

7343

Hammond B.C.

FILE NO.

7343
sup on fileOFFICE OF THE CUSTODIAN
JAPANESE SECTION

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

PERSONAL INFORMATION

NAME: SAWAYAMA (Natsu) Mrs Gonzo
HOME ADDRESS: 2nd Ave., R.R. #1., Hammond B.C.
REGISTRATION NUMBER 14062 SEX: Female AGE: 43
OCCUPATION: Farmer and Housewife

(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: Gonzo

ADDRESS OF WIFE OR HUSBAND: 2nd Ave., R.R. #1., Hammond B.C.

NAMES OF ANY LIVING CHILDREN: Takashi (M) Shizuko Dolly (F)

Aiko Lillian (F) Masako (F) Kazuo (M) Taeko (F)

ADDRESS OF CHILDREN: 2nd Ave., R.R. #1., Hammond B.C.

AGE OF CHILDREN: 22, 19, 17, 12, 9, 6.

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: Living with Husband at
2nd Ave., R.R. #1., Hammond E.C.
2. LANDLORD'S NAME AND ADDRESS: none
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: none
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
\$1000.00 owing from Mr Kazuo Kobayashi. The Case is in the
Hands of a Lawyer. File #11686

7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)
none

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: 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 2nd day of May 1942.

(Signature)

M. Sawayama

J. M. Williams
Witness

FOR DEPARTMENTAL USE

INFORMATION FROM R.C.M.P.

Date Oct. 29/43

Our File No. 7343

Full Name SAWAYAMA (Natsu) Mrs. Gongo
(Surname in Block Letters)

Registration No. 14062

Male - Female
(check)

Age Feb. 28, 1899

Former Address P.O. Box 120, Port Hammond, B.C.

Date Evacuated May 11/42 Naturalized - Canadian-Born - National
(check)

Present Address Vernon, B.C. - 30-7-47
Westwood, B.C.

Married - Single
(check)

Name of Wife -

Name of Husband Gongo #14338

Name of Mother 2. Tsuru Name of Father NAKAYAMA, Eikichi

Names of Children under 16 (deid) (deid)

See husband's sheet

Requested by PPF Registered with Custodian
(Yes or No)

Additional Information Farmer (strawberries)
Owner of 6 acres & 2 houses in
husband's name.

October 5th, 1943.

REAL PROPERTY MEMORANDUM

FILE NO: 11686 & 11686/1
NAME: Tasaburo CHAKI
CATALOGUE NO: 51
RE: 353 East Cordova Street, Vancouver, B. C.
Dwelling.

CERTIFICATE OF ENCUMBRANCE:

Description of Property: City of Vancouver, Lot 30, Block 55,
D.L. 196, Group 1, N.W.D., Plan 196.

Encumbrances: 11833 W 9-1-39 2.9 Natsu SAWAYAMA
Mortgage for \$1000.00 due Nov. 11/43
Interest, at 6%, totals \$161.65.

Taxes: 1942 & 1943 taxes (\$52.85 & \$50.78)
plus interest (\$2.37) TOTAL \$106.00
still owing.

Vested: No. 36772

VALUATION BY APPRAISER: \$500.00

AMOUNT OF BID: \$750.00

APPROVED BY ADVISORY COMMITTEE: July 28th, 1943.

AMOUNT RECEIVED BY CUSTODIAN: \$750.00

KWW/W

K. W. WRIGHT

STATEMENT RE SALE OF:

Name: Tasaburo CHAKI

Catalogue No: 51

File No: 11686

Street Address: 353 E. Cordova St.

Vancouver, B. C.

Legal Description: 30/55/196/1/196

Date of Sale and Adjustments .August. 5th., 1943.....

Sale Price

\$ 750.00

Real Estate Agents Commission

\$ 37.50

Charge for Valuation

5.00

Charge for Advertising

4.00

Land Registry Office Transmission Fee

7.50

Encumbrances:

Unpaid Vendor

Mortgage

Arrears of Taxes

105.60

Other Charges

Adjustments:

Fire Insurance

1.17

Taxes

22.98

Water

5.63

159.60\$ 779.78

Net Proceeds credited to your account

620.18

Date:.....August. 1st., 1947.....

Compiled by:.....B. Good.....

This Indenture,

Made (in duplicate) this 23rd day of November in the year of our

Lord one thousand nine hundred and ~~forty~~ thirty-eight

In Pursuance of the "Short Form of Mortgages Act"

Between

KAZUO KOBAYASHI of 300 East Cordova Street, in
the City of Vancouver, in the Province of British
Columbia, Clerk

Insert full Name,
Street Address and
Occupation of each
party.

(hereinafter called the Mortgagor)

of the **FIRST PART**

AND

NATSU SAWAYAMA of Port Hammond, in the Province of
British Columbia, wife of Gonzo Sawayama, of the
same place, millhand

(hereinafter called the Mortgagee)

of the **SECOND PART**

WITNESSETH that in consideration of the sum of ----- One Thousand -----

-----(\$1000.00)----- Dollars of lawful money of Canada now paid by the said
Mortgagee to the said Mortgagor (the receipt whereof is hereby acknowledged), the said Mortgagor
DOTH GRANT and Mortgage unto the said Mortgagee, his heirs and assigns **FOREVER:**

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in
the City of Vancouver

Province of British Columbia, more particularly known and described as

Lot Thirty (30), in Block Fifty-five (55), in the Subdivision of
District Lot One Hundred and Ninety-six (196), Group One (1), New
Westminster District, according to a map or plan deposited in the
Land Registry Office in the City of Vancouver under number 196.

