

THE PROSECUTION CLOSES ITS CASE

Geo. B. Wilson and His Wife and Mrs. Frank Sullivan Testify.

CONTEMPT OF COURT CASES

World and Mail Were Not Served Until Monday Morning.

THE WILSON'S BUFFALO VISIT

Confronted by Mr. Davis of Rochester and Mr. Leavitt of Toronto, Mr. Wilson Denies Ever Having Made Any Statements to Them That He Was to Get \$5,000 For His Evidence.

Toronto, April 28.—Little progress was made in the Gamey investigation yesterday morning, as the court adjourned from 11.30 to 2.30 out of respect to the late Mr. Justice Lount.

Mr. Johnston—The notice directed to be served on the newspapers, my Lords, could not be served until this morning.

G. B. Wilson, father-in-law of Frank Sullivan, was recalled. Examined by Mr. Ritchie he said he was in Rochester this month. He was there on Friday, the 10th of April. He recollected meeting a man whose name he did not know, and who went with him to the hotel. He never spoke to him after that. He had never mentioned to this man that they were having a great time in Ontario.

"Never Did."

Q.—I am just trying to refresh your memory. That he asked you what it was about, and you said that a man in the Government had bought a member by the name of Gamey, and Gamey charged Stratton with the crime? A.—I never did. He did not know that the man who directed him to the hotel was Mr. Davis, and did not see him there at all.

Q.—Perhaps this may refresh your memory. Did you tell him that you knew all about the business, as your son-in-law, Frank Sullivan, had told you about it? A.—I never had such a conversation.

Q.—Did you tell him that Frank Sullivan had come up to your place at Newmarket and told you that Stratton had bought up Gamey, and that the buying had been done through him? A.—I never had any such conversation.

Q.—Now, did you ever see an agreement, signed by Gamey by which he agreed to support the present Government? A.—I never did nor never knew Gamey's name until

Q.—Did you tell Mr. Davis that Frank Sullivan had showed you the agreement which Gamey had signed, in which he agreed to support Ross and the Reformers, in April? A.—I never told anything of the kind.

Q.—Neither on the 10th April nor any other day? A.—Nor any other day.

Q.—I am calling your attention to this, because I am instructed that Davis will ask you if you say it he says what I never told him.

Never, Never, Never.

Q.—Perhaps this will refresh your memory; did you tell him that Frank Sullivan had to resign his job in the Parliament Buildings and that he came out to your house so as to



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avoid being subpoenaed? A.—Never, on oath, I never held any such conversation.

Q.—And never said that Frank was to get five thousand dollars for swearing this matter through? A.—Never.

Q.—And did you not tell him that you were to get five hundred dollars to go out of the way to avoid giving evidence? A.—Never, for I would not attempt— I did not tell him that I hadn't the agreement, nor that my wife, before she left Buffalo on the return trip, had got a memorandum in regard to paying five hundred dollars in case I kept away. I might have been at the National Hotel on the 16th or the 18th, I would not swear which.

"I Never Saw Them."

Q.—Do you recollect seeing Mr. Leavitt of the City of Toronto, there, and Mr. Davis also? A.—I never saw them.

Q.—On this occasion on the 18th of April, or whatever day it was, at the National Hotel in Rochester, when Davis and Leavitt were there, did you say to them that if you did not get that five hundred dollars you were going back to give up the whole conspiracy and smash the Government? A.—I never told them; for I never held such a conversation with any gentleman.

Q.—Did you on this occasion, in the presence of Leavitt, while he and Davis were together, make any of those statements similar to those I have examined you about as having been made to Davis? A.—I never did.

Q.—Nor anything to that effect? A.—Nor anything to that effect.

Q.—Neither directly nor indirectly? A.—Never.

Q.—If they state that it is so, that is a fabrication? A.—It is a fabrication.

Q.—Do you know a man by the name of Palmer, of Rochester? A.—I never met him.

Q.—Perhaps I can refresh your memory, I am instructed that Mr. Palmer, the one I refer to, is the agent or manager of the express company in Rochester? A.—I never knew him.

Got Money From Frank Sullivan.

Q.—You recollect your son-in-law, Frank Sullivan, being over there? A.—I do.

Q.—Staying two or three hours and then going away? A.—I do not know.

Q.—Soon after your son-in-law departed you went to Penfield? A.—I intended going there anyway.

Q.—He says that Sullivan remained long enough there to give you some money; is that correct? A.—That is correct.

Q.—And then Frank Sullivan took the sleeping car at one o'clock on Sunday morning for Toronto? A.—That is correct. Will you allow me to explain the money part of it?

Q.—If you wish it? A.—I wished my wife to send me some money, and she sent it by Mr. Sullivan in preference to sending it by mail, and he brought it.

Q.—It was five dollars, was it? A.—I think so.

The Chancellor—We had that before.

Mr. Ritchie—It was necessary to have a special messenger for the five dollars, and Frank was the special messenger.

