

*Mr. Rees*: Now, this order is issued on the 22nd September, in action 353: motion dismissed—that is, motion to vary certificate.

*Mr. Bloxam*: Yes.

*Mr. Rees*: Martin's application for judgment was made on the 2nd September?

*Mr. Bloxam*: Yes.

*Mr. Rees*: And the one to vary certificate?

*Mr. Bloxam*: Yes.

*Mr. Rees*: Was there anything else done on that day?

*Mr. Bloxam*: This shows what was done.

*Mr. Rees*: Nothing else was done except what is recorded here [Judge Johnston's note-book; *vide* Appendix No. 16], and that corresponds with the dates and figures here.

*The Chairman* (charge No. 4; *vide* page 2 of this paper): Did you not receive the papers from Wellington on or after the 28th June? [Paragraph of petition read.]

*Mr. Bloxam*: That is not correct as it is put there.

*The Chairman*: Can you tell me at what date you did receive the papers?

*Mr. Bloxam*: Will Mr. Ell say what papers he refers to?

*Mr. Ell*: All the papers that had been used by Mr. Bloxam in taking the accounts, both in 30 and 353.

*The Chairman*: Do you mean all the papers as referred to by Mr. Cooper in a letter said to have been sent by him to Bloxam?

*Mr. Ell*: Yes.

*Mr. Bloxam*: As a matter of fact, on the 28th of June all the papers in these actions were received in Christchurch.

*The Chairman*: By yourself?

*Mr. Bloxam*: Except the exhibits.

*The Chairman*: They were not all received—the papers—some of the exhibits did not come.

*Mr. Rees*: What exhibits?

*Mr. Bloxam*: Exhibit H [*vide* No. 23 of Appendix No. 19], I think, which you see in Mr. Martin's evidence.

*Mr. Ell*: I lent that to Mr. Bloxam, and he has never returned it from that day to this.

*The Chairman*: Is that correct?

*Mr. Bloxam*: No, it is not. I do not know anything about it.

*Mr. Ell*: It is in Mr. Martin's evidence. [Mr. Conolly's note at the end of page.]

*Mr. Rees*: I would sooner Mr. Bloxam would give his own evidence.

*The Chairman*: In Mr. Cooper's letter he says, "I have the honour to return all the papers received from you." [Letter read; *vide* Appendix No. 6.] I want you to clear this matter up. I wish to ask you now did you receive these papers.

*Mr. Bloxam*: All the papers in these actions came down on the 28th of June.

*The Chairman*: What date?

*Mr. Bloxam*: The 28th.

*The Chairman*: Did you refuse an application from Mr. Ell by stating that you did not receive them?

*Mr. Bloxam*: No.

*The Chairman*: Just now you said there was one paper not received.

*Mr. Bloxam*: The exhibits did not come back.

*Mr. Rees*: Then, you did not receive all the papers?

*Mr. Bloxam*: I want to show that the papers were received, but we went on taking the accounts. There was no four weeks' rest.

*Mr. Rees*: Again you say they were received.

*The Chairman*: Were you short of any papers when Ell made the application?

*Mr. Bloxam*: No; we were short of no paper except that one—exhibit H. [*Vide* No. 23 of Appendix No. 19.]

*The Chairman*: Did it make any difference the want of that paper?

*Mr. Bloxam*: It did not make any difference.

*The Chairman*: Did you say to Mr. Justice Conolly that the reason why you did not go on was because you could not get the papers?

*Mr. Bloxam*: I told him that some of the papers had not come to hand. All these charges have been before Mr. Conolly.

*The Chairman*: Will you read your reply to Mr. Conolly.

*Mr. Bloxam*: Page 2 of H.-6, 1889, at the very bottom, the last three lines. [Read.]

*The Chairman*: I want your own evidence. I want what Mr. Bloxam said in his evidence to the Court *re* these papers.

*Mr. Bloxam*: Page 11 of H.-6, 1889, ten or twelve lines from the bottom; but it is not correct as sworn by Mr. Ell.

*The Chairman*: Now I want you to explain.

*Mr. Bloxam*: There were things that did not come back; but what did not come back did not delay the proceedings a moment.

*Mr. Rees*: What! The accounts were not very material in taking accounts?

*Mr. Bloxam*: That is not a correct statement.

*Mr. Rees*: Your answer now is that you do not recollect what papers were received, except that exhibit H had not come to hand.

*The Chairman*: Had you not received the accounts at that time?

*Mr. Bloxam*: I do not know whether the accounts were received at that time or not. I was going to show you that matters were not delayed in any way.