

PART II.

Plaintiffs Exhibits marked P.
Defendants Exhibits ,, D.

EXHIBITS.

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| P 1 | Certificate No. 0369 for 1,663,900 shares - - | 8th May 1930 - - | 409 |
| P 2 | Transfer of 1,750,000 shares, Treadgold to Worsdale. | 10th July 1930 - - | 411 |
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| P 4 | Letter, Worsdale to Troop - - - - | 20th February 1934 - - | 412 |
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| P 7 | Photostatic copy of share register sheet, headed A. N. C. Treadgold—marked cancelled by order of Mr. Justice Davis, 23rd June 1933, signed by Troop as Secretary-Treasurer. | 11th February 1925 to March 18th 1932. | 417 |
| D 8 | 19 letters, dated 28th July, 1926 to 6th April, 1931, as follows : | | 419 |
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| | Stone & Co. to Burton & Co. - - - - | 1st November 1926 - - | |
| | Worsdale to Burton & Co. - - - - | 9th December . . . - - | |
| | Worsdale to Burton & Co. - - - - | 14th December - - | |
| | Worsdale to Burton & Co. - - - - | 7th January 1927 - - | |
| | Telegram Worsdale to Burton & Co. - - - - | 17th January 1927 - - | |
| | Worsdale to Burton & Co. - - - - | 28th January 1927 - - | |
| | Worsdale to Burton & Co. - - - - | 25th February 1927 - - | |
| | Worsdale to Burton & Co. - - - - | 15th July 1927 - - | |
| | Worsdale to Burton & Co. - - - - | 28th November 1927 - - | |
| | Burton & Co. to Worsdale - - - - | 24th June 1930 - - | |
| | Worsdale to Burton & Co. - - - - | 8th October 1930 - - | |
| | Worsdale to Burton & Co. - - - - | 21st November, 1930 - - | |
| | Worsdale to Burton & Co. - - - - | 16th December 1930 - - | |
| | Worsdale to Burton & Co. - - - - | 24th January 1931 - - | |
| | Worsdale to Burton & Co. - - - - | 1st April 1931 - - | |
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| D 10 | Certified copy, Writ Judgment and Bankruptcy Petition by Magdalena Foster. | - - - - - | 428 |
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| P 15 | Page 16 of proceedings before the Court of Appeal in <i>Patton v. Yukon</i> —remarks of the Chief Justice. | 31st March 1934 | 472 |
| P 16 | Letter, Honeywell to McLaughlin & Co. - - - | 11th April 1934 - | 472 |
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| D 18 | Affidavit of A. N. C. Treadgold in <i>Patton v. Yukon</i> , taken from Local Registrar's file, Ottawa. | 2nd January 1931 | 475 |
| D 19 | Affidavit of A. N. C. Treadgold in <i>Patton v. Yukon</i> with Exhibits "A" and "B" attached, taken from Local Registrar's file, Ottawa. | 13th March 1933 | 477 |
| D 20 | Affidavit on Production of A. N. C. Treadgold, in <i>Patton v. Yukon</i> taken from Local Registrar's file, Ottawa. | 25th May 1933 - | 483 |
| D 21 | Affidavit of A. N. C. Treadgold in <i>Patton v. Yukon</i> . | 17th December 1931 - | 491 |
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| D 23 | Copy of letter, Treadgold to Shareholder's Committee. | 7th October 1931 | 498 |
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| D 25 | 2 Printed Circulars, Treadgold—one to "Sir or Madam", the other "Dear". | 26th August 1930 | 500 |
| D 26 | Letter, Treadgold to Weinheim - - - - | 13th August 1930 | 503 |
| D 27 | Letter, Treadgold to Weinheim - - - - | 28th December 1933 | 503 |
| D 28 | Affidavit on Production of A. N. C. Treadgold in <i>Patton v. Yukon</i> , from file of Local Registrar, Ottawa. | 5th March 1931 - | 506 |
| D 29 | Affidavit on Production of A. N. C. Treadgold in <i>Patton v. Yukon</i> , from Local Registrar, Ottawa. | 30th November 1931 - | 508 |
| D 30 | Certified copy of Statement in Lieu of Prospectus | 19th February 1925 - | 518 |
| D 31 | Letter, Treadgold to Weinheim - - - - | 30th December 1933 - | 522 |
| D 32 | Agreement, Cunynghame et al and E. Y. Syndicate and North Fork Power Company, Limited. | 11th February 1925 - | 523 |
| D 33 | Agreement, North Fork Power and Yukon - | 19th February 1925 - | 529 |
| D 34 | Power of Attorney, Cunynghame to Treadgold, R.C.F. XIII. | 16th January 1925 - | 532 |
| D 35 | Power of Attorney, E. Y. Syndicate to Treadgold and Affidavit attached, also letter Treadgold to E. Y. Syndicate attached, R.C.F. XII. | 26th November 1924 - | 535 |

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| D 36 | Agreement, Treadgold and North Fork Power Co. | 9th July 1929 - - | 539 |
| D 37 | Agreement, North Fork Power and Yukon - | 12th July 1929 - - | 542 |
| D 38 | Copy of letter, Harrison to Treadgold - - | 22nd January 1923 - - | 545 |
| D 39 | Certified copy of Pleadings and Judgment in Harrison and Treadgold. | - - - - - | 546 |
| D 40 | Stubs and Certificates in this Exhibit are copied from Number 006 to 129 and are arranged consecutively. | - - - - - | Not printed |
| D 41 | Letter, Treadgold to Taylor - - - - | 2nd August 1931- - | 556 |
| D 42 | Agreement, North Fork Power and Yukon Consold. | 16th July 1929 - - | 557 |
| P 43 | Balance Sheet of Yukon Co. ending - - - | 31st December 1929 - - | 560 |
| P 44 | Copy of Minutes of Meeting of Directors of Yukon Consold. | 5th April 1930 - - | 561 |
| P 45 | Copy of Minutes of Meeting of Directors of Yukon | 19th February 1925 - - | 562 |
| P 46 | Copy of Minutes of Meeting of Shareholders of Yukon. | 19th February 1925 - - | 562 |
| P 47 | Copy of Minutes of Meeting of Directors of Yukon. | 12th July 1929 - - | 563 |
| P 48 | Copy of Minutes of Annual Meeting of Shareholders of Yukon. | 31st December 1929 - - | 564 |
| P 49 | Copy of portion of Minutes of Directors, North Fork Power Co. | 11th February 1925 - - | 564 |
| P 50 | Original Power of Attorney Harrison to Treadgold | 29th May 1925 - - | 565 |
| P 51 | Printed circular letter, Troop to Shareholders of Yukon. | 21st November 1932 - - | 567 |
| D 52 | Certified copy of pleadings in <i>Patton v. Yukon</i> - | - - - - - | 568 |
| D 53 | Certified copy of Orders and Judgment in <i>Patton v. Yukon</i> . | 13th March and 23rd June 1933 - - | 585 |
| D 54 | Certified copy of Order of Court of Appeal - | 1st May 1934 - - | 594 |
| D 55 | List of Shareholders (Treadgold's handwriting) - | 23rd December 1930 - - | 597 |
| D 56 | Copy of letter, Worsdale to Price Waterhouse - | 30th January 1934 - - | 599 |
| | Letter, Troop to Worsdale. (Attached) - - | 6th February 1934 - - | |
| D 57 | Notice of Motion, <i>Patton v. Yukon</i> , for leave to admit Appeal to Privy Council. | 15th October 1935 - - | 601 |
| D 58 | Letters Patent, and By-Laws of Yukon Consolidated Gold Corporation. | 14th April 1923 - - | 602 |
| D 59 | Certified copy of By-Law "L" of Yukon (authorizing Directors to decline a transfer). | 1st October 1934 - - | 623 |
| D 60 | Certified copy of By-Law "J" of Yukon (authorizing scheme of arrangement). | 22nd September 1934 - - | 624 |
| D 61 | Certified copy of Order of Fisher J. ordering the Yukon Consolidated to call a special General Meeting of Shareholders on 8th November, 1934. | 25th September 1934 - - | 626 |
| D 62 | Certified copy of Order of Fisher J., sanctioning compromise between company and shareholders. | 21st June 1935 - - | 628 |
| D 63 | Copy of Supplementary Letters Patent to Yukon, Cons. confirming compromise between company and shareholders. | 24th June 1935 - - | 631 |
| D 64 | Commission to take evidence and Letters Rogatory with letter from Alex Cairns to Registrar, Osgoode Hall. | 4th July 1935 - - | Not printed |

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| D 65 | List of shareholders who have received shares and who do not appear to have turned in securities or properties purchased by company under Agreements of 19th February 1925 and 12th July 1929. | - - - - - | 636 |
| D 66 | Taxing Officer's Certificate, <i>Patton v. Yukon</i> - | 13th June 1934 - - | 638 |
| D 67 | Protest with notes of Yukon Consolidated for £2,000 attached and Blundell's cheque attached, Exhibits 2 and 3 in Blundell action. | 25th February 1929 - | Not printed |
| D 68 | Correspondence marked H.C.H. 1, Medical Certificate. Cheques. | 28th May 1935 - - | Not printed |
| P 69 | 3 Promissory Notes Yukon to Hadrill - - - Typewritten list of shareholders as at 30th December 1930, ordinary shares. | 23rd October 1930 - | 638 |
| P 70 | Share certificate book commencing 0251. Portion of Exhibit, namely, Stubs 0457, 0370, 0369 and 0368. | - - - - - | 644 |
| P 71 | Mr. Troop's calculation of common shares in treasury. (1,434,686). | - - - - - | 648 |
| D 72 | Agreement between Yukon Cons. and E. Y. Syndicate, Ltd. | 21st May 1925 - - | 648 |
| P 73 | Agreement between Patton and Cunynghame for sale and purchase of properties and securities. | 31st December 1924 - | 650 |
| D 74 | Certified copy of Order of Master ordering commission to examine E. M. Williamson and Sally Silk. | 23rd May 1935 - - | 652 |
| | Original commission - - - - - | 30th May 1935 - - | |
| | Appointment for examination - - - - - | 30th May 1935 - - | |
| | Notice of sending out commission - - - - - | 31st May 1935 - - | |
| | Receipt for 1,813,900 shares from E. J. Weinheim for the account of A. N. C. Treadgold. Exhibit 1 on Examination of Williamson. | 11th November 1931 - | |
| | Letter from Treadgold to Williamson. Exhibit 2 on Williamson Examination. | Undated - - - | |
| | Receipt for shares signed by Treadgold. Exhibit 3 on Williamson Examination. | 22nd March 1932 - | |
| | Assignment Treadgold to Worsdale. Exhibit 1: S. Cahn. | 10th July 1930 - - | |
| | Copy of Examination of E. M. Williamson and Sally Silk taken on commission. | - - - - - | Not printed |
| D 75 | Certified copy of the file in Bankruptcy of Worsdale. | - - - - - | 662 |
| | Proof of Claim of Barclays Bank Limited - - | 22nd May 1934 - - | |
| | Bill of McLaughlin, Johnston, Moorhead & Macaulay. | 28th May 1934 - - | |
| | Three lists of proofs furnished by Trustee in Bankruptcy of Vernon Wright Worsdale. | - - - - - | |
| | Statement of affairs of Vernon Wright Worsdale at 25th April 1934. | - - - - - | |

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| | Copy of Draft Agreement, between Vernon Wright Worsdale and the Northern Gold and Power Company Limited. | 1934 - - | |
| D 76 | Agreement, Cunynghame and Smallman with A. C. Beatty. Schedule referred to in Agreement. | 2nd January 1925 - | 685 |
| | Letters : | | |
| | Beatty to Cunynghame and Smallman - - | 7th January 1925 - | |
| | Smallman to Corble - - - - - | 24th February 1925 - | |
| | Corble to Smallman - - - - - | 26th February 1925 - | |
| | Beatty to Treadgold - - - - - | 24th June 1926 - | |
| | Beatty to Treadgold - - - - - | 2nd July 1926 - | |
| | Memorandum re completion of Agreement - | 27th March 1928- - | |
| | Memo. re London Advisory Committee - - | 20th April 1928 - - | |
| | Smallman to Corble - - - - - | 26th February 1925 - | |
| | Cable signed by Treadgold - - - - - | 24th February 1925 - | |
| D 77 | Duplicate Agreement between Gold Fields American Development Co. Ltd. and E. Y. Syndicate, with copy of document granting option to E. Y. Syndicate by Gold Fields Co. | 6th December 1923 - | 697 |
| D 78 | Heads of Agreement between Govett and Cunynghame and Smallman. Letter attached, Cunynghame and Smallman to Govett. | 13th January 1925 - | 702 |
| D 79 | Certified copy of Order of Mr. Justice Romer, sanctioning scheme of arrangement re Granville Mining Co. | 30th April 1928 - - | 705 |
| P 80 | Copy of letter, Treadgold to Chas. Lloyd - - | 12th May 1927 - - | 710 |
| D 81 | Letter, Treadgold to Feilding - - - - - | 13th July 1923 - - | 711 |
| | Letter, Treadgold to Feilding - - - - - | 23rd July 1923 - - | |
| | Letter, Treadgold to Feilding - - - - - | 26th July 1923 - - | |
| D 82 | Chart of securities issued - - - - - | - - - - - | Not printed |
| D 83 | Information for Prospectus and letter attached Treadgold to Stirling. | - - - - - | 714 |
| D 84 | Copy of Minutes of meetings of E. Y. Syndicate held. | 11th October 1922 - 31st May 1923 - - 6th December 1923 - 15th December 1923 - | 717 |
| D 85 | Copy Extraordinary Resolution (25th May 1927) and Copy Minutes of E. Y. Syndicate Ltd. 13th August 1924 to 2nd March 1926. | 13th August 1924 to 2nd March 1926. | 721 |
| D 86 | Copy of Minutes of E. Y. Syndicate Ltd., and correspondence relating to E. Y. Syndicate, as follows :— | - - - - - | 759 |
| | Minutes of E. Y. Syndicate Ltd. - - | 6th December 1923 - | |
| | Letter Elwell & Co. to Smallman - - | 17th June 1924 - - | |
| | Letter Smallman to Elwell & Co. - - | 24th June 1924 - - | |
| | Minutes of E. Y. Syndicate Ltd. - - | 27th June 1924 - - | |
| | Minutes of E. Y. Syndicate Ltd. - - | 2nd July 1924 - - | |
| | Letter Treadgold to E. Y. Syndicate Ltd. - | 2nd July 1924 - - | |
| | Minutes of E. Y. Syndicate Ltd. - - | 9th July 1924 - - | |
| | Letter Treadgold to Feilding - - - - - | 9th July 1924 - - | |

| No. | Description of Document. | Date. | Page. |
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| | Minutes of E. Y. Syndicate Ltd. - - - | 15th July 1924 - | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 13th August 1924 | - |
| | Agreement E. Y. Syndicate Ltd. and General Mines Investment Co. Ltd. | 20th August 1924 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 20th August 1924 | - |
| | Letter Treadgold to Feilding - - - | 22nd August 1924 | - |
| | Receipt - - - | 22nd August 1924 | - |
| | Letter Smallman to Marsh (E. Y. Syndicate Ltd.) | 7th October 1924 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 8th October 1924 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 7th November 1924 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 12th November 1924 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 26th November 1924 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 3rd December 1924 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 16th April 1925 | - |
| | Letter Treadgold to Lawther and others - - - | 9th May 1925 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 13th May 1925 | - |
| | Letter Smallman to E. Y. Syndicate Ltd. - - - | 20th May 1925 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 7th July 1925 | - |
| | Letter Morrell to Cunynghame - - - | 7th July 1925 | - |
| | Letter Cunynghame to E. Y. Syndicate Ltd. - - - | 10th July 1925 | - |
| | Memorandum signed by Lawther Morrell and Feilding. | 10th September 1925 | - |
| | Letter Elwell & Co. to Smallman - - - | 25th September 1925 | - |
| | Letter Smallman to Elwell & Co. - - - | 26th September 1925 | - |
| | Letter Elwell & Co. to Smallman - - - | 28th September 1925 | - |
| | Letter Smallman to Elwell & Co. - - - | 30th September 1925 | - |
| | Letter Smallman to - - - | 2nd October 1925 | - |
| | Letter Elwell & Co. to Smallman - - - | 5th October 1925 | - |
| | Letter Smallman to Elwell & Co. - - - | 6th October 1925 | - |
| | Letter Elwell & Co. to Smallman - - - | 7th October 1925 | - |
| | Letter Smallman to - - - | 7th October 1925 | - |
| | Letter Smallman to Elwell & Co. - - - | 13th October 1925 | - |
| | Letter Elwell & Co. to Smallman - - - | 14th October 1925 | - |
| | Letter Elwell & Co. to Smallman - - - | 2nd November 1925 | - |
| | Letter Smallman to Elwell & Co. - - - | 3rd November 1925 | - |
| | Letter Elwell & Co. to Smallman - - - | 17th November 1925 | - |
| | Letter Smallman to Elwell & Co. - - - | 18th November 1925 | - |
| | Letter Smallman to Elwell & Co. - - - | 18th November 1925 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 18th November 1925 | - |
| | Letter Elwell & Co. to Smallman - - - | 19th November 1925 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 25th November 1925 | - |
| | Letter General Mines Investment Ltd. to E. Y. Syndicate Ltd. | 27th January 1926 | - |
| | Minutes of E. Y. Syndicate Ltd. - - - | 2nd March 1926 | - |
| | Letter Smallman to General Mines Investment Ltd. | 3rd March 1926 | - |
| | Letter General Mines Investment Ltd. to E. Y. Syndicate Ltd. | 15th March 1926 | - |
| | Letter Treadgold to Feilding - - - | 13th April 1926 | - |
| | Letter General Mines Investment Ltd. to E. Y. Syndicate Ltd. | 21st June 1926 | - |
| | Letter Smallman to E. Mitchell-Innes | 30th July 1926 | - |

| No. | Description of Document. | Date. | Page. |
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| | Letter Smallman to E. Mitchell-Innes - - - | 4th August 1926 - | |
| | Letter Smallman to Elwell & Co. - - - | 6th October 1926 - | |
| | Letter Feilding to Treadgold - - - | 28th December 1926 - | |
| | Letter General Mines Investment Ltd. to Treadgold. | 3rd January 1927 - | |
| | Letter Smallman to General Mines Investment Ltd. | 10th January 1927 - | |
| | Notice of Extraordinary General Meeting of E. Y. Syndicate Ltd. | 11th May 1927 - - | |
| D 87 | Agreement re financing between E. Y. Syndicate and General Mines Investment, with 2 drafts attached. | 20th August 1924 - | Not printed |
| D 88 | Letter, Treadgold to Feilding - - - - | 9th July 1924 - - | 796 |
| D 89 | Letter, Treadgold to Lawther, et al, on "Adriatic." | 9th May 1925 - - | 797 |
| D 90 | Letter, Cunynghame to E. Y. Syndicate - - | 10th July 1925 - - | 798 |
| | Letter, Morrell to Smallman re E. Y. Syndicate containing copy of Resolution, and | 7th July 1925 - - | |
| | Telegram Smallman to Treadgold - - - - | 8th July 1925 - - | |
| D 91 | Private and confidential note, re Yukon Consolidated. (Signed by Lawther, Morrell and Feilding.) | 10th September 1925 - | 799 |
| D 92 | Bundle of letters : | | Not printed |
| | Smallman to Elwell - - - - - | 26th September 1925 - | |
| | Smallman to Elwell - - - - - | 30th September 1925 - | |
| | Smallman to Elwell - - - - - | 2nd October 1925 - | |
| | Smallman to Elwell - - - - - | 6th October 1925 - | |
| | Smallman to Elwell - - - - - | 7th October 1925 - | |
| | Smallman to Elwell - - - - - | 13th October 1925 - | |
| | Smallman to Elwell - - - - - | 3rd November 1925 - | |
| | Smallman to Elwell - - - - - | 18th November 1925 - | |
| | Smallman to Elwell - - - - - | 18th November 1925 - | |
| | Smallman to Marsh - - - - - | 3rd March 1926 - | |
| D 93 | Printed Prospectus of the Yukon Consolidated Gold Corporation. | - - - - - | Not printed |
| D 94 | Printed Prospectus of the Yukon Consolidated Gold Corporation with printed letter attached—Smallman to "Dear Sir or Madam"—on letterhead of E. Y. Syndicate, Ltd. | May, 1924 - - | Not printed |
| P 95 | Copy of letter, Smallman to Moore - - - - | 27th October 1927 - | Not printed |
| D 96 | Bundle of printed circulars - - - - - | 16th July 1926 to 16th July 1929. | Not printed |
| D 97 | Statement of Basis of Exchange - - - - - | - - - - - | Not printed |
| D 98 | Specimens of ordinary and preferred certificates of Yukon. | - - - - - | Not printed |
| D 99 | Certificate (stock) A538 of £100 Granville debenture stock in name of G. G. Clarke, with transfer attached. | 28th March 1913 - | Not printed |

| No. | Description of Document. | Date. | Page. |
|-------|--|-----------------------------------|-------------|
| D 100 | Statement of Preferred shares on London Register | 1926-1928 - - - | Not printed |
| D 101 | Summary of Preferred shares - - - | - - - - - | Not printed |
| D 102 | Cash Book—W. E. Martyn and W. Trask - - - | - - - - - | Not printed |
| D 103 | Summary of securities exchanged for ordinary shares. | - - - - - | 801 |
| D 104 | Printed circular letter, from Sir Harold Moore calling in certificates of Granville for exchange. | 4th July 1928 - - - | Not printed |
| D 105 | List of holders of Yukon Consolidated Gold Corporation ordinary shares on London Register who exchanged no securities and List of former holders of Granville debenture holders who received Yukon Consolidated Gold Corporation ordinary shares and reconciliation. | - - - - - | 803 |
| D 106 | Nine books of lists of security holders of Yukon Consolidated Gold Corporation on London Register. | - - - - - | Not printed |
| D 107 | Bundle of letters and telegrams between Watson and Corbett. | 6th July 1927 to 27th March 1928. | Not printed |
| D 108 | Two letters Watson to Corbett and Corbett to Watson. | 17th July 1929 - - - | Not printed |
| D 109 | Circular letter and Balance Sheet - - - | 19th August 1929 - - - | Not printed |
| D 110 | Balance Sheet at 31st December 1929 - - - | 16th July 1929 - - - | Not printed |
| D 111 | Commission evidence - - - - - | - - - - - | Not printed |
| P 112 | Letter, Troop to R. S. Smallman - - - | 19th March 1931 - - - | 805 |
| P 113 | Printed Report of Annual General Meeting of Yukon Consolidated Gold Corporation Limited, held on 9th November 1932. | - - - - - | 805 |

EXHIBITS.

Exhibits.

P. 1.
Certificate
No. 0369 for
1,663,900
Shares,
8th May,
1930.

P.1.—Certificate No. 0369 for 1,663,900 Shares.

No. 0369.

1,663,900 Shares

THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED.

(Incorporated under the Companies' Act
of the Dominion of Canada).

Authorized Capital \$6,000,000.

In Shares of One Dollar each, divided
into 500,000 Preferred Shares and 5,500,000
Ordinary Shares.

10

This Certifies that A. N. C. Treadgold is the owner of One Million Six Hundred and Sixty-Three Thousand Nine Hundred Ordinary Shares of the Capital Stock of The Yukon Consolidated Gold Corporation, Limited, transferable by the holder in person or by Attorney on the books of the Corporation upon surrender of this Certificate duly endorsed.

Ordinary.

In Witness whereof the said Corporation has caused this Certificate to be signed and sealed by its duly authorized officers this Eighth day of May 1930.

20 " NORMAN G. LARMONTH "
Director.

" F. H. CHRYSLER "
" Vice " President.

Seal

The Yukon Consolidated Gold
Corporation, Limited, Incor-
porated 1923

Exhibits.
P.I.
Certificate
No. 0369 for
1,663,900
Shares,
8th May,
1930—con-
tinued.

For value received, hereby sell, assign and transfer
unto
Shares of the Capital Stock represented by the within Certificate, and do
hereby irrevocably constitute and appoint
Attorney,
to transfer the said Stock on the Books of the within named Company,
with full power of substitution in the premises.

Dated Jul 19, 1930

“ A. N. C. TREADGOLD.”

In presence of

10

NOTICE: The signature to this Assignment must correspond with the
name as written upon the face of the Certificate, in every particular,
without alteration or enlargement or any change whatever.

This space must not be covered in any way.



P.2.—Transfer of 1,750,000 shares Treadgold to Worsdale.

Exhibits.

Know all men by these presents that I, Arthur Newton Christian Treadgold of Dawson, Yukon Territory, Miner for and in consideration of the sum of One Dollar receipt whereof is hereby acknowledged and of other good and valuable consideration do hereby sell, bargain and assign to Victor W. Worsdale of London, England one million seven hundred and fifty thousand (1,750,000) Ordinary Shares in the Yukon Consolidated Gold Corporation, Ltd.

P.2.
Transfer of
1,750,000
shares
Treadgold to
Worsdale,
10th July,
1930.

Witness my signature this tenth day of July 1930.

10 "SALLIE F. CAHN."

"A. N. C. TREADGOLD." (Seal)

P.3.—Letter, Treadgold to Worsdale.

P.3.

The Commodore,
Forty-Second Street and Lexington Avenue,
Grand Central Terminal,
Pershing Square,
New York.

Letter,
Treadgold to
Worsdale,
10th July,
1930.

John M. C. E. Bowman,
President.

George W. Sweeney,
Vice Pres. & Mgr.

20

10 July 1930.

Dear Worsdale,

In consideration of your not registering the transfer of the Shares of the Yukon Consolidated Gold Corporation Ltd. which I have today transferred to you I undertake to hand to you any dividends which may be received on said shares and to send you all notices from the Company respecting the said Shares.

Yours faithfully,

"A. N. C. TREADGOLD."

30 VICTOR W. WORSDALE, Esq.

Exhibits.

P.4.—Letter, Worsdale to Troop.

P. 4.
Letter,
Worsdale to
Troop,
20th February,
1934.

Little Frankham,
Mark Cross, Sussex.
20th February, 1934.

Dear Mr. Troup,

Yukon Consolidated Gold Corporation, Ltd.
New North West Corporation Ltd.
Various Subsidiaries.

As requested at my interview with you, Mr. Patton and Mr. Hay I beg to explain my interests in Treadgold and your Companies. 10

I go back to 1910 taking the intervening period shortly.

In 1910 I started dredging in Alaska as Chairman of the Alaska Exploration Co. Ltd. I had the controlling interest. I borrowed £10,000 from Treadgold which was duly repaid. I continued dredging until 1914.

I was in the Army until 1919. On demobilisation I resumed by Directorships. I then joined Mr. J. C. Gould, M.P. for Cardiff. I had over £250,000 in cash to my personal credit at the Midland Bank, Stockton-on-Tees in 1920. I continued dredging in Alaska. In 1926 Mr. J. C. Gould, together with his shipping and industrial companies collapsed. I had to face heavy losses. I resigned from my Directorships. I realised part of my securities and paid everyone 20 shillings in the £. 20

During these years 1910–1926 Treadgold had rendered to me great assistance and I was quite content therefore to leave the Yukon and Klondyke interests properties and monies belonging to myself and my friends with him as I had every confidence in him.

I was aware that he had been asked by about three fourths of the combined interests in the Yukon and Klondyke to consolidate and reorganise the field by putting the same on a proper working basis so as to take the benefit of the gold boom we had been waiting for since 1910. 30

I did not proceed to Canada to actively concern myself personally in this consolidation but left the same to Treadgold.

In 1926 acting for myself and others application was made for an Act of Parliament giving the grantees power to electrify Northern Ireland. This Act was granted in December 1928. I became a Director of the statutory company created by this Act. I held £250,000 shares out of a total statutory issue of £400,000. The Company proceeded to electrify Northern Ireland and is still doing so.

In 1929 acting for myself and others application was made for an order to electrify Westmorland, parts of Lancashire and Yorkshire. I was Chairman of the Company. 40

In December 1931 the British Electric Traction Ltd. took over my £250,000 Northern Ireland shares paying in cash £198,750 the unpaid calls. I had paid £51,250 in cash.

In 1932 the order for Westmorland was granted. I resigned my Chairmanship of that Company in favour of Mr. Charles Boot, J.P. of Messrs. Henry Boot & Co. Ltd., Sheffield. I retained a third to a half share interest.

I was then in a position to actively participate in Yukon and Klondyke and called Treadgold.

10 I found that I and my friends having been entitled to and having received approximately 1,750,000 shares in your Consolidated Company were in danger of being deprived of part of the value by the litigation between your Directors, the Company and Treadgold, and notwithstanding that your consolidated company held my friend's and my interests in the Yukon and Klondyke.

20 I could not ascertain the position as between the new North West Corporation Ltd., the Dominion Company Ltd., the Calder Co. Ltd. etc. and your Consolidated Co., nor why your Consolidated Company were operating and using the new North West Corporation properties and money, hence my letter to Messrs. Price, Waterhouse & Co., as I desired to ascertain in which Company the value of my holdings would lie.

It appears that my friends and myself must intervene in the litigation to protect our interests or alternatively come to some friendly arrangement with your Consolidated Company and Treadgold.

As I am unable to realise my Klondyke and Yukon securities by reason of this litigation I may not be able to meet my commitments and am by that reason in financial difficulty.

Yours faithfully,

“ V. W. WORSDALE.”

30 C. Troup, Esq.,

Yukon Consolidated Gold Corporation Ltd.,
61, Moorgate,
E.C.

Exhibits.

—
P.4.

Letter,
Worsdale to
Troop,
20th Febru-
ary, 1934—
continued.

Exhibits. **P.5.—Letter, McLaughlin, Johnston, Moorhead & Macaulay to Yukon Consolidated Gold Corporation Limited.**

P.5.

Letter,
McLaughlin,
Johnston,
Moorhead &
Macaulay to
Yukon Con-
solidated
Gold Cor-
poration
Limited,
22nd March,
1934.

McLaughlin, Johnston, Moorhead & Macaulay,
Barristers, Solicitors, Notaries.
302 Bay Street,
Toronto 2.

March 22nd, 1934.

The Yukon Consolidated Gold Corporation Limited,
201 Victoria Building,
Ottawa, Ontario.

10

Dear Sirs,

Re—V. W. Worsdale, Certificate Number 0369 for 1,663,900 shares
of The Yukon Consolidated Gold Corporation Limited.

We act for Mr. V. W. Worsdale, the owner of the above mentioned certificate, which was transferred to him for value on the 10th day of July, 1930, by Mr. A. N. C. Treadgold, in whose name the certificate was originally issued. Mr. Worsdale never presented this Certificate and Transfer at any time for registration, but now desires to have the transfer registered and a new certificate issued in his own name.

As you have no doubt been advised by your Solicitors, Mr. 20
Worsdale was advised in January of this year that his certificate was affected by the Judgment of The Honourable Mr. Justice Davis in June last in the Action of Patton and others vs. Yukon and others. He at once took steps to have his position made clear to the Court and launched a Motion at the opening of the Appeal in the above mentioned action. The Chief Justice of Ontario in giving Judgment on that Motion stated that our client was not bound by or affected by the Judgment in the Patton action; that being the case, the Transfer should be forthwith registered.

It is our intention within a few days to present the share certificate 30
and transfer for registration with the necessary transfer tax. At that time it will be necessary that we receive for Mr. Worsdale one certificate in the name of V. W. Worsdale for 1,663,900 shares, the number set out on the certificate being surrendered.

We are, therefore, writing you now so that you may advise us when it will be most convenient for you to make delivery of the new certificate, so that we may make our arrangements accordingly.

Yours truly,

McLAUGHLIN, JOHNSTON, MOORHEAD & MACAULAY,
Per—" Hugh J. McLaughlin."

40

HJM/AM.
Register.

P.5.—Letter, Yukon Consolidated Gold Corporation Ltd. to McLaughlin, Johnston, Moorhead & Macaulay.

Exhibits.

J. T. Patton, President

G. R. F. Troop, C.A.,
Sec.-Treas.

The Yukon Consolidated Gold Corporation, Limited,
201 Victoria Building
Ottawa, Canada.

24 March, 1934.

10 Messrs. McLaughlin, Johnston, Moorhead & Macaulay,
302 Bay Street,
Toronto 2, Ont.

P.5.
Letter,
Yukon Con-
solidated
Gold Cor-
poration
Limited to
McLaughlin,
Johnston,
Moorhead &
Macaulay,
24th March,
1934.

Dear Sirs,

Re—V. W. Worsdale, Certificate Number 0369 for 1,663,900 shares
of The Yukon Consolidated Gold Corporation, Limited.

I have your letter of March 22nd. The Company's solicitors in this
matter are Messrs. Fasken, Robertson, Aitchison, Pickup & Calvin, Excelsior
Life Building, Toronto. I have sent them a copy of your letter and
instructed them to reply to you.

Yours faithfully,

"G. R. F. Troop"

Secretary.

20

THE YUKON CONSOLIDATED GOLD CORPN. LIMITED.

GRFT : T

P.5.—Letter, Fasken, Robertson, Aitchison, Pickup & Calvin to McLaughlin, Johnston, Moorhead & Macaulay.

P.5.

Fasken, Robertson, Aitchison, Pickup & Calvin,
Barristers, Solicitors, Notaries, Etc.

Offices Excelsior Life Building
Adelaide & Toronto Sts.
Toronto 2, 5th April, 1934.

30

Messrs. McLaughlin, Johnston, Moorhead & Macaulay,
Barristers, etc.,
302 Bay Street,
Toronto 2.

Letter,
Fasken,
Robertson,
Aitchison,
Pickup &
Calvin to
McLaughlin,
Johnston,
Moorhead &
Macaulay,
5th April,
1934.

Dear Sirs,

Your letter of March 22nd, addressed to the Yukon Consolidated
Corporation Limited, with respect to the transfer of shares to your client
Mr. V. W. Worsdale, was forwarded to us by the Secretary of the Company.

40 The matter is one that the Company will have to deal with when it
arises. In the meantime Mr. Worsdale will have to proceed as he may
be advised.

Yours truly,

FASKEN, ROBERTSON, AITCHISON, PICKUP & CALVIN,

Per "R. S. Robertson."

RSR/AF.

Exhibits.

P.6.—Certificate of appointment of Trustee in Bankruptcy of Worsdale.

P.6.
Certificate
of Appoint-
ment of
Trustee in
Bank-
ruptcy of
Worsdale,
26th May,
1934.

Office Copy

THE BANKRUPTCY ACTS 1914 and 1926.

In the County Court of Kent
Holden at Tunbridge Wells

In Bankruptcy

No. 1 of 1934.

Re Vernon Wright Worsdale

This is to certify that Leslie Colbatch Clark of 23, Ship Street, Brighton, Chartered Accountant has been duly appointed and approved as Trustee of the Property of Vernon Wright Worsdale of Little Frankham Mark Cross in the County of Sussex, Company Director and lately residing at Little Frankham Mark Cross aforesaid who was adjudged Bankrupt on the 25th day of May 1934.

Dated this 26th day of May 1934.

By the Board of Trade

(Signed) A. HAROLD WARD,

Inspector of Official Receivers.

D.7.
Photostatic
Copy of
Share regi-
ster sheet.

D.7—Photostatic copy of Share register sheet.

D.8.
19 Letters,
28th July,
1926 to
6th April,
1931.

**D.8.—19 Letters July 28 1926 to April 6th 1931.
Letter, Burton Yeates & Hart to V. W. Worsdale.**

20

V. W. Worsdale, Esq.
“Grelfrey,”
Pembury,
Tunbridge Wells.

Letter,
Burton
Yeates &
Hart to
V. W.
Worsdale,
28th July,
1926.

Private.

28th July 26.

Dear Sir,

Mrs. M. Foster.

Mrs. Foster informed us that you were making a payment to us for her. As we have not received it, we must ask you to arrange for immediate payment, and shall be glad to receive a remittance in the course of this week.

Yours faithfully,

“BURTON YEATES & HART.”

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Grelfrey,
Pembury, Kent,
25 Sep. 1926.

Dear Sirs,

Re Mrs. Foster.

I enclose cheque for £20.

I much regret I cannot send you the remaining £80 until Quarterday, but I will post you the balance on the 29th or 30th September. By reason
10 of putting my properties up to auction for the 22nd October I have had pressure from everyone.

I am,
Yours faithfully,
V. W. WORSDALE.

Messrs Burton, Yeates & Hart.

Exhibits.

D.8.
19 Letters,
28th July,
1926 to
6th April,
1931—*con-
tinued.*
Letter,
V. W.
Worsdale to
Burton,
Yeates &
Hart, 25th
September,
1926.

D.8.—Letter, Burton Yeates & Hart to Stone Simpson & Mason.

Messrs. Stone Simpson & Mason
Solicitors,
Tunbridge Wells.

20 C.L.

29th October 1926.

Dear Sirs,

Foster & Worsdale.

Mr. Worsdale saw us yesterday (we understand with your knowledge and consent) and explained his position to us. Shortly, he stated that the Hall and Grelfrey, had been offered for auction on the previous day but not sold, that they were charged to the Bank to secure an overdraft of £13,000 or thereabouts that Grelfrey was his wife's property together with the furniture, that the latter was subject to a Bill of Sale for £3500 which
30 had been given for his benefit, that all his shares and other assets were charged in various directions and that there was no margin on any of the assets. He stated you could verify these statements.

Mr. Worsdale stated that if our client would give him a month's time he would at once pay £50 on account of the debt together with the costs of the action. If the statements made to us are substantially correct and you can give us your assurance to that effect we are authorised to grant the time asked for, it being understood that by the end of the month Mr. Worsdale will as promised let us know how matters then stand and make a further payment on account.

D.8.
Letter,
Burton,
Yeates &
Hart to
Stone,
Simpson &
Mason,
29th Octo-
ber, 1926.

Exhibits.

D.8.

19 Letters
28th July,
1926 to
6th April,
1931—*con-
tinued.*
Letter,
Burton,
Yeates &
Hart to
Stone,
Simpson &
Mason,
29th Octo-
ber, 1926.

We understand there are no other pending actions against your client and no other creditor is pressing.

Your client called again this morning and we informed him of the order made to-day and of our instructions. We stated he would put you in funds to enable you to send us a cheque. If therefore you can substantially confirm his statements we shall be glad to have such confirmation and your cheque for £61.18.6 being the promised £50 and £11.18.6 fixed costs of the action.

Yours faithfully,

“BURTON YEATES & HART.” 10

D.8.

Letter,
Stone,
Simpson &
Mason to
Burton,
Yeates &
Hart, 1st
November,
1926.

D.8.—Letter, Stone Simpson & Mason to Burton Yeates & Hart.

Stone, Simpson & Mason.

23, Church Road,
Tunbridge Wells,
1st November, 1926.

Dear Sirs,

Worsdale ats Foster

Mr. Worsdale saw us on Saturday morning and gave us a cheque to enable us to carry out the arrangement that he made with you.

Mr. Worsdale's statement as to the “Great Hall” and “The Grelfry” 20 is substantially correct, except that the Bank overdraft due from Mr. Worsdale is £17,000 and not £13,000, as you suggest. The securities for the Bank overdraft are being transferred to a client of ours.

There is also a Second Mortgage on each of the “Great Hall” and “The Grelfry,” and there will certainly be no margin on these properties.

We know of only one other action pending against Mr. Worsdale, and that is on a claim for £60 for reporting on certain properties in which he was interested and for which he is not solely liable.

We have the pleasure to enclose our cheque for £61.18.6 as arranged. Please send us formal receipts. 30

Yours faithfully,

“STONE SIMPSON & MASON.”

Messrs. Burton, Yeates & Hart,
23, Surrey, Street,
Strand, W.C.2.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Constitutional Club,
Northumberland Avenue, W.C.2.
9 Decr.

Exhibits.

D.8.
19 Letters,
28th July,
1926 to
6th April,
1931—*con-*
tinued.
Letter,
V. W.
Worsdale
to Burton,
Yeates &
Hart,
9th Decem-
ber.

Dear Sirs,

Foster v. Myself

I beg to send you cheque for £20 on account of my debt and will call on you on Tuesday with another payment on account of debt and pay your costs.

10 I am sorry I cannot manage any more at the moment.

Yours faithfully,

V. W. WORSDALE.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Royal Victoria Station Hotel
(Great Central Railway),
Sheffield.

14 Dec. 1926.

D.8.
Letter,
V. W.
Worsdale
to Burton,
Yeates &
Hart,
14th Decem-
ber, 1926.

Dear Sirs,

Foster ats Myself

20 I am on my way to Glasgow and am sorry I cannot see you until next week, when I will let you have another cheque on account of debt and costs.

Yours faithfully,

V. W. WORSDALE.

D.8.—Letter, V. W. Worsdale to Burtan Yeates & Hart.

Constitutional Club
Northumberland Avenue,
W.C.2.

7th Jany, 1927.

D.8.
Letter,
V. W.
Worsdale
to Burton,
Yeates &
Hart,
7th Janu-
ary, 1927.

30 Dear Sirs,

Foster v. Myself

I have been away in Glasgow and had difficulty over a £3,000 judgment. I shall manage to hold this up and to let you have a cheque further on account during the course of next week when I will call on you.

I am sorry for the delay but it is unavoidable.

Yours faithfully,

V. W. WORSDALE.

Exhibits.

D.8.
19 Letters,
28th July,
1926 to
6th April,
1931—*con-
tinued.*
Telegram,
Worsdale to
Burton,
17th Janu-
ary, 1927.

D.8.—Telegram, Worsdale to Burton.

POST OFFICE TELEGRAPHS

Handed in at Glasgow 11.35 January 17, 1927.

BURTON 23 SURREY ST. STRAND LONDON WC

REGRET CANNOT SEE YOU RE FOSTER UNTIL FRIDAY.

WORSDALE. 23.

D.8.
Letter
V. W.
Worsdale
to Burton,
Yeates &
Hart,
28th Janu-
ary, 1927.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Constitutional Club,
Northumberland Avenue,
W.C.2.
28th Jany. 1927.

10

Foster v. Myself.

Dear Sirs,

In reply to your letter I regret I cannot remit to you this week. I am arranging a loan which I hope to complete next week out of which I have to deal with a £3,000 judgment and two smaller ones.

I have instructed the auctioneers to put up for auction my household furniture and effects and discharge the B/Sale and any balance to apply to my judgment creditors.

I hope you will not issue a B/Notice as it would defeat my chances of 20 paying my creditors. I shall remit to you next week.

I am,

Yours faithfully,

V. W. WORSDALE.

D.8.
Letter,
V. W.
Worsdale
to Burton,
Yeates &
Hart,
25th Febru-
ary, 1927.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

St. Enoch Hotel,
Glasgow.

25 Feb. 1927.

Foster & Worsdale.

Dear Sirs,

I send you £10 on account.

I have instructed Messrs. Wickenden & Sons, Auctioneers, Tunbridge Wells, to sell all my wife's furniture and effects and the proceeds will go to my creditors. Bankruptcy proceedings would mean nothing for anybody, but if I am allowed to continue I shall ultimately pay everyone in full.

I thank you and your client for this consideration.

Yours faithfully,

V. W. WORSDALE.

30

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Exhibits.

c/o Mrs. French,
Hillside Cottage,
Groombridge, Kent.
15 July 1927.

D.8.
19 Letters,
28th July,
1926 to
6th April,
1931—*con-
tinued.*
Letter,
V. W.
Worsdale
to Burton,
Yeates &
Hart,
15th July,
1927.

Dear Sirs,

In reply to your favour of the 8th instant *re* Mrs. Foster.

I regret I am unable to make a further payment at present. I have
over £8,000 judgments against me. My house and furniture have been
10 sold up and I am without means at the moment. I hope, however, to
be able to make a payment soon. I know your client and yourselves
have been patient in this matter and I hope you will continue to be so,
bearing in mind that the money owing was a loss which I foolishly took
over when matters were all right with me.

Yours faithfully,
V. W. WORSDALE.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

D.8.

Hillside Cottage,
Groombridge, Kent.
28 Nov. 1927.

Letter,
V. W.
Worsdale to
Burton,
Yeates &
Hart, 28th
November,
1927.

20

Dear Sirs,

I have today received your letter of the 22nd instant.

I am holding up bankruptcy proceedings and there are £8,000 over
judgments against me.

I cannot make you a payment now but will do so in the New Year.

I am sorry but I have parted with all my assets and am fighting against
the proceedings.

Yours faithfully,
V. W. WORSDALE.

30 Messrs. Burton Yeates & Hart.

Exhibits.

D.8.—Letter, Burton Yeates & Hart to V. W. Worsdale.

D.8.
19 Letters,
28th July,
1926 to
6th April,
1931—*con-
tinued.*
Letter,
Burton,
Yeates &
Hart to
V. W.
Worsdale,
24th June,
1930.

V. W. Worsdale, Esq.,
The Kennels,
Fordcombe,
Tunbridge Wells.

C.L.

24th June, 1930.

Dear Sirs,

You will remember that in October 1926 we obtained judgment against you on behalf of our client Mrs. Magdalena Foster for £440 and £11 18s. 6d. costs. Since that date we received payments amounting to £30 from you. There is still more than £420 owing in addition to the interest. 10

Owing to your difficulties at the time our client did not wish to press unduly for payment but we now understand that you are in a position to satisfy the judgment and we shall be glad to know what proposal you have to make for satisfying same.

Yours faithfully,

"BURTON YEATES & HART."

D.8.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Letter,
V. W.
Worsdale
to Burton,
Yeates &
Hart,
8th October,
1930.

Charing Cross Hotel, Strand,
London, W.C.2. 20
8th October, 1930.

Dear Sirs,

Foster v. Myself.

I have to acknowledge your letter and apologise for delay in answering but I have been away.

I enclose cheque for £50 on account of debt and costs, and propose calling on you on Wednesday or Thursday of next week to try and arrange a settlement. Will you please acknowledge to me at Royal Hotel, Windermere.

I understand two judgment creditors of mine have levied on Mrs. Worsdale at her residence in Sussex. I mention this as I have no interest in her place or its contents, and in fact I still owe her substantial monies which she advanced in 1926 when she sold her house furniture and shares and lent me £12,000 to help me with my creditors. If you have levied it does not matter, but I mention this to save myself the costs of another abortive levy if you have not levied. 30

Yours faithfully,

V. W. WORSDALE.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Charing Cross Hotel, Strand,
London, W.C.2.
21 Nov., 1930.

Dear Sirs,

Re Mrs. Foster.

I send you £20 out of my 17 Novr. payment.

I will send you another one next month unless I am able to square up before.

Yours faithfully,

V. W. WORSDALE.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Charing Cross Hotel, Strand,
London, W.C.2.
16th Decr., 1930.

Dear Sirs,

Re Mrs. Foster.

I have received your letter addressed to Little Frankham, Sussex. This is the address of Mrs. Worsdale and I should be glad if you would kindly address your letters to this address.

