

358. You told him at that time you had paid Messrs. Perry and Perry's costs?—I think I did.

359. At the same interview?—I think so.

360. And he said, with regard to both of them, "You had better go and get the money?"—He did not say "with regard to both of them:" he said, "You had better go and get the money."

361. He said, speaking with regard to both of them, "You had better go and get the money?"—Yes; as to whatever sum I mentioned.

362. And you declined to take the money at that time?—No; I simply suggested it might be better that no money should pass just then. I said, "Perhaps it would be better no money should pass just now."

363. Why?—I really do not know why.

364. You paid this money out of your own pocket—money the company was bound to reimburse you; and yet, when the money was offered you, you said, "Better no money should pass just now," although the beginning was to ask for it?—I did not say that.

365. Although you had asked for the money, at all events?—No. I did not ask for the money on that occasion; I merely intimated to Mr. Ritchie that I had paid it. I did not ask for it; and Mr. Ritchie said, "You had better go and get the money," pointing to the cashier.

366. But you declined to take the money just then; thinking it better no money should pass, you mentioned this to Mr. Ritchie, and he said, "Oh, very well; perhaps so." Very well, so you might have had that money if you had liked to take it, and you would not?—No, I did not.

367. In whose interest did you consider it better you should not take the money?—I do not know what prompted me to do that. I was getting a little suspicious at that time that I might be made more use of than I had contemplated. I had an idea of that sort, and I thought I would act with caution.

368. And you thought you were showing caution in not taking money when you could have got it?—I had a sort of idea of that. I suggested that to Mr. Ritchie, whether he thought so. If Mr. Ritchie had offered me the money there and then I should have taken it.

369. Then you had rabbit notices, and every document you got you took over?—Yes.

370. At one of your interviews with Mr. Henderson, after this rabbit summons had taken place, Mr. Henderson said that it looked a very serious affair, asking what you were going to do?—No, he did not.

371. You said to Mr. Henderson that it looked a very serious affair, and asked what he was going to do, and he said he should do nothing in the meantime?—I will tell you what Mr. Henderson said. At that interview he said he thought Mr. Ritchie had mismanaged the affair altogether, and that the rabbits should have been killed, and that he could not understand Mr. Ritchie's action in the matter at all.

*Mr. Haggitt:* That is something new.

*Sir R. Stout:* It is "briefed."

372. *His Honour.*] When was this interview with Mr. Henderson?—I could not give the date.

373. *Mr. Haggitt.*] Some time when the rabbit question cropped up?—The payment for the rabbits.

374. That rabbit question cropped up in July?—Yes, I know, but it was when we got the long bill. I think it was then when I got the long bill, and was threatened with a summons—somewhere in October, I think it would be. I will not be sure as to what interview it was, but at one interview he did say that.

375. At all events, at that interview—somewhere about the 7th October it was, you say—Mr. Henderson said that he thought Mr. Ritchie had mismanaged the whole thing—that the rabbits should have been killed?—Yes; that he could not understand Mr. Ritchie's action in the matter.

376. Are you quite certain that it was not you who said that, and not Mr. Henderson?—Quite certain. I did not say it. I said the rabbits should have been killed, but Mr. Henderson said the rest. I am quite certain he said he could not understand Mr. Ritchie's action in the matter.

377. And he told you Mr. Ritchie was not at home, and in the meantime you were to do nothing?—Yes.

378. That was at this interview too?—It was at one interview.

379. And you said to Mr. Henderson that it looked a very serious affair, and asked him what he was going to do?—Yes.

380. Was it in reply to that remark of yours that he said he did not understand Mr. Ritchie?—I think it was something of that sort.

381. Now, do you recollect saying, "I said to Mr. Henderson, or Mr. Henderson said to me, that it looked a very serious affair"?—I cannot say that those were the words.

382. But did not you say before, "I said to Mr. Henderson, or Mr. Henderson said to me, I do not know which, that it looked a very serious affair"?—No, I do not think I said that.

383. Which of you said it? Did you say it to Mr. Henderson, or Mr. Henderson to you?—I think it very likely that I said it.

384. But you are not certain that Mr. Henderson did not say it?—I do not think Mr. Henderson said it.

385. It was Mr. Henderson suggested that they might put a bailiff into your house?—I am not sure whether Mr. Henderson suggested it or I suggested it.

386. But you said, "Well, I will have no bailiff in my house." He must have said it if you made that reply?—Yes, I think he must have said it.

387. And then he inquired how you were situated as to the settlement of your furniture. Will you swear you had not told both Mr. Henderson and Mr. Ritchie long before that interview took place that you had nothing whatever to lose, as you had got nothing?—No, I never said such a thing.

388. Did you never tell Mr. Henderson that you had nothing except your office table and a