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we think may arise and be ready if nec-
n the meantime I think we should ask Col.

Corr. June 1948

1-24

June 1, 1948.

Mr. R. J. McMaster,
c/o Campbell, Brazier, Fisher & McMaster,
Barristers,
675 West Hastings Street,
Vancouver, B.C.

Re: Japanese Claims

Dear Bob:

This will be a long letter. I have several of yours to answer and several things to discuss with you. As you may imagine the last month has been a strenuous one for me.

We completed the one hundred or so cases that the Commissioner was to hear in Toronto, last Wednesday, and I went to Montreal on Thursday to instruct Mr. Ouimet in what he was in for.

You and Mr. Chernack had set such a precedent of doing all the work for the Commissioner that we ran into some difficulty at the opening because we had not filled in our own forms to the liking of John Hunter, and there were a few hitches. However, although the complaint was made that we were less efficient in Toronto than in any other part of Canada, on the whole we were able to get through the month fairly satisfactorily, certainly without any serious eruptions. Of course, having the election did not help at all, and Mr. Gilbert who assisted us in the preparing of the forms, was rather green at first, and we could have used Mr. Leckie's services.

I am enclosing herewith a copy of a letter from John Hunter. I will be very glad to have your comments. I am not at all happy about the suggestion that we should have to present general statements and general evidence of the claimants. I do not know whether by September 15th you will have had enough information from the statistical work and the work of Mr. Hewer to make it advisable to present some general statement or general evidence. I am also quite leary about arguing any further points of law in a general way. It seems to me that it would be much better to argue the points of law in respect to specific cases.

However, it might be useful for us to prepare some general points of law which we think may arise and be ready if necessary to argue them. In the meantime I think we should ask Col.

G. & T.
6383

June 1, 1948.

Mr. R. J. McMaster

Hunter to notify us of any general points of law that he wishes to argue.

From our experience of presenting claims, the following matters would seem to require argument and consideration at some stage. First, it would seem to me that some of the reports of the valuators in connection with city properties, escpecially in the Powell Street district, indicate that one of the reasons for the low valuations was the fact that the valuators took into account the fact that the evacuation of the Japanese Canadians depreciated the market for the type of property required. This seems to raise a question whether a fair market value does not mean the value on a market undisturbed by emergencies or special circumstances. I must say, however, that such an argument would seem to be more effective after cross-examination of the witnesses called by the Government. If we argue this problem in the abstract, it will assist these witnesses to adjust their evidence to suit our arguments.

In regard to chattels, one obvious question will be the extent to which sales at public auction represent a fair market value. It would appear that Hunter intends to argue that the market values can best be established in respect to this type of chattel by public auction and, assuming the auction to be fairly conducted, that the prices obtained were the fair market prices. This seems to me to run counter to the two propositions; first that value must be fixed on the assumption of a willing vendor as well as a willing purchaser, and second that each chattel should be treated separately and that market values cannot be by sale in bulk. I believe there is authority in regard to this latter proposition. Another question that seems to call for argument is in respect to the proviso that no claim will be allowed where property was lost, destroyed or stolen while in the custody, control or management of some person other than the Custodian. In this connection the question of onus would seem to arise in a number of cases. Hunter seems to be of the opinion that if he succeeds in proving that the chattels lost, destroyed or stolen were at the time of evacuation committed to the custody, control or management of some person appointed by the claimant, then it will be assumed in the absence of any further evidence that if there is no account of the property, or if it appears that the property has been lost, destroyed or stolen, then the cases automatically fall within the proviso.

No doubt you have run into cases in which the claimant left his chattels in the care of the tenant or some other person appointed by him at some later date and the tenant later moved out and the Custodian took possession and sold some of the chattels, there being no trace of the other chattels. In these circumstances it would be equally consistent with the facts that the chattels were lost, destroyed or stolen while in the custody, control or management of the tenant, or that they were lost, destroyed or stolen at a later date. My view is that this is an exception and that the onus should be on the Custodian or Government Counsel to prove by evidence that the goods were not there when the tenant left; that they were in fact

Mr. R. J. McMaster

June 1, 1948.

lost, destroyed or stolen while in the custody, control or management of such tenant. If this is so the Custodian would either have to call the tenant as a witness to say that the things disappeared during his period of custody, control or management, or alternatively prove by an inventory taken immediately after such tenant left, that they had disappeard during the period of the tenant's custody, control or management.

No doubt there are other points which will occur to me which will have to be settled at some stage.

No doubt Hunter and the Commissioner discussed with you the problem of the shortening of the later part of the hearings, that is to say the Vancouver hearings during which evidence as to valuations and evidence in respect to individual cases are presented. He put forward the suggestion to me and no doubt to other counsel, that in regard to at least some types of case we might be able to get together with the Government and recommend a settlement. For example, he has suggested that the Government might agree to pay a certain percentage, say 50% of the amounts already paid to all claimants who are claiming in respect to farms sold to the D.V.A.

I have given considerable thought to this and I do not frankly see how it is possible to make such overall arrangement. In some cases the claimants are only claiming an advance over the amounts paid of approximately 50%. In other cases they are claiming three or four times the amounts paid and in some cases at least, they are fully justified in doing so. I do not see how with hundreds of clients, it would be possible to recommend or secure the approval of 100% or even 90% of the claimants to such a recommended settlement. No doubt if it were possible it would greatly shorten the proceedings and cut down the expense.

My own view is that it might be possible to shorten subsequent hearings very considerably by having full examination and cross-examination of valuators and witnesses in a limited number of representative cases. Subsequently submissions might be presented in writing applying the arguments made and assuming that examination and cross-examination would follow similar lines, thereby eliminating a repetition of examination, cross-examination and argument.

It has also occurred to me that some sort of joint recommendation might be made in respect to chattel claims after the argument had proceeded in regard to a few cases, and the Commissioner's views intimated informally in respect to some of the problems raised.

It might then be possible to analyze the claims of personal chattels on the basis of such arguments and agree as to an amount to be recommended in respect to them on the basis of these previous rulings or intimations from the Commissioner.

To return to Hunter's letter, I will be interested to hear what comments you make about his anxiety that sufficient and suitable counsel be retained on behalf of the Japanese Canadians, and that their

G. & T.
6383

June 1, 1948.

R. J. McMaster

compensation be adequate enough to encourage them to put forward their best efforts. I do not know whether we could use this letter for the purpose of suggesting that the Government itself might pay something to enable us to enlarge our staff.

I am myself, quite disturbed about the heavy burden which has fallen on you and the tremendous amount of work involved in the future. I do, however, think that things may begin to iron themselves out, particularly if we are not pushed too fast. I have had a letter from Mr. MacLennan stating that he is discontinuing his partnership with Mr. Norris, and I enclose a copy of my reply. I have also sent him a copy of Hunter's letter for his comments. I would be glad if you would discuss the matter with him.

I also have your letters of May 3rd and May 14th, the latter enclosing a cheque for $88.00 which I will send on to the Committee, as well as your letter of May 28th.

I have written to the Co-operative Committee asking them to send you cheques to cover your account for disbursements and $500.00 towards the expenses of Mr. Hewer. I am interested to hear that you may be east during the last week of June. I hope very much that that will be the time that you can get here, and I would like to discuss these matters with you.

With kindest personal regards.

Yours sincerely,

FAB:HC

P.S.--We now have the evidence in the cases heard here. Shall we transmit the files to you forthwith?

F.A.B.

G. & T.
6383

June 1, 1948.

Mr. J. A. MacLennan, LL.B.,
c/o Messrs. Norris & MacLennan,
Barristers,
602 Hastings Street West,
Vancouver, B.C.

Dear Mr. MacLennan:

Thank you for your letter of May 15th which I have not answered sooner owing to the pressure of work.

The Commission hearings in Toronto went on from the 3rd of May until last Wednesday, and then I went down to Quebec to discuss matters with Mr. Ouimet. Thank you very much for the copy of your bill for services to date which we will put on our file for future reference.