Your client invested in two of my companies, one of which was a success and she has received for many years and is still receiving from 15% to 45% dividend. The other was a failure and she lost her £1,000. In the collapse of my affairs I realised my estate and my wife's estate and paid the proceeds to my creditors and your client wrongfully claimed to participate and by that reason received £550. Having received this sum she subsequently issued a writ against me for the balance and in the chaos then existing I had not the means nor the opportunity of resisting Judgment. Your client has received payments under this Judgment. Your client threatens through you to proceed under this judgment and I can only say that if she does do so I shall have no alternative but to move to have the judgment set aside and to recover the monies paid under the same and also the £550. I never had your client's £1,000 and your client never has had a legal claim against me or my estate.

I enclose you £10 as I always intended to meet my moral obligation to your client as it was on my advice she invested her money. Your client has never sought to deal with a claim against myself for the monies she invested in my other company but has been quite content to receive the substantial dividends.

Yours faithfully,

V. W. WORSDALE.

Messrs. Burton, Yeates & Hart.

Exhibits.

D.8.

19 Letters,
28th July,
1926 to
6th April,
1931—*con-*
tinued.

Letter,
V. W.

Worsdale
to Burton,
Yeates &
Hart,
21st Nov-
ember, 1930.

D.8.

Letter,
V. W.

Worsdale to
Burton,
Yeates &
Hart, 16th
December,
1930.

Exhibits.

D.8.
19 Letters,
28th July,
1926 to
6th April,
1931—*con-
tinued.*
Letter
V. W.
Worsdale
to Burton,
Yeates &
Hart,
24th Janu-
ary, 1931.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Charing Cross Hotel,
W.C.
24th January, 1931.

Dear Sirs,

Mrs. Foster

I beg to send you cheque for £10.

Yours faithfully,

V. W. WORSDALE.

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

10

Charing Cross Hotel,
Strand, London, W.C.2.
1 Apl. 1931.

D.8.
Letter
V. W.
Worsdale
to Burton,
Yeates &
Hart,
1st April,
1931.

Dear Sirs,

Re Mrs. Foster

I send you herewith Mrs. Worsdale's cheque for £10 on the under-
standing I have with her that this is only paid by her if there is a delay
in the proceedings started by your client.

Yours faithfully,

V. W. WORSDALE.

20

D.8.—Letter, V. W. Worsdale to Burton Yeates & Hart.

D.8.
Letter,
V. W.
Worsdale to
Burton,
Yeates &
Hart,
6th April,
1931.

Charing Cross Hotel,
W.C.
6th April, 1931.

Dear Sirs,

Re Mrs. Foster

I thank you for your letter returning cheque for £10 which I have
returned to Mrs. Worsdale.

I am to attend in the City on Wednesday to be served with bank-
ruptcy proceedings re the £4,000 judgment and the time fixed is 12 o'clock. 30

I can call at your office at any time after 12.30 to be served by your
clients proceedings if you will kindly give me a time.

Yours truly,

V. W. WORSDALE.

Messrs. Burton, Yeates & Hart.

D.9.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Exhibits.

Charing Cross Hotel, W.C.

1 July 1930.

Private & Confidential.

Dear Sirs,

Re Mrs. Foster

I received your letter of the 24th ulto. yesterday.

I have left the Kennels over two years ago. I am now in Ireland.

Your information is nearly correct but not quite.

10 I enclose particulars of an offer for sale, out of the proceeds of which I expect to receive sufficient to pay your client and other creditors. The offer is delayed by reason of unsatisfactory markets.

I make the following proposal to your client for your consideration. You wait the offer for sale when I will repay the monies, or alternatively I can arrange for 400 fully paid shares to be transferred to your client in full satisfaction of the judgment, conditionally on the same not being sold but forming part of the offer for sale.

The shares do not belong to me but are placed at my disposal for this purpose.

20 In any event appreciate fully your consideration. I know you will do nothing to defeat your client's interests and my other creditors.

Your client's experience as a shareholder in my other Company may help when I say that in my opinion this Company is a better one.

Yours faithfully,

V. W. WORSDALE.

D.9.
Letter,
V. W.
Worsdale
to Burton
Yeates &
Hart,
1st July,
1930.

D.9.—Letter, V. W. Worsdale to Burton Yeates & Hart.

D.9.

Charing Cross Hotel,

5th July 1930.

Dear Sirs,

Re Mrs. Foster

30 I am obliged by your letter. I am sorry your client will not accept my friend's offer of 400 shares, as being my only lady creditor, all the rest being business debts. I had hoped she would do so.

As it is I cannot send you a cheque. I have no banking account and have still outstanding nearly £10,000 judgment creditors who will be paid if they wait till the issue which I hope will take place before August, if not it must be Oct.

I have nothing to attach and no interest except what I may receive out of the issue.

Yours faithfully,

V. W. WORSDALE.

D.9.
Letter,
V. W.
Worsdale
to Burton
Yeates &
Hart,
5th July,
1930.

Exhibits.

D.9.—Letter, V. W. Worsdale to Burton Yeates & Hart.

Charing Cross Hotel, W.C.

28 March 1931.

D.9.
Letter,
V. W.
Worsdale
to Burton
Yeates &
Hart,
28th March,
1931.

Dear Sirs,

Re Mrs. Foster

I duly received your clients B/N and having no assets I cannot comply with the same.

Another creditor for £4,000 under judgment through a firm of London Solicitors is pressing me with bankruptcy proceedings and I have been trying to postpone matters. Assuming I am able to hold up the other £4,000 judgment I would make your client an offer to pay her £10 which I can raise and let you have this on Wednesday. If your client however is desirous of proceeding further I cannot resist and it will be a relief to go through the Court and make a fresh start. 10

I will call on you on Wednesday next when you can serve me with the petition or I will pay you £10 as the case may be, and I will pay the rest as I can.

Yours faithfully,

V. W. WORSDALE.

D.10.

D.10.—Certificate of John Venn Notary Public.

Certificate
of John
Venn
Notary
Public,
27th Decem-
ber, 1934.

I, John Venn, of the City of London, Notary Public, duly admitted and sworn, practising in the said City, Do hereby Certify and Attest 20

That the hereunto annexed Documents marked respectively "A" and "B" are Office Copies of a Writ of Summons and Judgment of the King's Bench Division of the High Court of Justice in England.

That the also hereunto annexed Document marked "C" is an Office Copy of a Creditor's Petition issued by the said High Court of Justice of England in Bankruptcy.

That the Seal stamped on the said Office Copies marked respectively "A" and "B" is the Seal of the Central Office of the Supreme Court of Judicature of England; and further that the Seal stamped on the said Office Copy marked "C" is the Seal of the Bankruptcy Department of the said Supreme Court of Judicature. 30

And that full faith and credit may and ought to be given to the said Office Copies in all Courts of Judicature and thereout.

In testimony whereof I have hereunto set my hand and affixed my Seal of Office in the City of London aforesaid this twenty-seventh day of December One thousand nine hundred and thirty-four.

(Notary Seal)

"JOHN VENN,"
Notary Public,

London. 40

D.10.—Certified copy Writ of Summons Magdalena Foster versus V. W. Worsdale.

Exhibits.

A.2.

“ A ”

D.10.

In the High Court of Justice.
King’s Bench Division.

1926—F—No. 1479

Certified
copy,
Writ of
Summons,
Magdalena
Foster
versus
V. W.
Worsdale,
28th Sept-
ember,
1926.

Office Copy
Supreme Court of Judicature, Central Office
Filing and Record

“ G. Panton ”

L.S. 26 Sept. 1926 Central Office

10 Judicature Fees

Nine Pence

20 34

BETWEEN

12 MAGDALENA FOSTER, Widow - - - Plaintiff

Judicature Fees

AND

One Shilling

19 34

V. W. WORSDALE - - - Defendant

12

20 GEORGE THE FIFTH, by the Grace of God, of the United Kingdom of Great Britain and Ireland, and the British Dominions beyond the Seas, King, Defender of the Faith, to V. W. Worsdale of Grelfrey Pembury Tunbridge Wells in the County of Kent.

We command you, that within eight days after the Service of this Writ on you, inclusive of the day of such Service, you do cause an Appearance to be entered for you in an Action at the Suit of Magdalena Foster, Widow

And Take Notice, that in default of your so doing, the Plaintiff may proceed therein, and Judgment may be given in your absence.

Witness, George Viscount Cave Lord High Chancellor of Great Britain, the 28th day of September, in the year of Our Lord One thousand nine hundred and twenty-six.

30 N.B.—This Writ is to be served within Twelve Calendar Months from the date thereof, or, if renewed, within Six Calendar Months from the date of the last renewal, including the day of such date, and not afterwards.

The Defendant may appear hereto by entering Appearance, either personally or by Solicitor, at the Central Office, Royal Courts of Justice, London.

If the Defendant fails to deliver a Defence within ten days after the last day of the time limited for his Appearance he may have Judgment entered against him without notice, unless he has in the meantime been served with a Summons for Judgment or for Directions.

Exhibits.

STATEMENT OF CLAIM.

The Plaintiffs Claim is for £440 for money lent and agreed interest.

D.10.
Certified
copy,
Writ of
Summons,
Magdalena
Foster
versus
V. W.
Worsdale
28th Sept-
ember,
1926—con-
tinued.

| | | Particulars. | | |
|----------|--------|--|-----------|-----------|
| 1925 | Nov. { | To money lent | - - - - - | £1000.0.0 |
| | | „ interest at 10% as agreed on £500 to date hereof say | - - - - - | 60.0.0 |
| | | | | £1060.0.0 |
| | | Credit. | | |
| July 9 | — | By payment on a/c | - - - - - | 500.0.0 |
| Augt. | — | do do | - - - - - | 100.0.0 |
| Sept. 27 | — | do do | - - - - - | 20.0.0 |
| | | | | 620.0.0 |
| | | | | £440.0.0 |

10

The Plaintiff also claims interest at 10% per annum on £440 from the date hereof until payment or Judgment.

(Signed) "BURTON YEATES & HART."

And the sum of £5.10.0 (or such sum as may be allowed on taxation) for Costs; and also, in case the Plaintiff obtains an Order for substituted Service, the further sum of £2.17.6. If the amount claimed be paid to the Plaintiff or her Solicitors within four days from the Service hereof, further proceedings will be stayed.

20

This Writ was issued by Burton, Yeates & Hart, of and whose Address for Service is 23, Surrey Street, Strand, London, W.C.2, Solicitors for the said Plaintiff, who resides at Ayot Nevill Park Tunbridge Wells Kent.

This Writ was served by me at
on the Defendant

on day, the day of 192
Indorsed the day of 192

(Signed)

(Address)

30

D.10.—Certified Copy Judgment Magdalena Foster versus V. W. Worsdale.

Sealed 19th March 1931
12.34

Price—One Penny.

D. 5.
In the High Court of Justice.
King's Bench Division.
Office Copy Supreme Court of Judicature,
Central Office,
Writ &c. Dept.

Stamp 10s.
Judicature Fees
Six Pence
19 34
 12

Between
MAGDALENA FOSTER (Widow) ...
AND
V. W. WORSDALE

1926—F—No. 1479.

Plaintiff
Defendant

Exhibits.
D.10.
Certified
copy,
Judgment
Magdalena
Foster
versus
V. W.
Worsdale,
29th
October,
1926.

The 29th day of October 1926.

The defendant having appeared to the writ of summons herein and the plaintiff having by the order of Master Jelf dated the 29th day of October, 1926, obtained leave to sign judgment under the rules of the Supreme Court order XIV., Rule 1, for the amount indorsed on the Writ with interest if any and the sum of £11.18.6 costs

It is this day adjudged that the plaintiff recover against the defendant £441.17.4 and costs £11.8.6.

“BURTON YEATES & HART,”

23, Surrey Street, Strand, W.C.2.

Plaintiff's Solicitors.

Exhibits. **D.10.—Certified Copy Bankruptcy Petition Re Vernon Wright Worsdale Ex parte Magdalena Foster.**

D.10.
Certified
copy,
Bankruptcy
Petition re
Vernon
Wright
Worsdale
ex parte
Magdalena
Foster,
Filed,
19th May,
1931.

Price—Threepence. “ C ” Creditor’s Petition.

No. 11.

In the High Court of Justice.

In Bankruptcy.

No. 494 of 1931.

Office Copy
Supreme Court of Judicature.
Bankruptcy.

Judicature Fees
Two Shillings &
Six Pence

10

Re VERNON WRIGHT WORSDALE

19 34
12

Ex Parte MAGDALENA FOSTER (Widow)

I Magdalena Foster of Ayot Cottage, Neville Park, Tunbridge Wells in the County of Kent, Widow, hereby petition the Court that a receiving order be made in respect of the estate of Vernon Wright Worsdale of The Charing Cross Hotel, Strand, London, Company Director and lately residing at Grelfrey, Pembury, Tunbridge Wells, Kent and say—

20

1. That the said Vernon Wright Worsdale has for the greater part of six months next preceding the presentation of this petition resided at The Charing Cross Hotel, Strand, London, W.C.2 within the District of this Court.

2. That the said Vernon Wright Worsdale is justly and truly indebted to me in the sum of £395.10.10 balance of principal interest and costs due in respect of a Judgment dated 29th October, 1926, obtained by me against the said Vernon Wright Worsdale in the King’s Bench Division of this Court for £441.17.4 and £11.18.6 costs. The consideration for the debt in respect of which the said Judgment was obtained was money lent and interest thereon.

30

3. That I do not, nor does any person on my behalf hold any security on the said debtor’s estate, or on any part thereof, for the payment of the said sum.

4. That Vernon Wright Worsdale within three months before the date of presentation of this petition has committed the following act of bankruptcy, namely.

That he failed to comply before the 28th day of March, 1931 with the requirements of a Bankruptcy Notice duly served upon him on the 19th day of March, 1931 after the hour of six in the afternoon.

Dated this 4th day of May, 1931.

(Signed)

“MAGDALENA FOSTER.”

Signed by the Petitioner in my presence

(13) “W. G. SCOTT HART,”

Solr.,

10 23, Surrey Street, W.C.2.

This is the petition referred to
in the affidavit of
MAGDALENA FOSTER
Sworn before me this 4th day of
May, 1931.

} Receipt produced.

G. A. WHITFIELD,

A Commissioner for Oaths.

Filed the 19th day of May, 1931, and allotted to Mr. Registrar Mellor.

Office Copy.

20 Supreme Court of Judicature
Bankruptcy.

NOTE.—If there be more than one petitioner, and they do not sign together, the signature of each must be separately attested, *e.g.*, “Signed by the petitioner, E.F., in my presence.” If the petition be signed by a firm, the partner signing should add also his own signature, *e.g.*, “A.S. & Co., by J.S. a partner in the said firm.” If the debtor resides at any place other than the place where he carries on business both addresses should be inserted.

See Indorsement.

30 No. 11.

INDORSEMENT.

This petition having been presented to the Court on the 19th day of May 1931, it is ordered that this petition shall be heard at the Court sitting in Bankruptcy, Carey Street, Lincoln’s Inn, on the 18th day of June 1931, at 11 o’clock in the forenoon.

And you, the said Vernon Wright Worsdale are to take notice that if you intend to dispute the truth of any of the statements contained in the petition you must file with the Registrar of this Court a notice showing the

Exhibits.
—
D.10.
Certified
copy,
Bankruptcy
Petition re
Vernon
Wright
Worsdale
ex parte
Magdalena
Foster,
Filed,
19th May,
1931—*con-
tinued.*

Exhibits.
 ———
 D.10.
 Certified
 copy,
 Bankruptcy
 Petition re
 Vernon
 Wright
 Worsdale
 ex parte
 Magdalena
 Foster,
 Filed,
 19th May,
 1931—*con-
 tinued.*

grounds upon which you intend to dispute the same, and send by post a copy of the notice to the petitioner three days before the day fixed for the hearing.

“ M. D. WARMINGTON ”
 Registrar.

Note—I hereby certify that there are no prior Petitions against the within-named Debtor.

Dated this 19th day of May 1931.

(Signed) “ BURTON YEATES & HART ”

23, Surrey Street,
 Strand, W.C.2.

Solicitor for the Petitioning Creditor.

10

Office Copy
 Supreme Court of Judicature
 Bankruptcy

D.11.
 Certified
 copy of
 Statement
 of Assets
 and Lia-
 bilities of
 V. W.
 Worsdale.

D.11.—Certified Copy of Statement of Assets and Liabilities of V. W. Worsdale.

V. W. W. I.

STATEMENT OF ASSETS AND LIABILITIES OF
 VERNON WRIGHT WORSDALE

Liabilities

20

| | £ | s. | d. |
|---|----------|-----|----|
| Income Tax - - - - - | 187. | 10. | 0. |
| Ditto recently assessed - - - - - | 258. | 13. | 0. |
| Barclays Bank Tunbridge Wells Overdraft (fully secured) | 3180. | 0. | 0. |
| Petitioning Creditors - - - - - | 83. | 0. | 0. |
| Various Creditors not exceeding - - - - - | 700. | 0. | 0. |
| Surplus of Assets over Liabilities - - - - - | 11034. | 13. | 8. |
| | <hr/> | | |
| | £15,443. | 16. | 8. |

Assets

| | £ | s. | d. |
|--|----------|-----|----|
| 3805 Fully paid shares in Antrim Electricity Supply Co. at £2 each - - - - - | 7610. | 0. | 0. |
| One-third of the shares in Thomas Wilkinson (Arnside) Limited approximately - - - - - | 4000. | 0. | 0. |
| One-sixth ditto - - - - - | 2000. | 0. | 0. |
| One-third of a Mortgage of £5,000 - - - - - | 1633. | 16. | 8. |
| Monies due from Sundry Debtors - - - - - | 200. | 0. | 0. |
| | <hr/> | | |
| | £15,443. | 16. | 8. |

30

Surplus of Assets over Liabilities - - - - - £11,034.13.8.

D.12.—Affidavit of V. W. Worsdale in action of Patton v Yukon.

IN THE SUPREME COURT OF ONTARIO

10¢ Law Stamp

Exhibits.

D.12.

Affidavit of
V. W.
Worsdale
in action of
Patton v.
Yukon,
Sworn
19th March,
1934.

Between :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR, and
MARK MORRELL, on behalf of themselves and all other
Shareholders of THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED, excepting the Defendant
ARTHUR NEWTON CHRISTIAN TREADGOLD - - -

Plaintiffs,

AND

10 THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
THE NORTH FORK POWER COMPANY LIMITED and
ARTHUR NEWTON CHRISTIAN TREADGOLD - - -

Defendants.

I, VERNON WRIGHT WORSDALE, of Little Frankham, Mark Cross, in
the County of Sussex, England, and also of the City of London, England,
Gentleman, make oath and say as follows :

1. I am the holder of 1,780,000 shares of The Yukon Consolidated Gold
Corporation Limited, of which 1,750,000 shares were transferred to me for
value on or about the 10th day of July, 1930, by the above-named Arthur
Newton Christian Treadgold, one of the Defendants in this action, the
20 balance of 30,000 shares being still in fact the property of the said
Treadgold.

2. Now shown to me and marked Exhibit " A " to this my affidavit
is transfer under seal from the said Arthur Newton Christian Treadgold,
dated the 10th day of July, 1930, of 1,750,000 ordinary shares of The Yukon
Consolidated Gold Corporation Limited.

3. Now shown to me and marked Exhibit " B " to this my affidavit
is Certificate Number 0369 of The Yukon Consolidated Gold Corporation
Limited, originally issued to A. N. C. Treadgold, and endorsed by the said
A. N. C. Treadgold, which certificate together with one other for 116,100
30 shares were delivered to me on or about the said 10th day of July, 1930,
with the Deed of Transfer marked Exhibit " A."

4. At the time the said shares and certificates were handed to me I was
requested by the said Treadgold not to register the transfer as it would
affect his position in the Company and I agreed temporarily not to do this
on the understanding that the said Treadgold would hand to me all
Dividends paid on the said shares and would let me have all notices issued
affecting such shares. Now shown to me and marked Exhibit " C " to this
my affidavit is letter of the said Treadgold to me dated the tenth day of
July, 1930, confirming the said arrangement.

40 5. Subsequently I caused to be loaned to the said Treadgold, at his
urgent request, the said certificate for 116,100 shares which I understand

Exhibits.
 —
 D.12.
 Affidavit of
 V. W.
 Worsdale
 in action of
 Patton v.
 Yukon,
 Sworn
 19th March,
 1934—con-
 tinued.

was pledged by the said Treadgold as collateral for a loan, for which I am not personally responsible, but I am entitled to the return of the said certificate, subject to the said Treadgold's interest in the said shares over and above the total of 1,750,000 shares which I hold for myself and others.

6. I knew nothing whatever about the above action, nor of the Judgment delivered therein until about the middle of the month of January, 1934, when I was advised by the said Treadgold that all the shares held by me in the said The Yukon Consolidated Gold Corporation Limited had been cancelled by a Judgment of this Court of the 23rd of June, 1933, when I at once consulted English Counsel and acting under his advice I am laying the facts before the Court. 10

7. I am advised and believe that the respective Plaintiffs each received the shares held by them in the said The Yukon Consolidated Gold Corporation Limited for considerations which are exactly identical with part of the consideration for which I received my said shares.

8. The Plaintiffs did not nor did the said The Yukon Consolidated Gold Corporation call or cause to be convened a meeting of the Shareholders of the said The Yukon Consolidated Gold Corporation Limited for the purpose of requesting said The Yukon Consolidated Gold Corporation Limited to instigate the present or any proceedings against the Defendant Treadgold and I was therefore prevented from being joined in this action either as a Plaintiff or a Defendant or of immediately registering my transfer. 20

9. My relations with the said Treadgold date back to the year 1910, when I started to dredge in Alaska as Chairman of The Alaska Exploration Corporation Limited, now known as The Fairbanks Gold Dredging Co. Ltd., in which I had the controlling interest. During the years 1910 to 1926 the said Treadgold had rendered to me great assistance and I was content to leave The Yukon Consolidated Gold Corporation Limited and Klondike interests, properties and moneys belonging to myself and my friends with him, as I had every confidence in him. I was aware that he had been asked by about three-quarters of the interests in the Klondyke to consolidate and reorganize the field by putting the same on a proper working basis. I was aware also that the said Treadgold for this purpose was raising large sums of money by way of loan to himself in order to carry the consolidation into effect. 30

10. In the year 1926, acting for myself and others an application was made for an Act of Parliament giving the Grantees power to electrify Northern Ireland, which Act was passed in the month of December, 1928. Following this I became a Director of the Statutory Company created by the Act and continued to be active in this Company until the month of December, 1931, when I sold out the greater part of my interests in the Northern Ireland Company to the British Electric Traction Limited. In the year 1929, acting again for myself and others, application was made for an Order to electrify the County of Westmoreland and parts of Lancashire and Yorkshire, of which Company I became the Chairman, and with which 40

I remained connected until the year 1932, when the Order was granted and I in due course resigned the Chairmanship of that Company. I then commenced inquiries into The Yukon Consolidated Gold situation but was put off and no definite information given to me until the said month of January, 1934.

11. Had I known of this Litigation, I would have at once asked to have been joined as a Defendant in order to protect the interests of myself and of those for whom I hold shares, and I now desire to be added as a Defendant and to have an opportunity of giving evidence to the Court
 10 with reference to the said 1,780,000 shares of the said Company.

Exhibits.
 ———
 D.12.
 Affidavit of
 V. W.
 Worsdale
 in action of
 Patton v.
 Yukon,
 Sworn
 19th March,
 1934—con-
 tinued.

Sworn before me at the City of }
 Toronto, in the County of York, }
 this 19th day of March, A.D. }
 1934. }

“V. W. WORSDALE.”

“ D. O. RANKIN,”
 A Commissioner, etc.

D.13.—Certificate of John Venn Public Notary.

I, John Dalton Venn, of the City of London, Notary Public, duly admitted and sworn, practising in the said City Do hereby Certify and
 20 Attest

That the hereunto annexed Document is an Office Copy of an Affidavit issued out of the Bankruptcy Division of the High Court of Justice of England.

That the Seal stamped on the said Copy is the Seal of the Supreme Court of Judicature of England used for the purpose of such copies.

And that full faith and credit may and ought to be given to such Copy in Courts of Judicature and thereout.

In Testimony whereof I have hereunto set my hand and affixed my Seal of Office in the City of London aforesaid this fourth day of December
 30 One thousand nine hundred and thirty-four.

“ JOHN D. VENN,”
 Notary Public,

(Notary Seal)

London.

D.13.
 Certificate
 of John
 Venn,
 Public
 Notary,
 4th Decem-
 ber, 1934.

Exhibits. **D.13.—Certified Copy of Affidavit of V. W. Worsdale (in Schwab & Snelling Bankruptcy).**

D.13.
Certified
copy of
Affidavit of
V. W.
Worsdale
(in Schwab
& Snelling
Bank-
ruptcy),
Sworn
5th Janu-
ary, 1933.

In the High Court of Justice
In Bankruptcy

No. 1313 of 1932

Office Copy
Supreme Court of Judicature
Bankruptcy

Judicature Fees
Two Shillings

Filed 5th January 1933.

29 11 34

re V. W. WORSDALE (a Male)

Ex Parte SCHWAB AND SNELLING (a firm)

10

I, Vernon Wright Worsdale of Little Frankham, Mark Cross in the County of Sussex of no occupation the above named Debtor make oath and say as follows :—

1. With regard to paragraph 1 of the Petition herein I have not carried on business or resided at the Charing Cross Hotel for the greater part of six months next preceding the presentation of the said Petition. In fact I have carried on no business of whatsoever nature for the past year at the said address or elsewhere. My only address as above was well known to the Petitioning Creditors at the commencement of these proceedings as all letters including contract notes for the purchase of shares have been sent by them to me at my private address. 20

2. As directed by this Honourable Court I have prepared a statement of my Assets and Liabilities and such statement is now produced and shown to be marked " V.W.W.1 " which shows a surplus of assets over liabilities of £11,034.13.8.

3. With regard to my shares in Thomas Wilkinson (Arnside) Limited referred to in the said Statement I have been informed by Mr. Charles Boot, Chairman of Directors of the said Company, and verily believe that a Contract was entered into on the 15th December 1932 for the sale of the whole of the undertaking of the said Company for the sum of £20,000 such contract to be completed in about a month from date of contract and after discharging the liabilities of the Company there would be a sum of approximately £12,000 for division amongst the shareholders and by virtue of my shareholding and other interests I am entitled to one half of such sum amounting to £6,000 as appears by the said statement of my assets and liabilities. The letter now produced and shewn to me marked " V.W.W.2 " is a letter from the said Charles Boot to me dated 15th December 1932. 30

4. My only pressing liabilities are the amount due to the Petitioning Creditors, the sum of £51 under another Judgment and the sum of £187.10.0 due for Income Tax but with regard to the latter sum the Authorities are prepared to wait for payment until after the completion of the matter 40

referred to in paragraph 3 hereof. Immediately upon completion I propose to discharge the whole of my liabilities.

5. Having regard to the foregoing facts I respectfully request an adjournment of the hearing of the Petition for a period of not less than one month to enable me to discharge my liabilities out of the monies to be received from the proceeds of the sale of the undertaking of Thomas Wilkinson (Arnside) Limited referred to in paragraph 3 hereof.

10 Sworn at 12 New Court Lincolns Inn W.C. }
 in the County of London this 5th day } V. W. WORSDALE
 of January 1933.

Before me

Alfred W. Carpenter

A Commissioner for Oaths.

Office Copy
 Supreme Court of Judicature
 Bankruptcy

Exhibits.
 D.13.
 Certified copy of Affidavit of V. W. Worsdale (in Schwab & Snelling Bankruptcy), Sworn 5th January, 1933)—
continued.

P.14(A).—Bank Pass Book of Mrs. M. F. Worsdale.

BARCLAYS BANK LIMITED.

Tunbridge Wells.

P.14(A).
 Bank Pass Book of Mrs. M. F. Worsdale.

20 in account with MRS. MAY FLORENCE WORSDALE.

| DR. | | | | CR. |
|-------|-------|-----------------|-------|---------------------|
| 1929 | | | 1929 | |
| May 9 | Sunds | 100 0 0 | May 9 | Chq. Bk. 2 |
| 15 | do | 13 | 13 | Self 10 |
| 17 | do | 100 | 16 | Page 67 2 |
| 27 | do | 150 | 22 | Pellon 6 12 3 |
| 31 | do | 19 5 | | Self 15 |
| | | | 25 | do 9 |
| | | | 28 | Weekes 10 |
| | | | 30 | Lampard 9 |
| | | | 31 | Self 5 |
| | FWD | <u>363 19 5</u> | | <u>FWD 131 16 3</u> |

30

| | | | | | | | | | | | | |
|-------------------|------|----|----------|-----|------|----|------|----|------------|-----|----|----|
| Exhibits. | 1929 | | | | 1929 | | | | | | | |
| — | June | 4 | Sds. | 113 | 9 | 6 | June | 1 | Strange | 5 | | |
| P.14(A). | | | | | | | | 4 | Borman | 150 | | |
| Bank Pass | | 14 | „ | 5 | 5 | | | | Self | 5 | | |
| Book of | | | | | | | | | Chq. Bk. | 2 | | |
| Mrs. M. F. | | | | | | | | 5 | Taylor, E. | 5 | | |
| Worsdale— | | | | | | | | | do | 5 | | |
| <i>continued.</i> | | | | | | | | 10 | Self | 8 | | |
| | | | | | | | | | Berry | 10 | 5 | 6 |
| | | | | | | | | 17 | Self | 10 | | 10 |
| | | | | | | | | 18 | Grantham | 6 | 6 | |
| | | | | | | | | | Weeks | 10 | | |
| | | | | | | | | 19 | Law Fire | | | |
| | | | | | | | | | Insce. | 15 | 10 | |
| | | | | | | | | 20 | Cheques | | 2 | |
| | | | | | | | | | Strange | 5 | | |
| | | | | | | | | 21 | Squire | 20 | | |
| | | | | | | | | | Self | 50 | | |
| | | | | | | | | 24 | Pickforth | 11 | 6 | |
| | | | | | | | | 26 | Peacock | 10 | | 20 |
| | | | | | | | | 27 | Waite | 100 | | |
| | | | | | | | | | | | | |
| | | | FWD | 482 | 13 | 11 | | | FWD | 558 | 2 | 3 |
| | | | | | | | | | | | | |
| | 1929 | | | | | | 1929 | | | | | |
| | Jun. | 30 | BALANCE | 75 | 8 | 4 | | | | | | |
| | | | | | | | | | | | | |
| | | | | 558 | 2 | 3 | | | | 558 | 2 | 3 |
| | | | | | | | | | | | | |
| | 1929 | | | | | | 1929 | | | | | |
| | July | 1 | Sds. | 500 | | | July | 1 | BALANCE | 75 | 8 | 4 |
| | | 17 | do | 50 | | | | | Deposit | 400 | | |
| | | 26 | Deposit | | | | | 2 | Knocker | 2 | | 3 |
| | | | Pass Bk. | 200 | | | | 4 | Berry | 13 | 15 | 30 |
| | | | | | | | | 5 | Taylor | 5 | | |
| | | | | | | | | 13 | Budgen | 1 | 2 | |
| | | | | | | | | 19 | Weeks | 10 | | |
| | | | | | | | | 20 | Veasey | 40 | | |
| | | | | | | | | 22 | Self | 4 | | |
| | | | | | | | | 24 | Taylor | 5 | | |
| | | | | | | | | | Worsdale | 4 | 10 | |
| | | | | | | | | 26 | Veasey | 100 | | |
| | | | | | | | | | | | | |
| | | | FWD | 750 | - | - | | | FWD | 660 | 15 | 7 |

| | | | | | |
|------|---------|-----------------------------|-----|----|---|
| 1929 | Aug. 3 | Sunds | 20 | 5 | |
| | 7 | Dep. P. Bk. a/c | 100 | | |
| | 14 | Sunds Dep. P. Bk. a/c | 5 | 18 | 2 |
| | 26 | Sds. | 100 | | |
| 10 | Sept. 2 | do | 400 | | |

20

| | | | | | |
|------|---------|-------------------|------|----|---|
| | | FWD | 1476 | 3 | 2 |
| 1929 | Sept. 6 | Dep. P. B. a/c | 1200 | | |
| | 9 | Sunds. | 1500 | 15 | |

30

40

| | | | | | |
|--|--|-----|------|----|---|
| | | FWD | 4176 | 18 | 2 |
|--|--|-----|------|----|---|

| | | | | | |
|-------|---------|----------------------------|----|----|---|
| 1929 | July 29 | Cheque Book | | | 2 |
| | | Self | 10 | | |
| | 31 | Veasey | 50 | | |
| Aug. | 2 | Lloyd | 22 | 18 | 3 |
| | 6 | Veasey | 50 | | |
| | 9 | Self | 20 | | |
| | 12 | Taylor | 10 | | |
| | | Self | 30 | | |
| | 14 | Petrides | 75 | | |
| | 19 | Prud. Ass. Co. | 2 | 3 | 2 |
| | 20 | By tel. to Laine | 20 | 2 | 6 |
| | 22 | Graham Lochawe Hotel | 3 | | |
| | 29 | Chq. Book | | | 2 |
| | | Self | 16 | | |
| Sept. | 2 | Bright | 9 | | |
| | 3 | Veasey | 75 | | |
| | | Self | 30 | | |
| | 4 | Taylor | 10 | | |

Exhibits.
—
P.14(A).
Bank Pass
Book of
Mrs. M. F.
Worsdale—
continued.

| | | | | | |
|------|---------|---------------------|------|----|---|
| | | FWD. | 1120 | 3 | 6 |
| 1929 | Sept. 5 | Godley | 193 | | |
| | | Chq Bk. | | | 2 |
| | 6 | Self | 75 | | |
| | | Pickering | 35 | | |
| | 7 | Essex pites | 317 | 14 | |
| | | Strange | 50 | | |
| | 9 | Innocent | 50 | | |
| | | Peacock | 20 | | |
| | | Anderson | 40 | | |
| | 10 | Weeks | 50 | | |
| | | Taylor | 30 | | |
| | | Waghorn | 24 | | |
| | 11 | Hayden | 10 | | |
| | | Worsdale | 300 | | |
| | 12 | Veasey | 110 | | |
| | | do | 165 | | |
| | 13 | Tonbridge School | 48 | 12 | 8 |
| | | Self | 10 | | |
| | 16 | Chq Bk. | | | 2 |

| | | | | | |
|--|--|-----|------|----|---|
| | | FWD | 2648 | 14 | 2 |
|--|--|-----|------|----|---|

| | | | | |
|-------------------|---------|-------|-----|----|
| Exhibits. | 1929 | | | |
| — | Sep. 16 | Sunds | 27 | 14 |
| P.14(A). | 23 | do | 160 | |
| Bank Pass | 30 | do | 74 | 15 |
| Book of | | | | |
| Mrs. M. F. | | | | |
| Worsdale— | | | | |
| <i>continued.</i> | | | | |

| | | | | |
|---------|---------------|------|----|---|
| 1929 | FWD | 4439 | 7 | 2 |
| Oct. 15 | Antrim Elec- | | 75 | |
| | tric | | | |
| 29 | Sunds | 1 | 19 | 4 |
| Nov. 11 | L.M. & S. Rly | 20 | | |

FWD 4536 6 6

| | | | | |
|---------|----------------|------|----|------|
| 1929 | | | | |
| Sep. 16 | Self | 20 | | |
| 17 | Edwards | 10 | | |
| 19 | Self | 10 | | |
| 23 | Knapman | 24 | 2 | |
| | Weekes | 15 | 5 | 6 |
| 25 | Self | 20 | | |
| | Veasey | 50 | | |
| | Okill | 5 | 16 | 2 |
| 26 | Veasey | 200 | | 10 |
| | Bartlett | 500 | | |
| 27 | White | 115 | | |
| 28 | Petrides | 74 | | |
| 30 | Chq Bk. | | 2 | |
| | Hermitage | 3 | 18 | 9 |
| | Self | 20 | | |
| Oct. 2 | Stevenson | 22 | 19 | 2 |
| | Worsdale | 100 | | |
| | do | 10 | | |
| 3 | Cundell | 34 | | 20 |
| 1929 | FWD | 3883 | 17 | 9 |
| Oct. 4 | Wallis | 1 | 7 | |
| 7 | Un. of | | | |
| | Reading | 31 | | |
| 9 | Worsdale | 3 | | |
| 11 | do | 150 | | |
| 14 | do | 4 | | |
| 15 | Chq. Bk. | | 2 | |
| 16 | Petrides | 225 | 10 | |
| | Achille Serre | 1 | 17 | 6 30 |
| 18 | Hodge | 74 | 15 | |
| 21 | Wickhams | 1 | 15 | 11 |
| 22 | Mottram | 16 | 16 | 0 |
| 25 | Worsdale | 50 | | |
| 29 | do | 40 | | |
| 30 | Extra cost | | | |
| | of reply | | | |
| | to Tel. | | | 7 |
| Nov. 1 | Worsdale | 50 | | |
| 5 | Mottram | 16 | 16 | 40 |
| 9 | White | 18 | 7 | 6 |
| 12 | Marshall & Co. | 11 | | 6 |
| 13 | Luck | 200 | | |
| FWD | | 4780 | 5 | 9 |

| | | | | |
|---------|---------------------|-----|----|---|
| 1929 | | | | |
| Nov. 14 | per Dep. Pass Bk. | 400 | | |
| 21 | per V. W. Worsdale | 500 | | |
| 23 | Sunds | 15 | | |
| 30 | do | 3 | | |
| Dec. 4 | Per D. Pass Bk, a/c | 250 | | |
| 10 | Sunds | 4 | 12 | 9 |

FWD 5708 19 3

| | | | | |
|---------|-------------------|-----|----|--|
| 1929 | | | | |
| Dec. 14 | Sunds. | 74 | 15 | |
| 18 | per Dep. Pass Bk. | 250 | | |
| 30 | BALANCE | 55 | 17 | |

40

6089 11 3

| | | | | |
|---------|-------------------|------|----|---|
| 1929 | | | | |
| Nov. 19 | Worsdale | 65 | | |
| 20 | Mottram | 16 | 16 | |
| 21 | to Deposit a/c | 400 | | |
| 22 | Weekes | 1 | 2 | 9 |
| 23 | Worsdale | 10 | | |
| 25 | Luck | 100 | | |
| | Lloyd | 2 | 16 | 2 |
| | Garlant | 5 | 16 | |
| 26 | Strange | 20 | | |
| | Parkinson | 31 | 10 | |
| 29 | Gates | 20 | | |
| 30 | Chq. Bk. Worsdale | 20 | | |
| Dec. 3 | Roberts | 19 | 6 | |
| Nov. 18 | Chq. Bk. | 2 | | |
| Dec. 4 | Mottram | 16 | 16 | |
| 5 | Petrides | 16 | | |
| 6 | Owen | 30 | | |
| 9 | Worsdale | 65 | | |
| | FWD | 5602 | 6 | 2 |

Exhibits.
P.14(A).
Bank Pass
Book of
Mrs. M. F.
Worsdale—
continued.

| | | | | |
|--------|----------|----|----|----|
| 1929 | | | | |
| Dec. 9 | Worsdale | 50 | | |
| 11 | Garland | 4 | 13 | 10 |
| 12 | Worsdale | 10 | | |
| 13 | Self | 10 | | |
| 14 | Worsdale | 50 | | |
| | Strange | 31 | 5 | |
| | Worsdale | 50 | | 0 |
| | Chq. Bk. | | 5 | |
| 17 | Salter | 16 | 6 | 6 |
| | Self | 35 | | |
| 18 | Mottram | 19 | 8 | 6 |
| | Worsdale | 50 | | |
| 20 | Graham | 5 | | |
| 21 | Self | 50 | | |
| 24 | Bishop | 4 | 5 | 3 |
| 27 | Worsdale | 50 | | |
| 28 | Charges | 1 | 1 | |
| 30 | Worsdale | 50 | | |

6089 11 3

| | | | | | |
|-------------------|------|----|-------------|-----|------|
| Exhibits. | 1930 | | | | |
| — | Jan. | 6 | Sunds | 100 | |
| P.14(A). | | 8 | Dep. & Int. | 276 | 3 10 |
| Bank Pass | | 14 | Sunds. | 15 | |
| Book of | | 21 | do | 20 | 13 1 |
| Mrs. M. F. | | | | | |
| Worsdale— | | | | | |
| <i>continued.</i> | | | | | |

FWD 411 16 11

| | | | | |
|------|----|-------------|-----|----|
| 1930 | | | | |
| Jan. | 30 | Sunds | 268 | 10 |
| Feb. | 15 | per Dep A/c | 250 | |

FWD

| | | | | | |
|------|----|--------------|------------|-------------|----|
| 1930 | | | | | |
| Jan. | 1 | BALANCE | 55 | 17 | |
| | 2 | Self | 10 | | |
| | 7 | do | 10 | | |
| | 9 | do | 10 | | |
| | | Perkins | 10 | 17 | |
| | | K.C.C. | 19 | | |
| | 10 | Worsdale | 50 | | |
| | | Ryl. Mt. | | | |
| | | Ephraim | 26 | 4 10 10 | |
| | 13 | Reading Un. | 22 | 10 | |
| | 14 | Hall | 5 | 19 | |
| | | Self | 50 | | |
| | | Johnson | 26 | 5 | |
| | 16 | Tonbridge | | | |
| | | Schl | 52 | 11 9 | |
| | | Worsdale | 5 | | |
| | | Mt. Ephraim | | | |
| | | Htl | 13 | 8 1 | |
| | 20 | Prud. Ass. | | | 20 |
| | | Co. | 4 | 2 | |
| | 21 | Self | 15 | | |
| | 22 | Owen | 16 | 12 11 | |
| | 25 | Ryl. Mt. Ep. | | | |
| | | Hotel | 16 | 10 3 | |
| | | Harris | 5 | 17 6 | |
| | | | | | |
| | | FWD | <u>425</u> | <u>15 4</u> | |

| | | | | | |
|------|----|--------------|----------|-------------|----|
| 1930 | | | | | |
| Jan. | 25 | Clothes Peg | 4 | 10 | |
| | | Worsdale | 40 | | 30 |
| | 27 | Self | 10 | | |
| | | Chq Bk. | | 5 | |
| | 28 | Law Fire | | | |
| | | Ins. | 3 | 15 | |
| | 29 | Leaver | 160 | | |
| | 30 | Worsdale | 60 | | |
| | 31 | Snuth | 15 | | |
| Feb. | 1 | Worsdale | 40 | | |
| | 11 | do | 30 | | |
| | 13 | Worsdale | 4 | | 40 |
| | 14 | Ryl. Mt. Ep. | | | |
| | | Hotel | 7 | 14 4 | |
| | | Stevenson | 11 | 14 | |
| | | | | | |
| | | FWD | <u>7</u> | <u>14 4</u> | |

