Name of Claimant KARIYA, Yone Case 78

Custodian File 687

## 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 | |
| | | 1010. | 101. | 101.00<br>12.50 | | | | | | | 214.50 |

## 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 | |
|---|---|---|---|---|---|---|---|---|
| 122.50 | 51.50 | 15.45 | 41.87% | 50.00 | 20.93 | | | 36.38 |

| | |
|---|---|
| TOTAL RECOMMENDATION | 250.88 |

1540

CASE NO: 78.

JAPANESE PROPERTY CLAIMS COMMISSION.

Kamloops, B. C.,

February 12th, 1948.

IN THE MATTER OF THE CLAIM OF

YONE KARIYA.

PROCEEDINGS AT HEARING.

Original.

CASE NO: 78.

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)

Kamloops, B. C.

February 12th, 1948.

IN THE MATTER OF THE CLAIM OF

YONE KARIYA.

PROCEEDINGS AT HEARING.

APPEARANCES:

| | |
|---|---|
| J.W.G. HUNTER, Esq., | appearing for the Dominion Government. |
| R.J. McMASTER, Esq., | appearing for the claimant. |

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| | |
|---|---|
| A. WATSON, Esq., | Secretary. |
| D.J. HANDFORD, Esq., | Official Interpreter. |
| T.P. HORROBIN, Esq., | Official Reporter. |

THE COMMISSIONER: This is one of the rejected claims?

MR. McMASTER: My lord, we have had a considerable amount of confusion here. This is Mrs. Yone Kariya. Her claim doesn't relate to any boats at all. It is the son, I think.

THE COMMISSIONER: Yes, I see.

MR. McMASTER: My lord, in order to considerably simplify this claim, I am asking to make certain amendments. Apparently things got very badly mixed up with regard to chattels, but before coming to that I think on the first page of the claim I should draw your attention to the fact that the gross on the sale of the real estate was $1490.00 which would reduce the claim to $1490.00, subject to any change in policy as to the cost.

Then with regard to the chattels appearing on the back of the claim, there is, first of all, a slip attached. We are abandoning all of those things that appear on that slip, and with regard to the back of the claim form itself, the claim is now with respect to four items that appear there only with the values changed. Item No. 1, one sewing machine, the value is shown as $50.00 instead of $100.00. Item No. 2, one radio, value shown at $85.00, that stays the same. Then item No. 5, one heater stove, value $25.00, and item No. 6, one cook kitchen stove, $12.50.

THE COMMISSIONER: Just a minute. That shows at $75.00 on mine.

MR. McMASTER: My lord, does it not show $25.00 opposite

cook stove.

THE COMMISSIONER: Cook stove, $25.00, kitchen stove, $75.00. I do not follow the list very closely.

MR. McMASTER: In any event, it should be heater, $25.00, and the cook kitchen stove, $12.50. That makes a total of $172.50.

THE COMMISSIONER: And you are abandoning all the others, are you?

MR. McMASTER: I am abandoning all the others. Now the credits from sales, and I believe these are gross credits, my friend can correct me on that, there were only three items sold coming to $51.50.

MR. HUNTER: That is correct.

MR. McMASTER: Which would make the net claim $125.00. Now the claimant has asked me to explain with regard to the first two items, the sewing machine and the radio, that the valuations that were put in were the cost values, and that those two have been transposed, that is that the cost of the sewing machine was $85.00 and the cost of the radio, $110.00, I believe.

THE COMMISSIONER: Very good.

YONE KARIYA, the claimant herein, being first duly sworn, testified through the Interpreter as follows:

DIRECT EXAMINATION BY MR. McMASTER:

Q Witness, is that your signature in Japanese on that claim form and did you swear that declaration after it had been translated to you by your

daughter? A: Yes.

Q Did you instruct Mr. Leckie to draw this statement with regard to your real property and give him the information that is contained therein?

A Yes.

Q Would you be good enough to sign it, please? In Japanese is all right.

THE COMMISSIONER: This is the real property claim, is it?

MR. McMASTER: Yes, my lord.

Q Are the statements contained in this form true to the best of your knowledge and recollection?

A They are.

MR. McMASTER: I file that, my lord, as Exhibit 1.

(STATEMENT MARKED EXHIBIT NO. 1).

Q I produce to you, witness, a picture. Is that a picture of the house on your property?

A Yes.

Q When was it taken? A: Shortly prior to her evacuation.

