Name of Claimant KIMOTO, H. Hatuo Case 1341

Custodian File 1614

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: % of Total	Amount	Sale Price	Total Award 125% of all Sale Prices: % of Total	Amount	
		550.00	55.00	00 12.50							67.50

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	
65.00	34.00	10.20	52.30%	248.75	130.09	5.00	.60	140.89

TOTAL RECOMMENDATION	208.39

CASE NO: 1341.

JAPANESE PROPERTY CLAIMS COMMISSION

Montreal, P.Q.,

June 2nd, 1948.

IN THE MATTER OF THE CLAIM OF

H. HARUO KIMOTO.

PROCEEDINGS AT HEARING.

Original.

CASE NO: 1341.

IN THE MATTER OF THE "INQUIRIES ACT"

PART 1, REVISED STATUTES OF CANADA 1927, CHAPTER 99.

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

(THE HONOURABLE MR. JUSTICE H.I. BIRD, COMMISSIONER).

Montreal, P.Q.,

June 2nd, 1948.

IN THE MATTER OF THE CLAIM OF

H. HARUO KIMOTO.

PROCEEDINGS AT HEARING.

APPEARANCES:

J.W.G. HUNTER, Esq.,	appearing for the Dominion Government.
ROGER OUIMET, ESQ., K.C.,	appearing for the Claimant.

A. WATSON, Esq.,	Secretary.
MRS. F.L. HANDFORD,	Official Interpreter.
A.G. VEITCH, Esq.,	OFFICIAL Reporter.

H. HARUO KIMOTO, the claimant herein, being first duly sworn, testified as follows:

MR. OUIMET: My lord, may I respectfully point out that this claimant's original claim was neither notarized or sworn to. There is correspondence in the Government files explaining that at the time the claimant did not feel he should notarize his claim; he did not know whether he was going to pass through the Japanese-Canadian Co-Operative Committee, but he has changed his mind since then, and we are very gladly acting for him. Would it be necessary for him to swear to this form now, which, of course, is amended by his later claims?

THE COMMISSIONER: When was this later claim received? I see it was received on December 15. Apparently they are both received December 15. In any case, have him swear the claim on which he now relies and we will ignore the first one.

We will have a short recess.

(PROCEEDINGS RESUMED AFTER SHORT RECESS)

H. HARUO KIMOTO, resumed the stand:

MR. OUIMET: My lord, I have an amended original claim which Mr. Kimoto is now ready to sign.

I understand your Lordship will take his oath on it.

THE COMMISSIONER: Yes. Stand up, Mr. Kimoto.

You speak English?

MR. H.H. KIMOTO: Yes, my lord.

THE COMMISSIONER: Do you solemnly declare that the

information set out in the form which you have had read over to you is true and correct, to the best of your knowledge, opinion and beliefs, and you 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?

MR. H.H. KIMOTO: Yes.

THE COMMISSIONER: We will destroy the earlier claim.

MR. OUIMET: Yes, my lord.

THE COMMISSIONER: Proceed.

DIRECT EXAMINATION BY MR. OUIMET:

Q You are the claimant in this case?

A Yes, sir.

Q Will you take communication of the personal chattels form signed by you, identify this form, its contents and your signature, and file it as Exhibit 1?

A Yes.

(PARTICULARS OF PERSONAL CHATTELS MARKED EXHIBIT 1).

Q Will you take communication of real estate form bearing your signature, identify the form, its contents, the truth of its contents and file it as Exhibit 2?

A Yes.

Q I see that you have replaced the number of rooms in this exhibit by "four" instead of "three"?

A Yes. I just happened to remember there were four rooms instead of three.

Q So this real estate form stands amended by changing

the number "3" into the number "4"?

A Yes.

(PARTICULARS OF REAL ESTATE, OTHER THAN FARM, MARKED EXHIBIT NO. 2).

Q Now, Mr. Kimoto, you are claiming a camera. Would you say whether or not you received this camera?

A I have not received it.

Q What would be the value of the camera?

A Around $30.00.

Q What was the age of the camera?

A I would not know that.

Q Can you say what kind of camera it was?

A It was a Kodak folding camera.

Q You would not be able to say what the trade mark was? A: No.

Q Was it a German, French or English camera?

A I think it is one of the Canadian or American.

Q Would it be an Eastman?

A Yes.

MR. HUNTER: The serial number is here, if he wants it.

MR. OUIMET: Folding type Kodak, A-116, Serial No. 203233.

THE WITNESS: I do not know about the serial number. I think it was an Eastman Kodak.

Q Would you be able to say what kind of shutter it had?

A No.

Q You would not be able to say the focal measurements?

A No.

Q The lens measurement? A: No. I am not an expert on cameras.

Q It belonged to you?

A Yes.

Q You used it? A: Yes.

THE COMMISSIONER: You have probably all the information you can get in the description the Custodian's office has on it.

MR. OUIMET: Apparently, sir.

Q You were mentioning two skiffs?

A Yes.

Q And you mentioned your brother who owned a canoe. What remarks or comments have you to make about that? A: My brother did own the canoe and sold it after we evacuated. I mean he was notified by Mr. Sharp who was at the time taking charge of the Japanese belongings left there. Mr. Sharp notified me that he --- no; I got mixed up.

Q Did you actually own two skiffs or one skiff?

A Two.

MR. OUIMET: I presume my friend will be tendering the analysis of personal property claim.

MR. HUNTER: Yes.

MR. OUIMET: If he did it at the present time I could answer a comment which is made.

THE COMMISSIONER: Let us hear what the witness has to say about the brother's. He did not finish when you put another question to him.

Q You had some further information you wished to make regarding the brother's canoe?

A Yes, it was sold by my brother and he got a receipt for it, but I got nothing to do with that canoe.

Q That is something quite separate from your two skiffs?

A Yes, entirely different.

MR. OUIMET: It isbecause in the analysis of personal property claim there is a remark to the effect that this ten foot skiff turned out to be a canoe which belonged to the claimant's brother, Bobby, who sold it for $3.00 to H. Wingen.

THE WITNESS: That is not right.

Q Besides the two skiffs you had, your brother also owned a canoe and he sold it?

A Yes.

Q And you are not claiming for that?

A No.

Q There is a mention that a wing pump and galvanized pipes were fixtures connected to a well. Is that right?

A Yes.

Q How were they connected with the well?

A For pumping water to the kitchen.

Q But, how were they connected? Were they held by screws? Were they soldered, or whatnot?

A No.

MR. HUNTER: I tender the analysis of personal property claim as Exhibit 3.

(ANALYSIS OF PERSONAL PROPERTY CLAIM MARKED EXHIBIT NO. 3).

MR. OUIMET: Q: How were they connected?

A You know how the pipes are made with a thread on the end?

