

[Handwritten Signature]
Witness

FOR DEPARTMENTAL USE _____

INFORMATION FROM R.C.M.P.

Date

Sept. 22/42

Mr File No. 5336

Full Name KUNAGAI, Ryuchi
(Surname in Block Letters)

Registration No. 09793

Male - Female
(check)

Age Feb. 25, 1912

Former Address Box 250, Dyke Rd., New Westminster, B.C.

Date Evacuated 28/4/42 Naturalized - Canadian-Born - National
(check)

Present Address Shriker, Ontario 39 Grand St. Toronto
Feb 17/42 - 150 Jackson St. Hamilton, Ont. 29/5/46

Married - Single
(check)

Name of Wife _____

Name of Husband _____

Name of Mother (Sato) Sato #05890

Name of Father Chikara #05359

Names of Children under 16 _____

Requested by J. M.

Registered with Custodian Yes
(Yes or No)

Additional Information Partner

41B

PROPERTY OF : KUMAGAI, Ryuichi

Reg. No. 09793

Left at Dyke Rd., New Westminster, B.C.

Lumber

b/		
2000	ft. of Lumber	\$40.00
100	ft. water hose	10.00
4	SM Gas Colman lamps	20.00
2	Gas Colman stoves	10.00
3	Lanterns	3.00
300	ft. 2" Manila Rope	15.00
1	set Engine Tools	10.00
5	Gas Tanks	5.00
3	sets Kendo Japanese Fencing Set	60.00
3	Block	5.00
2	Pike Poles	4.00
1	Scale	5.00
2	set Salmon Nets	200.00

Case No. 1260 - Ryuichi KUMAGAI, File 5336

Boat Claim - R.K., New Westminster Lic.#2598 - Gillnetter
Purchased new 1935 at \$650.00 (hull) plus \$200.00(engine)
1940 drum installed & cabin rebuilt - \$240.00.
1940 new engine installed - 700.00

Gross Claim - \$1,100.00

Sale: Sold by Custodian January 23, 1943 to Nelson Bros. Fisheries at
the JFVDC suggested negotiating price less 10%.

Sale Price:	\$486.00
Expenses:	66.00 (proportionate share)
Net Credit	420.00

Valuations: Phillipson: \$450.00 (JFVDC price- \$540.00 - 20% above appraisal)
Gould: 600.00 (Feb./43 - after sale to Nelson Bros.)

Damage: On instructions of Naval Service repairs to value of \$16.72 were made.

Loss: Missing inventory listed at time of release to Nelson Bros. Fisheries.
On basis of this list claim of Nelson Bros. amounting to \$37.45 was
paid.

Age: Claim states age in 1942 was 7 years. (hull)
JFVDC "catalogue sheet" states age in 1942 - 10 years (hull)
Claim and "catalogue sheet" agree as to age of engine - 2 years in 1942.

Size: Gould's survey - 28 ft. x 6.9 ft. x 3 ft.
Catalogue sheets- Length 27 ft.

Equipment: Claim states drum on boat. Phillipson's survey refers to extras.
"Extras" probably refers to drum. If so, Phillipson's value on this -
new - was \$50.00.

This was one of the 51 boats turned over to Nelson Bros. Fisheries Ltd.
under agreement made with that company by the Japanese Fishing Vessels
Disposal Committee.

/TH

SUMMARY TAKEN FROM VESSELS RECORDS

Date: August 22, 1944
Name: KUMAGAI, Ryuichi
Reg. No. 09793
File: 5336

Boat File No.: CUSTODIAN 5336

Name of Vessel: "R.K." 27'x7'x3' (1931) Grey 25 HP (1939)

Lic. or Reg. No.: New Westminster 2598

Naval No.: NW.011-H

Owner's Valuation: \$1,200.00

JFVDC Valuation: 540.00 Survey #357

Custodian Valuation: 600.00

Date of Sale: January 23, 1943

Purchaser: Nelson Bros. Fisheries Ltd.

