

## The Enquiry Conducted By T. Hollis Walker, K.C.

(Continued from page 8.)

through Butler and went to the Cross Hotel, is that right?

A.—Yes. When I arrived there I met Mr. McInnis and Mr. McDougall in one of the drawing rooms. Mr. McDougall waited for me while Mr. McInnis and I went to the bank and spoke to me and then left me with Mr. McInnis, and then Mr. McInnis asked me if I would do something personal for him for Sir Richard.

COMMISSIONER—Yes. . . .

WITNESS—He asked me to call on Mr. Glenzie next morning at the Bank of Nova Scotia. I called on Mr. Glenzie the next morning and after some questions, he gave me a parcel for Sir Richard Squires.

MR. WARREN—Just a minute now. . . .

What were the questions Mr. Glenzie submitted to you?

MR. LEWIS—I don't think she is competent to testify as to statements made by Mr. Glenzie at that time, in the absence of Sir Richard Squires.

COMMISSIONER—Mr. McInnis was asking her to do that on behalf of Sir Richard Squires. (To Mr. Warren): Is Mr. McInnis to be called?

MR. WARREN—I don't know. Is he here, Mr. Jenks?

MR. JENKS—He is not here, but if necessary we can bring him.

MR. WARREN—Well, we are quite prepared to invite him here.

COMMISSIONER—He purported to be acting as agent for Sir Richard. This lady cannot prove he had any authority to do so. Her statements do not seem to me to be evidence against Sir Richard.

MR. WARREN—Then I don't press it, sir.

COMMISSIONER—We have got as far as this: She was asked to do something on behalf of Sir Richard, and she called on Mr. Glenzie the next day and took the result of her call to Sir Richard? You did take it to Sir Richard?

A.—Yes.

MR. WARREN—What was it you took to him—a parcel?

A.—Yes.

MR. LEWIS—What was its description? Its extraneous appearance?

COMMISSIONER—I thought you objected to this, just now, Mr. Lewis.

MR. WARREN—I also understood that to strongly object, but if you want to let us have it out.

MR. LEWIS—I should like to know what the parcel was like. If he handed her an umbrella and told her to take it to Sir Richard, she can say so.

COMMISSIONER—What was it you took to Sir Richard?

A.—A parcel.

Q.—What sort of parcel?

A.—It was almost square.

Q.—Was it a foot each way—the size of an envelope or the size of a book like this? (Shows book to witness.)

A.—About that size only much thicker.

Q.—This is about 8 inches one way and a foot the other way—about 12 x 8.

WITNESS—Yes.

COMMISSIONER—Very well, then. Did he tell you anything about what was in the parcel?

MR. LEWIS—I object to any verbal statements made by him in the absence of Sir Richard, and I don't think they should go on the records of this Court.

COMMISSIONER—I am asking this in my own responsibility. I am tired of this fencing, and I am going to take it into my own hands and have it all.

MR. LEWIS—I trust that that Your Honor will be good enough to make a note on your record of my objection.

COMMISSIONER—We have spent too much time in altercation, and as I have said I am tired of fencing. (To Witness): I want you to tell me what Mr. Glenzie said to you when you took the parcel?

A.—He asked me who had sent me for it and I told him Mr. McInnis. He asked me if I knew anything of the contents, and I told him no. He asked me, I think, if Sir Richard had given me any instructions about it, and I said no. I think he then asked me if I knew anything whatever about it and I said nothing more than that Mr. McInnis sent me to get it for Sir Richard.

Q.—Is that all?

A.—That is about what it amounts to.

Q.—When you brought the parcel to Sir Richard—I suppose you brought it to Sir Richard?

A.—Yes.

MR. WARREN—What did he say?

WITNESS—I took it to the Prime Minister's Office.

COMMISSIONER—Did you give it to his hand?

WITNESS—He called me into the room off Mr. Carew's office, and I handed him the parcel. He said: "You don't know anything about this, do you?" and I told him no.

Q.—Did you give him the parcel?

A.—Yes, I left it with him.

Q.—Can you say how heavy it was?

A.—It was pretty heavy.

Q.—With reference to that period just before Sir Richard Squires went

away, Mrs. Harsant, I want you to look at this note, \$5973.75?

(Note produced by Attorney General and identified by witness.)

ATTORNEY GENERAL—Is that in your handwriting?

