

724. You say you told him that you could not do anything: did he want you to do anything?—No; he merely brought them in as having received them.

725. Did you see Mr. Ritchie?—Yes.

726. Did you see Scott again?—Yes, and told him that we could not do anything in the matter.

727. Did you say why?—I told him that Mr. Ritchie would not move in the matter at all.

728. How long would that be after the run was obtained?—I think that would be about June.

729. What did he say to that?—He said he could not do anything.

730. Did he suggest that you ought to defend it for him?—No.

731. Well, now, that was when he got the notices: then he got a summons?—Yes; he brought the summons in, and said he had been summoned, and I asked him what he thought of doing. He said that he did not know any solicitor in Timaru. I said I did not know any one there; the only solicitors I know are Messrs. Perry and Perry.

732. Well, at that interview did Mr. Scott suggest that the company should defend the thing for him?—No.

733. You told him the only solicitors you knew were Perry and Perry. Did you advise him to do anything?—I told him I supposed he had better communicate with them.

734. *Sir R. Stout.*] Where was this—in Scott's office?—No; in our own office.

735. *Mr. Solomon.*] Was anything said at all about paying them?—No, nothing.

736. What did he say to your suggestion that he should write?—He went away, and I understood that he did write to them.

737. Did you draft any letter for him to them?—Not with regard to that.

738. Or dictate any?—No; I dictated the letter he read of the 26th May. That was in his office afterwards.

739. The letter I am speaking of, I apprehend, is the letter written in your office when he came to you with the summons, and you told him he had better communicate with Messrs. Perry and Perry. Did you dictate or suggest a form of letter then?—No; I do not recollect dictating any letter then.

740. Did Scott ever at any time, in his office or yours, suggest or say that it was part of your bargain that you should defend him from these proceedings?—No, never.

741. *His Honour.*] I understand Mr. Henderson to admit dictating the letter to Perry and Perry of the 26th May?—Yes.

*Sir R. Stout:* That is the only letter we say he dictated.

742. *Mr. Solomon.*] This [letter produced] was what you dictated?—That was done in his office.

743. You have spoken of an interview in which he referred to Messrs. Perry and Perry in your office: were there two interviews?—Yes.

744. What do you mean by "dictating?" Do you mean to say that Scott took down, word for word, what you said?—Scott asked me, I think, what he ought to write, and I drafted out a letter for him. He was in a great hurry going off somewhere, and asked Logie to take it down.

745. *Mr. Haggitt.*] You drafted it?—I either wrote it or dictated it. I know Logie wrote it afterwards. It was all done in Scott's office.

746. *Mr. Solomon.*] The next proceeding against Scott we have here is that he was fined, and called upon to pay Messrs. Perry and Perry's costs?—Yes.

747. Did he come and tell you he was fined?—No; I saw it in the paper.

748. Did you have any conversation with him about it before he paid the fine?—Yes; he told me that a bailiff or a policeman had come to his office; that he did not know how to get rid of him. He had been haunting the office, he said; that he could not pay, and that he was putting him off from time to time.

749. Did he ask you or the company to pay?—No, never suggested such a thing.

750. Did he ever say you had promised to see him through it, or anything of the sort?—No, he never did.

751. Did you hear that he had paid Perry and Perry's costs and the fine?—Yes, a considerable time afterwards he told me. He referred to having paid the fine, and I said, "Oh! have you paid it? I did not know." "Oh, yes!" he said, "I have paid it."

752. Now, Mr. Scott has told us this: that you knew he was going south; and he says, "When I returned to town I saw in the *Star* a telegram from Timaru that I had been fined, and that it was a case of dummyism. About the end of May I saw Henderson, and told him I was much put about at seeing this in the papers; that it was a thing I did not anticipate when I did this for them. He assured me it was all right, and that they would see me through?"—The latter part of that is not true.

753. Anything to that effect?—Not at any time.

754. What did Mr. Scott say about having seen this in the *Star*?—He said he had seen the *Star* when he was down South, and was very much worried by it; that he did not think he was to have so much trouble when he took the thing up.

755. What did you say to that?—I said I did not know how he was to get out of it.

756. After he had told you that he had paid the fine, and had paid Perry and Perry's costs, did he ever ask you to pay the money back to him?—No.

757. Do you remember having any communication with him about the settlement of his furniture?—That was a long time afterwards; that was when the large claim had been made against him by the Government.

758. Now then, Mr. Scott also says that after he came out of gaol he saw you, and asked you what you were going to do, and that he told you he had seen a telegram Mr. Ritchie sent to Smith, Chapman, and Co., and that he was surprised at his sending such a telegram as that. Do you remember that?—Yes; I think he did speak about that telegram.