Signature on Sales Papers: Custodian

Selling Price: \$486.00 (\$540.00 - 10%)

Paid to ~~JFVDC~~ Custodian: 486.00

Supervision Costs: 66.00

Balance due Owner: 420.00

Paid to: Cr. Account of Ryuichi KUMAGAI

Location of Boat at Sale: Nelson's Wharf (ex New Westminster)

Claims Against Canadian Govt.:

Claim #309- Nelson Bros. Fisheries Ltd. - \$37.45 (unpaid)

Additional Information:

Jm

File 5336

JAPANESE FISHING VESSELS DISPOSAL COMMITTEE

RELEASE AND DISCHARGE

FISHING VESSEL: "R.K."
REG. or LIC. No.: NW.2598
NAVAL No.: NW.011-H
CLAIM PAYABLE TO: R. Berg

CLAIM No.: 309-C
Owner at Time of Impounding:
Ryuichi KUMAGAI, #09793,
~~File 5336,~~
Present Owner: R. Berg

This vessel was released to Nelson Bros. Fisheries Ltd. on July 31, 1942, from the custody of the Royal Canadian Navy, under a care and maintenance agreement. Under the terms of this agreement replacements and repairs were effected by Nelson Bros. Fisheries Ltd. In this case, Nelson Bros. Fisheries Ltd. have asked that payment of the claim be made to the present owner of the boat.

While in the custody of the Royal Canadian Navy, this vessel suffered loss to the value of \$37.45, as assessed by the surveyor for Naval Service, which sum is approved by the undersigned and accepted as adequate compensation.

In consideration of the payment of the sum of **THIRTY-SEVEN DOLLARS AND FORTY-**

FIVE CENTS ----- (\$ 37.45)

(of lawful money of Canada) (the receipt of which is hereby acknowledged), we, the undersigned, being the owners and/or mortgagees, shipyard repairers and all others having any interest, claim or demand against the said motor vessel registered at the Port of **New Westminster, B. C.**

Official or License No. **2598** DO HEREBY RELEASE and forever discharge His Majesty the King, as represented by Royal Canadian Naval Service or any patrol or auxiliary service, acting through or under the authority of Royal Canadian Naval Service, and all boards, commissions or departments of His Majesty's Canadian Government of and from claims which we may now have or which hereafter may arise and which now could or at any time hereafter be made in consequence of damage sustained or any alleged damage sustained, to the above-named motor vessel while in custody of His Majesty's Royal Canadian Naval Service or any auxiliary patrols, commissions, boards or departments hereinbefore named.

AND FURTHER, we covenant that we are the owners and/or mortgagees, shipyard repairers and all others having any interest, claim or demand against the said vessel and are the only parties or persons having any interest, claim, lien, demand or charge over the above-named motor vessel, and should any claim hereafter be made by or through any parties whatsoever, we hereby agree to indemnify and save harmless His Majesty the King as represented by any of the naval services, boards, patrols, departments, or commissions hereinbefore referred to.

AND FURTHER, that this discharge and release enures to the benefit of and is binding upon all the parties hereto, their respective heirs, executors, administrators, assigns, successors and representatives.

DATED at Vancouver, British Columbia, this 24th day of April 1942. 5

WITNESS:

Johnson

R. Berg

EXHIBIT No. 1260-2

DATE NOV 17 1948

FILLED BY K. D. Christie

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

CABLES:
"GOULD" VANCOUVER, B. C.

TELEPHONE:
PACIFIC 9046

No. 4.N.

"R.K."

Survey Report

To whom it may concern:

Name.	"R.K."
Official No.	N.W. 2598.
Owner.	Ryuichi Kumagai.
Dimensions.	L. 28 ft. B. 6.9 ft. D. 3 ft.
Engines.	Gasoline.
Name & H.P.	Gray 4 Cyl 40 H.P.
Fuel.	Gasoline.
Tank Capacity.	2 Tanks. 70 Gals.
Pumps.	1 on Deck.
Lighting.	Electric. Generator on engine.
Anchors.	None.
Chain.	None. Rope. None.
Compass.	None.
Stoves.	None.
Fire Extinguishers.	None.
Valuation.	Six Hundred (\$500.00) dollars.

