

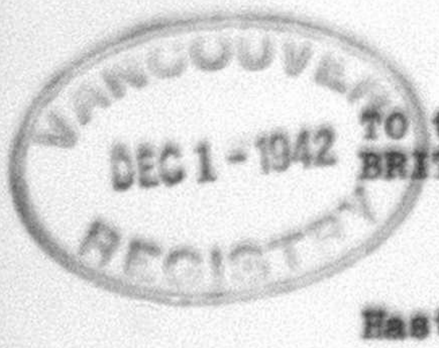
GR2202 BRITISH COLUMBIA. SUPREME COURT (Vancouver).
Probate files, 1941 - 1947.
P - 28116 to P - 36499.

No. 2936/.

IN THE SUPREME COURT OF BRITISH COLUMBIA.
(IN PROBATE)



In the Matter of the Estate of REIKICHI TAKEUCHI, deceased.



TO the CHIEF JUSTICE and JUDGES of the SUPREME COURT OF BRITISH COLUMBIA:

The Petition of TSUNEKICHI TAKEUCHI, residing at Hastings Park, in the City of Vancouver, in the Province of British Columbia, hardware merchant, Humbly Sheweth:-

1. That REIKICHI TAKEUCHI, late of the City of Vancouver, in the Province of British Columbia, Clerk, deceased, died on the 31st day of October, A.D.1942, at the City of Vancouver, in the Province of British Columbia.

2. That the said deceased in his lifetime duly made his last will and testament, bearing date the 9th day of April, A.D.1942.

3. That your Petitioner is the father of the said deceased and the sole executor named in the said will.

Your Petitioner, therefore, humbly prays that probate of the said will of the deceased may be granted to him by this Honourable Court.

And your Petitioner, as in duty bound, will ever pray, etc.

Dated at Vancouver, in the Province of British Columbia, this 26th day of November, A.D.1942.

T. Takeuchi

Petitioner.

No. 29361.

S. C. of B.C.
In Probate.

In the Matter of the Estate
of
Reikichi Takeuchi, Deceased.

PETITION.

Fee. 1.00

$1.70

A. H. YOUNG

No._____.

IN THE SUPREME COURT OF BRITISH COLUMBIA.
(IN PROBATE)

In the Matter of the Estate of REIKICHI TAKEUCHI, Deceased.

I, TSUNEKICHI TAKEUCHI, residing at Hastings Park, in the City of Vancouver, in the Province of British Columbia, hardware merchant, Make Oath and Say as follows:-

1. That I am the father of Reikichi Takeuchi, in his lifetime of the City of Vancouver, in the Province of British Columbia, but now deceased, and I am the sole executor named in the last will and testament of the said deceased.

2. That the said deceased died on the 31st day of October, A.D.1942, at the City of Vancouver, Province of British Columbia and that the said deceased at the time of his death had his fixed place of abode at the said City of Vancouver, in the said Province.

3. That I saw the dead body of the said deceased at the City of Vancouver, in the Province of British Columbia, on the 31st day of October, A.D.1942, and I recognized and identified the body of the said deceased as that of my late son Reikichi Takeuchi, and I attended at the funeral of the said deceased on the 3rd day of November, A.D.1942, at the City of Vancouver, British Columbia.

4. That the said deceased died a bachelor leaving his parents, three sisters and three brothers surviving him.

5. That I believe the paper writing now produced and shown to me, and marked Exhibit "A" to this affidavit and marked byme, to contain the true and original last will and testament of the said Reikichi Takeuchi, late of the City of Vancouver, in the Province of British Columbia, deceased, who died on the 31st day of October, A.D.1942, at the City of Vancouver, British Columbia, as aforesaid.

6. That I have paid the medical and funeral expenses of the said deceased.

7. That I will administer according to law all the estate which by law devolves to and vests in the personal representative of the said deceased.

8. That I will exhibit a true and perfect inventory of the said estate, and render a just and true account thereof whenever required by law so to do, and that the gross value of the said estate amounts to $1930.00 and no more to the best of my knowledge, information and belief.

9. That no portion of the assets of the deceased are to be distributed or paid to any beneficiary or creditor wherever resident, who is a national, subject or citizen of the German Reich, Italy, or of any country at war with His Majesty, or to any one on his behalf, or to or on behalf of any person resident in the German Reich, Italy or country at war with His Majesty.

10. I am the sole beneficiary named in the said deceased's will and I am a British subject having been naturalized by the County Court of Nanaimo, British Columbia, on the 30th day of April, A.D.1909.

Sworn before me at the City of Vancouver, in the Province of British Columbia, this 26th day of November, A.D.1942, after having been read over and interpreted in the Japanese language by Albert Henry Young, first duly sworn by me to truly interpret the same.

