

6549

STEVESTON, B. C.
OFFICE OF THE CUSTODIAN
JAPANESE SECTION

FILE No. 740 - 3
EXHIBIT No.
DATE October 1/48
FILED BY A.G. Virtue

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

FILE 6549

NAME: SAMEISHIMA, Toshiyuki

HOME ADDRESS: Box 223, Canadian Pacific Cannery, Steveston, B. C.

REGISTRATION NUMBER 03362 SEX: Male AGE: 21

OCCUPATION: Fisherman

(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

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

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: Canadian Pacific Cannery, Steveston, B.C.
Cannery House, living with family.

2. LANDLORD'S NAME AND ADDRESS: None

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: 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-Fishing boat Reg. No. 1918N.W. Fairbank engine, 6 H.P., L-321; W-71; D-31.

In custody at New Westminster, B. C.

7-Gill Nets - \$1200.00 - Canadian Pacific Net House, Steveston, B. C.

1-row boat - \$40.00 - at Canadian Pacific Cannery, Steveston, B.C. In care of

the cannery.

2. HORSES, LIVESTOCK AND OTHER ANIMALS, POULTRY AND PETS

None

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

None

CLAIM ON ANY SUCH PROPERTY

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: \$1,000.00 Sun Life Assurance Co., Vanc'r, B.C.

Beneficiary - Fujie Sameshima (mother) Policy #2226461 in owner's possession.

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 27th day of April 1942

(Signature) "Toshiyuki Sameshima"

"A.G. McArthur"

Witness

FOR DEPARTMENTAL USE I hereby certify that the foregoing words are a true

copy of the original whereof they purport to be a copy. Date: November 8, 1948.

E. L. Lasse

✓
INFORMATION FROM R.C.M.P.

Date Apr. 29/43

Our File No. 6549

Full Name SAMESHIMA, Toshiyuki
(Surname in Block Letters)

Registration No. 03362 Male - Female
(check)

Age July 30, 1920

Former Address P.O. Box 223, Steweston, B.C.

Date Evacuated May 15/42 Naturalized - Canadian-Born - National
(check)

Present Address Lethbridge, Alta

Married - Single
(check)

Name of Wife

Name of Husband

Name of Mother nei (YAMASHITA) Name of Father Tomekichi (Abe)

Names of Children under 16 Fujie # 03464

Requested by Registered with Custodian
(Yes or No)

Additional Information Fisherman. Owner of
Boat Reg. # 1918-N. 21

File No. 6549

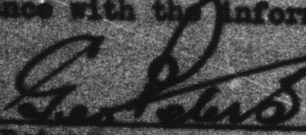
November 23, 1946.

LIABILITY SUMMARY

Re: Toshiyuki SAMESHIMA
Registration Number 03362

There are no claims against the above-named
Japanese revealed on the file.

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



George Peters,
Office of the Custodian.

GP/10

November 23, 1946.

PERSONAL PROPERTY SUMMARY

Re: Toshiyuki SAMESHIMA
Registration No. 03362

CHATELS: See Chattel Summary

SPECIFIED ARTICLES: There are no cameras, radios, motor vehicles or fire arms revealed in the registration or the file.

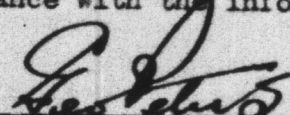
VESSELS: The file reveals the vessel "T.S." was sold through the Japanese Fishing Vessel Disposal Committee and the fund paid direct to T. Sameshima on May 8, 1942.

LIFE INSURANCE: Mr. Sameshima declared a \$1,000.00 Sun Life Assurance policy #2226461 in owner's possession.

Mr. Sameshima requested the cash surrender value of this policy. The Custodian gave its permission to the Sun Life Assurance Co. to forward this amount, namely approximately \$106.00 (see our letter of April 8, 1943).

No property interests other than those mentioned are revealed on the file.

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


George Peters,
Office of the Custodian.

GP/1c

SUMMARY TAKEN FROM VESSELS RECORDS

Date: May 30, 1944

Name: SAMESHIMA, Toshiyuki

Reg. No. 03362

File: 6549

Boat File No.: JFVDC 551

Name of Vessel: "T.S." 29'6"x7'x2'8"(1930) Fairbanks 6 HP

Lic. or Reg. No.: New Westminster 1918

Naval No.: NW.011-L

Owner's Valuation: \$800.00

JFVDC Valuation: 374.00 Survey #479 NW

Custodian Valuation: None

Date of Sale: May 7, 1942

Purchaser: British Columbia Packers Ltd.

Signature on Sales Papers: No copy

Selling Price: \$525.00

Paid to JFVDC ~~on account of~~ 525.00

Supervision Costs: 7.75

Balance due Owner: 517.25

Paid to: T. Sameshima, May 8, 1942

Location of Boat at Sale: New Westminster

Claims Against Canadian Govt.: None

Additional Information:

F. Macdonald
Nov. 23, 1946

November 25, 1946.

CHATTEL SUMMARY

Re: Toshiyuki SAMESHIMA
Registration No. 03362

In his declaration of April 27, 1942, SAMESHIMA declared fishing equipment in the amount of \$1200.00 left at the Canadian Pacific Net House and one row boat left at the Canadian Pacific Cannery, Steveston, B.C.

