

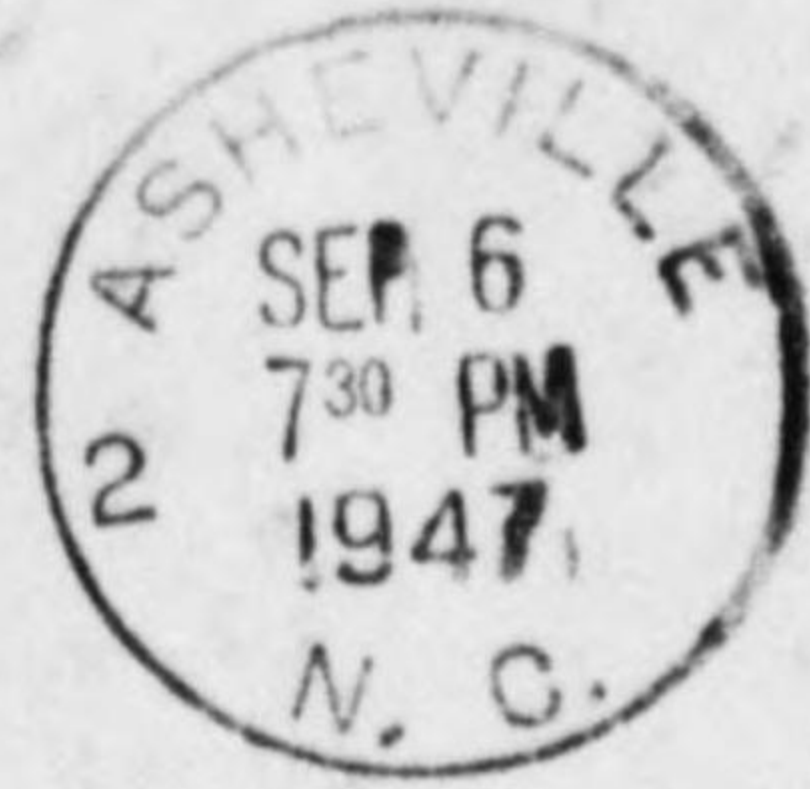
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E.O. 11652, Sec 3(E) and 5(D) or (E)

NND #

760050

R. B. Everett,  
2795 Downing St.,  
Jacksonville, Fla.



The Department of State,

Washington,

D. C.



Edwin J Paul  
9 West Monroe Road  
Phoenix Arizona

894 F1 BONDHOLDERS/9-64

Department of State  
Attn Legal Adviser  
Washington D.C.

948  
RECEIVED  
DEPARTMENT OF STATE

Sept 6 1947  
LEGAL ADVISER

SEP 12 PM 3 16

SEP 16 1947  
DEPARTMENT OF STATE

Dear Sirs:

I have two Japanese Bonds  
Ujigawa Electric Power Company Ltd. 7 1/2%  
which became due March 15 1945.

I have been in correspondence with  
the office of Alien Property - Dept of Justice  
their file # JS: REM STO  
034-65

On August 19, 1947 they advised  
me that their records do not disclose  
any property of this company, has been  
acquired by them.

However they advise me  
claim forms to give them all information  
for them to investigate

CSM

894 F1 Bondholders



In addition they state 'Since your letter appears also to relate to matters within the jurisdiction of the Department of State, you may wish to communicate with that Department for further information addressing your letter to the attention of the Legal Advisor.

Can you please assist me with advice as to what steps I should take to realize collection.

Sincerely Yours,  
Edwin J. Paul  
9 W. Shover  
Phoenix Arizona.



Edwin J. Paul  
9 West Thomas Road  
Phoenix Arizona

LF  
J  
DC/R

Department of State  
attn Legal Adviser  
Washington D.C.

948  
RECEIVED  
DEPARTMENT OF STATE

Sept 6 1947  
LEGAL ADVISER

SEP 12 PM 3 16

SEP 16 1947  
DEPARTMENT OF STATE

Dear Sirs:

I have two Japanese Bonds  
Ujigawa Electric Power Company Ltd.  
which became due March 15 1945.

I have been in correspondence with  
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their file # JS: RCM STO  
034-65

On August 19, 1947 they advised  
me that their records do not disclose  
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acquired by them.

However they advise me  
claim forms to give them all information  
for them to investigate

894.51 BONDHOLDERS/9-647

894.51 BONDHOLDERS/9-647

CS/N

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Cat.	<i>th</i>
Dist.	

DIVISION OF FINANCIAL AFFAIRS  
ack FH form 9-19-47  
SEP 17 1947  
Answered ~~3/28/48~~ 4/28/48  
DEPARTMENT OF STATE  
F.N. JW-Jones

FILED  
MAY 25 1951



~~Handwritten scribble~~

# The National City Bank of New York

ESTABLISHED 1812

TRUST DEPARTMENT  
22 WILLIAM STREET  
CABLE ADDRESS "CITIBANK"

New York 15. N. Y.

September 16, 1947

IN REPLYING PLEASE QUOTE

894.51 BONDHOLDERS/9-164794.51 Bondholders 9-1647

Department of State  
Washington, D. C.

Attention: Mr. Edward W. Doherty, Asst. Chief  
Division of Financial Affairs

Re: Ujigawa Denki Kabushiki Kaisha  
(Ujigawa Electric Power Company, Limited)  
First Mortgage 7% Sinking Fund Gold Bonds  
dated March 15, 1925, due March 15, 1945.

Gentlemen:

We have for acknowledgement your letter of September 5 with which was enclosed a Japanese Government report on the current status of Allied National interests in the Ujigawa Denki Kabushiki Kaisha (Ujigawa Electric Power Company, Limited), for which we thank you.

We note from the copy of the memorandum dated May 12, 1947 of the Supreme Commander for the Allied Powers to the Japanese Government that a moratorium has been declared with respect to any statutes of limitations, prescriptions, forfeitures, or penalty provisions invoked by the Japanese civil or other codes or laws.

It is also noted that a claim may be filed against the Japanese Government for monetary loss during the period from maturity of the bonds to the date of ultimate recovery of funds by the bondholder. While we understand that no procedures have been established for adjudicating such claims we would greatly appreciate being informed when these are formulated.

Respectfully yours,  
*Stewart C. Pratt*  
Stewart C. Pratt  
Vice President

DIVISION OF FINANCIAL AFFAIRS  
EWD 9/17/47  
SEP 17 1947  
DEPARTMENT OF STATE

NOV 9 1948  
FILED

cc



*FN*

MAR 17 1948

In reply refer to  
FN 894.51 Bondholders  
/10-1647

894.51 BONDHOLDERS / 10-1647

My dear Mr. Rice:

Reference is made to your letter of October 16, 1947, and to the Department's acknowledgment of October 31, 1947, relative to a \$1000.00 Imperial Japanese Government 6-1/2% bond due in 1954 which you hold.

A definitive reply to your inquiry is not now possible, but the following may be helpful to your understanding of the Department's position with respect to such obligations.

The Department considers that investment in foreign bonds is primarily a private transaction into which the purchaser enters after calculation of the risks involved. In case of default on dollar bonds issued by or guaranteed by governmental entities, it is not the practice of the Department to negotiate directly for American holders, but it does endeavor to render such assistance as it properly can to such holders or their representatives. In this connection attention may be called to the Foreign Bondholders Protective Council, Incorporated, 90 Broad Street, New York, New York, which was organized several years ago to serve as a central representative body. Although it was established with the encouragement of the Department, the Council acts on its own responsibility. Some time ago, at the request of the Council, the Department transmitted to the United States Political Adviser to the Supreme Commander for the Allied Powers, at Tokyo, a complete statement regarding the dollar bonds issued or guaranteed by Japanese governmental entities. This statement was sent for the information and use of the Political Adviser and of the appropriate section of the Staff of the Supreme Commander, and for such action as might be considered appropriate in the protection of

the American

Mr. Frank E. Rice, Executive Secretary,  
Evaporated Milk Association,  
307 North Michigan Avenue,  
Chicago 1, Illinois.

RCB - OFD Unit  
*FLA*  
*[Signature]*  
CS/V

*894.51 Bondholders*  
*10-1647*



- 2 -

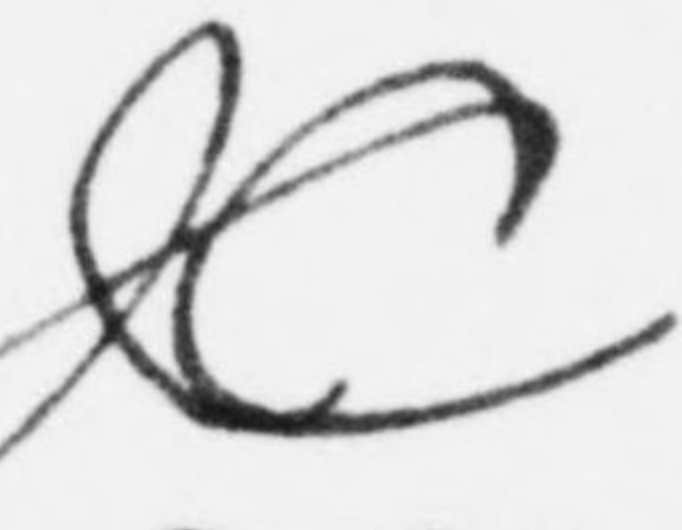
the American interest involved. The Department believes that the Council is mindful of the interests of American holders of such obligations and that it will, when occasion offers, take such steps as it considers to be to the advantage of the holders. You may wish to write to the Council in connection with the bond held by you.

It will be appreciated that the Department is not in a position to state now what provisions, if any, affecting such obligations, may be contained in the Peace Treaty with Japan, or what provision for claims arising from the war may be made. As you doubtless know, there will be many claims and demands against Japan, and against Japanese municipalities and persons, of which such obligations as that to which you refer will probably constitute but a small part.

Nevertheless, the Department will be glad to make a record for such future consideration as may be found to be appropriate, of any information you may submit regarding your holding. Such information should include, in addition to that contained in your letter of October 16, 1947, the manner and date of acquisition of the bond, the purchase price, the last payment of interest thereon, and the manner (whether by birth or naturalization) and date of your acquisition of American citizenship. If citizenship was acquired by naturalization, the name and location of the court granting citizenship, and the number of the relative certificate should also be given. If it should later be found advisable for individual holders to take further steps, due announcement will be made in the public press.

Sincerely yours,

For the Secretary of State:

  
James C. Corliss, Assistant Chief  
Division of Financial Affairs

✓ FN: V. Jones:rt 3/8/48

CR  
MAR 16 1948

OFD

(FL)







"To Institute and Conduct Research and Educational Work"

*JE*  
*ju EW*

PHONE CENTRAL 9197

FRANK E. RICE, Ph. D.  
Executive Secretary

**EVAPORATED MILK ASSOCIATION**  
307 NORTH MICHIGAN AVENUE  
CHICAGO 1, ILLINOIS

MAR 17 1948

DC/R

16 October 1947

Department of State  
Washington, D.C.

Attention: Legal Adviser

LEGAL ADVISER  
Referred to Mr. Carlin  
OCT 22 1947  
File 8094  
DEPARTMENT OF STATE

894.51 BONDHOLDERS/10-1647

Gentlemen

In some correspondence with the Office of Alien Property, about the matter mentioned below, it was suggested by that office that we communicate this information to you.

The writer of this letter owns and holds the following:

\$1,000  
Imperial Japanese Government  
External Loan of 1924  
30-Year Sinking Fund  
Due February 1, 1954  
6 1/2%  
Bond No. M 99972

Would appreciate being advised as to whether anything is being done in your office or in any other department in Washington in the direction of clearing the matter of Japanese government bonds owned by U.S. citizens.

Yours truly,

*Frank E. Rice*  
FER/eof

RECEIVED  
DEPARTMENT OF STATE

DEPARTMENT OF FINANCIAL AFFAIRS  
ad FH Sum 10/31/47  
OCT 24 1947  
Answered 3/8/48  
DEPARTMENT OF STATE

CLAIMS UNIT  
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Dist.

MAY 25 1951  
FILED

894.51 Bondholders  
/10-1647



*FN*

MAR 11 1948

894.51 BONDHOLDERS/10-2147

In reply refer to  
FN 894.51 Bondholders  
/10-2147

My dear Mr. Hansen:

Reference is made to your letter acknowledged by the Department on October 27, 1947, concerning a \$500.00 Imperial Japanese Government bond and a \$1000.00 Tokyo Electric Light Company, Limited, bond. It is regretted that the reply to your letter has been so long delayed.

A definitive reply to your inquiry is not now possible, but the following may be helpful to your understanding of the Department's position with respect to such obligations.

The Department considers that investment in foreign bonds is primarily a private transaction into which the purchaser enters after calculation of the risks involved. In case of default on dollar bonds issued by private entities, it is assumed that the holders will be prepared, if necessary, to avail themselves of the usual methods to exercise any rights they may possess, whenever and wherever resort to such measures is possible. In case of default on dollar bonds issued by or guaranteed by governmental entities, as are the bonds mentioned by you, it is not the practice of the Department to negotiate directly for American holders, but it does endeavor to render such assistance as it properly can to such holders or their representatives. In this connection, attention may be called to the Foreign Bondholders Protective Council, Incorporated, 90 Broad Street, New York, New York, which was organized several years ago to serve as a central representative body. Although it was established with the encouragement of the Department, the Council acts on its own responsibility. Some time ago, at the request of the Council, the Department transmitted to the United States Political Adviser to the Supreme

Commander

Mr. Alfred Hansen,  
257 North Hilcrest Boulevard,  
Inglewood, California.

*FLH*

CS/A

*894.51 Bondholders  
/10-2147*



- 2 -

Commander for the Allied Powers, at Tokyo, a complete statement regarding the dollar bonds issued or guaranteed by Japanese governmental entities. This statement was sent for the information and use of the Political Adviser and of the appropriate section of the Staff of the Supreme Commander, and for such action as might be considered appropriate in the protection of the American interest involved. The Department believes that the Council is mindful of the interests of American holders of such obligations and that it will, when occasion offers, take such steps as it considers to be to the advantage of the holders. You may wish to write to the Council in connection with the bonds mentioned by you.

It will be appreciated that the Department is not in a position to state now what provisions, if any, affecting such obligations, may be contained in the Peace Treaty with Japan, or what provision for claims arising from the war may be made. As you doubtless know, there will be many claims and demands against Japan, and against Japanese municipalities and persons, of which such obligations as those to which you refer will probably constitute but a small part.

Nevertheless, the Department is glad to make a record, for such future consideration as may be found to be appropriate, of the information submitted by American citizens with regard to their holdings of such obligations. Such information should include the interest rate of the bonds, the dates of issue and maturity, the face value, the manner and date of acquisition of the bonds, the purchase price, the last payment of interest thereon, and the manner (whether by birth or naturalization) and date of acquisition by the holder of American citizenship. If citizenship was acquired by naturalization, the name and location of the court granting citizenship, and the number of the relative certificate should also be given. If it should later be found advisable for individual holders to take further steps, due announcement will be made in the public press.

Meanwhile, your attention is called to the fact that the Office of Alien Property is entertaining debt claims of American citizens against certain Japanese assets vested by that Office. American holders of bonds

of Japanese

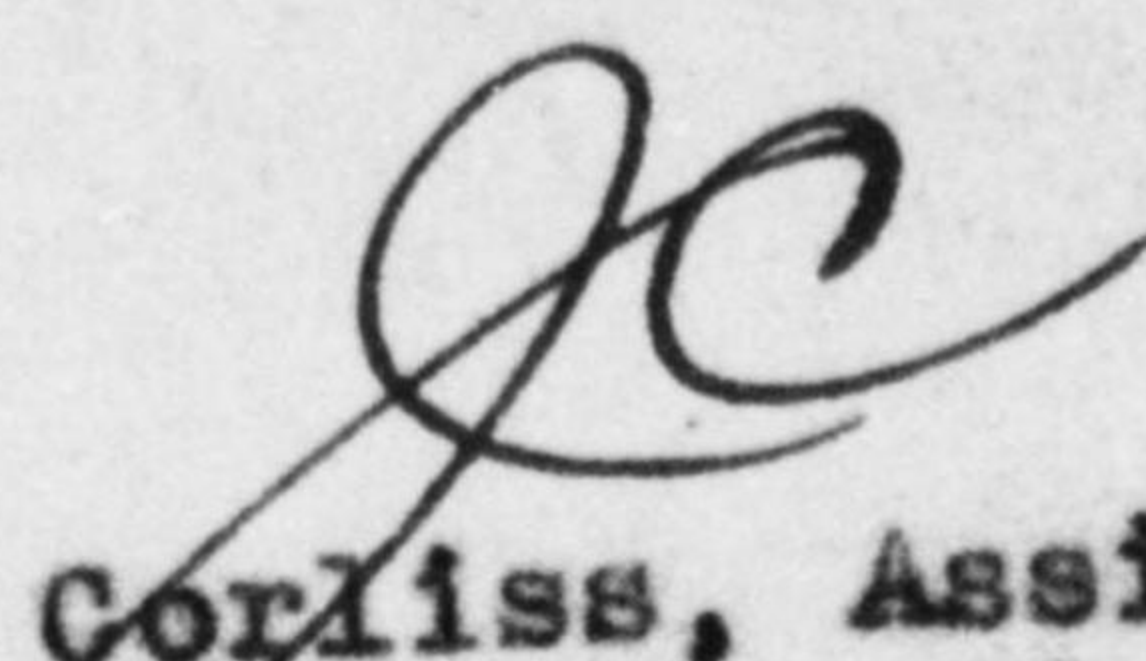


- 3 -

of Japanese debtors may wish to file claims thereon with the Office of Alien Property, Department of Justice, Washington, D. C., which Office will inform claimants whether any assets of particular debtors have been vested. Details relative to the filing of such claims may be obtained from the Office of Alien Property or from any United States attorney.

Sincerely yours,

For the Secretary of State:

  
James C. Corliss, Assistant Chief  
Division of Financial Affairs

12  
Ch

MAR 11 1948 P.M.

✓ FN:VWJones:rt

3/3/48

OFD





JE  
JWEN

A. HANSEN  
257 North Hilwatts Blvd.  
Inglewood, Calif.

LEGAL ADVISOR  
C&A Unit 12 FX for action

OCT 22 1947  
file 8128

Legal Advisor  
Department of State  
Washington D.C.

894.51 BONDHOLDERS

894.51 BONDHOLDERS / 10-2147

Dear Sir:  
Will you kindly advise  
me as to the status to day  
of following Securities:  
Imperial Japanese Government  
Sold Bond for 500<sup>00</sup>.  
#D: 8937 - No coupons paid since  
August 1941:-

Also:-  
1 Tokyo Elec Light Co - Bonds  
\$100<sup>00</sup> first Mortgage Gold  
Bonds - Due 1953. -  
No coupons paid since  
Dec: 1941:-

Respectfully yours  
Alfred Hansen

110-2147

894.51 Bondholders  
10-2147 (see D)

JUN 12 1951

RECEIVED  
DEPARTMENT OF STATE

AMT 11 47

BRANCH

VVL  
[Handwritten initials]

DEPARTMENT OF FINANCIAL AFFAIRS  
ask FX - date 10/27/47  
OCT 24 1947  
Answered 3/3/48  
DEPARTMENT OF STATE  
FX - J. W. Janke



*Dillon, Read & Co.*  
Nassau & Cedar Streets

DIVISION OF FINANCIAL AFFAIRS

✓ *all FN Form 11/2/47*  
OCT 29 1947

*Approved 5/28/48*  
DEPARTMENT OF STATE

*New York 5* J. C. Carlisle  
October 21, 1947

The Honorable George C. Marshall  
Secretary of State of the  
United States  
Washington, D. C.

RECEIVED  
DEPARTMENT OF STATE  
5

Dear Sir:

Attention of the Supreme Commander for the Allied Powers,  
Division: Civil Property Custodian,  
Tokyo, Japan

We have acted as fiscal agent in the United States for the following dollar bonds issued by Japanese corporations since the issuance of such bonds:

Daido Denryoku Kabushiki Kaisha (The Great Consolidated Electric Power Company, Limited) First Mortgage 7% Sinking Fund Gold Bonds Series A, due August 1, 1944, interest coupons due February 1, 1942 and subsequently in default;

Daido Denryoku Kabushiki Kaisha (The Great Consolidated Electric Power Company, Limited) First and General Mortgage 6-1/2% Sinking Fund Gold Bonds, due July 1, 1950, interest coupons due January 1, 1942 and subsequently in default;

Shinyetsu Denryoku Kabushiki Kaisha (Shinyetsu Electric Power Company, Limited) First Mortgage 6-1/2% Sinking Fund Bonds due December 1, 1952, interest coupons due June 1, 1942 and subsequently in default.

Based on information furnished to us as fiscal agent, the presently outstanding principal amounts of such bonds are as follows: Daido 7s - \$1,346,000; Daido 6-1/2s - \$754,500; and Shinyetsu 6-1/2s - \$1,257,000.

The bonds when originally issued were direct obligations of the respective issuing corporations and were secured by mortgages on property

DCB - CIVILIAN CONTROL

FILED  
OCT 22 1951

CS / V

894.51 BONDHOLDERS/10-2147

10-2147



*Dillon, Read & Co.*  
*Nassau & Cedar Streets*

*New York 5*

The Honorable George C. Marshall

(2)

October 21, 1947.

located in Japan. In 1939, the Japanese Government guaranteed the bonds, both as to principal and interest. In 1943, in connection with an attempt by the Japanese Government to convert foreign currency bonds into Japanese currency bonds, a law was passed providing that the mortgages securing the bonds should become null and void and we understand that the mortgages were cancelled of record and the Japanese Government purported to assume the obligation for the payment of the bonds. American bondholders, however, did not consent to this act nor to any conversion of their dollar bonds into Japanese currency bonds and the dollar bonds remained outstanding in their original form.

