

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

IN THE MATTER OF THE CLAIM OF

ENDRE F. VAJDA

Under the International Claims Settlement  
Act of 1949, as amended

Claim No. HUNG-2-704

Decision No. HUNG-2-0202

PROPOSED DECISION

This claim in the asserted amount of \$83,423.79 against the Government of Hungary, under subsection 303(5), Title III of the International Claims Settlement Act of 1949, as amended, is based upon the asserted loss of certain improved real property at No. 20 Daniel Street in Budapest XII, Hungary.

Claimant, ENDRE F. VAJDA, has been a national of the United States since his naturalization on April 27, 1962.

Under section 303, Title III of the International Claims Settlement Act of 1949, (69 Stat. 570 (1955)); 22 U.S.C. §§1641-1641q (1971), as amended by section (3) of Public Law 93-460, approved on October 20, 1974 (88 Stat. 1386 (1974)), and which implements certain provisions of the Hungarian Claims Agreement of March 6, 1973, (TIAS 7569), the Commission is given jurisdiction as follows:

The Commission shall receive and determine in accordance with applicable substantive law, including international law, the validity and amounts of claims of nationals of the United States against the . . . [Government of Hungary] . . . arising out of the failure to ---

(5) pay effective compensation for the nationalization, compulsory liquidation or other taking of property of nationals of the United States in Hungary, between August 9, 1955, and the date the United States-Hungarian Claims Agreement of March 6, 1973, enters into force.

On the basis of Certificate No. V-1-7/1975, issued by the Administrative Division of the Executive Committee, City Council of Budapest XII, the Commission finds that the claimant, ENDRE F. VAJDA, owned a one-half interest in the improved real property at No. 20 Daniel Street in Budapest XII, Hungary, recorded in Liber 10,089 of Budapest as Lot No. 10,625, against which nationalization proceedings were begun under Law Decree 1952:4 tvr. in 1952. However, the Commission further finds that pursuant to the procedures established for objecting to the proposed nationalization, claimant, ENDRE F. VAJDA, filed in a timely manner an appeal from the nationalization action and that the nationalization of the subject property did not become final until December 14, 1963, when the appeal was finally rejected by the Hungarian authorities. Therefore the Commission concludes that the property which is the subject of this claim was nationalized on December 14, 1963, pursuant to Law Decree 1952:4 tvr.

It is stated by the claimant that his one-half interest in the real property had the value of \$53,442.53, and submitted an appraisal by one Pal Schwancer, an architect in Budapest, in support of such value.

On the basis of the submitted photograph of the improvements, the municipal certificate mentioned above, and the appraisal by the Hungarian architect, the Commission finds that the property consisted of a building lot of 292.8 sq. fathoms, improved by a two story dwelling house built in or prior to 1923 for summer use, having two apartments which after the year of 1952 were converted into three apartments.

In view of all evidence of record, including evidence of value of comparable property in Budapest and taking a 30% depreciation into consideration, the Commission finds that on December 14, 1963, the date of loss, the one-half interest in the real property at

No. 20 Daniel Street in Budapest XII, had the value of \$16,000.00, and concludes that the claimant, ENDRE F. VAJDA, is entitled under the provisions of subsection 303(5) of the Act, supra, to compensation in such amount.

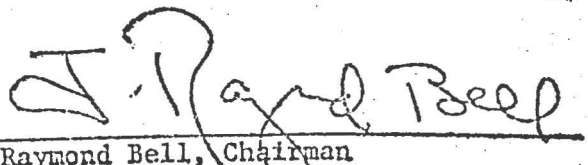
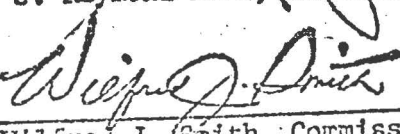
The Commission has decided that in granting awards on claims under the Hungarian Claims Agreement of 1973, interest shall be allowed at the rate of 6% per annum from the date of loss to March 6, 1973, the effective date of the Hungarian Claims Agreement. (See Claim of John Hedio Proach, Claim No. PO-3197; FCSC Dec. & Ann. 549 (1968)).

A W A R D

An award is hereby made to ENDRE F. VAJDA in the principal amount of Sixteen Thousand Dollars (\$16,000.00), with interest thereon at the rate of 6% per annum from December 14, 1963, to March 6, 1973, the date of the Hungarian Claims Agreement, in the sum of Eight Thousand Eight Hundred Fifty-eight Dollars and Seventy-two Cents (\$8,858.72).

Dated at Washington, D.C.  
and entered as the Proposed  
Decision of the Commission.

17 SEP 1975

  
J. Raymond Bell, Chairman  
  
Wilfred J. Smith, Commissioner

NOTICE: Pursuant to the Regulations of the Commission, if no objections are filed within 15 days after service or receipt of notice of this Proposed Decision, the decision will be entered as the Final Decision of the Commission upon the expiration of 30 days after such service or receipt of notice, unless the Commission otherwise orders. (FCSC Reg., 45 C.F.R. 531.5 (e) and (g), as amended.)

This is a true and correct copy of the decision  
of the Commission which was entered as the final  
decision on 23 OCT 1975

HUNG-2-704

  
Executive Director