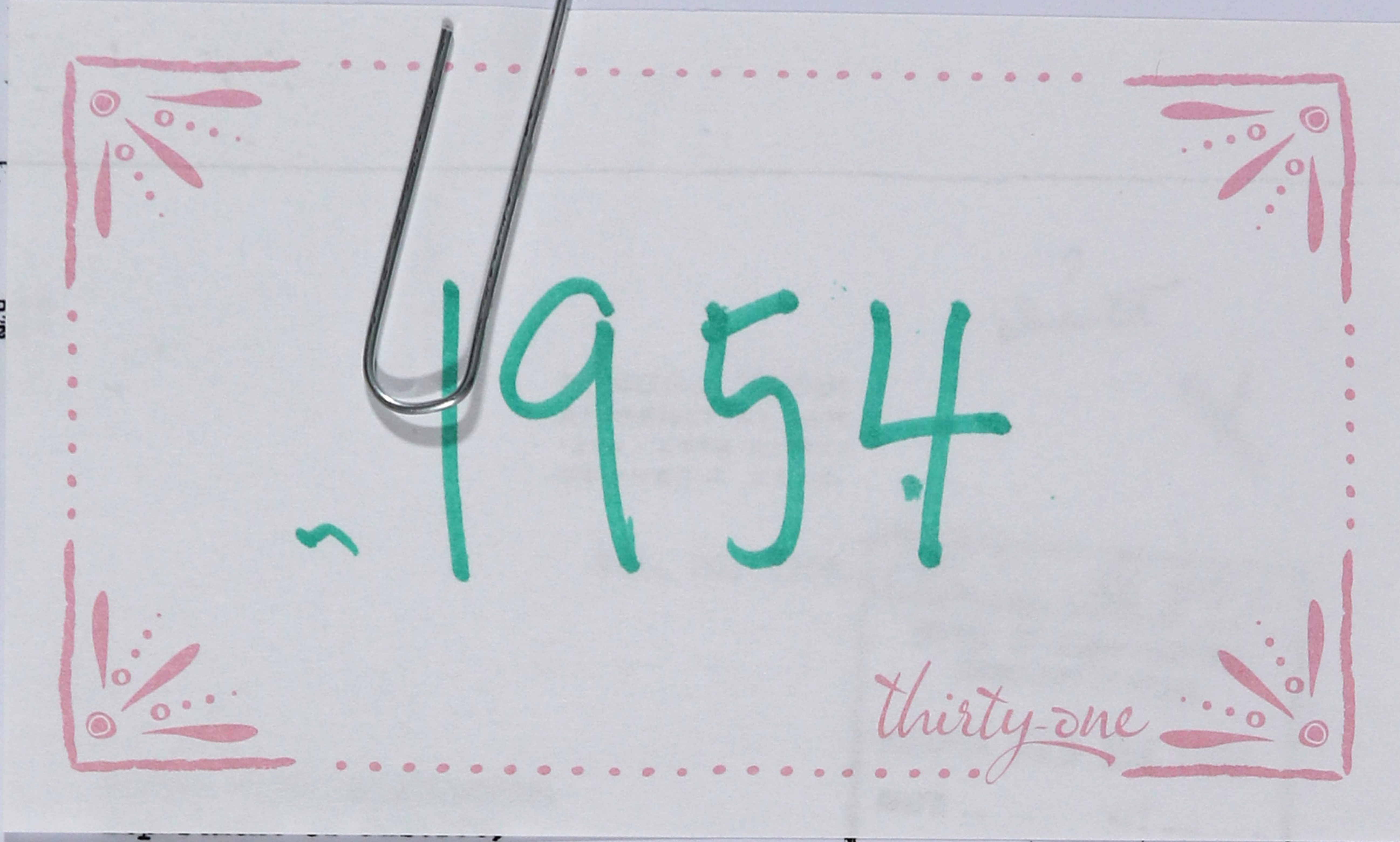


TELEPHO
ALPINE 7



Washington 25, D.C.

NO. ANS. _____ DATE _____

Re: Claim No. 36 891

Gentlemen:

Claim No. 36 891 is filed in the name of J. S. Miwa, a national and now resident of Japan, who returned to Japan via M.S. Gripsholm during World War II.

The citizen son, Lawrence Miwa, now a student at the University of Denver in Denver, Colo., is a bona fide American citizen, and a resident of Hawaii.

He wishes to know whether a Deed of Gift, an Assignment of Interest, or a legacy by way of Will, to him from his father, of all right, title, and interest in and to said claim would be recognized by your office.

Could you please advise whether any of the above methods of transfer would be effective, so far as your Office is concerned.

Very truly yours,

Minoru Yasui
Minoru Yasui

MY:m

86033

TELEPHONE:
ALPINE 7227

MINORU YASUI
ATTORNEY AT LAW
1225 - 20TH STREET
DENVER 2, COLO.

Intt
RECORD

Feb. 20, 1954.

<i>Claim 36891</i>	
OFFICE OF ALIEN PROPERTY DEPARTMENT OF JUSTICE	
RECEIVED FEB 24 1954	
ANS'D _____	DATE _____
NO. ANS. _____	DATE _____

Office of Alien Property,
Department of Justice,
Washington 25, D.C.

Re: Claim No. 36 891

Gentlemen:

Claim No. 36 891 is filed in the name of J. S. Miwa, a national and now resident of Japan, who returned to Japan via M.S. Gripsholm during World War II.

The citizen son, Lawrence Miwa, now a student at the University of Denver in Denver, Colo., is a bona fide American citizen, and a resident of Hawaii.

He wishes to know whether a Deed of Gift, an Assignment of Interest, or a legacy by way of Will, to him from his father, of all right, title, and interest in and to said claim would be recognized by your office.

Could you please advise whether any of the above methods of transfer would be effective, so far as your Office is concerned.

Very truly yours,

Minoru Yasui
Minoru Yasui

MY:m

86033

HA-375-1J & HA-376
LRG:so

February 24, 1954

Mr. Seigo Miwa
60 Kamezoe Cho
Nishinomiya City
Hyogo Ken
Japan

My dear Mr. Miwa:

Your daughter, Kiyoko Sato, who resides at 645 Anala Street, Honolulu, T. H., has written us a letter in the Japanese language of which the enclosed is a translation into English. The letter requests information which would require the expenditure of considerable time and effort.

Please let us know whether Kiyoko Sato has authority to represent you in this matter, and your purpose in requesting this information.

If someone residing in Hawaii is going to represent you in connection with this matter, we request that we be furnished with a Power of Attorney authorizing this office to disclose the information to your representative. We will do nothing further in the matter until we have received your reply.

Very sincerely yours,

DALLAS S. TOWNSEND
Assistant Attorney General
Director, Office of Alien Property

By (Signed) Leon R. Gross
Leon R. Gross, Manager
Hawaii Office

Encl.

cc: Kiyoko Sato
Colonel Townsend
Thomas H. Creighton, Jr. ✓

LRG:jtf

Lott.

RECORD

February 25, 1954

Claim 36891	
OFFICE OF ALIEN PROPERTY DEPARTMENT OF JUSTICE	
RECEIVED	MAR 1 1954
1954	DATE
FILED	RL 3/5/54

Mr. William E. Downey
Chief, Comptroller's Section
Office of Alien Property
101 Indiana Avenue, NW
Washington, D. C.

In re Seigo Miwa
Vesting Orders Nos. 2783, 3567,
5183, 7497 and 11596

Dear Bill:

The enclosed translation into English of a letter in the Japanese language from Kiyoko Sato, daughter of Seigo Miwa, 46 Kawazoe Cho, Nishinomiya City, Hyogo-ken, Japan, and our reply are for your information.

Vesting Order No. 2783 dated December 15, 1943, and Supplemental Vesting Orders Nos. 3567 dated May 3, 1944 and 5183 dated August 21, 1945, vested 815 shares of J. S. Miwa and Company, Limited stock. Our records indicate that the realization from sale of the shares was \$130,000.00, which was remitted to the Washington Office.

In addition, under Vesting Order No. 7497 dated September 4, 1946, an account payable by J. S. Miwa and Company, Limited, to J. S. Miwa Shokwai, San Francisco, California, in the amount of \$4,000.00, was vested as being the property of J. S. Miwa. The proceeds of this vesting order were also forwarded to the Washington Office, on or about September 26, 1946.

Under Vesting Order No. 11596 dated July 2, 1948, the following were vested:

(1) Bank account at Liberty Bank of Honolulu, Honolulu, T. H., \$520.46, which was remitted to the Washington Office on August 4, 1948;

(2) Two United States Savings Bonds, \$100.00 face value each, and one Savings Bond, \$50.00 face value;

F	W
JWM	
MAR 5 1954	

- (3) Five Japanese Government 5 $\frac{1}{2}$ % Dollar Bonds of \$1,000.00 face value each;
- (4) One Yen Certificate of Deposit in the principal amount of ¥37,799.10; and
- (5) One lot of household furniture and fixtures, which was recently sold for \$49.00 on August 26, 1953, and the proceeds thereof remitted to the Washington Office on August 31, 1953.

The United States Savings Bonds, the Japanese Dollar Bonds, and the Yen Certificate of Deposit were forwarded to the Washington Office in August and September, 1953.

