

Q. Here you were in this position, that you took a receipt from Sifton. Moyer was the registered owner of these interests and you did not have a scratch of a pen from Moyer?—A. Nothing from Moyer, no.

Q. And I am suggesting to you that what you told Mr. Barnard was to forget about Moyer, that you would look after that, or words to that effect?—A. I cannot recall that I ever said anything of the kind to Mr. Barnard.

Q. Then your statement is this, that you put it up to Mr. Barnard?—A. I did.

Q. And said that if he was satisfied that you were?—A. Yes.

Q. Now, what happened to this receipt or letter in Mr. Sifton's handwriting?—A. Mr. Barnard told me when this last inquiry was on, I asked him about it—at the beginning, in fact, he told me that Mr. Sifton asked him not to reveal it to any one. I saw it myself at the time, and Mr. Banks brought it to me.

Q. I suggest that Mr. Barnard brought it to you.—A. No, Mr. Banks brought it to me. Mr. Barnard read the letter to me on the telephone, or gave me the substance of what Sifton would put in this receipt.

Q. What was it?—A. I cannot tell you now.

Q. You were going to tell me where the letter was?—A. Mr. Barnard told me that one of the stipulations was that the letter would not be used unless it was necessary to use it, and it never became necessary to use it. And he agreed with Mr. Sifton that when the shares were transferred the letter would be destroyed.

Q. You say an agreement was made between Barnard and Sifton that when those shares were transferred to you the receipt should be destroyed?—A. Yes.

Q. Why was Mr. Barnard taking instructions from Sifton with respect to a receipt which was your own property, not Sifton's?—

Hon. Mr. CANNON: How can the witness answer that question? If my learned friend wants to find that out, the man who can tell him is Mr. Barnard.

The CHAIRMAN: The witness is quite competent to look after himself in that respect.

Hon. Mr. CANNON: Well, Mr. Chairman, I am not doubting for a minute that the witness is competent, but I am pointing out to the Committee that the question which is now being put to the witness is of such a nature that he cannot answer it.

The CHAIRMAN: You do not need to worry about the Committee; the Committee understands.

Hon. Mr. CANNON: If I do not worry about the Committee or about my client or anything, I do not see why I should be here.

Mr. SMITH: Worry about me.

*By Mr. Smith:*

Q. You no doubt have had some discussions with Mr. Barnard?—A. Yes.

Q. And have no doubt learned where this receipt is?—A. Yes, he told me at the time that he destroyed the receipt, the letter.

Q. That he, Barnard, himself had destroyed that letter?—A. Yes.

Q. And did you ask him why he, as you solicitor, had destroyed your property?—A. Yes, because he had agreed to do so with Mr. Sifton. It was a gentleman's agreement, I think that would be the answer I would make to that.

Q. That was after you appeared in public as the owner of these shares?—A. That was after the 2nd of October when the shares were transferred to John P. Ebbs, who was my nominee.