

4750

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: MOTODA, Masajiro

HOME ADDRESS: Imperial Cannery, Steveston, B. C. House No. 46. (Box 514)

REGISTRATION NUMBER 04095 SEX: Male AGE: 29

OCCUPATION: Fisherman (formerly)

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

EMPLOYER: B. C. Packers, Steveston, B. C.

MARRIED? no

NAME OF WIFE OR HUSBAND: none

ADDRESS OF WIFE OR HUSBAND: none

NAMES OF ANY LIVING CHILDREN: none

EXHIBIT No. 702-4
DATE Sept 22/40
FILED BY Ezra Rice

ADDRESS OF CHILDREN: none

AGE OF CHILDREN: none

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

1. LOCATION AND DESCRIPTION: none

2. BUILDINGS AND OTHER IMPROVEMENTS: none

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

4. TAXES (Amount and where payable) none

5. ENCUMBRANCES (Including any unregistered claims or deposit of title deed)

none

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

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: 5 room frame house at House No. 46,
Imperial Cannery, Steveston, B. C.
2. LANDLORD'S NAME AND ADDRESS: Living with relative, Yaichi Katai,
House No. 46, Imperial Cannery, Steveston, B. C.
3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID:
No rent.
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:
\$1,000.00 worth of fishing nets and lines located at B. C. Packers
Net House, Imperial Cannery, Steveston, B. C. Nets and lines will
be left in Cannery Net House, Steveston, B. C. (Imperial Cannery)
when declarant is evacuated and if the Cannery finds a good prospect
to buy the nets and if suitable to the declarant, then they will
sell the nets. 1 gas fishing boat (M. M.) in the custody of the Navy,
New Westminster, B. C. Boat will be sold if declarant can find a good
2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS prospect.
none
3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR
CLAIM ON ANY SUCH PROPERTY none

4. INSURANCE CARRIED ON ABOVE PROPERTY: none
5. MORTGAGES, LIENS AND OTHER CLAIMS ON PROPERTY IN POSSESSION OF
OTHERS: none
6. MONEYS OWING TO YOU (State if any of these debts assigned and if so, to whom)
none
7. BONDS, DEBENTURES, SHARES, STOCKS OR OTHER SECURITIES (State whereabouts)
none
8. BANK ACCOUNTS: none
9. LIFE INSURANCE: 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 21st day of April 1942.

Wm. C. Munn
Witness

(Signature)

Macpherson

FOR DEPARTMENTAL USE

INFORMATION FROM R.C.M.P.

Date

May 19/43.

Our File No.

4750

Full Name

MOTODA

Masajiro

(Surname in Block Letters)

Registration No.

04095

Male - Female
(check)

Age

Mar. 20, 1913

Former Address

P.O. Box 514, Steneston, B.C.

Date Evacuated

May 17/42

Naturalized - Canadian-Born - National
(check)

Present Address

Laber
Stelling, Alta.

Married - Single
(check)

Name of Wife

Name of Husband

Name of Mother

(MIYAMOTO)

Name of Father

Masajiro (Alcid)

Names of Children under 16

Lyc (Japan)

Requested by

CCP

Registered with Custodian

(Yes or No)

Additional Information

Fisherman Owner of

N.W. 1777 Navy # 017-E. N. 24.

382

for 4750
Files No. 691 & 4750
Catalogue No. 855

June 21st, 1944.

MEMORANDUM

TO: Mr. Shears

FROM: Mr. D.J. Cramer

Yoshio KUCHI - Reg. No. 64692
Masajiro KUCHI - Reg. No. 64693
Municipality of Richmond
Lot 9, Blk. 8 of Sec. 10, R. 3 N.,
R. 7 W., Map 249, D.N.W.
Certificate of Vesting No. 68176

We enclose herewith the following documents in connection with the sale of the above described property.

1. Original Certificate of Encumbrance.
2. Transmission in duplicate.
3. Deed in duplicate.....THE CANADIAN FISHING
COMPANY LTD.
4. Copy of letter showing to whom sold and price paid for the property.
5. Memorandum from the Administration Department confirming valuation, and approval of Advisory Committee.

Certificate of Indefeasible Title No. 68176 is in the owner's possession.

DJCM:
Encls.

Catalogue No. 555
 File No. 691 and 4790
 60 Chatham St., Steveston, B.C.
 9/8/Dec.10/538/878/249

October 2nd, 1944

THE CANADIAN FISHING CO. LTD.

