

4463

OFFICE OF THE CUSTODIAN

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: HIGASHI ShisuiichiHOME ADDRESS: Box 117 Union Bay, B.C.REGISTRATION NUMBER 07064 SEX: Male AGE: 54OCCUPATION: Labourer

(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: Canadian Collieries (Dunsmuir) Ltd., Union Bay, B.C.MARRIED? YesNAME OF WIFE OR HUSBAND: Tazu 6324ADDRESS OF WIFE OR HUSBAND: Same addressNAMES OF ANY LIVING CHILDREN: Shoney (M) Fusako (F)ADDRESS OF CHILDREN: Same addressAGE OF CHILDREN: 15, 9

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

1. LOCATION AND DESCRIPTION:

Ground Rented from Canadian Collieries (Dunsmuir) Ltd

2. BUILDINGS AND OTHER IMPROVEMENTS: On Ground Lot 303
5 Room wooden frame bungalow.
Bathroom lean-to: Garage: Wood-shed. Value \$800.

On Ground Lot 303;3. INSURANCE (Give particulars; state where policies are) None4. 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)

NoneEXHIBIT No. 270-4DATE 23/5/48FILLED BY Crown

7. STATE WHEREABOUTS OF TITLE DOCUMENTS: None
8. STATE IF ANY OTHER PERSON HAS ANY INTEREST: None
9. IF FARM LAND STATE CROPS SOWN None

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: Ground Lot #303 Union Bay, B.C.
2. LANDLORD'S NAME AND ADDRESS: Canadian Collieries (Dunsmuir) Ltd.,
Union Bay, B.C.
3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID:
Ground rent \$6. semi-annually paid up to 5th Sept. 1942
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:

In house on Ground Lot No. 303 Union Bay, B.C.: Furniture, household effects, clothing, tools, etc. as per list attached.

Ground Lot No. 303.		OWNER: <u>S. HIGASHI.</u>	Reg 0706
		VALUE	
5-room House -	22' x 22' x 8'		
Bathroom lean-to -	10' x 12'		
Garage -	12' x 14'		
Wood-shed -	10' x 12'		
2. HOR	Articles remaining :		
	1 cook stove	60.00	
	2 heaters	40.00	
	4 beds	80.00	
	3 trunks containing cooking utensils, clothing & sheep's wool comforters		
	1 dresser containing clothing ..		
3. GIVE	2 chests of drawers (3 pieces) containing clothing	175.00	IN, OR
	1 china cabinet	20.00	
	1 bath - hot water tank - 1 sink	25.00	
	8 chairs & 2 tables	14.00	
	2 wicker boxes containing clothing	60.00	
	3 large buckets, 1 gas can	5.00	
	garden implements - 2 shovels, 2 long-handle shovels, 2 picks, 1 mattock, 36' galvanised pipe		
	7 fruit trees	30.00	
Total:		<u>1200.00</u>	

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)

\$300 Victory Bonds 1941 In owners possession
\$100 Victory Bonds 1942

8. BANK ACCOUNTS: About \$1250. Royal Bank, Courtney, B.C.

9. LIFE INSURANCE: None

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 17th day of April 1942.

(Signature)

M. Sigaski

Geo. J. Hunt
Witness

FOR DEPARTMENTAL USE

INFORMATION FROM R.C.M.P.

Our File No.

4463

Date

August

Full Name

HIGASHI

Shizunichi

(Surname in Block Letters)

Registration No.

07064

Male - Female
(check)

Age

Dec. 1, 1887

Former Address

Box 117, Union Bay, B.C.

Date Evacuated

Apr. 24/42

Naturalized - Canadian-Born - National
(check)

Present Address

Greenwood, B.C. Sept/47

Married - Single
(check)

Name of Wife

(FUKAI) Tagu # 07065

Name of Husband

Name of Mother

HIGASHI, Yukie
(Japan)

Name of Father

Yoshi (Deid)

Names of Children under 16

Shoji (M) Apr. 27/27 # 14661
Fusako (F) Jan. 18/32

Requested by

EDD

Registered with Custodian

Yes
(Yes or No)

Additional Information

Labourer. Owner of house
Car.

PERSONAL PROPERTY SUMMARY

File No. 4463

September 8, 1947.

Re: Shinichi HIGASHI, Reg. No. 07064

This man signed a declaration to the Custodian on April 17, 1942. He was evacuated on April 24, 1942.

REAL ESTATE

HIGASHI declared a five-room bungalow on land owned by Canadian Collieries (Dunsmuir) at Union Bay. Rental statements on file under dates of November, 1942, December, 1942, March, 1943, and May, 1943, show that a total of \$46.00 was credited to HIGASHI's account in payment of rent of his house by Mr. W. Tymchuck. On August 31, 1943, the sum of \$200.00 was credited to HIGASHI's account. This amount represented salvage value received for his house from Canadian Collieries. A total of \$246.00 was remitted to HIGASHI on September 8, 1947, being included in the cheque for \$307.62 mentioned below.

CHATELS

HIGASHI declared household furniture and miscellaneous articles left at Union Bay. Matt Brown's report of November 2, 1942, states that nine pieces of effects were shipped to HIGASHI on October 30, 1942. This shipment was confirmed by HIGASHI in letter of December 6, 1942. The report states also that some of HIGASHI's effects had been removed to Cumberland Storage and the rest were still in his house. On November 11, 1942, a list of the chattels remaining in the protected area was sent to HIGASHI for information and the list was signed by him and returned. On August 31, 1943, HIGASHI had been informed that his house had been taken over by Canadian Collieries and he requested information as to what had happened to the belongings which he had left in the house. A copy of this letter was forwarded to Matt Brown, and he was asked to let us know what had happened to the goods. Matt Brown replied on November 12, 1943, listing the goods in storage and enclosing a list of the goods still in the house. This list was signed by Mrs. Tymchuck, tenant.

Auction sheet, dated October 25, 1944, shows that all chattels belonging to HIGASHI (those in storage and those in the house) with the exception of a trunk and a basket, were sold for the net sum of \$61.62. The trunk and basket were shipped to HIGASHI on November 27, 1944. Confirmation of this shipment is on file of shipping information received from the Department of Labour.

In reply to his request, HIGASHI was advised by Matt Brown in letter of May 13, 1946, that the furniture which was saleable had been sold at auction and an iron bed had been left in the house.

The shipments and sale account for the disposition of all the goods declared by HIGASHI.

The total sum standing to HIGASHI's credit with this office, amounting to \$307.62, was remitted to him on September 8, 1947.

BONDS

HIGASHI reported \$400.00 in Victory Bonds. These were not brought under the control of the Custodian.

BANK ACCOUNT

HIGASHI reported an account of \$1250.00 in the Royal Bank, Courtenay. This was not brought under the control of the Custodian.

This file reveals no other property of any kind.