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EXHIBIT No. _____

DATE 28 April 1948

FILED BY Claimant

TOGETHER with all buildings, fixtures, commons, ways, profits, privileges, rights, easements, and appurtenances to the said hereditaments belonging or with the same or any part thereof held or enjoyed or appurtenant thereto; and all the estate, right, title, interest, property claim and demand of him, the said Mortgagor, in, to or upon the said premises,

PROVIDED this mortgage to be void on payment of ----- One Thousand -----
-----~~(\$1000.00)~~-----Dollars of lawful money of Canada, with interest at
as from the 1st day of November, A.D. 1938.
six --- per cent. per annum, both before and after maturity, as follows: The said principal sum
of \$ 1000.00 is to be paid the 1st day of November, A. D. 1943,
interest to be computed as from the 1st day of November, A. D. 1938.

~~Interest~~ for the same at the rate aforesaid, payable by equal instalments of \$ 30.00-(Thirty Dollars)
on the -----1st-----day of May and November
in each and every year hereafter
until the principal is paid, without any deduction whatsoever, the first payment of interest to be due
and payable on the -----1st----- day of May, 1939.

AND TAXES and performance of Statute Labor.

THE said Mortgagor **COVENANTS** with the said Mortgagee **THAT** the Mortgagor will pay the Mortgage money and interest and observe the above proviso. **THAT** the Mortgagor will pay as and when the same may be demanded, all or any tax or taxes that may at any time during the continuance of this security be levied on the said lands and premises.

THAT the Mortgagor has a good title in fee-simple to the said lands.

AND THAT he has the right to convey the said lands to the said Mortgagee.

AND THAT on default the Mortgagee shall have quiet possession of the said lands, free from all incumbrances.

AND THAT the said Mortgagor will execute such further assurances of the said lands as may be requisite.

AND THAT the said Mortgagor has done no act to incumber the said lands. **AND THAT** the said Mortgagor will not permit a lien to be acquired against the said lands under the "Mechanic's Lien Act" or any amendment thereof.

AND THAT the said Mortgagor will insure the buildings on the said lands to the amount of not less than their full insurable value in currency.

AND the said Mortgagor doth **RELEASE** to the said Mortgagee **ALL** his **CLAIMS** upon the said lands, subject to the said proviso.

PROVIDED that the said Mortgagee on default of payment for ~~one~~ **Thirty** days month
may on ~~-----~~

notice enter on and lease or sell the said lands, **PROVIDED** that the Mortgagee may distrain for arrears of interest; **PROVIDED** that, in default of the payment of the interest hereby secured, or taxes as hereinbefore provided, the principal hereby secured shall become payable.

PROVIDED ALSO, that no purchaser at any sale purporting to be made in pursuance of the aforesaid power, shall be bound or concerned to see or enquire whether any such default has been made or continues, or whether any such notice has been given as aforesaid, or as to the necessity or expediency of the stipulations subject to which such sale shall have been made, or otherwise, as to the propriety of such sale or regularity of its proceedings, or be affected by notice that no such default has been made or continues, or notice given as aforesaid, or that the sale is otherwise unnecessary, improper or irregular; and notwithstanding any impropriety or irregularity, or notice thereof to such purchaser, the sale as regards such purchaser shall be deemed to be within the aforesaid power and be valid accordingly, and the remedy (if any) of the Mortgagor, in respect of any impropriety or irregularity whatsoever in any such sale, shall be in damages only.

PROVIDED that until default of payment the Mortgagor shall have quiet possession of the said lands.

PROVIDED ALSO that any notice or notices to be given under the provisions of this Mortgage may be effectually given during the lifetime of the said Mortgagor or after his death by leaving such notice or notices with some person on the said lands, if occupied, or by posting the same thereon, if unoccupied, or at the option of the Mortgagee by publishing the same in two consecutive issues of some newspaper published or circulating in the **said City** of **Vancouver** and such notice or notices shall be sufficient, though not addressed to any person by name, and notwithstanding any person to be affected thereby may be unborn, unascertained or under disability.

AND it is hereby agreed that in the event of the Mortgagor failing to pay any taxes or Mechanic's Liens as aforesaid, the Mortgagee may pay the same and the amount so paid shall forthwith become part of the principal hereby secured, and be a charge on the said lands in favour of the Mortgagee, carrying interest at the rate aforesaid, prior to all claims thereon subsequent to these presents, and shall be payable forthwith.

Wherever the singular or masculine is used in this Indenture, the same shall be deemed to include the plural or the feminine, or the body politic or corporate; also the respective heirs, executors, administrators, successors and assigns of the parties hereto and each of them, (where the context or the parties so require).

In Witness Whereof the said parties have hereunto set their hands and seals.

SIGNED, SEALED and DELIVERED

In the presence of

Signature of Witness **"Cecil Killam"**
Street Address **Vancouver, B.C.**
City or Town **Solicitor**
Occupation of Witness

"Kazuo Kobayashi"

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

A Notary Public in and for the Province of British Columbia
Commissioner for taking affidavits within British Columbia

May 26, 1948

W. J. Macdonald

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of the

1. I was personally present and did see the within instrument duly signed and executed by _____, in the Province of British Columbia.

2. The said instrument was executed at _____ the part _____ thereof, for the purposes named therein.

3. I know the said part _____ and that _____ of the full age of twenty-one years.

4. I am the subscribing witness to the said instrument and am of the full age of sixteen years.

Sworn before me at _____ in the Province of British Columbia, this _____ day of _____ 19____.

