14384

Form "JP"

PERSONAL

BUREAU POWELL STREET
OFFICE OF THE CUSTODIAN
JAPANESE SECTION

FILE No. 14384

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: KONDO, Tokukazu

HOME ADDRESS: P. O. Box 419, Gulf of Georgia Cannery, Steveston, B. C.

REGISTRATION NUMBER 03803 SEX: Male AGE: 41

OCCUPATION: Fish Collector

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

EMPLOYER: Canadian Fishing Co., Steveston, B. C.

MARRIED? Yes

NAME OF WIFE OR HUSBAND: Setsue

ADDRESS OF WIFE OR HUSBAND: Gulf of Georgia Cannery, Steveston, B. C.

NAMES OF ANY LIVING CHILDREN: Fumikazu(M); Tamotsu(M); Toshio(M); Hiroshi(M) Noriko(F); Yasuko(F); Yoko(F).

ADDRESS OF CHILDREN: Gulf of Georgia Cannery, Steveston, B. C.

AGE OF CHILDREN: 15; 13; 10; 8; 5; 3; and 8 months.

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

1. LOCATION AND DESCRIPTION: None

EXHIBIT No. 306-2
DATE 3 June 1948
FILLED BY Croson

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: ~~#22~~ Gulf of Georgia Cannery, Steveston, B. C.

2. LANDLORD'S NAME AND ADDRESS: Canadian Fishing Co., Steveston, B. C.

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

By arrangement with the Cannery.

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:

set of Dolls($100.00); kitchen wares($30.00); bureau($10.00); used clothing($5.00); chinldren's toys($15.00) this personal property is being stored at Mr. R. Hayashi, #111 #9 Rd., Steveston, B. C.

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

None

3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR CLAIM ON ANY SUCH PROPERTY None

FORM "JP" FILE No.

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)
4-$5.00 War Saving certificatesfor, Fujikazu, Tamotsu, Toshio, Hiroshi, children of declarant. Certificates in declarant's possession.

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 11th day of May 1942.

(Signature) Tokukazu Kondo

A R McMurtrie
Witness

FOR DEPARTMENTAL USE

EVACUATION SECTION
Rec'd APR 14 1943
File No.
Ans. B.C.
Referred

PERSONAL

FILE No. 14384

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: TOKUKAZU KONDO

HOME ADDRESS: "Sunnyside" Grand Forks, B.C.

REGISTRATION NUMBER 03803 SEX: Male AGE: 43

OCCUPATION: Farm Labourer

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

EMPLOYER: C. V. Meggitt

MARRIED? yes.

NAME OF WIFE OR HUSBAND: Mrs. Setsuye KONDO

ADDRESS OF WIFE OR HUSBAND: "Sunnyside", Grand Forks, B.C.

NAMES OF ANY LIVING CHILDREN: Fujikazu; Tamotsu; Toshio; Hiroshi; Noriko; Yasuko; Yoko.

ADDRESS OF CHILDREN:

AGE OF CHILDREN: 18 yrs; 14 yrs; 12 yrs; 9 yrs; 7 yrs; 5 yrs; 2 yrs.

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

1. LOCATION AND DESCRIPTION:

None.

EXHIBIT No. 306-2
DATE 3 June 1948
FILED BY Orion

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: None

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:

Furniture + personal effects left in house at Steveston, BC + declared under wife's name to Custodian (Value about $150.00 to $200.00)

Wife registered on yellow card, declaring no property. Om.S.

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

None

3. GIVE THE NAME AND ADDRESS OF ANY PERSON HAVING ANY INTEREST IN, OR CLAIM ON ANY SUCH PROPERTY None

FORM "B" FILE No.

4. INSURANCE CARRIED ON ABOVE PROPERTY: not known.

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 6th day of April 1943

Yonekazu Tanaka

(Signature) Tokukazu Kondo

W. J. Dennis Cpl R.C.M.P.

Witness

FOR DEPARTMENTAL USE

INFORMATION FROM R.C.M.P.

COPY

DATE May 12, 1943
April 21, 1943

Our File No. 14384

Full Name KONDO, Tokukazu
(Surname in Block Letters)

Registration No. 03803 Male - Female (Check) Age June 4, 1900

Former Address P.O. Box 419, STEVESTON, B.C.

