

12915'

BUSINESS

BUREAU POWELL STREET

OFFICE OF THE CUSTODIAN
JAPANESE SECTION

FILE No. 12915

EXHIBIT No. 127-9-4

DATE NOV 22 1941

FILLED BY

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: FUJIWARA Tsurue (Mrs. Shoichi)

HOME ADDRESS: 474 Alexander St., Vancouver, B.C.

REGISTRATION NUMBER 12437 12497 SEX: Female AGE: 28

OCCUPATION: Provision merchant, "Yamasan Store" 474 Alexander St.

Business has been closed since March.

(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: self

MARRIED? yes

NAME OF WIFE OR HUSBAND: Shoichi 12056

ADDRESS OF WIFE OR HUSBAND: Slocan

NAMES OF ANY LIVING CHILDREN: Masami (F)

Kuniaki (M)

Hiroshi (M)

ADDRESS OF CHILDREN: 474 Alexander St., Vancouver.

AGE OF CHILDREN: 2½, 1½ yrs. 4 months.

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

none

9. IF FARM LAND STATE CROPS SOWN

8. STATE IF ANY OTHER PERSON HAS ANY INTEREST: none

7. STATE WHEREABOUTS OF TITLE DOCUMENTS: none

STATEMENT OF REAL PROPERTY OCCUPIED

1. LOCATION AND DESCRIPTION: 474 Alexander St., Vancouver, B.C.
Store with 6 rooms upstairs, in wooden building.
2nd storey.

2. LANDLORD'S NAME AND ADDRESS:

Declarant's mother, Mrs. Koto Hosaki, 701 E. Hastings St.
Vancouver.

3. PARTICULARS OF LEASE AND RENT AND DATE TO WHICH PAID:

\$50.00 per month. Paid to end of February. Since declarant closed business at the end of February her mother says she need not pay any 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.

at 474 Alexander St., Vancouver, B.C.

1 fish cake outfit (\$2000.00), 1 fish cake plate (\$10.00). These things will be left at the above address and the key will be given to Pemberton Realty, 418 Howe St., Vancouver.

701 East Hastings St., Vancouver, B.C. 8 tins
colouring for fish cakes, bedroom suite, cotton seed oil, silverware, (1 box)
7 boxes childrens Festival Outfits, 1 trunk of Japanese kimono outfits,
10 chairs, 1 table, 1 bundle garden tools.
These things will be left in the house at the above address (house belonging to declarant's mother) and the key will be given to the Pemberton Realty.

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 5th day of September 1942.

(Signature)

Tsunao Fujiwara

D. M. Chope
Witness

FOR DEPARTMENTAL USE _____

12915
INFORMATION FROM R.C.M.P.

DATE Nov. 17/42

Our File No. 12915

Full Name FUJIWARA, (Tsurue) Mrs. Shoichi
(Surname in Block Letters)

Registration No. 12497

Male - ☒ Female
(Check)

Age May 17, 1914

Former Address 474 Alexander St., Vancouver, B. C.

Date Evacuated Oct. 5/42

Naturalized - ☒ Canadian-Born - ☒ National
(Check)

Present Address Slocan Extension, B. C.

510 Jirgal Hotel, Jirgal, Ont.

☒ Married - ☐ Single
(Check)

Name of Wife _____

Name of Husband FUJIWARA, Shoichi # 12498

Name of Mother HOSAKI, Koto #12496 Name of Father HOSAKI, Yonekichi (dec'd)

Names of Children under 16 _____

Requested by _____

Registered with Custodian

☐ (Yes or No)

Additional Information Provision Merchant

On the list (repatriation cancelled)
see letter 2/5/46

EXHIBIT NO. 1279 - 2
DATE Nov. 22 1948
FILED BY R. A. Best

Re: Japanese Property Loss Claim

I, TSURUE FUJIWARA, of the city of Hamilton, in the County of Westworth,
Married woman, hereby authorize my husband Shoichi Fujiwara of the said
City of Hamilton to appear before the Commission herein to present my
claim, testify on my behalf and sign the documents necessary to prove my
claim, as my true and lawful Attorney³

Dated at Hamilton, Ontario, this 15 day of November, 1948.