AFFIDAVIT OF WITNESS

NOTE.—Where the person making the acknowledgment is personally known to the officer taking the same, strike out the words in brackets.

"Geoff Killam"
A Notary Public in and for the Province of British Columbia
A Commissioner for taking affidavits within British Columbia

ACKNOWLEDGMENT OF MAKER (INCLUDING MARRIED WOMEN)

I Herby Certify that, on the
Sixth day of January,
1939, at
the City of Vancouver
KAZUO KOBAYASHI
before me and acknowledged to me that
he is
the maker thereof, and whose name
appears thereon, and that he
executed the same voluntarily,
and that he is of the full age of twenty-one years.
(who is) personally known to me, appeared
subscribed thereto as party, that he knows the
contents thereof, and that he executed the same voluntarily,
IN TESTIMONY WHEREOF I have hereunto set my Hand and Seal of Office,
at the City of Vancouver
British Columbia, this 6th day of January
in the year of our Lord one thousand nine hundred and thirty-nine

1943 38

KAZUO KOBAYASHI

— ୮୦ —

NATSU SAWAYAMA

Artgange

(SHORT FORM)

The Clarke & Stuart Co. Limited, Law Printers and Stationers
Vancouver, B.C. Form No. 5

KILLAM & SHAKESPEARE
Barristers &c.,
Vancouver, B.C.

NOTE.—Where the person making the acknowledgment is generally known to the officer taking the same, strike out the words in italics.

A Notary Public in and for the Province of
Commissioner for taking affidavits within
British Columbia

Attest my hand and the seal of the Province of British Columbia, this _____ day of _____, 194____, in the year of our Lord one thousand nine hundred and forty _____.

1168/11

WHEREAS NATSU SAWAYAMA is the registered owner of a Mortgage made between KAZUO KOBAYASHI and the said NATSU SAWAYAMA, dated the 23rd day of November, 1938, on the lands and premises hereinafter described, namely:-

All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Vancouver, in the Province of British Columbia, and known and described as Lot Thirty (30) in Block Fifty-five (55) in the Subdivision of District Lot One Hundred and Ninety-Six (196) Group One (1) New Westminster District, according to a map or plan deposited in the Land Registry Office in the City of Vancouver under number 196.

AND WHEREAS the said lands are situated in a protected area in the Province of British Columbia;

AND WHEREAS it appears that NATSU SAWAYAMA, Police Registration Number 14062, is a person of the Japanese race and was required to leave a protected area in the Province of British Columbia under and by virtue of an Order issued by the Minister of Justice pursuant to the provisions of the Defence of Canada Regulations (Consolidation) 1941;

AND WHEREAS it appears that the interest of the said NATSU SAWAYAMA in the mortgage hereinbefore referred to has become vested in and subject to the control and management of the Secretary of State of Canada acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939);

AND WHEREAS the Secretary of State of Canada acting in his capacity as Custodian desires that the said mortgage should be recorded in his name;

NOW THEREFORE the Secretary of State of Canada acting in his capacity as Custodian by his duly authorized and lawful Deputy, EPHRAIM HERBERT COLEMAN, hereby requests that the mortgage hereinbefore described be recorded in the name of the Secretary of State of Canada acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939).

DATED at Ottawa, Ontario, this 12th day of ~~October~~ November, 1943.

E. H. Coleman
Deputy Custodian.

*Registered as Charge 40573
in L.R. Vancouver on
21 Dec 1943*

WHEREAS NATSU SAWAYAMA is the registered owner of a Mortgage made between KAZUO KOBAYASHI and the said NATSU SAWAYAMA, dated the 23rd day of November, 1938, on the lands and premises hereinafter described, namely:-

All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Vancouver, in the Province of British Columbia, and known and described as Lot Thirty (30) in Block Fifty-five (55) in the Subdivision of District Lot One Hundred and Ninety-Six (196) Group One (1) New Westminster District, according to a map or plan deposited in the Land Registry Office in the City of Vancouver under number 196.

AND WHEREAS the said lands are situated in a protected area in the Province of British Columbia;

AND WHEREAS it appears that NATSU SAWAYAMA, Police Registration Number 14062, is a person of the Japanese race and was required to leave a protected area in the Province of British Columbia under and by virtue of an Order issued by the Minister of Justice pursuant to the provisions of the Defence of Canada Regulations (Consolidation) 1941;

AND WHEREAS it appears that the interest of the said NATSU SAWAYAMA in the mortgage hereinbefore referred to has become vested in and subject to the control and management of the Secretary of State of Canada acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939);

AND WHEREAS the Secretary of State of Canada acting in his capacity as Custodian desires that the said mortgage should be recorded in his name;

NOW THEREFORE the Secretary of State of Canada acting in his capacity as Custodian by his duly authorized and lawful Deputy, EPHRAIM HERBERT COLEMAN, hereby requests that the mortgage hereinbefore described be recorded in the name of the Secretary of State of Canada acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939).

DATED at Ottawa, Ontario, this 12th day of November, 1943.

signed "E. H. Coleman"
Deputy Custodian.

WHEREAS NATSU SAWAYAMA is the registered owner of a Mortgage made between KAZUO KOBAYASHI and the said NATSU SAWAYAMA, dated the 23rd day of November, 1938, on the lands and premises hereinafter described, namely:-

All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Vancouver, in the Province of British Columbia, and known and described as Lot Thirty (30) in Block Fifty-five (55) in the Subdivision of District Lot One Hundred and Ninety-Six (196) Group One (1) New Westminster District, according to a map or plan deposited in the Land Registry Office in the City of Vancouver under number 196.

