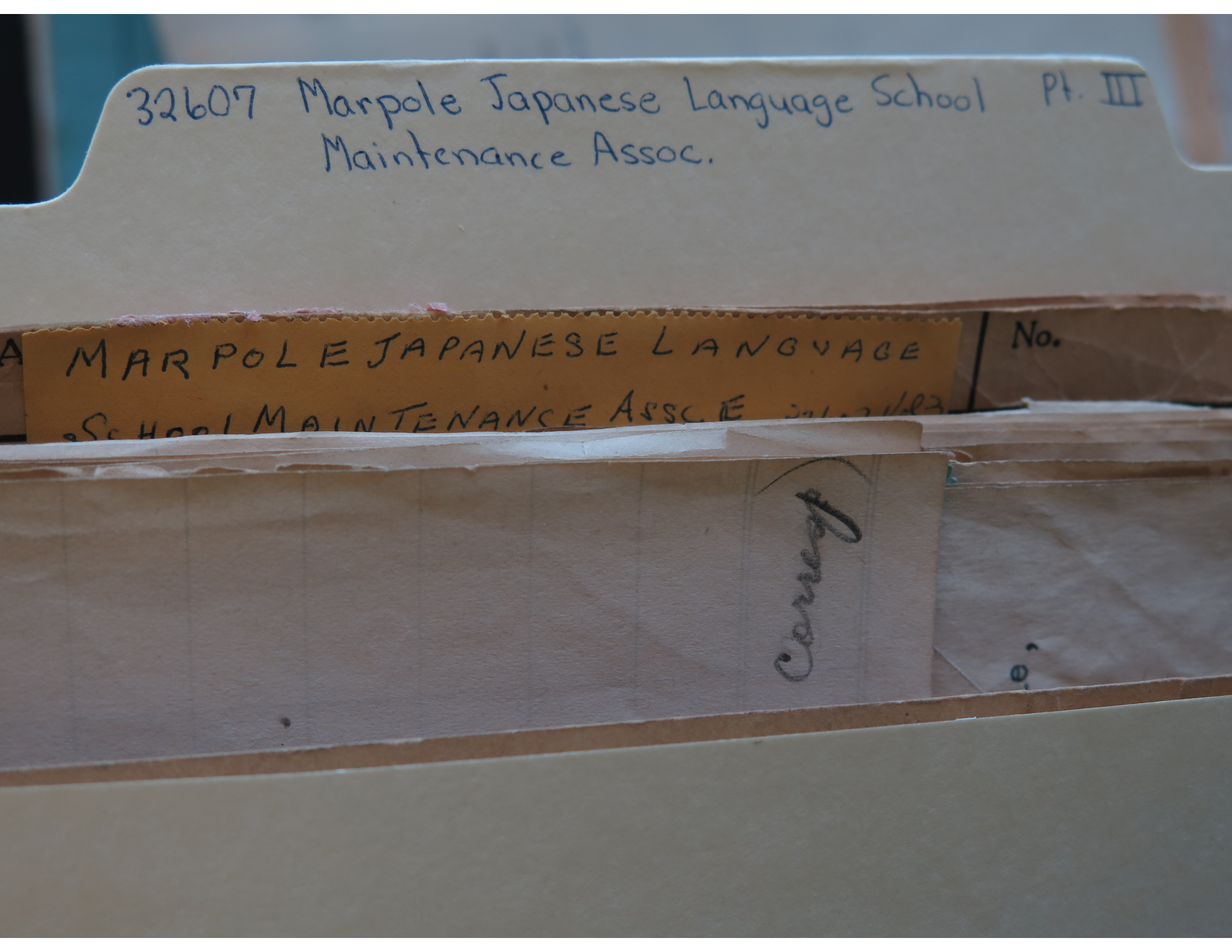
32607 Marpole Japanese Language School Pt. III
Maintenance Assoc.



To the Office of the Custodian,
506 Royal Bank Building,
Vancouver, B. C.

IN THE MATTER OF THE ASSETS OF THE
MARPOLE JAPANESE LANGUAGE SCHOOL
MAINTENANCE ASSOCIATION.

Japanese Canadian

TELEPHONE: PLAZA 1253

JCCA

CITIZENS ASSOCIATION

NATIONAL HEADQUARTERS:
~~[illegible] ST.~~ 61 COLLEGE ST., TORONTO 2, ONTARIO

February 10, 1950.

TO WHOM IT MAY CONCERN:

In the matter of the assets of the Marpole Japanese Language School Maintenance Assoc., Miss Aya Suzuki, on behalf of her father, Mr. Sentaro Suzuki, last President of the Association before the Evacuation, has appealed to the National Japanese Canadian Citizens Assoc. for assistance in taking initiative responsibility to determine the true state of affairs of this Association, and the wishes of its members regarding disposition of these assets.

The National JCCA has therefore endeavoured to present the suggestions and views of Mr. Sentaro Suzuki and to provide an opportunity for the members of the Marpole Japanese Language School Maintenance Assoc. to consider these views and, if they are in accord with them, to signify their approval by affixing their signature above their designated name on the membership roll appended herewith.

To this end, the National JCCA, in taking initiative responsibility with regard to matters pertaining to the Marpole Japanese Language School Maintenance Assoc., has accepted the offer of Miss Aya Suzuki to bring this matter to the attention of the individual members of the Association who reside in the city of Montreal, Quebec; Toronto, Ontario; and other cities and towns in the Province of Ontario.

Yours truly,

George Tanaka.

GEORGE TANAKA, National Executive Secy.

GT/nf

states that the sum of $420.18 was given to Mr. Nishimura, a Trustee of the Association, by the members of the Association, to pay for the taxes levied on the Association's property during the years 1936 to 1942, inclusive, amounting to $410.18 and payment of Insurance premium of $10.00.

TO WHOM IT MAY CONCERN:

1. Preliminary

The National Japanese Canadian Citizens Association, which fully represents Japanese Canadians as a duly constituted national body, has received a request from Mr. Sentaro Suzuki, who was the last president of the Marpole Japanese Language School Maintenance Association, to take initiative responsibility to determine the true state of the property of the aforementioned Marpole Japanese Language School Maintenance Association jointly owned, at the time of the Evacuation in 1942, by its 61 members, a list of whose names are appended.

2. Trusteeship of the Marpole Japanese Language School Association

It is the express statement of Mr. Sentaro Suzuki, last President of the Association, that Mr. Jujiro Nishimura, Mr. Toshiro Teramura and Mr. Kyomitsu Yamasaki were duly appointed as Trustees of the Marpole Japanese Language School Association by the members and that thereby the property of the Association was registered in their names on behalf of the Association.

3. Assets of the Marpole Japanese Language School Maintenance Assoc.

It is declared by Mr. Sentaro Suzuki that the property of the Association which, subsequent to the Evacuation in 1942 of its members, was disposed by sale by the Office of the Custodian giving credit to the Association of a net cash balance of $1,611.02, rightfully belongs to the Association without encumberance of debt to any individuals.

And to further qualify the above statement, Mr. Suzuki states that the sum of $420.18 was given to Mr. Nishimura, a Trustee of the Association, by the members of the Association, to pay for the taxes levied on the Association's property during the years 1936 to 1942, inclusive, amounting to $410.18 and payment of Insurance premium of $10.00.

And with regard to the financial obligation the Teramura Estate owes the Nishimura Estate, whereby Mr. Nishimura paid for the funeral expenses of Mr. Teramura in the amount of $750.00, this matter is considered, with all due respect, as a private matter which does not concern the administration of the assets of the Marpole Japanese Language School Maintenance Association.

4. Legal Costs

It is suggested that all proper and due legal costs and expenses incurred by Mr. Sentaro Suzuki and the Estate of Jujiro Nishimura, deceased, in connection with the administration of the Marpole Japanese Language School Maintenance Association funds, be paid for from the credit of the Association before final settlemet of the Association's funds.

5. Disposition of the Assets of the Marpole Japanese Language School Maintenance Association

It is suggested that the assets of the Association amounting to $1,611.02 less any proper and due charges of legal costs and expenses incurred in the administration of the Association's funds, be donated in equal shares to the following named:

1. The National Japanese Canadian Citizens Association,
2. The David Lloyd George School, Vancouver, B. C.,
3. The Toronto Buddhist Temple,
4. The Anglican M.S.C.C.
5. Japan Relief.

The undersigned members of the Marpole Japanese Language School Maintenance Association have given careful study and thought to this statement, declarations and suggestions covered under Sections 1 to 5, inclusive, and find them to be reasonable and true.

Specifically, they find the statements made in Sections 2 and 3 to be truthful.

They accept the suggestions proposed in Sections 4 and 5.

