Phone 1353.

had a talk with him on of your first meet-That is the first

this agreement of the think I met him in

was given to Bowen it after the option was you first met Clarke? ot the option before Clarke until after

the option? neet him first? in Edmonton. hat he came here was the man Mr.

ply a nominee of

at this man, I think,

in touch with you? ich with me.

veral long conversa I went thoroughly ture of the country whole proposition atry and make it a on, and I said I was power to assist him ation on Country.

you gave him was ntry through which y that it would tap. ched upon between

mean by the "finan r this charter, I supa view of building

he had financial inconnection.
you understood from s going to build the

o build the road him-

ession you got im to build that road e of any kind from

ression I got. n what you say that alk of government asy talk with him about

still retained your the syndicate?

t agreement by you? ment I had with him?

ent With Clarke.

im, in outlining my

from Page Three.)

all-steel drill has a 35

A. & G. W. RAILWAY INQUIRY

idea and plan of operation of that nave to be built to the waterways and that the waterways would have to be developed; considerable money would have to be put into the steamboat business in order to make it a jeeder and properly develop the country and make that end of the road pay, and he suggested to me hat he ought to be interested in

ke an interest in the steamboats I said, "You can go ahead and build the road. I haven't any objection to your bein ginterested with me in steamboats, for I understand it will take a lot of money to properly help me out on my steamboat proposi-tion you can have what I have got in but whatever it is you can have it." Well, then, the consideration for the est in the railroad was, he was going o help you in the steamboat proposi-

o help you in the steamboat proposiin?
Yes.
How?
He was going to put some money
into it.
How much?
About \$25,000; what he should put

Was that the agreement between That was the verbal agreement, un-

derstanding.
Was there any written agreement between you and him about the steamboat proposition? No; I wouldn't have any writings to I don't know why; it was up to

him to instruct his lawyer to do that. No, it was up to you to see that your lawyer got it for you.

Well, I think he was to attend to that matter, to that end of it.

Cornwall Assigned Interest.

Well, he seems to have taken very

good care to get from you an assignment of your interest in the railway? That agreement was drawn down Is that where the arrangement was

arrived at that you have just been speaking of?
I discussed the matter with him But you didn't complete it here? No. I completed it in Calgary. Did you and he go to Calgary for the purpose of completing it?

Did you go down to Calgary to-We were there together, at a how.

Then, the verbal arrangement was you and Clarke respecting this matter?

gary, and it was there that this agreement transferring your rights in the railway company to him was drawn up and executed by you?

Who suggested that you should put in writing the transfer to him of your interest in the railway company? It was my own suggestion.

That was for his protection? To show my good faith. Clarke Looked All Rright. Clarke was a stranger to you? Well, he looked all right to me.

I know he looked pretty good to you, but he was a stranger, wasn't he? You didn't know anything about suppose? , yes, I did; I believed he was was all that he said he was from-well formation in fact.
He told you that himself? He ad-

mitted that to you himeslf?
Yes. He didn't knock himself with

gether down in Calgary Now, I want to find out what you did and what you didn't. Why didn't you then, when this thing was assuming

idn't you?

that last extension? Apparently.
Did you get any part of that?
I certainly did not.
Did you ever apply for it? ress itself upon your memory?
Well, I would have to get my books of give the exact date.

Wasn't it the year 1908?
No. it was in 1909, I think.
Well, then, this document bears date the 20th July, 1908. And you signed it, did you, on that date?
I drew it up at that time, yes; Mr. Adams drew it up for me. Adams drew it up for me.
And you signed it on that date?
Yes.

Yes.

And that was done with it?

I put it away with my papers.

And you didn't deliver it to Clarke

do that, that is why.
So you say you did it as an evidence of your good faith, but you didn't hand it over to Clarke? You showed

your lack of faith then.

I handed it over to him afterwards.

In 1909, What was the urgency about lating this dodument prepared in July, 1908, especially when you were away from home?

It was down there where the affair was fresh in my mind, and Mr. Adams was doing my work for me down there. and I went in one evening and he was doing some of my other work and I

had him do this for me. Clarge Not Present When Signed. Was Clarke there when this

And you put it in your pocket and carefully brought it back to Edmon-

And I suppose you considered your self still interested in the Athabasos company until you actually delivered this agreement to Clarke?