FWD

| 1930 | FWD | | 1930 | FWD | Exhibits. |
|---------|-------------|-----------------------------|---------|--------------|-----------------------------|
| | | | 15 | Achille | |
| | | | | Serre | 1 10 3 |
| | | | 4 | Mt. Ephraim | |
| | | | | Htl. | 8 10 |
| | | | | do | 6 3 |
| | | | 21 | Furzeffeld | |
| | | | | Bding Kennel | 1 14 |
| 10 | | | | Hall | 2 4 11 |
| | | | | Worsdale | 40 |
| | | | | | |
| | FWD | <u>930 6 11</u> | | FWD | <u>872 15 10</u> |
| | | | | | |
| 1930 | | | 1930 | | |
| Feb. 28 | Sund | 115 | Feb. 24 | Ryl. Mt. | |
| Mar. 15 | per Deposit | | | Ep. Htl. | 9 17 2 |
| | Bk. | 100 | 28 | Perry | 1 5 |
| | 24 Sunds | 3 5 | | Mt. Ep. Htl. | 11 3 4 |
| | 25 do | 500 | Mar. 1 | Clothes Peg | 10 |
| | | | | Worsdale | 40 |
| 20 | | | 3 | Mt. Ep. Htl. | 10 16 |
| | | | | Manning | 10 |
| | | | 7 | V. Worsdale | 50 |
| | | | 12 | Worsdale | 10 |
| | | | 13 | Knowle Htl. | 21 19 3 |
| | | | | Self | 12 |
| | | | | Worsdale | 5 |
| | | | | Knowle Htl. | 3 6 9 |
| | | | 14 | Self | 10 |
| | | | 4 | Worsdale | 4 |
| 30 | | | 18 | Self | 10 |
| | | | | Chq Bk. | 5 |
| | | | 24 | Self | 10 |
| | | | 25 | Worsdale | 25 |
| | | | | | |
| | FWD | <u>1648 11 11</u> | | FWD | <u>1127 8 4</u> |
| | | | | | |
| 1930 | | | 1930 | | |
| Apl. 8 | Sds. | 6 7 0 | Mar. 26 | Worsdale | 100 |
| 10 | | 117 12 6 | 27 | Goodwin | 50 |
| | | | | Peacock | 3 11 |
| | | | 28 | Graham | 4 |
| 40 | | | 29 | Rice | 32 |
| | | | Apl. 2 | Self | 15 |
| | | | | | |
| | FWD | <u> </u> | | FWD | <u> </u> |

| | | | | | |
|------|----|-----------|-------------|----|---|
| 1930 | | | | | |
| May | 9 | per De- | | | |
| | | posit a/c | 2000 | | |
| | 16 | Sunds | 3 | 9 | |
| | 17 | do | 4 | 10 | |
| 10 | | | | | |
| 20 | | | | | |
| | | FWD | <u>5924</u> | 12 | 2 |

| | | | | | |
|------|----|-------------|-------------|----|-------------------|
| 1930 | | | | | Exhibits. |
| May | 8 | Goodwin | 10 | | — |
| | | Worsdale | 18 | 10 | P.14(A). |
| | 9 | Deacon | 5 | | Bank Pass |
| | | Stone & Co. | 1765 | 11 | 3 |
| | 10 | Worsdale | 20 | | Book of |
| | 12 | Self | 12 | | Mrs. M. F. |
| | | Swan | 4 | 8 | 7 |
| | 13 | Worsdale | 30 | | Worsdale— |
| | 16 | do | 40 | | <i>continued.</i> |
| | 17 | do | 10 | | |
| | | Johnson | 8 | | |
| | 19 | Strange | 200 | | |
| | | Self | 13 | | |
| | 21 | Worsdale | 20 | | |
| | 22 | Petrides | 9 | 12 | 4 |
| | 24 | French | 10 | | |
| | | Worsdale | 60 | | |
| | 27 | Self | 35 | | |
| June | 2 | Worsdale | 25 | | |
| | | FWD | <u>6251</u> | 12 | 2 |

| | | | | | |
|------|----|----------|-------------|---|---|
| 1930 | | | | | |
| June | 12 | Little | | | |
| | | Frankham | 360 | 9 | 1 |
| 30 | | | | | |
| 40 | | | | | |
| | | FWD | <u>6285</u> | 1 | 3 |

| | | | | | |
|------|----|---------------|-------------|----|----|
| 1930 | | | | | |
| June | 2 | Self | 12 | | |
| | | Chqs | 5 | | |
| | 4 | Page | 5 | 11 | |
| | | Bishop | 3 | 19 | |
| | 5 | Worsdale | 20 | | |
| | 6 | Peacock & Co. | 1 | 4 | 8 |
| | | Worsdale | 25 | | |
| | 7 | Self | 50 | | |
| | 10 | Allen | 5 | 1 | |
| | 11 | Lawson | 10 | 12 | |
| | 13 | Worsdale | 9 | | |
| | | Self | 12 | | |
| | 14 | Worsdale | 25 | | |
| | | Smythe | 5 | | |
| | 16 | Weaton | 20 | | |
| | 18 | Self | 12 | | |
| | 19 | Johnson | 10 | 15 | 6 |
| | | Strawson | 20 | | |
| | | P.M.G. | 1 | 18 | 11 |
| | | FWD | <u>6500</u> | 19 | 3 |

| | | | | | |
|-------------------|------|----|----------|-------------|------|
| Exhibits. | 1930 | | | | |
| — | Sep. | 8 | Sunds | 15 | |
| P.14(A). | | 10 | do | | 6 2 |
| Bank Pass | | | per Dep. | 200 | |
| Book of | | 16 | Sunds. | 4000 | |
| Mrs. M. F. | | | | | |
| Worsdale— | | | | | |
| <i>continued.</i> | | | | | |
| | | | FWD | <u>5516</u> | 4 10 |

| | | | | | | |
|------|------|----|----------------|-------------|----|----|
| 1930 | Sep. | 4 | Self | 10 | | |
| | | | Chq. Bk. | | 5 | |
| | | 5 | Worsdale | 10 | | |
| | | | Larkin | 5 | 10 | 11 |
| | | | Bishop | 2 | 9 | 2 |
| | | 6 | Crowboro' | | | |
| | | | Water | 1 | 3 | 9 |
| | | 8 | Hampton | 2 | 17 | 6 |
| | | | Worsdale | 50 | | 10 |
| | | 10 | Self | 11 | 10 | |
| | | 12 | Self | 30 | | |
| | | 13 | Carters | 2 | 2 | 6 |
| | | | Worsdale | 100 | | |
| | | 15 | Cross | 16 | 11 | 9 |
| | | | Stamp on Tel. | | 1 | |
| | | 16 | to Dep. P.B.K. | 900 | | |
| | | | Self | 15 | | |
| | | | Stevenson | 25 | 4 | 9 |
| | | 17 | Cundell | 50 | | 20 |
| | | | Petrides | 1400 | | |
| | | | FWD | <u>3900</u> | 13 | 8 |

| | | | | | |
|------|------|----|-------|-------------|------|
| 1930 | Sep. | 25 | Sunds | 2 | |
| | | | FWD | <u>5518</u> | 4 10 |

| | | | | | | |
|------|------|----|----------------|-------------|----|----|
| 1930 | Sep. | 17 | Marx | 22 | 6 | 8 |
| | | | Tonbridge Sch. | 58 | 2 | 3 |
| | | 18 | Wealden | 6 | 19 | 9 |
| | | | Gould | 23 | | |
| | | 20 | Gilbert | 6 | | |
| | | | Self | 10 | | |
| | | 23 | Peacock | 20 | | 30 |
| | | | Strange | 200 | | |
| | | | Las (?) | 500 | | |
| | | | Worsdale | 10 | | |
| | | 25 | Self | 100 | | |
| | | 26 | Bartlett | 250 | | |
| | | | Clothes Peg | 6 | | |
| | | | Waite | 50 | | |
| | | 29 | Strawson | 8 | 18 | 6 |
| | | | Self | 5 | | |
| | Oct. | 2 | Worsdale | 50 | | 40 |
| | | | Chalmers | 1 | 1 | |
| | | 3 | French | 10 | | |
| | | | FWD | <u>5238</u> | 1 | 10 |

| | | | | | | | | | |
|------|----|----------|------|---|------|--------|-------------|-----------|-----------|
| 1930 | | | | | 1930 | | | | Exhibits. |
| Oct. | 4 | Sunds | 8 | 3 | 5 | Oct. | 3 | Chq. Bk. | 5 |
| | 9 | per Dep. | 500 | | | | | Self | 10 |
| | | | | | | | | Cundell | 128 9 |
| | | | | | | | 4 | Worsdale | 25 |
| | | | | | | | 6 | Sampson | 11 11 |
| | | | | | | | 7 | Worsdale | 15 |
| | | | | | | | 8 | Bright | 5 5 |
| | | | | | | | | Perkins | 2 6 6 |
| 10 | | | | | | | 9 | Premier | |
| | | | | | | | | Agency | 1 2 6 |
| | | | | | | | | Allen | 5 |
| | | | | | | | | Self | 12 |
| | | | | | | | 10 | Crowboro' | |
| | | | | | | | | Water | 1 16 1 |
| | | | | | | | | Hampton | 46 12 9 |
| | | | | | | | | Evershed | 15 9 |
| | | | | | | | 11 | Burton | 50 |
| | | | | | | | | Petrides | 250 |
| 20 | | | | | | | 13 | Strawson | 23 2 |
| | | | | | | | 14 | Evenden | 1 4 |
| | | | | | | | 15 | Hill | 2 6 9 |
| | | | | | | | | | |
| | | FWD | 6026 | 8 | 3 | | | FWD | 5829 18 2 |
| | | | | | | | | | |
| 1930 | | | | | 1930 | | | | |
| Oct. | 23 | per Dep. | 500 | | Oct. | 17 | Petrides | 50 | |
| | | | | | | | Worsdale | 52 | |
| | | | | | | | Self | 10 | |
| | | | | | | 18 | Worsdale | 50 | |
| 30 | | | | | | 20 | Eridge Hunt | 10 10 | |
| | | | | | | | Johnson | 13 10 | |
| | | | | | | | Spencer | 5 | |
| | | | | | | | Sampson | 103 | |
| | | | | | | | Strange | 24 12 9 | |
| | | | | | | 21 | P.M.G. | 3 8 2 | |
| | | | | | | | Self | 12 | |
| | | | | | | | Chq. Bk. | 5 | |
| | | | | | | 22 | Worsdale | 50 | |
| | | | | | | 23 | do | 30 | |
| | | | | | | 24 | Cross | 49 9 | |
| 40 | | | | | | 30 | Self | 12 | |
| | | | | | | | Singers | 8 8 | |
| | | | | | | Nov. 5 | Worsdale | 20 | |
| | | | | | | | do | 20 | |
| | | | | | | | | | |
| | | FWD | 6526 | 8 | 3 | | | FWD | 6354 1 1 |

| | | | | | |
|-------------------|--------|--------|------|----|---|
| Exhibits. | | FWD | 6526 | 8 | 3 |
| 1930 | | | | | |
| P.14(A). | Nov. 8 | Sunds. | 40 | | |
| Bank Pass | 20 | do | 30 | 12 | |
| Book of | | | | | |
| Mrs. M. F. | 22 | do | 100 | | |
| Worsdale— | | | | | |
| <i>continued.</i> | | | | | |

| | | | | | |
|--------|--|---------------|------|----|----|
| | | FWD | 6354 | 1 | 1 |
| 1930 | | | | | |
| Nov. 5 | | Petrides | 30 | | |
| | | Worsdale | 10 | | |
| 6 | | Eridge Hunt | 7 | 7 | |
| | | Self | 10 | | |
| 8 | | Worsdale | 25 | | |
| | | do | 50 | | |
| 10 | | Mercer | 16 | 16 | |
| 13 | | Self | 12 | | 10 |
| 14 | | Wealden, F. | 6 | 8 | |
| 15 | | Achille Serre | 2 | 10 | 9 |
| 17 | | Clothes Peg | 6 | 19 | |
| 18 | | French | 8 | | |
| | | Gould | 20 | | |
| 20 | | Weald Elec. | 12 | 13 | 2 |
| | | Worsdale | 10 | | |
| | | do | 10 | | |
| 22 | | do | 50 | | |
| 25 | | Langridge | 6 | | 20 |
| 26 | | Burton | 20 | | |
| | | FWD | 6667 | 15 | - |

| | | | | | |
|--------|--|----------|------|----|----|
| 1930 | | | | | |
| Dec. 2 | | Guardian | | | |
| | | Ass. | 19 | 11 | |
| 9 | | Cash | 300 | | |
| 16 | | Sunds. | 4 | 11 | 8 |
| | | FWD | 7002 | 11 | 10 |

| | | | | | |
|---------|--|-------------|------|----|----|
| 1930 | | | | | |
| Nov. 28 | | Hills | 1 | 19 | |
| Dec. 1 | | Worsdale | 50 | | |
| Nov. 29 | | Self | 12 | | |
| | | Chqs. | | 5 | |
| Dec. 2 | | Worsdale | 50 | | |
| 3 | | Worsdale | 20 | | |
| 4 | | do | 20 | | 30 |
| | | Owen | 4 | 4 | |
| 6 | | Worsdale | 40 | | |
| 8 | | Barrow | 2 | 4 | 9 |
| 10 | | Worsdale | 21 | 6 | 3 |
| 13 | | do | 30 | | |
| | | Clothes Peg | 12 | 18 | 6 |
| | | Hills | 2 | 16 | 3 |
| 15 | | Self | 20 | | |
| | | Langridge | 3 | | |
| 18 | | Hampton | 12 | 17 | 40 |
| | | Mappin | 12 | 14 | 6 |
| 19 | | Burton | 10 | | |
| | | FWD | 6994 | - | 3 |

| | | | | | |
|-------------------|---------|-------|-----|----|----|
| | 1931 | FWD | 281 | 19 | 4 |
| Exhibits. | Mar. 26 | Sunds | 2 | 10 | 1 |
| | Apl. 1 | do | 59 | 1 | 9 |
| P.14(B). | 2 | do | 45 | 13 | 11 |
| Bank Pass | 8 | do | 9 | | |
| Book of | 10 | do | 100 | | |
| Mrs. M. F. | 14 | do | 45 | | |
| Worsdale— | 17 | do | 15 | | |
| <i>continued.</i> | | | | | |

FWD 558 5 1

| | | | | | |
|--|---------|-------|----|----|----|
| | 1931 | | 43 | 3 | 10 |
| | Apl. 27 | Sund. | 3 | 11 | 6 |
| | May 4 | do | 6 | | |
| | 6 | do | | | |

FWD 611 - 5

| | | | | | |
|--|---------|---------------|------|----|------|
| | 1931 | FWD | 1771 | 10 | 10 |
| | Mar. 25 | Worsdale | 25 | | |
| | | do | 20 | | |
| | 26 | Self | 12 | | |
| | | Worsdale | 20 | | |
| | 28 | Unpd Chq | 2 | 10 | 1 |
| | 30 | Cross | 6 | 9 | 5 |
| | Apl. 1 | Self | 20 | | |
| | 2 | Worsdale | 40 | | |
| | 4 | Self | 12 | | 10 |
| | 9 | Chqs. | | 5 | |
| | | Worsdale | 11 | 11 | 3 |
| | 13 | do | 30 | | |
| | | Broomfield | 6 | | |
| | 14 | Hannan | 2 | 6 | |
| | 16 | Self | 12 | | |
| | | Stevenson | 3 | 9 | 8 |
| | | Perkins | 6 | | |
| | 17 | Worsdale | 10 | | |
| | 18 | Achille Serre | 4 | 16 | 9 20 |

FWD 2015 19 -

| | | | | | |
|--|---------|-----------------|----|----|------|
| | 1931 | | 4 | 2 | 9 |
| | Apl. 18 | Bishop | 5 | | |
| | | Self | 40 | | |
| | | Worsdale | 26 | 6 | 9 |
| | 20 | do | 5 | 11 | 3 |
| | | Warren | 11 | 13 | 6 |
| | | Luck | 1 | 6 | 7 |
| | 21 | Bailey | 14 | | |
| | 23 | Self | 3 | | 4 |
| | 24 | Pollington | 6 | | |
| | 27 | Self | 13 | 10 | |
| | 27 | do | 28 | | |
| | 29 | Worsdale | 40 | | |
| | 30 | do | 10 | | |
| | May 1 | Self | 49 | 6 | 4 |
| | 2 | Tonbridge Schl. | 10 | | |
| | 4 | Self | 4 | 12 | 1 40 |
| | | P.M.G. | 1 | 11 | |
| | 6 | Smeed | 40 | | |
| | 7 | Worsdale | | | |

FWD 2329 19 7

| | | | | | | | | | |
|------|------|--------|-------|--------|------|----|--------------|---------|-------------------|
| 1931 | | | | | 1931 | | | | Exhibits. |
| May | 9 | Sunds. | 300 | | May | 8 | Self | 10 | — |
| | 20 | do | 6 | 5 4 | | 9 | Worsdale | 20 | P.14(B). |
| | 22 | do | 32 | | | 11 | do | 20 | Bank Pass |
| | 28 | do | 44 | 15 | | | do | 40 | Book of |
| | | | | | | 12 | Chqs. | 5 | Mrs. M. F. |
| | | | | | | 14 | Selby | 1 11 | Worsdale— |
| | | | | | | | Worsdale | 28 7 | <i>continued.</i> |
| 10 | | | | | | 15 | Self | 10 | |
| | | | | | | | Worsdale | 8 14 9 | |
| | | | | | | 16 | Self | 25 | |
| | | | | | | 18 | Wealden | | |
| | | | | | | | Farmers | 20 17 9 | |
| | | | | | | 20 | Self | 25 | |
| | | | | | | 21 | Un. Ass. | | |
| | | | | | | | Sy. | 4 10 | |
| | | | | | | | Worsdale | 10 | |
| | | | | | | 22 | Self | 10 | |
| 20 | | | | | | 23 | E. Sx. Cty. | | |
| | | | | | | | C. | 1 9 4 | |
| | | | | | | 26 | Innocent | 10 | |
| | | | | | | | Dodman | 42 | |
| | | | | | | 29 | The Clothes | | |
| | | | | | | | Peg | 8 9 | |
| | | FWD | 994 | - 9 | | | FWD | 2626 | 3 11 |
| | June | 8 | Sunds | 8 14 7 | May | 29 | Self | 10 | |
| | | 15 | do | 50 | June | 2 | Johnson | 1 3 6 | |
| | | 22 | do | 7 18 9 | | 5 | Self | 30 | |
| 30 | | | | | | 6 | Worsdale | 25 | |
| | | | | | | 11 | Johnson | 4 11 2 | |
| | | | | | | 12 | Self | 10 | |
| | | | | | | 13 | Rich | 2 2 9 | |
| | | | | | | 15 | Wilkinson | 50 | |
| | | | | | | | Worsdale | 25 | |
| | | | | | | 19 | Page | 5 5 | |
| | | | | | | 20 | Worsdale | 50 | |
| | | | | | | | Spencer | 28 17 6 | |
| | | | | | | 22 | Cheque book | 5 | |
| | | | | | | | Worsdale | 30 | |
| 40 | | | | | | 24 | Featherstone | 1 19 9 | |
| | | | | | | | Worsdale | 10 | |
| | | | | | | 25 | Self | 12 | |
| | | | | | | | Goodwin | 70 | |
| | | | | | | | Johnson | 6 4 10 | |
| | | FWD | 1060 | 14 1 | | | FWD | 2998 | 13 5 |

| 1931 | | | | 1931 | | | | Exhibits. |
|------|---------|------------------------------|------------------|---------|---------------|------|----|-------------------|
| | | | | | Cheque book | | 5 | |
| | | | | 16 | Petrides | 100 | | P.14(B). |
| | | | | 17 | Dien (?) | 1 | 1 | Bank Pass. |
| | | | | 18 | Worsdale | 25 | | Book of |
| | | | | 20 | Strange | 25 | | Mrs. M. F. |
| | | | | | Clothes Peg | 8 | | Worsdale— |
| | | | | | Fwd | 2700 | 10 | 3 |
| | | | | July 21 | Worsdale | 10 | | <i>continued.</i> |
| | | | | | Johnson | 10 | 19 | |
| | | | | | Self | 15 | | |
| | | | | 22 | Worsdale | 10 | | |
| | | | | | do | 100 | | |
| | | | | 23 | do | 30 | | |
| | | | | 24 | Self | 13 | | |
| | | | | 25 | Achille Serre | 2 | 9 | |
| | | | | 27 | Pollington | 4 | 14 | 7 |
| | | | | | Weald Elec. | 11 | 2 | |
| | | | | | Ticehurst | | | |
| | | | | | R.D.C. | 11 | 13 | 4 |
| | | | | | Commercial | | | |
| | | | | | Lubricants | 7 | 2 | 6 |
| | | | | | P.M.G. | 4 | 6 | 2 |
| | | | | | Worsdale | 4 | | |
| | | | | | Bishop | 2 | 4 | 2 |
| | | | | 28 | Johnson | 5 | 12 | |
| | | | | 30 | Stevenson | 2 | 13 | 3 |
| | | | | 31 | Self | 10 | | |
| | | | | | Hayden | 13 | 13 | 3 |
| | | | | | Fwd | 2968 | 19 | 6 |
| | | | | 1931 | | | | |
| | | | | Aug. 1 | Dodman | 5 | 14 | 6 |
| | | | | 4 | Self | 10 | | |
| | | | | 6 | Blaker | 1 | 4 | |
| | | | | 7 | Self | 10 | | |
| | | | | 11 | Owen | 8 | 16 | 6 |
| | | | | 14 | Cheque Bk. | | 5 | |
| | | | | | Self | 10 | | |
| | | | | 18 | do | 10 | | |
| | | | | 19 | Allen | 2 | 1 | 6 |
| | | | | | do | 2 | 9 | 6 |
| | | | | 20 | Pither | 9 | 5 | 3 |
| | | | | 21 | Self | 12 | | |
| | | | | 25 | Innocent | 10 | | |
| | | | | | Fwd | | | |
| | | | | | | | | |
| 10 | July 22 | Fwd per V. W. Worsdale | 381 10 4 2565 | | | | | |
| 20 | | | | | | | | |
| 30 | 1931 | Fwd | 2946 10 4 | | | | | |
| | Aug. 4 | Sunds. | 30 | 1931 | | | | |
| | 13 | do | 100 | Aug. 1 | Dodman | 5 | 14 | 6 |
| 40 | | | | 4 | Self | 10 | | |
| | | | | 6 | Blaker | 1 | 4 | |
| | | | | 7 | Self | 10 | | |
| | | | | 11 | Owen | 8 | 16 | 6 |
| | | | | 14 | Cheque Bk. | | 5 | |
| | | | | | Self | 10 | | |
| | | | | 18 | do | 10 | | |
| | | | | 19 | Allen | 2 | 1 | 6 |
| | | | | | do | 2 | 9 | 6 |
| | | | | 20 | Pither | 9 | 5 | 3 |
| | | | | 21 | Self | 12 | | |
| | | | | 25 | Innocent | 10 | | |
| | | | | | Fwd | | | |

Exhibits. 1931
 P.14(B).
 Bank Pass
 Book of
 Mrs. M. F.
 Worsdale—
continued

| | | | | | |
|------|----|--------|-------------|----|---|
| | | FWD | <u>3076</u> | 10 | 4 |
| 1931 | | | | | |
| Sep. | 25 | Sunds. | 50 | | |
| Oct. | 6 | do | 50 | | |
| | 8 | do | 50 | | |

| | | | | | |
|------|----|--------|-------------|----|---|
| | | FWD | <u>3226</u> | 10 | 4 |
| 1931 | | | | | |
| Nov. | 6 | Sunds. | 100 | | |
| | 20 | do | 100 | | |

FWD

| | | | | | |
|------|----|--------------------|-------------|----|------|
| | | | | | |
| 1931 | | | | | |
| Aug. | 27 | Self | 10 | | |
| | 28 | Lunn's Tours | 22 | 5 | |
| | 29 | do | 8 | | |
| | | do | 5 | | |
| | | Passport | | 10 | |
| Sep. | 2 | Self | 10 | | |
| | | FWD | <u>3116</u> | 10 | 9 |
| 1931 | | | | | |
| Sep. | 7 | Ware | 7 | 12 | 6 10 |
| | 25 | Self | 12 | | |
| Oct. | 2 | Self | 10 | | |
| | 5 | Hill | 4 | 10 | 8 |
| | 6 | Hodder | 8 | 3 | 1 |
| | 7 | Crowboro' Water | 1 | 16 | 1 |
| | 9 | Self | 10 | | |
| | 12 | Strange | 25 | | |
| | 13 | Self | 6 | | |
| | 14 | Strawson | 2 | 15 | 20 |
| | 16 | Self | 10 | | |
| | | Featherstone | 2 | 7 | 6 |
| | 20 | Law Fire Ins. | 6 | | |
| | 23 | Self | 12 | | |
| | | Chalmers | 4 | 1 | 6 |
| | 26 | Weald Elec. | 12 | 4 | 7 |
| | 27 | P.M.G. | 4 | 11 | 9 |
| | 29 | Chqs. | | 5 | |
| | 30 | Clothes Peg | 9 | 1 | |

| | | | | | |
|------|----|------------|-------------|----|------|
| | | FWD | <u>3264</u> | 19 | 5 30 |
| 1931 | | | | | |
| Oct. | 30 | Self | 10 | | |
| Nov. | 4 | do | 10 | | |
| | 5 | Hammond | 1 | 11 | 3 |
| | 6 | A.A. | 2 | 2 | |
| | | Self | 8 | | |
| | 9 | Pither | 4 | 9 | 3 |
| | | Strawson | 10 | | |
| | 14 | Harris | 3 | 9 | |
| | | Self | 8 | | 40 |
| | | Pollington | 7 | 13 | 11 |
| | | Self | 10 | | |
| | 20 | do | 10 | | |
| | 27 | do | 8 | | |

FWD

P.14(C).—Bank Pass Book of V. W. Worsdale

BARCLAYS BANK LIMITED

Mount Pleasant Road
Tunbridge Wells.Exhibits.
P.14(C).
Bank Pass
Book of
V. W.
Worsdale.

in account with VERNON WRIGHT WORSDALE, ESQ.

| DR. | | | | CR. | |
|-----|--------|----------|-------------|------|------|
| | | 1931 | | | |
| | | July 22 | Chq Book | | 4 |
| | | | Worsdale | 2565 | |
| 10 | | 25 | Harrison | 21 | 15 2 |
| | | | Self | 25 | |
| | | 27 | Stampg | | |
| | | | Charge | 3 | 15 |
| | | | Land Charge | | 1 6 |
| | | 28 | Self | 87 | |
| | | | do | 100 | |
| | | 29 | do | 20 | |
| | | | FWD | 2822 | 15 8 |
| | | | | | |
| | | 1931 | | | |
| 20 | Aug. 4 | Sunds | 14 | 14 | |
| | " 13 | " | 700 | | |
| | " 14 | " | 153 | | |
| | | | | | |
| | | 1931 | | | |
| | | July 29 | Self | 10 | |
| | | | do | 5 | |
| | | 30 | do | 7 | 10 |
| | | 31 | do | 20 | |
| | Aug. 1 | Bassett | 1 | 15 | |
| | 4 | Worsdale | 30 | | |
| | 5 | Spencer | 2 | | |
| | | Self | 5 | | |
| | 6 | do | 30 | | |
| | | do | 10 | | |
| 30 | 7 | do | 5 | | |
| | | do | 20 | | |
| | 8 | do | 14 | | |
| | 10 | do | 10 | | |
| | 11 | do | 5 | | |
| | 13 | Cheques | | 4 | |
| | | Self | 150 | | |
| | | Worsdale | 100 | | |
| | 15 | Self | 6 | | |
| | | | FWD | 3254 | 4 8 |
| | | | | | |
| | | FWD | 867 | 14 - | |

| | | | | |
|-------------------|---------|-------|-----|----|
| Exhibits. | | FWD | 867 | 14 |
| — | 1931 | | | |
| P.14(C). | Aug. 20 | Sunds | 46 | |
| Bank Pass | 25 | do | 25 | 10 |
| Book of | 26 | do | 7 | 9 |
| V. W. | | | | |
| Worsdale— | | | | |
| <i>continued.</i> | | | | |

| | | | | | |
|------|------|-----------------|------|----|------|
| | | FWD | 3254 | 4 | 8 |
| | 1931 | | | | |
| Aug. | 15 | Self | 150 | | |
| | 17 | Williamson | 50 | | |
| | | Self | 10 | | |
| | | do | 20 | | |
| | | do | 14 | | |
| | 18 | do | 8 | | |
| | | Petrides | 350 | | |
| | 19 | Self | 10 | | 10 |
| | 20 | do | 19 | | |
| | 21 | do | 5 | | |
| | | do | 7 | 15 | 9 |
| | | do | 10 | | |
| | 24 | do | 5 | | |
| | | do | 10 | | |
| | 26 | do | 5 | | |
| | 28 | do | 15 | | |
| | 31 | Stamping Charge | | 2 | 6 20 |
| | | Wilkinson | 50 | | |
| | | Self | 20 | | |

| | | | | | |
|-------|----|-------|-----|----|---|
| | | FWD | 945 | 15 | 7 |
| Aug. | 31 | Sunds | 22 | 9 | 4 |
| Sept. | 2 | do | 22 | 8 | 9 |
| | 10 | do | 4 | | 3 |
| | 11 | do | 33 | | 1 |
| | 14 | do | 3 | 15 | 1 |
| | 19 | do | 100 | | |
| | 23 | do | 91 | 3 | 6 |
| | 29 | do | 100 | 16 | 3 |

| | | | | | |
|-------|----|-----------------|------|----|----|
| | | FWD | 4013 | 2 | 11 |
| Sept. | 2 | Self | 35 | | |
| | 4 | do | 25 | | |
| | 7 | do | 25 | | |
| | 8 | Wilkinson | 25 | | |
| | 10 | Chqs | | 4 | |
| | 11 | Stamping Charge | | 5 | 30 |
| | 14 | Self | 10 | | |
| | 15 | do | 40 | | |
| | 16 | Tonbridge Schl. | 57 | 4 | 4 |
| | 17 | Self | 10 | | |
| | 18 | do | 5 | | |
| | 19 | do | 10 | | |
| | | do | 20 | | |
| | 21 | do | 10 | | |
| | 23 | Worsdale | 50 | | 40 |
| | | Self | 30 | | |
| | 24 | do | 50 | | |
| | 26 | Tunbdge School | 2 | 19 | 5 |
| | 28 | Self | 25 | | |

FWD 1323 8 10

FWD 4443 15 8

| | | | | | | | | | | | |
|------|----|-------|------|----|----|----------|------------|------|----|----|-------------------|
| | | FWD | 1323 | 8 | 10 | | FWD | 4443 | 15 | 8 | Exhibits. |
| 1931 | | | | | | 1931 | | | | | |
| Oct. | 3 | Sunds | 500 | | | Sept. 30 | Williamson | 50 | | | P.14(C). |
| | 7 | do | 20 | | | Oct. 1 | Self | 15 | | | Bank Pass |
| | 8 | do | 122 | 18 | 1 | Oct. 3 | do | 25 | | | Book of |
| | 10 | do | 50 | | | | Spencer | 10 | | | V. W. |
| | | | | | | | Self | 20 | | | Worsdale— |
| | | | | | | | do | 50 | | | <i>continued.</i> |
| 10 | | | | | | 5 | Thomas | 120 | | | |
| | | | | | | | Pryce | 10 | | | |
| | | | | | | | Chqs | | 4 | | |
| | | | | | | 6 | Bulcraig | 24 | 15 | | |
| | | | | | | | Self | 20 | | | |
| | | | | | | | Petrides | 13 | 5 | | |
| | | | | | | | Worsdale | 50 | | | |
| | | | | | | 7 | Self | 11 | 9 | | |
| | | | | | | | do | 10 | | | |
| | | | | | | | do | 30 | | | |
| 20 | | | | | | 8 | Worsdale | 50 | | | |
| | | | | | | | Petrides | 50 | | | |
| | | | | | | 10 | Self | 55 | | | |
| | | | | | | | | | | | |
| | | FWD | 2016 | 6 | 11 | | FWD | 5058 | 8 | 8 | |
| | | | | | | | | | | | |
| 1931 | | | | | | 1931 | | | | | |
| Oct. | 14 | Sunds | 34 | 11 | 6 | Oct. 10 | Self | 30 | | | |
| | 19 | do | 20 | | | | do | 10 | | | |
| | | do | 31 | 9 | | 12 | Johnson | 30 | | | |
| | 20 | do | 107 | 16 | 9 | 13 | Self | 6 | 5 | | |
| | | | | | | 15 | do | 40 | | | |
| | | | | | | | do | 20 | | | |
| 30 | | | | | | | do | 10 | | | |
| | | | | | | 17 | Johnston | 10 | 10 | | |
| | | | | | | | Self | 10 | | | |
| | | | | | | 19 | do | 30 | | | |
| | | | | | | | Innocent | 10 | | | |
| | | | | | | | do | 10 | | | |
| | | | | | | | Spencer | 43 | 8 | 11 | |
| | | | | | | 20 | Self | 32 | 17 | | |
| | | | | | | | Chqs | | 4 | | |
| | | | | | | 21 | Spencer | 12 | | | |
| 40 | | | | | | 22 | Bearer | 10 | | | |
| | | | | | | | Self | 59 | 12 | 3 | |
| | | | | | | 23 | Self | 10 | | | |
| | | | | | | | | | | | |
| | | FWD | 2210 | 4 | 2 | | FWD | 5443 | 5 | 10 | |

| | | | | | | |
|------------|---------|------------------|---------|----------------|------------------|-------------------|
| | FWD | 2390 11 8 | | FWD | 6459 8 9 | Exhibits. |
| 1931 | | | 1931 | | | |
| Nov. 26 | Sunds | 3 3 | Nov. 26 | Wallace | 17 17 | P.14(C). |
| 27 | do | 6 6 | | Wiseman | 10 | Bank Pass |
| Dec. 17 | do | 10 | Dec. 23 | Stampg. Charge | 5 | Book of |
| 30 | do | 1 10 | 31 | Charges | 123 15 6 | V. W. |
| | BALANCE | 4199 15 7 | | | | Worsdale— |
| | | | | | | <i>continued.</i> |
| | | <u>6611 6 3</u> | | | <u>6611 6 3</u> | |
| | | | | | | |
| 1932 | | | 1932 | | | |
| 10 June 20 | Sunds | 50 | Jan. 1 | Balance | 4199 15 7 | |
| | | | June 18 | Self | 10 | |
| | | | 20 | „ | 243 | |
| | FWD | 50 | | FWD | 4452 15 7 | |
| | | | | | | |
| 1932 | | | 1932 | | | |
| 20 | | | June 21 | Self | 220 | |
| | | | 22 | Stamp on | | |
| | | | | Charge | | 6 |
| | | | 23 | Strange | 10 | |
| | | | 24 | Self | 25 | |
| | | | 28 | „ | 50 | |
| | | | 29 | Charges | 125 14 10 | |
| | | | | Law Fire Ins. | 14 2 6 | |
| | | | | Add : Stamping | 1 | |
| June 30 | BALANCE | 4866 12 5 | 30 | Owen | 17 19 | |
| | | <u>4916 12 5</u> | | | | |
| | | | | | <u>4916 12 5</u> | |
| | | | | | | |
| 1932 | | | 1932 | | | |
| July 6 | Sunds | 10 | July 1 | BALANCE | 4866 12 5 | |
| | | | 6 | Chqs | 4 | |
| | | | | Self | 10 | |
| | | | | „ | 20 | |
| 30 | | | 9 | do | 5 | |
| | | | 12 | Worsdale | 5 | |
| | | | 14 | Southern Rly | 11 8 6 | |
| | | | 15 | Self | 5 | |
| | FWD | 10 | | FWD | 4923 4 11 | |

| | | | | | |
|-------------------|---------|---------|------|----|---|
| Exhibits. | | FWD | | 10 | |
| P.14(C). | 1932 | | | | |
| Bank Pass | Jul. 19 | Sunds | 5 | 5 | |
| Book of | 20 | do | 10 | | |
| V. W. | 23 | " | 50 | | |
| Worsdale— | Aug. 3 | Stone, | | | |
| <i>continued.</i> | | Simpson | | | |
| | | & Co. | 2151 | 5 | 6 |

| | | | | | |
|---------|-----------|-----|------|----|----|
| | | FWD | 4923 | 4 | 11 |
| 1932 | | | | | |
| Jul. 18 | Barnes | | | 18 | 9 |
| 21 | Self | | 5 | | |
| 22 | Self | | 5 | | |
| 23 | " | | 7 | | |
| 25 | " | | 5 | | |
| 26 | " | | 5 | | |
| 29 | Self | | 5 | | |
| 30 | " | | 5 | | 10 |
| Aug. 2 | " | | 40 | | |
| 3 | " | | 5 | | |
| | Worsdale | | 240 | | |
| | Westbrook | | 25 | | |
| 4 | Self | | 10 | | |
| | " | | 5 | | |
| 6 | " | | 5 | | |
| 8 | Chqs | | | 4 | |
| 9 | Self | | 5 | | |
| 10 | Worsdale | | 23 | 10 | 20 |
| | Pickering | | 25 | | |

FWD 2217 6

FWD 5344 17 8

| | | | |
|---------|-------|----|----|
| Aug. 25 | Sunds | 10 | 10 |
| 26 | " | 3 | 3 |
| 29 | " | 5 | 5 |
| Sept. 1 | " | 8 | 8 |
| 3 | " | 5 | 5 |
| 22 | " | 5 | 5 |
| 23 | " | 6 | 6 |
| 24 | " | 5 | 5 |
| 26 | " | 20 | |

| | | | | |
|---------|-------------|----|---|----|
| Aug. 11 | Worsdale | 3 | | |
| 13 | Self | 5 | | |
| | Self | 10 | | |
| 15 | " | 10 | | |
| | Snook | 25 | | |
| 18 | Merrick | 25 | | |
| 20 | Inland Rev. | 25 | | |
| 26 | Self | 7 | | 30 |
| 27 | " | 5 | | |
| 30 | " | 5 | | |
| Sept. 2 | " | 5 | | |
| 3 | " | 5 | | |
| 5 | " | 5 | | |
| 23 | " | 5 | | |
| 24 | " | 5 | | |
| 26 | " | 5 | | |
| 30 | Owen | 7 | | |
| | Stanhays | 3 | 5 | 10 |
| | Self | 5 | | 40 |

FWD 2286 7 6

FWD 5510 3 6

| | | | | | | | | | | | | |
|------|----|----------|------|----|---|------|----|-------------|------|----|----|-------------------|
| | | FWD | 2286 | 7 | 6 | | | FWD | 5510 | 3 | 6 | Exhibits. |
| 1932 | | | | | | 1932 | | | | | | |
| Oct. | 3 | Sunds | 3 | 3 | | Oct. | 1 | Self | 5 | | | P.14(C). |
| | 5 | " | 5 | 5 | | | 3 | Chqs | | 4 | | Bank Pass |
| | 6 | " | 16 | 16 | | | 5 | Self | 5 | | | Book of |
| | 7 | Per Loan | | | | | 6 | " | 5 | | | V. W. |
| | | a/c | 3230 | | | | 8 | Prud. Ass. | 8 | 16 | 7 | Worsdale— |
| | 10 | Sunds | 17 | 8 | | | 10 | Self | 5 | | | <i>continued.</i> |
| | 11 | Hayden | 50 | | | | | Owen | 7 | | | |
| 10 | 17 | Sds. | 30 | | | | | Prud. Ass. | 6 | 11 | | |
| | 19 | " | 12 | 5 | | | 11 | Sx. Cty. C. | 2 | 4 | | |
| | | | | | | | | Self | 5 | | | |
| | | | | | | | 12 | Worsdale | 6 | | | |
| | | | | | | | 13 | Self | 5 | | | |
| | | | | | | | | " | 10 | | | |
| | | | | | | | 14 | " | 5 | | | |
| | | | | | | | 15 | " | 5 | | | |
| | | | | | | | | " | 5 | | | |
| | | | | | | | 17 | Luck | 15 | | | |
| 20 | | | | | | | 19 | Chq retd. | 5 | | | |
| | | | | | | | | Sthn. Rly. | 11 | 8 | 6 | |
| | | | | | | | | | | | | |
| | | FWD | 5651 | 4 | 6 | | | FWD | 5627 | 7 | 7 | |
| | | | | | | | | | | | | |
| Oct. | 20 | Sds. | 7 | 7 | | Oct. | 19 | Prud. Ass. | 1 | 6 | 10 | |
| | 21 | " | 4 | 14 | 6 | | 20 | Owen | 10 | | | |
| | 22 | " | 10 | | | | | " | 6 | | | |
| | 24 | " | 2 | 2 | | | | Self | 5 | | | |
| | 25 | " | 5 | | | | | Chqs | | 4 | | |
| | 26 | " | 20 | | | | 21 | Self | 5 | | | |
| | 27 | " | 1 | 1 | | | 22 | " | 4 | | | |
| 30 | 28 | " | 3 | 3 | | | | " | 5 | | | |
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| | | | | | | | | Westbrook | 10 | | | |
| | | | | | | | 29 | Self | 5 | | | |
| | | | | | | | | Prud. Ass. | 6 | 11 | 1 | |
| | | | | | | | | Self | 5 | | | |
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| Exhibits. | | FWD | 5719 | 12 | | FWD | 5719 | 14 | 6 |
| P.14(C). | 1932 | | | | | 1932 | | | |
| Bank Pass | Nov. 1 | Sds. | 50 | | Nov. 1 | Self | 5 | | |
| Book of | 2 | " | 1 | 1 | | " | 3 | 3 | |
| V. W. | 3 | " | 12 | | | Westbrook | 10 | | |
| Worsdale— | 4 | " | 1 | 1 | 2 | Self | 5 | | |
| <i>continued.</i> | 5 | " | 1 | 1 | 3 | " | 5 | | |
| | 7 | " | 4 | | | " | 4 | | |
| | 8 | " | 41 | 1 | | Bateman | 20 | 10 | 6 |
| | 9 | " | 100 | | 4 | Chqs | | 4 | 10 |
| | 12 | " | 50 | | | Self | 5 | | |
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| 1932 | | | | | 1932 | | | | |
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| 18 | Sds. | | 100 | | 14 | " | 5 | | |
| 23 | " | | 11 | 7 8 | 16 | " | 5 | | |
| 29 | " | | 20 | | | Root | 5 | | |
| Dec. 1 | " | | 62 | 2 | | Self | 5 | | |
| | | | | | 17 | Snook | 5 | | 30 |
| | | | | | 18 | Self | 25 | | |
| | | | | | | Gower | 10 | | |
| | | | | | 19 | Self | 10 | | |
| | | | | | | Law Fire Ins. | 6 | | |
| | | | | | | P.M.G. | 3 | 14 | 6 |
| | | | | | 22 | Ryl. Hotel | 40 | | |
| | | | | | 23 | Chqs | | 4 | |
| | | | | | | Self | 5 | | |
| | | | | | | Owen | 15 | | |
| | | | | | 24 | Self | 5 | | 40 |
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| | | | | | Dec. 2 | " | 10 | | |
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Exhibits. **P.15.—Page 16 of proceedings before the Court of Appeal in Patton v. Yukon. Remarks of the Chief Justice.**

P 15.
Page 16 of
proceedings
before the
Court of
Appeal in
Patton v.
Yukon.
Remarks
of the Chief
Justice.

Toronto, March 31st, 1934.

Patton, et al, vs. Yukon, et al.

Extract from proceedings before the Court of Appeal.

“The Chief Justice—This Motion asks to have a new issue brought in to what is now before the Court, a new cause of action. The applicant is at liberty to have a new cause of action by an independent action. The applicant is seeking to protect ordinary shareholders. He is now seeking an opportunity to protect some other rights. That would involve going back to the hearing, and delaying the determination of this issue. I have not read the pleadings and do not know what is involved, but as I understand it, it would involve the postponing of the trial of one issue until the disposition of the trial of another issue. Whatever is the real question between the two of them, we do not think that this motion can be granted, and it is dismissed with costs. It is dismissed.” 10

P.16.
Letter,
A. E.
Honeywell
to
McLaughlin
& Co.,
11th April,
1934.

P.16.—Letter, A. E. Honeywell to McLaughlin & Co.

A. E. Honeywell, K.C.
Barrister, Solicitor, Etc.

Victoria Building,
140, Wellington Street,
Ottawa, Ont.
April 11th, 1934. 20

McLaughlin, Johnston, Moorhead & Macaulay,
Barristers, Solicitors, &c.,
302, Bay Street,
Toronto 2, Ontario.

Re—V. W. Worsdale Certificate Number 0369 of
The Yukon Consolidated Gold Corporation Limited.

Dear Sirs,

This will acknowledge the receipt of your favour of the 7th instant with enclosure of copy of letter from yourselves to The Yukon Consolidated Gold Corporation Limited dated March 22nd, 1934, copy of letter from Fasken, Robertson and Company to yourselves dated April 5th, 1934 and also Certificate No. 0369 for 1,663,900 shares Yukon Consolidated Gold Corporation Limited. 30

I attended at the office of the Company this afternoon with Allan C. T. Lewis, K.C., 140, Wellington Street, Ottawa and tendered the Certificate for transfer. He did not ask me if it was properly endorsed or if it was endorsed at all. I told him it was endorsed. His reply was that he had no authority and could not do anything toward the transfer of the Certificate without first consulting the Board of Directors.

I told him that he had received a letter from your firm in connection with the matter dated March 22nd, 1934 and that the Solicitors for the Company had replied to your letter by letter of April 5th, 1934, and that
10 they had time to consider it. He said the matter had not been before the Board and he could not do anything until the matter had been dealt with by the Board, and would not issue a transfer as he could not do so.

He asked me to leave the Certificate. I told him I could not do so as already a Certificate had been forwarded to the Company for transfer and the same was retained by the Company and cancelled on the authority of the Judgment. I am returning herewith the Certificate.

Yours very truly,

“ A. E. HONEYWELL.”

AEH:MM

Exhibits.
—
P.16.
Letter,
A. E.
Honeywell
to
McLaughlin
& Co.,
11th April,
1934—con-
tinued.

20

P.17.—Letter, G. R. F. Troop to McLaughlin & Co.

J. T. Patton,
President.

G. R. F. Troop, C.A.,
Sec.-Treas.

The Yukon Consolidated Gold Corporation, Limited,
201, Victoria Building,
Ottawa, Canada.

17th April, 1934.

Messrs. McLaughlin, Johnston, Moorhead & Macaulay,
302 Bay Street,
Toronto, 2, Ontario.

P.17.
Letter,
G. R. F.
Troop to
McLaughlin
& Co.,
17th April,
1934.

30

Re : V. W. Worsdale.

Dear Sirs,

I duly received your letter of April 12th, 1934. On the 11th instant your representatives Mr. A. E. Honeywell, K.C., and Mr. Allen Lewis, K.C., called at my office and exhibited to me certificate No. 0369 for 1,663,900 Ordinary Shares of this Company made out in the name of A. N. C. Treadgold. Mr. Honeywell requested that the shares represented by such certificate be transferred into the name of Mr. V. W. Worsdale.

Exhibits.

—
P.17.

Letter,
G. R. F.
Troop to
McLaughlin
& Co.,
17th April,
1934—con-
tinued.

My Directors have considered Mr. Honeywell's request and also your letter of March 22nd last which related to the same matter and have instructed me to reply to you as follows :

Mr. Treadgold is largely indebted to this Company and the Directors have ordered that no transfer of any shares in his name shall be made until his indebtedness is paid.

Under the Judgment of the Honourable Mr. Justice Davis of the Supreme Court of Ontario, delivered on June 23rd, 1933, in an Action in which John Thomas Patton, Robert Allen Lawther and Mark Morrell were Plaintiffs, and The Yukon Consolidated Gold Corporation Limited, 10 The North Fork Power Company and Arthur Newton Christian Treadgold were Defendants, it was directed that all shares standing in Mr. Treadgold's name on the books of this Company should be cancelled and the certificates representing such shares delivered up by Mr. Treadgold for cancellation.

The Ordinary Shares represented by certificate No. 0369 which Mr. Worsdale has in his possession form part of the shares the cancellation of which was directed by the Court.

In pursuance of the Judgment above referred to, all shares standing in Mr. Treadgold's name on the Company's books were duly cancelled and there are at the present time no shares standing in his name from which 20 the transfer you request could be made.

My Directors also take the position that the shares taken by Mr. Treadgold, including those shares represented by the certificate held by Mr. Worsdale, were obtained by Mr. Treadgold by fraud and were improperly issued to him. In this connection they refer also to the Judgment of the Honourable Mr. Justice Davis and the words used by the learned Judge.

In view of the foregoing, my Directors have instructed me to refuse to make the transfer you request.

I am also instructed to ask you to be good enough to forward certificate No. 0369 to this office in order that it may be cancelled. 30

I have delivered a copy of this letter to Mr. Honeywell today.

Yours faithfully,

" G. R. F. TROOP,"

Secretary.

The Yukon Consolidated Gold Corporation Limited.

GRFT:ADB

D.18.—Affidavit of A. N. C. Treadgold in Patton v. Yukon taken from Local Registrars file, Ottawa.

Exhibits.

CANADA, PROVINCE OF ONTARIO TO WIT :
IN THE SUPREME COURT OF ONTARIO.

D.18.
Affidavit of
A. N. C.
Treadgold
in *Patton v.*
Yukon
taken from
Local
Registrar's
file, Ottawa.
Sworn
2nd Janu-
ary, 1931.

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and
MARK MORRELL, on behalf of themselves and all other
shareholders of THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED, excepting the defendant
10 ARTHUR NEWTON CHRISTIAN TREADGOLD - - Plaintiffs.

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
THE NORTH FORK POWER COMPANY LIMITED and
ARTHUR NEWTON CHRISTIAN TREADGOLD - - Defendants.

