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There's a Reason

The G.T.P. Railway's final survey is through this property. The proposed junction station of the C.N.R. and G.T.R. adjoins this. The proposed street car line to Chestermere Lake passes Prospect Park. This subdivision is considerably under value when compared with nearby and adjoining properties.

East end property is advancing rapidly.

Present prices from **\$40** per lot up. Terms 1-4 cash, balance 4-8-12 months.

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If you do, the quickest and easiest way is to **PHONE 83** and insert an ad in the **Albertan** classified columns

EVIDENCE OF MINTY AND BENNETT BEFORE COM'N

(Continued from page 1.)

Q. What is the reason that as director you don't know what books it has?

A. The reason is I live in Winnipeg and if there are any books they are up here. Mr. Clark is looking after that part of the matter.

Q. You are a director?

A. Possibly I am, but at the same time a director does not necessarily know every book in the company's possession. There are officers who look after these things, you do not know every book that is in your office, I venture to say.

Q. I know of any company of which I am a director?

A. I don't know that you do. When you have organized you may know at the moment but when it is in organization I think you probably do not know very much about it.

Q. Well, William Bain is one of the incorporators, he is a bookkeeper, accountant or something in your office?

A. Absolutely nothing to do with my office.

Q. What is he?

A. Assistant manager of a loan company in Winnipeg.

Q. Always has been?

A. No, he wasn't always assistant manager, he is now assistant manager and has been for some time.

Q. What was he when the Alberta and Great Waterways company was incorporated?

A. Assistant manager of the loan company.

Q. He still was that?

A. Certainly.

Q. He is no longer a director, you say?

A. I didn't say so.

Q. Of the Waterways company he still is?

A. He now is.

Q. Why did you say he was not?

A. I misunderstood you.

Q. The three directors then of the company now are W. R. Clarke, yourself and Wm. Bain, is that right?

A. Exactly.

Q. And you have been one of the directors of the company ever since its incorporation?

A. Yes.

Q. And you helped to organize it?

A. Yes.

Q. And were present at the meeting?

A. I was.

Q. And attended all the meetings of the directors that have been held?

A. Yes.

Q. Now that being so you cannot give us any further or more definite information touching the books of that corporation than you have just sworn to Mr. Walsh, is that your oath?

A. I am under oath, it is not necessary to repeat that to me.

Q. That is your oath?

A. I have sworn it. Certainly it is my oath if I have sworn to it.

Q. Although the head office of this company is in this city and you have been here, how many days?

A. Since Friday morning.

Q. And that is all the information you can give us touching its books, shares and accounts?

A. I have had no occasion whatever to go into the matter of the books, etc.

Q. Minty vs Bennett?

A. Although you have asked to come here in consequence of the notice sent to you by my learned friend, Mr. Walsh?

A. Quite so.

Q. And you know what you were going to be asked here?

A. No one can possibly tell what you are going to ask Mr. Bennett.

Q. I quite agree with that, but you had a fair suspicion from being here yesterday what you might be asked?

A. Yes, I knew many irrelevant things might be asked, but I knew the investigation was on a certain point, and I brought everything that relates to that investigation.

Q. I am going to confine myself to the books and papers, I am not discussing the papers at all. You cannot give us any other information regarding the books, papers, documents, letters, telegrams, minute books, shareholders' books, stock register, at least share register, you may call it, some call it stock and some share register; that is what you have just said to Mr. Walsh, that is your best evidence?

A. I don't know that it is my best evidence; it is fairly comprehensive.

Q. Your questions are very general. Probing my mind I might develop things as they go along you know.

Q. I will do that next week. You cannot in way assist me further than what you said to Mr. Walsh, and I would ask you to repeat it?

A. I don't think I can give you any assistance.

Q. Tell me what documents and papers you know this company to possess.

A. And Counsel Intervenes.

Mr. Robson: I think it is about time to stop this. This is becoming vexatious. This is not an honest—I won't use that expression.

Mr. Bennett: No, you had better not.