Q Yes? A: It is connected with a thread.

Q And how about the motor, itself?

A The pump, you mean?

Q Yes, the wing pump?

A It has not a motor; it is a hand pump.

Q Who put it there? A: I did.

Q How long had it been there?

A During the time I stayed there.

Q During the time you stayed there. Apppoximately how long would that be?

A I moved in September, 1941, and moved out in March, 1942; only for about six months.

MR. OUIMET: I would ask my friend to tender -- what do you call that, an analysis or comments?

MR. HUNTER: You can call it an analysis, if you like.

MR. OUIMET: What I term an analysis of claim on real and personal property, dated May 1, 1948, and apparently made by the Custodian.

MR. HUNTER: I would tender the same as Exhibit 4.

(ANALYSIS, REAL & PERSONAL PROPERTY, MARKED EXHIBIT NO. 4).

MR. OUIMET:Q: In this analysis it is said that you wanted to obtain one thousand for your property?

A Pardon?

Q It is said that you wanted to obtain $1000.00 for your property.

A Yes.

Q Would you have sold for $1000.00?

A Yes.

Q Did you know the Mr. Wingen who was making tenders to you? Did you know that person?

A Yes, I did.

Q Is it a fact that on December 17, 1943, there was an offer of $900.00 made to you by Mr. Wingen?

A Yes.

Q Why did you not accept at that time?

A Well, I was not so badly needing money at that time.

Q You were not so badly in need at that time?

A I was not so badly,

Q Did you feel that that offer was below the price and the fair market value of your property?

A I thought I could obtain $1000.00 at last, you

10 se see.

Q Did you ever give instructions to anyone to sell the property for $550.?

A What do you mean?

Q It is said in this analysis of claim that efforts to improve on a further offer made by Mr. Wingen of $400.00 were made, and later to $550.00 failed, and it was eventually accepted by the Custodian with owner's consent, with your consent?

A Yes.

20 Q Did you give your consent in writing?

A In writing, maybe I did in writing.

Q What was the reason why you consented to selling it at $550.00 when you did not wish to sell it at $1000.00?

A During that time, time changed, you know. I was urgently in need of funds, so I had to sell.

Q On April 19, 1945, you were urgently in need of funds? A: Yes, sir.

Q Where were you at the time?

30 A I was in Ghost Town.

THE COMMISSIONER: What did the witness agree to sell for $550.00? Was it the dwelling?

A The dwelling, my lord.

THE COMMISSIONER: The dwelling only or dwelling and contents?

MR. OUIMET: I understand it was the dwelling without itscontents.

THE WITNESS: Yes.

THE COMMISSIONER: Q: The dwelling alone you consented should be sold at $550.00?

A Yes.

MR. OUIMET: Q: And the reason you gave us was that you were badly in need of money at that time?

A Yes.

Q About the other articles, were they sold with your consent?

A No, none of them.

Q Do you have anything you wish to add to what you have just told? A: I would like to ask about the camera. It is said that they sent it here, I do not know where, on May 17, 1947.

MR. HUNTER: May 14, 1947.

MR. OUIMET: 1947? A: Yes. That is last year.

Q And you never got it? A: No.

Q That is all? A: I would like to know to which address they addressed it?

THE COMMISSIONER: Mr. Hunter, have you any knowledge on that?

MR. HUNTER: Yes, my lord.

The camera was sent on May 14, the parcel post insurance receipt is here, to Mr. Haruo Kimoto, registration number 11968, 3631 DeBulion Street.

THE WITNESS: I lived there only about a year.

MR. HUNTER: Were you there in May, 1947?

THE WITNESS: No. My address was on St. Germaine.

MR. HUNTER: The camera was sent to the only address they had and it has never been returned.

I notice here the post office have been asked to send out a tracer and advise us of the result. That is dated May 1, 1948.

THE COMMISSIONER: Let us get the detail from the witness now so you can communicate with the Custodian's office and endeavour to have it traced through the Post Office because undoubtedly there will be a claim against the Insurance Fund if the camera is not recovered.

Q What was your address on this date in May, 1947?

A What was your correct address? If it is going to take you a little time to locate it, I suggest you give it to the Interpreter, who is assisting Mr. Ouimet, and he will pass it on to Government counsel in order that it may be followed up.

A Yes.

Q Never mind it now. You can do it later.

A Very well.

THE COMMISSIONER: Mr. Hunter, you will follow it up with the Custodian?

MR. HUNTER: Yes, my lord.

MR. HUNTER: It is submitted, my lord, that the real property was sold for its fair market value.

It is submitted that the chattels were sold for their fair market value.

It is submitted that claims made for chattels not sold are exorbitant.

I submit an appraisal, undated, of H.G. Winters, valuing this property at $500.00, as Exhibit 5.

(APPRAISAL, H.G. WINTERS, UNDATED, MARKED EXHIBIT NO. 5).

I submit an appraisal dated April 20, 1944, of W.E. Bond, in the amount of $300.00.

THE COMMISSIONER: That isof the dwelling as well?

MR. HUNTER: Yes, my lord.

(APPRAISAL, W.E. BOND, APRIL 20, 1944, MARKED EXHIBIT NO. 6).

MR. HUNTER: On April 26th, 1944, a bid of $400.00 was received, an offer of $400.00 was received.

This property was advertised under catalogue No. 886. The first offer was rejected. Then, from Mr. Pratt of the Tofino Machine Shop, owned by Mr. H. Wingen, the proprietor, on February 8, 1945, there was a letter to the Custodian's office saying:

"We acknowledge your letter of Jan. 31st date re this property.

"As we previously informed you the value of this property from our viewpoint is only as an investment for the future. We have considerable property still undeveloped and the acquisition of more at the present is not an urgent matter with us. The building

"are in such bad shape that they are practically worthless. Nothing has been done for their upkeep since Kimote left.

"Our offer of $550.00 is the best we can offer and if Kimote can get a better price we are not interested enough to worry about it. If any of the officials of the board could see the property personally they would not hesitate in backing up our statement of value. For your information, when Kimote bought this property the price was set so high to keep him out of the white settlement that it was not thought possible that he would buy. However it did not seem to deter him and consequently he took over the property. This caused considerable comment here and at one time it was considered having some type of bylaw passed to keep Japs out of the town proper. Naturally he feels that he should get his money back that he put in but that is no concern of ours. A far better property owned by a white man with a good substantial five room house, unfinished inside, sold here recently for $600.00. The boom times here are over as far as house shortage is concerned and there are plenty of small houses for rent.

"Hoping this will clear up our viewpoint on this matter."

There is a letter from Norris & MacLennan.

I believe they were your lawyers, Mr. Kimoto?

THE WITNESS: Yes.

