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

January 8th.  
Commissioner—If Mr. Meany is here will he kindly return to the Witness Box.  
Mr. Meany returns to the Box.  
Mr. Howley—Before continuing with the cross-examination of this witness, I request that certain information, public information, would be furnished by my learned friend the Attorney-General, which I submit will have bearing on the future cross-examination of this witness, and which I submit from my point of view ought to be before us, and that information is this, I should like to be informed whether or not any stock taking and audit of the stocks and accounts of the Department of the Liquor Controller has been made since Mr. Meany went out of office, also what was the result of it, if there was one, is there a shortage? If there is what is the amount of it? Also were the conditions discovered such as would enable them to make a full and complete audit, and to determine the full amount of the shortage. Without wishing to delay you, Sir, I might point out that apparently in some quarters there is a misconception of the scope of this Commission, that is, it is evident that some people are under the impression that this Commission is so far as it relates to the Liquor Controller's Department, is a Commission to examine into certain payments made to Sir Richard Squires. The Commission is not so limited at all. It is a Commission to enquire into and investigate alleged payments to private individuals from the funds of the Department of the Liquor Controller. According to the evidence that before us it may be a very important consideration under the question that this Commission has to deal with, in the first place, it may have an important bearing on the testimony that has been given here to connect Sir Richard Squires with these payments, if we had before us

ed to get at the truth of. You will have to leave the questions half completed. You will only leave the public in a greater state of confusion. There is no use in having half of the evidence.  
Mr. Howley—I understand. But my attitude is that in the case of all the information that I am directing my attention to I do not propose, with your permission, to leave half finished.  
Mr. Walker—But you must leave them so, because I cannot enquire into those sources of shortage.  
Mr. Howley—I appreciate, Sir, that your Commission does not authorize you to enquire into those other causes, and I would be outstepping my rights and imposing upon your good nature if I attempted to bring in any of those questions unless I could satisfy you and believe myself that they have a bearing on the questions that are really before you.  
Mr. Walker—That is what I want in order to be permissible.  
Mr. Howley—I am sure you will appreciate how difficult and practically impossible, how hard it is for me at this stage to indicate in any clear language how I propose to connect up the various channels of cross-examination that I have used and propose to use with the main question.  
Mr. Walker—I quite follow that, and I appreciate that you would have to disclose certain facts. I quite know the difficulty of being called upon to disclose your position. You are asking me to apply to the Government officials for information with regard to the possibility of there having been a stock taking.  
Mr. Howley—What I want to find out is if there is any information that can help us, any information that will supply to us that which I tried to bring out from Mr. Meany, but could not succeed.  
Mr. Walker—But I thought that you did succeed. You brought out the fact that there were these credit transactions. You brought out from him that there were cases of presents of liquor to individuals, without either cash or credit. You brought that out. It may be that I can be convinced later that his information about the stock taking might be of value, but at the present moment I do not see that it can be.  
Mr. Howley—Supposing for the sake of argument that there has been a stock taking, which would disclose a shortage, let us say for the sake of argument that there was a shortage of \$100,000.00 and amount far in excess of any sum that would, or could be, contemplated as arising out of those other sources of shortage. Let us suppose also that the Department is able to supply us with a statement of the amount that was due on those credit sales. Then we have got this far, that of the three sources of shortage which made up the total amount, we have \$22,800.00 or thereabouts in cash accounted for by these documents, we

have the amount outstanding on credit. Then we have left the one question of the amount of the presents given by Mr. Meany. And it is quite possible that when we get that, that our amount of \$100,000.00 is not fully made up or accounted for. And then we want to find out where the rest is.  
Mr. Walker—No. I cannot find out for you, and I decline to investigate it. I have only to enquire into that section of the shortage that is accounted for by the payments to individuals instead of into exchequer account at the Bank of Montreal.  
Mr. Howley—Supposing that you find that after investigating that there is still a shortage of say \$50,000.00 in fact to be accounted for. Then supposing that that \$50,000.00 is an amount that could be accounted for as having been paid to individuals if you had the evidence before you?  
Mr. Walker—I do not see how any other individual to whom payments were made then I shall have to enquire into that. The only suggestions were made that payments were made to Miss Miller. There is no suggestion that payments were made to anyone else and the figures do not suggest anyone else. If there is still a \$50,000.00 deficit still there is no suggestion of individuals, but at present there is not.  
Mr. Howley—I do not propose to suggest anyone else, but I do submit once more, and I trust that you do not misunderstand my persistence, that the shortage in the Controller's Department is of major importance in this enquiry, and one of the questions that the enquiry covers is "what is the extent of payments to individuals?" If there be a shortage of \$100,000.00 or even \$200,000.00 and but \$20,000.00 is accounted for by evidence, surely it is within your province to try and ascertain if any of the rest was paid to individuals?  
Mr. Walker—And how do you propose to make that enquiry? You have already asked and got an answer from Mr. Meany. Even supposing there is a shortage unaccounted for, how do you propose to enquire into the shortage except by asking Mr. Meany?  
Mr. Howley—I have asked Mr. Meany several times, and I have heard from him repeatedly that the actual cash shortage was \$22,800.00. Mr. Walker—So far as you know the amount of this shortage is accounted for by cash payments.  
Mr. Howley—Though the shortage in the Department is so far as it consists of \$22,800.00 corresponds with these vouchers, he has also told us that there may be a shortage in the Department arising out of credit sales, and he said that he kept a private memo of these sales, which he has not now. But he further says that that item of shortage is comparatively negligible, very small. With regard to the question of shortage arising from his having given presents we

