

DECLASSIFIED

Authority *ExD 893679*

DECLASSIFIED

Authority *6625-SP-307P*

TRANSPORTE TATTUN

WAR DEPARTMENT \* FINANCE DEPARTMENT

CLAIMS SERVICE, PHILLYCOM, APO 707

17 Jun 48

COMPANIA MARITIMA

109 Juan Luna, Manila, Philippines

H. D. LIAW

1st Col. Inf.

72nd Inf. Div. S.

PO Box 707

San Francisco, Calif.

JUN 1948

10 Jun 48

GC 90-U-4-110,972

\$10,325.00  
(\$ 5,162.50)

WYNN H. WOODWARD  
1st Lt Inf  
Asst Fiscal Officer

DECLASSIFIED

Authority *NWD 883078*

\$10,325.00  
(\$5,162.50)

See signed claim attached.

5,162.50 (\$10,325.00)

212/60425

601-31

2433-02

899-999

2 427

\$5,162.50

RETURN TO CLAIMS SERVICE  
AFWESPAC APO 707

*469903 - 23 June 48.*

PAID BY CHECK ON MANILA  
BRANCH, NATIONAL CITY BANK  
OF NEW YORK

5,162.50 (\$10,325.00)

RECEIVED  
JUN 15 1948  
OFFICE OF THE ASSISTANT FISCAL OFFICER

00.251.015  
(00.251.71)

50 20-3-110 215

50 20-3-110 215

31-6-48

1948  
New York, N.Y.

00.251.015  
(00.251.71)

00.251.015 (00.251.71)

00.251.015 (00.251.71)

00.251.015 (00.251.71)



PAID BY CHECK ON  
BRANCH NATIONAL CITY BANK  
OF NEW YORK

DECLASSIFIED  
Authority AWD 883078

RELEASE OF CLAIM AGAINST THE UNITED STATES OF AMERICA

The undersigned represents that he (it) is the owner and legally entitled to payment of the claim filed by him (it) on 27 October 1947, for transportation of soldiers

in the amount of \$10,000.00, against the United States of America. In consideration of the payment of \$10,000.00, the amount determined by Contract Claims Commission No. 99 to be due and owing, the undersigned agrees to accept said amount in full satisfaction and final settlement of this claim and does HEREBY UNCONDITIONALLY RELEASE the United States of America, its officers and agents, from any and all liability arising from said claim.

CONCEPCION MARTINEZ  
[Signature]  
Claimant

Subscribed and sworn to before me this 12th day of June 1948

Doc. No. 75  
Page No. 17  
Book No. 1  
Series of 1948.

[Signature]  
Notary Public or other Official  
Until December 31, 1949.

Claimant

Subscribed and sworn to before me this \_\_\_ day of \_\_\_\_\_ 194\_\_

DECLASSIFIED  
Authority AND 883079

Incl 1

Notary Public or other Official

HEADQUARTERS  
PHILIPPINES-REUNION COL AND  
OFFICE OF THE CHIEF OF CLAIMS SERVICE

Compania Maritima  
c/o Allison J. Gibbs  
Gibbs Building  
671 Danerinas, Manila

AFO 707  
10 June 1948

W-4-110,972-00-90

Gentlemen:

Contract Claims Commission No. 90 has considered the claim filed by you on 27 December 1947, against the United States of America, in the amount of \$10,325.00, for transportation of soldiers.

Your claim has been approved on the amount of \$10,325.00, the fair and reasonable value of the property received by the United States at the time of its receipt. Before payment can be made, it is necessary that the inclosed release and acceptance agreement be executed in triplicate by you before a Notary Public or other officer authorized to administer oaths, and that the three executed copies be returned to this office. An additional copy is inclosed to be retained by you for your file. Upon receipt of the three executed copies by this office, necessary steps will be taken to effect payment.

It is desired to state that the Army, through Claims Service, has established a uniform policy whereby the fair and reasonable value of the property at the time of its receipt by the Army is determined. In making the award on your claim, the Commission followed the policy above-mentioned, which accounts for the difference between the total amount of your claim and the amount awarded.

You are informed that these releases must be returned to this office immediately in order that the claim be paid. Such forms should be received in Claims Service not later than 15 June 1948 to insure time for processing prior to 30 June 1948, the last day for final payment.

Very truly yours,

JOHN J. MADSEN  
Major, JAGD

Commissioner  
For Chief, Commission Branch

1 Incl  
Release (in quadruplicate)  
(1 copy for your file)

DECLASSIFIED  
Authority AND 883078

GIBBS, GIBBS, CHUIDIAN & QUASHA  
 ATTORNEYS-AT-LAW  
 SUITE 204, 2ND FLOOR, GIBBS BUILDING  
 671 DARMARIDAS  
 MANILA, PHILIPPINES

June 7, 1948

Office of the Chief of Claims Service  
 Philippine-Ryukyus Command  
 APO 707, Manila

Attention: Maj. J. J. Madden

Re: Claim of Compania Maritima  
 for SS Cebu, #U-4-110,972

Dear Sirs:

Supplementing our letter of March 23, 1948 regarding the above claim, we send you herewith the affidavit of Mr. Carlos P. Fernandez, one of the managing directors of Compania Maritima, explaining how it arrived at the amount of P10,325.00 claimed.

You will note from the attached affidavit that the amount claimed should have been P10,927.50 instead of P10,325.00 set in the Procurement Claim Form dated December 27, 1947, filed on December 29, 1947. In order to conform to the facts, we herewith request the amendment to increase the amount claimed from P10,325.00 to P10,927.50.

Yours very truly,

GIBBS, GIBBS, CHUIDIAN & QUASHA

By:   
 ALLISON J. GIBBS

Enclosure:  
 Affidavit of Carlos  
 P. Fernandez  
 AJG/vb

DECLASSIFIED  
 Authority *AND 883078*

A F F I D A V I T

DECLASSIFIED  
Authority *AN D 88307P*

REPUBLIC OF THE PHILIPPINES) X SS  
CITY OF MANILA )  
X- - - - - X

I, CARLOS P. FERNANDEZ, after having been duly sworn to in accordance with law, depose and say:

1. That I am a Filipino citizen, of legal age, single, and a resident of the City of Manila, Philippines;

2. That I am one of the Managing Directors of COMPANIA MARI-TIMA, a Filipino Sociedad Anonima, duly constituted and existing under and by virtue of the laws of the Philippines, with domicile in the City of Manila;

3. That in connection with our claim of \$10,325.00 for transporting approximately 600 Filipino officers and troops from Malitbog, Leyte to Batangas on our steamship "CEBU", I am giving below our computation as to how we arrived at our said claim of \$10,325.00 based on Public Service Commission rates (Sec. 7, Ports Affected by Rates, Special Calls, Revised Order No. 3, Public Service Commission), copy of which is hereto attached and made an integral part of this affidavit as Annex "A".