"Tsurue Fujiwara"

April 13, 1949

C. MacLellan

EXHIBIT NO.

1279-5

DATE NOV 22 1940

FILLED BY

K. A. [unclear]

File 12915

G-165-B

BRITISH COLUMBIA SECURITY COMMISSION

CUSTODIAN RELEASE FORM

Address: 18 2nd Ave

Date: April 20/44

Bay View, Stearns B.C.

To: The Secretary of State, acting in his capacity as Custodian, Vancouver, B.C.

I, Tamara T. [unclear], Police Registration No. 12497

hereby request you to release to me the under-noted articles stored at

701 E. Hastings, Vancouver, B.C.

in possession of

and I release you from any claim whatsoever with respect to such articles, and ship same through the B.C. Security Commission.

Description of articles wanted:

Dress, Chiffonier and chair of Beige & Brown
Mahogany finish, Knives, vials and Brass
Jap. Flower stand.Original Address: 474 Alexander St.Date Evacuated to Present Address: Oct. 16/42Total number in Family: 6

CHARGES:

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

Deposit received: \$ _____

Approved:

BRITISH COLUMBIA SECURITY COMMISSION

Per: _____

(Claimant Signs Here)

37 Elgin St.,
Hamilton, Ont.
May 8, 1948

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

EVACUATION SECTION	
MAY 17 1948	
Rec'd	
File No.	12915
Ans.	
Referred	

Dear Sir:-

With regards to my claim for the
on 474 Alexander St. please drop the \$200
claim. My mother, Mrs. Nasaki, has taken
over that place because I owed her some
money. Therefore I'm just claiming for the
\$300.

Yours truly
T. Fujiwara
Rg No 12497

Jan. 13/48.

Custodian
Sec'y of the State
Vancouver:-

EVACUATION SECTION	
JAN 23 1948	
Rec'd	
File No.	
Ans.	
Referred	

Dear Sirs:-

I will not hold Mrs. Haski responsible for the effects I have left in her basement at 701 Hastings St E. Should there arise any difference I shall settle with her personally.

Therefore I desire that you release all her money you are not holding.

Yours truly.

x T. Fujiwara ✓

MEMORANDUM RE SALE OF CHATTELS

(Apart from Auction Sales)

FILE NO: 12915

NAME: FUJINARA, Tsurue (Mrs. Shoichi)

DATE ADVERTISED: Not advertised
(or other information)

APPRAISER'S NAME: W. G. Willard of Willard's auction rooms.

VALUATION: Part of a sale of chattels belonging to Mrs. Koto
Items below: \$60.00 HOSAKI.

PURCHASE PRICE: \$60.00

COMMITTEE'S APPROVAL: March 15, 1945.

PURCHASER'S FULL NAME: Lim Butt of 3016 Scott Street,
Vancouver, B.C. (Purchaser of 701-7 E.
Hastings Street)

ADDRESS:

OCCUPATION: Merchant

BILL OF SALE REQUIRED: YES NO
(state if purchase
price already paid or
arrangements made) Purchase price fully received.

ENCUMBRANCES, IF ANY: Nil.

LIST OF CHATTELS SOLD:	1 Dresser	\$30.00	
	1 Vanity with bench	\$30.00	
		<u>\$60.00</u>	
	Less 10% Commission:	<u>6.00</u>	\$54.00

Complete list of goods sold to Lim Butt is on file 12890/1.

Transferred from file 12890/1 -

June 26, 1946.

C.G.

COPY -June 25/48 - vj.

701 East Hastings Street,
Vancouver, B.C.,
August 31, 1944.

Office of The Custodian,
506 Royal Bank Building,
Vancouver, B.C.

Dear Sir:

Attention Mr. Green
Re: HOSAKI, Koto (Mrs. Yonekichi)

In answer to your letter of August 25th, I wish to inform you that ever since that I am in possession of the premises at 701 East Hastings Street I was given no list of furnitures to safe guard or safe keep. I am only aware that there are a certain amount of chattels at the basement.

