

45'02

**MOUNT LEHMAN
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 INFORMATIONNAME: TSUTSUMI, MasaoHOME ADDRESS: R.R. No. 1, Mt. Lehman, BCREGISTRATION NUMBER 12942 SEX: Male AGE: 42OCCUPATION: Farmer

(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: MyselfMARRIED? YesNAME OF WIFE OR HUSBAND: KeisukeADDRESS OF WIFE OR HUSBAND: R.R. No. 1, Mt. Lehman, BCNAMES OF ANY LIVING CHILDREN: NoneADDRESS OF CHILDREN: ---AGE OF CHILDREN: ---**STATEMENT OF ALL REAL PROPERTY** (Each parcel must be mentioned and particulars given)1. LOCATION AND DESCRIPTION: Lot 4, Ne quarter Section 3,Township 14, Map 5802, 18.60 acres. District of Matsqui.2. BUILDINGS AND OTHER IMPROVEMENTS: Four-room frame dwellingBurkhouse, bath house, barn, packing houses (2), chicken house,
garage.3. INSURANCE (Give particulars; state where policies are) None4. TAXES (Amount and where payable) \$21.53 for 1941. Payable at Matsqui5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed) None

6. OCCUPANCY AND LEASES (If vacant so state) Myself Pickers House and Farm
tools only, to be used by purchaser of Crop.

7. STATE WHEREABOUTS OF TITLE DOCUMENTS: In my possession
8. STATE IF ANY OTHER PERSON HAS ANY INTEREST: None
9. IF FARM LAND STATE CROPS SOWN Strawberries, raspberries, fruit trees,
flowers, Berries sold for J.B. Shimeh, Pacific Coop Union,
Mission City, K.C. for \$1.500 Sold

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: See page 1
2. LANDLORD'S NAME AND ADDRESS: Myself
3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID: None
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: See clause 9

STATEMENT OF PERSONAL PROPERTY OWNED:

1. GIVE BRIEF DESCRIPTION AND STATE LOCATION OF FURNITURE, FIXTURES, EQUIPMENT AND MACHINERY, STOCK IN TRADE AND PERSONAL EFFECTS:
- farm implements, carpenter tools, 1 wagon, wire, raspberry posts,
2 sleighs, kitchen utensils, household goods, 1000' shingles,
fertilizer mixer, fruit crates, gramophone, ~~IX (KAS) 1000000000~~
50 lb. scale.
2 sprayers, in my house at Mt. Lehman, B.C.
Key will be left with the Custodian.
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) \$100
owing by Mr. Masanori INOUE, Vancouver, B.C. (at present at camp)

no action 6-26-44 - Isakuma 74502

7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)
Three- \$5 war savings certificates in my possession

8. BANK ACCOUNTS: \$10 in the Bank of Montreal, Vancouver, 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

I, the undersigned, hereby voluntarily turn over to the Custodian all my property in the protected area as set out above, excepting fishing vessels, deposits of money, shares of stock, debentures, bonds or other securities, if any.

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 16th day of April 1942.

(Signature)

M. Tsutsumi

J. P. Williams
Witness

FOR DEPARTMENTAL USE

INFORMATION FROM R.C.M.P.

Date _____

Full Name Massao TSUTSUMI
(Surname in Block Letters)

Registration No. 12942 Male - Female _____
(check)

Age _____

Former Address 845 Dennison Road, Mt. Lehman, B.C.

Date Evacuated May 27/42 Naturalized - Canadian-Born - National
(check)

Present Address 771 Archibald Ave, St., Boniface, Manitoba.

Married - Single
(check)

Name of Wife Kazumi

Name of Husband _____

Name of Mother _____ Name of Father _____

Names of Children under 16 _____

Our File No. 4502 Registered with Custodian Yes
(yes or no)

Requested By _____

Additional Information _____

78/107/21

REAL PROPERTY SUMMARY

Catalogue No. S.S.B.(B.C.403 P)

File No.4502

Name: TSUTSUMI, Masao

Reg.No.12942

Address: 845 Dennison Rd., Mt. Lehman, B. C.

Legal Description: Lot 4 of pt. North East quarter, Section 3,
Township 14, Map 5802, Municipality of
Matsqui, District of New Westminster.

Classification: 18.6 acres; approximately 7 acres cultivated in
good condition and mostly in small fruits. Four
room dwelling, pickers cabin, and garage in fair
condition. Barn and hen houses in poor condition.

Registered Owner: Masao TSUTSUMI

State of Title: Clear.

Administration & Revenue: Leased by TSUTSUMI to R. Lundstrom and
G. Smith from April 1/42 to Jan.31/43
for \$1,350.00 of which \$693.00 was a Pacific
Co-operative Union postdated cheque collected by
the Custodian. Lundstrom and Smith commenced
proceedings for misrepresentation in crop acreage
as shown on lease claiming \$556.00. This was
settled by the Custodian for \$389.20.
Lease was extended under Collateral Agreement by
Custodian until September 30, 1943 for \$115.00.
Latter amount accrued to the Veterans' Land Act.

Sold to the Director, Veterans' Land Act for \$1,204.00 Cash as of
January 1, 1943.

Title delivered March, 1944.

Payment received April 28, 1944 and net proceeds of \$1,198.55
credited to account on May 9/44 after paying Tax Arrears of \$2.45,
and L. R. O. fees of \$3.00. Legal fees of \$15.00 were later
charged to the account in this connection.

Chattels: Not involved in property sale.

Insurance: None carried.

Certified a Correct Summary of File

Dated: 3/10/45

W.E. Lander

PERSONAL PROPERTY SUMMARY

File No. 4502

21st May, 1947.

Re: Masao TSUTSUMI - Reg. No. 12942

CHATELAIN The above Japanese registered with this office on the 16th April, 1942, and at that time declared leaving household goods and farm implements on his property at Mount Lehman. The property was inventoried by our fieldmen on the 5th May, 1942, and a copy of the inventory sent to TSUTSUMI, to which he replied on the 5th September, giving a list of articles left on his property which were not mentioned in the inventory. His property was again checked and a new list sent to him 21st September. This was not returned nor did he make any comment on it.

All saleable goods were removed to public auction and sold 1st December, 1943, for the net sum of \$129.72, and on the 26th January, 1943, a mail box was sold for the net sum of \$2.58. A list of goods which were of no value and had to be abandoned on the property is listed on memorandum dated 19th January, 1944.

A stump puller and cable was sold by appraisal 10th July, 1945, for the net sum of \$45.00. An offer in April, 1943, for \$70.00, had been refused by TSUTSUMI when put up to him.

On the 15th March, 1944, TSUTSUMI requested shipment to him of some Japanese gramophone records, but these could not be found.

SPECIFIED ARTICLES: This file reveals no specified articles.

ACCOUNTS RECEIVABLE: Masao TSUTSUMI asked us to make collection for him of a Pacific Co-operative Union post-dated cheque in the amount of \$693.00, of \$4.50 and also a promissory note in the amount of \$150.00, together with a smaller claim for clover seed against his tenants, R. Lundstrom and G. Smith.

The tenants refused to make payment of this note on the grounds of a poor crop, and denied owing the \$4.50. They filed a claim of \$556.00 for crop acreage misrepresentation. The Pacific Co-operative Union would not honour their cheque until settlement was made between TSUTSUMI and his tenants.

On the 22nd February, 1943, collection was made of the \$693.00 from the Pacific Co-operative Union, and the crop misrepresentation claim was settled on a 70% basis - \$389.20, less \$150.00 owing to TSUTSUMI and \$115.00 rent owing, making actual payment to the Pacific Co-op. on behalf of Lundstrom & Smith - \$124.20, on the 9th July, 1943.

When registering TSUTSUMI declared that Masanori INOUE owed him \$100.00. This Japanese was interned, and appears to have insufficient funds to make payment. TSUTSUMI was advised of this on the 22nd Sept. 1945.

As a member of the YAMATO NOKAI Society, TSUTSUMI received his proportion of the liquidation of assets of that Society. His share being \$30.91, which was an equal distribution to all members.

BONDS & INVESTMENTS: TSUTSUMI declared having some War Savings Certificates in his

PERSONAL PROPERTY SUMMARY (Cont'd)

File No. 4502.

possession, but these were not brought under control by the Custodian.

BANK ACCOUNT: TSUTSUMI also declared a bank account at Bank of Montreal, Vancouver, but this too was not brought under control by the Custodian.

This file reveals no other personal property assets.

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

HA

W.E. Lamm

File No. 4502.

CLAIMS DEPARTMENT

February 10th, 1944.

Masao TSUTSUMI - Reg. No. 12942

CREDITORS:

NO CLAIMS ON FILE

DEBTORS:

Int. 962.
Owing by Mr. Masanori INOUE, Van. B.C. \$100.00 J.P.

*Tsutsumi says "will you please leave alone
this matter" L 26-2-44*

/DE

NOTE: No claims on TSUTSUMI's wife's file No. 4448.

*Claims closed
2-3-44
[Signature]*

FIRE INSURANCE SUMMARY

File No. 4502

3 October, 1945

Re: TSUTSUMI, Masao - Reg.No. 12942

No evidence of Fire Insurance on File.

Certified Correct

Dated: 3/10/45

W.E. Leman

LIABILITY SUMMARY

File No. 4502

3 October, 1945.

Re: TSUTSUMI, Masao - Reg.No.12942

No liabilities were declared on registration form.

The only liability filed against TSUTSUMI was a claim for misrepresentation of crop acreage by lessees, R. Lundstrom and Geo. Smith for \$556.00. The claim was checked by W. S. Ure of the Custodian office and settled for \$389.20. TSUTSUMI disagreed with the settlement when advised.

Certified Correct

Dated: 3/10/45

W E Hansen
.....

(Information supplied by Ins. Co.)

LIFE INSURANCE

Name Mr. Masao Tsuyuki File No. 4502
% Dufrost Farms
Dufrost, Man. Reg. No. 12962

Company Sun Life Agency Vancouver Agency

Policy No. 2234554

Premium - \$ 18.47

Payable: Annually, ^X Semi-annually or monthly

Month May Day 5

REMARKS:

Form sent out Aug 20/45

OFFICE OF THE CUSTODIAN
JAPANESE SECTION

*John M. [unclear]
J. Duff [unclear]
1730 [unclear]
5th Sept 1945*

See
RECEIVED
OCT 5 1945

*Received so kindness letter from
you little while ago, and I saw two copy of
the remaining in the my house in B.L.*

*But what is not all, I have more than
you report. when you people come to the
Japanese hall of the Harrison Road, I talk to you
all thing I have, But you did not write
all because you have not enough time.*

*I will send a my copy with this letter
So please will you find out again*

*Your very truly
Masao Taniyama.*

Masao. Taniyama

EXHIBIT NO.

940-5

DATE

Sept. 22/45

FILLED BY

Crown

Statement of Personal Property owned.