I, Arthur Newton Christian Treadgold, of Dawson City in the Yukon Territory, make oath and say :

1. I am the President and Manager of the said Yukon Consolidated Gold Corporation Limited.
2. The authorized capital of the said Company is \$6,000,000 divided
20 into 5,500,000 ordinary shares and 500,000 preferred shares.
3. The whole of the capital stock, including ordinary and preferred shares was appropriated by the directors under and as provided for in certain agreements dated respectively the 19th day of February, 1925 and the 12th of July, 1929 between the North Fork Power Company Limited and the Yukon Consolidated Gold Corporation Limited, and pursuant further to the order of the directors as contained in the minutes of their meeting held on the 19th day of February, 1925, (See page 6 of the second volume of Company meetings) which action was, on the same date, ratified at a shareholders meeting, (see page 117 of the first volume of
30 Company meetings), and also as shown further by the minutes of Directors' meeting held on the 12th day of July 1929, as appears at page 106 of second volume of Company meetings, which was ratified at the annual meeting of the Company on the 31st of December 1929, (See page 157 of the first volume of Company meetings). See also volume 2 page 101.
4. Out of the said shares so appropriated, there have been issued 5,252,119 ordinary and 499,934 preferred shares, making a total of 5,752,054, thus leaving appropriated and authorised for issue, but not actually issued, 247,881 shares of ordinary stock.
5. I hold in my name 15,000 preferred shares and 2,070,000 ordinary
40 shares.

Exhibits.
 ———
 D.18.
 Affidavit of
 A. N. C.
 Treadgold
 in *Patton v.*
Yukon
 taken from
 Local
 Registrar's
 file,
 Ottawa.
 Sworn
 2nd Janu-
 ary, 1931—
continued.

6. There has not been issued by Yukon Consolidated Gold Corporation Limited any share, whether ordinary or preferred, the issue of which has not been authorised in strict accordance with the provisions of the aforesaid agreements of February 19th 1925 and July 12th 1929, and the resolutions of the Directors.

7. The list of shareholders which is now placed in my hands and is marked Exhibit " A " in support of this my affidavit, contains, to the best of my knowledge and belief, a correct and complete statement of the names of the shareholders of the said Yukon Consolidated Gold Corporation Limited showing also their respective holdings.

10

8. I hold powers of attorney from bona fide shareholders owning or controlling 600,000 shares, to represent and vote for them at the annual meeting of Yukon Consolidated Gold Corporation Limited.

9. The annual general meeting covering the fiscal year 1929 has not been held because of the illness and death of Mr. Watson, the Secretary-Treasurer, and the legal proceedings still pending. The books of accounts, minute books and share Register have been posted up and the statements, reports and accounts required for the holding of such annual meeting, of which notice has been given, have been prepared and made ready, and are available for such annual meeting. The accounts for the fiscal year of 1930, namely the current year, will not be available until they have been forwarded in the usual manner by the Dawson Office, for the meeting in April 1931.

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10. The document marked " B " now shown to me is a copy of the answer made by myself as President and Manager of the Yukon Consolidated Gold Corporation Limited to the application filed before the Honourable the Secretary of State for the appointment of an inspector under the provisions of The Canada Companies Act.

Sworn to before me at the City of Ottawa,
 in the Province of Ontario, County of
 Carleton, this 2nd day of January
 A.D. 1931.

" A. N. C. TREADGOLD."

30

" J. P. Labelle "

A Commissioner, &c.



D.19.—Affidavit of A. N. C. Treadgold in Patton v. Yukon with Exhibits A & B attached taken from Local Registrars Office, Ottawa.

Exhibits.

IN THE SUPREME COURT OF ONTARIO

D.19.
Affidavit of
A. N. C.
Treadgold
in *Patton v.*
Yukon with
Exhibits
A & B
attached
taken from
Local
Registrar's
Office,
Ottawa.
Sworn
13th March,
1933.

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and
MARK MORRELL, on behalf of themselves and all other
Shareholders of THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED, excepting the Defendant
ARTHUR NEWTON CHRISTIAN TREADGOLD - - -

Plaintiffs,

10

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
THE NORTH FORK POWER COMPANY LIMITED and
ARTHUR NEWTON CHRISTIAN TREADGOLD - - -

Defendants.

I, Arthur Newton Christian Treadgold of London, England, make oath and say :

1. I am one of the above named Defendants. I have read the affidavit of John Thomas Patton sworn on the 7th of March 1932 and am familiar with the documents referred to therein.

20 2. The application for the Order for the Injunction made by His Honour Judge Constantineau was made on the 29th of December 1930 immediately prior to the holding of the annual meeting of the Yukon Consolidated Gold Corporation Limited on the following day, namely the 30th of December, 1930, for the purpose of restraining the voting at the meeting of all shares standing in my name. This application was made in conjunction with a similar application by Lawrence Harrison who had commenced an action against me in which he claimed to be entitled to 1,000,000 ordinary shares of The Yukon Consolidated Gold Corporation Limited from me although there was a written agreement between Mr. Harrison and myself limiting him to 163,000 shares. The material used
30 upon the application of Lawrence Harrison for his Injunction included affidavits of Lawrence Harrison and of the Plaintiff in this action, John Thomas Patton. I refer to the Order granting an Injunction dated the 3rd of January 1931, a copy of which is attached hereto and marked Exhibit A.

3. By a Judgment of the Court delivered on March 18th, 1932, it has been determined that Harrison is entitled to 163,000 shares of the Yukon Consolidated Gold Corporation Limited.

4. The material used on the Application for the Injunction in this action made on the 29th day of December 1930 included an affidavit of

Exhibits.
 —
 D.19
 Affidavit of
 A. N. C.
 Treadgold
 in *Patton v.*
Yukon with
 Exhibits
 A & B
 attached
 taken from
 Local
 Registrar's
 Office,
 Ottawa.
 Sworn
 13th March,
 1933—con-
 tinued.

John Thomas Patton dated the 27th day of December 1930 in which he stated that he had caused to be lodged with the Secretary of State of Canada a Petition under the provisions of the Companies Act, for an investigation into the affairs of the Yukon Consolidated Gold Corporation Limited and "its several subsidiaries." The investigation there referred to was held by Mr. G. T. Clarkson and his report was made to the Secretary of State of Canada. The material on the said Application also included the affidavit of John Mulhall, an accountant of the City of Ottawa, sworn on the 27th of December 1930. Mr. Mulhall gives in his affidavit the results of his examination of the stubs of the Certificate books of the defendant, the Yukon Consolidated Gold Corporation Limited. The subject matter of Mr. Mulhall's affidavit has been completely covered in the report of Mr. G. T. Clarkson to the Secretary of State above referred to. I refer to the report of the said G. T. Clarkson, at pages 59, 66 and 97. I also refer to the Company's circular setting out the report of the auditors of the defendant, the Yukon Consolidated Gold Corporation Limited, Messrs. Price, Waterhouse & Company dated 5th November 1932, and containing Consolidated Balance Sheet as of December 31, 1931.

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5. The material used before the Honourable Mr. Justice Fisher on 3rd January 1931, on the Motion to continue the said Injunctions included two affidavits of the Plaintiff, John Thomas Patton, sworn on the 2nd of January 1931, in which he stated that the Defendant, The Yukon Consolidated Gold Corporation Limited, had failed to comply with Sections 117, 118 and 119 of the Dominion Companies Act, that the share register of the Company was incomplete and that the balance sheets showing the financial position of the Company had not been made available to the shareholders. The other affidavit of John Thomas Patton sworn on the 2nd January 1931 deals entirely with the attempted holding of the meeting of shareholders of the defendant company, The Yukon Consolidated Gold Corporation Limited, on the 30th December 1930.

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6. Immediately following the Judgment of the Honourable Mr. Justice Raney referred to in paragraph 4 of the affidavit of John Thomas Patton sworn on the 7th of March 1933, all shares standing in the names of myself and Mr. W. M. Williamson were cancelled, in spite of the protest of the late Honourable N. A. Belcourt, a then director, that such action was premature, as shown by the Minutes of the Directors' Meeting of the 24th day of March 1932, a copy of which is attached hereto and marked Exhibit "B."

Sworn before me at the
 City of
 in the County of
 This 13 day of March, A.D. 1933.

}

" A. N. C. TREADGOLD."

40

" Henri Saint Jacques "
 A Commissioner &c.

Copy of Order dated January 3rd, 1931.

Exhibits.

IN THE SUPREME COURT OF ONTARIO

BETWEEN :

LAWRENCE HARRISON - - - - -

Plaintiff,

AND

ARTHUR NEWTON CHRISTIAN TREADGOLD, EDGAR M.
WILLIAMSON and THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED - - - - -

Defendants.

D.19.
Affidavit of
A. N. C.
Treadgold
in *Patton v.*
Yukon with
Exhibits
A & B
attached
taken from
Local
Registrar's
Office,
Ottawa.
Sworn
13th March,
1933—*con-*
tinued.

1. Upon Motion made unto this Court this day by Counsel on behalf
10 of the above named Plaintiff in the presence of Counsel for the above named
Defendants for an Order continuing the Injunction granted herein by
Order made by His Honour Judge Constantineau, Local Judge of this Court
at Ottawa, on the twenty-ninth day of December A.D. 1930, upon hearing
read the writ of Summons and other proceedings in this action, the Affidavits
of Laurence Harrison and John Thomas Patton (2), filed, the Affidavit of
Arthur Newton Christian Treadgold filed in answer, and the Exhibits
referred to in said Affidavits, and upon hearing what was alleged by Counsel
aforesaid and the Plaintiff by his Counsel undertaking to abide by any
Order which this Court may make as to damages in case this Court shall
20 hereafter be of opinion that the Defendants or any of them shall have
sustained any by reason of this Order, which the Plaintiff ought to pay.

2. This Court doth order that the said Injunction granted herein by
order made by His Honour Judge Constantineau, Local Judge of this Court
at Ottawa, on the twenty-ninth day of December A.D. 1930 in the following
terms :

“ 2. This Court doth order that the Defendant Arthur Newton
Christian Treadgold be and he is hereby restrained from voting at
any meeting of the Defendant Company upon Ordinary Shares of
the Capital Stock of the Defendant Company now held by him or in
30 his name or on his behalf to the extent of 1,000,000 Ordinary Shares
and from selling, transferring or otherwise dealing with any shares
in the Capital Stock of the Defendant Company now held by him
or in his name or on his behalf.

“ 3. And this Court doth further order that the Defendant
Edgar M. Williamson be and he is hereby restrained from selling,
transferring or otherwise dealing with and from voting at any Meeting
of the Defendant Company, upon any Shares in the Capital Stock
of the Defendant Company now held in his name or on his behalf
and transferred to or received by him from the Defendant Arthur
40 Newton Christian Treadgold.

“ 4. And this Court doth further order that the Defendant
The Yukon Consolidated Gold Corporation Limited and the Officers
thereof be and they are hereby restrained, from accepting, acting
upon, recording or registering any assignment or transfer from the

Exhibits.

D. 19.
Affidavit of
A. N. C.
Treadgold
in *Patton v.*
Yukon with
Exhibits
A & B
attached
taken from
Local
Registrar's
Office,
Ottawa.
Sworn
13th March,
1933—con-
tinued.

Defendant Arthur Newton Christian Treadgold or the Defendant Edgar M. Williamson of any shares in the Capital Stock of the Defendant Company and from accepting or recording any vote or votes by or from the Defendant Arthur Newton Christian Treadgold in respect of all or any part of 1,000,000 Ordinary Shares in the Capital Stock of the Defendant Company, or any vote or votes by or from the Defendant Edgar M. Williamson in respect of any shares in the Capital Stock of the Defendant Company transferred to or received by him from the Defendant Arthur Newton Christian Treadgold.”

be and the same is hereby continued until the trial or other final disposition of this action or until further Order.

3. And this Court doth further order that the Plaintiff's Statement of Claim be delivered on or before Tuesday the sixth day of January, A.D. 1931, the Defendant's Statement of Defence within two days thereafter, and the Plaintiff's Reply, if any, within two days after the delivery of such Statement of Defence.

4. And this Court doth further order that the trial of this action be expedited by all parties and that upon the close of the pleadings the Plaintiff serve Short Notice of Trial for the next Sittings of this Court at Ottawa.

5. And this Court doth further order that the costs of and incidental to the Motion for Injunction before the Local Judge, and of and incidental to this Motion, be reserved to be disposed of at the trial or other final disposition of this action.

Seal. Entered 8 O.B.
Folio 225
Jan. 8, 1931.
C. C.

(Sgd.) F. A. MAGEE,
Local Registrar S.C.O.
at Ottawa.

Minutes of a Meeting of the Board of Directors of The Yukon Consolidated Gold Corporation Limited, held in the office of the Secretary and Treasurer, 201 Victoria Building, Ottawa, on Thursday the 24th day of March, 1932 at 4.00 p.m.

Present :

F. H. Chrysler, K.C., in the Chair
Hon. N. A. Belcourt
P. H. Chrysler
J. W. Hughson

In Attendance : Mr. C. E. McLeod.

The Minutes of the Meetings of 5th and 19th March, 1932, were read and approved.

Mr. F. H. Chrysler referred to the resolution passed at the Meeting of 5th March, 1932, respecting action to be taken against A. N. C. Treadgold for an accounting. He stated that action had been entered in the Supreme Court of Ontario and a Writ had been issued and served on the 8th March, 1932.

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The Secretary referred to resolutions passed on the 5th and 19th March respecting the Meeting of the Holders of Prior Lien Bonds of The Northern Light Power and Coal Company Limited. He stated that this meeting had adjourned until 22nd April 1932.

Mr. P. H. Chrysler stated that the present Meeting was called to effect the removal of Mr. A. N. C. Treadgold from the Board of Directors. He stated that all those present were aware that by Judgment of the Hon. Mr. Justice Raney of the Supreme Court of Ontario, pronounced on the 18th day of March, 1932, in an action which John Thomas Patton, Robert Allen Lawther and Mark Morrell were Plaintiffs and this Company, The North Fork Power Company Limited and Arthur Newton Christian Treadgold were Defendants, it was directed that all shares in this Company standing in the name of A. N. C. Treadgold and in the name of E. M. Williamson be cancelled and also that the certificates for these shares be surrendered to this Company for cancellation ; and further that it is provided by Bylaw No. 19 of this Company that a Director shall vacate his office when he ceases to be a shareholder and/or if he becomes a bankrupt; and that A. N. C. Treadgold has by reason of said Judgment ceased to be a shareholder, and furthermore that he admitted in Court that he is an undischarged bankrupt; his office of Director and President of this Company has therefore become vacant by reason of the provisions of Bylaw No. 19 and the terms of the Judgment.

The Hon. N. A. Belcourt stated that the formal Judgment had not yet been entered; that it was possible that the terms of this might be consistent with Mr. Treadgold's still retaining his qualifying share in the Company and that consideration of the question of declaring his office vacant should be deferred at least until final Judgment had been entered. Mr. Hughson stated that the point raised by the Hon. Mr. Belcourt did not apply to the question of Mr. Treadgold's bankruptcy which had been admitted by him.

Mr. Hughson then moved, seconded by Mr. P. H. Chrysler :

That Mr. John Thomas Patton be appointed by co-option, in accordance with the terms of Bylaw 16, to fill the vacancy on the Board.

Hon. N. A. Belcourt stated that for the reasons he had already given he considered the motion premature and the motion being put to a vote was declared carried, Hon. N. A. Belcourt dissenting.

Mr. J. T. Patton was thereupon introduced to the Meeting and took his place on the Board.

Mr. F. H. Chrysler then moved, seconded by Mr. P. H. Chrysler :

That Mr. J. T. Patton be elected President of the Company.

Hon. N. A. Belcourt stated that for the reasons already given by him he refrained from voting on the motion, and the motion being put to a vote was declared carried; Hon. N. A. Belcourt not voting. Mr. Patton then took the Chair.

Exhibits.

D.19.
Affidavit of
A. N. C.
Treadgold
in *Patton v.*
Yukon with
Exhibits
A & B
attached
taken from
Local
Registrar's
Office,
Ottawa.
Sworn,
13th March,
1933—*con-*
tinued.

Exhibits.
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 D.19.
 Affidavit of
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 A & B
 attached
 taken from
 Local
 Registrars
 Office,
 Ottawa.
 Sworn,
 13th March,
 1933—*con-*
tinued.

The Chairman then read to the Meeting the following letter addressed to The Hon. N. A. Belcourt, K.C., and signed by Mr. J. T. Patton, Mr. F. H. Chrysler, Mr. P. H. Chrysler and Mr. J. W. Hughson, being all the remaining members of the Board :

“ Ottawa, Ont.,
 24th March 1932.

The Hon. N. A. Belcourt, K.C.,
 Banque Nationale Bldg.,
 Ottawa.

Dear Sir,

The Board of Directors of The Yukon Consolidated Gold Corporation Limited as at present constituted consists of the following : J. T. Patton, F. H. Chrysler, K.C., P. H. Chrysler, J. W. Hughson and yourself.

We beg to refer you to the provisions of By-law 19 of the Corporation. This By-law provides that the office of a Director shall ipso facto be vacated for the following reason, among others :

(c) If he is requested in writing by all his Co-Directors to resign.

We hereby request you under the provisions of the above referred to By-law to resign your office as a Director of The Yukon Consolidated Gold Corporation Limited.

Yours very truly,”

Mr. Patton explained to the Meeting that in requesting the Hon. N. A. Belcourt to retire, he and his Co-Directors were not actuated by any personal feeling, but they considered that it was necessary in the interests of harmony for him to retire.

Mr. F. H. Chrysler stated that he concurred in the views expressed by Mr. Patton and that their only objection to the Hon. Mr. Belcourt's presence on the Board was on account of his having acted as Solicitor for Mr. Treadgold.

Mr. P. H. Chrysler stated that he wishes to associate himself with the views expressed by Mr. Patton and Mr. F. H. Chrysler.

The Hon. N. A. Belcourt then withdrew from the Meeting.

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D.20.—Affidavit on Production of A. N. C. Treadgold in Patton v. Yukon taken from Local Registrars Office, Ottawa.

Exhibits.

D.20.

Affidavit on Production of A. N. C. Treadgold in Patton v. Yukon taken from Local Registrar's Office, Ottawa Sworn 25th May, 1933.

IN THE SUPREME COURT OF ONTARIO

BETWEEN :

PATTON et al., - - - - - Plaintiffs

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, et al., - - - - - Defendants

10 I, Arthur Newton Christian Treadgold, one of the defendants herein, make oath and say as follows :

1. I have already made an affidavit as to production of documents in this case ;

2. In addition to the documents mentioned in the said affidavit, I have in my possession or power the documents relating to the matters in question in this action set forth in the first and second parts of the first schedule hereto ;

3. I have had, but have not now in my possession or power the documents relating to the matters in question in this suit set forth in the second schedule hereto ;

20 4. The last mentioned documents were last in my possession or power on dates which I am unable to state definitely, save and except that the letters mentioned in said second schedule were probably sent by me on or about their respective dates ;

5. According to the best of my knowledge, information and belief, I have not now, and never had in my possession, custody or power, or in the possession, custody or power of my Solicitors or Agents, Solicitor or Agent, or in the possession, custody or power or any other persons or person on my behalf, any deed, account, book of account, voucher, receipt, letter, memorandum, paper, or writing, or any copy of or extract from any such document, or any other document whatsoever, relating to the matters in question in this action, or any of them, or wherein any entry has been made relative to such matters, or any of them, other than and except the documents set forth in the said First and Second Schedules hereto or in the affidavit on production already sworn to by me in this action.

Sworn before me at the City of Toronto, in the County of York, in the Province of Ontario this 25th day of May, A.D. 1933. " A. N. C. TREADGOLD "

" H. E. Langford " A Commissioner etc.

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Exhibits.

THE FIRST SCHEDULE HERETO.

| | | | | |
|--|--|----|----------|---------|
| <p>D.20. Affidavit on Production of A. N. C. Treadgold in <i>Patton v.</i> <i>Yukon</i> taken from Local Registrar's Office, Ottawa. Sworn 25th May, 1933—con- tinued.</p> | <p>The First Part thereof :—Shewing documents in my possession which I do not object to produce.</p> | | | |
| | Letter of defendant Treadgold to Govett and Martyn- | 23 | March | 1920 |
| | Letter, Thompson to defendant Treadgold re Lease I- | 7 | March | 1921 |
| | Letters, R. S. Smallman to defendant Treadgold re | | | |
| | Lease I - - - - - | 24 | November | 1921 |
| | Major Cunynghame's figures for Amalgamation - - | 8 | February | 1922 |
| | Cable Department Interior to R. S. Smallman - - - | 10 | February | 1922 |
| | Letter, Department Interior to R. S. Smallman - - | 13 | February | 1922 10 |
| | Copy letter, Department Interior to Patton - - - | 15 | July | 1922 |
| | Letter, Knocker and Company to R. S. Smallman - - | 19 | October | 1922 |
| | Letter, Patton to Treadgold - - - - - | 11 | January | 1923 |
| | Copy letter, Harrison to defendant Treadgold - - | 22 | January | 1923 |
| | Letter, plaintiff Patton to defendant Treadgold - - | 16 | March | 1923 |
| | Letter, W. Trask to defendant Treadgold - - - | 11 | April | 1923 |
| | Letter, W. E. Martyn to defendant Treadgold - - - | 17 | April | 1923 |
| | Letter, O. B. Martyn to defendant Treadgold - - - | 19 | April | 1923 |
| | Letter, R. S. Smallman to defendant Treadgold - - | 20 | April | 1923 |
| | Letter, Patton to Treadgold - - - - - | 23 | May | 1923 20 |
| | Letter, defendant Treadgold to H. J. Hadrill - - - | 25 | May | 1923 |
| | Letter, Major Cunynghame to defendant Treadgold - | 28 | May | 1923 |
| | Letter, C. M. Knocker to R. S. Smallman - - - | 1 | June | 1923 |
| | Two letters, Treadgold to Moore - - - - - | 6 | June | 1923 |
| | Carbon of letter, R. S. Smallman to the Canadian | | | |
| | Bank of Commerce - - - - - | 6 | June | 1923 |
| | Letter, defendant Treadgold to plaintiff Lawther - | 6 | June | 1923 |
| | Letter, defendant Treadgold to J. H. Fawcett - - - | 12 | June | 1923 |
| | Letter, defendant Treadgold to J. H. Fawcett - - - | 25 | June | 1923 |
| | Cable, R. S. Smallman to Major Cunynghame - - - | 2 | July | 1923 30 |
| | Cable, R. S. Smallman to C. Black - - - - - | 2 | July | 1923 |
| | Cable, C. Black to R. S. Smallman - - - - - | 26 | July | 1923 |
| | Cable, C. Black to R. S. Smallman - - - - - | 28 | July | 1923 |
| | Assignment Goldfields to E. Y. Syndicate Ltd. - - | 6 | December | 1923 |
| | Draft Mortgage, E. Y. Syndicate to Canadian Bank of | | | |
| | Commerce on underwriting letters - - - - - | 6 | December | 1923 |
| | Draft letter, E. Y. Syndicate Ltd. to - - - - - | 25 | January | 1924 |
| | Two carbon copies letter, E. Y. Syndicate to defendant | | | |
| | Treadgold - - - - - | 25 | January | 1924 |
| | Carbon letter, R. S. Smallman to Major Cunynghame - | 29 | January | 1924 40 |
| | Carbon copy letter, Major Cunynghame to R. S. | | | |
| | Smallman - - - - - | 31 | January | 1924 |
| | Letter, plaintiff Morrell to R. S. Smallman - - - | 6 | February | 1924 |
| | Form appointment of R. S. Smallman Director E. Y. | | | |
| | Syndicate - - - - - | 8 | February | 1924 |

The First Schedule.

| | | | Exhibits. |
|----|---|-------------|---|
| | | | D.20. |
| | Carbon copy letter, R. S. Smallman to National Mining - - - - - | 18 February | 1924 Affidavit on Production of A. N. C. Treadgold in <i>Patton v. Yukon</i> taken from Local Registrar's Office, Ottawa. Sworn 25th May, 1933— <i>continued.</i> |
| | Carbon copy letter, Major Cunynghame to F. H. Chrysler - - - - - | 21 February | 1924 |
| | Carbon of letter, Major Cunynghame to F. H. Chrysler | 5 March | 1924 |
| | Letter, E. Dexter to Secretary of The Granville Mining Company - - - - - | 18 March | 1924 |
| | Letter, E. Dexter to R. S. Smallman - - - - - | 19 March | 1924 |
| 10 | Letter, Major Cunynghame to New North West Corporation - - - - - | 2 April | 1924 |
| | Letter, F. J. Kaise to Major Cunynghame - - - - - | 2 April | 1924 |
| | Letter, F. J. Kaise to R. S. Smallman - - - - - | 15 April | 1924 |
| | Carbon copy letter, Major Cunynghame to F. H. Chrysler - - - - - | 16 April | 1924 |
| | Letter, F. H. Chrysler to Major Cunynghame - - - - - | 23 April | 1924 |
| | Letter, Major Cunynghame to New North West Corporation - - - - - | 8 May | 1924 |
| | Letter, F. J. Kaise to Major Cunynghame - - - - - | 9 May | 1924 |
| 20 | Letter, F. H. Chrysler to F. J. Kaise - - - - - | 16 May | 1924 |
| | Copy letter, defendant Treadgold to E. Y. Syndicate, Ltd. - - - - - | 2 July | 1924 |
| | Agreement between H. J. Hadrill and E. Y. Syndicate Ltd. - - - - - | 23 July | 1924 |
| | Agreement between E. Y. Syndicate Ltd. and General Mines Investment Ltd. - - - - - | 20 August | 1924 |
| | Letter, G. C. Marsh to R. S. Smallman - - - - - | 14 November | 1924 |
| | Cable, F. H. Chrysler to R. S. Smallman <i>re</i> Fork Shares | 15 November | 1924 |
| | Power of Attorney, E. Y. Syndicate Ltd. to defendant Treadgold - - - - - | 27 November | 1924 |
| 30 | Carbon Minutes of New North West Directors - - - - - | 23 December | 1924 |
| | Carbon Minutes of New North West Advisory Committee - - - - - | 23 December | 1924 |
| | Letter from defendant Treadgold to plaintiff Lawther | 16 January | 1925 |
| | Power of Attorney Major Cunynghame and R. S. Smallman to defendant Treadgold - - - - - | 16 January | 1925 |
| | Cable, defendant Treadgold to R. S. Smallman - - - - - | 2 February | 1925 |
| | Agreement of Major Cunynghame, R. S. Smallman, E. Y. Syndicate and North Fork Power Co. - - - - - | 11 February | 1925 |
| 40 | Draft Minutes of North Fork's Shareholders - - - - - | 11 February | 1925 |
| | Draft Minutes of North Fork's Directors - - - - - | 11 February | 1925 |
| | Cable, defendant Treadgold to R. S. Smallman - - - - - | 13 February | 1925 |
| | Agreement, North Fork Power Company and Yukon | 19 February | 1925 |
| | Copy letter, defendant Treadgold to Larmonth - - - - - | 28 February | 1925 |
| | Letter, Chrysler and Chrysler to defendant Treadgold | 6 March | 1925 |
| | Copy letter, Defendant Treadgold to F. H. Chrysler - - - - - | 3 April | 1925 |

Exhibits.

The First Schedule.

| | | | | |
|---------------------|---|-------------|------|----|
| | Carbon copy letter, defendant Treadgold to F. H. Chrysler - - - - - | 3 April | 1925 | |
| D.20. | Letter, G. C. Marsh to R. S. Smallman - - - - - | 8 April | 1925 | |
| Affidavit on | Letter Chryslers to defendant Treadgold - - - - - | 30 April | 1925 | |
| Production | Carbon of letter, R. S. Smallman to Chryslers - - - - - | 1 May | 1925 | |
| of A. N. C. | Letter, Major Cunynghame to defendant Treadgold | | | |
| Treadgold | <i>re</i> Meeting of Syndicate - - - - - | 6 May | 1925 | |
| in <i>Patton v.</i> | Letter, G. C. Marsh to Defendant Treadgold - - - - - | 7 May | 1925 | |
| <i>Yukon</i> | Copy letters, defendant Treadgold to group - - - - - | 9 May | 1925 | 10 |
| taken from | Letter, Chryslers to R. S. Smallman - - - - - | 11 May | 1925 | |
| Local | Carbon of letter, R. S. Smallman to Chryslers - - - - - | 11 May | 1925 | |
| Registrar's | Carbon of letter, R. S. Smallman to defendant | | | |
| Office, | Treadgold - - - - - | 15 May | 1925 | |
| Ottawa. | Letter, R. S. Smallman to defendant Treadgold - - - - - | 27 May | 1925 | |
| Sworn | Carbon copy letter, R. S. Smallman to Chryslers - - - - - | 27 May | 1925 | |
| 25th May, | Letter, Chryslers to R. S. Smallman - - - - - | 27 May | 1925 | |
| 1933— <i>con-</i> | Power of Attorney, L. Harrison to defendant Treadgold | 29 May | 1925 | |
| <i>tinued.</i> | Letter, Chryslers to R. S. Smallman - - - - - | 30 May | 1925 | |
| | Copy letter, Chryslers to Sir H. Moore - - - - - | 30 May | 1925 | 20 |
| | Carbon copy letter, Chryslers to L. Harrison - - - - - | 30 May | 1925 | |
| | Carbon of letter, R. S. Smallman to Chryslers - - - - - | 3 June | 1925 | |
| | Carbon of letter, R. S. Smallman to Chryslers - - - - - | 10 June | 1925 | |
| | Letter, Chryslers to R. S. Smallman - - - - - | 16 June | 1925 | |
| | Copy Agreement, Yukon and E. Y. Syndicate - - - - - | 19 June | 1925 | |
| | Letter, C. Cambie to R. S. Smallman - - - - - | 20 June | 1925 | |
| | Letter, Chryslers to R. S. Smallman - - - - - | 20 June | 1925 | |
| | Carbon letter, J. B. Watson to Canadian Bank of | | | |
| | Commerce London - - - - - | 26 June | 1925 | |
| | Carbon copy letter, Major Cunynghame to E. Y. | | | |
| | Syndicate Ltd. - - - - - | 26 June | 1925 | 30 |
| | Letter, defendant Treadgold to R. S. Smallman - - - - - | 28 June | 1925 | |
| | Letter, Chryslers to R. S. Smallman - - - - - | 3 July | 1925 | |
| | Letter, Chryslers to defendant Treadgold - - - - - | 4 July | 1925 | |
| | Letter, R. S. Smallman to Chryslers - - - - - | 6 July | 1925 | |
| | Letter, Chryslers to R. S. Smallman - - - - - | 13 July | 1925 | |
| | Letter, R. S. Smallman to E. Y. Syndicate Ltd. - - - - - | 13 July | 1925 | |
| | Letter, R. S. Smallman to F. A. Govett - - - - - | 13 July | 1925 | |
| | Letter, R. S. Smallman to Broad and Son - - - - - | 13 July | 1925 | |
| | Carbon of letter, R. S. Smallman to Chryslers - - - - - | 13 July | 1925 | 40 |
| | Letter, F. H. Chrysler to defendant Treadgold - - - - - | 13 July | 1925 | |
| | Letter, A. Baird to defendant Treadgold - - - - - | 15 July | 1925 | |
| | Letter, Chryslers to defendant Treadgold - - - - - | 20 July | 1925 | |
| | Letter, Chryslers to defendant Treadgold - - - - - | 20 July | 1925 | |
| | Letter, Chryslers to defendant Treadgold - - - - - | 24 July | 1925 | |
| | Letter, Chryslers to defendant Treadgold - - - - - | 4 September | 1925 | |

The First Schedule.

| | | | Exhibits. |
|----|---|-------------------|---------------------|
| | Letter, J. B. Watson to defendant Treadgold - - | 14 September 1925 | D.20. |
| | Letter, R. S. Smallman to plaintiff Patton - - | 21 September 1925 | Affidavit on |
| | Letter, H. C. Mossop to R. S. Smallman - - - | 29 September 1925 | Production |
| | Letter, G. C. Marsh to R. S. Smallman - - - | 29 September 1925 | of A. N. C. |
| | Letter, Chryslers to R. S. Smallman - - - | 1 October 1925 | Treadgold |
| | Letter, Chryslers to defendant Treadgold - - - | 13 October 1925 | in <i>Patton v.</i> |
| | Letter, C. Cambie to defendant Treadgold - - - | 13 October 1925 | <i>Yukon</i> |
| | Letter from Chryslers (re New North West) as sent to | | taken from |
| 10 | Major Cunynghame re Register etc. - - - | 20 October 1925 | Local |
| | Carbon letter, defendant Treadgold to Finlaison - - | 20 November 1925 | Registrar's |
| | Letter, Chryslers to R. S. Smallman - - - | 30 November 1925 | Office, |
| | Four draft Agreements between Cunynghame and | | Ottawa. |
| | Smallman et al and the North Fork Power | | Sworn |
| | Company - - - - - | 1925 | 25th May, |
| | Two draft Agreements between North Fork Power | | 1933— <i>con-</i> |
| | Company Ltd. and The Yukon Consolidated Gold | | <i>tinued.</i> |
| | Corporation Limited - - - - - | 1925 | |
| | Power of Attorney, Yukon to defendant Treadgold - - | 18 February 1926 | |
| 20 | Power of Attorney, Fork to defendant Treadgold - - | 18 February 1926 | |
| | Power of Attorney, New North West to defendant | | |
| | Treadgold - - - - - | 18 February 1926 | |
| | Copy of Agreement, Yukon and Fork and E. Y. | | |
| | Syndicate Ltd. - - - - - | 18 February 1926 | |
| | Carbon letter, defendant Treadgold to E. Y. Syndicate | | |
| | Ltd. - - - - - | 18 March 1926 | |
| | Copy cable, defendant Treadgold to F. H. Chrysler - - | 20 March 1926 | |
| | Copy letter, G. Bostock to R. S. Smallman - - - | 21 April 1926 | |
| | Letter, plaintiff Patton to R. S. Smallman - - - | 18 June 1926 | |
| 30 | Letter, R. C. Feilding to defendant Treadgold - - - | 4 September 1926 | |
| | Letter, R. S. Smallman to defendant Treadgold - - - | 20 November 1926 | |
| | Account of Yukon Shares between defendant | | |
| | Treadgold and Sir John Latta - - - - - | 21 December 1926 | |
| | Copy letter, defendant Treadgold to H. J. Hadrill - - | 30 December 1926 | |
| | Carbon of letter, R. S. Smallman to E. W. Lamport - - | 15 January 1927 | |
| | Carbon of letter, R. S. Smallman to E. W. Lamport - - | 17 January 1927 | |
| | Letter, Oswald Brough to Secretary of E. Y. Syndicate | | |
| | Ltd. - - - - - | 26 January 1927 | |
| | Carbon letter, R. S. Smallman to Chryslers - - - | 8 February 1927 | |
| 40 | Copy letter, R. S. Smallman to Dawes - - - | 10 February 1927 | |
| | Copy letter, R. S. Smallman to Dawes - - - | 11 February 1927 | |
| | Letter, Dawes to R. S. Smallman - - - | 15 February 1927 | |
| | Copy Bill of Sale and receipt Yukon Gold and | | |
| | defendant Treadgold - - - - - | 4 March 1927 | |
| | Copy cable, F. W. Corbett to defendant Treadgold - - | 21 March 1927 | |
| | Cable defendant, Treadgold to F. W. Corbett - - - | 24 March 1927 | |

| Exhibits. | The First Schedule. | | |
|---|--|--------------|------|
| D.20. Affidavit on Production of A. N. C. Treadgold in <i>Patton v. Yukon</i> taken from Local Registrar's Office, Ottawa. Sworn 25th May, 1933— <i>con- tinued.</i> | Letter, J. B. Watson to defendant Treadgold - - | 4 August | 1927 |
| | Grouping Memorandum of Macleod, C. E.—Dawson - | 2 September | 1927 |
| | Copy letter, Sir H. Moore to F. H. Chrysler - - | 19 December | 1927 |
| | Circular, Martyn and Trask to Granville holders and request for Proxies - - - - - | 2 March | 1928 |
| | Circular asking Proxies for Yukon - - - - - | 2 May | 1928 |
| | Letter, F. H. Chrysler to defendant Treadgold enclosing Memorandum - - - - - | 6 July | 1928 |
| | Letter, F. H. Chrysler to defendant Treadgold with draft Agreement - - - - - | 16 July | 1928 |
| | Carbon of letter, defendant Treadgold to G. G. Hay <i>re</i> Advisory Committee Appointment - - - | 5 April | 1929 |
| | Telegram, C. E. Macleod to defendant Treadgold - | 7 April | 1929 |
| | Copy letter, C. E. Macleod to Yukon - - - - - | 9 April | 1929 |
| | Copy letter, J. L. Wortham to C. E. Macleod - - | 11 April | 1929 |
| | Letter, C. Cambie to defendant Treadgold - - - | 1 June | 1929 |
| | Telegram, C. Cambie to defendant Treadgold - - | 28 June | 1929 |
| | Copy letter of Indemnity, Yukon to Sir H. Moore - | 5 July | 1929 |
| | Agreement, defendant Treadgold and Fork - - - | 9 July | 1929 |
| | Agreement, Fork and Yukon - - - - - | 12 July | 1929 |
| | Agreement, defendant Treadgold and Fork - - - | 16 July | 1929 |
| | Agreement, Fork and Yukon - - - - - | 16 July | 1929 |
| | Carbon letter, J. B. Watson to F. W. Corbett - - | 17 July | 1929 |
| | Letter, F. W. Corbett to J. B. Watson <i>re</i> Shares on London Register with enclosures - - - - - | 29 August | 1929 |
| | Letter, J. B. Watson to defendant Treadgold - - | 7 September | 1929 |
| | Letter, F. W. Corbett to J. B. Watson - - - - - | 10 September | 1929 |
| | Letter, F. W. Corbett to J. B. Watson - - - - - | 13 September | 1929 |
| | Letter, F. W. Corbett to J. B. Watson - - - - - | 29 October | 1929 |
| | Copy letter, Lang-Hyde to Yukon Consolidated - | 8 November | 1929 |
| | Copy letter, Corbett to Lang-Hyde - - - - - | 27 November | 1929 |
| | Letter, F. W. Corbett to J. B. Watson - - - - - | 29 November | 1929 |
| | Letter, F. W. Corbett to J. B. Watson - - - - - | 10 December | 1929 |
| | Agreement for Sale of power (Macleod's) - - - | 20 December | 1929 |
| | Agreement for Sale of power (Ottawa) - - - - | 31 December | 1929 |
| | Balance Sheet, Yukon Consolidated - - - - - | 31 December | 1929 |
| | Telegram, Chryslers to defendant Treadgold - - | 23 January | 1930 |
| | Letter, J. B. Watson to defendant Treadgold - - | 10 March | 1930 |
| | Letter, J. B. Watson to defendant Treadgold with enclosure - - - - - | 18 March | 1930 |
| | Letter, Baird and Son to J. B. Watson - - - - - | 17 April | 1930 |
| | Carbon copy letter, defendant Treadgold to J. H. Wheeler - - - - - | 24 April | 1930 |
| | Notice of Meeting of Yukon Directors - - - - - | 5 May | 1930 |

The First Schedule.

| | | | | Exhibits. |
|----|--|---|---|--|
| | Balance Sheet of Yukon (unsigned) for year ending 31 December 1929 | - | - | D.20. |
| | Letter, Chryslers to defendant Treadgold | - | - | May 1930 Affidavit on |
| | Letter, Chryslers to defendant Treadgold | - | - | 16 August 1930 Production |
| | Copy letter, Chryslers to defendant Treadgold | - | - | 19 August 1930 of A. N. C. |
| | Copy by F. W. Corbett of letter from F. H. Chrysler to F. W. Corbett <i>re</i> Annual Meeting for 31 December 1930 | - | - | 17 September 1930 Treadgold in <i>Patton v. Yukon</i> taken from |
| | | - | - | 3 November 1930 Local |
| 10 | Yukon's Defence (Macleod) <i>re</i> Chryslers' Writ | - | - | 5 November 1930 Registrar's |
| | Letter, F. H. Chrysler to defendant Treadgold (Notice of Meeting)- | - | - | Office, Ottawa. |
| | Cable, Baird to defendant Treadgold | - | - | 6 November 1930 Sworn |
| | Carbon letter, F. W. Corbett to J. B. Watson | - | - | 6 November 1930 25th May, 1933— <i>con-</i> |
| | Copy letter, R. S. Smallman to Troop | - | - | 6 January 1931 <i>tinued.</i> |
| | Letter, Troop to defendant Treadgold | - | - | 17 April 1931 |
| | Letter (Auditor) Cunningham to defendant Treadgold | - | - | 31 July 1931 |
| | Letter, A. C. Beatty to Major Cunynghame | - | - | 11 August 1931 |
| | Letter, J. W. Corble to defendant Treadgold | - | - | 6 December 1922 |
| | Letter, J. W. Corble to defendant Treadgold | - | - | 27 April 1923 |
| 20 | Letter, F. A. Govett to defendant Treadgold | - | - | 20 August 1923 |
| | Letter, J. W. Corble to defendant Treadgold | - | - | 11 December 1923 |
| | Letter, F. A. Govett to defendant Treadgold | - | - | 15 December 1923 |
| | Memorandum of A. C. Beatty <i>re</i> loan | - | - | 17 March 1924 |
| | Letter, defendant Treadgold to A. C. Beatty | - | - | 17 March 1924 |
| | Letter, J. W. Corble to defendant Treadgold | - | - | 6 June 1924 |
| | Letter, J. W. Corble to defendant Treadgold | - | - | 13 June 1924 |
| | Letter, J. W. Corble to defendant Treadgold | - | - | 28 August 1924 |
| | Carbon letter, F. A. Govett to A. C. Beatty | - | - | 10 September 1924 |
| | Letter, F. A. Govett to defendant Treadgold | - | - | 31 October 1924 |
| 30 | Letter, F. A. Govett to defendant Treadgold | - | - | 1 November 1924 |
| | Letter, J. W. Corble to defendant Treadgold | - | - | 10 November 1924 |
| | Letter, F. A. Govett to defendant Treadgold | - | - | 17 November 1924 |
| | Letter, F. A. Govett to defendant Treadgold | - | - | 20 November 1924 |
| | Schedule of interests and participation in Yukon shares by Govett group | - | - | 2 December 1924 |
| | Copy letter, R. S. Smallman to Broad and Son | - | - | 17 December 1924 |
| | Letter, Broad and Son to R. S. Smallman enclosing revised Heads of Agreement | - | - | 23 December 1924 |
| 40 | Letter, Cunynghame and Smallman to F. A. Govett enclosed in letter from Corble to Treadgold of 12 January 1925 | - | - | 5 January 1925 |
| | Letter, Major Cunynghame and R. S. Smallman to F. A. Govett | - | - | 13 January 1925 |
| | Copy Letter, F. A. Govett to Broad and Son | - | - | 26 February 1925 |
| | Letter, defendant Treadgold to A. C. Beatty | - | - | 18 March 1926 |

Exhibits.

The First Schedule.

| | | | |
|---|--|-------------------|---------|
| D.20. Affidavit on Production of A. N. C. Treadgold in <i>Patton v.</i> <i>Yukon</i> taken from Local Registrar's Office, Ottawa. Sworn 25th May, 1933— <i>con-</i> <i>tinued.</i> | Report lent by defendant Treadgold to A. C. Beatty and Sir John Latta - - - - - | 8 April | 1926 |
| | Memorandum for A. C. Beatty by defendant Treadgold | 12 May | 1926 |
| | Letter, defendant Treadgold to F. A. Govett - - - | 17 May | 1926 |
| | Correspondence, R. S. Smallman and Broad and Son - | 13 to 26 March | 1928 |
| | Letter, A. C. Beatty to J. B. Watson - - - - - | 15 May | 1928 |
| | Letter, F. W. Corbett to A. C. Beatty - - - - - | 22 May | 1928 |
| | Letter, J. W. Corble to F. W. Corbett - - - - - | 1 June | 1928 10 |
| | Memorandum in letter, defendant Treadgold to A. C. Beatty - - - - - | 16 April | 1929 |
| | Copy letter, Sir H. Moore to A. C. Beatty - - - - - | 2 May | 1929 |
| | Memorandum, defendant Treadgold to A. C. Beatty - | 9 May | 1929 |
| | Copy letter, Sir H. Moore to A. C. Beatty - - - - - | 15 May | 1929 |
| | Carbon of letter, defendant Treadgold to A. C. Beatty | 16 May | 1929 |
| | Carbon of letter, defendant Treadgold to Govett Sons and Company - - - - - | 13 June | 1929 |
| | Two draft Heads of Agreement between Govett and Cunynghame and Smallman - - - - - | | 1924 20 |
| | Heads of Agreement, Govett and Cunynghame and Smallman - - - - - | 1 December | 1924 |
| | Heads of Agreement between Govett and Cunynghame and Smallman - - - - - | 24 December | 1924 |
| | Two draft Heads of Agreement between A. C. Beatty and Cunynghame and Smallman - - - - - | | 1924 |
| | Heads of Agreement between A. Chester Beatty and Cunynghame and Smallman - - - - - | 24 December | 1924 |
| | Draft letter with revisions, Smallman and Cunynghame to A. Chester Beatty - - - - - | | 1924 30 |
| | Copy Deed of Security, E. Y. Syndicate Ltd. and New North West Corporation - - - - - | 6 January | 1924 |
| | Draft and Engrossments (2) (unsigned), Patton to Cunynghame and Smallman - - - - - | 2 February | 1925 |
| | Record of Advisory Committee, Yukon Consolidated Gold Corporation Limited - - - - - | 26 May | 1925 |
| | Copy cable, defendant Treadgold to R. S. Smallman - | 29 May | 1925 |
| | Carbon copy letter, R. S. Smallman to plaintiff Patton - - - - - | 15 January | 1926 |
| | Letter, Plaintiff Morrell to R. S. Smallman - - - | 14 February | 1927 40 |
| | Letter, Plaintiff Morrell to R. S. Smallman - - - | 17 February | 1927 |
| | Letter, defendant Treadgold to J. R. Govett - - - | 20 May | 1927 |
| | Copy letter, Lawther, Morrell and Smallman to Yukon Consolidated Gold Corporation Limited with enclosure - - - - - | 31 July | 1928 |

The First Schedule

Carbon copy telegram, Chrysler to Treadgold - - }
 Carbon copy telegram, Treadgold to Chrysler - - } 24 and
 Carbon copy telegram, Chrysler to Treadgold - - } 25 July
 Carbon copy telegram, Chrysler to Treadgold - - }
 Memoranda by Chryslers re accounts etc. May, June,
 July - - - - -
 Thousands of other letters, documents etc., which
 may be relevant but do not appear to be necessary.

Exhibits.
 D.20.
 Affidavit on
 Production
 of A. N. C.
 Treadgold
 in *Patton v.*
Yukon
 taken from
 Local
 Registrar's
 Office,
 Ottawa.
 Sworn
 25th May,
 1933—*con-*
tinued.

10 The Second Part :—Shewing documents in the possession of the defendant Treadgold, which he objects to produce :

NIL

THE SECOND SCHEDULE HERETO

Shewing documents which the defendant Treadgold has had, but has not now in his possession or power.

1. Letter written by the defendant Treadgold of which copies are disclosed in the First Schedule hereto.

D.21.—Affidavit of A. N. C. Treadgold in *Patton v. Yukon.*

IN THE SUPREME COURT OF ONTARIO.