The inventories taken by the Custodian's agent of numbers 1204, 1205, 1206 and 1209 were removed from the Cannery Net House under the name of S. TOSHIO. The Custodian has no record of any Japanese named "S. TOSHIO." It was found, however, that Toshiyuki and Toshio SAMESHIMA both declared nets left in the Canadian Pacific Cannery and from net inventories received from both these Japanese, the Custodian has done the best he could in identifying these nets as belonging to them, at the same time crediting the sales to their respective accounts.

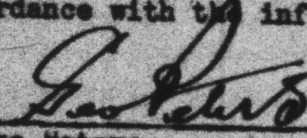
In an extract from the ledger books received from the Canadian Pacific Cannery, this record shows Toshiyuki sold two nets, one to Bruce Harris and one to the Imperial Cannery. This extract is dated March 16, 1946. Therefore, it appears Toshiyuki was dealing with his nets after he made his declaration to the Custodian.

? - the money from sale of these two nets was handled thru this office - 6/25/46

Custodian Net Number 1205 was inventoried by the Custodian but there is no record of this being sold, either on his file, or his brother Toshio's file.

There are four (4) items appearing on the Net Statement which were never inventoried by the Custodian.

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


George Peters,
Office of the Custodian.

GP/1c

File No. 6549
Reg. No. 03362
Tochiki SAKESIMA

June 22, 1948.

NET STATEMENT

Sold

<u>Qust. No.</u>	<u>Description</u>	<u>Jap. Value</u>	<u>Sold</u>
1204	6/40 x 7 1/2 x 60 - 150	\$200.00	\$165.00
1206	4/40 x 5 1/2 x 50 x 100	\$ 25.00	\$ 10.00
1204	4/40 x 5 1/2 x 60 - 100	\$ 25.00	\$ 20.00
1209	150 fa. lead line	\$ 25.00	\$ 20.00
Imperial	5/40 x 6 1/2 x 60 - 150	\$170.00	\$170.00
Imperial	4/40 x 5 1/2 x 55 - 100	\$ 75.00	\$ 75.00
C. Thompson	4/40 x 5 1/2 x 50 - 150	\$160.00	\$ 65.00
Imperial	150 fa. cork line	\$ 30.00	\$ 30.00
Imperial	50 fa. cork line)	\$ 20.00	\$ 11.00
Ex Suspense	50 fa. cork line)		
Imperial	100 fa. lead line	\$ 15.00	\$110.00
Imperial	2 dinghies	\$ 40.00	\$ 20.00
TOTAL SALES			\$596.00

UNACCOUNTED FOR

1205	4/40 x 5 1/2 x 55 - 150	\$150.00
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NEVER INVENTORIED BY CUSTODIAN

5/40 x 7 x 45 - 200	\$200.00
4/40 x 6 1/2 x 60 - 300	160.00
4/40 x 5 1/2 x 55 - 100	25.00
125 fa. cork line	15.00

March 15, 1946

Re: Toshiyuki SANESHIMA
Reg. No. 03362

The following table is an extract from the record books received from the British Columbia Packers Co., Ltd., covering their ~~Sanctuary~~ ^(B.C.) 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.	Flv.	Inch.	Deep.	Fathom.	Value.
1	4/40	5 $\frac{1}{2}$	55	150	150.00 cork and lead line
2	6/40	7 $\frac{1}{2}$	60	150	200.00 cork and lead line
3	5/40	6 $\frac{1}{2}$	60	150	270.00 cork and lead line
Sold to Bruce Harris, Alert Bay c/o J. Law					
XXXX	X	XX	XX		
4	5/40	7	45	200	200.00 cork and lead line
5	4/40	5 $\frac{1}{2}$	55	100	75.00 cork and lead line
6	4/40	6 $\frac{1}{2}$	60	300	160.00
7	4/40	5 $\frac{1}{2}$	60	100	25.00
8	4/40	5 $\frac{1}{2}$	50	300	160.00
9	150 fa. of cork and line			\$30.00	
sold to Imperial Cannery					
10	150 fa. of lead and line			\$25.00	
11	100 fa. of lead and line			\$15.00	
12	180 fa. of cork and line			\$20.00	
13	4/40	5 $\frac{1}{2}$	50	100	25.00
14	4/40	5 $\frac{1}{2}$	55	100	25.00
15	125 fa. of lead and line			\$15.00	

Stored at net house

Total amount

1295.00

As. Carter

(Information supplied by Ins. Co.)

LIFE INSURANCE

Name MR. TOSHIYUKI SAMESHIMA

File No. 6549

Lethbridge Alta

Reg. No. 03862

Company Sun Life Insurance Co.,

Agency Vancouver

Policy No. 2226461

Premium - \$ 33.30

X

Payable: Annually, Semi-annually or monthly

Month November

Day 25th

REMARKS:

Letter sent 2/1/50

Extract from Appraisal Records - G/168/A. Appraised by C.P. Leckie.