February 1943.
Vancouver, B. C.

John Gould
Marine Surveyor.

(Information supplied by Ins. Co.)

LIFE INSURANCE

Name Shiuji Nagata

File No. 5337

Reg. No. 14 222

Class B.C.

Company Sun Life

Agency Vancouver Agency

Policy No. 2025209

Premium - \$ 9.90

Payable: Annually, Semi-annually or monthly

Month June Day 1

REMARKS:

33

letter sent 10/9/42

MA 3241

OFFICE OF THE CUSTODIAN
JAPANESE SECTION
RECEIVED
APR 30 1942

Canadian Cannery (Western) Limited

Name Mr. O. Kumagai
P.O. Box 950
Address New Westminster B. C.

Grower No.	Date	Folio	Con- tainers	Variety	Credit	Debit	Balance	Weight
	April 27/1939			Bean Seed		1.82		
<p>I, Thomas H. Davies, of the City of Vancouver in the Province of British Columbia, do solemnly declare</p> <p>Number 1 - That this statement correctly sets forth the account between O. Kumagai and the Canadian Cannery (Western) Limited.</p> <p>Number 2 - That the same grower, O. Kumagai, is at this date indebted to Canadian Cannery (Western) Limited, in the sum of \$1.82, and I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath by virtue of the Canada Evidence Act.</p> <p>Declared before me at the City of Vancouver this 29th day of April 1942.</p> <p><i>T. Edgar Wilson</i> A Commissioner for taking Affidavits within British Columbia.</p> <p><i>J. H. Davies</i></p> <p><i>Settled 26-9-44</i></p>								

EXHIBIT NO. 1360-5
DATE NOV 17 1948
FILED BY K. A. Christie

2296, 792,
5336, 7730.

August 12th, 1942

Mr. and Mrs. Chikara Sumagai,
Registration Nos. 05389 & 05390,
Kaslo, B. C.

Dear Sir and Madam:-

Please refer to the declaration forms completed by yourself and your husband on March 30th. The Westminster Trust Company now report as per our enclosure. Please examine this and see if it is in order.

Some of the things you and your husband declared are not to be found and our agents comment as follows:

- (1) Japanese foodstuffs and curtains were, we believe, taken by your husband.
- (2) Bean sticks and furniture were sold.
- (3) Some of the goods stored at Mr. Kessler's belong, we believe, to your son Syunchi, but a number of things cannot be traced. Please have your son advise if he disposed of these articles before leaving.
- (4) Your daughter Mariko declared a sewing machine which we cannot trace.

Kindly examine our enclosure with the rest of your family and if everything is in order, please return one copy signed by you and your husband, Syunchi, and Mariko.

Yours truly,

E. F. Green
Manager Protection Dept.

Enc.
EFG:IV

5336

July 8, 1943.

Mr. Ryuichi KUMAGAI,
Registration No. 09793,
Kaslo, B. C.

Dear Sir: Ret Vessel "R. K." NW. 1014

This is to advise that the fishing vessel "R.K." New Westminster License No. 1014 has been sold for the total sum of \$486.00. This was the value placed on this boat by an experienced, independent marine surveyor.

No commission or administration charges are made against these boats. The only charges made are for fire insurance, wharfage, wages of watchmen and expert valuation. These charges amounted to \$66.00.

The balance of \$420.00 has been placed to your credit in our trust account.

Yours very truly,

F. Matheson,
Specified Articles Department.

127 JACKSON ST. W.,
HAMILTON, ONT.
AUG. 26, 1943.

DEPT. OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN
516 ROYAL BANK BLDG.,
VANCOUVER, B.C.

EVACUATION SECTION	
Rec'd	SEP 1 1943
File No.	
Ans.	
Referred	

RE: FILE NO. 5336

Dear Sir,

I have received your letter advising me that the fishing vessel "R.K. Kline" License #1004 has been sold and also that the sum of \$420.00 has been placed to my credit in your trust account.

