

1388

7
BUREAU HASTINGS PARK
OFFICE OF THE CUSTODIAN

FILE NO. 1388

JAPANESE SECTION

To be completed by persons of the Japanese race having property in any protected area. The proper administration of this property requires such persons to give full particulars as requested in this form.

PERSONAL INFORMATION

NAME: HIGO, Binsuke

HOME ADDRESS: 9134 Hudson St., Vancouver, B. C.

REGISTRATION NUMBER 00566 SEX: Male AGE: 41

OCCUPATION: Fish Buyer

(If any business or businesses carried on, state where, under what name and whether carried on by yourself or in partnership with anyone; if partnership, give partner's name.)

EMPLOYER: B. C. Packers, Ltd., Vancouver, B. C.

MARRIED? Yes

NAME OF WIFE OR HUSBAND: Fumiko

ADDRESS OF WIFE OR HUSBAND: Same as above

NAMES OF ANY LIVING CHILDREN: Akeme (M)

Reyeko (F)

Emly (F)

ADDRESS OF CHILDREN: Same as above

AGE OF CHILDREN: 8, 12, 7.

STATEMENT OF ALL REAL PROPERTY (Each parcel must be mentioned and particulars given)

1. LOCATION AND DESCRIPTION: None

2. BUILDINGS AND OTHER IMPROVEMENTS: None

3. INSURANCE (Give particulars; state where policies are) None

4. TAXES (Amount and where payable) None

5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed) None

6. OCCUPANCY AND LEASES (If vacant so state) None

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: 9134 Hudson St., Vancouver, B. C.

Fish Store - resides in rear.

2. LANDLORD'S NAME AND ADDRESS: Does not know.

3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID:

No Lease. Monthly rental of \$15.00 Paid up to April.

4. STATE WHEREABOUTS OF LEASE: None

5. SUB-TENANTS, IF ANY (Give name, address, rent and to what date paid) None

6. IF FARM LAND, PARTICULARS OF CROPS SOWN: None

STATEMENT OF PERSONAL PROPERTY OWNED:

1. GIVE BRIEF DESCRIPTION AND STATE LOCATION OF FURNITURE, FIXTURES, EQUIPMENT AND MACHINERY, STOCK IN TRADE AND PERSONAL EFFECTS:

None

2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS: None

3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR

CLAIM ON ANY SUCH PROPERTY: None

4. INSURANCE CARRIED ON ABOVE PROPERTY: None
5. MORTGAGES, LIENS AND OTHER CLAIMS ON PROPERTY IN POSSESSION OF OTHERS: None
6. MONEYS OWING TO YOU (State if any of these debts assigned and if so, to whom) None
7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts) None
8. BANK ACCOUNTS: None
9. LIFE INSURANCE: Sun Life Assurance Co. Ltd., Vancouver, B. C.
\$1,000.00 payable to wife, Fumeko Higo.
10. INTEREST IN ANY ESTATES OR TRUSTS. None
11. SAFETY DEPOSIT BOX: None

LIABILITIES:

1. PERSONAL DEBTS: None
2. TRADE DEBTS: None

REMARKS:

I certify that the above information is true and complete and fully discloses all my property of every description in any protected area in British Columbia and sets forth all my liabilities direct and indirect.

Dated this 11th day of April 1942.

(Signature) Binosuke Higo

[Signature]
Witness

FOR DEPARTMENTAL USE

[Signature]

INFORMATION FROM R.C.M.P.

DATE 16/4/43

Our File No. 1388

Full Name HIGO, Binsuke
(Surname in Block Letters)

Registration No. 00566

^V
Male - Female
(Check)

Age Oct. 11/1900

Former Address 9143 Hudson St., City

Date Evacuated Sept. 19/42

^V
Naturalized - Canadian-Born - National
(Check)

Present Address Slocan Extension, B.C.

esp Archie Anderson, Lethbridge, Alta Sept 20/46

^V
Married - Single
(Check)

Name of Wife ^{nee} (ICHINO) Fumiki #00568

Name of Husband

Name of Mother Yuke #04370

Name of Father Zentaro #04369

Names of Children under 16 Riyeko 11

Akime Reginald 6

Emily 5

Hiromi 11/5/42

Requested by A. Mc.

Registered with Custodian
(Yes or No)

Additional Information Fish Buyer. Owns a car.

PERSONAL PROPERTY SUMMARY

File No. 1388

Sept. 20, 1946.

RE: Binsuke HIGO, Reg. No. 00566

This file reveals the above owned no real property in any protected area of B.C., and did not carry any Fire Insurance.

CHATELS:

The above, who made his declaration to the Custodian on March 21/42 and was evacuated on Sept. 19/42, declared chattels as set forth on Chattel Schedule on file, at 9134 Hudson St., Vancouver. In a letter from Foster & Barrett-Lennard, we were advised that the above had sold all of his store fixtures and most of his house furniture to the B. C. Packers Ltd. In an effort to find out if the above had left anything for which the Custodian should care, we wrote to Mr. Williams at Hastings Park on Sept. 9/42 and received a reply from him on the 14th instant enclosing a copy of chattels the above stated were still left at 9134 Hudson St. This list is shown on the second column of the Chattel Schedule.

Goods at this address were inventoried by the Custodian on Oct. 21/42 as shown on the Schedule. A list of these was sent to the above and he replied on Dec. 2/42 stating which articles belonged to him and which belonged to the B.C. Packers Ltd. The goods which were said to belong to the B.C. Packers were returned to them (see Mr. Spain's note on list dated Oct. 21/42) and the balance of the chattels were sold at auction for the net sum of \$35.27, and this sum credited to the account of the above with the Custodian.

SPECIFIED ARTICLES:

The fishing vessel declared by the above was sold through the Japanese Fishing Vessel Disposal Committee for the net sum of \$396.01, and this sum paid to HIGO on April 23/42. Full details are given on Specified Articles Summary on file.

On Jan. 30/44 the above wrote and asked permission to have his radio, which he had stored at the J. W. Kelly Piano Co., shipped to him at Lemon Creek. This was not allowed at that time, but in March 5/46 we advised the J.W. Kelly Piano Co. that they might ship this radio to HIGO. Mr. HIGO had sent them sufficient funds to cover storage and freight charges on the radio. We presume this shipment went forward as no more has been heard from the above since.

We wrote to the Motor Vehicle Branch at Victoria in order to find out if a 1937 Chevrolet, Model #15-03 belonged to the above, but we were advised by them in their letter of May 16/44 that the car in question was no longer registered in the name of Binsuke HIGO.

LIFE INSURANCE:

The above declared a life insurance policy in the sum of \$1000.00 with the Sun Life Company, the beneficiary being his wife, Fumiki. This policy was not brought under the control of the Custodian.

No property interests other than those mentioned above are found on this file.

The above summary is certified to be in accordance with the information on file.

Sept. 20/46
LEB:

W. S. Spain
G.D. Spain

CHATTLE SCHEDULE

File No. 1388

Sept. 20, 1946.

RE: Bingsuke NIGO, Reg. No. 00566

DECLARED BY
NIGO on March
21/42 at 9134
Hudson St., Van.

LATER LIST
GIVEN BY NIGO
on Sept. 14/42

INVENTORIED BY
Custodian on Oct.
21/42 at 9134
Hudson St., Van.