A.—Yes. It was to meet an overdraft at the Bank at the time, I think.

COMMISSIONER—I think we were told already what the overdraft was.

(Commissioner looks up particulars.)

COMMISSIONER—The overdraft was \$11,194.05 at that time and was reduced by this draft to \$5973.75.

ATTORNEY GENERAL—I think this was a draft on the Dominion Iron & Steel Company and accepted by your brother, Mrs. Harsant, was it not?

A.—Yes.

Q.—Did you discount that or what did you do with it?

A.—I do not remember exactly, but I know it went through the bank. I must have taken it down to Mr. Glenzie. That was about the time Sir Richard was leaving. He (Sir Richard) either had in his possession or was going to get a big cheque from my brother R. W. Miller, who had some insurance business with the Steel Company, and that is how it came to be made in these figures.

ATTORNEY GENERAL—That is what I wanted to know, how the amount was arrived at. You have heard of your brother having done some insurance business with the Steel Company?

A.—Yes.

Q.—Is that your brother?

Q.—Yes.

Q.—He was Agent for the Motor Union, is that right?

A.—Yes.

Q.—Did you borrow any money from him?

A.—No. I am not quite sure of the circumstances in connection with that note. I think that my brother Jim told me that he would let me have that cheque for a few days because he could get that from the company. In the meantime he got through this draft.

Q.—Your brother Jim loaned you for a few days this cheque that was coming to R. W. Miller and in the meantime put through this draft?

A.—Yes.

Q.—Mrs. Harsant it has been sworn that this was to the credit of Sir Richard Squires' account. Who put it to that account?

A.—I would do that.

Q.—Do you know what became of that amount afterwards?

A.—That amount was taken care of by my brother, Jim, and paid by him at Bell Island after that.

Q.—Just look at that cheque Mrs. Harsant. (Cheque produced and identified by witness.) Is that in your handwriting?

A.—Yes.

Q.—Who put that to Sir Richard's account?

A.—I did.

COMMISSIONER—I think this will expedite matters. Did you put all that to Sir Richard's account?

A.—Yes.

Q.—You were the only person?

A.—Yes.

Q.—Mr. Simmonds, the Assistant Manager of the Bank of Nova Scotia, would come to me regularly and with an order already written and please a slight draft on my brother for me to sign.

ATTORNEY GENERAL—The Bank occupied the ground floor and your office was in the upper flat in the same building was it not?

A.—Yes.

Q.—Here are two telegrams that were sent to you by Sir Richard Squires while he was away at that time. The first one is dated August 4th. Telegram produced, identified by witness and is read by Commissioner as follows:

"Have telegraphed Goodland give you list Star accounts, pay Murphy immediately, credit arranged, also one thousand dollars Star new Canadian Bank, renew balance."

ATTORNEY GENERAL—Did Goodland give you a list of the Star accounts?

A.—He gave them to me immediately. I think I had to raise the money to meet those notes and to pay Murphy. I think my brother paid some of the money.

Q.—Sir Richard Squires said he does not know who Murphy is?

A.—That is Joe Murphy who loaned money to the Daily Star and had difficulty in getting it back.

Q.—Did you pay Murphy?

A.—Yes, I paid him.

Q.—What was the result of the Star accounts being handed over to you?

A.—Mr. Goodland sent me down an appalling list and from day to day until Sir Richard Squires came back there was a continual stream of creditors in to me every day.

Q.—I think the Star office after that referred all their creditors to Sir Richard's office?

A.—I am sure they must have.

Q.—What sort of creditors were they? Do you remember any of them?

A.—The Royal Gazette, Mr. Sullivan of the A.N.D. Co., the Reid N.B. Co., the St. John's Gas Light Co., and bills for insurance premiums in con-

nection with Dr. Modell's with regard to the Daily Star. I cannot remember them all.

Q.—They totalled a large amount?

A.—Yes.

Q.—Did you succeed in paying off any of this?

A.—Yes, Mr. Sullivan produced a bill for eight or ten thousand dollars and before Sir Richard Squires came back I had it reduced a couple of thousand dollars and that is why I signed the A.N.D. Co. note that Sir Richard disapproved of. Mr. Sullivan told me he would not supply any more paper to the Star so I had to give the note.

