

5337

RECEIVED JULY 1951



BUREAU HASTINGS PARK  
OFFICE OF THE CUSTODIAN  
JAPANESE SECTION

FILE No. \_\_\_\_\_

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: NAGATA, Shuji John

HOME ADDRESS: Mayne Island, B.C.

REGISTRATION NUMBER 14222 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: Father, Kumazo Nagata, Mayne Island B.C.

MARRIED? No

NAME OF WIFE OR HUSBAND: --

ADDRESS OF WIFE OR HUSBAND: --

NAMES OF ANY LIVING CHILDREN: --

ADDRESS OF CHILDREN: --

AGE OF CHILDREN: --

**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: Mayne, Island, B.C.  
Wooden frame 2 storeyed 6 roomed dwelling
2. LANDLORD'S NAME AND ADDRESS: Father - Kumazo Nagata  
same address
3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID:  
Rent free
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:

In Custody at New Westminster, B.C.

One Gas Boat "EDITH POINT" 60 B.H.P.

Valued at \$500. including gear.

2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS None
3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR CLAIM ON ANY SUCH PROPERTY None



4. INSURANCE CARRIED ON ABOVE PROPERTY: None5. MORTGAGES, LIENS AND OTHER CLAIMS ON PROPERTY IN POSSESSION OF  
OTHERS: None6. MONEYS OWING TO YOU (State if any of these debts assigned and if so, to whom)  
None7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)  
\$100. Victory Bond 1942. at Royal Bank of Canada  
Hastings & Main  
Vancouver, B.C.8. BANK ACCOUNTS: None9. LIFE INSURANCE: \$1000. SunLife Ass. Co. Pol. No. 2025209. 20 yrs. end.  
Prem. \$49.90 Due date - 1st. June. Benef; Father, Kumazo Nagata  
Mayne Island, B.C. Policy in owners possession.10. INTEREST IN ANY ESTATES OR TRUSTS: None11. SAFETY DEPOSIT BOX: None

## LIABILITIES:

1. PERSONAL DEBTS: None2. TRADE DEBTS: None

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)

FOR DEPARTMENTAL USE



✓ ✓  
INFORMATION FROM R.C.M.P.

Date

Nov. 23/43.

Our File No.

5337

Full Name

NAGATA

Shuji

John

(Surname in Block Letters)

Registration No.

14222

Male - Female  
(check)

Age

Jan. 4, 1917

Former Address

Mayne Island, B.C.

Date Evacuated

May 28/42

Naturalized - Canadian-Born - National  
(check)

Present Address

Chase, B.C.

Eagle Bay, B.C. Aug 3/44

Married - Single  
(check)

Name of Wife

Name of Husband

Name of Mother

<sup>nee</sup>  
(KANISHI) Kijima

Name of Father

Kumaya #14264

Names of Children under 16

#14261

Requested by

ECF

Registered with Custodian

Yes  
(Yes or No)

Additional Information

Farmer.

Owner of Boat.

"Edith Point"

39/1.



SUMMARY TAKEN FROM VESSELS RECORDS

Date: August 23, 1944  
Name: NAGATA, John Shuji Reg. No. 14222 File: 5337  
Boat File No.: Custodian 5337  
Name of Vessel: "Edith Point" 30'x7'x3' (1935) Chrysler 60 BHP (1940)  
Lic. or Reg. No.: Vancouver 6510  
Naval No.: None  
Owner's Valuation: \$500.00 (Including total gear)  
JFVDC Valuation: 240.00 Survey #575 - *Apr/42 Phillips 2200.00*  
Custodian Valuation: 200.00 *Aug/42*  
Date of Sale: January 13, 1943  
Purchaser: Stanley Membrough  
Signature on Sales Papers: Custodian  
Selling Price: \$200.00  
Paid to JFVDC or Custodian: 200.00  
Supervision Costs: 39.66 *including \$12.00 for minor repairs*  
Balance due Owner: 160.34  
Paid to: Cr. Account of John Shuji NAGATA  
Location of Boat at Sale: Coal Harbour (ex New Westminster)  
Claims Against Canadian Govt.: None

Additional Information:

Remarks of JFVDC Appraiser

1935? "Edith Point" Lic. Van. 6510

Condition - Good

Damage - Nil

Boat - No pilot house. Looks much older than listed.