Seigo Miwa's daughter, Kiyoko Sato, has stated that she believes a claim for return of property has been filed with our Claims Section. The Hawaii OAP files do not have any record of the claim. Please ask Tom Creighton to let us know whether a claim has been filed, and send us a copy of the claim. Please let us know, also, the net balance in this account, according to your books.

We understand that the present inquiry by Kiyoko Sato results from the recent publicity given the enactment of Public Law 292, extending the time for filing claims for return of property.

Sincerely,

(Signed) Leon R. Gross
Leon R. Gross
Manager

Enclosures

cc: Colonel Townsend
Mr. Greighton ✓

Latt

Mr. William E. Downey, Chief
Comptroller's Section, OAP Washington
Leon R. Gross, Manager
OAP Honolulu LRD:jtf
Seigo Miwa
Vesting Order No. 2783 and others
(HA-376)

March 15, 1954

F-39-1242

OFFICE OF ALIEN INVESTIGATION
DEPARTMENT OF JUSTICE

RECEIVED MAR 17 1954 *gwt.*

ANS'D

We acknowledge and thank you for your memorandum of March 3, 1954 advising us that there is a net balance of \$148,168.95 in Account No. 39-10773, Seigo Miwa, Vesting Orders Nos. 2783, 3567, 5183, 7497 and 11596.

You have been furnished with copies of correspondence between this Office and Mr. Seigo Miwa in Japan, which resulted from Mr. Miwa's request for considerable amount of detailed information which we do not have in the Hawaii Office files and which, even if we had, we would not furnish to Mr. Miwa, or anyone else, without prior authorization from the Washington Office.

We also acknowledge and thank you for the photostatic copy of Claim No. 36891 signed by Seigo Miwa on June 22, 1948, to secure the return of this property, which claim form was received in the Washington Office on July 28, 1948.

A copy of our most recent letter to Mr. Miwa is enclosed.

(Signed) Leon R. Gross

Leon R. Gross

Encl.

cc: Mr. Creighton (with encl.) ✓

FILED
BY MWM
ON AUG 6 1954

44-376
LHG:jte

March 15, 1954

VIA AIRMAIL

Mr. Seigo Miwa
46 Kawazoe Cho
Nishinomiya City
Hyogo-ken, Japan

In re Seigo Miwa
Vesting Order No. 2783 and
Others

Dear Mr. Miwa:

Reference is made to our prior correspondence resulting from the request made by your daughter for considerable detailed information relating to vesting by the Hawaii Office of Alien Property, pursuant to the provisions of the Trading with the Enemy Act, as amended, of certain property formerly owned by you.

Our Washington Office has furnished us with a photostatic copy of Claim No. 36891, received there on July 28, 1948, purportedly signed by Seigo Miwa on form entitled Notice of Claim for return of Property.

Sincerely,

(Signed) Leon R. Gross

Leon R. Gross
Manager, Hawaii Office

CC: Messrs. Dancy
Creighton ✓

Claim 36891
TFC:AJC:HPL:ESC

MAR 17 1954

Minoru Yasui
Attorney at Law
1225 - 20th Street
Denver 2, Colorado

Dear Sir:

Re: J. S. Niva

This will acknowledge your letter of February 20, 1954, inquiring whether J. S. Niva, a national and resident of Japan, may assign his claim, No. 36891, to his son Lawrence Niva, an American citizen and resident of Hawaii.

Under Sections 9 and 32 of the Trading with the Enemy Act, as amended (50 U.S.C. App. Sec. 9 and Sec. 32) a claim for return may be filed only by the person who was the owner of the property immediately prior to its vesting in or transfer to the Alien Property Custodian, or the successor in interest by inheritance, devise, bequest or operation of law, of such owner. Accordingly, a post-vesting assignee is not a proper party claimant for the return of vested property. Furthermore, the Assignment of Claims Act (31 U.S.C. 203) prohibits the transfer of a claim against the United States except under the circumstances described therein.

Very truly yours,

(Signed) Thomas H. Creighton, Jr.

Thomas H. Creighton, Jr.
Chief, Claims Section
Office of Alien Property

86033



SIGNED AND MAILED
MAY 14 1954

2400 South High St.
Denver, Colorado
July 15, 1954

The Honorable Eugene Millikin
United States Senate
Washington, D. C.

Dear Senator Millikin:

I would not know how and where to begin my story to you, but here I am with my complex story which I would like to have you read. Please take into your consideration of my poor English.

My name is Lawrence Fumio Miwa, residing in Denver at present time. I am a Japanese-American who was born in Honolulu, Hawaii on July 5, 1931. My father is J.S. Miwa and my mother is Yoshio Miwa; both were born in Hiroshima, Japan. I am now a senior at the University of Denver with the major in economics.

Early in the beginning of this century, my grandfather sailed from Japan to Hawaii to try his luck on the new land called the United States of America. With the years of hardship and difficulties facing him, he finally was successful in opening a small grocery store which had been managed by his son, J. S. Miwa until the outbreak of the World War II. Meanwhile, I was sent back to Hiroshima, Japan, at the age of three to be educated there. The War brought on our family some unfortunate events, as it did to many of the American people in this country.

My grandfather was already dead, and my father who was in Hawaii at the time of the Pearl Harbor attack was sent to the concentration camp and finally was back in Japan during the War. It was August 6, 1945. Early in that unforgettable morning, the atomic bomb swept away our house in Hiroshima within a few seconds. It was a matter of sheer luck that my parents and sister had a narrow escape to the countryside.

In 1947, in which I regained my American citizenship, my father told me to go to the United States and learn American way of life. So, my sister and I came back to Hawaii in that year. With the handicap I had, because I could not speak and write in English, I managed to graduate from the high school in 1951, and came to the University of Denver which gave me a scholarship.

Meanwhile, our stores and house in Hawaii were confiscated by the Federal government and were sold in the public auction at the price of \$130,000 in 1949. As soon as the War ended, my father filed a claim in Washington, D. C. against his property in the United States. Even though it was sold at \$130,000, the exact valuation of his property as of 1941 was \$290,245. On July 21, 1952, my mother wrote a letter to the President of the United States and the Honorable Robert Murphy, requesting the consideration on the returning of his property in the United

States to our family. She received the letter from the Department of Justice on September 11, 1952, which I have reproduced in the following paragraph.

In reply, please refer
to file number

DEPARTMENT OF JUSTICE
OFFICE OF ALIEN PROPERTY
WASHINGTON 25, D.C.

TEC:JWW:RCM:fw
Claim No. 36891

September 11, 1952

Mrs. Yoshio Miwa
46 Kawazoe-cho
Nishinomiya-shi
Hyogo-ken, Japan

Dear Mrs. Miwa:

Re: Seigo Miwa-claimant

Your letter of July 21, 1952, to the President and the Honorable Robert Murphy, have been referred to this office for reply.

Please be advised that the preliminary processing of the above-numbered claim as required by section 32 of the Trading with the Enemy Act, as amended (50 U.S.C. App. 32), is now being instituted. Upon completion of this processing and the receipt of all information obtained pursuant thereto, this Branch will be in a position to either recommend allowance of your husband's claim or to advise him of the necessity for a hearing before a Hearing Examiner.

Sincerely yours,

Leon Ulman
Acting Chief, Claims Branch
Office of Alien Property

Since that date, almost two years have passed by, and yet neither my family in Japan nor I have had a clear-cut explanation on what happened to the disposition of his property.

On May 1954 my father died in Japan of stomach cancer. Though it was a bitter experience in my life when I heard the news of his death, I could understand exactly what he had in his mind. My father was a kind of person who believed in American way of life and justice. Even during the War, he was still a pro-American and regretted that he had returned to Japan just to see his family. The stores which he received from my grandfather and developed into the organization called J.S. Miwa Co., Ltd. were the results of his honest effort and hard work. He firmly insisted that only the United States of America gave him such an opportunity to do it. Just before he died, he wished in his Will that the said property in America

be returned to Lawrence Fumio Miwa in the near future. Though he was a Japanese by birth, he was an American in his ideas.

As for me, I believe in my father and equally I believe in the integrity of this country. I sincerely hope that democracy which I have learned here will never turn back against our family.

Senator Millikin, will you please consider the case of our family and extend to us your kind help.

Very truly yours,

(signed) Lawrence Fumio Miwa

(typed) Lawrence Fumio Miwa

C O P Y

2400 South High St.
Denver, Colorado
July 15, 1952

Letter *RECORDED*

Claim 36891
OFFICE OF ALIEN PROPERTY
DEPARTMENT OF JUSTICE
RECEIVED JUL 16 1954
ANS'D _____ DATE _____
NO. _____

Alien Property Custodian
Department of Justice
Washington, D. C.

Dear Sir:

I would like to have information on the alien property which is in your custody. I have listed below in conventional way the facts which are pertinent to my case.

- 1 My name is Lawrence Fumio Miwa, a Japanese-American, currently residing in Denver, Colorado.
- 2 My father is J. S. Miwa, who operated J. S. Miwa Co., Ltd. in Honolulu, Hawaii until the beginning of the W. W. II.
- 3 During the War, he was put in concentration camp and sent back to Japan.
- 4 Consequently his company was confiscated by the Federal government and was sold in the public auction in 1949 by Mr. Roger E. Brooks, the Alien Custodian, at \$130,000.
- 5 However, the exact valuation of his property as of 1941 was \$290,245.
- 6 He filed the claim after the War under the Claim No. 36891 in Washington D. C.
- 7 My mother, residing in Japan, received a letter from the Department of Justice, which I have reproduced in the following paragraph.

