12733

BUSINESS

BUREAU POWELL STREET EXHIBIT No. [illegible]

DATE OCT 2 6 1948 FILE No. 738

FILLED BY [illegible]

OFFICE OF THE CUSTODIAN

JAPANESE SECTION

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

PERSONAL INFORMATION

NAME: IGASHIRA Akiko (Mrs. Kyoichi)

HOME ADDRESS: 578 Powell St., Vancouver, B. C.

REGISTRATION NUMBER 05110 / SEX: Female AGE:

OCCUPATION: Housewife (formerly ~~xxxx~~ ran Tailors shop,

2 (no name) 578 Powell St. closed but not sold).

(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: ~~xxxx~~ self

MARRIED? yes

NAME OF WIFE OR HUSBAND: Kyoichi file # 12568 Reg # 02668

ADDRESS OF WIFE OR HUSBAND: Hastings Park

NAMES OF ANY LIVING CHILDREN: 1. Itsuko (F)

2. Takashi (M) 8127

3. Yoshiko (F)

ADDRESS OF CHILDREN: 1,3. 578 Powell St. Vancouver. 2. Slocan, B.C.

AGE OF CHILDREN: 21, ~~18~~ 19, 17 yrs.

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: 578 Powell St., Vancouver, B. C.

Store with 1 room at back, in 3 storey, brick bldg.

2. LANDLORD'S NAME AND ADDRESS:

Mr. Kunizo SUZUKI, 215 Princess St., now at camp.

3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID:

$15.00 per month. Paid to end of May, 1942.
(No one has come to collect the rent since May).

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:

578 Powell St., Vancouver, B. C.

35' gas pipe, 1 Singer sewing machine, 1 counter, 1 working table, 2 irons, partition with 4--1' x2'x¼" glasses, 1 full length mirror 2'x4'x2", shelves, 3 unclaimed overcoats, 3 coats, 1 kitchen table, 3 beds, 3 cupboards, 5 chairs. (left at shop 5 years ago)

These things will be left in the store at the above address and the key will be brought to the Custodian.

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

FORM "G" FILE No.

4. INSURANCE CARRIED ON ABOVE PROPERTY: none

5. MORTGAGES, LIENS AND OTHER CLAIMS ON PROPERTY IN POSSESSION OF OTHERS: none

6. MONEYS OWING TO YOU (State if any of these debts assigned and if so, to whom) none

7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts) 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: Declarant owes $10.95 to the General Hospital for children's illness 10 yrs. ago.

Declarant owes rent for June, July and August ($15.00 per month). Declarant is unable to pay these at present.

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 3rd day of September 1942

(Signature) Akito Igashira

D. M. Chope.
Witness

FOR DEPARTMENTAL USE

12733

INFORMATION FROM R.C.M.P.

DATE June 30/43

Our File No. 12733

Full Name IGASHIRA, (Akiko) Mrs. Kyoichi
(Surname in Block Letters)

Registration No. 05110 Male - Female (Check) Age Feb. 18, 1899

Former Address 578 Powell St., City

Date Evacuated 23/9/42 Naturalized - Canadian-Born - National (Check)

Present Address Bay Farms, Slocan, B. C.

Married - Single (Check)

Name of Wife

Name of Husband Kyoichi # 05668

Name of Mother MORIYA, Kura (Japan)

Name of Father MORIYA, Mansuro (Japan)

Names of Children under 16 See husband's sheet

Requested by Registered with Custodian (Yes or No)

Additional Information

Naturalized
No n/c
D

EXHIBIT No. [illegible]
DATE OCT 3 0 1948
FILLED BY
K A Shirley

MEMORANDUM

July 12, 1948

Name: IGASHIRA, Akiko (Mrs. Kyoichi)

Reg. No. 05110

File: 12733

Subject of Claim: Cleaning & Pressing Business - $600.00

.....

JP Declaration September 3, 1942 reports tailor's shop, 578 Powell Street, closed but not sold.

Pemberton Realty Corporation Ltd., agents for Mr. Kunizo Suzuki, owner of 578 Powell Street, reported June 29, 1942, that the premises, approx. 16'x34' were occupied by Mrs. A. Igashira, whose rent was paid to May 31st.