AND WHEREAS the said lands are situated in a protected area in the Province of British Columbia;

AND WHEREAS it appears that NATSU SAWAYAMA, Police Registration Number 14062, is a person of the Japanese race and was required to leave a protected area in the Province of British Columbia under and by virtue of an Order issued by the Minister of Justice pursuant to the provisions of the Defence of Canada Regulations (Consolidation) 1941;

AND WHEREAS it appears that the interest of the said NATSU SAWAYAMA in the mortgage hereinbefore referred to has become vested in and subject to the control and management of the Secretary of State of Canada acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939);

AND WHEREAS the Secretary of State of Canada acting in his capacity as Custodian desires that the said mortgage should be recorded in his name;

NOW THEREFORE the Secretary of State of Canada acting in his capacity as Custodian by his duly authorized and lawful Deputy, EPHRAIM HERBERT COLEMAN, hereby requests that the mortgage hereinbefore described be recorded in the name of the Secretary of State of Canada acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939).

DATED at Ottawa, Ontario, this 12th day of November, 1943.

signed "E. H. Coleman"
Deputy Custodian.

June 3, 1948.

I hereby certify that this copy of Discharge of Mortgage is a true copy of the original signed on behalf of the Secretary of State of Canada, and dated the 12th of November, 1943.

IM/CH


Office of the Custodian.

Indenture of Mortgage made by Kasuo KOBAYASHI as Mortgagor, to Natsu SAWAYAMA as Mortgagee for the sum of.....One Thousand.....Dollars, which said Mortgage bears date the twenty-third day of November, 1938, and was registered in the Land Registry Office in the City of Vancouver, in the Province of British Columbia, on the 12th day of January, 1939, under Number 11533 M.

The following is the description of the lands and premises released and discharged hereunder:

All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Vancouver, in the Province of British Columbia, and known and described as Lot Thirty (30) Block Fifty-Five (55) District Lot One Hundred and Ninety-Six (196) Group One (1) New Westminster District, Plan One Hundred and Ninety-Six(196).

THE SECRETARY OF STATE OF CANADA, acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939) FURTHER CERTIFIES that the said mortgage has not been assigned; that he is entitled to receive the money; and that the said mortgage is therefore discharged.

IN WITNESS WHEREOF the Secretary of State acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939) has executed these presents by his Deputy on the 12th day of November A.D. 1943.

SIGNED, SEALED AND DELIVERED
in the presence of

Signature "G. Macpherson"
Address "Dept. Secretary of State,
Ottawa, Ont.
Occupation "Executive Assistant"

"E. H. Coleman"
Deputy Custodian.

Heppell

DISCHARGE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS

That THE SECRETARY OF STATE OF CANADA, acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939)

DO HEREBY CERTIFY

That Tasaburo CHAKI has satisfied such money as is secured by a certain Indenture of Mortgage made by Kasuo KOBAYASHI as Mortgagor, to Natsu SAWAYAMA as Mortgagee for the sum of.....One Thousand.....Dollars, which said Mortgage bears date the twenty-third day of November, 1938, and was registered in the Land Registry Office in the City of Vancouver, in the Province of British Columbia, on the 12th day of January, 1939, under Number 11833 M.

The following is the description of the lands and premises released and discharged hereunder:

All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Vancouver, in the Province of British Columbia, and known and described as Lot Thirty (30) Block Fifty-Five (55) District Lot One Hundred and Ninety-Six (196) Group One (1) New Westminster District, Plan One Hundred and Ninety-Six (196).

THE SECRETARY OF STATE OF CANADA, acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939) FURTHER CERTIFIES that the said mortgage has not been assigned; that he is entitled to receive the money; and that the said mortgage is therefore discharged.

IN WITNESS WHEREOF the Secretary of State acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939) has executed these presents by his Deputy on the *12th* day of *November*, A.D. 1943.

SIGNED, SEALED AND DELIVERED
in the presence of

Signature *[Signature]*

Address *[Signature]*

Occupation *[Signature]*

F. H. B. [Signature]
Deputy Custodian.

FOR MAKER

I HEREBY CERTIFY that on the 12th day of October, A.D. 1943, at the C. C. B. City of Ottawa, in the Province of Ontario, Ephraim Herbert Coleman, deputy of the Secretary of State of Canada acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939) who is personally known to me, appeared before me and acknowledged to me that he is the person mentioned in the annexed instrument as the Deputy of the Secretary of State of Canada acting in his capacity as Custodian under the Consolidated Regulations Respecting Trading With The Enemy (1939) the Maker thereof, and whose name is subscribed thereto as a party and that he knows the contents thereof, and that he executed the same voluntarily and is of the full age of twenty-one years.

IN TESTIMONY WHEREOF I have hereunto set my Hand and Seal of Office at Ottawa, in the Province of Ontario, this 22nd day of October, in the Q. C. B. year of our Lord One Thousand nine hundred and forty-three.

E. C. Burnett
A Notary Public in and for the Province of Ontario.

FOR WITNESS

PROVINCE OF ONTARIO
TO WIT:

I, S. W. McPherson of the city
of Ottawa, in the Province of Ontario, make oath and say:

1. I was personally present and did see the within instrument duly signed and executed by E. H. Coleman the ~~part~~ thereto, for the purposes named therein.
2. The said instrument was executed at Ottawa, Ont.
3. I know the said party, and that he is of the full age of twenty-one years.
4. I am the subscribing witness to the said instrument and am of the full age of sixteen years.

Sworn before me at Ottawa in the
Province of Ontario, this 22nd
day of October, 1943.