(In the Matter of Disposition of Assets of the Marpole Japanese Language School Maintenance Association)

	NAME	ADDRESS	
9341	1. Deceased. NISHIMURA, Jujiro		
14684	2. WAKABAYASHI, Genroku	Lillooet. East Lillooet. BC.	
2313	3. HIROTA, Shihei	address unknown.	
10221	4. Deceased ONO, Shohei		
2282	5. Signature attached ONO, Yoshiichi	BC.	T.
1774	6. IRIYE, Seihachi	848. McMillan St. Fort William. Ont.	
1021	7. HIGO, Minoru Misao	c/o Wm Alexander Pincher Creek. Alberta	
10338	8. HIROTA, Sanyemon	address unknown.	
4390	9. SUZUKI, Kaoru	Suzuki Kaoru	
3169	10. NISHI, Kanao Benkan Digami	Kanao Nishi	T.
3135	11. REPAT TAKAHASHI, Shinhichi		
14210	12. East Lillooet. BC. WAKABAYASHI, Gentaro.	c/o London Scottish assce. Corp. Ltd. 626 West Pender St. Vancouver B.C. refer to Policy 128853.	Ma 3625
7387	13. SAKAMOTO, Shigeru (Nishi)	Shigeru Sakamoto	
4839	14. UTSUNOMIYA, Zenji	P.O. Box 149. Coaldale. Alberta.	
10228	15. FUJIOKA, Yonesaku	Y. Fujioka	T
9957	16. SUZUKI, Sentaro	Sentaro Suzuki.	
1542	17. NAKAGAWA, Kumakichi	Kumakichi Nakagawa	T
12450	18. NAKAGAWA, Masajiro	Masajiro Nakagawa	T
10843	19. KUWABARA, Hironori		T
9041	20. Signature Attached FUJITA, Sataro		
10335	21. Daughter's Signature Attached ARIMA, (Mrs.) Same		

(continued)

	NAME		
5970 ✓	22. SEKI, Kakuzo	Deceased	
4597 ✓	23. MIIKE, Uhei	Signature Attached.	
9494	24. KAKINO, Koichi		Address unknown. T
2838	25. TADOKORO, Yukiharu		Raymond, alberta.
✓ 9943	26. KOMORI, Matsunosuke	Deceased.	c/o Monarch Life Assce Co. 1003. Electric Railway Chambers Wkg. Winnipeg. Manitoba. refer to Policy # 97357
3618	27. YAMAMOTO, Yonesaku Yonejo		
10931 ✓	28. SHIBATA, Kanematsu. Kenmatsu	Deceased.	
15196	29. KATAYAMA, Goro	Signature attached	10354 - 93rd St. Edmonton. alta.
3620	30. ITO, Heijo.	~~Winnipeg~~	Box 431. Cedar Springs. Ontario
	31. KARIATSUMARI,		Cannot trace without Given name.
2205	32. FURUKAWA, Akio		Coaldale. Alberta.
9588 ✓	33. K. a. Kubo KUBO, Kumataro		143 Milton Ste. Montreal, Quebec
11667 ✓	34. UCHIDA, Morisaku		M. Uchida c/o T. Shinohara
11542 ✓	35. OMIYA, Seitaro	REPAT.	
7106 ✓	36. AKISE, Kyuichi	Deceased.	
3538	37. AKISE, Ichiyoshi	RePAT	c/o Manufacturers Life Insce. Co. Toronto refer to Policy # 706415. T
1474 ✓	38. FUKUMOTO, Toyemon		Fukumoto Toyemon T
12619	39. KODAMA, Shizuka		% Simon Ronsher. Athalmere. B.C.
11059 ✓	40. NUNODA, Soichi		Nunoda Soichi
10491 ✓	41. TOKIWA, Tsunekichi		Tokiwa Tsunesuke T

(comtinued)

	NAME		
8082 ✓	42. SUNOHARA, Junichi	Signature Attached ✓	
2123 ✓	43. IRIYE, Kiyemon	x Kbaie	T
14676 ? ✓	44. YAMASHITA, Kichinosuke	Shinozani.	
13592	45. NISHIZAKI, Yosomatsu	Signature attached .. Kamloops.	60. Alexander Ave North Kamloops. B.C.
7029 ?	46. TADOKORO, Seikai Harumi	... Welling Alberta.	
3455 ✓	47. SAKAMOTO, Sakichi	REPAT. ...	
2040	48. TOYOFUKU, Atsushi	Signature attached ... Vancouver.	648. West 71st Ave.
10324 ?	49. NAKAZAWA, Shusui	Signature attached B.C.	% Ross Graham. Saicamous. BC.
1616 ✓	50. MATSUI, Toshiro	Signature attached Roy Matsui	T
10319	51. MUROTA, Shishiro		% Tokumi Murota. P.O. Box 1227 Revelstoke BC.
8954	52. ISHIWATARI, Hikoshiro	No Surname as Ishiwatari Registered	Ishiwata Hikotaro 2681 Zotikue pt Montreal P.Q.
13816 ✓	53. OSAKA, Otokichi	Signature Attached	Address unknown
3173	54. YAMADA, Hideo	Jayka Yamada	O. Osaka
13761	55. DINAYE, Nobuo	Signature attached	Taber. Alberta.
4213 ?	56. NAGATA, Kenichi	Domai	address unknown
3620	57. ITO, Heizo		P.O. Box 431. Cedar Springs. Ontario
3023	58. YAMAMOTO, Isamu	Russ	% Mrs. Yasu Yamamoto B.C. R.R.1. Oyama. B.C.
15699 ✓	59. UCHIYAMA, Masaki	Signature S. Uchiyama attached	
9842	60. MATSUI, Toragoro		address unknown 263 Boon - Re 1394 T
3589	61. UYEDA, Sojiro	Signature attached	% Perkin Spruce Mills. Donald Station. B.C.

(The above 61 members constitute actual membership at the time of Evacuation.)

The name of Mr. ZENHICHI MATSUMIYA is not listed in the booklet and therefore, be put in with the rest of the names in the Marpole Community.

Yours truly,

Zenhichi Matsumiya
3657 Colonial Ave.
Montreal. Que.

2. National J.C.C.A.

3. Bhuddist Church.

4. Anglican Missionery Society.

5. Japan Relief.

signed Otokichi Osaka

TO WHOM IT MAY CONCERN:

I, as a member of the Marpole Japanese Language School wish the National Japanese Canadian Citizens Association(J.C.C.A.) to take over its affairs.

Signed Tokiko Tanaka (Mrs.) daughter. (nee Tokiko Arima)

Voting the monies to:

1. David Lloyd George School.....

2. National J.C.C.A.....

3. Bhuddist Temple.....

4. Anglican Missionary society.....

5. Japan Relief.....

and any other suggestions.....

2. National J.C.C.A.

3. Bhuddist Church.

4. Anglican Missionery Society.

✓ 5. Japan Relief.

signed Otokichi Osaka

OM IT MAY CONCERN:

I, as a member of the Marpole Japanese Language School ~~xxxxx~~ wh wish the National Japanese Canadian Citizens Association (J.C.C.A.) to take over its affairs.

Signed.....

Voting the monies to:

1. David Lloyd George School.....
2. National J.C.C.A.....
3. Bhuddist .Temple.....
4. Anglican Missionary society.....
5. Japan Relief.....

and any other suggestions.....

1. David Lloyd George School.

✓ 2. National J.C.C.A.

3. Bhuddist Church.

4. Anglican Missionery Society.

✓ 5. Japan Relief.

signed Otokichi Osaka

...s a member of the Marpole Japanese Langugge School ~~which~~ wh wish
... Japanese Canadian Citizens Association (J.C.C.A.) to take over its

Signed.....Hiroshi.....

Voting the monies to:

1. David Lloyd George School.....
2. National J.C.C.A.....
3. Bhuddist .Temple.....
4. Anglican Missionary society.....
5. Japan Relief.....

as outlined in your letter

and any other suggestions.....

1. David Lloyd George School.

✓ 2. National J.C.C.A.

3. Bhuddist Church.

4. Anglican Missionery Society.

✓ 5. Japan Relief.

signed Otokichi Osaka

...a member of the Marpole Japanese Language School ~~xhich~~ wh wish
...Japanese Canadian Citizens Association (J.C.C.A.) to take over its

Signed..U. Miki.....

Voting the monies to:

1. David Lloyd George School.....✓
2. National J.C.C.A.....✓
3. Bhuddist .Temple.....✓
4. Anglican Missionary society.....✓
5. Japan Relief.....

and any other suggestions.....

1. David Lloyd George School.

✓ 2. National J.C.C.A.

3. Bhuddist Church.

4. Anglican Missionery Society.

✓ 5. Japan Relief.

signed Otokichi Osaka

TO WHOM IT MAY CONCERN:

I, as a member of the Marpole Japanese School wish the National Japanese Citizens Association (J. C. C. A.) to take over its affairs.

signed Otokichi Osaka

2,

VOTING THE MONIES TO:

1. David Lloyd George School.

✓ 2. National J.C.C.A.

3. Bhuddist Church.

4. Anglican Missionery Society.

✓ 5. Japan Relief.

signed Otokichi Osaka

TO WHOM IT MAY CONCERN:

I, as a member of the Marpole Japanese School wish the National Japanese Citizens Association (J. C. C. A.) to take over its affairs.

signed. Z. Matsumiya.

2.

VOTING THE MONIES TO:

1. David Lloyd George School.

2. National J. C.C.A. ✓

3. Bhuddist Church.

4. Anglican Missionary Society.

5. Japan Relief. ✓

signed. Z. Matsumiya

TO WHOM IT MAY CONCERN:

I, as a member of the Marpole Japanese School wish the National Japanese Citizens Association (J. C. C. A.) to take over its affairs.

signed... K. A. Kosho.

2.

VOTING THE MONIES TO:

1. David Lloyd George School.
2. National J. C.C.A. ✓
3. Bhuddist Church. ✓
4. Anglican Missionary Society. ✓
5. Japan Relief. ✓

signed... K. A. Kosho...