Pemberton Realty Corporation Ltd. reported June 29, 1942 that no personal belongings were to be left on the premises.

The premises were rented by Pemberton Realty Corporation on September 28,1942.

No chattels were removed from 578 Powell Street to Custodian storage.

/FM

F Madison
July 12/48

12566/12733

December 4th, 1945.

Mr. Kyoichi IGASHIRA,
Registration No. 05666,
Slocan City, B.C.

Dear Sir:-

We are in receipt of a letter from the Credit Bureau of Vancouver, to whom you have apparently written regarding the claim of the Vancouver General Hospital for $10.95, about which we wrote you sometime ago. In your letter to the Bureau you apparently referred to some tailoring equipment which you claimed was left by you at 578 Powell St. Vancouver.

In reviewing your file it is noted that you declared on the 25th of August 1942 as follows:-

> "I have no property of any kind whatsoever in any Protected Area of British Columbia".

However, the declaration of your wife dated September 3rd, 1942 mentioned certain chattels as at 578 Powell St. A report regarding these will be forwarded by the Department handling her file.

Yours truly,

B.R. Dusenbury,
Administration Department.

BRD/DD.

Name of Claimant IGASHIRA, Akiko Case 1177

Custodian File 12788

REAL PROPERTY

Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)			V.L.A. Mission Village			Total
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices		Sale Price	Total Award 125% of all Sale Prices:		
						% of Total	Amount		% of Total	Amount	

PERSONAL PROPERTY

Motor Vehicles		Boats and Boat Gear						
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Not Found & Recorded Now Missing	45% of amount in next preceding column	

NETS

Total award for Nets plus Sale Price	Total Claim for Nets Sold, Declared Not Found and Recorded Now Missing	Percentage Total Award to Total Claim	Claim for Nets Sold Declared Not Found, & Recorded Now Missing	Apply % ratio to Claim	Deduct Custodian Sale Price	

MISCELLANEOUS CHATTELS

Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price	
			46%	362.00	166.52			166.52

TOTAL RECOMMENDATION 166.52

1540

12733

November 3rd, 1950.

Mrs. Akiko MASHIRA,
35 Wallace Avenue,
Toronto, Ontario.

Dear ~~Mrs~~ Madam:

Re: Japanese Property Claims Commission

Case No. 1177

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 ... $166.52.

Cheque in your favour is enclosed for $156.89

and we have paid the Co-Operative Committee .. $ 9.63

for legal fees as authorized by you.

Yours truly,

F.G. Shears
Director

FGS/js
1 encl.

Defence Brief

(Mrs.) Akiko IGASHIRA

File No. 12733

Case No. 1177

TORONTO
26 October 1948

PERSONAL PROPERTY CLAIM

(All claims shown are Gross)

Store Equipment

Claim reduced to

$362.

(Trans.Page 2)

Recorded now missing.

Claimant had a cleaning and pressing business at 578 Powell Street, Vancouver. She is not claiming for the business, only for the items used in the business. (Trans. Page 2).

She stated that she left all her goods at her store at Powell Street and gave the key of the premises to the Custodian. She owned the business and the goods were her own and stated that her husband, Kyoichi IGASHIRA, was not making any claim he already having declared that he had no Personal Property in the protected area of B. C.

Claimant stated that a Mr. Fuogori occupied the upper storey of her store and he had informed her that he saw some white man taking things from the store and putting them at the rear of the premises in the open. Mr. Fuogori told her he had reported this to the Custodian and he was told by the Custodian to leave them there.

No chattels were removed from 578 Powell Street to storage.

It is submitted that Custodian is not responsible for any articles of personal chattels of which he has no record and which were not sold by him.

BMP/mw

IN THE MATTER OF THE TRIBUNALS ACT,

PART I, SECTION 2, SUBSECTION 1, OF ONTARIO 1967, CHAPTER 18,

AND IN THE MATTER OF THE CLAIM DESCRIBED AS

B E T W E E N

THE MINISTER, JUDGE H.A.J. MCRUER, SUPERINTENDENT OF

Toronto, Ontario,

October 26, 1966.