Engine - Car Engine Chrysler 60

Value 1942 - \$200.00

( JFVDC "Suggested Negotiating Price" - \$240.00 )

*JM*







Extract from notebook of O.W. Phillipson, J.F.V.D.G. appraiser.  
Survey 575- New Westminster

1935 ? Edith Point (Lic. Van. 6510

Cond Good

Dem Nil

Boat

Engine - Car Engine Chry 60

Value 1942 - \$200

No Pilot House

Boat Looks much older than listed

Engine - Car Engine ?

No Sales Value

---

JFVDC "suggested negotiating price" - \$240.00



"EDITH POINT" V. 5510

August 3, 1942.

This boat was surveyed at New Westminster in the presence of Mr. Gould, of the Custodian's office. Missing inventory noted:

1 Anchor & Line

1 Battery

The engine is complete. The hull is good.

JMM/TM

J. M. Murphy,  
Com. Engineer, R.C.N.R.,  
Naval Surveyor.



CANADA  
DEPARTMENT OF THE SECRETARY OF STATE  
OFFICE OF THE CUSTODIAN  
JAPANESE EVACUATION SECTION

PHONE PACIFIC 6181  
PLEASE REFER TO  
FILE NO. ....

808 ROYAL BANK BLDG.,  
HASTINGS AND GRANVILLE  
VANCOUVER, B.C.

September 10, 1942.

TO THE CUSTODIAN:

I, Joseph Bithell, hereby submit  
10% of my bid of \$150.00 on Japanese Fishing Vessel  
"EDITH POINT" 1123 VAN 6510.

Signed:

Received:

Joseph Bithell

*Joseph Bithell*



File No. 5337

PERSONAL PROPERTY SUMMARY

July 17, 1946.

Re: Shuji John NAGATA, Reg. No. 14222

This man signed a declaration to the Custodian on April 22, 1942. He was evacuated on May 28, 1942.

In his declaration he reported a gas boat "Edith Point" in custody at New Westminster. This vessel was sold through this office and the net proceeds of \$160.34 were credited to the account of this man.

He reported a \$100.00 Victory Bond at the Royal Bank of Canada, Vancouver. This did not come under the control of this office.

He reported a \$1,000.00 policy with the Sun Life Assurance Co. in his own possession. On July 23, 1943 he requested that we pay premiums due on this policy from the balance standing to his credit and on August 3, 1943 we remitted \$93.10 to the Sun Life Assurance Co. to apply on his policy.

On August 16, 1943 we remitted to NAGATA the balance of his funds then standing to his credit in the amount of \$67.24.

The account of this man was credited with the sum of \$10.35 received as refund of expenses incurred at the time of the impounding of his vessel, "Edith Point". This amount is being remitted to NAGATA today.

This file reveals no other property of any kind.

This summary is certified to be in accordance with information on file.

*G. MacLachlan*

July 17, 1946.

/MM



RE LIABILITY SUMMARY

File No. 5337

July 17, 1946.

Re: Shunji John NAGATA, Reg. No. 14222

This file reveals no liabilities of any kind.

This summary is certified to be in  
accordance with information on file.

*Amelia*

July 17, 1946.

/mm



CLAIM

November 18, 1944

FILE: 5337

CREDITOR: John Shuji NAGATA, 14222

DEBTOR: Canadian Government

AMOUNT: \$10035

Expenses incurred in connection with the seizure and  
removal from Mayne Island to the Fraser River of M/V  
"Edith Point."

*Jm*



Case No. 107 - John Shuji Nagata, File 5337

Boat Claim: "Edith Point", Van. 6510 - Gross Claim: \$500.00

Sale:       Date           Jan. 13, 1943  
          Location:    Coal Harbour  
          Purchaser:   Stanley Hembrough  
          Sale Price:   \$200.00  
          Expenses:     37.66 (proportionate share)  
          Repairs:      12.00 (sufficient to keep boat afloat at wharf)  
          Net Credit:   160.34

Valuation: Phillipson: \$200.00 (JFVDC price: \$240.00)  
              Gould:     200.00 (Est. Mkt. Value: \$250.00)

Damage:    No record of damage or repair while in Naval custody.  
             Repairs by Custodian at owner's expense sufficient to keep  
             boat afloat at wharf - \$12.00.