Date Evacuated May 13, 1942 Naturalized - Canadian-Born - National (Check)

Present Address c/o C.V. Meggett, R.R. #1, GRAND FORKS, B.C. (1943)

Married - Single (Check)

Name of Wife (nee HAYASHI) Setsue #05010

Name of Husband --

Name of Mother (nee IDO) Die (Dec'd) Name of Father Yasumatsu (Dec'd)

Names of Children under 16

Requested by Evelyn Bridson Registered with Custodian Yes (Yes or No)

Additional Information FISH COLLECTOR

14384

December 12, 1946.

Mr. Tokukazu KONDO,
Registration No. 03803,
R. R. No. 1,
Grand Forks, B.C.

Dear Sirs

This will acknowledge receipt of your letter of December 2, 1946.

In your original declaration of May 11, 1942, your name was mis-spelled and you were requested to send in a second declaration which is dated April 6, 1943. In your first declaration you declared your personal effects were stored at Mr. R. Hayashi, 111 No. 9 Road Steveston, B.C. In your second declaration you stated your furniture and personal goods were declared under your wife's name. We find, however, that your wife declared no property of any kind left in the protected area.

When the chattels of R. Hayashi were removed, the only goods found in your name were three boxes of effects, and the saleable articles from these boxes were sold in the amount of $5.30.

Your letter has been placed on file.

Yours truly,

George Peters,
Office of the Custodian.

GP/ic

File No. 14384 November 20, 1946.

PERSONAL PROPERTY SUMMARY

Re: Tokukazu KONDO
Registration No. 03803

CHATTELS: See Chattel Summary.

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

VESSELS: The file reveals the vessel "Gulf" was sold through the Japanese Fishing Vessel Disposal Committee and the proceeds paid direct to KONDO on April 16, 1942.

BONDS: In his original declaration of May 11, 1942, KONDO declared:
4 - $5.00 War Savings Certificates
As this did not come under the control of the Custodian, no action required.

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

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

George Peters,
Office of the Custodian.

GP/ic

SUMMARY TAKEN FROM VESSELS RECORDS

Date: May 9, 1944

Name: KONDO, Tokukazu Reg. No. 03803 File: 14384

Boat File No.: JFVDC 419

Name of Vessel: "Gulf" 34'x8'x3'6", Vulcan 16 HP (1937)

Lic. or Reg. No.: New Westminster 2441

Naval No.: NW.036-C

Owner's Valuation: $1,500.00

JFVDC Valuation: Hull & engine very old-no sales value
Survey #313 NW.

Custodian Valuation: None

Date of Sale: April 11, 1942

Purchaser: Canadian Fishing Co.Ltd.

Signature on Sales Papers: Copy unsigned

Selling Price: $300.00

Paid to JFVDC ~~or Custodian~~: 300.00

Supervision Costs: 5.50

Balance due Owner: 294.50

Paid to: T. Kondo, April 16, 1942

Location of Boat at Sale: New Westminster

Claims Against Canadian Govt.:

Repairs: Star Shipyard Job #132-$20.77 (Paid) Thought This Was Paid By Salvage Com

Additional Information:

F Macleod
Nov 20/46

File No. 14384 November 20, 1946.

CHATTEL SUMMARY

Re: Tokukazu KONDO
Registration No. 03803

On May 11, 1942, Tokukazu KONDO declared chattels to be stored at the home of R. Hayashi, 111 No. 9 Road Steveston, B.C.

The file reveals KONDO's first name was spelt wrongly on his original declaration and another declaration was sent in by him on April 6, 1943.

The only goods removed from the home of R. Hayashi, under KONDO's name, were 3 boxes effects. No other chattels were found in his name.

The contents of the 3 boxes of effects were auctioned on February 2, 1945, and the proceeds credited to KONDO's account.

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

G. Peters

George Peters,
Office of the Custodian.

GP/lc

NAME [illegible]

REGISTRATION NO. 03803 FILE NO. 14384

The following chattels were sold by public auction at Steveston, B. C. on February 2, 1945.