IN THE MATTER OF THE CLAIM OF

MR. ARTHUR MARSHALL

APPEARANCES AT HEARING

APPEARANCES:

H.A. GRANDY, Esq., Q.C.,	Appearing for the Dominion Government,
J.A. MERRY, Esq.,	Appearing for the Claimant.
A. GUEST, Esq.,	Secretary,
G.H.L. WYNN, Esq.,	Official Interpreter,
A.S. TRENN, Esq.,	Official Reporter.

A. Yes.

Q. Where, then, I am speaking in this case, I refer the state from 1960, to 1962, it was actually used as a place for storing and preparing business. Actually it was not sold as a business but a number of machines used in the business are now the basis of the claim. We are claiming for these goods rather than the business, as such. I think that is consistent with the evidence we produced. This Commissioner, has made, that, where there has a going business has had to claim the property concerned, and not the business as such.

MRS. JEAN ZELESKA, the witness herein, being first duly sworn, testified as follows:

DIRECT EXAMINATION BY MR. BRUCE:

Q. In this year engaged in a business called Fashion Chevrolet? A. Yes.

Q. And, are the facts stated there correct? A. Yes.

(DEPOSITION OF FRANCIS CHUTZKO, RECALLED BY MR.)

Q. You had a cleaning and tailoring business at 878 Powell Street, in Vancouver? A. Yes.

Q. And when you left 878 Powell Street did you leave a number of articles which had been used in the business in the premises? A. I left them all.

Q. You left them all?

A. Yes.

THE STENOGRAPHER: This is a personal property claim.

MR. BERGER: It really should be described as a personal property claim.

Q. Is this receipt which you have filed you have shown the articles for which you are claiming?

A. Yes.

Q. And all of these were lost at the Jewell Market? A. Yes.

Q. Now, when you left were there any tenants on the property, in the property?

A. No.

Q. No. Did you give a key to the house to the Controller? A. Yes.

Q. I am showing you here a receipt signed by D.M. Chope, for D.V. Nathanson, September 26, 1966, "One key, key of house at 678 Jewell Street, Vancouver, Posted by Aloha Locksmiths." Is that the receipt which you got?

A. That is the Controller's receipt for the key.

(CONTROLLER'S RECEIPT FOR KEY TO CLAIMANT'S PREMISES, MARKED EXHIBIT No.8)

Q. Did you ever receive anything from the Controller for these articles?

A. Do you mean money?

A. Yes? A. No.

Q. And, by the way, were all of these articles included in the J.P. Form which you signed?

A. Yes.

A. Yes.

Q. Apparently according to the report filed these premises were rented by Pemberton Realty Company on September 22, 1964. Have you any personal knowledge of that? A. No.

Q. Did you know a Mr. Ferbrache?

A. Yes.

Q. Do you know where he is now?

A. He has a relationship of yours?

A. Yes.

Q. And, did he occupy some rooms nearby your store, your tailoring business?

A. On the upper story of my store. He lived in rooms on the lower story of my store.

Q. And did you hear from him what had happened to your goods?

A. Yes.

Q. What did he tell you?

A. He was with some people came into the store and taking things from the store and putting them outside and he reported that to the Constables.

THE COURT: Q. Do you want to sit down, Mrs. Ferbrache? A. Please.

Q. Very well, sit down.

A. Thank you.

MR. MERRINS: Q. Did he tell you to where he was moving them?

A. No.

Q. And did he say that he had seen them after

they had been moved? A. No, he said that the Custodian told him to put them outside. The Custodian did not come and get them.

Q. Well, was the first part correct, that the Custodian told them to put them outside?

A. No. That is incorrect; the Custodian did not tell them to put the cases outside.

Q. I see. Is this Singer Sewing Machine an ordinary sewing machine?

A. Yes. It is a tailor's machine.

Q. Then, it is not an ordinary household sewing machine? A. No.

Q. Now, are all of these items here, the sewing machine, the sweeper, the working table, the irons, the mirrors, shelves and cupboards all valued together at $500.?