FOR SPECIAL CALLS

Public Service Commission rate for first class passengers:  
More than 300 nautical miles: \$0.08 per nautical  
mile plus 15%.

Public Service Commission rate for third class passengers:  
40% of first class rate.

Malitbog, Leyte to Batangas: 396 nautical miles.

396 nautical miles at \$0.08 per nautical mile. . . \$31.68  
Plus 15% . . . . . 4.75

First class rate per passenger . . . . . \$36.43

40% of \$36.43 = \$14.57 Third class rate per passenger.

x 600 Approx. num. of Filipino officers  
and troops.

\$8,742.00

Add 25% as authorized  
by PSC in Sept. 1941-

2,165.50

\$10,927.50

4. That I signed this Affidavit in order to support the truth of all the facts hereinabove stated.

Manila, June 5, 1948.

*Carlos P. Fernandez*  
CARLOS P. FERNANDEZ

SUBSCRIBED AND SWORN to before me this 5th day of June, 1948, in the City of Manila, Philippines, by Mr. Carlos P. Fernandez, with Residence Certificate No. A39039 issued at Manila, on Jan 9 1948.

*Ernesto Zaracosa*  
ERNESTO ZARACOSA  
Notary Public  
Until December 31, 1948

Doc. No. 21  
Page No. IV  
Book No. 171  
Series of 1948





ANNEX "A"  
SEC. 7. PORTS AFFECTED BY RATES. SPECIAL CALLS.  
(Revised Order No. 3, Public Serv. Commission)  
-----

The schedule of passenger and freight rates prescribed under Tables Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and I, II, III, IV, V, VI, VII, VIII, IX, X, XI, XII, XIII, respectively, together with the accompanying lists of special commodity rates, and no other, shall be the passenger and freight rates which the carrier shall charge for the ports therein mentioned.

Calls made to ports not mentioned in said schedule of rates, shall be considered special calls and the rates, of which due notice shall be submitted to the Public Service Commission, will be calculated on a basis of the mileage involved, as follows:

FREIGHT:

Class A: \$ 2.00 plus 1 centavo per mile, plus 30%  
Class B: " 1.50 plus 1 centavo per mile, plus 30%  
Class C: " 1.00 plus 3/4 of a centavo per mile, plus 30%  
Class D: " 6.00 plus 1 centavo per mile, plus 30%

PASSENGERS:

First class:

Distances not exceeding 100 nautical miles, 10 centavos per nautical mile, plus 15%.

More than 100 nautical miles, but not exceeding 300 nautical miles, 9 centavos per nautical mile, plus 15%.

More than 300 nautical miles, 8 centavos per nautical mile, plus 15%

PROVIDED: That the rate for a longer distance than 100 miles, or 300 miles, at the lower rate, shall in no case be less than the rate for a shorter distance at the higher rate.

Second Class (Or first class without cabin)

Second class passenger rates shall be 70 per cent of first class rates.

Third Class:

Third class passenger rates shall be 40 per cent of first class rates.

DECLASSIFIED  
Authority *AND 883078*

REPORT OF CLAIMS OFFICER, CLAIMS SERVICE, PHILIPPINA, APO 707

Forwarded to Commission No. \_\_\_\_\_ Date 16 Apr 47 1946  
 Claimant COMPANIA MARITIMA Type Documentation  
 Address c/o Allison J. Gibbs Amt. claimed P10,325.00  
Gibbs Building Date filed 31 December 1941  
671 Desmarines, Manila  
 Date and place of Incident Malibog, Leyte to Manila in December, 1941

Nature of Damage Transportation of soldiers  
 Statement of facts and opinion (attach additional sheets if necessary):  
 (LIST OF EXHIBITS ON SEPARATE SHEET)

**FACTS:** On December 10, 1941, an order, issued by Captain Judson B. Crow, Infantry, USA, Commanding Officer, 3rd Battalion, 92nd Infantry, directing the Master of the "SS CEBU", an interisland steamship owned and operated by the Compania Maritima, the herein claimant, a sociedad anonima organized and existing under and by virtue of the provisions of Act 1459, otherwise known as the Corporation Law of the Philippines, to transport the officers and enlisted men of the said Army unit from Malibog, Leyte to Manila. In support hereof, the claimant corporation, through its counsel Allison J. Gibbs, has submitted photostatic copies of the order and telegrams relating to the subject-matter under consideration. (Exhs. A to F).

Claimant corporation is not listed as blocked national (Exh. G). Request has been made of the Chief Processing Section to properly identify Captain Judson B. Crow (Exh. H).

**OPINION:** It is believed that there was such an order issued by said Captain Judson B. Crow; but whether the execution thereof was actually made or not is a matter which counsel was required by the claims investigator to prove - that is, counsel was asked personally on the last visit made by the undersigned claims investigator to present more evidence to show that the soldiers of the 3rd Battalion, 92nd Infantry, under Captain Crow's command, were actually transported from Malibog, Leyte to Manila. Competent testimonies of two responsible officers of the "SS CEBU" will be sufficient.

It is suggested that counsel be required to present evidence establishing the fact that the soldiers of the Army unit aforesaid were actually transported on the "SS CEBU", as ordered by Captain Crow; that counsel be asked how the amount of P10,325.00 was arrived at, or at least, must show the basis of computation; and three copies of the Articles of Incorporation of the Compania Maritima and three copies of the resolution of the Board of Directors of the said corporation, be submitted herewith. It is opined that the claim merits favorable consideration.

Recommendation: Recommend approval subject to the conditions above stated.