In account with The Custodian of Enemy Property

STATEMENT OF ADJUSTMENTS

(as at June 13, 1944)

	DEBIT	CREDIT
Purchase price	375.00	
Charges received		375.00
154/365 x \$22.75 seller's proportion of 1944 taxes (amount of rental)		12.53
June 6th to June 30th - 24/31 x 7.00		5.42
July, Aug., Sept. 3 mths. @ 7.00		21.00
Registration fees on deed - \$375.00	4.75	
Insurance premium - 45.5% x \$13.50 - expiry date October 24th, 1945	6.14	
Water paid to Dec. 31/44 - 304/184 x \$12.00	13.11	
Balance owing to purchaser	14.95	
	<u>843.95</u>	<u>843.95</u>

BALANCE OWING TO PURCHASER \$14.95

NOTODA, Masajiro
Registration No. 04095,
File No. 4750.

February 22, 1944.

NET STATEMENT (CORRECTED)

<u>Cust. No.</u>	<u>Description</u>	<u>Japanese Value</u>	<u>Purchase Price</u>	<u>Ref.</u>
239	9/40 x 9 x 38 - 300	\$175.00	\$ 65.00	—
260 -	6/50 x 5 1/2 x 50 - 100)			
274	5/50 x 5 1/2 x 50 - 300)	100.00	40.00	
275	6/50 x 7 x 45 - 70 (app. 260 fa. line)	150.00	60.00	100 - 77
276	4/40 x 5 1/2 x 50 - 100)	25.00		
277	4/40 x 5 1/2 x 50 - 300)	75.00	25.00	
280	5/40 x 7 x 45 - 100	40.00	25.00	100 - 16
283	8/40 x 8 x 35 - 260	150.00 (pc)	14.00	100 - 16
177A	5/50 x 7 x 45 - 100	15.00	5.00	100 - 16
282	150 fa. cork line		20.00	
none	100 fa. cork line		✓ 7.50	
Cannery	100 fa. cork line		20.00	
Cannery	150 fa. cork line		20.00	
281	130 fa. lead line		20.00	
none	100 fa. lead line		✓ 7.50	
Cannery	200 fa. cork line		40.00	
Cannery	300 fa. lead line		<u>40.00</u>	
TOTAL SALES.....			\$409.00	

UNACCOUNTED FOR

279	10/40 x 10 x 35 - 300 -	\$175.00
	250 fa. lead line	

File No. 4750

March 13, 1946

Net Masajiro MOTODA
Reg. No. 04095

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

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

No.	Fly.	Inch.	Deep.	Fathom.	Value.	
1	5/50	5 $\frac{1}{2}$	50	300	75.00	no lines
2	6/40	7	45	260	150.00	no lines
3	4/40	5 $\frac{1}{2}$	50	100	25.00	no lines
4	4/40	5 $\frac{1}{2}$	50	300	75.00	no lines
5	6/80	5 $\frac{1}{2}$	50	100	25.00	no lines
6	5/40	5 $\frac{1}{2}$	50	100	25.00	no lines
7	8/40	8 $\frac{1}{2}$	35	260	150.00	no lines
8	7/40	7	45	100	45.00	with lines
9	6/40	7	45	100	40.00	with lines
10	6/40	7	50	20	15.00	with lines
11	9/40	9		300	225.00	with lines
12	10/40	10	45	300	175.00	with lines
1	cork line		50 fa.	10.00		
2	cork line		100 fa.	20.00		
3	cork line		200 fa.	40.00		
4	lead line		130 fa.	20.00		
5	lead line		300 fa.	40.00		
6	cork line		150 fa.	40.00		
7	lead line		150 fa.	40.00		

Barbour
Nets

1 only	storage battery	1 set	net guard
3	lanterns		electric equipment
2	gas tank	1	pike pole
1	gas funnel		hung twine
1 box	kitchen utensils		net twine
1	row boat	1 box	net mending equipment
1 only	generator	1 box	wrench, etc.
1 pr.	oar and crutch	1	boat mattress
1 only	searchlight		

L. B. Carter

SUMMARY TAKEN FROM VESSELS RECORDS

Date: April 19, 1944

Name: MOTODA, Masajiro

Reg. No. 04095 File: 4750

Boat File No.: JFVDC 582

Name of Vessel: "M.M." 29'x6'10"x3', Easthope 7 HP

Lic. or Reg. No.: Unknown

Naval No.: Unknown

Owner's Valuation: \$800.00

JFVDC Valuation: None

Custodian Valuation: None

Date of Sale: May 14, 1942 /

Purchaser: Canadian Fishing Co.Ltd.