A. Yes, I bought these originally for $800.

Q. You have$800, in the form. Is that a mistake? You had an offer of $800.?

A. Yes. That is right, I had an offer of $800.

Q. And when was that offer made?

A. April 1968.

Q. And, by whom?

A. I do not know the name; some white people.

Q. All right, thank you.

A. Lambert,
Cr.ex.

MORE EXAMINATION BY MR. CRESWELL:

Q. I am showing you a F.P. Form, dated September 9, 1948. Is that your signature?

A. Yes.

MR. CRESWELL: I am filing this F.P. Form as Exhibit 6.

(F.P. Form, marked Exhibit No.6)

Q. Were there other goods in your premises at any time recently?

A. They were mine. My husband had gone to the camp.

Q. Recently? A. My husband had gone to the camp.

Q. That hardly answers my question. To whom did they belong?

A. They were my own goods. It was my own store.

Q. Did the husband conduct a tailoring business, or was it you alone?

A. Myself alone.

Q. Did you have any correspondence at any time with the Custodian subsequent to evacuation as to what became of these goods?

A. No.

Q. Is there any reason why your husband should think he has any claim on these goods?

A. No.

Q. A Mr. Hamid was the owner of this property? A. Yes.

A. Applicant,
Sworn.

THE VICE-CHAIRMAN: Has your husband made any claim for there goods?

A. No. I alone.

Q. What was the date of your endowment?

A. September 28 or 29, 1948.

(To page 8, reported by
J.B. Dalrymple, Esq.)

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

A.J. Wirth

A.J. WIRTH,
Official Reporter.

A. Jacobson,
Mr. Ex.

MR. CHILDRESS: And prior to your evacuation did the Pendleton Realty Corporation take charge of your house at all? A. No.

Q. Well, did you live in this place up until the time of your evacuation in December, 1942?

A. Yes.

Q. And you did take your furniture and all your personal belongings in the house up until that time?

A. Yes.

Q. Where did you buy this sewing machine?

A. I bought it at the time I bought the stove.

Q. Was it electric, or operated by hand or foot? A. It wasn't electric.

Q. That is all, thank you.

MR. BENDIX: I was going to call the daughter just to verify some of this information.

KIMOKO YAMAI, having been first duly sworn, testified as follows:

EXAMINED BY MR. BENDIX:

Q. You are a daughter of the last witness, are you the plaintiff? A. Yes.

Q. And I suppose you lived with her at 5[illegible] Powell Street before the evacuation?

A. That is right.

Q. Did you leave on September 22nd, with her?

A. Yes.

Q. I do not want to go over all this again, but did you assist her in preparing this form which has been filed, the written document? A. No.

L. Beard,
dir. ex.

Q. You didn't? A. No.

Q. Have you read it over yourself?

A. Yes, I have.

Q. Do you know of your own personal knowledge whether the facts stated therein are correct?

A. They are.

Q. Did you help your mother in this business matter? A. No, she did it by herself.

Q. Did you were in and out of there were you? A. I was going to school.

Q. You were familiar with what was going on there? A. Yes.

Q. Were you familiar with the things on the premises when you left? A. Yes, and there was some that we didn't put down.

Q. Do you are making no claim for them, at least your mother is making no claim?

A. No.

Q. Now, do you know anything about the failure of Ehmann? A. No, I don't.

Q. Now, did Mr. Ruppert, when he was speaking to your mother at Sioux City, speak to her while you were there? A. Yes, in fact he told me first.

Q. What did he tell you? A. He told me that -- I will have to explain the position of the open space -- that space cannot be seen fronting sidewalk at all. You see our store was below a big building, the Davis House, and that was built in

a "NO", and there is a little space in which which
Johnny can see except from the room.

Q. From the room known as the Dream Room?

A. Yes.

Q. Did Mr. Pennant live there? A. Yes.

Q. Did he live there he could see this space?

A. Yes, there was an open door where the
contents of the room used to hang their wedding suit.

Q. Do only a long story short, did he tell
you what happened to these things that had been in
your mother's dress? A. He didn't tell me exactly
what happened to the goods outside, but he told me that
the day after we left some people moved in and they
started moving the things outside to this space, and
he told these people that someone people moving out
and we have not left the goods of their own, they were
here all fastened with the curtains, so he went to
the Custodian Bank.