Oh. I don't know: I had also told—I told Mr. Minty that I wished Mr. Clarke to have all my interest in the talk extension?

And the only thing you did to ac-complish that was to have an agree-ment signed that you carefully hung onto yourself? business with the town and I think option which was good only to the happened to be there. We had all lst of September, 1908, was renewed

> Mr. Walsh; I didn't have anything to do with it. I know I signed a paper for Mr. Bowen but I don't know just what it was.
>
> Then I have here a renewal dated

> on the 30th of September, 1908, I have not got the other one, signed appar-ently by all of the syndicate except Mr. Cornwall extending the option

Mr. Justice Scott-You only produc ed one renewal, is that so?

Mr. Walsh That is all. the other on the --- day of November, 1903

(The extension dated the 26th lugust, 1908, marked No. 38) and the Minty:next one from 30th of September to the 1st of December, marked 39 and the one from — day of November, to the 1st of March, 1969, No. 40)
The last one November 1908 to 1st
March 1909, contains this clause: that

Bowen agreed to make an aplication to the Dominion parliament for an extension of the time for the construct on of the road, etc (reads)?
Mr. Walsh—This is simply a copy is no objection to it going in.

Mr. Mackenzie—Is it from our files'

Mr. Walsh—From Minty's files.

Mr. Mackenzie—Well, then I can'

of attorney to Mr. Metoalfe, you atting of the first of January and we must keep out of the field in the meantline. We that of the field in the meantline. We that option?

No, not from any knowledge I had, but I presume he did.

Yes.

As Far as St. Paul,

What was the larger project of building and putting on a fleet of boats, which we would require to develop the northern waterways. That was the general talk I had with him, and he said I incorporated in 1909?

I was not a member of the House but I was not a member of the House in the bush and I do not expect to hot larke? I wanted it, provided I could show real talk I had with him, and he said I wanted it, provided I could show real talk I had with him, and he said I wanted it, provided I could show real talk I had with him, and he said I wanted it, provided I could show real talk I had with him waterways. That was the general talk I

entitled to that?

I presume he would have some profits in it. There was a good deal of talk about profit, but I wasn't looking for any profits and never got any.

There was apparently \$3,260 paid in cash at that time by Bowen for that last extension?

Why no.? I did not want any. Why not?

Clarke? That was my intention.

At that time you had the document of 20th of July amongst your papers You had not delivered it to Clarke, but my intentions were good.

has come through with the steamboat money then? When was that?

On the 24th of November, 1908? No. He had not come through with the reason you did not make any appli-cation personally for the \$3,250, which you thought if any one was entitled to Clarke was?

He certainly could have all my in-You had the document yourself, you-that you heard it?

Now that last extension they speak of \$100,000 being issued to the members of the syndicate, the company injust remember.

I cannot give you time, but I don't said "I have carried out injust remember. Said "I have carried out injust remember. And from whom did you learn that went with you."

You handed it over to him? Was a government was to be approached.

Is that what it states there?
That is what it states there. I understand, as a matter of fact, the territory through which the A. & G. W. is to be constructed was practically the same territory as that covered by the Athabasca charter?
Well, I could not say as to that. I presume it may be. That is the general direction at least.
Speaking generally, it covers the same territory?
Yes. It is in the same general direction.

Well, I don't know. It might have been that when did Clarke came back here?
Well, I could not say as to that. I presume it may be. That is the general direction at least.
Speaking generally, it covers the same territory?
Yes. It is in the same general direction.

Well, I don't know. It might have the sted?
Well, I didn't get anything for that transfer.
Didn't you get the assistance that you were promised in connection with the steamboat business?
Yes, if that is what you mean by getting anything for it.
That is something, is it not? What did you get?
I got \$2,000?
Now, as to the date of that, I would have to see my books. Adams' office and signed by you in his

> No, I never did. You never did? No. What notice did you give to the

well, I guess—I don't know what syndicate of which you are a member Mr. Minty told him; I have no idea.