have only touched the threshold, and we are not yet in a position to know how much Mr. Meany is prepared to give us, or generally how much he is able to give us. But in approaching the further cross-examination of Mr. Meany it seems to me that if there be in the hands of the Government any official information with regard to the condition of affairs in the Liquor Controller's Department, that shows that Mr. Meany's evidence is at all incorrect or requires explanation, we should have that information. In other words if it shows that there is a shortage out of all proportion with the figure given by Mr. Meany, I submit that the Commission and counsel for the parties whose names have already been brought in are entitled to have that information.  
Mr. Walker—Do you want this information to go to the credit of the witness. If he says that the only shortage to be found is some \$20,000.00, with a small amount for credit sales, and an amount for presents made by Mr. Meany, and the stock taking shows that the total shortage is in excess of these sums, that would be a fact that would go to destroy his credit.  
Mr. Howley—I do not want it at the moment as affecting his credit.  
Mr. Walker—I do not see how else you can produce it.  
Mr. Howley—I am asking for it now because I want it for the purposes of my further cross-exam of Mr. Meany.  
Mr. Walker—But I can see that a cross-exam on the figures might have the effect of demolishing his credit. But I do not see how it touches the question of whether or not payments were made to individuals.  
Mr. Howley—I may say now.  
Mr. Walker—Might I point out that up to the present moment there has been little or no evidence to connect Sir R. A. Squires with the actual receipt or use of the money?  
Mr. Howley—That I will take it will be the next step. I quite agree that before anything can be said against Sir R. Squires, evidence must be adduced for me to consider him connected with the acts of Miss Miller. But we must take one step at a time, and I take it that at the present time, and I do not see at this stage how this information you require is necessary unless to impugn the credit of Mr. Meany. All the facts, if there are facts in the possession of the Government authorities, cannot affect my finding unless they come under this paragraph by which I am bound.  
Mr. Walker—I might say that this information, that is the purpose for which I wish to have it, does effect the credibility of the witness in so far as I want this with a view to showing that these statements already made by the witness with regard to the shortage is untrue.

Mr. Warren—I appear here as Attorney-General, and as this request appears to be directed to me, and I do not want there to be any misapprehension, let me just say a few words. As you have said, under the Commission, you are confined to the question of payments to individuals. I may say that at the time this Commission was drafted so far as the Government was concerned it was not expecting the question of a shortage in the Department of the Controller to arise. I think everybody that was in the Colony knows the reason for this Commission. After the Commission was drafted up on the meagre information at the disposal of the Government, an Enquiry was held in the Department of the Controller. No audit was held, nor so far as I know, was any stocktaking made. The enquiry was made for the purpose of informing the Government generally as to the condition of affairs in the Department. About a day or so before this opened I was handed a statement from the gentleman who was employed to enquire into that Department. That statement was not conclusive, it was not final, but merely a private report to the Government of what he had found up there, and so far as I can discover, that was not even placed before the Government itself. So far as I am concerned, I do not propose to produce that report now, as I do not think it would be in the public interest to do so.  
As for the argument that this document could test the credibility of the witness, I think Mr. Howley would have to reinforce his argument before he can convince me that this report would have anything to do with Mr. Meany. In the first place we have already had evidence to the effect that Mr. Meany had predecessors in office and Mr. Meany would be in no position to state what would be the total shortage in the Department since it came into existence. It has been in existence for about seven years since it started. There is no document in existence which would show what was the shortage during Mr. Meany's term of office. That is the only thing that can help Mr. Howley. The document which I have would show the shortage over a long period. It would be useless. If there was anything that would show the shortage during Mr. Meany's term of office, that would be useful, but if there is no document which shows that, I do not see that a document which refers to a more lengthy period would be of the slightest use.