In reply, please refer
to file number

THC:JWW:RCM;fw
Claim No. 36891

DEPARTMENT OF JUSTICE
OFFICE OF ALIEN PROPERTY
WASHINGTON 25, D. C.

SEP. 11, 1952

Mrs. Yoshio Miwa
46 Kawazoe-cho
Nishinomiya-shi
Hyogo-ken, Japan

Dear Mrs. Miwa:

Re: Seigo Miwa-claimant

Your letter of July 21, 1952, to the President and the Honorable Robert Murphy, have been referred to this office for reply.

Please be advised that the preliminary processing of the above-numbered claim as required by section 32 of the Trading with the Enemy Act, as amended (50 U. S. C. App. 32), is now being instituted. Upon completion of this processing and the receipt of all information obtained

89554

pursuant thereto, this Branch will be in a position to either recommend allowance of your husband's claim or to advise him of the necessity for a hearing before a Hearing Examiner.

Sincerely yours,

Leon Ulman
Acting Chief, Claims Branch
Office of Alien Property

8 Since that date, neither my family in Japan, nor I have received any affirmative answers from the Department.

9 My father wished in his Will that all the said property be returned to Lawrence Fumio Miwa. He died on May, 1954.

The questions I would like to ask are:

1 The possibility of returning the property confiscated to the former owner or to his descendant in case of the owner's death.

2 Whether it is possible to refile a claim for the amount greater than that which was indicated in the auction—Revaluation of his property from \$130,000 to \$290,245.

3 The contents of the current United States Laws pertaining to the disposition of the alien property.

4 Any other information that you may have on the alien property which I would like to know.

Thank you for your cooperation.

Sincerely yours,

Lawrence Fumio Miwa
Lawrence Fumio Miwa

EUGENE D. MILLIKIN, COLO., CHAIRMAN
HUGH BUTLER, NEBR. WALTER F. GEORG, VA.
EDWARD MARTIN, PA. HARRY FLOOD BYRD, VA.
JOHN J. WILLIAMS, DEL. EDWIN C. JOHNSON, COLO.
RALPH E. FLANDERS, VT. ROBERT S. KERR, OKLA.
GEORGE W. MALONE, NEV. J. ALLEN FREAR, JR., DEL.
FRANK CARLSON, KANS. RUSSELL B. LONG, LA.
WALLACE F. BENNETT, UTAH GEORGE A. SMATHERS, FLA.

United States Senate
COMMITTEE ON FINANCE

July 17, 1954

36891
OFFICE OF ALIEN PROPERTY
DEPARTMENT OF JUSTICE
RECEIVED JUL 20 1954
ANS'D _____ DATE _____
NO. _____ DATE _____

RECORD

Office of Alien Property
Department of Justice
Washington 25, D. C.

Gentlemen:

Attached is a letter which I have received from Lawrence Fumio Miwa of 2400 South High Street, Denver, Colorado, regarding his family's claim No. 36891. It will be appreciated if you would provide me with a report on this case at your earliest convenience.

Sincerely,


Eugene D. Millikin

EDM:r
Enclosure

89538

THC:AJG:RPL:db
Claim No. 36891

AUG 5 1954

Honorable Eugene B. Millikin
United States Senate
Washington, D. C.

Dear Senator Millikin:

This will acknowledge your letter of July 17, 1954, transmitting a letter to you dated July 15, 1954 from Lawrence Fumio Nira.

Lawrence Fumio Nira states that his father, Seigo Nira, died in Japan in May of 1954. Our files indicate that Seigo Nira was a native of Japan who had resided for many years in Hawaii. After the outbreak of war he was interned, and in 1943 he was repatriated to Japan pursuant to his own request. By Vesting Order No. 2783 (filed January 18, 1944, 9 F.S. 742) this Office acquired 75.52% of the outstanding capital stock of J. S. Nira and Company, Ltd. as property of the late Seigo Nira. In 1948 the vested property was liquidated, realizing in excess of \$130,000. Additional property belonging to the late Mr. Nira was vested by Vesting Order Nos. 1567, 5183, 7497, 10305, 11596 and 13491, but not all of the property affected has been completely liquidated as yet.

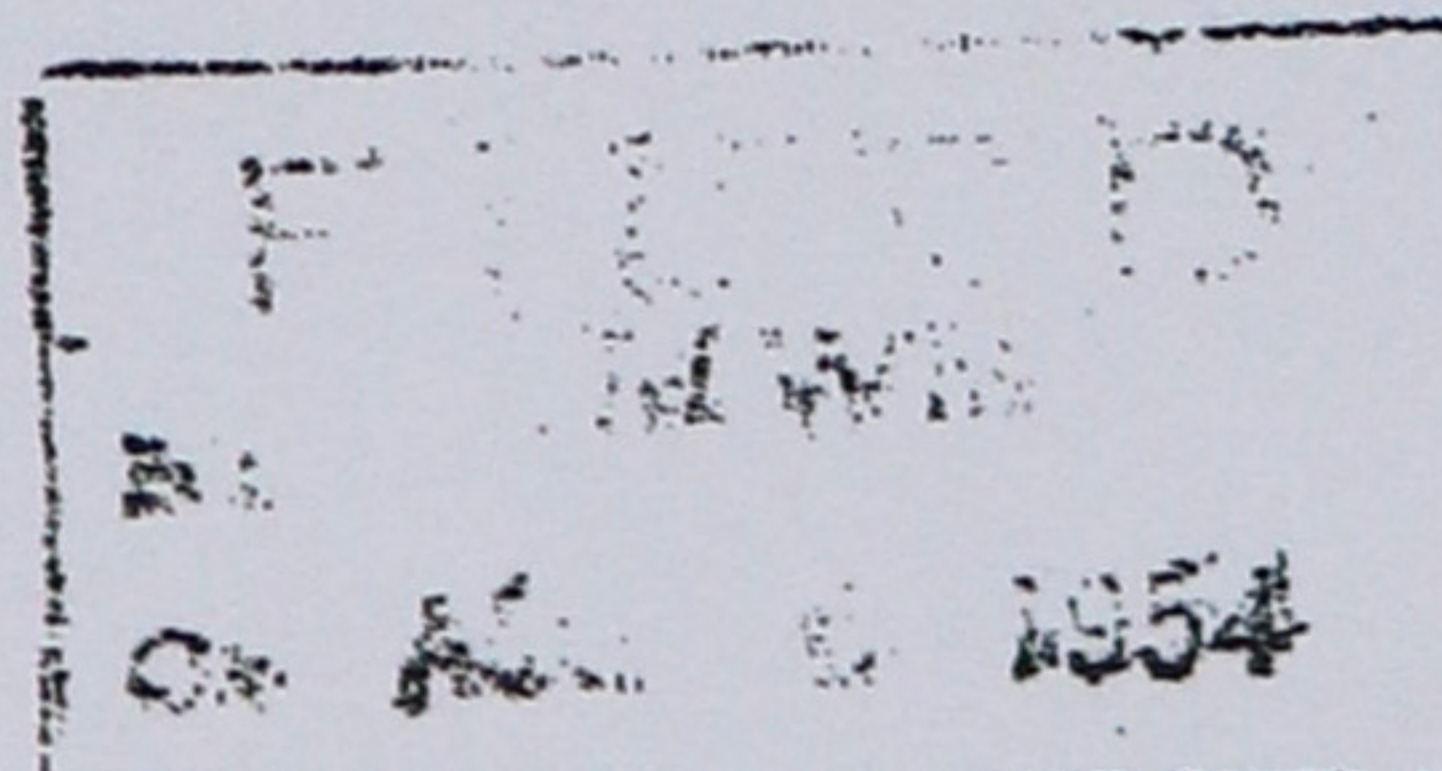
On January 28, 1948 Seigo Nira filed a claim for the return of vested property, (Claim No. 36891). As a citizen and resident of Japan while the United States was at war with that country, he was not entitled to a return of vested property unless he could establish that he was deprived of full rights of Japanese citizenship pursuant to some law, decree or regulation of the Japanese Government directed against political, racial or religious groups, (50 U.S.C. App. 9(a), 32(a)(2)(D)). Although the late Seigo Nira claimed to be affected by the provisions of the statute relating to enemy oppression, he had produced no substantial evidence to support such a finding.

The letter of Lawrence Fumio Nira indicates that he intends to press this claim as the successor-in-interest of his father. In order to recover he will have to establish the eligibility of the former owner in addition to his own personal eligibility for a return of vested property under the statutory provisions to which I have referred. After an appropriate amendment to the claim has been received, Lawrence Fumio Nira will be substituted as the new claimant in this matter and the processing of the claim can be resumed.

89538

SIGNED AND MAILED

AUG 5 1954



Handwritten notes on the left margin: "L", "P-334", and a signature.

Handwritten initials "RS" on the left margin.

Handwritten initials "S" on the left margin.

Mr. Lawrence Paul Kima's letter to you dated July 15, 1954 is returned herewith.

If I can be of further assistance to you in this matter, please do not hesitate to call upon me.

Sincerely yours,

(Signed) Paul V. Myron

Paul V. Myron
Deputy Director
Office of Alien Property

Enclosure

THC:AJG:HPL:db
Claim No. 36891

AUG 6 1954

Mr. Lawrence Fumio Nima
2400 South High Street
Denver, Colorado

Dear Sir:

This will acknowledge your letter of July 15, 1954 advising of the death of your father, Seigo Nima, who had filed Claim No. 36891 for the return of property vested after he had been repatriated to Japan in 1943.

