

13248

FORM
PERSONAL

FILE No 13248

**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: TAMURA, Miyoko Irene
HOME ADDRESS: 511 Cassiar St. Vancouver
REGISTRATION NUMBER 05360 SEX: F AGE: 33
OCCUPATION: Secretary

(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: Dr. Porter 422 Railway St. Vancouver

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: ✓

2. BUILDINGS AND OTHER IMPROVEMENTS: ✓

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

4. TAXES (Amount and where payable) ✓

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

6. OCCUPANCY AND LEASES (If vacant so state) ✓

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

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: *y. w. c. a.*
2. LANDLORD'S NAME AND ADDRESS: *997 Sumner St*
3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID: *\$8.00 week Room & Board Paid to date*

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

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

STATEMENT OF PERSONAL PROPERTY OWNED:

1. GIVE BRIEF DESCRIPTION AND STATE LOCATION OF FURNITURE, FIXTURES, EQUIPMENT AND MACHINERY, STOCK IN TRADE AND PERSONAL EFFECTS: /

2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS: /

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

4. INSURANCE CARRIED ON ABOVE PROPERTY: ✓

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

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

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

3 - \$50.00 Victory Bonds.

5 - \$5.00 War Savings Certificates

8. BANK ACCOUNTS: about \$5.00 Royal Bank. Davie St. Branch

9. LIFE INSURANCE: ✓

10. INTEREST IN ANY ESTATES OR TRUSTS: ✓

11. SAFETY DEPOSIT BOX: ✓

LIABILITIES:

1. PERSONAL DEBTS: ✓

2. TRADE DEBTS: ✓

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

I certify that the above information is true and complete and fully discloses all my property of every description in any protected area in British Columbia and sets forth all my liabilities direct and indirect.

Dated this 12 day of Nov 1942.

(Signature)

M. J. Tamura

Geo. W. Lypain
Witness

FOR DEPARTMENTAL USE

INFORMATION FROM R.C.M.P.

DATE Nov. 19/42

File No. 13248

1 Name TAMURA, Miyoko Irene
(Surname in Block Letters)

Registration No. 05360

Male - Female
(Check)

Age June 28, 1909

Former Address 511 Cassiar St., Vancouver, B. C.

c/o Y.W.C.A. 997 Dunsmuir St., Vancouver, B. C.

Date Evacuated 12/11/42

Naturalized - Canadian-Born - National
(Check)

Present Address Lucky Strike, Alberta (now Montreal)

2023 Mansfield St - Montreal P.Q. (11/2/42 Return)

Married - Single
(Check)

Name of Wife _____

Name of Husband _____

Name of Mother MATSUI, Yuri # 13725 nee
Name of Father Yazaemon # 13727

Names of Children under 16 _____

Requested by V. Scott

Registered with Custodian Yes

(Yes or No)

Additional Information Secretary--employed by John A. P. Porter. Consulting

Research Chemist, 422-24 Railway St., Vancouver, B. C.

29

File 13248

February 10, 1947.

REAL PROPERTY SUMMARY

Re: TAMURA, Miyoko Irene - Reg. No. 05360

Description: Lot 21 A, Subdivision 1 to 17, 21 and 22, of Lot 67, Town of Hastings
Subdivision Lands, Plan 4110.

A tax notice for the year 1942, in connection with this property was received.
The amount was \$50.19, and the notice was submitted to Miss TAMURA.

She advised on November 12, 1942 that she had sold the property in July
1942 to Dr. John Arthur Phelps Porter and that she had paid the taxes on June 30,
1942.

The deed to Dr. Porter was registered on October 17, 1942.

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

CG

*This girl was excused
Nov 12/42 & signed a
declaration the same day.*

E. G. G. G.

February 10, 1947.

File No. 13248

February 10, 1947.

LIABILITY SUMMARY

Re: YAMURA, Miyoko Irene (Miss) -Reg. No. 05360.

This file reveals a claim of \$500.00 filed against the above by the Royal Bank of Canada, Davis St. branch, on May 8, 1942.