Elizabeth W. Grant

A COMMISSIONER FOR TAKING AFFIDAVITS WITHIN BRITISH COLUMBIA.

T. Tokeuchi

No. 29361.

S. C. of B.C.
In Probate.

In the Matter of the Estate
of
REIKICHI TAKEUCHI, deceased.

OATH OF EXECUTOR.

A. H. YOUNG

ENTERED ON CHAMBER LIST

No. 29361

IN THE SUPREME COURT.

In Probate

In the Matter of the Estate

of

Reikichi TAKEUCHI, deceased.

REQUIRED

VANCOUVER

DEC 1 1942

REGISTRY

Set down for hearing of application for Letters Probate on Wednesday the 2nd day of December, A.D.1942, at the hour of 10:30 A.M.

Dated this day of November , 1942

Solicitor for Petitioner.

29361.

S. C. (In Probate)

In Re: Reikichi
os. TAKSUCHI
Deceased

PRÆCIPE

—FOR—

Application for
Letters Probate.

A. H. Young
Solicitor for Petitioner

IN THE SUPREME COURT.

FILED

Form No. 6. Affidavit of Value and Relationship. 1-42. Murphy & Chapman Ltd., Law Printers and Stationers, Vancouver, B.C.

29361

SCHEDULE A.

Affidavit of Value and Relationship

(This affidavit is to be made by the applicant, or one of the applicants)

"Succession Duty Act" British Columbia

(Sections 12, 13, 31, 32)

DEC 1 - 1942 REGISTRY

In the SUPREME COURT OF BRITISH COLUMBIA. (IN PROBATE)

In the Matter of the Estate of REIKICHI TAKEUCHI , deceased.

I, TSUNEKICHI TAKEUCHI, residing at Hastings Park, in the City of Vancouver, in the Province of British Columbia, hardware merchant , make oath and say:—

That I am the applicant for letters Probate to the estate of Reikichi Takeuchi , who died on or about the 31st day of October , 19 42, domiciled in Vancouver, B.C.

That I have caused application to be made in the office of the Registrar of the above-named Court that letters Probate be granted to the estate of the said Reikichi Takeuchi, deceased by the said Court.

That I have made full, careful, and searching inquiry for the purpose of ascertaining what real and personal property and effects the said deceased was possessed of, or entitled to, at the time of h is death, together with the market value thereof respectively.

That I have, according to the best of my knowledge, information, and belief, set forth in the Inventory herewith exhibited, marked "X," a full, true, and particular account of all the real and personal estate of the said deceased , or of which the said deceased was possessed, or to which he was entitled at the time of h is death, and of all other property, income, and interests required by the form of the said Inventory to be set forth therein, together with the market value as at the *date of death* of each and every asset forming part of the said real and personal estate and of the other property, income, and interests particularized in the said Inventory. The said Inventory includes all real and personal estate over which the deceased had a general or limited power of appointment. The gross value of the said estate, property, income, and interests as at date of deceased's death was $ 1880.00 (One thousand-eight-hundred and eighty 00/100 Dollars.

That I have included in said Inventory every security, debt, and sum of money outstanding due or payable to or standing to the credit of the said deceased at the time of h is death, and in estimating the value thereof I have included all the interest due, payable, chargeable, and accruing due thereon up to the death of the said deceased.

That, save and except what is set forth in the said Inventory, the said deceased was not, to the best of my knowledge, information, and belief, at the time of h is death possessed of or entitled to, any debt or sum of money, or any security, pledge, or undertaking for the payment of any money to h is on any account whatsoever, or to any leasehold or other personal estate, goods, chattels, or effects in possession or reversion absolutely or contingently or otherwise howsoever.

That in the said Inventory is included all the property of the said deceased situate outside of this Province, as well as the property situate within the Province.

That, save and except what is set forth in the said Inventory, the said deceased was not, to the best of my knowledge, information, and belief, at the time of h is death seised of, or entitled to, any real estate in possession, remainder, and reversion absolutely or contingently or otherwise howsoever.