Our files indicate that your father was a Japanese citizen who became a resident of Japan while the United States was at war with that country. Under the circumstances he was not entitled to a return of vested property unless he could establish that he was deprived of full rights of Japanese citizenship pursuant to some law, decree or regulation of the Japanese Government directed against political, racial or religious groups.

Although the late Seigo Nima claimed to be affected by the provisions of the statute relating to enemy oppression, he had produced no substantial evidence to support such a finding.

If you desire to be substituted as the new claimant in this proceeding, it will be necessary for you to complete and return to this office the enclosed set of Schedules 9A. It will also be necessary to have a certified copy of your father's death certificate, duly authenticated by an American consular official and a certified copy of his will, similarly authenticated. Neither the transmittal of this Schedule 9A nor the filing of the executed form by this office is to be deemed an acknowledgment of the validity of this claim.

It is also appropriate to call your attention to the fact that a successor-in-interest must establish the eligibility of the former owner in addition to his own personal eligibility for a return of vested property under the statutory provisions to which I have referred. You are, therefore, invited to supplement your claim with any additional facts which might tend to establish that your predecessor-in-interest was deprived of full rights of Japanese citizenship after his repatriation. Any evidence in your possession which would support your contentions should also be filed as soon as possible.

Your letter inquires whether this claim can be refiled to reflect a valuation of \$290,000 rather than \$130,000. It is noted that Question 4 of the Notice of Claim Form APC-1A, filed by your father, omitted the value of the property claimed. You may place any valuation upon that property that you deem appropriate. However, Section 32(a) authorizes the return to an eligible claimant only of the property or interest vested in or transferred to the Alien Property Custodian "or the net proceeds thereof." I am informed that the property vested from your father has been substantially

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liquidated and that his account was credited with approximately \$150,000 in cash as of February 28, 1954. Regardless of your evaluation, therefore, if this claim were to be allowed today, the amount returned would not exceed \$150,000, together with any assets belonging to your father that had not been liquidated. I am not in a position to furnish you with a more detailed picture of your father's account in the absence of a complete audit, but I trust that this information will satisfy your present requirements.

Very truly yours,

(signed) Thomas H. Freighton, Jr.
Thomas H. Freighton, Jr.
Chief, Claims Section
Office of Alien Property

Enclosure

SEARCHED AND INDEXED
SERIALIZED
MAY 1954

LAW OFFICES
OLIVER ELLIS STONE
ARLINGTON BUILDING-1025 VERMONT AVENUE, N. W.
WASHINGTON, D. C.

SUITE 510-512

STERLING 3-5764

August 31, 1954

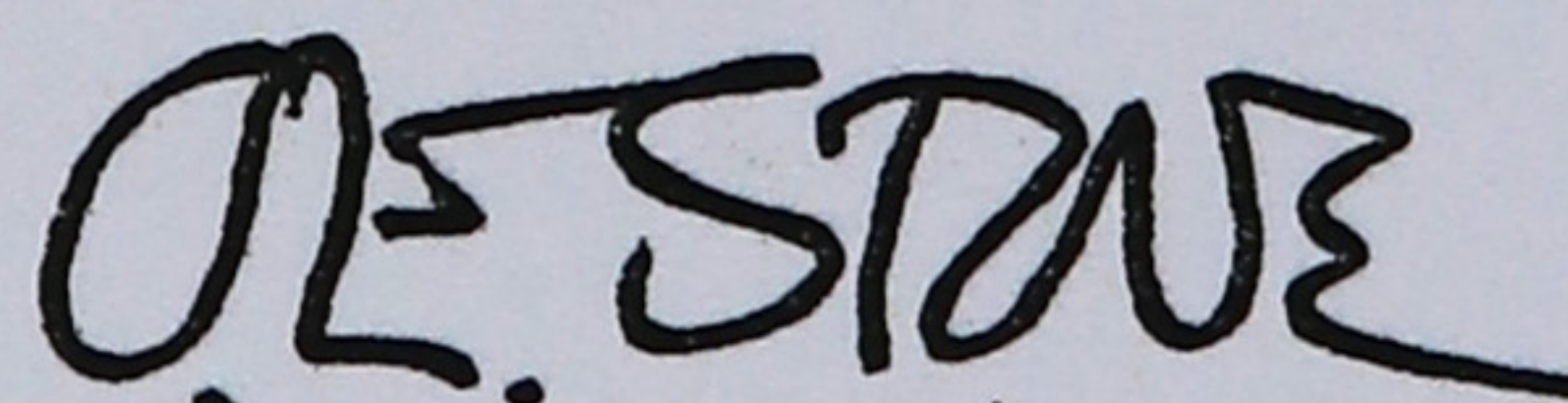
Mr. Thomas H. Creighton, Jr.
Chief, Claims Section
Office of Alien Property
Washington 25, D. C.

Re: Claim No. 36891
THC:AJG:RPL:db

Dear Mr. Creighton:

I wish herewith to enter my appearance as representative of Lawrence Miwa, successor in interest to his father, Seigo Miwa, claimant in the above case. Enclosed is a signed copy of the contract of retainer in this case.

Very truly yours,



O. E. Stone

Enclosure

CONTRACT OF RETAINER

I hereby retain and employ Oliver Ellis Stone, attorney-at-law, to represent me in connection with my claim for the return of, or for compensation for, the property of my father, the late Seigo Miwa, which has been vested by the United States Government. As compensation for services to be rendered by said attorney, I agree to pay him a sum equal to ten percent (10%) of the value of all such property as I may recover on such claim, together with all reasonable and necessary costs and expenses, if any, paid or incurred by him in connection with the preparation, prosecution and handling of said claim. It is understood that the contingent fee herein provided shall be payable irrespective of whether compensation is obtained by suit, settlement, compromise, legislative action, or otherwise.

Lawrence Miwa
Claimant

I hereby accept the above claim and agree to prosecute the same on the terms above set forth.

O. E. Stone
Oliver Ellis Stone

August 30, 1954

Claim 36891
TMC-EJE-RPL-ESC

RL
10/4/54
RPL

OCT 7 1954

Mr. Oliver Ellis Stone
Arlington Building -1025 Vermont Avenue
Washington, D. C.

Dear Mr. Stone: Re: Saigo Nisa

Enclosed is a photostatic copy of the claim
filed by Saigeru Nakata which partially conflicts
with your Nisa claim 36891.

Check in payment of the enclosed invoice
should be made payable to the Attorney General
of the United States and forwarded to this Office.

\$1.50

AK
MS

Very truly yours,

(Signed) Thomas H. Creighton, Jr.