As you say, we are hoping to be able to look after all accounts in full at a later date, out of the monies recovered.

I note that you and Mr. Norris are dissolving partnership as of May 31st, and that he will be looking after the Kagetsu matter. I will write to him in connection with that case.

In the meantime I hope that you will be able to continue yourself to work for the Co-operative Committee, and I have no doubt that Mr. McMaster will be in touch with you about that. There will, of course, be a very heavy burden on those in Vancouver, and your own experience and interest in the matter will be much appreciated.

I am enclosing a copy of a letter from Col. Hunter which sets out the proposed schedule for the fall. You will see that the corporation claims are to be held in October.

With kindest personal regards, and may I express the hope that in your new associations whatever they may be, you may have outstanding success.

Yours sincerely,

FAB:HC

June 1, 1948.

Mr. T. G. Norris K.C.,
c/o Messrs. Norris & MacLennan,
Barristers,
602 Hastings Street West,
Vancouver, B.C.

Dear Mr. Norris:

I received on May 16th a letter from Mr. MacLennan telling me that you and he are dissolving partnership as of the 31st of May, and that you will be looking after the Kagetsu matter.

We have received word from the Government counsel to the effect that it is the tentative proposal of the Commissioner to hear the corporation claims in the month of October.

No doubt you will wish me to discuss Mr. Kagetsu's evidence with him before he comes out to Vancouver, and I will be glad if you will give me any instructions as to any information you may wish from this end.

As I shall be going to England in July on a case in the Privy Council, and will hope to take as much holiday as I can during the rest of the summer, I would be glad if you could let me know before the end of this month, what information you will require.

With kindest regards.

Yours sincerely,

FAB:HC

FM

Pa

277.60

June 2 48

Co-operative Committee on Japanese Canadians

c/c Miss Margaret Boos, 94 Homewood Avenue,
Toronto, Ontario.

Account for Disbursements

er & Co.	1.74
er & Co.	.69
	48.00
	9.60
	160.00
rths	52.30
	5.27
	$277.60

Co-op. Com.

Pd expressing claims to Campbell Brozier 1.74

" ditto .69

" steno services 18. 12.00, 12.00, 6.00 = 48.00

" Bell Telephone 9.60

" Gilbert's Salary 4 2nd @ 40 160.00

Pd 2 return tickets + 2 upper berths to Montreal 52.30

Pd C. N. T 5.27

277.60

June 2 48

Co-operative Committee on Japanese Canadians

c/c Miss Margaret Boos, 94 Homewood Avenue,
Toronto, Ontario.

Account for Disbursements

Paid expressing claims to Campbell, Brazier & Co.	1.74
Paid expressing claims to Campbell, Brazier & Co.	.69
Paid stenographic services	48.00
Paid Bell Telphone Company	9.60
Paid Mr. J. Gilbert Salary 4 weeks @ $40.00	160.00
Paid two return tickets and two upper berths to Montreal.	52.30
Paid Canadian National Telegraph	5.27
THIS IS OUR ACCOUNT FOR DISBURSEMENTS	$277.60

CAMERON, WELDON & BREWIN

per:

June 2, 1948.

Mr. Sato Tasaku,
R. R. #3,
Belleville, Ontario.

Dear Sir:

I have received a letter from Mr. A. Watson the Secretary of the Japanese Property Claims Commission, enclosing a copy of your claim filed under date of May 18th, together with your letter, and Mr. Watson has stated, "The Commissioner directs me to ask you to obtain from claimant a statutory declaration setting out the reason for delay in filing the claim. When this is obtained he will then require application to be made to him for permission to file. If this is done during the Montreal sittings and permission granted, the claim can then be added to the list of claims to be heard by the Sub-Commission in Toronto."

I note that in your letter of May 18th you state "Due to circumstances I have had to delay sending in my claim."

May I suggest that you either go to a lawyer near where you live and have the declaration prepared and sent on to me so that we can apply to the Commissioner, or alternatively if you will send me a statement of the circumstances which caused the delay in filing the claim, I will prepare the declaration and send it to you. In any event you will have to attend before a lawyer or commissioner to have it sworn.

You should set out as fully as possible the circumstances, such as illness, the fact that you were in some remote place and did not have notice that you were required to file your claim, or any other reason you had for not filing your claim. We will then do our best to get your case on the list.

Yours very truly,

FAB:HC

1-24

RECEIVED
JUL 7 1943
CAMERON MELDON
& BRENN

June 2, 1943.

Miss Margaret Boos,
94 Homewood Avenue,
Toronto, Ontario.

Dear Miss Boos:

Re: Japanese Canadian Claims

I am enclosing herewith the following accounts.

1. Messrs. Cherniack & Cherniack, account for disbursements on trip to Port Arthur $143.84.

2. Account for expenses of Lakehead Nisei Club, interpreters etc. $151.15

3. Our account for disbursements $277.60.

Mr. McMaster has also asked me to have you send on to him a cheque for $500.00 to cover the expenses of Mr. Hewer, the valuator. Also in his letter to me of May 14th, he acknowledges receipt of the remittance of $3000.00, but says that he has not yet received payment of the account rendered for disbursements $1222.37 which we enclose.

All of these accounts seem to fall within our budget. I would be glad if you could have them looked after propmptly.

We also enclose a cheque which Mr. McMaster has made payable to the National Japanese Citizenship Committee on account of the following retainer fees.

Arthur Nishiguchi for Sennosuke Nishi -	$11.50
Shigetaka Sasaki -	49.00
Naoichi Okino -	14.95
K. Suda -	12.55
	$88.00

This cheque should have been made payable to the Co-operative Committee Claims Fund, but no doubt you can have the J.C.C.A. endorse it.

FAB:HC

Yours very truly,

FAB

RECEIVED
JUL 4 1947
CAMERON WELDON
& BREWIN

C/o C B Graham
R.R. #3 Belleville Ont.
June 3rd/48.

Mr F.A. Brewin,
Toronto Ont.

Dear Sir:

My property claim being delayed, the Commissioner of Japanese Property Claims Commission in Vancouver B.C., informed me to write Satisfactory reasons for the delay to you, so that I/we may make a application. The delay was due to the fact that, the property being under two ownership; a partnership, I had thought it only necessary to have only one claimant, namely my partner. However, I found it necessary that both claims should be filed and thus was my delay. The Commissioner may have written to you about it already but the following is the generalized tabulation of the claim

1-24

Claimant: SATO, Tasaku Age 36 Cdn. Japanese
Re Evac. Address: 2993 W 22nd Ave Vancouver B.C.
Occ: Gardener.

Address of Claimed Property: 3850 Carnarvon St.
Vancouver B.C.

Legal Description - A6585 A6590 BLK "R" LOT "I" D.L. 139

Name of firm: K. TANII Co. Business: Nursery.

Value at time of Evac.	$3007.50
Sold by Custodian	$1210.69
Claimants Value - Hothouse 20x55 25x41	$1650.00
Nursery Stock	$787.50
Goodwill	$270.00
Total	$2707.50

Hoping that the above is satisfactory, I remain.

Yours truly
T. Sato.

1-24

RECEIVED
JUN
CAMERON WELDON
& BREWIN

152 Notre Dame St. East,
Montreal, P.Q.,
4th June, 1948.

Mr. Andrew Brewin,
372 Bay Street,
Room 702,
Toronto, Ontario.

Dear Andrew:

You will be happy to know our claims are being well prepared and adequately presented by Mr. Ouimet. Thus far Mr. Ouimet has made a very favourable impression with Mr. Justice Bird and also with the Japanese claimants themselves.

To date we have presented about twenty claims and at this rate we should finish by next Thursday.

Our interpreter, Mr. Okuda, has done a very fine job not only at the hearings, but also in helping me to prepare the claim forms and I would suggest that you take this into consideration in determining the salary to be paid to him.

Please wire me $100.00 to cover hotel expenses, etc.

No doubt you were very happy to hear of our success in the Yale by-election and hope this may spell a good omen for our election in Ontario.

I received your file in respect to Shoji Shimizu.