Signature on Sales Papers: No Copy unsigned

Selling Price: \$550.00

Paid to JFVDC of ~~550.00~~: 550.00

Supervision Costs: 8.00

Balance due Owner: 542.00

Paid to: M. Motoda, May 14, 1942

Location of Boat at Sale: New Westminster

Claims Against Canadian Govt.: None

Additional Information: The license given for this boat, and the one shown in sales papers, is NW.1777. The naval control number given, and that carried by the boat, was NW.017-E. License NW.1777 was for boat "T.S.", in name of Gennosuke SUZUKI (JFVDC 650) and sold by Tsuguo SUZUKI; the naval number of the "T.S." was NW.095-F. Naval Number NW.017-E was issued to R.Cook, for boat with license NW.1777; this boat was approximately the same size as the "M.M." The only boat licensed in New Westminster in name of M. Motoda was license #1869- a larger boat. The boat "M.M." was formerly owned by Yukio KIMURA.

Fm

April 29, 1943.

Mr. Yoshio KUCHI,
Registration No. 04692,
Tulsa, E. C.

Dear Sir:

Your letter of April 26th is acknowledged.

The land to which we refer (Lot 9, Blk. 8, Steveston) is still registered in the names of yourself and Masajiro MATODA. When you purchased this land from Matoda, did you get a Deed from him? The law states that land belongs to the person in whose name it is registered and, unless it can be proved that Matoda no longer has any interest in this land, it will be necessary to treat him as a part-owner. It is therefore most important in your own interests that you tell us about the Deed, if any. If you have got these, please send them to us for inspection and to be copied for our file.

With regard to the farm, Thompson paid the tax bill for last year and we have the receipt on our file. The amount is \$29.45; the date of payment, November 19th, 1942; and the receipt number, D-10741. We prefer to keep this tax bill on file in the meantime as evidence that your interests have been protected by Thompson, but it is thought that this letter, giving you the above particulars, will be sufficient for your purpose.

Do not forget to answer the above questions about Matoda, as they are most important to you.

Yours truly,

P. H. Russell,
Administration Department.

PHR:NDR

cc: File No. 4750

July 23, 1943
Lashone B. C.

EVACUATION SECTION	
Rec'd	JUL 27 1943
File No.	6957
Ans.	Peter
Referred	Peter

Mr. Geo. Peters.
Administration Dept.
506 Royal Bank Bldg.
Hastings & Granville
Vancouver B. C.

Dear Sir:

Referring to file No. 691. ^{intensive} Thank you for
your letter to me about Mr. Motoda. I am
sorry I delayed it for so long. I had wrote
to Mr. a friend of mine in Alberta asking
for Mr. Motoda's address. From the letter
I have learned that Mr. Masujiro Motoda
had gone to Japan sometime before the war
after selling me the house. Mr. Motoda in
Alberta is his son Masujiro. I have got
the deed from Mr. Motoda. So I have no
partner partnership with him now. Will you
please see that I get the whole credit for
the property? You have made a mistake in putting
MASUJIRO is the man who was my partner & MASUJIRO
is his son in Alberta. Thank you ever so much.

Files for the Motodas

Yoshio Koichi 04692

MEMORANDUM

File No. 691
4750✓

November 6, 1943.

To: Accounting Department

From: George Peters

Re: Masajiro MOTODA #04095
& Yoshio KOCHI #04692

You have a joint account under the name of Yoshio KOCHI, File No. 691 and Masajiro MOTODA, File No. 4750. As Kochi has definitely established his right of ownership, would you kindly place this account in his name only. This is not included in the one property which has been sold to the Director of the Veterans' Land Act, the legal description being Lot 9, Block 8, Section 10, Block 3 North, Range 7 West, Map 249.

GP:EB

691/11497

Trans to 4750
Return

June 13th, 1944

The Canadian Fishing Company,
Foot Gore Avenue,
Vancouver, B.C.

Dear Sirs:

Re: Catalogue No. 855,
60 Chatham Street,
Steveston, B.C.