Furthermore, I have not remove or handle any of these chattels stored at the basement and have not make use of it. At the same time, both of us know that before I assume control of the premises some Russians were in possession, then Mr. Peter Him and then myself. As far as myself is concern, I have no knowledge of the missing chattels of which you write.

Yours very truly,

"Charlie Lim"

CHARLES LIM

MEMORANDUM

File Nos.: 12890
12855
12915

June 16th, 1944.

To: Mr. Spain

From: Mr. Green

Re: Catalogue Number 116
701 - 707 East Hastings St.
Owner: Mrs. Koto HOSAKI
Tenant: Charlie Lim
Purchasers: Lim Unlimited

The rooming house and store premises at this address belonging to Mrs. Koto Hosaki, have been sold. The lease is valid to April 1945 and includes articles and equipment as per attached. This is copied from Schedule "A" of the lease filed on the Real Property Section of 12890 now filed in a separate cabinet. Please confirm that Charlie Lim, the tenant, understands his responsibility for these.

The purchasers wish to buy the stoves and heaters on these premises and this can be attended to when the lease expires on April 9th, 1945.

Finally, there are the contents of the basement --- see enclosure to letter of February 2nd, 1943, on files 12890 and 12915. I suggest that you remove the copy from file 12915 for checking purposes. This will eventually, of course, have to be moved to storage if not already done.

Some shipments have been requested and this has not been attended to very satisfactorily. I deal with them as follows.

(1) Mrs. Masukawa, file 12855, daughter of Mrs. Koto Hosaki. She asked on May 2nd, 1944, for a grey English pram, wedding dress and two veils in a drawer, the whole left in the basement at this address. She was advised by the B. C. Security Commission on May 20th that we reported nothing at this place but must have been an error. I do not think we can ship the wedding dress or veils as although personal, they are in drawers, but perhaps an exception can be made in connection with the pram -- see what I write below.

(Over)

File No. 12915

CLAIMS DEPARTMENT

June 17th, 1943.

Mrs. Shoichi (Tsurue) FUJIWARA
Registration No. 12497

CREDITORS:-

NO CLAIMS ON FILE, at this date.

/ND

HAROLD D. CAMPBELL

CHARTERED ACCOUNTANT

508-512 STANDARD BANK BUILDING

VANCOUVER, B. C.

LICENSED TRUSTEE
IN BANKRUPTCY

RECEIVED
NOV 21 1942

TELEPHONE
PACIFIC 1357

November 20, 1942.

Your File No. 12915.

Office of the Custodian,
Department of the Secretary of State,
Japanese Evacuation Section,
506 Royal Bank Building,
Vancouver, B. C.

Attention Mr. P. Douet:

Dear Sirs:

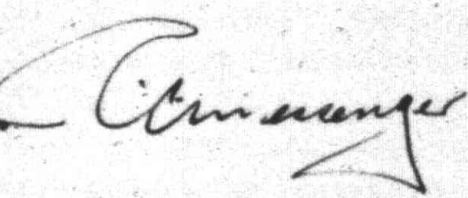
Re- FUJIWARA, Tsurue (Mrs. Shoichi)

I am enclosing herewith my cheque for \$26.66, representing refund of the security deposit held by the B. C. Electric Railway to the credit of this Japanese, less the final bill of \$3.34, receipt for which is also enclosed.

I understand from the B. C. Electric Railway that this woman has written them asking for this money to be paid to her. On referring this request to me I advised them that the amount should be paid to me for remission to your Office. Will you be good enough to write this woman, advising her that you have deposited this money to her account and make whatever arrangements you see fit for its disbursement to her.

Yours very truly,

H. D. CAMPBELL.

Per: 

RCM:JM
Encl.