With best regards

Jack Gilbert

Jack

JG:MM

1-24

Dye & Durham, 9-11 Yonge-Street Arcade, Toronto, Can.
Law and Commercial Stationers

T. G. NORRIS, K.C.
~~Norris & MacLennan~~
BARRISTERS AT LAW, SOLICITORS
NOTARIES PUBLIC

TELEPHONE PACIFIC 5254
CABLE ADDRESS "NORRIS"
VANCOUVER, CANADA

RECEIVED
JUN 7 1947

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D. E. GALLOWAY, Assistant Vice-President, Toronto, Ont.

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RECEIVER'S NO.	TIME FILED	CHECK

Send the following message, subject to the terms on back hereof, which are hereby agreed to

June 5, 1948.

MR.JACK GILBERT
152 NOTRE DAME STREET EAST,
MONTREAL, P.Q.

UNABLE TO WIRE FUNDS UNTIL TUESDAY AS BANKS CLOSED

CAMERON WELDON & BREWIN

Charge Cameron Weldon & Brewin,
372 Bay Street,

TGN/H.

AIRMAIL

Dye & Durham, 9-11 Yonge-Street Arcade, Toronto, Can.
Law and Commercial Stationers

T. G. NORRIS, K.C.
~~Norris V. MacLennan~~
BARRISTERS AT LAW, SOLICITORS
NOTARIES PUBLIC

T. G. NORRIS, K.C. – ~~XXXXXXXXXXXX~~

TELEPHONE PACIFIC 5254
CABLE ADDRESS: "NORRIS"
VANCOUVER, CANADA

BANK OF NOVA SCOTIA BUILDING
602 HASTINGS STREET WEST
Vancouver, B.C.

RECEIVED
JUN 7 1947
CAMERON WELDON
& BREWIN

June 5th, 1948.

F. A. Brewin, Esq.,
c/o Messrs. Cameron, Weldon & Brewin,
Barristers, etc.,
Sterling Tower,
TORONTO 1, Ontario.

Dear Mr. Brewin:-

I have your letter of June 1st and note what you say. I understood from you that I was to deal with the Royston Lumber Company matter at the same time as the Kagetsu matter. You might let me know as to this.

I will write you shortly as to what I think should be done with regard to Mr. Kagetsu's evidence.

I note that you are going to England in July. I hope that you will have a very pleasant trip.

Very kind regards.

Yours sincerely,

TGN/H.

AIRMAIL

Dye & Durham, 9-11 Yonge-Street Arcade, Toronto, Can.
Law and Commercial Stationers
Form No. 141

Dominion of Canada
PROVINCE OF ONTARIO
COUNTY
OF HASTINGS
TO WIT:

In the Matter of The Commission to inquire into the Property Losses of Japanese Canadians.
AND IN THE MATTER OF the Claim of Tasaku Sato.

I, TASAKU SATO

of the City of Belleville in the County of Hastings,

RECEIPT FOR TELEGRAPHIC MONEY ORDER PRINTED IN CANADA
CNT-6430
11-32
TORONTO. ONT
PLACE
1a JUN 8 1948
DATE 19
RECEIVED FROM Cameron Wilson & Bleasdell
One Hundred (100.00) DOLLARS, TO BE PAID
TO Jack Gelkis AT Montreal Que
SUBJECT TO THE TERMS AND CONDITIONS OF THE MONEY ORDER SERVICE
CANADIAN NATIONAL TELEGRAPHS
CHARGES PAID $ Added to acct
BY
MONEY ORDER AGENT

"A" to this my

dated the 18th day

e is that my interest

the proceeds of K.

ied on at 3850 Carnarvon

sion that as it was a

claimant, namely my

partner make a claim, and for that reason I did not make the claim within the time originally required.

3. Since that date I have been informed that it is necessary for me to file a claim personally and I request that my claim may be heard notwithstanding the delay.

1-24

Dye & Durham, 9-11 Yonge-Street Arcade, Toronto, Can.
Law and Commercial Stationers
Form No. 141

Dominion of Canada
PROVINCE OF ONTARIO
COUNTY
OF
HASTINGS
TO WIT:

In the Matter of The Commission to inquire into the Property Losses of Japanese Canadians.
AND IN THE MATTER OF the Claim of Tasaku Sato.

I, TASAKU SATO

of the City of Belleville in the County of Hastings,

DO SOLEMNLY DECLARE THAT

1. Now shown to me and marked Exhibit "A" to this my declaration is a copy of the claim made by me dated the 18th day of May, 1948.

2. The reason for the claim being late is that my interest was that of a partner entitled to one-half of the proceeds of K. Tanii Company, a nursery garden business carried on at 3850 Carnarvon Street, Vancouver, B.C. and it was my impression that as it was a partnership it was only necessary to have one claimant, namely my partner make a claim, and for that reason I did not make the claim within the time originally required.

3. Since that date I have been informed that it is necessary for me to file a claim personally and I request that my claim may be heard notwithstanding the delay.

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 Belleville in the County of Hastings this day of June A.D. 1948

A Commissioner, etc.

Corr. June 1948

Dated June 19 48

IN THE MATTER OF
the Commission to inquire into the Property Losses of Japanese Canadians.

AND IN THE MATTER OF the Claim of Tasaku Sato.

Statutory Declaration

of

TASAKU SATO

Dye & Durham, 9-11 Yonge-Street Arcade, Toronto, Can.
Law and Commercial Stationers

Cameron, Weldon & Brewin,
372 Bay Street,
Toronto, Ontario.

CASE NO: 333

JAPANESE PROPERTY CLAIMS COMMISSION

Grand Forks, B.C.

June 8, 1948

IN THE MATTER OF THE CLAIM OF

KICHIJI TANII

PROCEEDINGS AT HEARING

R.J. McMaster

Corr. June 1948

PROVINCE OF ONTARIO

COUNTY
OF
HASTINGS

TO WIT:

AND IN THE MATTER OF the Claim of Tasaku Sato.

June 9, 1948.

Mr. Tasaku Sato,
c/o R. B. Graham,
R. R. #3,
Belleville, Ontario.

Dear Mr. Sato:

We enclose herewith form of declaration. This should be completed before a Notary Public or Commissioner.

You will note that I have left the name of your other partner in blank. This should be filled in. If you will then send it to me, I will send it on to the Commissioner and we will endeavour to have your case put on the list for hearing before the sub-commission some time this autumn.

Yours very truly,

FAB

FAB:HC
Encl.

Corr. June 1948

COUNTY
OF
HASTINGS
TO WIT:

AND IN THE MATTER OF

June 9, 1948.

Mr. T. G. Morris, K.C.,
Bank of Nova Scotia Building,
602 Hastings Street West,
Vancouver, B.C.

Dear Mr. Morris:

Thank you for your letter of June 5th, ...d to the Royston Lumber Company's case. I ...m quite sure of the plans Mr. McMaster and Mr. ...annan may have in respect tothat case.

It was my hope that yu would be able to look after it and that you would be available for consultations and to conduct a cross-examination of some of the main Government witnesses in other cases.

I have written to both Mr. McMaster and Mr. MacLennan and have asked them to consider the matter and advise you in respect to it.

With kindest regards.

Yours sincerely,

F.A.Brewin

FAB:HC

Corr. June 1948

COUNTY
OF HASTINGS
TO WIT:

June 9, 1948.

Mr. J. A. MacLennan,
Barrister,
602 Hastings Street West,
Vancouver, B.C.

Dear Mr. MacLennan:

I enclose a copy of a letter to Bob McMaster and a letter to Mr. Norris which are self-explanatory.

With kindest personal regards.

Yours sincerely,

FAB:HC
Encl.

FAB

OF
HASTINGS

TO WIT:

p.

June 9, 1948.

Mr. W. J. McMaster,
c/o Messrs. Campbell,Brazier,Fisher & McMaster,
675 West Hastings Street,
Vancouver, B.C.