Thomas H. Creighton, Jr.
Chief, Claims Section
Office of Alien Property

Enclosure

RECEIVED SEP 22 1954

OCT 7 1954

FILED
On OCT 11 1954

Office Memorandum • UNITED STATES GOVERNMENT

HDD:db

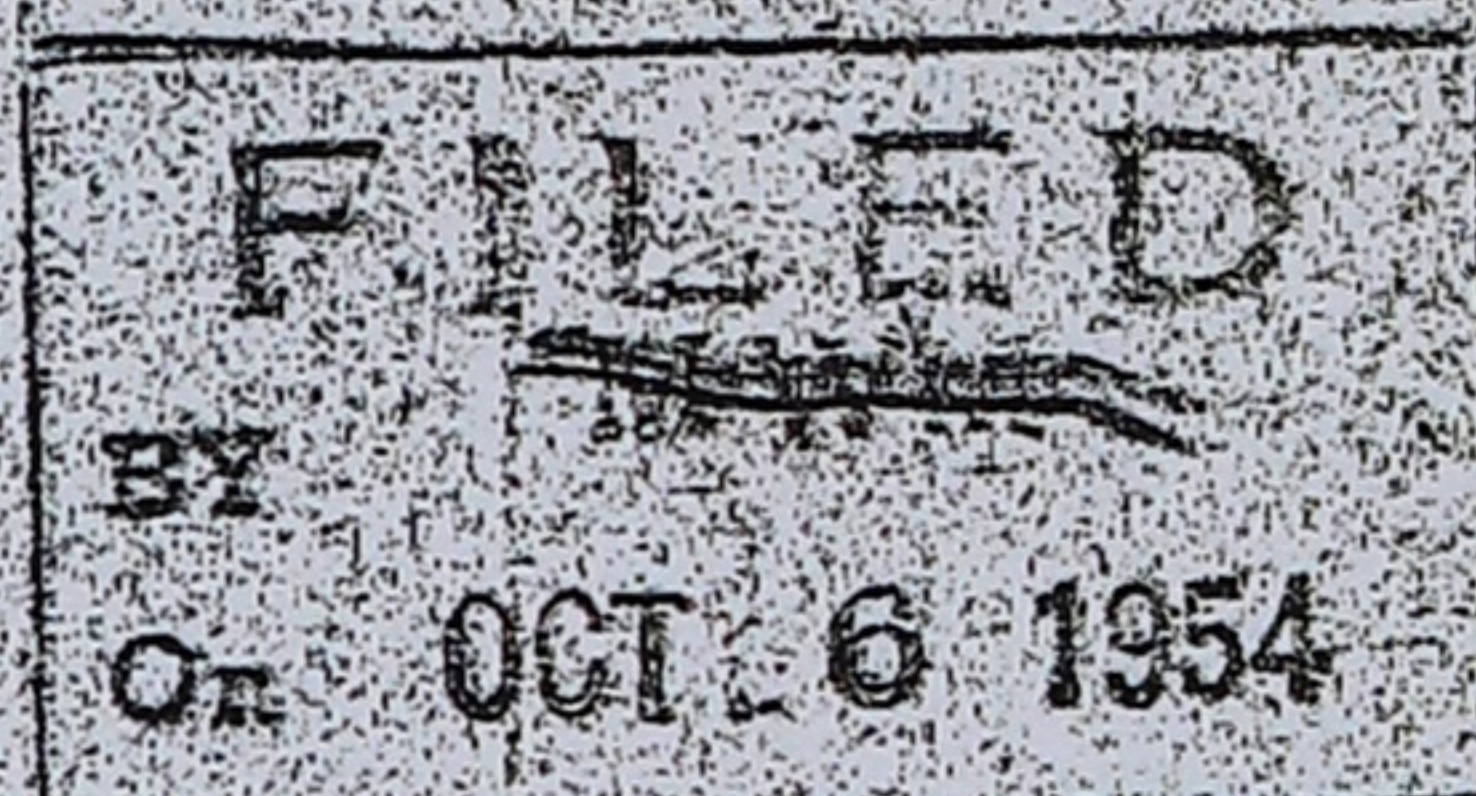
TO : Richard P. Lott

DATE: November 20, 1952

FROM : Herbert D. David, Chief, Trial Section *HDD*SUBJECT: Seigo Miwa, a/k/a J. S. Miwa - Claim No. 36891
Shigeru Nakata - Claim No. 4700

These claims are assigned to you for hearing or other appropriate disposition. You will note that the Miwa claim suggests the possibility of a 9(a) question. After you have studied the files and if you conclude that a 9(a) question is present, please submit the form memorandum to me stating that the claim should be docketed as a 9(a) case.

Attachments



Richard P. Lott

HDD:db

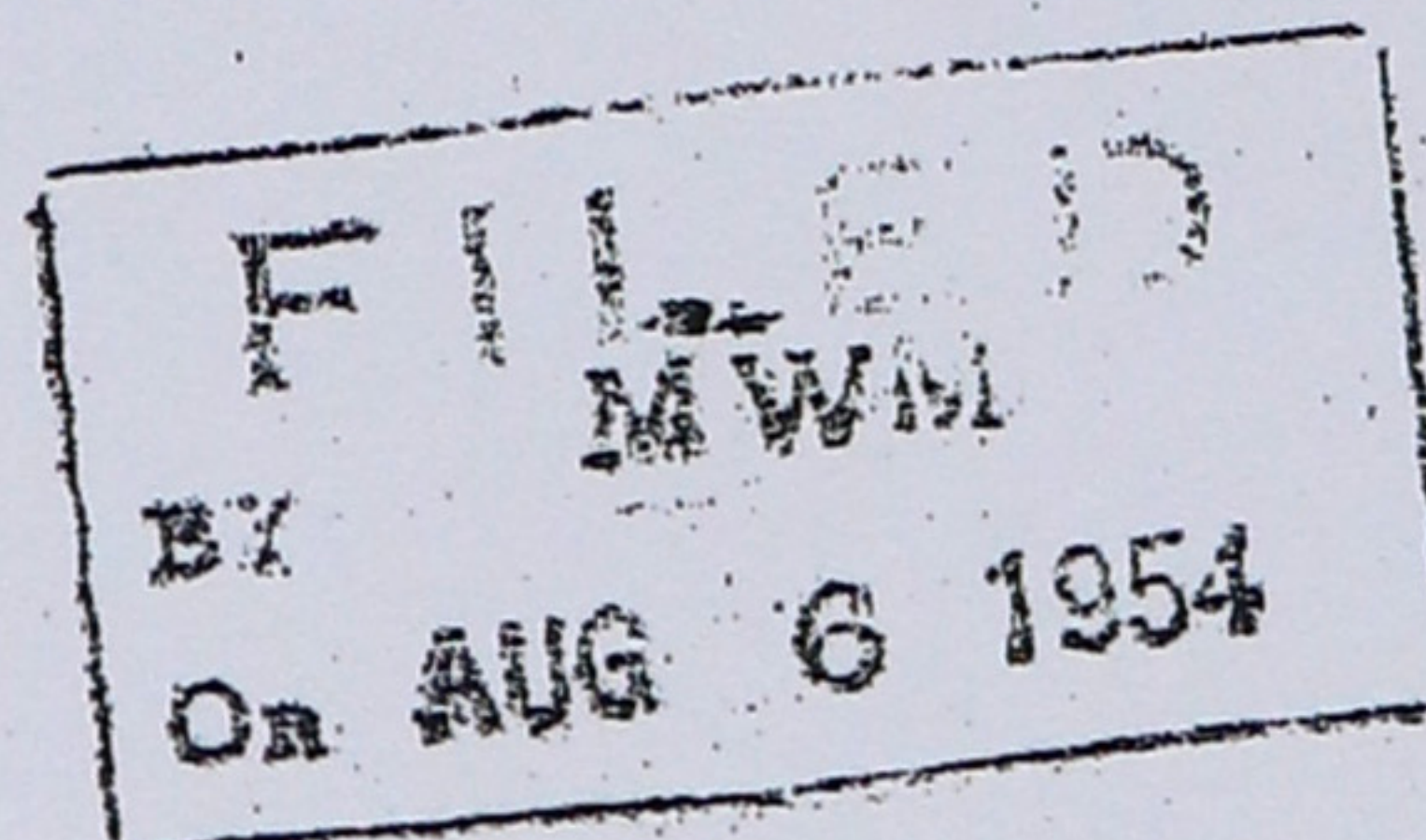
November 20, 1952

Herbert D. David, Chief, Trial Section

Seigo Misa, a/k/a J. S. Misa - Claim No. 36591
Shigeru Nakata - Claim No. 4700

These claims are assigned to you for hearing or other appropriate disposition. You will note that the Misa claim suggests the possibility of a 9(a) question. After you have studied the files and if you conclude that a 9(a) question is present, please submit the form memorandum to me stating that the claim should be docketed as a 9(a) case.

Attachments



LAW OFFICES
OLIVER ELLIS STONE
ARLINGTON BUILDING-1025 VERMONT AVENUE, N. W.
WASHINGTON, D. C.

SUITE 510-512

STERLING 3-5764

October 12, 1954

Mr. Thomas H. Creighton, Jr.
Chief, Claims Section
Office of Alien Property
Department of Justice
Washington 25, D. C.

Re: Claim 36891 - Seigo Miwa
THC:AJG:RPL:ESC

Dear Mr. Creighton:

Thank you for your letter of 7 October
and enclosure on the above subject.

Enclosed is my check for \$1.50 to cover
the photostatic copy of the claim.

Very truly yours,

OLESTONE

O. E. STONE

DEPOSITED
ADM. EXP. FUND
SCH. NO. W-183

OCT 14 1954

OES/b
Enclosure

36891

OFFICE OF ALIEN PROPERTY DEPARTMENT OF JUSTICE	
RECEIVED	OCT 13 1954
ANS'D	DATE
NO. INC. ✓	DATE

9/10

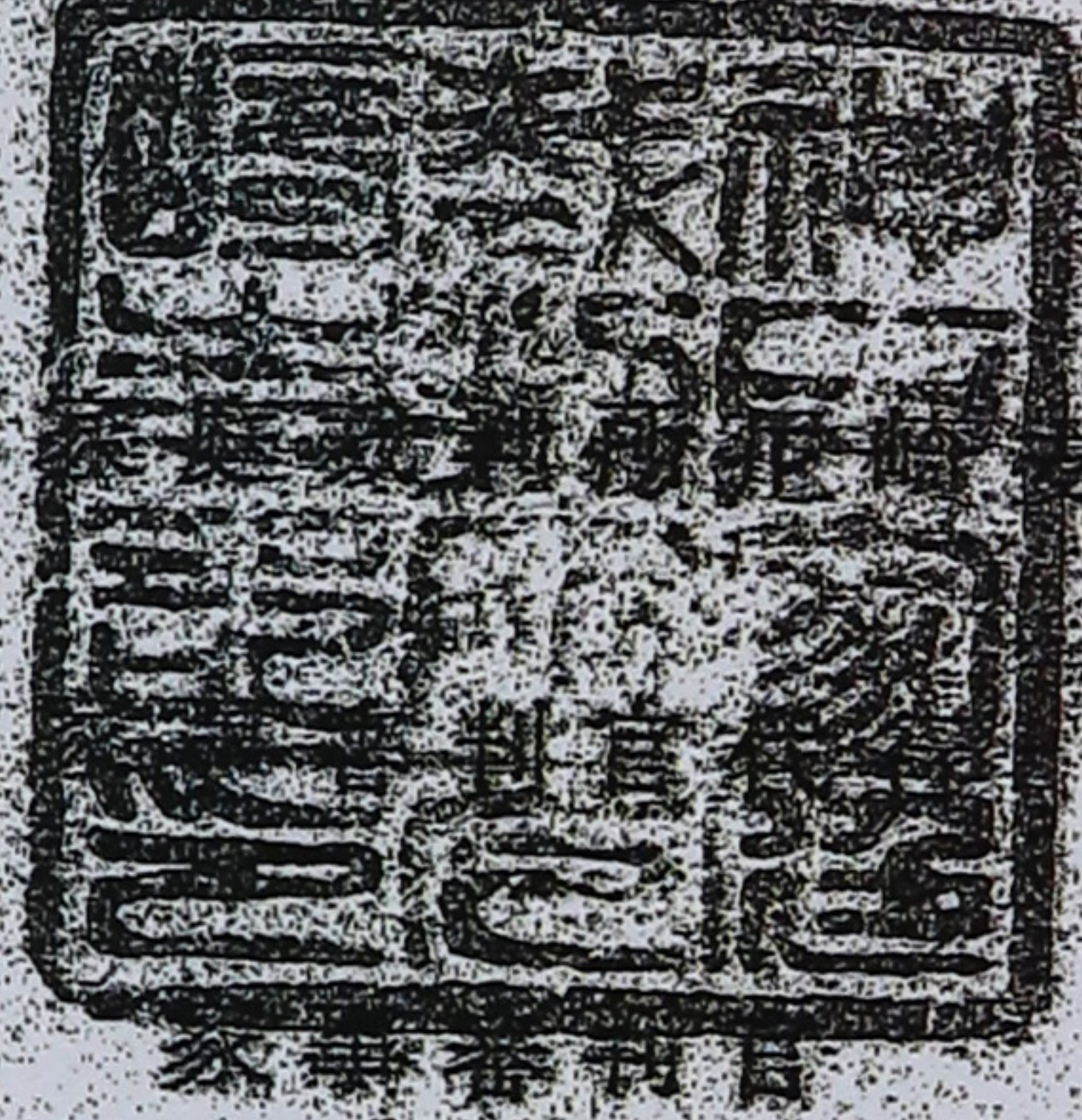
RECORDED
FORWARDED
TO STODDY
BANK OF AMERICA
OFFICE OF ALIEN PROPERTY.