File No. 12915
Reg. No. 12497

Tsurue FUJIMURA

<u>Date</u>	<u>Particulars</u>	<u>Debit</u>	<u>Credit</u>	<u>Balance</u>
1942 November 23	B. C. Electric Railway - refund security deposit	\$	\$ 30.00	
December 1	" " " account paid	3.34 26.66		
1944 November 1	Cheque to you		16.90	
1945 April 16	Sale of chattels		54.00	
1946 July 2	Cheque to you	54.00		
1947 May 21	Cheque to you	16.90	16.90	
June 10	Cheque returned & recredited to account			
		<u>\$ 100.90</u>	<u>\$ 117.80</u>	
				CR \$ 16.90

Accounting Department
July 7th, 1948

Name of Claimant **FUJIWARA, Tsunuo**
 Custodian File **12915**

Case **1279**

<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 % of Amount Total	Sale Price	Total Award 125% of all Sale Prices: % of Amount Total		
<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
<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			
			46%	90.00	41.40	23.75	2.88	44.25		
TOTAL RECOMMENDATION										44.25

12915

December 8th, 1950.

Mrs. Tsurue FUJIWARA,
3097 St. Clair Ave. E.,
Toronto, Ontario.

xxxxx Madam:
Dear Sir:

Re: Japanese Property Claims Commission

Case No. 1279

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 ... \$44.25.

Cheque in your favour is enclosed for \$41.69
and we have paid the Co-Operative Committee .. \$ 2.56
for legal fees as authorized by you.

Yours truly,

FCS/js
1 encl.

F.G. Shears
Director

DEFENCE BRIEF

Toronto, Ontario.
November 22, 1948.

Tsurue FUJIWARA

File No. 12915

Case No. 1279

PERSONAL PROPERTY CLAIMS
(All claims shown are Gross)

Chattels

\$300.00

- (a) Goods valued by claimant at \$118.34 (Tender, etc.) Sold for \$23.75

Witness: R. C. Messenger, of H.D. Campbell.

Reference: Exhibit #6.

- (b) Goods valued by claimant at \$10.00 Declared not found.

Witness: R. C. Messenger.

- (c) Goods valued by claimant at \$171.66 No record at anytime.

Shoichi FUJIWARA, husband of claimant appearing on her behalf.

Trans. P.6, lines 9&10:
Shoichi FUJIWARA states
his wife removed:
"Just some drawers, a
chest of drawers and a
dressing table". to
701 E. Hastings St.

Exhibit #6: R.C. Messenger's letter of October 28, 1944, states Mrs. K. Hosaki, owner of 474 Alexander St., rented property to Fred Barabanoff and Mrs. Fujiwara removed the major portion of her furniture and chattels etc., to another property belonging to Mrs. Hosaki.

Exhibit #6: R.C. Messenger's letter January 24, 1945, states: "These premises at 474 Alexander Street were rented by Mrs. Hosaki to Mr. Fred Barabanoff who had access to the whole building but only used the upper portion as living quarters. Mrs. Fujiwara had removed all her chattels and effects, which she presumably felt were worth protecting, to the basement of 701 East Hastings Street. Whatever was left on the premises at 474 Alexander Street was left there by her at her own risk in charge of the tenant whom she had placed therein".

See Exhibit #3 - Analysis of claim.

Submission:

Transcript P. 9, lines 25-30:

"It is submitted that the property which was sold by tender was sold at its fair market value.

It is submitted that these other articles were left in the custody of a person other than the Custodian and that the Custodian had no record, and that they were not sold by him and that therefore the Custodian is not responsible".

Page 2.

Tsurue FUJIWARA - File No. 12915, Case No. 1279.

Summary of Defence
Witnesses

Where Required

Summary of Documents
to be filed

Witness
Proving same.

R.C. Messenger

/js



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

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

HIS HONOUR, M.A. MILLER, SUB-COMMISSIONER.

Toronto, Ontario,
November 23, 1943.