We have been advised that if requested by the Supreme Commander for the Allied Powers, the Japanese Government will restore the mortgages which, by Japanese law, were declared to be null and void in 1943, so that the American bondholders will have the original security for their obligations.

We should greatly appreciate it, therefore, if the United States Government would instruct the Japanese Government to restore the mortgages as security for the dollar bonds.

Respectfully yours,

*Dillon, Read & Co.*



~~FA~~

MAR 24 1948

In reply refer to  
FN 894.51 Bondholders  
/10-2347

894.51 BONDHOLDERS / 10-2347

My dear Mr. Webster:

Reference is made to your letter of October 23, 1947 and to the Department's acknowledgment of October 31, 1947 relative to certain 5% City of Tokyo sterling bonds, issued in 1912 which you hold. It is regretted that the reply to your inquiry has been so long delayed.

The Department considers that investment in foreign bonds is primarily a private transaction into which the purchaser voluntarily enters after calculation of the risks involved. In case of default upon bonds payable in currencies other than dollars the Department is rarely able to do more than to endeavor to have bonds of a given issue held by American investors given treatment no less favorable than that given by the debtor to bonds held by nationals of the country in which they were issued. In the instant case this would mean that you could not fairly expect to receive more favorable treatment for your bonds than that given to bonds of the 1912 issue in the hands of British subjects, by whom the great bulk of the issue would probably be held.

It will be appreciated that the Department is not in a position to state now what provisions, if any, affecting these obligations may be included in the Peace Treaty with Japan, or what provision for claims arising from the war may be made.

As you may know, there was established in London many years ago the Corporation of Foreign Bondholders to represent the interests of holders of sterling bonds originally floated in the London market. The Corporation operates under an Act of Parliament and enjoys a semi-official position in matters relative to foreign Government obligations payable in sterling. The Corporation

has

Mr. Norman E. Webster,  
Webster, Horne & Elsdon,  
50 Broadway,  
New York 4, New York.

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Rev.  
Cat.  
Dist.

894.51 Bondholders  
CS/A  
/10-2347



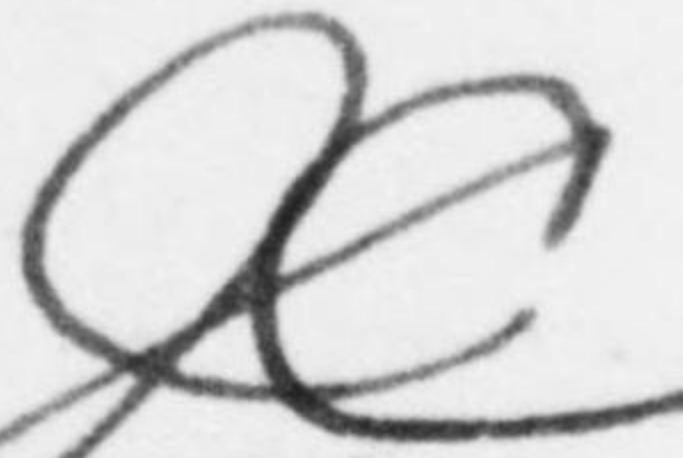
- 2 -

has its headquarters at 6/7 King William Street, London, East Center 4, England. You may wish to write to the Corporation regarding your bonds.

Nevertheless, if you are an American citizen, the Department will make a record of your holdings for such future consideration as may be found to be appropriate. It is requested that you inform the Department as to the manner and date of your acquisition of these bonds, the purchase price, and the manner (whether by birth or naturalization) and date of your acquisition of American citizenship. If citizenship was acquired by naturalization, the name and location of the court granting citizenship, and the number of the relative certificate should also be given.

Sincerely yours,

For the Secretary of State:

  
James C. Corliss, Assistant Chief  
Division of Financial Affairs

✓ FN:VWJones:rt

3/17/48

Mr. OFD  
Livesey

MAR 24 1948 P.M.



DCR: Room 467

URGENT

Please record and return immediately to—

(Name)

(Division)

OCT 24 1947

(Room number)

DEPARTMENT OF STATE

Signed

GPO 16-42293-1

HORNE & ELSDON  
PUBLIC ACCOUNTANTS  
HARTFORD

LEGAL ADVISER

OCT 28 1947

DEPARTMENT OF STATE

50 BROADWAY  
NEW YORK 4, N. Y.

October 23, 1947

Washington, D. C.

For Attention of the Legal Adviser

Gentlemen:

Herewith you will please find a copy of my letter of today to the Assistant Attorney General, Office of Alien Property who suggested that I inform you that I had filed with that office Forms APC-1C, Notice of Claim for Payment of Debt.

Yours very truly,

*Wm. E. ...*

FILED  
JUN 12 1951

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DEPARTMENT OF STATE

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DIVISION OF FINANCIAL AFFAIRS

ack FM form 10/31/47  
OCT 29 1947  
Reply 3-11-48  
EV: ...  
DEPARTMENT OF STATE

894.51 BONDHOLDERS/10-2347

894.51 BONDHOLDERS  
10-2347



*LE*  
*JFN*  
*D/R*

**WEBSTER, HORNE & ELSDON**  
CERTIFIED PUBLIC ACCOUNTANTS  
NEW YORK HARTFORD

**LEGAL ADVISER**

OCT 28 1947

8688  
**DEPARTMENT OF STATE**

50 BROADWAY  
NEW YORK 4, N. Y.

NORMAN E. WEBSTER  
HENRY A. HORNE  
PAUL H. ELSDON  
LESTER A. KRAHE  
RESIDENT PARTNERS  
MAURICE L. BLANCHARD  
WALLACE W. WILLARD

October 23, 1947

894.51 BONDHOLDERS / 10-2347

Department of State  
Washington, D. C.

For Attention of the Legal Adviser

Gentlemen:

Herewith you will please find a copy of my letter of today to the Assistant Attorney General, Office of Alien Property who suggested that I inform you that I had filed with that office Forms APC-1C, Notice of Claim for Payment of Debt.

Yours very truly,

*NC*  
*Norman Webster*  
*WEBSTER*

**FILED**  
JUN 12 1951

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DEPARTMENT OF STATE

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**DEPARTMENT OF FINANCIAL AFFAIRS**

✓ ask FN Larm 10/21/47  
OCT 29 1947  
Reply 3-11-48  
FN: g. Jones: give  
DEPARTMENT OF STATE

894.51 BONDHOLDERS  
10-2347



COPY

WEBSTER, HORNE & ELSDON  
CERTIFIED PUBLIC ACCOUNTANTS  
NEW YORK HARTFORDNORMAN E. WEBSTER  
HENRY A. HORNE  
PAUL H. ELSDON  
LESTER A. KRAHE  
RESIDENT PARTNERS  
MAURICE L. BLANCHARD  
WALLACE W. WILLARD50 BROADWAY  
NEW YORK 4, N. Y.

October 23, 1947

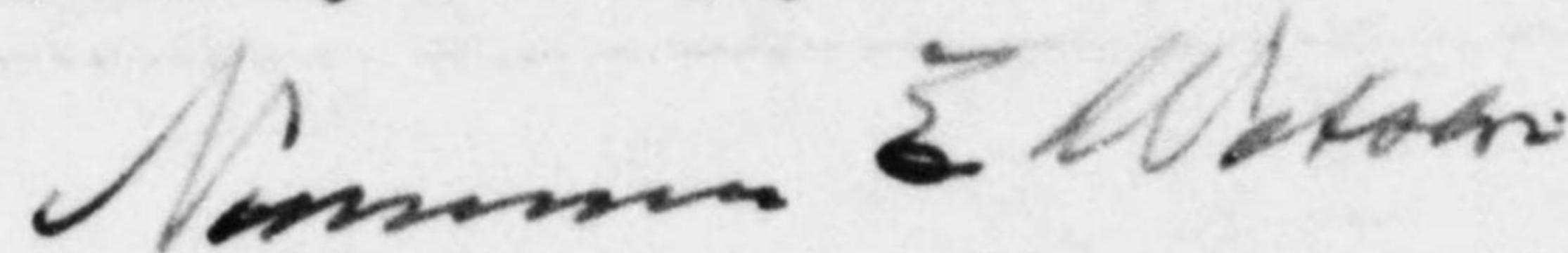
Mr. Daniel L. Bazelon  
Assistant Attorney General  
Office of Alien Property  
Washington, D.C.

Dear Sir:

Referring to your letter of October 21 (JS:JAC:aew/034-65) stating that the Office of Alien Property has vested property of the City of Tokyo (Order No. 1095), I am as requested, sending you herewith Original and Duplicate copies of Form APC-1C being Notice of Claim for Payment of Debt for a total of \$1,325.00 for Principal and Matured Coupons of \$1000 Bonds of the City of Tokyo 5% Loan of 1912 with interest thereon at 5% from dates of Matured Coupons - Sept. 1, 1941 and M&S1 to September 1, 1947 of \$50.50.

In accordance with your suggestion I am also writing to the Department of State - copy herewith - and sending to it for the attention of the Legal Adviser a copy of this letter.

Yours very truly,

NEW:S  
Enc.



Miyoshi, Miyo

Chicago, Illinois

October 24, 1947

Dept of State  
Washington D.C.

Dear Mr. Collins:

DEPARTMENT OF FINANCIAL AFFAIRS  
ask FN Form 10/28/47

OCT 27 1947

Answered 3/3/48

DEPARTMENT OF STATE

Thank you very much for your  
many kind informations in your  
letter of October 22, 1947.

Would you please make a  
record of my holdings, as I am an  
American citizen by birth. I am  
(Mrs) Miyo Miyoshi - nee  
born January 5, 1911 in Loomis,  
Placer County, California. My  
birth is recorded in Book C of

894.51 BONDHOLDERS/10-2447

894.51 Bondholders  
10-2447

JUN 19 1951  
FILED

CS/A



Record of Births - page 271 at  
Auburn, California County Seat of  
Placer.

Again thanking you very  
kindly for your courtesy, I am

Very sincerely yours,  
(Mrs.) Miyo Miyoshi.

6010 S. Harper Ave.  
Chicago, Ill.



~~FN~~

In reply refer to  
FN 894.51 Bondholders/  
10-2447

MAR 16 1948

894.51 BONDHOLDERS/10-2447

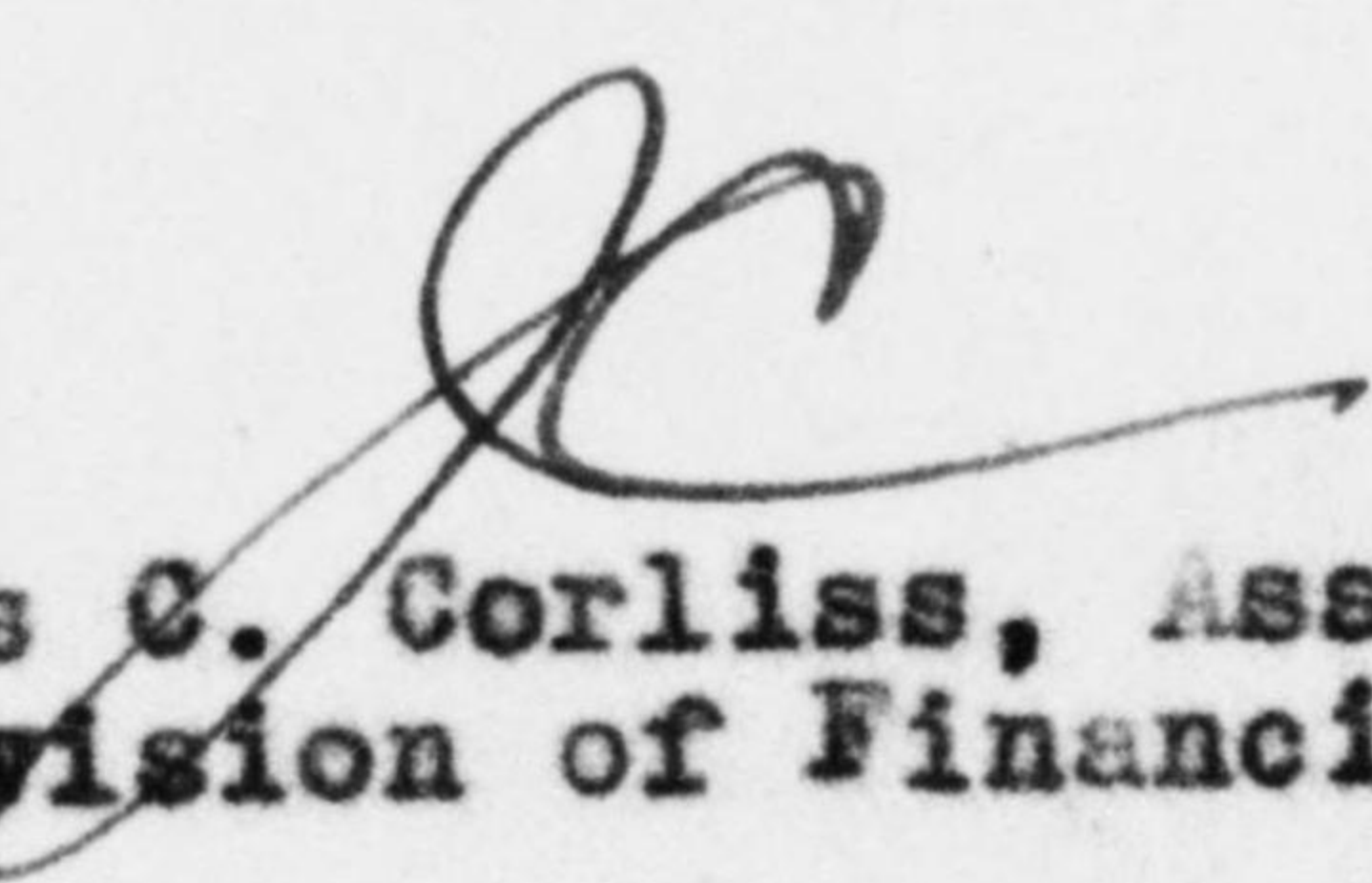
My dear Mrs. Miyoshi:

Reference is made to your letter of October 24, 1947, acknowledged by the Department on October 28, 1947, in which you submitted certain information in connection with your Tokyo Electric Light Company dollar bonds.

This information will be placed in the Department's records with the other material submitted by you in your letters of May 13, 1947 and August 20, 1947, in connection with your holdings, for such use as may be found to be appropriate, as indicated in the Department's letter to you of October 22, 1947.

Sincerely yours,

For the Secretary of State:

  
James C. Corliss, Assistant Chief  
Division of Financial Affairs

Mrs. Miyo Miyoshi,  
6010 South Harper Avenue,  
Chicago 37, Illinois.

CS/A

894.51 Bondholders  
/ 10-2447

OK  
MAR 15 1948

FN:VWJones:rt 3/3/48

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Dist.	.....

DGR OFD Unit  
A true copy of the signed original.



Oct 15/47

Department of State  
Legal Advisor

Washington LEGAL ADVISER

referred to FN for action  
OCT 29 1947

8518

DEPARTMENT OF STATE

Gentlemen:-

I am a holder of bonds  
of Germany & Japan, and would  
like to know what if anything  
is being done to take care of  
the interest and redemption  
by the respective governments.

Yours Truly NC  
Augusta Friedman

2564 Chestnut Ave  
Brook 58

Received your letter dated Oct 15/47  
File # JS-RGM.djw 034-65

RECEIVED  
DEPARTMENT OF STATE

1947 OCT 29 AM 10

REC.

MAR 1 1951

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DIVISION OF FINANCIAL AFFAIRS

OCT 31 1947

DEPARTMENT OF STATE

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Cat. AA  
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DIVISION OF FINANCIAL AFFAIRS

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894.51 BONDHOLDERS / 10-2447

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894.51 Bondholders

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JE  
JCFN

Oct 29/47

Department of State  
Legal Advisor

Washington, D.C.  
LEGAL ADVISER  
Referred to for action  
OCT 29 1947  
8518

D/R

Gentlemen:-

DEPARTMENT OF STATE

I am a holder of bonds  
of Germany & Japan, and would  
like to know what if anything  
is being done to take care of  
the interest and redemption  
by the respective governments.

X R  
862.51 Bondholders

Yours Truly NC  
Augusta Friedman  
2564 Chestnut Ave  
Brook 58

RECEIVED  
DEPARTMENT OF STATE  
1947 OCT 31 AM 10

REC'D  
FINCH

Received your letter dated Oct 15/47  
File # JS-RGM. DJW 034-65

MAR 1 1951  
GTT ENT

894.51 BONDHOLDERS / 10-2447

CSM

10-2447

894.51 BONDHOLDERS

~~DIVISION OF FINANCIAL AFFAIRS~~  
OCT 31 1947  
~~DEPARTMENT OF STATE~~

DCR - CLAIMS UNIT	
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Rev.	DW
Cct.	AA
Dist.	

DIVISION OF FINANCIAL AFFAIRS  
J Oct F.H. Lam 11/3/47  
OCT 31 1947  
Received 5/17/48  
DEPARTMENT OF STATE  
F.H.U.W. Janke



2009  
MCR

In reply refer to  
FN 800.51/11-747

MAY 10 1948

My dear Mr. Mann:

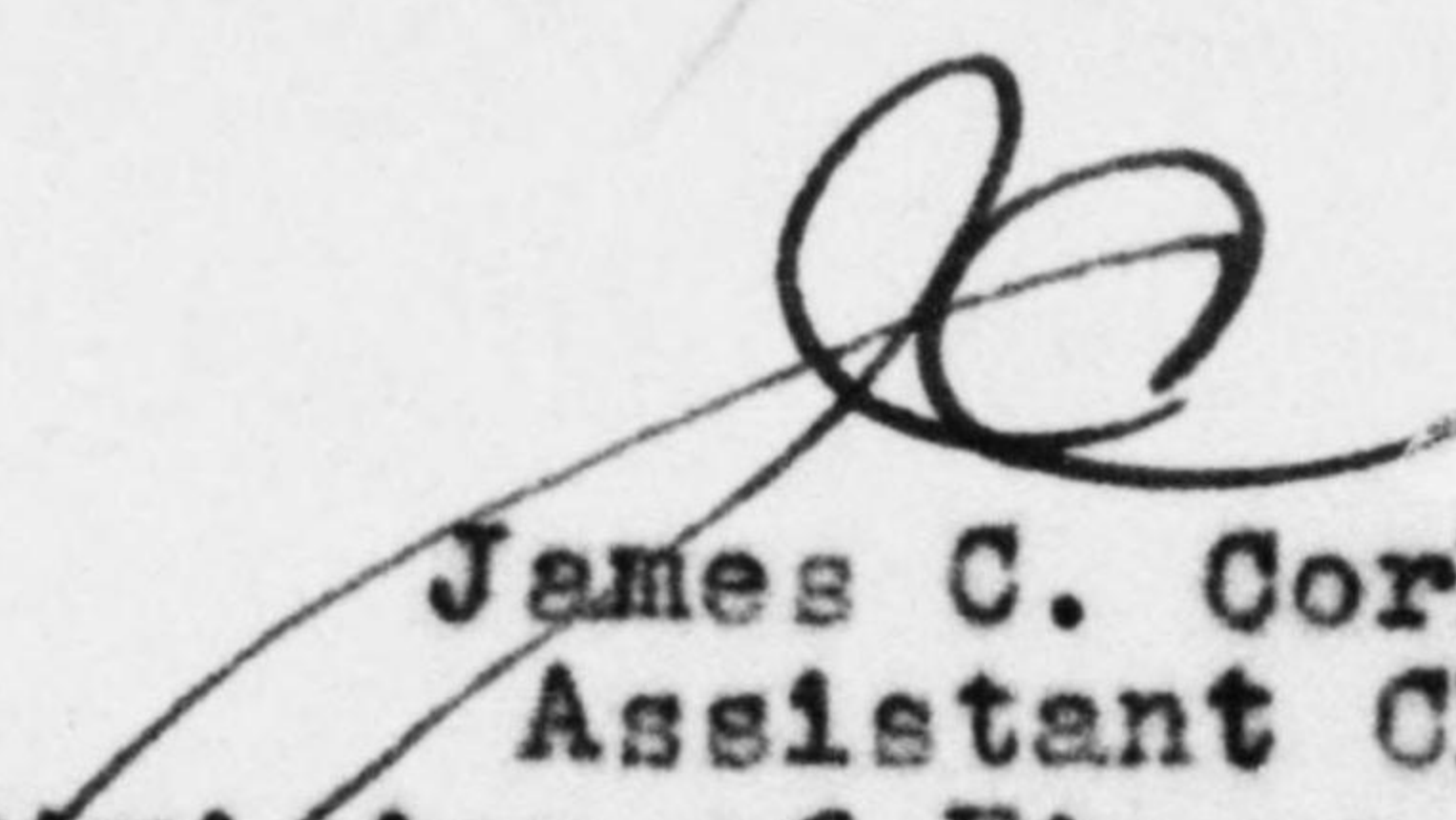
Reference is made to your letter of November 7, 1947, and the enclosures thereto, regarding the Nippon Electric Power Company, Limited, First Mortgage 6 1/2 per cent Gold Bonds due in 1953.