I (so) concur:  
  
 GEORGE F. SMITH  
 Director, Team No. 1-4

  
 Allison J. Gibbs  
 Claims Investigator  
 Accrediting Officer

Action of Commission: APPROVED DISAPPROVED  
 Amount P10,325.00 Date \_\_\_\_\_

Date 9 June 48 JRM: M  
 Commission No. 90

DISTRIBUTION:  
 Original attach to file; cc attach to file to be forwarded to C3 by Commission;  
 cc forward to Dis. to Branch Office

DECLASSIFIED  
 Authority 1025.D. 573027

CLASSIFICATION INFORMATION

IRISH OFFICER CLASS. MARK  
Do Not Remove From Attached Sheet

PHO-D-4-110,972  
Subject: Claim of Compania Maritima

FROM: Team Director, No. 17A TO: Chief, Processing Sec 15 Apr 48

1. A diligent search has been made of the records pertaining to Captain Judson B. Crow, Infantry, USA, Commanding, 3rd Bn., 92nd Infantry.
2. The 201 index card file of the mentioned officer fails to disclose any proper identification of him.
3. Request that the above-named personnel be properly identified.

  
C. F. S.

*file opened*

FROM: Checking Section TO: Team 1-A  
CROW, Judson B. 0266358 (led)

The above veteran, now deceased, held the grade of Major on 3 Jan 42. He entered on on current active service on 15 Nov 1941 and was assigned with the 92nd Inf, ADS. He served continuously until he was killed in action on 15 Apr 1942. Information on the immediate heir is listed in the name of Chinton M. Crow father, 432 Corling Ave, Macon, Georgia.

MMV

DECLASSIFIED  
Authority *AND 883078*

GIBBS, GIBBS, CHUIDIAN & QUASHA  
ATTORNEYS-AT-LAW  
SUITE 202, 2ND FLOOR, GIBBS BUILDING  
671 DASMARIAS  
MANILA, PHILIPPINES

March 23, 1948

Office of the Chief of Claims Service  
Philippine-Ryukyus Command  
Apo 707  
Manila, Philippines

Re: Compania Maritima  
Claim for S/S Cebu - # U-4-110,972

Dear Sirs:

Supplementing our letter of March 10, 1948 regarding the above claim, we send you herewith Affidavit of Capt. Rafael Torres. With this affidavit, we sincerely trust that there are sufficient evidence to pass on our client's claim.

Yours very truly,

GIBBS, GIBBS, CHUIDIAN & QUASHA

By

ALLISON J. GIBBS

Enclosure:

Affidavit of  
Capt. Rafael Torres

AJG/vb

DECLASSIFIED  
Authority AND 883078

REPUBLIC OF THE PHILIPPINES  
CITY OF MANILA

I, Capt. Rafael Torres, upon being duly sworn in accordance with law, depose and say:

1. That I am of legal age, married, and resident of the City of Manila, Philippines.

2. That at the request of Compañia Maritima, I have made the following affidavit: That I have read the Procurement Claims Form dated December 27, 1947, filed by Compañia Maritima for services rendered to the United States Government in connection with the S/S "CEBU"; that I was the master of the S/S "CEBU" during December 1941; that the originals of the photostatic copies of the documents attached to this affidavit, to wit: (a) telegram dated December 8, 1941 from Compañia Maritima to Maritima Office, Tacloban; (b) Note dated December 10, 1941 written by Judson B. Crow, Capt. Inf., U.S.A., Comdg. 3rd Bn. 92nd Inf.; (c) Radiogram dated December 12, 1941 from Commandant, Sixteenth Naval District; and (d) telegram dated December 12, 1941 from J. P. Fernandez to Capt. Torres, were in my possession and I preserved same thruout the war and delivered them to Compañia Maritima after liberation.

3. That I saw Capt. Judson B. Crow prepared the note dated December 10, 1941 hereinabove described; that he personally delivered same to me as the master of the S/S "CEBU"; that I received all of the above described telegrams and radiogram.

4. That Capt. Judson B. Crow, on December 10, 1941 boarded my ship, the S/S "CEBU", at Malitbog, Leyte, with approximately 600 Filipino officers and troops whom he was commanding and ordered me to transport same without delay to Manila; that these troops carried with them full and complete wartime equipment; that they set up machineguns and what appeared to be light artillery at strategic points on the ship immediately after boarding same; that under the instructions and command of Capt. Crow I sailed from Malitbog the night of December 11, 1941, for Tacloban, Leyte; that we arrived at Tacloban, Leyte on December 12, 1941, in the afternoon; that under the instructions of Capt. Crow, I purchased with company's funds the necessary provisions to feed the Army passengers; that I cannot recall now the amount spent; that the steward of the ship, Mr. Nicolas Adonis, personally was in charge of the purchases.

5. That I left Tacloban for Manila on the night of December 12, 1941; that after leaving the port of Tacloban, I received the above described radiogram from the Commandant, Sixteenth Naval District; that I arrived at Batangas, Batangas, in the morning of the 14th of December 1941; that Capt. Crow and his troops immediately disembarked and departed, leaving me no instructions; that I received the telegram herein above described of December 12, 1941 from J. P. Fernandez which was delivered to me aboard ship by an American officer, USAFFE, at Batangas; that this officer immediately ordered me to leave the port of Batangas advising me that it was extremely dangerous and if I remained that the Japanese would no doubt sink the ship; that I proceeded to Puerto Galera, Mindoro; that while on the way to Puerto Galera an American submarine appeared and ordered me to go to Puerto Galera,

Mindoro; that I arrived at Puerto Galera in the afternoon of December 14, 1941 and anchored; that I remained there until the morning of December 15, 1941 when another American submarine appeared and ordered me to move from the anchorage and instructed me to go to Calapan, Mindoro, to which port I immediately proceeded and moored the ship to the dock; that I notified the company that I was unable to navigate without being furnished with fuel; that the company instructed me to remain at Calapan pending further orders; that on January 1, 1942, Japanese airplanes appeared and bombed the S/S "CEBU" sinking it at Calapan, Mindoro.

6. That all of the officers of the S/S "CEBU" are dead, except the Chief Officer, Mr. Urbano Sapico, and the second engineer, Mr. Angel Ventus.

FURTHER AFFIANT SAITH NOT.

*R. Torres*  
RAFAEL TORRES

Subscribed and sworn to before me this 5 day of March, 1948, at the City of Manila, Philippines; affiant exhibited to me his Residence Certificate No. 7-65011- issued at Manila, Philippines, on Jan. 13 1948.



