

13:15

TAKEUCHI, TAKEO

1948-1961

78/177
C

8, June 1948

To Mr. Wayne M. Collins:

mm

8/17/48

The undersigned TAKEO TAKEUCHI wishes to be included in the mass suit to restore my United States citizenship

Takeo Takeuchi
SIGNATURE

ACTIVE LIST

Name: TAKEO TAKEUCHI
SURNAME

Present Address: HIROSHIMA SHI Moto MACHI SHIEI JUTAKE 1-2
廣島市基町本道共同住宅一丁目

Date of birth: AUGUST 27, 1921

Place of birth: PACOIMA, CALIFORNIA

Place of Citizenship Renouncement: TULE LAKE R.C.

Note: Status whether or not received a letter of approval of citizenship renunciation from Attorney General: I did received a letter of approval

No.



Mr. Wayne M. Collins
 at Mills Tower
 220 Bush St
 San Francisco, California

航空

弟京都港区芝車所三二
大和寮内

竹内武男

will
Takeo Takeuchi
c/o The Capital Insurance & Surety Co.
Fukuoka Office,
Room No. 205, Daimyocho-Building,
No. 98, 2-chome, Daimyo-cho,
Fukuoka-shi, Fukuoka-Prefecture.

20th May 1955.

Mr. Wayne M. Collins
Attorney at Law,
Mills Tower, 220 Bush Street,
San Francisco 4, California.

Dear Sir:

I have great pleasure of acknowledging receipt for the your letter of the 15th April 1955., and thanking you for the your information therein contained. Also, you have given me opportunity to file this affidavit by 1st July 1955.

Enclosed herewith please find the original affidavit which suscribed and sworn by U.S. Cunsul in Fukuoka. Also, enclosed three copies of the affidavit.

Please excuse me for the delaying and please accept my apologize for the inconvenience this matter has given you.

Thanking you again for your communication, and services rended in this matter

with my best wishes, I remain,

Very truly yours,

Takeo Takeuchi

Encl: Affidavits.

Wome - okaya

*affidavit for processing
encl.*

5/23/55

Takeuchi, Takeo, Japan Active

Affidavit attached returned in answer to our
"Interested or Dismissal" letter; no questionnaire
sent.

C.W.

Wma Skye

del

WEB:OC

146-54-1183

93-1-1320

COPY FROM
DEPARTMENT OF JUSTICE
CIVIL DIVISION
WASHINGTON 25, D. C.

ejf

Department of State
Matomic Building
1717 H Street, N. W.
Washington 25, D. C.

NOV 7 1955

Attention: Miss Frances Knight
Director, Passport Office

Re: Takeo Takeuchi
(F130)

Dear Sirs:

Pursuant to an agreement entered into with Mr. Wayne M. Collins, Attorney, to stipulate to the introduction of satisfactory affidavits submitted by plaintiffs in the case of McGrath v. Abo, 186 F. 2d, 766, as set forth in the Department's letter of September 22, 1953, to the Department of State, we attach affidavit of the above-named renunciant, together with copy of our letter to Lloyd H. Burke, Esquire, United States Attorney, Northern District of California, in which we express the opinion that this subject's case may be considered as coming within the coverage of the ruling of the Court of Appeals in the case of Acheson v. Murakami, 176 F. 2d, 953.

A copy of this letter is being forwarded to Mr. Collins, and in accordance with the above agreement, may be presented by the above-named subject in lieu of the usual supplemental affidavit required of renunciant applicants for documentation as American citizens.

Yours very truly,

WARREN E. BURGER
Assistant Attorney General
Civil Division

By:

Enoch E. Ellison
Chief, Japanese Claims Section

Enclosure No. 103324
Affidavit and copy of letter to
Lloyd H. Burke, Esquire.

WEB:CC

116-54-1183

93-1-1320

ejf

COPY FROM
DEPARTMENT OF JUSTICE
CIVIL DIVISION
WASHINGTON 25, D. C.

