

1777. Is Samuel Roy there?—Yes.

1778. Whose writing does that appear to be?—Mr. Fitzgerald's.

By Mr. Scatcherd :—

1779. From whom did these men receive their pay?—My axeman received his pay from me.

By Mr. Mitchell :—

1780. Look at the pay list for May. Is the name of Samuel Roy in Mr. Fitzgerald's handwriting?—It is as I before stated.

(Upon this question being asked by Mr. Mitchell of Mr. Garden, Mr. Fitzgerald acknowledged to have written it.)

1781. Did you ever make enquiry how there came to be so many men returned for payment while so few were employed?—I did not.

1782. Did it ever occur to you that these were fraudulent lists?—I knew there were not so many men working.

1783. Did you ever mention it to any one?—Not that I know of.

1784. Did Mr. Fitzgerald certify all these lists?—I think so.

By Mr. Archibald :—

1785. Who certified the lists in the absence of Mr. Fitzgerald?—Probably I did myself.

1786. Look at list for September, 1872.—Did you certify that?—Yes, I did.

1787. How many axemen were there that month?—Four.

1788. Were they all employed?—No, they were not.

1789. How many axemen had you?—I had two axemen in the month of September on account of extra work.

1790. You seem to have had four axemen on the lists all through?—Yes.

1791. I suppose there were only two constantly on the work and occasionally an extra one?—Yes.

By Mr. Mills :—

1792. Why did you certify this list in Mr. Fitzgerald's absence, when you knew these men were not on the works?—It was customary to certify four whether they were there or not.

1793. How many axemen did you draw pay for during the time for which you certified the pay list?—Two axemen.

1794. Did you draw pay for two all the time?—No, I did not.

1795. Did you draw pay for two at any other time?—Not that I know of.

By Mr. Mitchell :—

1796. Did you ever draw pay for two axemen when you had but one on the section?—No, I did not.

1797. Look at the pay-list for January, 1872, and say how many axemen there are on that list?—Five.

1798. Was James Ducet on that work?—I can't say.

1899. Do you remember any of those being on the work?—I remember two.

1800. Were the other three men not on the work?—Not to my knowledge.

1801. Did you draw any money at any time for any of these men except the men actually at work?—I did not.

1802. The January pay-list is especially certified by Mr. Fitzgerald as correct. He witnesses the receipt by his mark to \$32?—I did not see him on the work this month to my knowledge.

Mr. Fitzgerald—

By Mr. Mills :—

1803. What explanation can you give in reference to the number of axemen certified to on these pay-lists?—The pay lists were brought to me generally with the signatures of the men paid on the sheet, and on the assurance of the paymaster that these men were paid I always certified as being correct, with the exception of the axeman I had myself. My axeman was my servant-man in connection with my office; all the other Divisional Engineers being allowed, so far as I know, a man for the same purposes.