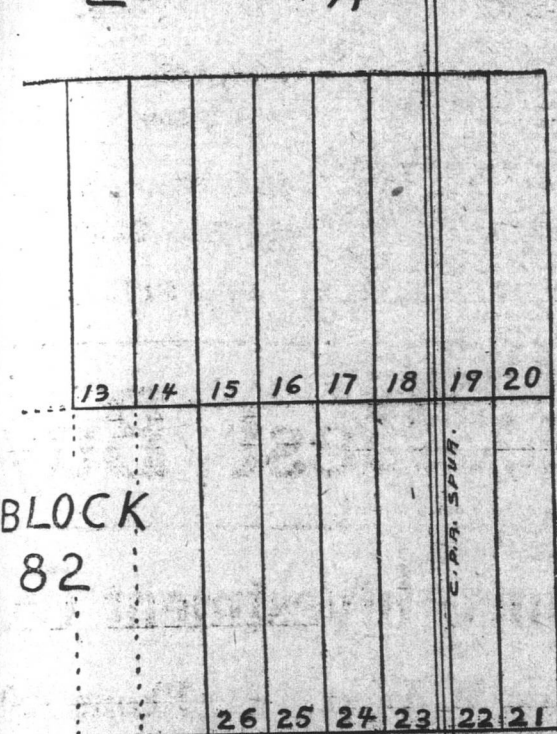


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THE EVIDENCES AT ROYAL COMMISSION

Further Verbatim Report of the
 Testimony Given by the Different
 Witnesses—Mr. Cornwell Begins.

The Alberta found the evidence at the Royal Commission so voluminous that it decided to discontinue the publication of the reports. One day's proceedings takes about 10 pages a day. However the Alberta has received several requests for the same and will continue the publication of the reports.

The report is resumed on the morning of April 14.

It reads as follows:

The commission met pursuant to adjournment and the further taking of evidence was resumed as follows:

Mr. Walsh: My lord, Mr. Johnstone and I think that owing to the situation in which we find ourselves there is only one thing for us to do, that is to proceed to take the evidence of such witnesses as can be procured within this jurisdiction, and then the evidence of such other witnesses in other jurisdictions as we may be able to secure.

The attendance of either voluntary or compulsory process. We propose making a start, therefore, this morning with the evidence of the witnesses who are within this jurisdiction. But before doing so, I think in justice to Mr. Johnstone and myself, I should state fairly what I think of what I have no hesitation in characterizing as the greatest breach of faith, which Mr. Minty has been guilty of, and also state, in some measure at any rate, the extent to which we are handicapped by this breach of faith. The public naturally looks to us as counsel representing the commission to see that all of the facts that should be brought on at this inquiry are brought out, and we perhaps would be blamed for any failure to bring out a full and fair exposition of the facts. I stated, my lord, that Mr. Minty's conduct is nothing less than a gross breach of faith, and I state that deliberately. My first duty, after being appointed as counsel to the commission, was to communicate to Mr. Minty the fact that the evidence of Mr. Clarke, Mr. Bain and himself was absolutely necessary before this investigation could be closed, and I asked him to let me know if he would submit themselves to the jurisdiction of this commission in Alberta and give their evidence here. Mr. Minty's reply was a telegram stating that the parties mentioned would gladly attend. That was followed a few days later by Mr. Minty's coming to Edmonton, three or four days in advance of the first sitting of the commission and for the avowed purpose as he expressed it to me, of placing himself at the disposal of the commission and facilitating in every possible way by his presence here for the purpose of giving evidence and bringing Mr. Clarke, and Mr. Bain and any other people connected with the company who might not be residents of Alberta here for the purpose of giving evidence.

Then Mr. Minty submitted himself for examination as a witness before this commission, and his evidence is not yet concluded. I am strongly inclined to think, although I haven't had any opportunity to consider it at all, that Mr. Minty in the attitude which he has taken, has been guilty of a contempt of court, and as such has subjected himself to punishment by this commission. Of course, only if he can be found within this jurisdiction, and it may be that my learned friend and I will, when we have an opportunity to consider further, perhaps ask your lordships to issue a warrant against Mr. Minty, based upon his contempt. There is no question about it but that he has submitted himself to the jurisdiction of this commission. There is no doubt about it from the perusal of the evidence that he gave at the first sitting that he implicitly promised to come back. Whether he did or not he was there as a witness with a full knowledge of the fact that his further attendance would be required before the inquiry would be closed, and we find him coming back two or three days in advance of the reopening of the inquiry, and staying here until the evidence before the inquiry resumed, and then not having the courtesy of coming to the commission and stating in person what the reasons were which actuated him in taking this course, simply sending a letter which he marks personal, saying he is not going to attend further.

In this connection I want to say that one of the last evening's papers reported that I had stated to the commission yesterday that Mr. Clarke had offered to submit himself for examination in Winnipeg. I did not say that; it is not true. So far as any intimation to us is concerned, Mr. Clarke does not intend to submit himself for examination here.