昭和29年家第774号

本件遺言書を検認する

昭和29年12月7日

神戸市東灘区東灘町一丁目



高橋 義之助

A F F I D A V I T

Japan)
Consular District of Kobe)
City of Kobe) SS:
American Consulate General)

Before me, William A. Mitchell, Vice Consul of the United State of America at Kobe, Japan, duly commissioned and qualified, personally appeared SEIZO YOSHIDA, Attorney, who, being duly sworn, deposes and says:

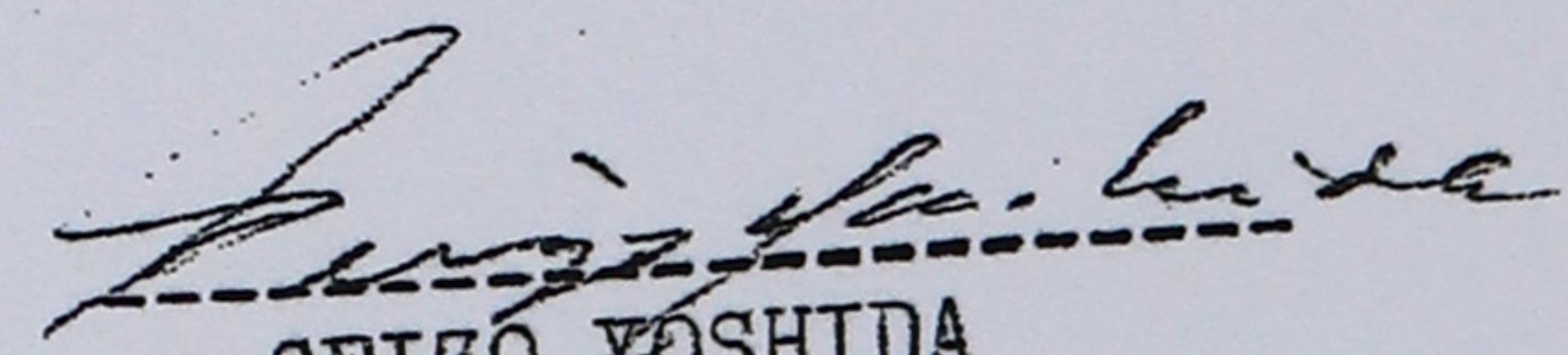
That he is a lawyer, 19, 4-chome Kaigan-dori, Ikuta-ku, Kobe and a member of the Kobe Bar Association.

That the annexed papers; marked "A" is a certified copy of Census Registry of late Mr. SEIGO MIWA and marked "B" is an english translation of "A".

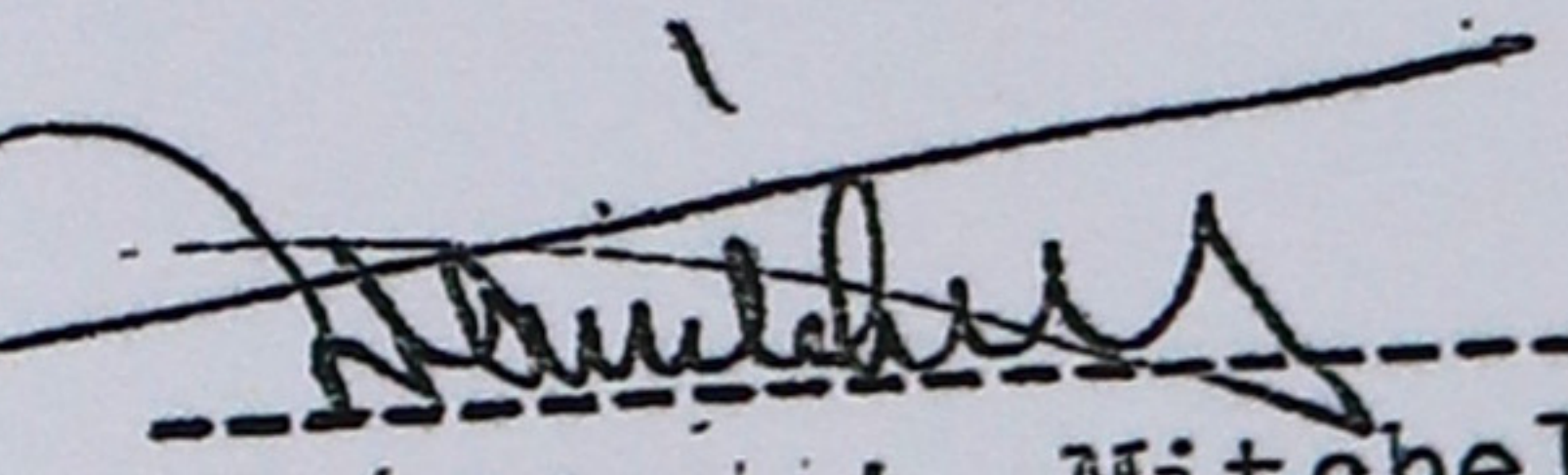
That the deponent has no personal knowledge of any of the facts and events relating to the registry except that the translation was made by him.

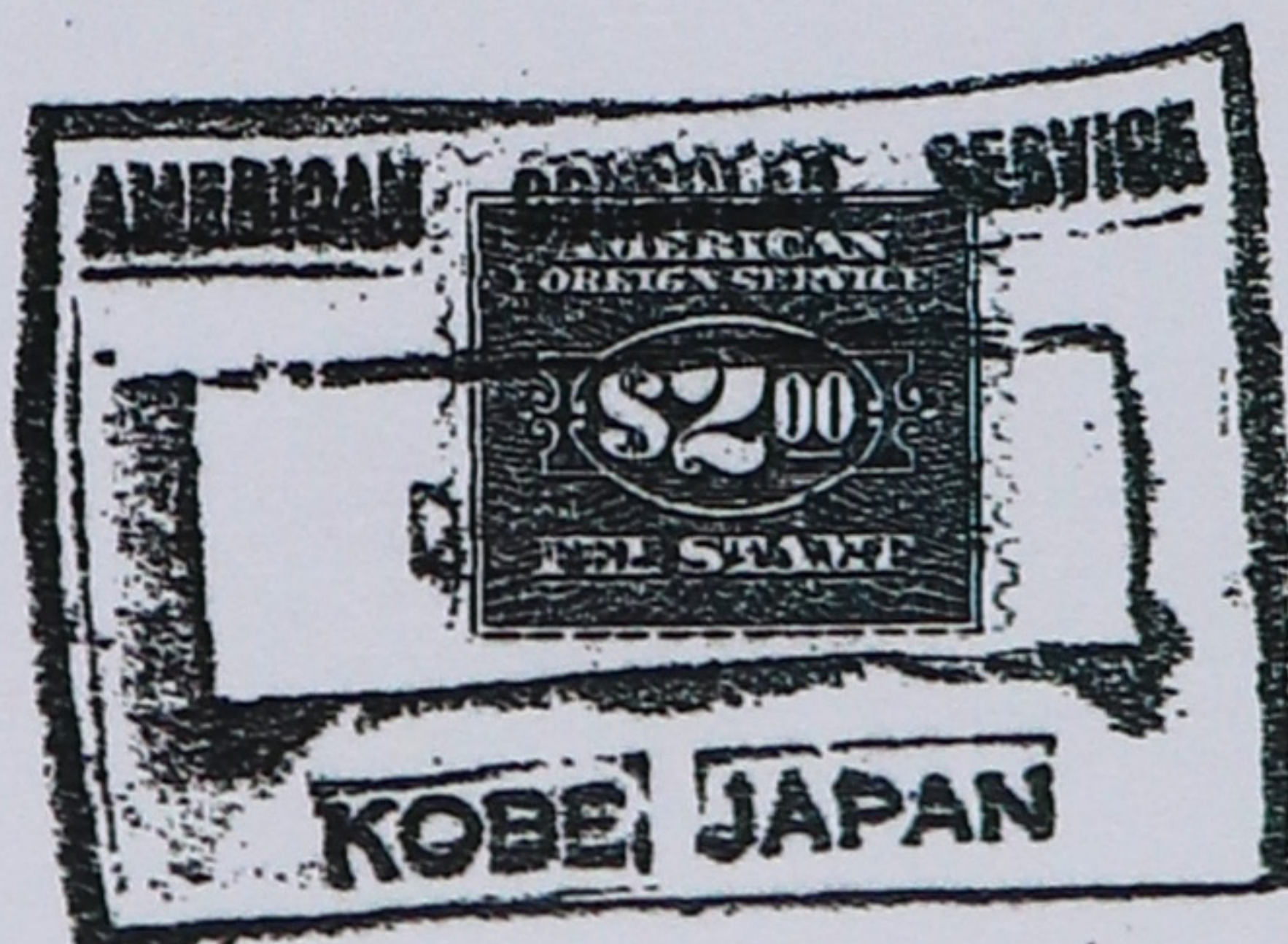
That he has read the foregoing statements and believes and certifies that to the best of his knowledge and belief they are true;

