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FORM

BUREAU HASTINGS PARK
OFFICE OF THE CUSTODIAN
JAPANESE SECTION

FILE NO. _____

To be completed by persons of the Japanese race having no property in any protected area.

NAME: KAWAIOTO Kaworu REGISTRATION No. 04245
HOME ADDRESS: Box 74, Steveston, B.C.
SEX: Male AGE: 27 MARRIED? Yes
OCCUPATION AND EMPLOYER: Fisherman--None ADDRESS: Box 74, Steveston, B.C.
NAME OF WIFE OR HUSBAND: Itoye 5215 ADDRESS: EXHIBIT No. 276-5
NAMES OF LIVING CHILDREN: Hajime (M) 2 ADDRESS: DATE 2.6/5/48
Shinobu (M) 1 ADDRESS: FILLED BY Crown

I certify that the above information is true and complete and state that I have no property of any kind whatsoever in any protected area in British Columbia.

Witness: [Signature]
Dated this 11th day of April 1942.

(Signature) K. Kawaioto

INFORMATION FROM R.C.M.P.

Our File No. 22648

Date May 22/43

Full Name KAWAMOTO KAWORU
(Surname in Block Letters)

Registration No. 04245 Male - Female
(check)

Age July 31, 1904

Former Address Box 74, Sturgeon, B.C.

Date Evacuated 21/4/42 Naturalized - Canadian-Born - National
(check)

Present Address Greenwood, B.C.

Married - Single
(check)

Name of Wife ^{nee} (KIRITOSHI) Itoje # 04118

Name of Husband -

Name of Mother ^{nee} (YOSHI) Komi Name of Father Sakaji (Kaid)

Names of Children under 16 (Japan.) Hajime (M) 15/1/40
Shinobu (M) Sept 7/41

Requested by ECP Registered with Custodian yes
(Yes or No)

Additional Information Fisherman

PERSONAL PROPERTY SUMMARY

File No. 5215

Oct. 29/46

RE: Itoe (Mrs. Kaworu) KAWAMOTO
Reg. No. 04118

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

CHATELS: Mrs. KAWAMOTO, who made her declaration to the Custodian on April 23/42 and was evacuated on April 30/42, declared chattels as shown on the Chattel Schedule on file, at Cannery House #20, Imperial Cannery, Steveston.

Chattels in her name were inventoried by Custodian agent, C.C. Robinson at Imperial Cannery House No. 6 (used for storage of Japanese goods) and sold at auction for the net sum of \$33.66, and this sum credited to her account with the Custodian. One bed sold at auction and included in sum mentioned was removed from the Catholic Mission at Steveston in the name of Mrs. KAWAMOTO.

A kitchen stove, a heater and one table were not found by the Custodian. A number of items were discarded as shown on the Chattel Schedule.

Nets were also declared by Mr. Kaworu KAWAMOTO but none were found in his name.

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.

Oct. 29/46
LBM:

L. McKinnon
L. McKinnon

CHattel SCHEDULE

File No. 5215

Oct. 29/46

RE: Itoe (Mrs. Kaworu) KAWAMOTO
Reg. No. 04118

DECLARED by Mrs.
KAWAMOTO on April
23/42 at House #20,
Imperial Cannery

INVENTORIED by Custodian
agent, C.C. Robinson on
June 16/42 at House #6,
Imperial Cannery

SOLD

OTHER
DISPOSITION

1 bed
(on Cannery
records 2 beds
declared)

1 wooden bed, ends & sides
1 complete bed & spring removed
from Catholic Mission in name of
Mrs. KAWAMOTO

Feb. 4/44

discarded

kitchen cabinet
1 kitchen stove
1 heater
6 chairs

1 kitchen cabinet

Feb. 4/44

not found
not found

2 tables

1 kitchen table

5 kitchen chairs Feb. 18/44
1 high chair Apr. 28/44

Feb. 18/44

1 not found

1 screen cabinet
1 bake board

Feb. 18/44

missing or
possibly of no
value

(1 bath
declared on
Cannery
records)

1 baby bath
1 carton tools, etc.