*Ernesto Zaragosa*  
ERNESTO ZARAGOSA  
Notary Public  
Until December 31, 1948

Doc. No. 182  
Page No. 100  
Book No. XXI  
Series of 1948

## GIBBS, GIBBS, CHUIDIAN &amp; QUASHA

ATTORNEYS-AT-LAW  
SUITE 205, 2ND FLOOR, GIBBS BUILDING  
271 BANGKOK  
MANILA, PHILIPPINES

March 10, 1948

Office of the Chief of Claims Service  
Philippine-Ryukyus Command  
APO 707  
Manila, Philippines

Re: Compania Maritima  
Claim for S/S Cebu, #U-4-110,972

Dear Sirs:

We attach hereto, in support of our client's claim, the following photostatic copies of the original documents which we have shown your investigator, Mr. Tabalba, to wit:

1. Order to Master, S/S Cebu, by Judson D. Croll, Capt. Inf., U.S.A., Commander 3rd Bn. 92nd Inf. dated December 10, 1941;
2. Telegram dated December 8, 1941 from Compania Maritima, Manila office, to Compania Maritima, Tacloban office;
3. Telegram dated December 12, 1941 from J. P. Fernandez to Capt. Torres, Capt. of the S/S Cebu;
4. Radiogram dated December 12, 1941 from "Commandant Sixteenth Naval District" to S/S Cebu.

This is the only documentary evidence saved. If necessary, affidavits may be furnished of survivors of the S.S. Cebu. We are attempting to secure such affidavits.

You have already copies of the Articles of Incorporation, By-Laws, List of Stockholders, and Power of attorney of the Board of Directors of the claimant in claims already filed by it. However, if you desire, we will furnish you extra copies.

Yours very truly,

GIBBS, GIBBS, CHUIDIAN &amp; QUASHA

By:

  
ALLISON J. GIBBS

## Enclosures:

1. Order dated Dec. 10, 1941
2. Telegram dated Dec. 8, 1941
3. Telegram dated Dec. 12, 1941
4. Radiogram dated Dec. 12, 1941.

AJG/vb

DECLASSIFIED  
Authority AND 883078

Malibon, Leyte,

Dec 10, 1941.

Subject: Transportation of Troops.

To: Master, SS Cebu.

You are directed to transport the 3rd. Bu 97nd Infantry to Manila, P.I., with the least practicable delay. Transportation request is furnished herewith.

Judson B. Hunt  
Capt, Inf, U.S.A.,  
Comdg, 3rd Bu 97nd Inf.

DECLASSIFIED  
Authority ND 883078



TELEGRAM RECEIVED  
BUREAU OF POSTS

Form No. 100-2

NOTICE TO ADDRESSEE

156KZCCSVDA 4PM 11PD RUSH RUSH RUSH RUSH  
MA MANILA DEC 8 41  
MARITIMA  
TACLOBAN

**RUSH**

If word "collect" appears in heading of your telegram, it means charges should be paid by you.

Each "collect" message is accompanied by corresponding receipt (Form 489) which will be handed to addressee at time of payment of charges.

INSTRUCT CEBU TO REMAIN IN MALITBOG UNTIL SHE RECEIVES INSTRUCTIONS

MARITIMA


512PM

DECLASSIFIED  
Authority *ND 883078*

DECEMBER 12, 1941

CAPTAIN TORRES  
S.S. CEBU

WAIT IN BATANGAS FOR OUR NEW ORDERS STOP KEEP STEAMER  
ALWAYS READY TO LEAVE.

  
J. P. FERNANDEZ

DECLASSIFIED  
Authority *ND 883078*

# COMPANIA MARITIMA

C. M.—3R

**RADIOGRAM:** s. s. "CEBU"

NAVEGANDO

Date DEC. 12th

194

| PREFIX | CHECK | SPECIAL PREFIX | TIME FILED | OPERATOR OR CLERK | NUMBER |
|--------|-------|----------------|------------|-------------------|--------|
| RADIO  | H     | FROM MANILA    | 4:35PM     | T. J. ANGELES     | 1      |

**TO**

SS CEBU KAA

GO BATANGAS INSTEAD OF MANILA

COMMANDANT

SIXTEENTH NAVAL DISTRICT

|               |                |                        |
|---------------|----------------|------------------------|
| <b>SENDER</b> | (CALL LETTERS) | <b>VIA (RADIO) RCA</b> |
|---------------|----------------|------------------------|

| <b>SIGN</b> | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: center;">OPERATOR</th> </tr> <tr> <td style="width: 50%;">SEND</td> <td style="width: 50%;">RECG.</td> </tr> </table> | OPERATOR |  | SEND | RECG. | OK 7:35PM DEC 12 /41 | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: center;">FORWARDING</th> </tr> <tr> <td style="width: 50%;">DATE</td> <td style="width: 50%;">TIME</td> </tr> </table> | FORWARDING |  | DATE | TIME |
|-------------|--|----------|--|------|-------|----------------------|---|------------|--|------|------|
| OPERATOR    |  |          |  |      |       |                      |   |            |  |      |      |
| SEND        | RECG.  |          |  |      |       |                      |   |            |  |      |      |
| FORWARDING  |  |          |  |      |       |                      |   |            |  |      |      |
| DATE        | TIME   |          |  |      |       |                      |   |            |  |      |      |

**DECLASSIFIED**  
 Authority *ND 883078*

HEADQUARTERS  
PHILIPPINE-FINANCIAL COMMAND  
OFFICE OF THE CHIEF OF CLAIMS SERVICE  
772

*M 9466*

|   |   |  |
|---|---|--|
| PROCEEDING NO. <b>U-110,972-00-90</b>   | : | Type: <b>Procurement</b>   |
| Claimant: <b>COMPANIA MARITIMA</b>  | : | Place Where Claim Arises: <b>Manila and<br/>Layte, Philippines</b> |
| Amount Claimed: $\begin{matrix} \text{P} & 10,927.50 \\ (\$ & 5,463.75 \end{matrix}$  | : | Date Presented: <b>27 December 1947</b>                            |
| Amount Approved: $\begin{matrix} \text{P} & 10,385.00 \\ (\$ & 5,162.50 \end{matrix}$ | : | Date Determined: <b>10 June 1948</b>                               |