This will acknowledge receipt of your letter of June 10th, in which you enclose your certified cheque for \$342.50. We have now received \$375.00 the full amount of the purchase price for the above property.

We note that you wish this property to be registered in the name of The Canadian Fishing Company Ltd., Foot of Gore Avenue, Vancouver, B.C., and that this is a B.C. Corporation registered April 30, 1906.

As previously advised, conveyance will be prepared and forwarded to Ottawa with our recommendation for acceptance, and if accepted adjustments will be calculated as of the date of this letter.

Yours truly,

F.G. Shears,
Director

FGS:lm

691 - 4750

November 29th, 1944.

Please file

Mr. Melvin Redman,
60 Chatham Street,
Steveston, B. C.

Dear Sir: Re: 60 Chatham St., Steveston, B. C.

We must again call your attention to the arrears of rent in connection with the above.

The last remittance we received from you was on August 9th, 1944 which paid your rent up to May 31st, 1944. So far as this office is concerned there are still arrears of four months rent, namely June 1st to September 30th at \$9.00 per month.

Before getting our solicitors to take action against you in this matter we give you the opportunity of paying up these arrears. If you are unable to pay the whole amount at once, please forward a payment on account advising us the definite date when the balance will be paid.

Please do not ignore this letter.

Yours truly,

P. Douet,
Administration Department

PD/ER

REGISTERED MAIL

URGENT

EVACUATION SECTION	
Rec'd	W01 12 83J
File No.	4750
Ans.	ms
Referred	Seaton

% Mrs. J. Halman,
 Baker, Alberta.
 February 7, 1944.

Custodian Office.

Dear Sirs,

Receiving your letter sometime ago,
 I have told you the particulars I registered
 with you about the nets and fishing
 accessories. I would like to know what
 have become of them.

Please notice our new address, our former
 address was % Mr. Geo. Bullock, Welling. Alta.

Yours very truly,
 Masajiro Motoda.
 (Reg. No. 04095.)

4750

February 23, 1944.

Mr. Masajiro MOTODA,
Registration No. 04095,
c/o Mrs. Z. Holman,
Teber, Alta.

Dear Sir:

Since our letter to you of the 21st instant, more cork and lead lines have been found which should have been credited to your account. We are accordingly sending you a corrected net statement.

Yours truly,

H. F. Green
Protection Department

/ms
Encl.

EVACUATION SECTION	
Rec'd	MAR 9 1944
File No.	4750
Ans.	10/8
Referred	Grun

% Mrs. J. Holman,

Calver, Alberta.

March 7, 1944.

Dear Sirs.

According to the last letter I received from you, informing me of the nets and lines, I have checked with my personal list. I cannot understand the value stated by you for the better nets that ^{were} not used as much are priced lower than the one that was quite used. I would like to know how you marked those value. To me a net valued \$175 was only sold for \$65 and the one valued \$40 was sold for \$25 which weren't as good as the one mentioned above. And a net with Cust. # 275, you mentioned. it only had 70 fathoms whereas I left it with 260 fathoms. Anyway, all the value marked for each of them, they seems quite complicated to believe the stated value. May I ask you how you arranged and undertook them?

Also the net stated "unaccounted for" in your list, I believe it ought to be there tagged together on top with the rest of them. Can you check it again.

I also would like to let you know I left these nets and lines copy list at the Imperial Cannery office in Steneston.

Yours very truly
Masajiro Motoda. Reg. # 04095.

4750

March 11th, 1944

Mr. Masajiro MOTODA,
Registration No. 04095,
c/o Mrs. Z. Holman,
Taber, Alberta.

Dear Sir:-

Thank you for your letter of March 7th asking for more information about the prices at which your nets were sold. We can only tell you that we sold everything we could find at prices equal to or higher than an appraisal made by an independent and experienced valuer. We understand from him that in a number of cases the valuations placed by Japanese on their gear were not justified by current conditions.

Turning to the unaccounted-for items and the shortage in fathom length of some of your nets, we can only state that we did our best to find and identify all nets left behind by Japanese. Due to the very considerable number of which we had to dispose, we were not able to move them all at once to central storage and in the meantime the canneries were unwilling to accept any responsibility. We are sorry to be so indefinite but fear there is no further information we can give you.

Yours truly,

H. F. Green
Protection Department

HFG:IP

EVACUATION SECTION	
Rec'd	MAR 27 1944
File No.	435
Ans.	Peters
Referred	

C. Mrs. L. Holman,

Saber, Alta.,

March 20, 1944.