The Department has noted the information in your letter and its enclosures and will give careful consideration to your request that the Department do everything appropriate to cause the bondholders to be restored to the enjoyment of their rights under the Indenture and in particular that this problem be considered in connection with the negotiation of a treaty of peace with Japan and that appropriate provision be included therein for the protection of the rights of the holders of the bonds of the issue in question.

A copy of your letter has been sent to the appropriate authorities in Japan for their information.

Sincerely yours,

For the (Acting) Secretary of State:

  
James C. Corliss  
Assistant Chief  
Division of Financial Affairs

Mr. F. O. Mann,  
Assistant Vice President,  
Harris Trust and Savings Bank,  
115 West Monroe Street,  
Chicago 90, Illinois.

CM  
MAY 10 1948

A copy of the original  
sent.

✓ FN:JCCorliss:gve

4/21/48

322  
CE

S/S-CR

FN 844.51 Bondholders/11-747



MAY 10 1948

UNCLASSIFIED

No. 6

To the

Chief, United States Reparations and  
Restitution Delegation,  
Care of US POLAD, Tokyo.

The Acting Secretary of State encloses a copy of a letter dated November 7, 1947, from the Harris Trust and Savings Bank, Chicago, Illinois, regarding the Nippon Electric Power Company, Limited, First Mortgage 6 1/2 per cent Gold Bonds due in 1953. Copies of the enclosures to the Harris Trust and Savings Bank's letter are not attached, since they are either summarized in the Bank's letter or the content, as in the case of the Law Relating to the Treatment of Foreign Bonds, promulgated March 15, 1943, is well known to the Political Adviser and the Reparations and Restitution Delegation.

This letter is transmitted for the information of and possible use by the Reparations and Restitution Delegation in connection with appropriate protection of the American interest involved.

Enclosure:

- ✓ Copy of letter dated November 7, 1947, from Harris Trust and Savings Bank, Chicago, Illinois.

A true copy of the signed original.

800.51/11-747  
894.51 BONDHOLDERS/11-747

CS/V

894.51 Bondholders/11-747

~~800.51/11-747~~

FN:JCO:rl:es:gwe 4/21/48

DOB OPD Unit

no S/S-CR

MAY 10 1948

Correction Desk

a for RAA



# HARRIS TRUST AND SAVINGS BANK

ORGANIZED AS N. W. HARRIS & CO. 1882. INCORPORATED 1907

115 WEST MONROE STREET

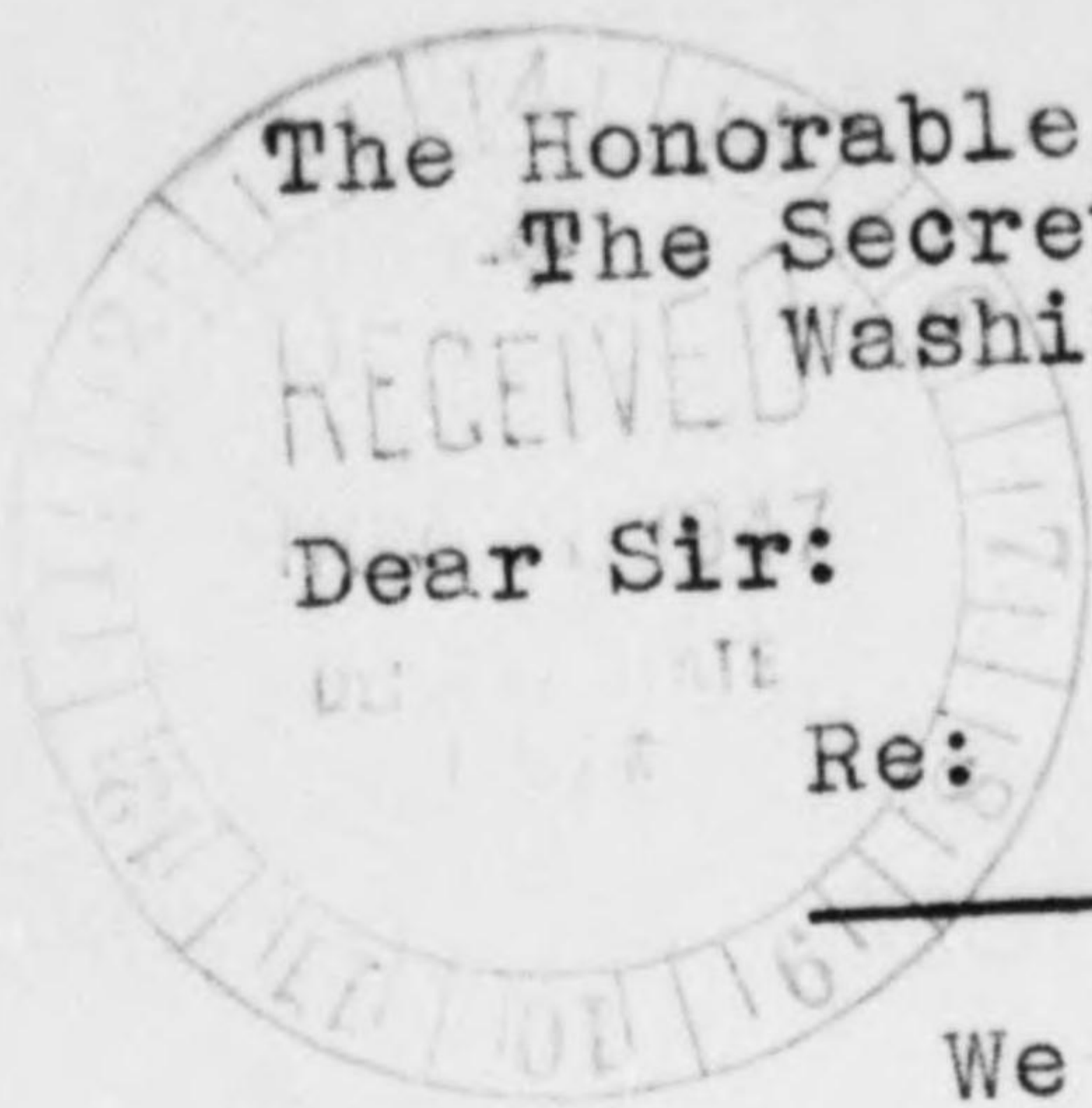
TELEPHONE STATE 8200

CHICAGO 90, ILLINOIS

TRUST DEPARTMENT

November 7, 1947

The Honorable,  
The Secretary of State  
Washington, D. C.



Dear Sir:

Re: Nippon Electric Power Company, Ltd.,  
First Mortgage 6 1/2% Gold Bonds, due 1953

*Handwritten:* 500.51/11-2746  
500.51/3-2547  
GA CE  
DIVISION OF FINANCIAL AFFAIRS  
Reply to Mr. Drafted  
NOV 17 1947 4/21/47  
FN: Carliss: gwe  
DEPARTMENT OF STATE

We refer to previous correspondence which we have had with you, in particular your letter dated February 26, 1947, with respect to our activities as Paying Agent, Sinking Fund Agent and Authenticating Agent of the Nippon Electric Power Company, Ltd. First Mortgage 6 1/2% Gold Bonds due 1953.

In conformity with the suggestion contained in your letter under reference, we communicated with Japan and we have now received a report concerning the status of this issue from the Successor Trustee under the Indenture securing the Bonds and from the Successor Obligor. This report discloses that since the outbreak of war with Japan, action has been taken in violation of the terms of the Indenture which is seriously prejudicial to the interests of bondholders. The purpose of this letter is to advise you of these occurrences and of other aspects of the present status of this issue and to request that you take such action as may be appropriate to protect the interests of the bondholders. Although under the Indenture securing the bonds, this bank is not charged with the duties of a Trustee for the bondholders, such duties having been imposed solely upon the original Trustee thereunder, The Mitsui Bank, Limited, or its lawful successor, we are addressing ourselves to you since, the Trustee being a Japanese institution, there is no corporate trustee in the United States to represent the interests of the bondholders. It is our primary purpose at this time that nothing should be done which might be deemed to constitute acquiescence on the part or in behalf of any holders of bonds of this issue in the violations of the Indenture which have occurred. Since the corporate trustee of this issue is a Japanese institution, it is possible that through force of circumstance or otherwise, it has been unable to discharge its obligations to the bondholders under the Indenture.

The bonds were issued in 1928 under an Indenture between Nippon Electric Power Company, Ltd. and The Mitsui Bank Limited as Trustee and were secured by a first mortgage lien on important public utility properties located in Japan.

Correction Desk

*a*

*Per LAA*

894.51 BONDHOLDERS/11-747

CS/A

*894.51 Bondholders  
11-947*



**HARRIS TRUST AND SAVINGS BANK, CHICAGO**

The Honorable,  
The Secretary of State

-2-

November 7, 1947

The principal amount of bonds originally issued was \$9,000,000 of which \$4,952,000 was outstanding as of October 15, 1941. A substantial part of the property subject to the lien of the Indenture was transferred by Nippon Electric Power Company, Ltd., to Japan Electric Power Generation and Transmission Company, Ltd. in 1939 and 1941. These transfers were effected pursuant to an electric power control law promulgated in Japan as of April 6, 1938 for the purpose of facilitating control of the power industry by the national government. In exchange for its properties, Nippon Electric Power Company, Ltd. received shares of stock of Japan Electric Generation and Transmission Company, Ltd. In connection with the transfers, the Imperial Japanese Government and Japan Electric Power Generation and Transmission Company, Ltd., unconditionally guaranteed the bonds as to principal and interest. The properties transferred continued to be security for the outstanding bonds and subject to the lien of the Indenture. (We understand from the report referred to below that the remaining electric properties of Nippon Electric Power Company, Ltd., were transferred, as of April 1, 1942, to Chubu Electric Supply Company, Ltd., The Kansai Electric Supply Company, Ltd. and The Hokuriku Electric Supply Company, Ltd.) Pursuant to an Order of the Minister of Communications dated August 2, 1941, a Supplemental Indenture was executed as of October 1, 1941 between Nippon Electric Power Company, Ltd., Japan Electric Power Generation and Transmission Company, Ltd., and The Mitsui Bank, Ltd. Under this Supplemental Indenture, Japan Electric Power Generation and Transmission Company, Ltd. succeeded to the interests and obligations of Nippon Electric Power Company, Ltd., under the original Indenture dated January 2, 1928, including the obligation with respect to the payment of principal and interest on the bonds.

The service of the bonds was effected regularly until 1942. Default with respect to interest payment commenced January 1, 1942 and with respect to the sinking fund on October 15, 1942. The bank had no communication with Japan until the receipt of letters dated on August 14, 1947 and September 3, 1947 from The Teikoku Bank, Ltd., as Successor Trustee, with which were enclosed the letters from Japan Electric Power Generation and Transmission Company, Ltd. and other papers, certain of which are enclosed herewith for your records as listed at the end of this letter. These letters report upon developments during the war period which may be summarized as follows:

- (a) As of April 1, 1943, The Teikoku Bank, Ltd. succeeded The Mitsui Bank, Ltd. as Trustee under the Indenture dated January 2, 1928.



## HARRIS TRUST AND SAVINGS BANK, CHICAGO

The Honorable,  
The Secretary of State

-3-

November 7, 1947

- (b) The bonds were "converted" into Yen Bonds under Law No. 60 of March 15, 1943 relating to the Treatment of Foreign Bonds, which provided for the conversion into bonds payable in Japanese currency of outstanding dollar and sterling bonds issued by the Imperial Japanese Government or any subdivision thereof and private corporations. The Nippon Electric 6 1/2% Gold Bonds were treated as follows:

\$1,968,000 principal amount which had been reacquired by the Company were cancelled on June 26, 1943;

\$1,844,000 principal amount of Bonds which were held in Japan were exchanged on September 15, 1943 for new Yen Bonds of Japan Electric Power Generation and Transmission Company, Ltd., which were guaranteed by the Japanese Government, bore interest at the rate of 4.2% per annum and had a 12-year maturity;

\$1,140,000 principal amount of Bonds which were held outside of Japan were "assumed" by the Japanese Government in September, 1943, under terms similar to the terms of the new Yen Bonds issued in exchange for the Bonds held in Japan. (Apparently, although we have not been so advised by the Trustee, an additional \$8,000 principal amount of Bonds have been paid by the Government since 1943 so that the amount now outstanding and held outside of Japan would be changed to \$1,132,000.)

After this "conversion" and "assumption", the mortgage securing the Bonds under the Indenture dated January 2, 1928 was cancelled in the appropriate commercial registry in Japan.

- (c) During the war, interest on all or part of the bonds was paid into special blocked accounts in Japan.



## HARRIS TRUST AND SAVINGS BANK, CHICAGO

The Honorable,  
The Secretary of State

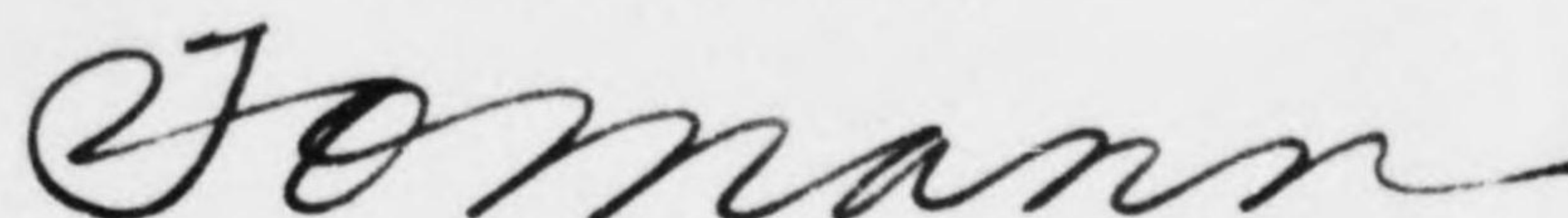
-4-

November 7, 1947

It will be seen from the foregoing that there have occurred the following principal defaults under the Indenture: (1) Failure to comply with interest and sinking fund obligations for a period in excess of five year; (2) the unilateral act of the Japanese Government in substituting itself as Obligor on the Bonds and in thereafter making payments with respect to service in Japanese currency; and (3) the purported "cancellation" of the mortgage subsequent to the so-called "conversion" operation. You are hereby advised that we do not recognize as valid such actions on the part of the Japanese Government and we accordingly request that the Department of State do everything which may be appropriate to cause the bondholders to be restored to the enjoyment of their rights under the Indenture. In particular, we request that this problem be considered in connection with the negotiation of a treaty of peace with Japan and that appropriate provision be included therein for the protection of the rights of the holders of Bonds of the issue in question.

We are sending a copy of this letter to the Foreign Bondholders Protective Council, Inc.

Very truly yours,



Assistant Vice President

F. O. Mann  
MJT

Enclosures *✓ att  
eal*

Copy of letter dated August 14, 1947, from The Teikoku Bank, Ltd. to Harris Trust and Savings Bank, together with the following enclosures:

Extract of Order of Finance Minister with respect to appointment of The Teikoku Bank, Ltd.

Law relating to the treatment of foreign bonds promulgated March 15, 1943 (English translation).

Letter dated September 27, 1946, from Japan Electric Power Generation and Transmission Power Company, Ltd. to Harris Trust and Savings Bank.

Letter dated September 3, 1947 from The Teikoku Bank, Ltd. to Harris Trust and Savings Bank and enclosure thereto, namely, letter dated August 27, 1947 from Japan Electric Power Generation and Transmission Power Company, Ltd. to Harris Trust and Savings Bank, exclusive of enclosures.



DECLASSIFIED

E.O. 11652, Sec 3(E) and 5(D) or (E) NND# 760050

DEPARTMENT OF STATE, U. S. A.  
WASHINGTON 25, D. C.  
OFFICIAL BUSINESS

PENALTY FOR PRIVATE  
PAYMENT OF POSTAGE  
(GPO)

FIN  
~~NEA~~



DECLASSIFIED

E.O. 11652, Sec 3(E) and 5(D) or (E) NND# 760050

NT OF STATE, U. S. A.  
INGTON 25, D. C.  
ICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID  
PAYMENT OF POSTAGE, \$300  
(GPO)

FN  
NEA



THE JAPAN ELECTRIC GENERATION & TRANSMISSION Co. Ltd.

Tokyo, Sept 27, 1946.

Messrs. Harris Trust and Savings Bank  
Chicago, Illinois

Dear Sirs:

Re: The Nippon Electric Power Co., Ltd. First mortgage  
6 1/2% Gold Bonds, Due 1953.

Since the outbreak of the Great War II, Dec. 8, 1941, we were unable to communicate with you and believe you are presumably interested in the status of the Nippon Electric Power Company's U. S. Dollar Bonds (hereinafter referred to as the Bonds) obligations of which were assumed by us under the provision of the Law Relating to the Treatment of Bonds in Connection with the Electric Power Control and under the provision of the Indentures. We wish, for your information, to report you some important matters and changes in regard to the Bonds during the War.

(1) Payment of Principal & Interest Funds.

(a) Sinking Funds.

Due to lack of facilities for remittance to you under the state of the War we were unable to pay the sinking funds for the Bonds.

(b) Interest Funds.



THE JAPAN ELECTRIC GENERATION & TRANSMISSION Co. Ltd.

The interest funds for the Bonds were paid by us to the Trustee, at each due date and the funds were paid out as following manners.

(1) Coupons located in Japan were paid to the coupon-holders, according to the Government order dated Dec. 31, 1941 issued under the Regulations Relating to the Foreign Exchange Control Law.

(ii) For coupons other than those located in Japan the coupon moneys were paid into the Special Assets Custody Accounts (later the name altered to Designated Foreign Nationals Block Accounts), according to the government order dated Jan. 22, 1942, issued under the Ordinance pursuant to the Hostile Nationals Assets Control Law.

The payments to the Block Accounts were made at the dates one month later of each interest payment date.

The amounts & dates for the above mentioned coupon moneys are shown in the attached list.

(2) Cancellation of Coupons.

The coupons of the Bonds due Jan. 1, 1942, located in Japan and paid before the stipulated date of remittance as usual practice of which already agreed upon by you, amounting to \$ 58,922.50 were cancelled by the Trustee on June 30, 1943 complying with the government order dated June 10, 1943.

(3) Mortgaged Properties.

Mortgaged properties securing the Bonds remained almost



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

unchanged and provisions of the mortgage had been carried out as routine in accordance with the stipulations in the Indentures, until the Bonds were partly converted into Domestic Bonds and remainder assumed by the Government as stated below.

(4) Financial Statements of the Japan Electric Generation & Transmission Co., Ltd.

Balance Sheet and Income and Loss Statements of our Company for semi-annual terms from ended Mar. 31, 1942 upto Sept. 30 1943, when the Bonds obligations were assumed by the Japanese Government, are enclosed herewith for your information.

We absorbed Tohoku Shinko Denryoku K.K. (North Eastern Japan Electric Development Co., Ltd.) with capital stock amounting to ¥ 30,000,000 by merger on Dec. 1, 1941, and took over properties including 11 water power plants with total capacity 133,100 KW, 23 transmission lines of total length 778.4 Km and 4 substations with total capacity of 56,320 K.V.A., as well as debts.

On Oct. 1, 1941 we increased our capital stock by Yen 752,857,500 subscribed with properties by 27 enterprises in accordance with the government order pursuant to the Law Governing Japan Electric Generation & Transmission Co., Ltd., taking over 156 water power plants with total capacity of 2,297,582 KW., one steam power plant with capacity of 64,500 KW., 78 transmission lines with total length of 699.2 Km, 3 substations with total capacity 41,500 K.V.A. and, in accordance with the Government order pursuant to the provision of the Law Relating to the Treatments of Bonds in connection with Electric Power Control, we



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

assumed obligations of U. S. Dollar Bonds outstanding \$ 9,506,000 and domestic bonds ¥ 237,285,000, and also loans payable ¥ 78,262,250.

On April 1, 1942 we again increased our capital stock by ¥ 370,077,900 subscribed with properties by 26 enterprisers in accordance with the government order pursuant to the Law Governing Japan Electric Generating & Transmission Co., Ltd., taking over 132 water power plants with total capacity of 868,385 KW., 9 steam power plants with total capacity of 142,300 KW., transmission lines with total length of 3,793 Km and substations with total capacity of 208,580 K.V.A. and assumed obligations of U.S. Dollar bonds outstanding \$ 582,500, domestic bonds ¥ 169,250,000 and loans payable ¥ 32,033,900.

We decreased our capital stock on Feb. 6, 1942 by ¥ 88,103,600, on July 31, 1942 ¥ 260,000,000 and Jan. 26, 1943 by ¥ 3,147,150 by writing off the reacquired capital stock which received for consideration against assumption of bond obligations and loans payable etc.

(5) The "Law Relating to the Treatment of the Foreign Bonds."

The Law was promulgated on March 15, 1943 and you will find from the translation of same, which is enclosed herewith, that the Japanese bonds issued abroad by the government, municipalities and private companies were (1) partly converted into domestic bonds with consent of the holders of the foreign bonds located in Japan, (2) partly, i.e. other than those converted into domestic bonds, assumed by the Japanese Government of the obli-



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

tions of payment of the principal of and interest on the foreign bonds and (3) upon foregoing assumption made mortgages on the properties securing same and effect of the contract of the foreign bonds had become null and void.

As the result of promulgation of the Law and carrying out the orders under the provisions of same,

(a) The reacquired Bonds \$ 1,968,000 were cancelled on June 26, 1943 by the Government order dated June 10, 1943, by perforation by the trustee in presence of our representative.