3 apples trees	4 oxen.
3 cherry trees	2 mottacks
2 pear trees	2. pines
200 bulbs tulips	5. shovels.
40 bulbs lily	1 pruning shears.
20 bulbs daffodils	1 rake
2 big pines	5 grass cutter (small) no.
2. roses	10 " " (large) no.
5 carnations.	2. Saw 7 ft 5"
3. Potato hooks	2 " 5 ft
1 Hay hook	1 wagon.
1 stump hook	210 heavy pants
10 hoes	200 lbs wire (heavy) no.
2 sledgehammers	100 lbs. wire (ordinary) no.
4 wedge	200 ft cable (1/2 inch)
1 horse harness	300 ft cable (1 1/4 inch) no.
1 single tree for horse	2 sleigh
1 handle tree for horse	1 fertilizer
5 chains (too long one)	150 iron crates
1 large Hay hook	150 straw

- C.
- 3 bed. steady end mattresses 1 kitchen stove yes
 - 20 single bedstead mattresses? 1 cedar floor yes
 - 2 benches no 1000 ft. shingles no
 - 3 lanterns and 2 lamps. 2 hand sprayer 1
 - 1 gas lamp yes
 - 1 baby carriage no 2 kitchen utensils?
 - 4 tables 3 6 hot dishes etc?
 - 15 chairs 12 12 1 stump machine (yes kerosene)
 - 2 gramophones yes 6 iron block. (kitchen & 2) yes
 - 100 records? 1 14 inch plow yes
 - 1 bureau yes 1 cultivator yes
 - 1 warm stone yes 1 4 gal. oil can. yes
 - 1 leather suitcase yes 1 fur, 1 root digger yes
 - 3 big pots no
 - 4 pots no
 - 2 cast iron no

2nd

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

PHONE PACIFIC 6131
PLEASE REFER TO
FILE NO. 4502

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

7th October, 1942.

Messrs. R. Lundstrom & G. Smith,
Matsqui, B.C.

Dear Sirs:

re: Masao TSUTSUMI.

Mr. Tsutsumi has forwarded to us for collection a promissory note in the amount of \$150.00 dated April 18th, 1942, and due in five months. As this note is now past due we ask that you let us have payment of same at once.

When making your remittance kindly include a further sum of \$4.50 to cover cost of clover seeds which were supplied to you by Tsutsumi.

Thanking you in anticipation of your prompt attention to this matter, we are,

Yours truly,

R. D. Richardson
R. D. Richardson,
Farm Department.

RDR:GF

Not supposed to collect on note unless
over 45 tons. This was in the form of bonus
& as the grower got, approx 15 tons this
note does not apply. Clover seed not paid.

INVENTORY OF CHATTELS BELONGING

TO

TSUTSUMI, Masao

12942

Which have been left in the care of.

R. LUNDSTROM

Matsqui B.C.

&

G SMITH

Gifford B.C.

In House

- 6 Beds & mattresses
- 1 Dining table & 8 chairs
- 2 Kitchen chairs & 1 table
- 1 Range & 1 Heater
- 1 Small table
- 4 Few dishes & utensils
- 5 Lamps, 2 Crocks & 8 Cans
- 1 Hand sprayer - E70
- 2 Stirrup pumps
- 1 Granit pot & dish
- 1 Leather suit case
- 1 " " Club bag
- 1 Gas lamp
- 1 Large dresser
- 6 Iron blocks - YAMAMOTO
- 1 Logging chain - YAMAMOTO
- 1 X cut saw - SASAKI
- 1 Small saw - YAMAMOTO
- 1 Red end, 6 sides
- Quantity of odds & ends
- 2 Gramophones & records - K. YAMAMOTO

Pickers cabin

- 3 Beds & mattresses
- 2 Dining chairs
- 1 3 gal. crock
- 1 Small galv. pail
- A few pots & dishes
- 1 Old lantern
- 1 #111111, 1 Ave

Garage

- 1 Plow, 1 Cultivator
- 1 2 wheel trailer
- 100 H.P. stump puller
- 1 Set single harness
- 2 Peaveys, 1 sledge
- 5 Old shovels, 1 Mattock
- 1 4 gal. oil can
- 200' 1" & 50' 1" cable
- 1 Froe, 1 Root digger

left in property to be sold

The above articles have been left in my care, and I will be responsible for their safe keeping.

SIGNED?

R. Lundstrom
G. Smith

Witness Office
of Custodian

H. Logan

March 1943 - Sold at Auction 26/1/43 Absconded 4

2 wheel lead (magnate wheels) - The Kinnison place
17/11/43

S: sold by Auction Dec. 1, 1943 - Abbotsford 1.
For complete list of items sold see Extract 1/12/43

D. discarded

Oct. 19, 1942.

ADDITIONAL CHATTELS FOUND ON PROPERTY
OF
TSUTSUMI, Masao #12942.
845 Dennison Rd., Mt. Lehman, B.C.

1 Stump hook.
10 Hoes. (peer) *used*
1 Sledge hammer.
~~2 Single trees.~~
~~1 Double tree.~~
~~3 Axes.~~
2 Mattocks.
1 pr. Pruners.
1 Scythe.
175# heavy berry wire.
75# ord. " "
5 Sml. scythes.
Lge. quantity of rasp. posts. (in field)
~~300' 1/2" cable.~~ *left on property - to be sold*
1 Sack cont. 40# Fertilizer mash.
~~20 Single beds & mattresses.~~ *discarded*
~~Bananas 1/5~~
~~1 Lamp.~~
5 Logging chains. *unused?*
1 Lge. enam. pot.
1 Lge. alum. pot.
1 Sml. alum. pot.
2 Enam. wash basins.
Jap. tubs.
Boxes. (cont. dishes)
" (cont. kitchen utensils)
1 Table. (HM)
~~1 Hand sprayer.~~ *Sprayer?*
2 Stoneboats.

Discarded also;

2 old an. light heaters.

1 Old machine

1 Box old chain wedges

Few Broken dishes

1 Jap. straw case - old clothes

Lessee states that all the jam crates on the property belong to
the Empress Jam Co. Ltd.

There are no loose flower bulbs, all bulbs mentioned may be already
planted.

Articles not found

Hay hooks, 3 potato hooks, 4 wedges, 10 grass cutters (lge.)
Lanterns, 3 chairs (only 12 found) 1 Baby carriage, 1000' shingles.

S. sold by auction - 1/12/43 - all botified 1.

J. discarded

Signed

W. H. Stinson

Office of the Custodian
Japanese Section
Dear Sir —

OFFICE OF THE CUSTODIAN
JAPANESE SECTION
RECEIVED
NOV 9 1942

Mr. Gustavus
S. Smith
Nov 6th 42
Richardson

I received a kindly your letter of October 26th I thank you negotiation to Mrs. R. Lundstrom and G. Smith for me. I promised note in the amount of \$150.00 dated April 18th 42. to be paid after straw berry season as soon as possible. I did not promised like a bonus or if the harvest was over as to he was trying to deceive us. So please will you try to negotiation once more if he does not pay to us will you send back that note with cheque in the amount of \$93.00 of Pacific co-operative Union as soon as possible I like to have those two note, I must send a copy for you, but I like to know before that about remaining chattels in my house, what I can do? if I lose any chattels I shall have, I send my son to look out my house 19th of May 42. when that time I lost lilies two talpa from my garden. and take three window cover out and he saw a trace

if gets in my house from window
therefor I suppose many things to be lost
I wonder when he planted clover seeds,
did not plant when my son has been.
please will you find out growing clover
in my place or not and
please will you let me know ^{people who} why
have not paid to us

your truly
In Santanoni.
Masao.

Farm Appraisal ReportFile No. 77-209Land Description Lot 4-12, 14, MatsquiContaining 18.60 AcresOwner's Name Mr. BRUTON Post Office Address R.R. Abbotsford.Nearest Rail Point (Dennison B.C.R.R.) 1 mile. Distance Abbotsford 7.5 miles.Market Town Mission, & Abbotsford Distance 7 milesChurch (give denomination) United at Bradner Distance 1/2 mileNearest School Public at Bradner, Bus to High Abbotsford Distance State how property was identified: Map location, and enquiry.

Roads: State whether property has access to main road, the kind of road and its condition.

Two good gravel roads Dennison and Hawerham.EXHIBIT No. 940-3Is this district a good one? fair.DATE Sept 23/48Employment opportunity limited to seasonal employment.FILED BY ChambersPredominating Nationality and religion: mixed, mostly British.Describe Fencing and its condition: poor on two sides. Value \$Water supply: good wellbore water at present Value \$BUILDINGS ON FARM

BUILDINGS	DIMENSIONS	MATERIAL	HEIGHT	ROOF	AGE	Foundation	REPAIR	VALUATION
HOUSE	15 x 30	frame	8	shing	15	blocks	poor	250.00
Garage	10 x 30	frame	7	shing	7	blocks	poor	
BARN	10 x 24	frame	6' 6"	shing	8	posts	fair	100.00
Garage	12 x 18	frame	8	shing	8	none	fair	35.00
Barn	12 x 18	frame	9	shing	15	none	poor	15.00
	X							
	X							
	X							
	X							
	X							

Total present day value \$ 400.00Total Value Buildings add to farm \$ 400.00Is dwelling habitable without repairs? yes If not what is your approximate estimate of cost to make it habitable? The house can be lived in, for a time without expense.Describe the basement and chimneys: no basement, no brick chimneyAre rooms downstairs? yes Upstairs? yes How finished? woodAre buildings painted? no Condition of paint N.A.Distance from nearest town fifty yards.

Notes: Particular care must be taken when examining and reporting on foundations, sills and roofs.

ACRES	LEVEL, UNDULATING, ROLLING OR HILLY	SOIL (State Depth)	SUB- SOIL	KIND AND QUALITY OF CROP	VALUE PER ACRE	TOTAL
8.60	rolling to hilly 8.60 acres	8 to 14 inches loam	granular loam 10	5.50 strawberries 1.30 raspberries 1.72 weeds no crop	76.00	645.00
Area which can be cultivated without cost other than for breaking.						
nil	nil					
Area which can be cultivated after a reasonable amount of clearing timber, stones, drainage, etc.						
	LEVEL, UNDULATING, ROLLING OR HILLY	SOIL (State Depth)	SUB- SOIL	NATURE OF RECLAMATION NECESSARY	RECLAMATION COST PER ACRE	VALUE PER ACRE
.70	level .70 acres	14 in	10 in	removing small brush and stumps	\$20	60.00
9.30	undulating 9.30 ac.	14 in	10	thick bush & stumps	100	15.00
Area Unsuitable for Cultivation.						
CHARACTER OF LAND E. G. HILLY, SWAMPY, ROCKY.				NATURE OF TIMBER IF ANY AND WHETHER MARKETABLE	VALUE OF LAND PER ACRE	

Total value of Land \$ 626.50

Total added by buildings to value of farm \$ 400.00
nil

Total fruit trees add to value of farm (for use in orchard districts only) \$

Total value of farm \$ 1226.50

Describe condition of farm commenting on tillage, length of time unoccupied or partly occupied:

Has been unoccupied until just recently, now rented is in a good state
of cultivation.

