

APPENDIX No. 6

Q. And this track was not started to evade the laws of the State of Michigan, you say?—A. I should not think so.

Q. But do you know?—A. I know there was no necessity to evade that law.

Q. I know that the law of Michigan was 'All running, trotting or pacing of horses or any other animals for any bet or stake, in money, goods, stocks or other valuable things, except such as by special law is allowed, shall be deemed criminal, and is hereby declared unlawful'?—A. A dead letter.

Q. That was in force at that time?—A. It has no force at present.

Q. Might there not have been a spurt of enforcement at that time?—A. I do not think so; I never heard of it.

Q. May they not have inferred that it would be enforced against them?—A. I see no reason why they should; it has not been enforced there. I am saying that as long as I can remember there has been no enforcement, except in one or two localities, of the prohibition against betting in the State of Michigan.

Q. Then I want to know just covering the two race meetings, Windsor and Fort Erie, neither of which tracks you say, notwithstanding these things I have read to you, was started, so far as American interests were concerned, to evade and get away from the laws of Michigan and New York?—A. I am decidedly of that opinion.

Q. Then we will get down to information that is even better. You are sticking to your opinion and I am trying to correct it. Do you know the gentlemen who are the shareholders in the Fort Erie track?—A. Some of them.

Q. Who are they?—A. Mr. Madigan.

Q. What is his name?—A. John H.

Q. Who else?—A. Mr. Cella.

Q. Louis H. Cella?—A. Louis A., I think.

Q. Yes.—A. I saw Mr. Condon once.

Q. Yes, John Condon.—A. I think that is all that I know. I don't know who the shareholders are, but I remember they are shareholders.

Q. There is a man named Dan. A. Stuart, who is now said to be dead.—A. Died last year.

Q. These men are all Americans?—A. Well, Mr. Madigan is a Canadian by birth, I believe.

Q. I find him reported at the parliament buildings, Toronto, as of Houston, Texas. In every year's report to the Ontario government until this year. A few days ago he described himself as of Simcoe, Ontario; where does he live?—A. I see him whenever there is racing at Fort Erie, and during the summer I see him in Toronto.

Q. Where is his family?—A. Sometimes in Simcoe, sometimes with him, and sometimes in Buffalo.

Q. Is his home not in Houston, Texas?—A. I think he has some very considerable business interests in Houston.

Q. Is his home not in Houston, Texas; he is described in all these returns as of that place?—A. I think he spends the greater part of the winter there. I have had letters from Houston.

Q. Has he a house at Buffalo?—A. He had a house there, I do not know who owned it. I do not know whether he owned it or not.

Q. He is an all round sport, is he not?—A. I think he is.

Q. Do you know whether he is the proprietor of the aggregation of game cocks I spoke of called the 'Texas Rangers'?—A. I heard you say something about it—

Q. You never heard of them?—A. I never heard of anybody travelling around the country with a lot of game roosters.

Q. You heard he was the proprietor?—A. I never heard of such a thing as an aggregation of game chickens.

Q. Have you heard that he was the proprietor of any other business?—A. I have heard him talk of other lines of business he was interested in.

Q. What other lines of business?—A. Some oil lands and I think some rice plantations in Texas.