(b) Conversion into Domestic Bonds.

According to the Law, Regulations & the Government order dated July 20, 1943, with consent of the holders, the Bonds were converted into the Company's domestic bonds on Sept. 15, 1943 as follows:

	Consideration	paid
	Domestic Bonds	Cash
The Bonds \$ 1,844,000	¥ 6,154,100	¥ 1,292.80

The terms and conditions of the Conversion Bonds delivered are:

Government guaranteed, maturity 12 years, interest 4.2% p.a. payable Mar. 15 & Sept. 15, sinking fund ¥ 550,000 semi-annually commencing 2 years later against the aggregate principal amount of ¥ 36,158,300 issued for the conversion and for consideration of assumption.

The Bonds & Coupons effected conversion were cancelled by perforation by the Trustee on Sept. 20, 1943, according to the



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

Government order and gave public notice on Nov. 19, 1943 in Japan that those had become null and void.

(c) Assumption by the Japanese Government.

The obligation of payment of principal of and interest on the Bonds has been assumed by the Japanese Government on Sept. 15, 1943 as follows:

	Consideration	Paid to Govern- ment
	Domestic Bonds	Cash
The Bonds \$ 1,140,000	¥ 3,494,500	¥ 75.04

The terms and conditions of the domestic bonds delivered to the Government for consideration are same to the conversion bonds mentioned in (b).

For your reference we may add that after the assumption has been made the government paid to the holders in Japan of the Bonds \$ 8,000.

All original Indentures, contracts, documents and records relating to the Bonds have been handed over by us on May 15, 1944 to the Bank of Japan as an agent of the Japanese Government by the government order.

(d) Registration.

Upon consummation of the conversion and assumption, of the Bonds, the legal commercial registration of our Company was filed on Oct. 4, 1943 that the bonds obligations had been discharged and the legal registration for cancellation of the mort-



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

gages on the Factory Estates securing the Bonds was effected on Dec. 17, 1943 according to the provision of the Law relating to the Treatments of the Foreign Bonds.

(c) Coupons due before Sept. 15, 1943 which were paid in Japan have become null and void and public notification was made to this effect on July 13, 1944 according to the provision of said Law.

We believe above descriptions, though in brief, could give you a general view in respect to the Bonds and will write you more fully later on.

Yours very truly,

THE JAPAN ELECTRIC GENERATION  
& TRANSMISSION CO., LTD.

*S. Amis*

President



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

Interest Funds on Nippon Electric Power Co's  
Dollar Bond.

Due dates of coupon	Amount of interest fund Requirement	Depository of funds	Amount paid to	
			Coupon-holders in Japan	Design. Foreign Nat. Block a/c
1 Jan. 1942	\$ 96,980	Trustee	¥ 254,350.77 (¥59,930)	¥ 74,322.32 (¥37,050)
1 July. 1942	\$ 96,980	"	¥ 254,702.34 (¥59,930)	¥ 74,322.32 (¥37,050)
1 Jan. 1943	\$ 96,980	"	¥ 254,702.32 (¥59,930)	¥ 74,322.32 (¥37,050)
1 July. 1943	\$ 96,980	"	¥ 254,702.30 (¥59,930)	¥ 74,322.32 (¥37,050)



**THE TEIKOKU BANK, LTD.**TEL (23) 1511-10  
1581-8

TOKYO, August 14, 1947.

Harris Trust and Savings Bank,  
115, West Monroe Street,  
Chicago 90, Illinois.

Re: Nippon Electric Power Company, Limited  
First Mortgage 6 $\frac{1}{2}$ % Gold Bonds due 1953.

Dear Sirs,

With reference to the above captioned bonds, we acknowledge receipt of your letter dated June 2, 1947. While we fully realize that we have the responsibility, as a successor Trustee, to report to you as to measures taken during the war-time and also present conditions of the Bonds, private communications were not permitted, causing a great delay in this regard. However, we are now pleased to give you the information, as requested by your above letter, as per particulars below:

1. Establishment of the Teikoku Bank, Ltd. and its Succession to the Mitsui Bank, Ltd., Trustee of the Bonds.
  - (1) The Teikoku Bank, Ltd., Tokyo was established on April 1, 1943, as the result of consolidation of the Mitsui Bank, Ltd., Tokyo and the Dai-Ichi Ginko, Ltd., Tokyo (established in June, 1873).
  - (2) In accordance with the Order of the Finance Minister dated April 1, 1943, the Teikoku Bank, Ltd. succeeded at the same date the business of the Mitsui Bank, Ltd., the Trustee of the Nippon Electric Power Company Limited First Mortgage 6 $\frac{1}{2}$ % Gold Bonds, due 1953. (Extract of the said Order "Zogin No. 999" is attached hereto).
  - (3) According to the provision of the Indenture, the previous approval of the Japan Electric Generation and Transmission Company, Ltd. was obtained in this connection. But the other requirement under the provision of the Indenture, i.e. approval of the Authenticating Agent, was not obtained due to the War.
2. Status of Nippon Electric Power Company First Mortgage Bonds and the Mortgaged Property.



-2-

(1) Mortgaged Property.

As you know, a part of the property constituting the Factory Estate securing the Bonds had been transferred to the Japan Electric Generation and Transmission Company, Ltd. On April 1, 1939, continuing to be included in the Factory Estate. In addition thereto, a greater part of the remaining properties of Nippon Electric Power Company, Ltd. constituting the Factory Estate securing the Bonds was transferred on October 1, 1941 to the Japan Electric Generation and Transmission Company, Ltd., by Order of the Minister of Communications under the provision of the Law Governing the Japan Electric Generation and Transmission Company, Ltd. Thus, the substantial part of the properties constituting the Factory Estate has been transferred to the Japan Electric Generation and Transmission Company, Ltd. still continuing to be included in the said Factory Estate.

Other remaining part of the properties included in the Factory Estate was transferred, also continuing to be included in it, on April 1, 1942 from Nippon Electric Power Company, Ltd. to the Chubu Electric Supply Company, Ltd., the Kansai Electric Supply Company, Ltd. and the Hokuriku Electric Supply Company, Ltd., each of which was established by the Orders of the Minister of Communications issued under the Ordinance of the Electric Power Distribution Control which has been formulated with the aim of more efficient operations and control over the electric distribution system in this country.

As you understand from the above stated Nippon Electric Power Company, Ltd. had transferred their all power plants, transmission lines, substations and other electric equipments and facilities (including what secured other bonds) to the Japan Electric Generation and Transmission Company, Ltd. and Electric Supply Companies and accordingly closed their electric business. However, they are still continuing other line of business under the changed name of the Nichiden Kogyo Kabushiki Kaisha.

(2) Assumption of the Bonds obligations by the Japan Electric Generation and Transmission Company, Ltd.

By the Order of the Minister of Communications issued under the provisions of the Law Relating to the Bonds in Connection with the Electric Power Control, all



-3-

obligations of the Nippon Electric Power Company, Ltd. First Mortgage  $6\frac{1}{2}\%$  Gold Bonds due 1953, then outstanding \$5,312,000, were assumed on Oct. 1, 1941 by the Japan Electric Generation and Transmission Company, Ltd. A supplemental indenture was executed under the same date between the parties concerned, i.e. Nippon Electric Power Company, Ltd. as the Predecessor Trustor Company, Japan Electric Generation and Transmission Company, Ltd. as the Successor Trustor Company and the Mitsui Bank, Ltd. as the Trustee Company.

In this connection, you had already been informed by our cable dated Sept. 29, 1941 for which we received on Dec. 4, 1941 your letter under the date of Oct 3 acknowledging receipt of our above cable. We also sent to you our letter of Oct. 1, 1941 enclosing the said Supplemental Indenture and other documents concerning the assumption of the Bonds, which we presume you received in due course. However, just to make sure of it, we beg to enclose herewith same copies of the above.

Kindly note that we requested the Japanese Government on Oct. 15, 1941 to advertise abroad the notice concerning the assumption of the Bonds, copy of which is enclosed herewith.

- (3) Cancellation of the re-acquired Bonds, Conversion of the Bonds into Yen Bonds and Assumption of the Bond's Obligations by the Government -- Treatment in compliance with the Law.

According to the regulations of "the Law Relating to the Treatment of the Foreign Bonds" (English translation attached), the Nippon Electric Power Company, Ltd. First Mortgage  $6\frac{1}{2}\%$  Gold Bonds, due 1953, then outstanding \$4,952,000 were treated in the following manner:-

- (a) \$1,968,000--re-acquired Bonds by the Company were cancelled on June 26, 1943.
- (b) \$1,844,000 were converted into Yen Bonds with the consent of the Dollar Bond-holders in Japan on Sept. 15, 1943.
- (c) \$1,140,000 were assumed by the Japanese Government of the obligations of the payment of principal and interest of the Bonds on Sept. 15, 1943.



- 4 -

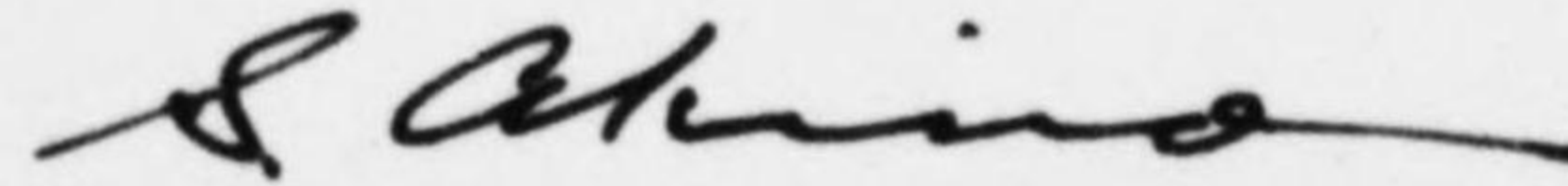
Upon the foregoing assumption, mortgages made on the Factory Estate and other effect of the Indenture, except the obligations of the payment of principal and interest of the Bonds, became null and void. (cf. Article 9, Paragraph II of the Law).

At the request of the Japan Electric Generation and Transmission Company, Ltd. we also enclose herewith their letter of Sept. 27, 1946 relating to the above Bonds. Although we believe that the Nichiden Kogyo Kabushiki Kaisha (former Nippon Electric Power Company, Ltd.) or the Japan Electric Generation and Transmission Company, Ltd. will write to you soon, in reply to yours, we wished to furnish you with the first hand information as stated above.

We hope the above information will meet your requirement and assure you of our pleasure of co-operating with you in doing the business to our mutual interest.

Yours truly,

For the Teikoku Bank, Ltd.



Manager, Bond Department



*Nippon Katsuden Kabusiki Kaisha*  
*(Japan Electric Generation & Transmission Co., Ltd.)*  
*Koishikawa.*

*Tokyo, Aug. 27, 1947.*

To Harris Trust & Savings Bank,  
Chicago,

Re: Nippon Electric Power Company, Limited  
First Mortgage 6½ Gold Bonds, Due 1953

Dear Sirs,

We are in receipt of your letter dated June 2, enclosing a copy of your letter addressed to Nippon Electric Power Co., Ltd. dated May 29, contents of which we have carefully noted. In response to your above letter we beg to report you hereunder, sometime referring to our previous letter dated Sept. 27 last year which was forwarded you through Teikoku Bank, Ltd., successor Trustee.

(1) Assumption of Bond Obligations by the Japan Electric Generation & Transmission Co., Ltd.

Recalling the advice of Mitsui Bank, Ltd., Trustee (now Teikoku Bank Ltd., successor Trustee), made to you by its letter dated Oct. 1, 1941, the obligations of the above-mentioned Bonds were assumed by us, complying with the provisions of the Indenture dated January 2, 1928, securing said Bonds, in accordance with the order of the Japanese Government under the provision of Article 4 of the "Law Relating To the Treatment of Bonds in connection with the Electric Power Control". The documents relating to said assumption



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

of the obligations, including a copy of the supplemental indenture dated Oct. 1, 1941, executed between Nippon Electric Power Co., Ltd., Predecessor Trustor, Japan Electric Generation & Transmission Co., Ltd., Successor Trustor, and Mitsui Bank, Ltd., Trustee, were forwarded to you by the Trustee in October, 1941, shortly before the outbreak of the Great War. At that time we requested the Minister of Finance of the Japanese Government to cable to its official in the United States to cause him to arrange with you for the public notice to be given to the Bondholders regarding said assumption, owing to difficulty in transmitting telegrams by private concerns at that time. Since then we heard nothing of it, but we were under impression that said assumption was doubtless approved by you as procedures stipulated in the Indenture were duly taken.

Judging from your letter of June last which was received by us a month later, we are afraid the documents above-mentioned might not have been delivered to you due to congestion or otherwise. The Trustee is now forwarding you again these copies. We, however, have no doubt that the assumption of the Bond obligations by us be approved by you, as it was duly made in accordance with the terms of said Indenture and for the benefit and interest of all the Bondholders.

(2) Regarding Status of the Bonds.

Regarding the status of the Nippon Electric Power



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

Company's Dollar Bonds please refer to our letter dated September 27, 1946 which was submitted at that time to Teikoku Bank, Ltd., successor Trustee, for conveyance to you at the first opportunity when such communications were allowed and same will be forwarded by them. The report contained in the above letter gives full information as required by your letter for the general status of the Bonds as well as measures taken by the Government during the War.

(3) Assumption of the Payment of Principal and Interest of the Bonds by the Japanese Government

As you will find in the said report, pursuant to the "Law Relating To The Treatment Of The Foreign Bonds" promulgated in 1943, procedures were taken for Nippon Electric Power Company's Dollar Bonds then outstanding \$ 4,952,000, as follows:

- (a) The reacquired Bonds amounting to \$ 1,968,000 were cancelled.
- (b) The Bonds owned by Japanese and friendly nationals amounting to \$ 1,844,000 were converted to our company's domestic bonds with consent of such owners.
- (c) The remaining part of the outstanding Bonds amounting to \$ 1,140,000 was assumed by the Japanese Government for the payment of principal of and interest on the Bonds.

The conversion and assumption stated above were effected on Sept. 15, 1943 details of which you will find in said report. After the assumption, the Government paid



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

The Bonds amounting to \$ 8,000 as the second conversion and now the Bonds are outstanding in the principal amount of \$ 1,132,000 as the Japanese Government obligation.

(4) In Connection with The Properties Mortgaged to Secure The Bonds.

In addition to a partial transfer of properties included in the Factory Estate securing the Bonds on April 1, 1939 to the Japan Electric Generation & Transmission Co., Ltd., another part of the properties of the Factory Estate including all water power plants held by Nippon Electric Power Co., Ltd., was again contributed on Oct. 1, 1941 to the Japan Electric Generation & Transmission Co., Ltd. by the orders of the Japanese Government under the provision of Article 4 of the "Law Governing the Japan Electric Generation & Transmission Co., Ltd.", as advised you in the telegram of Sept. 29, 1941 and letter dated Oct. 1, 1941 addressed to you from the Trustee. By these two contributions the substantial part of the property comprising the Factory Estate was transferred to us, and that was the reason why the obligations of the Bonds secured by the mortgage thereon were assumed by us according to the Government order as mentioned in preceding item (1). It is to be noted that the properties thus transferred to us continued to be included in the Factory Estate and subject to the mortgage securing the Bonds.

The minor part of the properties remaining after the above transfers was contributed by Nippon Electric Power Co., Ltd. on April 1, 1942 by the Government order partly to



THE JAPAN ELECTRIC GENERATION & TRANSMISSION Co. Ltd.  
Kansai Haiden Kabushiki Kaisha (Kansai Electric Supply Co.,), partly  
Chubu Haiden Kabushiki Kaisha (Chubu Electric Supply Co.,  
Ltd.), partly to Hokuriku Haiden Kabushiki Kaisha (Hokuriku  
Electric Supply Co., Ltd.), all of which were formed on said  
date under the Electric Distribution Control Ordinance. The  
Ordinance was promulgated with the aim to effect more efficient  
operation and control over the electric power distribution,  
amalgamating many enterprisers into nine divisions all over  
the territory of Japan, each division having one Electric  
Power Distribution Company, Ltd. Those properties transferred  
to the above-named three companies were continued to be included  
in the Factory Estate mortgaged to secure the bonds.

Under the "Law Relating to the Treatment of the  
Foreign Bonds", upon the assumption of obligation of payment  
of principal and interest of the Bonds effected by the  
Government, the mortgage on the properties of the Factory  
Estate securing the Bonds as well as forces and effects of  
original contracts of the Bonds except obligations of payment  
of principal and interest thereof was invalidated as commented  
in the previous report Item (b) first paragraph (3), (Refer  
to Article 9 Paragraph 2 of the above Law)

For your reference we enclose herewith a list of  
properties comprising the Factory Estate showing particulars  
of the values and depreciation amounts, at the time of contri-  
bution to our company as well as at the latest closure of  
our accounts. Further a list describing war damages thereof  
is also enclosed, and it is to be noted that the damages  
incurred by the war were not heavy and did not hinder the  
operation, but they are under repair or restoring.



THE JAPAN ELECTRIC GENERATION & TRANSMISSION Co. Ltd.

Regarding reparation inquired by you, we beg to inform that no property included in the Factory Estate has been designated as a selection of interim reparation program to subject to removal, though other certain steam power plants of our company were designated for such selections.

For your information we add that Nippon Electric Power Co., Ltd. had withdrawn from the business of electric enterprise in consequence of the above stated transfers of its properties, and changed its corporate name to "Nishiden Kogyo Kabushiki Kaisha" (in English <sup>it means</sup> Japan Electrical Industry Co., Ltd.)

(5) Activities of Japan Electric Generation and Transmission Co., Ltd.

Our corporation, as of April 1, 1947, hold and are operating 386 water power plants with total capacity of 4,577,806 KW., 44 steam power plants with total capacity of 2,713,000 KW. nominal, but deducting war damages and obsolescence, its available present capacity of 943,000 KW., 90 substations with total capacity of 5,023,530 KVA. and transmission lines in total length of 14,067 Kilometers extending all over the territory of Japan.

Of the above steam power plants 20 plants with total capacity of 1,373,200 KW. have been designated as selections of the interim reparation program subject to removal by SCAP.

The generated powers are supplied as whole-sale to nine electric power distribution companies which are



THE JAPAN ELECTRIC GENERATION & TRANSMISSION Co. Ltd.

allocated geographically with territories divided into nine areas of Japan and distribute powers to consumers, with a few exceptions of direct supplies to large consumers such as fertilizer manufacturers. The power generated by us for the fiscal year of 1946 (from April, 1946 to March, 1947) was 21,203,464 MWH. and power purchased 446,592 MWH. and power sold, less transmitting loss say 12% etc., amounts to 19,022,753 MWH. It is to be pointed out that due to the shortage of coal in Japan the power supplies cannot at present meet the demands.

The power tariff of the corporation is determined by the Government and in the past subsidy was given by it when losses were incurred but which was eliminated after March 1946. Under the pressure of high cost due to latest inflation, the power tariff was substantially increased recently.

(6) Financial statements of Japan Electric Generation & Transmission Co., Ltd.

For your information in supplementing to the financial statements attached to our previous report of Sept. 27, 1946, we enclose herewith our balance sheets and income and loss statements for semi-annual terms from Oct. 1, 1943 to March 31, 1947.

(7) Regarding to the payment of interest and sinking funds now in arrears.

In regard to your request for plans for the payment of principal and interest now in arrears, we regret we are not in a position to propose you now as our own, since



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co Ltd

the obligation of payment of the principal of and interest on the outstanding Bonds had been assumed by the Japanese Government as reported you above.

We believe that the Japanese Government will intend to take full responsibility in such planning so as to protect bondholders' interests, together with all other foreign bonds assumed by it in 1943. It seems, however, under the present circumstances in Japan, everything depends on the decision of the coming peace conference. For the present therefore, it may be very difficult that the problems concerning the Bonds be settled or even be planned.

The question raised by you is placed before parties concerned for their careful attention, who recognize its importance and desire to bring about its solution as soon as possible. We trust it will receive due consideration for protection of the bondholders together with many and various foreign bonds assumed by the Japanese Government when the circumstances will prevail to enable it to establish definite plans.

We are always respecting the bondholders' interests and will do our best for the benefit of them. We will advise you as soon as any progress on the matter has been made.

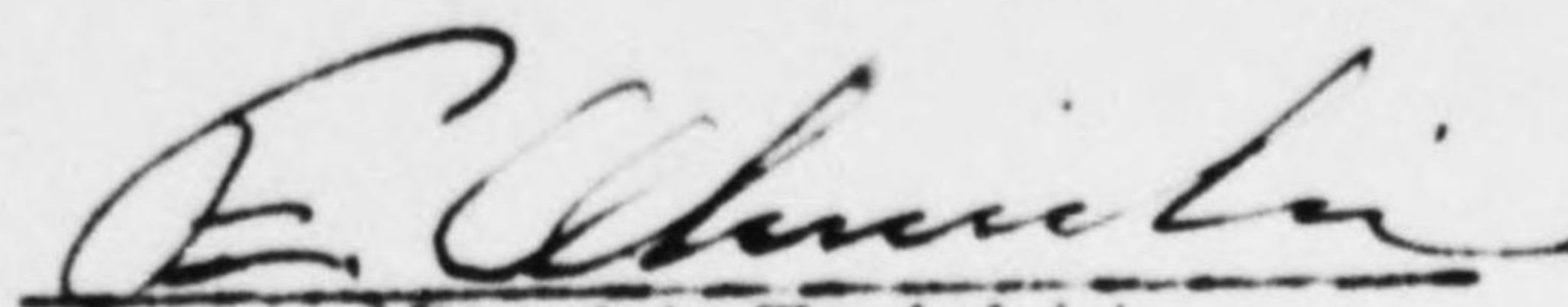
Trusting above informations will sufficiently clarify the present status of the Bonds, and assuring you not to fail to reply you if you have any further queries.