MR. McMASTER: I would suggest that might be fastened to the last exhibit, my lord. It is a very small thing and otherwise it might be lost.

THECOMMISSIONER: It will be part of Exhibit 1.

MR. McMASTER: I am referring to the form, Exhibit 1. I draw your Lordship's attention to the fact it is a house situate in the town of Steveston on 3rd Avenue and the description of it is there. The land itself was purchased about 1932 and they paid $400.00 for the land. Then they built the house and the details with regard to that are

shown and the claimant says she made necessary repairs to the house as required.

Now with regard to the appraisal which my friend will be filing -- this is not a Soldier Settlement Board case, my lord, -- she states that the appraiser is wrong in stating there are four rooms in the house. The present rooms are all on one floor.

THE COMMISSIONER: Six rooms on one floor?

MR. McMASTER: There are six rooms on one floor, living room, dining room, kitchen and three bedrooms, and a bathroom in addition. She says the floors were in good shape when she was evacuated. The front was in lawn. She says the 1941 assessment for taxes was $423.00 on the land and $1710.00 on improvements, which explains her basis of valuation.

Q Now, witness, did you also instruct Mr. Leckie to prepare this statement with regard to your personal chattels with respect to which you are now claiming?

A Yes.

Q Would you be good enough to sign it, please? Are the statements contained in this form true to the best of your knowledge and recollection?

A Yes.

MR. McMASTER: I will file that as the next exhibit, my lord.

(STATEMENT MARKED EXHIBIT NO. 2).

MR. McMASTER: My lord, the one item of the four that are left which the Custodian didn't sell, and I

think says he never found,--is that right --?

MR. HUNTER: Are you referring to the sewing machine or to the radio?

MR. McMASTER: The sewing machine. The radio was sold, so I presume they found it. You never found the sewing machine.

MR. HUNTER: We never found the sewing machine.

MR. McMASTER: And it has necessitated making some statement, and I am afraid this is a rather lengthy one with regard to the storage of goods, but it is set out in this statement in essence, being (reading). Your witness.

MR. HUNTER: It is submitted, my lord, that both the real and personal property was sold for its fair market value. The sewing machine would appear to have been lost. As to the date of loss, we have no information. Whether it was stolen, destroyed or lost, we have no information. It was declared in the J.P. Form, so the Custodian had notice of it, but it wasn't found. It is submitted that the value set upon the sewing machine by the claimant is exorbitant.

THE COMMISSIONER: Is there anything to show what the age of the sewing machine was? Oh yes, 15 years old.

MR. McMASTER: Yes, 15 years old, my lord.

CROSS-EXAMINATION BY MR. HUNTER.

Q Mrs. Kariya, in your statement, Exhibit 1, you show that there is a bathroom. What was in this

bathroom? A: There was nothing in the bathroom except the bathtub.

Q Was the bathtub connected with the plumbing?

A It was a Japanese type bath, so it wasn't connected with the plumbing.

Q Isn't it true the only fixtures you had attached to the plumbing were a sink and a toilet?

A Yes, that is so.

Q Now you have a house, 30 feet by 36, with a living room, dining room, kitchen, three bedrooms and a bathroom. Would you please give me the approximate measurements of these rooms?

THE COMMISSIONER: In view of the overall size, they must have been pretty small.

MR. HUNTER: I can't understand it because of what the appraisers say. They say it is a four room house, yet she is stating there are six rooms and a bathroom on the main floor. I can't understand the discrepancy, my lord.

A 12 feet by 12 feet.

Q Q That is the living room? A: Three rooms, 12 x 12.

THE COMMISSIONER: You will have to stretch those walls considerably, I think. I do not think it can be accomplished.

MR. HUNTER: No, I think she is confusing them. Apparently there is a verandah both at the back and the front and she must be confusing them.

MR. McMASTER: Q: Ask her if they are closed in.

A No, they were not enclosed--the verandahs.

MR. HUNTER: Well I think she is confused about the rooms, my lord. We will have the appraiser called.

THE COMMISSIONER: Is that all, Mr. Hunter?

MR. HUNTER: That is all, my lord.

THE COMMISSIONER: Any re-examination?

MR. McMASTER: I would like to see that picture, if I might, my lord. I would like to see how she gets all these rooms in there.

THE COMMISSIONER: The picture does not take in all of the house. It shows a pleasant looking cottage but not the whole of it.