Custodian Office,

Dear Sirs,

Receiving the information from you,
I feel quite unsatisfied but learning you
have done the utmost to take care of the
things left scattered by the evacuees, there
is nothing to be said but to thank you.

At the present situation, we Japanese are
in, I am in need of money quite badly.

May I ask you, if I can draw out all that
is left in my own account?

Yours very truly,

M. Motoda.

(Reg. No. 04095.)

Files G/168 & A

File No. 4750
Case No. 702
Masajiro MOTODA

December 3rd, 1948.

Net Appraisals made by C.P. Leckie

Cust. No. C-275 - Oct. 16/42	50/6 x 7 x 45 x 260 str. 1 yr. 50 lbs.	\$100.00
C-280 - Oct. 20/42	Ramie Net - 50¢ lb. 10¢ Pa. for Lead line. 5¢ Pa. for Cork Line	\$ 25.00
C-177A - Oct. 5/42	Small piece net with lines 50/5 x 7"	\$ 10.00

B. MacKinnell

VIRTUE, RUSSELL & MORGAN

BARRISTERS, SOLICITORS
AND NOTARIES PUBLIC

McFARLAND BUILDING, OPPOSITE COURT HOUSE

LETHBRIDGE, ALBERTA

September 15, 1949

A GLADSTONE VIRTUE, M.C.K.C.
WILLIAM STAFFORD RUSSELL, B.A., LL.B.
FREDERICK JOHN MORGAN, B.A., LL.B.

PLEASE REFER TO FILE NO. 3212-86

Mr. D. T. Braidwood,
c/o Messrs. Sutton, Braidwood & Morris,
506 Royal Bank Building,
Vancouver, B.C.

Dear Mr. Braidwood:

Re: Settlement Awards,
MATODA, Masajiro,
Case #702, Custodian
file #4750

We have for acknowledgment your letter
of September 12th and would advise as follows:

*See Brief & letter
to Virtue 12/9/49*

#101.-
Boat Equipment - We believe that this should be
treated as "declared and not found" and that in
any event the claimant is entitled to an award.

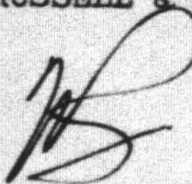
#1240.-
Nets - We understand that you are prepared to
apply the formula to nets to be worth \$1240.00.
We are prepared to approve settlement on this
basis.

*1065.- RNM
175.-
#1240.-*

*175.- RNM
1065.- Settlement 409.-*

Yours truly,

VIRTUE, RUSSELL & MORGAN

Per 

WSR/mvf

File No. 4750

August 29th, 1949

MEMORANDUM

TO: MR. D. T. BRAIDWOOD

FROM: MR. GOOD

Re: Masajiro MOTODA, Case No. 702
Mr. Virtue's letter of August 13th

Boat Gear: I think the defence brief on the claim file gives all the information necessary on this item.

Nets: Mr. Virtue's remarks are not very clear to me as the total claim for nets was \$1,240.00 and this has been accounted for on the award sheet.

\$1,065.00 claimed, sold for \$409.00 and
175.00 missing.

This agrees with the figures set out in the defence brief.



BG:HK

File No. 4750

Massajiro MOTODA

<u>Date</u>	<u>Particulars</u>	<u>Debit</u>	<u>Credit</u>	<u>Balance</u>
1942 July 20	Sale of corkline \$40.00, lead line \$40.00	\$	\$ 80.00	
September 15	" " \$ 7.50 " " \$7.50, lines \$25.00		40.00	
November 16	" net		60.00	
1943 January 16	Sale of net		7.00	
January 19	" "		75.00	
	Less Nelson Bros. Fisheries account	10.00		
January 26	Sale of net		5.00	
February 4	" web		15.00	
February 8	" "		7.00	
February 9	" lead line \$20.00, 3 cork lines \$20.00 each		80.00	
February 12	" web		10.00	
March 3	" "		25.00	
March 12	" "		10.00	
March 17	" "		5.00	
1944 March 30	Cheque to you	409.00		
		<u>\$ 419.00</u>	<u>\$ 419.00</u>	

NIL

Accounting Department
June 9th, 1948

NOV 27 1947

Proof of Claim

IN THE MATTER OF Order-in-Council P.C. 1810, as amended by
Order-in-Council P.C. 3737; and

IN THE MATTER OF "THE INQUIRIES ACT" being Chapter 99
of the Revised Statutes of Canada, 1927, and

IN THE MATTER OF a Commission appointed to inquire into and
report upon the claims of persons of the Japanese Race under said
Orders-in-Council.