State most suitable type of agriculture for farm bearing in mind the district's limitations, if any.

When fully developed it has the makings of a small mixed farm.

Noxious weeds: just a few Canada thistle.

Give approximate detail and amount of all annual taxes and
names of Taxing Authorities: Matsqui Municipality Taxes \$ 23.67Date:
Place:June 9th 1942
Abbotsford.I certify that the above report is based on a personal examination
of the whole farm made on the 5th day of June 1942

Inspector's Signature

Note: (Use Form 43 (Sheet 2) in connection with this form.)

Farm Appraisal Report

Remarks: This eighteen acre property has possibilities as a mixed farm. It has evidence of being a good small fruit producer to-day. The crop of strawberries and the raspberries are in really good shape, and comparatively free from weeds, other than a few Canada thistle.

The general lay of the land is rolling, with a southern and western slope, with good chocolate loam soil that is deep, in places down fourteen inches. The sub-soil is granular on heavy clay down below as indicated where the well is dug.

The bush land is quite heavy clearing, though the growth is not more than firewood value.

The buildings are inadequate, for a mixed farm, the house is small, nothing more, really, than a shack. The other structures serve a purpose as storing space for berry crates, a cover for a car or truck, and quarters for berry pickers in the harvest season.

There is no electric power handy, and the water supply is from what seems to be a good well. Right now there is fifteen feet of water in it, and it is on high ground. Any one going onto this place should be able in a year or two get fairly well established, and when the remainder of the land is brought under the plow make a fair living.

(FOR ORCHARD LANDS ONLY)

REMARKS: re general lie of land, fertility of soil, irrigation, drainage or dyking and reclamation.

ANNUAL COST OF IRRIGATION, DYKING AND DRAINAGE

ORCHARDS, SMALL FRUITS, ETC.

(Give number, age, variety and condition of all tree fruits, condition and area of each kind of small fruits.)

Present Value

\$

\$

\$

\$

\$

\$

\$

\$

\$

Total \$

Amount fruit trees add to value of farm \$

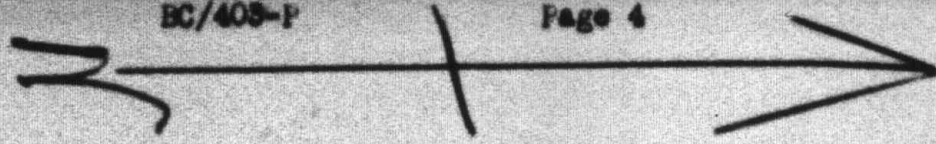
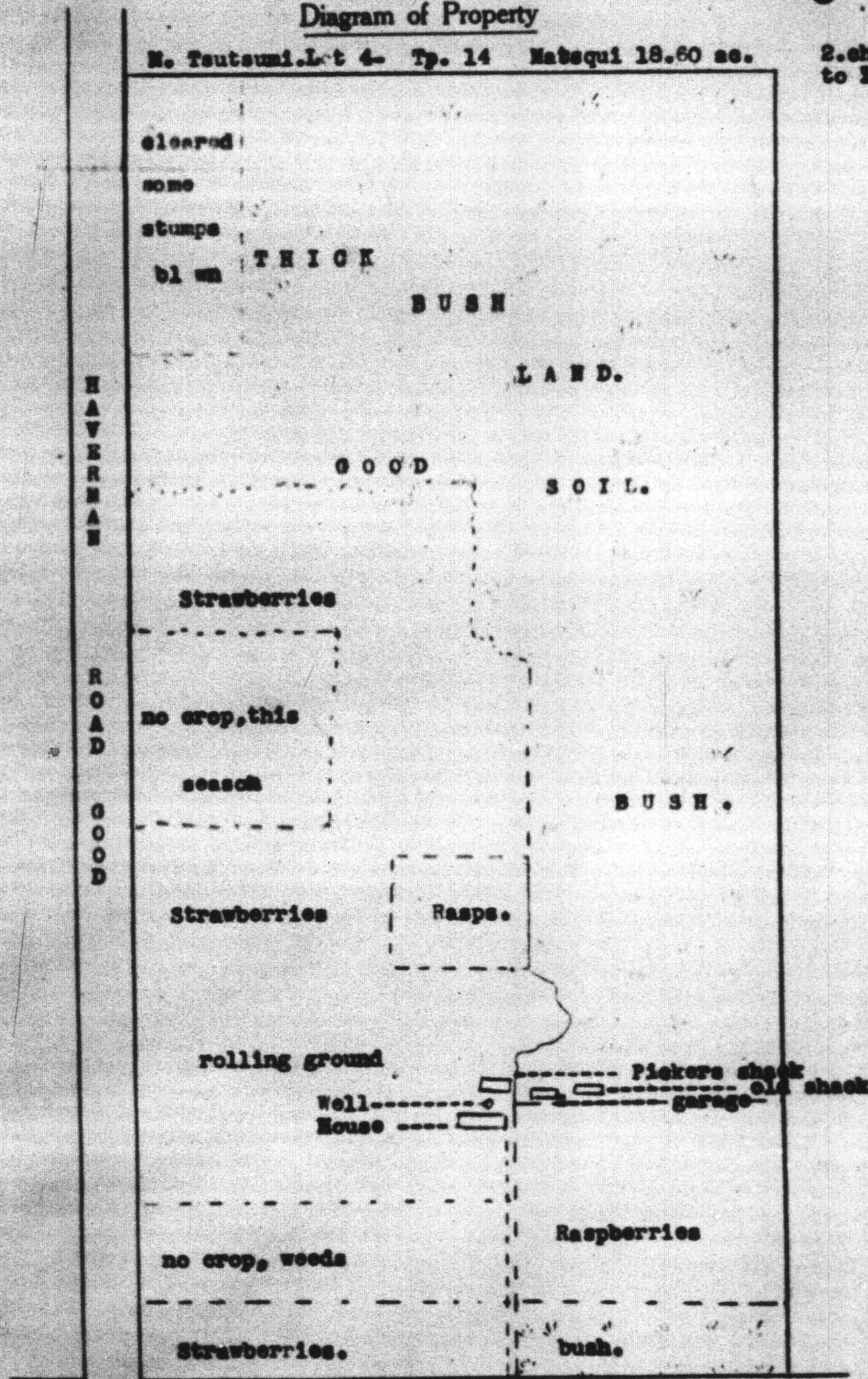


Diagram of Property

N. Teutsumi Lot 4- Tp. 14 Matsqui 18.60 ac.

2 chains
to 1 in



D. DENISON ROAD. GOOD.

Following careful review of this appraisal report, it is my opinion that the present

value is \$ 1200.00

Date 15th June 19 42.

"I.T. BARNET"

District Superintendent.

The Custodian Of Enemy Property,
Office of the Custodian,
30 Royal Bank Building,
Vancouver, B. C.

Dear Sir:

I hereby agree to accept settlement of my claim against

Masao Teutsuni

on a basis of 70% of the total.

Signed:

R. Lindstrom

Geo Smith

27

IN THE MATTER OF FARM LEASE DATED APRIL 16th, 1942

MASAO TSUTSUMI to HENRY LUNDSTROM and GEORGE SMITH

STATUTORY DECLARATION

CORRECTION
DANNISON RD
HAYWARD RD

I, GEORGE SMITH of Mt. Lehman in the Province of British Columbia,
Fruit Farmer, do solemnly declare :-

1. That on the 16th day of April 1942 I leased from Masao Tsutsumi of
Mt. Lehman, B.C. lot 4 of the North East quarter of Section 8, Township 16,
Map 8002 containing 18.60 acres in the Municipality of Matsqui, at a rental
of \$1,550.00 for a term of 10 months from the first day of April 1942.

2. That the said Masao Tsutsumi represented to me on the said 16th day
of April that the crop on the said land consisted of the following :-

8 acres of raspberries

7 " " strawberries

and it was on that basis that I paid the aforesaid rental of \$1,550.00.

3. That I now find that there are not the aforesaid acreages of growing
crops on the said land.

4. That on or about the 18th day of July A.D. 1942 I accompanied Henry G. Myhre
of British Columbia and assisted him in measuring up all the patches of the various
kinds of growing crops on the lands aforesaid and found that there were :-

A. two patches of raspberries totalling 6.72 sq. chains or 87/100 acres

B. six patches of strawberries totalling 45.48 sq. chains or 4.85 acres

being all of the acreage in growing crops on the said land.

5. That the shortage in acreage on the said land of the various kinds of crops
is as follows :-

Raspberries 1.15 acres

Strawberries 2.45 " 1.75

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 Mission City
in the Province of British Columbia
this 7th day of July A.D. 1942

George Smith
A Commissioner for taking affidavits
within British Columbia.