The Royal Bank of Canada advise today that they have no claim against Miss YAMURA since 1943. The exact date of settlement is not available due to the fact that the Bank's records for that period are no longer kept at the Davis Street Branch.

There are no outstanding claims on this file.

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

CG

C. G. Jones

February 10, 1947.

February 10, 1947.

PERSONAL PROPERTY SUMMARYRe: TAMURA, Miyoko Irene - Reg. No. 05360.

The above signed a declaration to the Custodian on November 12, 1942 and was evacuated the same day.

CHATELS: She did not declare any chattels when she made her declaration to the Custodian. However, early in 1945, she requested Messrs. Walsh, Bull, Housser etc to remove her properties from 422 Railway Street. A writing desk, desk lamp and Magazine stand were to be given to Jack Hain, 2436 Yale Street, who was also to sell her sewing machine. The balance of the articles were to be shipped to her sister, Mrs. G. Sanmiya, for which Miss TAMURA supplied \$50.00 to cover shipping charges.

At our request, Miss TAMURA sent us a list of her belongings, in March 1945, and Messrs. Walsh, Bull, Housser etc. were asked to carry out her wishes. The sewing machine was sold by Jack Hain for \$20.00 and the proceeds remitted to this office by Walsh, Bull Housser etc. This was later returned to them at Miss TAMURA's request.

In the absence of any further requests from Miss TAMURA, it is presumed that her wishes were carried out and that no chattels remain at 422 Railway Street.

MONEYS**OWING:**

\$4.67, being refund of 1% Wage Deduction for the period from January 1 to June 30, 1941 was received from the Provincial Collector and remitted to Miss TAMURA on December 8, 1942.

BONDS:

She declared 3 \$50.00 Victory Bonds and 5 \$5.00 War Savings Certificates, presumably in her possession. These were not brought under the control of the Custodian.

BANK**ACCOUNTS:**

She also declared an account with the Royal Bank of Canada, Davie Street Branch, with a balance of \$5.00. This was not brought under the control of the Custodian.

INTEREST IN**ANY ESTATES****OR TRUSTS:**

The file also reveals that Miyoko TAMURA is entitled to 1/3 of the residue of the Estate of the late Dr. John A. P. Porter and that the Montreal Trust Co. will forward her distributive share in due course.

This file reveals no other property of any kind.

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

CG

See file Feb 12/47
re proceeds from Porter's estate

E. Girard
February 10, 1947.

File 13248

February 10, 1947.

CHattel SCHEDULE

Re: TAMURA, Miyoko, Reg. No. 05360.

DECLARED - March 1945.

Left at 422 Railway St.

SOLD

SHIPPED

OTHER DISPOSITION

1 Bed with mattress and
Spring.

Presume shipped by
Walsh, Bull, Housser etc.
to Mrs. G. SANMIYA,
Raymond, Alta. (sister
of Miyoko TAMURA) at
Miyoko's request.

1 Writing desk

Given to Mr. Jack Hain,
2436 Yale St. at Miyoko's
request.

1 Small table

1 Box dishes

2 Boxes personal belongings

1 Kitchen set (1 table, 4 chairs)

Miscellaneous - K. Utensils,
dishes etc.

1 desk lamp and Magazine
stand also given to Jack
Hain.

1 Singer Sewing Machine Sold by Mr. Hain
at request of Miyoko.
for \$20.00.

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

CG

C. G. Givens

February 10, 1947.

File 13248
5603
6401

February 14, 1947.

MEMORANDUM

To: Mrs. McArthur

From: C. Girard

Re: TAMURA, Yasaemon - Reg. No. 13727
TAMURA, Yuri (Mrs. Yasaemon) Reg. No. 13725.

From a brief review of these files, it is noted that Yasaemon TAMURA owned no real estate and resided with his sons at Haney.

He declared chattels some of which have been shipped to him, the rest being sold by auction for the sum of \$84.89.