April 28/44

missing

Inventoried Oct., 1945
at Warehouse

(1 box kitchen
utensils
declared on
Cannery records)

1 box of toys
1 baby's swing
1 tray
1 tin dentri-maltose
1 tub
1 vase
4 tumblers
2 bowls
small carton bowls
1 mixing bowl
1 baking dish
1 frying pan
1 can opener
dunnage bags
gentlemen's books
1 wooden tub
1 tin soy bean oil

Festival dolls Nov. 2/45
) Likely put up at
) auction but not
) sold.

apparently of
no value

crockery Nov. 2/45

Nov. 2/45

Discarded

Gill nets of) Declared by husband, but
all kinds) none found in his name.

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

Oct. 29/46

LEM:

L.M. Kinnon

File No. 5215

Oct. 29/46

RE: Itoe (Mrs. Kaworu) KAWAMOTO
Reg. No. 04118

All trunks and personal belongings in storage at Steveston were opened and inspected in October, 1945. Goods of no value were discarded; clothing of no saleable value were turned over to U.N.R.R.A.; saleable articles were auctioned and any personal photographs or goods of a personal nature are stored at the Buddhist Temple at Steveston ready for shipment at the request of the Japanese.

KAWAMOTO Lot 59

Auction - 1 box of toys

Discard - gentlemen's books

Auction - 1 baby's swing

1 tray

1 vase

1 tin dentri-maltose

1 tub

4 tumblers

2 bowls

small carton bowls

1 mixing bowl

1 frying pan

1 baking dish

1 can opener

dunnage bags (lot 74)

Discard - 1 wooden tub

1 tin soy bean oil

L. McKinnon

File No. 5215

March 13, 1946

Re: KAWAMOTO, Itoe (Mrs. Kaworu)
Reg. No. 04118

The following table is an extract from the record books received from the British Columbia Packers Co., Ltd., covering their Imperial Cannery Net House. The Japanese fish collectors were instructed to have the Japanese fishermen enter into these records the nets which were left by them in the company net houses.

The original record books are in the hands of Mr. F. G. Shears, The Director.

2 beds with springs

7 chairs

2 tables

1 box kitchen utensils

1 baby tub

at KAMADA's house

1 bath, Japanese

at #20 E. House.

Box #74

16 Carter

MEMORANDUM

File No. 5215

Sept. 21/45

TO: The File
FROM: Mr. R. B. Mackenzie

RE: Itoe (Mrs. Kaworu) KAWAMOTO

The following article was destroyed or abandoned as
being of no value:

1 Home made bed

RBM:LEB

RBM

MEMORANDUM

File 5215

March 20, 1944.

TO: File

FROM: R. B. Mackedie

Re: Itoe KAWAMOTO

A complete bed and spring owned by the above was removed on the 18th of January from the Catholic Mission to our storage warehouse no. 3 to be sold at auction at the first opportunity.

RBM:JS

NAME KAWAMOTO, Itoe, (Mrs. Kaneda)

REGISTRATION NO. 04118

FILE NO. 5214

The following chattels were sold by public
auction at Stevenson, B. C. on November 2, 1945.

2 boxes festival goods
Dunnage bags & crockery

\$ 1.60 M
6.50 M

Total

Less Expenses: (Auctioneer's Fee \$.81
(Advertising .61
(Moving .98

Net Proceeds Credited:

\$ 8.10
\$ 2.40
\$ 5.70

Members of Custodian Staff Present. Mr. Wills

Extracted from Auctioneering List No. Stevenson 39

Remarks.

NAME KAWAMOTO, Itoe (Mrs. Kawano)

REGISTRATION NO. 04118

FILE NO. 5215

The following chattels were sold by public
auction at Steveston, B. C. on April 28, 1944.