Yours very truly,



THE JAPAN ELECTRIC GENERATION & TRANSMISSION Co. Ltd.

The Japan Electric Generation  
& Transmission Co., Ltd.



(Michi Onishi)  
President.

Enclosures:

1. English translation of laws in connection with state control of electric power.
2. English translation of the "Law Relating To The Treatment Of The Foreign Bonds"
3. English Translation of the "Electric Distribution Control Ordinance"
4. List of mortgaged properties of the Factory Estate securing the Bonds, giving values and depreciation amount.
5. List of war damages
6. Financial statements of Japan Electric Generation & Transmission Co., Ltd. for terms from Oct. 1, 1943 to March 31, 1947.

CC To:

The Teikoku Bank, Ltd., successor Trustee.  
Nichi-den Kogyo K.K.



**THE TEIKOKU BANK, LTD.**TEL. (23) 1511-10  
1581-8

TOKYO, September 3, 1947

*In replying please refer to B166.***Harris Trust and Savings Bank,  
115 West Monroe Street,  
Chicago 90 Illinois.****Re: Nippon Electric Power Company, Limited  
First Mortgage 6  $\frac{1}{2}$  % Gold Bonds due 1953.**

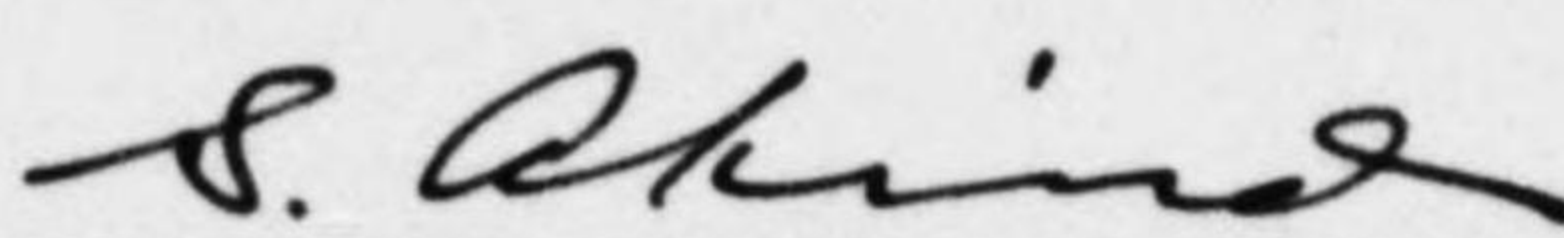
Dear Sirs.

Referring to our letter of August 14, 1947 and at the request of the Japan Electric Generation and Transmission Company, Ltd. and the Nichiden Industrial Company, Ltd. we enclose herewith to transfer their letters dated August 27 and 15, 1947 respectively with certain enclosures attached thereto.

We hope the above documents will meet your requirement.

Yours truly,

For the Teikoku Bank, Ltd.

  
Manager, Bond Department.



## TRANSLATION

Extract of the Order of the Finance Minister  
dated April 1, 1943, (Zōgin No. 999) addressed  
to the Teikoku Bank, Ltd.

THE TEIKOKU BANK LIMITED, TOKYO  
1. Marunouchi 1-chome, Kojimachi-ku, Tokyo.

In accordance with Article 100 of the Corporate Mortgage  
Bond Trust Law, the above named bank shall be designated to suc-  
ceed the mitsui Bank, Limited as the Trustee of the undermentio-  
ed corporate bonds.

1. The corporate mortgage bonds issued by the Japan Electric  
Generation and Transmission Co., Ltd. (the former Nippon  
Electric Power Co., Ltd.) under the Trust Indenture made  
between the former mitsui Bank, Limited and the Company on  
January 2, 1928.

— o —

Reference: The Corporate Mortgage Bond Trust Law, Article 100.

"In compliance with the provisions of the preceding two arti-  
cles, when the Trustee has been relieved of or has retired  
from the trusteeship or when it has been dissolved or de-  
prived of the permission, the competent authority shall  
appoint and designate a succeeding Trustee to conduct the  
business of Trusteeship."



THE JAPAN ELECTRIC GENERATION & TRANSMISSION Co. Ltd.

LAW  
RELATING TO THE TREATMENT  
OF  
THE FOREIGN BONDS

(Law No.60 Promulgated on March 18, 1943)

Translated  
by  
The Japan Electric Generation  
and Transmission Co., Ltd.



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

Law  
Relating to the Treatment  
of  
The Foreign Bonds

(Law No. 60 Promulgated on March 18, 1943)

## Article 1.

The foreign Bonds referred to in this law denote the national bonds, the local government or municipal bonds or corporation bonds denoted in the currencies of the United States of America or the Great Britain, as well as the local government or municipal bonds, which, though denoted in Japanese currency, hold a special stipulation for payment in British currency at the specified exchange rate and which further are designated by order.

## Article 2.

The issuer of the Foreign Bonds (or its successor in case where the obligation of payment of principal and interest of the Foreign Bonds has been assumed; same being applied to hereinafter) shall issue its national bonds, local government or municipal bonds or corporation bonds denoted in Japanese currency (hereinafter called as Domestic Bonds) in exchange for the Foreign Bonds held by those designated by order, and convert thereby its Foreign Bond obligation therefor, notwithstanding anything in the original contract.

As regards the conversion of Foreign Bond obligation referred to in the preceding paragraph, the consent of the holders



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

of said Foreign Bonds shall be obtained. In the case mentioned above, should any such holder be Japanese subject designated by order but his intention be unascertainable, it shall be deemed his consent has been obtained.

In case of paragraph 1, should there be any odd sum falling short of the amount of the minimum denomination of the Domestic Bonds, such odd sum shall be paid in cash.

When the conversion of the Foreign Bonds have been made pursuant to the provision of paragraph 1, the right of pledge on said Foreign Bonds shall likewise continue to be subjected to the Domestic Bonds to be issued under the provision of said paragraph or on the cash payable pursuant to the provision of the preceding paragraph.

## Article 3.

The price of the Foreign Bonds to be converted under the provision of the preceding Article paragraph 1, and other terms and conditions relating to the conversion thereof other than those provided in this Law shall be determined by the Government through the deliberation of the Foreign Bond Commission.

The Government will notify by publication, upon determination thereof, those matters mentioned in the preceding paragraph.

The Organization and authorities of the Foreign Bond Commission shall be prescribed by imperial ordinance.



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

## Article 4.

The certificates of the Foreign Bonds, upon their conversion having been made in pursuance to the provision of Article 2 paragraph 1, shall become null and void.

Of the coupons detached from the Foreign Bonds converted under the provision of Article 2 paragraph 1, those falling due next immediately after the enforcement of this Law shall be valid even after the conversion, and, however, those falling due thereafter shall all be void.

The issuer of such Foreign Bonds shall make public notice of the bond certificates and the coupons that have become null and void under the provisions of the preceding two paragraphs, provided, however, of those cancelled by the issuer of such Foreign Bonds the same shall not be applied.

## Article 5.

The interest on the Domestic Bonds to be issued pursuant to the provision of Article 2 paragraph 1 shall accrue from the date following the last day of the period for which the interest has been computed as payable at the date of interest payment of the Foreign Bonds that falls due next immediately after the enforcement of this Law.

## Article 6.

When the issuer of the local government or municipal bonds or the corporation bonds of the Foreign Bonds converts them in pursuance to the provision of Article 2 paragraph 1, the Govern-



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

ment will compensate for the losses incurred by such conversion, as prescribed by order.

The Government will determine through the deliberation of the Foreign Bond Commission the basis by which the losses to be compensated by the Government pursuant to the preceding paragraph shall be worked out.

## Article 7.

The Government may deliver government bonds for the compensation provided in the preceding Article paragraph 1.

The price of the government bonds to be delivered pursuant to the provision of the preceding paragraph shall be decided by the Minister of Finance, taking into consideration of the current price thereof.

The Government may issue government bonds up to the limit of the amount required for delivery pursuant to the provision of paragraph 1.

## Article 8.

The Government may cause the issuer of the local government or municipal bonds or the corporation bonds of the Foreign Bonds cancel, as provided by order, its reacquired local government or municipal bonds or corporation bonds of the Foreign Bonds of its own issue, or its reacquired corporation bonds of the Foreign Bonds of which the obligations of payment of principal and interest have been assumed, notwithstanding anything in the original contract.

The provisions of Article 4 paragraphs 1 and 3 shall be



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

likewise applied in case of the cancellation referred to in the preceding paragraph.

## Article 9.

The Government will assume, as prescribed by order, the obligation of payment of principal and interest of the local government or municipal bonds or the corporation bonds of the Foreign Bonds other than those converted under the provision of Article 2 paragraph 1.

In the case of the preceding paragraph, the mortgage on the properties securing said local government or municipal bonds or corporation bonds and other effect of the original contracts thereof shall become null and void except the obligation of payment of principal and interest.

## Article 10.

In the case of the preceding Article paragraph 1, the issuer of said local government or municipal bonds or corporation bonds shall pay, as provided by order, to the Government the consideration for the assumption.

The Government shall determine through the deliberation of the Foreign Bond Commission the basis by which the consideration to be paid for by said issuer pursuant to the provision of the preceding paragraph shall be decided.

## Article 11.

The payment for consideration referred to in the preceding Article paragraph 1 may be made with the local government or



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

municipal bond certificates or the corporation bond or debenture certificates issued by said issuer as provided by order.

The price of the local government or municipal bond certificates or corporation bond or debenture certificates to be paid with pursuant to the preceding paragraph shall be decided by the Minister of Finance, taking into consideration of the current price thereof.

## Article 12.

Those, who will receive the compensation for losses pursuant to the provision of Article 6 paragraph 1 and coincidentally shall have to pay the consideration pursuant to the provision of Article 10 paragraph 1, shall be paid by the Government the sum of money equivalent to the excess in case where the compensation exceeds the consideration, and shall pay to the Government the sum of money equivalent to the excess in case where consideration exceeds the compensation, notwithstanding the provisions of Article 6 paragraph 1 and/or Article 10 paragraph 1.

The provisions of Article 7 and/or the preceding Article shall be likewise applied to the preceding paragraph.

## Article 13.

The Government may guarantee, when deemed necessary, the payment of principal and interest of the corporation bonds or debentures to be issued under the provisions of Article 2 paragraph 1 or Article 11 paragraph 1. (including the case likewise applied to under the preceding Article paragraph 2 ;



**THE JAPAN ELECTRIC GENERATION & TRANSMISSION Co. I.M.**

being applied to hereinafter.)

**Article 14.**

The issuer of the corporation bonds or the Foreign Bonds may issue its bonds or debentures pursuant to the provisions of Article 2 paragraph 1 and/or Article 11 paragraph 1 in excess of the limitation prescribed by other laws, ordinances or orders.

The provisions of Articles 290, 298 and 301 of the Commercial Code shall not be applied to the corporation bonds or debentures prescribed in the preceding paragraph.

**Article 15.**

The issuer of the local government or municipal bonds or the corporation bonds or the Foreign Bonds shall not be required to obtain permission or sanction provided in other laws, ordinances or orders in connection with the conversion of the Foreign Bonds under the provision of Article 2 paragraph 1, the cancellation of the Foreign Bonds under the provision of Article 8 paragraph 1 and the issuance of the local government or municipal bonds or the corporation bonds or debentures under the provision of Article 11 paragraph 1.

**Article 16.**

Matters necessary in regard to the treatment of the Foreign Bonds other than provided in this law shall be prescribed by order.



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

## Article 17.

The City of Nagoya shall redeem in Japanese currency the City of Nagoya 5% Sterling Bonds of the principal amount of £ 800,000 owned by those designated by order, notwithstanding the provisions of the original contract.

The Provisions of Article 2 paragraph 2, Article 3 paragraphs 1 and 2, Article 4 paragraphs 1 and 3, Articles 6 to 12, Article 15 and the preceding Article shall be likewise applied to said Bonds in the preceding paragraph.

## Article 18.

The coupons of the Foreign Bonds and of the public bonds referred to in the preceding Article paragraph 1, that have been paid by orders pursuant to the Foreign Exchange Control Law or the Enemy Assets Administration Law, shall become null and void.

The provision of Article 4 paragraph 3 shall be likewise applied to the case of the preceding paragraph.

## Article 19.

In case the issuer of the corporation bonds of the Foreign Bonds shall cause its corporation bonds or debentures issued pursuant to the provisions of Article 2 paragraph 1 or Article 11 paragraph 1 to be registered at the law-court, the registration tax shall be one thousandth of the paid-in amount thereof.

## Article 20.

The Government may, whenever deemed necessary, as provided by order, collect reports or may cause its competent



THE JAPAN ELECTRIC GENERATION & TRANSMISSION Co. Ltd.

Officials to visit the place deemed necessary for inspection and to examine ledgers, documents, papers or other properties.

Article 21

Persons who shall not submit reports or shall file false reports against requirement under the provision of the preceding Article or make untrue statements on the documents to be presented by the order issued pursuant to this Law shall be liable to a fine not exceeding five hundred yen.

Persons who refuse, interfere with, or evade inspection referred to in the preceding Article shall be likewise liable to the same penalty as mentioned in the preceding paragraph.

Article 22.

In case where agents, employees or other staff of a juridical person or an individual shall commit such a violation as mentioned in the preceding Article paragraph 1 in connection with the business of the aforementioned juridical person or individual, such juridical person or individual shall not be free from the penalty therefor on the ground that such acts were not directed by him.

The penalty of the preceding Article 1 paragraph 1 shall be applied to officers, directors or other executive officers in case of a juridical person or to statutory agents in case of minors or incompetent persons, provided, however, minors, having the same qualification as adults so far as the business is concerned, shall not be exempted from this penalty.



## THE JAPAN ELECTRIC GENERATION &amp; TRANSMISSION Co. Ltd.

## Article 23.

The penal clauses of this law shall not be applied to State, Prefectures, Cities, Towns, Villages and any political sub-division similar to the above.

## Supplementary Provision

This Law shall be effective as of and from the date of its promulgation.



# The National City Bank of New York

ESTABLISHED 1812

New York, N. Y.

November 12, 1947

TRUST DEPARTMENT  
22 WILLIAM STREET

CABLE ADDRESS "CITIBANK"

IN REPLYING PLEASE QUOTE

Re: Ujigawa Electric Power Company, Limited First  
Mortgage 7% Sinking Fund Gold Bonds dated  
March 15, 1925, due March 15, 1945

Secretary of State  
Washington, D. C.

Attention: Mr. James C. Corliss, Assistant Chief  
Division of Financial Affairs

Gentlemen:

As successor Fiscal Agent under an Indenture, dated March 15, 1925, between Ujigawa Electric Power Company and The Industrial Bank of Japan, Limited, City of Tokyo, Japan, Trustee, under which the subject bonds were issued and sold in the United States, we previously advised the Department of State that these bonds are secured under said Indenture by a first mortgage on the property of the Company included in and comprising a Factory Estate created under the laws of the Empire of Japan and duly registered on April 24, 1925, in Japan in the Fushimi Registry Court under the jurisdiction of the Kyoto Local Court, as Factory Estate No. 8. In addition, Ujigawa Electric Power Company, Limited, deposited and pledged with the Trustee assignments in blank of all its concessions for water rights, power licenses and franchises and its contract for electrical power with Daido Denryoku Kabushiki Kaisha (Great Consolidated Electric Power Company, Limited). The mortgaged property includes power plants, sub-stations, switching stations, transmission, telephone and distribution lines, water concessions, electric franchises, as completed and owned by the Corporation prior to March 19, 1925, and all additional property or rights thereafter acquired by the Corporation and constituting replacements, renewals, extensions and improvements of or additions or appurtenances to any part of the Factory Estate.

Pursuant to "Law Relating to the Treatment of Foreign Bonds" (Law No. 60 promulgated March 15, 1943), the mortgages on the property securing the subject bonds became null and void. We have been advised that, if requested by the Supreme Commander for the Allied Powers, the Japanese Government will cause the mortgages securing these bonds to be reinstated and it is respectfully requested that the Civil Property Custodian Division of S.C.A.P. be authorized through the Supreme Commander for the Allied Powers to make demand on the Japanese Government for the reconstitution of the said mortgages.

We also call attention to the designation of the Kizugawa Steam Power Plant as a reparation selection by the Supreme Commander for the Allied Powers. The Kizugawa Steam Power Plant was included as part of Factory Estate No. 8 mortgaged

EW

DC/R

NOV 17 1947

RECEIVED  
DEPARTMENT OF STATE  
NOV 13 1947  
RECORDS BRANCH

894.51 Bondholders 18-2346  
FN FA  
DIVISION OF FINANCIAL AFFAIRS  
NOV 13 1947  
Reply 6/1/48  
DEPARTMENT OF STATE  
FN-V.W. Jones

894.51 BONDHOLDERS/11-1247

CS IV

894.51 Bondholders 11-1247



-2-

Secretary of State

November 12, 1947

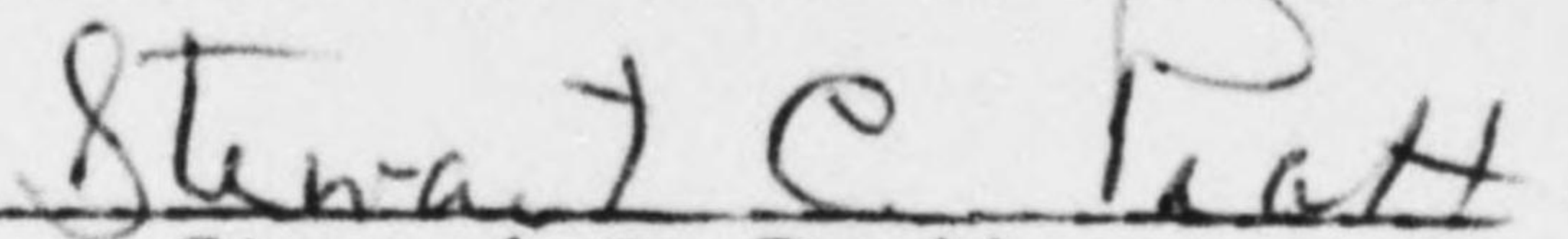
to secure the subject bonds. This particular property was transferred on April 1, 1939, to the Japan Electric Power Generation and Transmission Company, Ltd., subject to the mortgage securing the subject bonds.

The subject bonds were originally issued in the principal amount of \$14,000,000 and according to The Industrial Bank of Japan, Limited, Trustee, the principal amount of the bonds now outstanding is \$864,000.

Respectfully yours,

THE NATIONAL CITY BANK OF NEW YORK

By



Stewart C. Pratt  
Vice President



## THE NATIONAL CITY BANK OF NEW YORK

NEW YORK

November 12, 1947

Re: Ujigawa Electric Power Company, Limited First  
Mortgage 7% Sinking Fund Gold Bonds dated  
March 15, 1925, due March 15, 1945

Secretary of State  
Washington, D. C.

Attention: Mr. James C. Corliss, Assistant Chief  
Division of Financial Affairs

Gentlemen:

As successor Fiscal Agent under an Indenture, dated March 15, 1925, between Ujigawa Electric Power Company and The Industrial Bank of Japan, Limited, City of Tokyo, Japan, Trustee, under which the subject bonds were issued and sold in the United States, we previously advised the Department of State that these bonds are secured under said Indenture by a first mortgage on the property of the Company included in and comprising a Factory Estate created under the laws of the Empire of Japan and duly registered on April 24, 1925, in Japan in the Fushimi Registry Court under the jurisdiction of the Kyoto Local Court, as Factory Estate No. 8. In addition, Ujigawa Electric Power Company, Limited, deposited and pledged with the Trustee assignments in blank of all its concessions for water rights, power licenses and franchises and its contract for electrical power with Daido Denryoku Kabushiki Kaisha (Great Consolidated Electric Power Company, Limited). The mortgaged property includes power plants, sub-stations, switching stations, transmission, telephone and distribution lines, water concessions, electric franchises, as completed and owned by the Corporation prior to March 19, 1925, and all additional property or rights thereafter acquired by the Corporation and constituting replacements, renewals, extensions and improvements of or additions or appurtenances to any part of the Factory Estate.

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We also call attention to the designation of the Kizugawa Steam Power Plant as a reparation selection by the Supreme Commander for the Allied Powers. The Kizugawa Steam Power Plant was included as part of Factory Estate No. 8 mortgaged



THE NATIONAL CITY BANK OF NEW YORK

-2-

Secretary of State

November 12, 1947

NEW YORK

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The subject bonds were originally issued in the principal amount of \$14,000,000 and according to The Industrial Bank of Japan, Limited, Trustee, the principal amount of the bonds now outstanding is \$864,000.

Respectfully yours,

THE NATIONAL CITY BANK OF NEW YORK

by (sgd) Stewart C. Pratt

Stewart C. Pratt  
Vice President

RECEIVED  
NOV 15 1947



United States Senate

November 17, 1945

Respectfully referred to

Treasury Department

with thanks for such favorable consideration as the communication herewith submitted warrants, and for a report thereon, to accompany return of inclosure.

By direction of

... 9-3470 *Gas. M. Mead* U. S. S.

