

afternoon the real John H. Humphrey appeared and upon taking the prescribed oath was permitted to record his vote. Upon his appearance in the polling booth he was immediately recognized and greeted by Charles Carr, the poll clerk at said polling booth and a prominent worker in St. James in the Conservative interest. Mr. Carr had been present when the personator appeared and gave the name of John H. Humphrey but he made no objection to said personator receiving a ballot and casting his vote in said election. The name Humphrey appears only once on the voters' list for said polling division and said Carr always referred to said list before entering the name in the poll book.

3. That the name of Allen W. Craigie is in the correct list of qualified electors entitled to vote in said election in said polling division.

4. During the polling of votes at said election a person whose name and identity were unknown to me but who subsequently was identified to me as one Robert Stout applied in the name of Allen W. Craigie to the Deputy Returning Officer for a ballot saying at the same time that his name was Allen W. Craigie, that he resided on Roseberry Street, and that he was a carpenter by trade.

5. I immediately asked the said applicant a number of questions as to his identity and at the conclusion of his answers thereto the Deputy Returning Officer upon my request placed the said applicant in the custody of the poll constable as a person who had applied for a ballot in the name of Allen W. Craigie but not being said Allen W. Craigie.

6. That immediately upon the detention of said person I preferred information in writing oath before said Deputy Returning Officer charging said person with the offence of personation.

7. That the Deputy Returning Officer thereupon issued his warrant for the arrest and detention of said person and placed said warrant with the Provincial Constable James Bain, who thereupon took the said accused into custody and placed him in confinement in the jail at St. James in the province of Manitoba.

8. That after the said person had been taken into custody the matter of his arrest was discussed in the polling booth and James W. Hatch of St. James, the duly appointed agent of Alexander Morrison the Conservative candidate at said election, stated to me that he knew that said person was not Allen W. Craigie although when I was interviewing the said person with a view of ascertaining whether or not he was the person, he represented himself to be, the said James W. Hatch took no part in the discussion and did not offer to inform me that said person was not Allen W. Craigie.

9. That on Tuesday, October 15th, I went out to St. James, where I saw Chief Constable Bain who informed me that one S. D. Richardson, a Justice of the Peace in and for the province of Manitoba, had on the evening of said 12th day of October, ordered and had caused the release of said accused and had remanded him for trial before Alexander McMicken, Provincial Magistrate at the Provincial Police Court in the city of Winnipeg on Wednesday the 16th day of October at the

hour of eleven o'clock in the forenoon of said day.

10. That on said Tuesday, October 15th, at three o'clock in the afternoon in company with W. H. Trueman, my Counsel in connection with the prosecution of said information, I went to the office of the said Provincial Police Court in the said City of Winnipeg. We there interviewed Felix N. Hryniewiecki, clerk of said Provincial Police Court, and asked him if the matter of my information against said accused was to come before the Provincial Police Court at eleven o'clock in the forenoon of the next day. He replied that it was. Mr. Trueman then applied on my behalf for subpoenas for three witnesses who were required to give evidence in connection with said information. Said subpoenas were prepared by said clerk and they commanded the attendance of said witnesses at said Provincial Police Court at the hour of eleven o'clock on Wednesday the 16th day of October, 1912.

11. That on Wednesday, October 16th, I attended at the said Provincial Police Court from fifteen minutes to eleven o'clock in the forenoon until about thirty minutes after eleven o'clock in the said forenoon. My counsel, W. H. Trueman came to said police court at eleven o'clock in said forenoon.

12. On my arrival at said police court I was informed by Alexander Gunn, one of the witnesses subpoenaed on my behalf, that the case had been disposed of and I immediately communicated this information to Mr. Trueman upon his arrival at the court house. Said Mr. Trueman and I then spoke to the clerk of said court and told him that we were on hand to proceed with the matter of my said information. The said clerk informed us that according to the records the case had been disposed of. I asked him if he had seen the accused and he replied that he had not. I asked him if the accused had been there that morning and he said he did not know. I asked him if he had any record in the matter and he then produced my written information upon which was written the following memorandum over the signature of said Alexander McMicken:—Pleaded guilty with extenuating circumstances, fine \$50 and cost.

(Sgd.) A. McMICKEN.

13. When I arrived at said police court the said Alexander McMicken was presiding in said court for the trial of cases. My counsel informed the said Alexander McMicken that he appeared on my behalf in connection with said information and that we were prepared to proceed with the hearing of said charge. The following conversation then ensued between the said Alexander McMicken, the said W. H. Trueman and myself:—

Magistrate McMicken: 'Both defendants have been here already, have been tried and have been heavily fined.'

Mr. Trueman: 'Were Mr. Mackenzie or Mr. Macdonald present?'

Magistrate McMicken: 'I don't know whether they were or not.'

Mr. Trueman: 'Did any one appear for them?'