Since I being the sole supporter of a large and fishing vessel financial difficulties, I would like to have the whole amount sent to me through money order or have it transferred in my name to the Royal Bank in Hamilton at your earliest convenient time.

Thanking you in advance,
I remain,

Yours sincerely,

Ryszka Kuzajski
Registration #09795

Letter to CBC Security
5/27

DEPARTMENT OF
LABOUR



CANADA

EVACUATION SECTION	
Rec'd	SEP 10 1943
File No.	2336
Ans.	Peters
Referred	Peters

BRITISH COLUMBIA SECURITY COMMISSION

360 Homer Street,
Vancouver, B. C.

Sept 9th 1943

Dept of Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
Vancouver, B. C.

Dear Sir,

Re Ryuichi KUMAGAI #09793
Custodian File No.5336

Replying to your letter of the 7th inst., it is true that the above named is a member of a large family, but that he is the sole support of this family is not borne out by the facts as indicated by our records. He is employed in Eastern Canada at good wages while his family is being maintained by this Commission to the extent of \$60.00 per month, and in addition an expenditure of some \$55.00 worth of clothing in recent months. We have no record of his having contributed in any way towards the maintenance of his family so we are not prepared to allow him the use of any of his funds at the present time.

If this man is sincere in his desire to help his family we shall be glad to assist him in making arrangements whereby part of his funds can be issued monthly for the use of his parents at Kaslo, B.C.

Yours truly,

M.L. Brown
Office Manager.

MLB/MS

W. V. K.
420.00

Aug. 11th, 1944.
210 John St.,
Toronto, Ont.

Dept. of Secretary of State,
Office of the Custodian,
506 Royal Bank Bldg.,
Vancouver, B.C.

EVACUATION SECTION	
Recd	AUG 16 1944
File No.	5336
App.	
Referred	Donnet

Dear Sir:

Re: Vessel "RK" NW 1014
Custodian File # 5336.

Two and a half years have elapsed since evacuation and I now feel somewhat settled again. As conditions are, I have decided to carry out my matrimonial plan which I had long in mind within the next two months. In order to carry out

this plan, I must rely fully
to the fund which is placed to
my credit in your trust account, for
that remains to be my only asset
because due to constant moving I
was unable to do much saving.

Therefore, that my plan be
carried out satisfactory, may I ask
you to have the full amount transferred
here.

Your cooperation will be greatly
appreciated. I remain,

Yours sincerely,

Quacki Kumagai
Registration # 109793.

5336

August 19th, 1944.

Attn: Mr. R. L. Brown

B. C. Security Commission,
363 Homer Street,
Vancouver, B. C.

Dear Sirs: Re: RYUICHI KIMAGAI - #97793

With reference to your letter of September 9th, 1943 we now enclose a letter dated August 11th, 1944 from the above Japanese at 210 John Street, Toronto, Ontario, in which he requests that funds standing to his credit in our books, namely \$420.00, be forwarded to him to take care of his matrimonial plans.

We shall be glad to know if it is in order to forward this amount.

Yours truly,

P. Douet,
Administration Department

PD/ER

Enc.

5336

Aug. 24th, 1944.

Mr. Ryuichi KIMAGAI,
Reg. No. 57173,
210 John Street,
Toronto, Ontario.

Dear Sir:

With reference to your letter of the 11th instant we enclose cheque for \$418.18 which represents funds standing to your credit, less \$1.52, being a claim registered against you in April 1942 by Canadian Cannery (Western) Limited for Bean Seed supplied on April 27th, 1939. The claim is formally registered against you before a Commissioner for Oaths and the above firm have confirmed today that this is still outstanding.

Unless, therefore, we hear from you by the 2nd September we shall assume that you admit this debt and will pay off this small account, which will thus close out your account with the Custodian.

Yours truly,

P. Doust,
Administration Department

PD/ER
Enc.