E. C. Burnett
A Notary Public in and for the Province of Ontario.
A Commissioner for taking affidavits within Ontario.

7343 & 11686/1

April 5, 1943

Mrs. Natsu SAWAYAMA,
Reg. No. 14062,
Westwold, B. C.

Dear Madam:

We are in receipt of your letter of March 29th and would refer you to our letter of March 18th and would advise you that it is impossible for us to change the title to this property to you as you merely hold a Mortgage on it, and we are also unable to send you the rentals as the property is owned by Tasaburo Chaki, subject to your Mortgage. From the revenues of this property we propose to pay you the interest on your Mortgage.

Yours truly,

G. D. Milson
Administration Department

GDM/GH

11685/7

&
7343

August 13, 1943.

Mrs. Natsu SAWAYAMA,
Registration No. 14062,
Westwood, D. C.

Dear Madam:

In connection with the property, Lot 30, Block 55, D.L. 196, known as 353 E. Cordova St., in your letter of March 29th you stated if the property could be sold at a reasonable price, would you please do so. We have advertised this property for sale by public tender; have had it priced by competent real estate parties and have recommended an acceptance of an offer of \$750.00.

As you are aware, this will not be sufficient to pay off the mortgage held by you, but from the proceeds of the sale we propose to pay you the balance of the purchase price after paying the taxes to date. In this connection we are enclosing, in duplicate, Discharge of the Mortgage, which we would ask you to kindly have signed in the presence of a Notary, having the Notary acknowledge your signature or the signature of the witness.

The prompt return of these documents will be appreciated.

Yours truly,

G. D. Wilson
Administration Department

GDM/ms
Encl.

7367, 7343 & 11686/1

October 7th, 1943

Mr. Gonzo SAWAYAMA,
Reg. No. 14338,
Westvold, B. C.

Dear Sir:

Referring to your letter of October 2nd enquiring as to your wife's property at 353 East Cordova Street, this property is registered in the name of Tasaburo CHAKI, and your wife, Natsu, holds a Mortgage on this property. We have written her repeatedly calling her attention to the fact that she advised us that if the property could be sold at a reasonable price for us to do so. This property has been advertised for sale by public tender and the price offered is in accordance with an appraisal made by a competent real estate authority.

The price that we have recommended for acceptance is \$750.00 so we will only be able to pay your wife this amount less the taxes and expenses.

Sometime ago we forwarded your wife a Quit Claim Deed for her to sign giving a release of the Mortgage with the understanding that we would credit her account with any amount that might be coming to her. We have never had a reply to our letters and would appreciate if you would take the matter up with your wife and have her send us this release.

Yours truly,

G. D. Wilson
Administration Department

GDM/GH

7343 & 11686/1
Evacuee Section

912 Royal Bank Bldg.,
Vancouver, B. C.
October 23rd, 1943.

Mrs. Natsu Sawayama,
Registration #14062,
Westvold, B. C.

Dear Madam:

Re: 353 East Cordova Street.

We wrote you last August and again in September relative to discharging the Mortgage on property known as 353 East Cordova Street, described as Lot 30, Block 55, D.L. 196, Group 1, New Westminster District, Plan 196, but you have not returned the Discharge.

Enclosed you will find another Discharge and we would ask you to kindly sign same in the presence of a Notary, having the Notary acknowledge your signature or the signature of the witness.

We have had this property valued by an independent appraiser who states that it is worth roughly around \$500.00. The offer we have received amounts to \$750.00 and we wish to accept this and we also want you to sign and return the enclosed documents so that the proceeds less taxes and incidental expenses may be credited to your account.

Please return the documents duly signed as soon as possible.

Yours truly,

K. W. WRIGHT
COUNSEL TO THE CUSTODIAN

KWW/V
Encl.

File No. 11686/1 & 7343

MEMORANDUM

To: Mr. Wright

November 13th, 1943

From: Mr. Wilson

Re: 353 East Cordova Street,
Lot 30, Blk. 55, D.L. 196.

In connection with the sale of the above property for \$750.00 on which there is a Mortgage held by Mrs. Matsui SAWAYAMA for \$1,000.00, as you are aware, we have written this party repeatedly to sign a Discharge of the Mortgage but have not received any reply.

SCM/CH

7343.

August 1st, 1947.

REGISTERED MAIL.

Mrs. Gonzo SAWAYAMA,
Registration No. 14062,
Vernon, B. C.

Dear Madam:

We have brought forward your file for review so that we can send you the amount standing to your credit on our books.

The only item coming under our control seems to be the Mortgage held by you, dated Nov. 23, 1938, against Lot 30, Block 55, District Lot 196, Plan 196, Vancouver, B. C., in the sum of \$1,000.00. The title to this property stood in the name of Tasaburo Chaki subject to this Mortgage. In due course the property was sold as Aug. 5/43, for \$750.00. Previous to its being sold we had an independent appraisal of the premises made, the valuation received being \$500.00. In our letters to you dated March 10/44, and Aug. 30/45, you were advised of this sale. Our March letter showed a net amount of \$705.69 which was corrected in our August letter by deduction of \$33.96, leaving a credit balance of \$671.73. From this amount is deducted a charge of \$1.00 for Certificate of Encumbrance leaving a present balance of \$670.73.

Accordingly, we are forwarding to you herewith our cheque for that amount being the total amount in your account on our books. This brings the transaction to a conclusion.

We shall be obliged for your acknowledgment in due course.

Yours truly,

B. R. Dusenbury,
Office of the Custodian.

BRD/P.
Encl.