Baby's Bath ✓
Baby's high chair ✓

\$0.75 -
0.75 -

Total:

\$1.50

Less Expenses: (Auctioneer's Fee: \$0.15
 (Advertising: 0.07
 (Moving: 0.28)

\$0.46

Net Proceeds Credited:

\$1.04

Members of Custodian Staff Present. Mr. Harris

Extracted from Auctioneering list No. Steveston 12

Remarks.

NAME KAWAMOTO, Iton (Mrs. Kawano)

REGISTRATION NO. 04118

FILE NO. 5215

The following chattels were sold by public
auction at Stevenson, B.C. on February 18, 1944.

5 Good Chairs ✓
Kitchen Table ✓
Kitchen Cabinet ✓

- \$ 7.00 ✓
- 2.25 ✓
25 ✓

Total:

\$9.50

Less Expenses: (Auctioneer's Fee: \$0.95
(Advertising: 0.57
(Movings: 1.24)

\$2.76

Net Proceeds Credited:

\$6.74

Members of Custodian Staff Present. Mr. Harris

Extracted from Auctioneering list No. Stevenson, 6

Remarks.

NAME KAWAMOTO, Itoe (Mrs. Kaworu)

REGISTRATION NO. 04118

FILE NO. 5215

The following chattels were sold by public
auction at Steveston, B.C. on February 4, 1944.

1 Kitchen cabinet ✓

- \$10.00 ✓

1 brown bed & wire spring ✓

- 17.00 ✓

Total: {Auctioneer's Fee: 2.70
 {Advertising: 0.92
Less Expenses {Moving: 3.20

\$ 27.00

\$ 6.82

20.18

Net Proceeds Credited:

Members of Custodian Staff Present. Mr. C.C. Robinson

Extracted from Auctioneering list No. Steveston 5.

Remarks.

(Information supplied by Ins. Co.)

LIFE INSURANCE

Name MR. KAORU KAWAMOTO

File No. n/r

Reg. No.

Company Sun Life Insurance Co.,

Agency Vancouver

Policy No. 693671

Premium - \$43.90

Payable: ^x Annually, Semi-annually or monthly

Month June

Day 1st

REMARKS:

Letter sent 24/9/43

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May 3rd, 1944

Mr. Kaworu KAWAMOTO,
Reg. No. 04245,
Greenwood, B. C.

Dear Sir:-

You will recall that when you registered with the Custodian on April 11th, 1942, you declared having left no property in the protected area. In February 1943, however, perhaps in response to enquiries posted in the camps for particulars of fishing equipment left behind, you sent us an inventory of two nets and a cork line left at the Brunswick Cannery, ~~Riverside~~. We regret that at this late date it will not be possible for this office to take any steps on your behalf as you did not register your property at the time of evacuation. You are, of course, quite free to correspond direct with the Brunswick Cannery Manager.

Yours truly,

H. F. Green
Protection Department

HFG:IF

NOV 27 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.

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

- (1) NAME KAWAMOTO Kaworu (Mr.) (RCMP) Reg. No. 04245
(Print) Surname Given Name
- (2) Pre-Evacuation Address Box 74, STEVESTON, B.C.
- (3) Present Address Box 240, GREENWOOD, B.C.
- (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 _____ Type of business _____
(iii) Business _____
(iv) Any other type of property (describe) _____
- (d) What was your interest in the property (e.g., sole owner, life tenant, joint tenant, owner of one half or one third interest, leasehold, etc.) _____

- (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) - - - - - \$ _____
(iv) Total value (if you cannot give separate values for lands and buildings just
fill in total value) - - - - - \$ _____
(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 Rivers, Inlet.
Furniture-Imperial Cannery, STEVESTON. Lines & nets, -Brunswick Can.
- (b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)
Ropes, Trap-boxes for Shrimps--Gibson Inlet, B.C.
- (c) How stored or packed at time of evacuation
Loose(were not allowed to haul them out of the water)