4750

1. Name of Claimant in full:

Wasaire Noteda

Registration No.

04098

2. Claimant's address at the time of his evacuation from the protected area:

3. Claimant's present address: **c/o Imperial Cannery, Steveston, B.C.**

4. Claim relating to real property: **Taber, Alberta.**

(a) Street address of real property:

(b) Legal description of property:

nil

nil

- (c) Type of real property, i.e., farm, residence, commercial, etc., and short description of it:

nil

- (d) Title or interest held by Claimant in the real property:

nil

- (e) Fair market value of real property at date of sale:

(I) Land— \$

(II) Buildings— \$ **nil**

- (f) Amount of loss alleged to have been sustained by the Claimant under the terms of reference:

\$

nil

5. Claims relating to personal property, etc.

- (a) Location at which property was left by Claimant at date of evacuation:

Imperial Cannery Warehouse

Steveston, B.C.

- (b) Type of premises in which property was left by Claimant and manner in which that property was stored or packed at time of evacuation:

Imperial Cannery Net House

Steveston B.C.

- (c) In whose care was property left by the Claimant at date of evacuation?

Office of the Custodian

- (d) Itemized and detailed description of the property which is the subject of the claim, and itemized value thereof at the time of sale, loss or destruction:

Net Statement.

Cust. No.	Description	Jap. value	Price Purchase
239	9/40 x 9 1/2 - 300	\$175.00	\$65.00
260	650 x 57/8 x 50-100		
274	5/50 x 57/8 x 50 -100	100.00	40.00
275	6/50 x 7 x 45 - 70	150.00	60.00
276	4/40 x 53/8 x 50 - 100		
277	4/40 x 53/8 x 50 - 300	100.00	25.00
280	5/40 x 7 x 45 - 100	40.00	25.00
283	8/40 x 8 x 35 - 260	150.00	14.00
177A	5/50 x 7 x 45 - 100	15.00	5.00
282	150 fa. cork line	40.00	20.00
289A none	100 fa. cork line	35.00	7.50
Cannery	100 fa. cork line	35.00	20.00
Cannery	150 fa. cork line	40.00	20.00
281	130. fa. lead line	40.00	20.00
none	100 fa. lead line	35.00	7.50
Cannery	200 fa. cork line	50.00	40.00
Cannery	300 fa. lead line	60.00	40.00
Total sales			\$409.00
Unaccounted for- 10/40 x 10 x 35 - 300 - \$175			
and 250 fa. lead line --- \$50.00			

- (e) Amount of loss alleged to have been sustained by Claimant under the terms of reference:

\$ 381.00

Boat equipment unaccounted for
total \$101.00

Total loss sustained is \$482.00

6. I desire that my claim be heard at the City of Lethbridge in the Province of Alberta.

7. An Interpreter will ☒ be required.

DATED this 12th day of October, A.D. 1947.

November

Lamson Sanderson

Witness to Signature of Claimant.

Marajiri Motoda

Signature of Claimant.

VIRTUE & RUSSELL, Barristers, Lethbridge.

STATUTORY DECLARATION

I, *Josephine Metcalfe*

(*Josephine Metcalfe*)

of

Faber, Alberta

(*Farmer*)

DO SOLEMNLY DECLARE:

1. I am the above named Claimant.
2. I have a personal and full knowledge of the circumstances and facts relating to the Claim above referred to.
3. The above Claim is true and correct.
4. I have not received any payment upon the above Claim other than the following:

Received \$400.00 in payment for Nets.

(*see the net statement*)

And I make this declaration conscientiously believing the same to be true, and knowing it is of the same force and effect as if made under oath, and by virtue of The Canada Evidence Act.

DECLARED at

Faber

in the Province of Alberta,

this *12th* day of *November*

A.D. 1947.

Lamson Sanderson

A Commissioner for Oaths in and for
the Province of Alberta.

Josephine Metcalfe

IN THE MATTER OF THE "INQUIRIES ACT"
PART 1. REVISED STATUTES OF CANADA 1927. CHAPTER 92.

