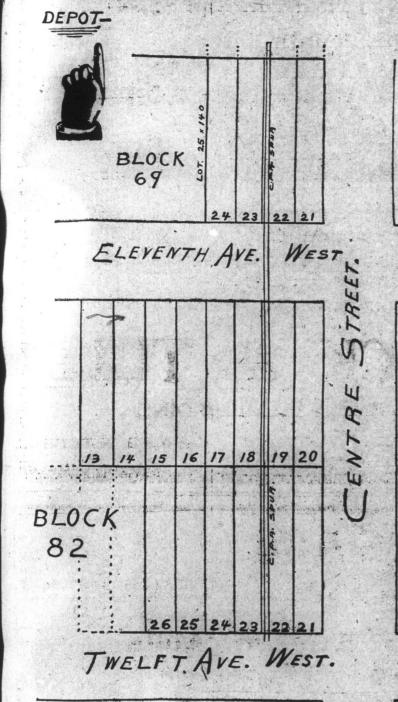
# Trackage Property CUSHING'S Old Factory



85x140 feet, block 69 150x140 feet, facing south, block 82 .....

w, dealing you know

## JOHN W. DINGLE



# Grasp Your Opportunity

And avail yourself of present-day changes. NOW is the time, the season is opening and prices are rising.

No. 1. 4 level lots in Bankview, facing west, just off 14th Street west, for \$400 each. Terms 1-3 cash, balance 6

No. 2. 4 lots in block 10, South Calgary, for \$350 cash or \$400 on terms. A snap.

No. 3. 2 level lots in Bankview, just past Mr. Nimmon's house, facing south, for \$525 each. These are cheap. No. 4. 2 corner lots in Lindsay Estate, block 4, for \$525

No. 5. 2 lots on 16th Avenue west, facing south, for \$600 each. These are good, as property is rapidly advancing in price in this locality.

No. 6. 3 corner lots in Sunalta, close to car line, for

No. 7. 2 lots on 8th Avenue west, between 2nd and 3rd

Streets, with buildings, for \$1000 per foot. No. 8. Splendid view lot in Mount Royal, for \$1500.

No. 9. 4 lots in block 53, South Calgary, facing south, for \$135 each. Good terms.

No. 10. One lot in block 216, Sunalta, for \$375. Resident Agents for Connecticut Fire Insurance Co.

SCRIP FOR SALE; IMMEDIATE DELIVERY.

Open Evenings

111 A, Eighth Avenue West, Two Doors West of Dominion Bank, Upstairs.

J. B. MARSH, Manager.

anything of the correspondence tween you and Mr. Howes? A. Between me and Mr. Howes?

Q. Have you produced that learned friend, Mr. Walsh? A. Certainly.

Q. That is part of it? Have you included in that a letter written by you to a man named Smith, a solicitor in London, England,

Would you be good enough to

Your letter book copy of it? I have a copy of it, certainly Then Mr. Minty further, have you included in that the correspondence with a man named Bowen?

A. All I have. Q. All you have? All I have or ever had: Or with any person who indirect-

Mr. Minty: But I don't know what ou have, you understand. Q. I see, you possibly will know ater. Then further Mr. Minty, have you included that among the corres-pondence you are showing Mr. Walsh' A. That is what you are referring

The Bowen correspondence? Certainly.

You are handing that to him? It has been handed to him. Q. All you have? Certainly that is what I said.

Q. I want to be perfectly olear about that. And you say that so far with the railway are concerned, they would be largely in the custody of Mr.

A. No, I didn't say so at all. don't know how you misunderstand my statements. I said anything I didn't have he would know about. I think he has got very little, as a matter of fact, very little indeed. He is not a good correspondent, or anything of that kind, and I kept the records so far as it was necessary to keep them Q. Now, do you know of anything he has that you did have?

A. Any letters I may have written Q. Yes, but other than that, docu-

A. I cannot off hand recollect any-

Q. Did you visit Edmonton in the onth of February?

This year? A. No, I didn't; I was ill in bed at he time, so I missed your speech. Q. Well, that wasn't in the month of February. Did you visit Edmonton

during the months of January, February or March, 1910? Q. You are clear about that, of

I believe I am clear, of cou Q. You were not here at the time Mr. Clarke was here? What time was he here?

A. No. I couldn't be if I hadn't your possesion to Mr. Clarke? Q. So you don't know anything as to what papers were in the office here before he came, and you don't know

anything about the papers that are now papers that are here at all. Q. I just want to be clear. Mr.

documents and copies of papers and documents that have ever been in your custody, possesion or power you are producing to Mr. Walsh?