I find Mr. Cornwall that the Bowen the original holdings? the original holdings?

The only notice is I told Mr. Minty that I desired Mr. Clarke to have everything I had in the syndicate. I think if you get Mr. Minty you will notice. So far as you know, your records of

the syndicate still showed you as a member of it? I presume so. "Do you remember Mr. Minty sendng you this letter? (Shown letter.)
I don't remember of ever having get the bonds guaranteed and that

Was that letter shown to you? I dont' remember seeing that. Do you know Mr. Bowen's handwriting? That looks like his signature. That is Mr. Bowen's signature, do

you say? A letter from Bowen to Mr. Minty, which is produced from Mr. Minty's files, dated August 20, 1908. "Dear Minty:—Mr. Mackenzie: How is that going into the evidence of Mr. Cornwall?

Mr. Justice Harvey: Mr. Cornwall just said that he believes it is Mr.

Bowen's signature.

Mr. Mackenzie: It is simply going the handwriting.
Mr. Mackenzie: If should not be read then, my lords.

Mr. Walsh: I put it in as evidence;

I don't put it in as identification.
Mr. Justice Scott: It is a matter effecting the enquiry and is not evidence against Mr. Cornwall. If Mr. Cornwall was on trial your objection would be good.

Mr. Justice Beck: It is simply evidence against Mr. Cornwall. If Mr. Justice Beck: It is simply evidence against Mr. Cornwall is not evidence against Mr. Cornwall. If Mr. Justice Beck: It is simply evidence against Mr. Cornwall is not evidence against Mr. Justice Beck: It is simply evidence against Mr. Cornwall is not evidence against Mr. Cornwall is n

Mr. Mashs—Fore—Mithly's files.

Mr. Mashs—Fore—Mithly siles.

Mr. Mashs—Fore—Mithly siles.

Mr. Mashs—Do over intermeted on the last remeated on the last remeated on the strength of the half in his site than the last remeated on the strength of the half in his site.

Mr. Mashs—Do over obsculed.

Mr. Mashs—All was on trial your objection oble for well as the was the last remeated in the strength of the syndicate as we agreed. That is to say, if the extension is granted and we should not use its charter we

we should not use its charter, we would put them in the new company of that? would put them in the new company So fa Mr. Walsh—The 24th of November. in the same position they occupied got it?

Can you explain how it happens that in November, 1908. you wer, authorizing some gentlemen in Winnipeg to settle your profits in the syndicate, if you did not claim to be entitled to that?

I presume he would have some profits in it. There was a good deal of talk about profit, but I wasn't looking for any profits and never got any.

everything that came up in the way of assisting these people to get that charter. Whatever they did I don't know. I never saw any of the documents. I never saw that before until this morning.

The game him instructions to sign atton about the passing of that registration incorporating the company and guaranteeing their bonds than the general public had?

Only General Information.

Oh, I had information, but any information I got was from general talk with Mr. Clarke He discussed. ments. I never saw that before until this morning.
But you know, as a matter of fact,
that the extension had beeen granted
that the extension had beeen granted
the matter with me and I asked him
how he was getting on, and he said

after Bowen came into it. was here in the first place, in June and July, the whole scheme was the building of the road with his own capital, or that which he was able to

Clarke Said He Had Capital Oh, he said he was able to go ahead When did the first talk come up to your knowledge of government aid in the shape of guaranteeing the bonds?

I don't just remember when I first contained the contained th

Do you remember from whom it was You had the document yourself, you had never delivered it?

I never made any demands for any interest in it, I did not want any interest in it.

Now that last extension they speak of \$100,000 being issued to the memoral of the syndicate, the company interest in the fall, I think, but I don't instrument.

When he was here in July, was No, I had no conversation with him in July about a government guar

antee.
So that the first suggestion of that came from Mr. Clarke, when he was here some time in the fall of 1908? I think so.
Did he discuss that with you? Oh, I had some conversation with him, not very much. He asked me what success I was having, and I told him I had not had

Did you tell him what you had been Had Interviewed Government I just told him that we had interviewed the government.

Did you tell him what request you made of the government?