MR. HUNTER: It is dated March 28, 1945, addressed to the Custodian and reads as follows:

"We are now in receipt of advice from our Client, Mr. Kimoto, who informs us that he is desperately in need of funds and is prepared to sell his property for the sum of $650.00 cash.

"It seems to us that if Mr. Wingen is seriously contemplating the purchase of this property he would be glad to take it at that price.

"We would like to have your advice in this connection, just as soon as possible."

and then it is signed by Mr. J.A. MacLennan.

In handwriting there is the notation, "Phoned Mr. MacLennan and he advises that Kimoto is prepared to accept $550.00."

I do not know in whose handwriting that is.

Then there is a letter to Messrs. Norris & MacLennan from the Custodian, our copy, which reads as follows:

"We have used every endeavour to get Mr. Wingen to revised his offer for the purchase of the above property. We have now received his letter of April 9th in which he still persists that $550.00 is his top bid.

"In view of our valuation which we have on this property and your telephone conversation which indicated that if necessary Mr. Kimoto would be prepared to accept $550.00, we

"are today writing to Mr. Wingen agreeing to sell at this price.

"When he completes this deal we will advise you immediately."

THE COMMISSIONER: File all that correspondence together.

MR. HUNTER: I file that correspondence as Exhibit 7.

(GENERAL CORRESPONDENCE MARKED EXHIBIT NO. 7).

MR. OUIMET: My lord, am I to understand that when this correspondence is filed, the Reporter writes down the contents of the letters, or just refers to the exhibits, because I see my friend is reading the correspondence.

THE COMMISSIONER: Mr. Hunter, what instructions have you given the Reporters? I understood the Reporters were transcribing into the record the documents you read. Is that not corredt?

MR. OUIMET: I have been asked by my principals in Vancouver to make notes as to important exhibits, and also to make a summary of transcripts of evidence. If everything which is read is not put into the record, I would have to take additional notes.

THE COMMISSIONER: You will find everything read out is transcribed into the record. That is what has been done up to date.

MR. OUIMET: My friend has been filing some letters out of which he read nothing, so I take it those letters would not be transcribed into the record.

THE COMMISSIONER: I think that is the situation.

MR. HUNTER: When one reads the letter, it is transcribed.

This is a letter dated October 5, 1943.

THE COMMISSIONER: Relating to what subject?

MR. HUNTER: Pertaining to chattels.

MR. OUIMET: Signed by Mr. Kimoto.

MR. HUNTER: You acknowledge that is signed by Mr. Kimoto?

MR. OUIMET: Yes.

MR. HUNTER: My friend acknowledges this letter is signed by Mr. Kimoto. He is asking that certain chattels be sold and he says:

"Following are the articles and prices expect to get, although I am deducting 50 - 75% for quick sale.

	Articles	Prices.
1	14' skiff	$10.00
1	10' skiff with oars	3.00
1	Peevee (med. size)	1.00
1	Copper Basin(large size)	10.00
3	Glass Ball (12" dia.)	4.50
2	½ gall.paint (ivory)	3.00
1	½ gall.paint (white)	1.50
1	½ gall. paint(light green)	1.50
1	Mattock & 3 spades	1.00."

It will be noted that in the claim as filed he has not taken this sacrifice price but put in a larger value.

CROSS-EXAMINATION BY MR. HUNTER:

Q What are glass balls for?

A Ornamental balls.

Q 12 inch diameter. Where do you use them?

A Pardon?

Q Where do you use large glass balls?

A Some tourists come up and buy them.

THE COMMISSIONER: Presumably on the principle that there is one born every minute.

MR. HUNTER: Then, my lord, page 4 of the letter he says:

> "Beside the list of chattels in the house, there are 1 heater in living room I forgot to mentioned in the list, but all the chattels im the house will go if the house is sold, except 3 Japanese dolls (glass case in attic) and used Japanese and English records I will be appreciated if you could c rated and send it to me in your earliest convenience."

I mention that because the question did occur earlier as to whether the price agreed upon included the chattels. The witness has stated that it did not.

Im this letter of 1943 he apparently intended that the sale would include it, although I am not trying to contend at this point at that price, but it was contemplated.

THE COMMISSIONER: I do not think that should be held against him when he comes to sell in 1947.

MR. OUIMET: And then I respectfully submit the letter speaks for itself, and does not say exactly what my friend says. He has been hone st enough to admit that apparently it means that, but he did

not go as far as saying that it did. I think the witness can be asked the question. Are you tendering this?

MR. HUNTER: Yes.

THE COMMISSIONER: Now, Mr. Kimoto, you have heard the extracts from these two letters of yours which counsel has just read? A: Yes.

Q And they are dated 1943?

MR. HUNTER: It is one letter, my lord.

THE COMMISSIONER: Q: There you say that the goods in the house will go with the house. Did that still apply when you sold in 1947 for $550.00?

A No, sir.

Q All right.

MR. HUNTER: At this time, my lord, he used more language.

"Before you proceed with this case please notify me, if you sell the property, how much will I receive beside $700.00."

I would tender that as Exhibit 8.

(LETTER, CLAIMANT TO CUSTODIAN, OCT. 5, 1943, MARKED EXHIBIT NO. 8).

MR. HUNTER: With respect to the real property, I think you spoke as if it had been sold in 1947. It was sold on May 22, 1945.

THE COMMISSIONER: Thank you.

MR. HUNTER: It was sold to Wingen for that, $550.00.

THE COMMISSIONER: Yes.

MR. HUNTER: Q: Mr. Kimoto, there is a list of chattels which was sent to you to confirm. I suggest you added this (indicating)?

A Yes.

Q That was the complete list? A: Yes, sir.

Q In other words, when these additions were made and you signed this, that was a complete list of the chattels that you left on your farm?

A It must have been.

Q You were satisfied that was the complete list?

A Yes.

MR. HUNTER: I would file this inventory, confirmed by the claimant, as Exhibit 9.

(INVENTORY, JULY 10, 1942, MARKED EXHIBIT 9).

MR. HUNTER: The claim for the boat has been dropped?

MR. OUIMET: Yes. It is not mentioned in the claim.

MR. HUNTER: My lord, what is the date of the last Exhibit on your desk?

THE COMMISSIONER: July 10, 1942.

MR. HUNTER: On July 22, 1942, Mr. Sharp, the agent of the Custodian, went out to check the chattels again and at that time certain things were not found, and some of the things which he had listed, which the claimant had listed as additional things, were found. Apparently there were some discrepancies even between the date when that inventory was originally made and sent to the claimant and July 22. Those would be the things shown there, I presume, "no account, theft".

THE COMMISSIONER: Yes.

MR. HUNTER: I do not know whether your Lordship wishes this filed.

THE COMMISSIONER: It is simply repeating what is

contained in Exhibit 3?