SOLD

OTHER
DISPOSITION

1 roll top desk

1 roll top desk

belonged to
Imp. Cannery
see letter
Dec. 2/42
from NIGO
not found

1 Buddhist shrine
4 tables

2 tables

small table)
dining room table)
organ & stool-organ
only

28/9/44

28/9/44

28/9/44

1 organ

1 organ

1 clothes closet

1 wardrobe

1 home made
wardrobe sold 28/9/44

1 heater stove
3 heaters

1 heater

missing
likely taken
with them

10 chairs

10 chairs

4-28/9/44
child's chairs
28/9/44

1 wall clock

likely taken
with them
Missing

1 scale
1 row boat

1 pr. scales

(not found by
(likely dis-
(posed of by
(NIGO taken
(with him
("

1 float
1 Singer sewing machine
1 store scale

1 pr. scales

belonged to
Imp. Cannery
not found

1 sofa
1 china cabinet

1 kitchen cabinet

1 kitchen cabinet

china cabinet
sold 28/9/44

4 beds, springs
& mattresses

3 beds, 3 springs

3 beds & springs (1 bed & spring sold
(1 spring 28/9/44
(1 child's crib

Furniture & fixtures
of fresh fish &
grocery business

) All store fixtures and some
) house furniture sold to B.C.
) Packers Ltd. See letter of
) April 15/42 from Foster & Barrett/Lennard

1 bbl. bluestone - belonged to Imperial Cannery
2 hole ice cream cabinet - " " "
2 small show cases - " " "
counter - counterpane sold 28/9/44
bockcase- cupboard 28/9/44

INVENTORIED (continued)

wall cabinet -cabinet sold 28/9/44	
paper roll	missing
picture	missing
stove	missing
4 boxes of Japanese dolls	missing

The above schedule is certified to be in accordance with the information on file.

Sept. 20/46

LEW:

Geo. W. Lupton
G.B. Spain

CHattel SCHEDULE

File: 1388

July 25, 1948

Re: Binomka HMO. Reg.No.00566

According to his registration, this man was a fish buyer. His address was 9134 Hudson Street, Vancouver, B. C., where he occupied a 5-room frame house with store in front.

He reported to the Custodian regarding his personal property as follows:

March 21/42 JP Declaration lists goods located at 9134 Hudson St., Vancouver
 April 11/42 JP Declaration states no personal property owned.
 Sept. 14/42 signed list of goods stored at 9134 Hudson.
 Dec. 21/42, he signed list of goods found by Custodian at 9134 Hudson, indicating which of these goods were his property and stating that these were all his chattels remaining in the protected area. The goods which Mr. Higo stated were all that remained belonging to him are as follows:

1 Paper Roll	Missing		
1 Small Table		Child's Table & Chairs -auctioned	\$2.15
1 Dining Table		Obsolete Dining Table	" 1.00
1 Bookcase		China-cabinet	" 6.95
1 Organ & Stool		Organ	" 25.00
1 Wall Cabinet		Cabinet	" 3.00
1 Picture	Missing		
1 Stool		4 Broken Chairs	" 2.20
1 Kitchen Cabinet		1 Cupboard	" 7.50
3 Beds		1 Bed & 2 Springs	" 3.05
3 Springs			
1 Heater	Missing		
4 Boxes Jap. Dolls	Missing		
1 Baby Crib		1 Child's Crib	" 1.00
		1 Home-made Wardrobe	" 1.50
		1 Counter-case	" 1.15
		Total Amt. Realized	<u>\$54.50</u>

Note: Some items are missing, namely:

1 Paper Roll
 1 Picture
 1 Heater
 4 Bx. Jap. Dolls
 2 Beds & 1 spring

/TM

Some items which may not have been Mr. Higo's property were identified as his goods at time of sale.

Smithson

SUMMARY TAKEN FROM VESSELS RECORDS

Date: May 12, 1944

Name: HIGO, Binsuke (Binosuke)

Reg. No. 00566

File: 1388

Boat File No.: JFVDC 408

Name of Vessel: "Higo" Palmer 14 HP

Lic. or Reg. No.: New Westminster 1561

Naval No.: NW.001-J

Owner's Valuation: \$1,000.00

JFVDC Valuation: 460.00 Survey #180 NW

Custodian Valuation: None

Date of Sale: April 10, 1942

Purchaser: British Columbia Packers Ltd.

Signature on Sales Papers: No copy

Selling Price: \$850.00

442.99 (Balance owing purchaser)

Paid to JFVDC ~~or Custodian~~: 407.01

Supervision Costs: 11.00

Balance due Owner: 396.01

Paid to: Binosuke HIGO, April 23, 1942

Location of Boat at Sale: New Westminster

Claims Against Canadian Govt.:

Inventory Claim #368- B. C. Packers Ltd. \$19.05 (Paid)

*Pd. through the Dept
of Fisheries*

Additional Information:

*J. M. Watson
December 21, 1946*

MEMORANDUM TO FILE 1388

February 5, 1944

Re: Binsuke HIGO, Reg. 00566

<u>ARTICLE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
Radio	Crossley Vanessa 72561	\$99.95

Stored at J. W. Kelly Piano Company Ltd.

*Probably shipped
see letter of March 6/46*

*F. M. Jackson
Dec 21/46*

LIABILITY SUMMARY

File No. 1388

Sept. 20, 1946

RE: Binsuke HIGO, Reg. no. 00566

This file reveals no claims against the above. There are no claims on the file of his wife, Fumiki, File 10464.

The above summary is certified to be in accordance with the information on file.

Sept. 20/46
LHM:

Geo. W. Hyslop
G.B. Spain

1388

9th May, 1951.

Mr. Binosuke HIGO,
Regn. No. 00566,
c/o A.A. Marshall,
P.O. Box 547,
Lethbridge, Alta.

Dear Sir:

Re: Case 602

Replying to your letter of the 5th instant we enclose a new Custodian cheque sent to you on the 21st November, 1950, and which went astray in the mail.

In order that we may be assured that the first cheque issued will be returned to the Custodian should it come into your hands at some future date, will you please sign the undertaking on the copy of this letter, returning it to the Custodian in the stamped self addressed envelope enclosed herewith.

Yours truly,

C.H. Reed,
Office of the Custodian.

CHH:HA
Encls.

I, Binosuke Higo, declare that cheque No. 953 for \$16.35, sent to me by the Custodian on the 21st November, 1950, has not been received, and I hereby undertake that should this cheque come into my hands at some future date, I will return it to the Office of the Custodian immediately, without presentation for payment.

.....

% A.R. Marshall,
P.O. Box 547,
Lethbridge, Alta.
May 5, 1951.

EVACUATION SECTION	
FILE NO.	1388
RECEIVED	Reed

Dept. of Secretary of State,
Office of Custodian,
Vancouver, B.C.

Dear Sirs:

Re: File 1388

With reference to your letter of April 4, I would again like to inquire as to when I can expect to receive the cheque which was to be issued to replace the one that was lost in the mail in November, 1950.

I wrote to you on April 7 informing you that I had made inquiries at the local Post Office but found no trace of the lost cheque. As yet I have received no reply to this letter from you.

I would appreciate it if you will give this matter your immediate attention.

Yours very truly,

B. Higo.

Cheque No 953

Nov 21/1950

Re: Invoice Reg 00566

7/6/35

REGISTRATION SECTION	
DATE	APR 27 1951
FILE NO.	1388
REMARKS	Reed.
INITIALS	E. 59

DISTRICT POST OFFICE INSPECTOR



Attn Mr C. W. Reed.
 Dept of the Secy of State
 Office of Custodian
 506 Royal Bk Bldg Van
 B.C.

Dear Sir ~~as follows~~:

This will refer to your recent enquiry for an ordinary
 Letter posted at Vancouver B.C. on the 21/11/50.
 addressed to Mr Binns H 160
 Lettbridge
 Alta.

Although enquiries have been made, no trace can be found
 of the article in the Postal Service, nor is any information avail-
 able to account for its apparent loss.

As no record is kept of the handling of individual items
 of non-registered mail matter in course of post, it is impossible
 to definitely trace the article under enquiry.

Yours truly,

W. E. McLean.
 District Post Office Inspector.

Mc

POST YOUR MAIL EARLY AND ENSURE EARLY HANDLING

No. ORD 68.

IN ANY FURTHER CORRESPONDENCE ON THIS SUBJECT
PLEASE QUOTE ABOVE NUMBER

Post Office

LETHBRIDGE, Alberta. 14 APR 51.

Dept. of the Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
Hastings and Granville,
VANCOUVER, B.C.

EVACUATION SECTION	
Rec'd	APR 16 1951
File No.	1388
Ans.	
Referred	Ked

Dear Sir:

Reference is made to your letter of the 12th instant, file: 1388, concerning a letter containing a cheque for \$16.35, mailed November 21st, 1950, addressed to:

Mr. Binosuke Higo,
Lethbridge, Alberta.