JAPANESE PROPERTY CLAIMS COMMISSION.

B E F O R E

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

10

Lethbridge, Alberta,
September 22nd, 1948.

IN THE MATTER OF THE CLAIM OF
MASAJIRO MOTODA

PROCEEDINGS AT HEARING.

20

APPEARANCES:

G.E.A. Rice, Esq., K.C.,

appearing for the
Dominion Government.

W.S. RUSSELL, Esq.,

appearing for the
Claimant.

MISS LILLIE THOMAS,

Secretary.

MRS. LUCIE HANDFORD,

Official Interpreter.

S.R. HOWARD, Esq.,

Official Reporter.

30

M. Motoda,
In Chief.

THE SECRETARY: Case No. 702, Masajiro Motoda.

MASAJIRO MOTODA, the Claimant herein,
being first duly sworn, testified
through the Interpreter as follows:

DIRECT EXAMINATION BY MR. RUSSELL:

Q Mr. Motoda, I am showing you a summary of evidence
in support of claim. This summary was prepared
from material supplied by yourself and under your
direction, is that correct?

10 A Yes.

Q This is your signature at the end of your statement?

A Yes.

Q You swear the contents are true to the best of
your knowledge, information and belief?

A Yes.

MR. RUSSELL: I will tender that as an exhibit.

(SUMMARY MARKED AS EXHIBIT NO. 1).

MR. RUSSELL: Q: You are claiming for certain boat
equipment?

A: Yes.

Q Where was this equipment left?

A: In the
cannery house.

Q Whereabouts?

Cannery.

A: The Imperial

Q Where is that?

B.C.

A: At Steveston,

Q How could you identify your equipment, was it tagged?

A Some was tagged, others weren't.

Q At the time you made your declaration, the J.P.
form, you still owned your boat, is that correct?

30 A Yes, it was my boat.

3
M. Motoda,
In Chief.

Q And this boat equipment was on the boat?

A No, it was ashore at the time.

Q Even when the boat was sold? A: At the time I sold the boat the person who bought it said he didn't want it and I, therefore, just sold the boat alone, therefore I left it in the cannery house.

Q This was after you made your J.P. form, is that correct?

A: Before I made the J.P. form, before I signed the J.P. form.

10 Q Well, did you sell the boat before or after you signed the J.P. form?

A: It was after I signed the J.P. form that I sold the boat.

Q That you sold the boat?

A: Yes.

Q Why didn't you list the boat equipment in your J.P. form?

A: I included them in the other goods that I listed with the Custodian; I didn't itemize them at all.

Q I would like my friend to produce the net statement which he has.

20 (Statement to Mr. Russell)

You prepared this net statement, Mr. Motoda?

A Yes.

Q That was done before May 1st, 1943?

A I don't remember when I made it, but I did make the statement.

Q Well, it has the stamp of the Custodian of May 1st, 1943; it must have been made before that date?

A Yes, it must have been made before.

Q Now, you are claiming in your summary of evidence for certain nets. Are these the same nets?

30

H. H. H. H.
In Chief.

A. I believe they are the same.

Q Well, these are the nets for which you are claiming now in your summary of evidence?

A Yes.

MR. RUSSELL: I put this statement in.

(NET STATEMENT MARKED EXHIBIT NO. 2).

MR. RUSSELL: Q: And you say that you bought these, or rather you say that your boat was sold without the equipment for which you are now claiming?

10 A Yes.

Q And this equipment was turned over to whom?

A I didn't turn it over to anyone in particular; I just left it in the house.

Q Well, you left it in the Imperial Cannery, isn't that what you told us?

AR Yes, at the Imperial Cannery.

Q All right.

MR. RICE: I am submitting, or, first of all, I take it that my learned friend is dropping the claim for the boat?

20

MR. RUSSELL: Yes, that is right; the claim is as set forth in the summary.

MR. RICE: I am submitting, your Honour, that the personal property, including nets, was sold by the Custodian at the fair market value.

I am submitting if the Custodian is responsible for any part of the claim made by the claimant that the same is exorbitant.

I wish to tender as an exhibit an analysis of personal property claim.

30

5
N. Noteda,
Cross-Exam.

(ANALYSIS MARKED EXHIBIT NO. 3).

MR. RICE: That is Exhibit 3?

THE SECRETARY: Exhibit 3.