MR. HUNTER: Except this, the various things are ticked, and whether they were there, and so on, in Exhibit 9.

THE COMMISSIONER: Perhaps there is no harm in putting it in.

(INVENTORY, CHECKED BY SHARP, JULY 22, 1942, MARKED EXHIBIT 10).

THE WITNESS: May I know the date of that inventory?

MR. HUNTER: July 22, 1942.

THE WITNESS: I would like to mention that we left there on March 15, 1942.

MR. HUNTER: Does that Exhibit 9 show when that inventory was taken, my lord, or only when it was sent to the claimant?

THE COMMISSIONER: No. The only date on it is July 10.

MR. HUNTER: I see.

THE COMMISSIONER: There is a notation at the bottom of the document, Exhibit 9, showing a date July 16, to the effect that the claimant had called in and states he is satisfied with the mattock instead of the double-bladed axe.

MR. HUNTER: There is a report here by Mr. Sharp, dated June 11, 1942, which is approximately a month earlier. In that he states that upon receiving the J.P. form which was dated in May, I believe--no, it is the 21st March,--in a letter he says he received from Harold Kimoto and dated at Hastings Park May 14, 1942, a list of the articles left in the house, and a list of the articles left in the shed was enclosed and

now shown below. He enumerates them and he says:

"Upon receipt of this man's letter I went to the house and the shed and found the list of articles in the house checking, excepting the carpenter's square. As to the 1" galv pipes, if he is referring to the pump installation in the kitchen scullery, well and good.

"As to those articles left in the shed, most of the things listed check alright. But I only found 3 half gallons of unoped paint, no box of used paints, and no double blade Axe. But I also found 1 mattock, 3 spades and one old skiff 10' with oars.

"The 14' skiff refered to in the 1st was not complete with oar and oar locks. I have recommended to Kimoto that he authorize me to purchase a padlock to place on this shed door."

THE COMMISSIONER: Obviously the notation on the bottom of Exhibit No. 9 relates to the document from which you are now just reading.

MR. HUNTER: Yes.

Q He says here, Mr. Kimoto, that he also found one old skiff 10' with oars. Was that 10 foot skiff old? o A: Pardon?

Q Mr. Sharp says here that when he went out to make his inspection, he found one old skiff 10 foot with oars. Was that 10 foot skiff an old one?

A It cannot be very old, because that is the one I

used to have on my boat for lifeboat.

Q He refers to it as an old skiff. Did you make it, or buy it new?

A I made it myself.

Q When did you make it? A: Maybe two years before we evacuated.

Q About 1940, you say? A: Around there.

Q You had used it? A: Pardon?

Q You were using it? A: Yes. I used to carry it around with me for lifeboat. I mean, I carried it around on my big boat.

MR. HUNTER: I think, in case somebody wishes to call Mr. Sharp, it might be as well to file this document.

THE COMMISSIONER: It is for you to determine. Where is Sharp?

MR. HUNTER: C.W. Sharp, Tofino.

THE WITNESS: Mr. Sharp is not there now.

Q Do you know where he is now? A: No. Mr. Armitage is taking Mr. Sharp's place.

MR. HUNTER: The J.P. form I do not think significant since the claim is based on the actual inventory.

THE COMMISSIONER: Any re-examination?

RE-DIRECT EXAMINATION BY MR. OUIMET:

Q Did you ever receive back from the Custodian the original of Mr. Wingen's letter of the 17th December, 1943, offering you $900.00 for the property? A: No.

Q Do I understand that this original letter is still in the files of the Custodian?

MR. HUNTER: I shall ascertain that.

THE COMMISSIONER: Is there any doubt about Wingen having made an offer on a certain date of $900.00?

MR. HUNTER: There is a letter from the Custodian acknowledging receipt of the letter.

MR. OUIMET: Yes. I have the original of that letter and I shall tender it if my learned confrere will admit the signature of Mr. Bell.

MR. HUNTER: There is the letter, if there is any doubt, from Wingen to Kimoto.

THE COMMISSIONER: Very well.

MR. OUIMET: I would like to file the original letter acknowledging receipt of this original, together with a letter from Mr. Wingen dated December 17, 1943, as Exhibit 11.

(LETTERS, H. WINGEN TO CLAIMANT, DEC.17,1943; R.G. BELL TO CLAIMANT, APRIL 24, 1944, MARKED EXHIBIT NO. 11).

Q From whom did you buy this property?

A An old man named Olie Jacobson.

Q How long did it take you to negotiate the purchase of it?

THE COMMISSIONER: Are we concerned with that?

MR. OUIMET: Because it was said in a letter the price was set so high in order to prevent him from living in the village proper, I want to know whether or not he had a hard time buying it.

THE WITNESS: No.

THE COMMISSIONER: All right.

THE WITNESS: You see, I went there; I was the second; he accepted. The first man went there but he did not have enough cash so Olie Jacobson turned him down.

MR. OUIMET: Q: Who was the first man, or do you know?

A Oh ---

Q If you do not know, say so?

A I do not remember everything, but I know him well. I don't remember his name.

Q When you went to buy the house did you, yourself, make an offer? A: That was the price he gave me, the same price to anybody else.

Q And did you accept it?

A Yes. I accepted it.

Q Did you consider it high at the time?

A No.

Q Is there anything else you would like to add?

A Yes. The same offer was made to Eddie Whiteman, not just to me, but to other people, too.

Q Concerning your claim in general, is there anything else you wish to add?

A I do not think so.

MR. OUIMET: 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.

A.G. Veitch

"A.G. VEITCH, C.S.R."
OFFICIAL REPORTER.

Case 1341 DEC 15 1947

IN 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.

ACKNOWLEDGED

1614

12 Pursuant to the notice issued on the 26th day of September, 1947, I submit the following claim: No ans

(1) NAME KIMOTO H. HARUO (RCMP) Reg. No. 11968
(Print) Surname Given Name

(2) Pre-Evacuation Address TOFINO, B.C. VAN. Is.

(3) Present Address 4097A ST. URBAIN, MONTREAL. P.Q.

(4) REAL ESTATE

(a) Street Address (if any) Main St. Tofino, B.C.
City or Municipality, Province

Not claimed

(b) Legal description (lot number, block number, section number, etc.)

Lot. 9, Blk 3, Sec. 114, Clayoquot District Plan 717 in the Village Municipality of Tofino, B.C. Canada.

(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.) Sole owner

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

(i) Land - - - - - - - - - - - - - - - - } $
(ii) Buildings - - - - - - - - - - - - - - - - } $ 1200.00

(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) - $ 1200.00

(v) Amount at which Custodian sold property and credited your account - - $ ~~1150.00~~ 550.00

(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - $ ~~700.00~~ ~~700.02~~ 650.00

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation TOFINO B.C.