Lacquerware etc.	$ 2.00
Dishes	4.75

Total

Less Expenses:	(Auctioneer's Fee $ 0.68	
	(Advertising: 0.42	$ 6.75
	(Movings: 0.55	$ 1.45
Net Proceeds Credited:		$ 5.30

Members of Custodian Staff Present. Mr. Harris

Extracted from Auctioneering List No. Steveston 2B.

Remarks.

File No. 14384.

Tokukazu KONDO - Reg. No. 03803

Date		Particulars	Debit	Credit	Balance
1945	March 19	Proceeds Auction Sale	$	$ 5.30	
1946	November 22	Cheque to you	$.30		
			$ 5.30	$ 5.30	- NIL

March 31/48.
/js

6726

Received from B.C. 14356

March 20, 1943.

Attention Mr. H. L. Brown.

The B. C. Security Commission,
355 Burrard Street,
Vancouver, B. C.

14356

Dear Sirs:

Tokukazu KONDO, #03803
Re: Mrs. Setsue Tokukazu KONDO
Registration No. 05010

In answer to your letter of the 18th of March respecting Tokukazu Kondo, registration No. 03803, please note that this man did not declare anything to this office and no file has been set up for him. We have a file for his wife, No. 6726, on which she declared that she owned nothing.

It is found that Tokukazu Kondo owned a boat, the "Gulf" which was sold to the Canadian Fishing Company in April, 1942, and a cheque for $294.50 was sent to Kondo during that month.

If he has any real property he should declare it and it will be looked after. We are sending herewith three "JP" forms, which perhaps can be transmitted to Kondo for his declaration to be completed.

Yours truly,

P. H. Russell,
Administration Department.

PHR:BT

Enclosures 3.

14384

November 21, 1946.

Mr. Tokukazu KONDO,
Registration No. 03803,
R.R. No. 1,
Grand Forks, B.C.

Dear Sir:

We are enclosing herewith our cheque in the amount of $5.30 being your entire balance with the Custodian.

In your declaration of May 11, 1942, you declared goods being stored with Mr. R. Hayashi, 111 No. 9 Road, Steveston, B.C. The only goods found in your name were 3 boxes of effects, and goods of any value were auctioned and credited to your account.

Kindly acknowledge receipt of this cheque.

Yours truly,

George Peters,
Office of the Custodian.

GP/ic

Encl. - cheque $5.30

14384

March 21st, 1951

Mr. Tokukazu KONDO,
Grand Forks, B. C.

Dear Sir:

Distribution is now being made from the assets of the River Fish Company at the rate of $33.98 per share. You were the holder of 5 shares and payment to you is as follows:

5 shares	$ 169.89
Less previously advanced	70.00
	$ 99.89

Custodian cheque for this amount is attached hereto.

Please acknowledge receipt.

Yours truly,

C. H. Reed
Office of the Custodian

CHR:BK
Encl.

File No. 14384 November 20, 1946.

LIABILITY SUMMARY

Re: Tokukazu KONDO
Registration No. 03803

On June 18, 1942, Jiro NISHIHATA placed a claim against KONDO in the amount of $25.80. KONDO was written to in connection with this and in his letter of July 24, 1943, he denies this claim. The Custodian wrote NISHIHATA that nothing further in this matter could be done.

Masami MORI placed a claim against Tokukazu KONDO in the amount of $35.00 and this was paid by KONDO on August 13, 1943.

Maikawa Limited placed a claim against KONDO in the amount of $25.55. On December 20, 1943, the Custodian wrote Maikawa Limited in connection with this -- no further action required.

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

George Peters, Office of the Custodian.

GP/lc

NOV 25 1947

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

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

14384

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

(1) NAME KONDO TOKUKAZU. (RCMP) Reg. No. 03803
(Print) Surname Given Name

(2) Pre-Evacuation Address P.O. BOX 419 STEVESTON, B.C.

(3) Present Address R.R. No. 1. GRAND FORKS, B.C.