DETERMINATION OF COMMISSION

1. Pursuant to the authority contained in Circular 92, War East Command, 29 August 1947; First War Letters List of 1941 (Public Law No. 354, 77th Congress); Executive Order No. 9001, 27 December 1941; Circular 217, WD, 13 August 1947; and **par 17, SO no. 23, PHILTCOM, 20 Jan 48 and par 6, SO No. 30, PHILTCOM, 5 Apr 48** Contract Claims Commission No. **90** has made the following determination.
2. That the attached claim against the United States of America is within the jurisdiction of this Commission under the above authority.
3. That the facts indicate that the procurement claim herein presented was for supplies and equipment procured by the United States Army, which were necessary to facilitate the prosecution of the war. That no payment thereof has been previously made. That the evidence submitted and in the file is sufficient to corroborate the claim and complies with the requirements listed above, which show said demand to be a valid claim. That the claimant's name does not appear on the current List of Blocked Nations.
4. Therefore, the foregoing claim is approved in the amount of  $\text{P } 10,385.00$  ( $\$ 5,162.50$ ) which sum is payable by the United States of America. Upon execution by claimant of the attached release and acceptance agreement, this Determination of Consideration will constitute authority for payment of this claim to the extent that funds are available for the payment of such claims in the amount above determined.

CONTRACT CLAIMS COMMISSION NO. **90**

|           |                                   |        |
|-----------|-----------------------------------|--------|
| <i>w/</i> | <u>John J. Madson</u>             |        |
| <i>w/</i> | JOHN J. MADSON,<br>Major, 7480    | Member |
|           | FRANCIS J. GEORGE,<br>Capt., 7480 | Member |

DECLASSIFIED  
Authority *AND 88307P*

PROCUREMENT CLAIMS FORM  
(For claim for value of property furnished to  
units of the Armed Forces of the U. S.)

Manila, Philippines, December 27, 1947.

1. Name of owner: COMPANIA MARITIMA, a Philippine corporation.  
Address: 109 Juan Luna, Manila, Philippines.  
Amount claimed: ₱10,325.00.
2. Description of property:  
Requisitioning of the S/S "CEBU" for transporting  
troops of the 3rd Battalion, 92nd Infantry, from  
Malitbog, Leyte, to Manila.
3. The property listed above, owned solely by Compania Maritima,  
was requisitioned by the United States Army for its use  
for transporting troops of the 3rd Battalion, 92nd Infantry,  
from Malitbog, Leyte, to Manila.
4. After the above property was taken, it was used or disposed  
of as follows: Requisitioned by the United States Army.
5. The value of the property when taken was ₱10,325.00 representing  
passage. A receipt signed by Judson B. Crow, Capt. Inft.,  
U.S.A., Comdg., 3rd Bn., 92nd Inf., dated December 10, 1941  
was issued.
6. The total of all money or compensation of any type received  
by it to date either as rental or as a partial or total  
settlement for the above, amounts to NONE.
7. All liens or mortgages outstanding against the above property  
when taken over by the military unit were held by NONE.
8. A claim for the property taken has been filed with the  
following agency: NONE.
9. I swear that the above statements are true to the best of  
my knowledge and belief, that the COMPANIA MARITIMA is the  
owner of the above described property, subject to no liens,

DECLASSIFIED  
Authority AWD 88307P

and is legally entitled to receive payment therefor, that the claim is just and valid, and that IN CONSIDERATION of the payment of P10,325.00, the United States of America, its officers and agents, are HEREBY UNCONDITIONALLY RELEASED from all further liability arising out of the above claim.

COMPANIA MARITIMA  
By *J. P. Fernandez*  
J. P. FERNANDEZ  
Managing Director

Subscribed and sworn to before me this 27<sup>th</sup> day of December, 1947, at the City of Manila, Philippines, by J. P. Fernandez as Managing Director of Compania Maritima, who exhibited to me his Residence Certificate No. A116830 issued at Manila on February 10, 1947.

*[Signature]*  
NOTARY PUBLIC  
Until December 31, 1948

Doc. No. 425  
Page No. 95  
Book No. 1  
Series of 1947

DECLASSIFIED  
Authority AWD 88307P

8 March 1946

SUBJECT: Report of Army Transport Service Activities in the Philippine Islands from 8 December 1941 to 6 May 1942.

TO: Brig. General Charles C. Drake, QMC

1. The following narrative report on the above subject is submitted. All statements are subject to correction, since it is hardly possible to make an accurate report without adequate records. All data is based on memory, together with such information as could be obtained from other Prisoners of War. This was checked against the few records which have been found in The Office of The Quartermaster General and the Office of The Chief of Transportation. All Army Transport Service records were either destroyed or lost on Corregidor.

XX

XX

XX

The following ocean going or coastwise vessels were acquired by charter or requisition after 7 December 1941. Whenever owners or agents could be contacted formal charter party was accomplished, otherwise the Master, if present, was notified that settlement would be made after termination of hostilities. In some cases vessels had been abandoned by crews and crews were assigned from available ATS personnel.

XX

XX

XX

Mayon - Chartered for 1 voyage by QMUSANFE to transport troops and cargo to Del Monte, Mindanao, 29 December 1941. Bombed off Mindoro 30 December 1941. Later taken over in Cebu. Believed to have been chartered by Asst. Superintendent, ATS, Cebu. Shelled and burned at Nasipit, Mindanao, 28 February 1942, while loading supplies. Later used for fuel storage by Philippine Guerilla forces. Owners, Madrigal & Co. Operated by Elizalde & Co. Approximately 3000 gross tons.

XX

XX

XX

This report has been compiled with the assistance of Captain James H. Baldwin, QMC, formerly Operations Officer, ATS, Corregidor.

FREDERICK A. WARD, 07566  
Colonel, QMC

A CERTIFIED TRUE COPY:

*Adel*  
C. R. ADHL  
1st Lt CAC  
Asst Chief, Liv Clms Sec

DECLASSIFIED  
Authority *AWD 883078*

S T A T E M E N T

That on 8 Dec 1941 at Tacloban the S/S Cebu owned by Compania Maritima was officially commandeered by the Army Transport Service, Q.M.C. That on 8 Dec 41 we proceeded from Tacloban to Surigao, our cargo consisted of soldiers and vital materials necessary for carrying on the war. From Surigao we proceeded to Batangas, Batangas, about the 24th Dec 1941, and unloaded our cargo. From Batangas we proceeded to Mindoro for further orders. That on 1 Jan 42 our ship the S/S Cebu was sunk by Japanese at Mindoro.