November 24, 1942. C.P. Net House . . . Imperial Cannery

C-1205 1 net 40/4 x 5 $\frac{2}{8}$ x 55 x 150 fa., Hung on Lines \$100.00

Sept. 10/42 IMPERIAL CANNERY - C.P. NET HOUSE, - STEVESTON

Toshio Samashima

1 net 40/4 x 5 $\frac{2}{8}$ x 50 x 300 f. stretched \$65.00

File No. 6549
Case No. 740
Toshiyuki SAMESHIMA

December 8, 1948.

Date of Sale of Nets in Claim

<u>No. in Claim</u>	<u>Date of Sale</u>	<u>Other Disposition</u>
1.		Not accounted for, theft, etc.
2.	Oct. 9/42	
3.	Jan. 19/43	
4.		Declared, not found
5.	Jan. 19/43	
6.		Declared, not found
7.	Dec. 7/42	
8.	Sept. 11/42	
9.	Jan. 19/43	
10.	Feb. 9/43	
11.	Jan. 19/43	
12.	Jan. 19/43 - \$6. Feb. 1/43 - \$5.	
13.	Jan. 7/43	
14.		Declared, not found
15.		No record at any time
16.	Nov. 1/42	

Note: Appraisals on file - see exhibit 5.

B. Machikuni

Address: Box 2, Iron Spring, Alta.

EXHIBIT NO. 740 - 2
DATE October 1/48
FILED BY A.G. Virtue

FISHING NET INVENTORY

1. Place of Storage: Winch Cannery, C.P. Cannery, St.
- (a) In whose care: B.C. Packer Co.
- (b) Whereabouts of key (if any) B.C. Packer Co.

2. Description of nets as follows:

Type	Mesh	Ply	Mesher Depth	Fathom Length	Valuation	Any other marks of identification
Sockeye Net	5 $\frac{1}{2}$	4/40	55	150	\$150.00	(305) With cork & lead line
Spring "	7 $\frac{1}{2}$	6/40	60	150	\$200.00	" " " " "
Cohoe "	6 $\frac{1}{2}$	5/40	60	150	\$170.00	" " " " "
Chum "	7	5/40	45	200	\$200.00	" " " " "
Sockeye "	5 $\frac{7}{8}$	4/40	55	100	\$ 75.00	" " " " "
" "	6 $\frac{1}{8}$	4/40	60	300	\$160.00	No lines
" "	5 $\frac{3}{8}$	4/40	60	100	\$ 25.00	" "
" "	5 $\frac{7}{8}$	4/40	50	300	\$160.00	" "
150 fms. of Cork & line					\$30.00	
150 fms. of Lead & line					\$25.00	
100 fms. of lead & line					\$15.00	
100 fms. of cork & line					\$20.00	
125 fms. of cork & line					\$15.00	
Sockeye Net.	5 $\frac{7}{8}$	4/40	50	100	\$ 25.00	No lines
Sockeye Net	5 $\frac{7}{8}$	4/40	55	100	\$ 25.00	No lines
Two row Boat					\$ 40.00	

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

Total - \$1335.00

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

Date: November 8, 1948.

E. L. Lusa J. 4

MEMORANDUM

File No.: 5549
5548

August 28th, 1943

To: Mr. C. C. Robinson

From: Mr. H. F. Green

Re: SANESHIMA, Toshiyuki
SANESHIMA, Toshio

I am enclosing herewith lists showing position of the nets belonging to the two Saneshima brothers which call for the following comments.

(a) Some valuable nets are unaccounted for and while I do not think at the moment this calls for any action, it is becoming fairly clear that the E. C. Packers have been extremely negligent in caring and accounting for Japanese nets left with them. When I have a number of cases to go on, I will consider what action to take.

(b) More important that this, however, is the fact that our numbers 1200, 1202, and 1205 are shown on our records as still unsold. Miss Seaton tells me that the same applies to other Canadian nets, yet I understand that you are still holding only comparatively worthless pieces. As will appear from the enclosures to this memorandum, the valuations of these Japanese were often not out of line and in the two or three cases where less has been received than the Japanese value, the owners have queried the prices and stated that the valuations were arrived at in conjunction with the Cannery. This, however, is by the way, but I should like your assurance that you have Canadian Nos. 1200, 1202, and 1205 in your inventory or can indicate to Miss Seaton when they were sold and the proceeds handed to this office.

HFG:IF

from inventory S. TOSHIO

6549

July 29, 1943.

Mr. Toshiyuke SAMESHIMA,
Registration No. 03362,
Box 2,
Iron Springs, Alta.

Dear Sir:

Thank you for your letter received here on July 24, from which we see that you are not satisfied with the selling price of one of your nets. Our records show that this net was valued at \$65.00 by an independent qualified appraiser and we are afraid that nothing can now be done about this. We are satisfied with the accuracy of his work.

Of your other nets we are holding one still unsold being 4/40 X 5 3/8 X 55 X 150.

Since not
traced

We are unable to trace the following nets:

5/40 X 7 X 45 - 200
4/40 X 6 1/8 X 60 - 300
125 fathom cork line
4/40 X 5 7/8 X 55 - 100

It occurs to us that the last one given may be listed in or with the nets of your brother Toshio Sameshima as we find two nets of this exact measurement on our list of nets belonging to him. You might discuss this further with him.