I beg to advise that there is no trace or recollection of this letter at this office and enquiries have been made of persons bearing a similar name, however, none claim receiving this letter.

If it failed in delivery, it would have been returned direct to you, providing the envelope had a return address upon it.

Yours truly,

W. W. Wainwright

Postmaster.

EVACUATION SECTION	
DATE	APR 7 1951
FILE NO.	1385
BY	Reed.

POST OFFICE

S.C.43

Vancouver B.C.,



Dear Sir or Madam:

Receipt is acknowledged of your communication of

*Ref C.H.R.: B.K. regarding a letter
addressed to Mr. Benosuke Ingo
Leckridge aka*

The matter referred to therein will be transferred to the
Investigations Division of the District Post Office Inspector's Office
for attention.

Yours truly,

Dept of the Lord of State.

Office of the Canadian

Japanese Evacuation Sect Postmaster.

Vancouver, B.C.

J. Turner.

M.H.

1988

April 12th, 1951

Postmaster,
Lethbridge, Alta.

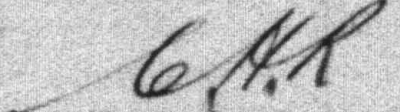
Dear Sir:

On November 21st, 1950 we mailed to Mr. Binosuke HIGO a letter containing a cheque for \$16.35. This letter was simply addressed to him at Lethbridge, Alberta and we are now in receipt of a letter from him that he has neither received the letter nor the cheque.

Would it be possible for you to trace this letter in any way through your General Delivery or through the Dead Letter Department.

Any way you can assist us in this matter will be appreciated.

Yours very truly,


C. H. Reed
Office of the Custodian

CHR: BK

1388

April 12th, 1951

Postmaster,
Vancouver, B. C.

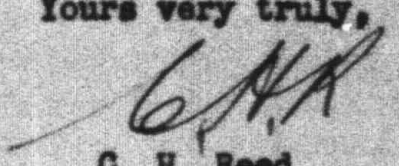
Dear Sir:

On November 21st, 1950 we mailed to Mr. Binosuke NIGO a letter containing a cheque for \$16.35. This letter was simply addressed to him at Lethbridge, Alberta and we are now in receipt of a letter from him that he has neither received the letter nor the cheque.

Would it be possible for you to trace this letter in any way through your General Delivery or through the Dead Letter Department.

Any way you can assist us in this matter will be appreciated.

Yours very truly,


C. H. Reed
Office of the Custodian

CHR: BK

EVACUATION SECTION	
Rec'd	APR 10 1951
File No.	1388
Ans.	
Refused	<i>Red</i>

% A.R. Marshall,
P.O. Box 547,
Lethbridge, Alta.
7 April 1951.

Dept. of Secretary of State,
Office of the Custodian,
506 Royal Bank Building,
Vancouver, B. C.

Dear Sirs: Re: File No. 1388

With reference to your letter of April 4th, I would like to inform you that I have made inquiries at the Lethbridge Post Office and no trace of your letter has been found.

Therefore, I would appreciate receiving a new cheque to replace the one that was lost.

Thanking you, I remain

Yours very truly,

B. Higo

B. Higo.

Located at 913 1/2 Hudson Street
Vancouver, B. C.

BINOSUKE HIGO
Reg. No. 02566

1. One roll top office desk
2. One Buddhist Shrine
3. Four tables
4. One organ
5. Clothes closet One
6. Four bed spring & mattress
7. One kitchen stove
8. Three heaters
9. Ten chairs
10. One wall clock
11. One scale
12. One row boat
13. One float
14. One Singer sewing machine
15. One store scale
16. One sofa
17. One China cabinet
18. Furniture stock and fixtures of Fresh Fish and Grocery Business

A. P. FOSTER, C.A.
W. J. BARRETT-LENNARD, C.A.
R. W. UNDERHILL, C.A.
R. B. KEAY, C.A.

FOSTER & BARRETT-LENNARD
CHARTERED ACCOUNTANTS

25-26 BANK OF TORONTO BUILDING
410 SEYMOUR STREET

VANCOUVER, B.C.

1388
TELEPHONE SEYMOUR 3201
OFFICE OF THE CUSTODIAN
JAPANESE SECTION

RECEIVED
APR 16 1942

15th April, 1942.

The Office of the Custodian,
Japanese Evacuation Section
Royal Bank Building,
Vancouver, B.C.

Attention Mr. C. L. Drewary

Dear Sir :-

re Higo - Binsuke - # 00566

1. The registrant operated a fish store at 9134 Hudson Street, and lived in the back of the premises. The store fixtures consisted of two sets of scales, cash register, knives, etc. The Living rooms and kitchen at the back were fairly well furnished.
2. All furniture and fixtures were owned by the registrant and his wife.
3. There is no real property.
4. The registrant has sold all of his store fixtures and most of his house furniture to the B.C. Packers Limited. Any furniture not sold is being left in the care of the B. C. Packers, Limited, or abandoned as valueless.
5. No fire insurance
6. There are no known liabilities.
7. I now consider this case closed.

A. P. Foster

A. P. Foster, Trustee,
Japanese property.

CAK/McD.

FOSTER & BARRETT-LENNARD
CHARTERED ACCOUNTANTS

A. P. FOSTER, C.A.
W. J. BARRETT-LENNARD, C.A.
R. W. UNDERHILL, C.A.
R. R. KEAY, C.A.
J. R. A. SINNINGMONT, C.A.

25-28 BANK OF TORONTO BUILDING
410 SEYMOUR STREET
VANCOUVER, B. C.

29th April, 1942.

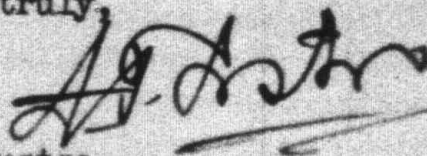
The office of the Custodian
Japanese Evacuation Section,
Royal Bank Building,
City.

OFFICE OF THE CUSTODIAN
JAPANESE SECTION
RECEIVED
APR 30 1942

Dear Sirs :- re HIGO, Binsuke #00566

Replying to your letter of the 24th April,
this is to advise you that the wife and children of the
registrant are likely to be occupying the house and making
use of the furniture for some time to come. I have left
instructions with Mrs. Higo that I wish to be advised some
time in advance of the date of her evacuation from Vancouver
in order that I may prepare an inventory of furniture etc.,
which will be left in the care of B.C. Packers, Limited.

Yours truly,


Trustee,
Japanese property,

CAK/McD.

1388

September 9th, 1942

Mr. Williams,
Hastings Park,
Vancouver, B. C.

Dear Sir:-

Re: HIGO, Einsuke--Reg. 00566

In his second registration, the above declared no chattels but from correspondence with one of our agents, we understand that he may have left some effects with the B. C. Packers. Would you please request him to let you know if there are any chattels in the restricted area of British Columbia for which the Custodian should care.

Yours truly,

H. F. Green
Protection Department

HPG:IF

OFFICE OF THE CUSTODIAN
JAPANESE SECTION
RECEIVED
SEP 15 1942

File No. 1388

Hastings Park,
September 14, 1942.

ADDITIONAL REGISTRATION

Name HIGO, Binsuke

Address 9134 Hudson St., Vancouver, B. C.

Reg. No. 00566

The following stored at the above address

- 1 Organ
- 2 Tables
- 1 Kitchen cabinet
- 1 Wardrobe
- 1 Kitchen stove
- 3 Beds and 3 springs
- 1 Baby bed (Complete)

SIGNATURE *Binsuke Higo*.....

WITNESS. *J. N. Williams*.....

OFFICE OF THE CUSTODIAN
JAPANESE SECTION
RECEIVED
SEP 15 1942

File No. 1388

Hastings Park,
Sept. 14, 1942.

Mr. H. F. Green,
Office of the Custodian,
Vancouver, B. C.

Dear Sir:

Re: HIGO, Binsuke #00566

As requested in your letter of the 9th instant, we have contacted the above party who states he has no personal effects in the care of B. C. Packers.