Q.—Mrs. Harsant, there is another part of that telegram sent you by Sir Richard Squires that I would like to ask about. What did the words "credit arranged" mean so far as you were concerned?

A.—There was an understanding between Sir Richard and myself that there was somebody going to finance the account and that is why he sent me the second message to wire him at London. (Telegram produced and identified by witness.)

COMMISSIONER reads telegram as follows:

"Cable me London Tuesday."

Q.—Did you forward the reply?

A.—Yes, I found the copy of the reply to-day.

(Copy of telegram produced and identified by witness.) Commissioner reads it as follows:

Squires, Rurality, London. "Satisfactorily arranged."

MILLER.

Q.—What did you mean by that, Mrs. Harsant?

A.—I thought I could carry that with the assistance of my brother until Sir Richard Squires got back, which I thought would be at the end of two months; but he did not come back until some time at the end of December and new bills were cropping up all the time. That is why I replied as I did to his second message.

Q.—Do I understand that it referred to financial business?

A.—Yes.

Q.—Look at that message, Mrs. Harsant. That is from London.

(Message produced and identified by witness.)

Commissioner reads message as follows:

Miss Jean Miller.

C/o Squires & Winter, St. John's.

"Go Canadian Bank, have them cable to their branch here my St. John's balance."

SQUIRES.

Q.—Did you carry out that?

A.—Yes.

Q.—Was the balance large or small?

A.—About a thousand dollars.

ATTORNEY GENERAL—From time to time then, Mrs. Harsant, you financed Sir Richard Squires, we find, to the extent of forty odd thousand dollars, for which this "Star" note was given?

A.—Yes.

COMMISSIONER—And for that she gave him cheques?

A.—Yes.

Q.—Before we get on to that, you say Mrs. Harsant that you paid the creditors of the "Star" from time to time?

A.—Yes, I paid them all I could and reduced nearly all the notes.

Q.—Did you keep a record of that?

A.—There would be a record in our books about it.

COMMISSIONER—In the books of the office?

A.—Yes, in the ledger and cash book.

ATTORNEY GENERAL—Could you identify these accounts if you saw the books?

A.—I could by going through them.

COMMISSIONER—See the Daily Star leaves in the ledger, Mr. Warren. Are these the leaves you refer to witness?

A.—Yes.

COMMISSIONER—These are the ones that were torn out of the ledger?

MR. HOWLEY—Pardon me, sir, they were not torn out.

COMMISSIONER—I did not mean the word torn out in any offensive sense.

(Witness examines sheets of ledger.)

WITNESS—These entries were taken from the cash book in somebody else's writing.

COMMISSIONER—The particular entries were not made by you, and it might be one of the sheets that were made up by Mr. Fraser?

MR. WARREN—Now, then, Mrs.

Harsant, here are a number of cheques that were produced and handed to your brother in his examination. Do you remember those. They are in your handwriting, are they not?

A.—Yes.

Q.—And your brother says that these cheques were handed to him by you?

A.—He was asking me for a settlement of the \$48,000 for months.

Q.—Just give us a description of this?

A.—He came one day, and he was asking for a settlement, and I made out a cheque for this amount he had advanced, and I told him not to cash it until he had seen Sir Richard.

Q.—Have you ever seen them since?

A.—No, I do not know what happened to them.

COMMISSIONER—Do you know when it was that you gave them to him?

A.—Some time after Sir Richard came back. They are dated.

Q.—They are all dated on August dates, and they are obviously consecutive.

A.—I took them out of the cheque book.

Q.—They are all drawn at the same time, but the dates on them are the dates corresponding with the amounts?

A.—I do not remember doing that, but I evidently did. But they would not be presented at the Bank because we had no money.

COMMISSIONER—But if we see the stubs we shall be able to tell approximately when they were issued?

A.—Yes.

MR. WARREN—You have one lot at one time and you seem to have given another lot of cheques at another time?

A.—I thought I gave them all together.

COMMISSIONER—If you look at the \$30,000 cheque and the \$380.00 cheque you will see that the numbers go from the eleven hundreds to the thirteen hundreds. Therefore, you had drawn about 150 more cheques in the interval.

A.—The office stubs would explain that.

MR. WARREN—Did you number the cheques?

A.—No, they were numbered by my assistant.

Q.—You have told us that you financed from these amounts certain creditors of the Daily Star. Did you have to finance or make any deposits to the R. A. Squires' account at the Canadian Bank of Commerce?