That, to the best of my knowledge, information, and belief, the said deceased did not voluntarily transfer by deed, grant, or gift made in contemplation of h is death, or made, or intended to take effect in possession or enjoyment after h is death, any property or any interest therein, or income therefrom, to any person in trust or otherwise by reason whereof any person is or shall become beneficially entitled in possession or expectancy in or to the said property or income thereof, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, the said deceased did not at any time within two years previous to the date of his death transfer by way of *donatio mortis causa*, or purporting to operate as an immediate gift *inter vivos*, whether by way of transfer, delivery, declaration of trust or otherwise, any property whatsoever, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, the said deceased did not at any time previous to the date of h is death transfer any property of which property the *bona fide* possession was not assumed by the donee immediately upon the gift, and thenceforth retained to the entire exclusion of the donor or any benefit to h im by contract or otherwise, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, the said deceased did not transfer or cause to be transferred to or vested in h im self and any person jointly any property to which he was absolutely entitled by purchase or investment, or in any other manner whatsoever, so that the beneficial interest therein or some part thereof passed or accrued by survivorship on h is death to such other person, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, the said deceased was not at the time of h is death a party to any past or future settlement, including any trust, whether expressed in writing or otherwise, whether made for valuable consideration or not, as between the settlor and any other person, and not taking effect as a will whereby an interest in such property, or the proceeds of the sale thereof for life, or any other period determinable by reference to death, was reserved expressly or by implication to the deceased, or whereby the deceased reserved to h im self the right by the exercise of any power to restore to him self, or to reclaim the absolute interest in such property or the proceeds of the sale thereof, or otherwise resettle the same or any part thereof, save and except what is set forth in the said Inventory.

That, to the best of my knowledge, information, and belief, no annuity, policy of insurance, or other interest had been purchased or provided by the said deceased, either by h im self alone or in concert or by arrangement with any other person, save and except what is set forth in the said Inventory.

That I have in the Inventories, respectively marked "X" and "Y," hereto annexed, set forth the assets, debts, and liabilities of the deceased and the names of the several persons to whom the property of the said deceased will pass, the degree of relationship (if any) in which they stand to the deceased, their places of domicile and residence and their addresses so far as I can ascertain them, and the nature and value of the property passing to each of these persons respectively.

Sworn before me at
in the of
this day of , 19 .

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

SWORN BEFORE ME AT THE CITY OF VANCOUVER, IN THE PROVINCE OF BRITISH COLUMBIA, this 26 day of November, A.D.1942, after haing been read over and interpreted in the Japanese language by Albert Henry Young, first duly sworn by me to truly interpret the same.

T. Tokenaka

Elizabeth W. Grant

A COMMISSIONER FOR TAKING AFFIDAVITS WITHIN BRITISH COLUMBIA.

29361.

Dated November 1942

In the Matter of the Estate of

REIKICHI TAKEUCHI

DECEASED

Affidavit

OF VALUE AND RELATIONSHIP

Murphy & Chapman Ltd., Law Printers and Stationers
Vancouver, B.C.

A. H. YOUNG
BARRISTER & SOLICITOR
1029 Dominion Bank Bldg.
VANCOUVER, - B. C.

Form No. 7. Inventory X. Murphy & Chapman Ltd., Printers and Stationers, Vancouver, B.C.

INVENTORY X.

"SUCCESSION DUTY ACT" (BRITISH COLUMBIA)

In the SUPREME COURT OF BRITISH COLUMBIA. (IN PROBATE)

In the matter of the estate of REIKICHI TAKEUCHI, deceased

1. REAL ESTATE (Give full value of property, setting out encumbrances (if any) in detail separately)	TOTAL
Situate at the City of Vancouver, British Columbia, and described as Subdivision Thirteen (13) of Lot Sixteen (16) Plan 4419 Town of Hastings Suburban Lands	$1880.00

2. MONEYS SECURED BY MORTGAGE OR AGREEMENT OF SALE	PRINCIPAL	INTEREST	TOTAL
Nil.			

3. CASH AND GROSS AMOUNT OF LIFE INSURANCE Including Insurance Moneys payable to a named Beneficiary	PRINCIPAL	INTEREST	TOTAL
Nil.			

4. BOOK DEBTS AND PROMISSORY NOTES, ETC. Including Interest to date of death	PRINCIPAL	INTEREST	TOTAL
Nil.			

5. SECURITIES FOR MONEY, BONDS, STOCKS AND SHARES (State where bonds were found at date of death, and whether shares in bearer form, and where stocks and shares are transferable, if not in bearer form)	PRINCIPAL	INTEREST	TOTAL
Nil.			

6. PROPERTY OR INCOME TRANSFERRED IN CONTEMPLATION OF DEATH	TOTAL
Nil.	

7. PROPERTY TRANSFERRED AS A DONATIO MORTIS CAUSA OR GIFT INTER VIVOS	TOTAL
Nil.	

8. REAL PROPERTY VESTED IN DECEASED AND ANOTHER PERSON JOINTLY	TOTAL
Nil.	

9. PERSONAL PROPERTY VESTED IN DECEASED AND ANOTHER PERSON JOINTLY	PRINCIPAL	INTEREST	TOTAL
Nil.			

10. PROPERTY PASSING UNDER SETTLEMENT whereby deceased reserved right to reclaim or to resettle, or over which deceased had power of appointment	TOTAL
Nil.	