And further deponent saith not.


SEIZO YOSHIDA

Subscribed and sworn to before me this 13th day of December, 1954.


William A. Mitchell
Vice Consul of the United States of America.



Service No. 7399

戶籍用紙

米價布價米本少約示仁、成二於、與文三輪者若而也
 大正拾年四月九日於六月間示仁、成二於、與文三輪者若而也
 於前日送府入籍 以下全頁

米價布價米本少約示仁、成二於、與文三輪者若而也
 大正拾年四月九日於六月間示仁、成二於、與文三輪者若而也
 於前日送府入籍 以下全頁

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 於前日送府入籍 以下全頁

米價布價米本少約示仁、成二於、與文三輪者若而也
 大正拾年四月九日於六月間示仁、成二於、與文三輪者若而也
 於前日送府入籍 以下全頁

父		母		父		母	
三輪	有	三輪	有	三輪	有	三輪	有
文	雄	文	雄	文	雄	文	雄

廣島市大須野町牛久保三輪有長
 三輪有長長女入籍前夫三輪有長
 廣島市大須野町牛久保三輪有長
 昭和九年八月九日

以下同

この謄本は戸籍の原本と相違ないことを認証する

昭和九年八月九日

廣島縣安佐郡古市町長 加崎喜代三

五 長

出生	母	出生	母	出生	母
		三輪有長		三輪有長	
年	月	日	年	月	日
			昭和九年八月九日		

喜代子

戸籍謄本

TRANSLATION OF CERTIFIED COPY OF
CENSUS REGISTRY

PERMAMENT ADDRESS: No.3 of 1647, O-aza Nakasuji, Furuichi, Furuichi-cho,
Mikawa-mura,
Asa-gun, Hiroshima Prefecture.

LATE HEAD OF THE FAMILY: SENKICHI MIWA.

HEAD OF THE FAMILY: SEIGO--MIWA,
First Son of Late SENKICHI MIWA.

Father: Late SENKICHI MIWA, 1st Son.
Mother: SATA FURUKAWA

Particulars: Married with MATSUKO SAKAMOTO, notification
made on Apr. 9, 1921. Divorced from his wife MATSUKO,
notification made on May 15, 1921. Married with YOSHIO
TAKEDA, notification made on May 28, 1921.
Succeeded as the Head of the family by his father's
death on Aug. 24, 1937 and notification was made on
Sept. 2, 1937.

Owing to the alteration of the names of places on
Oct. 1, 1943, "O-aza Nakasuji Furuichi" in permanent
address altered as "O-aza Furuichi, Furuichi-cho".
Died at 14:30 hrs. on May 23, 1954, at 46, Kawazoe-
cho, Nishinomiya City, Hyo-go Prefecture and his
codomiciled family YOSHIO MIWA made notification to
Mayor of Nishinomiya City, accepted on 24th and
delivered on 27th of the same month, eventually
removed from the family registry. (Rest is left blank)

WIFE: YOSHIO

Father: TOKUHEI TAKEDA, 3rd Daughter.
Mother: Late YOSHI

Born: April 14, 1904

Particulars: As 3rd daughter of TOKUHEI TAKEDA, head
of her family, No.150, O-aza Ku, Ochiai-mura, Asa-Gun,
married with SEIGO MIWA on May 28, 1921, notification
made and enlisted in registry.
Her husband SEIGO died on May 23, 1954. (Left blank)

FIRST SON: SHOSO

Father: SEIGO MIWA, 1st Son.
Mother: YOSHIO

Born: September 14, 1926

Particulars: Born in Honolulu, Oahu Island, T.H. of
U.S.A. and his father made notification on Sept.
18, 1926, accepted by Consulate General at Honolulu
of the same country, delivered and enlisted in the
registry on Oct. 21, (left blank)

A F F I D A V I T

Japan)
Consular District of Kobe) SS:
City of Kobe)
American Consulate General)

Before me, William A. Mitchell, Vice Consul of the United States of America at Kobe, Japan, duly commissioned and qualified, personally appeared SEIZO YOSHIDA, Attorney, who, being duly sworn, deposes and says:

That he is a lawyer, 19, 4-chome Kaigan-dori, Ikuta-ku, Kobe and a member of the Kobe Bar Association.

That the annexed papers are the authenticated copy of the Protocol made by the Amagasaki Branch of the Kobe District Court and duly certified by the Court Clerk of the case "Application for Probation of Wills" of late Mr. SEIGO MIWA then domiciled at 46, Kawazoe-cho, Nishinomiya City.

That the deponent has no personal knowledge of any of the fact and events relating to the Wills and its Probation, but that he has informed himself insofar as information available to him permits;

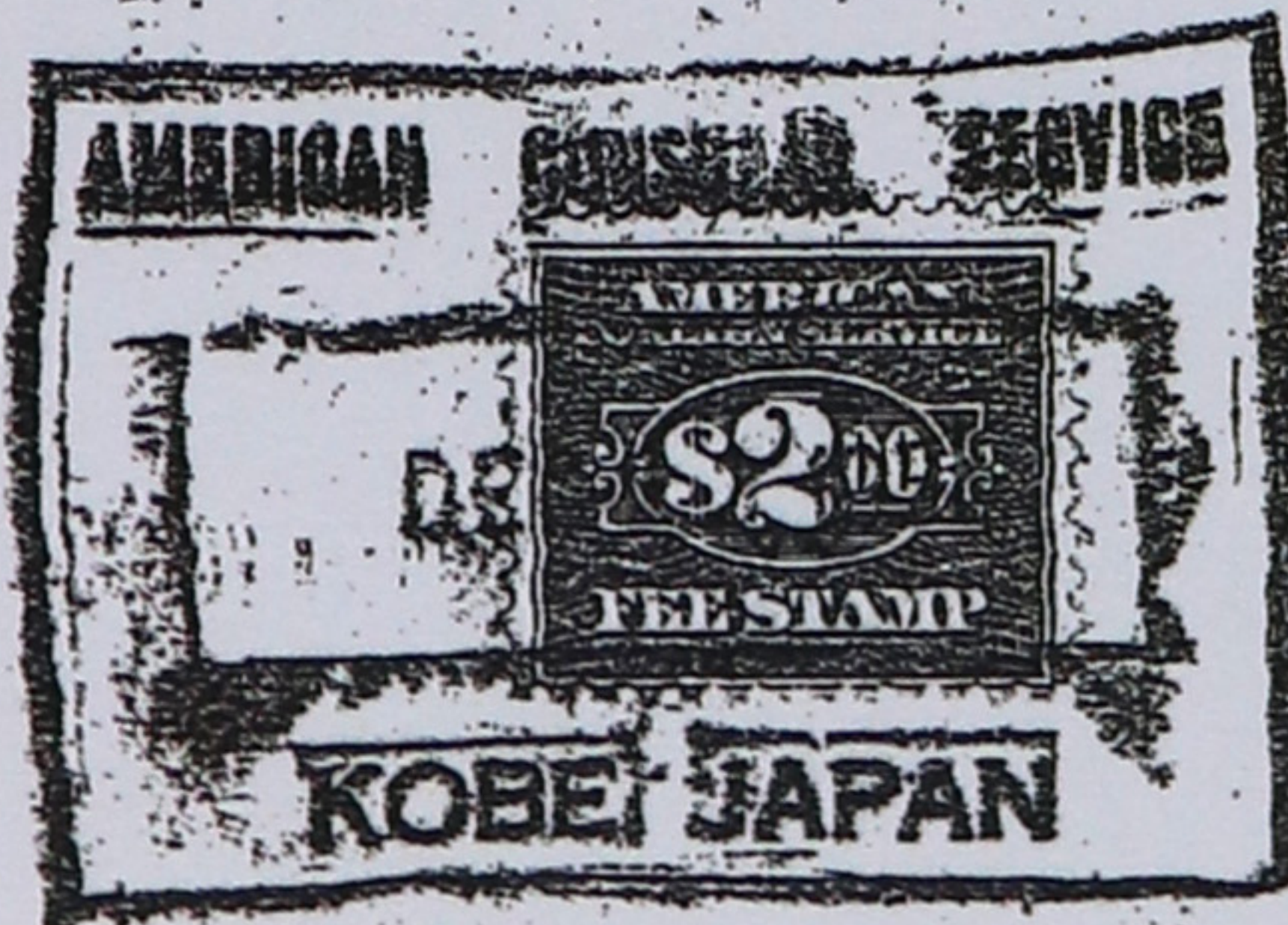
That he has read the foregoing statements and believes and certifies that to the best of his knowledge and belief they are true;

And further deponent saith not.