Dear Bob:

I received a letter from Mr. Norris in which he states, "I understood from you that I was to deal with the Royston Lumber Company matter at the same time as the Kagetsu matter. You might let me know as to this."

I also enclose a copy of my reply. I am also writing to Mr. MacLennan about this. I feel that you and Mr. MacLennan should be in a position to decide how far it would be advisable and helpful to secure Mr. Norris's services as counsel either in the Royston Lumber Company or at a later stage.

At some time or other we shall have to give consideration as to the advisability of my being available in Vancouver for some part of the general argument or on some of the key cases, or for consultation with you.

As much as I should like to spend a lot of time in Vancouver, I do not think it would be either necessary or advisable for me to be there very much,but I would like to be there for mutual consultation when the second branch of the hearings gets under way.

Yours sincerely,

FAB:HC

FAM

Corr. June 1948

OF HASTINGS

TO WIT:

Campbell, Brazier, Fisher & McMaster

Barristers and Solicitors

A. T. R. CAMPBELL
C. W. BRAZIER
A. W. FISHER
R. J. McMASTER

A. J. F. JOHNSON

OUR FILE NO.

TELEPHONE PACIFIC 9164

ROYAL BANK BUILDING
675 WEST HASTINGS STREET
VANCOUVER, B.C.

RECEIVED
JUN 10 1947
CAMERON WELDON & BREWIN

June 8th, 1948.

Mr. Andrew Brewin,
Barrister & Solicitor,
Sterling Tower Building,
Toronto, Ontario.

Dear Mr. Brewin:

Re: Japanese Property Claims Commission.

Some time ago we received from you Supplements of the Master File containing an index of claims received after the original tabulation had been completed.

However, we have never received the files containing the copies of claims filed to which this index refers. As our appraisers are now busily engaged inspecting properties in the various outlying districts, we would appreciate receiving these files by return mail so that valuations may be completed in each locality.

Yours truly,

CAMPBELL BRAZIER FISHER & McMASTER,

Per: R. J. McMaster/m.

MM

OF HASTINGS

TO WIT:

June 11, 1948.

Mr. R. J. McMaster,
c/o Messrs. Campbell,Brazier,Fisher & McMaster,
Barristers and Solicitors,
675 West Hastings Street,
Vancouver, B.C.

Re: Japanese Property Claims Commission

Dear Bob:

I have your letter of June 8th which I have found somewhat confusing. In Ontario unfortunately only three copies of the original claims were made, two were filed with the Commission and one was left on our files. For the purpose of the tabulations, we sent over the originals to the Japanese Canadian Association.

We now have all of these original claim forms in separate files. In the cases heard by the Commissioner here in Toronto we have the original claim forms with copies of the evidence and other material. In the case of the claims not yet heard, we have on our files little more than the original claims themselves.

If you wish it, we could send all of these files to you to be returned later in the summer, so that they would be available for the hearings of the sub-commissions.

If you have any other suggestion please let me know. I have heard that the Montreal claims were concluded yesterday and that the hearings went off very well. Mr. Ouimet did a good job.

Yours sincerely,

FAB:HC

Dye & Durham, 9-11 Yonge-Street Arcade, Toronto, Can.
Law and Commercial Stationers
Form No. 141

Dominion of Canada
PROVINCE OF ONTARIO
COUNTY
OF
HASTINGS
TO WIT:

In the Matter of The Commission to inquire into the Property Losses of Japanese Canadians.
AND IN THE MATTER OF the Claim of Tasaku Sato.

I, TASAKU SATO

of the City of Belleville in the County of Hastings,

DO SOLEMNLY DECLARE THAT

1. Now shown to me and marked Exhibit "A" to this my declaration is a copy of the claim made by me dated the 18th day of May, 1948.

2. The reason for the claim being late is that my interest was that of a partner entitled to one-half of the proceeds of K. Tanii Company, a nursery garden business carried on at 3850 Carnarvon Street, Vancouver, B.C. and it was my impression that as it was a partnership it was only necessary to have one claimant, namely my partner KICHIJI TANII. make a claim, and for that reason I did not make the claim within the time originally required.

3. Since that date I have been informed that it is necessary for me to file a claim personally and I request that my claim may be heard notwithstanding the delay.

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 Belleville in the County of Hastings this 19th day of June A.D. 1948

Tasaku Sato.

A Commissioner, etc.

Corr. June 19

Dated June 19 48

IN THE MATTER OF
the Commission to inquire into the Property Losses of Japanese Canadians.

AND IN THE MATTER OF the Claim of Tasaku Sato.

Statutory Declaration

of

TASAKU SATO

Dye & Durham, 9-11 Yonge-Street Arcade, Toronto, Can.
Law and Commercial Stationers

Cameron, Weldon & Brewin,
372 Bay Street,
Toronto, Ontario.

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

F. Andfew Brewin
Barri...
372 I...

Fisher & McMaster

Barristers and Solicitors

R. W. FISHER
R. J. McMASTER

June 14, 1948.

...Esq.,
...Solicitor,
...Power Building,

Mr. G. Y. Nishikaze,
c/o E. M. Yamaoka.
7475 St. Aubin Street
Montreal, P.Q.

Re: Japanese Property Claims Commission.

Dear Sir:

When checking off our files in Toronto, it was found that D. Yasumoto had not made a claim with respect to the property in which you have interest.

We are enclosing three copies of the original claim form and we would ask that you fill these in and send two copies to the Commissioner and one copy to our office.

Please explain to the Commissioner your reason for the late filing of the claim.

Yours very truly,

JG:HC
Encl.

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

F. Andfew Brewin
Barri[illegible].
[illegible]

TELEPHONE PACIFIC 9164

Campbell, Brazier, Fisher & McMaster

Barristers and Solicitors

A. T. R. CAMPBELL
C. W. BRAZIER

A. W. FISHER
R. J. McMASTER

A. J. F. JOHNSON

ROYAL BANK BUILDING
675 WEST HASTINGS STREET
VANCOUVER, B.C.

RECEIVED
JUN 16 1947
CAMERON WELDON & BREWIN

OUR FILE No.
1742

June 14th, 1948.

Andrew Brewin, Esq.,
Barrister & Solicitor,
Sterling Tower Building,
Toronto, Ontario.

Dear Andy:

Re: Japanese Property Claims Commission.

We have for acknowledgment receipt of your letter of the 11th instant.

We regret any confusion which may have arisen with respect to our letter of June 8th last. Actually, the letter was written while I was up at Grand Forks. However, it refers to a supplemental index to the Master Files forwarded to us with your letter of April 20th, 1948. We presumed that the National Committee had made copies of the Ontario claim forms the same as the other Provinces had done and filed their information from this source. It appears from your last letter that this may not have been the case. However, it would appear from the note at the front of the supplement that the tabulation refers to claims which had been sent in after the original tabulation had been completed. The index is of no use to us without copies of the original claim forms and we require these to take off the legal descriptions of property for the appraisers.

Perhaps you would be good enough to take this matter up with the Committee and see if they have copies of the claims referred to in the supplement and ask them to be good enough to provide us with copies at the earliest possible date so that we may give this information to the appraisers.

With respect to your letter of June 1st enclosing copies of letter from Hunter and of your letter to Mr. MacLennan, the writer hopes to have lunch with Mr.MacLennan tomorrow to discuss the matters referred to therein and

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

ndfew Brewin

June 14th, 1948.

Mr. Brewin:

-2-

will write to you again concerning the same.

Yours truly,

CAMPBELL BRAZIER FISHER & McMASTER,

Per: R. J. McMaster

McM:MM

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

F. Andfew Brewi
Bar

THE CO-OPERATIVE COMMITTEE
ON
JAPANESE CANADIANS

June 15, 1948.

Mr. Shotaro Shimizu
180 Delaware Avenue,
Toronto, Ontario.

Dear Sir:

We were asked by Mr. Shoji Shimizu to check to determine whether a claim had been made by Shotaro Shimizu for property situated Lot 33 Block 9 Section 5, Prince Rupert.