V. L. Lopez  
for H.

Subscribed and sworn to before me this 30th day of October 1945 at Headquarters, APPAC, APO 500.

[Signature]  
15 DEC 1945

DECLASSIFIED  
Authority AND 883078



DECLARATION

UNITED STATES OF AMERICA )  
COMMONWEALTH OF THE PHILIPPINES ) SS.  
CITY OF MANILA )

By this instrument of declaration, be it known and made manifest unto all to whom these presents may come or may concern, that I, JOSE M. DE AMUSATEGUI, Filipino citizen, of age, and resident of the City of Manila, Philippines, do voluntarily and solemnly declare as follows:

That I am manager of the Manila Steamship Co. Inc., for a number of years prior to the outbreak of the Pacific War on December 8, 1941, up to the present;

That the SS "MAYON", before and at the outbreak of the Pacific War, was managed by the Manila Steamship Co. Inc.;

That on or before December 24, 1941, the SS "MAYON" was commandeered by the USAFFE (United States Army Forces in the Far East) and that on said date, the late Commonwealth President Manuel L. Quezon and other high government officials including the High Commissioner, boarded subject ship bound for Corregidor;

That from Corregidor, under Army orders, the SS "MAYON" proceeded to Mariveles, thence to Cebu loaded with USAFFE troops and American aviators;


That upon arrival at Cebu, an agreement was signed with the United States Army to the effect that the SS "MAYON" will serve as a U. S. Army transport, whereupon subject ship left for Misamis, in Mindanao, and thereafter from Misamis to Cebu, loaded with troops with Capt. Albert Kitchen, as commanding officer of the American troops on board;

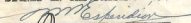

That from Cebu, the SS "MAYON" proceeded to Nasipit, Butuan, in Mindanao, and that while at Nasipit on stand-by orders, subject ship was bombed by enemy planes, resulting in the virtual loss of said vessel and some casualties on board including Capt. Albert Kitchen, commanding officer of the American troops on board and the master of the ship, Martin Aguirre;

That the complement of the crew both on deck and in the engine of the SS "MAYON" at the time it was commandeered by the USAFFE up to its loss, were all virtually Filipinos and that the master of subject vessel was Martin Aguirre, an American citizen.

IN WITNESS WHEREOF, I sign this declaration in the City of Manila, on this 16th day of October, 1945.

SIGNED IN THE PRESENCE OF:

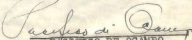
  
JOSE M. DE AMUSATEGUI

o o o

SUBSCRIBED and sworn to before me, at the City of Manila, Philippines, on this 16th day of October, 1945; affiant exhibiting to me his Residence Certificate No.A-3192482, issued at Manila, on March 27, 1945.

Doc. No. 786  
Book No. 48  
Page No.  
Series of 1945.

  
PACIFICO DE Ocampo  
Notary Public

My commission expires on Dec. 31, 1946.

DECLASSIFIED  
Authority: AWD, 68267P

ORIGINAL FILED  
201 FILE

EXA  
00  
OCT 1945

...this instrument of association, so it should be made known to all who are concerned with the welfare of the city. The following is a list of the names of the persons who are members of the association, and who are also members of the city council. The names of the persons who are members of the city council are listed in the following order: ...

These names were given to me by the secretary of the association, and were given to me in a letter dated ... The names of the persons who are members of the city council are listed in the following order: ...

The names of the persons who are members of the city council are listed in the following order: ...

The names of the persons who are members of the city council are listed in the following order: ...

The names of the persons who are members of the city council are listed in the following order: ...

The names of the persons who are members of the city council are listed in the following order: ...

**DECLASSIFIED**  
Authority ADJ 88307P



S/S "CEBU"

| NAME                         | POSITION | DATE ON SHIP       |
|------------------------------|----------|--------------------|
| 1. Alaloyon, Felotec Malinao | Oiler    | 3 Dec 41-16 Jan 42 |

*Proved & Operated by Compania  
Mantua*

*Not Commended*

*Gaudelium*

DECLASSIFIED  
Authority AWD 883078

Engine Department

Clemente Robbers E

Adriano Rasgo E

Ignacio Ronquillo F ✓

Sulpicio Valmoro F

Geronimo Samons F

Federico Florencio F

Guillermo Sacurum P

R. Cruz P

$$\begin{array}{r} 147 \\ - 25 \\ \hline 735 \\ - 294 \\ \hline 3675 \\ - 3157 \\ \hline 3157 \\ - 2658 \\ \hline 2658 \\ - 2248 \\ \hline 2248 \\ - 1705 \\ \hline 1705 \\ - 1051 \\ \hline 1051 \\ - 722 \\ \hline 722 \end{array}$$

DECLASSIFIED  
 Authority NND 883078

$$\begin{array}{r} 250 \\ \underline{\phantom{0}5} \\ 1250 \\ 250 \\ \hline 16250 \end{array}$$

$$\begin{array}{r} 400 \\ \underline{\phantom{0}5} \\ 20 \end{array}$$

**DECLASSIFIED**

Authority NND 883078

Contramaestre Pacific Artazo  
 Carpintero - Alfredo Auxillar ✓  
 Timoneros Cornillo Navaliz  
 Proceso Arangoz ✓  
 Perfecto Maranan  
 Mamerto Masangkay  
 Paraguiro - Hilario Calanan ✓  
 Servino - Gonzalo Rubio ✓  
 Guerrero Benito Pida ✓  
 Jose Adipin  
 Vicente Padoginoz  
 Procentia Balanza  
 Nicanario Pida  
 David Sabwin  
 Rogracias Maramat  
 Bienvenido Valle ✓

DECLASSIFIED  
 Authority AND 883078

1st. cook - Simplicio Cavales  
 2nd. " - ? M. Lanya  
 3rd. " Benjamin  
 camarero C Santos Mabella