Equipment: No record of what gear on boat at surrender to Navy.  
             Essential gear missing Aug. 3/42 - anchor & line and battery.  
             No claim paid for this.

Age:       Phillipson's report says "Boat looks much older than listed."  
             "List" would be the JFVDC "catalogue sheet" which showed boat  
             built in 1935.  
             Engine was a Chrysler car engine.  
             Phillipson's report says "No pilot house"

Offer:     File shows offer of \$150.00 made in Sept. 1942.  
             No record of any other interest by ~~XXXXXXXXXX~~ prospective  
             purchasers.  
             Boat offered for sale approximately a year before sale.  
             Up to May boat would be offered for sale at owner's price  
             of \$500.00. After that date at \$240.00 or \$250.00. Unsold  
             until Jan. 13/43 when offer at appraisal was accepted.

/FM



CLASS OF SERVICE	
Full Rate	
Day Letter	
Night Message	
Night Letter	
Evening and Sunday Messages	
Please mark on X opposite the class of service desired.	

# CANADIAN PACIFIC TELEGRAPHS



World Wide Communications

CHECK
-------

TIME FILED
STANDARD TIME

The following message, subject to the conditions on the back thereof, which are hereby agreed to.

SEPTEMBER 10 1942

MR JOHN S NAGATA  
REGISTRATION NUMBER 14222  
CHASE B C

WE HAVE OFFER ONE HUNDRED FIFTY FOR YOUR BOAT EDITH  
POINT STOP PLEASE WIRE IF ACCEPTED

CHARGE TO  
MR G W McPHERSON

EDGAR T READ  
GENERAL MANAGER  
CUSTODIAN'S OFFICE  
506 ROYAL BANK BLDG  
VANCOUVER B C



OFFICE OF THE  
JAPANESE SECTION

RECEIVED

SEP 19 1942

Fri. Sept. 18, 1942 912

General Delivery  
Post Office

Victoria B.C.

Mrs. Taylor.

Dear lady.

Have they accepted my bid  
if you would kindly let me know.  
I shall mail you a cheque as business  
right now would suit me better to  
leave at the end of the month if  
my boat would be all right.

Yours truly Joseph Bithell



OFFICE OF THE CUSTODIAN

JAPANESE INTERNS

RECEIVED

SEP 29 1942

Mon, Sept 20, 1942.  
General Delivery  
Victoria B.C.

Mrs. Taylor.

Dear lady

I wrote you a letter whether  
they have accepted my bid whether  
it got astray or not. I would  
forward you the balance of  
payment as ~~it~~ <sup>it</sup> ~~directed~~ <sup>directed</sup> me better  
to come the end of month.

Yours truly

Joseph Bethell



September 29th, 1942.

Mr. Joseph Bithell,  
General Delivery,  
Post Office,  
VICTORIA, B. C.

Dear Sir:

Re: "EDITH POINT" 1123 VAN 6510  
Japanese Fishing Vessels

We submitted your bid on the above fishing vessel to the Japanese owner and have had no reply as yet to our wire. We will advise you at the above address as soon as we receive an answer.

Yours truly,

FISHING VESSELS DIVISION

KT



30th October, 1942.

REGISTERED.

Mr. Joseph Bethel,  
General Delivery,  
VICTORIA, B. C.

Dear Sir:

RE: Edith Point, 1123.

As requested in your letter of Oct. 29th we are returning herewith \$15.00 in currency which were submitted by you as 10% of your bid on the above-mentioned boat.

Will you kindly forward to us the receipt given you on September 10th in order that we may complete our records.

Yours faithfully,

(FISHING VESSELS DEPARTMENT).

MS/mf

Encs.



OFFICE OF THE CUSTODIAN  
JAPANESE SECTION

RECEIVED  
OCT 29 1942

Mon. Oct. 29 1942  
To Japanese evacuation Section  
Dear Sir.