NOV 7 1955

Lloyd H. Burke, Esquire
United States Attorney
422 Post Office Building
Seventh & Mission Streets
San Francisco 1, California

Re: Takeo Takeuchi

8/27/21
Your ref: Abo, et al v. Brownell, et al.
Furuya, et al v. Brownell, et al. (Consolidated
actions - Civil Nos. 25294 and 25295).
Renunciation of Citizenship, Title 8 USC 801(1).

Dear Mr. Burke:

On June 13, 1955, you forwarded to this Department an affidavit of the above-named subject for a determination as to whether his case may be considered as coming within the coverage of the ruling of the Court of Appeals in the case of Acheson v. Murakami, 176 F. 2d, 953, in accordance with a letter from this Department dated September 21, 1953, to Mr. Wayne H. Collins.

We have examined the affidavit, together with pertinent Governmental files and are of the opinion that the case of subject affiant may be considered as coming within the ruling of the Court of Appeals in the Murakami case.

We have informed the Department of State of our view by letter, three copies of which are enclosed herewith. If you disagree with our action please so advise us promptly in order that we may recall our clearance from the Department of State before action is taken thereon. If you do not disagree, please forward two of the copies to Mr. Collins, and enter into the arrangements necessary to dispose of the case in accordance with the procedure outlined in the above-mentioned letter of September 21, 1953, as modified by this Department's letter to you dated June 9, 1955. We shall appreciate your forwarding to this office a copy of the stipulation and judgment when record entry of the same has been accomplished.

File No. 146-54-1183
93-1-1320

- 2 -

The original and one copy of the subject's affidavit are returned to you herewith.

Yours very truly,

WARREN E. BURGER
Assistant Attorney General
Civil Division

By:

Enoch E. Ellison
Chief, Japanese Claims Section

Enclosure No. 103325
Original and copy of affidavit,
3 copies of letter to
Department of State.

December 5, 1955

Mr. Takeo Takeuchi
c/o The Capital Insurance & Surety Co. Inc.
Fukuoka Prefecture, Kyushu, Japan

Dear Mr. Takeuchi:

You have been successful in the administrative remedy pursued in your case. The Justice Department has reached the conclusion that you personally renounced citizenship because of fear, coercion and duress. Therefore, it is willing to withdraw the offer of proof it made against you in the mass class equity suits whereupon a judgment can be entered in your favor in the U.S. District Court cancelling your renunciation on the ground of duress and declaring you to be a citizen of the United States.

As soon as a large enough number of persons have been cleared administratively such a judgment will be entered for you. When the judgment is entered I shall let you know by letter and I shall send you a certified copy of the judgment which you can keep for future use.

I am enclosing a copy of the transmittal letter of the Justice Department (Attorney General) which was sent to the Department of State (Passport Office). You should take the enclosed copy of that transmittal letter promptly to the nearest U.S. Consul in Japan and there apply for a U.S. passport if you have not already done so. The U.S. Consul will issue a U.S. passport to you which will show on its face that you are a citizen of the United States.

When you receive the U.S. passport from the U.S. Consul you can make your own arrangements to return to the United States. You should write and let me know your U.S. address and the time you expect to return to the U.S.

If you have children born in Japan such children are U.S. citizens and you will be able to bring them back to the United States with you.

If you have a spouse (wife or husband) who is an alien such person can enter the United States as a "nonquota immigrant" because you are a U.S. citizen. An application can be made to the nearest U.S. Consul in Japan for a nonquota immigrant visa for such spouse.

If your spouse (wife or husband) is a renunciant who does not recover U.S. citizenship administratively through the Justice Department or by court trial, or does not wish further to try to recover U.S. citizenship, such a spouse, nevertheless, can elect to be an alien and can obtain a nonquota immigrant visa from the nearest U.S. Consul and can return to the U.S. because he or she is the spouse of a U.S. citizen.

If your spouse is an alien or a renunciant who does not recover citizenship but becomes an alien who returns to the United States as a nonquota immigrant he or she here in course of time becomes eligible to apply for naturalization as a U.S. citizen.

It is my conclusion that in due course of time Congress will enact a new law authorizing the return of property or its approximate value to aliens whose property was seized and confiscated during the war under the provisions of the Trading with the Enemy Act.

If you intend to remain in Japan for a while you must be careful not to commit any act whereby you might lose U.S. citizenship. You were informed by me in previous letters of various acts of expatriation whereby a U.S. citizenship can be lost.