(b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.) HOUSE + SHED (on the waterfront)

(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") In no one's care

~~In no one's care but in Custody of the Custodian~~.

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

1.	1 - Kitchen Table	Estimated Value $	10.00
2.	1 - Bed Complete	Estimated Value $	25.00
3.	1 - 24" Carpenter's Square	Estimated Value $	4.50
4.	1 - Wing pump, galv. pipes etc.	Estimated Value $	15.00
5.	4 - Festival Dolls. (In glass case)	Estimated Value $	40.00
6.	1 - Dining table	Estimated Value $	10.00
7.	40 - Japanese & English records	Estimated Value $	30.00
8.	1 - Radio } In care of R.C.M.P.	Estimated Value $	65.00
9.	1 - Camera }	Estimated Value $	30.00
10.	1 - 14' Skiff complete with oars & oarlock	Estimated Value $	25.00

TOTAL CLAIM FOR PROPERTY LOSS $ ~~353.75~~ 314.75

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) - $ ~~1053.75~~ 964.75

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

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

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 Quebec,
TO WIT:

I, Hanno Kimoto of the City of Montreal
of Montreal in the Province of Quebec
DO SOLEMNLY DECLARE THAT:

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 Montreal
in the Province of Quebec
this 2nd day of June
A.D. 1947.

Hanno Kimoto

~~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.

Unable to obtain necessary information

11	1-	Japanese Bathtub complete	Estimate Value	$	10.00
12	1-	Peevee (med)	"	"	$ 4.50
13	1-	Copper basin (large)	"	"	$ 30.00
14	3-	Glass Balls "	"	"	$ 15.00
15	1 Box	Used Paints	"	"	$ 5.00
16	2-	½ gal paint new. (Ivory)	"	"	$ 5.00
17	1-	½ " " " (white)	"	"	$ 2.50
18	1-	½ " " " (L. green)	"	"	$ 2.50
19	1-	Double blade axe	"	"	$ 2.75
20	1-	Sledge hammer	"	"	$ 2.00
21	1-	Mattock	"	"	$ 1.50
22	3-	Spades	"	"	$ 3.50
23.	1-	Skiff 10' complete	"	"	15.00

Sold by Custodean

353.75
39.

$314.75

KIMOTO, Haruo
(Claimant's Name)

PERSONAL CHATTELS

11968
Reg. No.

Description of Major Items (and particularly of goods lost, stolen or destroyed)	Approximate Date Purchase	New or Used When Purchased	Price Paid	Condition when Evacuated	Estimated value at Date of Evacuation
Kitchen table	1939	Used (slightly)	$15.00	Good	$10.
1 Bed complete	1936	New	50.00	Fair	25.
Radio	1941	"	75.00	Good	65.

The claimant is claiming on the chattels listed in column 3 of the Analysis of Personal Property Claim valued at $353.75.

Description of Storage of Goods:

The chattels were stored in the house and in the shed on the waterfront. They were reported to the custodian.

General Statement as to Chattels not Described above:

Summary	
Estimated value	$353.75
Sold by custodian	39.00
Claim	$314.75

EXHIBIT No. 1341-1
DATE 7 June 1948
FILED BY R. Onninel

Additional Comments, if any:

The camera was reported to be sent to the claimant on May 14, 1947, the claimant never received it.
The claimant owned 2 skiffs (14' shiff The claimant's brother owned a canoe which he sold to
Mr. H. Wingen for $3.00. (10' "

Haruo Kimoto
Signature

KIMOTO, Haruo
(Claimant's Name)

REAL ESTATE
(Other than farm)

11968
Reg. No.

Type of Premises (e.g. House, Store, etc.)	No. of Rooms	Type of Finish	Use of Premises	Size of Lot	When Purchased	Date of Purchase
House	~~4~~	Frame	Residence	40 x 100 (approximate)	1941	

Type of Locality	Cost Price	Improvements made by Claimant	Estimated Value Date of Sale
In village of Tofino Fishing area	$1000.	Gemeral Repairs $100.	$1200.

Comments re upkeep of premises:

The home was in excellent condition

EXHIBIT No. 1341 - 2
DATE 2 June 1948
FILED BY R. O'Connell.

Comments re Appraiser's report not covered above:

Assessment: 1945 Land $200.00
Improvements 350.00
$550.00

The claimant had an offer of $900.00 for purchase of the property from Mr. H. Wingen rejected at first but later accepted. The custodian has a copy of the offer.

Rented by custodian for $10.00 per month.
The claimant had the best spring well in the district. The well supplied water for the Standard Oil Service station.

Summary

Estimated Value	$1200.
Sold by Custodian	550.
Claim	$ 650.

Haruo Kimoto
Signature

ANALYSIS OF PERSONAL PROPERTY CLAIM

FILE No 1614 EXHIBIT No.

NAME Haruo Harold KIMOTO REG. No. 11968

DATE
DECLARATION 21/3/42
EVACUATION 22/8/42

INVENTORY
TAKEN BY C. W. Sharp, Custodian Agent.
DATE June 11/42.

DETAILS OF CLAIM		SALES: AUCTION	SALES: TENDER &c	SOLD WITH REAL PROP.	DECL. NOT FOUND
1 Sewing Machine	1 Kitchen Table	1 Kitchen Table	$ 10.00			✓	
1 Trunk of Goods	1 Bedspring & Mattress	1 Bed Complete	25.00			✓	
1 Baby Carriage	1 Carpenter's Square	24" Carpenter's Square	4.50				
1 Baby Tub	1 Wing Pump & Pipes	1 Wing Pump & Galv. Pipes	15.00			✓	
1 Washtub Kitchenware	3 Jap. Dolls (in glass case)	4 Festival Dolls (in glass case)	40.00				
34 bxs & bdls. Household goods	1 Dining Table	1 Dining Table	10.00			✓	
2 Claw Hammers	30 Used Jap. & English Records	40 Records (Eng. & Jap.)	30.00				
1 Rip Saw	1 Skiff (14')	1 Radio	65.00	$34.00			
2 Crosscut Saws	1 Jap. Wooden Bathtub	1 Camera	30.00				
1 Keyhole Saw	1 Peavey (medium size)	14' Skiff (with Oars & Oarlocks)	25.00		$ 5.00		
2 Double Edge Saws	1 Copper Basin (large)	1 Jap. Bathtub complete	10.00			✓	
6 Planes	3 large Glass Balls	1 Peavey (medium)	4.50			✓	
2 Squares	1 Box Used Paints	1 Copper Basin (large)	30.00			✓	
1 Try Square	Ivory Paint (2 @ ½ gal.)	3 Glass Balls (large)	15.00				
5 Chisels	White Paint (½ gal.)	1 Box used Paints	5.00				
1 Brace & 14 Bits	Green Paint (½ gal.)	Ivory Paint (2 @ ½ gal.)	5.00				
1 Extension Bit	1 Double Axe Blade	White Paint (½ gal.)	2.50				
1 Level	1 Sledge Hammer	Green Paint (½ gal.)	2.50				
1 Stilson Wrench	1 Carp. Square $3.00	1 Double Blade Axe	2.75			✓	
3 Crescent Wrenches	1 Box Used Paint 5.00	1 Mattock	1.50			✓	
1 pr. Pliers	1 pr. Oars (oak) 2.50	1 Sledge Hammer	2.00			✓	
(Declared as being at CPR Dock, Vancouver).	1 pr. Oar Locks .50	3 Spades	3.50			✓	
	(Confirmed by Haruo H. KIMOTO on July 10/42).	1 Skiff complete (10')	15.00		✓		
		Amt. of Pers. Prop. Claim	$353.75				