RE-DIRECT EXAMINATION BY MR. McMASTER:

Q Witness, I would produce to you Exhibit 1 with the picture annexed to it. Could you tell us whether the front steps which appear there in the centre of the house -- whether they are in the centre of the house or are they on one side of the house?

A Yes, they are in the centre.

Q Now the windows on the main floor that you can see in that picture, what room is that?

A That was the living room or the parlour.

Q What was on the other side in the front?

A A bedroom.

Q One bedroom? A: On this side of the house (indicating), there were three bedrooms in a row, and behind the living room was the kitchen and bathroom.

Q So that looking at this picture on the right hand side of the picture which is cut off, there

were three bedrooms running from the front of the house to the back of the house?

A Yes.

Q Were those fairly small bedrooms?

A They were all three the same size.

Q They couldn't have been very big then?

THE COMMISSIONER: I think Mr. Hunter will have to accept the responsibility for this, anyway.

MR. McMASTER: Q: Then on the other side there were two small rooms, or rather there was the living room and the kitchen, and the bathroom was behind the kitchen?

A Yes, the living room, the kitchen, and the bathroom on this side.

MR. HUNTER: I think, my lord, what might have happened is I believe these were just wooden V-joint partitions, and at the time of the appraisal there were only four rooms.

THE COMMISSIONER: It is quite conceivable some of the partitions might have been taken out, that is quite true. All right, thank you, Mrs. Kariya.

(Witness aside)

THE COMMISSIONER: All right, we will adjourn and resume at 10 o'clock in the morning.

(PROCEEDINGS ADJOURNED SINE DIE)

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

T. P. Horrobin

"T.P. HORROBIN"
Official Reporter.

case 78 DEC 18 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 N

687 NOTIFIED N

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

(1) NAME KARIYA (Print) Surname YONE Given Name mrs. (RCMP) Reg. No. 05080

(2) Pre-Evacuation Address P.O. BOX 288 STEVESTON B. C. Kamloops

(3) Present Address ~~FOREST GROVE~~ B. C.

(4) REAL ESTATE

(a) Street Address (if any) 694 3rd ave Steveston B. C.
City or Municipality, Province

(b) Legal description (lot number, block number, section number, etc.)
LOT FIFTEEN(15) BLOCK SEVEN(7) SECTION TEN(10) BLOCK THREE(3)
NORTH RANGE SEVEN(7) WES T MAP 249 IN THE DISTRICT OF
NEW WESTMINSTER B. C.

(c) Type of Real Property (cross out words which do not apply):
(i) Farm
(ii) ~~Residence~~ Type of business RESIDENCE
(iii) Business
(iv) Any other type of property (describe) XXXX

(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") UNDER CUSTODIAN'S HANDS

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

| | | | |
|---|---|---|---|
| 1. | | Estimated Value $ ~~[illegible]~~ | ~~$100.00~~ |
| 2. | 1 SEWING MACHINE | Estimated Value $ | 85.00 50 |
| 3. | 1 Radio | Estimated Value $ | 35 |
| 4. | ~~1 Dinerette table with 7 chairs~~ | Estimated Value $ | 50.00 |
| 5. | ~~1 chesterfield with 2 chairs~~ | Estimated Value $ | 60.00 |
| 6. | 1 heater stove | Estimated Value $ | 35.00 |
| 7. | 1 cook kitchen stove | Estimated Value $ | 25.00 25 |
| 8. | ~~3 dresser with mirror~~ | Estimated Value $ | 75.00 12 50 |
| 9. | ~~2 bureaus~~ | Estimated Value $ | 55.00 |
| 10. | ~~2 beds~~ | Estimated Value $ | 15.00 17 50 |
| | ~~2 cupboard (kitchen pantry)~~ | Estimated Value $ | 40.00 |
| | | TOTAL CLAIM FOR PROPERTY LOSS $ | 395.00 51 50 |

Arrivals 1 D.P.C. Feb 2 48

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. 121-

(f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e) - - - - - - - - - - - - - - - - - - - - - - - - $ 2,445.00.

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

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

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

DOMINION OF CANADA,
Province of British Columbia,
TO WIT:

I, KARIYA YONE, widow, of Forest Grove of the Village in the Province of British Columbia

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 Village of Williams Lake in the Province of British Columbia this 27th day of November A.D. 1947.

YONE KARIYA

( 拝 米 二 ノ 子

H ER MARK

A Commissioner &c.

Sadie Kariya Interpreter

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.

