

**Railway Construction—
Contract No. 33.**

895. Is it not intended that his tender should be qualified by specifications?—The tender is to be upon the terms and conditions specified in the specifications bearing date the 18th of April, 1876.

896. Have you the specifications of the 18th of April, 1876, which you can produce?—I have not got the specification here, but will produce it later.

897. What is the number of this contract?—It is contract No. 33.

Work not completed.

898. Has the work been completed under their contract?—It has not.

Contractors failed to execute a portion of work; taken in consequence out of their hands.

899. Has there been any dispute between the Government and the contractors upon the subject of the contract?—The contractors have failed to execute a portion of their work and it has been taken out of their hands.

A dispute.

900. Do you mean without any dispute or difference? Were they willing that it should be taken out of their hands?—There was a dispute.

901. What was the nature of the dispute?—I would rather appear before the Commission with the papers connected with the dispute.

902. Have you the contract here?—Yes; but I do not wish to leave it at present. I will prepare a copy for the Commission.

903. Have you a list of the persons who have tendered for this work?—Yes.

List of tenderers for this work.

904. Can you produce it?—Yes; I now produce it. (Exhibit No. 28.)

905. Are these tenders based upon an approximate estimate of the quantities, and a schedule of the prices attached to such work?—They are.

Relative position of tenderers ascertained by moneying out schedule prices.

906. Is the relative position of the persons tendering ascertained by moneying out those schedule prices?—Yes.

907. Have you a report showing the result of that moneying out?—Yes; and I now produce it. (Part of Exhibit No. 28.)

Report shows that contract was awarded to lowest tenderer.

908. By this report the persons who got the contract appear to have made the lowest tender; is that your understanding?—Yes.

909. Has there been any dispute between the Department and any other persons who tendered as to relative positions?—No.

910. Is there anything about this contract that you can explain beyond the evidence that you have already given?—Two of the parties who sent in tenders made mistakes in the extension of their figures and these mistakes were corrected.

911. Has any dispute arisen on that account?—No.

Engineers keeping account of work executed since Government took control.

912. Do you know whether the Department, or the engineer, or anyone has kept an account of the quantities executed since taking the contract out of the hands of the contractor?—The engineers are keeping an account.