143 Milton ST
Montreal P Q

TO WHOM IT MAY CONCERN:

I, as a member of the Marpole Japanese School wish the National Japanese Citizens Association (J. C. C. A.) to take over its affairs.

signed S. Ushida
per: T. Shinohara

2.

VOTING THE MONIES TO:

1. David Lloyd George School. ✓

2. National J. C.C.A. ✓

3. Bhuddist Church. ✓

4. Anglican Missionary Society. ✓

5. Japan Relief. ✓

signed S. Ushida
per: T. Shinohara

To whom it may concern.

I, as a member of the Marpole Japanese Language School wish the National Japanese Canadian Citizens Association (J.C.C.A.) to take over its affairs.

signed

S. Uchiyama

and

Voting the monies to:

(1) David Lloyd George School. ✓

(2) National J.C.C.A. ✓

(3) Buddist Church ✓

(4) Anglican Missionary Society. ✓
M.S.C.C.

(5) Japan Relief. ✓

signed S. Uchiyama

CANADA
ARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN

JAPANESE EVACUATION SECTION

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

March 29, 1949.

K. W. Wright, Esq.,
Counsel to the Custodian,
Office of the Custodian,
7 O'Connor Street,
Ottawa, Ontario.

Dear Mr. Wright:

Re: Lots 2 and 3, Block 8, D.L. 318, Group 1,
District of New Westminster, Plan 1749,
on which is situated a school building
stated to belong to the Marpole Japanese
Language School, an unincorporated Society.

The following documents are enclosed herein for signature:

Transmission of the undivided one-half interest of Kiyomitsu Yamasaki in Lot 2;
Transmission of the undivided one-third interest of Kiyomitsu Yamasaki in Lot 3;
Deed covering these interests, together with the interest of Tashiro Teramura, deceased, in Lot 3, to the Burrard Lions Club Activity Society.

Transmission of the undivided one-third interest of Teramura in Lot 3 has already been signed by Mr. Mathieu.

J. A. MacLennan, solicitor for the Estate of Jujiro Nishimura, Deceased, is preparing a Deed covering the undivided one-half interest of Nishimura in Lot 2 and the remaining one-third interest in Lot3.

The entire property, consisting of Lots 2 and 3, was sold in May 1946, to the Burrard Lions Club Activity Society for the sum of $2,000.00, approval having been given by the Advisory Committee on May 17, 1946. The Purchaser, who was the tenant, remained in possession. Title could not be delivered previously due to the necessity of administering the Estates of Jujiro Nishimura and Tashiro Teramura, both deceased.

Yours very truly,

F.G.Shears

F. G. Shears,
Director.

AGM/AC
Enc. (3)

P.S. The purchase price shown on the deed is the proportion represented by the interests of Yamasaki and Teramura.

W-152

April 4th, 1949

MEMORANDUM FOR MR. MATHIEU

RE: Jujiro Nishimura and Tashiro Teramura, Dec'd
Marpole Japanese Language School

The above property was sold in May, 1946, to the Burrard Lions Club Activity Society for the sum of $2,000.00, approval having been given by the Advisory Committee on May 17, 1946.

The purchaser, who was the tenant, remained in possession.

Title could not be delivered previously due to the necessity of administering the Estates of Jujiro Nishimura and Tashiro Teramura, both deceased. Mr. J. A. MacLennan, Solicitor for the Estate of Jujiro Nishimura is preparing a Deed covering the undivided one-half interest of Nishimura in Lot 2 and the remaining one-third interest in Lot 3.

Transmissions and Deed of Land are attached hereto and it would be appreciated if you would kindly execute same.

K. W. WRIGHT

KWW/JF
Attach.

F. G. Shears,
Director.

AGM/AC
Enc. (3)

P.S. The purchase price shown on the deed is the proportion represented by the interests of Yamasaki and Teramura.

RANDUM FOR MR. MATHIEU

April 4th, 1949

RE: Jujiro Nishimura and Tashiro Teramura, Dec'd
~~32607~~ -18927
~~Marpole~~ Japanese Language School

The above property was sold in May, 1946, to the Burrard Lions Club Activity Society for the sum of $2,000.00, approval having been given by the Advisory Committee on May 17, 1946.

The purchaser, who was the tenant, remained in possession.

Title could not be delivered previously due to the necessity of administering the Estates of Jujiro Nishimura and Tashiro Teramura, both deceased. Mr. J. A. MacLennan, Solicitor for the Estate of Jujiro Nishimura is preparing a Deed covering the undivided one-half interest of Nishimura in Lot 2 and the remaining one-third interest in Lot 3.

Transmissions and Deed of Land are attached hereto and it would be appreciated if you would kindly execute same.

K. W. WRIGHT

KWW/JF
Attach.

return to
Mr. Wright.

Enc. (3)

is the proportion
saki and Teramura.

I4 Admi ral Rd.,
Toronto, Ont.
July I5th50.

Mr. Matsui.

Re. THE MARPOLE JAPANESE LANGUAGE SCHOOL.

As you know the Japanese School has been sold and the three trustees are deceased. Dad being the last president in consultation with Mr. Soichi Nunoda and Mr. Junichi Sunohara, the other members of the executive, have decided , with the approval of all that can be contacted to hand over the business to the National J.C.C.A.

Thus this letter for your approval and your suggestions as to how the monies are to be disposed. The cash balance is$I6II.02 of which the necessary costs will be deducted. I don't want to seem to sway your opinions but these whom I was able to visit seem to welcome a suggestion.And most of them have voted for; $50 to David Lloyd George School,$I00 to Bhuddist,$I00 to anglican and the rest equally to the National J.C.C.A. and Japan Relief.

Hoping allthis meets with your approval and any suggestions are welcome. But as time is pressing I have reverted to writing. Please be on the look out in the Japanese papers for futher news.

Thanking you for your cooperation,
yours sincerely,
Aya Suzuki.

Plaese tear off and send to above address.

.....

TO WHOM IT MAY CONCERN;
I, as a member of the Marpole Japapnese Language School wish the National Japanese CanadianCitizens Association (J.C.C.A.) to take over its affairs.

Signed.....per.....

Voting the monies to:

1. David Lloyd George School.....
2. National J.C.C.A.....
3. Bhuddist Temple.....
4. Anglican Missionary Society.....
5. Japapn relief .....

Satisfactory

and any toher suggestions.....

portion
amura.

May 18, 1951.

Mr. George Tanaka,
National Executive Secretary,
Japanese Canadian Citizens Association,
61 College St.,
Toronto 2, Ontario.

Dear Sir:

Re: Marpole Japanese Language School Maintenance Association

We have your letter of the 4th instant with Brief etc. attached. We would like you to obtain some more signatures of members favouring the proposals set out in your Brief, as some of those you sent us are irregular - being signed by persons other than the named member, with no authority produced.

For those members still living in Canada we send you herewith a list showing the last addresses known to the Custodian. Some we are unable to trace. Nos. 1, 4, 22, 26, 28 & 36 are Deceased. Nos. 11, 35 & 37 repatriated to Japan in 1946.

The names underlined vary from those listed in your Brief but the addresses before evacuation were all in the immediate neighbourhood of Marpole.

We should like you to make a further effort to contact these members and advise us of their reaction to your proposal. The matter will then receive full consideration as soon as we hear from you.

Yours truly,

B. Good,
Comptroller.

BG/GN

Encl.

2.	WAKABAYASHI, Genroku	East Lillooet, B.C.
6.	IRIE, Seihachi	848 McMillan St., Fort William, Ont.
7.	HIGO, Miteru	c/o Wm. Alexander, Picture Butte, Alta.
12.	WAKABAYASHI, Gentaro	East Lillooet, B.C.
14.	UTSUNOMIYA, Zenji	P.O. Box 149, Coaldale, Alta.
25.	TADOKORO, Yukiharu	Raymond, Alta.
27.	YAMAMOTO, Yonezo	c/o Monarch Life Assurance Co., 1003 Electric Railway Chambers Bldg., Winnipeg, Man. (Refer to Policy 97357, Life)
29.	KATAYAMA, Goro	10354 - 93rd St., Edmonton, Alta.
30.	ITO, Heizo	Box 431 Cedar Springs, Ontario
32.	FURUKAWA, Akio	Coaldale, Alta.
37,	AKISE, Ichiyoshi	c/o Manufacturers Life Ins. Co., Toronto (Refer to Life Policy #706415)
39.	KODAMA, Shizuka	c/o Simon Ronacher, Athalmere, B.C.
45.	NISHIZAKI, Yosomatsu	60 Alexander Ave., North Kamloops, B.C.
46.	TADOKORO, Harumi	Welling, Alberta
48.	TOYOFUKU, Atsushi	648 - West 71st Ave., Vancouver.
49.	NAKAZAWA, Shusui	c/o Ross Graham, Sicamous, B.C.
51.	MUROTA, Shishiro	c/o Takumi Murota, P.O. Box 227, Revelstoke, B.C.
55.	DOMAI, Nobuo	Taber, Alta.
57.	ITO, Heizo	P.O. Box 431, Cedar Springs, Ont.
58.	YAMAMOTO, Isamu	c/o Mrs. Yasu Yamamoto, R.R. 1, Oy ama, B.C.
61.	UYEDA, Sojiro	c/o Parkin Spruce Mills, Donald Station, B.C.

MacLENNAN & ROBINSON

Barristers at Law, Solicitors,
Notaries Public

430-433 Rogers Building,
470 Granville Street.
VANCOUVER, B. C.