No. I told him we were trying to

was all.
Did you tell him the amount? Didn't you tell him that all you would ask the government was \$13,000 a mile at 4 per cent?

I never had any conversation with

him about it, I never got into the He was asking for the particulars "Dear of your negotiations with the govern-ment?

of your negotiations with the government?

I just told him in a general way that we tried to interest them.

He told you when he was here in that 29th day of December; it might that we tried to interest them. He told you when he was here in the fall that he was after a government guarantee? Do you mean to tell me that there

in as identified.

Mr. Justice Harvey: It does not was no talk between you and him affect Mr. Cornwall, he has identified about the necessity for all this—how As to why he could not do it? Yes, as to why he wanted the gov didn't want the government build the road.

Do you know as a matter of fact, with me in the steamboats and putting

So far as I know. So far as you know that is how he

matters when I come up Please the same as all the other country. I

signed by Mr. Metcalfe as your attor-ney.

Why not?

Because I did not consider I had any interest, I had given my interest, I had given my interest. You had given your interest to Mr.

Clarke.

Were you kept posted from time to time after the last extension of the option as to the progress that was being made?

That was my intention

that the extension had beeen granted until the first of March?

Oh, yes; I think generally I must that he would probably get it alright. I wished him all kinds of luck, but I did not enter into the getting of that time after the last extension of the option as to the progress that was being made? mg made?
Well, I don't know, Mr. Walsh.

Well, I don't know, Mr. Walsh. as I was concerned, and there was no

Then, when was it that you comple ed this arrangement that you had with Mr. Clarke, that you entered into 'n July 1908 with Clarke for the trans-fer to him of your interest in the fer to him of you Athabasca charter? When I gave him what constituted

When did you hand over to him th exactly when, but it was some time last year, 1909.

What time of the year? spring, 1909.
What took place between you and him when you handed him over that

have to see my books.

Well, where are your books? I don't know, Mr. Biggar can to Mr. Mackenzie: The bank books can produce them. They are not here present time but I will always be glad to give them to you.

Clarke? At that time, yes. I am not sure Well, when was it incorporated? February, 1909. that time I think. I am not just sure

What do you mean? mean what I said. What did you get for that transfer? Didn't Get Anything for Transfer if it was in the spring or winter of 1909, but the bank books will tell that.

Is that all that you got? No. I afterwards got \$12,500 from From the Seaboard National Bank. Are you to get any more? It was wired to the bank; they were wired instructing to pay me that

money—December it was 19th, 1909. On the 19th day of December, 1909? Money Paid in New York. have been the 27th, the 28th or the 29th I sailed from New York on the

29th I sailed from New 1018 on 29th and I think it must have been Are there any letters of any kind on the 27th. It was somewhere around between you and Clarke with reference to this? Was Mr. Clarke in New York then? No, he was not. When had you seen Mr. Clarke beore that? I had seen him a week before that. is that you have \$14,500 of his money I had seen him a week before that.
Under what arrangement was it that this \$12,500 was paid to you in Detember, 1909?
Well, it was to be put into the steamboat. It was ofr his interest in the steamboat, associating himself with me in the steamboats and putting

some money into it.
When was it agreed that this amount of \$12,500 should be paid to you for that interest? me at that time he told me a week before. I needed the money for financing my boats, and I told him

I would require that much money In the spring of 1909 you got \$2,000 the best possible boat that would York to J. P. Morgan & Co.? Yes.

What was the arrangement between you and him then about any further advances.

Clarke to Give \$25,000.

to the best advantage to nave the most econocical boat, I would have to go there and study their system. The only knowledge I had was by being there a time or two, but I had never the said.

He was to put that in'.

He was to put it in-well, we didn't have any specific time stated. I outlined to him what my proposition was worth, and he told me what he was have any specific time stated. I outlined to him what my proposition was worth, and he told me what he was prepared to do, and he particularly wanted to be interested in the steam-boats because they are part or would have as decided on in July you have a specific time stated. I not the heavy financing in connection with this steamboat and I had to have some money, \$10,000 or \$12,000 any way, and he gave me \$12,500. boats, because they are part or would 1908. With the old.