(4) REAL ESTATE

(a) Street Address (if any) _____
City or Municipality, Province

(b) Legal description (lot number, block number, section number, etc.) _____

(c) Type of Real Property (cross out words which do not apply):

(i) Farm
(ii) Residence **Type of business** _____
(iii) Business
(iv) Any other type of property (describe) _____

(d) What was your interest in the property (e.g., sole owner, life tenant, joint tenant, owner of one half or one third interest, leasehold, etc.) _____

(e) Fair market value at date of sale (estimate this to the best of your ability):

(i) Land - - - - - - - - - - - - - - - - - - $ _____

(ii) Buildings - - - - - - - - - - - - - - - - $ _____

(iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - - - - - - - - - - - - $ _____

(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - $ _____

(v) Amount at which Custodian sold property and credited your account - - $ _____

(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - - $ _____

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation 4TH AVE., DYKE, STEVESTON, B.C.

(b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.) HOUSE.

(c) How stored or packed at time of evacuation IN BOXES & BUNDLES.

(over)

(d) In whose care was property left at date of evacuation by the claimant. (This question refers to the terms of reference which exclude claims where the property was lost, destroyed or stolen while under the custody, control or management of any person other than the Custodian appointed by the owner of the property. It involves some definite arrangement whereby you appointed someone to take care of the property and such person accepted the responsibility of so doing. Unless such an arrangement was made the question should be answered "in no one's care")

IN CARE OF CUSTODIAN.

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

1.	CHAIRS. 6.	Estimated Value $	6.00
2.	DRESSER.	Estimated Value $	10.00
3.	DOLLS.	Estimated Value $	100.00
4.	TOYS.	Estimated Value $	5.00
5.	GRAMAPHONE $20.00 & PHONOGRAPH RECORDS $10.00	Estimated Value $	30.00
6.	CLOTHING.	Estimated Value $	25.00
7.	KITCHEN WARES.	Estimated Value $	35.00
8.		Estimated Value $	
9.	AMOUNT CREDITED FROM THE CUSTODIAN.	$	15.30 (6.75)
10.		Estimated Value $	
		TOTAL CLAIM FOR PROPERTY LOSS $	185.70

N.B.—If you cannot list all the items here prepare a separate list with values set out opposite each item and attach it to the form. The item "personal property" includes shares, bonds, mortgages, loans, notes and all other forms of property not included in real estate.

(f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e) - $ 185.70

(6) (a) Place at which claimant prefers to be heard. (Vancouver, Kamloops, Nelson, Lethbridge, Moose Jaw, Winnipeg, Toronto or Montreal.)

NELSON IF NECESSARY GREENWOOD PREFERRED.

(b) Do you require the services of an interpreter at the hearing? Yes or no YES

N.B.—This Declaration must be sworn before a Commissioner, Notary Public or other person entitled to take declarations. All lawyers are qualified to do so.

DOMINION OF CANADA,
of)
TO WIT:

I, TOKUKAZU KONDO of the CITY
of GRAND FORKS in the PROVINCE OF BRITISH COLUMBIA.

DO SOLEMNLY DECLARE THAT:

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

DECLARED before me at the
of Grand Forks
in the Province of B.C.
this 15th day of November
A.D. 1947 before me at the City of Vancouver in the Province of British Columbia.

Tokukazu Kondo

A Commissioner &c.

N.B.—THIS FORM FULLY COMPLETED AND SWORN BEFORE A COMMISSIONER SHOULD BE MAILED BY REGISTERED MAIL TO THE COMMISSIONER, c/o THE OFFICE OF THE CUSTODIAN, ROYAL BANK BLDG., VANCOUVER, B.C., BEFORE NOVEMBER 30th, 1947. IF YOU CANNOT MAIL IT BEFORE THIS DATE SET OUT BELOW REASONS FOR THE DELAY.

NOV 25 1947

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

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

14384

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

(1) NAME ~~—~~ KONDO, TOKUKAZU. **(RCMP) Reg. No.** 03803.
(Print) Surname — Given Name

(2) Pre-Evacuation Address P.O. BOX 419 SLOCAN, B.C.

(3) Present Address R.R. No. 1, GRAND FORKS, B.C.