On checking the files we found that no claim had been made, and we are enclosing three copies of the claim form which we ask you to fill out and to send two copies to the Commissioner and one copy to our office.

Please explain to the Commissioner the reason for the late filing of your claim.

Yours very truly,

CAMERON, WELDON & BREWIN

per:

FAB:HC
Encl.

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

F. Andfew Brewi
Ba

THE CO-OPERATIVE COMMITTEE

RECEIVED

ON

Financial Statement - to 15/6/48

Receipts - $ 31,094 88

Disbursements:

Exchange	47 60	
Solicitors Fees	775 00	
" Expenses	401 93	
Solicitor "	1416 00	
Sundry "	149 84	
		14,730.74
		16,364.14

Balance

STATEMENTS RENDERED MONTHLY

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andrew Brewi
Ba

THE CO-OPERATIVE COMMITTEE
ON
JAPANESE CANADIANS

TORONTO, ONT.

RECEIVED
JUN 16 1947
CAMERON WELDON
& BREWIN

94 Homewood Ave.,

THE CO-OPERATIVE COMMITTEE ON JAPANESE CANADIANS

Financial Statement to June 15th, 1948

re Claims Fund

TOTAL RECEIPTS		$ 31,094.88
TOTAL DISBURSEMENTS:		
Exchange	47.60	
Solicitors' Fees	7,750.00	
Solicitors' Expenses	4,019.30	
Valuation Expenses	1,416.00	
Sundry Expenses	1,497.84	14,730.74
BALANCE - as at 15.6.48		$ 16,364.14

SECRETARY.

MKB.
Encl.

STATEMENTS RENDERED MONTHLY

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brew
Barrist
37

THE CO-OPERATIVE COMMITTEE ON JAPANESE CANADIANS

TORONTO, ONT.

RECEIVED
JUN 16 1947
CAMERON WELDON & BREWIN

94 Homewood Ave.,
Apt. 28,
Toronto 5, Ont.,
June 15th, 1948.

Messrs. Cameron, Weldon & Brewin,
372 Bay St.,
Toronto, Ont.

Attention : Mr. F. A. Brewin

Dear Mr. Brewin:

A meeting at 4:30 p.m. on Thursday, June 17th will be possible for both George and Ted, so that the Finance Committee can meet as you suggested. (I presumed you meant that the meeting should be held in your office.) I'll bring along a statement of receipts and disbursements to date, so that we'll have a clear picture of the financial position at the moment.

Enclosed is our cheque in the amount of $277.60 covering your expense account dated June 2nd, 1948.

Yours very sincerely,

SECRETARY.

MKB.
Encl.

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

F. Andfew Brew
Barrist
372

June 18, 1948.

Mr. R. J. McMaster,
c/o Messrs. Campbell, Brazier, Fisher & McMaster,
Barristers,
675 West Hastings Street,
Vancouver, B.C.

Re: Japanese Canadian Claims

Dear Bob:

Thank you for your letter of June 14th.

Apparently I did not make clear in my last letter what the situation in regard to the forms is. We have only one copy of the claim forms, so that if we sent these out to you it would be necessary to preserve them carefully and return them to us, say by September.

You did not answer my question about the files in the completed cases. Do you wish us to ship these out to you.

I have not heard whether you plan to be in Ontario this month. I am leaving for England on the 5th of July, and I would very much like to have a chance to talk to you if it is possible to arrange it.

Yours sincerely,

FAB

FAB:HC

STATEMENTS RENDERED MONTHLY

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brew
Barrist , .
372

THE CO-OPERATIVE COMMITTEE
ON
JAPANESE CANADIANS
TORONTO, ONT.

June 18, 1948.

Miss M. Boos,
94 Homewood Avenue,
Toronto 5, Ontario.

Dear Miss Boos:

Re: Co-operative Committee on Japanese Canadians

Thank you for your letter of June 15th enclosing cheque for $277.60, for our disbursements.

We are enclosing herewith our official receipt.

Yours very truly,

CAMERON, WELDON & BREWIN

per:

FAB:HC
Encl.

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

F. Andfew Brewi
Barrist[illegible],
372

[illegible] Remittance

THE CO-OPERATIVE COMMITTEE
ON
JAPANESE CANADIANS

TORONTO, ONT.

94 Homewood Ave.,
Toronto 5, Ont.,
June 21st, 1948.

Messrs. Cameron, Weldon & Brewin,
Sterling Tower,
372 Bay Street,
Toronto, Ontario.

Attention: Mr. F. A. Brewin

Dear Mr. Brewin:

I am enclosing the following cheques, covering disbursements authorized at our recent Finance Committee meeting:

1. T. Takeuchi - $130.00

2. Jack Gilbert - $ 75.00

3. Mrs. H. Compson - $75.00

4. Campbell, Brazier, Fisher & McMaster - $1,000.00

Would it be well in forwarding Mr. Hewer's cheque to Mr. McMaster to mention that, in view of the delay in reimbursing and the possible difficulty involved in securing signatures on cheques during the holiday season, that we decided to raise the amount requested to one thousand?

Sincerely,

M.K. Boos

SECRETARY.

MKB.
Encls. (4)

1-44

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

F. Andfew Brewi
Barrist[illegible],
372

June 23, 1948.

Re: Japanese Canadian Claims

Received from Cameron, Weldon & Brewin cheque for

ONE HUNDRED AND THIRTY ($130.00)- - - - - - - - - -Dollars

re services, signed by Co-operative Committee Claims Fund.

T. Takeuchi

.....

[illegible] writing shortly to you about the request to Ottawa to enlarge the terms of reference so as to include claims of vessels sold by the Fishing Vessels Disposal Committee.

Yours very truly,

CAMERON, WELDON & BREWIN

per:

FAB:HC
Encl.

STATEMENTS RENDERED MONTHLY

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brew
Barrist[illegible].
37[illegible]

June 23, 1948.

Messrs. Campbell, Brazier, Fisher & McMaster,
Barristers,
675 West Hastings Street,
Vancouver, B. C.

Re: Japanese Canadian Claims

Dear Sirs:

I enclose herewith cheque of the Co-operative Committee for $1000.00 to be applied on Mr. Hewer's account.

This is $500.00 more than you asked for, but the Committee have been very slow in letting me have the cheque.

I will be writing shortly to you about the request to Ottawa to enlarge the terms of reference so as to include claims of vessels sold by the Fishing Vessels Disposal Committee.

Yours very truly,
CAMERON, WELDON & BREWIN
per: FAB

FAB:HC
Encl.

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

F. Andfew Brewin
Barrist[illegible],
37

THE CO-OPERATIVE COMMITTEE
ON
JAPANESE CANADIANS

TORONTO, ONT.

June 23, 1948.

Mr. Jack Gilbert,
23 Rosemount Avenue,
Toronto, Ontario.

Dear Jack:

The Co-operative Committee have asked me to forward the enclosed cheque for $75.00 which is in appreciation for the extra time worked by you and of your most valuable co-operation.

I am sorry it could not be more, but I am sure you will understand the exigencies under which we have been operating.

Yours sincerely,

FAB

FAB:HC
Encl.

STATEMENTS RENDERED MONTHLY

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brewin
Barrist[illegible],
37

Send With Remittance
To

THE CO-OPERATIVE COMMITTEE ON JAPANESE CANADIANS

TORONTO, ONT.

RECEIVED
JUN 24 1947
CAMERON WELDON & BREWIN

94 Homewood Ave.,
Toronto 5, Ont.,
June 23rd, 1948.

MEMORANDUM TO CO-OPERATIVE COMMITTEE MEMBERS

The enclosed statement regarding Claims Fund receipts and disbursements to June 15th (an audited statement will be circulated in the near future) and minutes of our Sub-committees on Finance and Publications, are being mailed to members in lieu of holding a Committee meeting at this time so that such reports could be made.

If you have any comments or suggestions to make regarding the enclosures, will you be good enough to let me have them - either by mail or telephone (KI. 4274)? (The Editorial Committee will be meeting again shortly to arrange further details regarding its publications plans.)