COPY

February 24th, 1950.

Japanese Canadian Citizens Assoc'n.,
~~84 Gerrard Street East,~~ 61 College St.
Toronto, Ontario.

Dear Sirs:

Re Marpole Japanese Language School Maintenance Association

We wish to thank you for your letter of February 21st. The Administrator of the estate has now advised the Custodian's Office that he waives all claims against the moneys in the hands of the Custodian and is willing to accept Mr. Suzuki's statement that the taxes and insurance premiums were actually paid out of school funds. We felt that the Custodian's Office would be better able to deal with this matter now than the Administrator and the Custodian's Office has the total proceeds of the Language School assets. The Administrator felt, however, that out of the moneys our costs to date with reference to the trust property should be paid, and we have forwarded a statement of our account to the Custodian.

We are pleased to know that you are now representing the Language School and that this matter will soon be completed. Since the estate has released its interest to the Custodian it will be necessary for you to satisfy only the Custodian. However, we wrote a number of letters to members of the School Board and if you will refer to our letter to Messrs. Richmond & Richmond of December 16th we have given them a list of the members to whom we have written. However, we received replies only from Mr. Shusui Nakazawa of Magna Bay, B. C., Genroku Wakabayashi and Gentaro Wakabayashi, both of 70 Mile House, B. C.

The Wakabayashis agreed that Mr. Suzuki and the other two members were the proper persons to receive the funds but Mr. Nakazawa said that Mr. Suzuki was only the yearly president and had no right to handle the funds. Most of the other letters were returned to us as the address was not correct. We also wrote to Mrs. Hironori Kuwabara at 5268 Esplanade Avenue, Montreal, but it appears that her deceased husband's name was Peter E. Kuwabara and that he was not a member of the School. The Mounted Police here advised us that Shinhichi Takahashi, Sakichi Sakamoto and Seitaro Omiya returned to Japan in 1946.

The Administrator does not know the whereabouts of any of the other members but we hope that this information will be of some assistance.

Yours truly,

MacLENNAN & ROBINSON

BMR/AD.

per: (signed) B. M. Robinson

The Canadian

JCCA

CITIZENS ASSOCIATION

NATIONAL HEADQUARTERS:
61 COLLEGE STREET, TORONTO 2, ONTARIO

TELEPHONE: PLAZA 1253

Yejiro Nishimura Decd. } In Trust.
Kyomatsu Yamaoka Ex Japan
Tsuhiro Teramura Decd.

May 4th, 1951.

Rec'd May 7/51
File No. 9341 - 15732
Ans.
Referred J. G. S.

Mr. C. G. Shears,
Office of the Custodian,
506 Royal Bank Building,
VANCOUVER, B. C.

Dear Mr. Shears:

The National JCCA has been given the responsibility of acting on behalf of the members of the Marpole Japanese Language School Maintenance Association in the matter of the disposition of funds in the sum of $1,611.02 credited to this Association by the Office of the Custodian. The National JCCA has carried out the request received from Mr. Sentaro Suzuki, who is the last president of the Marpole Japanese Language School Association, to determine the wishes of the various members of the Association in connection with the disposition of the school's funds. #1568.67

Last year we contacted MacLennan and Robinson, solicitors, who were representing the Nishimura estate in connection with the Marpole School Association as the enclosed copy of letter received from MacLennan and Robinson indicates. As we are led to believe that your office has been contacted by this firm of solicitors, I believe the questions involved as are indicated in section 3 of the enclosed brief has been satisfactorily settled. As you will note from the enclosed brief with appended signaturas together with additional signed statements from former members of the Marpole Japanese Language School Association, the majority of the listed members of this Association have indicated their wish and given their consent to having the National JCCA represent them and take the responsibility of disposing the funds of the Association.

We have been instructed by the majority of the members to dispose of the funds of the Marpole Japanese Language School Association in the following manner:

1. Reimburse Mr. Sentaro Suzuki certain nominal costs incurred by him in the way of legal fees which we believe is in the neighbourhood of $10.00
2. $50.00 to the David Lloyd George School
3. $100.00 to the Buddhist Church
4. $100.00 to the Anglican Church (National Headquarters)
5. Balance to be equally divided between the National JCCA and Japan Relief.

While we found it difficult to contact the majority of the members of the Marpole Japanese Language School Association, whose members are scattered throughout

Canada, we believe that the signatures of the members of this Association which are appended to the enclosed brief are a reasonably fair majority of the members.

If the enclosed authority by members of the Marpole Japanese Language School is acceptable to the Office of the Custodian, the National JCCA will undertake to dispose of the funds of the Association as indicated above. However, should there be any other consideration in connection with this matter which has been overlooked and which you require to be observed, please let us know.

May we hear from you at your earliest convenience.

Sincerely yours,

George Tanaka.

George Tanaka,
National Executive Secretary.

GT:yo
Enc.

ortion
amura.

OCT 1 1951

LETTER OF AUTHORITY TO THE CUSTODIAN

Mr. Yosomatsu Nishizaki
Name

60 ALEXANDER AVENUE, NORTH KAMLOOPS, B.C.
Address

SEPTEMBER 27, 1951.
Date

Department of the Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
VANCOUVER, British Columbia.

Dear Sir:-

Re: Marpole Japanese Language School Maintenance Association.

I have received a communication from the National Japanese Canadian Citizens Association advising me that it has received a request from Mr. Sentaro Suzuki, the last president of the Marpole Japanese Language School Maintenance Association (who has consulted with Mr. Soichi Nunoda and Mr. Junichi Sunohara, the other members of the Marpole School Association's Executive), to assist him in determining the wishes of the members with regard to the disposition of the said Association's funds.

As a member of the said Association, I have been informed by the National JCCA of the affairs of the Association and that it has a credit with the Custodian in the sum of $1,611.02.

I hereby agree to the proposal that the National Japanese Canadian Citizens Association, 61 College Street, Toronto 2, Ontario, act on behalf of the members of the Marpole Japanese Language School Maintenance Association and take responsibility for the disposition of the said Association's funds as determined by the majority wishes of the members.

(signed) Y. Nishizaki

Suggested method of disposition of the Association's funds
(If you are in agreement with the following please check approval)

1) David Lloyd George School ($50.00)
2) Toronto Buddhist Temple ($100.00)
3) Anglican M.S.C.C. ($100.00)
4) National JCCA (50% of balance)
   Japan Relief (50% of balance)

If you do not agree with the above proposals, please state here your views:

LETTER OF AUTHORITY TO THE CUSTODIAN

Mr. Nobuo Domai
Name

Box 89, Steveston, BC
Address

Oct 30, 1951
Date

Department of the Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
VANCOUVER, British Columbia.

Dear Sir:-

Re: Marpole Japanese Language School
Maintenance Association.

I have received a communication from the National Japanese Canadian Citizens Association advising me that it has received a request from Mr. Sentaro Suzuki, the last president of the Marpole Japanese Language School Maintenance Association (who has consulted with Mr. Soichi Nunoda and Mr. Junichi Sunohara, the other members of the Marpole School Association's Executive), to assist him in determining the wishes of the members with regard to the disposition of the said Association's funds.

As a member of the said Association, I have been informed by the National JCCA of the affairs of the Association and that it has a credit with the Custodian in the sum of $1,611.02.

I hereby agree to the proposal that the National Japanese Canadian Citizens Association, 61 College Street, Toronto 2, Ontario, act on behalf of the members of the Marpole Japanese Language School Maintenance Association and take responsibility for the disposition of the said Association's funds as determined by the majority wishes of the members.

(signed) N Domai

Suggested method of disposition of the Association's funds
(If you are in agreement with the following please check approval)

1) David Lloyd George School ($50.00)
2) Toronto Buddhist Temple ($100.00)
3) Anglican M.S.C.C. ($100.00)
4) National JCCA (50% of balance)
   Japan Relief (50% of balance)

If you do not agree with the above proposals, please state here your views:

LETTER OF AUTHORITY TO THE CUSTODIAN

OCT 2 1951

Mr. Atsushi Toyofuku
Name

648 - W. 7th Ave,
A. Toyofuku Vancouver B.C.
Address

to Sept 28 - 1951
Date

Department of the Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
VANCOUVER, British Columbia.

Dear Sir:-

Re: Marpole Japanese Language School
Maintenance Association.

I have received a communication from the National Japanese Canadian Citizens Association advising me that it has received a request from Mr. Sentaro Suzuki, the last president of the Marpole Japanese Language School Maintenance Association (who has consulted with Mr. Soichi Nunoda and Mr. Junichi Sunohara, the other members of the Marpole School Association's Executive), to assist him in determining the wishes of the members with regard to the disposition of the said Association's funds.

As a member of the said Association, I have been informed by the National JCCA of the affairs of the Association and that it has a credit with the Custodian in the sum of $1,611.02.

I hereby agree to the proposal that the National Japanese Canadian Citizens Association, 61 College Street, Toronto 2, Ontario, act on behalf of the members of the Marpole Japanese Language School Maintenance Association and take responsibility for the disposition of the said Association's funds as determined by the majority wishes of the members.

(signed) A. Toyofuku

Suggested method of disposition of the Association's funds
(If you are in agreement with the following please check approval)

1) David Lloyd George School ($50.00)
2) Toronto Buddhist Temple ($100.00)
3) Anglican M.S.C.C. ($100.00)
4) National JCCA (50% of balance)
   Japan Relief (50% of balance)

If you do not agree with the above proposals, please state here your views:

OCT 2 1951

LETTER OF AUTHORITY TO THE CUSTODIAN

Mr. Goro Katayama
Name

11819-68St. Edmonton Alta
Address

Sept 30th. 1951.
Date

Department of the Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
VANCOUVER, British Columbia.