(4) REAL ESTATE

(a) Street Address (if any) _____
City or Municipality, Province

(b) Legal description (lot number, block number, section number, etc.) _____

(c) Type of Real Property (cross out words which do not apply):

(i) ~~Farm~~
(ii) Residence — Type of business FISH BUYER.
(iii) ~~Business~~
(iv) Any other type of property (describe) FISHING GEAR & VESSEL LENGTH 32 FT. ENGINE MAKE FAIRBANKS BEAM 7 FT. 6 IN. CUM 15 H.P.

(d) What was your interest in the property (e.g., sole owner, life tenant, joint tenant, owner of one half or one third interest, leasehold, etc.) SOLE OWNER.

(e) Fair market value at date of sale (estimate this to the best of your ability):

(i) ~~Land~~ FISHING VESSEL - - - - $ 500.00
(ii) ~~Buildings~~ - - - - - - - - - - - - - - - - $ _____
(iii) If business, put value on business as going concern (including land and buildings, tenancies, chattels, fixtures, stock-in-trade, goodwill and accounts receivable) - - - - - - - - - - - - - - - - $ _____
(iv) Total value (if you cannot give separate values for lands and buildings just fill in total value) - $ 500.00
(v) Amount at which Custodian sold property and credited your account - - $ 295.00
(f) Loss (This figure is arrived at by deducting item (v) from item (iv) - - - $ 205.00

(5) PERSONAL PROPERTY

(a) Place or places at which property was left by the claimant at date of evacuation _____

(b) Type of premises in which property left (e.g., house, warehouse, garage, shed, church basement, etc.) _____

(c) How stored or packed at time of evacuation _____

(over)

(d) In whose care was property left at date of evacuation by the claimant. (This question refers to the terms of reference which exclude claims where the property was lost, destroyed or stolen while under the custody, control or management of any person other than the Custodian appointed by the owner of the property. It involves some definite arrangement whereby you appointed someone to take care of the property and such person accepted the responsibility of so doing. Unless such an arrangement was made the question should be answered "in no one's care")

IN NO ONE'S CARE.

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

1. _____ Estimated Value $ _____
2. _____ Estimated Value $ _____
3. _____ Estimated Value $ _____
4. _____ Estimated Value $ _____
5. _____ Estimated Value $ _____
6. _____ Estimated Value $ _____
7. _____ Estimated Value $ _____
8. _____ Estimated Value $ _____
9. _____ Estimated Value $ _____
10. _____ Estimated Value $ _____

TOTAL CLAIM FOR PROPERTY LOSS $ 45.05 ~~00~~

N.B.—If you cannot list all the items here prepare a separate list with values set out opposite each item and attach it to the form. The item "personal property" includes shares, bonds, mortgages, loans, notes and all other forms of property not included in real estate.

(f) Total claim including real and personal property (this figure can be arrived at by adding items 4(f) and 5(e) - $ 205.~~00~~

(6) (a) Place at which claimant prefers to be heard. (Vancouver, Kamloops, Nelson, Lethbridge, Moose Jaw, Winnipeg, Toronto or Montreal.)

(b) Do you require the services of an interpreter at the hearing? Yes or no YES.

NELSON IF NECESSARY. GREENWOOD PREFERRED.

N.B.—This Declaration must be sworn before a Commissioner, Notary Public or other person entitled to take declarations. All lawyers are qualified to do so.

DOMINION OF CANADA)
of)
TO WIT:)

I, TOKUKAZU KONDO of the CITY
of GRAND FORKS in the PROVINCE OF BRITISH COLUMBIA

DO SOLEMNLY DECLARE THAT:

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

DECLARED before me at the
at Grand Forks
in the Province of BC.
this 15th day of November
A.D. 1947 William Beverly
A Magistrate in and for the County of Yale, Province of British Columbia.

Tokukazu Kondo
A Commissioner &c.

N.B. — THIS FORM FULLY COMPLETED AND SWORN BEFORE A COMMISSIONER SHOULD BE MAILED BY REGISTERED MAIL TO THE COMMISSIONER, c/o THE OFFICE OF THE CUSTODIAN, ROYAL BANK BLDG., VANCOUVER, B.C., BEFORE NOVEMBER 30th, 1947. IF YOU CANNOT MAIL IT BEFORE THIS DATE SET OUT BELOW REASONS FOR THE DELAY.