Q.—In the Bank of Nova Scotia?

A.—For Sir Richard, personally? Yes. I knew that he drew cheques in London and mailed them to the Bank of Nova Scotia, and Mr. Glenzie would send for me on these occasions.

Q.—Why?

A.—There would not be sufficient funds to meet them.

Q.—And you did find funds?

A.—Yes, and Mr. Glenzie insisted that I find them. He would not advance Sir Richard one cent when Sir Richard was away.

Q.—Mrs. Harsant, out of all this amount, did you use any of it for yourself?

A.—Well, Sir Richard came to see me one Monday morning and asked me the amount that he owed to my brother, and I looked up the ledger sheets and told him the amount. He said "Get me a Bank of Nova Scotia cheque." I produced the office cheque book, and he asked me for a spare cheque, and I handed to him, and he asked me to make it out to my brother for \$48,000. I told him, before it was made out that there were a lot of expenses also amounting to \$1500 that I had kept myself, and he said "Go bother about that now," so the cheque was made out for the total amount of \$49,500.

Q.—You say that you had taken \$1500 for yourself on instructions?

A.—Yes, there were a lot of expenses.

Q.—This cheque is typed, you typed it?

A.—I typed it myself. It is not from the regular office cheque book at all, it is from a spare book.

COMMISSIONER—Have you got a number on it?

A.—No, it had no number when I gave it to Sir Richard.

MR. WARREN—What would be the

nature of the expenses that you had?

A.—There were a lot of expenses for cars around town from the time that the Steel Company's officials came down in the summer of 1920. Some times these were paid by my brother and sometimes by myself. Sometimes I would have to get a car for D. H. McDougall to go to Sir Richard's house and call back there for my brother, and he would not be ready to leave. Sir Richard would say "Wait a few minutes," but it might be three hours after that that my brother came out, and the car would be waiting probably all the time.

Q.—There is a deposit slip here, which has been put in, showing that there was a deposit of \$5000 to Mr. Curtis's account at the Bank of Nova Scotia, the L. R. Curtis account.

COMMISSIONER—Trust account.

MR. WARREN (Continuing)—Is that in addition to the \$48,000?

A.—Yes.

Q.—It is dated August 1921, two months after you left. That you say was not part of the \$48,000, but in addition to it?

A.—Yes.

Q.—I want to ask you that first, because I propose to go back to this \$48,000 cheque. Will you describe the circumstances under which you paid out that cheque, and what happened?

A.—Do you mean the \$48,000 cheque?

Q.—Yes.

A.—I have just explained it. I typed the cheque for Sir Richard and he took it away with him. He stood over me when I typed it, and then he took it away with him. Then he came back with it. It may have been a half hour but not more than an hour when he came back with it, signed by Dr. Modell, and told me to hand it to my brother.

Q.—Which you did?

A.—Yes, Sir Richard many times that wanted to get the cheque back, but my brother had sent it to him only for that.

MR. LEWIS objects to the witness volunteering these statements.

MR. WARREN—Very well, I will ask her the question. Did Sir Richard ask you for the cheque?

A.—Yes, several times. I would have given it to him, but my brother had sent it to Sydney.

MR. WARREN—You know, I am not perfectly instructed in this matter.

COMMISSIONER—This lady is not his client, and the situation between him and her is not the same as between you and your client, Mr. Lewis. He asked for the cheque back.

WITNESS—And I think I would have given it back to him if I had it.

Q.—And your brother would not part with it?

A.—No.

MR. WARREN—In addition to that you say you deposited \$5000 to the credit of the L. R. Curtis account. Why did you deposit that?

A.—I think a short while previous to Sir Richard leaving on one of his trips he sent for me and asked me to raise—I think it might be—\$20,000.

MR. LEWIS—To which trip are you referring?

WITNESS—He sent for me previous to each trip.

COMMISSIONER—In 1920 he was away for a period from August to October.

WITNESS—I remember telegraphing him.

MR. LEWIS—I wanted to know if this was in 1920.

COMMISSIONER—It appears in the trust account towards the end of August, 1920.

MR. WARREN—August.

COMMISSIONER—Did I say October, I mean August. He was away from August 21st to October 3rd. He asked me to raise \$20,000. Did he say for what purpose?