

CURRENT PRICE OF GODFISH

Lorenzo Noseworthy vs William A. Munn

Supreme Court

(Continued)

May 22, 1915.

HERBERT GABRIEL examined by Mr. Howley K.C. on behalf of the defendant, having been first duly sworn said as follows:

I am a clerk in the employ of Job Bros. & Co., this city. As such clerk I have knowledge of the dealings in Labrador fish which that firm had last year. Job Bros. & Co. bought Labrador fish in St. John's last fall. I can give you the dates upon which it was bought, the quantity bought, and the prices paid. All the fish I now speak of is Labrador fish. The dates, quantities and prices are as follows:

- Oct. 12, 1914—210 qtls No. 1 at \$4.00 per qtl.
- Oct. 12, 1914—138 qtls No. 1 at \$4.00 per qtl.
- Oct. 15, 1914—277 qtls No. 1 at \$4.00 per qtl.
- Oct. 15, 1914—322 qtls No. 1 at \$4.00 per qtl.
- Oct. 15, 1914—2 qtls Cullage at \$2.50 per qtl.
- Oct. 16, 1914—74 qtls No. 1 at \$4.00 per qtl.
- Oct. 16, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 16, 1914—74 qtls No. 1 at \$4.00 per qtl.
- Oct. 16, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 16, 1914—20 qtls No. 1 at \$4.00 per qtl.
- Oct. 16, 1914—490 qtls No. 1 at \$4.00 per qtl.
- Oct. 17, 1914—520 qtls No. 1 at \$4.00 per qtl.
- Oct. 17, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 17, 1914—430 qtls No. 1 at \$4.00 per qtl.
- Oct. 17, 1914—2 qtls Cullage at \$2.50 per qtl.
- Oct. 17, 1914—244 qtls No. 1 at \$4.00 per qtl.
- Oct. 17, 1914—1-4 qtl Cullage at \$2.50 per qtl.
- Oct. 19, 1914—196 qtls No. 1 at \$4.00 per qtl.

- Oct. 19, 1914—214 qtls No. 1 at \$4.00 per qtl.
- Oct. 19, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 19, 1914—97 qtls No. 1 at \$4.00 per qtl.
- Oct. 19, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 19, 1914—3 qtls No. 1 at \$4.00 per qtl.
- Oct. 20, 1914—122 qtls No. 1 at \$4.00 per qtl.
- Oct. 20, 1914—3 qtls Cullage at \$2.50 per qtl.
- Oct. 20, 1914—124 qtls No. 1 at \$4.00 per qtl.
- Oct. 20, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 22, 1914—53 qtls No. 1 at \$4.00 per qtl.
- Oct. 22, 1914—6 qtls Cullage at \$2.50 per qtl.
- Oct. 23, 1914—195 qtls No. 1 at \$3.50 per qtl.
- Oct. 27, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 28, 1914—186 qtls No. 1 at \$3.50 per qtl.
- Oct. 28, 1914—2 qtls Cullage at \$2.50 per qtl.
- Oct. 29, 1914—450 qtls No. 1 at \$3.60 per qtl.
- Oct. 29, 1914—2 qtls Cullage at \$2.50 per qtl.
- Oct. 29, 1914—153 qtls No. 1 at \$3.50 per qtl.
- Oct. 29, 1914—62 qtls No. 1 at \$3.50 per qtl.
- Oct. 29, 1914—4 qtls Cullage at \$2.50 per qtl.
- Oct. 29, 1914—23 qtls No. 1 at \$3.50 per qtl.
- Oct. 29, 1914—3-4 qtl Cullage at \$2.50 per qtl.
- Oct. 29, 1914—164 qtls No. 1 at \$3.50 per qtl.
- Oct. 29, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 30, 1914—156 qtls No. 1 at \$3.60 per qtl.
- Oct. 30, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 30, 1914—335 qtls No. 1 at \$3.50 per qtl.
- Oct. 30, 1914—1 qtl Cullage at \$2.50 per qtl.
- Oct. 30, 1914—8 qtls No. 1 at \$3.50 per qtl.
- Oct. 30, 1914—2 qtls Cullage at \$2.50 per qtl.
- Oct. 30, 1914—12 qtls No. 1 at \$3.50 per qtl.
- Oct. 30, 1914—183 qtls No. 1 at \$3.60 per qtl.
- Oct. 30, 1914—2 qtls Cullage at \$2.50 per qtl.