_____

_____

_____

_____

Name of Claimant [redacted], Tobacconist Case 306

Custodian File 14304

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		Sale Price	Total Award 125% of all Sale Prices:		
						% of Total	Amount		% of Total	Amount	

PERSONAL PROPERTY

Motor Vehicles		Boats and Boat Gear						
Sale Price	25% thereof	Sale Price	Nelson Bros. 23.5% of Sale Price	Other Sales 28.5% of Sale Price	Equipment charges paid to purchasers in error. Repay to owners	Amount of Claims for Boat Gear Declared & Not Found & Recorded Now Missing	45% of amount in next preceding column	

NETS

Total award for Nets plus Sale Price	Total Claim for Nets Sold, Declared Not Found and Recorded Now Missing	Percentage Total Award to Total Claim	Claim for Nets Sold Declared Not Found, & Recorded Now Missing	Apply % ratio to Claim	Deduct Custodian Sale Price	

MISCELLANEOUS CHATTELS

Claim for goods Sold By Auction	Sale Price of Goods Sold By Auction	Rebates of charges 30% of Sale Price	Ratio in % of Sale Price to Claim	Claim for goods Declared Not Found, Recorded Now Missing, & Sold Not Paid	Application of % ratio to amount in next preceding column	Sale Price of goods Sold by Tender	12% of Sale Price	
19.36	6.75	2.02	34.97%	120.10	42.00			44.02

TOTAL RECOMMENDATION 44.02

1540

14384

October 20th, 1950.

Mr. Tokukazu KONDO,
P. O. Box 118,
Grand Forks, B. C.

Dear Sir:

Re: Japanese Property Claims Commission

Case No. 306

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 ... $44.02.

Cheque in your favour is enclosed for $41.47

and we have paid the Co-Operative Committee .. $ 2.55

for legal fees as authorized by you.

Yours truly,

F.G. Shears
Director

FGS/js
1 encl.

DEFENCE BRIEF

Tokukazu KONDO

File No. 14384

Case No. 306

Grand Forks
June 3, 1948

PERSONAL PROPERTY CLAIMS

1. Fishing vessel claim.

Claim abandoned. See transcript at page 2, line 11 et seq.

Claim is abandoned subject to the terms of reference being broadened to cover it.

2. Chattels Claim.

Claim amended - see transcript at page 2.

Claim

$139.50

Claimant made one J.P.form on May 11, 1942 in which he declared certain articles as stored with one Hayashi at Steveston. See the J.P. form.

Due to the fact that the claimant's name had been misspelled ("Konko") in the 1st J.P. form, he was requested to make another, which he did on the 6th of April 1943.

But in his second declaration the claimant said that his goods were "in the House at Steveston" and had been declared by his wife.

But note that the fact is that his wife did not declare any property at all. See her file Setsue Kondo File No.6726.

The claimant has now reverted to the text of his original declaration and states that his goods were all left at the house of R. Hayashi in Steveston.

Hayashi's file (No. 4967) is of no help in this regard. It merely states that some of the claimant's goods were found there. What those goods were is not therein stated.

Mr. Peters states that the only goods belonging to this claimant which were found at Hayashi's house were those which were in fact sold at auction and credited to this claimant's account. Mr. Peters unfortunately is the only witness who could give us all the storey and he will not be available.

Next best witness is.
Witness:- E. Levensky, who took the inventory at Hayashi's house on Nov. 15, 1946.

The only effects of the claimant found at Hayashi's house were in 3 boxes which were sold at auction. Witness as above.

(a) Sold at auction	Sale Price
Kitchen-ware valued by claimant at 35.00.	$6.75

Witness:- Mr. Harris attended auction as Custodian agent.

(b) Declared and not found.

Goods valued by claimant at $104.50.

Witness:- E. Levensky took the inventory.

It is to be remembered however that when these goods were declared the form was in the name of "Konko" and the Custodian could not have found them. When the error came to the Custodian's attention and was rectified, the claimant changed the nature of his declaration altogether. (See supra) and from April 6th 1943 until the time of the claim the goods were improperly declared.