DECLASSIFIED  
Authority ND 883078

~~Letter~~  
~~Dear Sir~~  
~~Company~~  
~~Wanted~~  
~~Letter~~  
~~Dear Sir~~  
held up in ~~the~~  
all crews ~~reached~~  
~~Postages~~ yesterday  
with out any means  
to pay ~~subsistence~~  
and transportation  
stop Please remit  
by telegraphic transfer  
care chief of ~~Police~~  
Lipa enable us  
reach Manila

stop ~~remit~~  
Postmaster Manila

Juan Manglosa 79.95  
 Juan Pajero  
 Juan Cortells  
 Severo America  
 Amato Carpio  
 Maximus Alon de  
 Felix Ocaso  
 Pacifico Alfaro  
 Romulo Goyon  
 Antonio Remilla  
 Jose Ruiz  
 Semion Pajayo  
 Ayubante - ~~Amilcar Palma~~ 59.85  
~~Jose Cordes~~  
 (3) Amp. - ~~Museo Garcia~~ 49.90  
 Amator Talento  
 Gregorio Goyon  
 Jose Cordes  
 Fagundes - ~~Esteban Cusancin~~ 45.15  
 Jose Villagano  
 Estan Malabayon  
 Modard Galang  
 Maximus Alon de  
 Gregorio Goyon

Valero # 34.65  
 Benjamin Balteson  
~~Esteban Nagal~~  
 Pedro Sumas.  
 Emilianus Pasaga  
 Esteban Cusancin

Mayor J. Monjar 105.00  
 1<sup>st</sup> Co. Lt. Walls 78.75  
 2<sup>nd</sup> Co. J. Ruiz

Comandante  
 Benigno Bonina  
 Teodoro Malabayon  
 71.55 Gregorio Ueta  
 Pedro Galis  
 Maximus Alon de  
 Francisco Garcia  
 Esteban Malabayon  
 Esteban Malabayon

Agap. Comandante  
 Ni 75  
 Aliberto Bains  
 A. May. O...  
 Max in Flores

15.75  
 6.00  
 9.75 00 31  
 017 260 3048  
 248

124  
 100  
 24



J. Alborn 470

D. Arnes 9862.50

J. Aquino 168.00

S. Louza 147.00

M. Salas 470

S. Mungat

M. Clemente

T. Angeles

A. Alvarez

$$\begin{array}{r} 420 \\ 27 \\ \hline 2940 \\ 840 \\ \hline 3780 \\ 365.80 \\ \hline 4145.80 \end{array}$$

$$\begin{array}{r} 262.10 \\ 27 \\ \hline 289.10 \\ 1837.50 \\ \hline 2148.40 \\ 7087.50 \\ \hline 9235.90 \end{array}$$

$$\begin{array}{r} 168.00 \\ 27 \\ \hline 1176 \\ 336 \\ \hline 4536.00 \\ 146.32 \\ \hline 4682.32 \end{array}$$

$$\begin{array}{r} 147.00 \\ 27 \\ \hline 1029 \\ 294 \\ \hline 1323 \\ 3969.00 \\ \hline 5292.00 \\ 129.03 \\ \hline 5421.03 \end{array}$$

Carpenter Gregorio Galon 59.85

Carpenter Agustin Galan 59.85

lumber Jose Lombon 34.65 22

David Macanonta 34.65 22

Zulo Almal 34.65 22

May Luis Pacion 32.55 18

Felix Lora 32.55

Fernando Gomez 32.55

DECLASSIFIED  
Authority 442, 683079

App. Mess Bo

- Rufo Castro ----- 55 P. Gomez, Calucan, Rizal
- Benito Patricio ----- 409 Lavezares st.
- Jacinto de Juan ----- 545 Labores Ext. Pandacan
- Casimiro Boulevard ----- 120 Dagupan St.
- Sabas Jose ----- 350 Sevilla St.
- Ignacio Tana ----- 27 Punta, Sta Ana
- Xelomino Atonzale ----- 1110 Zuebaran

Approved - by

$$\begin{array}{r}
 59.85 \\
 \underline{26} \\
 297.25 \\
 \underline{11770} \\
 1492.25 \quad \text{31} \\
 \underline{124} \\
 268 \\
 \underline{248} \\
 82 \\
 \underline{205} \\
 186 \\
 \underline{19} \\
 32.51 \\
 \underline{26} \\
 16271 \\
 \underline{6570} \\
 81371 \quad \text{31} \\
 \underline{62} \\
 193 \\
 \underline{186} \\
 77 \\
 \underline{62} \\
 165 \\
 \underline{165} \\
 29.96 \\
 \underline{3} \\
 89.95
 \end{array}$$

$$\begin{array}{r}
 34.65 \\
 \underline{21} \\
 17325 \\
 \underline{6930} \\
 86625 \quad \text{31} \\
 \underline{62} \\
 226 \\
 \underline{217} \\
 292 \\
 \underline{279} \\
 135 \\
 \underline{124} \\
 11
 \end{array}$$

$$\begin{array}{r}
 6570 \\
 \underline{62} \\
 81371 \quad \text{31} \\
 \underline{62} \\
 193 \\
 \underline{186} \\
 77 \\
 \underline{62} \\
 165 \\
 \underline{165} \\
 29.96 \\
 \underline{3} \\
 89.95
 \end{array}$$

$$\begin{array}{r}
 29.96 \\
 \underline{25} \\
 14975 \\
 \underline{5790} \\
 74875 \quad \text{31} \\
 \underline{62} \\
 124 \\
 \underline{47} \\
 126 \\
 \underline{165} \\
 10
 \end{array}$$

$$\begin{array}{r}
 49.90 \\
 \underline{26} \\
 24950 \\
 \underline{7980} \\
 124710 \quad \text{31} \\
 \underline{124} \\
 70 \\
 \underline{62} \\
 130 \\
 \underline{124} \\
 20.24 \\
 \underline{2} \\
 80.49 \\
 \underline{49.90} \\
 130.38
 \end{array}$$

$$\begin{array}{r}
 45.15 \\
 \underline{26} \\
 22575 \\
 \underline{9030} \\
 112875 \quad \text{31} \\
 \underline{93} \\
 198 \\
 \underline{186} \\
 127 \\
 \underline{124} \\
 35 \\
 \underline{31} \\
 36.41 \\
 \underline{125.64} \\
 90.30 \\
 \underline{35} \\
 255.94
 \end{array}$$

$$\begin{array}{r}
 34.65 \\
 \underline{21} \\
 17325 \\
 \underline{6930} \\
 86625 \quad \text{31} \\
 \underline{62} \\
 226 \\
 \underline{217} \\
 292 \\
 \underline{279} \\
 135 \\
 \underline{124} \\
 11
 \end{array}$$