If you have dual citizenship you can denounce (renounce) Japanese nationality. This can be done by signing a renunciation form before a Japanese consular officer in the United States or before an authorized Japanese government office in Japan.

Very truly yours,

Note ~~12/2/59~~ 10/2/59

\$25 on 2/10/59 +
on

No payment

Bal 300

25 mos
11
25 / 375

JUN 23 1961

Takenchi, Taked

No pay.

bal 300⁰⁰

WAYNE M. COLLINS
Attorney At Law
Mills Tower, 220 Bush Street
SAN FRANCISCO 4, CALIFORNIA

Garfield 1-5827

October 12, 1960

NOV 30 1960
NO ANS

2/15/61

Mr. Takeo Takeuchi
1724 S. Bonnie Brae St.
Los Angeles 6, Calif.

Dear Mr. Takeuchi:

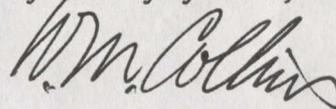
It is time that you paid your obligation to me for legal services rendered to you and for which on Oct. 2, 1959 ~~1957xx~~ you signed promissory notes to pay ~~\$800x00~~ ^{\$300.00} plus interest at the rate of 6% per year. Your obligation to me is long overdue.

You were able to pay your own transportation expenses and those of members of your family back to the U. S. either with your own money or with borrowed funds. Inasmuch as you were able to do that it seems to me that you should make immediate arrangements to pay your obligation to me.

If you will remit to me the sum of \$300.00 on or by December 12, 1960, I will accept that sum in lieu of the sum due on the notes upon which interest has accumulated and thereupon cancel the notes.

I expect you to answer this letter and let me know what your intentions are respecting this matter. A self-addressed stamped envelope is enclosed for your reply.

Very truly yours,



Enc: env.

January 6, 1961

Mr. Takeo Takeuchi
1724 S. Bonnie Brae St.
Los Angeles 6, Calif.

Dear Mr. Takeuchi:

On October 2, 1959, you executed a promissory note to me for the sum of \$300.00 under which you were to remit payments at the rate of \$25.00 per month commencing February 10, 1960, until the balance due of \$300.00 was paid.

To date you have not made any installment payments thereunder. In consequence I would thank you to remit to me the sum of \$275.00 now due. In the event that you make said payment, or commence to make installment payments immediately, and continue making the monthly installment of \$25.00, interest on the note will be cancelled.

Very truly yours,

WMC:ss

September 18, 1961

Mr. Takeo Takeuchi
1724 S. Bonnie Brae St.
Los Angeles 6, California

Dear Mr. Takeuchi:

Demand hereby is made upon you to pay forthwith the balance due of \$300.00 on the promissory note that you executed to me for services rendered. Unless payment in full is made within a period of 30 days I will send the note to a collection agency or to a lawyer in your vicinity to file suit to compel payment to be made thereon.

Very truly yours,

WMC:ss

Takes Takuchi
846 So Gth St
Oxnard, Calif



WAYNE M. COLLINS

ATTORNEY AT LAW

MILLS TOWER, 220 BUSH STREET

SAN FRANCISCO 4, CALIFORNIA

WAYNE M. COLLINS
ATTORNEY AT LAW
MILLS TOWER, 220 BUSH STREET
SAN FRANCISCO 4, CALIFORNIA
GARFIELD 1-5827

OCT 1 1961

Mr. Takeo Takeuchi
1724 S. Bonnie Brae St.
Los Angeles 6, Calif.

FOR PROFESSIONAL SERVICES

BALANCE \$300

OCT. 16. 1961

Dear Sir.

I REGRET TO INFORM
YOU THAT, DUE TO CIRCUMSTANCES
BEYOND MY CONTROL. UNABLE
TO MAKE A PAYMENT OF \$25.00
MONTH AND BALANCE OF \$300.00
BY OCT. 18. 1961.

BUT, AS OF THIS MONTH,
I WILL BE ABLE TO MAKE PAYMENT
AMOUNT OF \$10.00.