The file also reveals that he owned one \$100.00 Victory Bond and 76 shares in the Maple Ridge Co-op, 5 of which have since been redeemed. He also declared an account with the Bank of Montreal, with a balance of \$100.00.

The claims filed against Yasaemon amount to \$15.00 and are disputed.

The file of Yuri TAMURA, wife of Yasaemon, reveals no property or liabilities of any kind.

Both Japanese reside at the following address:

C/o Henry Dick,
Rosemary, Alberta..

CG

C. Girard

File 13248

CLAIM

DATE

May 8, 1942.

CREDITOR

Royal Bank of Canada
Vanc'r
Davie St.

DEBTOR

Address of Industrial Research
Chemists

Miss Miyoko Tamura
422 Railway St.,
Vancouver, B. C.

AMOUNT OWING

\$500.00

AGENT

Nil.

ORIGINAL FILE

Security - Hypothecation Bank of
Canada note - \$500

G-68

COPY

Canada
Department of the Secretary of State
Office of the Custodian

Japanese Evacuation Section

File No. 13248

November 11, 1942.

Miss Miyoko Irene TAMURA,
Registration No. 05360,
c/o Y.W.C.A.,
Vancouver, B.C.

Dear Madam:

Our attention has been drawn to the fact that as yet you have not registered your assets with the Custodian and we request that you call at this office at your earliest possible convenience for the purpose indicated.

We also wish to call your attention to the fact that we have obtained on your behalf from the Provincial Government of B.C. a cheque for \$4.67 representing refund of 1% wage deductions for the period January 1, 1941 to June 30, 1941.

When calling at this office and registering your assets and liabilities with the Custodian, we ask that you provide us with information regarding the status of real estate described as Lot 21A/1-17 & 21 & 22, Block 67, D.L. T.H.S.L., and as to whether taxes on the property described of \$50.19 and which were due on July 3, 1942 have been paid.

Yours truly,

"R.P. Alexander"

R.P. Alexander
Manager.

RPA:MA

November 12, 1942

The Custodian
Vancouver, B. C.

Dear Sirs:

Re: Your File No. 13248

In reply to your letter of the
11th instant requesting information regarding
real property.

The lot at 511 Cassiar Street was
registered in my name end of 1938 or early 1939,
but I sold the property to Dr. Porter in July
1942 and the title deeds were handed to the doctor.
The taxes, \$50.19 were paid by me on June 30th,
1942 just before I sold the property to Dr. Porter.

Yours truly,

M. J. Tamura

MAD

Index
Please have title
searched
AMR

EVACUATION SECTION	
Rec'd	JAN 9 1943
File No.	15248
Ans.	P.S.
Referred	Alexander

Lucky Strike, Alta.,
Dec. 23, 1942.

Mr. R. P. Alexander,
Dept. of Secretary of State,
506 Royal Bank Bldg.,
Vancouver, B. C.

Dear Sir:-

I am acknowledging receipt of
your letter of December 18th with
enclosure of a cheque amounting
to \$4.67. Thank you.

Yours very truly,
M. J. Tamura.

13248

13248

January 14, 1943.

John A.P. Porter,
422 Railway Street,
Vancouver, B.C.

Dear Sir;

Re: Miyoko Irene TAMURA

Will you please send into this office the duplicate of the agreement for sale held by you and given by Miyoko Irene TAMURA on the following property:

Lot 21A, S.D. 1 to 17 - 21 & 22
of Lot 67, Town of Hastings,
Suburban Lands, Plan 4110.

As soon as we have made a copy of the agreement it will be returned to you. If it should be more convenient for you to let us have a certified copy of the document it would serve the purpose.

Will you also kindly supply us with a statement as to how the agreement stands at date as to principal and interest.

Yours truly,

(D.A. Cramer)
for Ian Macpherson
Title Examiner

DAC:FC

TELEPHONE HIGHLAND 1800

JOHN A. P. PORTER, PH. D.
CONSULTING RESEARCH CHEMIST
422-424 RAILWAY STREET
VANCOUVER, B. C.