-Q. In connection with (a), the Athabasca railway company?

Q. (b), the Athabasca railway syn-

dicate? A. Yes. Q. (c), the Alberta and Great Waterways railway company?

Q. Including all collateral matters onnection with the guaranteeing and issuing of its securities? A. I think I will have to ask you to

repeat all that question over again as I have lost track of it. Q. You have answered up to (a). you have answered (b), you have an-A. Nothing is initialled in that

way, so perhaps it is a little bit misleading to refer to it in that way. ourl at the end I missed the effect of tioned and the relevancy.

(Reporter reads question.) Mr. Bennett: It is all answered

the question.

but the last. got all because I did have the various or twice. original documents which I presume in connection with the issue of the so far as showing the documents to bonds. Those are in the official custody, as I have stated, of London officers, or of the bond holders, etc. Q. And (d), the Canada West Con- they are in my hands. struction Co. Ltd?

A. If it is made part of that quesit would be covered by it.

I am just repeating it, you see?

all the papers in your possession, cus- there? ody or power, or that have ever been in your possession, custody or power, except such original documents as may low be in the possession of those to whom you may have sent them?

That is clear? That is perfectly clear, to me

Q. And those are being submitted with reference to all these matters to is to be handed over in the same condi-Mr. Walsh and Mr. Johnstone? What do you mean by "those"?

Those papers I have just men-

Without the exceptions? With the exceptions? A. I haven't shown them the exeptions, I have shown them without

The exceptions you would not A. No. I didn't know whether you referred to the exceptions or to the other. I wouldn't be clear on the

You are serious in saying that? A Certainly. I don't want to be caught by you, and then have my answers misconstrued. I have to be

Go Over it Again Let us go over it all again, Mr Mr. Justice Harvey: You are surely not going to go over it all again?

Mr. Bennett: I mean this: If the



By the Constant Use of

Assisted, when necessary, by Cuticura Ointment. These pure, sweet and gentle emollients preserve, purify and beautify the skin, scalp, hair and hands of infants and children, prevent minor eruptions becoming chronic, and soothe and dispel torturing, disfiguring rashes, itchings, irritations and chafings. Peace falls on distracted households when Cuticura enters.

ously what Mr. Minty has just now said under his oath, I think it is my bounden duty to see that he does not have any possible reason to complain.

Mr. Justice Harvey: He has answered the question. It seems to be absurd to go over it all again.

Mr. Bennett: If a witness says he is fearful he may be misundersto Witness: Misconstrued, I said. Mr. Bennett: I think that it is my duty to see that he does not have that

Mr. Justice Harvey: He has answered, he said he submitted those, leaving out the ones that have been excepted, as not being in his posse

Q. Mr. Bennett: All of them? A. Yes. I stated that to Walsh and vourself. Q. And you have not given any of the napers that you formerly had

Q. Just what I said? A. I told you before that any let-

ters I wrote to him I certainly gave to him. original documents that were in your possession, any papers that you may

Gives strength Makes new blood Builds up the system Throws off all weakness

Sold by alf medicine dealers. Davis & Lawrence Co., Montreal.

nection with the Waterways or any of the other matters I have mentioned? I cannot recall anything. Q. Or to anybody else?

A. No. I cannot recall anything. By Mr. Robson

Q. Mr. Minty, when you say that you will produce these various alphacult for your lordships to understand? betical documents, that is subject to Witness: When you gave that little all the privileges that have been men-

A. Yes, I tried to make that clear to Mr. Walsh. Q. You do not mean production at all, but with the confidence you have already mentioned once

Mr. Justice Scott: I understand you are the collateral matters referred to do not raise the question of privilege

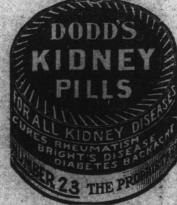
> A. Not so much that as he will receive it under the same privilege that derstood.

Q. Mr. Robson: There is just one thing more that may be misunder-Well then, (d), the same answer, stood. The Canada West Construction Now you think then that that is Co. you have included in that list

that you had decided to produce those as to the nature of the evidence to be documents even the same as the rest?