Re: Edith Point 423/6510

Japanese Fishing Vessel

In reply to your letter of September 29<sup>th</sup>  
on account of the delay in the matter I  
have decided to cancel my offer and would  
be glad to receive the deposit of £15 by return  
Post as I am joining the merchant  
marine and may be sailing from  
Victoria any day.

Yours Truly  
Joseph Bithell

G. Miss Carroll  
General Delivery  
Post Office  
Victoria B.C.



File No. 5337

Reg. No. 14222

Date April 8, 1943

Name NAGATA, John S.

Your Account has been ~~DEBITED~~ <sup>CREDITED</sup> as follows

Sale of Fishing Vessel "EDITH POINT" 200.00

Less Expenses 36.16

\$163.84

Additional expenses 3.50

Balance

\$160.34

Custodian of Enemy Property



File No. 5337

Re: M/V "Edith Point" - John S. Nagata. #14222.

The above noted vessel was sold on January 13, 1943 for  
\$200.00.



EXTRACT FOR FILES 5159, 5139, 5143, 5337

Taken from letter received from F. J. Bennett, dated November 13, 1943. Original on file 5162.

"Regards the 3 Sumi family Kikumatsu SUMI and Choichi SUMI (James SUMI to follow next week) you can call that all paid for packing and shipping to Mayne Island Wharf."

"We had a letter from Shuji John Nagata at Chase stating I can have a dressing table and stool complete from their house on Mayne Island would you kindly give me permission to bring it home I mentioned this to Mr. Carsen last week when he was on Mayne Island and he said to let you know what the Nagata family said about it you may probably have had a letter from them regards above. Mr. Mouat also knows about this."

Yours truly,

(SIGNED) F. Bennett Sr.



5337

June 9, 1943.

Mr. Shuji John NAGATA,  
Registration No. 14222,  
Chase, B. C.

Dear Sir:

This is to advise that the fishing vessel  
"Edith Point" Vancouver 6510 has been sold for the  
total sum of \$200.00. This amount has been disbursed  
as follows:

Cr. Account of John S. Nagata	160.34
Boat Expenses	39.66

Yours very truly,

F. Matheson,  
Specified Articles Department.



Chen Bldg.  
July 24<sup>th</sup> 1943

The Office of the Comptroller  
506 Royal Bank Bldg.  
Vancouver B.C.

EVACUATION SECTION	
Rec'd	JUL 30 1943
File No.	
Ans.	12 3 36
Referred	Matthew

Dear Sirs,

Re. 5337

I have your letter of June 9<sup>th</sup> stating that I have a credit of \$60.34 after the sale of my boat "Sedition Point" Vancouver 6510.

At this time I wish to inform you that I have not paid the premiums on my insurance policy for the past 2 years; I would like to have it paid thru your office if possible.

I am writing to the Sun Life Assurance Co. to collect from my account in charge with you. Kindly forward the amount, what ever it is, and the remainder I would like to have it sent here.

Thanking you.

Gibson

1. Please pay insurance?
2. Please pay balance to the Jap
3. Please tell Jap to handle his own insurance hereafter.
3. Please then close the file

Yours very truly,  
S. J. Hayata  
Reg. No. 14222

RM



937

12th August, 1943.

Mr. Shaji John RAJATA,  
Registration No. 14223,  
CHASE, S.C.

Dear Sir:-

Re: Sun Life Policy No. 2,034,209

We wish to acknowledge receipt of your letter of July 24th regarding payment of premium on your above intimated policy.

We have today made this payment to the Sun Life Assurance Company in the sum of \$93.10, this being the amount owing as at August 1st on your policy. This amount has been charged to your account in this office.

As per your request, we are attaching hereto our cheque for \$67.24, being the balance remaining in your account after making the above payment, and from now on we will expect you to take care of your life insurance premiums yourself.

Yours truly,

S.M. Gibson,  
Insurance Department

SM:FM

Enc.



5162  
5337

November 25th, 1943

Mr. Fred Bennett,  
Dickinson Road,  
Wayne Island, N. C.

Dear Sir:-

Re: MINAMIDE, Masajiro  
NAGATA, Shuji John

Further to ours of November 23rd, this is to thank you for yours of November 20th and for everything that you have been doing. We note that you were unable to find the knives and forks requested by J. Sumi and have also been unable to find all of Masajiro Minamide's belongings.