CABLE ADDRESS
"DOMON" VANCOUVER

TELEPHONE
MA 4-1241
PRIVATE EXCHANGE CONNECTING ALL DEPARTMENTS

WESTERN UNION
A.B.C. 5TH EDITION
J. K. ARMSBY 1911
BENTLEY'S
CODER

CANADIAN CANNERS (WESTERN) LIMITED

IN REPLYING TO THIS LETTER
PLEASE REFER TO

✓ DEPT.

HEAD OFFICE

932 DRAKE STREET

PLEASE ADDRESS ALL CORRESPONDENCE TO
THE COMPANY AND NOT TO INDIVIDUALS

VANCOUVER, CANADA

September 9th, 1944.

Department of the Secretary of State,
Office of the Custodian,
506 Royal Bank Bldg.,
Hastings & Granville St.,
VANCOUVER, B. C.

EVACUATION SECTION	
DATE	SEP 11 1944
FILE NO.	5336
APPROVED	
REMARKS	<i>Orwell</i>

Dear Sirs:

Your File 5336

Regarding our claim against Mr. R. Kumagai in the amount of \$1.82.

We acknowledge receipt of your letter of September 6th enclosing your cheque for \$1.82 in full settlement of this claim for which kindly accept our thanks.

As requested, we are attaching hereto receipt for the above payment.

Yours very truly,

CANADIAN CANNERS (WESTERN) LIMITED

J. H. Lavoie
SECRETARY-TREASURER.

THD:DF

A
Y
L
M
E
R
BRAND

File No. 1336

September 5, 1946.

MEMORANDUM - To the File.

Re: Chattels

It is noted that chattels listed by Ryuichi KIMAGAI were left in 'mother's care'. After this declaration, from evidence on the mother's file (#2296), it appears they disposed of what chattels they could and the balance they left with a neighbor by the name of Kessler. The file reveals Mr. Kessler shipped most of the articles held by him, direct to the Japanese at their request.


George Peters
Administration Department

GP/1c

copy for file #2296.

5336

EXHIBIT NO. 1260-S
DATE NOV 17 1946
FILLED BY K. A. Christie

May 29th, 1946.

Mr. Eiichi KIMOGAI,
Reg. No. 09793,
39 Grant Street,
Toronto, Ontario.

Dear Sir:

In reviewing your file, we note that although, you declared to the Custodian that your household effects were left in a dwelling on the Dyke Road, New Westminster, you did at a later date sign a document to the effect that the only property you possessed and had left in the Protected Area of British Columbia was 300 feet of Manila rope and three Kendo Japanese Fencing sets which were in the care of Mr. Kessler.

We understood from Mr. Kessler some time ago that he had no effects remaining in his care and we therefore, assume that you made arrangements for shipping or otherwise disposing of these goods.

Unless we hear to the contrary we shall assume that your personal effects were all disposed of by you.

Yours truly,

H. J. Iverson,
Protection Dept.

WJI:DP

C
O
P
Y

EXHIBIT NO. 1260-5
DATE NOV 17 1948
FILLED BY R. G. B. Bessie

Sato and Chikara Kumagai,
Reg. Nos. 05389 & 05390,
Kaslo, B. C.
Sept. 11, 1942.

Department of the Secretary of State,
Office of the Custodian,
Vancouver, B. C.

Dear Sir:

Your slip stating the things we sold and the goods stored at Mr. Kessler's, are correct. As for the other articles you cannot trace, such as sewing machine, carpenter tools, etc., we have brought them with us.

Referring to the taxes on our property, we would like you to forward the tax to us and we will pay directly to the Township of Richmond from here.

I am very sorry for this delay,

Thank you,

Yours truly,

C. Kumagai
S. Kumagai

(Sato - witness)

IN THE MATTER OF THE "ENGINEERS ACT"
PART I, REVISED STATUTES OF CANADA 1957, CHAPTER 82.

BEFORE THE PROPERTY CLAIMS COMMISSION

BEFORE

HIS HONOUR, JOHN J.A. BOURGEOIS, SENIOR COMMISSIONER.

Toronto, Ontario,

November 17, 1961.