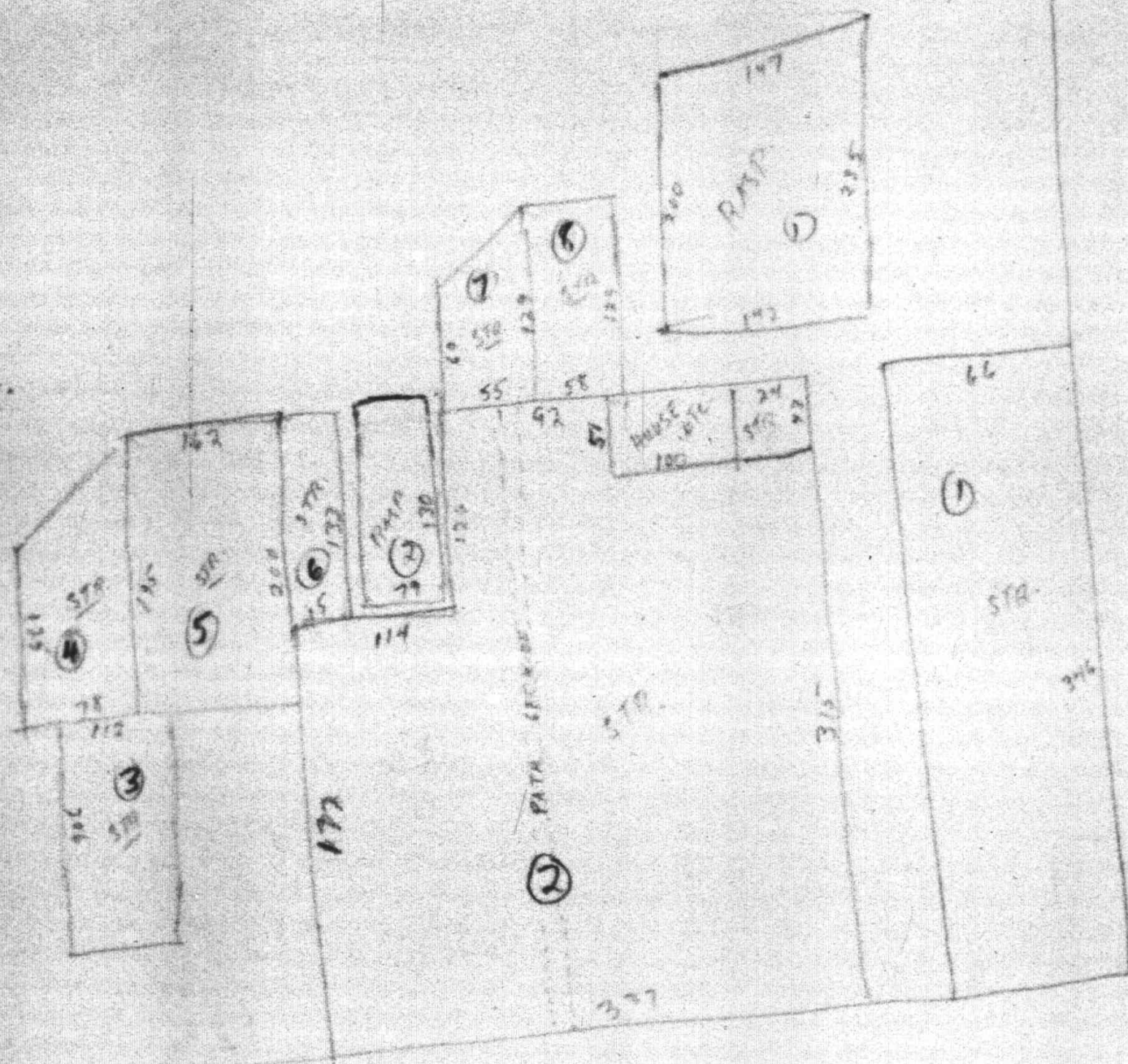
Geo Smith

TSUTSUMI
LUNDSTROM & SMITH
DENNISON RD

NORTH

WEST

EAST



SOUTH

TSUTSUMI
LUNDSTROM & SMITH

RASP

$$\begin{array}{r} \textcircled{1} \quad 219 \\ 142 \\ \hline 434 \\ 868 \\ 217 \\ \hline 30884 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \textcircled{2} \quad 130 \\ 79 \\ \hline 1170 \\ 910 \\ \hline 10270 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \text{TOTAL} \quad 30814 \\ 10270 \\ \hline 41084 \text{ sq ft.} \end{array}$$

.943 ACRES

STRAW

$$\begin{array}{r} \textcircled{1} \quad 346 \\ 66 \\ \hline 2076 \\ 2076 \\ \hline 22836 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \textcircled{2} \quad 337 \\ 315 \\ \hline 1685 \\ 337 \\ \hline 1091 \\ 106155 \\ 19464 \\ \hline 86691 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \text{less } 5100 \\ 14364 \\ \hline 19464 \\ 1890 \\ \hline 84801 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \textcircled{3} \quad 206 \\ 112 \\ \hline 412 \\ 206 \\ \hline 23072 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \textcircled{4} \quad 160 \\ 76 \\ \hline 1280 \\ 1120 \\ \hline 12480 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \textcircled{5} \quad 197 \\ 162 \\ \hline 394 \\ 1182 \\ 197 \\ \hline 31914 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \textcircled{6} \quad 133 \\ 15 \\ \hline 665 \\ 133 \\ \hline 1995 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \textcircled{7} \quad 94 \\ 55 \\ \hline 470 \\ 470 \\ \hline 5170 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} \textcircled{8} \quad 159 \\ 95 \\ \hline 1032 \\ 645 \\ \hline 7482 \text{ sq ft.} \end{array}$$

$$\begin{array}{r} 22836 \\ 84801 \\ 123072 \\ 12480 \\ 31914 \\ 1995 \\ 5170 \\ 7482 \\ \hline 189750 \text{ sq ft.} \end{array}$$

30814

4.35 ACRES?

Mt. Lehman, B.C.
May 24, 1943

The Custodian's Office
Vancouver, B.C.

RECEIPTION SECTION	
Rec'd	MAY 26 1943
File No.	4502
Ans.	
Referred	Green

Dear Sirs,
Re, Masao Tsutsumi

Replying to your letter of April
22nd. I would offer (\$70) seventy
dollars for the stamp pulley,
complete with all necessary
equipment to operate the same.

Hoping to hear from you.

Yours sincerely,
Steve Barber

4502

July 13, 1943.

Mr. Masao TSUTSUMI,
Registration No. 12942,
c/o Dufrost Farms,
Dufrost, Manitoba.

Dear Sir:

Re: Settlement of Crop Claims

The Custodian's office has received quite a number of claims from tenants who leased farm properties from persons of the Japanese race and whose growing crops were sold to the tenant under written agreement which contained the specific acreage said to be under cultivation.

The claims filed with the Custodian have been based on the difference between the acreage specified in the agreement which you signed, and the actual acreage of crops under cultivation.

We have gone into this matter very carefully and the difference in acreage has been established by actual measurements. Legal opinion which we have obtained on your behalf, advises us that the agreement you signed would leave you liable for the full amount of the claim. However, we have been able to secure the consent of the tenants to the reduction of their claims to 70% of the full amount.

The amount claimed against you for a difference of 3.71 acres amounted to \$556.00 and a settlement on the basis of 70% which amounts to \$389.20 has been charged to your account and this letter is being sent to you so that you may be aware of the circumstances of this charge.

Yours truly,

R. F. Alexander,
Manager.

RFA:MA

(C.N.R. Points) MATHQUIL, B.C.
(C.P.R. Points) MISSION, B.C.

M. Santarmi

DATE July 5, 1943

TERMS: Semi-monthly. Interest of 8% charged on overdue accounts.

DATE	Invoice No.	PARTICULARS	Dr.	Cr.	Balance
April 18		Ck # 562			
Sept 1		Ck # 563			
		Agreement Rindstrom & Smith			
		150 crates			
		Balance Forward	693.00		
			693.00		
				1250.00	
				26.00	
			1386.00	1386.00	

VOUCHER SECTION

Date JUL 6 1943

No. 4507

To W.G.

Referred

Please file

FILE # 4502

3rd March, 1943.

PACIFIC CO-OPERATIVE UNION

CLAIM FOR MISREPRESENTATION

MASAO TSUTSUMI

to

Robert Lundstrom and
George Smith

Acreage adjustment 3.71 - \$556.00

Suggested Settlement on 70% basis \$389.20

Paid

Settled
PMQ

EVACUATION SECTION	
Rec'd APP	8-10-49
File No.	12942
Ans.	
Referred	Anderson

Mr. K.O. Richardson. out to pheasants Dept. Man
 Farm Department 3rd Apr 49

Dear Sir

I want to get \$150.00 from
 B. Smith. this amount of 150
 must be pay after straw berries
 season last year. So, please will
 you get from me this amount.

Yours truly

#12942 Masao. Tautumi

key 1002

NAME TSUTSUMI, Masao

REGISTRATION NO. 12942

FILE NO. 4902

The following chattels were sold by public
 auction at Abbotsford, B.C. on December 1, 1943.

1 Plough	\$ 21.00 M
✓ 1 Cultivator	9.00 M - x
Spreaders	1.50 T
Single trees	2.00 M - x
1 Trailer	4.00 T
Dishes	3.50 K
1 Table	7.00 F - x
1 Duster	3.00 M - x
1 Heater	3.50 F - x
Pans	1.25 K
Lamp, etc.	1.00 F
Lamp & hook	1.00 F
1 Iron & hook	1.00 M
1 Iron	1.00 K
1 Gramophone	9.00 F - x
1 Crock	5.00 K
1 Chair	2.00 F
3 Chairs	2.00 F
1 Axe & hoe	0.75 T - x
1 Pavey	2.50 M
1 Axe & hoe	1.50 T - x
1 Pavey	3.75 M
1 Copper	0.50 K
1 Saw	2.00 T - x
1 Saw	3.00 T - x
1 Saw	2.00 T
1 Table	3.00 F
1 Bed	0.25 F - x
Total to be carried forward:	\$ 97.00

~~Less expenses:~~

~~Less proceeds received:~~

~~Balance of cash on hand present.~~

~~Balance from auctioneering fees &c.~~

~~Balance.~~

NAME TSUTSUMI, Masao

REGISTRATION NO. 12942

FILE NO. 4502

The following chattels were sold by public
 auction at Abbotsford, B.C. on December 1, 1943

	Brought forwards	\$ 97.00
1 Stool		0.50 F
1 Desk		1.00 F
Kettles		0.50 K
Pots		0.50 K
1 Pail & kettle		0.50 K
1 Crook		2.00 K
1 Lamp		0.75 T
1 Iron & lamp		1.00 T
✓ 1 Steel block		- 5.50 M x
1 Scale		3.25 T
1 Gramophone		2.50 F x
1 Chair		0.85 F
✓ 1 Spray pump		- 7.50 M x
✓ 1 Spray pump		- 14.00 M x
1 Chair		0.75 F
1 Chair		3.00 F
1 Saw		1.25 T
3 Dining chairs		4.00 F
3 Dining chairs		6.00 F
1 Saw		- 3.25 T

Total	(Auctioneer's Fee: \$15.56	\$ 155.60
Less Expenses:	Advertising: 1.77	
	Moving: 8.55	\$ 25.88
Net Proceeds Credited:		\$ 129.72

Members of Custodian Staff Present. Mr. Carlson

Extracted from Auctioneering List No. Abbotsford 1.

Remarks.

NAME TSUTSUMI, Masao

REGISTRATION NO. 12942

FILE NO. A502

The following chattels were sold by public
auction at Abbotsford, B.C. on January 26, 1944.

Mail Box

\$ 3.00

Total:

\$ 3.00

Less Expenses: {Auctioneer's Fee: \$0.30
{Advertising: 0.12
{Moving: _____

\$ 0.42

Net Proceeds Credited:

\$ 2.58

Members of Custodian Staff Present.

Mr. Carlsen

Extracted from Auctioneering list No. Abbotsford 4

Remarks.

January 19, 1944

INVENTORY OF CHATTELS LEFT ON THE PROPERTY OF
Masao TSUTSUMI, File 4502

I have today examined the undermentioned articles &
I am convinced that they are valueless & should be abandoned.

2 Old Air-tight heaters

1 Old Mucker

1 Old Shovel

1 Old Sledge

1 Box old chain wedges etc.

Few odd broken dishes

1 Jap straw case of old clothes

1 Old lantern

1 Old kitchen range ✓

1 Old iron bedstead

The above articles are damaged and rusted.


"S. C. Carlsen"

January 19, 1944

REPORT

TSUTSUMI, Masao

File 4502

✓ 1 Mail box will be sold at Abbotsford auction No. 4.

 "S. C. Carlsen"

✓ Sold by auction 26/4/38 Abbotsford ✓

January 19, 1944

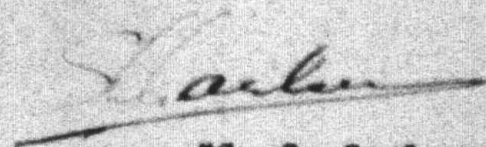
INVENTORY OF CHATTELS

Left on the Property of TSUTSUMI, Masao File 4502.