Turning to the dressing table and stool belonging to Shuji John Nagata which he has authorized you to take, we will raise no objection to this. As, however, Shuji John Nagata has not written to us, we think you should send us his letter giving you these articles in order that we may have his approval on our files. If you are worried that you will then have no proof of ownership, we will gladly send you a letter from this office authorizing the transaction.

Yours truly,

H. F. Green  
Protection Department

HFG:IF



5166 & 5337

December 21, 1943.

Mr. Fred Bennett, Sr.,  
Dickson Road,  
Mayne Island, B. C.

Dear Sir:

Re: Kumazo NAGATA &  
Shuichi John NAGATA

This is to thank you for your letter of December 14th enclosing a list of items required by Mr. Nagata. We are returning this herewith and are sorry to see that there are a number of articles missing. We are sending Mr. Moust a copy of this letter, together with a list of missing items and requesting him to take this up with Mr. Mayers.

Follow up on  
file 5.66.

We take this opportunity of reminding you to let us have S. J. Nagata's authorization as mentioned in ours of November 25th. I

Yours truly,

H. P. Green  
Protection Department

HFG/ms

cc - G. Moust



5337

January 22nd, 1944

Mr. Shuji John NAGATA,  
Registration No. 14222,  
Chase, B. C.

Dear Sir:-

Mr. Fred Bennett Sr. tells us that he recently heard from you authorizing him to take delivery of your dressing table and stool as a gift. We have asked Mr. Bennett to send us your letter authorizing this but have not yet heard from him. Unless we hear from you to the contrary, we shall assume that this is in order. This was not declared by you or your father as far as our records show.

Yours truly,

H. F. Green  
Protection Department

HFG:IF



Chas. B.C.

February 5<sup>th</sup>, 1944.

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

EVACUATION SECTION	
Rec'd	FEB 7 1944
File No.	5337
Ans.	
Referred	Green

Dear Sirs,

A letter dated Nov. 30 1943, was ~~received~~ by me on Nov. 25<sup>th</sup>. The writer Mrs. Frederick Bennett Sr. of Mayne Island requested of me to obtain permission for her to take delivery of a dressing table & stool left in my sister's bedroom.

I immediately wrote to my sister in Toronto stating the facts re. her bedroom furniture.

However, at the same time I was informed by Mr. Monat that a public auction was to take place on the Island about the first of December. With this in mind I informed Mrs. Bennett that all the furniture was not going up for sale and that she could remove the dressing table & stool to her house and to keep for us under the same conditions as the mantel clock left with her previously. It is not exactly a gift but more or less related to her free of charge. both ways.

I trust that this is the information you desire.

Yours very truly,  
John S. Nagata

(upon authority of K. Nagata)  
J.S.N.



5337

July 17, 1946.

Mr. Shuji John HADATA,  
Reg. No. 14222,  
Chase, D.C.

Dear Sir:

Enclosed is a Custodian cheque for \$20.35 which represents the balance standing to your credit with this office. This amount was received in full settlement of your claim filed through the Japanese Fishing Vessels Disposal Committee for refund of expenses incurred at the time of the impounding of your vessel "Edith Point".

Your account with this office is now being closed.

Yours truly,

F. Matheson,  
Protection Department.

/s/



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 J. R. ARCHIBALD, SUB-COMMISSIONER.)

Kamloops, B.C.  
May 11th, 1948.

10

IN THE MATTER OF THE CLAIM OF  
JOHN SHIJI NAGATA.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

T. G. BOWEN-COLTHURST, Esq.,

appearing for the  
Dominion Government.

R. J. McMASTER, Esq.,

appearing for the  
Claimant.

J. R. COLLEY, Esq.,

Secretary to Kamloops  
Sub-Commission.

MRS. I. C. SMITH,

Official Interpreter.

MRS. M. TONES,

Official Reporter.

30



K. Nagata,  
In Chief.

MR. McMASTER: The next claim is that of John Shinji Nagata, No. 107. It is No. 103 on the original list.

I will call Kumasuo Nagata, your Honour, as witness to this claim.

He may consider he is still sworn.