Mr. Warren—In view of the enquiry into this Department it is not fair to ask the Government to immediately embark on an enquiry into a department such as this. I do not mean that it is very much outside the Commission. It is necessary to hold an enquiry into the Dept. as a whole, the enquiry will be held. I say further then that if the Government says, as far as the Government is concerned and Counsel as far as Counsel is concerned, no other payment has been made to anybody except Miss Miller. Sir Richard Squires may not be mixed up with these payments. Meany has said that he has not made any other payments to any other individual. But my learned friend Mr. Howley has suggested that a possible balance or shortage may be accounted for by payments to other individuals. If Mr. Howley can suggest any of the individuals to whom payments have been made, if he can give me their names, I am willing to have an enquiry. If he can suggest anybody else to whom payment was made except Miss Miller we are prepared to bring that person here to have a full enquiry. As far as we are concerned Mr. Howley, we have no documents of information as to the extent of the shortage during Mr. Meany's period of office. I cannot embark on the causes of shortage which includes others than when he was in control.  
Mr. Walker—I am afraid I must say that I do not think I can accede to your application.  
Mr. Howley—I accept your ruling. Your Lordship, I made the application in the best of faith.  
Mr. Walker—I have no doubt of that Mr. Howley. Not with regard to that question started yesterday I do not know if you wish to continue it. You asked him if he had made payments and he declined to give you any information until he had seen his solicitor.  
Mr. Howley—Yes, Your Lordship, I do propose to put that question.  
Mr. Howley—I asked you yesterday if during your term of office you had made any presents of liquors or wines to any person, what is your answer?  
A—I did. I made certain presents to individuals of liquor.  
Q—These presents extended over a long period?  
A—What do you mean by that?  
Q—How long were you in office before you adopted this scheme or practice of making presents?  
A—It was not a practice.  
Q—How long was it?  
A—I don't recollect.  
Q—Years or months?  
A—It was four or five months or six months before I made any.  
Q—Are you able to say to what extent either in quantity of liquor or value, your presents would amount to?  
A—No.  
Q—Did you keep an account of it?  
A—There must be some distinction between presents and credits. I have no records of it.  
Q—In that totalling what did it amount to. Can you give me any idea?  
A—It would be in the hundreds but I cannot say to what extent.

Q—You are entirely unable to furnish us with figures?  
A—Yes.  
Q—Because you kept no records?  
A—No.  
Q—Was there any charge in books or the personal books?  
A—No, Sir.  
Q—Was there any payment of cash into the funds of the Department on account of these presents?  
A—Some which I did pay for myself.  
Q—What about the others, were they paid for?  
A—No.  
Q—We have this position, that a quantity of the goods of the Liquor Control Department were given away by you as presents; that they were never paid for, never charged to anybody and that there is no record anywhere by which they can be traced or the amount accounted for?  
A—Nor to my knowledge, no.  
Q—I was asking you yesterday about that little incident about the burglary down at your office. I think you told us that the burglary took place on a Saturday night or Sunday morning?  
A—Sometime between the closing on Saturday evening and Sunday morning.  
Q—What time Sunday morning?  
A—I went there about 12 o'clock.  
Q—Was that the first intimation of the burglary that you had?  
A—Yes.  
Q—That was when you found it. You are the person who discovered it.  
A—Yes, when I went there at noon.  
Q—When did you leave the office on Saturday evening?  
A—Sometime between nine and ten o'clock.  
Q—Were you back in the building at all between nine and ten o'clock on Saturday evening and noon on Sunday?  
A—No, Sir.  
Q—When you discovered this condition on Sunday at noon were you alone?  
A—Yes, I was alone.  
Q—What did you do, did you make any report to anyone then?  
A—Yes, to the Police.  
Q—Did you do anything on Sunday? Did you tell anybody about it on Sunday?  
A—Very possibly I did, more than likely I did.  
Q—Did you bring anyone in to show them the Department?  
A—Not that I know of, but I don't think I did.  
Q—Do you know the Honourable Mr. M. E. Hawco, Minister of Posts and Telegraphs?  
A—Yes, I know Mr. Hawco. I recollect that he was with me. I don't know if it was Sunday.  
Mr. Walker—Did you go to the premises?  
(Continued on page 3.)

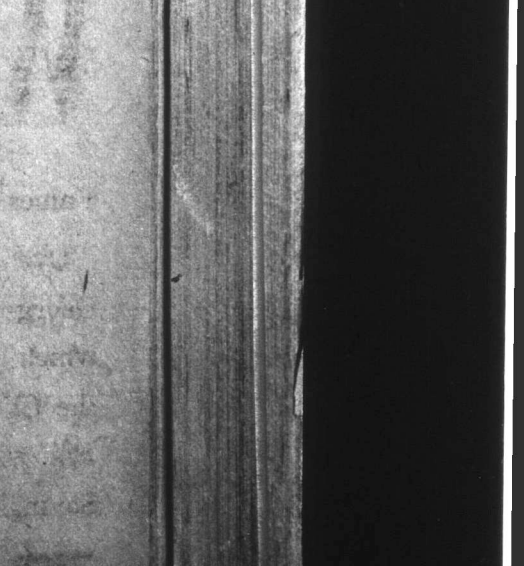
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