Mr. Robson: I will say this, this is not a bona fide cross-examination of Mr. Minty when it stands on a tack of that sort. Perhaps the occasion will come when I won't be afraid to use the word I used just now and if it does I won't hesitate to use it, but in the meantime, it is sufficient to say that the cross-examination is now assuming a vexatious form. It has been so already and I ask your lordships to stop it. Mr. Minty has very kindly told your lordships all he knows about documents and papers; that is quite clear. I think we have satisfied Mr. Walsh also on that subject.

Mr. Justice Beck: He may ask him to repeat the same answer again and again.

Q. Mr. Bennett: Now, Mr. Minty, I do not want to be vexatious with you, I have my doubts about that, but go on.

Q. And we will deal with Mr. Robson again. Now, Mr. Minty, you tell me that the papers of the Canada West Construction company, which took over this other company to construct its railway, you are thinking about producing, you will probably show them to Mr. Walsh?

A. I told the commission that.

Q. That is as far as you can go about that?

A. For the moment.

Q. Did I understand you to say that there was no share register of that company yet?

A. You didn't understand me to say it, for I haven't been asked the question.

Q. There has been a stock register?

A. I don't know.

Q. You occupy, I notice, from the Gazette, the position of incorporator?

A. Yes.

Q. And you observe from one of the clauses in the charter of incorpor-

A. I can't remember the exact wording.

Q. You remember in general terms that was so?

A. I don't quite see what that has to do with the production of papers?

Q. Do you remember that?

A. I would want to get the exact words before I will admit anything to you, Mr. Bennett.

Q. It will cause me the trouble of sending for the Gazette.

Mr. Walsh: I have it here.

Witness: I am very sorry to cause you trouble, but I like to be accurate. This seems to be an examination upon what is in documents and not an examination for documents.

(Mr. Minty reads clause referred to from Gazette.) It is a little bit more comprehensive than you put it, I think.

Q. Mr. Bennett: Well, I want to put it properly. I would read from it if I had it. Now, has that been exercised, do you know, any papers about that?

A. Exercised by whom?

Q. Are there any papers or documents in connection with that transaction—and the exercise of those powers by the Canada West Construction Co?

A. I am not quite sure whether there is anything on the point; I think there is something on the point, though, not as to the exercise of the powers. They haven't been exercised.

Q. No, but the exercise of the powers by the Canada West Construction Co?

A. They haven't been exercised yet.

Q. Just some negotiation. Will the documents included in the documents of the Canada West Co, do you know?

A. If there is anything the Canada West Co. will have it.

Not interested in Athabasca Syndicate

Q. Well, we will deal with those after. Mr. Walsh has not seen them. I have no desire to see them just now.

Now, this Athabasca Syndicate, of which you were collector, it is fair to say you were also interested in financially?

A. No, it is very unfair to say, because I was not interested in it financially in any shape or form except purely as a solicitor.

Q. And your services in that regard would be compensated for \$5,000, you remember. Don't remember the document?

A. What document?

Q. The document that dealt with the compensation you were to receive?

A. I have received no compensation of that kind.

Mr. Justice Harvey: Has that anything to do with the inquiry?

Mr. Bennett: No, except to refresh his memory as to the documents.

Witness: I received solicitor's fees in the ordinary course. I certainly have not received any \$5,000. I don't know anything about \$5,000. I wish I had got \$5,000. I think the floating capital was very little over \$5,000.

Q. Not in money. Do you know Mr. Emerson?

A. Yes.

Q. What is his address now?

A. I haven't seen him for some time, but I think it is Winnipeg.

Q. What are his initials?

A. F. A. I think.

Q. And he was the secretary of the syndicate?

A. Yes.

Q. And he is still there? And did he have the custody and control of the papers when you last knew him?

A. I think he would have, but I do not know. I had some of them, I think they were got from me by him.

A. Yes.

Q. Then, Mr. Minty, your best evidence is that so far as the papers are concerned in connection with that syndicate they will be in the possession of Mr. Emerson, the secretary, or possibly Mr. R. R. Sullivan?

A. My best recollection is I have known some Emerson, correspondence, etc., and Mr. Emerson may have some, but what

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