Your co-operation in this effort to eliminate the necessity for a general committee meeting just now will be appreciated.

Sincerely,

M.K. Boos

SECRETARY

MKB.

STATEMENTS RENDERED MONTHLY

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brewin
Barrist[illegible]
37

Send With Remittance
To

TELEPHONE PACIFIC 9164

RECEIVED
JUN 24 1947
CAMERON WELDON & BREWIN

Campbell, Brazier, Fisher & McMaster

Barristers and Solicitors

A. T. R. CAMPBELL
C. W. BRAZIER

A. W. FISHER
R. J. McMASTER

A. J. F. JOHNSON

ROYAL BANK BUILDING
675 WEST HASTINGS STREET
VANCOUVER, B.C.

OUR FILE No.
1742

June 21st, 1948.

Andrew Brewin, Esq.,
Barrister & Solicitor,
Sterling Tower,
Toronto 1, Ontario.

Dear Andrew:

Re: Japanese Property Claims Commission.

We have for acknowledgment receipt of your letter of June 18th.

It appears that I am a little dull on the subject matter of this supplementary list which the Committee sent to us. I take it that the Supplementary List refers only to Ontario claims and that no copies of the claim forms have been made for Ontario. If this is the case, I would strongly urge that your claim forms be handed over to the Committee immediately and that the Committee should make copies thereof capable of identification in relation to the supplementary index which they sent to us. This should be done at the earliest possible date as undoubtedly in the Supplementary List are properties situate in each of the municipalities in which the assessors are now working or may have completed their work and it is going to mean covering the same ground to some extent.

After copies of the claim forms have been made, we would suggest that you send to us the completed cases, forwarding with each case a copy of the transcript of the evidence, a copy of the statements filed on behalf of the claimants, copies of the exhibits where you have such and a memorandum, if possible, indicating any evidence which ought to be corroborated.

As soon as Leckie gets back I hope to put him at the task of going through the transcripts on all the cases heard with a view to extracting material which requires corroboration or further evidence. When Cobus gets through up country I expect to put him to work making a comparison of appraisals with a view to finding inconsistencies in the appraisals of the same person and inconsistencies between appraisers.

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

Send With Remittance
To

COMMONWEALT

"HORIZON"

Mr. Brewin: June 21st, 1948.

Unfortunately, it does not appear that I will be going East at the end of the month as had previously appeared possible. If I go at all, it looks as though it might be the second week in July which will not be too beneficial as I imagine that you will still be in England. As soon as I receive definite word, however, I will let you know.

Yours truly,

CAMPBELL BRAZIER FISHER & McMASTER,

Per: Bob

McM:MM

STATEMENTS RENDERED MONTHLY

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brewin
Barrist[illegible]
37[illegible]

Send With Remittance
To
"HORIZON"

CO-OPERATIVE COMMONWEALT[illegible]
LE MOUVEMENT DE JEUNESSE POUR UN[illegible]

va, Ont.

RECEIVED
JUN 25 1948
CAMERON WELDON & BREWIN

SAVOY HOTEL LONDON

TELEPHONE, TEMPLE BAR 4343 : TELEGRAMS, SAVOY HOTEL LONDON
GENERAL MANAGER'S OFFICE

VB

22nd June, 1948.

Messrs. Cameron, Weldon & Brewin,
Toronto.
Ontario.
Canada.

Dear Sir,

I thank you for your letter of the 17th instant, and note that Mr. F.A. Brewin will not now require his reservation from the 12th July, which as requested has been cancelled.

Assuring you of my best attention at all times,

I am, dear Sir,
Yours faithfully,

pp W.A. HOFFLIN.
General Manager.

1-24

STATEMENTS RENDERED MONTHLY

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brewin
Barrist...
37

CCYM

CO-OPERATIVE COMMONWEALT...

LE MOUVEMENT DE JEUNESSE POUR UN...

Send With Remittance

To

"HORIZON"

National CCYM Publication

301 Metcalfe Street — Ottawa, Ont.

Name of Subscriber ..... Print in block letters

Address .....

City, Town or RR. .....

Subscription rate: 10 issues, $1.00
20 issues, $2.00

Canvasser .....

Address .....

To: CCF National Council Members
Members of Parliament
Members of the Legislative Assemblies

Dear Friend:

"Horizon", the CCYM national magazine, has been doing a worthwhile job of informing and educating young people for the past year and

FORM 6122

EXCLUSIVE CONNECTION WITH WESTERN UNION CABLE SERVICE

CANADIAN NATIONAL TELEGRAPHS

W. M. ARMSTRONG, GENERAL MANAGER
TORONTO

STANDARD TIME 1948 JUN 26 PM 2 37

VA136 22/20 NL GET REPLY=VANCOUVER BC 26

ANDREW BREWIN ESQ= 312 Bay

1533 BARRISTER & SOLICITOR STERLING TOWER=TOR=

1533 IT APPEARS LIKELY COOP UNION DIRECTORS MEETING MONTREAL TWENTY-EIGHTH JULY WILL YOU BE BACK FROM ENGLAND BY TWENTY-SIXTH WIRE REPLY=

BOB MCMASTER.=

TEL. NO. ..... TIME 216
TO ..... BY ...
CALLS LEFT ...
ATTEMPTS 0
FILE ... MAIL ... DELIVER ...

1-24

STATEMENTS RENDERED MONTHLY

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brewi
Barrist
37

CCYM

CO-OPERATIVE COMMONWEALT

LE MOUVEMENT DE JEUNESSE POUR UN

Send With Remittance

To

"HORIZON"

National CCYM Publication

301 Metcalfe Street **Ottawa, Ont.**

Name of Subscriber ..... Print in block letters

Address .....

City, Town or RR. .....

Subscription rate: 10 issues, $1.00
20 issues, $2.00

Canvasser .....

Address .....

To: CCF National Council Members
Members of Parliament
Members of the Legislative Assemblies

Dear Friend:

"Horizon", the CCYM national magazine, has been doing a worthwhile job of informing and educating young people for the past year and a half. Our resources are limited - but every effort is being made to expand the magazine in the hope that it can be made to fill an increasingly useful place in our movement.

One job which we believe the magazine could do more successfully is that of acting as an introduction to our party. This work requires promoters. We are urging CCF'ers across the country to subscribe to "Horizon" ($1 per year for ten issues) on behalf of some young person and in this way make new contacts for the movement.

I am enclosing five subscription blanks. Would you consider it a good investment to make a permanent contact between the CCYM and five young people with whom you are acquainted? If so please return these five subscription blanks (complete with name and address of five young people) together with five dollars to:
HORIZON, 301 Metcalfe St., Ottawa

Those of you who have sponsored subscriptions to "Horizon" on previous occasions will find satisfaction in knowing that many of them have renewed.

Thank you for your co-operation.

Yours sincerely,

Sylvia;

Sylvia Goldblatt (Mrs.)
MANAGING EDITOR "HORIZON"

1-24

46 ELGIN STREET

F. Andfew Brewin
Barrist[illegible],
37

OTTAWA, January 8, 1947.

CO-OPERATIVE COMMITTEE CLAIMS FUND

DRAFT BUDGET

		9,300.00
Solicitors' Fees		
Solicitors' Disbursements:		
McMaster	2,500.00	
Brewin	1,500.00	
Cherniack	300.00	4,300.00
Valuation Fees:		
Mr. Umaga	1,000.00	
Mr. Hewer	3,500.00	
Statistical Work		
Prof. Farr	2,000.00	
Students	1,000.00	
Fishing expert	400.00	
Chattels "	300.00	
Radio "	200.00	
Farm Implement "	300.00	
Reserve	3,300.00	12,000.00
Sundry Expenses:		
Printing		2,000.00
Work re filing claims		
" " tabulating "		
Interpreters, etc.		6,257.28
Contingency Reserve		
		$ 33,857.28

1-24

46 ELGIN STREET

F. Andfew Brewin

STATEMENTS RENDERED

OTTAWA

Points for discussion with Mr Gunson

1. Introduction. Keep Committee. Church groups. Ukrainian Labour, individuals. Press. across Canada

includes Jap

When deputation undertook to represent Japanese claimants in respect to property losses

Appointment of Commissioner under Inquiries Act.