EVACUATION SECTION	
Rec'd	JAN 27 1943
File No.	13248
Ans.	
Referred	Cramer

January 18, 1943.

Your file No. 13248.

D. A. Cramer,
506 Royal Bank Bldg.,
Hastings & Granville Sts.,
Vancouver, B. C.

Dear Sir:- re: Miyoko Irene Tamura

In reply to your communication dated January 14, 1943 in the above entitled matter, you were informed on January 13th when you telephoned my office that there was no such document as you refer to in paragraph one of your letter, to my personal knowledge.

The same answer applies to both paragraphs two and three of your letter.

I am sending your letter to my solicitors requesting them to take the matter up with Miss Tamura's solicitors.

My reply to your letter has been delayed by absence from my office due to weather conditions.

Yours very truly,

John A. P. Porter

JAPP: JW

*See letter from Mrs. Tamura
dated Nov 12/42 -
on file No 13248 -
she has no further interest in this
property. JAP*

210 Marine Building,
1405 Peel Street,
Montreal, P. Q.

Mr. Alfred Bull,
Walsh, Bull & Company,
675 Hastings St. West,
VANCOUVER, B. C.

Dear Mr. Bull:

With regard to the removal of my properties at
422 Railway Street, I am requesting as follows:-

Please give to Mr. Jack Hain of 2436 Yale St.,
Vancouver the following furnitures:-

Writing Desk and Chair set,
Desk Lamp,
Magazine Stand.

Mr. Hain wrote me that possibly the sewing machine can
be disposed of by sale. This I would like to do, and some smaller
items which may not be worth being transported. I will ask
Mr. Hain to use his discretion.

Kindly be good enough to have the balance of the
articles forwarded to my sister, addressed-

Mrs. G. Sanmiya,
General Delivery,
Raymond, Alberta.

I am enclosing a Bank Money Order in the sum of \$50.00,
as suggested by Mr. Kerlin of Montreal Trust Company, to apply
on transportation charges, and other necessary expenses -- to
supplement the amount realized by the sale of the machine.

Thanking you, I am,

Yours very truly,

(Miss) M. I. Tamura.
M. I. Tamura.

I
Copy forwarded to Mr. Kerlin,
and another to Mr. Jack Hain.

13248

March 3rd, 1945.

Messrs. Walsh, Bull, Housser, Tupper, Ray & Carroll,
Barristers & Solicitors,
The Royal Bank Bldg.,
Vancouver, B.C.

Attention Mr. Bull

Dear Sir:

RE: Miss Miyoko Irene TAMURA #05360

We are in receipt of your letter of the 1st instant with original undated letter received from Miss TAMURA with reference to the disposition of certain chattels.

A review of our file, and an examination of the declaration signed by Miss TAMURA fails to disclose any personal property owned by her.

Under Order-in-Council all assets are vested in the Custodian, and if Miss TAMURA wishes to identify herself with personal property in the protected area, we would suggest that she be advised to place a supplementary declaration in our possession, on receipt of which, we will be pleased to give consideration to her requirements.

Yours truly,

G. B. Spain
Protection Department.

GBS:LEM

MONTREAL TRUST COMPANY

EXECUTORS AND TRUSTEES

ROYAL BANK BUILDING

VANGOUVER, B. C.

CABLE ADDRESS
TREALTRUST

March 16th, 1945.

Custodian's Office,
Department of Secretary of State,
509 Royal Bank Building,
Vancouver, B. C.

ENEMY SECTION:	
Rec'd	MAR 17 1945
File No.	
Ans'd	
Refer'd	

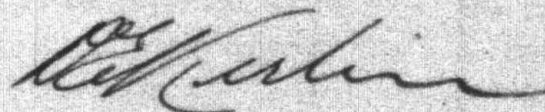
Dear Sir:

re: Miss Miyoko Irene Tamura ✓
& John A. P. Porter Estate

For your information we are enclosing copy of the last Will and Testament of the late Dr. John Arthur Phelps Porter, from which you will see that the above named Canadian born Japanese is mentioned as one of the chief beneficiaries.

