

St. Charles, also enclosing a form of contract and of security of agreement used by his Department for works of about the same nature, which forms the Honourable Minister suggests may be used in the present instance by the Commissioners and stating that if used it will not be necessary to submit the draft contract to his Department, but that should any change be made from the conditions of the said forms then the draft of the proposed contract will require to be sent to his Department for the approval of the Honourable the Minister." Then there is a resolution accepting it: "Moved by Julien Chabot, seconded by Ferdinand Hamel, that this meeting authorize the Chairman and Secretary to sign the contract with Messrs. Larkin, Connolly & Co., for the building of the cross wall in accordance with Order in Council just read at the meeting by the Chairman, and that Messrs. McGreevy, Forsythe and Dobell be appointed to assist in considering the various items in connection with said contract."

Q. The cheques accompanying these tenders were kept in Quebec, were they not?—A. I could not say.

Q. The minutes would show?—A. I do not think they show, Sir.

Q. Never mind, I withdraw the question. What you find by the minutes is that the tenders were opened in Quebec and immediately sent on to Ottawa, without taking any action on them, and then the Order in Council and the resolution you refer to, to sign the contract, followed?—A. Yes.

Q. Do you find in your papers any return or letter from Mr. Perley allowing Mr. Gallagher to withdraw, and return him his cheque through the Quebec Harbour Commissioners?—A. There is something in the minutes about it, Sir; but I do not know how he got it. There is something in the minutes, I think, allowing his cheque to be returned.

Q. Would it take much time to find that out—have you the other volume? About the 26th of May would be the date of the letter.—A. I do not find anything. I will make further search for the letter.

Q. You can make further search later. Have you with you the tenders that were asked for in connection with the contract for the south wall?—A. Yes, Sir.

Q. How many are there?—A. I have three tenders, but there are four envelopes here.

Q. Who were the tenderers?—A. I will have to turn to the minutes to ascertain that.

Q. Well, we can ascertain that from the tenders themselves.

The CHAIRMAN—Do you put these tenders in?

Mr. GEOFFRION—Yes. They are as follows:

(Exhibit "B.") Tender of Charles McCarron and John D. Cameron.

(Exhibit "C.") Envelope enclosing the foregoing tender.

(Exhibit "D.") Tender of Michael Connolly.

(Exhibit "E.") Envelope enclosing Connolly's tender.

(Exhibit "F.") Tender of O. E. Murphy.

(Exhibit "G.") Envelope enclosing Murphy's tender.

*By Mr. Geoffrion:*

Q. I ask you to file the contract itself. That contract was awarded to Gallagher and Murphy?—A. Yes, Sir. (Contract filed and marked Exhibit "H.")

Q. This contract is in notarial form?—A. Yes, Sir.

Q. And you cannot file Gallagher's tender because it was annexed to the Minutes of that notarial deed?—A. So I understand it.

Q. You cannot file the original?—A. No, Sir.

Q. What we file here is a copy?—A. Yes, Sir.

Mr. GEOFFRION—I may state that in Quebec, it is a practice to attach the contract itself to the notarial form. Now here we have the envelope which contained Gallagher's tender, the original of which is at the office of Mr. Charlebois, the notary.

Mr. STUART—That is the way it is marked, but as a matter of fact I think there is a mistake there.