20 10c. Law Stamp.

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and
 MARK MORRELL, on behalf of themselves and all other
 shareholders of the YUKON CONSOLIDATED GOLD COR-
 PORATION LIMITED, excepting the Defendant, ARTHUR
 NEWTON CHRISTIAN TREADGOLD - - - -

Plaintiffs

AND

30 THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
 THE NORTH FORK POWER COMPANY LIMITED and
 ARTHUR NEWTON CHRISTIAN TREADGOLD - -

Defendants.

I, Arthur Newton Christian Treadgold, of Dawson Yukon Territory, Miner, make oath and say as follows :

1. I am the President and largest shareholder in The Yukon Consolidated Gold Corporation Limited, and am one of the Defendants herein.

D. 21.
 Affidavit of
 A. N. C.
 Treadgold
 in *Patton v.*
Yukon.
 Sworn
 17th Decem-
 ber, 1931.

Exhibits.

—
D.21.
Affidavit of
A. N. C.
Treadgold
in *Patton v.*
Yukon.
Sworn
17th Decem-
ber, 1931—
continued.

2. I initiated and am responsible for the plan of consolidation for the Companies interested in the Klondike Goldfield, which Companies are being Consolidated in the Yukon Consolidated Gold Corporation Limited.

3. I have read the affidavits of William Trask sworn respectively on the 4th day of September, A.D. 1931 and on the 22nd day of October, A.D. 1931, and I concur in the statements therein contained.

4. The management and administration of the affairs of the said Company are in the complete control of the majority of the Board of Directors, namely F. H. Chrysler, holding one share, P. H. Chrysler, holding one share, and J. W. Hughson, who was qualified as a Director by the transfer of shares from J. T. Patton, one of the Plaintiffs herein. 10

5. This control was rendered possible by the death of two of the members of the Board of five, and was accomplished by the two Chryslers, who were remaining members, and constituted a majority of the Board, at a meeting of the Board of Directors (called by the Vice-President, F. H. Chrysler) on December 18th, 1930, although the Annual meeting of the Company had already been fixed for December 30th, 1930. In so doing the said Chryslers were unduly actuated by the desire to keep themselves in employment, although they could no longer contribute anything to the Klondike industry. 20

6. After control of the Board had been obtained as aforesaid, the Plaintiffs herein, acting in personal animosity towards myself, on the day before the Annual general meeting of the Company, viz : on December 29th, 1930, on an ex parte application to the local judge at Ottawa, obtained an injunction restraining me from voting upon any of the 2,069,997 shares standing in my name, including those held by me for others, amounting to over one million shares.

7. In consequence of this injunction and believing myself to be acting in the interest of the shareholders, I applied for and obtained an injunction restraining the holding of the annual general meeting. 30

8. These injunctions were continued by order of the Honourable Mr. Justice Fisher on January 3rd, 1931, until the trial of the action, which he directed to be expedited and set down for hearing at the next sittings of the Supreme Court at Ottawa, commencing on or about January 19th, 1931.

9. The action was not in fact set down for hearing, as directed, and I believe that the manner in which it has since been carried on, with many and inexcusable delays on the part of the Plaintiffs, has been for the purpose of continuing in complete control of the Company's affairs the majority of the Board, which majority of the Board does not represent the shareholders as a whole, but merely the Plaintiffs in this action. 40

10. I verily believe that this action is without foundation and intended to hamper the Company in completing the Consolidation.

I say that on or about August 7th, 1930, I was requested by the Plaintiffs in this Action to tie up my shares with those of said Plaintiffs

and others in a voting trust aimed to control said shares for a period of from two to five years. I declined to do so.

11. As a result, for more than a year the Company's affairs have been managed to the detriment of the shareholders, who have had no recourse therefrom, in the following, among other, respects:—

(a) The Company's undertaking to maintain a London Register has been repudiated, although an immense preponderance of shareholders reside in Great Britain.

10 (b) The accounts for 1929 have not been submitted to the shareholders, although audited. The accounts for 1930 were brought to Ottawa in January, 1931, ready for audit but the Company's auditor has been prevented by the Board from carrying out the usual audit.

(c) The personnel of all the controlled Companies has been changed in the face of express instructions from holders representing over three and one-half million shares, to maintain the status quo.

(d) The funds of the said controlled Companies have been treated as belonging to The Yukon Company, when in fact they do not so belong.

20 (e) All development work has been stopped on the properties, for example the failure to complete the power canal has lost to the Companies the output of at least 2,000,000 cubic yards *i.e.*, according to locality, at least \$200,000.00.

(f) I verily believe that it is intended to abandon the main water system, which cost over \$3,000,000.00 to instal.

(g) The Management of the operations in the field cannot safely be continued in the hands of these two lawyers and one stockbroker, who are exercising absolute control.

30 (h) F. H. Chrysler, while a Director of the Yukon Company, and while acting as its Solicitor obtained judgments against the Company and one of the controlled Companies for \$25,000 (approximately) at a time when he and his son were in control of the Companies' affairs at Ottawa, owing to the absence of me, this deponent, in England, to the serious detriment of the credit of the Companies upon accounts of Chrysler and Chrysler, which had not previously been submitted to the scrutiny of the Boards.

40 (i) The said F. H. Chrysler directed the Dawson Office to remit (approximately) \$35,000.00 during November, 1930, to "F. H. Chrysler in trust" at Ottawa, from which funds he paid himself an amount which I believe to be not less than \$20,000.00 but which I am unable definitely to ascertain because he refuses to account for the same, and the audit for 1930 has so far been prevented. The taxation of all accounts of Messrs. Chrysler and Chrysler has been frustrated to date by the action of Messrs. F. H. Chrysler and P. H. Chrysler and Hughson in adjourning a meeting of the Board on 25th July, 1931, when a resolution to tax such accounts was introduced.

Exhibits.
—
D.21.
Affidavit of
A. N. C.
Treadgold
in *Patton v.*
Yukon.
Sworn
17th Decem-
ber, 1931—
continued.

Exhibits.
 ———
 D.21.
 Affidavit of
 A. N. C.
 Treadgold
 in *Patton v.*
Yukon.
 Sworn
 17th Decem-
 ber, 1931—
continued.

12. I am of the opinion that it is essential for the success of the consolidation that the annual general meeting of the Yukon Company should be held without further delay.

Sworn before me at the City of Toronto, }
 in the County of York, this Seven- }
 teenth day of December, A.D. 1931. } “ A. N. C. TREADGOLD ”

“ A. A. Adams ”
 A Commissioner, etc.

D.22.
 Affidavit of
 A. N. C.
 Treadgold
 in *Patton v.*
Yukon.
 Sworn
 8th March,
 1933.

D.22.—Affidavit of A. N. C. Treadgold in Patton v. Yukon.

\$10 Law Stamp 10

IN THE SUPREME COURT OF ONTARIO

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and
 MARK MORRELL, on behalf of themselves and all other
 Shareholders of THE YUKON CONSOLIDATED GOLD
 CORPORATION, LIMITED, excepting the Defendant,
 ARTHUR NEWTON CHRISTIAN TREADGOLD - - - *Plaintiffs,*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION, THE
 NORTH FORK POWER COMPANY LIMITED and ARTHUR
 NEWTON CHRISTIAN TREADGOLD - - - *Defendants.* 20

I, Arthur Newton Christian Treadgold, of the City of London, England, make oath and say as follows :

1. I am one of the above named Defendants in this action.

2. I have perused the Affidavit of John Thomas Patton, of the City of London, sworn on the 7th day of March 1933 dealing with matters in the above cause and in reply thereto supplement the facts set out by me in my affidavit sworn on the 6th of March, 1933 as follows :

3. Mr. Raleigh S. Smallman acting as my Solicitor in London from the inception of my plan for the consolidation of the various Companies operating in the Klondyke field. He is thoroughly familiar with the negotiations between myself and the various other interested parties concerned in the consolidation, the terms and circumstances under which the various owners agreed to part with their interests, and the agreements, understandings (if any) and intentions of the various parties concerned, which are relied on by the Plaintiffs in their Statement of Claim. 30

4. Mr. Smallman also acted as the Solicitor for the E. Y. Syndicate, Limited, by lending money to which Company, or by performing services,

the Plaintiffs, Morrell and Lawther, gained their interest as shareholders in the Yukon Consolidated Gold Corporation, Limited, Mr. Smallman was in constant communication with the members of the E. Y. Syndicate, Limited, with the Plaintiffs in this action, and with the Directors of the Yukon Consolidated Gold Corporation, Limited, and is aware from his correspondence with Messrs. Chrysler and Chrysler, of Ottawa, of what knowledge, if such was necessary, the said Directors of Yukon Consolidated Gold Corporation, Limited had of the facts and circumstances surrounding the acquisition of the various properties and securities by the Yukon Consolidated Gold Corporation, Limited.

Exhibits.
—
D.22.
Affidavit of
A. N. C.
Treadgold
in *Patton v.*
Yukon.
Sworn
8th March,
1933—*con-*
tinued.

5. The history of the Commissions issued prior to the former trial of this action is as follows :

I joined in the application of the plaintiffs for an order for the issue of a Commission to examine witnesses in England, which order was made on the 7th March, 1931. This Commission was assembled in London on the 22nd of June, 1931 and was engaged in the examination of the Plaintiffs' witnesses and was adjourned sine die on the 29th of June, 1931, by the Plaintiffs in order to procure the attendance of further witnesses on their behalf, one of whom was stated to be in Germany. Immediately after
20 such adjournment, namely on the 30th of June, 1931, I sailed for Canada, where I was required to attend the examination for discovery by the Plaintiffs. I arrived at Ottawa on or about the 7th day of July 1931, one day late for my examination, and was advised that the Plaintiffs' counsel was too ill to conduct the examination. My said examination for discovery was adjourned on consent of my counsel and was held from November 6 to November 16, 1931. The adjourned Commission was re-assembled by the Plaintiffs in London on the 10th of December, 1931, and was closed by the Plaintiffs on the same day. While I was still in Canada attending a motion on the 17th December 1931 brought by representative
30 shareholders to dissolve the injunction restraining the holding of the meeting of shareholders of the Yukon Consolidated Gold Corporation Limited, I received notice of such closing by wire from London on December 12th, 1931. I immediately instructed my solicitors to apply for an extension of the said Commission, which was granted, but only until the end of the year. I sailed for England on the 18th of December, 1931 and arrived in London on December the 26th, 1931. I then found it impossible to get the Commission together at that time of the year (between Christmas and New Year's Day).

6. It became necessary therefore for me to apply for an Order permitting
40 the issue of a second Commission to take evidence of witnesses on my behalf in England, which Order was made on the 9th of January, 1932. No evidence was taken under this second Commission, which was returnable on the 7th of February, 1932 owing to the fact that negotiations were commenced between the Plaintiffs and myself commencing early in January, 1932, with a view to settlement of the action.

Exhibits.
 ———
 D.22.
 Affidavit of
 A. N. C.
 Treadgold
 in *Patton v.*
Yukon.
 Sworn
 8th March,
 1933—con-
 tinued.

7. These negotiations, which were conducted by the Shareholders' Committee as representing a large number of Shareholders, by Mr. A. C. C. Schultz for myself and by Mr. F. W. Corbett for the Plaintiffs, culminated in a meeting of one of the Plaintiffs (Mr. Lawther) and myself on 12th February 1932 and thereafter in the preparation, on 17th February 1932 of a draft of terms of settlement, which draft, prepared by Mr. Corbett, was submitted to me on 18th February 1932 and promptly returned by me with certain changes. It was redrafted, with one important change, by the Plaintiffs and submitted to me on 19th February 1932. This amended memorandum of settlement was returned by me, after consulting all the parties above mentioned, with a letter signifying my approval of the settlement, as arranged, to Mr. Corbett through Mr. Schultz, on 23rd February 1932. On February 25th, 1932, I attended, by invitation, a meeting with Messrs. Morrell, Lawther (two of the plaintiffs) Schultz, and Corbett to carry forward the details of the settlement. At this meeting, the Board of Directors named by the Shareholders' Committee and Mr. Schultz, was approved except that Mr. Lawther was substituted as a director in place of one of those previously agreed upon. 10

8. On the next morning (26th February 1932), expecting confirmation in writing from the plaintiffs of my letter of acceptance of 23rd February, 20 as we had, at the meeting of the 25th February, agreed on the only point left in doubt—the personnel of the Yukon Board—I was informed by Mr. Schultz that the settlement would not be carried out. No reason was assigned except that Mr. Patton was resisting it; and my letter of acceptance was not returned and has not since been returned to me.

9. I verily believe that the two Plaintiffs above mentioned (Messrs. Lawther and Morrell) acted in good faith, although in view of the proposed settlement which appeared to be assured the defence was induced to forego the examination of witnesses before the second commission appointed to take evidence in England, the expense of which all parties were anxious 30 to save.

10. The sudden break off of negotiations on February 26th referred to in paragraph 8 hereof compelled me to leave London that evening to catch the Canadian Pacific steamer at Greenock which I did on 27th February, 1932 and reached Ottawa early on Sunday, March 6th, two days before the trial of this action which commenced on Tuesday, March 8th, 1932 and which was preceded on Monday by another action in which my presence was essential.

11. The aforesaid sudden and unexpected break off of negotiations made it impossible to arrange for the presence at the trial of witnesses 40 from England whose evidence was necessary and material to my defence.

12. The evidence of Major Francis de M. Cunynghame is of importance to me for the purpose of supplementing that of Mr. Raleigh S. Smallman, Major Cunynghame was an executive officer of the New North West Corporation, Limited, of Burrall and Baird, Limited, and of the Consolidated Goldfields of South Africa, Limited's Companies, and has intimate know-

ledge of the events and agreements leading up to the Agreements of February the 11th and February the 19th, 1925.

Exhibits.

D.22.

Affidavit of
A. N. C.
Treadgold
in *Patton v.*
Yukon.
Sworn
8th March,
1933—*con-*
tinued.

10 13. The evidence of Sir Harold John de Courcy Moore, Chartered Accountant, of London, England, is now of great importance to me. Sir Harold accompanied me on my trip to Canada in July, 1931, for the purpose of offering his assistance to Mr. G. T. Clarkson in connection with the investigation into the affairs of Yukon Consolidated Gold Corporation, Limited, ordered by the Secretary of State. Though the report of Mr. Clarkson was not complete he did not avail himself in any way of Sir Harold's
10 assistance. The report of Mr. G. T. Clarkson was ready about the second of March, 1932, but no copy was available for myself or my Counsel until the 7th of March, 1932, the day before the former trial of the action, during which day my Counsel and myself were engaged in the same Court upon the trial of another action. Sir Harold's evidence would have been useful in connection with this report but I had no knowledge that it would suddenly become available for the trial and there was then no time to get Sir Harold's evidence. Now, however, Sir Harold has had an opportunity to go into the report fully and to criticise the figures and results arrived at in that report and his evidence for the new trial is of the utmost importance
20 to me.

14. Sir Harold is also the liquidator of the Granville Mining Company, Limited, appointed by the English High Court and is familiar with the circumstances under which the Granville Mining Company assets were brought into the consolidation. The Order of the English High Court sanctioning the scheme of arrangement proposed for the Granville Mining Company, Limited, following upon which scheme of arrangement, the Yukon Consolidated Gold Corporation, Limited ultimately acquired the assets of the Granville Mining Company, Limited, has been seriously
30 interfered with due to the fact that the consideration passing in exchange was shares of the Yukon Consolidated Gold Corporation, Limited, the title to which is now under attack in this action.

15. I am advised and believe that the title to approximately one million four hundred thousand shares standing in my name but belonging to approximately fifty English and Canadian Shareholders, who have given valuable consideration for the said shares, depends on the outcome of this action and it is of vital importance to these shareholders, whom the Plaintiffs do not in fact represent, as well as to myself that an opportunity be given to present the defence to this action in as complete a form as is now available.

40 Sworn before me at the City of Toronto, }
in the County of York, this Eighth } " A. N. C. TREADGOLD "
day of March, A.D. 1933. }
" H. E. LANGFORD "
A Commissioner etc.

Exhibits.

D.23.—Letter, A. N. C. Treadgold to Shareholders Committee.

D.23.
Letter,
A. N. C.
Treadgold
to Share-
holders
Committee,
7th October,
1931.

Private & Confidential.

8 Queen Street, E.C.4.
7th October, 1931.

The Shareholders Committee.

Gentlemen,

Yukon Consolidated.

I understand that there is a suspicion lurking in the minds of some of our members that the large number of shares standing in my name on the Company's books belong entirely to myself. I would remind all such that of the rather over two million shares standing in my name I have still to deliver agreed amounts to the following :—

| | |
|-------------------|----------------------|
| Martyn, W. E. | Trask, W. |
| Morrell, M. | Knocker, C. M. |
| Trask, C. W. | Trask, M. S. |
| Fox, R. M. | Todd, G. H. |
| Latta, Sir John | Nicholson, W. |
| Moore, Sir H. | Lemarchand, V. M. C. |
| Waller, W. M. Ll. | Treadgold, W. N. |
| Fawcett, J. H. | Williamson, C. H. |
| Smallman, R. S. | Cunynghame, F. de M. |
| Harrison, L. | Joerg, J. B. |

20

The above list requires 740,000 shares.

In addition I hold in my name for Canadians in Klondike and at Ottawa 250,000 shares and for friends in New York and England approx. 200,000 shares.

In addition I have contingent liabilities in shares to certain parties, viz., Dolan, C. P. Moor, F., Latta, Sir John, Beatty, A. C., requiring, possibly, further 200,000 shares.

So that it is incorrect to imagine that out of the (2,069,000) shares 30 in my name I shall have even one million shares for myself.

Yours faithfully,

(Signed) A. N. C. TREADGOLD.

D.24.—Letter, Yukon Consolidated Gold Corporation Limited to A. N. C. Treadgold.

Exhibits.

109 Blackburn Bldg.,
Ottawa, Canada,
7th April, 1930.

D.24.
Letter,
Yukon
Consoli-
dated Cor-
poration
Limited to
A. N. C.
Treadgold,
7th April,
1930.

A. N. C. Treadgold,
Hotel Commodore,
New York.

Dear Sir,

I have your letter in reply to the message sent you in reply to your
10 request for shares of the Company. The difficulty has arisen owing to the
fact:—

That the Board did not consider that delivery had been made in con-
nection with the agreement of July last.

And that the particulars required for completion of the Balance Sheet
of the amounts charged against you by the different Companies at Dawson,
had not been furnished to the Directors.

And they felt that since your return no progress had been made towards
Consolidation.

The Annual Meeting of the Company should be held this month and it is
20 advisable that the details mentioned above should be straightened out
before the Balance Sheet is completed and forwarded to the shareholders.

The position of the Company, at the present time, seems critical and
I think it would be to your advantage, as well as to all of ours, if you could
stay with us here until all matters have been adjusted.

I am sending you on by registered mail Certificates in return for the
5,000 Shares Certificate which you sent.

Yours truly,

YUKON CONSOLIDATED GOLD CORP.
" J. B. W. "

Secretary Treasurer.

30 JBW/HAL

Certificates #0343 to #0348 for 500 Shares each.
and ,, #0349 to #0368 for 100 Shares each.

Exhibits.

D.25.—Printed Circular, A. N. C. Treadgold commencing Dear Sir or Madam.

D.25.
Printed
Circular,
A. N. C.
Treadgold
commencing
"Dear Sir
or Madam,"
26th August,
1930.

8, Queen Street,
London, E.C.4.
26th August, 1930.

Dear Sir or Madam,

The Yukon Consolidated Gold Corporation Ltd.

Enclosed you will find a print of the Balance Sheet of The Yukon Consolidated Gold Corporation Ltd., dated the 31st December, 1929, which Balance Sheet will in due course be laid before the Shareholders at the Company's Annual Meeting to be held shortly in Ottawa. 10

During the year 1929 substantial further progress was made in acquiring the securities of Companies owning or controlling Klondike properties. As consideration for such securities further 1,798,900 shares were issued.

The Yukon Consolidated Gold Corporation Ltd. now owns or controls the whole of the share capital of the following Companies :—

The Deepvale Mining Company Ltd.,
The Dago Hill Mining Company Ltd.,
The Sulphur Mining Company, Ltd.,
The Calder Mining Company Ltd.,
The Big Creek Mining Company Ltd., 20
The Canadian Klondyke Power Company Ltd.,
Burrall and Baird Ltd.,

and more than 90 per cent. of the shares of :—

The Dominion Mining Company Ltd.,
The Bonanza Basin Gold Dredging Company Ltd.,
and The New North-West Corporation Ltd.

For technical and legal reasons it was not found possible during the year 1929 to bring directly into the accounts of your Corporation the earnings of the subsidiary Companies; these are still being continued as separate Companies. It is hoped to combine them into one operating Company 30 during the current year.

Since the 31st December, 1929, the Company's liabilities on Current Accounts have been further reduced and at present stand at, approximately £20,000.

During 1929 the operating Companies worked 4,362,195 cubic yards of gravel and recovered \$605,726.00. The results of working for the present season to date are equally satisfactory, and it is hoped that by the end of the current year the whole industry will be firmly established on a profitable basis. The improved methods of working have resulted in substantial reductions of cost, and further reductions are confidently 40 expected as the advantages of consolidation come into effect.

Notwithstanding the small amount worked and the consequent high overhead costs in the several Companies, the average cost of all the dredging and hydraulicing fell to slightly over 9 cents per cubic yard. With the improvement of the water supply and the power supply, enabling the machines to dig for approximately eight months (May–December), no doubt need be entertained as to the sufficiency of the estimate of 6 cents per cubic yard as the average working cost.

Yours faithfully,

A. N. C. TREADGOLD.

Exhibits.

D.25.
Printed
Circular
A. N. C.
Treadgold
commencing
“Dear Sir or
Madam,”
26th August,
1930—*con-
tinued.*

10 D.25.—Printed Circular, A. N. C. Treadgold commencing “Dear . . .”

Private and Confidential.

8 Queen Street,
London, E.C.
26th August, 1930.

Dear

The Yukon Consolidated Gold Corporation Limited

D.25.
Printed
Circular,
A. N. C.
Treadgold
commencing
“Dear...,”
26th August,
1930.

The short statement accompanying the accounts can be usefully supplemented by a summary of the position today in the Klondike Gold-field:—

20 All the proved and productive valleys are now controlled and all the plant and machinery directed by the one management.

These valleys contain upwards of two thousand million (2,000,000,000) cubic yards of gold-bearing alluvial, which fall into two classes:—

30 (1) The well-tested gravel beds in the several valleys amounting to 833,890,263 cubic yards, of which there have been worked by dredging and hydraulicing to date 152,584,310 cubic yards, yielding \$42,087,170.58 in gold and leaving 681,305,953 cubic yards to be worked. On this large bulk of gravel an average value of 18.14 cents per cubic yard may safely be placed, making a total of \$123,611,659.18 gross gold.

(2) The various stretches (in the same valleys) which, although proved to be gold-bearing, are not yet sufficiently tested for the purpose of valuation. These stretches are estimated to contain over one thousand million cubic yards.

In the past five years we have expended £260,000, approximately, in re-conditioning the plant and machinery, in adding new machinery to suit our improved methods of working and in improving the water supply and power supply.

Exhibits.

From 1925 onward we have been steadily reducing the cost of working. In 1929 our costs, including thawing, management and all charges, were as follows :—

D.25.
Printed
Circular,
A. N. C.
Treadgold
commencing
"Dear...",
26th August,
1930—con-
tinued.

| | Cubic Yards Dredged | | Cents per Cubic Yard. | |
|---|------------------------|-----|--------------------------|----|
| (1) On Upper Dominion Creek with one 8 foot Dredge - | 598,741 | for | 13.25 | |
| (2) On Lower Dominion Creek with one 8 foot Dredge - | 455,264 | „ | 13.60 | |
| (3) On The Klondike Valley with one 17 foot Dredge - | 1,259,569 | „ | 6.19 | 10 |
| (4) On The Klondike Valley with one 17 foot Dredge - | 1,081,704 | „ | 6.94 | |
| (5) On The Klondike Valley with one 17 foot Dredge - | 440,413 | „ | 5.44 | |

The cost of dredging similar frozen ground remained fixed at rather over 30 cents per cubic yard (average) from 1905 to 1923, when the new methods began to be applied.

The amount of yards worked by the above five dredges in 1929 is 3,835,691, which is very small; the same five machines when working 20 from early in May to late in December (with the improved power supply) will dredge fully 8,000,000 cubic yards.

We have obtained and are further reducing these low costs by using (1) electric power free for all mining operations; (2) water free or at merely nominal cost for all operations; (3) flowing water for such thawing as the sun by itself cannot do rapidly enough; (4) centralised management.

When to the above great advantages the steady power supply throughout October, November, December is added, ensuring greatly increased output of yards, the average working cost will not exceed 6 cents (average) per cubic yard; it is likely to fall below 6 cents. 30

The values recovered per cubic yard are affected to date by the fact that most of our dredging is being done in the Klondike Valley, where the gravels are comparatively low-grade. The additions to production from now onward will be made on the creeks, where the average values are very much higher, thus raising the average yield per cubic yard (at present about 14 cents) and increasing the profits, already considerable (about £40,000 in 1929).

We have proved that we can work at a good profit the full width of the pay-channel in these wide valleys and that our working cost is likely to amount to, at most, 6 cents, i.e. one-third of an average recovery of 40 about 18 cents per cubic yard. You may assume that the capacity of the five dredges (already serviceable), the four electric shovels (available for production of gold after completing the extension of the power-canal this season) and the hydraulicing water-supply is fully 16,000,000 cubic yards per season.

The business is not only safe, it is highly profitable.

Yours faithfully,

D.26.—Letter, A. N. C. Treadgold to E. Weinheim.

Exhibits.

The Commodore,
Forty-Second Street and Lexington Avenue,
Grand Central Terminal,
Pershing Square,
New York.,
13 Aug., 1930.

D.26.
Letter,
A. N. C.
Treadgold
to E.
Weinheim,
13th August,
1930.

Mr. Emil Weinheim.

Dear Sir,

10 I will cover you up to 200,000 Shares of Northern Power and Mines Corporation with 200,000 Shares of Yukon Consolidated, provided you advise me before any definite act of any kind is taken.

Yours faithfully,

A. N. C. TREADGOLD.

D.27.—Letter, A. N. C. Treadgold to E. Weinheim.

D.27.

Private.

8 Queen Street,
London, E.C.4,
28 Dec., 1933.

Letter,
A. N. C.
Treadgold
to E.
Weinheim,
28th Decem-
ber, 1933.

Dear Weinheim,

20 I had written you a letter on August 14th and cabled you so. But I had not the courage to post it, on learning from friends that day certain things then, quite without my knowledge, transpiring between certain of the Plaintiffs' friends here, talking through Troop—then here—to the two men who were finding most of my fighting money. These two, having heard from Smallman and Cunynghame in Toronto on June 23rd by cable at once after delivery of Judgment that day that the Judgment could never stand on appeal, came to a decision not to find any more money for me, on the ground that it was impossible to get justice in Canada. None of us suspected this until the two met Smallman, Cunynghame and myself
30 on our arrival back in London, when they requested a meeting of us five, at which one of the two announced that they were both tired and would find no more money. That was in July and was tragic, because one of them has plenty of money and I knew he was not stopped by want of it. Early in August they appeared to be relenting and manifested interest in the legal side of the case once more and I wrote you in a confident strain; but never was man farther from fact (financial) than I; and my letter would have misled you utterly in every way. The facts were the other way; through some emissary (maybe Troop, whom the two were asked by Latta to meet) assurances were given that, except Treadgold, all entitled holders
40 or deserving holders would be and could be taken care of by the Board,

Exhibits.
 ———
 D.27.
 Letter,
 A. N. C.
 Treadgold
 to E.
 Weinheim,
 28th Decem-
 ber, 1933—
continued.

that it was useless backing Treadgold, etc., etc.; and, will you believe? one of the two started to bring all kinds of pressure on me to settle for any old song. I defied him, of course, and he blamed me (not himself) for keeping alive the litigation to the injury of the Company! Pointing out that it was not my litigation, that, though losers at the trial, we now had our evidence in, for better men than Justice Davis to weigh—and that we were now in the less expensive game of appealing, I was again blamed for employing incapable Solicitor and Counsel (this I could not deny but could only say that the lack of ability was quite as conspicuous on the Plaintiffs' side (it was, quite)). We all thought they would come round 10 but instead they started to welsh on the tail end of Brown's account including the tail end of Hellmuth's account (about \$4000 the two).

Better than much comment from me is short comment; and the documents will show you, with your intelligence and your information, the position.

Hellmuth was quite intractable. Having given him \$5000, as requested by him, in March, to enable him, in his own words, to throw up all other work and give a solid month for preparation of our case believed to be coming on May 9th, he may or may not have conscientiously prepared; but you will suspect him when I tell you (1) I got back from England to 20 Toronto on April 25th in abundant time for May 9th, (2) Hellmuth had not done anything with Wallace on the matter, though Wallace was ready with the story properly done out when I left Toronto for England March 20th.

Add to above that Hellmuth would not have one single conference with me or with Wallace after my return (April 25) and said he was reading the documents for himself. The laborious thorough memos prepared by Wallace after much hard continuous work with myself, he would have nothing to do with and Brown did not prove able to influence him at all. When Hellmuth knew that Moore, Smallman, Cunynghame were coming 30 out, he obviously decided to lean on them. When our Judge (Logie) fell sick in April and two more judges also fell sick, there was pressure (real or pretended) to get us to postpone to Autumn. I resisted this and Rose (Chief Justice) is represented to me as having then suggested Davis—a new untried Appeal Judge—and a late date like 29th May for trial. With the three English witnesses arrived on May 9th, the conditions were ideal for thorough preparation; but it seemed too easy to Brown and Hellmuth, especially after they interviewed the three; that was my undoing, because the intelligence of all three merely was taken advantage of to forego work. Brown does not like drudgery ever; Wallace does; and this case requires it. Hellmuth's honesty (not his ability) is in question with me. Smallman, 40 as a lawyer was relied on by them throughout, far beyond his capacity to inform (his knowledge has many limitations). The curse of our side was "high lights"; Hellmuth knew very little of the case but had selected certain special features (winning ones, he maintains) and Brown was never anything but a high lights man—the opposite to Wallace. Wallace was never consulted and just—downhearted and savage, justly; Brown's methods and his never agree. We shall never know just how Davis came

to be named; but I remind you that when Riddell and Fisher insisted on granting the new trial, he wrote a (foolish) dissenting judgment as the 3rd member of the Appeal Bench granting retrial. His law in that dissent was bad, and his logic also bad.

I am getting into this letter for you the lengthy Reasons for Judgment /The Order/ and the considered opinion of our English Counsel (Mr. Fitzroy), who knew this business of consolidation in its inception in 1920, on certain selected features. This has only just been finished, as there have been over 200 cases to work through before we could take our grounds
 10 well. The formal notice of appeal will now be amended by Toronto and London in conjunction. Understand this opinion, however much it may satisfy you, is only on certain features. I hope to get off to you end of next week the searching analysis of the Judgment.

If anything could be feebler than our counsel, it was the Plaintiffs'; McCarthy was unusually bad, we all thought. But they had the Judge from the start and needed no counsel. I must close now to catch the Europa. The evidence is far on in copying and we are far from dead. I think we shall win. I know you will like to worry through the stuff by yourself and will enjoy reading my answers to the judgment (*i.e.*, Counsel's
 20 and my analysis of it) all the better from having searched the material by yourself. I shall continue this letter next week and get another batch of stuff off to you then.

I have found the deeds I signed with Miss Kahn as witness in July 1930 (you will remember) they will be useful to you and me. The Company in any event cannot refuse (successfully) registration to any of your people (New York transferees from me through you, though their shares are still in my name. The cases have all, right up to the Privy Council, been decided one way, *i.e.*, in favour of the holder.

The Judge cannot get over the records, though he both ignores, when
 30 it suits both agreements and minutes and garbles, when it suits both agreements and minutes. Kindest regards to you both! We will have a happy New Year yet! Troop is coming here soon the business is all done here. Ask Mrs. Weinheim and make yourself also forgive my long silence but I am now again (through that laborious four months' work, just assisting Counsel who is a worker all his life and competent, on firm ground with old friends, barring two added strong traitors, round me. I am going to win for my friends.

Yours sincerely,

A. N. C. TREADGOLD.

Exhibits.

D.27.

Letter,
 A. N. C.
 Treadgold
 to E.
 Weinheim,
 28th Decem-
 ber, 1933—
continued.

Exhibits.

D.28.

Affidavit on Production of A. N. C. Treadgold in *Patton v. Yukon* from file of Local Registrar, Ottawa. Sworn, 5th March, 1931.

D.28.—Affidavit on Production of A. N. C. Treadgold in *Patton v. Yukon* from file of Local Registrar, Ottawa.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN

PATTON et al - - - - - *Plaintiffs*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED et al *Defendants.*

I, Arthur Newton Christian Treadgold, one of the above-named Defendants, make oath and say as follows :—

1. I have in my possession or power the documents relating to the 10 matters in question in this action set forth in the first and second parts of the First Schedule hereto.

2. I object to produce the said documents set forth in the second part of the said First Schedule hereto.

3. That

4. I have had, but have not now in my possession or power the documents relating to the matters in question in this suit and set forth in the Second Schedule hereto.

5. The last mentioned documents were last in my possession or 20 power on

6. That

7. According to the best of my knowledge, information and belief, I have not in my possession, custody or power or in the possession, custody or power of my Solicitors or agents, or in the possession, custody or power of any other persons or person on my behalf, in Ottawa, any deed, account, book of account, voucher, receipt, letter, memorandum, paper, or writing or any copy of or extract from any such document or any other document whatsoever relating to the matters in question in this action or any of them or wherein any entry has been made relative to such matters or any of them other than and except the documents set forth in the first and 30 second Schedules hereto, and the pleadings and other proceedings in this action.

8. My residence is in London, England, where I keep most of my papers and documents and I may have in London other documents, papers, or writings relating to the matters in question in this action and I may also have other documents or papers or writings in my office at Dawson in the Yukon but it is impossible for me at the present time to state what these papers are and I intend filing a supplementary affidavit, showing such documents as I may find in London or in Dawson as soon as it can possibly be done. 40

9. I am causing a search to be made in my Dawson papers for any documents that might have some bearing on the matter in dispute in this action, and it is my intention to proceed to London in the near future, and to make this supplementary affidavit immediately upon my return to Canada.

Sworn before me at the City of Ottawa, in the }
 County of Carleton, this 5th day of March, } "A. N. C. TREADGOLD."
 A.D. 1931.

"Henri Saint Jacques,"

10 A Commissioner, &c.

Exhibits.
 ———
 D.28.
 Affidavit on
 Production
 of A. N. C.
 Treadgold
 in *Patton v.*
Yukon from
 file of Local
 Registrar,
 Ottawa.
 Sworn
 5th March,
 1931—*con-*
tinued.

THE FIRST SCHEDULE HERETO.

The First part thereof : Shewing documents in my possession which I do not object to produce :

1. Power of Attorney from E. Y. Syndicate to Treadgold, November 26, 1924.

2. Power of Attorney from Cunynghame and Smallman to Treadgold, January 16, 1925.

3. Power of Attorney Yukon Consolidated Gold Corporation Limited to Treadgold, February 18, 1926.

20 4. Power of Attorney from North Fork Power Company Limited to Treadgold, February 18, 1926.

5. Agreement between E. Y. Sydicate and others and The North Fork Power Company, 11th February 1925.

6. Agreement between The North Fork Power Company Limited and The Yukon Consolidated Gold Corporation Limited, 19th February, 1925.

7. Agreement between The North Fork Power Company Limited, and The Yukon Consolidated Gold Corporation Limited, 12th July, 1929.

30 The Second Part : Shewing documents in my possession which I object to produce : None.

THE SECOND SCHEDULE HERETO.

Shewing documents which I have had, but have not now in my possession or power : None.

Exhibits. **D.29.—Affidavit on Production of A. N. C. Treadgold in Patton v. Yukon from Local Registrar, Ottawa.**

D.29.
Affidavit on
Production
of A. N. C.
Treadgold
in *Patton v.
Yukon* from
Local
Registrar,
Ottawa.
Sworn,
30th Nov-
ember, 1931.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN :

PATTON et al. - - - - - *Plaintiffs*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
et al. - - - - - *Defendants.*

I, Arthur Newton Christian Treadgold, one of the defendants herein, make oath and say as follows : 10

1. I have already made an affidavit as to production of documents in this case ;

2. In addition to the documents mentioned in the said affidavit, I have in my possession or power the documents relating to the matters in question in this action set forth in the first and second parts of the first schedule hereto ;

3. I object to produce the said documents set forth in the second part of the said first schedule hereto on the grounds that they are documents prepared for my solicitors or for my own use in contesting this action.

4. I have had, but have not now in my possession or power the documents relating to the matters in question in this suit set forth in the second schedule hereto ; 20

5. The last mentioned documents were last in my possession or power on dates which I am unable to state definitely, save and except that the letters mentioned in the said second schedule were probably sent by me on or about their respective dates ;

6. I believe that the documents mentioned under Nos. 2, 3 and 5 of the said Schedule are in the hands of the solicitors for The Yukon Consolidated Gold Corporation Limited or of the Company itself ;

7. According to the best of my knowledge, information and belief, I 30 have not now, and never had in my possession, custody or power, or in the possession, custody or power of my Solicitors or Agents, Solicitor or Agent, or in the possession, custody or power of any other persons or person on my behalf, any deed, account, book of account, voucher, receipt, letter, memorandum, paper or writing, or any copy of or extract from any such document, or any other document whatsoever, relating to the matters in question in this action, or any of them or wherein any entry has been made relative to

such matters, or any of them, other than and except the documents set forth in the said First and Second Schedules hereto or in the affidavit on production already sworn to by me in this action.

Sworn before me at the City of Ottawa, in the }
Province of Ontario, County of Carleton, } "A. N. C. TREADGOLD."
this 30th day of November, A.D. 1931.

"Henri Saint Jacques,"
A Commissioner, &c.

Exhibits.
D.29.
Affidavit on
Production
of A. N. C.
Treadgold
in *Patton v.
Yukon* from
Local
Registrar,
Ottawa.
Sworn
30th Nov-
ember, 1931
—continued.

THE FIRST SCHEDULE HERETO

- 10 The first part thereof: Shewing documents in the possession of the defendant A. N. C. Treadgold which he does not object to produce:—
1. Letter from defendant Treadgold to Chairman of Goldfields Ltd. - - - 23rd March 1920
 2. Circular letter from defendant Treadgold to the shareholders of the North West Corporation, Ltd. - - - 10th September 1920
 3. Draft assignment from Klondike Government Concession Limited to E. Y. Syndicate - - - 19th October 1921
 - 20 4. Letter from Department of the Interior, Ottawa, to defendant Treadgold - - - 6th December 1921
 5. Letter from Goldfields Secretary to defendant Treadgold - - - 1st February 1922
 6. Letter from McMahon Knocker & Co. to R. S. Smallman - - - 6th February 1922
 7. Letter from Department of the Interior, Ottawa, to defendant Treadgold - - 13th February 1922
 8. Memorandum re Klondike amalgamation by Major Cunynghame - - - 28th February 1922
 - 30 9. Letter from Major Cunynghame to defendant Treadgold - - - 20th March 1922
 10. Letter from Major Cunynghame to defendant Treadgold - - - 28th March 1922
 11. Report to E. Y. Syndicate by J. B. Tyrrell 15th May 1922
 12. Copy of Memorandum to Knocker & Co. by defendant Treadgold - - - 21st July 1922
 13. Draft assignment by Klondike Government Concession Limited to plaintiff Patton - - - 28th February 1923
 - 40 14. Letter from J. W. Clark for Goldfields Co. to defendant Treadgold - - - 7th November 1922

Exhibits.
 —
 D.29.
 Affidavit on
 Production
 of A. N. C.
 Treadgold
 in *Patton v.*
Yukon from
 Local
 Registrar,
 Ottawa.
 Sworn
 30th Nov-
 ember, 1931
 —*continued.*

| | | | |
|--|----------------|------|----|
| 15. Letter from J. W. Clark to defendant Treadgold - - - - - | 2nd January | 1923 | |
| 15A. Draft agreement between A. C. Beatty and E. Y. Syndicate - - - - - | 8th February | 1923 | |
| 16. Letter from J. W. Clark to defendant Treadgold - - - - - | 21st February | 1923 | |
| 17. Letter from plaintiff Patton to defendant Treadgold - - - - - | 1st May | 1923 | |
| 18. Letter from J. W. Clark to defendant Treadgold - - - - - | 17th May | 1923 | 10 |
| 19. Letter from plaintiff Patton to R. S. Smallman - - - - - | 23rd May | 1923 | |
| 20. Letter from defendant Treadgold to Gold- fields Co. - - - - - | 30th May | 1923 | |
| 21. Letter from plaintiff Lawther to defendant Treadgold - - - - - | 1st June | 1923 | |
| 22. Letter from J. W. Clark to defendant Treadgold - - - - - | 13th June | 1923 | |
| 23. Letter from J. A. Stirling to defendant Treadgold - - - - - | 27th June | 1923 | 20 |
| 24. Letter from defendant Treadgold to Sir John Latta - - - - - | 27th June | 1923 | |
| 25. Letter from Plaintiff Lawther to defendant Treadgold - - - - - | 5th July | 1923 | |
| 26. Copy of cablegram from Fielding to Marsh | 25th September | 1923 | |
| 27. Letter signed by Goldfields Company, F. A. Govett and A. C. Beatty, to E. Y. Syndicate - - - - - | 12th November | 1923 | |
| 28. Letter from R. C. Feilding to defendant Treadgold - - - - - | 16th November | 1923 | 30 |
| 29. Letter from J. W. Clark to defendant Treadgold - - - - - | 28th November | 1923 | |
| 30. Copy of Agreement between Goldfields Companies and E. Y. Syndicate - - - | 6th December | 1923 | |
| 31. Copy of option letter from Goldfields Companies to E. Y. Syndicate - - - | 6th December | 1923 | |
| 32. Copy of telegram from Secretary of E. Y. Syndicate to Major Cunynghame - - - | 28th December | 1923 | |
| 33. Copy of cable from Major Cunynghame to R. S. Smallman - - - - - | 29th December | 1923 | 40 |
| 33A. Copy of cable from Major Cunynghame to R. S. Smallman - - - - - | 2nd January | 1924 | |
| 33B. Letter from plaintiff Lawther to defend- ant Treadgold - - - - - | 11th January | 1924 | |
| 34. Letter from J. W. Corble to defendant Treadgold - - - - - | 25th January | 1924 | |

| | | | Exhibits. |
|----|--|---------------------|--|
| | 35. Letter from E. Y. Syndicate signed by plaintiffs Morrell & Lawther - - - | 25th January 1924 | — |
| | 36. Letter from plaintiff Patton to defendant Treadgold - - - - - | 31st January 1924 | D.29. |
| | 36A. Letter from defendant Treadgold to E. Y. Syndicate - - - - - | 8th March 1924 | Affidavit on Production of A. N. C. Treadgold in <i>Patton v. Yukon</i> from |
| | 37. Letter from plaintiff Lawther to R. S. Smallman - - - - - | 15th April 1924 | <i>Patton v. Yukon</i> from Local Registrar, Ottawa. |
| 10 | 38. Printed circular signed by defendant Treadgold - - - - - | May 1924 | Sworn 30th November, 1931 |
| | 39. Letter from defendant Treadgold to E. Y. Syndicate - - - - - | 2nd July 1924 | — <i>continued.</i> |
| | 40. Letter from F. A. Govett to A. C. Beatty - | 1st September 1924 | |
| | 41. Letter from defendant Treadgold to F. A. Govett - - - - - | 6th September 1924 | |
| | 41A. Letter from F. A. Govett to defendant Treadgold - - - - - | 7th September 1924 | |
| | 41B. Letter from F. A. Govett to Major Cunynghame - - - - - | 11th September 1924 | |
| 20 | 42. Letter from Moore, Stephens & Co. to R. S. Smallman - - - - - | 3rd October 1924 | |
| | 43. Letter from F. A. Govett to defendant Treadgold - - - - - | 27th October 1924 | |
| | 44. Cable from defendant Treadgold to Chrysler, Ottawa - - - - - | 13th November 1924 | |
| | 45. Letter from F. A. Govett to defendant Treadgold - - - - - | 19th November 1924 | |
| | 46. Letter (copy) from defendant Treadgold to E. Y. Syndicate - - - - - | 26th November 1924 | |
| 30 | 47. Heads of agreement between F. A. Govett and Cunynghame and Smallman | 1st December 1924 | |
| | 48. Heads of agreement between F. A. Govett and Cunynghame and Smallman - - | | 1924 |
| | 49. Letter from F. A. Govett to Major Cunynghame and R. Smallman - - | 8th December 1924 | |
| | 50. Copy of letter from Smallman and Cunynghame to A. C. Beatty - - | 11th December 1924 | |
| | 51. Letter from A. C. Beatty to defendant Treadgold - - - - - | 11th December 1924 | |
| 40 | 52. List of guarantees - - - - - | 17th June 1929 | |
| | 53. Agreement between plaintiff Patton and Messrs. Cunynghame and Smallman - | 31st December 1924 | |
| | 54. Heads of agreement between Cunynghame and Smallman and A. C. Beatty - - | 1st December 1924 | |

Exhibits.
 ———
 D.29.
 Affidavit on
 Production
 of A. N. C.
 Treadgold
 in *Patton v.*
Yukon from
 Local
 Registrar,
 Ottawa.
 Sworn
 30th Nov-
 ember, 1931
 —continued.