The above declaration was duly made before me, the contents having first been translated ~~to the declarant by interpreter Sadie Kariya first duly declared to interpret the same~~ and the said Yone Kariya having signed the declaration in my presence by making her mark (signature in Japanese) she appearing to perfectly understand the same.

A Commissioner for taking Affidavits within British Columbia.

(5) PERSONAL PROPERTY (e)

1 KITCHEN TABLE WITH CHAIRS $15.00

1 BOX OF DOLLS $50.00

3 BOXES OF DOLLS

(OTHER THAN THE ABOVE) $ 80.00

OTHER ARTICLES AND THE FURNITURES LEFT BEHIND $200.00

abandoned

HHB Feby 12 48



Mrs Yone Kariya -
(Claimant's Name)

EXHIBIT No. 78-1
DATE 17 Feb. 1948
FILED BY R. J. Memarler.

REAL ESTATE
(Other than farm)

-05080-
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 premises #694 3rd Ave, Steveston BC - 30X36 - verandah front + back - Separate Woodshed | 6 rooms & bath attic upstairs | Frame siding (painted) - posts in cement blocks - V joint inside - fir floors, lino covered | Residence | 44X132 | about 1932 (land only) | |

| Type of Locality | Cost Price | Improvements made by Claimant | Estimated Value Date of Sale |
|---|---|---|---|
| good medium class Japanese residential area | Bought as land only - paid $400 | Built house in 1932 after purchased land at total cost (allowance for materials) of approx. $3000.00 Built woodshed - same year at cost of approx. - 50.00 also planted nursery, one plum, one pear and 2 apple trees all of which are fruit bearing | Land — $500.00 Improvements 2000.00 Total - $2500.00 |

Comments re upkeep of premises:
I kept up necessary repairs on house as required; made improvements noted and the premises were in good condition when I left.

Comments re Appraiser's report not covered above: The appraiser is wrong in stating four rooms in house. There are six rooms on one floor (living, dining, kitchen + 3 bedrooms) with bath room in addition. The floors were in good shape when I vacated. The yard was clean and not weedy when I left. Front was in lawn and back in garden. I consider that the appraisal at $1010 (in Aug 1944) and the sale by the Custodian (6 months later) at $1010 was substantially under a fair market value for the property. Comments: The property was assessed for 1944 taxes at $123 (value of land) and 1710 (value of improvements) - total $2133.00 - and I am advised that the assessment for 1944 was the same. I have estimated my value for the property at what I believe it to be a fair market value at the time of sale by the Custodian and deducting $400 for depreciated value of the improvements.

柚谷 米吉
SIGNATURE

(Mrs) Yone Kariya
(Claimant's Name)

EXHIBIT No. 78-2
DATE 12 Feb. 1948
FILED BY R.J. McMaster.

PERSONAL CHATTELS

-05080-
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 |
|---|---|---|---|---|---|
| 1 Singer sewing machine (treadle type) | about 15 yrs old. | new | $ 85.00 | good | $ 50.00 |
| 1 Radio. (cabinet style) | 1941 | new | $ 110.00 | excellent | $ 85.00 |
| 1 Heater stove | Fall 1941 | new | $ 35.00 | almost new | $ 25.00 |
| 1 Kitchen coal stove | 1938 | new | 25.00 | good. | $ 12.50 |
| | | | | | $ 172.50 |

Storage of goods -

The above goods, all of which were my property were left in my house at 694 3rd ave (Steveston) until removed by Custodian and sold (except sewing machine) a Mr King came to me before I left and represented that he was the agent of the Custodian. He asked me if I would rent my property to a Mr Joe Martin. A verbal arrangement was made at my house when Mr King and Mr Martin came together. It was agreed Martin would pay $7.50 per month and was to have the use only of 2 beds and of my radio. Several friends had brought their goods to my house and left them in the living room. Married night the day King and Martin came to arrange the rental was the day before I was going to go to Bridge River. I asked King what to do with my other things and those of my friends. Martin said he only needed the living room and King said he would move the things into the other rooms and would care for them. The Singer sewing machine was in one of the rooms of the house when I left. The other sewing machine shown on SP form was not mine. I declared other property than mine as understood I was supposed to state all in house

Description of Storage of Goods:

General Statement as to Chattels not Described above:

NONE CLAIMED FOR

Additional Comments, if any: I have valued the articles above at what I estimate is their fair market value, having into consideration their age, use and condition.

辩谷主来

SIGNATURE