

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

IN THE MATTER OF THE CLAIM OF

EMERY BACSKO  
53 West 70th Street  
New York, New York

Claim No. HUNG-22,320

Decision No. HUNG-1732

Against the Government of Hungary

Under the International Claims Settlement  
Act of 1949, as amended

AND 16-72130-1

Counsel for Claimant:

Donald G. Miller, Esquire  
Miller and Stickler  
1875 Northeast 163rd Street  
North Miami Beach, Florida

FINAL DECISION

The Commission issued its Proposed Decision on this claim on December 30, 1958, a copy of which was duly served upon the claimant~~(XX)~~. No objections or request for a hearing having been filed within twenty days after such service and general notice of the Proposed Decision having been given by posting for thirty days, it is

ORDERED that such Proposed Decision be and the same is hereby entered as the Final Decision on the claim, and it is further

ORDERED that the award granted therein be certified to the Secretary of the Treasury.

Dated at Washington, D. C.

FEB 16 1959

*Whitney Gilliland* WDM  
*P. H. Pace*  
*Robert L. Kuraj*  
COMMISSIONERS  
NB  
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Counsel for Claimant:

GPO 942329

Donald G. Miller, Esquire  
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PROPOSED DECISION

This is a claim against the Government of Hungary under Section 303(2) of the International Claims Settlement Act of 1949, as amended, for \$22,000.00 by EMERY BACSKO, a national of the United States since his naturalization in the United States on April 2, 1945, for nationalization or other taking of property in Hungary.

The Commission finds that the claimant was the sole owner of a house and garden consisting of 193 sq. ol. recorded as lot numbers 810 and 811 in liber 393 of the land records of Szamoszeg, Hungary; and that he owned one-half ( $\frac{1}{2}$ ) interest in a house and 1 hold 400 sq. ol. of land recorded as lot numbers 2772/6/1, 2421/53 and 2425/12 in liber 1694 of the land records of the same Community, all of which were nationalized without compensation by the Government of Hungary pursuant to Law Decree 1952:4 tvr. (Magyar Kozlony No. 18, February 17, 1952). The Commission further finds that the value of claimant's interest in the property taken was Two Thousand Four Hundred Dollars (\$2,400.00).

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Claim is made for the entire value of the house and 1 hold 400 sq. ol. of land found to have been nationalized by the Government of Hungary and also for 24 hold 819 sq. ol. of agricultural property recorded in libers 1654, 1655, 1659 and 2777 of the land records of Szamosszeg, Hungary. The land records show that title to this property is recorded in the names of claimant and JULIA BACSKO, his former wife, each owning a one-half ( $\frac{1}{2}$ ) interest therein. Claimant has submitted a quit-claim deed, dated August 14, 1958, by which JULIA BACSKO conveyed all of her interests and rights in the property to him.

The Commission has held that it will not give weight to or recognize assignments of interests or rights in claims made subsequent to the date on which such claim was filed. Moreover, the evidence does not establish that the 24 hold 819 sq. ol. of agricultural property has been nationalized or otherwise taken by the Government of Hungary. Accordingly, that part of the claim based on the interest of JULIA BACSKO in the property nationalized and the 24 hold 819 sq. ol. of agricultural property, is, therefore, denied.

In accordance with the foregoing, this claim is allowed in part and it is concluded that claimant is entitled to an award under Section 303(2) of the Act.

#### A W A R D

Pursuant to the provisions of the International Claims Settlement Act of 1949, as amended, this claim is allowed in part and an award is hereby made to EMERY BACSKO in the amount of Two Thousand Four Hundred Dollars (\$2,400.00) plus interest thereon at the rate of 6% per annum February 17, 1952 to August 9, 1955, the effective date of the Act, in the amount of Five Hundred One Dollars and Nineteen Cents (\$501.19).

Payment of any part of this award shall not be construed to have divested the claimant herein or the Government of the United States, on his behalf, of any rights against the Government of Hungary, for the unpaid balance of the claim, if any.

Dated at Washington, D. C.

DEC 30 1958

FOR THE COMMISSION:

*Donald G. Benn*

Donald G. Benn, Director  
Balkan Claims Division

WDM  
M. J. K.

RS