Dear Sir:-

Re: Marpole Japanese Language School
Maintenance Association.

I have received a communication from the National Japanese Canadian Citizens Association advising me that it has received a request from Mr. Sentaro Suzuki, the last president of the Marpole Japanese Language School Maintenance Association (who has consulted with Mr. Soichi Nunoda and Mr. Junichi Sunohara, the other members of the Marpole School Association's Executive), to assist him in determining the wishes of the members with regard to the disposition of the said Association's funds.

As a member of the said Association, I have been informed by the National JCCA of the affairs of the Association and that it has a credit with the Custodian in the sum of $1,611.02.

I hereby agree to the proposal that the National Japanese Canadian Citizens Association, 61 College Stroet, Toronto 2, Ontario, act on behalf of the members of the Marpole Japanese Language School Maintenance Association and take responsibility for the disposition of the said Association's funds as determined by the majority wishes of the members.

(signed) G. Katayama

Suggested method of disposition of the Association's funds
(If you are in agreement with the following please check approval)

✓1) David Lloyd George School ($50.00)
✓2) Toronto Buddhist Temple ($100.00)
✓3) Anglican M.S.C.C. ($100.00)
✓4) National JCCA (50% of balance)
Japan Relief (50% of balance)

If you do not agree with the above proposals, please state here your views:

LETTER OF AUTHORITY TO THE CUSTODIAN

OCT 11 1951

Mr. Shusui Nakazawa
Name

Marpa Bay
Address

Oct 6th 1951
Date

Department of the Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
VANCOUVER, British Columbia.

Dear Sir:-

Re: Marpole Japanese Language School
Maintenance Association.

I have received a communication from the National Japanese Canadian Citizens Association advising me that it has received a request from Mr. Sentaro Suzuki, the last president of the Marpole Japanese Language School Maintenance Association (who has consulted with Mr. Soichi Nunoda and Mr. Junichi Sunohara, the other members of the Marpole School Association's Executive), to assist him in determining the wishes of the members with regard to the disposition of the said Association's funds.

As a member of the said Association, I have been informed by the National JCCA of the affairs of the Association and that it has a credit with the Custodian in the sum of $1,611.02.

I hereby agree to the proposal that the National Japanese Canadian Citizens Association, 61 College Street, Toronto 2, Ontario, act on behalf of the members of the Marpole Japanese Language School Maintenance Association and take responsibility for the disposition of the said Association's funds as determined by the majority wishes of the members.

(signed) S. Nakazawa.

Suggested method of disposition of the Association's funds
(If you are in agreement with the following please check approval)

1) David Lloyd George School ($50.00)
2) Toronto Buddhist Temple ($100.00)
3) Anglican M.S.C.C. ($100.00)
4) National JCCA (50% of balance)
   Japan Relief (50% of balance)

OK

If you do not agree with the above proposals, please state here your views:

LETTER OF AUTHORITY TO THE CUSTODIAN

OCT 1 1951

Mr. Sojiro Uyeda
Name

c/o Parkin Spruce Mills,
Address

Donald Station, B.C.
Date

Department of the Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
VANCOUVER, British Columbia.

Dear Sir:-

Re: Marpole Japanese Language School Maintenance Association.

I have received a communication from the National Japanese Canadian Citizens Association advising me that it has received a request from Mr. Sentaro Suzuki, the last president of the Marpole Japanese Language School Maintenance Association (who has consulted with Mr. Soichi Nunoda and Mr. Junichi Sunohara, the other members of the Marpole School Association's Executive), to assist him in determining the wishes of the members with regard to the disposition of the said Association's funds.

As a member of the said Association, I have been informed by the National JCCA of the affairs of the Association and that it has a credit with the Custodian in the sum of $1,611.02.

I hereby agree to the proposal that the National Japanese Canadian Citizens Association, 61 College Street, Toronto 2, Ontario, act on behalf of the members of the Marpole Japanese Language School Maintenance Association and take responsibility for the disposition of the said Association's funds as determined by the majority wishes of the members.

(signed) S. Uyeda.

Suggested method of disposition of the Association's funds
(If you are in agreement with the following please check approval)

X

1) David Lloyd George School ($50.00)
2) Toronto Buddhist Temple ($100.00)
3) Anglican M.S.C.C. ($100.00)
4) National JCCA (50% of balance)
   Japan Relief (50% of balance)

If you do not agree with the above proposals, please state here your views:

LETTER OF AUTHORITY TO THE CUSTODIAN

H. KOMORI
Name

1571 EAST 6th AVE
Address

NOV. 20 1951
Date

Department of the Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
VANCOUVER, British Columbia.

Dear Sir:-

Re: Marpole Japanese Language School
Maintenance Association.

I have received a communication from the National Japanese Canadian Citizens Association advising me that it has received a request from Mr. Sentaro Suzuki, the last president of the Marpole Japanese Language School Maintenance Association (who has consulted with Mr. Soichi Nunoda and Mr. Junichi Sunohara, the other members of the Marpole School Association's Executive), to assist him in determining the wishes of the members with regard to the disposition of the said Association's funds.

As a member of the said Association, I have been informed by the National JCCA of the affairs of the Association and that it has a credit with the Custodian in the sum of $1,611.02.

I hereby agree to the proposal that the National Japanese Canadian Citizens Association, 61 College Stroet, Toronto 2, Ontario, act on behalf of the members of the Marpole Japanese Language School Maintenance Association and take responsibility for the disposition of the said Association's funds as determined by the majority wishes of the members.

(signed) H. Komori

Suggested method of disposition of the Association's funds
(If you are in agreement with the following please check approval)

1) David Lloyd George School ($50.00)
2) Toronto Buddhist Temple ($100.00)
3) Anglican M.S.C.C. ($100.00)
4) National JCCA (50% of balance)
   Japan Relief (50% of balance)

If you do not agree with the above proposals, please state here your views:

Canadian

PHONE: PLAZA 1253

CCA

CITIZENS ASSOCIATION

NATIONAL HEADQUARTERS:
61 COLLEGE STREET, TORONTO 2, ONTARIO

April 4, 1952.

Mr. B. Good, Comptroller,
Office of Custodian
Japanese Evacuation Section,
506 Royal Bank Building.
Vancouver, B.C.

Re: Japanese Language School Maintainance Association -- File No. 9341

Dear Sir:

You will recall our correspondence last year concerning the proposed disposition of the assets of the Marpole Japanese Language School Maintainance Association. Following the submission of this Associations brief to the Office of the Custodian in the matter of the proposed disposition of the aforementioned Association's assets we received your letter of May 18, 1951, asking us to make a further effort to contact various members of the Japanese Language School Association.

We wish to advise that every effort was made to contact members whose names and last known address you provided us, both by direct letter addressed to these people from this Association and by advertising in the Japanese Canadian newspaper, the New Canadian, in English and Japanese. We enclose letters of authority received from seven former members. We believe that every possible effort has been made to reach all the former members of the Marpole Japanese Language School Maintainance Association in connection with the disposition of the assets of the Association.

We trust that the Custodian will now be able to give consideration to this ~~Maintainance~~ Association's submission.

May we hear from you at your earliest convenience.

Sincerely yours,

George Tanaka,
National Executive Secretary.

GT/en

CANADA

DEPARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN

JAPANESE EVACUATION SECTION

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

3906 West 12th Avenue
Vancouver, B.C.
April 28th 1952

Mr George Tanaka
Japanese Canadian Citizens Association
61, College Street
Toronto 2.

Marpole Japanese Language Association
File 9341

Dear Sir,

The Vancouver office of the Custodian has recently closed and the files and amount at the credit of the above account have been transferred to Ottawa.

I have sent your letter of April 4th to Mr K.W.Wright Chief Counsel at the Custodian's office Ottawa as the matter in question will now have to be dealt with there.

I notice that recent letters of authorization suggest a disposition of the association funds as follows.-

David Lloyd George School	$50
Toronto Buddhist Temple	$100
Anglican M.S.CC	$100
J.C.C.A & Japan Relief	50% of balance.

The signatures on the first document designated the same causes but an equal division among the five projects.

It might be well for you to write direct to Mr Wright and outline the position of the J C.C.A. in this whole matter so that Mr Wright will have all the facts before him when considering the disposition of the funds which are held at Ottawa. The amount on hand is $1568-67.

Yours truly,

F.G.Shears

CANADA
DEPARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN

JAPANESE EVACUATION SECTION

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

3906 West 12th Avenue
Vancouver, B.C.
April 28th 1952.

K.W.Wright Esq, Q.C.
Chief Counsel
Office of the Custodian
Ottawa.ver

OFFICE OF THE CUSTODIAN
RECEIVED
APR 30 1952
PASS TO.....
FILE

Marpole Japanese Language Association
File 9341

Dear Mr Wright,

You have the file at Ottawa and funds of $1568-67. The proceeds were derived from the sale of Real property registered in the names of three Japanese but there was evidence that it was held in Trust for the association. Two of the registered owners are deceased and one I believe is or was in Japan.