This summary is certified to be in
accordance with information on file.

Frances May
September 8, 1947.

fm

CHattel Schedule

File No. 4461

September 8, 1947.

Re: Shizuichi HIGASHI, Reg. No. 07064

DECLARED, April 17, 1942
Union Bay, D. C.

SOLD

SHIPPED

1 cook stove	range, Oct. 25/44	
2 heaters	heater, Oct. 25/44	
4 beds	bed, Oct. 25/44	2 beds, Oct. 30/42
3 trunks containing clothing, cooking utensils, and sheeps' wool comforters		2 trunks Oct. 30/42
1 dresser containing clothing	dresser, Oct. 25/44	1 trunk Nove. 27/44
2 chests of drawers (3 pieces) containing clothing	chest of drawers, Oct. 25/44	2 chest of d. Oct. 30
1 china cabinet	cabinet, Oct. 25/44	
1 bath (fixture)		
1 hot water tank (fixture)	tank, Oct. 25/44	
1 sink (fixture)		
8 chairs	8 chairs, Oct. 25/44	
2 tables	table, Oct. 25/44	
2 wicker boxes containing clothing		2 boxes, Oct. 30/42
3 large buckets		
1 gas can	oil can, Oct. 25/44	
garden implements	tools, Oct. 25/44	
2 shovels	"	
2 long-handled shovels	"	
2 picks	"	
1 mattock	"	
36' galvanized pipe		
7 fruit trees		

box of books, Oct. 30
box, Nove. 27/44

This schedule is certified to be in
accordance with information on file.

Frances May
September 8, 1947.

The bath, tank and sink were included in the sale of the house to Canadian Collieries.
One bed was left in the house

CUSTODIAN, Royal Bank Bldg.

G-165-A

Mr. Matt Brown, Cumberland, B. C.

BRITISH COLUMBIA SECURITY COMMISSION

Please ship articles shown through to destination, freight charges through by you there. Attach C.O.D.'s to waybills to cover freight charges and all your charges. All expense is to be borne by owners at destinations. Send original B/L to owners. Send one copy B/L to us with notation of C.O.D., freight charges, shipping charges and your charges separate.

ADDRESS: ~~CUMBERLAND, B. C.~~

DATE: October 14, 1942

OFFICE OF THE CUSTODIAN

DATE October 26th, 1942.

Mr. W. Fisher, acting in capacity as Custodian, Vancouver, B.C. Security Commission

I, ~~HIRASHI, Shizuechi~~, Police Registration No. ~~07064~~, hereby request you to release to me the under-noted property stored at Union Bay --- Mr. Higashi's home at Union Bay in possession of ~~Cumberland Custodian~~ and I release you from any claim whatsoever with respect to such property.

Description of Property:

No. 2	Trunk	consisting of clothing
No. 3	Box of drawers	" " "
No. 4	" " "	" " "
No. 6	Canvas bag	" " blankets and bedding

also numerous boxes of provisions.

Original Address: --- Cumberland, B. C. ---

Date Evacuated to Vancouver: --- April 15 ---

Date Evacuated to Present Address: --- April 27 ---

Number in Family - 12 years and over --- 6 ---

Number in Family - 5 to 11 years old --- 1 ---

Number in Family - under 5 --- ---

Total Number in Family - --- 7 ---

I agree to pay all charges as required by the British Columbia Security Commission.

APPROVED:
BRITISH COLUMBIA SECURITY COMMISSION

Per: ~~Shizuechi Higashi~~

Claimant Signs Here

6924

August 6th, 1942

Mr. Saunders,
Supervisor of Freight & Baggage,
Hastings Park,
Vancouver, B. C.

Dear Sir :-

Re: HIGASHI, Mrs. Tazu (Shizuichi)
Registration Number 07065

The above lady now at Greenwood, applied on
July 3rd for the release of the following articles from
Union Bay:

- 1 Box containing canned & preserved food,
- 1 Small box of kitchen utensils, —
- 5 Bottles of soy sauce (in a cupboard of kitchen)

On July 25th she telegraphed for them to be shipped
as she needed them urgently.

We referred this matter to our Cumberland agent
and he advises that they were dispatched on July 11th to
the Security Commission at Hastings Park, the Bill of Lad-
ing marked for further shipment to Greenwood. The
articles were packed in two boxes, one tin and one carton.

We have no doubt these have gone forward by now,
but would be glad if you would check up on this.

Yours truly,

H. F. Green
Manager Protection Dept.

HFG:IF

To the Secretary of State Acting
in his capacity as Custodian.

Green

6524

I EMM TAZU HIQASHI, Police Registration
No. 07068, hereby request you to release to me
the under-noted property stored at My Home at Union,
Bay, B. C. and I release you from any
claim whatsoever with respect to such property.

OFFICE OF THE CUSTODIAN
JAPANESE SECTION

Description of Property:

1 box containing canned and preserved food.
1 small box of kitchen utensils.
5 bottles of shoyu (soy sauce) (in a cupboard
of kitchen)

RECEIVED
JUL 8 1942

Dated this 3rd day of July 1942.

Approved

M. Moriyasu
(Japanese sign here)

NOTE:

The Custodian is advised that the B. C. Security
Commission will pay transportation charges up to 150 lbs.
per adult and 75 lbs. per half-fare for the members of the
family. Any charges over this amount will have to be for
the account of the individual Japanese evacuee.

Milson
P.O. Box 431,
Cumberland, B.C.
Nov. 2/42.

*File
4463*

Mr. R.P. Alexander, Manager,
Office of the Custodian,
Japanese Evacuation Section,
Vancouver, B.C.

Dear Sir:-

OFFICE OF THE CUSTODIAN
JAPANESE SECTION
RECEIVED
NOV 4 1942

Report on HIGASHI Shizuichi Reg. # 07064.

1 & 2 Location and Nature of property. Five room dwelling with bath in lean-to and garage on lot 303 Union Bay, B.C. Ground rent \$1.00 per month paid up to Sept. 5/42. ✓
Property of Canadian Collieries "D" Ltd.

This house has been rented to Mr. T.N. Tymchuck at \$8.00 per month as from Oct. 15/42. Ground rent due Canadian Collieries "D" Ltd. \$1.00 per month. ✓

3 Personal effects. left in the house are: 1 heater with water coil connected to hot water tank, 1 old coal heater, 4 old beds, 1 kitchen cabinet, 8 old chairs, 2 old tables.

Effects shipped out c/o B.C. Security Commission direct to Greenwood, B.C. on Oct. 30/42. are: # 2 trunk, # 3 & 4 chest of drawers containing clothing etc, # 6 canvas bag of blankets and bedding, 2 boxes of bulk effects packed in the home, 2 canvas bds. bedding etc., 1 box books packed in the home. (9 pcs. in all).