Act of protest - & generally not superseded into

alleged misconduct of evacuation & matter of legal claims

3. outstanding matters for discussion

1. Fishing Vessels. Letter to Raley. a brief story. admitted unauthorized sale

Mergenthaler & Empire - a few typical cases

should clear whole thing up

2. Commission

See Argument before Bird & his rulings

Letter to Colin Gibson.

Alternative test cases

Degree of cooperation -

3/ Assistance in future conduct of commission. complexity & size

Necessity of cooperation. Mechanics

Letter Approval of Bird. Authority under Inquiries Act

Time etc

1) Saving of time & money to

2) Position of Japanese claimants

3) not in same position as ordinary claim

4) alternatives awarding of costs to successful claimant

4/ For interviews with Varcoe. payment out & releases

Thorough solutions

1-24

46 ELGIN STREET

F. Andfew Brewin
Barrist[illegible]

OTTAWA, January 8, 1947

June 28, 1948.

J. P. Erichsen-Brown Esq.,
46 Elgin Street,
Ottawa, Canada.

Dear Sir:

Re: Japanese Canadians

We enclose herewith cheque for $8.29 in payment of your account dated January 8, 1947.

We are very sorry that payment has been overlooked.

Please receipt and return the account to us.

Yours very truly,

FAB

FAB:HC
Encl.

1-24

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brewin
Barrist[illegible],

-2-

June 28, 1948.

Mr. R. J. McMaster

other time, it might be advisable for me to fly to Van-
couver at that time, although I am not [illegible] from
of the summer, to be away from home longer than is nec-
essary.

Yours sincerely,

Mr. R. J. McMaster,
c/o Messrs. Campbell, Brazier, Fisher & McMaster,
Barristers,
675 West Hastings Street,
Vancouver, B.C.

Dear Bob:

I received your wire and replied to it.

As I said, my plans are to fly back via Montreal T.C.A. on July 30th. However, I believe my case is to be called on the 12th, and it will only take two or three days, and I might get an earlier booking and meet you in Montreal on the way back.

It will naturally be my intention to join my family at Stoney Lake as soon as possible on return. However, If I can get back a day or two sooner, I might be able to see you in Montreal on July 29th or even on the 27th. If you will let me know what address to communicate with you, I can cable when my plans are more definite.

If I cannot get back before the 30th, I am wondering if it would be possible for you to stay over in Montreal to the 31st. I would suggest that if Mr. Ouimet is available, you should discuss various legal problems with him as I was very much impressed with his experience and ability.

Instead of drafting a long brief, I have prepared a letter to Mr. Ilsley about fishing vessels. I will send you a copy shortly. I am also writing to the Secretary of State to renew our claim in respect to the commissions.

I also have your letter of June 21st to answer. The matters which you raise seem to be such as can only be satisfactorily discussed when we meet.

Another possibility is that I expect to have to go to Winnipeg for the C.C.F. National Convention on the week of August 12th. If we cannot get together at any

1-24

46 ELGIN STREET

OTTAWA, January 8, 1947.

June 28, 1948.

Mr. R. J. McMaster

other time, it might be advisable for me to fly to Vancouver at that time, although I am not anxious, in lieu of the summer, to be away from home longer than is necessary.

Yours sincerely,

FAB:HC

6383

1-24

46 ELGIN STREET

OTTAWA, January 8, 1947.

Andrew Brewin

F
B
3
T

Campbell, Brazier, Fisher & McMaster

Barristers and Solicitors

A. T. R. CAMPBELL
C. W. BRAZIER

A. W. FISHER
R. J. McMASTER

A. J. F. JOHNSON

TELEPHONE PACIFIC 9164

RECEIVED
JUN 29 1948
CAMERON WELDON & IRWIN

ROYAL BANK BUILDING
675 WEST HASTINGS STREET
VANCOUVER, B.C.

OUR FILE NO.

June 28th, 1948.

Andrew Brewin, Esq.,
Barrister & Solicitor,
Sterling Tower,
Toronto, 1, Ontario.

Dear Andy:

Re: Japanese Claims.

I have for acknowledgment receipt of your wire and as the Co-Op Union of Canada meetings will likely be on the 28th, 29th and 30th of July, I have booked my transportation so that I will be in Montreal some time on the 27th and return via Toronto on Saturday, the 31st, planning to spend the 31st of July, and the 1st and 2nd of August in Toronto. Assuming that your plane gets through on July 30th from London, we might then get two or three days together in Toronto before my return.

If there are any changes in your plans which would indiate that it will be impossible for you to get back by the 31st of July, I would appreciate being advised as unless you are in the East and we can get together, I do not want to spend any more time away from the office than is necessary.

Yours truly,

CAMPBELL BRAZIER FISHER & McMASTER,

Per:

McM:MM

1-24

OTTAWA, January 8, 1947.

46 ELGIN STREET

F. Andfew Bre
Barrist
372 Bay Str

EXCLUSIVE CONNECTION WITH WESTERN UNION CABLE SERVICE

FORM 6102

CANADIAN NATIONAL TELEGRAPHS

W M ARMSTRONG, GENERAL MANAGER
TORONTO

CLASS OF SERVICE DESIRED	
FULL RATE	X
DAY LETTER	
NIGHT MESSAGE	
NIGHT LETTER.	

PLACE X OPPOSITE SERVICE DESIRED

CHECK	RECEIVERS NO.	TIME FILED	CHARGE TO DEPT. OR ADDRESS

Send the following message, subject to the terms on back hereof, which are hereby agreed to

Toronto, Ontario,
June 28, 1948.

MR. R. J. McMASTER,
c/o CAMPBELL, BRAZIER, FISHER & McMASTER,
675 WEST HASTINGS STREET,
VANCOUVER, B.C.

HAVE BOOKED PASSAGE TCA RETURNING TO CANADA VIA MONTREAL JULY THIRTIETH STOP POSSIBLE THAT IF CASE ENDS EARLIER THAN EXPECTED MAY GET EARLIER BOOKING STOP HOPE WE CAN GET TOGETHER END OF JULY

F. A. BREWIN

Charge; Cameron, Weldon & Brewin,
372 Bay Street,
Toronto, Ontario.

G. & T.
6383

1-24

OTTAWA, January 8, 1947.

46 ELGIN STRE

F. Andfew Bre
Barrist
372 Bay Str

June 30, 1948.

Mr. Kunio Hidaka,
61 Avenue Road,
Toronto, Ontario.

Dear Mr. Hidaka:

I read your report with great interest.

I am not yet able to express any definite opinion in regard to the pages 47 to 54 on valuators, although the material will be very valuable to us.

Some time during the summer I will be consulting our valuators and we will be preparing a careful memorandum of law for submission to the Commissioner when the question of values comes up in the fall.

Your memorandum will be very useful in this connection.

Yours very truly,

F. A. Brewin
per HC

FAB:HC

G. & T.
6383

1-24

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brewin,
Barrist[illegible], Solici
372 Bay St[illegible]
Toronto

Jun[illegible]

June 30, 1948.

Mr. George Tanaka,
84 Gerrard Street East,
Toronto, Ontario.

Re: Japanese Claims

Dear Mr. Tanaka:

I am enclosing herewith copy of letter sent to-day to Mr. J. L. Ilsley in connection with the terms of reference.

I am also enclosing memorandum of cases which you requested.

Yours very truly,

FAB:HC
Encl.

G. & T.
6383

46 ELGIN STREET

F. Andfew Brewin,
Barrist[illegible], Solici[illegible]
372 Bay St[illegible]
Toronto

OTTAWA, January 8, 1947.

June

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G. & T.
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June 30, 1948.

Mr. R. J. McMaster,
c/o Messrs. Campbell, Brazier, Fisher & McMaster,
Barristers, Solicitors,
675 West Hastings Street,
Toronto, Ontario.