We enclose herewith a list of chattels left at 9134 Hudson St., Vancouver, B. C.

Yours truly,

F. T. Williams

F. T. Williams

Encl.
FTW/AW

Office of the Custodian
Manning Pool

V. Spain - please have D.A.S. check

*See D.A.S.
list Sept 20, 42*

File No: 1388

Name: Mr. Binsuke HIGO

Reg. No: 00566

Address: 8757 Selkirk Street 9134 Hudson Street.

OFFICE OF THE CUSTodian
JAPANESE MATERIAL
RECEIVED
DEC 7 1942

October 21, 1942

Spain

INVENTORY OF CHATTELS IN STORAGE

- | | |
|-----------------------------|-------------------------|
| ✓1. 1 barrel bluestone ✓ | ×11. bookcase ✓ |
| ✓2. 1 pair scales ✓ | ×12. organ and stool ✓ |
| ✓3. 2 hole ice cream cab. ✓ | ×13. wall cabinet ✓ |
| ✓4. counter ✓ | ×14. picture ✓ |
| ×5. paper roll ✓ | ×15. stool ✓ |
| ✓6. 2 small shoe cases ✓ | ×16. kitchen cabinet ✓ |
| ✓7. 10 chairs ✓ | ×17. 3 beds ✓ |
| ✓8. desk (roll top) ✓ | ×18. 3 springs ✓ |
| ×9. small table ✓ | ×19. heater ✓ |
| ×10. dining table ✓ | ×20. 4 boxes Jap. dolls |
| | ×21. baby crib |

✓ belong to Imperial Cannery
× belong to me.

*This is correct. Things
marked ✓ have been
returned to Cannery
Spain*

This represents all my chattels remaining in any protected area of British Columbia.

Confirmed:

DATE: December 2, 42 SIGNED: B. Higo

Please sign and return one copy to the Custodian.

1388

October 21, 1942

Mr. Rinsuke HIGG, #00566
Slocan Extension, B. C.

Dear Sir:

Re: Chattels

According to your additional Registration handed to us at Hastings Park on September 14th, we took delivery of your chattels from 9134 Hudson Street, and placed them in the Custodian's safe storage. The attached list has a number of items in excess of those mentioned on your Registration. We enclose this list for your inspection and if you find same in order, please sign and return one copy to this office. At the same time we assume that you have no other personal property remaining in the restricted area of British Columbia requiring our protection.

Yours truly,

G. B. Spain
Protection Department

GHS:HAD
Enclosure

Spun

December 2, 1942
Sharon O. G.

OFFICE OF THE COMMISSIONER
OF THE GENERAL LAND OFFICE
DECEMBER 2, 1942

Dear Sir: **RECEIVED**
I just received your letter a few

days ago.

1 barrel blue stone

2 1 pair seats

3 2 hole ice cream cut

1 desk (roll top)

These things belong to the Department

Some things will have them

1 paper roll

2 small table

3 dining table

4 counter

5 2 small show cases

6 10 chairs

7 2 small show cases

8 10 chairs

9 2 small show cases

10 10 chairs

11 2 small show cases

12 10 chairs

13 2 small show cases

14 10 chairs

15 2 small show cases

16 10 chairs

17 2 small show cases

18 10 chairs

19 2 small show cases

20 10 chairs

1 picture
1 stool
1 kitchen cabinet
10 3 beds

11 3 springs
12 heater
13 4 box. soap. duster
14 baby crib.

These things belong to my father
keep them in the "Bustard" safe storage.

Yours sincerely,
B. Nigo.

Luxstadian
506 Royal Bank Bldg.
Hastings & Granville
Vancouver B.C.

Lemon Creek B.C.
January 30 1944.

EVACUATION SECTION	
Rec'd	FEB 4 1944
File No.	1388
Ans.	
Referred	Matheson

Dear Sir:

I have my radio in storage at "J. W. Kelly Piano Company." I wrote a letter to them regarding the release and the shipping of the radio to me here, but I have received a letter saying that I must get a permission from the Office of the Luxstadian. The A.C.M.P. here have said that as long as there is no short wave, a radio here is permissible.

I therefore I would appreciate very much if you would send the permit to me.

Sincerely yours,

B. Higo
Lemon Creek
B.C.

Address all communications to:
THE COMMISSIONER
British Columbia Provincial Police
(Motor-vehicle Branch)
Victoria, B.C.

TELEPHONE - EMPIRE 1111
LOCAL 386

Your File No. **1388**



MOTOR-VEHICLE BRANCH

VICTORIA

May 16, 1944.

In reply quote File No. **6/1 M**

SUBJECT: **MVR#171032 &**
MVR#47267.

F. Matheson, Esq.,
Department of the Secretary of State,
Office of the Custodian,
Japanese Evacuation Section,
506 Royal Bank Bldg.,
Hastings & Granville Sts.
VANCOUVER, B.C.

EVACUATION SECTION

Rec'd **MAY 17 1944**

File No. **1388**

Ans. *Pin*

Referred *Matheson*

Dear Sir:

Re: Binsuke HIGO, #00566
9134 Hudson St.
VANCOUVER, B.C.

Relative to your letter of the 12th instant re the above-named, I wish to advise you that 1937 Chevrolet Pickup, Model #15-03, Engine #88551, was registered in the name of Binosuke Higo, 9134 Hudson St., Vancouver. This motor-vehicle was transferred from the name of Binosuke Higo to John Lentsmann, 7711 Oak St., Vancouver, B.C. on May 7, 1942., under 1941 licence #C-2522. It is at present registered in the name of Fred W. Clugston, 378 Cambie Rd. Eburne, B.C.

1926 Chevrolet Truck, Model #1926, Engine #2715771, was also registered in the name of Binosuke Higo, 9134 Hudson St., Vancouver, and was transferred out of his name on August 21, 1940, to Johnston Motor Co. Ltd., Vancouver, B.C. This truck is at present registered in the name of Champion & White Ltd., Vancouver, B.C.

Yours truly,

Geo. A. Hood
GEO. A. HOOD,
Insp. O/C Motor Branch,
for Commr. of Prov'l Police.

/RS

NAME HIGO, Etsuko

REGISTRATION NO. 90566

FILE NO. 1388

The following chattels were sold by public
 auction at 1047 Seymour St., Vancouver, B. Can. September 28, 1944

Home made wardrobe ✓	\$1.50 -
Cupboard ✓	7.50 -
Cabinet ✓	3.00 -
Bed and spring (Poor condition) ✓	1.25 -
Spring (Poor condition) ✓	1.00 -
Child's table and chairs ✓	2.15 -
2 Chairs (broken) ✓	0.50 -
2 Chairs (broken) ✓	1.70 -
China cabinet ✓	6.95 -
Obsolete dining table ✓	1.00 -
1 Organ ✓	25.00 -
Countertop ✓	1.15 -
Child's crib ✓	1.00 -

Total

\$ 34.50

Less Expenses: (Auctioneer's Fee: \$5.45
 (Advertising: 1.78
 (Moving: 12.00

\$ 19.23

Net Proceeds Credited:

\$ 35.27

Members of Custodian Staff Present. Mr. Smith

Extracted from Auctioneering List No. Vancouver 512

Remarks.

c/o A. R. Marshall,
P. O. Box 547,
Lethbridge, Alta.
May 17, 1948.

EVACUATION SECTION	
Rec'd	MAY 20 1948
File No.	1388
Ans.	
Referred	

The Office of the Custodian,
Vancouver, B. C.

Dear Sir:

Re: File #1388

This is in reply to your letter of the third. Although you ask me to state the price of each separate item in my personal property claim, I am unable to do so.

I purchased my business, including my collector boat etc. at the whole price of \$3200.00 in 1936 and have therefore calculated my claim on this amount. (This amount can be proved by the Bill of Sale of September 1936, which I have in my possession.) A price has not been stated for each separate item on this bill of sale at the time of the purchase so it is difficult for me now to determine a price for each separate item.

Yours truly,

Binosuke Higo.