So we see that before the 2nd declaration the goods were declared in the wrong name and after that time they were declared at the wrong place.

NOTE: Mr. McInnes did not subit a defence of "agency" with respect to the time between the claimant's declaration and Hayashi's evacuation. However, if it should appear expedient, that point might be considered.

Summary of Witnesses	Where required
E. Levensky	1 and 1 (b)
Mr. Harris	1 (a)

FRS/mw

CASE NO: 3068

IN THE MATTER OF THE "INQUIRIES ACT"

PART I, REVISED STATUTES OF CANADA 1927, CHAPTER 99

JAPANESE PROPERTY CLAIMS COMMISSION

B E F O R E

(HIS HONOUR, JUDGE M.M. COLQUHOUN, SUB-COMMISSIONER)

Grand Forks, B.C.
June 3, 1948

IN THE MATTER OF THE CLAIM OF

TOKUKAZU KONDO

PROCEEDINGS AT HEARING

APPEARANCES:

HAROLD W. McINNES, Esq., appearing for the Dominion Government

A.E. COBUM, Esq., appearing for the Claimant

L.A. DODD, Esq., Secretary to Grand Forks Sub-Commission

G.E.R. UPTON, Esq., Official Interpreter

G. HAMBLETON, Esq., Official Reporter

MR. COBUS: The claim, your honour, of Kondo, Tokuhasu. That appears under No. 30 and No. 31 on the Secretary's list, and will become case No. 206.

TOKUHAZU KONDO, the claimant herein, being first duly sworn, testified through the official interpreter as follows:

MR. COBUS: Your honour, this claimant submitted two claim forms, one concerning a fishing vessel, and one concerning certain personal property.

As to the claim for the fishing vessel, that is being abandoned subject to the Terms of Reference being broadened.

With respect to the personal property which is the subject of the claim, I would like to make certain amendments to item 5 (e) in the claim form. Item 1, six chairs, is now valued at $4.50. The dresser remains at $10.00. The dolls have been reduced to $60.00. The toys remain at $5.00. The gramophone and records have been abandoned. The clothing remains at $5.00. Kitchenware remains at $55.00. The total of those items is $139.50. The amount which should be credited to the Custodian for sales as against the articles claimed is $6.75, which leaves a net claim of $132.75.

THE COMMISSIONER: Amendment allowed.

DIRECT EXAMINATION BY MR. COBUS:

Q: Witness, I produce to you a statement concerning

personal property for which you have submitted a claim. Did you instruct me to prepare this statement for you and is that your signature?

A: Yes.

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

A: Yes.

MR. COBUS: I would ask to file the personal property statement as the first exhibit, your honour.

(STATEMENT MARKED EXHIBIT NO. 1)

MR. COBUS: In the statement, your honour, the items are listed, which agree with the now amended claim form with the additional information contained as to the date of purchase, whether the items were new or used when purchased, the price paid, and the condition of the items when the claimant was evacuated. He elaborates somewhat on the last item, kitchenware, as including pots and pans and other cooking utensils, and enough dishes to serve nine people. All of the chattels, he says, were left in the home of Mr. Sayashi at No. 11, No. 9 Road, Steveston, B.C. and declared in his first J.P. form. The only comment he makes is that reasonable depreciation has been allowed in estimating the values claimed.

Q: Witness, with respect to the statement, Exhibit 1: In the extreme right-hand column you indicated certain values. Do those values represent your opinion of what would be a fair value for those

goods? A: I think those are fair.

MR. COSUS: Would my learned friend produce the two J.P. forms from his file, one purported to have been signed by the witness and — I guess both of them are signed by the witness.

MR. McINNES: I am producing at the request of my friend, your honour, two J.P. forms, the first dated the 11th of May '42, signed, apparently, by this claimant, and the second one dated the 6th of April, 1943, apparently bearing the signature of this claimant, stating that the goods listed are under his wife's name.

MR. COSUS: Q: Witness, I produce to you a form known as a J.P. form. It bears the date, the 11th day of May, 1942, and appears to be signed by one Tokukazu Kondo, and it bears your name as amended. It appears to have been first in the name of Konko, K-o-n-k-o, Tokukazu. The "K" has been deleted by pencil and a "p" written above it. Is that your signature? A: Yes.