IN THE MATTER OF THE CLAIM OF
TSUNEH FUJIWARA

PROCEEDINGS AT HEARING

APPEARANCES:

K.A. CHRISTIE, ESQ., K.C.,	appearing for the Dominion Government,
R.A. BENT, ESQ.,	appearing for the Claimant.
A. SMITH, ESQ.,	Secretary,
D.J. HANFORD, ESQ.,	Official Interpreter,
A.O. VETCH, ESQ.,	Official Reporter.



2
S. Fujiwara,
Dir., etc.

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SHOICHI FUJIWARA, being first duly sworn,
testified through the inter-
preter as follows:

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DIRECT EXAMINATION BY MR. BEST:

Q. Is that your signature (indicating)?

A. Yes.

Q. And you recognize that as the claim form
which was prepared upon your wife's instructions
for her chattels?

A. Yes.

Q. And to the best of your knowledge is the
information contained therein correct?

A. Yes.

(PARTICULARS OF PERSONAL CHATTELS, MARKED
EXHIBIT NO.1)

Q. I am showing you a direction signed by
your wife, an authorization signed by her authorizing
yourself to appear on her behalf. Do you recall
that your wife signed that?

A. Yes.

MR. BEST: I am filing as Exhibit 2 the author-
ization of the witness' wife, who is the claimant.

(AUTHORIZATION, FILED AS EXHIBIT NO.2)

MR. CHRISTIE: I tender as Exhibit 3 the Analy-
sis of Personal Property Claim.

(ANALYSIS OF PERSONAL PROPERTY CLAIM,
MARKED EXHIBIT NO.3)

MR. BEST: Q. Where was your home in Vancouver
before evacuation?

A. 474 Alexander Street.

Q. And that was the place where you left your

1 chattels, your furniture and so on?

2 A. The things I did not take to camp were
3 left there.

4 Q. I understand that your wife's sister also
5 lived at 474 Alexander Street?

6 A. Yes. It is said that she stayed there
7 for one or two months.

8 Q. That is, Mrs. Masukawa; and did your
9 mother-in-law live there, too, Mrs. Hosaka?

10 A. She did not. She did not, sir, no.

11 Q. She did not. Did she live at 701 East
12 Hastings?

13 A. Yes.

14 Q. When were you evacuated?

15 A. March 15, 1942.

16 THE SUB-COMMISSIONER: Q. Did your wife go
17 with you?

18 A. Pardon?

19 Q. Did your wife leave with you?

20 A. No. I went first to road camp.

21 Q. When did your wife leave?

22 A. About October 1942.

23 MR. BEST: Q. And do you understand that Mrs.
24 Masukawa left after your wife, about a week or so
25 afterwards? A. Yes. A week or 10 days after
26 my wife.

27 Q. I understand that the property for which
28 your wife claims was all left at Alexander Street,
29 none of it at East Hastings Street. Is that right?

30 A. Yes. It was all at Alexander Street.

4
S. Fujimura,
Dir., OX.

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3 Q. In respect of these three gas heaters
4 which you valued at \$50, were they each of about the
5 same value? A. Yes. They were all the same
6 thing.

7 Q. Apparently you paid \$25. each for them
8 in 1940? A. \$25., something, each.

9 Q. Was this linoleum on the floor at 474
10 Alexander Street, or was it rolled up?

11 A. When I left it was down on the floor but
12 as I was away at road camp I could not say exactly,
13 sir.

14 Q. In respect of this dinner set of dishes
15 for which you are claiming \$40., is apparently was
16 purchased in 1939. Was it a complete set of dishes,
17 do you know?

18 A. Yes, it was a set.

19 Q. Were you in the fishcake business?

20 A. Yes.

21 Q. You made fish cakes?

22 A. Yes. My wife and I did it together.

23 Q. So that these fishcake plates would be
24 plates on which you made the fishcakes, or what are
25 they?

26 A. Yes. It is the plates on which you place
27 the fishcakes before they are steamed up.

28 Q. In respect of these steel beds and springs,
29 three of them, at a value of \$30, and purchased in
30 1940, for \$60., were they each worth \$20., or were one
or two of them more expensive than the other?

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2 A. They were all about the same.