00566

March 5, 1946.

J. W. Kelly Company Limited,
632 Seymour Street,
Vancouver, B.C.

Dear Sirs:

Re: Binsuke HIGO. Reg. No. 00566

Your letter of March 4th has been received with regard to the radio belonging to this man, which has been stored in your warehouse. We note that Mr. HIGO has forwarded to your office funds to cover storage charges and cost of shipping the radio. This is to advise that the Custodian has no objection to shipment by you to Mr. HIGO.

Yours truly,

F. Matheson,
Protection Department.

FM/MM

September 20th, 1946.

REGISTERED

Mr. Sinsuke HIGO,
Reg. No. 00566,
c/o Mr. Archie Anderson,
LETHBRIDGE, Alta.

Dear Sir:

We enclose herewith Custodian cheque in the sum of \$35.27.
As this is your total credit with this office we are now closing your file.

Your file has been reviewed and it is noted that when you made your declaration to the Custodian on March 21st, 1942, you declared chattels at 9134 Hudson Street, Vancouver. We were advised by your Solicitors, Foster & Barrett-Lennard, that you had sold all your store fixtures and most of your household furniture to the B. C. Packers Ltd. We sent you a list of the goods we found remaining at this address and you returned this list after having marked those that were yours and those that belonged to the B. C. Packers Ltd. Those that you had marked as belonging to the B.C. Packers Ltd. were returned to them by the Custodian, and the remainder were sold at auction for the net sum of \$35.27, and this sum credited to your account with this office.

According to information supplied to this office you were the registered owner of a fishing vessel the "Higo" which was sold through the Japanese Fishing Vessel Disposal Committee for the net sum of \$396.01, and this sum was paid to you on April 23rd, 1942.

On March 5th, 1946, we advised the J. E. Kelly Piano Company that they might ship your radio to you, and as we have heard nothing further on the matter, we presume this shipment went forward.

You declared a life insurance policy with the Sun Life Assurance Company in the sum of \$1000.00, the beneficiary being your wife. This policy was not brought under the control of the Custodian.

It would appear that we have accounted for all the property of every kind left by you in the protected area which vested in the Custodian, and in order that you may confirm this and acknowledge the cheque, we are enclosing a stamped addressed envelope for convenience in replying.

Yours truly,

EBM:
Encl. (2)

G. B. Spain
Protection Department

1388/10464

REGISTERED

December 21, 1946.

Mr. & Mrs. Minomake HIGO,
Reg. Nos. 00566 & 00568,
c/o Archie Anderson,
Lethbridge, Alta.

Dear Sir and Madam:

Enclosed is Sun Life Assurance Company cheque #574865, in the amount of \$97.24, payable to Minomake Higo and Fusiko Higo, in full settlement of all claims under Policy No. 882,143.

Kindly acknowledge receipt of this cheque to the Sun Life Assurance Company of Canada, Royal Bank Building, Vancouver, B.C.

Yours truly,

F. Matheson,
Office of the Custodian.

/F
Enclosure

CC: Sun Life Assurance Company of Canada
Dept. of Labour, Japanese Division

NOV 26 1947

IN THE MATTER OF a Commission to Investigate Claims of Japanese Canadians for Property Losses.

TO: The Commissioner,
Office of the Custodian,
Royal Bank Bldg.,
Vancouver, B.C.

1388

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

(RCMP) Reg. No. 00566

(1) NAME HIGO BINOSUKE
(Print) Surname Given Name

(2) Pre-Evacuation Address 9134 HUDSON STREET, VANCOUVER, B.C.

(3) Present Address C/O A.R. MARSHALL, P.O. Box 547, LETHBRIDGE ALTA.

(4) REAL ESTATE

(a) Street Address (if any) _____ City or Municipality, _____ Province _____

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

(c) Type of Real Property (cross out words which do not apply):

- (i) ~~Farm~~
(ii) ~~Residence~~
(iii) ~~Business~~
(iv) ~~Any other type of property (describe)~~

Type of business FRESH FISH STORE (RETAIL)

(d) What was your interest in the property (e.g., sole owner, life tenant, joint tenant, owner of one half or one third interest, leasehold, etc.) FISH BUYER
SOLE OWNER

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

(i) Land - - - - - \$

(ii) Buildings - - - - - \$

(iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - \$ 3200.00

(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - - - - - \$ 35.00

(v) Amount at which Custodian sold property and credited your account - - - - - \$

(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - - - \$

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation
9134 HUDSON ST. VANCOUVER B.C. H. ICHINO'S RESIDENCE, STEVENSON B.C.

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

(c) How stored or packed at time of evacuation

(over)

(d) In whose care was property left at date of evacuation by the claimant. (This question refers to the terms of reference which exclude claims where the property was lost, destroyed or stolen while under the custody, control or management of any person other than the Custodian appointed by the owner of the property. It involves some definite arrangement whereby you appointed someone to take care of the property and such person accepted the responsibility of so doing. Unless such an arrangement was made the question should be answered "in no one's care")

B.C. PARKER'S LIMITED

210 MR. CHARLES GILLESPIE (ex-manager)

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

Estimated Value \$

Estimated Value \$

Estimated Value \$

Estimated Value \$

Estimated Value \$

Estimated Value \$

Estimated Value \$

Estimated Value \$

Estimated Value \$

Estimated Value \$

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Estimated Value \$

Estimated Value \$

Estimated Value \$

Estimated Value \$

Estimated Value \$

N.B.—If you cannot list all the items here prepare a separate list with values set out opposite each item and attach it to the form. The item "personal property" includes shares, bonds, mortgages, loans, notes and all other forms of property not included in real estate.

(2) Total claim including real and personal property (this figure can be arrived at by adding items 4(1) and 5(e) - - - - - \$ 2156.50

(6) (a) Place at which claimant prefers to be heard. (Vancouver, Kamloops, Nelson, Lethbridge, Moose Jaw, Winnipeg, Toronto or Montreal.) (b) Do you require the services of an interpreter at the hearing? Yes or no *YES*

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

DOMINION OF CANADA

Province of ALBERTA

TO WIT:

I, *BINOSKE HIGO*

of *LETHBRIDGE*

DO SOLEMNLY DECLARE THAT:

The information set out in the form above is true and correct to the best of my knowledge, information and belief and I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of "The Canada Evidence Act".

DECLARED before me at the *CITY*

of *LETHBRIDGE*

in the *Province of ALBERTA*

this *24th* day of *NOVEMBER*.

A.D. 1947.

A Commissioner etc.

N.B.—THIS FORM FULLY COMPLETED AND SWORN BEFORE A COMMISSIONER SHOULD BE MAILED BY REGISTERED MAIL TO THE COMMISSIONER, c/o THE OFFICE OF THE CUSTODIAN, ROYAL BANK BLDG., VANCOUVER, B.C., BEFORE NOVEMBER 30th, 1947. IF YOU CANNOT MAIL IT BEFORE THIS DATE SET OUT BELOW REASONS FOR THE DELAY.

In 1936 I bought a fish buyer and retail fresh fish business at the sum of \$3200.00.

When my evacuation in June 1942 came, I made an agreement with Mr. Charles Gillespie (then manager of B. C. Packers Ltd.), that my fresh fish store and my "right" as a fish buyer be in the care of B. C. Packers during my absence. Monthly rent on the fish store payable to Real Estate agency (J. W. Fairhall) to be paid by the B.C. Packers during my absence. And that in the event of my return my business and right as a fish buyer was to be returned to me. This was the agreement.

Later, after my evacuation, the Custodian removed the goods, furniture and fixtures from my fish store without either my consent nor the B.C. Packers consent. Consequently this action taken by the Custodian resulted in the breach of my agreement with B.C. Packers.

Now that I am unable to return to my former business, this has resulted in a loss of my "business right" or "claim".