THEREFORE, I WILL ENCLOSE
MONEY ORDER. (\$10.00) FOR
THIS MONTH.

PLEASE ACCEPT MY APOLOGIES
FOR THE INCONVENIENCE THIS
MATTER HAS GIVEN YOU AND
THANK YOU SINCERELY FOR
THE SERVICE RENDERED

IN THIS MATTER.

VERY TRULY YOURS
Jakub Jakuscki

MY PRESENT ADDRESS.

846 So. "G" STREET.

OXNARD, CALIFORNIA

AFFIDAVIT

INSTRUCTIONS FOR THE PREPARATION OF AFFIDAVIT

This affidavit should be specifically addressed to the circumstances of your particular case and should not consist of generalities. When you are uncertain as to matters related in your affidavit write "uncertain". Where you claim that any action was taken by you as the result of fear, you should state in each instance, with the greatest possible particularity, what was feared and why. If it is claimed that the fears were caused by threats from individuals or groups of individuals, the nature of the threats, the names of the individuals making them, if known, and the time, place and occasion for the making of the threats should be given.

If more space is needed for answers to particular questions, separate sheets of plain white paper should be used. Each separate sheet so used should be plainly marked with the number of the question being answered and your name.

1. Name Takeo Takeuchi		Date of Birth 27th August 1921	
2. If born prior to December 1, 1924 Dual Citizen	(A) Have you ever renounced Japanese nationality? None	When None	Where None
3. If born since December 1, 1924	(A) Was your name ever registered with a Japanese Consulate for the purpose of reserving your Japanese nationality?		
If so, did you thereafter renounce your Japanese nationality?	When	Where	
4. State periods of visits to Japan and purpose of each visit:			
Date		Purpose	
From May 1928	To Nov. 1936	I do not know the reason, because I just follows the My Mother (Toku Takeuchi) when I was 7 years old. I was 7 yrs. old. I and My younger brothers (Mitsuo & Tetsuo) got left behind in Japan with uncle (Masuichi Nagao)	
Jan. 1946	Now	Return to Japan due to expatriation	
5. Give details concerning any formal education in Japan:			
School		Period of Attendance	
Togauchi Jinjo Kotow Shogakow (Junior High School)		From April 1929	To March 1936
Specify subjects studied (attach additional sheet if necessary).			
General Course.			
6. Have you ever made application for repatriation to Japan? <u>Yes</u> . If so, give date <u>about Sept. or Oct. 1943</u> and your reasons for so applying:			
I applied for repatriation to Japan because the T/Sgt. (name unknown) U.S. Army who was in charge at my hearing told me that if I did not apply for repatriation I will be court martialed.			
7. (A) Have you ever expressly indicated that you would not swear unqualified allegiance to the United States? Yes		Have you ever declined to answer when asked whether you would swear unqualified allegiance?	
Or have you ever given a qualified answer to such question asked at War Relocation Centers? <u>Yes</u> . If so, give your reasons:			
At the hearing I told the T/Sgt. in charge that I was ready and willing to answer yes to both question but asked him one question before having it written down. What will happen to my mother who is presently stranded in Japan during a short visit due to the outbreak of hostilities, If I should join the U.S. Armed Forces and die in combat or if I were to be removed from the WRA Center to interior and became incapacitated due to accident or illness. Also, more important			
(cont'd)			
(B) If your answer to any of the questions in (A) is affirmative, then did you ever subsequently change your mind and express your willingness to swear an unqualified allegiance or would you have been willing to do so if an opportunity had been afforded you? <u>Yes</u> . If so, state when you changed your mind and your reasons therefor:			
I would have changed my answer to yes at anytime if the authorities concerned would have given me assurances that my younger brothers would have been adequately taken care of in case I could not care for their upbringing and livelihood			

(C) Did you ever indicate that you would not swear unqualified allegiance to the United States either expressly or by refusal to answer, or a qualified answer, knowing that by so doing you would be sent to the WRA Segregation Center at Tule Lake?..... NO If so, give reasons:

The only reason my answer was No to questionnaires number 27 and 28 was to keep the family intact and look after my two younger twin brothers aged 15 years old at that time. My primary concern was for the welfare of them since my father had died when they were only 8 months old and because my mother was stranded in Japan while on a short visit.