3 Q. Do you know whether your wife marked any
4 of these goods which were left at 474 Alexander
5 Street as your goods or whether they were left with
6 Mrs. Masukawa's goods?

7 A. There was nothing marked.

8 Q. All right, thank you.

9
10 CROSS-EXAMINATION BY MR. CHRISTIE:

11 Q. I am showing you a J.P. Form dated Sept-
12 ember 5, 1943. Whose signature is that?

13 A. It is my wife's.

14 MR. CHRISTIE: I am filing the J.P. Form as
15 Exhibit 4.

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

17 Q. Did you rent these premises, 474 Alexander
18 prior to your evacuation?

19 A. No.

20 Q. Did your mother-in-law rent them to a
21 Mr. Fred Barabaneff? I am referring to 474 Alex-
22 ander Street now?

23 A. Not until the time my wife left.

24 THE SUB-COMMISSIONER: How did you come to be
25 living there if you did not rent the property?

26 MR. CHRISTIE: I wanted the question answered
27 did they rent it to somebody else.

28 MR. BENT: They say this man Barabaneff did
29 not rent it until after they had been evacuated,
30 according to the claim form.

MR. CHRISTIE: My information is that they did.

S. Fujiwara,
Gr. ex.

1 I will see if I have any information on it.

2 Q. You were evacuated prior to your wife?

3 A. Yes.

4 Q. Do you do not know what your wife did with
5 these goods except by hear-say knowledge?

6 A. Yes. Just what I heard from my wife.

7 Q. Do you know whether or not your wife
8 removed any goods to 701 East Hastings Street?

9 A. Just some drawers, a chest of drawers and
10 a dressing table.

11 Q. Do you know where these goods you are
12 claiming for were stored at 474 Alexander Street?

13 A. Some of the things were downstairs and
14 some were left upstairs.

15 Q. Then, your J.P. Form is wrong when you
16 state that there were certain things left at 701
17 East Hastings Street?

18 A. The stuff which was left at Hastings
19 Street were the chest of drawers and the dressing-
20 table.

21 Q. Then, that is not correct, as stated there.

22 THE SUB-COMMISSIONER: That gives the whole
23 list of stuff.

24 MR. CHRISTIE: But, they were not there.
25 That is the difficulty.

26 THE SUB-COMMISSIONER: Point out to the
27 witness that all these things were said to have been
28 left at Hastings Street.

29 THE WITNESS: It was the intention, at the time
30

1 of registration with the Custodian to leave these
2 things at 70A East Hastings Street, but they were
3 not actually taken there. Some of these things we
4 took with us.

5 Q. What things did you take with you?

6 A. The bed of the bedroom suite we took with
7 us.

8 Q. Now, in --- A. And the cotton-seed
9 oil we took with us.

10 Q. Of what did the bedroom suite, you took
11 with you, consist?

12 A. We took the bed of the bedroom suite.

13 Q. Did you leave the dresser behind, then?

14 A. The dresser and the chest of drawers,
15 and the dressing-table.

16 Q. Do you say that was left at 474 Alex-
17 ander Street?

18 A. Just the chest of drawers and the dressing
19 table of the bedroom suite were taken to East
20 Hastings Street, just those two things.

21 THE SUB-COMMISSIONER: Q. And were the rest,
22 except the bed, left at 474 Alexander Street?

23 A. The bundle of garden tools was left at
24 Alexander Street, 10 chairs were left at Alexander
25 Street. There is one table appears here, but there
26 were three tables also left at Alexander Street.

27 MR. CHRISTIE: Q. I understand that it was
28 your mother-in-law, I suppose, Mrs. Hosaka ---

29 A. Yes.

30 Q. I understand that it was she who rented

S. Fujiwara,
Ct. Cl.

1 this property to Barabanoff. Do you know whether
2 Barabanoff was to have the use of the furniture or
3 not? A. No. He was not.

4 THE SUB-COMMISSIONER: Q. Was he to have the
5 any of
6 use of the things?

7 A. He was not, no, to have the use of anything.
8 When the white man rented the place he did so after
9 my wife left, I believe.