Cornwall Gave Power of Attorney.

So that on this 24th day of November, 1908, when you gave this power of attorney to Mr. Metcalte you authorized him not only to execute this out of the field in the meantime. We out of the field in the meantime. We represent the first of January and we must keep out of the field in the meantime. We represent the first of January and we must keep out of the field in the meantime. We represent the first of January and we must keep out of the field in the meantime. We represent the first of January and we must keep out of the field in the meantime. We represent the first of January and we must keep out of the field in the meantime. We represent the first of January and we must keep out of the field in the meantime. We represent the first of January and we must keep out of the field in the meantime. We represent the first of January and we must keep out of the field in the meantime. We represent the first of January and we must keep out of the field in the meantime. We represent this formerly taken up by Mr. Olsrke? In the fall it was in the fall somewhere. In the fall it was decided that it presume it was. I have no know ing to do that providing he could furnerly taken up by Mr. Olsrke? In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was decided that it presume it was. I have no know ing to do that providing he could furnerly taken up by Mr. Olsrke? In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the fall somewhere. In the fall it was in the Yes.

become part of the railroad. He wishNo, I don't know just when it w

Then you know that this option was ed to be interested in them, and he but it was in the fall somewhere.

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Well, it was part of the \$25,000. How much money have you to put oh, I had quite a bit alright.

How much?

Cornwall Already Invested \$50,000.

The equivalent of \$50,000. I estimate my plant to be worth about \$45,000—cash invested in it. What were 10 be the respective in-Well. we were going to organize company.

And have its bond guaranteed? No, we didn't want any bonds guaranteed.

You were going to organize a steam Never Saw the Boats. Did Clarke ever see these boats He never saw the boats out he saw What did you give him to show his interest in this steamboat proposition

when you get the \$2,000?? What did I give him? I gave him my word. inything in writing? And there was no writing from his agreeing to put more money in it?
No, he talked it over with hi

Was there any money advanced to \$2,000 and the time you received the Not a dollar.

Clarke Has \$14,500 Interest. So then the position is this, Clarke has an interest to the extent of \$14,500 in your steamboat proposition? Have you got any more money ince December 1909? Not a dollar. Are you to get an ymore?

That is from Clarke? I am to get it when I want it. suppose we will have our pape drawn up and all arrangements car ried out in proper form. At the present time there are no him about this steamboat proposition?

Or any telegrams? No telegrams.

And the sum and substance of it

Oh, I had arranged it some time last summer. In going over my plans I told him it was necessary, I would have to go to Germany for one thing, and I said I felt that in order to have

as a result of any arrangement between you and Clarke?
Yes.
When did you make that arrangesuit the physical features of the river to the best advantage, to have the thing I don't know anything about He was to put in about \$25,000 into gone into a close study of it. He said Well, you know this is your proposition, you are responsible for it, and you will have to do what you see fit. I told him that I had been up against

say?
No, I don't know just when it was.

Under arrangement with Clarke?
I travelled as far as St. Paul with

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with coil spring pressure, is easy on the man and on the horses, but cuts where

was accused of it. but I didn't. think you were wrongly accused I had a good many crimes attributed to me, but I didn't ride on that train.

You were in New York on the 1st And Mr. McLeod? I met him there. And Mr. Minty?

I didn't see Mr. Minty. Are you sure? Absolutely. And Mr. Cross? met Mr. Cross there. It was on the 1st of November, 1909,

First day of what? don't know. I was not there in Yes you were. Not on the first. You were on the 1st of November,

reached New York?

bonds or bond issues.

No doubt about it. I don't just remember the date. I don't know when Mr. Woods and these gentlemen were there. I met them there one day. I had been them there one day. And that was the occasion on which the bonds of the A. & G. W. Railway thing I don't know anything about.

Did you know that Mr. Clarke left New York for London a few days after I didn't discuss the railroad with him. I was steamboating with Mr. Clarke. Is it news to you to hear now that Clarke went from New York to Lon-

Well, I had no knowledge of his movements. It is news to me. don't know anything about it. When did you next see him after you saw him in New York on the

Did you learn from him that

(Continued on Page Five.)