1 stump puller & 1½" cable

1 1½" cable chocker

The above was too heavy to move to the auction hall and
will be sold on the property.



"S. C. Carlsen"

Extract from Lease.

File #4502.

Drawn by James M. Campbell.

Lessor: Masao TSUTSUMI.

Lessee: Robert LUNDSTROM & Geo. SMITH

Date: 16th April, 1942.

Term: 10 months from 1st April, 1942, with option to extend lease for 1943, under arrangement with P.C.U.

Consideration: \$1,350.00, paid.

Property:

Land: Lot 4 N.E. $\frac{1}{4}$ Section 3 Tp. 14 Map 5802 containing 18.60 acres more or less. Municipality of Matsqui.

House: Included, also buildings.

Chattels: Livestock and farm implements, not specified.

No Schedule of Chattels attached to lease

Lease extended by Collateral Agreement to Sept 30/43.

\$115.00 payable Aug. 31/43

Lease & Collateral Agreement Landed to S.S.R. 26/7/43.

Canada

DEPARTMENT OF THE SECRETARY OF STATE

OFFICE OF THE CUSTODIAN

JAPANESE EVACUATION SECTION

506 Royal Bank Building,
Vancouver, B. C.

File No. 4502

Reg. No. 12942

Mr. Masao TSUTSUMI,
Dufrost, Manitoba.

MAY 16 1944

Dear Sir:

Re: 845 Dennison Road, Mt. Lehman, B. C.
Municipality of Matsqui, Lot 4 of part of the N.E. $\frac{1}{4}$ of
Sec. 3, Township 14, Map 5802, Dis. of New Westminster,
C. of B. 50702.

You have previously been advised that a sale of lands in rural districts was entered into between this Department and The Director, The Veterans' Land Act.

Due to the size of this transaction, the arrangements for same and the completion of the transfer have taken a considerable time. Negotiations were started in the early part of 1943 and were based upon valuations made by qualified appraisers and on the basis of a sale effective as at January 1st of that year. This means that the 1943 revenues from the property were for the benefit of the purchasers, but that taxes, fire insurance and other operating charges were assumed by them.

The following is a statement showing the sale price and adjustments:

Sale price of above described property	\$ 1204.00
Add:	
Unexpired insurance premium as at January 1st, 1943	1204.00
Less:	
Tax arrears to December 31st, 1942	2.45
Registration fee	3.00
Encumbrance—Principal	
—Interest	
Net proceeds of sale	5.45
	\$ 1198.55

This amount has been placed to your credit and a statement of your account is endorsed hereon showing the present balance on our books. A small amount for legal fees in connection with the conveyance to the Veterans' land will be charged later.

Yours truly,

F. G. SHEARS,
Director.

<u>1943</u>		<u>Debit</u>	<u>Credit</u>	<u>Balance</u>
Jan. 1	Credit re Sale of Property		\$1198.55	
	Land Registry Office C/E	\$ 1.00		
Feb. 22	P. C. U. Cheque		693.00	
Apl. 13	Cheque to you	100.00		
June 16	" " "	100.00		
July 7	P. C. U. Crop claim	389.20		
	Note Lundstrom & Smith paid		150.00	
Aug. 16	Cheque to you	100.00		
Nov. 24	" " "	100.00		
<u>1944</u>				
Jan. 12	Proceeds Auction Sale		183.08	
Mar. 7	Cheque to you	100.00		
Apl. 17	" " "	100.00		
26	Proceeds Auction Sale		2.58	
		<u>\$990.20</u>	<u>\$2227.21</u>	<u>CR \$1237.01</u>

MEMORANDUM

File Nos. 4502
5953

August 9th, 1945.

TO: Miss Charlotte Girard

FROM: Mr. W. J. Iverson

Masao TSUTSUMI
RE: Kosaku YASUMATSU

Will you please transfer from Masao TSUTSUMI, File 4502,
to the credit of Kosaku YASUMATSU, File 5953, the following articles:
These goods were credited to Masao TSUTSUMI in error.

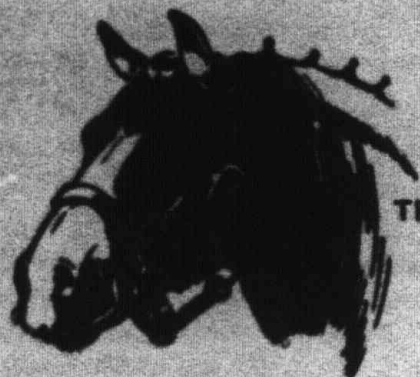
1 Cultivator	\$12.00
1 Chiffonier	18.00
1 Bed	28.00
1 Bed	6.00
	<u>\$64.00</u>

These were included in Abbotsford auction sale No. 1, Dec. 1/43.

WJI:LEH

Transferred 12/9/45

[Signature]



GOWING FROST

THE FARMER'S AUCTIONEER.

AT LANGLEY AND ABBOTSFORD

LANGLEY PRAIRIE, B.C., JUL 10 1945

(Just 28 miles East of Vancouver on the Main Highway)

ABBOTSFORD AUCTION
MARKET

EVERY TUESDAY

We Sell—

MASSEY - HARRIS

Implements, Etc.

SEE OUR
SNAPPY SALETERIA.
WE SELL
EVERYTHING ON EARTH.

NEW AND USED
IMPLEMENTS.
NEW AND USED
FURNITURE ALWAYS
ON SALE.

SIMMONS LTD.
NEW BEDS, ETC.
MATTRESSES AND
CHESTERFIELDS.

BEATTY BROS.
BARN EQUIPMENT AND
STANCHIONS.

DeLAVAL SEPARATORS,
MASSEY-HARRIS
SEPARATORS,
LOCKHOLM
SEPARATORS.

BALED HAY AND STRAW.
DRY STOVE WOOD.

WE SELL
ON COMMISSION OR
BUY OUTRIGHT FOR
CASH.

*Mr. W. J. Iverson,
Cp. Custodian Office,
Vancouver.*

*After checking over
the Jap's a/c's & through
my cheque books, I did
not find a cheque made
out for the sale of the
Stump Puller.*

*So I am enclosing statement
of cheque for same at
once.*

*This oversight was caused
by being one of our
many unfinished businesses,
hanging over till the
party made up his
mind.*

Then handing me his cheque at
one of our Sales or Markets possibly
a not entered up at the time.

Being on the road all day,
doing up my own books at
night, things like this are apt
to occur, which we greatly regret,
we are always anxious to put
right immediately.

That is why we always make
it a rule to pay out by
cheque.

Apologizing for our oversight,
I hope it has not put your
Office to a lot of inconvenience,
that the other item has been
found now.

Yours truly,

GOWING FROST
AUCTIONEER
LANGLEY & ABBOTSFORD

G.F.

TELEPHONE, Langley 48

LANGLEY PRAIRIE, B.C.

JUL 10 1945

*Custodian Office
Vancouver*

We Sell
Massey-Harris
Farm Implements
and Repairs.
Baled Hay and Straw
Used Implements
Used Furniture, etc.

1945

IN ACCOUNT WITH

GOWING FROST
AUCTIONEER AND COMMISSION AGENT
WE SELL EVERYTHING

ABBOTSFORD
MODERN AUCTION
MARKET

EVERY TUESDAY.

Furniture and Tools
at 11 o'clock

Livestock at 1.00 p.m.

Dr.

Cr.

*July 10 By Sale of Stump Puller
Cable etc
To Commission*

\$5.00

EXHIBIT NO.

940-6

DATE

Sept. 23/48

FILLED BY

[Signature]

*From M. Tsubumi (4502)
Key # 12942*

Sold to C. T. Smith, Mt. Lehman.

EXHIBIT NO. 942-2
DATE Sept. 23/46
FILED BY L. Brown

EVACUATION SECTION	
Rec'd	SFD 10/10/46
File No.	4562
Referred	L. Brown

Sept. 10, 1945
1150 St. Mary's Rd.
Winnington, Man.

Dear sir:

I would appreciate if you could locate a party named MASANORI INOUE. (Maybe he spelled his last name differently) # 上正男.

I have loaned to him in 1941 in return the sum of \$100.00 (One Hundred dollars) in Canadian money. I would like you to locate this party & forward to me the money that I have loaned to him at that time. I just want him to return me the principal amount.

If you have communicated regarding the stamp - pulled I have left behind. You advised to me at that time you were going to dispose of same. If you have please forward me the money. Also if you have not disposed of same, kindly sell it & forward me the money.

I am sorry in causing you so much of trouble.

Thanking you,

I remain,

Yours truly,
M. Tsutsumi

M. TSUTSUMI,
1150 ST. MARY'S RD.
St. Vital, Man. & WBE, Man.

VLA

NOV 28 1947

82 299

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.

450 ✓
BC 403 P.
Rev 23

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

- (1) NAME Tanaka Mamoru (RCMP) Reg. No. 18945
(Printed Surname) (Given Name)
- (2) Pre-Evacuation Address Mount Lehman, B.C.
- (3) Present Address 1150 St. Mary's Road, St. Vital, Manitoba.
- (4) REAL ESTATE
- (a) Street Address (if any) 845 Dennison Rd., Mount Lehman, British Columbia
City or Municipality, Province
- (b) Legal description (lot number, block number, section number, etc.)
Lot 4 of part of the North East quarter of section 5,
Township 14, Map 5802 in the District of New Westminster
- (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.) 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) - - - - - \$
(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - - - - - \$4,000.00
(v) Amount at which Custodian sold property and credited your account - - - \$1,204.00 ✓
(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - \$2,796.00
- (5) PERSONAL PROPERTY
- (a) Place or places at which property was left by the claimant at date of evacuation
Above farm
- (b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.)
in house and garage
- (c) How stored or packed at time of evacuation
some packed in wooden boxes, heavier items left unpacked.

(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")

Custodian

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

1.		Estimated Value \$	1587.70
2.	See attached list	Estimated Value \$	
3.		Estimated Value \$	
4.	Total proceeds from sale of part of	Estimated Value \$	
5.	assets by custodian on December 1, 1943	Estimated Value \$	219.50
6.		Estimated Value \$	
7.		Estimated Value \$	
8.		Estimated Value \$	
9.		Estimated Value \$	
10.		Estimated Value \$	

TOTAL CLAIM FOR PROPERTY LOSS \$1,325.10

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)) - - - - - \$4,170.10

- (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 Manitoba)
TO WIT;

I, Masao Tsutsumi
of Winnipeg

of the city
in the Manitoba

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 Winnipeg
in the Province of Manitoba

this 18th day of November
A.D. 1947.

Masao Tsutsumi
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.