Q. This is what? A. Mr. Pennant went to
the Custodian Bank to see how he Pennant could get
a receipt, but apparently he was told by the Custodian --

MR. GRILLIN: That is hearsay, isn't it?

MR. GRIFFIN: I think in a Commission of this
sort --

THE NON-COMMISSIONER: It is hearsay evidence.

MR. GRIFFIN: I am not seriously objecting to
it but I just want to point out the validity and
strength of it.

THE WITNESS: He was told by the Custodian to

leave the goods as they were outside, and people were living inside and all the goods were right outside and they were rusted and so on, rusted with rains. I don't know how long it was out there; I don't know if it is still there or not.

Q. As you say, the final destiny of the goods is unknown? A.That is right.

Q. In that about all he told you?

A.That is right.

CROSS-EXAMINATION BY MR. GUSTAFSON:

Q. After the goods were out there did you or your father or agent go down to the Custodian's office and complain about it?

A. That was after we left Vancouver.

Q. You got that information in a letter?

A. No, he came out to Ghana and he told me personally.

Q. Now, I want to read a letter here. It is dated November 27th, 1969, and is addressed from the Credit Bureau office to the Custodian, and it is re Eyolsi Ignaire. That is your father?

A. Yes, my father.

Q. It says:

"Recently we received a letter from Mr. Ignaire re the above account. He understands that there should be some money coming to him from the disposal of bathering equipment left at 5895 Fraser St. at the time of bankruptcy.

1 A. Sarah.
2 MR. WA.
3 Do you recall approximately how many times if you would
4 remember to take notes?
5 Do you understand your last answer. Why
6 did your father say there was money owing to him
7 from the following employers? A. The same how the
8 dynamo was, everything belongs jointly --
9 MR. CHAIRMAN: No, I don't.
10 He could not.
11 MR. CHAIRMAN: Do you recall your father's
12 authority to take any activity owed by your father?
13 A. He was supposed to pay the bills. I think
14 that is how it should have been worked.
15 Q. What did your father mean by "the disposal
16 of building equipment" -- did anyone sell any of
17 this building equipment before the presentation?
18 A. We supposed it to be sold or stored or
19 disposed of by the Schedule number.
20 Q. Did gentlemen or fellow ever sell any of
21 it prior to the presentation? A. No.
22 THE CHAIRMAN: What did your father
23 do for a living prior to the presentation?
24 A. He was a gardener.
25 Q. And he went in the trailer shop at all?
26 A. Yes.
27 Q. MR. PINGUIN: I have a memorandum here:
28 "Canadian Valley Corporation Ltd. expected
29 June 30, 1966 that all personal belongings
30 were to be left on the premises."
31 Was did you have any communication with the

A. Yamaki.
Cross.

Respondent Exhibit Compensation 144.1 A. Only, if I remember right, they went to phone or other in a while to ask anyone we were going to move out, that is all.

Q. That is all, thank you.

I am filing this letter as Exhibit 4. It is a letter dated November 18th, 1945, showing credit thereon to the petitioner.

(LETTER ABOVE REFERRED TO MARKED EXHIBIT 4)

MR. CHILDRIS: And in behalf of the Commission dated July 18th, 1945.

(DOCUMENT ABOVE REFERRED TO MARKED EXHIBIT 5)

MR. CHILDRIS: It is submitted, your honor, that the Commission is not responsible for any violation of personal chattels of which he has no record and which were not sold by him.

(PROCEEDINGS ADJOURNED SINE DIE)

I hereby certify the foregoing pages 3 to 18 inclusive, is a true and accurate transcript of the proceedings herein.

J. R. Norcross,
Official Reporter.

I, R. A. Miller, Deputy Commissioner, appointed to hear a Commission to investigate claims of Japanese Americans for property loss, do certify the foregoing is a true copy of the evidence heard on the within case.

R. A. Miller,
Deputy Commissioner.