Gross proceeds Auction Sale:	$34.00	
Less charges	5.12	
Net proceeds Auction Sale:	$28.88	
Total proceeds Other Sales:		$ 5.00

Vancouver, B. C., May 1/48.

RGB/P.

LE No 1614 EXHIBIT No. CASE No.

G. No. 11968 VENUE Montreal.

SALES		SOLD WITH REAL PROP.	DECL. NOT FOUND	NO RECORD AT ANYTIME	ABANDONED	NO ACCOUNT, THEFT &c	UNSOLD	Shipped	REMARKS
AUCTION	TENDER &c								
		✓							Appraiser says "valueless".
		✓				✓			Fixture - Connected to Well.
		✓				✓			
		✓				✓			
$34.00								✓	Mailed to Owner (May 14th, 1947).
	$ 5.00	✓							
		✓							
		✓				✓			
									)
									) "Used to paint house".
									)
		✓							)
		✓							
		✓							
		✓							
	✓								This 10' "skiff" turned out to be a Canoe which belonged to Claimant's brother, Bobby, who sold it for $3.00 to H. Wingen (see Agent's letter, dated July 22/42).
$34.00									
5.12									
$28.88									
	$ 5.00								

NOTE: All chattels remaining on premises at date of sale were included in the sale of Real Property.

EXHIBIT No. 1341-3
DATE 2 June 1948
FILED BY J. W. G. Hunter.

3/1614

3/1614

CLAIM "A"

CLAIM ON REAL AND PERSONAL PROPERTY

Claimant: Haruo (Harold) KIMOTO.

File No. 1614

	Amount	On	Jap. Valuation	Ass. Value	Appr. Value	Sold for	Remarks
(1)	$ 700.02	Bungalow (3-room) on long narrow lot, Tofino, V. I.	$1,200.00	$550.00	$500.00 (Win.) $300.00 (Bond)	$550.00	(1) This property (Custodian Cat. 886) consisted of a small but well built Bungalow, facing on Tofino's main road, with back of long narrow lot running to the sea.
	$ 700.02	Amount of Real Property Claim					
(2)	$ 353.75	Chattels as listed	$ 353.00	--	--	$ 39.00	(2) The chattels left on above premises were of too small value to justify the expense of much handling or removal for sale by auction. The following is a summary of the disposition made of these goods:
	$ 353.75	Amount of Personal Property Claim					
	$1,053.77	Total amount of Claim					

Claimant held this property under an uncompleted Agreement for Sale for $1000.00, payments being completed by this office. An offer of $900.00 made (Dec. 17/43) by owner of adjoining property was not immediately accepted by claimant--who desired to obtain $1,000.00 - and when he did write (direct to bidder) the latter was no longer interested at that figure. On the 26th April, 1944, the same bidder made a new offer of $400.00, which was increased to $550.00 on Feb. 8/45. Efforts to improve on this figure failed and it was eventually (Apr. 19/45) accepted - by Custodian, with owner's consent.

$ 65.00	Radio, sold by auction for $34.00
$ 40.00	Boats, sold (1 by owner) for $ 8.00
$114.25	Sundries, sold with Real Property
$ 89.50	Sundries, unaccounted for
$ 30.00	Camera, mailed (May 14/47) to owner.
$ 15.00	Paint, used on premises.
$353.75	Amt. of Pers. Prop. Claim

EXHIBIT No. 1341-4
DATE 7 June 1948
FILED BY J. W. G. Hunter

Vancouver, B. C., May 1/48.

RGB/P.

EXHIBIT No. 1341 - 5
DATE 2 June 1948
FILED BY J.W.G.Hunter

Corporation of the Village of Tofino.

Catalogue No. 886.

Lot 9, Blk. 3. District Lot 114.

Small house on cedar posts.
Value $500.

In fair location to village.

"H. G. Winter"

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

July 30, 1948.

M. Ukenstaw
H. G.

EXHIBIT No. 1341 - 6

DATE 2 June 1948

FILED BY J.W.G.Hunter

Tofino, B. C.
Apr. 20, 1944.

Appraisal of property on Main Street, Tofino, B.C.

No. 886 - 9 occupied $~~3000.00~~ 300.00

no heating.

"W. E. Bond"

Tofino, B.C.

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

July 30, 1948. E. M. Manstall

D.J.

TOFINO MACHINE SHOP

H. WINGEN, PROPRIETOR

TOFINO, B.C.

April 26, 1944

Custodian of Enemy Property,
Royal Bld.,
Vancouver, B.C.

Dear Sir:

Attached please find check for $40.00 being 10% of $400.00 that I would like to bid for the property of the late Japanese tenant Harold Kimoto.

This property is known as Lot 9 Block 3 Tofino, B.C.

Yours truly,

Tofino Machine Shop

"H. Wingen" Prop.

EXHIBIT No. 1341 - 7

DATE 2 June 1948

FILED BY J.W.G. Hunter

TOFINO MACHINE SHOP

H.Wingen, Proprietor

File No. 1614
Cat. No. 886

Tofino, B. C.
Feb. 8, 1945.

Department of the Secretary of State,
Office of Custodian,
Japanese Evacuation Section,
Vancouver, B. C.

Dear Sirs:

Re: Harold Kimoto- -Reg. 11968

We acknowledge your letter of Jan 31st date re this property.

As we previously informed you the value of this propert from our viewpoint is only as an investment for the future. We have considerable property still undevoloped and the acquisition of more at the present is not an urgent matter with us. The building are in such bad shape that they are practically worthless. Nothing has been done for their upkeep since Kimote left.