5 int (f)

--Itemized description of the total claim:

(1) Property sold by Custodian at the value of \$35.00--

- | | |
|---------------------|----------------------------|
| (a) Paper roll | (h) Picture |
| (b) Small table | (i) Stool |
| (c) Dining table | (j) Kitchen cabinet |
| (d) Bookcase | (k) 3 beds |
| (e) Organ and stool | (l) 3 springs |
| (f) Wall cabinet | (m) Heater |
| (g) Baby crib | (n) 4 boxes Japanese dolls |

(2) Property left at K. Ichino's residence (Steveston B.C.)

- (a) One Buddhist shrine
- (b) 2 boxes of dinner ware
- (c) Box of clothing

(These goods were taken by the Custodian to the Steveston Buddhist church.)

(3) Property sold by me to the B.C. Packers--at the total of \$136.00

- | | |
|-------------------|------------------|
| (a) 2 scales | (f) 1 heater |
| (b) 2 iceboxes | (g) 1 wall clock |
| (c) 1 counter | (h) 1 float |
| (d) 1 office desk | (i) 1 rowboat |
| (e) 6 chairs | |

--Also sold 1 Collector Boat \$350.00

Therefore--

Value of business	\$3200.00
Received:-B.C. Packers	\$136.00
Collector boat	350.00
Custodian	35.00
	<u>1071.00</u>
	2129.00

Plus Fish store license f r '42	15.00
Truck license for 1942	<u>12.50</u>

Total of claim	<u>\$2156.50</u>
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IN THE MATTER OF THE "INQUIRIES ACT"
PART 1. REVISED STATUTES OF CANADA 1927. CHAPTER 92.

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

(HIS HONOUR JUDGE L.H. STACK, SUB-COMMISSIONER).

10

Lethbridge, Alberta,

August 23rd, 1946.

IN THE MATTER OF THE CLAIM OF

BINOSUKE NIGO.

PROCEEDINGS AT HEARING.

20 APPEARANCES:

G.E.A. RICE, Esq., K.C., appearing for the
 Dominion Government.

L.S. TURCOTTE, Esq., appearing for the
 Claimant.

MISS LILLIE THOMAS, Secretary.
 D.J. HANDFORD, Esq., Official Interpreter.
 S.R. HOWARD, Esq., Official Reporter.

30

2
B. Higo,
In Chief.

THE SECRETARY: Case No. 600, Binosuke Higo.

BINOSUKE HIGO, the claimant herein,
being first duly sworn, testified
through the Interpreter as follows:

DIRECT EXAMINATION BY MR. TURCOTTE:

Q Mr. Higo, you are making a claim arising out of the
loss which you suffered as owner of a retail fish
store and fish buyer?

A Yes.

10 Q And I am showing you a statement of your business
and other facts (indicating); is that statement
true to the best of your memory and belief?

A Yes.

MR. TURCOTTE: I wish to file that, your Honour, as
Exhibit 1.

(STATEMENT MARKED EXHIBIT NO. 1).

MR. TURCOTTE: And if my learned friend would now file
his analysis of personal property claim, it might
assist your Honour.

20

(ANALYSIS MARKED EXHIBIT NO. 2).

MR. TURCOTTE: Q Now from whom did you purchase this
business?

A: K. Yamasaki.

Q Now, did you, Binosuke Higo, buy it from K.
Yamasaki, to start with? Will you just give me
the name of the person who bought the business
first from Yamasaki?

A Fred Kamitakahara.

Q Fred Kamitakahara?

A: Yes.

30 Q Now, what relation is he to you?

A He is my brother.

Q He is your brother?

A: Yes.

Q How did you get a hold of the business?

A As I was new at the business, I asked my brother to come and work with me and show me how the business ran for about two years.

Q I see. And have you ---

A --the witness is not finished yet.

Q Oh, I see.

A: And at the

10 end of two years my brother left the business entirely and I took over everything from him.

Q I see. Now I am showing you a document (indicating). Can you tell me what that is?

A This is the bill of sale made out at the time my brother bought the business.

Q Bought it from?

A: From

Yamasaki.

MR. TURCOTTE: I present that, your Honour, as an exhibit.

20 (BILL OF SALE MARKED EXHIBIT NO. 3).

MR. TURCOTTE Q: Now under that sale agreement what did your brother get and what did you take over afterwards?

A: The boat

and car and the store.

Q A boat, and what was the second?

A A car.

Q A car, yes.

A: And the

store and everything that appears in the bill of sale.

30 Q That is the equipment that was in the store and

a boat and a car, is that right?

A Yes, everything that is in the bill of sale.

MR. TURCOTTE I would just like to point out, your Honour, that the bill of sale also includes item No. 16, "The goodwill of the fresh fish and grocery business situated at 9134 Hudson Street in the City of Vancouver", and that is specifically mentioned in the bill of sale.

THE SUB-COMMISSIONER: All right.

10 MR. TURCOTTE: Now, a word of explanation, your Honour.

We are met with this situation in this case in that the boat was sold by the Smith Committee, therefore, we are up against the situation that we cannot make a claim for that part of the loss sustained by reason of the sale of the boat, and we are, therefore, faced with trying to determine what part of the loss should be apportioned to the boat, what portion of the loss should be apportioned to goodwill, and what portion of the loss should be apportioned to chattels sold by Higginself

20

2 to B.C. Packers of which there is a list on the analysis form, and then again what portion of the loss is to be assessed against the first four items which were sold by the Custodian for \$35.00. Now I think you will realize that it will be very difficult to arrive at any figure. It is the first fourteen items sold for \$35.00.

THE SUB-COMMISSIONER: Yes, it is a very difficult situation.

30 MR. TURCOTTE: But in our personal property statement we

B. Nigo,
In Chief.

have shown the boat as being of a value of \$1500.00, the chattels being of a value of \$700.00, and the goodwill at \$1000.00, which would make a total of \$3200.00, which is mentioned in the bill of sale. Now the boat was sold for \$850.00 so that there was a loss of \$650.00 and if the suggestion is correct that cannot be claimed against the Custodian, and then the chattels which are valued at \$700.00, again it is a little difficult to say what proportion of that could be apportioned to the \$186.00 and what should be apportioned to the \$35.00.

I think it could be taken that possibly we would not be entitled to make a claim for anything in excess of possibly \$1100.00, that is the \$1000.00 for goodwill and \$100.00, say, for the small table and dining room table.

Well, I might ask the witness about the organ.

20 Q What sort of an organ did you have?

A Just an ordinary big organ.

Q Beg your pardon?
ordinary big organ.

A: Just an

Q Big?
ordinary big organ.

A: Just an

Q Have you any idea what it was worth?

A I think probably that it would cost \$40.00 or \$45.00 when it was new.

30 Q I see. Now you have suggested in your personal property claim that the boat when it was bought

from --- I keep forgetting that man's name.

A Yamasaki.

Q Yamasaki, would be worth \$1500.00?

A Yes, about \$1500.00.

Q I see. Now, as I understand, you used your boat?

A Yes.

Q Did you go out to sea and pick up the fish from the other boats; is that what you did?

10 A Yes, I went out to sea and collected the fish from about 20 to 30 fishing boats.

Q And you would bring that fish into the cannery, is that correct? A: Yes.

Q And in addition to that you operated a retail fish store? A: Yes.

Q Did you have a good business?

A Yes. From amongst the fish that I bought from the fishermen, some went to the cannery and some I sold at retail. I bought direct from the fishermen and sold it retail so that it was a good business.

20

Q A good business? A: Yes.

1Q That is, you were cutting out the middleman there.

A No, there was no middleman.

Q There was no middleman? A: No.

Q And I note that you say in your statement that your income for 1941 was \$1500.00?

A Yes.

Q Part of that would be from your store and part from the operation of the boat?

30 A Yes.

Q Could you tell us approximately what you would make out of your store and what you would make out of the boat?

A: I am sorry, I made a mistake in that previous answer. The \$1500.00 is the profit from the retail store.

Q Oh, that is the profit from the retail store?

A Yes.

Q Oh, I see. A: The income from the cannery I have handed to the lawyer.

10 Q That is in the charter business of so much a day?

A Yes.

Q \$10.00 a day? A: Yes.

Q Did you have anybody helping you in the store?

A Yes, just my wife.

Q Your wife? A: Yes, my wife and myself.