11. BENEFICIAL INTERESTS FROM ANNUITIES PROVIDED BY DECEASED	TOTAL
Nil.	

12. OTHER PROPERTY	TOTAL
Household goods and furniture	Nil
Pictures, plate and jewellery	"
Farming implements	"
Horses	"
Horned cattle	"
Sheep, swine and other domestic animals and birds	"
Farm produce of all kinds	"
Stock in trade, including good-will of business	"
Other personal property not before mentioned	"

SUMMARY OF FOREGOING NUMBERED ITEMS (State values of parts within and without British Columbia)	WITHIN BRITISH COLUMBIA	WITHOUT BRITISH COLUMBIA	TOTAL
ITEM 1	$1880 00	Nil	$1880. 00
" 2	Nil	"	
" 3	"	"	
" 4	"	"	
" 5	"	"	
" 6	"	"	
" 7	"	"	
" 8	"	"	
" 9	"	"	
" 10	"	"	
" 11	"	"	
" 12	"	"	
TOTALS	$1880 00	Nil	$1880 00

DETAILS OF DEBTS AND LIABILITIES FOR WHICH ALLOWANCE MAY BE MADE UNDER SECTION 3 OF "SUCCESSION DUTY ACT"

Paid to Center & Hanna (Cremation)	45 00		
Paid for wreathes	15. 00		
Paid expenses of Rev. Tachibana from Hope, B.C.	32 10		
Paid Buddhist Temple and other expenses	32 75		$125 85

This is Inventory "X" referred to in the Affidavit of Value and Relationship of Tsunekichi Takeuchi

SWORN to at Vancouver, B.C. on the 26th day of November, 1942

Elizabeth W. Grant

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

FORM 8. INVENTORY Y. MURPHY & CHAPMAN LTD., LAW PRINTERS AND STATIONERS, VANCOUVER, B.C.

INVENTORY Y.

"SUCCESSION DUTY ACT" (BRITISH COLUMBIA)

In the SUPREME COURT OF BRITISH COLUMBIA. (IN PROBATE)

In the matter of the Estate of REIKICHI TAKEUCHI deceased.

N.B. RELATIONSHIP BY MARRIAGE ONLY, MUST BE SO STATED

NAME	RELATIONSHIP	PLACE OF DOMICILE	PLACE OF RESIDENCE AND ADDRESS	Date of Birth of Life Tenants and Annuitants	PROPERTY PASSING	VALUE	
Tsunekichi Takeuchi	Father	Vancouver B.C.,	Hastings Park Vancouver, B.C.	-	Real Property	1754	15

This is Inventory "Y" referred to in the affidavit of Value and Relationship

of Tsunekichi Takeuchi

SWORN to at Vancouver B.C. on the 26th day of November, 19 42

Elizabeth W. Grant

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

I, REIKICHI TAKEUCHI, of #920 Cordova Street, East, in the City of Vancouver, Province of British Columbia, Clerk, PUBLISH and DECLARE this to be my last will and testament. I REVOKE all former wills, codicils, dispositions, appointments and testamentary writings whatsoever by me at any time heretofore made.

I HEREBY APPOINT my father TSUKEKICHI TAKEUCHI, of #920 Cordova Street, East, in the City of Vancouver, Province of British Columbia, the sole executor of this my Will.

I DIRECT that all my just debts, my funeral and testamentary expenses be first paid out of my estate.

I GIVE, DEVISE and BEQUEATH unto my father, TSUKEKICHI TAKEUCHI, all my estate, real and personal, whatsoever and wheresoever and also all estate over which I may have the power of appointment and disposal at the time of my death, to hold unto him, his heirs, executors and administrators, absolutely and forever.

IN WITNESS WHEREOF I, the said REIKICHI TAKEUCHI, the testator, have to this my last will and testament, set my hand this 9th day of April, in the year of our Lord one-thousand-nine-hundred and forty-two (A.D.,1942).

SIGNED, PUBLISHED and DECLARED by the said REIKICHI TAKEUCHI, 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 hereunto subscribed our names as witnesses.

"R. Takeuchi"

"Edith Howe"
5030 Willingdon Ave.,
Burnaby, B.C.
Stenographer.

"Albert Henry Young"
#1009 Dominion Bank Blg.,
Vancouver, B.C.,
Barrister & Solicitor

VANCOUVER REGISTRY DEC 4 1942

29361

Reikichi Takeuchi

Will