Yours truly,

H. F. Green,
Protection Department.

HFG/HS

T. Aschewski Samashina
Ref No. 03362
Box 2 Iron Spring
Alta.

Office of Custodian
506 Royal Bank Bldg.
Hastings & Granville
Vancouver, B.C.

EVACUATION SECTION	
Rec'd	JUL 2 1943
File No.	6549
Ans.	
Referred	Seaton

Dear Sir

I am enclosing my "Fishing
net Inventory".

I would like to know
whether my net is sold
or not, if sold please notify
me as soon as possible, I will
like to know prices sold.

Thanking You

Yours Truly
T. Aschewski Samashina

6549

July 8, 1943.

Mr. Toshiyuki SAMESHIMA, #03362,
Box 2,
Iron Springs, Alta.

Dear Sir:

We are in receipt of your letter and
completed net form received July 2nd, and thank
you for same.

To date the following nets and lines
have been sold and the monies credited to your
account:-

6/40 x 7 $\frac{1}{2}$ x 60 - 150	\$165.00	1204 x 1204
5/40 x 6 $\frac{1}{2}$ x 60 - 150	170.00	200
5/50 x 5 $\frac{1}{2}$ x 55 - 100	75.00	200
4/40 x 5 $\frac{1}{2}$ x 50 - 150	65.00	✓ C Thompson
150 fa. cork line	30.00	200
150 fa. lead line	20.00	Ex 1204
100 fa. lead line	10.00	200
50 fa. cork line	5.00	200
50 fa. cork line	6.00	200
4/40 x 5 $\frac{1}{2}$ x 55 - 100	10.00	1204
2 row boats	20.00	✓

Yours truly,

H. F. Green
Protection Department

/ms

File No 6549

Toshuyuki Sameshima
Reg. No 03364

Office of the Custodian

EVACUATION SECTION

Rec'd AUG 25 1949

File No.

Ans.

Revised

B. 2, Iron Spring
Alta

Aug. 20 / 49

Dear Sir:

In reply to your letter of July 29 about
unable to trace the rest of my nets
& lines. I think my canoe (the (B. C.
Packer) might have sold the rest
of my nets & lines, so please
get in touch with them and
let me know at your earliest
convenience.

I still think the I have stated
should be fair because me and
the canoe have priced it.

Yours Truly

Toshuyuki Sameshima

EXHIBIT NO

740-7

DATE

October 1/48

FILED BY

G. R. A. Rice

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

PHONE PACIFIC 6131
PLEASE REFER TO
FILE NO. 6549

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

July 8, 1943.

Mr. Toshiyuki SAMESHIMA, #03362,
Box 2,
Iron Springs, Alta.

Dear Sir:

We are in receipt of your letter and
completed net form received July 2nd, and thank
you for same.

To date the following nets and lines
have been sold and the monies credited to your
account:-

6/40 x 7 $\frac{3}{4}$ x 60 - 150	\$165.00	-	200.00	35-
5/40 x 6 $\frac{3}{4}$ x 60 - 150	170.00	-	170.00	
5/50 x 5 $\frac{3}{4}$ x 55 - 100	75.00	-	75.00	
4/40 x 5 $\frac{3}{4}$ x 50 - 150	65.00	-	160.00	95-
150 fa. cork line	30.00	-	30.00	
150 fa. lead line	20.00	-	25.00	5-
100 fa. lead line	10.00	-	15.00	5-
50 fa. cork line	5.00	-	30.00	4-
50 fa. cork line	6.00	-	25.00	15-
4/40 x 5 $\frac{3}{4}$ x 55 - 100	10.00	-	40.00	20-
2 row boats	20.00	-		
			760.00	144
			576.00	
			184.00	

Yours truly,

H. F. Green
Protection Department

996
nets 556.00

1295
576
719.00 ms

556.00
596.00
20
576.00

576.00
556.00
576.00
490.00
1066.00

File No 6549

Woshiguki Sameshima

Reg. No 03367

Box 72

Mon Spring
Alta.

Office of the Custodian
506 Royal Bank Bldg.
Hastings & Granville
Vancouver, B.C.

JUL 24 1943

287
Green

Dear Sir.

In replying to list of nets and lines
prices which you have sent to me.

I think there is one mistake
40 x 5 7/8 x 50 x 300 "no lines" the price
was said \$160.00 which you only
have stated \$65.00. Two pounds weight approx

All the nets are reasonable price
but only one of this net is unreasonable.

Please to know at your earliest
convenience. Also like to know
the rest the nets and lines.

Thanking you.

W. S. 6

Yours truly

EXHIBIT No 7640-6
DATE October 1/48
FILED BY H. R. A. R. R.

Woshiguki Sameshima
Reg. No. 03367

Extract from Appraisal Records - G/168/A. Appraised by C.P. Leckie.

November 24, 1942. C.P. Net House . . . Imperial Cannery

C-1205 1 net 40/4 x 5 $\frac{3}{8}$ x 55 x 150 fa., Hung on Lines \$100.00

Sept. 10/42 IMPERIAL CANNERY - C.P. NET HOUSE, - STEVESTON

Toshio Samashima

1 net 40/4 x 5 $\frac{7}{8}$ x 50 x 300 f. stretched \$65.00

EXHIBIT NO

740-5

DATE

October 1/48

FILED BY

G. R. Rice

CASE NO. 740.