IN THE MATTER OF THE CLAIM OF

WALTER MAX BURGAL

RESIDING AT TORONTO

APPEARANCES

K.A. CHURCH, B.A., K.C.,

appearing for the
Canadian Government,

K.A. BIRD, B.A.,

appearing for the
Claimant,

A. GIBB, B.A.,

Secretary,

S.M. WYMAN, B.A.,

Official Interpreter,

A.S. WING, B.A.,

Official Reporter.

THE DISTRICT COURT,
SINGAPORE, this 14th day of
MAY 1954.

IN RE: THE ESTATE OF M. S. S. S.

Q. Did you sign the will (Exhibit 1)?

A. Yes, Sir.

Q. And you were then present when the will was

signed? A. Yes, Sir.

Q. And you were the witness of it and signed?

A. Yes.

Q. I am filing as Exhibit 2 the proposed

inventory of the estate, your Honor.

(Inventory of personal property, including
household effects, furniture, etc.)

Q. I understand that before submitting you were

present at the house, Sir? Is that right?

A. Yes.

Q. And you read it there?

A. Yes.

Q. Signed by the testator "M. S. S."?

A. Yes, Sir.

Q. According to your claim filed this was a

new boat in 1950 and you paid \$100. for the boat and

\$200. for the engine? A. Yes.

Q. Did you buy the boat in part or was the boat

made to your order, or what arrangement?

A. The boat was made to order and we used the

old engine which was on the boat before which was worth

about \$200. at that time.

Q. You ordered a boat and then you took the

engine out of the boat you had previously ordered and

installed it in the new one? A. Yes.

Q. In that light? A. Yes.

Q. And I suppose you sold the hull of the old boat? A. Yes.

Q. Now, I will tender as Exhibit 1 the appraisal of John Smith. This appraisal is dated November 1949. It does not give any date. The valuation is \$200.

[APPRaisal, November 1949, written by John Smith]

Q. Now, this appraisal which you have, which you installed in 1949 at a cost of \$200, was a cost of what amount at the time of the boat's being pulled up the boat? A. Yes.

Q. And, with respect to that cost of \$200, does it include installing the drum on the boat?

A. Yes. It includes everything.

Q. Did you buy the drum new?

A. No. It was built for us.

Q. Now, do you mean by rebuilding the engine that we saw there? A. The engine was part of the boat and built. It was built - it was made like a boat; the whole thing was rebuilt.

Q. And that was done in 1949?

A. Yes.

Q. And in respect of this engine which you installed in 1949, it replaced the one which you had in the boat when the boat was built?

A. Yes, sir.

Q. Now, what kind of engine was this one? A. A Gray Marine Motor.

Q. Can you give us the horsepower?

Q. And they were both a year old at that time?

A. Yes, sir.

Q. How long do you say you usually last?

A. It depends on how long you are there. I usually

last about a year, but I have been a year and a half in the last year.

Q. That is the reason that approximately it depends about \$100. in the year. You say you paid \$100. for it and you are just claiming \$200?

A. Yes.

Q. Is that the reason?

A. Yes.

Q. And the new thing applied as far as the machine is concerned?

A. Yes. There are the two quarters and you get for one year.

Q. And you think they were good for another year?

A. Yes, sir.

Q. Was that due to the machine?

A. No. It is the only value of the machine.

Q. That is all.

STATEMENT OF MR. CHURCH

Q. I tender you J.P. Form dated April 21, 1942.

Is that your signature (indicating)?

A. Yes, sir.

Q. I file this J.P. Form as Exhibit

Q. In December 1967

A. Yes.

Q. Did either of your parents or the husband
ever come to the office to this and ask you to sign it?

A. No.

Q. Now, it seems to be that, I take it,
the fact that apparently one of your parents or
husband ever this in your behalf was in British Columbia
during your absence? Is that correct?

A. Yes, that would be it as it could be of
either parent's signature, India.

Q. What is her initials? A. Her initials is
M. M.

Q. You have one sister whose initials is W and
one sister whose initials is B. Is that right?

A. Yes.

Q. Thank you.

Q. Now, this document is another document which was
disposed of in my, and at that time
there was some slight confusion about some of those
documents and the records of the commission we filed
a subpoena later establishing the position but it did
not appear there was any way, since this
document was disposed of originally as his. From
I do not think there is any advantage, then, in filing a
copy of that letter at this time.