(over)

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

IN NO ONE'S CARE

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

	Estimated Value \$
1. Furniture	90.00
2. Received: 333.00 from Cust.	
3. 1 Cork Line	45.00
4. 5 1/2 inch Net (Sockeye)	75.00
5. 7 3/8 inch Net (Cohoe)	150.00
6. Estimated Value \$	
7. Boxes and Trap Boxes for catching shrimp	200.00
8. Estimated Value \$	
9. Estimated Value \$	
10. Estimated Value \$	195.00
TOTAL CLAIM FOR PROPERTY LOSS	467.00

(f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e))

(6) (a) Place at which claimant prefers to be heard.
(Vanouver, 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 B. C.
TO WIT:

I, Kaworu Kawamoto
of Greenwood
in the Province of B. C.
DECLARED before me at the City
of Greenwood
this 25th day of November
A.D. 1947.

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.

Notary Public in & for the Province of
British Columbia, Canada.

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'JAN 8 1951'

Mr. Kawaeru KAWAMOTO,
Cascade, B. C.

Dear Sir:

Re: Japanese Property Claims Commission

Case No. 276

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 ... \$ 99.30.

Cheque in your favour is enclosed for \$ 97.63 and we have paid the Co-Operative Committee .. \$ 1.67 for legal fees as authorized by you.

Yours truly,

F.G. Shears
Director

FGS:EK
Encl.

Name of Claimant

KAMMOTO, KAWORA

Case 276

Custodian File

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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 & 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	
							00. 105.00			00	73.50
MISCELLANEOUS CHATTELS											
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price				
63.75	36.25	10.87	56.86%	26.25	14.93				25.80		
TOTAL RECOMMENDATION											99.30

Name of Owner: KAWAMOTO Kawuro

Registration No.: 04245

Address: GREENWOOD, B.C.

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EXHIBIT No. 26/5/48

DATE 26/5/48

FILED BY Clinaud

FISHING NET INVENTORY

1. Place of Storage BRUNSWICK CANNERY, RIVERS INLET, B.C.

(a) In whose care CANNERY MANAGER

(b) Whereabouts of key (if any) _____

2. Description of nets as follows:

Type	Mesh	Ply	Meshes Depth	Fathom Length	Valuation	Any other marks of identification
Sockeye	5 3/8	5	50	200	\$40.00	Kawamoto Tag attached
Cork Line				200	\$35.00	Kawamoto Tag attached
Cohoe	6 7/8	6	50	200	\$30.00	Kawamoto Tag attached.

N.B. Please do not exaggerate fathom length or valuation, as this will only make it harder to identify your nets, and to credit any money received from their sale to their rightful owners.

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

Aug. 19/48

McIntosh
10/10

DEFENCE BRIEF

Kaworu KAWAMOTO

File No. 3648

Case No. 276

GRAND FORKS
26 May 1948

PERSONAL PROPERTY CLAIM

(All claims shown are Gross)

Amended Claim

\$195.

Claim for Ropes & Boxes \$200. abandoned. (Trans. Page 2)

Claim 1 Furniture \$90.

- (a) Goods value \$65. Sold by Auction for \$36.25.
- (b) " " \$25. Declared not found.

\$90.

Other chattels sold by Auction for \$9.60 were not claimed for.

Claimant's wife signed the J.P. Form stating that these goods were left at 20 Imperial Cannery, Steveston, and the key left with the cannery manager.

It is submitted that the chattels which came into the possession of Custodian were sold for their fair market value, and for any that were not sold the amount claimed is exorbitant.

Claim 2 Nets \$105.

These nets were never found by Custodian.

Claimant's wife signed the J.P. Form stating that these nets were left at 20 Imperial Cannery estimating their value at \$80.