This letter is merely to advise you that at the time we are in a position to make a distribution to the beneficiaries, the proceeds will be forwarded to yourself for Miss Tamura's account.

Yours faithfully,



D. E. Kerlin.
MANAGER.

DEK:EW
encl.

210 Marine Building,
1405 Peel Street,
Montreal, P.Q.

G.B. Spain, Esq.,
Protection Department,
Dept. of Secretary of State,
Office of the Custodian,
506 Royal Bank Bldg.,
Vancouver, B.C.

Dear Sir:-

I own the following chattels which are
located at 422 Railway Street, Vancouver, B.C.:

- 1 bed complete with mattress and spring (packed)
- 1 writing desk
- 1 small table
- 1 box of dishes
- 2 boxes of personal belongings
- 1 kitchen set (1 table and 4 chairs)
- Miscellaneous - kitchen utensils, dishes, etc.
- 1 Singer sewing machine

Yours truly,

M. I. Tamura

March 23, 1945.

Messrs. Walsh, Bull, Housser, Tupper, Ray & Carroll,
Barristers & Solicitors,
675 W. Hastings,
Vancouver, B.C.

RE: Miss M. I. TAMURA

Dear Sirs:

We are in receipt of your letter of the 23rd instant with undated letter in duplicate received from Miss Tamura, wherein she declares personal property stored at 422 Railway St.

We are pleased to release the chattels for disposition in accordance with the wishes expressed by Miss Tamura.

In the event of any articles being sold, it should be understood that the proceeds of sale must be paid into this office where the funds will be available to Miss Tamura on request.

Yours truly,

G. B. Spain
Protection Department

GBS:LEM

13248

April 13th, 1945.

Walsh, Bull, Rousser, Tupper, Ray & Carroll,
Barristers & Solicitors,
Royal Bank Bldg.,
Vancouver, B.C. Attention Mr. Baguley

RE: Miss M. I. TAMURA

Dear Sir:

We have your letter of the 10th instant with
cheque for \$20.00, representing sale of sewing machine, property
of the above noted person.

This amount has been placed to the credit of Miss
TAMURA's account and will be available to her when requested by
her.

Our official receipt for \$20.00 is enclosed here-
with.

Yours truly,

G. B. Spain
Protection Department

GBS:LEW

Enclosure.

210 Marine Bldg.,
1405 Pell Street,
Montreal, Quebec.

May 31, 1945.

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

Attention Mr. G. B. Spain.

Dear Sirs:

I have been informed by my Solicitors, Walsh, Bull, Housser, Tupper, Ray & Carroll, that they have forwarded to you their cheque for \$20.00 being the proceeds of the sale of the sewing machine which belonged to me.

This will be your authority to pay the above amount to Walsh, Bull, Housser, Tupper, Ray & Carroll and to accept their receipt for same.

Yours truly,

M. I. Tamura.

(MISS. M. I. TAMURA)

MONTREAL TRUST COMPANY

EXECUTORS AND TRUSTEES

466 HOWE STREET

VANCOUVER, B. C.

July 12th, 1945.

CABLE ADDRESS
TREALTRUST

Custodian of Alien Property,
509 Royal Bank Building,
Vancouver, B. C.

ENEMY SECTION	
Rec'd	JUL 13 1945
File No.	
Ans'd	
Refer'd	MR. Toluato

Dear Sirs: Attention Mr. K. W. Wright.

Re: your file No. 13248 - Evacuee Section
and Estate of John A. P. Porter

As requested in your letter of July 11th we are pleased to enclose certified copy of Letters Probate pertaining to the above mentioned Estate.

Funds are not available yet for distribution to the beneficiaries as we have not obtained Succession Duty Releases from either Provincial or Dominion authorities, nor have we received clearance from the Income Tax Department.

We hope, however to report definite progress within the next few months and will be in communication with you at the time we are in a position to make a distribution to the beneficiaries.