Q. Correct. It is submitted that this document
would not be at the fair market value.

There seems to be some doubt in regard to the
value of this. Whether they had been disposed of by the

... in view of the latter then the ...
I do not think we are in a position to ...
... were left in the custody of the ...
... the ...
... the ...
... the ...

... of course, I think ...
... the ...
... the ...

(PROSECUTING ATTORNEY'S OFFICE)

I hereby certify the foregoing to be a true and correct ...

[Signature]
E. J. ...
Official Reporter

I, ...
... to investigate ...
... the ...

[Signature]
...
...

Defence Brief

TORONTO
17 Nov. 1948

Ryuichi Ray KUMAGAI

File No. 5336

Case No. 1260

PERSONAL PROPERTY CLAIM

(All claims shown are Gross)

Claim 1 Fishing Vessel

<u>Claim</u>	<u>Appraised at</u>	<u>Sale Price</u>
\$1100.00	\$600.00	\$486.00

Witness: Appraiser, John Gould.

Mr. O. W. Phillipson, appraiser for J.F.V.D.C., also appraised this boat, his valuation being \$450. and suggested \$540. as a negotiating price. He reported the boat to be in good condition.

Claimant stated that he purchased this boat in 1935 for \$650. and installed the engine from his old boat into the new one, he considered the engine was worth \$200. He also stated that he installed a drum at a cost of \$240.

It is submitted that this fishing vessel was sold for its fair market value.

Claim 2 Nets

<u>Claim</u>	<u>Declared not found.</u>
\$200.	

Claimant stated that these 2 nets were both a year old, one was a spring net, the other a Sockeye net and were stored at his mother's house in the custody of his parents, in his claim he had allowed for depreciation.

Claimant stated that the nets declared by his mother did not include the two for which he is claiming.

Custodian wrote to claimant on 29 May 1946 stating that he assumed claimant had made arrangements for shipping or disposing of his goods and that unless he heard to the contrary he would assume that all his personal effects were disposed of by him.

Claimant admitted having received this letter but he did not reply to it.

Claimant denied having signed a form stating that he had no other property in the restricted area of B.C. besides the rope and fencing sets and he thinks that his sister must have signed the form as her initials are the same as his own, he stated that he was in Ontario at the time.

There appears to be some doubt in regard to these nets, whether they had been disposed of by claimant or not, evidently these nets were left in the custody of his parents, a person or persons other than the Custodian, and the Custodian did not find them and they were not sold by him. so there is some question as to the Custodian's responsibility.

Summary of Defence Witnesses

John Gould
O. W. Phillipson

Where required

1 Appraiser
1 Appraiser

BMP/mw

Name of Claimant

KUMAGAI, Ryuichi Kay

Case

1260

Custodian File

5336

<u>REAL PROPERTY</u>										Total
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village		Total Award 125% of all Sale Prices:	
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices	Sale Price	Total Award 125% of all Sale Prices:		
						% of Amount Total		% of Amount Total		
<u>PERSONAL PROPERTY</u>										
Motor Vehicles		Boats and Boat Gear								180.00
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Recorded Now Missing	45% of amount in next preceding column			
		486			37.45				37.45	
<u>NETS</u>										
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	
						200.00		140.00	140.00	
<u>MISCELLANEOUS CHATTELS</u>										
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
TOTAL RECOMMENDATION									397.45	

5336

November 16th, 1950.

Mr. Ryaichi Ray KUMAGAI,
150 Jackson Street E.,
Hamilton, Ontario.

Dear Sir:

Re: Japanese Property Claims Commission

Case No. 1260

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 ... **\$357.45.**

Cheque in your favour is enclosed for **\$337.97**
and we have paid the Co-Operative Committee .. **\$ 19.48**
for legal fees as authorized by you.

Yours truly,

FCS/js
1 encl.

F.G. Shears
Director