Q When you were out to sea, she ran the store; she operated it? A: Yes.

20 Q Well now, you say your chattels, that is the store fixtures and furniture and your own personal household furniture was worth together about \$700.00? A: Yes.

Q Can you give us any approximate estimate of how that \$700.00 should be divided between your store equipment and furniture and your household furniture? A: I don't know; it is

too difficult to separate; I imagine about half each but I can't say for sure.

30 Q Well in any event, you yourself sold the store and business? A: Yes,

that is the store equipment.

Q You sold that to B.C. Packers yourself?

A Yes.

Q I see.

A: The scales

and other things that are written down in the form.

Q And you got the \$186.00?

A Yes.

MR. TURCOTTE: Well, your Honour, I think that is as far as we can go here. I realize the difficulty this man is in.

10

THE SUB-COMMISSIONER: He apparently was living in the building where he operated his business, was he?

MR. TURCOTTE Q: Were you living in the same building?

A Yes.

MR. TURCOTTE: I think there will have to be a rough and ready justice in this case to figure out something.

MR. REED: I am submitting, your Honour, that the chattels were sold for their fair market value. I am submitting that the claim for property sold by the claimant is not within the terms of reference. I am submitting that the claim for the goodwill of the business is not within the terms of reference.

20

MR. TURCOTTE: Well I was under the impression it was, your Honour, that goodwill was included. It is an asset in the business.

THE SUB-COMMISSIONER: I think so under such circumstances as exist here.

30

B. Nige,
Cross-Exam.

MR. RICE: Well I won't waste time in arguing that, your Honour. It is a submission I make here on behalf of the defence.

I am submitting that other things such as the Buddhist shrine, boxes of dinnerware, and clothing were undeclared, were unknown to the Custodian and were not found, and he is not responsible for the same.

10

As my learned friend pointed out, the claim does not place individual values on the goods listed in the claim and the claimant says himself that it is impossible for him to do so.

There is no record of any kind of goods belonging to this claimant being left at the residence of K. Ichino, and the goods sold to the N.C. Packers Limited were sold by the claimant without the knowledge of the Custodian.

20

As my learned friend has pointed out, the vessel in question has been sold through the Japanese Fishing Vessels Disposal Committee and, therefore, is not subject to this claim.

CROSS-EXAMINATION BY MR. RICE:

Q You are just claiming for your goods and business the same price that you paid for the same, \$3200.00?

A: Yes, everything that was not sold to the cannery is included together in this claim.

Q And Frederick Kamitakahara is your brother?

30 A Yes, he is my brother.

B. Nigo,
Cress-Kran.

Q And he turned over to you all of the chattels that he purchased from Kiyomitsu Yamasaki?

A Yes.

Q And you haven't added anything to these chattels since you bought them to make your claim larger?

A No, I had to repair the boat and keep the car running in good condition and such things as that, but nothing new was purchased.

10 Q Well didn't any of this property wear out or deteriorate in value?

A Anything gets old and worn as you use it, but I am just claiming the prices paid as a sort of standard.

Q How much money did you spend on the car, or the truck it is? A: I estimate about somewhere between \$150.00 and \$175.00.

Q What did you do with the truck?

A I sold that to the cannery. I sold it to somebody who works for the cannery.

20 Q How much did you get for it?

A I sold it for \$300.00 and it cost about \$600.00 and something.

Q Did you give a \$300.00 credit on your account? Have you deducted \$300.00 from your claim of \$3200.00?

THE SUB-COMMISSIONER: Is the truck included in his claim?

MR. TURCOTTE: It is marked in ink on that bill of sale.

MR. REE: He said he had the truck; it was sold with the business.

30 MR. TURCOTTE: You might ask him if the truck was

B. Nige,
Cross-Exam.

purchased.

MR. RICH: He spent money on it keeping it in repair.

MR. TURCOTTE: I was wondering whether it was in the
\$3200.00 sale. I have never asked him though.

MR. RICH: Q: What is he talking about? Let us have it.

A: This is not the truck that I bought from Yamasaki.
I turned it in and changed it in the meantime.

Q: But you got a truck when you bought this equipment
and one thing and another from Yamasaki at \$3200.00.

10 There was a truck at that time, was there?

A: Yes.

Q: What kind of a truck was it?

A: Chevrolet.

Q: And when did you buy the Chevrolet truck?

A: August 20th, 1940.

Q: How much did you get in the trade? What was the
Chevrolet truck you traded in in August, was it?

A: Yes.

Q: And how much did you get in the trade for it?

20 A: \$75.00.

MR. TURCOTTE: What does he mean?

A: That is an allowance.

Q: He got an allowance on the Yamasaki truck of
\$75.00, and how much did he pay for the new truck?

A: The total price of the new truck was \$639.50.

MR. RICH: Q: And you sold a truck that cost you
\$639.50 for \$300.00, did you?

A: Yes.

Q: And you had only used it how long? How many years
30 had you used it?

A: Until some time

B. Higo,
Cross-Exam.

in 1942.

Q So the truck had a depreciation then of \$150.00 a year in your business?

A Yes, I was in a position where I had to sell and I could not help myself.

Q Well then the truck that you took over from your brother must have been worth \$400.00 or \$500.00 at least, when you took it over?

10 A Yes, I think at that time it had a value of \$350.00 or \$400.00.

Q But you haven't reduced your claim a five cent piece for the money that you got on the sale of the new truck that you sold direct, is that right?

A No, I have not reduced it.

Q Why not? A: That claim includes things of different ages and different values and it is impossible for me to work it out as to how much depreciation there should be.

20 Q Well if you can't work out, how do you expect the Commission to work it out?

THE SUB-COMMISSIONER: I don't suppose that he can answer that.

MR. RICE: I guess not.

A I had no alternative but to put in the figures at the price purchased as a general guide and a standard as I had no other means of estimating what the actual values were.

MR. RICE: All right.

30 RE-DIRECT EXAMINATION BY MR. TURCOTTE:

Q Well, Mr. Higo, the fact remains that you paid

\$3200.00 for the business?

A Yes.

Q And what you have got out of it as a result of the sale of the boat and the sale by the Custodian and the sale by you to B.C. Packers is \$1071.00?

A Yes.

Q And, therefore, you have lost a little over \$2000.00?

A Yes.

10 Q And part of that loss by sale of the boat and by sale of what you sold to the B.C. Packers, you are not making a claim against the Custodian?

A That is correct.

Q And you are asking the Commission to try and give you a fair settlement for what you have lost?

MR. RICE: You had better not make a speech on it. It is going in as evidence.

MR. TURCOTTE: I will make that statement myself then, after that explanation given by Mr. Hige that we are not, or that we are, I mean, asking the
20 Commission to try and estimate what would be the fair share of the goodwill and of the loss on the furniture that we would be entitled to, and that is all that we are asking for.

THE SUB-COMMISSIONER: There is just one point that occurred to me, that certain goods were sold to the B.C. Packers for \$186.00 and the boat was sold for \$850.00, these items with the \$35.00 comes to \$1071.00.

30 MR. TURCOTTE: Yes.

B. Rice,
Discussion.

THE SUB-COMMISSIONER: Now he also sold the truck, did he not?

MR. TURCOTTE: Yes.

THE SUB-COMMISSIONER: And received the cash for it?

MR. TURCOTTE: Yes.

THE SUB-COMMISSIONER: Shouldn't that be deducted?

MR. TURCOTTE: Well I think about half of it should be because he traded in the old truck for \$75.00.

MR. RICE: It was worth over \$300.00 when he took it over.

MR. TURCOTTE: Even admitting that, even admitting that, and then he sold this other truck which he says was worth \$400.00 or \$500.00 for \$300.00 at a forced sale. You can understand these people had to get rid of this stuff, otherwise it would have been left there and sold for \$10.00 as the last case we had here.

THE SUB-COMMISSIONER: Some amount should be deducted.

MR. TURCOTTE: Yes, your Honour, some amount should be deducted.

THE SUB-COMMISSIONER: What would you suggest, or what would this witness suggest?