IN THE MATTER OF THE "INQUIRIES ACT"
PART 1. REVISED STATUTES OF CANADA 1927. CHAPTER 99.

JAPANESE PROPERTY CLAIMS COMMISSION.

B E F O R E

(HIS HONOUR JUDGE R. M. EDMANSON, SUB-COMMISSIONER).

10

Lethbridge, Alberta,

October 1st, 1948.

IN THE MATTER OF THE CLAIM OF
TOSHIYUKI SAMESHIMA.

PROCEEDINGS AT HEARING.

20

APPEARANCES:

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

Appearing for the
Dominion Government.

A.G. VIRTUE, Esq., K.C.,

Appearing for the
Claimant.

MISS LILLIE THOMAS,

Secretary.

D.J. HANDFORD, Esq.,

Official Interpreter.

S.R. HOWARD, Esq.,

Official Reporter.

30

T. Sameshima,
In Chief.

THE SECRETARY: Case No. 740, Toshiyuki Sameshima.

TOSHIYUKI SAMESHIMA, the claimant herein,
being first duly sworn, testified
through the Interpreter as follows:

DIRECT EXAMINATION BY MR. VIRTUE:

Q I show you a form called a summary of evidence,
containing a statement of your nets and your two
rowboats (indicating); is that signed by you?

A Yes.

10

Q Was this form prepared carefully by you with the
help of a clerk and interpreter in my office?

A Yes, sir.

Q Now, you describe here ten nets, two rowboats
and some cork and lead lines?

A Yes.

Q Did you leave those things behind you when you were
evacuated?

A: Yes, sir.

Q Where did you leave the nets and lead lines?

A At Canadian Pacific net house.

20

Q Canadian Pacific what? A: Cannery net house.

Q Cannery net house at where? A: Winch Cannery.

Q And were they hung up? A: Some was and some
was on the floor.

Q And did you have your name and the value on each
net? Did you put a tag on it?

A I just put my name on it.

Q Just your name? A: Yes.

Q You don't remember putting the value on it?

A No.

30

Q Where were the boats left? A: The same as the nets,

T. Sameshima,
In Chief.

at the cannery.

Q Are the values you have shown in this statement, and the number of seasons, the purchase values, the number of seasons and the fair market value at the time you left, are they true statements?

A Yes, sir.

Q Are the values you have put on these nets moderate values?

A: Yes, at that time.

Q At that time they were moderate values?

A Yes.

10

MR. VIRTUE: I will offer that as the first exhibit.

(SUMMARY MARKED EXHIBIT NO. 1).

MR. VIRTUE: After you were evacuated, about June, the end of June or the 1st of July, 1943, I believe the Custodian wrote to you and asked for an itemized statement of your nets, did he?

A Yes, sir.

Q And would you look at that statement? Take it in your hand and look it over carefully. Was that statement prepared by you at that time?

20

A Yes, sir.

Q And sent back to the Custodian?

A Yes.

Q Now, is that a true statement of your nets?

A Yes.

Q By the way, the pencil marks on this are not your pencil marks, are they?

A Which ones is that?

Q This stuff written in lead pencil (indicating); did you write that?

A: No.

30

4

T. Samoshima,
In Chief.

Q You didn't write that? A: No.

Q But the rest of it was filled out by you?

A Yes.

Q And it also includes two rowboats which you valued at \$40.00?

A: Yes.

MR. VIRTUE: That comes from the Custodian's file, sir, and I will offer it as an exhibit.

(INVENTORY MARKED EXHIBIT NO. 2).

MR. VIRTUE: Now, will you let me see the J.P. form, Mr. Rice.

MR. RICE: Yes.

(J.P. form to Mr. Virtue).

MR. VIRTUE: Q: Now, do you remember just before you were evacuated, about the 27th of April, 1942, you went to, I don't know where; perhaps the Custodian's office, or somewhere else, and you were asked to give a statement of your affairs. Do you remember that?

A: I do.

Q Would you look at that form, dated the 27th of April, 1942 (indicating); is that your signature?

A That is right.

Q Now, this has in typewritten words a statement of personal property owned, and it gives first a fishing boat, and then gives the description of the fishing boat, and that fishing boat, I believe, was sold by the Japanese Vessels Disposal Committee?

A Yes, that is right.

Q And then it says, "7 gill nets, \$1200.00, Canadian Pacific Cannery," no, just "Canadian Pacific net house, Steveston, B.C.," and "1 rowboat, \$40.00."

T. Samashima,
In Chief.

Now, will you explain why at that time you said 7 gill nets whereas on June, in June or July, 1943, you turned in a statement of ten nets and two rowboats, and you are now claiming for ten nets and two rowboats. Would you explain why you said seven gill nets in your form in April, 1947?

A: Well, like this

100 fathom, you can't call this a full net.

Q You mean that on this form, or included in your nets there were one, two, three, four nets each 100 fathoms?

A: That is right.

THE SUB-COMMISSIONER: That is Exhibit 2, isn't it?