*Statement showing \$670.73
attached also Sales Stat.
addressed envelope enclosed*

7343 & 11686/1

September 13th, 1943

Mrs. Natsu SAWAYAMA,
Reg. No. 14062,
Westwood, B. C.

Dear Madam:

Referring to your letter of September 8th, it is impossible to obtain \$1,000.00 net to you for your Mortgage of 353 East Cordova Street. As previously advised, we have offered this property for sale and have had same appraised by prominent real estate people and we have recommended acceptance of an offer of \$750.00 and we will only be able to pay you the balance from this \$750.00 after paying taxes and expenses.

We would refer you to your letter of March 29th in which you advised us that if we could sell the property at a reasonable price to do so. Will you therefore kindly sign the Discharge of Mortgage sent to you and return same to us.

Yours truly,

G. D. Wilson
Administration Department

GDM/GH

Copy for Evacuee File #7343

Westwold, B. C.,
March 29, 1943.

Mr. K. W. Wright,
Counsel to the Custodian,
912 Royal Bank Building,
Vancouver, B. C.

Dear Sir:

Received yours of March 20th and am glad to know that all is smoothed out.

Since the mortgage, dated November 23rd, 1938, to mature on February 1st, 1943, is held by me on the property described as Lot 30, Block 55, D.L. 196, Group 1, District of New Westminster, I would like to have the title, insurance, and any other things concerning changed to my name.

As soon as the rent for the above property is available, after payment of taxes, repairs and other necessary expenditures, I beg that you send me the rental from month to month at your earliest convenience.

The only monies owing to me by Mr. Kobayashi is \$1,000.00 plus the interest, part of which has not been paid.

If the above property can be sold at a reasonable price, will you please do so.

Yours truly,

"Natsu Sawayama"

File #11686/1.

COPI for File 7343.

30th July, 1947.

MEMORANDUM

Re: Lot 30, Blk. 55, D.L. 196, City of Vancouver.

Re Memo of May 9th, 1947.

The granting of a discharge of this mortgage was not primarily for the purpose of protecting Chaki, but that the purchaser might receive a clear title. However, it has been our practice (several instances in connection with the V.L.A.) to accept the purchase price on behalf of the mortgagee as full settlement of the outstanding balance.

The interest of the mortgagee in this property is vested in the Custodian and we are selling this interest for the best available price. The Advisory Committee considered the interest of the mortgagee was fully protected, the sale price being in excess of the valuation.

The amount of \$670.73 should therefore be sent to the mortgagee and amounts to the credit of Chaki's account received from sources other than from the property, may be sent to Chaki.

F. G. Shears,
Director.

65 PM
7343
FGS/PMH.

- SUMMARY -

GENERAL

File 7343.

Natsu (Gonzo) SAWAYAMA - Reg. No. 14062.

ASSETS:

Money Owning to You: On Page 3 of Registration dated May 2/42, by Natsu SAWAYAMA is recorded, "\$1,000.00 owing from Kazuo Kobayashi". It developed on the file that this was secured by Mortgage dated Nov. 23, 1938, on Lot 30, Block 55, District Lot 196, Plan 196, Vancouver, B. C., and that this property was sold to Tasaburo Chaki on May 15th, 1940, subject to the Mortgage. Later, as August 5th, 1943, the property was sold to Poy Mah for \$750.00 and the net proceeds were credited to Tasaburo Chaki, being transferred later to Natsu Sawayama, in the amount of \$670.73 net, the Mortgage as well as the property having been vested in the Custodian. See Memo - Shears - July 30th, 1947. Our letters of May 10/44, and Aug. 30/45, to Natsu Sawayama advised her of the sale and result. The above amount, namely, \$670.73, is now being forwarded to Natsu Sawayama, closing the file.

(See Real Property Summary, File 11686 for details of administration and liquidation of the property in question).

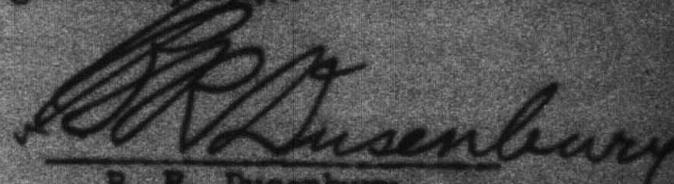
No other assets are revealed in the name of Natsu Sawayama on the file.

LIABILITIES:

No liabilities in the name of Natsu SAWAYAMA are revealed on the file.

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

August 1st, 1947.


B. R. Dusenbury,
Office of the Custodian.

BRD/P.

NOV 25 1947

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

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

7343

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

(1) NAME (Mrs.) Sawayama (NAKAYAMA) Natsu (RCMP) Reg. No. 14062
(Print) Surname Given Name

(2) Pre-Evacuation Address 2nd Ave., Fort Hammond, B.C.

(3) Present Address 440 E. Pestill, R.R. No. 2, Vernon, B.C.

(4) REAL ESTATE

(a) Street Address (if any) 353 East Cordova St., Vancouver, B.C.
City or Municipality Province

(b) Legal description (lot number, block number, section number, etc.)
Lot 30 Block 55, District Lot 196, Group 1,
New Westminster, B.C.

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

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

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

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

- (i) Land - - - - - \$
(ii) Buildings - - - - - \$
(iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - \$
(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - - - - - \$ 1417.34
(v) Amount at which Custodian sold property and credited your account - - - - - \$ 606.90
(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - - - \$ 810.44

(5) PERSONAL PROPERTY

- (a) Place or places at which property was left by the claimant at date of evacuation
(b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)
(c) How stored or packed at time of evacuation

(over)

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

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

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

TOTAL CLAIM FOR PROPERTY LOSS \$

N.B.—If you cannot list all the items here prepare a separate list with values set out opposite each item and attach it to the form. The item "personal property" includes shares, bonds, mortgages, loans, notes and all other forms of property not included in real estate.