Mr. Robson: In the early stages Mr. Minty made the exception to Mr. Walsh, but Mr. Bennett, I fancy, will have construed it otherwise, that that tion as the rest. Now, we do not want any misunderstanding about that. We still wish the right.

mount of letters I have handed to



Mr. Walsh of the Canada Construction
Co. But the other things that relate
to showing the financial arrangements
may not be. It is too confidential.
Mr. Justice Harvey: You have not
determined yet whether there are not
some documents or books belonging to
the Canada West Construction Co.
that you might not be willing to let
Mr. Walsh see.

Mr. Walsh see.
A. Yes, but always giving my cath as to their being irrelevant.

Re examination by Mr. Walsh:

Q. Mr. Minty: You have been good ough to come here from Winnipeg on letter from me and bring the papers hat'I asked you to. Would you as diector of the Alberta and Great Waterways Co., instruct whoever is in charge of the office of that company in Edmonton to give Mr. Johnstone and myself access to the books and papers therein, the same way as the locuments which you are producing iere will be made available to me? A. I wouldn't answer that at the resent. I do not know that I have got any authority whatever to deal with the president's department of the railway. You would have to let me know contents of documents you wanted, etc., etc., so that I could consider

Q. I cannot give you any better inrmation as to that than the informaion I have already given you with reference to the documents you have brought here yourself. Now, there nay possibly be, I don't know whether there are or not, other documents of ne same character in the offices of A. There are not any. That is ab-

lutely sure; there could not have been any. I handled things with Mr. Clark and no one else had anything to do with it. The routine matters, etc., etc., would be in the office, but they would be absolutely irrelevant; you might as well ask to see all the let-ters to any client that I ever wrote in ny office, which is an absurd idea. Q. One would naturally expect to find all books of a company such as

this at the head of the company. A. I have told you I have the record ooks on these points. Q. But you haven't told me that ere are no other books, so far as you

are aware. A. No other books have ever come nto existence on the point except with my knowledge.

Q. Can you state to me on you oath today that there is no book in the office of the company at Edmonton bearing upon the incorporation of this ompany? I cannot say that absolutely.

Q. Or bearing upon any of the subects which are to be inquired into by A. Yes, I can say that absolutely; there could not be.

Well, there are not, then? Yes, there are not. Put it that way; there are not; it is an absolute impossibility that any one could be produced or have anything to do with the organization, because I was the only one who knew how to do it. No other person was in the office so as to be able to do it for the company. They are outsiders as far as the organization and incorporation is concerned.

MR. BENNETT CALLED TO GIVE EVIDENCE BEFORE COMMISSION Discussion Among Judges and Lawyers

as to His Position in That Regard. Mr. Walsh: Before the commission adjourns, there is a matter which I think I should speak of to the comp Last night my learned friend, olan, asked me to notify Mr. Mr. Nolan, asked me to notify Bennett and Mr. Boyle, two of the members of the legislature, to attend the sittings today and bring with them just the same class of documents as those mentioned in the notice which we have sent out to the members of

have appeared, and advising the same time his assurance that he had reason to believe that these men had in their ossession documents which should be both gentlemen are on the spot, as this representation was made to me by counsel engaged in the case, thought it my plain duty to notify Mr. Bennett and Mr. Boyle of the request which had been made to me, and they are both here. The reason that I am bringing the question up now is that similar requests may be made to me or to Mr. Johnston from time to time by other counsel engaged in the case, and therefore the request which may be made may involve the country in considerable expense. For

instance, they may be requested to bring the member for Pincher Creek or the member for Lethbridge or from some outlying point of the province at considerable expense, and I must confess that I am somewhat at a loss to know what I should do under such circumstances. My own personal idea is this: That if representation is made to me by any counsel engaged on this tain persons is desired, it is my duty to satisfy myself, speaking now as well for my friend Mr. Johnston, that the witness whose name is thus handed in is one who can reasonably be expected to move competent evidence before this tribunal—I think we should have some reasonable assurance that is the case—and being satisfied of that, it should be our duty to procure the attendance of that witness before this commission. Now that the question has been raised for the first time and raised in this comparatively simple manner, I think it proper to bring it to the attention of the commission for their decision for my further guidance. Mr. Justice Scott: make a rule that if any of the counsel require the production of a witness from a distance, the production whom will entail some expense, that Q. Was it your intention to convey they ought to communicate with Mr. Walsh and give him some information produced, in order that he may consid-Mr. Justice Harvey: He made the er, to some extent, at least, whether that expense should be incurred; otherwise, we are willing to hear any evidence that may be adduced. Where the question of expense is concerned, we think Mr. Walsh ought to be informed with some reasonable certainand he should decide whether it should materialize or not. I do not see any chiertion to laying down that rule."