MR. VIRTUE: Yes.

Q And in figuring up the number of nets you did not count the 100 fathoms as a full net?

A No.

Q But when you came to make an itemized statement you listed each one of the dimensions and so on?

A Yes.

Q What about the rowboats? You mention one rowboat in the form that you gave, \$40.00, when you were evacuated, but now you say and in June, 1943, you turned in a statement of two rowboats, \$40.00?

A There is only one in this?

Q There is only one rowboat, \$40.00. Now, which did you actually have? Did you have one rowboat?

A I had two.

Q And you are only claiming -- oh, I see, you figure they were only worth \$20.00 each? That is, they were valued at \$20.00 each, a total of \$40.00?

T. Sameshima,
In Chief.

A Yes.

Q But you say you did have and left behind two rowboats?

A: Yes.

Q What did you use those rowboats for?

A For fishing in the spring-time, in the first of the year.

Q In the late spring-time? A: In the first of the spring.

Q Why did you have two rowboats?

10

A I had my partner with me.

Q So that you each had to have one rowboat?

A Yes.

Q Now, when you gave a list of these nets in your original J.P. form you valued them at \$1200.00, seven gill nets, \$1200.00, but in your form, the net form, which you itemised in June, 1943, you valued them, you gave the individual value of each and you valued them at \$1335.00. Now, which do you think was the true value of the complete list of nets which you left? Do you think it would be \$1200.00, or do you think it would be \$1335.00?

20

A I think it is \$1335.00 correct.

Q You think they are fairly worth that amount?

A Yes.

Q And were the boats in usable condition? Could you use them when you left? A: Yes.

Q And there were two of them? A: Yes.

Q Well, \$20.00 for a rowboat would be a small price?

A Well, it had been used.

30

Q They had been used? A: Yes.

T. Sameshima,
In Chief.
Cross Exam.

Q And that is why you put a small price?

A Yes.

Q All right, thank you.

MR. RICE: I am submitting, your Honour, that the nets sold by the Custodian were sold for their fair market value. I am submitting if there are nets that the Custodian might be held responsible for, the claim made to the same is exorbitant. I am submitting that only one rowboat was declared by the claimant, the Custodian knew nothing about two rowboats at all until the claim was filed in November, 1947, and the Custodian is not responsible for it.

THE SUB-COMMISSIONER: What about the one fishing boat that is mentioned in the J.P. form?

MR. RICE: That claim has been abandoned.

MR. VINTNE: We are not going forward with that claim; we find it was sold before the crucial date.

MR. RICE: I tender as an exhibit an analysis of personal property claim.

(ANALYSIS MARKED EXHIBIT NO. 4).

MR. RICE: I also wish to tender as an exhibit the valuation of two nets, valued by C.P. Leekie, one at \$100.00 and the other at \$65.00.

(VALUATION MARKED EXHIBIT NO. 5).

CROSS EXAMINATION BY MR. RICE:

Q I show you a letter which you wrote to the Custodian's office, and it apparently was received at the Custodian's office on July 24th,

T. Sameshima,
Cross Exam.

1943 (indicating); is that your writing and
your signature?

A: That is right.

Q You wrote that letter?

A: Yes.

MR. RICE: A letter dated at Picture Butte, Alberta,

"In replying to lists of nets and lines
prices which you have sent to me. I think
there is one mistake 4/40 x 5-7/8 x 50
x 300 'no lines' the price was said \$160.00
which you only have stated \$65.00.

10

"All the rests are reasonable prices but
only one of this net is unreasonable.

Pleased to know at your earliest convenience.

Also like to know the rest the nets and
lines. Thanking you."

MR. VIRTUE: I think my learned friend would like to
put in the Custodian's letter at the same time
showing what nets were referred to.

MR. RICE: That can go in as well as one exhibit.

(LETTERS MARKED EXHIBIT NO. 6).

20 MR. RICE: I would point out that Mr. Leckie valued
that net in his valuation, which I have submitted,
at \$65.00, the one that the claimant complained
about as being unreasonable. If you will refer to
Exhibit 5.

MR. VIRTUE: I think you are wrong there; he valued it
at \$160.00.

MR. RICE: Mr. Leckie values it at \$65.00.

MR. VIRTUE: Oh, I beg your pardon; I thought you were
talking about the claimant.

30 MR. RICE: The claimant valued it at \$160.00, but Mr.

T. Sameshima,
Cross Exam.

Leckie valued it at \$65.00 and it was sold at \$65.00.

Q I show you another letter dated August 20th, 1943, written apparently by you to the office of the Custodian (indicating); is that your letter?

A That is right.

Q And your signature to it? A: Yes.

MR. RICE: "In reply to your letter of July 29 about unable to trace the rest of my nets and lines. I think my cannery the (B.C. Packers) might have sold the rest of my nets and lines, so please get in touch with them and let me know at your earliest convenience. I still think the I have stated should be fair because me and the cannery have priced it."

(LETTER MARKED EXHIBIT NO. 7).

MR. RICE: Q: You sold one of your nets, did you not, to Bruce Harris?

A: What is the name?

20 Q Bruce Harris?

A: What kind of net was?