Balance in Cumberland storage are: 1 kitchen range 2 pcs. 36 ft. old galv. pipe, 1 bdle. garden tools, 1 trunk kitchen utensils # 1, 1 straw trunk # 10, 1/2 gal. oil can.

4 Insurances. None.

5 Liabilities and personal debts. None to date.

6 Recommendations. As all effects are as mentioned above this will clean up this party's report to date.

Yours truly

Matt Brown.

Matt Brown.

Custodian Agent.

4463 and 6324

November 11, 1942.

Mrs. Shizuichi HIGASHI,
Reg. No. 07061,
Greenwood, B. C.

Dear Madam:

Re: Chattels.

Our agent, Mr. Matt Brown, reports that 9 pieces, as follows, were shipped out to you care of the B. C. Security Commission, Vancouver, B. C., direct to Greenwood, B. C. on October 30th, 1942:

- #2 1 Trunk
- #3 & 4 2 Chests of drawers
containing clothing etc.
- #6 Canvas bag of blankets
and bedding
- 2 Boxes of bulk foods
packed in the home
- 1 Box books packed in the home
- 2 Canvas bundles of
bedding etc.

We hope these effects have reached you safely.

We enclose herewith, list in duplicate, of the balance of your chattels. Will you please confirm that these are all the effects that you now have in any protected area of British Columbia by signing one copy and returning it to us as soon as possible.

Yours truly,

H. F. Green,
Protection Department.

RM
RBM:JLH
Enclosure

November 11, 1942.

Name: HIGASHI, Shizuichi Mrs.

File: *Maiden* 6324 & 4463

Reg. No. 07061

LIST OF CHATELS

In the house at Union Bay, B. C.:

✓ 1 Heater with water coil
connected to hot water tank

✓ 1 Old coal heater

4 Old beds + 3 Mattresses 1 sold

✓ 1 Kitchen cabinet

✓ 8 Old chairs

2 Old tables 1 sold

Storage
Stored in the ~~house~~ at Cumberland, B. C.:

✓ 1 Kitchen range - 2 pieces

36 Feet old galvanized pipe

✓ 1 Bundle garden tools

1 Trunk kitchen utensils

1 Straw trunk #10

✓ 1-gal. Oil can

Sold by Auction
25/10/44 - Cumberland 2.

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

Date Nov. 20th - '42. Signed Mrs. Shizuichi Higashi.
(Jagu Higashi)

Please sign and return one copy to this office. Reg No. 07065.

2 chairs sold - not on list - however listed on list attached
to Matt Brown's letter of 12/11/43

Mackenzie
P.O. Box 423.

Greenwood, B.C.

Dec. 6 - 42.

6324-6-10-42
THE CUSTODIAN
PAROLE SECTION

H. J. Green, Esq.

506 Royal Bank Bldg.
Vancouver - B.C.

Dear Sir:

We have received all
our requested Chattels intact &
have been very grateful.

Thanking you most
deeply.

Yours truly,

Mrs. Shizuechi (Jagu) Higashi

Reg. No. 07065

4463.

August 31st, 1943.

Mr. Shizuichi HIGASHI,
Registration No. 07064,
P. O. Box 423,
Greenwood, B. C.

Dear Sir:

The Custodian is pleased to inform you that arrangements have now been completed whereby Canadian Collieries (Dunsmuir) Limited, have taken over numerous houses on their properties that were at one time occupied by persons of the Japanese race.

As the Company owned the land, the right to use and occupy such buildings was contingent upon payment of a nominal rent. We are informed that the right of occupation and use of any structure on the land was to terminate if the occupier ceased to be an employee of the Company. The Corporation, however, agreed to pay an estimated salvage value for the buildings, and pursuant to the agreement, the Company's Inspection Engineer, along with our agent, appraised each building on the basis of its value to the Company, in connection with their building plan.

You occupied the building at Union Bay, and the award fixed as aforesaid amounted to \$200.00. Your account has, therefore, been credited with this sum.

Yours truly,

R. G. Bell,
Administration Department.

RGB/P.

5-room Bungalows, garage & wood shed.
House rented since 15/10/1942 @ \$8.00 per mo.

EVACUATION SECTION	
Rec'd	NOV 16 1943
File No.	4463
Ans.	
Referred	134

P.O. Box 431,
Cumberland, B.C.
Nov. 12/43.

Mr. R.G. Bell,
Administration Dept.,
Office of the Custodian,
Japanese Evacuation Section,
Vancouver, B.C.

Dear Sir:-

Re: SHIZUICHI HIGASHI - Reg. #07064
File #4463

In answer to your letter of Nov. 6/43 referring to the above mentioned party's effects. We are enclosing list of these effects left stored in the home c/o Mrs. T.N. Tymchuck, tenant to which she has signed acknowledgement for same.

The balance of effects are stored in Cumberland Storage. They are as follows:-
1 kitchen Range, 2pc.
1 bdl. old $\frac{1}{2}$ " galv. water pipe.
1 bdl. old garden tools.
1 only 2 gal. oil can
Total of 5 pieces.

NOTE: Old hot water tank, bath and sink as per list attached to J P Form were included in the sale of house to Canadian Collieries Dunsmuir Ltd.

This will keep you to date on same.

Yours truly

Matt Brown.

Matt Brown.
Custodian Agent.

MB/MAB
Encs.

Re: S. HIGASHI Reg. #07064 File #4463

Effects left stored in the home o/o T.N. Tymchuck,
Tenant of HIGASHI House.

2 heaters.

1 Enamel Bed complete, in good shape.

3 old iron camp beds, very little value.

1 china cabinet, fair value.

6 old chairs.

2 tables.

2 old chest of drawers, very little value.

Few odd wooden benches, no value.

I acknowledge holding the articles above described for safe
custody and undertake to account for same to the Custodian on
behalf of the above named Japanese. I have no claim on such
articles. The mentioned articles are left at the owners risk.

Signed *mas w. Tymchuck*
Nov 10/1943

Witness
By *Max Braun*
Agent

4463.

November 25th, 1943.

Mr. Shisuiichi HIGASHI,
Registration No. 07064,
P. O. Box 423,
Greenwood, B. C.

Dear Sir:

On receipt of your letter of the 20th ultimo we communicated with Mr. Matt Brown, our Agent at Cumberland, regarding the disposition of your furniture and effects, and are now in receipt of his reply.

(1) The following items have been left in the custody of the tenant, Mrs. T. N. Tynchuck, whose signed acknowledgment is on this file:

- 2 heaters
- 1 Enamel bed complete, in good shape
- 3 old iron camp beds, very little value
- 1 china cabinet, fair value
- 6 old chairs
- 2 tables
- 2 old chest of drawers, very little value
- Few old wooden benches, no value.