This makes a total of 5609 qtls. All

AT THE NICKEL

that fish was delivered at St. John's.

Cross-examined by Mr. F. A. Mews on behalf of the plaintiff the witness said as follows:

My firm does business at Blanc Sablon. I have no knowledge of what was paid for fish down there last year; Mr. Bennett or Mr. Geo. Hutchings would be able to tell that. I do not know whether or not my firm paid for fish at the rate of \$4.00 a qtl on the Labrador, in Blanc Sablon.

CALVERT C. PRATT examined by Mr. Howley K.C. on behalf of the defendant, having been first duly sworn said as follows:

I am an accountant with Smith Co. Ltd. This is a statement of the quantity of Labrador fish purchased by our firm in St. John's in October, 1914, with the prices paid for same and the dates on which it was bought:

- Oct. 19, 1914—354 qtls at \$3.60 per qtl.
- Oct. 19, 1914—1 7-8 qtls at \$2.50 per qtl.
- Oct. 20, 1914—283 qtls at \$3.50 per qtl.
- Oct. 20, 1914—32 qtls at \$2.00 per qtl.
- Oct. 20, 1914—246 qtls at \$3.75 per qtl.
- Oct. 21, 1914—458 qtls at \$3.75 per qtl.
- Oct. 21, 1914—43 qtls at \$3.65 per qtl.
- Oct. 21, 1914—7 qtls Large at \$3.65 per qtl.
- Oct. 21, 1914—1 5-8 qtls at \$2.00 per qtl.
- Oct. 21, 1914—84 qtls at \$3.30 per qtl.
- Oct. 21, 1914—1 0-8 qtls at \$2.00 per qtl.
- Oct. 22, 1914—42 qtls at \$3.50 per qtl.
- Oct. 22, 1914—19 3-4 qtls at \$3.50 per qtl.

Oct. 22, 1914—5 1-2 qtls at \$3.00 per qtl.

Oct. 26, 1914—26 qtls at \$2.00 per qtl.

Oct. 24, 1914—440 qtls Large at \$3.60 per qtl.

Oct. 25, 1914—25 qtls at \$3.60 per qtl.

Oct. 24, 1914—1 1-2 qtls at \$2.00 per qtl.

Oct. 25, 1914—17 qtls at \$3.50 per qtl.

Oct. 26, 1914—326 qtls at \$3.50 per qtl.

Oct. 26, 1914—4 7-8 qtls at \$2.00 per qtl.

Oct. 25, 1914—17 qtls at \$3.50 per qtl.

Oct. 27, 1914—213 qtls at \$3.50 per qtl.

Oct. 27, 1914—5 qtls at \$2.00 per qtl.

Oct. 27, 1914—16 qtls at \$3.55 per qtl.

Oct. 27, 1914—1 1-4 qtls at \$2.50 per qtl.

Oct. 27, 1914—356 qtls at \$3.55 per qtl.

Oct. 27, 1914—2 1-4 qtls at \$2.50 per qtl.

Oct. 29, 1914—59 qtls at \$3.60 per qtl.

Oct. 29, 1914—32 qtls at \$3.60 per qtl.

Oct. 30, 1914—175 qtls at \$3.60 per qtl.

Oct. 29, 1914—140 qtls at \$3.60 per qtl.

Oct. 29, 1914—1 5-8 qtls at \$2.00 per qtl.

Oct. 30, 1914—53 1-4 qtls at \$3.60 per qtl.

I will produce a similar statement for the month of November.

HARRY FORD examined by Mr. Howley K.C. on behalf of the defendant, said as follows:

I am an accountant with A. H. Murray. My firm purchased Labrador fish in St. John's last year. All our purchases of Labrador fish were made in St. John's. The following is a statement taken from the firms books of the amounts of fish that we purchased from Oct 15th to 29th and the prices paid for same. All the fish was delivered in St. John's.