Q Well, I can't tell you that. The only record I have of it is that either you or the cannery for you sold one of your nets to Bruce Harris, and you sold another net to the Imperial Cannery?

A No, I don't think it is me.

Q You don't think you did sell it?

THE SUB-COMMISSIONER: He said he doesn't think.

MR. RICE: Q: There is a record in the ledger books of the Canadian Pacific Cannery that one of your nets was disposed of or was sold to Bruce Harris,

T. Semeshima,
Cross Exam.

and another was sold to the Imperial Cannery.

Do you say you know nothing about it?

A No.

Q You are positive of that, are you?

A Yes.

Q Did you deal with one of your nets at all?

A Oh, yes, I sold some.

Q You sold some? A: Yes.

Q And how many did you sell? A: Two.

10 Q Was that after evacuation? A: No, before the
evacuation.

Q Before the list was prepared? Before evacuation, did
you say? A: Yes.

Q But it was after you prepared the list, was it?

A- No, before that.

Q Before the list was prepared?

A Yes.

Q Well, in your net statement you declared seven
gill nets, and you say you didn't bother counting
the 100 fathom nets?

20

MR. VIRTUE: No, just a moment. You are referring to
his net statement?

THE SUB-COMMISSIONER: You are talking about Exhibit 2?

MR. RICE: I am referring to the J.P. form.

MR. VIRTUE: That is different from the net statement.

MR. RICE: Q: In your J.P. form you say you declared
seven nets and you didn't bother to include the
100 fathom nets?

MR. VIRTUE: I think my learned friend should...

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MR. RICE: ...Please let me examine the claimant; it

T. Sameshima,
Cross Exam.

won't hurt him a bit.

MR. VIRTUE: I am addressing the Court. I am objecting to the witness's evidence being twisted and then putting into his mouth words which he did not say. Now, the witness did not say, "I didn't think it worthwhile not to put in 100 fathom nets," he said, "A 100 fathom net is not regarded as a full net." And there were four of them he said he didn't include. He didn't say what my learned friend is trying to tell him he did say.

10

THE SUB-COMMISSIONER: All right, Mr. Rice.

MR. RICE: I am trying to find out what is back of it all.

Q That J.P. form was shown to you this morning before you went on the stand, was it not?

A No, sir.

Q It wasn't? A: No.

Q Your lawyer didn't show you Exhibit 3, just look at it? A: No.

20

Q You didn't see that document this morning before you went on the stand? A: No.

Q You had better think that over.

MR. VIRTUE: Do you know what he means by "stand"?

MR. RICE: He said he didn't see it this morning, that is all.

THE SUB-COMMISSIONER: What Mr. Rice wants to know, before you came here and were sworn, did you this morning see this document here (indicating), Exhibit

37

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A No, sir.

T. Sameshima,
Cross Exam.

Q All right.

MR. RICE: Q: You didn't see it? A: No.

Q Well, did anyone else see it for you or were you talking with anyone about it? A: No, sir.

Q You were not talking at all about it? It is strange; my learned friend borrowed the form to go back and talk to you there.

MR. VIRTUE: If you want to give evidence, you get into the witness box, and I will cross-examine you.

10

MR. RICE: I will take your word for it. You say that you only counted the nets that were there over 100 fathoms when you made your statement in the J.P. form? A: That means, you know, seven full nets.

Q Seven full nets. What do you mean by seven full nets? A: Like 100 fathom, I don't count them as one net.

Q You don't count it as a net; you don't count it at all? A: I got four 100 fathom here, you can count one full net.

20

Q You count four of them as one, is that it?

A Yes.

Q And what is it that you call a 150 fathom net, a full net? A: Some net 150 fathom will be called a full net, some 200.

Q And some are 300, aren't they?

A 300 is without the line.

Q That is without the line? A: Yes.

Q You counted the lines extra on these, did you not?

30

A Which ones?

T. Sameshima,
Cross Exam.

Q I mean, the lines were made into an extra statement in your net statement? A: That was not on the net, you see.

Q But it was added in as extra on the price though, or did you intend that? The cork and lead lines are added in as extras on the list and the price?

A Yes.

Q You intended that, did you, or do they form part of the value of the net? A: I can't understand.

10 Q Well, here, I will show you; perhaps I can help you. Take the 150 fathom net, valued at \$200.00?

A It is with cork lines and lead lines.

Q It is with cork and lead lines?

A Yes.

Q Down here you value your cork and lead lines extra. Do these belong to these nets?

A No, that is different lines.

Q Different kind of cork and lead lines?

A You see, some nets here has no lines on it.

20 Q And the statement down here at the foot of your net statement, Exhibit 2, of cork lines and lead lines are extra cork and lead lines, is that it, that didn't belong to the nets?

A The nets marked with cork and lead lines, these cork and lead lines was fixed to the nets, but these at the bottom, the cork and lead lines at the bottom of the exhibit are not attached to the nets, they are separate.

Q Well, now, you swore that your gill nets were worth \$1200.00 in your J.P. Form, and in your J.P.

T. Sameshima,
Cross Exam.

form, or your form Exhibit 2, you swear that the same nets are worth \$1335.00, and in your summary of evidence this morning you say that the same nets are worth \$1295.00?