(2) The following, representing the balance of your furniture and effects, are stored in our Chattels Department's Cumberland Storage:

- 1 kitchen range, 2 ps.
- 1 bdl. old $\frac{1}{2}$ " galvanized water pipe
- 1 bdl. old garden tools
- 1 only 2 gal. oil can.

(3) The old hot water tank, bath and sink were included in the purchase price of the house.

Yours truly,

R. G. Bell,
Administration Department.

RGB/P.

4463
#24609
3-11-44
-12

PL O. Box 431,
Cumberland, B. C.,
Nov. 15/44.

Mr. S. Higashi,
P. O. Box 423,
Greenwood, B. C.

Dear Sir:-

In reply to your letter of Nov. 13/44,
asking us to ship 1 trunk of kitchen wares
and 1 basket trunk of bedding. You will have
to contact your B. C. Security Commission
Agent in Greenwood and obtain a release for
shipment before we can send these to you.

Hoping you will do this as early as
possible saving any further delay in shipment.
Meantime we will contact Custodian Office,
Vancouver, B. C. for their instructions.

Yours truly

Matt Brown
Custodian Agent

MB/GWB

Copy

NAME WYCAHUT, Edwight

REGISTRATION NO. 00064

FILE NO. 1153

The following chattels were sold by public
 auction at Cumberland, B.C. on October 24, 1944

- Tank	\$ 5.00
- Heater	- 7.00
- Tools	- 2.00
- Oil can	- 0.25
- Kaffery Range	- 39.00
- Brown bed complete	- 12.00
- Large table	- 1.50
- 4 Old chairs	- 0.50
- 4 Chairs	- 1.25
- Chest of drawers	- 1.75
- Cabinet	- 5.00
- Brown dresser	- 3.00

Total

\$ 78.25

Less Expenses: (Auctioneer's Fee: 37.82
 (Advertising: 3.12
 (Movings: 5.62

\$ 16.63

Net Proceeds Credited:

\$ 61.62

Members of Custodian Staff Present. Matt Brown

Extracted from Auctioneering List No. Cumberland 2.

Remarks.

P.O. Box 423

Greenwood - B.C.

Nov. 13 - 1944

Mr. Matt Brown
Custodian of Japanese Goods
Cumberland - B.C.

Dear Sirs :

I wish to know if I can possibly have the following
2 pieces of baggage sent to us at your earliest
convenience :

1. A trunk - containing mostly of Kitchen utensils.
2. A sheep wool comforter or quilt.

We have recently been able to rent a house for our whole
family and finding it very difficult to carry on - lacking in
everything mostly dishes and unable to procure same here. Will be
most grateful if we can obtain the above mentioned goods
at the earliest time.

Our former address : S. Higashi - P.O. Box 116 - Union Bay, B.C.

Thanking you very deeply.

Yours truly,
S. Higashi.

EVACUATION SECTION	
Rec'd	NOV 17 1944
File No.	4463
Ans.	
Referred	Green

Charlotte Lane

P. O. Box 431,
Cumberland, B. C.,
Nov. 15/44.

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

Dear Sir:-

Re: HIGASHI, Shizuichi, File #4462

Kindly find enclosed letter from the
above party at Greenwood, B. C., which reads
for itself. I may draw to your attention
that 1 Trunk of kitchen wares and 1 Basket
trunk of bedding is all that is left belonging
to Mr. Higashi in Cumberland storage.

Awaiting your instructions or B. C.
Security Release regarding shipping this
party's effects.

Yours truly

Matt Brown
Matt Brown
Custodian Agent

MB/GWB
Encs.

No action - to must contact
Greenwood supervisor as instructed
by Rob Brown

P.O. Box 423,

Greenwood - B.C.

April 10th - 1946.

Mr. Matt Brown
Cumberland - B.C.

8/4463

Dear Sir :

I thank-you most deeply for your past kind services to us - We have been very grateful to you.

I loathe to trouble you further but as we are building a house here I wish to have our kitchen stove, packed in 2 pieces left in care of Custodian at Cumberland - B.C. Will you please make arrangement to send it to us ?

I am enclosing self-addressed envelope - for which I would also like to inquire whether Beds, mattresses, Hot Water Tank & Heater left in the house at Union Bay, B.C. - are used or otherwise.

Your kindness is gratefully appreciated.

Yours truly,
S. Higashi.

P. O. Box 431,
Cumberland, B. C.
May 13th, 1946.

Mr. S. Higashi,
P. O. Box 423,
Greenwood, B. C.

*Copy,
for Mr. Bell*

Dear Sir:-

In reply to your letter of April 10th, 1946. Please pardon my delay in answering your letter, but I was away for the past month.

As all records to date regarding your house and contents at Union Bay are kept in the Office of the Custodian, 506 Royal Bank Bldg., Vancouver, B. C. you will have to write to them direct for a detailed statement regarding same.

Our records show that your house was taken over by the Canadian Colliers "D" Ltd.. The furniture which was saleable was sold by Public Auction on Oct. 25th. 1944. Balance of Iron beds were left in the home as per instructions from Custodian Office, Vancouver.

Hoping this is the information you wanted.

Yours truly

Matt Brown.
Custodian Agent.

Re: S. HIGASHI Reg. #07064 File #4463

Effects left stored in the home o/o T.N. Tymchuck,
Tenant of HIGASHI House.

2 heaters.
1 Enamel Bed complete, in good shape.
3 old iron camp beds, very little value.
1 china cabinet, fair value.
8 old chairs.
2 tables.
2 old chest of drawers, very little value.
Few odd wooden benches, no value.

I acknowledge holding the articles above described for safe
custody and undertake to account for same to the Custodian on
behalf of the above named Japanese. I have no claim on such
articles. The mentioned articles are left at the owners risk.

Signed o/p w. Tymchuck
Nov 10/1943.

Witness
By: Math. Brown
Agent

EVACUATION SECTION	
Rec'd	SEP 27 1947
File No.	4463
Ans.	
Referred	<i>Matheson</i>

P.O. Box 423,
Greenwood, B.C.
Sept. 25, 1947.

Mr. F. Matheson,
Office of the Custodian,
Vancouver, B.C.

Sir:-

I had duly received your letter dated 8th inst few days ago together with a cheque amounting \$307.62, but I am not satisfy that amount you have sold my houses and chattels without my consent.

My dwelling house, garage and woodshed cost \$2,000.00 and chattels \$500.00, total market value \$2,500.00 therefore I will claim you the difference \$2,192.38 when the Government Commissioner investigate our claims.

The dwelling house roof and foundation of kitchen had renovated and installed new kitchen stove six months before we left the coast, so everything were good condition.

Yours truly,

Shizuechi Higashio
Reg. No. 07064.

File No. 4463

April 20, 1948.

I

PERSONAL PROPERTY MEMORANDUM

Re: (Mr.) Shisuiichi HIGASHI
Registration No. 07064

Claiming: Residence, garage and woodshed - \$2,000.00.