I think the file will shew that Mr MacLennan was in the picture at one time. In the main, Mr Good handled this file and the purpose was to secure authority from the members of the association for the disposition of the funds for charitable purposes. In addition to the last letter received from Mr Tanaka dated April 4th I am also sending you his letter of May 4th 1951 and Mr Good's letter of May 18th of that year as copies of these may not be on your file I am alos enclosing a document in a blue cover which originated February 10th 1950 and you will then have all the information available.

You will note from copy of my present letter to Tanaka that I suggest he writes to you so that you may decide to defer any action until he communicates with you.

It is a somewhat unique situation as far as the regular administration of Japanese assets is concerned and it was felt that with sufficient agreement and authority among the members we could pay out the funds in the manner they might designate. I do not know that we would be greatly interested in the actual apportionment of the fund if the authority to place the whole fund in the hands of the J.C.C.A. were accepted.

It seems impossible even to locate all the members of the association but with approximately thirty signatures and the advertising and the effort made you may consider that payment to the J.C.C.A might be a satisfactory solution.

Yours truly,

F.G.Shears

F.G.Shears

Canadian

PHONE: PLAZA 1253

JCCA

CITIZENS ASSOCIATION

NATIONAL HEADQUARTERS:
61 COLLEGE STREET, TORONTO 2, ONTARIO

April 30, 1952.

Mr. K. W. Wright, Q.C.
Office of Custodian,
Victoria Building,
7 O'Connor Street,
Ottawa, Ontario.

Re: Marpole Japanese Language Association - File 9341

Dear Mr. Wright:

I have today received a letter from Mr. F. G. Shears of the Vancouver office of the Custodian, advising me that our Associations letter dated April 4, 1952 addressed to Mr. B. Good, Comptroller, Office of the Custodian, Vancouver, B.C. with reference to the disposition of of the assets of the above Association, has been referred to you as all accounts of the Vancouver office of the Custodian has been transferred to Ottawa.

In Mr. Shears's letter to this Association, he notes that the recent letters of authorization submitted by this Association on behalf of the members of the Marpole Japanese Association, the disposition of the Association's funds are made as follows: David Lloyd George School- $50.00; Toronto Budhist Temple - $100.00; Anglican M.S.CC- $100.00; JCCA and Japan Relief -50% of the balance. While the signatures on the first document which we presented designated the same causes but and equal division of the funds among the five projects. In order to obviate any misunderstanding due to this variance of the disposition of the funds, I wish to point out that the Association's original submission under date of February 10, 1950 was made as suggested by Miss A. Suzuki, who was acting for her father, Mr. Sentaro Suzuki. Subsequently however, when opinions of the various members of the Marpole Association were gathered, it was found that the majority of the expressions of the members indicated the latter method of disposition of the Association's funds was desired.

May I assure you that the National JCCA is prepared to take full responsibility for the final disposition of the Association's funds in the manner designated in the last signed letters of authorization.

OFFICE OF THE CUSTODIAN
RECEIVED
MAY 1 1952
PASS TO.....
FILE

April 30, 1952.

When these funds are made available to this Association, a public report will be made by the National JCCA on the disposition of the Marpole Japanese Associations's funds in the Japanese Canadian newspapers, the New Canadian and the Continental Times.

May we hear from you on this matter at your earliest convenience.

Sincerely yours,

George Tanaka,
National Executive Secretary.

GT/en

9341 Van.

Victoria Building,
7 O'Connor Street,
Ottawa 4, Ontario.

May 1st, 1952.

George Tanaka, Esq.,
National Executive Secretary,
Japanese Canadian Citizens Association,
61 College Street,
Toronto 2, Ontario.

Dear Sir:

Re: Marpole Japanese Language School
Maintenance Association.

This file along with many others may be assumed to be en route from Vancouver, therefor it is not possible for us to deal with all such matters until the files arrive.

In the meantime could you furnish us with a copy of the Articles of Association and information from the Association records as to disposition of funds in the event of winding up. Do the by-laws or other instruments in your possession throw any light on this subject.

The case will be presented to the Under Secretary of State in due course and it would be advisable to produce all available material in order to assist him in reaching a decision.

Yours very truly,

K. W. Wright,
Chairman, Administration Board
and Chief Counsel.

KWW/G

RECEIVED
MAY 1 1952
PASS TO.....
FILE

...adian

...PLAZA 1253

JCCA

CITIZENS ASSOCIATION

NATIONAL HEADQUARTERS:
61 COLLEGE STREET, TORONTO 2, ONTARIO

OFFICE OF THE CUSTODIAN
RECEIVED
MAY 6 1952
PASS TO
FILE

May 5, 1952.

Mr. K. W. Wright, Q.C.
Chairman, Administration Board and
Chief Counsel, Office of the Custodian,
Victoria Building,
7 O'Connor Street,
Ottawa 4, Ontario.

Re: Marpole Japanese Language School Maintenance Association - File 9341
Van.

Dear Mr. Wright:

I have for acknowledgment your letter of May 1st on the above matter. In response to your request for information on the Association such as a copy of its Artucles, etc., I am submitting to you our complete file on this subject. We trust that this material will provide you with sufficient information pending receipt of the file from the Vancouver Office of the Custodian.

In view of the efforts which have been made in the past to complete the disposition of the Association's assets, we sincerely trust that the Under Secretary of State will give due consideration to the expressed wishes of the Associations membership.

We would appreciate have the enclosed material returned to this office at your convenience.

Sincerely yours,

George Tanaka,
National Executive Secretary.

GT/en

1952

Schedule "A"

May 10th 1952.

MEMORANDUM TO THE
CHAIRMAN, ADMINISTRATION BOARD

Re: Marpole Japanese Language School Maintenance Association.

George Tanaka, National Executive Secretary of the Japanese Canadian Citizens Association, 61 College Street, Toronto 2, has for sometime been in correspondence with the Custodian's Vancouver Office with respect to the release of $1611.02 the proceeds of realization of the assets of the above named school association.

In support of the claim, Mr. Tanaka has submitted with his letter dated February 10th 1950 a document purporting to be the appointment of the Japanese Canadian Citizens Association as representative of the Marpole Japanese Language School Maintenance Association to determine the true state of its property. The document deals with the report of the last president of the association with respect to the trusteeship which had existed and with respect to certain financial obligation by way of legal costs and expenses for which the School Association should assume responsibility. It further sets out that the residue of the proceeds should be divided into five equal shares as follows:

1. The National Japanese Canadian Citizens Association
2. The David Lloyd George School, Vancouver, B.C.
3. The Toronto Buddhist Temple
4. The Anglican M.S.C.C.
5. Japan Relief

The membership of the Association was reputably sixty-one. The document was signed by a number of the members where others signed separate letters of concurrence as to the disposition of assets. The signatures on the documents and attached thereto appear to be from thirty-two members of the organization. This represents a numerical majority of the memberships of record but as many of the members died before submission of the document and still others were repatriated to Japan the thirty-two signatures represent almost the total representation available in Canada for expression of opinion.

It is noted that many of the signatures attached are on notes of concurrence agreeing to a different basis for distribution of the proceeds to that set out in paragraph No. 5 of the document itself. Paragraph 5 of the document agrees for the distribution in 5 equal shares. The concurrences supplied by eight or nine of the members stipulate a different basis of distribution, namely:

1. David Lloyd George School ($50.00)
2. Toronto Buddhist Temple ($100.00)
3. Anglican M.S.C.C. ($100.00)
4. National JCCA (50% of Balance)
   Japan Relief (50% of Balance)

The board may wish to take this matter into consideration or it may be agreeable to giving considerati to the matter of release of the proceeds to the Japanese Canadian Citizens Association on receipt of their covenan to pay the legal costs or expenses referred to in paragra

.....2

No. 4 of the document and to make equitable distribution of the remainder of the funds released in accordance with the decision of the majority of the membership of the Marpole Japanese Language School Maintenance Association.

The case is submitted for board consideration and decision.

D.J. Sinclair.

File No. 9341 (Vanc. Sv.)
Legal Section
DJS/MP

Victoria Bldg., 7 O'Connor St.,

OTTAWA 4, May 15, 1952.

Dear Sir,

Re: Marpole Japanese Language School Maintenance Association.

Further to my letter of May 10th 1952 please be advised that the Administration Board have considered this case and feel that they must have the material requested in our letter of May 1st 1952. If you refer to that letter you will note in the second paragraph that a copy of the articles of association or by-laws of the Marpole Japanese Language School Maintenance Association are requested. The purpose of securing such documents is to clarify the procedure.

The statement in the blue covered file which purports a majority vote of the membership of the association authorizing a distribution of the proceeds of the liquidation of its assets might possibly be contrary to the original articles of association or some special by-laws dealing specifically with disposition or distribution of such assets. Surely a copy of the original articles of association and its by-laws must be available for examination.

Paragraph 5 of the blue covered document forwarded with your letter of February 10th 1950 sets up a distribution in equal shares to four organizations. This distribution was approved by a certain portion of the membership, subsequently other members of the association indicated their approval for an entirely different distribution to five organizations. This was indicated by their signature on individual notices dated July 15th 1950.

This situation requires some clarification and if it is your intention of giving the proceeds to the last mentioned distribution the reasons therefore should be set out.

Yours very truly,

D.J. Sinclair,
Solicitor.

George Tanaka, Esq.,
National Executive Secretary,
Japanese Canadian Citizens Association,
61 College Street,
Toronto 2, Ont.