MR. VIRTUE: Where do you find that last figure, Mr. Rice?

MR. RICE: On page 2 of your summary of evidence.

Q Can you explain why these three values for the same nets?

10 MR. VIRTUE: Yes; nets and lines, that is?

MR. RICE: Yes, that is what I am referring to, three figures for the same thing.

MR. VIRTUE: Well, if you are examining him about these figures, use the same figures.

MR. RICE: There are three different sets of figures for the same thing. If my learned friend can explain it, he can do so; I am sure that the witness can't.

20 Q Why was it that you only claimed for one rowboat in your J.P. form and now say there are two?

A Maybe I made a mistake on the J.P. form here.

Q Were you sure that you had two rowboats at that time?

A: Yes, I am sure.

Q I can understand you getting muddled on the price, but you should be sure you had two boats.

A I had \$40.00 on the J.P. form.

Q You can have a rowboat worth \$40.00 too, can't you?

A Well, it is worth now, but not at that time. Maybe now.

30 Q But you are satisfied that you put down only one

T. Samoshima,
Cross Exam.

rowboat worth \$40.00, did you?

A I mean two rowboats, \$40.00.

Q But when you signed that statement there was only one rowboat, \$40.00, in the J.P. form?

A That is right.

Q That was typed there before you signed it? I am referring to Exhibit 3. That document was filled out when you signed it, was it?

A It was.

Q All typed out. That is all, thank you.

THE SUB-COMMISSIONER: That is all, thanks.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

I hereby certify the foregoing to be 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.

File No.
6549

DEFENSE BRIEF

Toshiyuki SAMESHIMA,
Reg. No. 03362

File #6549

Case #740

Lethbridge, Alta.
Oct. 1, 1948
Claim #740

*One 740
File
6549*

PERSONAL PROPERTY CLAIM - GROSS -

<u>Gross Claim</u>	<u>Appraisal</u>	<u>Sold for</u>
<u>Nets and lines</u>		
\$1295.00 and 2 Row Boats <u>40.00</u> 1335.00 as claimed Original and <u>Revised Claim</u> Exhibit #1 and as on Exhibit #4	<u>NOTE: -</u>	Explanation of difference between 7 nets of J.P. Exhibit #3 and of Original and revised Claim which claims 10 nets, <u>also</u> explanation of difference between #1 Row Boat- \$40.00 of J.P. Exhibit #3 and of Original and Revised Claims which Claims 2 rowboats - \$40.00.

1. Nets and lines

(a) \$785.00	Appraisal of only item #8-\$65.00 of those sold. Others included in sales were sold at "reasonable" prices according to Toshio SAMESHIMA letter received July 24/43.	\$596.00 at tender
(b) 385.00		Declared, not found.
(c) 15.00		No record at any time.
(d) 150.00	\$100.00	Not accounted for.
<u>\$ 1335.00 Total claimed</u>		

Witnesses:-

1. C.P. Leckie, Appraiser.
2. C.C. Robinson
Staff- Steveston,
3. B.C. Packers Ltd.
Winch Cannery. Steveston.

Submissions:-

It is noted that the net "not accounted for" is
claimed at \$150.00. This was appraised at
\$100.00 by C.P. Leckie, Exhibit #5.

The argument in the Transcript arising out of the
net difference and row-boat difference seems to
develop a difference in
Nets and lines of \$1295.00 in Claim and
\$1200.00 in J.P, or ----- \$95.00
and in
Row-boat or boats
a difference of 1 boat

File No.
6549
Toshiyuki SAMESHIMA,
Reg. No. 03362

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Case #740

Submissions:- cont'd.

and no difference in amount of money
involved as J.P. Exhibit #3- states
1 row-boat - \$40.00 and Claim Exhibit #1.
states:-

2 row-boats - \$40.00

It is noted that the Claimant was evacuated
May 15, 1942 and left his nets and lines
at the Winch Cannery, Steveston, B.C. prior
to that date, and that the Custodian received
a list of same on July 2, 1943 after having
written to Toshiyuki SAMESHIMA for one-Trans-
cript Page #3, lines 13-30 inc. and page 4,
lines 1-8 inc. including Exhibit #2.

BRD/DD

December 17, 1948

File No.
6549
Toshiyuki SAMESHIMA,
Reg. No. 03362

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Case #740

Summary of
Defense
Witnesses

Where
Required.

Summary of
Documents
to be filed.

Witness
proving
same.

C.P. Leckie

Appraiser
Nets & lines

C.C. Robinson

Sales
Nets & lines

B.C. Packers Ltd.
Winch Cannery,
Steveston

storage
Nets &
Lines

BRD/DD

December 17, 1948.

Name of Claimant **SANESHIMA Toshiyuki**
 Custodian File **6549**

Case **740**

<u>REAL PROPERTY</u>											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	
<u>PERSONAL PROPERTY</u>											
Motor Vehicles		Boats and Boat Gear									
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Not Found & Recorded Now Missing		45% of amount in next preceding column			
<u>NETS</u>											
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		
						785.00 535.00		924.00	596.00		
<u>MISCELLANEOUS CHATTELS</u>											
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											528.00