The land on which Mr. Higashi's house, garage and wood shed were built, was owned by Canadian Collieries (Dunsmuir) Limited. The Company agreed to pay the salvage value of any buildings owned by an employee who left their employ, and we accordingly received the sum of \$200.00 for Mr. Higashi's account in this Office.

WJJ/HMS

.....*W. Johnston*.....

DEC - 2 1947

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

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

4463

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

(RCMP) Reg. No. 07064

- (1) NAME Higashi Shizuchi
(Print) Surname Given Name
- (2) Pre-Evacuation Address Union Bay, Vancouver Island, B.C.
- (3) Present Address P.O. Box 423 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~~ garage Type of business
(iii) ~~Business~~ woodshed
(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 - - - - - \$ 2,000.00
- (iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - \$ 1,500.00 - car & furniture
- (iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - - - - - \$ 600.00
- (v) Amount at which Custodian sold property and credited your account - - - - - \$ 307.62
- (vi) Amount at which Custodian sold property and credited your account - - - - - \$ 2,502.38

(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - - - \$ 2,502.38

(5) PERSONAL PROPERTY

- (a) Place or places at which property was left by the claimant at date of evacuation
Left at my house, Union Bay unpacked because had no time
- (b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)
Left at dwelling house above place
- (c) How stored or packed at time of evacuation
Unpacked because forced to leave house immediately.

(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")

Left under Custodian's care.

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

1.	Household furniture	Estimated Value \$500.00.
2.	5 passenger Chevrolet Car	Estimated Value \$1,000.00.
3.	Dwelling house, Garage and Woodshed	Estimated Value \$2,000.00
4.		Estimated Value \$
5.		Estimated Value \$
6.		Estimated Value \$
7.		Estimated Value \$
8.		Estimated Value \$
9.		Estimated Value \$
10.		Estimated Value \$

TOTAL CLAIM FOR PROPERTY LOSS \$2,500.00.

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.

- (f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e) - - - - - \$2,500.00.

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

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, Shizuichi Higashi
of Greenwood)
of the City
in the Province of British Columbia

DO SOLEMNLY DECLARE THAT:

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

DECLARED before me at the City)

of Greenwood)

in the Province of B. C.)

this 19th day of November)

A.D. 1947.)

Redmond

S Higashi
A Commissioner &c.

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.

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 25, 1949

IN THE MATTER OF THE CLAIM OF
SHIZUICHI HIGASHI

PROCEEDINGS AT HEARING

TO APPEARANCES:

HAROLD W. McINNIS, Esq.,

appearing for the
Dominion Government.

A.E. COBUS, Esq.,

appearing for the
Claimant.

L.A. DODD, Esq.,

Secretary to Grand
Forks Sub-Commission

MRS. I.C. SMITH,

Official Interpreter

G. HAMILTON, Esq.,

Official Reporter.

20

MR. COBUS: Your honour, the claim of Shizuichi Higashi, No. 13 on the original list, becomes No. 270.

THE COMMISSIONER: Yes.

SHIZUICHI HIGASHI, the Claimant herein, being first duly sworn, testified through the official interpreter as follows:

10 MR. COBUS: I would ask leave, your honour, to amend the claim, as noted under "Real Estate," 4 (e), sub-section (ii) to read a valuation on the building of \$1500.00, leaving a net claim of \$1200.00 after crediting the Custodian with \$300.00.

THE COMMISSIONER: \$1500.00 on the building, and (iii), "if business, put value on business as going concern" etc., and the following remains, does it?

MR. COBUS: That should be deleted, your honour.

THE COMMISSIONER: That should be deleted.

20 MR. COBUS: There is only a building, for which \$1500.00 is being claimed which was sold for \$200.00 by the Custodian, and the remainder is quite unnecessary now.

THE COMMISSIONER: I have got the \$1500.00. What about the forced sale?

MR. COBUS: That will be deleted.

THE COMMISSIONER: That will be deleted, and the \$307.62 should be -- ?

MR. COBUS: That would become \$200.00.

30 THE COMMISSIONER: That is \$200.00, I see. That

leaves a balance of \$1300.00.

MR. COBUS: That is correct, your honour.

Now as to the personal property which is the subject of the claim, the household furniture under item No. 1 is now valued at \$239.25, and the remaining two items deleted entirely.

MR. McINNES: That is the car.

MR. COBUS: Yes. You see, item 3, dwelling house, garage and woodshed, actually is being repeated there and it shouldn't have been.

THE COMMISSIONER: And is that \$1300.00 and \$239.25?

MR. COBUS: Yes, your honour. I would like to note credit to the Custodian, as we have found it to be, of \$69.75 on the personal chattels, leaving that net claim \$169.50.

THE COMMISSIONER: There is no credit shown here at all at the present time, is there?

MR. COBUS: No, there isn't your honour. We have taken it from the statements. Now that leaves a net claim for chattels, \$169.50.

THE COMMISSIONER: \$169.50.

MR. COBUS: And the total net claim now is \$1469.50.

DIRECT EXAMINATION BY MR. COBUS:

Q: Witness, I produce to you a statement concerning the real estate for which you are claiming and which you describe as a house on rented land. Did you instruct Mr. Leckie to prepare this statement, and is that your signature?

A: Yes.

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

A: Yes.

MR. COBUS: I would ask to file the statement concerning the real estate as the first exhibit, your honour.

(STATEMENT MARKED EXHIBIT NO. 1)

MR. COBUS: This claim, your honour, is singular in this respect, that it is a claim for a house erected on the Canadian Collieries (Dumasuir) Limited land at Union Bay, B.C. The building was used as a dwelling and it had been built about 1933. After evacuation, the eventual disposition of the land was the crediting of a salvage value of the lumber contained in the building, in the amount, I think, in this instance, of \$200.00. In the statement, the claimant describes the house as being 22 feet by 36 feet with a lean-to addition of 10 feet by 12 feet. The building contained seven rooms and a bath on one floor. It was of frame finish with shingle sides and built on posts. There was no cellar in the building. It had a shingle roof. The shiplap walls, interior, were papered and the floors were of fir. It was built on the land of the Colliery Company amongst other workmen's residences of a similar type.

THE COMMISSIONER: It wasn't built by the claimant, was it?

MR. COBUS: It was built by the claimant, yes, your

honour.

10 He shows that the cost of the house, which was made by mostly hired labour, partly his own labour, and the cost of materials amounted to \$1200.00. Then, in 1941, just a year before evacuation, he put on a new shingle roof and new shingles on about half of the exterior walls. New walls and floors were put in the kitchen, which was ten feet by fourteen feet, and the walls were painted. He also renewed about half of the foundation posts and he estimates the cost of that improvement at \$600.00. A bathroom and lean-to, built in 1939, ten feet by twelve feet, he says cost approximately \$375.00. He estimates the value of the building as a building to be \$1500.00. He indicates that repairs were made from time to time as required.