Q.—You recollect the night that Frank left for Rochester? A.—I do.

Never Went to Palmer's Room.

Q.—Do you recollect going to Mr. Palmer's room that night in the National Hotel, or that morning, about two o'clock in the morning, and telling him about the interview that you had with your son-in-law, A.—I never went into his room.

Q.—Did you speak to him? A.—I say I did not speak to him. I might have spoke to him in the house at the table.

Q.—Were you up until one o'clock in the morning? A.—I was up until Mr. Sullivan left for Toronto, and then I went to my room and went to bed.

Q.—How long were you up after Sullivan left? A.—Probably twenty minutes.

Q.—Did you have any conversation from the time Sullivan left until you retired that morning? A.—I did not.

Q.—Not with anybody? A.—Not anybody.

Q.—You did not tell Mr. Palmer on that night that Frank had come there to move you away, and you were going off, and that Frank said the Reformers were going to win? A.—I never, on oath, used such language in the city of Rochester.

Q.—Did you tell Palmer also that Frank had got an agreement from Gamey by which he agreed to support the Government, and he afterwards destroyed the agreement? A.—I never.

Q.—And you did not tell him that you were to move away because you were to get five hundred dollars to keep out of the road? A.—I never did. I did not move.

Q.—But you did go to Penfield? A.—Yes, but I did not.

Q.—Did you also tell him that if the true facts of the conspiracy did not come out that your son-in-law Frank Sullivan, was to get five thousand dollars? A.—I never did; so help me God.

Q.—Nothing of that kind? A.—I never conversed on the subject.

Q.—Stand up Mr. Davis. (Archibald C. Davis stands up.) Did you meet that man? A.—I met that gentleman in the City of Rochester, but never had any conversation with him on this subject.

Mr. Johnston—Where does he live? Mr. Ritchie—He lives in Rochester.

ly? A.—That is a rather hard oath.

Q.—Did you ever speak to him? A.—No, I never did.

Q.—Did you ever speak to him about this subject or any other subject? A.—I never did.

To Mr. Johnston he said he was not in the habit of proclaiming to strangers and to the world generally matters connected with himself and other people.

Mr. Davis of Rochester.

By Mr. Ritchie—Where do you reside? A.—In Rochester, New York.

Q.—What is your business? A.—Insurance agent.

Q.—Do you know the last witness, George B. Wilson? A.—I met him.

Q.—Where? A.—In Rochester.

Q.—How often? A.—Why, I met him—I would not be just prepared to say how many times—it may have been over half a dozen, half a dozen at the least.

Q.—Where did you first meet him? A.—I was going up West Main street.

The Chancellor—Is this evidence concerning the last witness?

Mr. Ritchie—Yes, my Lord.

The Chancellor—You are going into a matter that I do not think we can touch. This is something that Frank Sullivan told G. B. Wilson and G. B. Wilson told somebody else.

His Evidence Not Used.

After a lengthy discussion between Mr. Ritchie and the Chancellor as to the propriety of admitting evidence in contradiction of Mr. G. B. Wilson's evidence, the Chancellor rules, after referring to two leading English cases on the point, that this evidence is inadmissible.

Mr. Leavitt cannot be Called.

Mr. Ritchie—That is the only purpose I have for calling Mr. Leavitt, so he may as well step out of the box. Mr. Leavitt was also here for the same purpose, and I presume I should not call him under your Lordship's approval.

The Chancellor—There was some other evidence you wanted to call.

Mrs. Wilson's Evidence.

Mrs. George B. Wilson said that she left with her husband and her daughter, Mrs. Sullivan, for Buffalo on April 9, the day before Good Friday. Her daughter went out to Newmarket, their home, the day before and made arrangements for a Metropolitan Railway on Yonge street. The following morning her daughter said they would take a trip to Buffalo. Her daughter had been speaking on a previous visit about a trip on Good Friday. Each paid their own expenses to Toronto, but her daughter bought the tickets for the three of them from Toronto to Buffalo, though she paid for her own and her husband's. She did not remember how much the fare was. She only intended to stay just for the day. She had had no conversation with Mr. Leavitt, Division Court Clerk, although she saw her husband talking with him on the Wednesday before at a funeral. She did not see either him or Mr. Lloyd, the barrister in Buffalo.

In Buffalo.

Witness said they arrived in Buffalo about noon on Friday, and that she and her husband stayed at the hotel where they registered at the hotel right across from the station, and she stayed until the evening train and came home alone, her daughter seeing her off in Buffalo. She did not know when her husband or her daughter when she might expect them back—they had no discussion about it. She had not heard from her daughter since.

Burned the Letter.

Q.—When did you next hear from your husband after this? A.—Well, I received a letter, but I cannot tell you the date.

Q.—Have you got that letter? A.—No.

Q.—What became of it? A.—I suppose it was burnt.

Q.—I see. Sensitive woman, always burn the letters. How long after you had left him in Buffalo was it that you received this letter from him? A.—Oh, it would be about a week, maybe more.