- Oct. 15—562 qtls at \$4.00 per qtl.
- Oct. 15—15 3-4 qtls at \$3.75.
- Oct. 20—26 5-8 qtls at \$3.60 per qtl.
- Oct. 20—50 qtls at \$3.60 per qtl.
- Oct. 21—472 1-2 qtls at \$3.75 per qtl.
- Oct. 22—173 1-8 qtls at \$3.60 per qtl.
- Oct. 22—16 1-2 qtls at \$3.60 per qtl.
- Oct. 22—48 1-8 qtls at \$3.50 per qtl.
- Oct. 22—226 7-8 qtls at \$3.50 per qtl.
- Oct. 22—85 5-8 qtls at \$3.50 per qtl.
- Oct. 22—39 1-2 qtls at \$3.60 per qtl.
- Oct. 22—183 3-4 qtls at \$3.50 per qtl.
- Oct. 23—238 1-2 qtls at \$3.55 per qtl.
- Oct. 23—69 qtls at \$3.55 per qtl.
- Oct. 27—101 3-4 qtls at \$3.35 per qtl.
- Oct. 29—24 1-2 qtls at \$3.75 per qtl.
- Oct. 29—26 qtls at \$3.50 per qtl.
- Oct. 29—17 3-4 qtls at \$3.70 per qtl.
- Oct. 29—14 1-2 qtls at \$3.70 per qtl.
- Oct. 29—20 5-8 qtls at \$3.70 per qtl.

This makes a total of 2449 qtls.

Cross-examined by Mr. Morine K.C. on behalf of the plaintiff the witness said as follows:

I prepared this statement myself from A. H. Murray's books. Mr. W. A. Munn asked me to make it and gave me the dates from Oct. 15th to 31st. He asked Mr. Murray to get the statement made up and gave him the dates. I can prepare a similar statement for the month of November but it will take some time. The list I have given contains all the Labrador fish bought by us from the 15th to the 29th Oct.

I will produce a similar statement for the month of November.

WILLIAM G. SMITH examined by Mr. Howley K.C. on behalf of the plaintiff, said as follows:

I am accountant with G. M. Barr. My firm purchased in St. John's last year a quantity of Labrador fish. The following is a statement showing the quantity of fish purchased in October, 1914, and the prices paid for same from the 17th to the 31st October.

- Oct. 17—216 qtls at \$3.75 per qtl.
- Oct. 19—123 1-4 qtls at \$3.80 per qtl.
- Oct. 19—54 7-8 qtls. at \$3.80 per qtl.
- Oct. 19—23 5-8 qtls at \$3.80 per qtl.
- Oct. 19—23 1-4 qtls at \$3.80 per qtl.
- Oct. 19—23 qtls at \$3.80 per qtl.
- Oct. 19—21 1-4 qtls at \$3.80 per qtl.
- Oct. 19—23 qtls at \$3.80 per qtl.
- Oct. 19—20 1-2 qtls at \$3.80 per qtl.
- Oct. 20—344 7-8 qtls at \$3.75 per qtl.
- Oct. 20—356 qtls at \$3.80 per qtl.
- Oct. 22—87 qtls at \$3.60 per qtl.
- Oct. 22—87 qtls at \$3.60 per qtl.
- Oct. 22—101 5-8 qtls at \$3.60 per qtl.
- Oct. 22—101 5-8 qtls at \$3.60 per qtl.
- Oct. 24—38 3-8 qtls at \$4.00 per qtl.

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Point-aux-Gaul, Lamaline, April 1915.

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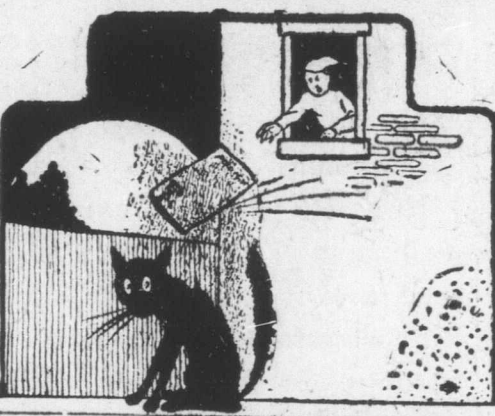
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