Canadian

...NE: PLAZA 1253

JCCA

CITIZENS ASSOCIATION

NATIONAL HEADQUARTERS:
61 COLLEGE STREET, TORONTO 2, ONTARIO

June 12, 1952.

OFFICE OF THE CUSTODIAN
RECEIVED
JUN 18 1952
PASS TO DP.
FILE

Mr. D. J. Sinclair, Solicitor,
Department of the Secretary of State,
Office of Custodian,
7 O'Connor Street, Victoria Bldg.,
Ottawa, Ontario.

Dear Sir:

Re: Marpole Japanese Language School Maintenance Association - Your File No. 9341 (Vanc. Ev.) Legal Section.

I have the following to reply with respect to the questions you raise in your letter of May 15th on the matters of the above Association:

1) Mr. Sentaro Suzuki, who was the last president of the Association, advises me that there were never any duly constituted Articles or by-laws for the Association. I understand that there were a number of organizations of various kinds formed by the elder generation of Japanese Canadians in the past in British Columbia which were loosely set up without proper constitution.

2) The statement in the blue covered file which we submitted to your department was prepared after we received from Mr. Suzuki a suggested method for the distribution of the Association's funds. When this proposal was brought to the attention of some of the members through the efforts of Miss Aya Suzuki, daughter of the president of the Association, the members signed their names in agreement firstly that the National JCCA act for them in disposing the funds and secondly, on the basis as suggested. But it was found later by the National JCCA that many of the members desired to have the funds distributed to 5 organizations as set forth in the Letter of Authority to the Custodian which was prepared by the National JCCA according to the wishes of the membership under date of July 15, 1950.

Last year the National JCCA published a notice in the Japanese Canadian paper, The New Canadian, informing the membership that it had acted upon their request and informed the Custodian that they desired the National JCCA to dispose of the funds in the manner indicated in the July 15, 1950 letter of authority.

It is therefore the intention of the National JCCA to distribute the funds in question as indicated in the preceding paragraph when they are received from the Custodian.

Sincerely yours,

George Tanaka,
National Executive Secretary.

GT/en

George Tanaka, Esq.,
National Executive Secretary,
Japanese Canadian Citizens Association,
61 College Street,
Toronto 2, Ont.

Ottawa, June 26th, 1952.

MEMORANDUM FOR MR. SINCLAIR

Re: Marpole Japanese Language School
Maintenance Association.

The following is an excerpt from the Minutes of Meeting of the Administration Board Wednesday, June 25th, 1952.

A memorandum from Mr. Sinclair dated June 21st, 1952, was read.

Mr. Sinclair attended the meeting and the matter of obtaining Counsel's opinion in Vancouver was fully discussed.

The Board finally agreed that a letter should be sent to the National Executive Secretary of the Japanese Citizens Association, asking if they would furnish a a corporate bond of indemnity to protect the Custodian if transfer of the sum of $1,611.02 was made.

I attach the above numbered file and would request that you kindly give this matter your attention.

K. W. Wright.

KWW/G

distributed to 6 organizations as set forth in the Letter of Authority to the Custodian which was prepared by the National JCCA according to the wishes of the membership under date of July 15, 1950.

Last year the National JCCA published a notice in the Japanese Canadian paper, The New Canadian, informing the membership that it had acted upon their request and informed the Custodian that they desired the National JCCA to dispose of the funds in the manner indicated in the July 15, 1950 letter of authority.

Ref. No. 9341

Legal Section
DJS/EA

Victoria Building,
7 O'Connor Street,
Ottawa 4, Canada.

June 27, 1952

Mr. George Tanaka, Esq.,
National Executive Secretary,
Japanese Canadian Citizens Association,
61 College Street,
Toronto 2, Ontario,
CANADA.

Dear Sir:

Re: Marpole Japanese Language School Maintenance Association

The representations which you made in your letter of June 13, 1952, were placed before the Administration Board at the meeting held on June 25, 1952.

The matter received a very sympathetic hearing, and it was decided that your Association should be asked to furnish an corporate bond of indemnity to protect the Custodian if transfer of the sum of $1611.02 should be made.

I presume you will bring this matter to the attention of your executive, and that in due course you will let us have their views.

Yours very truly,

D. J. Sinclair,
Solicitor.

distributed to 6 organizations as set forth in the Letter of Authority to the Custodian which was prepared by the National JCCA according to the wishes of the membership under date of July 18, 1950.

Last year the National JCCA published a notice in the Japanese Canadian paper, The New Canadian, informing the membership that it had acted upon their request and informed the Custodian that they desired the National JCCA to dispose of the funds in the manner indicated in the July 18, 1950 letter of authority.

2607-111

Legal Section
DJS/EA

Victoria Building,
7 O'Connor Street,
Ottawa 4, Canada.

August 20, 1952.

Mr. George Tanaka, Esq.,
National Executive Secretary,
Japanese Canadian Citizens Association,
61 College Street,
Toronto 2, CANADA.

Dear Sir:

Re: Marpole Japanese Language School Maintenance Association.

The above file has come up for consideration, and it is noted that we have received no reply to our letter of June 27, 1952, in which you were advised that your Association would be required to furnish a corporate bond of indemnity to protect the Custodian if the transfer of the sum of $1,611.02 to the Association should be made. This commitment was made in the face of the request contained in your letter of June 13, 1952. Would you please bring this matter to the attention of your executor, and advise us in due course.

Yours very truly,

D. J. Sinclair,
Solicitor.

distributed to 6 organizations as set forth in the Letter of Authority to the Custodian which was prepared by the National JCCA according to the wishes of the membership under date of July 15, 1950.

Last year the National JCCA published a notice in the Japanese Canadian paper, The New Canadian, informing the membership that it had acted upon their request and informed the Custodian that they desired the National JCCA to dispose of the funds in the manner indicated in the July 15, 1950 letter of authority.

Schedule "B"

...adian

...AZA 1253

CITIZENS ASSOCIATION
NATIONAL HEADQUARTERS:
61 COLLEGE STREET, TORONTO 2, ONTARIO

August 26, 1952.

Mr. D. J. Sinclair, Solicitor,
Victoria Building,
7 O'Connor Street,
Ottawa 4, Canada.

Re: Marpole Japanese Language School Maintenance Association -File No. 32607-111

Dear Sir:

We thank you for your letters of August 20th and June 27th, 1952, with reference to the above Association.

In compliance with the request made to furnish a corporate bond of indemnity to protect the Custodian in the event the sum of $1,611.02 is transferred to the National JCCA, we made enquiries with the United States Fidelity and Guarantee Company, 34 King Street East, Toronto and were advised that it was highly unlikely a bonding company would underwrite a corporate bond of this nature unless it has some definite time limiting factor. The representative of the bonding company expressed the view that a corporate bond terminating with the receiving of receipts from the recipients of the Marpole Association funds would likely be acceptable.

We would appreciate it if your department could draw up an acceptable agreement to cover a corporate bond as suggested above together with advice on a bonding company we may approach. We would appreciate having the bonding company's fees made deductible from the Marpole Association's funds.

Sincerely yours,

George Tanaka,
National Executive Secretary.

GT/en

32607
111

OFFICE OF THE CUSTODIAN
RECEIVED
AUG 28 1952
PASS TO ...
FILE

...notice in ... Canadian, informing the ... acted upon their request and informed the Custodian that they desired the National JCCA to dispose of the funds in the manner indicated in the July 18, 1950 letter of authority.

22607-111

Legal Section
DJS/EA

Victoria Building,
7 O'Connor Street,
Ottawa 4, Canada.

August 29, 1952.

Mr. George Tanaka,
National Executive Secretary,
Japanese Canadian Citizens Association,
61 College Street,
Toronto 2, Ontario.

Dear Sir:

Re: Marpole Japanese Language School Maintenance Association

I wish to acknowledge your letter of August 26, 1952, and advise that your proposal will be placed before the Administration Board at its first meeting which should take place the first week in September. Their decision will be communicated to you in due course.

Yours very truly,

D. J. Sinclair,
Solicitor.

32607
111

AUG 28 1952
PASS TO
FILE

Canadian, informing the membership that it had acted upon their request and informed the Custodian that they desired the National JCCA to dispose of the funds in the manner indicated in the July 18, 1950 letter of authority.

Ottawa, September 3rd, 1952.

MEMORANDUM FOR MR. SINCLAIR

Re: Marpole Japanese Language School
Maintenance Association

The following is an excerpt from the Minutes of Meeting of the Administration Board, Wednesday, September 3rd, 1952.

"A memorandum from Mr. Sinclair dated August 29th, 1952, was read, and Mr. Sinclair was asked to attend the meeting.

The Board decided that it would be advisable to submit the facts to Mr. Fred Shepherd, our Solicitor, in Vancouver, and obtain his opinion as to the course which might be adopted having in mind that this organization was formed under British Columbia Law.

There may be precedents for distribution of funds for other associations (other than Japanese) where voluntary winding up proceedings were necessary."

I attach the above numbered file and would request that you kindly give this matter your attention.

K. W. Wright.

KWW/G
Attach.

22007-111

Legal Section
DJS/EA

Victoria Building,
7 O'Connor Street,
Ottawa 4, Canada.

September 5, 1952.

Messrs. Locke, Lane, Guild & Sheppard,
Barristers & Solicitors,
703 Rodgers Building,
Vancouver, B. C.