DECLASSIFIED  
 Authority AND 88307P

Officialidad

| <u>Name</u>  |     | <u>Address</u>                  |
|--------------|-----|---------------------------------|
| R. Ilagan    | 147 | Taal, Batangas                  |
| E. Cabrera   | 147 | 54 Villaeuel, Int. Pasay, Rizal |
| C. Bonasa    | 168 | 762 Iloisa St, Sampaloc         |
| M. Agoncillo | 168 | Taal, Batangas                  |

Cubierta

|               |       |                                       |
|---------------|-------|---------------------------------------|
| Z. Sugarol    | 3255  | Barrio Toyod, Consolacion, Cebu       |
| R. Cepe       | 29.95 | Nasulia, Dao, Antique                 |
| P. Temon      | Amula | 207 San Nicolas, Binondo, Olla.       |
| G. de Sevilla | Amula | Barrio Libertad, Daan, Bantayan, Cebu |

Maquina

|                    |       |                               |
|--------------------|-------|-------------------------------|
| Andres Nellos      | 59.85 | Barrio Tugao, Olligao, Iloilo |
| Dominador Gonzalez | 44.40 | Bulawang, Nonancia, Capiz     |
| Manoel Moza        | 45.70 | Barrio Tugao, Olligao, Iloilo |
| Atolobayan E       |       | 29 B. Bagumbayan, Cebu City   |

Camara y Cocina

|                   |        |                                   |
|-------------------|--------|-----------------------------------|
| M. Q. Laveel      | 149.65 | Atabola, Cebu City                |
| Z. A. Cipriano    | 42.90  | Shaw Bid. Mandaluyong, Rizal      |
| Julian Amore      | 21.55  | 61 Magallanes, Valled City        |
| Cecilio Ramirez   |        | 705 Camba                         |
| Nicolas Delgado   |        | 982 Int. 22-A, Isroc, Pasay, Peco |
| Napoleon Patricio |        | 409 Lavesares St.                 |
| F. Olivea         |        | Ataslog, Danao, Cebu              |
| Amadeo Quijano    |        | 135 Alca. Basa St. Cebu City      |
| Rafael Custodia   |        | 50 Daet St. Peco                  |
| Pedro Reyes       |        | 1410 Bangkusay St. Olla.          |
| Fecmin Peado      |        | 409 Lavesares St.                 |

Agudo, off. - 15.75

V. Caba

NOMINA del Capitán, Oficiales, Maquinistas y de más individuos de la dotación del expresado buque correspondiente al mes de Diciembre

|                                      | Pesos | Cént. | Pesos | Cént. |
|--------------------------------------|-------|-------|-------|-------|
| Capitán <u>R. Torres</u>             | 420   | -     | 420   | -     |
| 1er Oficial <u>J. L. Lajus</u>       | 262   | 50    | 262   | 50    |
| 2o Oficial <u>M. Agosuello</u>       | 168   | -     | 168   | -     |
| 3er Oficial <u>R. Hagan</u>          | 147   | -     | 147   | -     |
| 1er Maquinista <u>F. Avionaga</u>    | 420   | -     | 420   | -     |
| 2o Maquinista <u>G. Ventas</u>       | 262   | 50    | 261   | 69    |
| 3er Maquinista <u>G. Donaga</u>      | 168   | -     | 168   | -     |
| 4o Maquinista <u>G. Sison</u>        | 147   | -     | 147   | -     |
| 25da 3o of. <u>E. Labra</u>          | 147   | -     | 118   | 55    |
| Telegrafista <u>T. Angeles</u>       |       |       |       |       |
| <b>CUBIERTA</b>                      |       |       |       |       |
| 25da 1 Contramaestre .....           | 59    | 85    | 48    | 26    |
| 25da 1 Carpintero .....              | 59    | 85    | 48    | 26    |
| 2o Carpintero .....                  |       |       |       |       |
| Timonales <u>cada uno á P. 27.94</u> | (34   | 65)   | 111   | 76    |
| 25da 3 Maquinilleros .....           | 52    | 50    | 71    | 67    |
| (10 a 25da) 1.3 Grumetes .....       | 29    | 95    | 331   | 35    |
| <b>MAQUINA</b>                       |       |       |       |       |
| 1 Ayudante de máquina .....          | 59    | 85    |       |       |
| dos a 25da 3 Engrazadores .....      | 29.90 |       | 130   | 38    |
| 4 a 25da 6 Fogoneros .....           | 25.15 |       | 206   | 94    |
| 1 a 25da 3 Paleros .....             | 34.65 |       | 97    | 24    |
| <b>CAMARA Y COCINA</b>               |       |       |       |       |
| 1er Mayordomo .....                  | 149   | 65    | 149   | 65    |
| 2o Mayordomo .....                   | 42    | 90    | 42    | 90    |
| 3er Mayordomo .....                  |       |       |       |       |
| 1 Primer Cocinero .....              | 78    | 75    | 78    | 75    |
| 1 Segundo " .....                    | 34    | 65    |       |       |
| 1 Tercero " .....                    | 29    | 95    |       |       |
| 10 Camareros de La .....             | 215   | 50    | 215   | 50    |
| Baker .....                          |       |       |       |       |
| Pantry Boy .....                     |       |       |       |       |
| <b>GRATIFICACIONES</b>               |       |       |       |       |
| 6da 1 Agregado a Telegrafista .....  | 15    | 75    | 15    | 75    |
| 1 Agregado a Piloto .....            | 15    | 75    | 3     | 05    |
| 1 " " Maquinista .....               | 15    | 75    | 15    | 75    |
| Musicos .....                        |       |       |       |       |
| <b>TOTAL</b>                         |       |       |       |       |

Manila, ..... de ..... de 19...

R. Torres  
El Capitán.

DECLASSIFIED  
Authority AND 98307

DECLASSIFIED  
Authority *Ac'd 53277*

SS CEBU

DECLASSIFIED

Authority *AWD 88307P*