MR. TURCOTTE: I think \$300.00 would be fair under the circumstances.

THE SUB-COMMISSIONER: \$300.00?

MR. TURCOTTE: Yes, sir, I think that would be fair under the circumstances.

THE SUB-COMMISSIONER: That is all, thank you.

(Witness aside)

30

(PROCEEDINGS ADJOURNED SINE DIE)

Certified a true and accurate transcript.

"S.R. Howard"; Official Reporter.

I hereby certify that the foregoing transcript purports to be an accurate record of the evidence adduced before me.

SUB-COMMISSIONER:

Defence Brief

Binosuke HIGO

File No. 1388

Case No. 600 ✓

PERSONAL PROPERTY CLAIMS

1. Goodwill

\$1000.00

Business not sold by Custodian as a going concern, therefore, not subject to claim. Claimant sold the business equipment to B.C. Packers without the knowledge of the Custodian.
Trans. 4 lines 19-22.

2. Boat

\$1300.00

Sold for \$850.00 through J.F.V.D.C. therefore, not subject to claim.

Trans. 4 line 10 et seq. Admitted by claimant's counsel.

3. Chattels

\$535.00

300.00

\$235.00

- Suggested deduction (Trans. 14 line 23) re sale of truck.

All sold for \$240.50 (186.00 B.C. Packers) by Claimant
(54.50 Custodian) by Custodian

Recap: See Ex. 600 - 1

Purchased in 1936 (B/S on file Ex. 600-3) \$3200.00
which claimant apportions as follows:

<u>Cost in 1936</u>	<u>Estimated worth in 1941</u>
Boat \$1500.00	\$1300.00
Chattels 700.00	535.00
Goodwill 1000.00	1000.00
<u>\$3200.00</u>	<u>Gross Claim 2835.00</u>

Submission: Chattels sold for fair market value. Property sold by the claimant is not within the terms of reference. Goodwill of the business is not within the terms of reference.

See Trans. 8 lines 29 & 30. Sub-Commissioner states he thinks goodwill an asset under such circumstances as exist here.

Custodian not responsible for Shrine, etc. undeclared. Goods sold to B.C. Packers were sold without the knowledge of Custodian. Fishboat sold through J.F.V.D.C. not subject to claim.

Name of Claimant **HICO, Binasuke**
 Custodian File **1300**

Case **600**

REAL PROPERTY										Total
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village			
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices % of Amount Total	Sale Price	Total Award 125% of all Sale Prices % of Amount Total		
PERSONAL PROPERTY										
Motor Vehicles		Boats and Boat Gear								
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Not Found & Recorded Now Missing	45% of amount in next preceding column			
NETS										
Total award for Nets plus Sale Price		Total Claim for Nets Sold, Declared Not Found and Recorded Now Missing		Percentage Total Award to Total Claim		Claim for Nets Sold Declared Not Found, & Recorded Now Missing		Apply % ratio to Claim		Deduct Custodian Sale Price
MISCELLANEOUS CHATTELS										
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Applica-tion of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
49.00	54.50	16.35							16.35	
TOTAL RECOMMENDATION										16.35

1388

November 21st, 1950.

Mr. Binosuke HIGO,
Lethbridge, Alberta.

Dear Sir:

Re: Japanese Property Claims Commission

Case No. 600

We have received from the Co-Operative Committee
on Japanese Canadians, our form of Release which has been
executed by yourself covering the award recommended under
the above Claims Commission for the sum of ... \$16.35.

Cheque in your favour is enclosed for \$16.35
and we have paid the Co-Operative Committee .. \$11
for legal fees as authorized by you.

Yours truly,

F.G. Shears
Director

FCS/js
1 encl.

% A.R. Marshall,
P.O. Box 547,
Lethbridge, Alta.
26 Feb. 1951.

Co-Op Committee on
Japanese-Canadians,
94 Homewood Ave., Apt. 28,
Toronto 5, Ont.

Dear Sir:

I would like to inquire about the \$16.35
payable to me by the Custodian re my
Case No. 600. I signed and filed the
Release with Mr. L.S. Turcotte, Barrister,
several months ago but as yet I have
not received this amount nor any word as
to when I can expect it.

I would appreciate receiving the cheque or
information regarding this matter.

Thanking you,

Yours very truly,

B. Higo.

*Sent 15/11.
Received 20/11.
Remitted 22/11. - 16.35.*

March 5, 1951.

Mr. B. Higo,
P. O. Box 547, c/o Mr. A.R. Marshall,
Lethbridge, Alta.

Dear Sir:

Re: Japanese Property Claims Commission.
Case 600

Your letter of Nov. 26th addressed to the Co-Operative Committee on Japanese Canadians at Toronto, has been forwarded to us.

The only address which appeared on the Release form which you signed was "Lethbridge, Alberta" On Nov. 21st a letter was sent to you addressed "Lethbridge, Alberta" in which we enclosed cheque for \$16.35.

This cheque has not been cashed, and we would suggest that you take this letter to the Post Office at Lethbridge and enquire in regard to the disposition which was made of our November letter.

Yours truly,

F. G. Shears,
Director.

FOS/GH

c.c. Co-Operative Committee on Japanese Canadians.

March 5, 1951.

The Co-Operative Committee on Japanese Canadians,
94 Homewood Ave.,
Apartment 28,
Toronto 5, Ontario.

Dear Sirs:

Attention. Miss M. Boon

Re: Case 600 - B. HIGO

In order to save time we have replied direct to
Mr. B. Higo, and copy of our letter to him will answer
the enquiry in your letter to us of March 2nd in which
you enclosed copy of letter from Mr. Higo.

Yours truly,

F. G. Shears,
Director.

/GN
Encl.

94 Hamwood Ave.

March 2nd, 1957.

Case 600

Dear Mr. Shaver:

Can you throw any
light on this inquiry - was the
cheque for 10.25 which you advised
was mailed Nov. 22nd received,
by any chance?

Sincerely,

Raymond B. Ross

EVACUATION SECTION	
Rec'd	10/25 1957
10/25	
10/25	
10/25	

4th April, 1951.

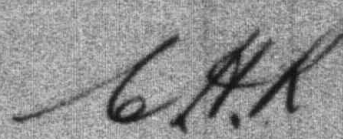
Mr. Binomake HIGG,
Regn. No. 00566,
c/o Mr. A.R. Marshall,
P.O. Box 547,
Lethbridge, Alta.

Dear Sir:

Referring to your letter of the 5th ultimo to which we have received no reply, will you please advise this office if you have enquired at the Post Office in Lethbridge, for the letter enclosing the cheque sent to you 21st November, 1950.

The Custodian is prepared to forward to you a new cheque for the same amount upon receipt of your reply.

Yours truly,


C.H. Reed,
Office of the Custodian.

CHK:HA

PHONE PACIFIC 6181
PLEASE REFER TO
FILE NO. 1388

CANADA
DEPARTMENT OF THE SECRETARY OF STATE
OFFICE OF THE CUSTODIAN
JAPANESE EVACUATION SECTION

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

9th May, 1951.

EVACUATION SECTION	
Rec'd	MAY 22 1951
File No.	1388
Ans.	
Deferred	

Mr. Binosuke HIGO,
Regn. No. 00566,
c/o A.R. Marshall,
P.O. Box 547,
Lethbridge, Alta.

Dear Sir:

Re: Case 600

Replying to your letter of the 5th instant we enclose a new Custodian cheque sent to you on the 21st November, 1950, and which went astray in the mail.

In order that we may be assured that the first cheque issued will be returned to the Custodian should it come into your hands at some future date, will you please sign the undertaking on the copy of this letter, returning it to the Custodian in the stamped self addressed envelope enclosed herewith.

Yours truly,



C.H. Reed,
Office of the Custodian.

CHR:HA
Encls.

I, Binosuke Higo, declare that cheque No. 953 for \$16.35, sent to me by the Custodian on the 21st November, 1950, has not been received, and I hereby undertake that should this cheque come into my hands at some future date, I will return it to the Office of the Custodian immediately, without presentation for payment.

B. Higo

..... Per (Mrs) B. Higo