Has my learned friend an appraisal on this building in his file?

20 THE COMMISSIONER: I take it, Mr. Cobus, there was never any lease or title that he had to the land.

MR. McINNIS: He paid ground rent of \$1.00 a month, I think.

MR. COBUS: Yes. We are not able at this hearing, your honour, to adduce very much evidence with respect to the title, the type of agreement, if there was such an agreement, and we are submitting the claim, of course, subject to whatever evidence is forthcoming later on.

30

Perhaps there is no appraisal on the file

as my friend has it now, but would my learned friend undertake to have produced before the hearings in Vancouver any appraisals if such were made?

MR. McINNIS: Yes, your honour, I will do that.

THE COMMISSIONER: All right. That is, you undertake to file any appraisals which may be available; you don't know whether you have them or not.

10 MR. McINNIS: That is what I say. If there are any available, I undertake they will be produced.

MR. COBUS: Continuing with the statement, your honour: The claimant says that the house was in good shape when they were evacuated and he explains that he was an employee of the Canadian Collieries (Dunsmuir) Limited right up to the time of his evacuation in April 1942 and had been so employed for 36 consecutive years, that he had occupied the house for which he is now claiming,
20 built on the company's land, for about fifteen years, and had paid \$1.50 per month ground rent for two or three years. Previous to that time it had been 50¢ per month. Before evacuation he paid six months' ground rent in advance from April, 1942. He adds that he was asked before leaving whether he wanted to sell this house -- that is, the question was asked by the company's carpenter. No price was mentioned, he says, but he told him that he would sell if he got a fair
30 price. He indicates, however, that he never

heard any more until he was informed that the company had taken over his house at a salvage price of \$200.00. He thinks that his house was worth at least \$1500.00 when taken over by the Custodian.

Q: Now, 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 and is that your signature?

10 A: Yes.

Q: Are the statements contained therein true to the best of your knowledge and recollection?

A: Yes.

MR. COBUS: I would ask to file the statement concerning personal chattels as the next exhibit, your honour.

(STATEMENT MARKED EXHIBIT NO. 2)

MR. COBUS: Referring to the personal chattels statement, your honour, the items are listed in the
20 statement itself, and the total value claimed for those items is shown to be \$239.25. I think my learned friend will find that the articles for which claim is being made were all declared.

THE COMMISSIONER: That would be in the J.P. form.

MR. COBUS: In the J.P. form, your honour. The goods were left in the witness' house at Union Bay on the Canadian Collieries (Dunsmuir) Limited property, and the only comment he makes with
30 respect to the chattels is that the articles claimed are all included amongst articles de-

clared by him in April, 1942, and that he has allowed depreciation on all the articles claimed.

10 Your honour, in several cases heretofore, we have on occasion filed the Analysis of Personal Property Claim with certain markings of our own and certain recapitulations of our claim thereon. Usually we ask that a certified copy of the Analysis Form be made for not only the Commissioner but for the file of the Custodian. If my friend wishes to hand over the remaining two analyses, I would submit the Analysis of Personal Property Claim and ask that it be filed as the next exhibit.

THE SECRETARY: Is this to be marked or is Mr. McInnes'?

MR. COBUS: This will be marked and the others will be made a true copy.

(ANALYSIS MARKED EXHIBIT NO. 3)

MR. COBUS: Your witness.

20 MR. McINNES: If it please your honour, with reference to the claim for real estate, or the building, I should say, it will be submitted, in the first place, that this building was on property owned by the collieries and the claimant having left there and the ground rent ceased, that the building was sold back to the collieries, the only people it could be sold to, for its -- if I might use the term -- fair market value, at least, the highest value that was available.

30 THE COMMISSIONER: You only had one person in the mar-

Net, in other words.

MR. McINNES: That is correct.

As far as the personal chattels are concerned, it will be submitted that those that came into the custody of the Custodian and were sold were sold for their fair market value, and any that were not so sold or accounted for, the claim of the claimant is exorbitant.

CROSS EXAMINATION BY MR. McINNES:

10 Q: Mr. Higashi, you remember completing your J.P. form at the time of your evacuation? I am producing to you a J.P. form dated the 17th of April, 1942 and bearing the name "M. Higashi." Whose signature is that?

A: This is not his signature, it is his son's.

Q: Well, your son put it there with your consent.

A: Two claims --

Q: This is not a claim, this is a report of what he had left behind when he was evacuated.

20 Q: There were two houses, one was his, and the other was the boy's, and this must be my son's.

Q: This is the man's name; isn't this his?

A: Yes, his name is Shizuichi Higashi, but this is "M. Higashi."

THE COMMISSIONER: Q: What is that reply?

A: It is not his J.P. report.

Q: That is not his J.P. form? A: No.

MR. COBUS: If I might interject -- his list of furniture is appended to it.

30 THE COMMISSIONER: But somebody else must have made out

S. Higashi
Cross exam.

the claim.

MR. McINNES: That is the question I was asking, if the interpreter will please put that to him.

Q: Was this form made out by your son?

A: I think it is.

Q: Yes. He made this up at your request for you?

A: Although these belonged to us, but one belongs to my son and the other belongs to me, so, I mean, it can't be the same.

10 Q: Well, then, this is not your claim at all?

A: No, it is not.

MR. COBUS: Do you mean "claim," or "J.P. form"?

MR. McINNES: Q: This is not your J.P. form at all, then?

A: No.

Q: Well, this is your name up on the top of it,

Higashi?

A: I don't know

why there is such a mistake.

Q: Is your wife's name Taru?

A: Yes.

Q: Did you at that time, in April, 1942, have two children aged 15 and 9?

20

A: Yes.

Q: Did you have a cottage or house on ground lot 303 at the Canadian Collieries?

A: I know

I was there.

Q: And were your two children's names Shoney and Fusako?

A: Yes.

Q: Well, then, that is what I am reading from this J.P. form. I take it, therefore, that this is your form, isn't it?

A: I can't under-

stand why my son has put his name there.

30 MR. COBUS: Your honour, the son is present in the

S. Higashi
Discussion
M. Higashi
In Chief

court-room. Perhaps my learned friend would like to call him.

THE COMMISSIONER: The son evidently signed his own name instead of his father's name to it. That seems to be it, doesn't it?

10 MR. COBUS: No. I think perhaps it will more appear that the son did, in fact, make out a J.P. form on his own behalf and that the father, the present claimant, likely made out a J.P. form on his own behalf; at any rate, I would conjecture that at the moment. But there is no such J.P. form in the Custodian's file. The witness has already stated that that is not his signature, but is the signature of his son.

MR. McINNES: Well, I concede that, but all the information herein applies to this man and doesn't apply to his son.

20 MR. COBUS: The witness has already said that he called upon his son to make a J.P. form. Suppose this witness stands down and we call the son to determine what the signature is and recall this witness later.