6 home kitchen utensils	120.00
3 home kitchen tools	100.00
1 box kitchen tools	25.00
3 hand sawyers	41.00
1 - 100 H.P. stamping machine	150.00
2 large blocks (pulley)	50.00
3 large blocks (pulley)	50.00
1 double plough	25.00
1 cultivator	20.00
2 potato hooks	5.00
1 stump hook	1.25
10 hoes	12.00
2 sledge hammers	3.00
4 wedges	4.00
1 horse harness	40.00
4 single tree etc	8.00
	2.00
5 logging chains	20.00
1 hay hook	1.50
1 " "	.75
1 hatchet 4 axes.	15.00
1 single axe	3.00
2 nutcrackers	4.00
2 peevays	6.00
5 shovels	7.50
1 pruners	2.00
1 scythe	5.00
10 scythes	12.00
5 small scythes	3.75
2 - 7' saws	15.00
2 - 5' saws	10.00
210 raspberry posts	21.00
200 lbs. raspberry wire	14.00
100 lbs. "	7.00
300' cable (1 1/2")	100.00
200' " (1 1/2")	22.00
2 sleds	4.50
100 lb. fertilizer	2.75
150 jam crates	57.50
150 strawberry crates	54.50
20 single beds, complete	24.00
3 double beds complete	50.00
2 benches	.70
2 lanterns	5.00
1 baby carriage	12.00
1 table	10.00
3 tables	2.00
12 chairs	30.00
2 gramophones	60.00
150 Japanese records	150.00
1 chiffonier	40.00
1 Japanese kitchen stove	35.00
1 heater	13.50
1000' shingles	4.50
1 bicycle	35.00
7 ton straw	49.00
1 kitchen sink	15.00
carpenter tools	47.00

BTAL

1594 70 1519.70

1.
CASE NO. 140

IN THE MATTER OF "THE INQUIRIES ACT"
PART I, REVISED STATUTES OF CANADA 1927, CHAPTER 22.

JAPANESE PROPERTY CLAIMS COMMISSION

SUB-COMMISSION

REPORT

TO (THE HONOURABLE MR. JUSTICE A.G. MCKINNAM, SUB-COMMISSIONER)

Winnipeg, Manitoba,
22nd September, 1948.

IN THE MATTER OF THE CLAIMS OF

MASAO TSUTSUMI

SO PROCEEDINGS AT HEARING

APPEARANCES:

F.M. FERG, Esq., Appearing for the
 Dominion Government.

S.M. CHENIACK, Esq., Appearing for the
 Claimant.

S. HIRAYAMA, Esq., Official Interpreter.

SO MARK R. PEACHE, Esq., Sr., Official Reporter.

M. Tautsuni,
In Chief.

MASAO TAUTSUNI, the claimant herein, being first
duly sworn, testified as follows:

DIRECT EXAMINATION BY MR. CHERNIACK:

MR. CHERNIACK: I would ask leave to stand, your honour,
to show the value of the real property at \$3,000.00.
The Custodian's sale price \$1,204.00 and the loss
\$1,796.00. The value of the personal property \$1,183.00,
sales at \$48.75 and the loss \$1,034.25.

10 Q Mr. Tautsuni, I show you two typewritten statements in
connection with the Real Estate Statement; was this
prepared in accordance with your instructions?

A Yes.

Q And is that (indicating) your signature?

A Yes.

Q And I show you now Personal Chattels Statement to which
is attached two sheets of paper, was this prepared in
accordance with your instructions and with the
assistance of your son?

A Yes.

20 Q And is that (indicating) your signature?

A My son was the one that was running the farm and he was
the one who gave me all the information.

Q Is this (indicating) your signature? A Yes.

Q You swear the contents of these statements to be true
to the best of your knowledge, recollection and belief?

A Yes.

MR. CHERNIACK: I tender as Exhibits 1 and 2 respectively
the Real Estate Statement and the Personal Chattels
Statement identified by the claimant, and on behalf of
my learned friend I tender as Exhibits 3 and 4

M. Tentsami,
In Chief.

respectively the S.S.B. Appraisal and the Custodian's
Analysis of the Personal Property.

(Real Estate Statement, EXHIBIT 1.)

(Personal Chattels Statement, EXHIBIT 2.)

(S.S.B. Appraisal, EXHIBIT 3.)

(Custodian's Analysis, EXHIBIT 4.)

10 MR. CHEPNIACK: The claimant indicates, your honour, that
his property was purchased in August 1955 from J.J.
Pope for \$680.00. I have on my file, and I am showing
it to my learned friend, an Agreement for Sale, dated
August 28, 1955, from John J. Pope to the claimant
affecting the land in question for a consideration of
\$680.00, and I also have on file, and I am showing to
my learned friend, Certificate of Title 148047E,
dated December 20, 1941, in the name of the claimant,
affecting the land for which the claim is being made.
The claimant sets out the date of purchase of
the property it was all bush and there were no buildings
on it. The land consisted of 18.6 acres and the claimant
20 sets out that he cleared 8.6 acres, which is confirmed
in the Appraisal, Exhibit 3, and the claimant estimates
his cost of clearing at \$300.00 an acre. It should be
indicated that the Appraiser shows an additional 7/10
acre as being practically cleared, with the exception
of removing small brush and stumps. The claimant sets
out the buildings on the property and claims that he
constructed about 700 feet of cedar covered ditching,
dug one well and planted 7 mixed fruit trees. He then
shows the buildings on the property, showing the nature
30 of the building, the date built and his estimated cost.

4.
H. Tautam, Jr.,
In Chief.

10

20

30

The ages of the buildings vary as between the claimant's statement and the appraiser's guess to the following extent: the house was 7 years old, not 15; the addition 6 years, not 7; the shack 2 years, not 5; the garage 1 year, not 5; and the shed 4 years, not 15. The claimant sets out that the buildings were newer and in much better condition than shown by the appraiser. Your honour will note that a period of 7 years in which these buildings were built, the claimant states the estimated cost of building these buildings totals \$1,950.00. The appraiser estimates the value of these buildings at \$400.00, or a little over one-fifth. The claimant sets out he purchased the property for \$680.00 unimproved and the value given by the appraiser is \$826.50 after about 9 acres have been cleared and that land values were higher than when the claimant first took the property. He indicates what I have already pointed out, the total cost of building as against the valuation, has stated in his belief a fair market value was \$3,000.00. Your honour will note this property is well located according to Exhibit 3. It is 7-1/2 miles from both Mission and Abbotsford and it fronts on two good gravel roads, Dennison and Haverham. The house is indicated as being habitable without repairs and yet the appraiser says it is worth \$250.00. His indication on page two is that the appraiser considers the land is in a good state of cultivation and he says this 18-acre property has possibilities as a mixed farm. It has evidence of being a good small fruit producer, good crop of

M. Tautamui,
In Chief.

raspberries and strawberries, which are in good shape other than a few weeds and Canada Thistle.

Q What sort of crop did you get on this property prior to evacuation? A Strawberries and raspberries.

Q To what extent was it good, or bad?

A It was a very good crop.

Q Have you any recollection as to the amount of crop you took off in one year there, as to the weight or the value, or the selling price of same?

10 A The year before evacuation we had 32 tons of strawberries just for jam purposes, raspberries 5 tons.

Q Also for jam purposes? A There was a considerable amount of market raspberries.

Q That is in addition to the 5 tons?

A Yes, and strawberries in crates.

Q How many acres did you have under cultivation that year? A I had about 6 acres of strawberries.

Q How many raspberries? A One acre.

Q Then could you tell us, did you do all your marketing through one dealer? A I market the jam crop to the Express Jam Company and the Malkin Company, New Westminster.

Q Is that also for jam? A Yes, and the Dominion Jam, or Cannery.

Q To whom did you market your fresh stuff that was crated? A I sold it to a Chinese fellow that used to come out to my property.

Q A man in Vancouver who ran through there?

A Yes, from Vancouver.

20 MR. CHERNIACK: The appraiser in Exhibit 3, your honour,

6.
M. Tautsuni,
In Chief.

goes on to describe the land as having various slopes and a good chocolate loam soil, that is deep in places down to fourteen inches. Dealing now with the chattels, your honour will note that Exhibit 2 sets out the full claim, showing information as to date of purchase of almost all the articles for which claim is made, the price paid and the estimated value.

10 Q Now, Mr. Tautsuni, you had 6 boxes of dishes and you say that it contained a number of items, 50 cup and saucer sets, 70 rice bowls - is this exactly what the boxes contained, or is this an estimate, or did the boxes contain more than what you have indicated?

A Yes, I think there were more articles in the boxes.

Q You show an estimated value of \$120.00; on what basis did you value these, as to what the goods cost you or what you thought the goods could sell for? Just how do you arrive at that figure?

A I derived the valuation from what I had to pay to buy it.

20 Q Do you mean by that, what you would have to pay for new or used goods? A That was for new articles and I think I paid a bit more.

Q For the articles which are shown here?

A Yes.

Q So you say you estimated the cost of these articles now at something over \$120.00? A Yes, over \$120.00.

30 Q So that actually when you show this \$120.00, to be quite fair with the Commissioner, we must say you don't know what its value was but you know it cost over

One hundred dollars.

A I think my wife would know more about these articles.

Q As to the cost of them? A Most of the articles were bought by my son and some by myself.

Q Can you give the Court a fair estimate of how much you think you actually paid for the articles shown in these 6 boxes? A Over \$120.00.

Q Would you say it was over \$120.00?

A \$140.00 or \$150.00.

10 Q That is what you think you paid for them?

A Yes.

Q Now, what condition were these in, were there any broken dishes there? A No.

Q And were there any chipped dishes there?

A No.

Q And you say there were more items than that which you have shown here in the 6 boxes?

A I think there were more.

MR. CHERNIACK: Your honour, I am trying to arrive as
20 fairly as I can to some stage where we could be of assistance to the Commissioner. Obviously these goods will never be made available to check them and I have done all I can do in showing how this figure is arrived at and what these goods originally cost. I don't think there is anything else I could bring out which would assist the Commissioner, but probably my learned friend will be able to carry this line of questioning further in that connection.

Q Now, Mr. Tautami, there are 2 boxes of kitchen utensils
20 which you say contain candy dishes; what kind would

8.
M. Tsubouchi,
In Chief.

they be, chinaware, metalware, silver or what?

A They were wooden candy dishes.

Q Now, I would like to speak about 50 Japanese bowls, which you say are antiques. You say they are made of wood and hand-painted; have you any idea how old they are?

A Yes, they are hand-made and painted, hand-made.

Q How old would you say they were?

A They were bought by my grandmother and grandfather.

10 Q Bought by your grandparents? A Yes.

THE COMMISSIONER: Where are they shown?

MR. CHERNIACK: There is mention of 2 boxes of kitchen utensils on the first sheet of Exhibit 2.

THE COMMISSIONER: Oh, yes, all right.

BY MR. CHERNIACK:

Q Now, where were these bowls made?

A They were made in Japan.

Q Where were they made in Japan? A A place called Arai.

20 Q Were they famous at all as antiques, or were they just antiques within your own family; do Japanese know of them as being an antique type?

A Yes, it is well known, that make.

Q You say they are well known? A Yes.

Q Could you buy them in the Vancouver Japanese stores?

A No, they were never purchased in Vancouver.

Q Can they be purchased in Japan? A They are very hard to buy, these articles, even in Japan.

Q Is that because they don't make that type any more?

