

APPENDIX No. 6

So you see there were two cases?—A. That is quite right, Mr. Crocket. That is prior to the date on which I said we were trying to exact every penalty, carry out every benefit of the by-laws. That is before the honorary members resigned.

Q. I think you said that at the inception of the association it was intended to make these by-laws effective, but that really the association never insisted upon a strict adherence?—A. Oh, yes, I say we used every effort to maintain a strict adherence to these by-laws, that is during the time when they were honorary and active members.

Q. The sale indicated by these resolutions would be a sale to a non-member?—A. Certainly.

Q. Under your by-laws?—A. Yes, under those by-laws.

Q. Then, at page 280 of your minute book I read 'minutes and proceedings of the third meeting of the board of directors, held at the office of the secretary, 616 McIntyre Block, Winnipeg, July 26, 1905 at the hour of nine o'clock a.m.'

At that meeting the following resolution, to which I desire to draw your attention, was passed (reads):—

'Moved by Davidson, seconded by Robson, that the secretary-treasurer in making out lists from time to time of the wholesale firms and manufacturers drop off all who are not in accord with the general requirements of the association in their trade relations, from the leaflets recording those in harmony with the association members, and withholding therefrom all members who sell to non-members or consumers or contractors.—Carried.'

A. Yes, what was done with that?

The CHAIRMAN.—That is what Mr. Cockburn told us.

By Mr. Crocket :

Q. So selling to a non-member would mean the removal of a company from the friendly list?—A. What did they decide to do with that?

Q. That resolution was carried?—A. And what is the date of it?

Q. July 26, 1905

The CHAIRMAN.—It corresponds with what Mr. Cockburn told us?

A. That is all right.

Q. I understood you to take the ground that to sell to a non-member was not a violation of the by-laws, only a sale to a contractor?—A. I say that when manufacturers sold, as far as the association is concerned, they might take that view of it, that they might drop a man's name off, but I do not think they have, unless there is a particular case there; I do not know of any.

Q. That is a general resolution?—A. That is a general resolution, and I suppose the association would take that view that a man who sold to a non-member might have his name dropped off.

By Mr. Lancaster :

Q. Do you remember the case I was asking Mr. Cockburn about, where he suggested that commission should be paid on the car of lumber that had been sold to a non-member?—A. Yes, that would be very properly put.

Q. So they carried that out although they were only on the honorary list?—A. It was purely optional with them whether they did that or not.

Q. Cockburn thought it was the best way to do and it was done?—A. He may have done that.

Q. He objected to me saying it was a fine, but he directed it to be done, and it was done for the sake of keeping up harmony?—A. Mr. Lancaster, probably you can understand this situation. Some time ago—oh, it was several years ago—I shipped two cars of lumber—either one or two cars of lumber—to a point in the country. My customer was a resident of Winnipeg, and he came and bought the lumber in the ordinary way, and when he bought it we did not know where it was going. He asked