AUG 16 1951

FILED

CS/H

894.51 BONDHOLDERS/11-1745

*894.51 Bondholders*

*11-1745*

*(Handwritten mark)*



25

NOV 27 1945

My dear Senator:

Receipt is acknowledged of your letter of November 17, 1945, in which you enclosed a request from one of your constituents for information regarding the resumption of payments on Japanese bonds.

Inasmuch as this problem falls within the jurisdiction of the Department of State, your letter has been referred to the Secretary of State for reply.

Very truly yours,

(Signed) H. D. White

H. D. White,  
Assistant Secretary.

Respectfully,  
James H. Head,  
Suite 310,  
United States Senate.



~~FEH~~

MAR 17 1948

In reply refer to  
FN 894.51 Bondholders/  
11-2047

894.51 BONDHOLDERS/11-2047

The Denver National Bank,  
Denver, Pennsylvania.

Sirs:

Reference is made to your letter of November 20, 1947, and to the Department's acknowledgment of December 1, 1947, relative to a \$5,000.00 Oriental Development Company, Limited, bond, and a \$5,000.00 Tokyo Electric Light Company, Limited, bond which you own.

The Department will make a record, for such use as may be found to be appropriate, of the information you have submitted, but in order that there may be no misunderstanding of the significance of its acceptance of this data, there is set forth a brief statement relative to the Department's position with respect to such bonds.

The Department considers that investment in foreign bonds is primarily a private transaction into which the purchaser voluntarily enters after calculation of the risks involved. In case of default on dollar bonds issued by private entities, it is assumed that the holders will be prepared, if necessary, to avail themselves of the usual methods to exercise any rights they may possess, whenever and wherever resort to such measures is possible. In case of default on dollar bonds issued by or guaranteed by governmental entities, as are the bonds mentioned by you, it is not the practice of the Department to negotiate directly for American holders, but it does endeavor to render such assistance as it properly can to such holders or their representatives. In this connection attention may be called to the Foreign Bondholders Protective Council, Incorporated, 90 Broad Street, New York, New York, organized several years ago to serve as a central representative body. Although it was established with the encouragement of the Department, the Council

acts

FEH  
A. Sed

CS/A

894.51 Bondholders  
11-2047



- 2 -

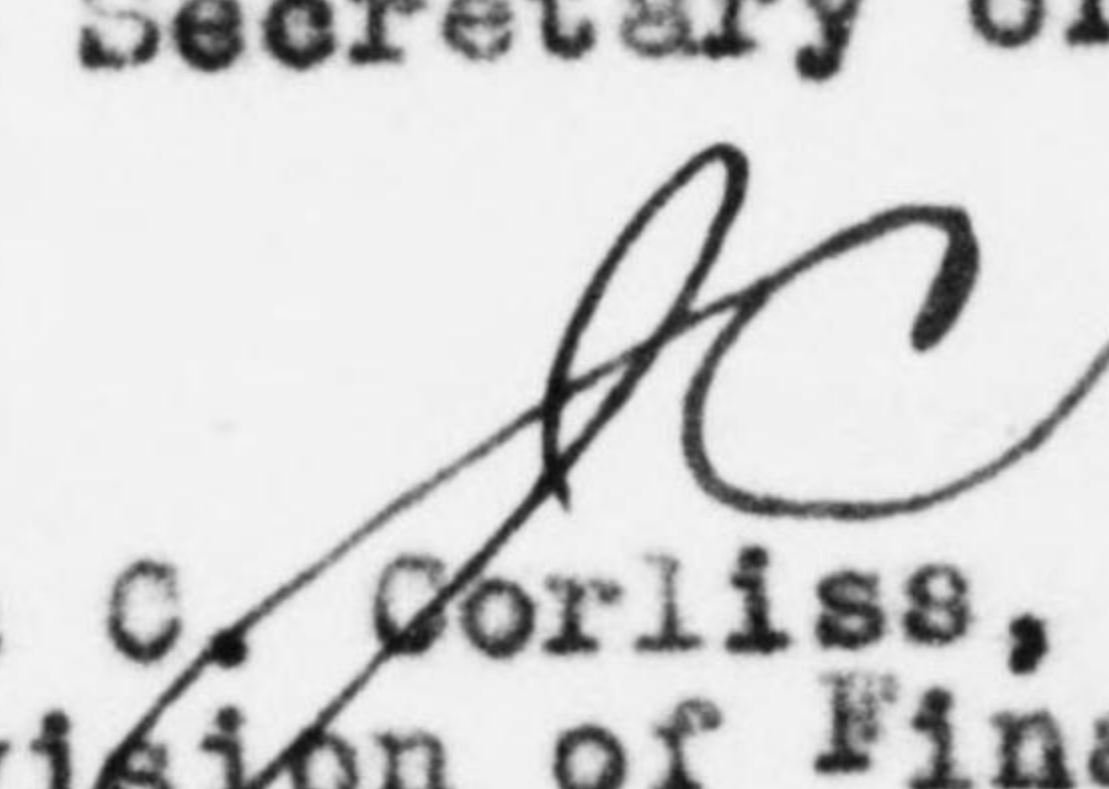
acts on its responsibility. Some time ago, at the request of the Council, the Department transmitted to the United States Political Adviser to the Supreme Commander for the Allied Powers, at Tokyo, a complete statement regarding the dollar bonds issued or guaranteed by Japanese governmental entities. This statement was sent for the information and use of the Political Adviser and of the appropriate section of the Staff of the Supreme Commander, and for such action as might be considered appropriate in the protection of the American interest involved. The Department believes that the Council is mindful of the interests of American holders of such obligations and that it will, when occasion offers, take such steps as it considers to be to the advantage of the holders. You may wish to write to the Council in connection with the bonds mentioned by you.

It will be appreciated that the Department is not in a position to state now what provisions, if any, affecting such obligations, may be contained in the Peace Treaty with Japan, or what provision for claims arising from the war may be made. As you doubtless know, there will be many claims and demands against Japan, and against Japanese municipalities and persons, of which such obligations as those to which you refer will probably constitute but a small part.

Nevertheless, as indicated above, the Department will make a record of the information you have submitted regarding your holdings. If it should later be found advisable for individual American holders to take further steps, due announcement will be made in the public press.

Very truly yours,

For the Secretary of State:

  
James C. Corliss, Assistant Chief  
Division of Financial Affairs

✓ FN:VWJones:rt

3/9/48

CH  
MAR 16 1948









H. M. ALEXANDER, PRESIDENT  
 J. B. KELLOGG, ACTIVE VICE PRESIDENT  
 J. N. CARPENTER, VICE PRESIDENT  
 L. R. MARTIN, CASHIER  
 C. B. SHERROUSE, VICE PRESIDENT  
 WM. S. BURNS, ASSISTANT CASHIER  
 N. LESLIE CARPENTER, ASSISTANT CASHIER  
 F. D. PERRAULT, ASSISTANT CASHIER

*LF*  
*gmc*  
*2/15/48*  
*DC/R*

### CITY BANK & TRUST COMPANY

NATCHEZ, MISS.  
Nov. 21st, 1947.

LEGAL ADVISER  
*to FN*  
 NOV 26 1947  
*LCM* 276-11  
 DEPARTMENT OF STATE

Department of State,  
Washington, D. C.

Attn. Legal Adviser.

Dear Sir:

I am the owner of \$2,000.00 Imperial Japanese Government Bonds 5½'s External Loan of 1930, due 1965, and am making claim through the Office of Alien Property Custodian.

Please advise if you have any further information on the above in which I might be interested. I will appreciate your advices as our bank ~~also~~ has other customers who own some of these and also German bonds.

Thanking you, I am

Very truly yours,

*J. B. Kellogg*  
 Vice-President.

JUN 12 1951  
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RECEIVED  
 DEPARTMENT OF STATE

NOV 23 1947  
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RECORDS BRANCH  
*10/18*

JBK/w  
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DCR - CLAIMS UNIT  
 Anal. *EP*  
*hw*

DIVISION OF FINANCIAL AFFAIRS  
 ✓ act FN form 12/18/47  
 DEC 2 1947  
 DEPARTMENT OF STATE  
 FN - *J. L. Carter*  
*V. W. Jones*

894.51 BONDHOLDERS/11-2147

894.51 Bondholders  
 11-2147



BANK & TRUST COMPANY  
NATCHEZ, MISSISSIPPI

Nov. 21st, 1947.

In reply, please refer  
to file number  
JS:JAC-CBC  
034-65

Secretary of the Office of Alien Property Custodian,  
Washington 25, D. C.

Dear Sir:

We wish to acknowledge receipt for Forms  
APC-1C and thank you for sending same.

I have executed and enclose herewith in duplicate  
Form APC-1C and will thank you to advise me of any developments.

Very truly yours,

*J. Kellogg*  
Vice-President.

JBKA  
CC  
Department of State,  
Attn. Legal Adviser,  
Washington, D. C.



*FA*

MAR 22 1948

In reply refer to  
FN 894.51 Bondholders  
/11-2547

894.51 BONDHOLDERS / 11-2547

My dear Miss Goetz:

Reference is made to your letter of November 25, 1947 and to the Department's acknowledgment of December 9, 1947 relative to a \$500.00 Oriental Development Company, Limited, 5-1/2% bond due in 1958 which you hold.

A definitive reply to your inquiry is not now possible, but the following may be helpful to your understanding of the Department's position with respect to such obligations.

The Department considers that investment in foreign bonds is primarily a private transaction into which the purchaser enters after calculation of the risks involved. In case of default on dollar bonds issued by private entities, it is assumed that the holders will be prepared, if necessary, to avail themselves of the usual methods to exercise any rights they may possess, whenever and wherever resort to such measures is possible. In case of default on dollar bonds issued by or guaranteed by governmental entities, as is the bond mentioned by you, it is not the practice of the Department to negotiate directly for American holders, but it does endeavor to render such assistance as it properly can to such holders or their representatives. In this connection attention may be called to the Foreign Bondholders Protective Council, Incorporated, 90 Broad Street, New York, New York, which was organized several years ago to serve as a central representative body. Although it was established with the encouragement of the Department, the Council acts on its own responsibility. Some time ago, at the request of the Council, the Department transmitted to the United States Political Adviser to the Supreme Commander for the Allied Powers, at Tokyo, a complete statement regarding the

dollar

Miss Jessie Goetz,  
3828 Cass Street, Apt. 16  
Omaha 3, Nebraska.

REC'D	OPD Unit
Rev.	<i>[Signature]</i>
Date	<i>[Signature]</i>
Dist.	

CS/A

894.51 Bondholders

11-2547



- 2 -

dollar bonds issued or guaranteed by Japanese governmental entities. This statement was sent for the information and use of the Political Adviser and of the appropriate section of the Staff of the Supreme Commander, and for such action as might be considered appropriate in the protection of the American interest involved. The Department believes that the Council is mindful of the interests of American holders of such obligations and that it will, when occasion offers, take such steps as it considers to be to the advantage of the holders. You may wish to write to the Council in connection with the bond mentioned by you.

It will be appreciated that the Department is not in a position to state now what provisions, if any, affecting such obligations, may be contained in the Peace Treaty with Japan, or what provision for claims arising from the war may be made. As you doubtless know, there will be many claims and demands against Japan, and against Japanese municipalities and persons, of which such obligations as that to which you refer will probably constitute but a small part.

Nevertheless, if you are an American citizen, the Department will be glad to make a record of your holding for possible future use. In addition to the data contained in your letter of November 25, 1947, you should also furnish to the Department a statement giving the manner and date of your acquisition of this bond, the purchase price, the last payment of interest thereon, and the manner (whether by birth or naturalization) and date of your acquisition of American citizenship. If citizenship was acquired by naturalization, the name and location of the Court granting citizenship should also be given. If it should later be found advisable for individual holders to take further steps, due announcement will be made in the public press.

Meanwhile, your attention is called to the fact that the Office of Alien Property is entertaining debt claims of American citizens against certain Japanese assets

vested

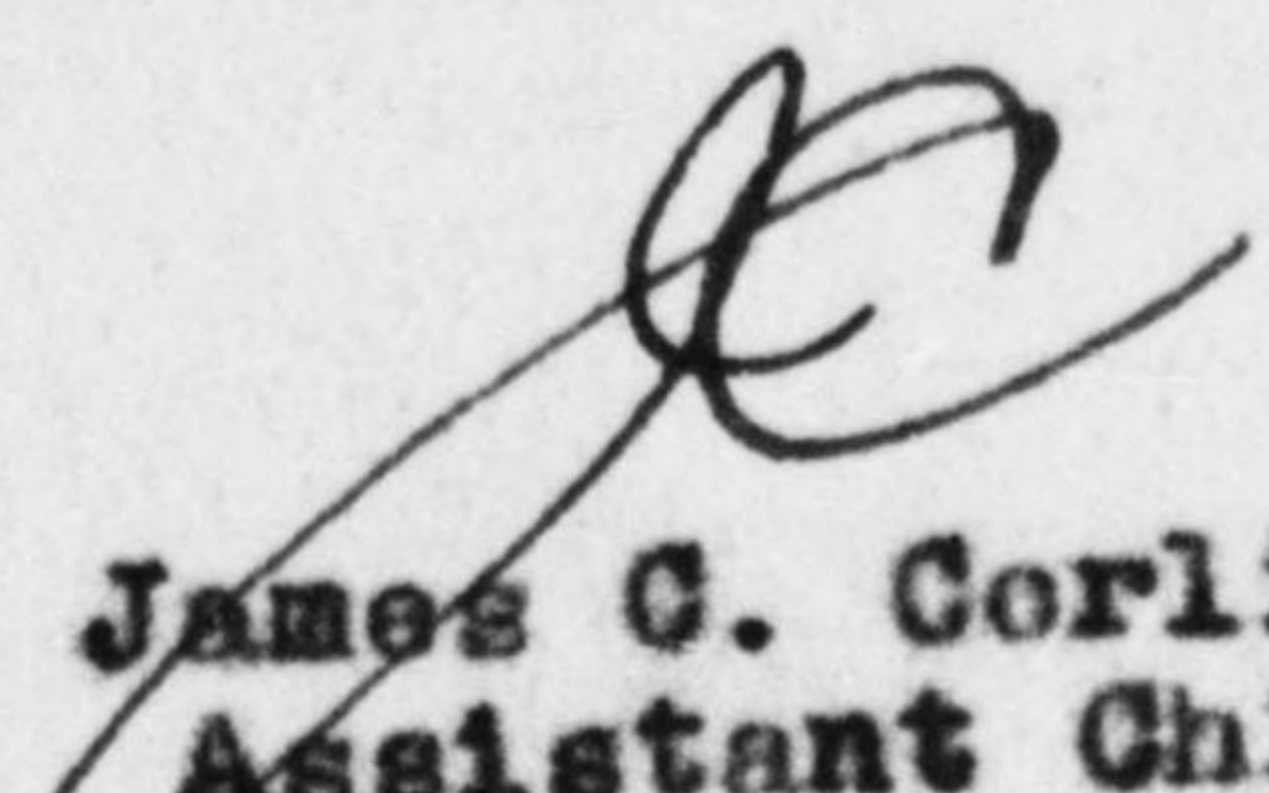


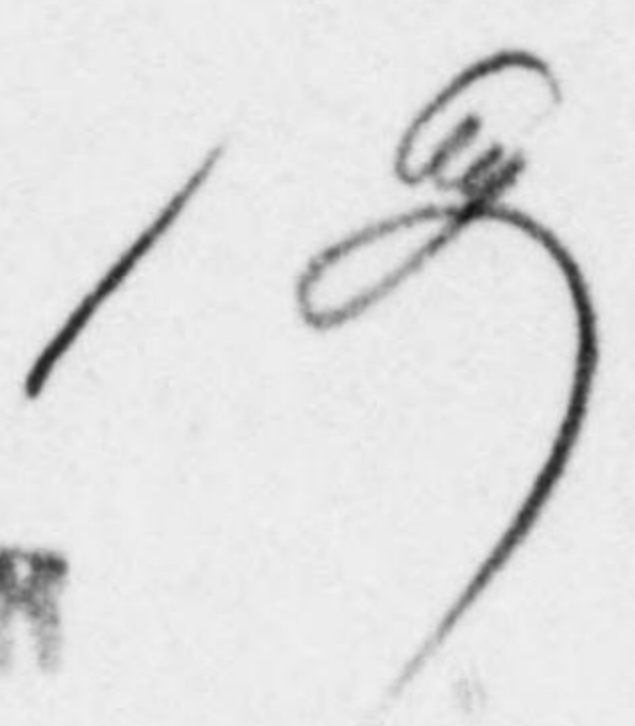
- 3 -

vested by that Office. The Department is not informed as to whether assets of the Oriental Development Company have been vested, but this information, as well as other details relative to the matter, may be obtained by you from the Office of Alien Property, Department of Justice, Washington, D. C., or from any United States attorney.

Sincerely yours,

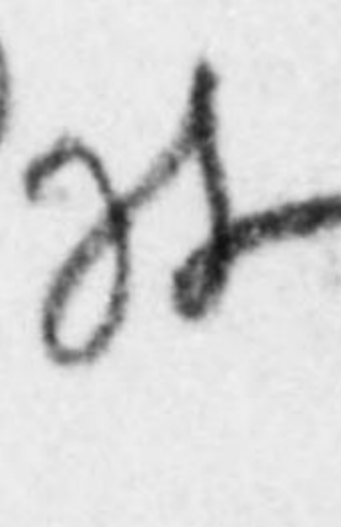
For the Secretary of State:

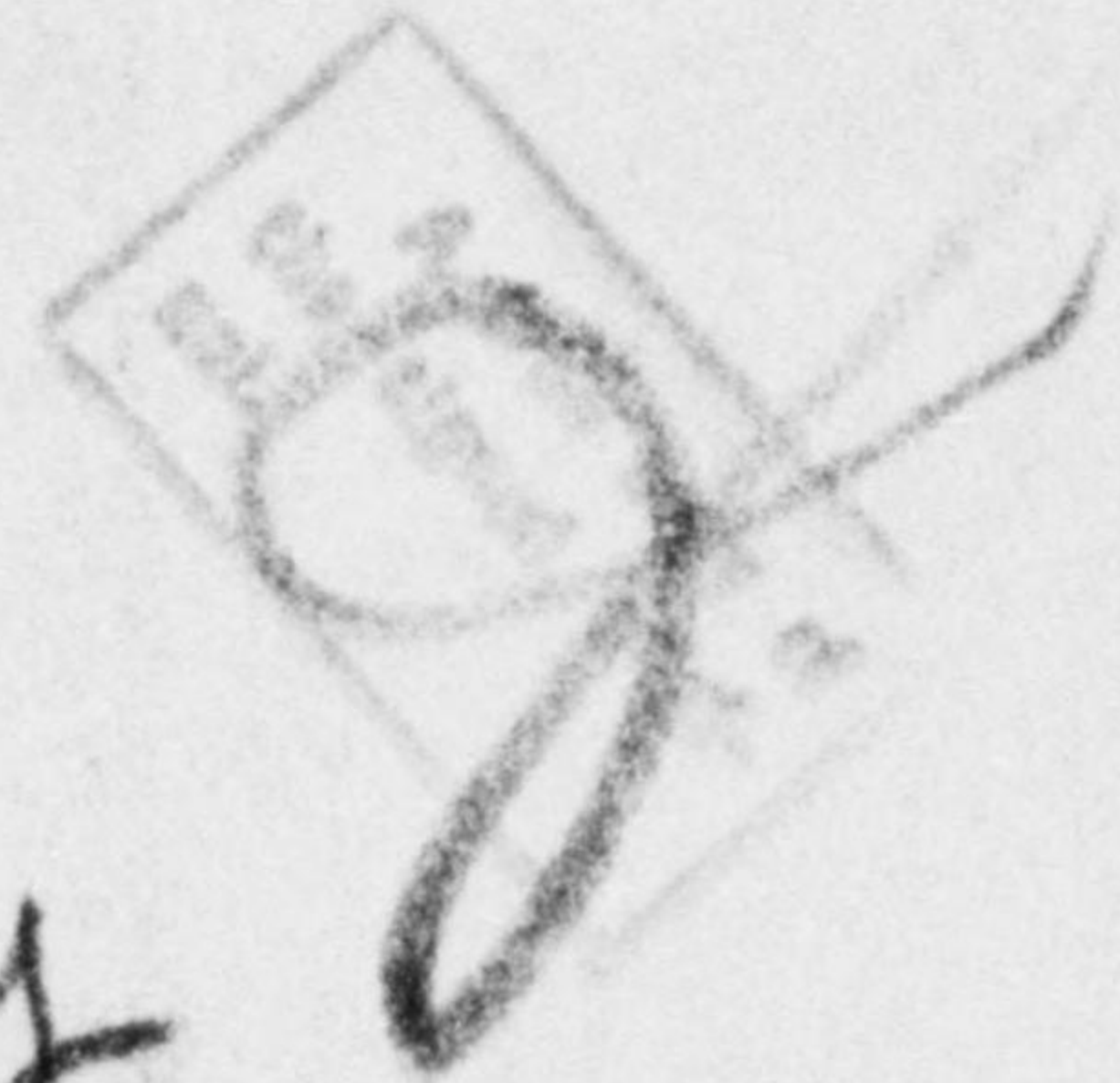
  
James C. Corliss  
Assistant Chief  
Division of Financial Affairs

  
CR  
MAR 19 1948 P.M.

