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INTERNATIONAL CLAIMS COMMISSION OF THE UNITED STATES
DEPARTMENT OF STATE
Washington, D. C.

In the Matter of the Claim of

WARREN E. THORP

La Concepcion

Province of Chiriqui

Republic of Panama

Docket No. Pan-27

Decision No. 35

Under the Convention between the United
States and Panama, effective October 11,
1950 and the International Claims
Settlement Act of 1949

PROPOSED DECISION OF THE COMMISSION

This is a claim for \$3,000 by Warren E. Thorp, a citizen of the United States by birth at Warrensville, Ohio, on January 7, 1889.

The claim is based on the nullification by a judgment of the Supreme Court of Justice of Panama on October 20, 1931, of claimant's alleged title to approximately 120 acres of land in the so-called "El Encanto Tract," located in the District of Donoso, Province of Colon, Panama.

The Agreement of October 11, 1950, between the Governments of the United States and Panama, pursuant to which this claim has been filed, settled claims "with respect to property losses suffered by several nationals of the United States of America in relation to the lands called El Encanto." It is clear, therefore, that a claimant to have standing before this Commission must establish ownership of land in the El Encanto Tract on October 20, 1931, the date of the judgment of the Supreme Court of Justice of the Republic of Panama, which judgment declared the El Encanto Tract the property of Panama.

Claimant, as proof of ownership of the property on which the claim is based, alleges that he paid \$350 towards a total purchase price of \$1,200 for approximately 120 acres in the El Encanto Tract; that because only a partial payment towards the purchase price had been

made he did not receive a deed; and that such papers as he did receive were lost when his house was destroyed by fire. He filed no other evidence of ownership.

As indicated above, relief under the Agreement is afforded only to claimants who owned land in the El Encanto Tract on October 20, 1931. Since claimant herein, by his own admission, made only a partial payment on the land and did not receive a conveyance thereof, it is our view that he did not acquire an interest, which if taken would be compensable under the Agreement of October 11, 1950. Accordingly, the claim must be, and it hereby is, denied.

Dated at Washington, D. C.

MAY 3 1954

I hereby certify that the within is a true and correct copy of the original Proposed Decision on file with the Commission

A. C. Coates
Deputy Clerk of the Commission

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

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FINAL DECISION

Thirty days having elapsed since the Claimant herein was notified of the Proposed Decision of the Commission on the above Claim, and no objections thereto or notice of intention to file brief or request for hearing having been filed, such Proposed Decision is hereby adopted as the Commission's final decision on this Claim.

Date at Washington, D. C.

AUG 23 1954

I hereby certify that the within is a true and correct copy of the original Final Decision on file with this Commission.

A. C. Coates
Deputy Clerk of the Commissioner