THE COMMISSIONER: I think he had better be sworn again.

KUMASUO NAGATA, being first duly sworn, testified on behalf of the Claimant herein, through the Official

Interpreter.

10

DIRECT EXAMINATION BY MR. McMASTER:

Q Witness, how are you related to the Claimant, John Shinji Nagata?

A He is my son.

Q I produce to you witness, a document signed by John Shinji Nagata on May 8th, 1948, is that his signature?

A Yes.

MR. McMASTER: I would file this document your Honour, which is authorization for the witness, Mr. Kumasuo Nagata, to act on behalf of the undersigned John Shinji Nagata.

20

(AUTHORIZATION MARKED EXHIBIT NO: 1.)

Q Witness, are you familiar with the subject matter of this claim?

A Yes.

MR. McMASTER: I would ask leave, your Honour, to amend the claim, which is for personal property only. We are claiming for the gasboat, a gill netter, only. The value for that remains \$500.00, the remainder of the claim is being abandoned. The Custodian is credited with \$200.00 for the sale of this boat,

30



E. Nagata,  
In Chief.

leaving a net claim of \$300.00.

Q Witness, I produce to you a statement concerning the boat in question, did you instruct Mr. Leckie to prepare that statement 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. McMASTER: I would ask to file that statement as the next exhibit.

10 (STATEMENT MARKED EXHIBIT NO: 2.)

Referring to the statement concerning this chattel, a gill net gasboat, known as Edith Point, thirty foot boat, which was purchased in 1936 as a used boat for a price of \$450.00. It was scraped and painted annually and its condition was good when handed over to the Navy. The witness for the Claimant estimates its value at \$500.00.

Q Witness, you have taken over this claim with your son's consent I presume, and the \$500.00 estimate is that of your son, is it? A Yes.

20 MR. McMASTER: In 1940 the Claimant says that he purchased and installed a Chrysler 60hp. engine at a cost of \$200.00 and he says farther that manual gear was with the boat when it was turned over to the Navy in December 1941 at Wayne Island. The witness then goes on to say that the hull of this boat was built in 1935, my son bought the boat in 1936, equipped with a 6 hp. automatic marine engine and manual gear. Depreciation has been allowed for as noted above. It is considered that the valuation

30



4  
K. Nagata,  
In Chief.

of \$225.00 made for the Custodian and the sale by the Custodian in January 1943 for \$200.00, weren't representative of a fair market value for this vessel. The vessel should have been worth at least \$500.00 at the date of sale. My son is in hospital at Vancouver and I am representing him as to this claim. I have full knowledge as to this vessel. I would ask my learned friend to admit that the boat was sold on January 13th, 1943 by the Custodian.

10 MR. COLTHURST: That is correct, your Honour.

MR. McMASTER: I have, your Honour, a document which is a licence issued concerning the gasboat in this claim which I am asking to file.

Q Witness, I produce to you a document, is that a licence for the boat Edith Point, which was owned by your son? A Yes.

MR. McMASTER: I file then, this document purporting to be Licence 6510, issued in Vancouver and signed by the Collector of Customs and Excise.

20 I would call attention to the fact, your Honour, that the engine is described as a Chrysler engine 60 hp. engine.

LICENCE 6510 MARKED EXHIBIT NO: 3.)

I would ask my learned friend to produce the Survey Report concerning this boat, dated August 1942.

MR. COLTHURST: (Producing).

MR. McMASTER: I would file this on behalf of my friend your Honour, and draw attention to the fact that on this survey report the horsepower is described as 35 horsepower.

30 (SURVEY REPORT MARKED EXHIBIT NO: 4.)



CROSS-EXAMINATION BY MR. COLTHURST:

This case is entirely a matter of values, your Honour. We contend that this ship in question was sold for a fair market value. Q: The ship at the time of purchase had a good engine I suppose and it became necessary after running it for four years to replace it, is that correct witness?

A It was in very good condition.

Q But after running the engine for four years it finally became advisable to replace it with this Chrysler engine, is that correct?

A It wasn't a case of the bad condition but the power was so small that I wanted to increase the power.

Q It had been satisfactory for four years though?

A Yes, but I wanted to increase the power.