8. (A) WERE YOU EVER AT ANY TIME A MEMBER OF ANY OF THE FOLLOWING ORGANIZATIONS:	Answer		Period of Membership
	Yes	No	
Black Dragon Society (Kokuryu Kai)		X	
Central Japanese Association (Beikoku Chuo Nipponjin Kai)		X	
Central Japanese Association of Southern California		X	
Dai Nippon Butoku Kai (Military Virtue Society of Japan or Military Art Society of Japan) (Hokubei Kai)		X	
Heimusha Kai, also known as Hokubei Heieki Gimusha Kai Zaibei Nihonjin, Heiyaku Gimusha Kai, and		X	
Zaibei Heimusha Kai (Japanese residing in American Military Conscripts Assoc.) Heimusha Kai		X	
Hinode Kai (Imperial Japanese Reservists)		X	
Hinomaru Kai (Rising Sun Flag Society—a Group of Japanese War Veterans)		X	
Hokubei Zaigo Shoko Dan (North American Reserve Officers Association)		X	
Japanese Association of America (Zaibei Nihonjin Kai)		X	
Japanese Overseas Central Society (Kaigai Dobo Chuo Kai)		X	
Japanese Overseas Convention, Tokyo, Japan, 1940		X	
Japanese Protective Association (Recruiting Organization)		X	
Jikyoku Iin Kai (Current Affairs Association)		X	
Kibe Seinen Kai (Association of U. S. Citizens of Japanese Ancestry who have returned to America after studying in Japan)		X	
Nanka Teikoku Gunyudan (Imperial Military Friends Group or Southern California War Veterans)		X	
Nichibei Kogyo Kaisha (The Great Fujii Theatre)		X	
Northwest Japanese Association		X	
Sakura Kai (Patriotic Society or Cherry Association—composed of Veterans of Russo-Japanese War) (Cherry Blossom Society)		X	
Shinto Temples		X	
Sokoku Kai (Fatherland Society)		X	
Suiko Sha (Reserve Officers Association Los Angeles)		X	
Hokoku Seinen-Dan	Yes	X	about 4 mos.
Hokoku Joshi Seinen-Dan		X	
Sokoku Kenkyu Seinen-Dan		X	
Sokuji Kikoku Hoshi-Dan		X	

(B) Give reasons for becoming a member:

I do not know when I became a member since somebody in the block number 52 where I was living put my name in the organization without my knowledge or consent. I suspect it was either a Mr. Tanabe or a Mr. Yamaguchi, both very active in the organization.

(C) State nature of your activity and offices you held:

I was not active and held officers.

(D) If you voluntarily discontinued membership in any of the aforementioned organizations, give approximate date and reasons for so doing:

As far as I was concerned, I was never a member of the organization.

(E) If you claim that your membership in any of the aforementioned organizations, your activities therein, or your acceptance of an office was due to misunderstanding of the purpose or nature of the organization, explain fully:

As stated in reply to questionnaire 8-B, membership was not voluntary and not by my request.

(F) If you at any time wished to discontinue membership, activity, or office and were prevented from so doing, explain fully:

I wanted to discontinue my membership sometime in January, 1945 but was prevented from doing so because of Mr. Umeda, father of my former fiancée, Yoshie Umeda. He was a member of the Hoshi Dan and insisted very strongly that I remain in the Hokoku Seinen Dan.

9. (A) When did you decide to apply for forms upon which to renounce your United States citizenship? Give reasons for so doing:

Mr. Umeda, father of my former fiancée insisted that I apply for renunciation of my United States Citizenship and visited as repeatedly many times. He first scolded me, then later threatened and forced me to sign the papers. Actually, the papers that I signed were not even on regular official forms but on some mimeographed paper he had picked up someplace.

(B) If reasons given in answer to preceding question differ from reasons given to officer who held renunciation hearing, give your explanation for difference:

I do not clearly remember the reasons given at the renunciation hearing but the reasons given to the preceding question are the actual fact and happenings.