Attention: Mr. F. A. Sheppard

Dear Sirs:

Re: Marpole Japanese Language School Maintenance Association

This case involves the distribution of one of those loosely knit organizations set up by Japanese Canadians and others for certain social pursuits. They were seldom incorporated as limited companies, and in many cases, such as the present one, had no articles of association, by-laws, etc., relative to the conduct of business and the ultimate disposition of assets. In this case the Custodian is holding the sum of $1,611.02 which was transmitted to Ottawa from the Vancouver office at the time of its closing. Many of the members of the association are now living in Eastern Canada. A small nucleus have taken steps to secure release of these funds with a view to winding up the affairs of the association. The proposal was advanced by George Tanaka, National Executive Secretary, Toronto, and the situation is outlined in more detail in a memo which I submitted to the Chairman of the Custodian's Administration Board on May 10/52. It is attached hereto as schedule "A". There was an exchange of correspondence in which the association was asked for a Corporate Bond of Indemnity, and George Tanaka's letter of reply is attached hereto as schedule "B". The Board, in discussing the matter, felt that it would be advisable to secure your opinion as to the course which might be adopted, having in mind that this organization was formed under British Columbia Law. There may be precedence for distribution of assets for other associations other than Japanese where voluntary winding up proceedings were necessary.

The Director of the Custodian's Vancouver Office, Mr. F. G. Shears, might be of assistance to you in this matter. If you care to contact him, I suggest that you write, addressing your letters to 4618 West 9th Avenue, Vancouver, B.C., and R.R.#1 Gibsons, B.C. He is commuting at the present time and a letter to either place may fail to reach him. Your consideration of this proposal and your advice would be greatly appreciated.

Yours very truly,

D. J. Sinclair,
Solicitor.

DJS.

MEMORANDUM FOR THE CHAIRMAN--ADMINISTRATION BOARD

Re: Marpole Japanese Language School Maintenance Association

It is therefore the intention of the National JCCA to distribute the funds in question as indicated in the preceding paragraph when they are received from the Custodian."

The distribution proposed in the penultimate paragraph of Mr. Tanaka's letter is best indicated by a quotation from the letter of July 15, 1950, which reads as follows:-

"Thus this letter for your approval and your suggestions as to how the monies are to be disposed. The cash balance is $1611.02 of which the necessary costs will be deducted. I don't want to seem to sway your opinions but these whom I was able to visit seem to welcome a suggestion. And most of them have voted for; $50 to David Lloyd George School, $100 to Bhuddist, $100 to anglican and the rest equally to the National J.C.C.A. and Japan relief."

The matter is submitted to the board for its decision.

D. J. Sinclair.

D. J. Sinclair.

File No. 9341 (Vanc. Ev.)
Legal Section
EA

June 21, 1952

MEMORANDUM FOR THE CHAIRMAN--ADMINISTRATION BOARD

Re: Marpole Japanese Language School Maintenance Association

This case was presented to the board by Memorandum on May 10, 1952.

Pursuant to the decision of the board, Mr. G. Tanaka, National Executive Secretary of the Japanese Citizens Association was requested to submit a copy of the Articles of Association, or the By-Laws of the Marpole Japanese Language School Maintenance Association.

Mr. Tanaka's reply is submitted as follows:-

"I have the following to reply with respect to the questions you raise in your letter Of May 15th on the matters of the above Association:

1) Mr. Sentaro Suzuki, who was the last president of the Association, advises me that there were never any duly constituted Articles or by-laws for the Association. I understand that there were a number of organizations of various kinds formed by the elder generation of Japanese Canadians in the past in British Columbia which were loosely set up without proper constitution.

2) The statement in the blue covered file which we submitted to your department was prepared after we received from Mr. Suzuki a suggested method for the distribution of the Association's funds. When this proposal was brought to the attention of some of the members through the efforts of Miss Aya Suzuki, daughter of the president of the Association, the members signed their names in agreement firstly that the National JCCA act for them in disposing the funds and secondly, on the basis as suggested. But it was found later by the National JCCA that many of the members desired to have the funds distributed to 5 organizations as set forth in the Letter of Authority to the Custodian which was prepared by the National JCCA according to the wishes of the membership under date of July 15, 1950.

Last year the National JCCA published a notice in the Japanese Canadian paper, The New Canadian, informing the membership that it had acted upon their request and informed the Custodian that they desired the National JCCA to dispose of the funds in the manner indicated in the July 15, 1950 letter of authority.

MEMORANDUM FOR THE CHAIRMAN--ADMINISTRATION BOARD

Re: Marpole Japanese Language School Maintenance Association

It is therefore the intention of the National JCCA to distribute the funds in question as indicated in the preceding paragraph when they are received from the Custodian."

The distribution proposed in the penultimate paragraph of Mr. Tanaka's letter is best indicated by a quotation from the letter of July 15, 1950, which reads as follows:-

"Thus this letter for your approval and your suggestions as to how the monies are to be disposed. The cash balance is $1611.02 of which the necessary costs will be deducted. I don't want to seem to sway your opinions but these whom I was able to visit seem to welcome a suggestion. And most of them have voted for; $50 to David Lloyd George School, $100 to Bhuddist, $100 to anglican and the rest equally to the National J.C.C.A. and Japan relief."

The matter is submitted to the board for its decision.

D. J. Sinclair.

File No. 9341 (Vanc. Ev.)
Legal Section
EA

August 29, 1952

MEMORANDUM FOR THE CHAIRMAN--ADMINISTRATION BOARD

Re: Marpole Japanese Language School Maintenance Association

As directed by the minute of the Board, which discussed this case on June 25, 1952, the Japanese Canadian Citizens Association were requested to provide a corporate bond of indemnity to protect the Custodian in the event of him releasing the funds on hand, namely $1,611.02 to that body. The National Executive Secretary of the Association, Mr. George Tanaka, has replied and I quote his proposal as follows:-

> "In compliance with the request made to furnish a corporate bond of indemnity to protect the Custodian in the event the sum of $1,611.02 is transferred to the National JCCA, we made enquiries with the United States Fidelity and Guarantee Company, 34 King Street East, Toronto and were advised that it was highly unlikely a bonding company would underwrite a corporate bond of this nature unless it has some definite time limiting factor. The representative of the bonding company expressed the view that a corporate bond terminating with the receiving of receipts from the recipients of the Marpole Association funds would likely be acceptable.
>
> We would appreciate it if your department could draw up an acceptable agreement to cover a corporate bond as suggested above together with advice on a bonding company we may approach. We would appreciate having the bonding company's fees made deductible from the Marpole Association's funds."

Owing to the character of the proposal the writer does not feel it incumbent upon him to make any recommendation. The matter is submitted for consideration of the Board and further instructions.

D. J. Sinclair,
Solicitor.

File #32607
Legal Section
DJS/EA

COPY

CABLE ADDRESS "MAYERS"
TELEPHONE PA CIFIC 7137

...E. SHEPPARD, YULE & LOCKE
Barristers & Solicitors

C. K. GUILD, Q.C. — F. A. SHEPPARD, Q.C. (SASK.)
W. S. LANE — K. L. YULE
C. C. LOCKE — W. G. LANE
W. K. SMITH

703 Rogers Building
Vancouver 2, B.C.

September 23rd, 1952.

Office of the Custodian,
Victoria Building,
7 O'Connor Street,
Ottawa 4, Canada.

For Mr.D.J. Sinclair
Legal Section

Dear Sirs:-

Re : Marpole Japanese Language
School Maintenance Association
File No. 32607-111

This Association was not incorporated as I am informed by the Registrar of Companies; it has therefore been organized by voluntary association, and I understand that the assets consisted of property which was held in the name of three Japanese as trustees, two of whom died and the third became a resident of Japan. However, it appears that those who had a beneficial interest were either evacuees or enemies; also there were over sixty members of the Marpole Asscciation and some thirty-six have recommended the distribution by you of the monies on hand amongst five other organizations, that the remaining members have been advertised for but have not been found, therefore they are presumably dead or in Japan.

On a strictly legal basis you cannot distribute these monies to those other organizations without the request of each of the sixty odd individuals of this Association. The consent of the thirty-six only would bind themselves but not the other absent members. However, it is not practical to deal with it upon a strictly legal basis because that would involve getting such request from each individual member, and in view of the fact that many have not already been found, it is evident, that any further search by you would be unsuccessful. It would seem to me that your problem is essentially a practical one. The value of each individual's share is approximately $25.00, and in view of this small amount it is most unlikely that any individual member of the Association would make a claim, other than those who have been in touch with you. Again it would appear that where such $25.00 share passes by death each beneficiary would have such a small interest that his making a claim would become even less likely. As I have pointed out, from a strictly legal point of view the consent of all the members should be obtained but the risk of paying to these other organizations on the consent of the thirty-six members

Office of the Custodian,

only does appear remote indeed. Therefore I would recommend that you proceed by paying the money to a Committee of the thirty-six as trustees of this Marpole Association; such Committee could give their receipt as that of the association and that would allow them to do with the money as they please. They can then distribute to these other organizations if they please.

I do not see any advantage in taking a bond, which is conditioned upon this Marpole Association paying to the other five organizations, for the reason that those five organizations have no right to the monies, they are mere donees, and if they do not receive the monies they have no claim, and if they do receive the monies that does not discharge any right of the absent members of the Marpole Association . I appreciate that a bond indemnifying the Custodian forever in making payment would be a proper security but you could not obtain such a bond therefore I would suggest that a bond be dispensed with.

Yours truly,

FAS/EB.
C/C Mr.F.G.Shears