Dear Bob:

Re: Japanese Claims

I am enclosing herewith copy of letter sent to-day to Mr. J. L. Ilsley, Minister of Justice in regard to the terms of reference.

Yours sincerely,

FAB:HC
Encl.

46 ELGIN STREET

F. Andfew Brewin,
Barrist[illegible], Solic[illegible]
372 Bay [illegible]
Toronto

OTTAWA, January 8, 1947.

June

-2-

30th June, 1948.

J.L.Ilsley Esq.,K.C.,M.P.,
The Minister of Justice,
Ottawa,
Canada.

Dear Mr. Ilsley:

I am writing to you once again in regard to the terms of reference of the Inquiry into the claims of the property losses of Japanese Canadians, to request on behalf of the Co-operative Committee on Japanese Canadians, which as you know represents a very large percentage of Japanese Canadian claimants, that the terms of reference which are contained in P.C. 1810/47 as amended by P.C. 3737/47 be amended so as to authorize the Commissioner to inquire into and report on the claims of persons of the Japanese race that fishing vessels which were their property were disposed of under the supervision of the Fishing Vessels Disposal Committee established by P.C. 288 of the 13th of January, 1942, were sold at less than a fair market price, and notwithstanding any consent to such sales and the execution by the claimants of any documents of sale/and may recommend payment of the difference between the fair market price of such vessels at the date of sale and the amounts received from such sales.

The situation is that the Commissioner has authority under the present terms of reference to inquire into claims of persons whose fishing vessels were sold by the Custodian of Enemy Alien Property. This consisted of from 150 to 250 vessels not disposed of under the supervision of the Fishing Vessels Disposal Committee by August 1st 1942 and which were vested in the Custodian by the terms of P.C. 6247 of July 20, 1942. The Honourable Mr. Justice Bird has ruled (and we do not quarrel with his ruling) that he is not permitted by the terms of reference to inquire into claims in respect to vessels which did not vest in the Custodian. I am writing to make the respectful submission that it would be both just and convenient if the terms of reference were now enlarged by amending the Order-in-Council to permit him to do so.

As the various sub-commissioners who are hearing evidence will be conducting their hearings in the autumn, and as it would obviously be convenient to dispose of all outstanding matters in respect to Japanese claims at that time, we are asking that consideration be given to this request as soon as possible.

G. & T.
6383

OTTAWA, January 8, 1947.

46 ELGIN STREET

F. Andfew Brewin,
Barrist[illegible], Solici[illegible]
372 Bay St[illegible]
Toronto

June 20

J.L. Ilsley, Esq. K.C. M.P. 30th June, 1948

I will not endeavour here to set out in detail a full history of the fishing vessels of Japanese Canadians that were disposed of. Col. J.W.G. Hunter, counsel for the Government on this Commission, has prepared a memorandum in respect to fishing vessels which he has filed with the Commissioner. This memorandum, which I enclose, contains copies of some of the relevant Orders-in-Council.

Mr. R.J. McMaster, one of the counsel for the Co-operative Committee has also collected material and prepared a memorandum dealing with this matter which I also enclose.

From these two memoranda we selected the following salient points:

1. By P.C. 288 of January 13, 1942 some 1100 fishing vessels and their equipment were impounded and the Japanese Fishing Vessels Disposal Committee was set up to assist the Japanese Canadians in making the sales or charter arrangements of fishing vessels and no sales were to be made without the consent of the Committee.

2. Some time before May 1942, the Disposal Committee had the boats appraised, but the appraisers were specifically instructed to appraise the boats "as and where is" and disregard inflation prices caused by the war.

3. In the middle of May 1942 the Committee without legal authority as is admitted in Col. Hunter's memorandum, offered vessels for sale and sold them setting a "minimum negotiating price" which they arrived at by adding 15% to the appraised price.

4. In some cases offers were received at a price several hundred times higher than the appraised value.

5. Sales having been made without the consent of the owners and without legal authority, a number of letters were written to the owners informing them that their boats had been sold and saying that if they wanted to get the proceeds they must sign the necessary bills of sale and assignment of claim.

6. Where sales were not completed, sometimes, no doubt, owing to the refusal of the Japanese Canadians to co-operate by signing the necessary documents, the property in the remaining boats variously estimated from 149 to 240 was vested in the Custodian and in respect to these a claim may be made under the present terms of reference. No doubt when the Governor-in-Council considered the present terms of reference, primary attention was directed to claims of losses arising out of the administration of the Custodian of Enemy Alien property, as by far the greater amount of the assets of Japanese Canadians were disposed of in this way. However, the vessels which were disposed

G. & T.
6383

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OTTAWA, January 8, 1947.

46 ELGIN STREET

F. Andfew Brewin,
Barrist[illegible], Solicit
372 Bay St[illegible]
Toronto

June 20,

J.L. Ilsley, Esq. K.C. M.P. 30th June, 1948.

of before the Custodian took control of them were disposed of by reason of the same exigency of Government policy and were impounded at the same time as the vessels which vested in the Custodian.

It is respectfully submitted that it would be highly unreasonable and unjust if, as is the situation at the present time, owners of these vessels which were sold before August 1st, 1942, were not entitled to present a claim for the fair market value of their vessels while those whose vessels through lack of co-operation were not sold by that date are entitled to make a claim, nor is it we suggest any answer to say that in case of vessels disposed of through the Fishing Vessels Disposal Committee the owners consented to the sale or signed documents of sale. As we have already pointed out more fully in Mr. McMaster's submissions, these consents and documents of sale were obtained in many cases after sale, and under conditions which amounted to a form of duress or at the best in circumstances which could hardly be described as constituting the owners as willing vendors.

We need hardly add that we regret having to make a request which will add to the labours of the Commissioner and staff. We think, however, that it will be agreed that it is most advisable that all property claims arising out of the ev of the Japanese Canadians be dealt with at this time and tha inquiry be made so that no tag ends or possibility of litigat remain over to be disposed of when the Commissioner finally ports to the Governor-in-Council.

Yours respectfully,

F.A. Brewin
per HC

FAB:HC
Encl.

FAB/HC
Encs.

46 ELGIN STREET

OTTAWA, January 8, 1947.

F. Andfew Brewin, Esq.,
Barrist[illegible], Solicitor,
372 Bay Street,
Toron[illegible]io.

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June 2(

J. P. ERICHSEN-BROWN

BARRISTER, SOLICITOR, ETC.

Re: Japanese Canadians

Having received cable from you from England, attending

King's Printer to order and later personally

ten copies National Emergency Transitional Powers Act and

Airmail and cable to you.

Fee... $5.00

Disbursements

Air Mail $1.20

June 30/48

June 30, 1948.

J. L. Ilsley Esq.,K.C.,M.P.,
Minister of Justice,
Ottawa, Canada.

Dear Mr. Ilsley:

I am enclosing herewith an official letter addressed to you on behalf of the Co-operative Committee on Japanese Canadians. By the time it is received, I gather from the newspapers you may be in private practice, and I assume that the letter will receive attention from your successor or the acting Minister of Justice.

May I be permitted to express my regret at your retirement from public life, and I hope that you will enjoy your return to the profession.

Yours very truly,

FAB:HC
Encl.

I-24

46 ELGIN STREET

STATEMENTS RENDERED MONTHLY

OTTAWA, January 8, 1947.

F. Andfew Brewin, Esq.,
Barrist[illegible], Solicitor,
372 Bay Street,
Toronto, Ontario.

IN ACCOUNT WITH

J. P. ERICHSEN-BROWN

BARRISTER, SOLICITOR, ETC.

Re: Japanese Canadians

June 20, 1946 — Having received cable from you from England, attending King's Printer to order and later personally to call for ten copies National Emergency Transitional Powers Act and Airmail and cable to you.

Fee... $5.00

Disbursements

Air Mail $1.20
10 copies Statute as above 1.00
Cable 1.09

3.29

$8. 29

RECEIVED PAYMENT
Date June 30/48
WITH THANKS
Per

1-24