(C) If you claim that your renunciation was caused by fear, you should explain fully why such fear extended from the time of the application for renunciation papers until the date of actual renunciation:

The persons directly forcing me through threats and coercion to renounce throughout were Isamu Uchida, Tanabe, Yaguguchi, and another person from block number 58, name unknown. Isamu Uchida continually visited me since I was injured when the farm truck which I was on as laborer overturned in November 1943 outside the Tule Lake Camp. Since he was utilizing that truck accident in his negotiation (without the consent of the injured person) with the WRA Tule Lake Administration, he continually kept track of us all who were involved in order to keep us in line and not embarrass him. I did not say anything against him since he was a wellknown judoist and he had many such cronies. Also, Tanabe, and Tsukida of my block continually watched my every movement. I was actually threatened once in the mess hall with an iron rod by a Harada living in my block number 52 and was barely able to ward off his attacks after getting hold of a kitchen knife.

(D) If the fear did not extend from the date of application to the date of approval by the Attorney General, you should state whether you made any effort to withdraw your application, and if not, explain fully:

A constant threat of physical violence hung over my and my two brothers head throughout the entire period and even thereafter.

(E) If, after approval, you requested the Attorney General to withdraw his approval of your renunciation or to cancel your renunciation, give the reasons for the delay in making such request: I did not request cancellation of my renunciation

due to fear of physical violence as stated previously and later intended to do so at Bismarck, North Dakota when my younger brothers cabled that they were due to be expatriated on December 7, 1945. They in turn were forced to do so by ~~my~~ Mr. Umeda, father of my former fiancée. Later I heard that she was the actual person who cabled me in my brothers' name.

7(A) continued

that I had under my care and responsibility my two younger twin brothers, Mitsuo and Tetsuo Takeuchi fifteen years old. He replied that U.S. Government will definitely not assume the responsibility for my mother and two younger brothers. Therefore, I asked him in return what would he do if he was in my position. The T/Sgt. asked me nothing further but he himself wrote into the form NO and added in his own handwriting the following footnote at the bottom of the questionnaire; "This person is not disloyal to the U.S. Government but due to family reasons answered No."

(F) If there are any other facts which influenced your action in renouncing your United States citizenship, state fully below or on a separate sheet if necessary.

All the facts and events which influenced my renunciation is covered in my answer to questions 9-A, 9-B, 9-C, 9-D, 9-E, and 9-F.

10. (A) If you now are in Japan, give your reasons for having returned to Japan.

I thought my former fiancée, Yoshie Umeda, was returning to Japan with her father taking my two brothers with them. Therefore, I decided at the last moment to return to Japan after receiving the cable sent to me supposedly by my brothers. Actually, I was duped and tricked by the Umeda people since at the last moment Yoshie Umeda, my fiancée, didn't return with us. This I did not know until the boat had already left the port of Portland, Oregon.

(B) If you are in Japan, have you since you returned to Japan taken any action to resume or acquire Japanese citizenship?..... Answer Yes or No

If you have, state nature of action taken and reasons therefor.

11. (A) If you have served or are serving in the military or naval forces of the United States fill in the following:

I enlisted (or was drafted) on..... in the.....; my Serial number is.....
State the date State the Branch of Service

I still am in such service.....; I was released from active duty on..... and received my Discharge
Answer Yes or No

on.....

(B) If at any time while in a war relocation center or since then you volunteered for military or naval service but your offer of service was rejected state the time when and the place where you volunteered.

(C) State why your offer of such service was rejected, if the reason was made known to you.

(D) If you were rejected for military or naval service by your Local Draft Board since your release from a war relocation center state the reason for the rejection if known to you.

12. If any member of your family has served or is serving in the military or naval forces of the United States state the relationship of such person to you, the name of such person, the branch of service and serial number of such person:

.....	Relationship	Name
.....	Branch of Service	Serial Number

Japan
 Prefecture of Fukuoka }
 City of Fukuoka } ss:
 Consulate of the U.S.A.) /s/ Takeo Takeuchi
(Signature in full of applicant)

Subscribed and sworn to before me this 19th day of May, 1955.

Fee Stamp \$2.00
 Service No. 7573

/s/ K.S. Midthun
 Vice Consul of the United States of America

This affidavit may be executed before any person authorized to administer oaths.