(f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e)) - - - - - \$ 810.56

(6) (a) Place at which claimant prefers to be heard.
(Vancouver, Kamloops, Nelson, Lethbridge,
Moose Jaw, Winnipeg, Toronto or Montreal.)

(b) Do you require the services of an interpreter
at the hearing? Yes or no Yes

Vernon, B. C.

N.B.—This Declaration must be sworn before a Commissioner, Notary Public or other person entitled to take declarations. All lawyers are qualified to do so.

DOMINION OF CANADA,

Province of British,

Columbia

TO WIT:

I, Natsu Sawayama (Nakayama) c/o R. E. Postill of the R. R. # 2,
of Vernon in the

DO SOLEMNLY DECLARE THAT:

Province of British Columbia

The information set out in the form above is true and correct to the best of my knowledge, information and belief and I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of "The Canada Evidence Act".

DECLARED before me at the City

of Vernon

in the Province of British Columbia

this 15th day of November

A.D. 1947.

Natsu Sawayama

A Notary Public in and for
the Province of British Columbia
A Commissioner &c.

N.B.—THIS FORM FULLY COMPLETED AND SWORN BEFORE A COMMISSIONER SHOULD BE MAILED BY REGISTERED MAIL TO THE COMMISSIONER, c/o THE OFFICE OF THE CUSTODIAN, ROYAL BANK BLDG., VANCOUVER, B.C., BEFORE NOVEMBER 30th, 1947. IF YOU CANNOT MAIL IT BEFORE THIS DATE SET OUT BELOW REASONS FOR THE DELAY.

Name of Claimant **SAWAYAMA, Natsa**Case **208**Custodian File **7243**

<u>REAL PROPERTY</u>											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			
750	37.50 12.50										
<u>PERSONAL PROPERTY</u>											
Motor Vehicles			Boats and Boat Gear								
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Recorded Now Missing	45% of amount in next preceding column				
<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	
<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	Applica-tion of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price				
TOTAL RECOMMENDATION											50.00

7343

October 20th, 1950.

Mrs. Natsu SAWAYAMA,
2503 - 43rd St.,
Box 764,
Vernon, B. C.

Dear Sir:

Re: Japanese Property Claims Commission

Case No. 209

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 ... \$50.00.

Cheque in your favour is enclosed for \$47.11
and we have paid the Co-Operative Committee .. \$ 2.89
for legal fees as authorized by you.

Yours truly,

F.G. Shears
Director

FCS/js
1 encl.

DEFENCE BRIEF

VERNON
28 April 1948

(Mrs.) Natsu SAWAYANA

File No. 7343

Case No. 209

REAL PROPERTY CLAIM

(All claims shown are Gross)

<u>Claim</u>	<u>Appraised at</u>	<u>Sale Price</u>
\$1500.	\$500.	\$750.

Witness: Appraisers, Johnson Reeve.

Appraiser (Johnson Reeve) report -
Property in a very bad state inside
and out, old and worn out. Fences
and wood walks all broken.

Only one tender was received for
this property which was \$750. and
was sold for that amount.

Claimant stated that she had lent
Kazuo KOBAYASHI \$1000. on Mortgage
on the property and when the
property was sold the Mortgagor
still owed her \$1000., and \$165.
for interest at the rate of 6%.
She had been credited \$671. (net)
from the Custodian and considered
that the Custodian still owed her
\$494.

Claimant refused to execute a
discharge for the Mortgage when
requested on several occasions
by the Custodian.

Claimant wrote 29/3/43 asking
Custodian to sell the property
at a reasonable price.

It is submitted that claimant
still has a right of action for
the amount of her claim against
the Mortgagor and has no claim
against Custodian. She admitted
that she had never applied to
the Mortgagor for repayment of
this money which was re-payable
on 1st November 1943.

It is also submitted that the real property was sold
at its fair market value.

Documents required

Copy Release of Mortgage to be produced. (Trans. Page 6)

Filed.

BMP/mw

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

JAPANESE PROPERTY CLAIMS COMMISSION

BEFORE
(HIS HONOUR, JUDGE H.M. COLQUHOUN, SUB-COMMISSIONER)

10

Vernon, B.C.

April 23, 1948

IN THE MATTER OF THE CLAIM OF
(MRS.) NATSU SAWAYAMA

PROCEEDINGS AT HEARING

20 APPEARANCES:

D.S. McTAVISH, Esq.,

appearing for the
Dominion Government

R.J. McMASTER, Esq.,

appearing for the
Claimant.

T.J. MARRION, Esq.,

Secretary to Vernon
Sub-Commission.

G.H.R. UPTON, Esq.,

Official Interpreter

G. HAMBLETON, Esq.,

Official Reporter.

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MR. McMASTER: Mrs. Natsu Sawayama, No. 229 on the original list.

(MRS) NATSU SAWAYAMA, the Claimant herein, being first duly sworn, testified through the official interpreter as follows:

MR. McMASTER: This is a rather unusual case, your honour, if I might draw it to your honour's attention. The claimant had a mortgage on a piece of property, the property was owned by a Japanese and vested in the Custodian. The Custodian proceeded to sell the property, and wished to have the claimant sign a release of her mortgage. However, the amount at which the Custodian proposed to sell the property would not pay off the balance of the mortgage and she refused to consent in those circumstances, and the Custodian then proceeded, nevertheless, to sell the property and to execute a discharge of the mortgage. He paid over to the claimant the amount received on the sale. However, that amount was some \$494.00 less than the amount that was owing to the claimant under the mortgage.