30 A Yes, they don't make any more of hand-painted and

M. Tetsumi,
In Chief.

hand-made.

Q Do you know whether these bowls are the type bought by Japanese people only or whether they are the kind of article bought by Occidentals?

A It is a Japanese soup bowl so I think only Japanese people buy them.

Q You say they are well known, by what name are they known? A They are known as Arai Shu.

10 Q What does "Shu" mean? A It is the colour of the painting.

Q Is Shu a colour? A Yes.

Q Is it the colour or the type of paint that is used?

A It is a colour.

Q What colour is it? A It is a reddish colour.

Q It is a type of red colour? A Well, a red colour closer to orange.

Q And you say this type of bowl is known as Arai Shu?

A Yes. As a matter of fact it is in a place called Arai, that is why it is called Arai Shu.

20 MR. CHESNICK: I hope in Vancouver we will get experts on Japanese goods and I would like to make sure we describe these goods in such a way that experts will be able to recognize them and tell the court what they might be worth.

Q Now, is there any additional method by which you can identify these so that our experts will be able to recognize it? A I don't think there is any additional information.

Q You think Arai Shu is enough? A Yes, it is the best description.

30

M. Tetsumi,
In Chief.

Q You are making a claim for a hatchet and 4 axes, the Custodian says of those they abandoned one hatchet and 3 axes assuming they are not worthwhile; what would you say about the salability of those?

A If they think they were worthless, it is no use me saying anything.

Q Yes, but what do you think? A I don't think they were that bad.

Q Now, your kitchen stove which you say you bought in 1938 and paid \$40.00 for it - the Custodian abandoned it - now, would you say it is the kind of article that wouldn't sell? A It was still useful, there was nothing wrong with it.

Q And you bought it in 1938 for \$40.00, is that right?

A Yes.

Q You are claiming for 150 jam crates and 150 strawberry crates; now, somebody told the Custodian these belonged to the Express Jam Company; what do you say?

A No, it is not the property of the jam company, they were bought by myself.

MR. CHERNIACK: In any event, it seems that we are no longer claiming for them.

THE COMMISSIONER: No longer claiming for the crates?

MR. CHERNIACK: So it would appear from this statement.

THE COMMISSIONER: Well, that is all right.

MR. CHERNIACK: They must have decided they were used and not salable. Your honour will note that a large number of these goods are shown as "not accounted for theft, etc." I might say there is an indication on the Custodian's file that the house had been broken into.

M. Teutsuni,
In Chief.

I find that from a letter from the Custodian dated April 28, 1944, and unless my learned friend disputes it I don't think there is any need to clutter the record with records other than to mention the house was broken into. I might also mention there are two items which are shown as "No record at any time." I couldn't find any trace on the Custodian's file as to these two items but I did find a letter from the claimant dated September 5, 1942, where he stated that he tried to give a complete list to the Custodian and they told him not to bother. I think my learned friend can confirm that letter is on his file. Could we be advised as to the dates of the Custodian's inventory of these goods, I see a number are shown declared and not found.

MR. FERG: It doesn't appear to be dated. Here is an inventory here, October 19, 1942, that is additional chattels found on the property of the claimant, but on the inventory itself there is no date.

20 THE COMMISSIONER: Do you want the inventory in?

MR. FERG: There is no dispute, except this, we have the usual office report which is dated May 5, 1942, and the remarks at the bottom of the report say, "Inventory by Teutsuni attached," and there is an inventory here, so I take it that the date would be May 5, 1942.

MR. CHERNIACK: Well, I don't take it that is the date because it may be that is the list given by the claimant to the Custodian. I suggest there has to be additional evidence to substantiate it. We want to find out how long it took the Custodian to make the inventory after

M. Tetsuami,
In Chief.

Q You are making a claim for a hatchet and 4 axes, the Custodian says of those they abandoned one hatchet and 3 axes assuming they are not worthwhile; what would you say about the salability of those?

A If they think they were worthless, it is no use me saying anything.

Q Yes, but what do you think? A I don't think they were that bad.

Q Now, your kitchen stove which you say you bought in 1938 and paid \$40.00 for it - the Custodian abandoned it - now, would you say it is the kind of article that couldn't sell? A It was still useful, there was nothing wrong with it.

Q And you bought it in 1938 for \$40.00, is that right?

A Yes.

Q You are claiming for 150 jam crates and 150 strawberry crates; now, somebody told the Custodian these belonged to the Empire Jam Company; what do you say?

A No, it is not the property of the jam company, they were bought by myself.

MR. CHERNIACK: In any event, it seems that we are no longer claiming for them.

THE COMMISSIONER: No longer claiming for the crates?

MR. CHERNIACK: So it would appear from this statement.

THE COMMISSIONER: Well, that is all right.

MR. CHERNIACK: They must have decided they were used and not salable. Your honour will note that a large number of these goods are shown as "not accounted for theft, etc." I might say there is an indication on the Custodian's file that the house had been broken into.

M. Tenteumi,
In Chief.

I find that from a letter from the Custodian dated April 28, 1944, and unless my learned friend disputes it I don't think there is any need to clutter the record with records other than to mention the house was broken into. I might also mention there are two items which are shown as "No record at any time." I couldn't find any trace on the Custodian's file as to these two items but I did find a letter from the claimant dated September 5, 1942, where he stated that he tried to give a complete list to the Custodian and they told him not to bother. I think my learned friend can confirm that letter is on his file. Could we be advised as to the dates of the Custodian's inventory of these goods, I see a number are shown declared and not found.

MR. FERG: It doesn't appear to be dated. Here is an inventory here, October 19, 1942, that is additional chattels found on the property of the claimant, but on the inventory itself there is no date.

20 THE COMMISSIONER: Do you want the inventory in?

MR. FERG: There is no dispute, except this, we have the usual office report which is dated May 5, 1942, and the remarks at the bottom of the report say, "Inventory by Tenteumi attached," and there is an inventory here, so I take it that the date would be May 5, 1942.

MR. CHERYLACK: Well, I don't take it that is the date because it may be that is the list given by the claimant to the Custodian. I suggest there has to be additional evidence to substantiate it. We want to find out how long it took the Custodian to make the inventory after

M. Tautsuni,
In Chief.

Or. Exam.

evacuation.

Q When did you leave your property? A I think it was
the end of April 1942.

MR. CHERNIACK: I might say, your honour, that Mrs.
Tautsuni is here and should my learned friend want to
go into the question of dishes I would like to question
her, she is here for that purpose.

MR. FERG: I have another statement regarding chattels,
dated the 19th October, 1942, but it refers to additional
10 chattels found on the property of the claimant. I
will file the letter.

Q I show you a letter, Mr. Tautsuni, does the letter bear
your signature at the foot? A Yes.

(Letter, EXHIBIT 5.)

MR. CHERNIACK: This is a letter from the claimant to the
Custodian dated the 5th September, 1942, wherein a
statement of personal property owned is set out in the
letter. If there is anything else on file my learned
friend would like to have I would be glad to furnish
20 it to him.

CROSS EXAMINATION BY MR. FERG:

MR. FERG: It is submitted, your honour, that the real
property sold at fair market value and that the articles
sold of the claimant were sold at auction and at fair
market value and the articles not accounted for and
for goods abandoned the prices are excessive and
unreasonable.

Q Mr. Tautsuni, you didn't have any person give you an
20 independent valuation on your real property? A No.

M. Tsutsumi,
Gr. Exam.

Q Now, with regard to your chattels on your property, did you lease this farm yourself on evacuation?

A No.

Q Who made the lease, the Custodian? A I think the Custodian leased the property.

Q At any rate, you had nothing to do with the making of the lease? A I sold the crop.

Q You sold the crop? A Yes.

10 Q But in leasing the property you had nothing to do with the lease? A No, I didn't have anything to do with it.

MR. FERG: The claim of the claimant as to personal property that all the articles claimed for are included in the personal chattels claim, Exhibit 2, so that anything else we do not need to worry about.

MR. CHERNIACK: I have tried to show in the final column the information given in the analysis sheet.

THE COMMISSIONER: You haven't made a total.

20 MR. CHERNIACK: No, the total is on the exhibit itself, that is a stenographer's error. He probably withdrew some of it but I am not saying so.

BY MR. FERG:

Q In your claim you are claiming for dishes and for these special Japanese bowls. These are dishes and bowls and antiques that are of particular value to Japanese only? A They are like large plates used by other people.

30 Q But take the rice bowls and the small Japanese teacups and small Japanese saucers and these 30 Japanese bowls which were antiques and very valuable, which you are

M. Tetsumi,
CP. Exam.

speaking about, these articles would be of particular value to Japanese people only?

A Yes.

Q And if placed on the market the sale of them would be narrowed down to prospective purchasers amongst the Japanese alone? A I think so.

Q And with regard to these antiques, the prospective purchaser would be further narrowed down to some particular Japanese that wanted these particular things?

10 A Yes.

Q And in view of these answers of yours, you haven't any idea what these articles could be sold for on the market? A I had no intention of selling them in the first place, that is why I didn't know the market value. I want to get the articles back, if possible.

Q But you haven't any idea of what the fair market value of these particular things would be?

A No.

20 Q Where did you leave your dinner set?

A In the same place.

Q In the house? A Yes.

Q Packed away? A Yes.

Q And was it there when you were evacuated and turned over the keys to the Custodian? A Yes.

Q When did you purchase the strap puller?

A I only used it a little while.

Q And you bought it second-hand? A Yes.

Q Where at, an auction sale or a second-hand store, or an implement dealer, or where?

M. Tontoni,
GT. Exam.

A I bought it from a private party.

Q How old was the machine, do you know?

A I do not know.

Q Did you pay \$150.00 for it? A Yes.

Q Pay it in cash? A Yes.

Q There was no trade-in? A It was cash.

Q Did you use the cable in connection with the stump puller? A Yes.

10 Q Was this cable a single piece of cable you are claiming for, a piece of cable 300 feet long, 1-1/4 inch cable, is that a steel cable? A Yes.

Q And is this one a single piece of cable?

A I do not think it was one.

Q Well, now, you are apparently the only one who knows, you are claiming for 300 feet of cable; what I want to know is, was it one piece or two pieces or more?

A Two pieces.

Q 200 feet of cable was in two pieces?

A Yes.

20 Q What about the 200 feet of half-inch cable?

A I think it was two pieces too.

Q That was two pieces? A Yes.

Q Would there be 100 feet in each piece? A Yes.

Q Was that left on the farm when you were evacuated?

A Yes.

Q Does it form part of the stump puller?

A I bought it separate.

Q Do you have to attach it to the stump puller and use it on the stump puller? A Yes.

30 THE COMMISSIONER: Has the stump puller got a drum?

M. Tetsumi,
Cr. Exam.

BY MR. FERG:

Q What is the cable used for in connection with the stump puller? A Turning the stump machine.

Q It is on a drum and the cable winds around the drum?

A Yes.

Q And it is fastened to the drum? A Yes.

Q Was it fastened to the drum when you left the farm?

A Yes.

