

FOREIGN CLAIMS SETTLEMENT COMMISSION  
OF THE UNITED STATES  
WASHINGTON 25, D. C.

IN THE MATTER OF THE CLAIM OF

RUTH RICHARDS  
Calle Montevideo 1958  
Buenos Aires, Argentina

Claim No. CZ-1,512

Decision No. CZ-987

Under the International Claims Settlement  
Act of 1949, as amended

GPO 942329

PROPOSED DECISION

This is a claim against the Government of Czechoslovakia under Section 404 of the International Claims Settlement Act of 1949, as amended, in the amount of \$41,200.00 by RUTH RICHARDS, a national of the United States since her naturalization in the United States on November 27, 1944. The claim is based on the nationalization or other taking of real property in Czechoslovakia.

Section 404 of the Act provides, inter alia, for the determination by the Commission in accordance with applicable substantive law, including international law, of the validity and amount of claims by nationals of the United States against the Government of Czechoslovakia for losses resulting from nationalization or other taking on and after January 1, 1945, of property including any rights or interests therein, owned at the time by nationals of the United States.

The Commission finds that claimant owned an apartment house and land, known as Kolorovo Namesti No. 5/cp/688, Olomouc, Moravia, Czechoslovakia, which had a gross annual income in excess of 15,000 crowns. It has been determined that apartment buildings having a gross annual income of 15,000 crowns or more were constructively taken by the Government of Czechoslovakia on January 1, 1953. Accordingly, the Commission concludes that claimant's property was taken without compensation by

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the Government of Czechoslovakia on January 1, 1953. The Commission further finds that the value of the property thus taken was Eighteen Thousand Dollars (\$18,000.00) and concludes that claimant is entitled to an award under Section 404 of the Act.

Claim has been asserted for loss of rental income from January 1, 1946 to December 1959. The Commission finds that it has not been established that any rental income belonging to claimant covering the period prior to the taking of the property was nationalized or otherwise taken by the Government of Czechoslovakia. With respect to the period subsequent to the date when the property was taken, any rental income cannot be considered as belonging to claimant but rather to the State. Accordingly, the portion of the claim based upon rental income is denied. However, interest at the rate of 6% per annum is being allowed for the period from the date of taking to August 8, 1958, the effective date of Section 404 of the Act.

A W A R D

Pursuant to the provisions of Title IV of the International Claims Settlement Act of 1949, as amended, an award is hereby made to RUTH RICHARDS in the amount of Eighteen Thousand Dollars (\$18,000.00) plus interest thereon at the rate of 6% per annum from January 1, 1953 to August 8, 1958, the effective date of Title IV of the Act, in the amount of Six Thousand Fifty-four Dollars (\$6,054.00), for a total award of Twenty-four Thousand Fifty-four Dollars (\$24,054.00).

Dated at Washington, D. C.

**JUN 30 1960**

BY DIRECTION OF THE COMMISSION:

*Francis T. Masterson*

Francis T. Masterson  
Clerk of the Commission

THIS DECISION WAS ENTERED AS THE COMMISSION'S  
FINAL DECISION ON AUG 1 1960

*Francis T. Masterson*

Clerk of the Commission

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*[Handwritten initials]*