Claimant advised Custodian on 23.3.43 that his nets were at Brunswick Cannery, Rivers Inlet and that was the first knowledge Custodian had of where the nets actually were.

It is submitted that these nets did not come into the possession of the Custodian and were not declared by claimant until long after evacuation and were never found and that if there is any liability on the part of the Custodian the amount claimed is exorbitant.

Kaworu KAWAMOTO
Case No. 276

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Summary of Defence Witnesses

Where Required

Thompson & Co.

1 (a)

Auctioneers

Mr. Harris

1 (a)

Staff

C. C. Robinson

1 (a)

Staff

BMP/mw

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CASE NO. 276

JAPANESE PROPERTY CLAIMS COMMISSION

Grand Forks, B.C.

May 26, 1948

IN THE MATTER OF THE CLAIM OF

KANORU KAWAMOTO

PROCEEDINGS AT HEARING

F.G. Shears

IN THE MATTER OF THE INQUIRIES ACT
PART 1. REVISED STATUTES OF CANADA 1927. CHAPTER 22

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

(HIS HONOUR, JUDGE ERIC P. DAWSON, SUB-COMMISSIONER)

10

Grand Forks, B.C.
May 26, 1948

IN THE MATTER OF THE CLAIM OF
SAKURU KAWAMOTO

PROCEEDINGS AT HEARING

20 APPEARANCES:

HAROLD W. McINNES, Esq.,

appearing for the
Dominion Government.

A.E. COBUS, Esq.,

appearing for the
Claimant.

L.A. DODD, Esq.,

Secretary to Grand
Forks Sub-Commission

G.N.R. UPTON, Esq.,

Official Interpreter

G. HAMBLETON, Esq.,

Official Reporter.

30

2
K. Kawamoto
In Chief

MR. COBUS: The claim, your honour, of K. Kawamoto,
No. 26 on the Secretary's list, and which becomes
Case No. 276.

KAWORU KAWAMOTO, the Claimant herein, being
first duly sworn, testified
through the official inter-
preter as follows:

MR. COBUS: I would ask leave, your honour, to amend
the claim form, which is for personal property
only, by deleting the second line, "received
10 so and so from the Custodian, Item 1, furniture,
at \$90.00 remains, and we now indicate the separ-
ate values for items 3, 4, and 5, being \$35.00
for No. 3, \$40.00 for No. 4, and \$30.00 for
No. 5. The item under No. 7, Ropes and Boxes,
is abandoned. The total claim, therefore, for
personal property is \$195.00, and a credit to
the Custodian for furniture only of \$36.25 --

THE COMMISSIONER: \$36.25 comes off \$195.00, then.

MR. COBUS: That is correct, your honour, leaving a
20 net claim of \$158.75, which is also the total
claim.

THE COMMISSIONER: Yes.

DIRECT EXAMINATION BY MR. COBUS:

Q: Witness, I produce to you a statement concerning
the personal chattels for which you are claiming.
Did you instruct Mr. Leckie to prepare this
statement for you and is that your signature?

A: Yes.

30 Q: And are the statements contained therein true to

the best of your knowledge and recollection?

A: Yes.

MR. COBUS: I file the personal chattels statement with respect to furniture only as the first exhibit, your honour.

(STATEMENT MARKED EXHIBIT NO. 1)

10 MR. COBUS: The statement, your honour, Exhibit No. 1, lists the items of furniture which are being claimed for, a steel bed, kitchen cabinet, a kitchen stove, a heater stove, six kitchen chairs, and two tables, one being a kitchen table and the other a dining room table. Values have been noted for each item listed. The goods, the claimant says, were left at No. 20 Imperial Cannery at Steveston, B.C. The key was left with the cannery manager. The claimant says that his wife declared these chattels for him as he was in road camp at the time. He has allowed for depreciation on the articles claimed as listed

20 in the statement.

Q: Witness, I produce to you a statement, now, concerning personal property in the nature of nets and lines. Did you instruct Mr. Leckie to prepare this statement for you and is that your signature?