10 Q Now, you are claiming for two gramophones, were these the ordinary spring-wind gramophones?

A Yes.

Q You wind them by hand? A Yes.

Q And one was very old? A One was bought in 1935.

Q Did you buy it new? A No, no.

Q Second-hand when you bought it?

A I got it from a friend who owed me money.

Q These gramophone records were all Japanese records?

A Most of them were Japanese.

Q Were they packed and left in the house?

20 A Yes, I was going to bring the records out the minute I had packed but because it was raining I had to take it back in the house.

Q What use did you make of 20 single beds?

A I had to have those beds for the pickers.

Q Were these just the common ordinary iron or wooden beds?

A Iron beds.

Q And you picked them up from time to time?

A I think it was on two separate occasions I bought them.

Q Do you remember what you paid for them each time you made the purchase? A I paid \$5.00 each.

Mr. Toutsani,
Gr. Exam.

Q All the way through, every bed \$5.00?

A Yes, single beds.

Q Where did you buy them? A I bought beds from a friend of mine running a rooming house and he was buying double beds and he had no use for single beds, so I bought them.

10 MR. PERG: That is all the questions, I just want to file the statement on the sale of the stump puller, dated Langley Prairie, July 10, 1945, and by Joving Frost, Auctioneer and Commission Agent, and his statement of the sale of the stump puller and to whom sold, sold to C.F. Smith of Mt. Lehman, and it is filed on the usual arrangement subject to the production of the auctioneer.

(Statement dated July 10, 1945, covering sale of Stump Puller, EXHIBIT 6.)

MR. CHENWICK: This is not an actual appraisal, I thought it would be, but it is not.

MR. PERG: The file shows in the records that appraisal was made but this is apparently the only record of the sale
20 by the auctioneer.

THE COMMISSIONER: For what it is worth.

MR. CHENWICK: I have no objection to filing it but if it is intended to be an appraisal, it is not, and if it were it would be subject to the production of Frost.

THE COMMISSIONER: Does it show on the face of it that the cable was sold with it?

MR. CHENWICK: Yes, cable, etc., it doesn't say how long.

THE COMMISSIONER: Just to clear it up, we will ask the witness now.

30 Q There were two sizes of cable, 1-1/4 inch and a half-inch;

M. Foutsuni,
Re-exam.

were they both used with the stamp puller?

A Both cables were used with the stamp puller.

Q One for big stamps and one for small stamps?

A Yes.

MR. CHERNIACK: Your honour, the Custodian seems to come to the conclusion, according to Exhibit 4, that the same expensive cable was sold with the stamp puller and they show cable being, "Not accounted for." I presume the Custodian will produce evidence showing how much of the cable was sold with the stamp puller. There was cable sold but the exhibit indicates which cable was included and we do not know the basis for that conclusion. It is an important item and I am putting it into the record so the Custodian will know when they come to justify the sale of the stamp puller at \$50.00.

RE-EXAMINATION BY MR. CHERNIACK:

Q From whom did you buy this stamp puller?

A My son bought it, I do not know.

Q Do you know if it was from a Japanese person?

A From an Occidental person.

Q And you paid \$150.00? A Yes.

Q How did you arrive at that price, did you just pay it because he asked for it or did you investigate to see whether it was worth it?

A I needed the machine and that price was \$150.00.

Q Did you satisfy yourself in any particular way that it should not have been that, it should have been \$100.00 or \$200.00? A No, the machine was quite good

value. It is a very heavy, heavy stamp puller, it used

M. Tautami,
Re-Exam.

to weigh one ton.

Q Can you try and place where this man lived and what he did, so that we can try and possibly trace him?

A He lived on the highway.

Q Do you know the address? A No.

Q Did he have a large farm there? A Yes, quite a big farm.

Q Was it at any corner, or a distance from the corner, so we could place it? A No, I cannot remember exactly.

10 Q In any event, you paid \$150.00 for it and you are satisfied it was a fair price? A Yes.

Q What about this 1-1/4 inch cable, do you remember from whom you bought that? A No, I do not remember.

Q About this gramophone that you got from a friend in 1933, do you know when he bought this gramophone?

A It was a new gramophone in 1933.

Q You know that he bought it in 1933 now?

A Yes, he bought it now in 1933.

20 Q Have you ever had any experience with the selling of Japanese dishes and Lacquer-ware? A No.

Q Have you ever had any experience with the selling of Japanese articles to Occidentals who might be interested in adornments for their home? A No.

MR. CHESN LACK: This is obvious my learned friend has proceeded to set up the witness as an expert as to whether the goods were for the use of Japanese only; this man might be an expert.

THE COMMISSIONER: He doesn't look it to me.

MR. CHESN LACK: I don't want to be left with the impression
30 that my learned friend gave that this man is an expert

M. Tetsumi,
Re-SP-Imm.

who could certify as to the market for this type of goods.

MR. FERG: There is one other letter I would like to put in, I should have put it in before.

Q I show you a letter, Mr. Tetsumi, is that your signature (indicating) at the foot?

A No, it is not my signature.

Q Did you authorize the writing of the letter?

A Yes, I remember that.

10 Q You remember the letter? A Yes.

Q And the contents of it are yours?

A Yes.

(Letter dated September 10, 1945, EXHIBIT 7.)

MR. FERG: This is a letter from the claimant to the Custodian and contained in the letter is: "You have communicated regarding the stump puller I have left behind. You advised to me at that time you were going to dispose of same. If you have, please forward me the money. Also if you have not disposed of same, 20 kindly sell it and forward me the money. Sorry in causing you so much of trouble."

THE COMMISSIONER: That speaks for itself, it is not very dangerous.

(PROCEEDINGS ADJOURNED SINE DIE)

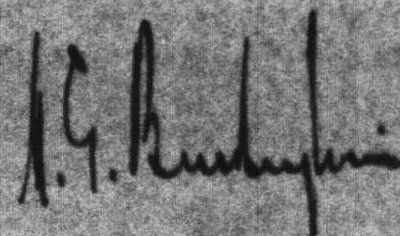
Certified to be a true and accurate transcript.



MARK H. PEARCE, SR.,
OFFICIAL REPORTER.

CERTIFICATE

I, the undersigned Sub-Commissioner, hereby certify that the foregoing 20 pages of typewritten matter contain a true and accurate record of the Sub-Commission held in the Law Courts Building, Winnipeg, Manitoba, at the time and date first above mentioned.



SUB-COMMISSIONER.

DEFENCE BRIEF

Winnipeg, Manitoba.
23rd September, 1948.
V. L. A. A-17

Masao TSUTSUMI

File No. 4502

Case No. 940

REAL PROPERTY CLAIM
(All claims shown are Gross)

Claim (1)

Lot 4 of part of N.E. 1/4 of Sec. 3,
Twp. 14, Map 5802, Mun. of Natsqui,
D.N.M.

\$3,000.00

Appraised at
\$1226.50

Sold for
\$1204.00

Witness: G. T. McKay, Appraiser.

Reference: Transcript P. 4:- Claimant sets
out buildings were newer and in much
better condition than shown by the appraiser.
Claimant's counsel points out the differences.

PERSONAL PROPERTY CLAIM
(All claims shown are Gross)

Claim (2) Amended

Chattels

\$1183.00

(a) Goods valued by claimant
at \$462.40

(Auction) Sold for
\$101.50

Witnesses: S. C. Carlsen, Staff
Gowing Frost, Auctioneers.

(b) Goods valued by claimant
at \$225.00

(Tender & Etc.) Sold for
\$50.00

Witness: Gowing Frost, Auctioneers.

(c) Goods valued by claimant
at \$11.50

Declared not found.

Witnesses: I. C. Bardwell, Staff.
J. Moryson, Staff.

(d) Goods valued by claimant
at \$81.80

No record at anytime.

Witnesses: I. C. Bardwell, Staff.
J. Moryson, Staff.

(e) Goods valued by claimant
at \$35.70

Abandoned.

Witness: S. C. Carlsen, Staff.

Masao TSUTSUMI - File No. 4502, Case No. 940.

(f) Goods valued by claimant
at \$366.60

Not accounted for, theft, etc.

Witnesses: S. C. Carlsen, Staff.
J. Moryson, Staff.

References: Transcript P.11, lines 29& 30 and
P.12, line 1:- Claimant's Counsel wants
to know how long after claimant was evacuated
that the first Inventory was made. According
to our records on the bottom of I.C. Bardwell's
Report, May 5th, 1942, he states "Inventory
of Tsutsumi attached", and it seems quite
possible that the undated list with "I.C.B." on
the bottom of same is the one referred
to in his Report. Duplicate copies of Report
and list are on Master File and they are
attached.

Transcript P.12 - Claimant states he was
evacuated the end of April, 1942.
Our R.C.M.P. sheet on Master File states
this Japanese was evacuated May 27, 1942.
Contacted the R.C.M.P. File department and
there seems to be some doubt as to the
actual date of evacuation. They have a
slip of paper dated May 8, 1942, which
is unsigned and states Japanese entrain
to Winnipeg, April 20, 1942.

Transcript P.18, lines 5-15:

Mr. Cherniack: Your honour, the Custodian
seems to come to the conclusion, according
to Exhibit 4, that the same expensive cable
was sold with the stump puller and they
show cable being "Not accounted for." I
presume the Custodian will produce evidence
showing how much of the cable was sold with
the stump puller. There was cable sold but
the exhibit indicates which cable was in-
cluded and we do not know the basis for that
conclusion. It is an important item and I
am putting it into the record so the Custodian
will know when they come to justify the sale
of the stump puller at \$50.00".
(See Inventory of Chattels, signed by
S. C. Carlsen, January 19, 1944.)

Submission:

Transcript P.12, lines 23-28:
"It is submitted, your honour,
that the articles sold of the
claimant were sold at auction
and at fair market value and
the articles not accounted for
and for goods abandoned the
prices are excessive and un-
reasonable."

Summary of Defence
Witnesses

G. T. McKay
S. C. Carlsen
Gowing Frost
I. C. Bardwell
J. Moryson

Where Required

(1)
(2)a,e,f.
(2)a,b,
(2)c,d.
(2)c,d,f.

Summary of Documents
to be filed

Witness
Proving same.

Name of Claimant

TOUTSON, Mass

Case 940

Custodian File

4502

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		Sale Price			Total Award 125% of all Sale Prices	
						% of Total	Amount				% of Total	Amount
					1204.		540.71				540.71	
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		
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					
209.50	102.75		49.39	647.00		30.00						
		30.68			319.78		6.00	356.60				
TOTAL RECOMMENDATION										897.31		

4502

October 11th, 1950

Mr. Masao TSUTSUMI,
40 Border Avenue,
c/o Huxton P. O.,
St. Vital, Man.

Dear Sir:

Re: Japanese Property Claims Commission

Case No. 940

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 ... \$ 897.31.

Cheque in your favour is enclosed for \$ 845.41 and we have paid the Co-Operative Committee .. \$ 51.90 for legal fees as authorized by you.

Yours truly,

F.G. Shears
Director

FOS:BK
Encl.