The claim is based on the Custodian having sold her interest in the lands, that is to say, she was, in fact, the legal owner of the land with a right of defeasance to the mortgagor.

DIRECT EXAMINATION BY MR. McMASTER:

Q: Witness, did you instruct me to prepare this statement with regard to your interest in this

land and is that your signature on the statement?

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 as Exhibit No. 1, your honour.

(STATEMENT MARKED EXHIBIT NO. 1)

10 MR. McMASTER: On behalf of my learned friend I file what purports to be a copy of an appraisal made by Johnson Reeve and Watson with respect to this property dated July 19, 1943.

(Appraisal marked Exhibit No. 2)

20 MR. McMASTER: If I might refer to Exhibit No. 1, your honour. The property in question was situated at 353 East Cordova Street, Vancouver, B.C. It was a house with five rooms, siding walls, shingle roof, concrete blocks, used as a dwelling and situated on a lot 25 feet by 122 feet. The claimant estimates the value at the date of sale at at least \$1500.00, that is, of the land, not of her interest in it, necessarily. She states:
"On November 23, 1938, I lent Kazuo Kobayashi \$1000.00 repayable on the 1st day of November, 1943, together with interest at the rate of 6% per annum payable semi-annually. He gave me a first mortgage on the above-noted premises. He paid the interest up to November 1st, 1940 so that when the property was sold on August 5, 1943 he owed me \$1000.00
30 principal and \$165.00 interest. (He represented the

premises were worth \$2500.00 when I advanced the money) On August 5, 1943, the Custodian sold the premises for \$750.00 and after I refused to execute a discharge of mortgage, the Custodian discharged the mortgage without my consent. He credited my account with \$671.00 and I claim to be entitled to a further \$494.00. Had the Custodian sold the property for its fair market value, I would have been fully paid. He sold my interest in the lands and premises when he discharged the mortgage. I visited the premises early in 1942 and they appeared to be in a fair state of repair at that time. They were rented at \$20.00 per month. The premises were insured for \$1500.00 and the policies assigned to me as my interest appeared."

THE COMMISSIONER: The mortgagors personal covenant would be extinguished, would it?

MR. McMASTER: I haven't seen the discharge of mortgage, your honour, but I presume it would be.

Q: Witness, I produce to you a copy of a mortgage dated November 23, 1938. Is that a copy of the mortgage which you entered into with respect to these premises? At Yes.

MR. McMASTER: I would ask to file that as the next exhibit.

(MORTGAGE MARKED EXHIBIT NO. 3)

MR. McMASTER: Your honour, I have two insurance policies, both with the Sentinel Fire Insurance Company of Springfield, Massachusetts, policies numbered 72431 and 72444, respectively, for the sums of

\$700.00 and \$800.00, insuring the premises in question in each case, and in each case showing the loss, if any, on buildings payable to Natsu Sawayama, mortgagee, as per mortgage clause attached. I don't think it is necessary to file these, if my learned friend would look at them and admit that they are as stated by myself.

MR. McTAVISH: That is correct, your honour.

10 MR. McMASTER: I would ask my friend if he would be good enough to admit that the 1944 assessed value on the land was \$800.00, on the improvements, \$350.00.

MR. McTAVISH: That is correct, your honour.

MR. McMASTER: Your witness.

MR. McTAVISH: It is submitted, your honour, that the claimant still has a right of action for the amount of her claim against Kazuo Kobayashi for the amount of the mortgage and has no claim against the Custodian. It is further submitted that the real property was sold for its fair market value.

20

CROSS EXAMINATION BY MR. McTAVISH:

Q: Witness, have you made any demand upon Kazuo Kobayashi for the amount of this claim?

A: No.

Q: Has anyone made a claim against him on your behalf?

A: No.

Q: Would you disagree with the statement made in the appraisal of the property, that its condition was very bad indeed inside and outside, old and worn out and probably infested with vermin?

30

A: I don't know.

Q: Before evacuation, 353 East Cordova Street was in the center of a Japanese district, was it?

A: Yes, it was, but there were also white people round there, too.

MR. McTAVISH: That is all, your honour.

MR. McMASTER: I would ask my learned friend if he would be good enough to produce a copy of the release that was executed by the Custodian discharging the mortgage.

10

MR. McTAVISH: I don't appear to have one in my file, your honour. I will undertake to have one produced.

MR. McMASTER: I would ask my friend to admit that the property sold for \$250.00 more than the appraisal that has been filed as an Exhibit, Exhibit No. 2.

MR. McTAVISH: Property sold for \$750.00, your honour.

MR. McMASTER: I would ask my friend to admit that the property was rented at \$20.00 a month.

MR. McTAVISH: That is correct, your honour.

20 MR. McMASTER: And that the taxes were approximately \$50.78 a year.

MR. McTAVISH: That is correct, your honour.

MR. McMASTER: I would also ask my friend to admit that between the date of the mortgage on November 23, 1938 and the date of the sale of these premises, that they had been transferred, subject to the mortgage, to one Tasabura Chaka.

MR. McTAVISH: That is correct, your honour.

MR. McMASTER: No questions, your honour.

30 THE COMMISSIONER: Thank you, that is all.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

Gordon Hambleton
G. Hambleton
Official Reporter

10

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

M. M. Colquhoun
Sub-Commissioner

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