| | | |
|--|----------------|---------|
| 55. Copy of letter from Cunynghame and Smallman to A. C. Beatty (no date) with schedule attached and letter from A. C. Beatty in reply - - - - | 7th January | 1925 |
| 56. Copy of letter from defendant Treadgold to plaintiff Morrell - - - - | 16th January | 1925 |
| 57. Copy of letter from defendant Treadgold to C. McMahon Knocker - - - - | 16th January | 1925 |
| 58. Letter from Martyn & Martyn to R. S. Smallman - - - - | 8th April | 1924 10 |
| 59. Copy of letter from R. S. Smallman to Mr. Corble - - - - | 24th February | 1925 |
| 60. Letter from J. W. Corble to R. S. Smallman | 26th February | 1925 |
| 61. Letter from C. Lloyd to R. S. Smallman - | 3rd March | 1925 |
| 62. Letter from R. S. Feilding to defendant Treadgold - - - - | 4th March | 1925 |
| 63. Copy of letter from Chrysler, Ottawa, to R. S. Smallman - - - - | 18th April | 1925 |
| 64. Copy of cable from R. S. Smallman to defendant Treadgold - - - - | 15th May | 1925 20 |
| 65. Copy of letter from R. S. Smallman to defendant Treadgold - - - - | 15th May | 1925 |
| 66. Copy of letter from defendant Treadgold to J. B. Watson - - - - | 8th June | 1925 |
| 67. Letter from J. B. Watson to Messrs. Cunynghame and Smallman - - - - | 16th June | 1925 |
| 68. Letter from plaintiff Morrell to Mr. Smallman - - - - | 6th March | 1925 |
| 69. Copy of letter from J. B. Watson to the E. Y. Syndicate - - - - | 16th June | 1925 30 |
| 70. Copy of letter from Chrysler & Chrysler to R. S. Smallman - - - - | 22nd June | 1925 |
| 71. Copy of letter from Chrysler & Chrysler to R. S. Smallman - - - - | 24th June | 1925 |
| 72. Copy of letter from R. S. Smallman to Messrs. Chrysler & Chrysler - - - - | 1st July | 1925 |
| 73. Letter from plaintiff Morrell to R. S. Smallman - - - - | 7th July | 1925 |
| 74. Copy of letter from Major Cunynghame to E. Y. Syndicate - - - - | 10th July | 1925 40 |
| 75. Letter from Chrysler & Chrysler to defendant Treadgold with enclosures - - - - | 20th July | 1925 |
| 76. Letter from plaintiff Patton to defendant Treadgold - - - - | 4th September | 1925 |
| 77. Declaration of Trust by defendant Treadgold - - - - | 29th September | 1925 |

| | | | | Exhibits. |
|----|--|---------------|------|---|
| | 78. Letter from plaintiff Morrell to Mr. Smallman - - - - - | 15th October | 1925 | — |
| | 79. Letter from plaintiff Morrell to Mr. Smallman - - - - - | 23rd November | 1925 | D.29. |
| | 80. Letter from plaintiff Morrell to Mr. Smallman - - - - - | 9th December | 1925 | Affidavit on Production of A. N. C. Treadgold in <i>Patton v. Yukon</i> from Local Registrar, Ottawa. |
| | 81. Letter from plaintiff Patton to defendant Treadgold - - - - - | 12th December | 1925 | Sworn |
| 10 | 82. Copy of letter from J. B. Watson to the Manager of the Canadian Bank of Commerce, London, E.C. - - - - - | 19th February | 1926 | 30th November, 1931 |
| | 83. Letter from plaintiff Morrell to Mr. Smallman - - - - - | 15th March | 1926 | —continued. |
| | 84. Letter (copy) from defendant Treadgold to E. Y. Syndicate - - - - - | 18th March | 1926 | |
| | 85. Copy of letter from defendant Treadgold to A. C. Beatty - - - - - | 18th March | 1926 | |
| | 86. Copy of letter from defendant Treadgold to E. Y. Syndicate and Messrs. Smallman and Cunynghame - - - - - | 30th March | 1926 | |
| 20 | 87. Letter from plaintiff Morrell to R. S. Smallman - - - - - | 31st March | 1926 | |
| | 88. Copies of letter from Burrall & Baird, Ltd. to the E. Y. Syndicate, from E. Y. Syndicate to the Canadian Bank of Commerce, and from Burrall & Baird to the Canadian Bank of Commerce - - - - - | 14th April | 1926 | |
| | 89. Copy of letter from defendant Treadgold to the Manager of the Canadian Bank of Commerce, 2 Lombard St., London - - - - - | 15th April | 1926 | |
| 30 | 90. Copy of letter from defendant Treadgold to the Manager of the Canadian Bank of Commerce, 2 Lombard St., London - - - - - | 15th April | 1926 | |
| | 90A. Letter from Sir John Latta to defendant Treadgold with enclosed note - - - - - | 12th June | 1926 | |
| | 91. Letter from F. A. Govett to defendant Treadgold - - - - - | 14th June | 1926 | |
| | 92. Copy of letter from defendant Treadgold to F. A. Govett - - - - - | 14th June | 1926 | |
| 40 | 93. Letter from A. C. Beatty to defendant Treadgold - - - - - | 24th June | 1926 | |
| | 94. Letter from A. C. Beatty, per J. W. Corble, to defendant Treadgold - - - - - | 2nd July | 1926 | |
| | 94A. Letter from plaintiff Lawther to Mr. Smallman - - - - - | 3rd July | 1926 | |

Exhibits.
 ———
 D.29.
 Affidavit on
 Production
 of A. N. C.
 Treadgold
 in *Patton v.*
Yukon from
 Local
 Registrar,
 Ottawa.
 Sworn
 30th Nov-
 ember, 1931
 —continued.

| | | |
|---|--------------------|----|
| 95. Letter from J. W. Corble to The Chairman, Yukon Consolidated Gold Corporation, Ltd., 8 Queen Street, London, E.C. - | 2nd September 1926 | |
| 95A. Letter from W. E. Martyn to R. S. Smallman - - - - - | 11th October 1926 | |
| 95B. Copy of letter from Messrs. Trask and Martyn to the Manager of the Bank of Montreal, London - - - - - | 15th October 1926 | |
| 96. Letter from A. C. Schultz to Messrs. Martyn & Trask - - - - - | 10th November 1926 | 10 |
| 97. Letter from Gilbert Russell to Secretary, 8 Queen Street, London, E.C. - | 16th December 1926 | |
| 98. Letter from Oswald Brough to Secretary of Yukon Consolidated - - - - - | 8th February 1927 | |
| 99. Copy of letter from R. S. Smallman to A. C. Beatty - - - - - | 10th February 1927 | |
| 100. Copy of letter from R. S. Smallman to Charles Lloyd - - - - - | 10th February 1927 | |
| 101. Letter from Midland Bank Manager to defendant Treadgold - - - - - | 11th February 1927 | 20 |
| 102. Notice of meeting of Yukon Consolidated called for Tuesday, 17th May, 1927. | | |
| 103. Copy of notice re E. Y. Syndicate - - | 11th May 1927 | |
| 104. Copy of letter from defendant Treadgold to Charles Lloyd - - - - - | 12th May 1927 | |
| 105. Copy of letter from plaintiff Morrell to defendant Treadgold - - - - - | 4th July 1927 | |
| 106. Letter from F. W. Corbett to R. S. Smallman with enclosure - - - - - | 7th December 1927 | |
| 107. Memorandum of Agreement proposed be- tween Sir Harold Moore and Yukon Consolidated Gold Corporation - - | 12th January 1928 | 30 |
| 108. Petition of The Granville Mining Co. - | | |
| 108A. Order of the English High Court regard- ing the petition referred to in 108. - | | |
| 108B. Scheme of arrangement of The Granville Mining Co. Ltd. - - - - - | | |
| 108C. Notice of meeting of The Granville Mining Co. - - - - - | 2nd March 1928 | |
| 108D. Notice of meeting of The Granville Mining Co. - - - - - | 2nd May 1928 | 40 |
| 108E. Notice of meeting of The Granville Mining Co. to liquidate the company - | 2nd May 1928 | |
| 109. Copy of letter from defendant Treadgold to A. C. Beatty - - - - - | 16th March 1928 | |

| | | | | Exhibits. |
|----|---|-------------|------|---|
| | 110. Copy of letter from Moore, Stephens & Co. to the Directors of Yukon Consolidated Gold Corporation - - - - | 23rd March | 1928 | D.29. |
| | 110A. Memorandum (copy) re interview of March, 1928 - - - - | 27th March | 1928 | Affidavit on Production of A. N. C. Treadgold in <i>Patton v. Yukon</i> from Local Registrar, Ottawa. |
| | 111. Copy of letter from R. S. Smallman to Broad & Sons - - - - | 24th March | 1928 | Sworn 30th November, 1931 |
| 10 | 112. Copy of Memorandum re points discussed at an interview of certain parties in London - - - - | 20th April | 1928 | — <i>continued.</i> |
| | 113. Memorandum dated 20th April, 1928 with letter by R. S. Smallman - - - - | 4th May | 1928 | |
| | 114. Letter from J. B. Watson to defendant Treadgold - - - - | 10th July | 1928 | |
| | 115. Copy of letter from Messrs. Lawther, Morrell, Smallman to Yukon Consolidated Gold Corporation with enclosure - - - - | 31st July | 1928 | |
| 20 | 116. Letter from J. B. Watson, Secretary to defendant Treadgold - - - - | 27th August | 1928 | |
| | 117. Copy of letter from Knocker & Co. per W. S. Holcomb, to J. B. Watson, enclosing No. 115 above - - - - | 31st July | 1928 | |
| | 118. Draft Power Attorney from defendant Treadgold to C. E. McLeod - - - - | | 1929 | |
| | 119. Copy of Minutes of meeting of Advisory Committee in London - - - - | 17th May | 1929 | |
| | 120. Copy of letter from defendant Treadgold to A. C. Beatty - - - - | 22nd May | 1929 | |
| 30 | 121. Copy of letter from A. C. Beatty to Sir Harold Moore - - - - | 22nd May | 1929 | |
| | 122. Copy of letter from A. C. Beatty to Yukon Consolidated Gold Corporation, 8 Queen St., London, E.C. - - - - | 22nd May | 1929 | |
| | 123. Letter from Moore, Stephen & Co. to R. S. Smallman - - - - | 11th June | 1929 | |
| | 124. Copy of letter from defendant Treadgold to the Manager of the Canadian Bank of Commerce, London, E.C. - - - - | 4th July | 1929 | |
| 40 | 125. Copy of letter from defendant Treadgold to the Manager of the Canadian Bank of Commerce, London, England - - - - | 5th July | 1929 | |
| | 126. Copy of letter from Canadian Bank of Commerce, London, to Canadian Bank of Commerce, Ottawa - - - - | 6th July | 1929 | |

Exhibits.
 ———
 D.29.
 Affidavit on
 Production
 of A. N. C.
 Treadgold
 in *Patton v.*
Yukon from
 Local
 Registrar,
 Ottawa.
 Sworn
 30th Nov-
 ember, 1931
 —continued.

| | | | |
|--|--------------|------|----|
| 127. Copy of letter from Chrysler & Chrysler to the Manager of the Canadian Bank of Commerce, London, England - - | 17th July | 1929 | |
| 128. Copy of letter from F. W. Corbett to J. B. Watson - - - - - | 19th August | 1929 | |
| 129. Balance Sheet of Yukon Consolidated Gold Corporation at 31st December, 1929 - | 25th June | 1930 | |
| 130. Letter from plaintiff Morrell to Mr. Smallman - - - - - | 24th March | 1930 | |
| 131. Copy of letter from R. S. Smallman to plaintiff Morrell - - - - - | 25th March | 1930 | 10 |
| 132. Copy of letter from defendant Treadgold to the Manager of the Canadian Bank of Commerce, Dawson - - - - - | 24th April | 1930 | |
| 133. Mimeographed copy circular letter addressed to shareholders of the Yukon Consolidated Gold Corporation with proxy form attached - - - - - | 2nd December | 1930 | |
| 134. Plan of consolidation - - - - - | | | |
| 135. Schedule showing proposed allocation of shares in new company - - - - - | | | 20 |
| 136. Memorandum re securities, etc. - - - - - | — | | |
| 137. Copy of report to the Directors of the E. Y. Syndicate by R. S. Smallman - | — | | |
| 138. Copy of letter from Secretary of E. Y. Syndicate to Dawes & Son - - - - - | — | | |
| 139. Letter from Plaintiff Morrell to Mr. Smallman - - - - - | — | | |
| 140. Memorandum in handwriting of A. C. Beatty re total capital of the Y.C.G. Co. | — | | 30 |
| 141. Form of receipt for securities for use by the Securities Committee - - - - - | — | | |
| 142. Particulars of the Yukon Consolidated Gold Corporation Limited - - - - - | — | | |
| 143. Proposals at an interview in London on August 7th, 1930. This memorandum was supplied to defendant Treadgold immediately upon his arrival in London, August 19th, 1930 | — | | |
| 144. Cable from Sir Harold Moore to defendant Treadgold - - - - - | — | | 40 |
| 145. Cable from defendant Treadgold to Moore | — | | |
| 146. Cablegram from C. M. Knocker to defendant Treadgold - - - - - | — | | |
| 147. Cable from defendant Treadgold to Sir John Latta - - - - - | 3rd December | 1927 | |

| | | | | |
|----|---|---------------|------|---|
| | 148. Copy of letter from R. C. Feilding to defendant Treadgold - - - - | 18th December | 1923 | Exhibits. — |
| | 149. Copy of letter from defendant Treadgold to Messrs. Knocker and Co. - - - | 31st December | 1923 | D.29. |
| | 150. Letter from E. Dexter to E. Y. Syndicate | 17th January | 1924 | Affidavit on Production of A. N. C. Treadgold |
| | 151. Copy of letter from defendant Treadgold to Canadian Bank of Commerce - - | 16th June | 1925 | in <i>Patton v. Yukon</i> from |
| | 152. Copy of cable from F. W. Corbett to defendant Treadgold - - - - | 21st March | 1927 | Local Registrar, Ottawa. |
| 10 | 153. Copy of cablegram from defendant Treadgold to F. W. Corbett - - - - | 24th March | 1927 | Sworn 30th November, 1931 |
| | 154. Memorandum re certain matters in connection with Yukon Consolidated Gold Corp. Ltd. - - - - - | 15th March | 1929 | — <i>continued.</i> |
| | 155. Notice of meeting of Advisory Committee with foregoing Memo accompanying same - - - - - | 15th March | 1929 | |
| | 156. Copy of letter from Messrs. Lawther, Morrell and Trask to the Ottawa Board of Yukon Consolidated Gold Corporation Ltd. - - - - - | 23rd May | 1929 | |
| 20 | 157. Copy of cable from defendant Treadgold to Chrysler, Ottawa - - - - | 19th August | 1930 | |
| | 158. Cable from Baird, Dawson, to defendant Treadgold - - - - - | 22nd October | 1930 | |
| | 159. Cable from Baird, Dawson, to defendant Treadgold - - - - - | 31st October | 1930 | |
| | 160. Cable from Baird, Dawson, to defendant Treadgold - - - - - | 1st November | 1930 | |
| 30 | 161. Parcel of circulars, etc. - - - - | | | |

The second part : Shewing documents in the possession of the defendant Treadgold, which he objects to produce :

Notes, Statements and Memoranda prepared by the defendant Treadgold for the use of his solicitors or himself in defending this action, and correspondence between them.

Exhibits.

THE SECOND SCHEDULE HERETO :

D.29.
Affidavit on
Production
of A. N. C.
Treadgold
in *Patton v.*
Yukon from
Local
Registrar,
Ottawa.
Sworn
30th Nov-
ember, 1931
—*continued.*

not now in his possession or power. Shewing documents which the defendant Treadgold has had, but has

1. Letters written by the defendant Treadgold, of which copies are disclosed in the first schedule hereto.
2. Applications to Messrs. Martyn & Trask for preferred shares of The Yukon Consolidated Gold Corporation Limited.
3. Agreements of the 16th of July, 1929.
4. Documents relating to the E. Y. Syndicate, the present whereabouts of which are unknown to the defendant Treadgold. 10
5. Proxies for the meeting of The Yukon Consolidated Gold Corporation Ltd. on 31 Dec. 1929.
6. Documents lent to me at various times by sundry people and returned to their owners.

D.30.
Certified
copy of
Statement
in Lieu of
Prospectus,
19th Febru-
ary, 1925.

D.30.—Certified Copy of Statement in Lieu of Prospectus.

(Crest)

DEPARTMENT OF THE SECRETARY OF STATE
OF CANADA

I hereby certify that the annexed document is a true and correct copy of the statement in lieu of prospectus filed in the Department of the Secretary of Canada by The Yukon Consolidated Gold Corporation, Limited, on the nineteenth day of February, one thousand nine hundred and twenty-five. 20

Given under my hand and seal of office at Ottawa, this twenty-fifth day of October, one thousand nine hundred and thirty-five.

“ E. H. COLEMAN,”

Under Secretary of State.

Seal

Secretary of State
of Canada

Form F.

THE COMPANIES' ACT AMENDMENT ACT, 1917

STATEMENT IN LIEU OF PROSPECTUS

FILED BY THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED,
pursuant to Section 43C of The Companies' Act
Amendment Act, 1917

Presented for filing by James B. Watson, Secretary,
Union Bank Building, Ottawa.

Exhibits.
D.30.
Certified
Copy of
Statement
in Lieu of
Prospectus,
19th Febru-
ary, 1925—
continued.

| | | |
|----|---|--|
| | The nominal share capital of the Company | - \$6,000,000.00 |
| 10 | Divided into - - - - - | 6,000,000 shares of \$1 each. |
| | Names, description and addresses of directors or proposed directors. | Arthur Newton Christian Treadgold, Miner, of Dawson, Yukon Territory; James Beaton Watson, Accountant, of Ottawa, Canada. |
| 20 | Minimum subscription (if any) fixed by the memorandum or articles of association on which the company may proceed to allotment. | Nil. |
| | Number and amount of shares and debentures agreed to be issued as fully or partly paid-up otherwise than in cash. | 3,750,000 shares of a par value of \$3,750,000. |
| | The consideration for the intended issue of those shares. Sale to the company of:— | |
| | £ 96,194 | Prior Lien Debentures of the Granville Mining Co. Ltd. |
| | £412,020 | First Mortgage 6% Debenture Stock, Granville Mining Co. Ltd. |
| 30 | £ 16,265 | Income Notes Series C, of the Granville Mining Co. Ltd. |
| | £ 64,008 | Income Notes Series A and B, of the Granville Mining Co. Ltd. |
| | £294,305 | Ordinary Shares of the Granville Mining Co. Ltd. |
| | £ 7,695 | Receiver's Notes, of the Granville Mining Co. Ltd. |
| | \$598,707 | Income Notes of the New North West Corporation, Ltd. |
| | \$737,218 | Preferred "A" Stock of the New North West Corporation, Ltd. |
| | \$545,038 | Common Stock of the New North West Corporation, Ltd. |

Exhibits.
 D.30.
 Certified
 Copy of
 Statement
 in Lieu of
 Prospectus,
 19th February,
 1925—
continued.

The Prior Charges of Burrall and Baird Ltd. (successors to Canadian Klondyke Mining Co. Ltd).

The Harrison Interests in Burrall and Baird Ltd. (successors to Canadian Klondyke Mining Co. Ltd).

The Hydraulic Mining Lease No. 1 on Hunker Creek, Yukon Territory.

| | | | | | | | | | | | | | | | | |
|--|---|----------------------|--------------|--|------|---|-----|--------|---------------|----|------------|---|-----|----------|---|-----|
| Names and address of (a) vendors of property purchased or acquired or proposed to be (b) purchased or acquired by the Company. Amount (in cash, shares and debentures) payable to each separate vendor. | <p>THE NORTH FORK POWER COMPANY LIMITED, Ottawa, Ont. \$3,750,000, payable by allotment and issue of : 10 3,250,000 Ordinary Shares and 500,000 Eight per cent Cumulative Convertible Preferred shares.</p> | | | | | | | | | | | | | | | |
| Amount (if any) paid or payable (in cash or shares or debentures) for any such property, specifying amount (if any) paid or payable for goodwill. | <table border="0"> <tr> <td>Total purchase price</td> <td>\$3,750,000.</td> <td></td> </tr> <tr> <td>Cash</td> <td>-</td> <td>Nil</td> </tr> <tr> <td>Shares</td> <td>- \$3,750,000</td> <td>20</td> </tr> <tr> <td>Debentures</td> <td>-</td> <td>Nil</td> </tr> <tr> <td>Goodwill</td> <td>-</td> <td>Nil</td> </tr> </table> | Total purchase price | \$3,750,000. | | Cash | - | Nil | Shares | - \$3,750,000 | 20 | Debentures | - | Nil | Goodwill | - | Nil |
| Total purchase price | \$3,750,000. | | | | | | | | | | | | | | | |
| Cash | - | Nil | | | | | | | | | | | | | | |
| Shares | - \$3,750,000 | 20 | | | | | | | | | | | | | | |
| Debentures | - | Nil | | | | | | | | | | | | | | |
| Goodwill | - | Nil | | | | | | | | | | | | | | |
| Amount (if any) paid or payable as commission for subscribing or agreeing to subscribe or procuring or agreeing to procure subscription for any shares or debentures in the company, or rate of the commission. | Nil. | | | | | | | | | | | | | | | |
| Estimated amount of preliminary expenses | - \$75,000. | | | | | | | | | | | | | | | |
| Amount paid or intended to be paid to any promoter. Consideration for the payment. | Nil. | | | | | | | | | | | | | | | |
| Dates of, and parties to, every material contract (other than contracts entered into) in the ordinary course of the business intended to be carried on by the Company or entered into more than two years before the filing of this statement. | Contract between the company and the North Fork Power Company, Limited, dated February 11th, 1925. | | | | | | | | | | | | | | | |

| | | | |
|----|--|---|--|
| 10 | Time and place at which the contracts or copies thereof may be inspected. | Office of Messrs. Chrysler & Chrysler, Solicitors, for the Company, 39-41 Central Chambers, Ottawa, Canada, from Ten o'clock in the forenoon to twelve o'clock noon, on week days, until the 28th February, 1925. | Exhibits. — D.30. Certified Copy of Statement in Lieu of Prospectus, 19th February, 1925— <i>continued.</i> |
| | Names and addresses of the auditors of the company (if any). | Not yet appointed. | |
| 20 | Full particulars of the nature and extent of the interest of every director in the promotion of or in the property proposed to be acquired by the company, or, where the interest of such a director consists in being a partner in a firm, the nature and extent of the interest of the firm, with a statement of all sums paid or agreed to be paid to him or to the firm in cash or shares, or otherwise, by any person either to induce him to become, or to qualify him as a director, or otherwise for services rendered by him or by the firm in connection with the promotion or formation of the company. | Nil. | |
| 30 | Whether the by-laws contain any provisions precluding holders of shares or debentures receiving and inspecting balance sheets or reports of the auditors or other reports. | No. | |
| | (Signatures of the persons above named as directors or proposed directors, or of their agents authorised in writing.) | | |
| | (Sgd.) | A. N. C. TREADGOLD. | |
| | ,, | J. B. WATSON. | |
| | ,, | F. H. CHRYSLER. | |
| | ,, | NORMAN G. LARMONTH. | |
| | ,, | P. N. CHRYSLER. | |

Exhibits.

D.31.—Letter, A. N. C. Treadgold to E. Weinheim.

D.31.
Letter.
A. N. C.
Treadgold
to E.
Weinheim,
30th Decem-
ber, 1933.

Private.

8 Queen St., London, E.C.4.
30 Dec., 1933.

Dear Weinheim,

Following adds to my letter in the registered packet mailed last night, which contained the three documents.

The opinion starts me financing; I can do it, though plenty of difficulties have been made for me.

The present position is that the two men specified in my letter, as above, have welshed on the last payments due to Hellmuth (2000) and claimed 10
due to Brown (1000) and played hell with the appeal so far as they could.

But I deposited the 2000 security for costs in spite of them and have the transcribing of the evidence far advanced now. It will cost about 2000 (of which I have paid 1000 already) to transcribe and copy (by Roneo method for seven or more copies).

Brown is not sound in methods either of law or finance and, having considerable ability, puts that in front of and as a substitute for industry; and he could not in any way and certainly did not control Hellmuth in any way. You remember Belcourt's dogmatic, *half*-informed ways; Hellmuth was worse, took no suggestions from anyone. He has had \$18,000 and 20
Brown about \$10,000. Money is their curse. Sloppy trial, neither counsel knowing anything, Judge with mind made up (to penalise me for non-disclosure) at the very beginning, most indiscreet, attacked Patton, when giving evidence, in the most brutal manner, attempted to bully me and, of course, didn't get away with it. The above little addition will show you much. Your law re transfer of stock (i.e. the Canadian Cos. Act) says "no transfer valid until registered," but in fact in practice no Company can refuse to recognise its own sealed Certificate and they never do refuse because the cases have *all* gone against the Cos., which formerly did try refusal. More next week. 30

Yrs. sincerely,

"A. N. C. TREADGOLD."

D.32.—Agreement, Cunynghame et al and E. Y. Syndicate and North Fork Power Company Limited.

Exhibits.

D.32.

Agreement made in duplicate at the City of Ottawa on this Eleventh day of February 1925.

Agreement
Cunyng-
hame et al
and E. Y.
Syndicate
and North
Fork Power
Company
Limited,
11th Febru-
ary, 1925.

BETWEEN

Messrs. FRANCIS JAMES DE MALLET CUNYNGHAME, Director of Public Companies, and RALEIGH STRONG SMALLMAN, Solicitor, both of London, England (hereinafter referred to as "the Vendors") herein acting and represented by
10 ARTHUR NEWTON CHRISTIAN TREADGOLD, of Dawson, Yukon Territory, Miner, under a Power of Attorney granted by the said Vendors to the said TREADGOLD executed before witnesses at the City of London, England, on the 16th day of January, one thousand nine hundred and twenty-five - - - *Parties of the First Part*

AND

THE E. Y. SYNDICATE, a body politic, duly incorporated, having its Head Office and principal place of business in the City of London, England (hereinafter referred to as "the Company"), herein acting and represented by
20 ARTHUR NEWTON CHRISTIAN TREADGOLD, of Dawson, Yukon Territory, Miner, under a Power of Attorney executed before witnesses at the City of London, England, on the Twenty-sixth day of November, one thousand nine hundred and twenty-four - - - *Party of the Second Part*

AND

THE NORTH FORK POWER COMPANY LIMITED, a body politic, duly incorporated, having its head office and principal place of business in the City of Ottawa, in the Province of
30 Ontario (hereinafter referred to as "the Purchaser")
Party of the Third Part.

Whereas the parties of the First and Second parts own or control certain properties and securities hereinafter described in connection with the Klondike Gold Field; and

Whereas all the parties hereto are desirous of bringing about a consolidation of the said various interests connected with the said Klondike Gold Field;

Now therefore this Agreement witnesseth:—

1. The parties of the First and Second parts do hereby sell, transfer
40 and make over to the purchaser the various securities and properties set forth in Column "A" of the Schedule attached to the present agreement, and agree to deliver or cause to be delivered to the purchaser, the said

Exhibits.
 —
 D.32.
 Agreement
 Cunyng-
 hame et al
 and E. Y
 Syndicate
 and North
 Fork Power
 Company
 Limited,
 11th Febru-
 ary, 1929—
continued.

securities and properties, and the certificates and other documents representing the same, on or before the 28th day of February, 1925.

2. The consideration for the sale is the sum of Three Million Seven Hundred and Fifty Thousand Dollars (\$3,750,000.), which sum the purchaser agrees to pay and satisfy by procuring The Yukon Consolidated Gold Corporation, Limited (hereinafter referred to as "the Corporation") a body politic duly incorporated under the laws of the Dominion of Canada, to allot and issue to the purchaser or to its nominees as it may direct, the following shares of the said Corporation fully paid up and non-assessable, to wit :

3,250,000 Ordinary shares of a par value of \$1.00 each, and
 500,000 Eight per cent. Cumulative Convertible Preferred
 Shares of a par value of \$1.00 each.

3. The said securities and properties are designated in the Schedule and therein enumerated as "First Parcel," "Second Parcel," "Third Parcel," and "Fourth Parcel," respectively; the respective Preferred and Common shares to be delivered by the purchaser in respect of each parcel are set out in Column "B" of the Schedule.

4. The parties of the First and Second parts hereby covenant and agree that the amounts of the Securities enumerated in the said Schedule under the headings "First Parcel," "Second Parcel," and "Third Parcel," respectively, are substantially correct.

5. The parties of the First and Second parts further covenant that if they should at any time, or from time to time on or before the Second day of March, 1926, acquire the ownership or control of the whole or any part of the following additional securities, to wit :

(a) \$870,416 par value Income Notes of the New North West Corporation Limited :

(b) £500. par value Receiver's Notes of the Granville Mining Company, Limited :

(c) £13,206, par value Prior Lien Debenture Stock of the Granville Mining Company, Limited :

(d) £457,150, par value First Mortgage Debentures of the Granville Mining Company, Limited :

(e) £27,522, par value Income Notes of the Granville Mining Company, Limited, Series C :

they will transfer and make over, or cause to be transferred and made over to the purchaser the securities so acquired by them, and the certificates and other documents representing the same, without payment of any other or further consideration by the purchaser to the parties of the First or Second parts.

6. Upon the issue by the Corporation to the purchaser of the Preferred shares shown in Column "B" of the Schedule, the purchaser will deliver

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the certificates for such shares to the parties entitled thereto; it is anticipated that the purchaser will be prepared to complete delivery of the certificates for the said shares within ten days from the 28th day of February, 1925.

7. The certificates for the Ordinary shares of the Corporation shown in Column " B " of the Schedule, are to be held by the purchaser for delivery to the parties entitled thereto until the 31st day of January, 1926.

8. The parties respectively undertake and agree to do or cause to be done, all such further acts and things, and to sign and execute all such
10 further deeds and documents as may reasonably be required for the carrying out of the terms of the present agreement.

9. The attached Schedule forms a part of this Agreement.

In witness whereof the parties hereto of the First and Second Parts have executed this Agreement by the hand and Seal of the Attorney of each of them respectively, and the said party of the Third Part hath affixed its Corporate Seal, attested by its President and Secretary.

" Francis James de Mallet Cunyghame " (Seal)
by, Arthur Newton Christian Treadgold,
His Attorney in Fact,

20 " The North Fork Power
Company, Limited,"

" A. N. C. TREADGOLD "

" F. H. CHRYSLER " (Seal)
Vice-President,

" J. B. WATSON " (Seal)
Secretary,

" Raleigh Strong Smallman," (Seal)
by, Arthur Newton Christian Treadgold,
His Attorney in Fact,

" A. N. C. TREADGOLD."

30

" The E. Y. Syndicate," (Seal)
by, Arthur Newton Christian Treadgold,
Its Attorney in Fact,

" A. N. C. TREADGOLD."

Seal

The North Fork Power
Company, Limited
Incorporated 1911.

Exhibits.
—
D.32.
Agreement
Cunyng-
hame et al
and E. Y.
Syndicate
and North
Fork Power
Company
Limited,
11th Febru-
ary, 1929—
continued.

Exhibits.
—
D.32.
Agreement
Cunynghame et al
and E. Y.
Syndicate
and North
Fork Power
Company
Limited,
11th Febru-
ary, 1929—
continued.

Schedule attached to and forming part of the Agreement between Messrs. Francis James de Mallet Cunynghame and Raleigh Strong Smallman, of the First Part; the E. Y. Syndicate Limited, of the Second Part, and the North Fork Power Company, Limited, of the Third Part, dated February, 1925.

| Column " A " | | Column " B " | |
|--|--|---------------------|------------------|
| Securities and Properties | | Preferred Shares | Common Shares |
| First Parcel : | | | |
| £1,100 | Receiver's Notes of the Granville Mining Company, | | 10 |
| £10,257 | Prior Lien Debentures of Granville Mining Company, | | |
| £63,987 | First Mortgage 6% Debenture Stock of Granville Mining Company, | | |
| £3,336 | Income Notes Series C, of Granville Mining Company, | 45,000 | 141,616 |
| A fifteen per cent. (15%) interest in Receiver's Wage Bonds face value \$117,390 of Canadian Klondyke Mining Co. Ltd., predecessor in title to Burrall and Baird Ltd. | | | |
| | | | 20 |
| A fifteen per cent. (15%) interest in five judgments and Executions amounting to \$200,870.5, against Canadian Klondyke Mining Co. Ltd. predecessor in title to Burrall and Baird Ltd. | | | |
| <i>Note.</i> —The two items above are collectively referred to as "Burrall and Baird Prior Charges." | | | |
| <hr/> | | | |
| Second Parcel : | | | |
| A Twenty five per cent. (25%) interest in Receiver's Wage Bonds face value \$117,390 of Canadian Klondyke Mining Co. Ltd. predecessors in title to Burrall and Baird Ltd. | | | |
| | | | 30 |
| A Twenty five per cent. (25%) interest in five judgments and Executions amounting to \$200,870.5, against Canadian Klondyke Mining Co. Ltd. predecessor in title to Burrall and Baird Ltd. | | | |
| <i>Note.</i> —The two items above are collectively referred to as "Burrall and Baird Prior Charges." | | | |
| | | 75,000 | 316,360 |
| \$199,170 | Preferred " A " Stock of the New North West Corporation, Ltd. | | 40 |
| \$208,327 | Common Stock of the New North West Corporation Limited. | | |
| £32,684 | Prior Lien Debentures of the Granville Mining Co. Ltd. | | |

| | Column " A " | Column " B " | Exhibits. |
|-------|---|------------------|---------------|
| | | Preferred Shares | Common Shares |
| | £151,049 First Mortgage 6% Debenture Stock of the Granville Mining Co. Ltd. | | |
| | £24,692 Income Notes, Series " A " and " B " of the Granville Mining Co. Ltd. | | |
| | £5,421 Income Notes, Series " C " of the Granville Mining Co. Ltd. | | |
| 10 | £148,690 Ordinary Shares of the Granville Mining Co. Ltd. | | |
| | £2,396 Receiver's Notes of the Granville Mining Co. Ltd. | | |
| <hr/> | | | |
| | Third Parcel : | | |
| | £53,253 Prior Lien Debentures of the Granville Mining Co. Ltd. | | |
| | £196,984 First Mortgage 6% Debenture Stock of Granville Mining Co. Ltd. | | |
| 20 | Certificates purporting to give a provisional right to call for 7% Income Notes of the Granville Mining Co. Ltd. to the nominal amount of £20,576.11.0. | | |
| | Certificates purporting to give a provisional right to call for 7% Income Notes of the Granville Mining Co. Ltd. to the nominal amount of £4,193.10.0. | | |
| | Equitable right to call for Income Notes of the Granville Mining Co. Ltd. to the nominal amount of £13,148.11.0. | | |
| 30 | Equitable right to call for further 6% Debenture Stock and/or 7% Income Notes of the Granville Mining Co. Ltd. to the nominal amount of £1,397.10.0 | | |
| | 145,615 Ordinary Shares of the Granville Mining Co. Ltd. of £1 each, | 94,000 | 600,424 |
| | £2,224 Receiver's Notes of the Granville Mining Co. Ltd. 1st Series, | | |
| | £1,828 Receiver's Notes of the Granville Mining Co. Ltd. 2nd Series, | | |
| | £147.7.11 Receiver's Notes of the Granville Mining Co. Ltd. 3rd Series | | |
| 40 | A sixty per cent. (60%) interest in Receiver's Wage Bonds Face Value \$117,390 of Canadian Klondyke Mining Co. Ltd., predecessor in title to Burrall and Baird Ltd. | | |

—
D.32.
Agreement
Cunyng-
hame et al
and E. Y.
Syndicate
and North
Fork Power
Company,
Limited,
11th Febru-
ary, 1929—
continued.

| Exhibits. | Column " A " | Column " B " | |
|---|---|---------------------------------|---------------------|
| D.32. | | Preferred | Common |
| Agreement | | Shares | Shares |
| Cunyng- hame et al and E. Y. Syndicate and North Fork Power Company Limited, 11th Febru- ary, 1929— <i>continued.</i> | <p>A sixty per cent. (60%) interest in five judgments and executions amounting to \$200,870.5 against Canadian Klondyke Mining Co. Ltd. predecessor in title to Burrall and Baird Ltd.</p> <p><i>Note.</i>—The two items above are collectively referred to as "Burrall and Baird Prior Charges."</p> <p>\$598,707 Income Notes of the New North West Corporation, Limited.</p> <p>\$538,048 Preferred "A" Stock of the New North West Corporation Ltd.</p> <p>\$336,711 Common Stock of the New North West Corporation, Limited.</p> <p>£7,508 Income Notes, Series "C" of Granville Mining Company, Limited.</p> | | <p>10</p> |
| <hr/> | | | |
| Fourth Parcel : | | | |
| | 1. The following Mining Lease, to wit : | | |
| | All the tract of lands, and the exclusive right and privilege of extracting and taking therefrom by Hydraulic or other process all royal or precious metals or minerals from, in, under or upon the tract of lands demised and leased by an Indenture of lease dated the Second day of March one thousand nine hundred and twenty-three and made between His Majesty King George the Fifth, of the One Part, and the Klondyke Government Concession Limited, of the Other Part, all which tract of lands are more commonly known as Hydraulic Mining Lease No. 1 on Hunker Creek, Yukon Territory, and also known as Anderson Concession, which are held by the hereinabove mentioned Indenture of Lease for a term of twenty years computed from the 12th day of February, one thousand nine hundred and twenty, subject to the payment of the yearly rental of Five Hundred Dollars (\$500) and to a royalty therein mentioned. | <p>286,000</p> <p>2,191,600</p> | <p>20</p> <p>30</p> |
| | 2. All Mr. Laurence Harrison's interest in Burrall and Baird, Ltd. or the Canadian Klondyke Mining Co. Ltd. under agreements with the Granville Mining Co. Ltd. | | <p>40</p> |
| <hr/> | | | |
| Total | | 500,000 | 3,250,000 |

| | | | |
|-------------------|------------|--|----|
| Exhibits. | £412,020. | First Mortgage 6% Debenture Stock of the Granville Mining Co. Ltd. | |
| — | | | |
| D.33. | £16,265. | Income Notes Series "C" of the Granville Mining Co. Ltd. | |
| Agreement | £64,008.8. | Income Notes Series "A" and "B," of the Granville Mining Co. Ltd. | |
| North Fork | | | |
| Power | | | |
| Company | £294,305. | Ordinary Shares of the Granville Mining Co. Ltd. | |
| Ltd. and | \$595,707. | Income Notes of the New North West Corporation, Ltd. | |
| Yukon Con- | \$737,218. | Preferred "A" stock of the New North West Corporation, Ltd. | |
| solidated | | | |
| Gold Cor- | \$545,038. | Common Stock of the New North West Corporation, Ltd. | 10 |
| poration, | \$117,390. | Face value Receiver's Wage Bonds of Canadian Klondyke Mining Co. Ltd., predecessor in title to Burrall and Baird, Ltd. | |
| Ltd., | | | |
| 19th Febru- | | | |
| ary, 1925— | | | |
| <i>continued.</i> | | | |
| | | Five Judgments and executions amounting to \$200,870.5, against Canadian Klondyke Mining Co. Ltd. predecessor in title to Burrall and Baird, Ltd. | |
| | | All Mr. Laurence Harrison's interest in Burrall and Baird, Ltd. or the Canadian Klondyke Mining Co. Ltd. under agreements with the Granville Mining Co. Ltd. | |

Together with the following Mining lease, to wit :—

20

All the tract of land, and the exclusive right and privilege of extracting and taking therefrom by hydraulic or other process all royal or precious metals or minerals from, in, under or upon the tract of lands demised and leased by an indenture of lease dated the Second day of March one thousand nine hundred and twenty-three and made between His Majesty King George the Fifth, of the one part; and the Klondyke Government Concession Limited, of the other part, all which tract of lands are more commonly known as Hydraulic Lease No. 1 on Hunker Creek, Yukon Territory, and also known as Anderson Concession, which are held by the herein-
above mentioned Indenture of Lease for a term of twenty years
computed from the 12th day of February, one thousand nine
hundred and twenty, subject to the payment of the yearly rental
of Five Hundred Dollars (\$500.) and to a royalty therein mentioned.

30

2. The vendor covenants and agrees that the amounts of the securities enumerated in Clause One of this agreement are substantially correct and that delivery thereof will be made in accordance with the terms of this agreement.

3. The consideration for the undertaking of the vendor above referred to is the sum of Three Million Seven Hundred and Fifty Thousand Dollars (\$3,750,000.) which sum the purchaser agrees to pay and satisfy forthwith by the allotment and issue to the vendor, or to its nominees, of the following shares of the purchaser fully paid up and non-assessable, to wit :—

40

3,250,000 Ordinary Shares of a par value of \$1.00 each, and
500,000 8% Cumulative Convertible Preferred shares of a par
value of \$1.00 each.

4. The vendor undertakes to deliver the securities and mining lease to the purchaser within ten days after the 28th day of February, 1925.

5. The vendor further covenants that should it at any time or from time to time on or before the Second day of March, 1926, acquire the whole or any part of the following additional securities, to wit :—

(a) \$870,416. par value Income Notes of the New North West Corporation, Limited;

(b) £500 par value Receiver's Notes of the Granville Mining Company, Limited;

10 (c) £13,206 par value Prior Lien Debenture Stock of the Granville Mining Company, Limited;

(d) £457,150 par value First Mortgage Debentures of the Granville Mining Company, Limited;

(e) £27,522 par value Income Notes of the Granville Mining Company, Limited Series " C " ;

it will forthwith transfer and make over to the purchaser the securities so acquired by it and the certificates or other documents representing the same, without payment of any other or further consideration by the purchaser to the vendor than is stipulated in Clause 3 of this Agreement.

20 6. The parties respectively undertake and agree to do, or cause to be done, all such further acts and things, and to sign and execute all such further deeds and documents as may reasonably be required for the carrying out of the terms of the present agreement.

In witness whereof the said Vendor and the said Purchaser have each caused its Corporate Seal to be hereunto affixed duly attested by the proper Officers of each of them respectively.

| | |
|---|---|
| Corporate Seal— The North Fork Power Company, Limited, Incorporated 1911. | The North Fork Power Company Limited, by, " F. H. CHRYSLER " |
| | Its Vice-President, and " J. B. WATSON " |
| | Its Secretary, |

| | |
|--|--|
| Corporate Seal— The Yukon Con- solidated Gold Corporation Limited, Incorporated 1923. | The Yukon Consolidated Gold Corporation Limited by, " A. N. C. TREADGOLD " |
| | Its President, and " J. B. WATSON " |
| | Its Secretary. |

Exhibits.
 —
 D.33.
 Agreement
 North Fork
 Power
 Company
 Ltd. and
 Yukon Con-
 solidated
 Gold Cor-
 poration,
 Ltd.,
 19th Febru-
 ary, 1925—
continued.

Exhibits. **D.34.—Affidavit of Execution of Power of Attorney Cunynghame & Smallman to Treadgold.**

D.34.
Affidavit of
Execution
of Power of
Attorney
Cunyng-
hame and
Smallman to
Treadgold,
16th Janu-
ary, 1925.

City of London }
England. } SS.

I William Curtis Coyle, of No. 38 Gresham House, Old Broad Street, in the City of London, Notary's Clerk, Make Oath and Say as follows:—

1. That my name place of residence and occupation are correctly set forth as above.

2. That I was personally present with Ernest Henry Pask on the sixteenth day of January One thousand nine hundred and twenty-five and did see the hereunto annexed Power of Attorney duly executed, signed, sealed and delivered by Francis James de Mallet Cunynghame and Raleigh Strong Smallman therein named and described. 10

3. That the same was so executed at the City of London aforesaid.

4. That I know the said Francis James de Mallet Cunynghame and Raleigh Strong Smallman and that they are both of the full age of twenty-one years.

5. And that I am a subscribing witness to such execution and am of the full age of sixteen years.

Sworn at No. 38 Gresham House Old Broad Street, }
in the City of London, the sixteenth day of } " WM. C. COYLE." 20
January 1925.

Before me,

" John D. Venn "
Notary Public,
London.

Notary Seal—
John Dalton Venn.

D.34.—Power of Attorney Cunynghame & Smallman to Treadgold.

D.34.
Power of
Attorney
Cunyng-
hame and
Smallman to
Treadgold,
16th Janu-
ary, 1925.

To all to whom these presents shall come we, Francis James de Mallet 30
Cunynghame Director of Public Companies and Raleigh Strong Smallman
Solicitor both of Number 8 Queen Street in the City of London England
(hereinafter called " the Grantors ") send Greeting

Whereas the Grantors are interested in inter alia getting in various interests relating to the Klondike Goldfield Yukon Territory in the Dominion of Canada and of having such interests either directly or indirectly transferred to the Yukon Consolidated Gold Corporation Limited a Company incorporated under the Laws of the Dominion of Canada or some other Canadian Company.

And whereas the Grantors are desirous of now proceeding with the transfer of such interests to the Yukon Consolidated Gold Corporation Limited or to the North Fork Power Company Limited.

And whereas Arthur Newton Christian Treadgold of Dawson Yukon Territory aforesaid Miner (hereinafter called "the Attorney") is about to return to the Dominion of Canada and the Republic of the United States of America Now these presents witnesseth that the Grantors do hereby appoint the Attorney to be the Attorney of the Grantors in the name of the Grantors or either of them and on their and each of their behalf to do
10 all and singular the following acts :—

Exhibits.

D.34.
Power of
Attorney
Cunynghame and
Smallman to
Treadgold,
16th January,
1925—
continued.

1. In the name of the Grantors or either of them and as the act and deed of the Grantors or either of them to sign seal and deliver such Indentures as may be necessary requisite or advisable for transferring to the Yukon Consolidated Gold Corporation Limited or The North Fork Power Company Limited all or any of the present or future assets properties claims rights interests stocks shares debentures bonds or other securities relating to the said Klondike Goldfield of the Grantors or either of them.

2. From time to time to sell exchange surrender give up or dispose of any or all the assets properties claims rights interests stocks shares debentures bonds or other securities relating to the said Klondike Goldfield
20 of the Grantors or either of them to the Yukon Consolidated Gold Corporation Limited or The North Fork Power Company Limited.

3. To receive and give effectual receipts and discharges for all or any moneys which shall come to the hands of the said Attorney by virtue of the powers herein contained which receipts whether given in the name of the Grantors or either of them or in the name of the said Attorney shall exonerate the person or persons or corporation having such moneys from seeing to the application thereof or being responsible for the loss or misapplication thereof.

30 4. In the name of the Grantors or either of them and on behalf of the Grantors or either of them from time to time to apply for the registration of the Grantors or either of them either alone or jointly with any other person or persons firm or corporation as proprietor of any mining rights claims or leases or for registration of notices relating to any such mining rights claims or leases of any register in the Dominion of Canada and in the name of the Grantors or either of them to execute transfers and charges of any registered mining rights claims or leases relating to the Klondike Goldfield aforesaid and to discharge any encumbrances or charges and to hand over
40 any certificate or certificates of charge relating to such registered mining rights claims or leases and to withdraw any application for registration and to approve in the name of the Grantors or either of them any entries framed or drawn by the Registrar for any such purposes as aforesaid and generally in the name of the Grantors or either of them and on their and each of their behalf to apply for and consent to the making of any entry or the modification withdrawal or discharge of any entry on the register

Exhibits.
 ———
 D.34.
 Power of
 Attorney
 Cunyng-
 hame and
 Smallman to
 Treadgold,
 16th Janu-
 ary, 1925—
continued.

kept for the purpose aforesaid or for or to any other order matter or thing authorised to be applied for or consented to in respect of the registration as aforesaid.