Seizo Yoshida
SEIZO YOSHIDA

Subscribed and sworn to before me this 13th day of December, 1954.

William A. Mitchell
William A. Mitchell
Vice Consul of the United States of America



Service No. 7398

KNOW ALL MEN BY THESE PRESENTS:

That I, SEIGO MIWA, husband of Yoshie Miwa, temporarily of 46 Kawazoecho, Nishinomiya City, Hyogo-ken, Japan, being of sound and disposing mind and memory, and not acting under duress, menace, fraud, or undue influence of any person whatsoever, do hereby make, publish and declare this my Last Will and Testament in manner following, that is to say:

FIRST: I direct that all my just debts, my funeral expenses, the expenses of the administration of my estate and all inheritance and succession taxes be paid from my estate as soon as possible.

SECOND: I give, bequeath and devise, absolutely and in fee simple, unto my beloved son, LAWRENCE FUMIO MIWA, any and all property of whatsoever kind and nature, belonging to me and situated in the United States of America, said property specifically being as follows:

1. All the shares invested in J. S. Miwa & Co., Ltd., located at 1154-1160 North King Street, Honolulu, T. H., or if the said shares were sold by Mr. Roger E. Brooks, the Alien Custodian, all of the net proceeds out of the said auction.
2. Four (4) Japanese Government's Bonds, 5% interest, held by Bishop National Bank of Hawaii at Honolulu, as a collateral security for J. S. Miwa & Co., Ltd., of Honolulu, T. H.
3. One (1) Victory Bond (\$250.00) held by the aforesaid bank as a collateral security for J. S. Miwa & Co., Ltd., of Honolulu, T. H.
4. Petty cash on deposit with the Bishop National Bank of Hawaii at Honolulu.
5. Seven Thousand Dollars (\$7,000.00) advanced to J. S. Miwa Shokai, located at 210 California Street, San Francisco, California.



Seigo Miwa
SEIGO MIWA

6. Six Chairs and one each of the following articles all kept at 2550 South Beretania Street, Honolulu, T. H. : Washing Machine, Square Table, Single Bed with mattress, Double Bed with mattress, Gas Stove and Book Case.

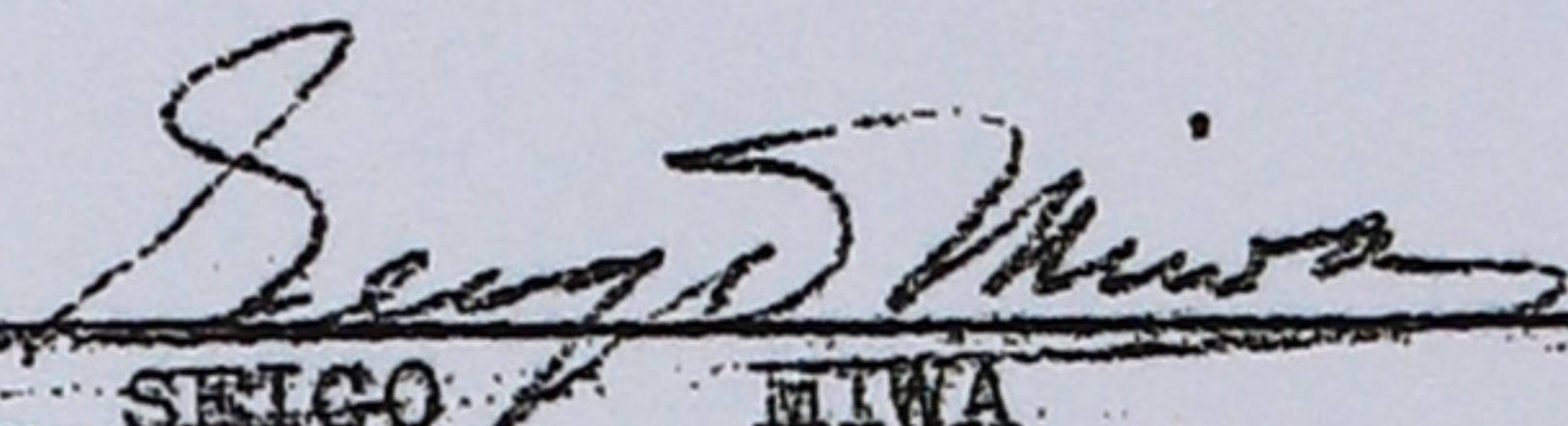
7. Other miscellaneous personal effects kept at said 2550 South Beretania Street, Honolulu, and at 1154-1160 North King Street, Honolulu, T. H.

8. One (1) only Contax Camera (St0559) held at the Honolulu Police Station.

9. Eighty-Five Dollars (\$85.00) due from the branch of Nippon Yusen Kaisha located in Honolulu, T. H.

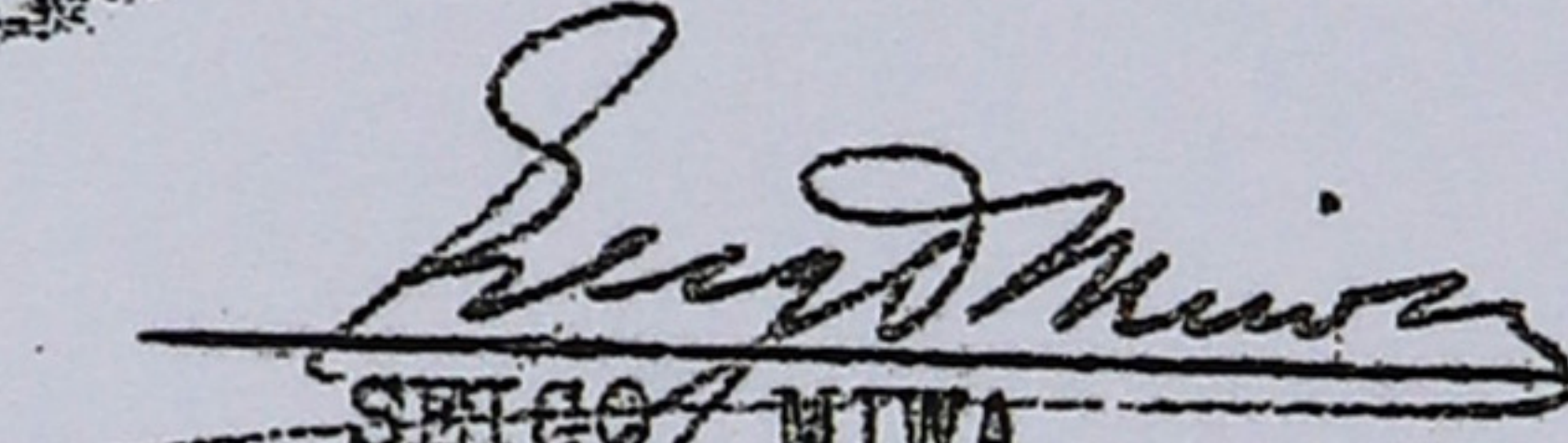
THIRD: I give, bequeath and devise all of the rest and residue of my property, after the payment of my debts, taxes and expenses as provided for in Paragraph "First", and after the satisfaction of my bequest as set forth in Paragraph "Second", whether such property be real, personal or mixed, of whatsoever kind or character, and wheresoever situated or over which I may have any general power of appointment, unto my beloved wife, YOSHIO MIWA, absolutely and in fee simple.

FOURTH: I hereby revoke any and all wills and codicils heretofore by me made.


YOSHIO MIWA

IN WITNESS WHEREOF, I, the said SEIGO MIWA, have
set my hand to this my Will contained in this and two (2)
preceding sheets of paper, written on one side and upon each
of which I have also set my hand at 46 Kawazoecho,

Nishinomiya City, Hyogo-ken, Japan
this ~~1st~~ day of ~~April~~ May, A. D., 1954.


SEIGO MIWA

The foregoing instrument, written on this and two(2)
preceding sheets, was signed by the Testator, SEIGO MIWA, by
affixing his signature on each sheet, on the ~~1st~~ day of
~~April~~ May, A. D., 1954, in the presence of each
of us, the undersigneds, and was by him then and there published
and declared to be his Last Will and ~~Testament~~ and we thereupon,
in his presence, and at his request, and in the presence of each
other, subscribed our names thereto as witnesses in testimony of
the execution thereof.

Takahashi Norasahi
WITNESS

Dogashibajutaku, Tennogiku,
Osaka City
ADDRESS

H. S. Yamawaki
WITNESS

16 Koraihashi 5-Chome,
Higashiku, Osaka City
ADDRESS

Tateno Kita
WITNESS

59-2-Chome, Nigawa Cho,
Nishinomiya City
ADDRESS

Signed, sealed and delivered at Nishinomiya
Presence of Notary Public (Takayoshi Yamasaki)
May 1, 1954.

Notary Public Takayoshi Ya