Q The engine that was put in was a truck engine?

A Yes.

Q That is, it wasn't a marine engine was it?

A The Chrysler isn't a marine engine.

20 MR. McMASTER: I would ask my learned friend to admit that the form of the Japanese Fishing Vessel Disposal Committee on his file, describes the engine as a 60 horsepower Chrysler engine.

MR. COLTHURST: I have the summary taken from the vessel's records which states that the horsepower was 60 hp. and I have another form on my file in which the same thing is set out but just what that form is, I couldn't say.

(Witness aside)

30 (PROCEEDINGS ADJOURNED SINCE DEE)

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CASE NO. 107.

T. S. YAGATA.

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

"H. YONES"

Official Reporter.

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

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"J. E. Arnold"

Sub-Commissioner.

20

30



Defence Brief

KAMLOOPS  
11 May 48

John Shiuli NAGATA

File No. 5337

Case No. 107-^

PERSONAL PROPERTY CLAIM

1. Boat Claim

\$500.00

Appraised at

\$200.00

Sold for

\$200.00

^ Witness: O.W. Phillipson, Appraiser.

Sold for fair market value.

Claim amended to read 500.00  
for gasboat only. The remainder  
of the claim is abandoned.

RWM/mw



Name of Claimant **MAGUI, John Shingji**Case **307**Custodian File **537**

<b>REAL PROPERTY</b>										<b>Total</b>
<b>Greater Vancouver</b>		<b>Rural (except V.L.A.)</b>			<b>V.L.A. (except Mission Village)</b>		<b>V.L.A. Mission Village</b>			
<b>Sale Price</b>	<b>5% thereof &amp; 12.50</b>	<b>Sale Price</b>	<b>10% thereof</b>	<b>Charges 12.50 &amp; Comm.</b>	<b>Sale Price</b>	<b>Total Award 80% of all Sale Prices % of Amount Total</b>	<b>Sale Price</b>	<b>Total Award 125% of all Sale Prices: % of Amount Total</b>		
<b>PERSONAL PROPERTY</b>										
<b>Motor Vehicles</b>		<b>Boats and Boat Gear</b>								
<b>Sale Price</b>	<b>25% thereof</b>	<b>Sale Price</b>	<b>Nelson Bros. 23.5% of Sale Price</b>	<b>Other Sales 28.5% of Sale Price</b>	<b>Equipment charges paid to purchasers in error. Repay to owners</b>	<b>Amount of Claims for Boat Gear Declared &amp; Recorded Now Missing</b>	<b>45% of amount in next preceding column</b>			
		<b>200.</b>		<b>57.93</b>						<b>57.93</b>
<b>NETS</b>										
<b>Total award for Nets plus Sale Price</b>		<b>Total Claim for Nets Sold, Declared Not Found and Recorded Now Missing</b>		<b>Percentage Total Award to Total Claim</b>		<b>Claim for Nets Sold Declared Not Found, &amp; Recorded Now Missing</b>	<b>Apply % ratio to Claim</b>	<b>Deduct Custodian Sale Price</b>		
<b>MISCELLANEOUS CHATTELS</b>										
<b>Claim for goods Sold By Auction</b>	<b>Sale Price of Goods Sold By Auction</b>	<b>Rebates of charges 30% of Sale Price</b>	<b>Ratio in % of Sale Price to Claim</b>	<b>Claim for goods Declared Not Found, Recorded Now Missing, &amp; Sold Not Paid</b>	<b>Applica- tion of % ratio to amount in next preceding column</b>	<b>Sale Price of goods Sold by Tender</b>	<b>12% of Sale Price</b>			
<b>TOTAL RECOMMENDATION</b>										<b>57.93</b>



October 31st, 1950.

Mr. John Shuji NAGATA,  
Tappen, B. C.

Dear Sir:

Re: Japanese Property Claims Commission

Case No. 107

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 ... \$57.00.

Cheque in your favour is enclosed for \$53.70  
and we have paid the Co-Operative Committee ... \$ 3.30  
for legal fees as authorized by you.

Yours truly,

F.G. Shears  
Director

P.S.

Also enclosed herewith is Statement of Award  
Breakdown as requested.

FGS/js  
2 encl.