THE COMMISSIONER: I think we should call the son.

(Witness aside)

MASAKAZU HIGASHI, a witness called on behalf of the claimant herein, being first duly sworn, testified as follows:

DIRECT EXAMINATION BY MR. McINNES:

30 Q: I was dealing with a J.P. form when your father was in the witness box. That last witness was

M. Higashi
In Chief

your father, was it not? A: Yes.

Q: Is that your signature that is appended to this
J.P. form? A: Yes.

Q: Well, the form, as you can see, purports to be
made out on behalf of Higashi, Shizuichi.

A: Well, is that a house or a real home?

Q: It is described here as a five room wooden frame
bungalow, bathroom lean-to, garage and woodshed
on ground lot 503. A: I don't re-

10 member. That is my signature, true enough, but --
I may have been there at that time when Dad was
there and I might have just put my signature
there to cover him, too. Of course, that might
have got mixed up with my shack. I had a two
room shack and that was just forgotten about. I
did put in a claim for it.

Q: You did put in a claim for it? A: Yes, I
did.

Q: How much? A: I just forget how much it
20 was, but I did put in a claim for it.

Q: You have some idea how much it was?

A: It must have been around, say, \$200.00, \$250.00,
somewhere in that neighbourhood.

Q: Yes. A: And the Custodian sent me
a cheque for about \$50.00, something like that,
it was around \$40.00 to \$50.00. Then, when this
problem came up, well, I just let the shack go,
you see, and I never bothered any more about it.

Q: Well, your father's wife's name is Tazu; that
30 is your mother's name? A: Yes.

H. Higashi
In Chief

Q: Your first name is Masakazu, is it?

A: Yes.

Q: Why would you not be shown on here as one of your father's children -- or is that because you are over age?

A: Well, I am over age.

Q: He has two children, Shoney and Fusako, is that correct?

A: That is correct.

Q: And he did live on lot 303, is that right?

10 A: That is right.

Q: Now this house that we are dealing with here now is valued in this J.P. form at \$800.00. Did you put that in there?

A: At \$800.00?

Q: Yes. Would you like to look at it?

A: Well --

Q: You see it there?

A: I see it there.

Q: Did you put it there?

A: Well, I didn't

put it there.

Q: Who do you suggest did?

A: Dad probably

20 put it there.

Q: Yes.

A: But that was before. You see, it was \$800.00 as it was.

Q: Yes.

A: But the year before evacuation there was, say, five or six hundred dollars added to the building in repair work.

Q: What date was your father evacuated?

A: 15th of April.

Q: The record shows he was evacuated on the 24th of April, '42. Do you agree with that?

30 A: Well, that is pretty close to it, anyways.

M. Higashi
In Chief
Cross exam

Q: Now, this J.P. form that we have been discussing at some length here was signed on the 17th of April, a matter of about a week ahead of your evacuation or your father's. A: Is that my father's signature on there?

Q: That is your signature, you told me.

Q: Well, the 17th, that would be about a week before the evacuation.

Q: That is right. A: Well, that will be incorrect, because I don't remember signing any papers before evacuation.

Q: You suggest somebody forged your name there?

A: No, they haven't forged it.

Q: Well, then, tell me whether it is your handwriting or not. A: That is my handwriting.

MR. McINNES: That is all.

MR. COBUS: Just a minute, witness.

20 CROSS EXAMINATION BY MR. COBUS:

Q: Witness, did your father ever authorize you to make out a J.P. form respecting the property he was leaving behind on evacuation?

A: Yes, sir. I look after all his belongings and that.

Q: You mean he authorized you to make a J.P. form for him? A: Just a minute -- where was this J.P. form filed?

Q: It is dated the 17th of April, 1942, and you have admitted that is your signature. There doesn't

N. Higashi
Cross exam

appear to be anything to indicate where the J.P. form was made. The thing is, perhaps, witness, did you, in fact, sign what you thought was a J.P. form on the 17th day of April, 1942? Do you remember signing a J.P. form?

A: 1942? Well, that will be the year we were evacuated.

Q: That is right. Did you sign a J.P. form?

A: I don't remember signing any J.P. form before evacuation.

10

Q: But you do recognize this as your signature?

A: Yes.

Q: Well, if you did sign a J.P. form, I would suggest that you were signing a J.P. form for yourself, were you not?

A: Yes.

Q: Did you get an opportunity to read over the typed information which is contained in this form, that is, the name Higashi, Shizuichi, this description of buildings and other improvements as a five room wooden frame bungalow; do you recall ever reading that on a J.P. form which you signed?

20

A: No, I don't.

Q: Is it likely that you signed your name without either having had an opportunity to read what it contained?

A: Well, that is quite possible.

MR. McINNES: Perhaps my friend had better give this evidence from the witness box himself.

MR. COBUS: He is your witness.

Q: Do you know, from your own knowledge, whether your father completed a J.P. form?

30

M. Higashi
Cross exam

A: Well, he probably tried his best to complete his form.

THE COMMISSIONER: Q: You are only guessing when you say that; you don't know whether he did or not.

A: No, I don't know.

Q: Well, don't guess, then. A: I don't know whether he completed it or not.

THE COMMISSIONER: Yes.

MR. COBUS: Q: Attached to the J.P. form is an inventory of some sort which is headed "Owner, S. Higashi, registered No. 07064." Do you recall that inventory being attached to the J.P. form which you signed?

A: No, sir.

THE COMMISSIONER: Is that typed or in handwriting, Mr. Cobus?

MR. COBUS: It is typed, your honour. It describes articles remaining as cookstove, two heaters, four beds, three trunks, one dresser, two chests of drawers, one china cabinet.

Q: Are those articles the articles of your father or yourself?

A: They are my Dad's.

Q: They are your Dad's. I wish, witness, you would attempt to cast your mind back to April 17, 1942 when you placed your signature on the J.P. form. Do you recall where it was?

A: May I speak to my Dad a minute?

Q: I am afraid you will have to give the evidence yourself. Your lived in your own two room shack, I take it, on the property of the colliery

H. Higashi
Cross exam

company at Union Bay?

A: No, I lived with my Dad, you see, and this shack was on sale and I took over the shack and then there was repairing to do, re-construction, and all that was done, and I just left it at that, and then my sister, she was living in it.

Q: I see. Well, from Union Bay, were you moved to Vancouver, British Columbia?
A: Hastings Park.

10 Q: What month was that? A: Well, that will be April, some time in April.

Q: In April. Would you think it was before April the 17th or after April the 17th?

A: Oh, I believe it would be -- let's see, now --

Q: Where were you placed in the City of Vancouver?

A: Hastings Park.

Q: Well, at Hastings Park, were not great numbers of these J.P. forms prepared by stenographers of the Custodian?