A: Yes.

Q: The statements contained therein, are they true to the best of your knowledge and recollection?

A: Yes.

30 MR. COBUS: I would ask to file the personal property statement concerning nets and lines, your honour.

(STATEMENT MARKED EXHIBIT NO. 2)

MR. COBUS: In the statement, your honour, the claimant lists a sockeye net, coho net, and a cork line, and indicates separate values for each item. The total is \$105.00. He makes the following comments: "The nets and line were left at Brunswick Cannery, B.C. Packers, Rivers Inlet, B.C. My wife, in making her J.P. declaration, listed my nets and lines as being left at Imperial Cannery, Steveston. She presumed that they were left with our furniture and so made this error. My wife declared my gill nets in her J.P. declaration when I was at road camp, and apparently listed at an estimated value of \$90.00. She had no idea --

THE COMMISSIONER: It is \$80.00 in this one, is that correct? It has an estimated value of \$80.00.

MR. COBUS: I am not sure. I have the third copy here. \$80.00 is correct, your honour.

THE COMMISSIONER: That is right.

MR. COBUS: Continuing: "She had no idea of net values and the values I placed on the same later, and what I consider to be the fair market values, were communicated by me to the Custodian in February, 1943." That is the end of his comments.

Your witness.

MR. McINNIS: If it please your honour, it will be submitted, first, with reference to the personal property claim, that the chattels which came

into the possession of the Custodian were sold for their fair market value, and for any that were not found or sold, the amount claimed is exorbitant. With reference to the nets and lines, it will be contended that these did not come into the possession of the Custodian, that they were not declared until long after evacuation, and were never found, and that if there is any liability on the part of the Custodian, the amount claimed is exorbitant.

10

CROSS EXAMINATION BY MR. McINNES:

Q: Mr. Kawamoto, I notice in the file that the J.P. form has been completed by "I. Kawamoto." That is your wife? A: Yes.

Q: And these items for which she claims are really your claim, not hers?

A: I had to go to a road camp so I instructed my wife to go to Hastings Park as soon as possible and make out the form.

20

Q: And your wife has no separate claim apart from this claim that you are now presenting?

A: No, this is the only claim.

Q: When you were evacuated, you signed a "No Property" declaration, did you not? A: I signed this.

Q: On the 11th of April, 1942?

A: About that date.

Q: You were evacuated, according to my instructions, on the 21st of April, 1942. A: Yes.

30 Q: Your wife, in her J.P. declaration on your be-

half, says that these nets were worth, to use her own words in the J.P. form, "gillnets of all kinds, \$80.00." You don't agree with her valuation, I understand?

A: Those were not the proper prices. They were too low. I subsequently altered them.

Q: Yes, that is what I asked you. I said you do not agree with your wife's valuation.

A: Yes.

10 Q: In your wife's J.P. form she says these nets were at No. 20 Imperial Cannery, Steveston, B.C.

A: That is a mistake. She did not know, and they were actually at B.C. Packers.

Q: You subsequently made a net declaration, did you not?

A: Yes.

Q: And that was received by the Custodian on the 23rd of February '43? A: I am not quite certain, but about that date. I sent one from Greenwood.

20 Q: Yes. And you then advised the Custodian, for the first time, that your nets were at the Brunswick Cannery, Rivers Inlet. A: Yes.

Q: And that would be the first knowledge the Custodian would have of where your nets were.

A: Yes.

MR. McINNES: If it please your honour, I understood my friend to state that they were giving the Custodian credit for \$36.25 for the furniture sold. The file indicates that the proceeds of the sale were \$46.25.

K. Kawanoto
Discussion

MR. COBUS: Yes, your honour, I can give details of the \$36.25. As a matter of fact, I had intended to do that at any rate.

MR. McINNES: You see, I was just looking at my auction sheets.