10 MR. CHRISTIE: Q. I am showing you here a
11 release form dated April 20, 1944. Do you recognize
12 that signature?

13 A. Yes. That is my wife's.

14 Q. That is your wife's?

15 A. Yes.

16 MR. CHRISTIE: I file this as Exhibit B. It is
17 a custodian release form dated April 20, 1944, signed
18 by the claimant, which indicates that certain things
19 were left at 701 East Hastings, Vancouver.

20 (RELEASE FORM, APRIL 20, 1944, MARKED
21 EXHIBIT NO. 5)

22 Q. Of what kind of wood was this table or
23 these tables, for which you are claiming \$75., made?

24 A. Two of them were hardwood and the other one
25 was of clear cedar.

26 Q. What do you mean by hardwood, Can you say
27 what kind?

28 A. I hardly know what kind of hardwood.

29 Q. Was it oak?

30 A. Yes, it was like oak. Two of them were
round tables and one was square, like a desk.

1 Q. Were any of these tables or kitchen cabinets
2 or chairs for which you are claiming home-made?

3 A. Just one of the round tables was home-
4 made. All the rest were purchased.

5 Q. All right, thank you.

6
7 MR. CHRISTIE: I am filing these two letters.
8 There is some difficulty about where this
9 furniture was left. It seems that some of the property
10 was left at 701 East Hastings Street and it became
11 mixed up with I believe Mrs. Hosaka's. I know in one
12 place it was suggested that the mother and daughter
13 settle between themselves as to whom the different
14 articles belonged.

15 In respect of this property at 474 we have
16 no record.

17 There are two letters from Harold D. Campbell,
18 a chartered accountant, who made a report on the
19 chattels to the Custodian. One letter is dated
20 January 24, 1945, and the other October 22, 1944.
21 They are both addressed to the Custodian by Mr.
22 Campbell.

23 (TWO LETTERS, JANUARY 24, 1945, OCTOBER 22,
24 1944, MARKED EXHIBIT NO. 6)

25 It is submitted that the property which was
26 sold by tender was sold at its fair market value.

27 It is submitted that these other articles
28 were left in the custody of a person other than the
29 Custodian and that the Custodian had no record, and
30 that they were not sold by him and that therefore the
Custodian is not responsible.

10
E. Fujiwara
claim.

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MR. BEST: I can quite understand the latter
part of my friend's submission that he had no record
of them. No doubt that is the case, but I do not
follow how he can submit that they were left in some-
one else's care. The witness has said that they were
left in his home at 474 Alexander Street and that
Barabanoff did not rent the place until after his
family left.

10
11
THE SUB-COMMISSIONER: This witness really
was not in a position to say that definitely.

12
13
14
15
MR. BEST: No, but I would draw your honour's
~~the fact~~
attention to that the wife did make this statement
on her claim and did instruct our clerk to make it
that she had not rented the property to Barabanoff

16
17
18
19
20
THE SUB-COMMISSIONER: It is not for me to
make a finding but it could scarcely be found it
was rented to this man unless there was positive
evidence to that effect. If there is it is for the
Commissioner to say what he believes.

21
22
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24
MR. CHRISTIE: We say that this property was
rented by Mrs. Hosaka to this tenant and presumably
the goods were still there if they had not been
moved to Hastings Street.

25
26
27
28
29
As far as the J.P. Form goes they state the
goods were left at Hastings Street but if they were
left at Alexander Street they were left in the care
of this tenant because the Custodian had no record
in the J.P. Form that they were left there.

30
That will be our submission and it will be a
matter for proof out there.



(PROCEEDINGS ADJOURNED SINE DIE)

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

A.G. Veitch.

A.G. Veitch,
Official Reporter.

I, M.A. Miller, Deputy Commissioner,
appointed to hear a Commission to investigate
claims of Japanese Canadians for property loss,
do certify the foregoing is a true copy of
the evidence heard on the within claim.

M.A. Miller.

M.A. Miller,
Deputy Commissioner.