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Frank Sullivan met her in Buffalo at the hotel, but the visit was quite unexpected. She did not know how Sullivan was aware they were at the hotel. Asked if Sullivan's visit was a surprise, she replied she never thought about it at all. She and her daughter were sitting in the window of the hotel after dinner, when her daughter saw Frank Sullivan getting on a car in front of the hotel, raised the window and called to Frank, who then came into the hotel. So far as she knew the meeting was not pre-arranged. He was in Buffalo when she left. She did not think she saw Frank since the visit to Buffalo. She had visited around some since she came back, and went home on hearing they wanted to serve her with a subpoena.

Never Saw Memo to Pay Her Husband For Staying Away.

Q.—Did you give any memorandum before you left there showing what was to be paid to Mr. Wilson if he remained away? A.—No.

Q.—Did you get any paper of any kind? A.—No, saw no paper nor heard of any.

Q.—Never heard any discussion as to what was to be got? A.—No.

Q.—You swear to that? A.—I swear to that.

Q.—Ever any discussion as to whether your husband was to get \$500? A.—No.

Q.—Who was to supply your husband with money while he was away? A.—Myself.

Q.—How much did you send him? A.—I gave it to my son-in-law to send to him when he needed it.

Q.—How much? A.—\$25.

Q.—You heard your husband say he only got \$5? A.—I suppose that is all he did get at the time.

Q.—You heard that Frank Sullivan made a special trip to Rochester to give it to him? Mr. Riddell—That is not so.

Mr. Ritchie—Q.—Did you hear that? A.—He had occasion to go there.

Q.—Do you know whether he had occasion to go there or whether it was a special trip? A.—I do not know.

Q.—For anything you know it may have been a special trip? A.—Yes.

Husband Kind of Nervous.

Q.—Why didn't you send it to him yourself? A.—My husband was kind of nervous and all that.

Q.—He didn't look like it in the witness box? A.—I only wanted him to have a little at a time.

Q.—Why, afraid if he got too much he might come back to Canada? A.—He would come if he wanted to; he wanted to visit his old friends.

Mr. Johnston objected. The Chancellor allowed the examination to go on.

Mr. Ritchie—Q.—Did you ever offer him any money yourself? A.—No, I gave it to him to send.

Q.—Where was it that you gave Frank Sullivan this money? A.—In Buffalo.

Q.—Where? A.—At the hotel.

Q.—What kind of bills did you give him? A.—There were Canadian bills, Ontario bills.

Q.—Ontario Bank bills? A.—I think so.

Many Ontario Bills.

Q.—They seem to be going around quite promiscuously—were they \$5 bills? A.—Not all of them.

ing of coming home.

Q.—Did he tell you he wanted money? A.—I do not think he did.

Q.—Didn't he also say that unless you sent money he would come back to Canada and expose the whole conspiracy? A.—No, I never heard that before.

Q.—That he was not going to stay away—he might just as well have had \$5,000?—No.

Money Was Rent Money.

Continuing, she said the money she sent her husband was part of \$200 she received in the spring as rent for a farm she owned. The tenant who paid her farm rent was Mr. Terry of Kettleby.

A Complete Denial.

Q.—Will you undertake to pledge your oath that before leaving Buffalo you were not told that if you would go quietly away and your husband remain out of Canada you would be looked after and would get something? A.—Nothing of that kind was ever mentioned.

Q.—No suggestion at all? A.—No suggestion whatever.

Q.—Was any money given you just as you were leaving Buffalo? A.—No.

Q.—Nor while you were in Buffalo? A.—No.

Q.—By your daughter? A.—No.

Q.—Or by Frank Sullivan? A.—No. Continuing, she said she had not seen Mrs. Sullivan since returning from Buffalo, and that it was a younger daughter that read the letter before it was burned. She always burned their letters.

To Mr. Johnston she said the bills were two and five and a ten. She had been away about her ordinary business, and knew nothing about the case or that she was wanted at this investigation.

Expert to Examine Books.

Regarding the bank books, Mr. Ritchie suggested that an expert should examine them for the first part of September, and if he discovered anything which he thought relevant or required explanation it should be pointed out to counsel. He did not want that the expert should go into the box, but that he should simply go over the books in the way suggested in order to save the time of court and counsel.

The Chancellor—Go through the books and say if prima facie there is anything that appears to be relevant to his enquiry.

Mr. Johnston—Mr. Barwick may or may not consent.

The Chancellor—Counsel can arrange with the bank.

Mrs. Frank Sullivan.

Mrs. Frank Sullivan said she accompanied her father and mother to Buffalo on Good Friday. She had visited them within a week before that, and had spoken to her mother about a trip to Buffalo. She had invited her father to go to Buffalo. The court adjourned until 2.30 in the afternoon.

The Buffalo Trip.

In the afternoon Mrs. Sullivan said that she had been out to see her mother on Sunday, Tuesday, Wednesday.

(Continued on page 8.)

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