20 A: I don't believe I signed any forms in Hastings Park.

Q: You don't recall signing any forms there? Do you recall signing any forms at Union Bay?

A: No, I don't.

Q: That is your signature? A: That is my signature but I don't believe I signed any papers in Union Bay.

Q: Did you sign any papers in Vancouver?

A: No, I didn't. I may have in Greenwood.

30 Q: Were you in Greenwood on the 17th day of April, 1942? A: No, I was not.

H. Higashi
Cross exam

MR. McINNES: If my friend would produce the J.P. form, your honour, I would ask that it be filed as an exhibit.

(J.P. FORM MARKED EXHIBIT NO. 4)

MR. COBUS: That is all.

THE COMMISSIONER: Just a minute, witness.

Q: Now, witness, you admitted that you signed this form. A: Beg pardon?

Q: You have admitted that you signed this J.P. form.

19 A: Yes, that is my signature.

Q: And do you say you have no recollection of the information? A: No, I haven't.

Q: You have no recollection of having seen these items before? A: I have seen them.

Q: Do you know where you saw them?

A: But I don't remember signing any papers before evacuation.

Q: Well, you said you were accustomed to do business for your father, that is right, isn't it? 20

A: Yes, sir.

Q: Well, this statement of articles remaining, do you remember discussing that with your father or making any statement out of what articles were remaining on the place? A: Yes, I do.

Q: Well, isn't it likely that statement came directly from you? A: Well, you see, my sister may have made the form out.

30 Q: Yes, but isn't it likely that this statement of

the articles, if you were looking after your father's business, would be made out from information given by you; isn't that likely?

A: Well, I don't remember that far back. April 17, well, that will be the year we evacuated.

Q: Yes, but surely you would remember if you discussed with your father the making out of a statement, going into particulars with him as to the items. Do you remember talking it over and getting the items out and discussing it with your father and making out a statement? A: Yes.

Q: You do remember. Well, then, I suggest to you this may well be the result of that statement which you went into and made out with your father; what would you say? A: That will be before evacuation.

Q: Before evacuation. A: I still don't remember signing any paper before evacuation.

Q: I am not asking whether you signed it now, I am asking whether the information contained in here was information that you made up at the time in conjunction with your father. A: I believe we did make out the statement.

Q: You think you did make out the statement. And do you remember who you gave the information to?

A: No, I don't remember.

Q: You don't remember whether you gave it to anybody who typed it on this sheet? A: No, sir.

Q: And you can't enlighten us any more than just that; you can't tell us any more than that as to

M. Higashi
Exam by Comm'r

how this information get into the hands of somebody who typed it on this sheet?

A: That is about all I can say.

Q: And yet you signed it. You signed this sheet?

A: Well, that looks like my signature.

THE COMMISSIONER: All right.

(Witness aside)

MR. McINNES: I think that is all, your honour.

MR. COBUS: Are you finished with the claimant, Mr. McInnes?

MR. McINNES: Yes, I am, thank you.

THE COMMISSIONER: All right.

(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.

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

E.P. Dawson,
Sub-Commissioner

Discussion

Grand Forks, B.C.

May 26, 1948

(PROCEEDINGS RESUMED PURSUANT TO ADJOURNMENT)

MR. COBUS: Your honour, I would like to speak to the case we finished with yesterday, Case No. 270, the claimant being S. Higashi. I would ask my learned friend to undertake to produce a J.P. form in the name of Masakazu Higashi, the son of the claimant in case 270. I think it is not in his file now, but if there was filed a J.P. form for the son of the claimant, I would ask that that be produced before the hearings in Vancouver.

10 THE COMMISSIONER: You might elucidate just how the son signed the J.P. form of the father as to whether there may have been some confusion, whether there may have been two J.P. forms, one for the son and one for the father, and they might have got mixed and one signed one and one signed the other.

20 MR. COBUS: That is why I would like them produced.

MR. McINNES: That is Claim No. 270. I haven't got my file here.

THE COMMISSIONER: That will be an undertaking to produce, under Claim 270, any available J.P. form which may have been filed on behalf of Masakazu Higashi, the boy.

MR. McINNES: I will give that undertaking.

THE COMMISSIONER: That is satisfactory to you, Mr. McInnes?

30 MR. McINNES: Yes, your honour.

THE COMMISSIONER: Very well.

(PROCEEDINGS ADJOURNED SINE DIE)

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

Carleton Hambleton
C. Hambleton
Official Reporter

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

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E.P. Dawson,
Sub-Commissioner

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DEFENCE BRIEF

GRAND FORKS
25 May 1948

Shizuichi HIGASHI

File No. 4463

Case No. 270

1.

REAL PROPERTY CLAIM

(All claims shown are Gross)

Claim amended to

Sale Price

\$1500. *House on OP land*

\$200.

(Trans. Page 2)

Witness: Appraiser, Matt Brown.

Claim for business as a going concern being deleted.

This house was on property belonging to other persons, the Canadian Collieries, this Company agreed to pay the estimated salvage value of any building owned by an employee who left their employ and \$200. was received from them for this. The Company's Inspection Engineer along with Custodian's Agent appraised the building on the basis of its value to the Company.

2.

PERSONAL PROPERTY CLAIM

(All claims shown are Gross)

Amended Claim

Sold for

\$239.25

\$69.75.

(Trans. Page 3)

Claim for Car \$1000. deleted.

(a)	Goods value	\$154.25	Sold by Auction for	\$69.75
(b)	"	20.00	Abandoned (1 bed)	
(c)	"	40.00	Shipped to Claimant (2 beds)	
(d)	"	25.00	Missing (1 heater)	
		<u>\$239.25</u>		

The signature on claimant's J.P. Form is that of his son, Masakazu HIGASHI, who also signed the J.P. on his file and there does not appear to be any J.P. Form signed by claimant.

Summary of Defence Witnesses

Where required

Matt Brown

1 & 2 (a)

Appraiser & Staff
present at Auction.
Auctioneer.

E. F. Thomas

2 (a)

BMP/mw

Name of Claimant

NISHIKI, Shizuichi

Case

270

Custodian File

4463

REAL PROPERTY									
Greater Vancouver		Rural (except V.L.A.)			V.L.A. (except Mission Village)		V.L.A. Mission Village		Total
Sale Price	5% thereof & 12.50	Sale Price	10% thereof	Charges 12.50 & Comm.	Sale Price	Total Award 80% of all Sale Prices % of 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	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price		
154.25	69.75	20.92	45.29	45.00	20.38	2.00	24	65.30	
TOTAL RECOMMENDATION									65.30

4463

November 21st, 1950.

Mr. Shimichi NIOASHI,
Greenwood, B. C.

Dear Sir:

Re: Japanese Property Claims Commission

Case No. 270

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 ... \$65.30.

Cheque in your favour is enclosed for \$65.30
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.