Mr. Nolan: It would be impossible, course, to say that any witness would swear to any particular state of

facts. Out can go no farther than a reasonable ground of belief. Mr. Justice Harvey: There should be a reasonable ground of belief of it's being useful

Mr. Walsh: Of course, as I under-stand, it would be quite open to any counsel in the case to I ring any wirness here on their own initiative, practically on their own expense. these circumstances, unless a member of the commission should otherwise order us, this will not interfere with the full and free inquiry by the parties

Mr. Justice Harvey: It is not limsted to counsel, either. Anyone may

### Wholesale and Trackage Property FOR SALE AND TO RENT

LOTS 24, 25 and 26 in block 44, section 16, on 8th avenue west, between 9th and 10th streets; \$9000; 1-3 cash, balance I and 2 years.

LOTS 14-20, inclusive, block 32, section 15, on corner of 5th Avenue and Second street éast. This is a very desirable business property and there is erected thereon a large brick factory worth \$7000; \$25,000, 1-3 cash, balance ar-

LOTS 34-41 inclusive in block 69, section 16. This is an excellent trackage proposition on the corner of 11th Avenue and 5th street west, and is now for the first time offered for sale; \$27,000; 1-3 cash, balance I and 2 years at 6 per cent., or will sell the two corner lots for \$8000 on the same terms. This is a bargain.

WE ARE instructed to lease on reasonable terms for a period of five years the following property on 9th Ave. West: Lots 31-40 in block 54, and lots 21-24 in block 55. These are excellent sites for warehouses and the spur extends almost to them.

### The Trusts and Guarantee Company, Limited

REAL ESTATE DEPARTMENT Phone goz. C. J. COLVILLE, Superintendent

When you buy a house, don't buy a hot air chamber for sun and a refrigerator for winter. We can reco

well built houses and the terms should please. \$500 cash and \$35 per month for fully modern 6 room bungalow, or 13th Avenue west. Price \$3000.

\$500 cash and \$35 per month for fully modern 7 room house on 15th

Avenue west. Price \$3500. \$500 cash and \$250 half yearly for a 6 roomed bungalow on 50 foot lot, 19th Avenue, close to car line, \$3500.

**31000** cash and easy terms for balance for a large 7 roomed house on 14th Avenue west, new, fully modern, fireplace. A splendfd house, \$3700. \$500 cash and easy terms on balance for a 7 room house, new, on

13th Avenue west. Price \$2300. modern, a very nice home. Price \$5000. Easy terms.

\$1600 --- A nice high pair of lots facing south on 14th Avenue west. f cash, for a few days,

KENNEDY & CLARKE

Room 3, Crown Block, 1st St. E.

# HOLMPATRICK

Adjoining the city limits on the west, the natural growth

of the best residential part of the city. Ten minutes' walk from the reservoir where the city has eighty acres, which t intends to make into one of the finest parks in Calgary. This property will be placed on the market the first of April at \$50 per lot, \$10 down, balance \$2.50 per month, without interest or taxes.

# UNITED AGENCIES, Ltd.

## Highly Improved Farm \$15.00 Per Acre

640 acres 8 miles east of Crossfield, consisting of some of the best wheat land in Alberta, 100 acres under cultivation, balance all tillable splendid proposition for mixed farming. There are two good houses. large horse stable, granary and sheds and corrals for stock; splendid water; all the implements used on the place are included, consisting of 3 wagons, 3 sets of work harness, 3 mowers, 1 hay stacker, 2 hay racks, saddles and bridles, 1 double buggy, 2 walking plows, 1 disc harrow. These were all new last fall. Owner has to sell and has instructed us to accept \$15 per acre for a few days; \$4000 cash, balance 5 equal annual Must be sold by April 1. payments of 6 per cent.

For further particulars inquire. ACME BROKERAGE CO.

EXCLUSIVE AGENTS. SUITE 3, ALEXANDER CORNER.

2 ALBERTA BLOCK

**PHONE 2188.** 

### FIRST STREET WEST

We are the owners and can deliver 30 feet by 100 feet opposite erwood block, next to lane with spur track. Price......\$12000 \$3,000 cash; \$1500 in 3 months; \$1500 in six months, balance 1 and

OPEN EVENINGS GEO. P. OVANS & CO.

PHONE 222

Read the ads in the Albertan want columns--it will assuredly pay you.

OPPOSITE ALBERTA HOTEL