Then, in reference to the manner in which we are handicapped by the course in which Mr. Minty has seen fit to take, I beg to point this out: In Mr. Minty's examination as a witness before this commission the statement was made by him that there was an old minute book of the Alberta and Great Waterways company which he hadn't brought with him. At page 141 this takes place, in answer to question by myself: Q. And from what you have told me, I think there is no harm to repeat it, there was a former minute book from which the present one was written up?

A. Yes.

Q. And you have not got that one here?

A. It didn't occur to me to bring it, you can see it at any time.

Q. Is that in Winnipeg?

A. Yes.

Q. You will bring that with you when you come again?

A. Yes, certainly unless you make a commission down there to examine it.

Mr. Justice Scott: That is a clear intimation that he was expected to return and give further evidence.

Mr. Walsh: Yes, my lord. And the last question: I would rather have you bring it here? A. I will bring it.

RALPH PULITZER—A young American sensational writer.

Now, Mr. Minty handed to Mr. Biggar, which were handed in yesterday a few productions which don't amount to that (snap of fingers). The minute book hasn't been brought here. He is asked also about the books of the Canada West Construction company and he promised to consider on his return whether he would submit them for our examination or not. Mr. Johnstone and I, in going through the productions after adjournment, satisfied ourselves beyond doubt that the books and papers of the Canada West Construction company were probably the most material things regarding production from the hands of the company that we could find. They are not here. There is not a person in Edmonton, so far as we have been able to ascertain, that can tell us the first thing about the Canada West Construction Co., and make this statement to your lordships and I am going to prove it, and I have the right to say now, what we intend proving in this connection. We undertake to prove before this commission that the Alberta and Great Waterways Co., in the events that have happened, is nothing but a myth and the Canada West Construction Company is the substance. We intend to prove that out of the \$7,000,000 authorized capital of the Alberta and Great Waterways company, \$50,000 was paid up nominally. We intend to prove that that \$50,000 was not paid in money. It simply represents a feat in book-keeping, slight of hand. We intend to prove that the sum of \$50,000 was placed to the credit of the Alberta and Great Waterways company in the books of a bank in this city, and in order to balance the entry the corresponding debit was made against W. R. Clarke; that that \$50,000 remained to the credit of the Alberta and Great Waterways Co., for a very few hours, until after the last organization meeting was held. At that organization meeting that was held within an hour after the \$50,000 was placed to the credit of the company, a resolution was passed authorizing the issuing of a cheque for that \$50,000 to W. R. Clarke; that that cheque was issued on the same day and the \$50,000 went to the credit of the company, and the next day the cheque was turned into the bank to the account of W. R. Clarke, debited to the account of the Alberta and Great Waterways company, and thus was the \$50,000 of paid up capital. We undertake to prove this, that at that same organization meeting on the 28th day of October a contract was made between the Alberta and Great Waterways Co., and what is known as the Canada West Construction Co., under which the Canada West Construction Co. undertook to construct this road, and as a consideration for it they were to get the entire proceeds of the bond issue, the said \$7,000,000. We intend to prove that, as a matter of fact, an assignment was made by the Alberta and Great Waterways Company to the Canada West Construction Co. of the \$7,000,000 now in the bank representing the proceeds of the sale of the bonds. I state these facts for the purpose of satisfying your lordships how utterly impossible it is for this investigation to be completed without a full examination into the affairs of the Canada West Construction Company. It is all practical purposes, the Alberta and Great Waterways Co. today. There is no person in the province of Alberta who can give us the slightest information about them. We go down to the offices of the company; they don't know who the officers of the Canada West Construction Co. are or who they are working for, and we must have these papers and books of the Canada West Construction Co. So it seems to me that in view of what I have stated there can be no question about it but that our efforts to procure the full information which we should procure are much handicapped by the action Mr. Minty has seen fit to take. Then, there is another matter. Mr. Minty handed to us before he went away a suitcase containing all the documents which he said he had in his possession relating to the matters to be inquired into. We were given every opportunity to examine these. We took them to our rooms and examined them. They were left by Mr. Minty in the possession of Mr. Biggar. When we had finished we took them back to Mr. Biggar's office. They are still there. Mr. Biggar has undertaken to have them—

(To Be Continued.)

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Very often the cheapest and poorest production yields most profit. Some dealers with their own profit in view try to "push" inferior preparations when Zam-Buk is asked for. They talk about "just as good," or "practically the same," etc.

Not one dealer knows what is in Zam-Buk! If any dealer tells you that something else is "just as good," ask him how he knows!

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 House No. 104, 1st Avenue west, and 1 lot \$1600 Cash \$675, balance easy.
 House No. 102, 1st Avenue east, and 1 lot \$1800 Cash \$675, balance easy.
 House No. 104, 1st Avenue east, and 1 lot \$1600 Cash \$675, balance easy.
 House No. 106, 1st Avenue east, and 1 lot \$1600 Cash \$675, balance easy.
 House No. 108, 1st Avenue east, and 1 lot \$1800 Cash \$675, balance easy.

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