Q: Now, I produce to you another J.P. form under your name which bears the date of the 6th day of April, 1943, and purports to be signed by you and witnessed by Yoneharu Tanaka, and W.J. Durnin, Corporal, R.C.M.P. Is that your signature?

A: Yes.

Q: Under what circumstances did you file a second J.P. form?

THE COMMISSIONER: What is the difference between the two forms?

MR. COBUS: Your honour, in the original --

MR. McINNES: Here is a letter that may explain it.

THE COMMISSIONER: You might explain that.

A: There was some mistake.

MR. McINNES: There is a letter which might explain it, if my friend wishes.

MR. COBUS: Yes. I have had produced, your honour, a copy of a letter addressed to the claimant dated December 12, 1946, which would indicate that in his original declaration his name was misspelled. I think that would indicate the change to which I have made reference, as to the "Konko" being altered to "Kondo."

THE COMMISSIONER: Apart from that, are the contents the same?

MR. COBUS: No, your honour, in the second P.P. form, there is -- perhaps I should read what is contained in the first P.P. form. He declared a set of dolls, kitchenware, bureau, used clothing, children's toys, and indicates that this personal property is being stored at Mr. R. Hayashi's house, No. 11, No. 9 Road, Steveston. In the second one, which is made roughly a year from the first one, he says: "Furniture and personal effects left in house at Steveston, B.C. and declared under wife's name to Custodian."

THE COMMISSIONER: Well, is this a case where the wife should, perhaps, be joined as a party claimant?

MR. COSUS: Q: Witness, when did your wife die?

THE COMMISSIONER: Oh, I see.

A: August, '43.

THE COMMISSIONER: Well, that clears it up. I did not know the wife was deceased.

MR. COSUS: Yes. I was going to pursue that, your honour.

Q: At the time, witness, that you made up the second J.P. form, had your wife told you, or were you given to understand by your wife that she had declared certain furnishings and personal property? A: No.

THE COMMISSIONER: I am not sure if he understood that question. You had better ask him what knowledge he had of the circumstances.

MR. COSUS: Q: Well, witness, would you tell me why you said in your second J.P. form that the furniture and personal effects had been declared by your wife? Who told you that?

A: I don't know anything about that statement. At the commencement I registered in my name with the Custodian.

MR. COSUS: I would ask to file the two J.P. forms, your honour, on behalf of the Crown.

THE COMMISSIONER: Are you filing them as one exhibit?

MR. COSUS: Yes, your honour.

MR. McINNES: Exhibit 2 will be called "Two J.P.forms."

THE COMMISSIONER: Yes.

(J.P. FORMS MARKED EXHIBIT NO. 2)

MR. COSUS: Would my learned friend produce the Analysis

of Personal Property Claim?

(Handed to Mr. Cobus)

MR. COBUS: I have had produced the Analysis of Personal Property Claim, your honour, from the Custodian's file, which I would ask leave to file on behalf of my learned friend.

(ANALYSIS MARKED EXHIBIT NO. 3)

MR. COBUS: I think the only comment with respect to Exhibit 3, your honour, the Analysis of Personal Property Claim, is to indicate that the Custodian's Analysis indicates all of the articles for which claim is made were declared and no found. We have abandoned, of course, the item with respect to the gramophone and phonograph records.

Your Witness.

MR. McINNES: I just wish to make one or two observations, your honour. I don't think it will be necessary to ask any questions because the documents speak for themselves.

In the first place, I would point out that the six chairs now claimed for were never declared. Secondly, it is submitted that such of the goods as were found were sold for their fair market value, and that, according to the Analysis of Personal Property Claim, Exhibit 3, would be the kitchenware. For the reason set out, the error in the J.P. form, the remainder of the goods were not found, never came within the custody of the Custodian, and therefore do not

come within the terms of reference.

No questions.

THE COMMISSIONER: That is all, thank you.

(Witness aside)

(PROCEEDINGS ADJOURNED SINE DIE)

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

Gordon Hambleton

G. Hambleton
Official Reporter

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

H.H. Colquhoun
Sub-Commissioner