Yours faithfully,


D. E. Kerlin.
MANAGER.

DEK:EW
encl.

MONTREAL TRUST COMPANY

EXECUTORS AND TRUSTEES

CABLE ADDRESS
TREALTRUST

466 HOWE STREET

VANCOUVER, B. C.

February 12th, 1947

EVACUATION SECTION

Rec'd FEB 14 1947

File No. 13248

Ans.

Referred *McArthur*

The Custodian of Alien Property,
509 Royal Bank Building,
VANCOUVER, B. C.

Dear Sir:

Attention Mrs. McArthur

Re: Dr. J. A. P. Porter - Miss M.I.
Tamura

In accordance with our telephone conversation of yesterday we wish to advise that we are now prepared to make a distribution to Miss M. I. Tamura, of her share in the above mentioned Estate in the amount of \$2,400.00 and also to pay her the sum of \$2,500.00 plus accrued interest, being in payment of a promissory note.

Will you kindly confirm that it will be in order for us to remit this payment direct to Miss Tamura rather than through your office.

Yours faithfully,

D. E. Kerlin
D. E. Kerlin,
MANAGER.

DEK/MS

13248

February 14, 1947.

The Montreal Trust Company,
466 Howe Street,
Vancouver, B.C.

Dear Sirs:

Re: Miyoko Irene TAMURA, #05360, and
Dr. J. A. P. Porter Estate.

We have your letter of February 12th advising that you are now prepared to make a distribution to Miss Tamura in the sum of \$2400 from the above estate and also to pay her the sum of \$2500.00 plus interest in payment of a promissory note.

Please be informed that the Custodian will have no objection to this money being remitted direct to Miss Tamura.

Yours truly,

A. G. Hearnthorpe,
Office of the Custodian.

AGH:AH

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN PROBATE

New Westminster Registry.

BE IT KNOWN that ...John Arthur Phelps Porter.... late of...Burnaby, British Columbia.....deceased, who died on the...4th... day of....June....1944.. at....Seattle, State of Washington, United States of America....made and duly executed..his..last Will and Testament... and did...therein name....William Henry Cotter and Walter Boucher.....Executors...who by power of attorney dated the 26th August 1944 appointed Montreal Trust Company their attorney.....

AND be it further known that on the....twenty-second.... day of....September....1944..Letters of Administration with the said Will....annexed of all the estate which by law devolves to and vests in the personal representative of the deceased were granted by the Supreme Court of British Columbia to.....Montreal Trust Company.....

GIVEN under the Seal of the said Court, this....22nd..... day of.....September.....A.D. 1944..

(SEAL)

B.C.L.S.
\$250

"L.A. Menendez"

District Registrar.

Extracted by....Messrs. Ladner, Carmichael & Downs...

.....Solicitors...

Estate sworn under.....\$21,897.24..

Probate Duty\$

Succession Duty\$

This Grant is made upon the condition that no portion of the assets shall be distributed or paid during the War to any beneficiary or creditor who is a National of the German Reich or Italy wherever resident, or to any one on his behalf, or to or on behalf of any person resident in the German Reich or Italy of whatever nationality, or to or on behalf of any subject or citizen of any country at war with His Majesty, without the express sanction of the Crown acting through the Minister of Finance; and if any distribution or payment is made contrary to this condition the grant of probate or letters of administration will be forthwith revoked.

CERTIFIED A TRUE COPY

MONTREAL TRUST COMPANY


Assistant Manager.

THIS IS THE LAST WILL AND TESTAMENT of me, JOHN
ARTHUR PHILIPS PORTER, Research Chemist, of 3906 Gravelly Street,
in the Municipality of Burnaby, in the Province of British Columbia.

I REVOKE all Wills and Testamentary Dispositions hereto-
fore made by me.

I APPOINT WILLIAM HENRY COTTER, Chartered Accountant,
of 1080 West 33rd Avenue, Vancouver, B.C., and WALTER BOUCHER, at
present the Bank Manager of the Royal Bank of Canada, Davis Street
Branch, Vancouver, B.C., to be the Executors and Trustees of this my
Will.