5. To execute sign enter into acknowledge perfect and make all such contracts conveyances assignments transfers surrenders release re-conveyances assurances bills of sale deeds agreements instruments acts and things relating to the said Klondike Goldfield as shall be requisite or may be deemed proper for or in relation to all or any of the purposes or matters herein referred to.

6. To commence prosecute enforce defend answer or oppose all actions and other legal proceedings and demands touching any of the matters aforesaid or any other matters in which the Grantors or either of them are or might hereafter be interested or concerned and also if thought fit to compromise refer to arbitration abandon submit to judgment or become non-suited in any such action or proceeding as aforesaid. 10

7. To adjust settle compromise or submit to arbitration any accounts debts claims demands disputes and matters touching any of the matters aforesaid or any other matters which are now subsisting or may hereafter arise between the Grantors or either of them and any other person or persons firm or company or between the said Attorney and any other person or persons. 20

8. To vote at the meetings of any Company or Companies and otherwise to act as the proxy or representative of the Grantors or either of them in respect of any shares or other securities relating to the said Klondike Goldfields now held or which may hereafter be acquired by the Grantors or either of them and for that purpose to sign and execute any proxies or other instruments in the name of the Grantors or either of them or on their or either of their behalf.

9. To appoint and employ any agents overseers receivers or other persons at such remuneration by way of salary commission or otherwise as the Attorney may think proper and the same from time to time to dismiss and discharge and any others to appoint or employ in their stead. 30

10. And the Grantors and each of them hereby for themselves and each of them and their and each of their heirs executors and administrators ratify and confirm and agree to ratify and confirm whatsoever the said Attorney shall do or purport to do by virtue of these presents including in any such confirmation whatsoever as shall be done between the time of the revocation by any means of this Power of Attorney and the time of such revocation becoming known to the said Attorney.

11. And the Grantors and each of them hereby authorise and empower the said Attorney to acknowledge in their and each of their names and as their and each of their act and deed this Power of Attorney and to register and record the same in the proper office of the Dominion of Canada and to procure to be done any and every other act and thing whatsoever which may be in anywise requisite for authenticating and giving full effect to this Power 40

of Attorney according to the laws and usages of the said Dominion of Canada. Exhibits.

In witness whereof the Grantors have hereunto set their hands and seals this Sixteenth day of January One thousand nine hundred and twenty-five.

Signed sealed and delivered by the above }
 named Francis James de Mallet } " F. J. M. CUNYNGHAME " (Seal)
 Cunynghame and Raleigh Strong } " R. S. SMALLMAN " (Seal)
 Smallman in the presence of :—

" Wm. C. Coyle "

10 " Ernest Pask "

both of 38 Gresham House,
 London,
 Notary's Clerks.

D.34.
 Power of
 Attorney
 Cunyng-
 hame and
 Smallman to
 Treadgold
 16th Janu-
 ary, 1925—
continued.

D.35.—Power of Attorney, E. Y. Syndicate to A. N. C. Treadgold.

To all to whom these presents shall come The E. Y. Syndicate, Limited whose registered office is situate at Number 8 Queen Street in the City of London England (hereinafter called " the Company ") send greeting

20 Whereas the Company was incorporated under the Companies Acts 1908 to 1917 for the purpose of inter alia getting in various interests relating to the Klondike Goldfield Yukon Territory in the Dominion of Canada and of transferring such interests either directly or indirectly to the Yukon Consolidated Gold Corporation Limited a Company incorporated under the Laws of the Dominion of Canada or some other Canadian Company.

And whereas the Company are desirous of now proceeding with the transfer of such interests to the Yukon Consolidated Gold Corporation Limited or to the North Fork Power Company Limited.

30 And whereas Arthur Newton Christian Treadgold of Dawson Yukon Territory aforesaid Miner (hereinafter called " the Attorney ") is about to return to the Dominion of Canada and the Republic of the United States of America Now these presents witnesseth that the Company do hereby appoint the Attorney to be the Attorney of the Company in the name of the Company and on its behalf to do all and singular the following acts :—

1. In the name of the Company and as the act and deed of the Company to sign seal and deliver such Indentures as may be necessary requisite or advisable for transferring to the Yukon Consolidated Gold Corporation Limited or The North Fork Power Company Limited all or any of the present or future assets properties claims rights interests stocks shares debentures bonds or other securities of the Company.

40 2. From time to time to sell exchange surrender give up or dispose of any or all the assets properties claims rights interests stocks shares debentures bonds or other securities of the Company to the Yukon Consolidated Gold Corporation Limited or The North Fork Power Company Limited.

D.35.
 Power of
 Attorney
 E. Y. Syndi-
 cate to
 A. N. C.
 Treadgold,
 26th Nov-
 ember, 1924.

Exhibits.

—
D.35.

Power of
Attorney
E. Y. Syndi-
cate to
A. N. C.
Treadgold,
26th Nov-
ember, 1924
—continued.

3. To receive and give effectual receipts and discharges for all or any moneys which shall come to the hands of the said Attorney by virtue of the powers herein contained which receipts whether given in the name of the Company or in the name of the said Attorney shall exonerate the person or persons or corporation having such moneys from seeing to the application thereof or being responsible for the loss or misapplication thereof.

4. In the name of the Company and on behalf of the Company from time to time to apply for the registration of the Company either alone or jointly with any other person or persons firm or corporation as proprietor of any mining rights claims or leases or for registration of notices relating to any such mining rights claims or leases of any register in the Dominion of Canada and in the name of the Company to execute transfers and charges of any registered mining rights claims or leases and to discharge any encumbrances or charges and to hand over any certificate or certificates of charge relating to such registered mining rights claims or leases and to withdraw any application for registration and to approve in the name of the Company any entries framed or drawn by the Registrar for any such purposes as aforesaid and generally in the name of the Company and on its behalf to apply for and consent to the making of any entry or the modification withdrawal or discharge of any entry on the register kept for the purpose aforesaid or for or to any other order matter or thing authorised to be applied for or consented to in respect of the registration as aforesaid. 10

5. To execute sign enter into acknowledge perfect and make all such contracts conveyances assignments transfers surrenders releases re-conveyances assurances bills of sale deeds agreements instruments acts and things as shall be requisite or may be deemed proper for or in relation to all or any of the purposes or matters herein referred to.

6. To commence prosecute enforce defend answer or oppose all actions and other legal proceedings and demands touching any of the matters aforesaid or any other matters in which the Company are or might hereafter be interested or concerned and also if thought fit to compromise refer to arbitration abandon submit to judgment or become non-suited in any such action or proceeding as aforesaid. 30

7. To adjust settle compromise or submit to arbitration any accounts debts claims demands disputes and matters touching any of the matters aforesaid or any other matters which are now subsisting or may hereafter arise between the Company and any other person or persons firm or company or between the said Attorney and any other person or persons.

8. To vote at the Meetings of any Company or Companies and otherwise to act as the proxy or representative of the Company in respect of any shares or other securities now held or which may hereafter be acquired by the Company and for that purpose to sign and execute any proxies or other instruments in the name of the Company or on its behalf. 40

9. To appoint and employ any agents overseers receivers or other persons at such remuneration by way of salary commission or otherwise

as the Attorney may think proper and the same from time to time to dismiss and discharge and any others to appoint or employ in their stead.

10. And the Company hereby for itself and its successors ratify and confirm and agree to ratify and confirm whatsoever the said Attorney shall do or purport to do by virtue of these presents including any such confirmation whatsoever as shall be done between the time of the revocation by any means of this Power of Attorney and the time of such revocation becoming known to the said Attorney.

11. And the Company hereby authorises and empowers the said Attorney to acknowledge in its name and as its act and deed this Power of Attorney and to register and record the same in the proper office of the Dominion of Canada or the Republic of the United States of America and to procure to be done any and every other act and thing whatsoever which may be in anywise requisite or proper for authenticating and giving full effect to this Power of Attorney according to the laws and usages of the said Dominion of Canada and the Republic of the United States of America.

In witness whereof the Company has hereunto caused its Common Seal to be affixed this twenty-sixth day of November One Thousand nine hundred and twenty-four.

The Common Seal of the E. Y. Syndicate Limited was hereunto affixed in the presence of:—

(Seal of The E. Y. Syndicate Limited.)

“ ROBT. A. LAWTHER ” } Directors.
 “ R. C. FEILDING ” }
 “ RALEIGH S. SMALLMAN ” Secretary.

D.35.—Affidavit, R. S. Smallman as to execution of Power of Attorney E. Y. Syndicate to A. N. C. Treadgold.

30 City of London, }
 England. } SS.

I, Raleigh Strong Smallman, of No. 8, Queen Street, in the City of London, the Secretary of The E. Y. Syndicate Limited, of the same address, make oath and say as follows:—

1. That on the twenty-sixth day of November One thousand nine hundred and twenty-four, I was personally present and did see the Common Seal of The E. Y. Syndicate Limited aforesaid, affixed to the hereunto annexed Instrument in pursuance of a Resolution of the Board of Directors of the said Company, in the presence of Robert Allen Lawther and Rowland Charles Feilding, two of the Directors of the said Company and did also see the said Robert Allen Lawther and Rowland Charles Feilding sign the said Instrument.

Exhibits.
 D.35.
 Power of Attorney E. Y. Syndicate to A. N. C. Treadgold, 26th November, 1924
 —continued.

D.35.
 Affidavit of R. S. Smallman as to execution of Power of Attorney E. Y. Syndicate to A. N. C. Treadgold, 27th November, 1924.

D.36.—Agreement, A. N. C. Treadgold and North Fork Power Company Limited.

Exhibits.

Agreement made in duplicate at the City of Ottawa, this Ninth day of July, one thousand nine hundred and twenty-nine.

D.36.

Agreement
A. N. C.
Treadgold
and North
Fork Power
Company
Limited,
9th July,
1929.

BETWEEN

ARTHUR NEWTON CHRISTIAN TREADGOLD, of Dawson, Yukon Territory, Miner, (hereinafter called the "Vendor")

Of the first part;

AND

10 THE NORTH FORK POWER COMPANY, LIMITED, a company duly incorporated under the Companies Act, Canada, having its chief place of business at the City of Ottawa, Canada (hereinafter called the "Purchaser")

Of the second part.

Whereas the parties hereto are desirous of consolidating the various interests connected with the Klondike Gold Field.

And whereas the Vendor owns or controls certain securities, shares and interests hereinafter mentioned in connection therewith.

Now therefore this Agreement witnesseth:—

(1) The Vendor doth hereby agree to sell, transfer and convey to the Purchaser, or to its nominees, all his right, title and interest in the securities,
20 shares and interests hereinafter set out, to wit:—

\$ 455,686 Income Notes of The New North West Corporation, Limited.

\$ 457,934 Preferred "A" Stock of The New North West Corporation, Limited.

\$1,167,600 Preferred "B" Stock of The New North West Corporation, Limited.

\$3,044,614 Common Stock of The New North West Corporation, Limited.

\$750,000 Common Stock of Burrall and Baird, Limited.

30 All the interest of The Granville Mining Company, Limited, in the Debenture or equitable charge issued or agreed to be issued to The Granville Mining Company, Limited, by Burrall and Baird, Limited.

All other assets (if any) of The Granville Mining Company, Limited.

and
\$59,500. Common Stock of The Dominion Mining Company, Limited,

\$90,000. Common Stock of The Big Creek Mining Company, Limited.

\$70,025. Common Stock of The Sulphur Mining Company, Limited,

40

\$47,525. Common Stock of The Calder Mining Company, Limited,

Exhibits.
 D.36.
 Agreement
 A. N. C.
 Treadgold
 and North
 Fork Power
 Company
 Limited,
 9th July,
 1929—con-
 tinued.

\$126,400. Common Stock of The Dago Hill Mining Company, Limited.

\$30,000. Common Stock of The Canadian Klondyke Power Company, Limited, or of The Granville Power Company, Limited, as the case may be.

2. It is agreed that the above amounts are substantially correct and that delivery thereof has been made.

3. The consideration for the said sale by the Vendor above referred to is the sum of One Million Seven Hundred and Eighty-Eight thousand Nine Hundred (\$1,788,900.00) dollars, which sum the Purchaser agrees 10 to pay and satisfy by procuring the Yukon Consolidated Gold Corporation, Limited, (hereinafter referred to as "The Corporation") a body politic, duly incorporated under the laws of the Dominion of Canada, to allot and issue to the Purchaser, or to its nominees, as it may direct, 1,788,900 shares of the Corporation fully paid and non-assessable.

4. The Vendor covenants and agrees that he will use his best endeavour to acquire the following additional shares and securities, namely:—

\$414,730. Income Notes of The New North West Corporation, Limited,

\$149,848. Preferred "A" Stock of The New North West Corpora- 20 tion, Limited,

\$334,703. Common Stock of The New North West Corporation, Limited,

\$36,000. Common Stock of The Dominion Mining Company, Limited,

\$10,000. Common Stock of The Big Creek Mining Company, Limited,

\$18,500. Common Stock of The Dago Hill Mining Company, Limited,

and that when he acquires any of the said additional shares and securities 30 he will forthwith sell and transfer to the Purchaser, or to its nominee, or nominees, as the Purchaser may direct, such additional securities and the certificates and other documents representing the same, the consideration therefor to be paid by the Purchaser by procuring the Corporation to allot and issue to the Purchaser, or to its nominees as it may direct, Ordinary Shares of the Corporation fully paid and non-assessable calculated in respect of each such purchase at the rate stipulated respectively for each class of security as is shown and set forth in Paragraph 5 hereof.

5.—(a) One Ordinary share of the Corporation for each One (\$1.00) dollar face value of Income Notes of The New North West Corporation, 40 Limited,

(b) No consideration for the Preferred "A" shares of The New North West Corporation, Limited,

(c) One Ordinary Share of the Corporation for Ten (10) shares of the Common Stock of The New North West Corporation, Limited, Exhibits.

(d) One Ordinary Share of the Corporation for each Five (\$5.00) dollars nominal value of the Common Stock of The Dominion Mining Company, Limited, or of the Common Stock of The Big Creek Mining Company, Limited, or of the Common Stock of The Dago Hill Mining Company, Limited. D.36. Agreement A. N. C. Treadgold and North Fork Power Company Limited, 9th July, 1929—continued.

10 It is expected that the said additional securities will have been completely acquired by the 31st day of March, 1931, and the Purchaser covenants that it will from time to time, whenever the Vendor is ready to deliver any such additional securities, promptly procure the allotment and issue of the consideration therefor.

6. The Vendor undertakes and agrees to do or cause to be done all such further acts and things and to sign and execute all such further deeds, covenants, assignments and transfers as may be required for the carrying out of the terms of this agreement at the expense of the Purchaser.

7. The Vendor doth hereby remise, release and forever quitclaim unto the Purchaser, its successors and assigns all his right, title and interest 20 in and to any and all the securities and interests set out in Paragraph 1 hereof.

8. This Agreement shall enure to the benefit of the heirs, administrators and assigns and the successors and assigns of the parties hereto respectively.

In witness whereof the Vendor hath hereunto set his hand and seal, and the Purchaser hath caused its corporate seal to be hereunto affixed duly attested by the proper officers in that behalf, the day and year first above written.

“ A. N. C. TREADGOLD ” (Seal)

“ Edith Sharp ”

30 Witness as to signature of A. N. C. Treadgold.

The North Fork Power Company, Limited,
by, “ F. H. CHRYSLER
Vice-President ”
and, “ NORMAN G. LARMONTH,
Director ”

Seal—

40 The North Fork Power Company, Limited, Incorporated 1911.

Exhibits. Dominion of Canada; Province }
 ——— of Ontario; County of }
 D.36. Carleton,

Agreement
 A. N. C.
 Treadgold
 and North
 Fork Power
 Company
 Limited,
 9th July,
 1929—con-
 tinued.

To Wit :—

I, Edith Sharp, of the City of Ottawa, in the County of Carleton and Province of Ontario, Stenographer, make oath and say :—

1. That I was personally present and did see the within instrument and a duplicate thereof duly signed sealed and executed by Arthur Newton Christian Treadgold, one of the parties thereto.

2. That I know the said party.

10

3. That the said instrument and duplicate were executed at the City of Ottawa.

4. That I am a subscribing witness to the said instrument and duplicate.

Sworn before me at the City of Ottawa, }
 in the County of Carleton, this 17th } " EDITH SHARP "
 day of July, A.D.1929.

" H. R. DALE HARRIS, "

A Commsr, etc.

D.37.
 Agreement
 North Fork
 Power
 Company
 Limited and
 Yukon Con-
 solidated
 Gold Cor-
 poration
 Limited,
 12th July,
 1929.

D.37.—Agreement, North Fork Power Company Limited and Yukon Consolidated Gold Corporation Limited.

20

Agreement made in duplicate at the City of Ottawa, this 12th day of July, one thousand nine hundred and twenty-nine.

BETWEEN

THE NORTH FORK POWER COMPANY, LIMITED, a company duly incorporated under the Companies Act, Canada, having its chief place of business at the City of Ottawa, Canada, (hereinafter called the " Vendor ") - - *Of the First Part;*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED, a company duly incorporated under the Companies Act, Canada, having its chief place of business at the said City of Ottawa, (hereinafter called the " Purchaser ") - - *Of the Second Part.*

30

Whereas the Purchaser is desirous of consolidating the various interests connected with the Klondike Gold Field,

And whereas the Vendor is the owner of certain securities, shares and interests hereinafter mentioned, and has offered to sell and transfer to the Purchaser the said securities, shares and interests.

Now therefore this agreement witnesseth :

(1) The Vendor hereby agrees to sell, transfer and convey all its right, title and interest in the said securities, shares and interests hereinafter set out, to wit :—

| | | |
|----|--------------|---|
| | \$455,686. | Income Notes of The New North West Corporation, Limited, |
| | \$457,934. | Preferred " A " Stock of The New North West Corporation, Limited, |
| 10 | \$1,167,600. | Preferred " B " Stock of The New North West Corporation, Limited, |
| | \$3,044,614. | Common Stock of The New North West Corporation, Limited, |
| | \$750,000. | Common Stock of Burrall and Baird, Limited, |

All the interest of The Granville Mining Company, Limited, in the Debenture or equitable charge issued or agreed to be issued to The Granville Mining Company, Limited, by Burrall and Baird, Limited.

All other assets (if any) of The Granville Mining Company, Limited.

And

| | | |
|----|------------|---|
| 20 | \$59,500. | Common Stock of The Dominion Mining Company, Limited, |
| | \$90,000. | Common Stock of The Big Creek Mining Company, Limited, |
| | \$70,025. | Common Stock of The Sulphur Mining Company, Limited, |
| | \$47,525. | Common Stock of The Calder Mining Company, Limited, |
| | \$126,400. | Common Stock of The Dago Hill Mining Company, Limited, |
| | \$30,000. | Common Stock of The Canadian Klondyke Power Company, Limited, or of The Granville Power Company, Limited, as the case may be. |

30 It is agreed that the above amounts are substantially correct and that delivery thereof has been made.

(2) The consideration for the said sale by the Vendor above referred to is the sum of one million seven hundred and eighty-eight thousand nine hundred (\$1,788,900) dollars, which sum the purchaser agrees to pay and satisfy forthwith by the allotment and issue to the Vendor, or to its nominees, of the following shares of the Purchaser fully paid and non-assessable, namely :—

1,788,900 Ordinary Shares of a par value of One (\$1.00) dollar each.

40 (3) The Vendor covenants and agrees that it will use its best endeavour to acquire the following additional securities, namely :—

| | | |
|--|------------|---|
| | \$414,730. | Income Notes of The New North West Corporation, Limited, |
| | \$149,848. | Preferred " A " stock of The New North West Corporation, Limited, |

Exhibits.

D.37.
Agreement
North Fork
Power
Company
Limited and
Yukon Con-
solidated
Gold Cor-
poration
Limited,
12th July,
1929—con-
tinued.

| | | |
|---|------------|--|
| Exhibits. | \$334,703. | Common Stock of The New North West Corporation, Limited, |
| D.37. | \$36,000. | Common Stock of The Dominion Mining Company, Limited, |
| Agreement North Fork Power Company Limited and Yukon Consolidated Gold Corporation, Limited, 12th July, 1929—continued. | \$10,000. | Common Stock of The Big Creek Mining Company, Limited, |
| | \$18,500. | Common Stock of The Dago Hill Mining Company, Limited, |

and that, whenever it acquires any of the said additional securities, it will forthwith sell and transfer to the Purchaser such additional securities and the certificates and other documents representing the same, the consideration therefor to be paid and satisfied by the allotment and issue to the Vendor, or to its nominees, of Ordinary Shares of the Purchaser fully paid and non-assessable calculated in respect of each such purchase at the rate stipulated respectively for each class of security as is shown and set forth in Paragraph 4 hereof. 10

(4)—(a) One Ordinary Share of the Purchaser for each One (\$1.00) dollar face value of Income Notes of The New North West Corporation, Limited,

(b) No consideration for the Preferred "A" shares of The New North West Corporation, Limited, 20

(c) One Ordinary Share of the Purchaser for Ten (10) shares of the Common Stock of The New North West Corporation, Limited,

(d) One Ordinary Share of the Purchaser for each Five (\$5.00) dollars nominal value of the Common Stock of The Dominion Mining Company, Limited, or of the Common Stock of The Big Creek Mining Company, Limited, or of the Common Stock of The Dago Hill Mining Company, Limited.

(5) It is expected that the said additional securities will have been completely acquired by the 31st day of March, 1931, and the Purchaser covenants that it will from time to time, whenever the Vendor (or its assigns) is ready to deliver any of such additional securities, promptly deliver the consideration therefor. 30

(6) The Vendor undertakes and agrees to do or cause to be done all such further acts and things and to sign and execute all such further deeds, covenants, assignments and transfers as may be required for the carrying out of the terms of this agreement at the expense of the Purchaser.

(7) And the Vendor doth hereby remise, release and forever quitclaim unto the Purchaser, its successors and assigns, all its right, title and interest in and to any and all the securities and interests set out in Paragraph (1) hereof. 40

(8) This agreement shall enure to the benefit of the successors and assigns of both the parties hereto, respectively.

In witness whereof the parties hereto have caused their corporate seals to be hereunto affixed duly attested by the proper officers of each of them in that behalf respectively, the day and year first above written.

Seal—
The North Fork
Power Company,
Limited,
Incorporated 1911.

10

Seal—
The Yukon Con-
solidated Gold
Corporation,
Limited,
Incorporated 1923.

The North Fork Power Company, Limited,
by, " F. H. CHRYSLER,
Vice-President "

and, " Norman G. Larmonth,
Director "

The Yukon Consolidated Gold Corporation, Limited,

by, " F. H. CHRYSLER,
Vice-President "

and, " J. B. WATSON,"
Secretary "

Exhibits.
—
D.37.
Agreement
North Fork
Power
Company
Limited and
Yukon Con-
solidated
Gold Cor-
poration,
Limited,
12th July,
1929—*con-
tinued.*

D.38.—Letter, L. Harrison to A. N. C. Treadgold.

20

Redcot,
Cobham, Surrey,
22nd January 1923.

D.38.
Letter,
L. Harrison
to A. N. C.
Treadgold,
22nd Janu-
ary, 1923.

A. N. C. Treadgold, Esq.
Dear,

In consideration of your services in consolidating the various Klondike interests in the Yukon Consolidated Gold Corporation, the proposed new Company, to take over all the interests, and of your undertaking that the said new Company when formed, shall take over my interest in Burrall & Baird Ltd., (Successors to The Canadian Klondike Mining Co., Ltd.) I

30

agree hereby to sell and transfer to you or your nominee all my interest in the appended agreements (a) between The Granville Company etc., and E. C. Erbslow and (b) between E. C. Erbslow and myself and all other (if any) my interest in Burrall & Baird Ltd., for the price of £33,000 to be satisfied by the issue to me or to my nominee of £8,000 of the preferred shares nominal value and £25,000 nominal value of the Ordinary Shares of the said Yukon Consolidated Gold Corporation, whose capital is to be not more than £600,000 or \$3,000,000.00 of Preferred Shares and £600,000 or \$3,000,000.00 of Ordinary Shares, making in all a capital of £1,200,000 or \$6,000,000.00. The Company is to be formed without unreasonable delay, and I should be

40

pleased to find that it has been formed by 17th April 1923.

Yours faithfully,
(Sgd) LAURENCE HARRISON.

Exhibits.

D.39.—Certified Copy of Pleadings and Judgment in Harrison & Treadgold.

(Certificate of Official Document).

D.39.
Certified
copy of
Pleadings
and Judgment
in
Harrison
and Tread-
gold.

DOMINION OF CANADA.

Province of Ontario } I, FREDERICK ARTHUR MAGEE of the City of Ottawa in
To Wit : } the County of Carleton, Local Registrar of the
Supreme Court of Ontario at Ottawa

Do hereby certify that the annexed paper writing each page of which is stamped with my seal of office as identifying the same, contains a true copy of the pleadings and Judgment In a certain action pending in said Court at Ottawa wherein Laurence Harrison was Plaintiff and Arthur Newton Christian Treadgold, Edgar M. Williamson and The Yukon Consolidated Gold Corporation Limited were Defendant. 10

That I have carefully compared the said transcript with the original said pleadings and judgment of record in my said office, that it is a true transcript thereof and that I am the officer duly authorized to give this Certificate.

In witness whereof I have hereunto set my hand and seal of office this 25th day of October, A.D. 1935.

“ F. A. MAGEE.”

Local Registrar at Ottawa. 20

Seal
Local Registrar
Supreme Court of Ontario
Ottawa.

IN THE SUPREME COURT OF ONTARIO.

Writ issued the Twenty-sixth day of December, A.D. 1930.

BETWEEN :

LAURENCE HARRISON - - - - - Plaintiff

AND

ARTHUR NEWTON CHRISTIAN TREADGOLD, EDGAR M. WILLIAMSON AND 30
THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED Defendants.

STATEMENT OF CLAIM.

1. The Plaintiff resides at Cobham in the County of Surrey, England. The Defendants Arthur Newton Christian Treadgold and Edgar M. Williamson reside at London, England. The Defendant The Yukon Consolidated Gold Corporation Limited is a Company incorporated under the Companies Act (Canada) and has its Head Office at the City of Ottawa, in the Province of Ontario.

2. The Plaintiff in and prior to the year 1925 was the owner of certain interests in the Klondike Mining Field in Canada consisting of certain shares and securities in divers Companies operating or holding certain properties, assets and interests in said Klondike Field, and in or about the year 1922 associated himself with certain other parties in a project for the consolidation of all the then existing gold mining properties and operations in the Klondike under one ownership, control and management, including the taking over of all the Plaintiff's said interests.

10 3. As a result of the preliminary negotiations and discussions the Defendant Company The Yukon Consolidated Gold Corporation Limited was Incorporated by Letters Patent under The Companies Act (Canada) dated the 14th of April 1923 with an authorised capital Stock of \$6,000,000.00 divided into 6,000,000 Ordinary Shares with a par value of \$1.00 each, 500,000 of such Shares being subsequently converted by By-law of the Company into 8% Cumulative Preferred Shares.

4. The said Company by its Charter of Incorporation inter alia was expressly authorised and empowered :—

20 (a) To acquire shares, stock, debentures, income notes and other securities of Burrall & Baird Limited, the Dominion Mining Company Limited, The Big Creek Mining Company Limited, the Sulphur Mining Company Limited, The Calder Mining Company Limited, The Dago Hill Mining Company Limited, The Deep Vale Mining Company Limited, The New North West Corporation Limited and The Canadian Klondike Power Company Limited, all being Companies incorporated under the provisions of The Companies Act Canada 1906 and amending Act and carrying on business in the Yukon Territory of the Dominion of Canada for such price or for such consideration as may be agreed upon ;

30 The Plaintiff craves leave to refer in full to the said Letters Patent of Incorporation on the trial of this action.

5. The said Company was organised as part of the said scheme of consolidation, the ultimate goal towards which the various interested parties were working, the intention being that all the various mining properties aforementioned, including the entire assets and holdings of the various companies and interests, the subject matter of the proposed consolidation, were to be acquired and taken over by it so as to provide one single ownership management and control.

40 6. The Defendant Treadgold who at one time had been interested in the Klondike field but who at the period in question had no financial interest therein but had considerable information with reference to properties and assets intended to be acquired, and Klondike conditions generally, took part in these preliminary discussions and negotiations and interested himself in the proposed scheme of consolidation.

7. For the purpose of the sale and transfer of his properties, securities and assets to the new Corporation, the Plaintiff was represented by Francis

Exhibits.
—
D.39.
Certified
copy of
Pleadings
and Judg-
ment in
Harrison
and Tread-
gold—con-
tinued.

Exhibits.
 —
 D.39.
 Certified
 copy of
 Pleadings
 and Judgment
 in
 Harrison
 and Tread-
 gold—con-
 tinued.

James de Mallet Cunynghame and Raleigh Strong Smallman, both of the City of London, England, as his trustees.

8. In the month of February 1925 under and by virtue of two certain Agreements as follows:—

(a) A certain Agreement dated 11th February 1925 between the said Francis James de Mallet Cunynghame and Raleigh Strong Smallman, the aforementioned Trustees, and The E. Y. Syndicate Limited as Vendors and The North Fork Power Company Limited as Purchasers; and

(b) A certain Agreement dated 19th February 1925 between 10
 The North Fork Power Company Limited as vendors, and The Yukon Consolidated Gold Corporation Limited as Purchasers

to which Agreements the Plaintiff also craves leave to refer in full at the trial of this action, the Plaintiff, as consideration for the sale and transfer of his said properties, securities and assets, became entitled to receive certain Shares of the Defendant Company The Yukon Consolidated Gold Corporation Limited, to wit, 136,000 8% Cumulative Convertible Preferred Shares and 2,191,600 Ordinary Shares, and the issue and allotment of said shares was duly authorised by the said The Yukon Consolidated Gold Corporation Limited.

20

9. In pursuance thereof 1,000,000 ordinary Shares of the said The Yukon Consolidated Gold Corporation Limited were issued to the Plaintiff in February 1925 and four Share Certificates of the Company each for 250,000 Ordinary Shares were issued in the name of the Plaintiff, being Certificates Numbers 044, 045, 046 and 047, all dated 28th February 1925, but the same were never in fact delivered to the Plaintiff.

10. In or about the month of March 1927 the Defendant Treadgold, who then was and still is the President of the Defendant Company, and being then in London, England, produced the said four Share Certificates to the Plaintiff and stating and representing to the Plaintiff that he, the Defendant, 30
 Treadgold, was about to leave for Canada to attend certain Meetings of the Defendant Company, and that he desired to have the Plaintiff's Proxy to vote at such Meetings, and that a form of proxy was endorsed on the backs of said Certificates requested the Plaintiff to sign said Proxies.

11. The Plaintiff upon the faith of such representation and statements, and relying upon the truth and accuracy thereof signed the said forms so endorsed on the backs of said four Share Certificates and handed the said Certificates to the Defendant Treadgold.

12. The said Statements and representations were false to the knowledge of the said Defendant Treadgold.

40

13. Several months later, after the signing of said forms, to wit, in the summer or autumn of 1927, the Plaintiff became apprehensive and suspicious that the said forms so signed by him as aforesaid were not in fact forms of proxy but absolute transfers of the Shares represented by the said Certificates, and immediately notified the Company of the facts and circumstances,

and requested that the said pretended transfers be not acted upon or recognised by the Company, and requested the return to him of his said Share Certificates.

14. The Plaintiff says, and the fact is, that in the month of November or December 1927, the said forms of transfer were completed by the Defendant Treadgold in favour of himself as to 250,000 Shares and in favour of the Defendant Williamson as to 750,000 Shares and that such transfers were accepted and acted upon by the Defendant Company, the said four Share Certificates being cancelled and new Share Certificates being issued in the name of the Defendant Treadgold for 250,000 Ordinary Shares and in the name of the Defendant Williamson for 750,000 Ordinary Shares, the said Treadgold and Williamson being registered in the books of the Defendant Company as the holders of said Shares. The said new Certificates or other Certificates replacing the same and in the names of persons other than the Plaintiffs, are outstanding at the present time.

“ Amended this 8th day of December 1931 pursuant to the Order of the Local Master at Ottawa dated the 7th day of December 1931.

(Sgd.) F. A. MAGEE

Local Registrar.”

15. The Plaintiff says that he has never received any consideration for the transfer of his said 1,000,000 Ordinary Shares.

16. The Plaintiff further says that the Defendant Williamson has given no consideration for the said 750,000 Shares so transferred into his name, as aforesaid, but held or holds the same by himself or his nominee or nominees for and on behalf of or as Trustee of the Plaintiff, or for the Defendant Treadgold as representing the Plaintiff, or in any event that the said Williamson was fully aware of the facts and circumstances under which the transfers of the said 1,000,000 Shares were obtained from the Plaintiff by the Defendant Treadgold as hereinabove set forth.

17. The Plaintiff has made repeated efforts to have the said transfers cancelled, and his said 1,000,000 Ordinary Shares returned to him, but without result.

18. The Plaintiff further says that in connection with the sale of his said properties, securities and assets to the Defendant Company and the receipt of the share consideration therefor the Plaintiff on or about the 29th day of May 1925 gave to the Defendant Treadgold a Power of Attorney empowering the Defendant Treadgold on behalf of the Plaintiff to do all things necessary to obtain delivery of the Shares in the Defendant Company to which the Plaintiff was entitled and to deal with the same for the benefit of the Plaintiff, but that the Defendant Treadgold has not accounted to the Plaintiff for the Plaintiff's said Shares or for any acts done by the said Treadgold pursuant to the said Power of Attorney.

19. The Plaintiff says that he has suffered great loss and damage in consequence of the matters hereinbefore mentioned.

Exhibits.

D.39.

Certified copy of Pleadings and Judgment in Harrison and Treadgold—continued.

Exhibits.

D.39.
Certified
copy of
Pleadings
and Judgment
in
Harrison
and Tread-
gold—con-
tinued.

20. The Plaintiff therefore claims:—

(a) A declaration that the said transfers and assignments of 1,000,000 Ordinary Shares in the Capital Stock of the Defendant Company, signed by him in or about the month of March 1927, at the request of the Defendant Treadgold, were obtained by misrepresentation and fraud on the part of the Defendant Treadgold, that the same are void and of no effect, and that the same and the registration thereof in the books of the Defendant Company be vacated and set aside and the Share Register of the Company rectified accordingly. 10

(b) Judgment directing that the Share Certificates representing the said 1,000,000 Ordinary Shares, or Share Certificates for an equivalent number of Ordinary Shares in the Capital Stock of the Defendant Company, be delivered up by the Defendants Treadgold and Williamson for cancellation, and that the Defendant Company issue in lieu of such cancelled Certificates new Share Certificates in favour of the Plaintiff for 1,000,000 Ordinary Shares and register the Plaintiff in its books as the holder thereof.

(c) An accounting by the Defendant Treadgold in respect of all Shares in the Defendant Company obtained or received by him pursuant to the said Power of Attorney and of all dealings with the said Shares and all transactions, acts, matters and things done or performed or purporting to have been done or performed by him pursuant to the said Power of Attorney or without right and in pretended exercise of the powers conferred by the said Power of Attorney. 20

(d) In the alternative the Plaintiff repeats the foregoing allegations of misrepresentation and fraud and claims to recover from the Defendants Treadgold and Williamson 1,000,000 Ordinary Shares in the Capital Stock of the Defendant Company. 30

The Plaintiff also claims:—

(e) An Injunction restraining the Defendant Treadgold, pending the trial or other final disposition of this action, from voting upon Ordinary Shares of the Capital Stock of the Defendant Company to the extent of 1,000,000 Ordinary Shares, and from selling, transferring or otherwise dealing with any shares in the said Company now held in his name or on his behalf; also an Injunction restraining the Defendant Edgar M. Williamson, pending the trial or other final disposition of this action, from selling, transferring or otherwise dealing or voting upon any shares in the said Company now held in his name or on his behalf and transferred to or received by him from the Defendant Treadgold. 40

(f) An Injunction restraining the Defendant Company or any officer or officers thereof, pending the trial or other final disposition of this action, from accepting, acting upon, recording or registering

any transfer from the Defendant Treadgold or the Defendant Williamson of any Shares in the Capital Stock of the Defendant Company and from accepting or recording any vote or votes by or from the Defendant Treadgold in respect of all or any part of 1,000,000 Ordinary Shares in the Capital Stock of the Defendant Company, or any vote or votes by or from the Defendant Williamson in respect of any shares in the Capital Stock of the Defendant Company transferred to or received by him from the Defendant Treadgold.

Exhibits.
—
D.39.
Certified copy of Pleadings and Judgment in Harrison and Treadgold—continued.

10 (g) An Injunction restraining the holding of the Annual General Meeting of the Shareholders of The Yukon Consolidated Gold Corporation Limited called to be held on 30th December 1930, or the calling or holding of any other Meeting of the Shareholders of the said Company, pending the trial or other final disposition of this action.

(h) Judgment against the Defendant Treadgold in the sum of \$1,000,000.00 damages for misrepresentation and fraud.

(i) Such further and other relief as the nature of the case may require and as to this Honourable Court may seem meet.

20 (j) His costs of this action.

The Plaintiff proposes that this action shall be tried at the City of Ottawa.

Delivered this 6th day of January A.D. 1931, by Messrs. Powell, Snowdon & Matheson of No. 48 Sparks Street, Ottawa, Canada, Solicitors for the Plaintiff.

“Amended this 8th day of January 1931 pursuant to Consent filed.
(Sgd.) F. A. MAGEE
Local Registrar at Ottawa.”

IN THE SUPREME COURT OF ONTARIO.

BETWEEN

30 LAURENCE HARRISON - - - - - Plaintiff

AND

ARTHUR NEWTON CHRISTIAN TREADGOLD, EDGAR M. WILLIAMSON and THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED - - - - - Defendants.

AMENDED STATEMENT OF DEFENCE OF A. N. C. TREADGOLD amended pursuant to the order of the Local Master at Ottawa dated the 7th December, 1931.

1. The defendant Treadgold admits paragraph 1, except as to the 40 residence of the plaintiff.

Exhibits.
 ———
 D.39.
 Certified
 copy of
 Pleadings
 and Judg-
 ment in
 Harrison
 and Tread-
 gold—con-
 tinued.

2. The defendant Treadgold denies paragraphs 2, 6, 7, 10, 11, 13, 17 and 19.

3. The defendant Treadgold admits paragraphs 3 and 4.

4. As to paragraph 5, the defendant Treadgold says that the Charter of the defendant Company speaks for itself and the defendant Treadgold craves for leave to produce said Charter at the trial of this action.

5. As to paragraph 8, the defendant Treadgold admits the execution of the agreements of the 11th and 19th February, 1925, but denies that the plaintiff ever became entitled to receive any of the shares in the said agreements provided for. 10

6. As to paragraph 9, the defendant Treadgold denies that the 1,000,000 ordinary shares issued in the name of the defendant Treadgold in four scrips numbered as in said paragraph stated, were issued to him in pursuance of the agreements of the 11th and 19th of February, but says that the same were issued in his name for the said defendant and the latter's account.

7. As to paragraph 12, the defendant Treadgold denies that he ever made the representations referred to.

8. As to paragraph 14, the defendant Treadgold admits that he completed the assignments of the share certificates in question.

9. As to paragraph 15, the defendant Treadgold repeats that the plaintiff was never entitled to receive any consideration for the transfer of the said 1,000,000 ordinary shares 20

10. As to paragraph 18, the defendant Treadgold says that the power of attorney mentioned in the said paragraph speaks for itself and craves leave to refer to the said power of attorney at the trial of this action.

11. The defendant Treadgold claims that this action, as well as the interim injunctions, should be dismissed and dissolved with costs.

Delivered at Ottawa, the 15th day of December, 1931.

BELCOURT, LEDUC & GENEST,
 Solicitors for the defendant Treadgold. 30

IN THE SUPREME COURT OF ONTARIO.

BETWEEN

LAURENCE HARRISON - - - - - *Plaintiff*

AND

ARTHUR NEWTON CHRISTIAN TREADGOLD, EDGAR M. WILLIAMSON and THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED - - - - - *Defendants.*

STATEMENT OF DEFENCE OF EDGAR M. WILLIAMSON.

The defendant denies all and every one of the statements and matters contained in the statement of claim. 40

The defendant claims that this action, as well as the interim injunctions, should be dismissed and dissolved with costs.

Delivered at Ottawa, January 8th, 1931, by

BELCOURT, LEDUC & GENEST,
Solicitors for the defendant Williamson.

Exhibits.
D.39.
Certified copy of Pleadings and Judgment in Harrison and Treadgold—continued.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN

LAURENCE HARRISON - - - - - Plaintiff

AND

10 ARTHUR NEWTON CHRISTIAN TREADGOLD, EDGAR M. WILLIAMSON and THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED - - - - - Defendants.

AMENDED STATEMENT OF DEFENCE OF THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED.

1. The defendant, The Yukon Consolidated Gold Corporation, Limited, admits the allegations contained in paragraph one of the plaintiff's statement of Claim.

2. The defendant, The Yukon Consolidated Gold Corporation, Limited, submits that all the other allegations contained in the Statement of Claim 20 of the plaintiffs disclose no cause of action against this defendant.

3. The defendant, The Yukon Consolidated Gold Corporation, Limited submits that this action should be dismissed as against it with costs.

Delivered this 20th day of November A.D. 1931, by Gauvreau Burns & Burrows, 45 Rideau St., Ottawa, Solicitors for the defendant The Yukon Consolidated Gold Corporation, Limited.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN

LAURENCE HARRISON - - - - - Plaintiff

AND

30 ARTHUR NEWTON CHRISTIAN TREADGOLD, EDGAR M. WILLIAMSON and THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED - - - - - Defendants.

JOINDER OF ISSUE.

1. The plaintiff joins issue with the Statement of Defence of the defendant Arthur Newton Christian Treadgold herein.

Delivered this 10th day of January A.D. 1931, by Messrs. Powell, Snowdon & Matheson of No. 48 Sparks Street, Ottawa, Canada, Solicitors for the plaintiff.

Exhibits.

D.39.
Certified
copy of
Pleadings
and Judg-
ment in
Harrison
and Tread-
gold—con-
tinued.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN

LAURENCE HARRISON - - - - - *Plaintiff*

AND

ARTHUR NEWTON CHRISTIAN TREADGOLD, EDGAR M. WILLIAM-
SON and THE YUKON CONSOLIDATED GOLD CORPORATION
LIMITED - - - - - *Defendants.*

JOINDER OF ISSUE.

1. The plaintiff joins issue with the Statement of Defence of the defendant Edgar M. Williamson herein. 10

Delivered this 10th day of January A.D. 1931 by Messrs. Powell, Snowdon & Matheson, of No. 48 Sparks Street, Ottawa, Canada, solicitors for the plaintiff.

IN THE SUPREME COURT OF ONTARIO.

The Honourable } Friday the 18th day of March, A.D. 1932.
Mr. Justice Raney }

BETWEEN

LAURENCE HARRISON - - - - - *Plaintiff*

AND

ARTHUR NEWTON CHRISTIAN TREADGOLD, EDGAR M. WILLIAM-
SON and THE YUKON CONSOLIDATED GOLD CORPORATION
LIMITED - - - - - *Defendants.* 20

1. This action having come on for trial before this Court at the Sittings thereof holden at the City of Ottawa in the County of Carleton for the trial of actions without a Jury on the 17th and 18th days of March, A.D. 1932, in the presence of Counsel for all parties, upon hearing read the Pleadings and upon hearing the evidence adduced, including the evidence taken on Commission, and upon hearing what was alleged by Counsel aforesaid.

2. This Court doth declare that the Plaintiff is entitled to recover from the Defendant Treadgold 6,667 fully paid up Preferred Shares and 156,333 fully paid up Ordinary Shares of the capital stock of the Defendant The Yukon Consolidated Gold Corporation Limited and doth order and adjudge the same accordingly. 30

3. And this Court doth further order and adjudge that the Defendant Treadgold do forthwith transfer or cause to be transferred or issued to the Plaintiff 6,667 fully paid up Preferred Shares and 156,333 fully paid up Ordinary Shares of the capital stock of the Defendant the Yukon Consolidated Gold Corporation Limited, and do all such acts, matters and things

as may be necessary to cause the Plaintiff to be registered on the share register of the said Company as the holder of the said Preferred and Ordinary Shares.

Exhibits.

—
D.39.

4. And this Court doth further order and adjudge that the Plaintiff do recover from the defendant Treadgold his costs of this action forthwith after taxation thereof and that the Defendant Company do recover from the Defendant Treadgold its costs of this action forthwith after taxation thereof.

Certified
copy of
Pleadings
and Judgment in
Harrison
and Tread-
gold—con-
tinued.

5. And this Court doth further order and adjudge that the said action as against the Defendant Edgar M. Williamson be and the same is hereby
10 dismissed without costs.

6. And this Court doth further order and adjudge that if the foregoing Judgment contained in Paragraph 3 hereof is not satisfied forthwith, the Defendant The Yukon Consolidated Gold Corporation Limited upon payment by the Plaintiff to the said Defendant Company of the Defendant Company's costs of this action after taxation thereof, shall forthwith issue and deliver to the Plaintiff out of the shares standing in the name of the Defendant Treadgold in the Register of Shareholders of the Defendant Company immediately prior to the date of this Judgment, 6,667 fully paid up Preferred Shares and 156,333 fully paid up Ordinary Shares of the capital
20 stock of the said Company and that the issue and delivery of said 6,667 fully paid up Preferred Shares and 156,333 fully paid up Ordinary Shares to the Plaintiff by the Defendant Company shall be deemed to be a compliance by the Defendant Treadgold with the terms of Paragraph 3 hereof.

7. And this Court doth further order and adjudge that the Defendant Treadgold do pay to the Plaintiff any costs paid by the Plaintiff to the Defendant Company under the provisions of Paragraph 6 hereof.

Judgment signed this 9th day of November, A.D. 1932.

(Sgd) F. A. MAGEE,

Local Registrar S.C.O. at Ottawa.

30 "Entd 7 J.B.

No. 246.

Folio 231.

Nov. 15, 1932.

C.C."

Exhibits.

D.41.—Letter, A. N. C. Treadgold to Taylor.

D.41.

CHATEAU LAURIER, OTTAWA.

Letter,
A. N. C.
Treadgold
to Taylor,
2nd August,
1931.

Ottawa, Ont.,
2 Aug. 1931.

Private.

Gordon Taylor, Esq.