10 MR. COBUS: That can be explained by the fact that we are claiming for chairs, kitchen table, kitchen cabinet, and a bed and spring. There is an \$8.10 item grouped under miscellaneous goods amongst the auction sheets, and perhaps another minor item would account for that difference. But you will find that the amounts credited to the Custodian are related to the items for which the claim is being submitted.

MR. McINNES: Very well.

20 THE COMMISSIONER: I understand, Mr. McInnes, that as far as the nets are concerned, the Crown's contention is that they never came into the possession of the Custodian, and that you are leaving it, I assume, that they were advised as to the location, the proper location of them on the 23rd of February, 1943 and that those nets did not come into the possession of the Custodian.

MR. McINNES: Yes.

THE COMMISSIONER: That is the position as far as they are concerned.

MR. McINNES: They are not within the Terms of Reference.

30 THE COMMISSIONER: Yes. Now, in regard to the chattels, you say you have a note that some \$46.00 was sent

to the claimant.

MR. McINNIS: Actually, there were auction sales of \$46.00, the proceeds of which were remitted to the claimant, but Mr. Cobus has explained that by saying that it covers other items for which they haven't claimed here.

THE COMMISSIONER: I see.

MR. McINNIS: So that is quite a satisfactory explanation.

10 THE COMMISSIONER: \$46.00, then, was forwarded to the claimant?

MR. McINNIS: That is correct.

MR. COBUS: Was credited to the claimant, your honour, not necessarily forwarded.

MR. McINNIS: Yes, that is the gross.

THE COMMISSIONER: The gross, yes. And in that is included an amount which is not being claimed -- an amount for chattels which are not being claimed for, is that correct?

20 MR. COBUS: That is correct, your honour.

MR. McINNIS: That is all.

MR. COBUS: Would my learned friend produce the J.P. form of the wife of the claimant, and the net statement of the claimant at the same time?

(Handed to Mr. Cobus)

RE-DIRECT EXAMINATION BY MR. COBUS:

Q: Witness, I produce to you a document known as a J.P. form in the name of Itee Kawamoto and signed by "I. Kawamoto" on the 23rd day of April, 1942.

Is that the signature of your wife?

A: Yes.

MR. COBUS: I would ask to file the J.P. form on behalf of the Crown, your honour.

(J.P. FORM MARKED EXHIBIT NO. 3)

Q: This is a document which is headed "Fishing Net Inventory." Did you complete that form?

A: Yes.

Q: Do you recall approximately when you completed this form?
10 A: I am not certain whether it is '42 or '43, but I made this out whilst I was at Greenwood.

Q: I notice the inventory says that "Kawamoto Tag Attached," is appended to each item which you reported. Was that tag written in English or was it in Japanese characters?

A: In English.

Q: And where were these nets and the one line left when you were evacuated?
20 A: At

Brunswick Cannery, Rivers Inlet.

MR. COBUS: I would ask that that be filed as the next exhibit, your honour, for the claimant.

THE COMMISSIONER: Was that made out on February 23rd, 1943?

MR. COBUS: That was the date, your honour, of the receipt stamp of the Custodian. However, the claimant has been unable to state when he made the inventory.

(STATEMENT MARKED EXHIBIT NO. 4)

30 MR. COBUS: That is all, your honour.

K. Kawamoto
Discussion

MR. McINNES: That is all.

THE COMMISSIONER: Are you filing the "No Property" declaration, Mr. McInnes? You have referred to it. Are you going to file it?

MR. McINNES: I beg your pardon, your honour?

THE COMMISSIONER: You referred to the "No Property" declaration. Are you filing that?

MR. McINNES: Well, I can. I tender the "No Property" declaration as exhibit --

10 THE COMMISSIONER: That will be Exhibit 5.

MR. McINNES: Exhibit 5.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

Gordon Hambleton
G. Hambleton
Official Reporter

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

E.P. Dawson,
Sub-Commissioner