CROSS EXAMINATION BY MR. RICE:

Q I show you a J.P. form, dated April 21st, 1942;
is that your signature on that document?

A Yes.

MR. RICE: I tender that as an exhibit, your Honour.
(J.P. FORM MARKED EXHIBIT NO. 4).

MR. RICE: In the claimant's J.P. form, your Honour,
I want to draw your Honour's attention that it
says that the gas fishing boat is in the custody
of the Navy at New Westminster, "Boat will be sold
if declarant can find a good prospect." There is
no mention of boat equipment. That is all.

MR. RUSSELL: No further questions.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

I hereby certify that the foregoing is
a true and accurate transcript of the
proceedings herein.

[Signature]
"S.R. HOWARD" Official Reporter.

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

SUB-COMMISSIONER.

Defence Brief

Masa-iro NOTODA

File No. 4750

Case No. 702

Lethbridge, Alta.
Sept. 22nd, 1948.

PERSONAL PROPERTY CLAIM

(All Claims shown are Gross)

1. Amended Claim for
Fishing Nets and Lines

\$1240.00 (See Exhibit 1 - Page 2).

(a) Nets valued by claimant at \$205.00	<u>Appraised</u> \$135.00	<u>Sold (tender)</u> \$90.00
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Witnesses: C. P. Leckie - appraiser.
C. C. Robinson - Staff.

Ref.: See Memos on claim file dated Dec.
3/48. Two of the appraised nets
were not sold until four months
after appraisal. Difference in
appraised price and sale price
could be due to deterioration.

(b) Nets valued by claimant at \$525.00	<u>Sold (tender)</u> \$144.00
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Witness: C. C. Robinson - Staff
G. M. Harris - Staff

(c) Nets valued by claimant at \$175.00	Lost, Destroyed or Stolen.
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Witness: C. C. Robinson - Staff

(d) Lead Line valued by claimant at \$135.00	<u>Sold (tender)</u> \$67.50
---	---------------------------------

Witness: C. C. Robinson - Staff

(e) Sork Line valued by claimant at \$200.00	<u>Sold (tender)</u> \$107.50
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Witness: C. C. Robinson

2. Boat Equipment
Claim

\$101.00

No record at any time.

Ref.: (1) Trans. 3, Lines 14 - 18 - Claimant
states he included his boat equip-
ment "in the other goods that I
listed with the Custodian; I didn't
itemize them at all". (See also
Trans. 4 - lines 7 to 17). The JP

Form does not make any mention of boat equipment. (See Trans. 5, Lines 11 - 16).

NOTE: It is noted from a memo dated March 13, 1946 on the claim file that the claimant listed some of his boat equipment in the record books of the B. C. Packers Co. Ltd., but the Custodian did not receive such records until February 1946. There is no other information on file regarding the boat equipment which the claimant at no time declared to the Custodian.

Submission:

Trans. 4, Lines 23 - 28.

"I am submitting, your Honour, that the personal property, including nets, was sold by the Custodian at the fair market value. I am submitting if the Custodian is responsible for any part of the claim made by the claimant that the same is exorbitant."

**Summary of Defence
Witnesses**

Where Required

**Summary of Docu-
ments to be filed**

**Witness Pro-
ving Same**

C. F. Leckie - appraiser	1 (a)		
G. G. Robinson - Staff	1 (a) (b) (c)		
G. M. Harris - Staff	(d) (e)		
	1 (b)		

/ER
Dec. 10/48.

Name of Claimant

MOTORA, Machine

Case

702

Custodian File

4730

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 & 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	
						765.00 525.00		305.00	409.00	494.00
MISCELLANEOUS CHATELS										
Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Applica-tion of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price			
TOTAL RECOMMENDATION										494.00

4750

November 16, 1950.

REGISTERED MAIL

Messrs. Virtue, Russell & Morgan,
Barristers & Solicitors,
McFarland Building,
Lethbridge, Alberta.

Attention: A.G. Virtue, Esq. K.C.

Dear Sirs:

Re: Japanese Property Claims Commission
Case 702

We thank you for Release and Letter of Authority to
Pay Legal Fees duly executed by Masajiro MOTODA.

We enclose herein our cheque in your favour for
\$74.10 and cheque in favour of Masajiro MOTODA for \$419.90

Kindly acknowledge receipt on the enclosed copy
of this letter.

Yours truly,

F.O. Shears,
Director.

FOS/GH
Encl. 2 cheques.