Our offer of $550.00 is the best we can offer and if Kimote can get a better price we are not interested enough to worry about it. If any of the officials of the board could see the property personally they would not hesitate in backing up our statement of value. For your information, when Kimoto bought this property the price was set so high to keep him out of the white settlement that it was not thought possible that he would buy. However it did not seem to deter him and consequently he took over the property. This caused considerable comment here and at one time it was considered having some type of bylaw passed to keep Japs out of the town proper. Naturally he feels that he should get his money back that he put in but that is no concern of ours. A far better property owned by a white man with a good substancial five room house, unfinished inside, sold here recently for $600.00 The boom times here are over as far as house shortage is concerned and there are plenty of small houses for rent.

Hoping this will clear up our viewpoint on this matter.

Yours truly,

Tofino Machine Shop

per "N. G. Pratt".
"Acct."

(Part of Exhibit 1341 - 7)

NORRIS & MacLENNAN
Barristers at Law, Solicitors
Notaries Public

Bank of Nova Scotia Building,
602 Hastings St., West.

VANCOUVER, B.C.

March 28th, 1945.

The Custodian,
506 Royal Bank Bldg.,
Vancouver, B. C.

Your File No. 1614 Cat. No. 886

Dear Sir: re: Haruo (Harold) Kimoto - #11968

We are now in receipt of advice from our Client, Mr. Kimoto, who informs us that he is desperately in need of funds and is prepared to sell his property for the sum of $650.00 cash.

It seems to us that if Mr. Wingen is seriously contemplating the purchase of this property he would be glad to take it at that price.

We would like to have your advice in this connection, just as soon as possible.

Yours truly,

NORRIS & MacLENNAN,

per "J. A. MacLennan"

JAM/CK

"Phoned Mr. MacLennan and he advises that Kimoto is prepared to accept $550.00"

(Part of Exhibit 1341 - 7)

16th April, 1945.

Messrs. Norris & MacLennan,
Bank of Nova Scotia Building,
602 Hastings Street West,
Vancouver, B. C.

Dear Sirs:

Re: Catalogue No. 886
Main Street, Tofino, B.C.
Lot 9, Blk.3, Sec.114, Map 717

We have used every endeavour to get Mr. Wingen to revised his offer for the purchase of the above property. We have now received his letter of April 9th in which he still persists that $550.00 is his top bid.

In view of our valuation which we have on this property and your telephone conversation which indicated that if necessary Mr. Kimoto would be prepared to accept $550.00, we are today writing to Mr. Wingen agreeing to sell at this price.

When he completes this deal we will advise you immediately.

Yours truly,

F. G. Shears,
Director.

FGS/PMH

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

July 30, 1948.

EXHIBIT No. 1341 - 8
DATE 2 June 1948
FILED BY J.W.G.Hunter

Lemon Creek.
Slocan, B. C.
Oct. 5th/43.

The Custodian Office,
Dept. of the Sec. of State of Canada,
Royal Bank Bldg.,
Vancouver, B. C.

Dear Sir;

Re: File # 1614

Regarding my property at Tofino Van. Is. B.C. I wish to ask few questions.

First of all the house was rented from April 1st 1942 soon after we evacute from Tofino on March 14th/42. Mr. C. W. Sharp agent at that time have paid April & May 1942 rent as a renewal of Fire Insurance, but from 1st of June to end of December of 7 months which rent amount to $70. I wish to know what have become of it? On Feb. 18th/43 you have stated in your letter that $42.90 standing at my credit maybe this got something to do with the 7 months rent I have mentioned. On the same letter you have also mentioned and deduct a total of $13.38 as a Assessment. Ole Jacobson have paid the 1941 & 1942 Assessment because he still hold the Deed of the Property and I don't see why I have to pay the 1943 Assessment. I would prefer explanation to this. I wish to receive all the monies in my favour in your earliest convenience for my fund is gone altogether. Since arriving here August last year my wages average around $55. a month. Fifty five dollars aren't enough for board for family of six and we have to wear beside. I am sure you could imagine how badly I am in need of money.

List of my Chattels in the Shed (at the bottom of the property on the waterfront). I wish to advise you to sell it for me if I could receive the cash for it, if not, I would prefer to keep it as it is.

Following are the articles and prices expect to get, although I am deducting 50 - 75% for quick sale.

	Articles	Prices
1	14' skiff	$10.00
1	10' " with oars	3.00
1	Peevee (med. size)	1.00
1	Copper Basin (large size)	10.00
3	Glass Ball (12" dia.)	4.50
2	½ gals. paint (Ivory)	3.00
1	½ " " (white)	1.50
1	½ " " (light green)	1.50
1	mattock and 3 spades	1.00
	Total	$35.50

There are many odds and ends also in the shed I will include whoever buys the above articles.

Copy of the Bill of Sales you have enclosed in the March 22nd 1943 is not legal. Since then on Dec. 12th 1941 at the Notary Public in the Village of Tofino I have renewed my Agreement for Sale of Land. On this agreement it definitely state that I have paid $700. for this copy please write to Notary Public at Tofino, or the Land Registry Office in Victoria.

I will also inform you to sell my property and improvement on my lot at Tofino. For this please write to Mr. Armitage Notary Public in Tofino. This way you will save money on advertisement and would give more chances for the peoples of Tofino to buy my property.

Before you proceed with this case please notify me, if you sell the property, how much will I receive beside $700.

When I do hear from you that there is a buyer, I am thinking of sending the Agreement of Sale to my lawyer in Vancouver and have him deal with you.

Beside the list of Chattels in the House, there are 1 heater in living room I forgot to mentioned in the list but all the chattels in the house will go if the house is sold, except 3 Japanese dolls (glass case in attic) and used Japanese and English records. I will be appreciated if you could cratêd and send it to me in your earliest convenience.

Soon as I get cash for my property, I will be proceeding East, not only for duration, but it seems to me there are more opportunity there, so please consider my case with best of care.

Yours truly

"H. Kimoto" "Reg. #11968"

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

July 30, 1948.

M. W. Lawtee

J. J.

1341 - 9

EXHIBIT No. 2 June 1948

DATE

FILED BY J.W.G.Hunter

File # 1614
Encl. Lr. Mr. H. Kimoto
Hastings Park. July 10, 1942.

List of Chattels, owned by Mr. Hafold KIMOTO, #11968.

In the house.

1 kitchen or cooking table.
1 bed-spring and mattress.
1 24" Carpenter's square.
1 Wing pump and 2½ length gavl. 1" pipes. "(connected to well)"
3 Japanese dolls (glass case in attic)
1 dining table.
"30 used Japanese - English records"

In the Shed. (at the bottom of the property & on the water front)

1 14" skiff(not complete with oar and oar locks.) "(Should be with 6' oars and oar locks)"
1 Japanese wooden bathtub
1 peevee(medium size)
1 copper basin (large size)
3 glass balls (large size)
1 box of used paints.
2 ½ gall paints new (colour ivory)
1 ½ gall paints new (" white)
1 ½ Gal. paints (" light green)
1 double axe blade.
1 sledge hammer.