I GIVE AND BEQUEATH to my said Executors and Trustees
all my estate and property, real and personal, of which I shall be
possessed at the time of my death IN TRUST for the ends and purposes
and for the execution of the following trusts:

A. To pay all my just debts, funeral and testamentary
expenses and also all succession duties, probate duties, inheritance taxes and
similar taxation on my estate or on any assets held by me jointly at the
date of my death out of my estate prior to the payment of any of the
following legacies, it being my intention that all legacies shall be
free of any liabilities or duties.

B. To distribute the residue of the Estate then in the hands
of my Trustees as follows:

(a) To my former secretary, Miss MIYOKO TANURA (a
British Subject), at present at Lethbridge, Province of Alberta, one-
third of the said residue.

(b) To the GIZEN TEMPLE OF THE ANCIENT ARABIC ORDER OF
KNIGHTS OF THE MYSTIC SHRINE for the benefit of their hospital and/or
endowment fund, one-third of the residue.

(c) To my Foreman, J. RAIN, one-ninth of the residue.

(d) To my Cook, JOE JONE, one-ninth of the residue.

(e) To the VANCOUVER LODGE NO.1, BENEVOLENT AND PROTECTIVE
ORDER OF ELKS OF THE DOMINION OF CANADA for their Relief Fund, one-ninth
of the residue.

C. If by virtue of any Order in Council, Law, or other

proclamation it becomes impossible for my Trustees to carry out the bequest to the said HIYOKO YAMURA, then her share of my estate shall be distributed amongst the remaining beneficiaries in proportion with the bequests hereby granted to them.

D. If any of my Legatees shall predecease me, then his or her share shall be divided proportionately amongst the remaining legatees.

E. In addition to all powers conferred by law, I give my said Executors and Trustees the right and power:--

(a) To sell, convey, transfer, assign and otherwise alienate the property, real and personal, belonging to my Estate at any time, in whole or in part, also to grant options to buy or lease, and to invest the proceeds of any such sale or sales, and other moneys belonging to my Estate, in such securities as they may deem best, and to change and vary such investments from time to time.

(b) To make such expenditures upon the repairing, improving and rebuilding of any property of my Estate as they may deem necessary and to charge such expenditures either against the property or to capital or revenue as they may consider just;

(c) To borrow money and to advance their own money for the purpose of paying any debts or other obligations at any time due or incurred by my Estate instead of realizing the property and securities belonging to my Estate and to pay or charge interest thereon, and to mortgage and hypothecate the property of my Estate in whole or in part as security for the repayment of any such advances;

(d) To pay all debts and to compromise, settle, and waive any claim or claims at any time due to or by my Estate;

(e) To continue, discontinue, or wind up, any partnership, business, contract or transaction pending at the time of my death;

(f) To retain out of my Estate all advances made by them, and all expenses incurred by them; and a reasonable fee for their own services.

(g) Generally to administer the property, assets and affairs
said
of my Estate.

F. IT IS MY EXPRESS DESIRE that JOSEPH FREDERICK DOWNS, Barrister and Solicitor, of Vancouver, B.C., at present a member of the firm of Ladner, Carmichael & Downs, be retained by my Executors and Trustees in all matters connected with the administration of my Estate including the probating of this my Will.

IN WITNESS WHEREOF I have hereunto set my hand this 8th day of December A.D. 1942.

SIGNED, PUBLISHED AND DECLARED
By the said JOHN ARTHUR PHELPS
PORTER, Testator, as and for his
last Will and Testament, in the
presence of us, both present at
the same time, who, at his request,
and in his presence, and in the
presence of each other, have here-
unto subscribed our names as
witnesses.

"JOHN ARTHUR PHELPS PORTER"

"Dorothy Aileen Beck",
4344 Prince Albert,
Vancouver, B.C.,
Stenographer.

"Patricia Penelope Clarke"
2675 Waterloo Rd.,
Vancouver, B.C.
Stenographer.