JFN:VWJones:gwe

3/10/48

OFD  
(FU) 

  
S/S-CR



DIVISION OF PROTECTIVE SERVICES

REPORT TO DCR FOR INDEXING  
DEC 3 1947

Omaha, November 25, 1947

FA

Division of Foreign  
DEPARTMENT OF STATE  
Service Administration

State Department,  
Washington, D.C.

22 1948

DLR

Gentlemen:-

I have been advised to get in touch with you, with regard to getting information about foreign securities.

I have a \$500<sup>00</sup> bond of the Oriental Development Company, Ltd. (External loan 30 year 5 1/2% gold debenture bond due November 1, 1958) of Japan.

If you can give me any information with regard to this, I would appreciate it very much.

Yours truly,  
Pessie Goetz  
828 Cass St. Apt. 3  
Omaha 3. Neb.

894.51 BONDHOLDERS/11-2547

894.51 BONDHOLDERS/11-2547

RECEIVED DEPARTMENT OF STATE

1947 DEC 4 PM 11:10

RECORDS BRANCH

FILED

CS/A

DCR - CLAIMS UNIT

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Rev.	W
Cat.	W
Dist.	



*FA*

MAR 17 1948

In reply refer to  
FN 894.51 Bondholders  
/11-2847

894.51 BONDHOLDERS/11-2847

My dear Mrs. Working:

Reference is made to your letter of November 28, 1947, and to the Department's acknowledgement of December 9, 1947, relative to a 7% Ujigawa Electric Power Company, Limited, dollar bond which you hold.

A definitive reply to your inquiry is not now possible, but the following may be helpful to your understanding of the Department's position with respect to such obligations.

The Department considers that investment in foreign bonds is primarily a private transaction into which the purchaser enters after calculation of the risks involved. In case of default on dollar bonds issued by private entities, it is assumed that the holders will be prepared, if necessary to avail themselves of the usual methods to exercise any rights they may possess, whenever and wherever resort to such measures is possible. In case of default on dollar bonds issued by or guaranteed by governmental entities, as is the bond mentioned by you, it is not the practice of the Department to negotiate directly for American holders, but it does endeavor to render such assistance as it properly can to such holders or their representatives. In this connection attention may be called to the Foreign Bondholders Protective Council, Incorporated, 90 Broad Street, New York, New York, which was organized several years ago to serve as a central representative body. Although it was established with the encouragement of the Department, the Council acts on its own responsibility. Some time ago, at the request of the Council, the Department transmitted

to the

Mrs. E. J. Working,  
910 West Oregon Street,  
Urbana, Illinois.

FORFD Unit  
*FLH*  
*[Signature]*

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11-2847

894.51 Bondholders



- 2 -

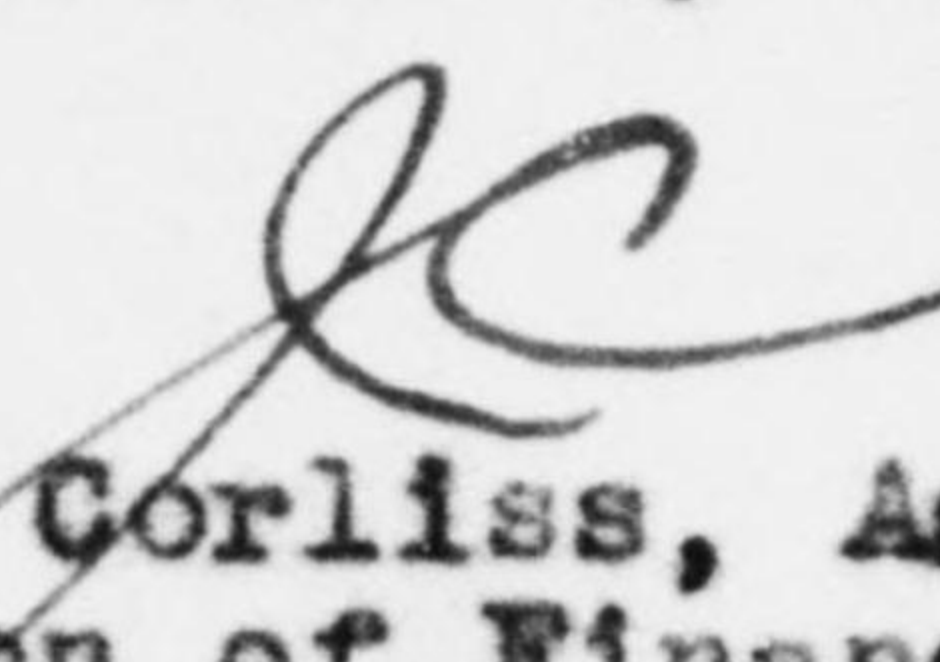
to the United States Political Adviser to the Supreme Commander for the Allied Powers, at Tokyo, a complete statement regarding the dollar bonds issued or guaranteed by Japanese governmental entities. This statement was sent for the information and use of the Political Adviser and of the appropriate section of the Staff of the Supreme Commander, and for such action as might be considered appropriate in the protection of the American interest involved. The Department believes that the Council is mindful of the interests of American holders of such obligations and that it will, when occasion offers, take such steps as it considers to be to the advantage of the holders. You may wish to write to the Council in connection with the bonds mentioned by you.

It will be appreciated that the Department is not in a position to state now what provisions, if any, affecting such obligations, may be contained in the Peace Treaty with Japan, or what provision for claims arising from the war may be made. As you doubtless know, there will be many claims and demands against Japan, and against Japanese municipalities and persons, of which such obligations as that to which you refer will probably constitute but a small part.

Nevertheless, if you are an American citizen, the Department will be glad to make a record of your holding for possible future use. In addition to the data contained in your letter of November 28, 1947, you should also furnish to the Department a statement giving the manner and date of your acquisition of this bond, the purchase price, the face value, the last payment of interest thereon, and the manner (whether by birth or naturalization) and date of your acquisition of American citizenship. If citizenship was acquired by naturalization, the name and location of the court granting citizenship should also be given. If it should later be found advisable for individual holders to take further steps, due announcement will be made in the public press.

Sincerely yours,

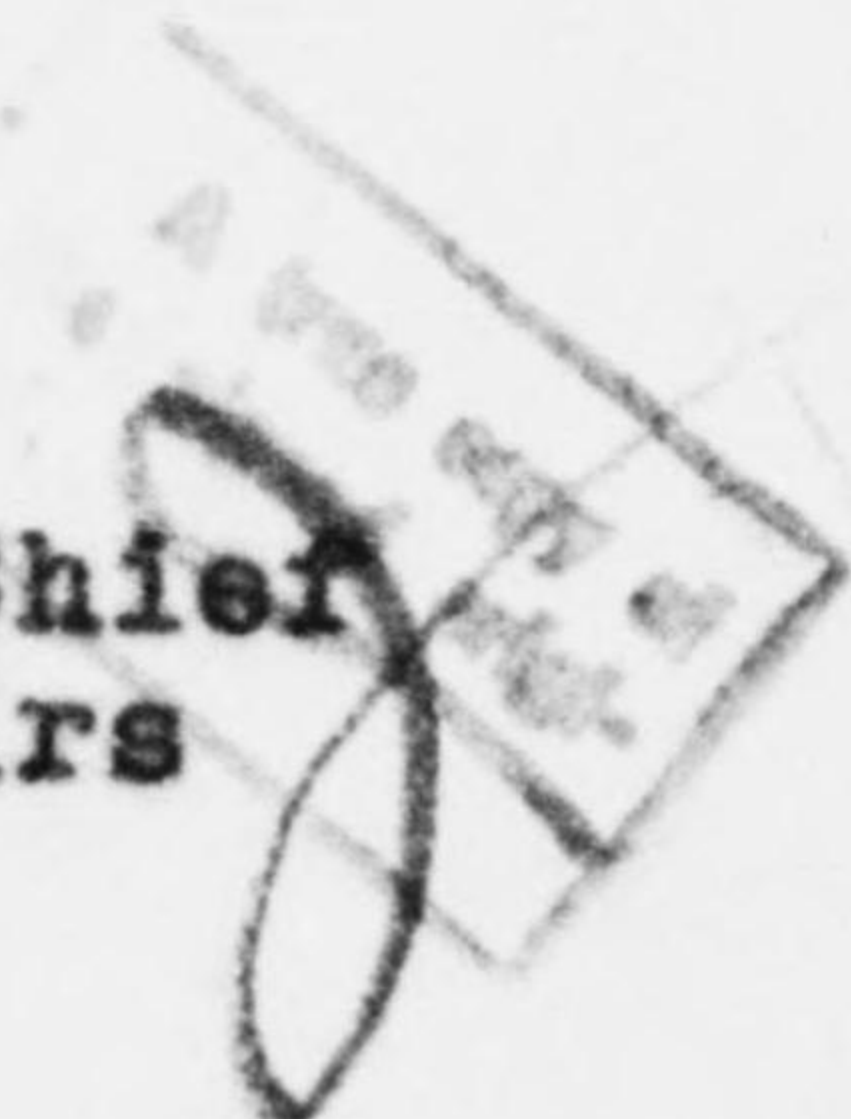
For the Secretary of State:

  
James C. Corliss, Assistant Chief  
Division of Financial Affairs

✓ FN:VWJones:rt 3/8/48

OFD  
(PL)

CK  
MAR 16 1948





*JE*  
*FA*

DIVISION OF FINANCIAL AFFAIRS

*ack FTA form 12/9/47*  
**DEC 9 1947**  
*Answered 3/8/48*  
DEPARTMENT OF STATE

910 W. Oregon St.  
Urbana, Illinois  
Nov. 28, 1947

*DJR*

894.51 BONDHOLDERS / 11-2847

Legal Adviser  
Department of State  
Washington, D. C.

LEGAL ADVISER  
*Referred to FTA for action*  
**DEC 3 - 1947**  
*COY 12/5/47 356. H*  
DEPARTMENT OF STATE

Dear Sir:

I have been advised by Assistant Attorney General David L. Bazelon of the Office of Alien Property, U. S. Department of Justice, that it might be well for me to write you with regard to the liquidating of a Japanese bond which I hold.

The bond in question is one issued in 1925 by the Ujigawa Electric Power Co., Ltd. and is a First Mortgage 7% Sinking Fund Gold Bond, due March 15, 1945. Interest payments ceased in 1942, and the bond is now overdue. It was registered October 27, 1941, FORM TFEL-2, -357817-A.

Mr. Bazelon has raised questions as to whether the Japanese Government ever acquired the property of the Power Co., and whether the Government had guaranteed its bonds, but there seems to be no definitive information on these matters. The bond, and each of the coupons states that the interest will be paid "... in time of war as well as in time of peace ..."

I shall be grateful for any advise you can give me at to the steps I should take in this matter.

**FILED**  
**JUN 12 1951**

Yours very truly,

*Genevieve B. Working*  
(Mrs. E. J. Working)

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DEPARTMENT OF STATE

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RECORDS BRANCH

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894.51 Bondholders  
11-2847



DIVISION OF FINANCIAL AFFAIRS

✓ *ask FN form 1/16/48*  
DEC 31 1947

CHARLES HARVEY FAHS  
99 CLAREMONT AVENUE  
NEW YORK CITY 27

DEPARTMENT OF STATE  
*3/11/48*

*Legal Adviser*  
*Dept. of State*  
*Washington, D.C.*

*Dec. 8, 1947*

LEGAL ADVISER  
*Referred to FN for*  
DEC 15 1947  
*action CG 12/30/47*  
DEPARTMENT OF STATE

*LE*  
*Ju*  
894.51 BONDHOLDERS  
/112-847

Dear Sir :- I own two \$100 6 1/2% negotiable gold bonds, Imperial Japanese Government External loan of 1924, 30 year sinking fund, \$150,000,000 issue due February 1, 1954. Are these bonds now of any value whatsoever, and if so, of what value and how realized? Coupons of course have not been detached since Pearl Harbor.

I am not the Charles B. Fahs who eighteen months ago was head of Far East Intelligence in the Dept. of State. He is my son.

Sincerely yours, Charles H. Fahs

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DEPT. OF STATE

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894.51 Bondholders/112-847

APR 16 1948

FILED



MAR 25 1948

In reply refer to  
FN 894.51 Bondholders  
/12-847

894.51 BONDHOLDERS / 12-847

My dear Mr. Fahs:

Reference is made to your letter of December 8, 1947, and to the Department's acknowledgment of January 16, 1948 relative to two \$100.00 Imperial Japanese 6-1/2% bonds due in 1954 held by you. You inquire as to how you might realize the value of these bonds.

At the request of the United States Securities and Exchange Commission, no transactions in Japanese bonds have been made by brokers or dealers since December 1941. The Department is therefore unable to suggest possible disposition of your holdings at the present time or the value thereof.

A definitive statement regarding the future of these bonds is not now possible, but the following may be helpful to your understanding of the Department's position with respect to such obligations.

The Department considers that investment in foreign bonds is primarily a private transaction into which the purchaser enters after calculation of the risks involved. In case of default on dollar bonds issued by orguaranteed by governmental entities, it is not the practice of the Department to negotiate directly for American holders, but it does endeavor to render such assistance as it properly can to such holders or their representatives. In this connection attention may be called to the Foreign Bondholders Protective Council, Incorporated, 90 Broad Street, New York, New York, which was organized several years ago to serve as

a central

Mr. Charles H. Fahs,  
99 Claremont Avenue,  
New York, 27, New York.

CS/V

*894.51 Bondholders / 12-847*

Re: \_\_\_\_\_  
Cm: \_\_\_\_\_  
Dist: \_\_\_\_\_



- 2 -

a central representative body. Although it was established with the encouragement of the Department, the Council acts on its own responsibility. Some time ago, at the request of the Council, the Department transmitted to the United States Political Adviser to the Supreme Commander for the Allied Powers, at Tokyo, a complete statement regarding the dollar bonds issued or guaranteed by Japanese governmental entities. This statement was sent for the information and use of the Political Adviser and of the appropriate section of the Staff of the Supreme Commander, and for such action as might be considered appropriate in the protection of the American interest involved. The Department believes that the Council is mindful of the interests of American holders of such obligations and that it will, when occasion offers, take such steps as it considers to be to the advantage of the holders. You may wish to write to the Council in connection with the bonds mentioned by you.

It will be appreciated that the Department is not in a position to state now what provisions, if any, affecting such obligations, may be contained in the Peace Treaty with Japan, or what provision for claims arising from the war may be made. As you doubtless know, there will be many claims and demands against Japan, and against Japanese municipalities and persons, of which such obligations as those to which you refer will probably constitute but a small part.

Nevertheless, the Department is glad to make a record, for possible future use, of the holdings by American citizens of such bonds. In addition to the data contained in your letter of December 8, 1947, you should also furnish to the Department a statement giving the manner and date of acquisition of your bonds, the purchase price, and the manner (whether by birth or naturalization) and date of acquisition of American citizenship by you. If citizenship was acquired by naturalization, the name and location of the court granting citizenship should also be given. If it should later be found advisable for individual holders to take further steps, due announcement will be made in the public press.

Meanwhile,

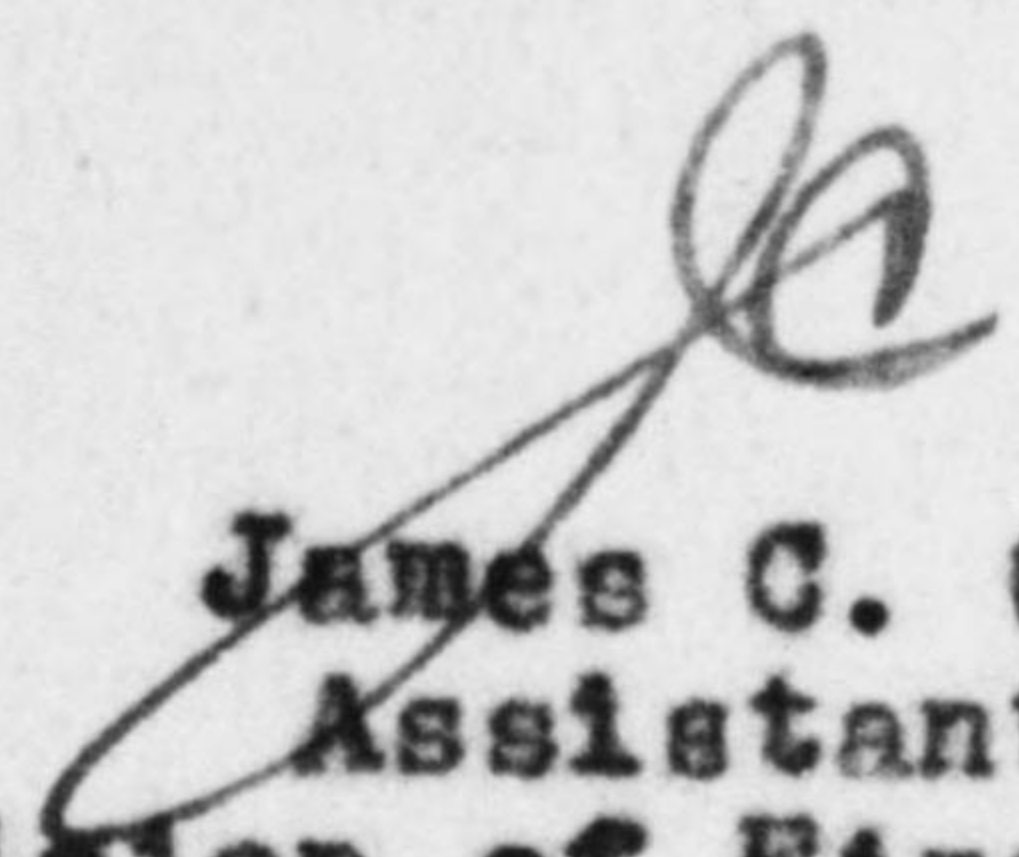


- 3 -

Meanwhile, your attention is called to the fact that the Office of Alien Property is entertaining debt claims of American citizens against certain Japanese assets vested by that office. American holders of bonds of Japanese debtors may wish to file claims thereon with the Office of Alien Property, Department of Justice, Washington, D.C., which will inform claimants whether any assets of particular debtors have been vested. Details relative to the matter may be obtained from the Office of Alien Property or from any United States attorney.

Sincerely yours,

For the Secretary of State:

  
James C. Corliss  
Assistant Chief  
Division of Financial Affairs

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MAR 25 1948 P.M.

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FN:VWJones:gwe

3/10/48

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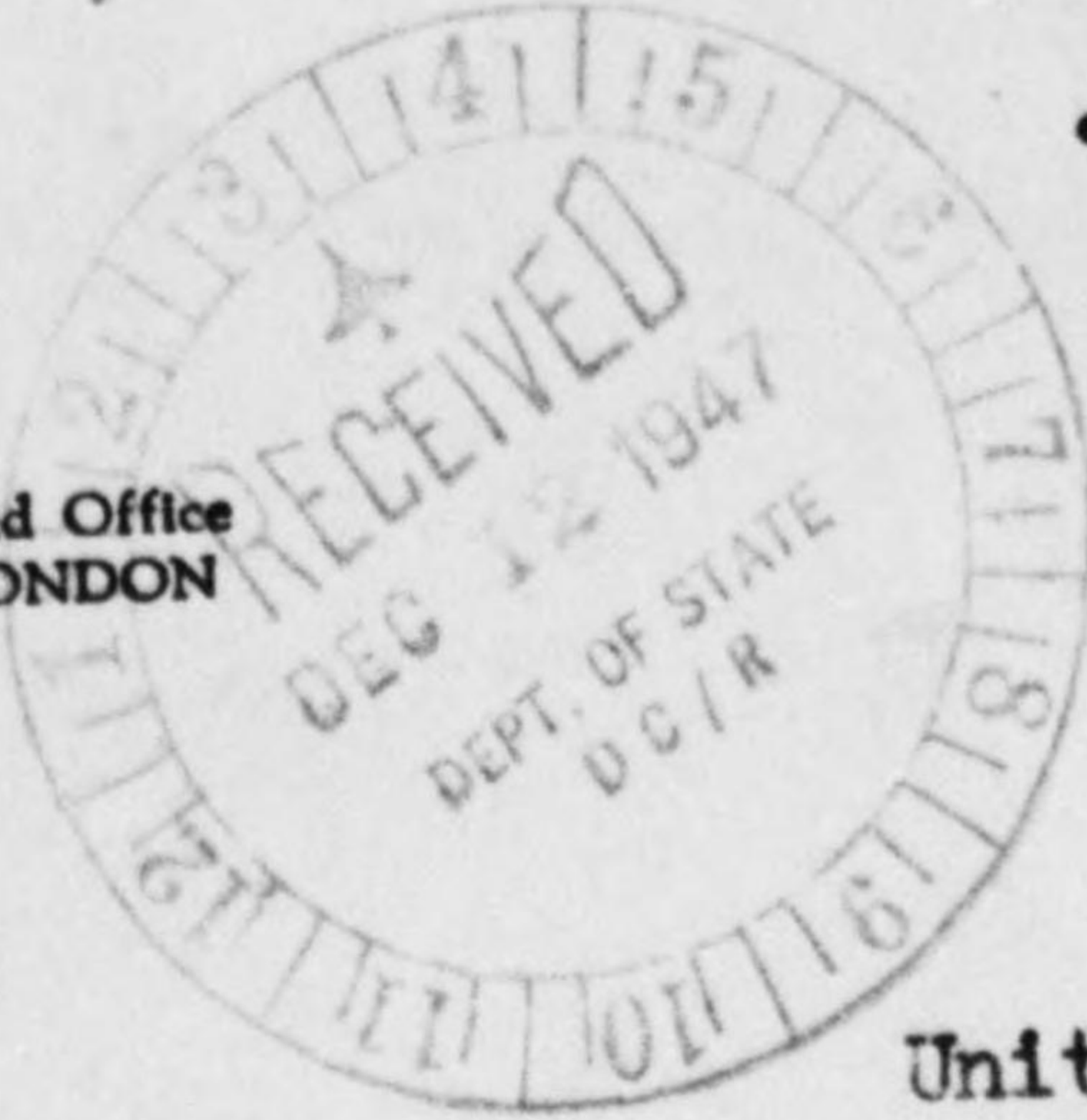
# Banque Belge pour l'Étranger (Overseas) Limited.