(in ink) - "

List of missing articles

"

1 16" x 24" Carpenter's square	-	$3.00
1 Box used paints	-	5.00
1 pr. Oars (oak)	-	2.50
1 " Oar Locks	-	.50

(signed) "H. Harold Kimoto"

(in pencil) "July 16 - This man called in & states that he is satisfied with the mattock instead of the double bladed axe. That the name of the brother who owns the 10' skiff is Tsutomu Kimoto, who lived with him, but is now in Vancouver & has registered. He will write to his neighbor Ole Jacobsen about the oars and oarlocks for the 14' skiff & also the gramophone records.(Jacobsen had the key to his house)."

"A.G.Mc"

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

July 30, 1948.

M Crawford

W.J.

"return this copy:"

1341 - 10

EXHIBIT No.

2 June 1948

DATE

FILED BY J.W.G. Hunter

Name: Mr. Harold Kimoto,

File No. 1614

Address: Hastings Park,

Vancouver, B. C.

Reg. No: 11968

LIST OF CHATTELS

"Mr.Burnip"
"July '44"

IN THE HOUSE

"2.50"	1 kitchen or cooking table	
"n.v."	1 bedspring and mattress	
"not found"	1 24" carpenter's square	
"Fixture"	1 Wing pump and 2½ length galv. 1" pipes (connected to well)	
"not found"	3 Japanese dolls (glass case in attic)	"To be shipped if not already sent"
"$1.00"	1 dining table	
"not found"	30 used Japanese--English records "in the shed"	"To be shipped if not already sent"

IN THE SHED (at the bottom of the property & on the waterfront)

		"To be sold"
"sold for 5.00 26/1/44"	1 14' skiff (should be with 6' oars and oar locks)	$10.00
"n.v."	1 Japanese wooden bathtub "in the house"	
" x "	1 peevee (medium size) - - - - - - - -	"1.00"
"2.00"	1 copper basin (large size) - - - - - - -	"10.00"
"not seen"	3 glass balls (large size) - - - - -	$ 4.50"
"used on house" "1 only"	1 box of used paints	
	2 ½ gal. paints new (colour ivory) - - - -	" 3.00"
	1 ½ gal. paints new (colour white) - - - -	" 1.50"
	1 ½ gal. paints (colour light green) - - -	" 1.50"
"2.00"	1 double axe blade "(Or mattock)"	
	1 sledge hammer	

THE LIST OF MISSING ARTICLES

"Found"	1 16" x 24"	Carpenter's square	3.00	"Also found July '44"	
	1 box	used paints	5.00	"1 H.M. table	1.00"
"Found" "in above skiff"	1 pr.	oars (oak)	2.50	"1 " " cupboard	1.00"
	1 pr.	oar locks	.50	"1 " " bookcase	1.00"
				"1 " " heater	5.00"

Confirmed:

"A.G.M." DATE: 22nd July 1942 Signed: "C. W. Sharp Agent"

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

July 30, 1948.

M. L. Hunter J.P.

Tofino B.C.
Dec. 17, 1943

Mr. Harold Kimoto
Lemon Creek B.C.

EXHIBIT No. 1341-11
DATE 7 June 1948
FILED BY R. O'Ninet

Dear Harold;

Just received your letter of Dec. 5th, sorry to hear you are not satisfied with my offer but I can see your point too naturaly you don't want to be out on your deal.

I was talking to Mr. Armitage yesterday & he said I had offered a lot more than any one else has so far The place has been rented ever since you left & Harold & I figured that you should not be out any on your price you fixed.

I could go up to $900.- but if I was to pay the full thousand it is very high as the place is not in the condition you left it in.

I am sure I am giving you a fair offer & also a positive that now one else will give you that as it is pritty noisey & smokey from the shot here now for any one to have it for a home.

If you are intrested at all Harold write & let me know soon. As I am going some more changes here this winter.

With best regards & Merry Christmas
Yours truly Hikman Wing

Original

$10.

CANADA

DEPARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN

JAPANESE EVACUATION SECTION

PHONE PACIFIC 6131
PLEASE REFER TO
FILE NO. 1614

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

April 24th, 1944.

Mr. Haruo Harold KIMOTO,
Registration No. 11968,
Lemon Creek,
Slocan, B. C.

Dear Sir:

We are in receipt of your letter of the 18th instant enclosing original of a letter (dated 17/12/1943) addressed to you by Mr. Hilmar Wingen offering you $900.00 for your Tofino property.

We note that you were anxious to get $1000.00 and did not accept this offer until the 12/2/1944, when you wrote to Mr. Wingen but have received no reply.

From Mr. Wingen's silence we must assume that he is no longer interested and that the transaction consequently fell through. Your property is listed in the catalogue of properties that have been widely advertised for sale and the procedure laid down therein should be followed by all prospective buyers now desiring to make bids, i.e., each bid must be in a sealed envelope addressed to The Office of the Custodian and reach this office on or before noon on the 1st May, 1944. No action will be taken on any tenders received before that date but the 10% required to be deposited with each tender will then be returned as soon as possible to all whose bids are not acceptable. Where no acceptable bid is received prospective buyers will subsequently have an opportunity to negotiate for the purchase of the properties in which they are interested.

We shall be glad to return Mr. Wingen's letter but for the time being desire to keep the original in your file as evidence of Mr. Wingen's idea of the current value of the property.

Yours truly,

R. G. Bell,
Administration Department.

RGB/P.

c.c. to Mr. W. Armitage,
Tofino, B. C.

E

4097 A. St. Urbain,
Montreal, P.Q.
Dec. 9th 1947.

The Commissioner,
The Hon. Mr Justice Bird;
Royal Bank Bldg.,
Vancouver, B.C.

Dear sir;

After consideration, decided not to sawan before the lawyer.

At present, financially unable to pay the 1% retainer's fee to the Committee Presume it is only logical, not to take advantage of the J.C.C.A., so I am sending the forms as is. If happens to bring to your attention I will be more than appreciated, otherwise I'll forget about it.

As a forgoing circumstance sincerely haping you will understand.

Yours truly,
H. Kimoto.

Dec. 17th 1947.

Mr. Haruo H. Kimoto,
4097-A, St. Urbain,
Montreal, P.Q.

Montr

Dear Sir,

We acknowledge receipt of your letter of the 9th inst. enclosing two claims, which we are placing on file.

We note that your claims have not been declared before a Notary, but this can be arranged when you appear before the Commission to give evidence on the hearings in Montreal. We shall advise you in due course when such hearings will be held.

Yours truly,

SECRETARY TO THE COMMISSION

AW/W.