*Affiliated to the Société Générale de Belgique*

67 WALL STREET

Cable Address  
"SINOBE"

Head Office  
LONDON



NEW YORK 5, N. Y., December 9, 1947

United States Department of State  
Washington, D. C.

Attention: Mr. O.J. McDiarmid, Assistant Chief of the Division  
of Occupied Areas and Economic Affairs.

894.51 BONDHOLDERS/12-947

Gentlemen,

We have been requested by the Banque de la Société Générale de Belgique, Brussels, to ascertain what formalities are to be complied with in order to enable them to obtain the replacement of the following bonds:

- Nom. \$ 3,000.- JAPAN 5 1/2% 1965
- Nom. \$ 20,000.- JAPAN 6 1/2% 1954

which were in their possession on May 10, 1940, date of the invasion of Belgium, and which were voluntarily destroyed by them by incineration on May 21, 1940, in order to prevent them from falling in the enemy's hands.

We would mention that this request had been transmitted to the Office of Alien Property, Department of Justice, which now inform us that same might be addressed to you.

We thank you for your cooperation, and remain,

Very truly yours,

BANQUE BELGE POUR L'ÉTRANGER  
(OVERSEAS) LIMITED  
NEW YORK AGENCY

*[Signature]*  
Asst. Manager

*[Signature]*  
Chief Manager  
CSMA

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FILED  
FEB 25 1948

894.51 Bondholders/12-947

DIVISION OF OCCUPIED  
ECONOMIC AFFAIRS  
DEC 16 1947  
DEPARTMENT OF STATE



DEC 29 1947

894.51 BONDHOLDERS / 12-947

In reply refer to  
OE 894.51 Bondholders/12-947

Banque Belge Pour l'Etranger  
(Overseas) Limited,  
New York Agency,  
67 Wall Street,  
New York 5, N. Y.

Sirs:

Reference is made to your letter of December 9, 1947, in which you state that you have been requested by the Banque de la Societe Generale de Belgique, Brussels, to ascertain what formalities are to be complied with in order to enable them to obtain the replacement of certain Japanese Government bonds which were voluntarily destroyed on May 21, 1940, in order to prevent them from falling into the hands of the enemy.

It is regretted that the information you require is not available here. However, it is suggested that you may wish to raise the matter, either directly or through the Belgian Embassy in Washington, D. C., with the Belgian Government Representative in Tokyo, Japan. He will be in a position to pursue the matter with the appropriate Japanese Government agency through General Headquarters, Supreme Commander for the Allied Powers in Japan.

Sincerely yours,

For the Acting Secretary of State:

DCR OFD Unit	
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dit	

*RHW*  
Roswell H. Whitman  
Acting Chief  
Division of Occupied Areas  
Economic Affairs

DEC 29 1947 P.M.

*OE:REParke:mw*  
12/17/47

*G.S.*  
FN

*MA*

*WGC*  
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A-S

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4153  
12-947  
*894.51 Bondholders*



*FA*

MAR 17 1948

In reply refer to  
FN 894.51 Bondholders/  
12-947

894.51 BONDHOLDERS/12-947

My dear Mr. MacEvan:

Reference is made to your letter of December 9, 1947 relative to two \$100.00 Imperial Japanese Government bonds which you hold.

A definitive reply to your inquiry is not now possible, but the following may be helpful to your understanding of the Department's position with respect to such obligations.

The Department considers that investment in foreign bonds is primarily a private transaction into which the purchaser enters after calculation of the risks involved. In case of default on dollar bonds issued by or guaranteed by governmental entities, it is not the practice of the Department to negotiate directly for American holders, but it does endeavor to render such assistance as it properly can to such holders or their representatives. In this connection attention may be called to the Foreign Bondholders Protective Council, Incorporated, 90 Broad Street, New York, New York, which was organized several years ago to serve as a central representative body. Although it was established with the encouragement of the Department, the Council acts on its own responsibility. Some time ago, at the request of the Council, the Department transmitted to the United States Political Adviser to the Supreme Commander for the Allied Powers, at Tokyo, a complete statement regarding the dollar bonds issued or guaranteed by Japanese governmental entities. This statement was sent for the information and use of the Political Adviser and of the appropriate section of the Staff of the Supreme Commander,

and for

Mr. Keith M. MacEvan,  
Flinton,  
Ontario, Canada.

FOR OFD Unit  
*[Handwritten initials]*

894.51 Bondholders  
12-947



- 2 -

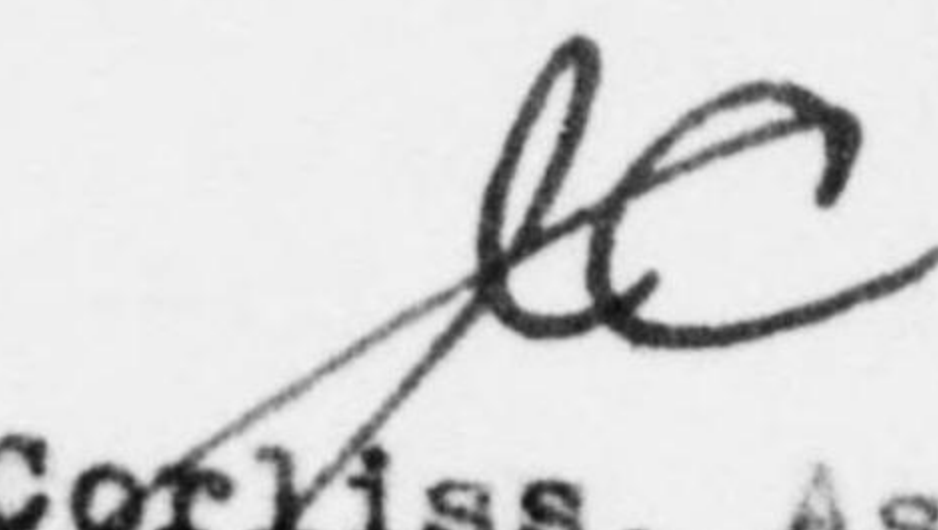
and for such action as might be considered appropriate in the protection of the American interest involved. The Department believes that the Council is mindful of the interests of holders of such obligations and that it will, when occasion offers, take such steps as it considers to be to the advantage of the holders. You may wish to write to the Council in connection with the bonds mentioned by you.

It will be appreciated that the Department is not in a position to state now what provisions, if any, affecting such obligations, may be contained in the Peace Treaty with Japan, or what provision for claims arising from the war may be made. As you doubtless know, there will be many claims and demands against Japan, and against Japanese municipalities and persons, of which such obligations as those to which you refer will probably constitute but a small part.

Nevertheless, if you are an American citizen, the Department will be glad to make a record for such future consideration as may be found to be appropriate, of your holdings. In addition to the information contained in your letter of December 9, 1947, you should furnish to the Department the exact description of the bonds, giving the interest rate and dates of issue and maturity, the manner and date of acquisition, the purchase price, the last payment of interest thereon, and the manner (whether by birth or naturalization) and date of your acquisition of American citizenship. If citizenship was acquired by naturalization, the name and location of the court granting citizenship, and the number of the relative certificate should also be given. If it should later be found advisable for individual holders to take further steps, due announcement will be made in the public press.

Sincerely yours,

For the Secretary of State:

  
James C. Corliss, Assistant Chief  
Division of Financial Affairs

✓ FN:VWJones:rt 3/11/48

CH  
MAR 17 1948

A true copy of  
the signed original.

OFDA



*FN*

MAR 17 1948

UNCLASSIFIED

No. *58*

To the

Officer in Charge of the American Mission,  
Ottawa.

The Secretary of State encloses a copy of a letter dated December 9, 1947, from Mr. Keith M. MacEvan, Flinton, Ontario, Canada, relative to two \$100.00 Imperial Japanese bonds which he holds. There is also enclosed the Department's reply thereto. It would be appreciated if this reply would be transmitted to the inquirer, unless the Embassy perceives objection thereto.

894.51 BONDHOLDERS/12-947

Enclosures:

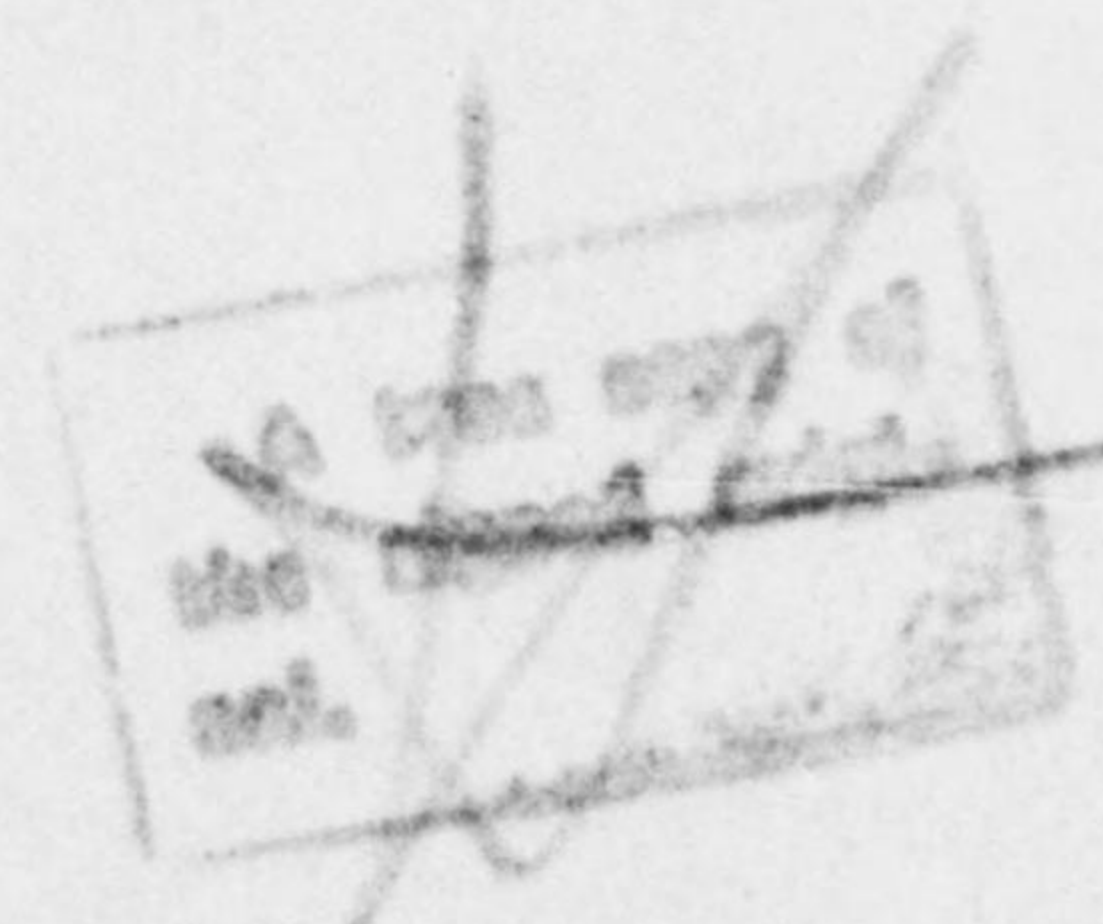
- ✓ 1. Copy of letter from Mr. MacEvan;
- 2. Department's reply.

Dist. Unit

*[Handwritten signature]*

By \_\_\_\_\_

For \_\_\_\_\_



CSM

*894.51 Bondholders*

894.51 Bondholders/12-947

OED  
Mr. Livesey

FN:VWJones:rt 3/12/48

CH  
MAR 17 1948



OFFICE OF FINANCIAL AFFAIRS  
 Ack. FN form 12/23/47  
 DEC 22 1947  
 Annuised 3/12/48  
 DEPARTMENT OF STATE  
 FN - U.W. Jones

F. Linton  
 Ontario  
 Canada

The Legal Adviser,  
 Department of State,  
 Washington 25 D.C.

Dec 9/47

LEGAL ADVISER  
 Referred 17N for action  
 DEC 18 1947  
 DEPARTMENT OF STATE

RECEIVED  
 DEPARTMENT OF STATE  
 15/7 DEC 16 PM 2 30  
 RECORDS BRANCH

894.51 BONDHOLDERS/12-947

Dear Sir:

In compliance with a suggestion from the Assistant Attorney General Mr. David L. Bazelon, I am writing to you about Imperial Japanese bonds which I own.

I have two one-hundred dollar bonds on which since hostilities between Japan and us began, the interest has not been paid. And on which I should like to have principal sum and interest.

Already I am filling out required form and sent me by the above mentioned gentleman. Kindly advise about further required information.

Yours very truly,  
 Keith M. MacEwan

RECEIVED  
 JUN 12 1951

CS 17

894.51 Bondholders  
 12-947



(COPY)

Flinton  
Ontario  
Canada

December 9, 1947

The Legal Adviser,  
Department of State,  
Washington 25, D. C.

Dear Sir:

In compliance with a suggestion from the Assistant Attorney General, Mr. David L. Bazelon, I am writing to you about Imperial Japanese bonds which I own.

I have two one-hundred dollar bonds on which since hostilities between Japan and us began, the interest has not been paid, and on which I should like to have both principal sum and interest.

Already I am filling out required form sent me by the above mentioned gentleman. Kindly advise about further required information.

Yours very truly,

(signed) Keith M. Mac Ewan

(COPY)



DO NOT DETACH THIS FORM!

RECORD COPY

THE ATTACHED COPY OF A DESPATCH HAS BEEN DESIGNATED THE RECORD COPY TO REPLACE THE ORIGINAL ACTION COPY WHICH WAS NOT RETURNED TO THE CENTRAL RECORDS BY THE ACTION OFFICE.

THIS COPY MUST BE RETURNED TO DC/R FOR FILING.

--oOo--

894.51 BONDHOLDERS/12-1247  
FILE NO. DESP. 1451 FROM TOKYO

FILED  
MAY 28 1968

FAP



FN

7600 6 1948

UNITED STATES POLITICAL ADVISER  
FOR JAPAN

Tokyo, December 12, 1947

Recd.  
Dec. 29

UNCLASSIFIED

ACTION  
OFD

No. 1451

INFO  
OCD  
DCR  
FE  
AS

SUBJECT: Request by the Foreign Bondholders Protective Council, Incorporated, Regarding Specific Japanese Dollar Bond Issues.

0-0-0

The Acting Political Adviser has the honor to refer to the Department's airmail instruction No. 602, November 21, 1947, enclosing a request by the Foreign Bondholders Protective Council, Incorporated, regarding specific Japanese dollar bond issues. This request was forwarded to the office of the Civil Property Custodian, General Headquarters, Supreme Commander for the Allied Powers, which obtained the required information from the Finance Ministry of the Japanese Government.

Copy of the completed forms containing the information requested and a letter to the Foreign Bondholders Protective Council, Incorporated, are enclosed.

Enclosures:

1. Single copy of completed forms in seven pages relative to Japanese dollar bond issues.
2. Letter to Mr. A.H. Wylie of Foreign Bondholders Protective Council, Inc., with enclosed forms.

Original and ozalid to Department.

851  
RBFinn:mhp

894.571 Bondholders/12-1247



*FN*

MAR 17 1948

In reply refer to  
FN 894.51 Bondholders  
/12-1847

894.51 BONDHOLDERS/12-1847

My dear Miss Herz:

Reference is made to your letter of December 18, 1947, and to the Department's acknowledgment of December 30, 1947, relative to certain external bonds issued by the Imperial Japanese Government and the City of Yokohama which you own. It is assumed that these bonds are payable in dollars.

A definitive reply to your inquiry is not now possible, but the following may be helpful to your understanding of the Department's position with respect to such obligations.

The Department considers that investment in foreign bonds is primarily a private transaction into which the purchaser enters after calculation of the risks involved. In case of default on dollar bonds issued by or guaranteed by governmental entities, it is not the practice of the Department to negotiate directly for American holders, but it does endeavor to render such assistance as it properly can to such holders or their representatives. In this connection attention may be called to the Foreign Bondholders Protective Council, Incorporated, 90 Broad Street, New York, New York, which was organized several years ago to serve as a central representative body. Although it was established with the encouragement of the Department, the Council acts on its own responsibility. Some time ago, at the request of the Council, the Department transmitted to the United States Political Adviser to the Supreme Commander for the Allied Powers, at Tokyo, a complete statement regarding the dollar bonds issued or guaranteed by Japanese governmental entities. This statement was sent for the information and use of the Political Adviser and of the appropriate section of

the Staff

Miss Gertrude Herz,  
The Doll Guild,  
124 Myrtle Avenue,  
Jersey City 5, New Jersey.

CS/V  
112-1847

894.51 Bondholders



- 2 -

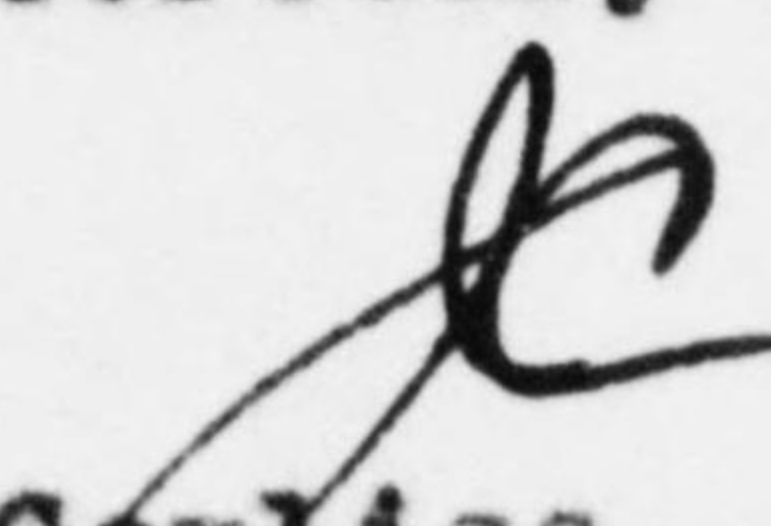
the Staff of the Supreme Commander, and for such action as might be considered appropriate in the protection of the American interest involved. The Department believes that the Council is mindful of the interests of American holders of such obligations and that it will, when occasion offers, take such steps as it considers to be to the advantage of the holders. You may wish to write to the Council in connection with the bonds mentioned by you.

It will be appreciated that the Department is not in a position to state now what provisions, if any, affecting such obligations, may be contained in the Peace Treaty with Japan, or what provision for claims arising from the war may be made. As you doubtless know, there will be many claims and demands against Japan, and against Japanese municipalities and persons, of which such obligations as those to which you refer will probably constitute but a small part.


Nevertheless, if you are an American citizen, the Department will be glad to make a record, for such future consideration as may be found to be appropriate, of your holdings. It is suggested that you submit to the Department a statement giving the interest rates of the bonds, the dates of issue and maturity, the currency in which payable, the face value, the manner and date of acquisition of the bonds, the purchase price, the last payment of interest thereon, and the manner (whether by birth or naturalization) and date of your acquisition of American citizenship. If citizenship was acquired by naturalization, the name and location of the court granting citizenship, and the number of the relative certificate should also be given. If it should later be found advisable for individual holders to take further steps, due announcement will be made in the public press.

Sincerely yours,

For the Secretary of State:

  
James C. Corliss, Assistant Chief,  
Division of Financial Affairs

9  
✓ FN:VWJones:rt 3/9/48

OFD 

CH

MAR 18 1948



Return to FN

108 O.S.

# DOLL GUILD

MANUFACTURERS OF

EYELASHES, NOVELTIES

MYRTLE AVENUE

JERSEY CITY 5, N. J.

LEGAL ADVISER

Referred to FN

DEC 23 1947

DEPARTMENT OF STATE

CE 5 12/23/47

Fals 635-11

*Handwritten initials and marks*

December 18, 1947.

Department of State  
Washington, D. C.

Gentlemen:- Attention of Legal Adviser

The undersigned is the owner of external loan bonds of the Imperial Japanese Government and of the City of Yokohama. She is filing claims with the Office of Alien Property Custodian and is advised by the Director of this office to get in touch with you.

Please advise the undersigned what measures have been and will be taken by your Department to safeguard the interests of citizens of the United States who are owners of Japanese bonds. Also, if registration of claims with your Department is necessary in order to benefit from any such measures past or future.

Sincerely yours,

*Gertrude Herz*  
Gertrude Herz.

894.51 BONDHOLDERS/12-1847

JUN 12 1951

FILED

DIVISION OF FINANCIAL AFFAIRS

✓ *FN claim*  
DEC 29 1947 12/30/47

FN - J. C. Carline  
DEPARTMENT OF STATE

*Answered 3/9/48*  
FN - V. W. James

CS IV

FOR CLAIMS UNIT  
*Handwritten initials and marks*

*Handwritten notes and signatures on the right margin*