Dear Taylor,—

Belcourt was not able to do me a letter yesterday but got to it to-day and very kindly wrote it ready for me but it is quite impossible in this village to get it properly typed today (Sunday). I therefore send you same in my own handwriting (enclosed) from Montreal on my way to New York. 10

The so-called “*profit*” shares is a very misleading term as applied to *any* shares of Yukon Consolidated, because we were all, except *one* of my subscribers only, endeavouring to get back our losses. But, of course, Belcourt means *that* (large) part about 2,000,000 shares of the 1925 issue of shares (3,750,000) which remained in my hands after I had delivered all the shares which I had contracted to deliver to the parties who had come in under the first agreement (1925) as distinct from the large number of people (holders of many obligations and shares of the old Companies) whom I gathered in between 1926 and 1929 (inclusive). These obligations and shares I turned 20 in under the 12 July 1929 agreement.

I gave my own (the so-called “*profit*”) shares to these holders during 1926–1929 and got back by the 1929 agreement 1,788,900 shares in place of the, roughly, 2,000,000 shares which I obtained as profit (so-called) from the 1925 agreement. My enemies are endeavouring to show (1) that I had no right to any “*profit*” in 1925 and (2) no right to any shares in replacement of my profit shares (of 1925) under the agreement of 1929; In other words they claim that I am not entitled to any shares at all. It is a fantastic claim and would not be formidable at all, if I were not promoter and high priest of the consolidation and, from 1925, President of the Consolidated Company. Even so, however, my obvious motive and everybody’s obvious motive in labouring for the consolidation was to get shares of the Consol’d Company (there has, of course, been no cash to divide) and as many as possible of such shares. 30

I have purposely enclosed one certificate only No. 0370 for 116,100 shares because it is a certificate handled entirely by the Chryslers and (the late) Norman Larmouth and it is one of the 1925 lot. It is not in the least likely to be attacked, because the enemy would be forced to attack the shares of about 1,400 holders in exactly the same class and they would not in any event dare to do that. 40

If for any reason you should wish further shares as security for your 2,500, I will sign and send a transfer for same, which would, if you need them, be on account of my big lump (1,788,900) which are really under attack.

I am expecting to sail tomorrow (Monday) night but am not certain to; but I will send you a line. Exhibits.

There are many signs of trouble among the enemy but you must not rely on anything among such capricious folk. I shall not send for you, unless I am quite sure it is worth while coming (for you) all the way to London.

Make the interest fair and the time to suit yourself (on the long side).

Yours faithfully,

A. N. C. TREADGOLD.

D.41.
Letter,
A. N. C.
Treadgold
to Taylor,
2nd August,
1931—con-
tinued.

10 Cable address always "Treadgold, London," Mail A. N. C. Treadgold, 8, Queen Street, London, E.C.4, England.

I wired you from Montreal last night and am now sending this from New York registered.

It would be best for me if you would with 2,500 buy Sterling, and cable it to my credit with Canadian Bank of Commerce, London, England, through Canadian Bank of Commerce, Toronto. But I am known to Bank of Montreal, Threadneedle Street, London also, and you don't need to hurry—best do it on Friday. I reach London early Monday, August 10th.

20 **D.42.—Agreement, North Fork Power Company Limited and Yukon Consolidated Gold Corporation Limited.**

Agreement made in duplicate at the City of Ottawa this sixteenth day of July, one thousand nine hundred and twenty-nine.

BETWEEN :

THE NORTH FORK POWER COMPANY, LIMITED (a company duly incorporated under the Companies Act, Canada, having its chief place of business at the City of Ottawa, Canada, hereinafter called the "Vendor") - *Of the first part;*

AND

30 THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED, (a company duly incorporated under the Companies Act, Canada, having its chief place of business at the said City of Ottawa, hereinafter called the "Purchaser")

Of the second part.

Whereas the Vendor is desirous of bringing about the consolidation of the various interests connected with the Klondyke Gold Field, and has acquired for that purpose certain properties and securities;

And whereas the Vendor has offered to sell and to transfer to the Purchaser the said properties and securities;

Exhibits.

D.42.
 Agreement
 North Fork
 Power
 Company
 Ltd. and
 Yukon Con-
 solidated
 Gold Cor-
 poration
 Ltd.,
 16th July,
 1929—con-
 tinued.

Now therefore this Agreement witnesseth :—

1. The Vendor doth hereby agree to sell, transfer and convey to the Purchaser all its right, title and interest in and to the Scheduled Properties, to wit;

THE SCHEDULED PROPERTIES.

(a) The Bonanza Creek Hydraulic Concession, known upon the Records as Hydraulic Mining Lease Number V. (five) J.B.W.

(b) A controlling interest amounting to about 75% of the shares of Bonanza Creek Gold Mining Company, Limited.

(c) The Tweit interests and leases on Dominion Creek and Sulphur Creek in the Klondike District. 10

(d) The Peterson interests and leases at the confluence of Gold Run Creek and Dominion, in the Klondike District.

(e) The Klondike assets of The Yukon Gold Company of New York comprising;

1. All the personal property purchased by A. N. C. Treadgold from the said Yukon Gold Company by Bill of Sale dated 14th December, 1926, except such material and equipment as has already been acquired by the companies operating in the Klondike. (At about \$280,000 cash.) 20

2. Any and all the real estate, mining property, mining claims, pipe lines, ditches and any and all other appurtenances thereunto appertaining or used in connection therewith,
 A. N. C. Treadgold

F. H. C. purchased by ~~the Vendor~~ from the said Yukon Gold J.B.W. Company by Deed dated 14th December, 1926.

2. The consideration for the sale is the sum of Two Million (\$2,000,000.00) dollars, which sum the Purchaser agrees to pay and satisfy by the allotment and issue to the Vendor, or to its nominees, of Two Million (2,000,000) Ordinary Shares of the Purchaser fully paid and non-assessable. 30

3. The Vendor undertakes promptly hereafter to furnish to the Purchaser any and all title papers in its possession or control, or which it can reasonably obtain.

4. The Vendor has on this date executed an unqualified transfer to the Purchaser of the Scheduled properties. Notwithstanding the execution thereof the full and complete understanding and agreements of the parties in connection therewith are as follows :—

(a) The said Transfer is intended to facilitate the Purchaser in its entry upon and working of any of the lands included in the Scheduled Properties and to enable the Purchaser as recorded owner 40 of the said lands to comply with the requirements of the laws of the Dominion of Canada or of the Yukon Territory with respect to the

payment of taxes, rentals, and all other Government charges, and shall become effective and be binding upon the Vendor only in the event that the said consideration is paid within the period specified by the agreement, namely, on or before the Fourteenth day of November, 1929.

(b) The Purchaser expressly covenants and agrees that in the event of its failure to pay the said consideration within the aforesaid period, then and in that event the Purchaser shall reconvey and re-transfer to the Vendor all of the said Scheduled Properties.

10 5. Subject to the terms and conditions above set forth in Paragraph 4 hereof the Vendor undertakes and agrees to do or cause to be done all such further acts and things and to sign and execute all such further deeds, covenants, assignments, and transfers as may be required for the carrying out of the conveyance of the said Scheduled Properties.

6. And subject as aforesaid the Vendor doth hereby remise, release and forever quitclaim unto the Purchaser, its successors and assigns all its rights, title and interest in and to any and all the Scheduled Properties.

7. This agreement shall enure to the benefit of the successors and assigns of the parties hereunto respectively.

20 In witness whereof the parties hereto have caused their Corporate Seals to be hereunto affixed duly attested by the proper officers of each of them in that behalf respectively, the day and year first above written.

(Seal of
The North
Fork Power
Company Limited)

The North Fork Power Company, Limited,
By F. H. CHRYSLER, Vice President,
NORMAN G. LARMONTH, Director.

30 (Seal of
The Yukon
Consolidated
Gold Corporation)

The Yukon Consolidated Gold Corporation, Limited,
By F. H. CHRYSLER, Vice President, and
J. B. WATSON, Secretary.

Exhibits.
D.42.
Agreement
North Fork
Power
Company
Ltd. and
Yukon Con-
solidated
Gold Cor-
poration
Ltd.,
16th July
1929—con-
tinued.

Exhibits.
 P.43.
 Balance
 Sheet of
 Yukon Con-
 solidated
 Gold Cor-
 poration,
 Ltd.,
 31st Decem-
 ber, 1929.

P.43.—Balance Sheet of Yukon Consolidated Gold Corporation Limited.

THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED.
 BALANCE SHEET AT 31ST DECEMBER, 1929.

| ASSETS. | |
|--|-------------------|
| Properties and Investments— | |
| At Cost | \$5,709,704.51 |
| Accounts Receivable— | |
| Including Balances due from Subsidiary Companies | 197,750.99 |
| Organisation Expenses— | |
| Including cost of Administration | 49,354.65 10 |
| Cash at Bank and in hand— | |
| At Ottawa | \$557.35 |
| At Dawson | 2124.05 |
| | 2,681.40 |
| | \$5,959,491.55 |
| CAPITAL AND LIABILITIES. | |
| Capital Stock— | |
| Common | \$5,038,900.00 |
| Preferred | 500,000.00 |
| | \$5,538,900.00 20 |
| Accounts Payable— | |
| Including Balance to Subsidiary Companies | 379,524.34 |
| Bank Loan | 25,000.00 |
| Revenue Account— | |
| Balance at credit | 16,067.21 |
| | \$5,959,491.55 |

(Sgd.) A. N. C. TREADGOLD,
 President.

(Sgd.) F. H. CHRYSLER,
 Director.

I have audited the Balance Sheet of the Yukon Consolidated Gold Corporation, Limited, dated the 31st December, 1929, with the Books and Accounts of the Company. I have received all the information and explanations required. In my opinion the Balance Sheet is properly drawn up so as to exhibit a true and correct view of the state of the Company's affairs in accordance with the information given and as shown by the Books of the Company. All my requirements as Auditor have been complied with. 30

Dated at Ottawa this 25th day of June, 1930.

(Sgd.) JAS. F. CUNNINGHAM,
 Chartered Accountant,
 Auditor.

P.44.—Copy of Minutes of Meeting of Directors of Yukon Consolidated Gold Corporation Ltd.

Exhibits.

P.44.

Minutes of a meeting of the Directors of The Yukon Consolidated Gold Corporation Limited, held at the office of the Company, 41 Central Chambers, Ottawa, Canada, on Saturday the 5th day of April, 1930, at the hour of 12 o'clock noon.

Copy of
Minutes of
Meeting of
Directors of
Yukon Con-
solidated
Gold Cor-
poration
Ltd.,
5th April,
1930.

Present :

10 F. H. Chrysler, in the Chair,
J. B. Watson,
N. G. Larmonth, and
P. H. Chrysler.

The Secretary read to the meeting a telegram from Mr. A. N. C. Treadgold, reading as follows :

“ New York, N.Y. April 5th, 1930.

J. B. Watson,
Blackburn Building,
Sparks Street, Ottawa.

Can you send express letter today ten ordinary certificates hundred shares each and eight ditto five hundred each,

20 A. N. C. TREADGOLD.”

Having considered the request contained in the foregoing telegram and the present position of the company the following resolution was moved, seconded and unanimously adopted

That the Secretary be and he is hereby authorized to reply to Mr. Treadgold as follows :—

“ Meeting of Directors today unanimously resolved that no further shares of the company be issued until completion of deliveries and titles under agreement.”

There being no further business,

30 The meeting then adjourned.

“ F. H. CHRYSLER ”

Chairman.

Exhibits. **P.45.—Copy of Minutes of Meeting of Directors of Yukon Consolidated Gold Corporation Ltd.**

P.45.
Copy of
Minutes of
Meeting of
Directors of
Yukon Con-
solidated
Gold Cor-
poration
Ltd.,
19th Febru-
ary, 1925.

EXTRACT FROM MINUTES OF THE MEETING OF THE DIRECTORS OF THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED HELD 19TH FEBRUARY, 1925.

The Secretary laid before the Meeting a draft of an agreement between the Corporation and The North Fork Power Company, Limited, prepared by the Corporation's Solicitors for the purpose of giving effect to the proposed transaction.

After discussion, the following Resolution was proposed, seconded and carried unanimously :— 10

Whereas The North Fork Power Company, Limited, has offered to sell to the Corporation certain securities and properties for a certain consideration the whole as fully explained by the President.

Now therefore be it resolved—

That the Corporation do purchase and acquire from The North Fork Power Company, Limited, the said securities and properties above described.

That the draft agreement now submitted to the Meeting, expressed to be made between the Corporation and The North Fork Power Company, Limited, be and the same is hereby approved, and submitted forthwith to a General Meeting of the Shareholders for approval. 20

The meeting then adjourned.

“ F. H. CHRYSLER,”

For Chairman.

P.46
Copy of
Minutes of
Meeting of
Share-
holders of
Yukon Con-
solidated
Gold Cor-
poration,
Ltd.,
19th Febru-
ary, 1925.

P.46.—Copy of Minutes of Meeting of Shareholders of Yukon Consolidated Gold Corporation Ltd.

EXTRACT FROM MINUTES OF THE SHAREHOLDERS' MEETING OF THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED HELD 19TH FEBRUARY, 1925.

The Agreement between the North Fork Power Company, Limited, and The Yukon Consolidated Gold Corporation Limited, dated the Nineteenth day of February, 1925, providing for the acquisition of certain properties and securities held by the former company for the consideration mentioned in the said agreement, was read to the meeting and it was resolved that the said agreement be and the same is hereby approved and confirmed, and the officers of the Company are hereby authorised and empowered to execute the said agreement and to do all acts necessary to carry the said agreement into operation. 30

It was further directed that a copy of the said Agreement be recorded at length in the Minutes of this Meeting. It was moved by Mr. N. G. Larmonth, and seconded by Mr. F. H. Chrysler, and Resolved that all notices of all meetings of directors and of shareholders be waived, and that all acts and proceedings of the Directors of this Company be ratified and confirmed and that the Minutes of the meetings of the shareholders be and the same are hereby ratified, approved and confirmed.

The Meeting then adjourned.

“ F. H. CHRYSLER ”
For the Chairman.
F.

Exhibits.
—
P.46.
Copy of
Minutes of
Meeting of
Share-
holders of
Yukon Con-
solidated
Gold Cor-
poration
Ltd.,
19th Febru-
ary, 1925—
continued.

10

P.47.—Copy of Minutes of Meeting of Directors of Yukon Consolidated Gold Corporation Ltd.

EXTRACT FROM MINUTES OF THE DIRECTORS MEETING OF THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED HELD ON JULY 12TH, 1929.

The Directors thereupon considered the said agreements: the minutes of meetings of the Board on 19th February 1925, and on 2nd July 1929; the main object and purpose for which the company was incorporated, namely to acquire the shares, stock, debentures, income notes and other securities of Burrall and Baird Limited, the Dominion Mining Company, Limited, the Big Creek Mining Company, Limited, the Sulphur Mining Company Limited, the Calder Mining Company Limited, the Dago Hill Mining Company, Limited, the Deep Vale Mining Company, Limited, The New North West Corporation Limited, and the Canadian Klondyke Power Company, Limited, and the foregoing statement showing the position of the Company if the offer of The North Fork Power Company, Limited should be accepted and it appearing therefrom that the acquisition of these companies by The Yukon Consolidated Gold Corporation Limited would thereby be substantially completed:—

It was moved and seconded that the said agreement be and the same is hereby approved and that the proper officers of the Company be and they are hereby authorized to execute the said agreement on behalf of the Company and to affix the seal of the Company thereto.

All of the directors voted in favour of the foregoing resolution with the exception of Mr. A. N. C. Treadgold, who did not vote.

P.47.
Copy of
Minutes of
Meeting of
Directors of
Yukon Con-
solidated
Gold Cor-
poration
Ltd.,
12th July,
1929.

30

Exhibits. **P.48.—Copy of Minutes of Annual Meeting of Shareholders of Yukon Consolidated Gold Corporation Ltd.**

P.48.
Copy of
Minutes of
Annual
Meeting of
Share-
holders of
Yukon Con-
solidated
Gold Cor-
poration
Ltd.,
31st Decem-
ber, 1929.

EXTRACT FROM MINUTES OF ANNUAL MEETING OF SHAREHOLDERS OF YUKON CONSOLIDATED GOLD CORPORATION LIMITED, HELD 31ST DECEMBER, 1929.

The following Resolution was moved, seconded and adopted:—

Be it resolved that all acts, contracts, leases, deeds, By-Laws or amendments to, or repeal thereof, proceedings, elections, appointments, and payments of money by the Board of Directors or by the officers of the Company since the adjourned Annual Meeting of 10 shareholders held on the 15th day of December 1927, and up to and including the 31st day of December, 1929, be and the same are hereby ratified and confirmed.

P.49.
Copy of
portion of
Minutes of
Meeting of
Directors of
North Fork
Power
Company
Ltd.,
11th Febru-
ary, 1925.

P.49.—Copy of portion of Minutes of Meeting of Directors of North Fork Power Company Ltd.

EXTRACT FROM MINUTES OF THE DIRECTORS MEETING OF THE NORTH FORK POWER COMPANY LIMITED HELD 11TH FEBRUARY, 1925.

The President then informed the Board that owing to a change in the law regarding returns to be made by companies incorporated under the Companies' Act of Canada it was now necessary that returns should 20 be made to the office of the Secretary of State, Ottawa, each year: that the provisions of the amending Act having been brought to his notice he desired to have the annual returns for the Company prepared and filed for the years beginning from 31st March, 1918, and that the Secretary of the Company be authorized and directed to prepare returns in conformity with the provisions of the Act (Section 106 of the Companies Act).

The President then informed the Board that for some years negotiations had been pending in regard to the consolidation of a number of interests of individuals and companies in different properties including nearly all the known and tried areas in the Klondike Gold Field, and that such 30 negotiations had brought about a very complete understanding and arrangement by which the said consolidation was rendered possible. That this Company along with its mining and other powers was so constituted by its Charter as to provide a suitable instrument for effecting such consolidation, and to bring about the concentration and exchange of property and securities necessary to give effect thereto.

That the arrangements made, which had been agreed to by those interested, would be carried out by the acquisition of a large number of properties and securities, belonging to persons and companies who have heretofore invested money in the said Gold Field. 40

The proposed agreement for the acquisition by this Company of various properties and securities was read to the meeting and after consideration and discussion was approved by the Board and ordered to be marked by the Secretary for identification.

The President then informed the meeting that a Charter had been granted by Letters Patent under the Companies' Act of the Dominion of Canada to the "Yukon Consolidated Gold Corporation, Limited," conferring upon that company among other powers the right to acquire and take over any properties, securities and interests in the Yukon Territory and elsewhere.

The President then informed the Meeting that a provisional agreement for the sale of the properties, securities, and interests acquired by the Company had been made with the Yukon Consolidated Gold Corporation, Limited, and would now be submitted.

The proposed agreement for the sale of the said properties, securities and interests to the Yukon Consolidated Gold Corporation, Limited, was then read to the meeting and after consideration and discussion was approved by the Board and ordered to be marked by the Secretary for identification.

It was then directed that each of the said agreements should be submitted for approval to a Special General Meeting of the Shareholders to be held forthwith.

The Meeting then adjourned.
 20 Minutes approved
 21 May 1925

"A. N. C. TREADGOLD"
 Chairman.

Exhibits.
 P.49.
 Copy of
 portion of
 Minutes of
 Meeting of
 Directors of
 North Fork
 Power
 Company
 Ltd.,
 11th Febru-
 ary, 1925—
continued.

P.50.—Affidavit as to execution of Power of Attorney, L. Harrison to A. N. C. Treadgold.

City of London, }
 England. } SS.

I, George James Hunter, of 6 Ashcombe Road, Wimbledon, in the County of London, Solicitor's Clerk, make oath and say as follows:—

1. That my name, place of residence and occupation are correctly set forth as above.

2. That I was personally present on the twenty-ninth day of May One Thousand Nine Hundred and Twenty-five and did see the hereunto annexed Instrument duly executed, signed, sealed and delivered by Laurence Harrison, therein named and described.

3. That the same was so executed at the City of London.

4. That I know the said Laurence Harrison and that he is upwards of the full age of twenty-one years.

5. And that I am a subscribing witness to such execution.

Sworn at 38 Gresham House, in the }
 City of London, this 29th day of } "George James Hunter."
 40 May, 1925.

Before me—

(Seal.) "JOHN D. VENN"
 Notary Public, London.

P.50.
 Affidavit as
 to execution
 of Power of
 Attorney
 L. Harrison
 to A. N. C.
 Treadgold,
 29th May,
 1925.

Exhibits.

P.50.—Power of Attorney, L. Harrison to A. N. C. Treadgold.

P.50.
Power of
Attorney
L. Harrison
to A. N. C.
Treadgold,
29th May,
1925.

To all to whom these presents shall come, I, Laurence Harrison of Redcot Cobham in the County of Surrey, Engineer, send greeting.

Whereas I am entitled to have allotted to me Ordinary Shares and Preference Shares in a Company incorporated in the Dominion of Canada under the name of Yukon Consolidated Gold Corporation Limited and certain voting Certificates issued by a Company incorporated in the Dominion of Canada under the name of North Fork Power Company Limited.

1. I hereby appoint Arthur Newton Christian Treadgold of Dawson 10
Yukon Territory in the Dominion of Canada Miner to be my Attorney
in my name and on my behalf to have and execute all and singular the
powers and authorities hereinafter mentioned, that is to say :

2. To in my name sign all documents to enable my said Attorney to
obtain the said shares and certificates coming to me of the Yukon Consoli-
dated Gold Corporation Limited and the North Fork Power Company
Limited and to give effectual receipts in my name therefor.

3. To sell exchange or otherwise dispose of all or any of the said shares
belonging to me in such way and in such manner and for such consideration
as my said Attorney in his sole discretion may think fit. 20

4. To execute sign enter into acknowledge perfect and do all such
transfers deeds and documents which may be necessary for transferring
any shares sold or otherwise disposed of by my said Attorney as aforesaid
to the Purchaser or Purchasers or other transferee or transferees thereof.

5. And I hereby for myself my heirs, executors and administrators
ratify and confirm and agree to ratify and confirm whatsoever my said
Attorney shall do or purport to do by virtue of these presents including
in such confirmation whatsoever shall be done between the time of my
death or the revocation by any other means of this my power of attorney
and the time of such death or revocation becoming known to my said 30
Attorney.

6. And I hereby authorise and empower my said Attorney to acknow-
ledge in my name and as my act and deed this power of attorney and to
register and record the same in the proper office in the Dominion of Canada
and elsewhere and to procure to be done any and every other act and thing
whatsoever which may be in any wise requisite or proper for authenticating
or giving full effect to this power of Attorney according to the Laws and
usages of the said Dominion of Canada.

In witness whereof I the said Laurence Harrison have hereunto set my hand and seal this twenty-ninth day of May one thousand nine hundred and twenty-five.

Signed sealed and delivered by the above }
 named Laurence Harrison in the } "LAURENCE HARRISON" (Seal).
 presence of :—

George James Hunter,
 6 Ashcombe Road,
 Wimbledon,
 S.W.19,

10

Solicitor's Clerk.

Exhibits.

—
P.50.

Power of
 Attorney
 L. Harrison
 to A. N. C.
 Treadgold,
 29th May,
 1925—con-
 tinued.

P.51.—Printed Circular Letter, G. R. F. Troop to Shareholders of Yukon Consolidated Gold Corporation Ltd.

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED
 (Incorporated in Canada)

201 Victoria Building,
 Ottawa, Canada,

21st November, 1932.

To the Shareholders.

Dear Sir (or Madam),

20 With reference to the Judgment given in the Supreme Court of Ontario, on the 18th March last, in the action by Messrs. Patton Lawther and Morrell on behalf of themselves and all other Shareholders of the above-mentioned Company, excepting Mr. Treadgold, against the Company and Mr. Treadgold, I am instructed to state, in order that there may be no confusion, or doubt, in the minds of registered Shareholders who may have acquired Shares through Mr. Treadgold, the Directors desire to make it plain that the title to their Shares is in no way involved in these proceedings. The Judgment is merely a personal one against Mr. Treadgold, and the only Shares the title to which is affected are the Shares that were
 30 still registered in his name and in the name of E. M. Williamson, of New York, who appeared at the trial, and said he had no interest in the Shares, and agreed that the Court might deal with them as might appear to be proper. The rights of Shareholders whose Shares are registered in their own names are not brought in question by the Judgment, and were never under attack in the action. The Judgment is, on the contrary, entirely to their advantage.

40 The President, Mr. J. T. Patton, and Mr. C. E. McLeod, a Director of the Company, expect to arrive in England towards the end of December and intend inviting the Shareholders to meet them to hear an explanation of the position.

By Order of the Board,

G. R. F. TROOP,

Secretary-Treasurer.

P.51.

Printed
 Circular
 letter,
 G. R. F.
 Troop to
 Share-
 holders of
 Yukon Con-
 solidated
 Gold Cor-
 poration
 Ltd.,
 21st Nov-
 ember, 1932.

Exhibits. **D.52.—Certified Copy of Pleadings, Patton v. Yukon Consolidated Gold Corporation Limited.**

D.52.
Certified
copy of
Pleadings
Patton v.
Yukon Con-
solidated
Gold Cor-
poration
Ltd.

(Certificate of Official Document)

DOMINION OF CANADA.

Province of Ontario.

To Wit:

I, Frederick Arthur Magee of the City of Ottawa in the County of Carleton, Local Registrar of the Supreme Court of Ontario at Ottawa do hereby certify that the annexed paper writing each page of which is stamped with my seal of office as identifying the same, contains a true copy of the pleadings in a certain action pending in said Court at Ottawa wherein John Thomas Patton, Robert Allen Lawther and Mark Morrell, on behalf of themselves and all other shareholders of the Yukon Consolidated Gold Corporation Limited excepting the defendant A. N. C. Treadgold were Plaintiffs and the Yukon Consolidated Gold Corporation Limited, the North Fork Power Company Limited and Arthur Newton Christian Treadgold were Defendants. **10**

That I have carefully compared the said transcript with the original said pleadings of record in my said office, that it is a true transcript thereof and that I am the officer duly authorised to give this Certificate. **20**

In witness whereof I have hereunto set my hand and seal of office this 25th day of October, A.D. 1935.

(Signed) F. A. MAGEE

Local Registrar at Ottawa.

(Seal)

IN THE SUPREME COURT OF ONTARIO.

Writ issued the 22nd day of December, A.D. 1930.

BETWEEN

JOHN THOMAS PATTON, ROBERT ALLEN LAWThER and MARK MORRELL on behalf of themselves and all other Shareholders of the YUKON CONSOLIDATED GOLD CORPORATION LIMITED, excepting the Defendant ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Plaintiffs* **30**

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE NORTH FORK POWER COMPANY LIMITED and ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Defendants.*

STATEMENT OF CLAIM.

1. The Plaintiffs reside at the City of London, England. The Defendants The Yukon Consolidated Gold Corporation Limited and the North Fork Power Company Limited are Companies incorporated under **40**

The Companies Act (Canada) and have their Head Offices at the City of Ottawa in the Province of Ontario. The Defendant Arthur Newton Christian Treadgold resides at the City of London, England.

Exhibits.

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2. The Plaintiffs are shareholders in the Defendant Company, The Yukon Consolidated Gold Corporation Limited, and sue on behalf of themselves and all other shareholders in said Company, excepting the Defendant Arthur Newton Christian Treadgold.

3. In or about the year 1922 the Plaintiffs and a number of other persons in Great Britain, including an English Company known as The E. Y. Syndicate Limited, of which the Plaintiffs Lawther and Morrell were members, all of whom were interested in various gold mining projects in the Klondyke mining field in Canada carried on by divers companies and interests operating and holding certain properties, assets or interests in said Klondyke field, entered into certain discussions and negotiations with a view to bringing about a consolidation of all the then existing gold mining properties and operations in the Klondyke under one ownership, control and management.

4. As a result of the preliminary negotiations and discussions the Defendant Company The Yukon Consolidated Gold Corporation Limited was incorporated by Letters Patent under The Companies Act (Canada) dated the 14th of April 1923 with an authorised capital stock of \$6,000,000.00 divided into 6,000,000 Ordinary Shares of a par value of \$1.00 each, 500,000 of such shares being subsequently converted by By-law of the Company into 8% Cumulative Convertible Preferred Shares.

5. The said Company by its said charter, inter alia, was authorised and empowered :—

(a) To acquire shares, stock, debentures, income notes and other securities of Burrall & Baird Limited, the Dominion Mining Company, Limited, The Big Creek Mining Company Limited, the Sulphur Mining Company Limited, The Calder Mining Company Limited, The Dago Hill Mining Company Limited, The Deep Vale Mining Company Limited, The New North West Corporation Limited, and The Canadian Klondyke Power Company Limited, all being companies incorporated under the provisions of The Companies Act (Canada) 1906 and amending Act and carrying on business in the Yukon Territory of the Dominion of Canada for such price or for such consideration as may be agreed upon.

The Plaintiffs crave leave to refer in full to the said Letters Patent of Incorporation on the trial of this action.

6. The said Company was organized as part of the said scheme of consolidation the ultimate goal towards which the various interested parties

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were working, the intention being that all the various mining properties aforementioned, including the entire assets and holdings of the various companies and interests, the subject matter of the proposed consolidation, were to be acquired and taken over by it so as to provide one single ownership, management and control.

7. The Defendant Treadgold who at one time had been interested in the Klondyke field, but who at the period in question had no financial interest therein but had considerable information with reference to properties and assets intended to be acquired and Klondyke conditions generally, took part in these preliminary discussions and negotiations and interested himself in the proposed scheme of consolidation. 10

8. In connection with the carrying out of said scheme of consolidation and the sale and transfer of their respective properties, securities and assets to the new corporation, the Plaintiff Patton and certain other of the interested parties, including among others Alfred Chester Beatty, Francis A. Govette and Laurence Harrison, were represented by Francis James de Mallet Cunynghame and Raleigh Strong Smallman, both of the City of London, England, as their Trustees.

9. The parties represented by the said Trustees and the said The E. Y. Syndicate Limited, through their respective holdings and interests in said Klondyke field, were the owners of or controlled the principal properties, companies, and interests intended to be brought into the proposed consolidation, but the intention, understanding, and agreement on the part of all concerned was that all minority interests in the existing operating and holding companies should also be acquired, if possible to the end that ultimately on the completion of said scheme of consolidation all the said mining properties in said Klondyke field should be owned, controlled and operated by the Defendant Company, The Yukon Consolidated Gold Corporation Limited and the various former operating and holding companies to be liquidated and wound up. The whole scheme of consolidation was to be completed for a total issue of shares of the Defendant Company, The Yukon Consolidated Gold Corporation Limited, amounting to approximately 3,750,000 shares. 30

10. For the purpose of the said scheme of consolidation and the making of the necessary agreements for the sale and transfer of the various properties, securities and assets, which at date of the Powers of Attorney hereinafter mentioned in this paragraph were owned by the parties represented by the aforementioned Trustees and the said The E. Y. Syndicate Limited, the Defendant Treadgold procured from the said Cunynghame and Smallman, the aforementioned Trustees, and from the said The E. Y. Syndicate Limited, certain Powers of Attorney in his favour. 40

11. The Defendant The North Fork Power Company Limited at the date of the transactions hereinafter referred to was and still is owned and controlled by the Defendant Treadgold, and the said Treadgold was and is the President thereof, and was and is the sole person interested therein.

12. The Defendant Treadgold since on or about the date of the incorporation and organization of the Defendant The Yukon Consolidated Gold Corporation Limited, has been and still is in control thereof and at the date of the transactions hereinafter referred to was and still is President thereof and the Director having sole management of the business and affairs of the
10] Company.

13. On or about the 11th day of February 1925, the Defendant Treadgold, in pursuance of said scheme of consolidation and acting or purporting to act under said Powers of Attorney from the said Trustees and the said The E. Y. Syndicate Limited, caused to be made a certain agreement between the said Francis James de Mallet Cunynghame and Raleigh Strong Smallman, therein referred to as the " Vendors " of the First Part, The E. Y. Syndicate Limited, therein referred to as the " Company " of the Second Part, and The North Fork Power Company Limited, therein referred to as the " Purchaser " of the Third Part, whereby the Vendors and the Company agreed to sell and
20 transfer to the Purchaser certain securities, assets and properties set forth in the Schedule thereto, for a consideration of \$3,750,000.00 to be paid and satisfied by the Purchaser causing to be allotted and issued to the Purchaser or its nominees 3,250,000 Ordinary Shares and 500,000 8% Cumulative Convertible Preferred Shares of the said The Yukon Consolidated Gold Corporation Limited. The said agreement further provided that the said The Yukon Consolidated Gold Corporation Limited shares comprising the consideration for the said securities, assets and properties so sold and transferred as aforesaid, were allocated as between the various assets and properties acquired in the manner set forth in said Schedule and that the
30 said The Yukon Consolidated Gold Corporation Limited shares would be delivered to the persons entitled thereto, who were the vendors of the various assets and properties, at the times therein mentioned. The plaintiffs crave leave to refer to the said agreements in full on the trial of this action.

14. Subsequently, namely, on or about the 19th February 1925, the Defendant Treadgold by virtue of and through his control of the Defendant Companies caused to be made a certain further Agreement between the said The North Fork Power Company Limited and the said The Yukon Consolidated Gold Corporation Limited whereby The North Fork Power Company Limited as Vendor agreed to sell to The Yukon Consolidated Gold Corporation Limited as Purchaser, certain securities assets and properties therein
40 set forth, being the same properties as are set forth in the Schedule to said Agreement of the 11th February 1925 referred to in paragraph 13 hereof for a consideration of \$3,750,000.00 to be paid and satisfied forthwith by the

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 Amended at
 trial pur-
 suant to
 Order of
 Trial Judge.

“W.E.R.”

allotment and issue to the Vendor or its nominees of 3,250,000 Ordinary Shares and 500,000 8% Cumulative Convertible Preferred Shares of the capital stock of the Yukon Consolidated Gold Corporation Limited. The Plaintiffs crave leave to refer in full to the said Agreement on the trial of this action.

15. The Plaintiffs say that it was part of the Agreement and understanding between the said Treadgold and the parties interested in the said scheme of consolidation as Vendors under said Agreements of 11th and 19th February, 1925, of the various securities, assets and properties to be acquired and taken over by the new company The Yukon Consolidated Gold Corporation Limited that the whole scheme of consolidation was to be effected for the foregoing consideration, namely 3,750,000 shares of The Yukon Consolidated Gold Corporation Limited, that a portion of the consideration for the said securities, assets and properties covered by said two Agreements, to wit, approximately 211,000 Preferred and 2,191,600 Ordinary Shares of the said The Yukon Consolidated Gold Corporation Limited, less such amount of Preferred and Ordinary Shares as would be payable to one of the Vendors Laurence Harrison, would not be distributed or paid over to the said Vendors of the various assets and properties but would be withheld and retained, temporarily under the control of and in the hands of the said The North Fork Power Company Limited or the said Treadgold for the purpose of being used in the acquisition of the remaining minority interests in the various mining properties, the subject of the said consolidation, and that upon such remaining minority interests being acquired the same would be assigned and transferred to The Yukon Consolidated Gold Corporation Limited without further consideration and that any unused balance of such original consideration would be delivered up by the Defendants The North Fork Power Company Limited or the said Treadgold to The Yukon Consolidated Gold Corporation Limited for surrender and cancellation.

16. In partial compliance with such agreement and understanding the said Treadgold through the Defendant The North Fork Power Company Limited made use of a portion of the said The Yukon Consolidated Gold Corporation Limited shares so withheld from distribution among the original Vendors as aforesaid, in acquiring additional shares, securities and assets of the various operating and holding Companies, the subject matter of said consolidation, but the Plaintiffs say that he did not use the full amount of said original Yukon Consolidated Gold Corporation Limited shares for such purpose and that a large unexpected balance thereof still remains in his hands or the hands of The North Fork Power Company Limited in trust for The Yukon Consolidated Gold Corporation Limited and for which he and it have never accounted.

17. The Plaintiffs further say that the Defendant Treadgold by himself or through The North Fork Power Company Limited having thus acquired

various additional shares, securities and assets of the said Operating and Holding Companies, the subject matter of the said consolidation, in the manner aforesaid, instead of assigning and transferring such additional shares, securities and assets to the Defendants The Yukon Consolidated Gold Corporation Limited without further consideration in accordance with the true intention, understanding and agreement of the parties interested in the said consolidation, on or about the 12th day of July, 1929, caused to be made a certain further agreement between The North Fork Power Company Limited and The Yukon Consolidated Gold Corporation Limited
 10 whereby The North Fork Power Company Limited as Vendor agreed to sell and transfer to The Yukon Consolidated Gold Corporation Limited as Purchaser, the shares, securities and assets therein set forth consisting of the following :—

| | | |
|----|--------------|--|
| | \$455,686. | Income Notes of The New West Corporation Ltd. |
| | \$457,944. | Preferred " A " Stock of The New North West Corporation Limited. |
| | \$1,167,600. | Preferred " B " Stock of the New North West Corporation Limited. |
| 20 | \$3,044,614. | Common Stock of The New North West Corporation Limited. |
| | \$750,000. | Common Stock of Burrell & Baird Limited. |

All the interest of The Granville Mining Company Limited, in the debenture or equitable charge issued or agreed to be issued to the Granville Mining Company Limited, by Burrell & Baird Limited.

All other assets (if any) of The Granville Mining Company limited.

| | | |
|----|------------|---|
| | \$59,900. | Common Stock of The Dominion Mining Company Limited, |
| | \$90,000. | Common Stock of the Big Creek Mining Company Ltd. |
| | \$70,025. | Common Stock of the Sulphur Mining Company Limited, |
| 30 | \$47,525. | Common Stock of The Calder Mining Company Limited, |
| | \$126,400. | Common Stock of The Dago Hill Mining Company Ltd. |
| | \$30,000. | Common Stock of The Canadian Klondyke Power Company Limited, or of The Granville Power Company Limited, as the case may be, |

in consideration of \$1,788,900 to be paid and satisfied forthwith by the allotment and issue to the Vendor or its nominees of 1,788,900 Ordinary Shares of the capital stock of The Yukon Consolidated Gold Corporation Limited. The said Agreement further provided that the Vendor, The North Fork Power Company Limited, would use its best endeavours to acquire
 40 certain additional securities therein set forth and that whenever it should acquire any of said additional securities it would forthwith sell and transfer the same to the Purchaser for a consideration calculated upon the basis set forth in paragraph 4 of the said Agreement.

18. In order to effect the conveyance and transfer of the securities, assets and properties set out as parcels One, Two and Three in the said

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Schedule of the Agreement of the 11th February, 1925 above referred to in paragraph 13 hereof, the Defendant The Yukon Consolidated Gold Corporation Limited executed a Power of Attorney in favour of the Defendant Treadgold dated the 18th February, 1926 authorising the Defendant Treadgold on behalf of the Defendant The Yukon Consolidated Gold Corporation Limited to acquire and accept delivery of the securities, assets and properties to be acquired as provided by the said agreement of the 11th February, 1925 and upon such delivery of the said securities assets and properties to the said Defendant The Yukon Company, to deliver shares of the said Defendant The Yukon Company to the Defendant The North Fork Power Company Limited or its nominees as provided in the said Agreement of the 11th February, 1925. The Plaintiffs allege that the Defendant Treadgold has not accounted to the Defendant The Yukon Company for the acts done or properties or assets acquired or shares of capital stock of the Defendant The Yukon Company delivered in pursuance of the said Power of Attorney. The Plaintiffs crave leave to refer to the said Power of Attorney in full at the trial of this action. 10

19. The Plaintiffs allege that the said shares, securities, assets and properties mentioned in said Agreement of the 12th July, 1929 above referred to in paragraph 17 hereof were to have been acquired with part of the shares of capital stock of the Defendant The Yukon Company to be issued as provided for and under the said Agreement of the 11th February, 1925 and the 19th February, 1925 referred to in paragraphs 13 and 14 hereof and that no further consideration was to be given by the Defendant The Yukon Consolidated Gold Corporation Limited for the said shares, securities, assets and properties mentioned in the said Agreement of the 12th July, 1929, and the Plaintiffs further allege that such shares, securities, assets and properties were so acquired by the Defendant The North Fork Power Company Limited for the Defendant The Yukon Company with shares of the Defendant The Yukon Company forming part of the consideration named in the said Agreements of the 11th February, 1925 and the 19th February 1925. 20 30

20. The Plaintiffs allege that the Defendant Treadgold made use of the Power of Attorney given to him by the Defendant The Yukon Company as above stated in paragraph 18 hereof not only in acquiring with the shares of capital stock of the Defendant The Yukon Company under his control certain of the shares, securities, assets and properties mentioned in the said parcels One, Two and Three of the Schedule of the said Agreement of the 11th February, 1925 but also in acquiring further and other shares, securities, assets and properties which the Defendant Treadgold illegally and in breach of trust purported to convey and transfer to the Defendant The Yukon Company for a further issue to the Defendant The North Fork Power Company Limited or its nominees of 1,788,900 Ordinary shares of capital stock of the Defendant The Yukon Company under the said Agreement of the 12th July, 1929. 40

21. The Plaintiffs further allege that the execution of the said Agreement of the 12th July, 1929 by the Defendant The Yukon Consolidated Gold Corporation Limited was obtained by fraud and concealment on the part of the Defendant Treadgold and that the 1,788,900 ordinary shares of capital stock of the Defendant The Yukon Company issued in pursuance of the said Agreement were so issued and allotted to the Defendant Treadgold the nominee of the Defendant The North Fork Power Company Limited illegally and without authority and without consideration having been given for the said 1,788,900 shares by the Defendant The North Fork Power Company Limited or its nominee the Defendant Treadgold and the said shares are now held by the Defendant Treadgold.

22. The Defendant Treadgold from the year 1921 and continuously from that time onwards occupied the position of promoter in respect to the Yukon Consolidated Gold Corporation Limited and the said Defendant Treadgold and the Defendant The North Fork Power Company Limited and each of them were the agents of the said The Yukon Consolidated Gold Corporation Limited in all of the negotiations and transactions in connection with the scheme of consolidation referred to in paragraph 3 and following paragraphs hereof and leading up to and consummated by the Agreements above referred to of the 11th and 19th days of February, 1925 and the 12th day of July, 1929 and in the carrying out of the same, and the said Defendants Treadgold and The North Fork Power Company Limited from and through their position as promoter and agents as aforesaid and as a result of the carrying out of the scheme of consolidation hereinbefore referred to and the making and the carrying out of the said Agreements of the 11th and 19th days of February, 1925 and the 12th day of July, 1929, have received and retained a profit which was undisclosed to and unauthorised by the Defendant The Yukon Consolidated Gold Corporation Limited.

23. The Defendant Treadgold having had since and inclusive of the year 1925 the control of the Defendant The Yukon Consolidated Gold Corporation Limited, by means of such control has assumed during that period the complete direction and managements of the affairs of the said Defendant The Yukon Company and of the Companies controlled or operated by the Defendant The Yukon Company and has had control of the expenditure of the funds of the Yukon Company and of the Companies controlled or operated by it and has purported to enter into contracts and to borrow moneys and to make expenditures in the name of and on behalf of the Defendant The Yukon Company and to deal with the shares, securities, assets and properties owned by or intended to be or agreed to be acquired by or held in trust by the Defendant Treadgold or otherwise for the Defendant The Yukon Company in pursuance of the said scheme of consolidation and the shares, funds, securities, assets and properties of the said subsidiary Companies all without the sanction or knowledge of

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“ Amended this 16th day of September, 1931 pursuant to the Order of the Local Master at Ottawa dated the 19th day of June, 1931.

(Signed) F. A. Magee,
Local Registrar.

Exhibits. his Co-Directors resulting in great loss and damage to the Defendant
 D.52. The Yukon Company and to the shareholders thereof.

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24. No proper accounting of the expenditures of or dealings with the funds, shares, securities, assets or properties of the said Defendant The Yukon Company or of the Companies controlled by it, by the Defendant Treadgold has ever been submitted by him to the Directors or shareholders of the Defendant The Yukon Company and no proper balance sheets or financial statements of either the Defendant The Yukon Company or its subsidiary Companies containing the information required by Section 136 of The Dominion Companies Act has been submitted to or laid before the shareholders of the Defendant The Yukon Company. 10
 The Plaintiffs therefore claim :—

“ Amended
 at trial
 pursuant to
 Order of
 Trial
 Judge.”

(aa) Judgment declared that the Defendant Treadgold in connection with the whole scheme of consolidation was acting as agent and Trustee for the parties interested in the said consolidation and had no personal interest therein and was a promoter.

“W.E.R.”

(bb) Judgment declaring that The E. Y. Syndicate Limited and the vendors of the properties and assets referred to in the said Agreements of 11th February, 1925 and 19th February, 1925 controlled the whole scheme of consolidation and that it was part of the Agreements under which the said properties and assets were being transferred to and vested in The Yukon Consolidated Gold Corporation Limited and that the whole consolidation was to be completed for a total issue of 500,000 Preferred and 3,250,000 Ordinary Shares of the said The Yukon Consolidated Gold Corporation Limited. 20

(a) A declaration that 1,788,900 Ordinary Shares of the capital stock of the Defendant Company The Yukon Consolidated Gold Corporation Limited purported to have been issued and allotted to the Defendant The North Fork Power Company Limited or its nominees including the Defendant Treadgold under a certain Agreement between The North Fork Power Company Limited and The Yukon Consolidated Gold Corporation Limited dated 12th July, 1929, and which said shares are now held by or for the Defendant Treadgold, were issued and allotted illegally, without authority and without consideration and by fraud on the part of the Defendant Treadgold. 30

(b) The surrender by the Defendant The North Fork Power Company Limited and its nominees including the Defendant Treadgold for cancellation of the said 1,788,900 Ordinary shares of the Defendant The Yukon Consolidated Gold Corporation Limited, hereinbefore referred to.

“ W.E.R.”

(c) An accounting by the Defendant The North Fork Power Company Limited and its nominees including the Defendant Treadgold of all shares of the Defendant The Yukon Consolidated Gold Corporation Limited issued and allotted pursuant to said Agreements of 11th February, 1925 and 19th February, 1925, hereinbefore referred to and of the securities, properties and assets acquired or intended to be acquired for said share 40

"W.E.R."

and the surrender by the Defendant The North Fork Power Company Limited and its nominees including the Defendant Treadgold for cancellation of such of said Yukon Company shares as were not used or expended in the acquisition of the properties, assets and securities mentioned in said Agreements or intended to be acquired for the said The Yukon Consolidated Gold Corporation Limited and for a Judgment or Direction that the Defendant The Yukon Consolidated Gold Corporation Limited shall reserve or set aside out of said surrendered shares a sufficient number thereof to satisfy the consideration payable to one Laurence Harrison, when the amount of such consideration has been determined, in respect of the interest of the said Laurence Harrison in certain property described in the said Agreements of 11th February, 1925 and 19th February, 1925, and acquired by and now vested in the Defendant The Yukon Consolidated Gold Corporation Limited.

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(d) An Injunction restraining the Defendant The Yukon Consolidated Gold Corporation Limited from issuing or allotting any further shares of its capital stock in pursuance or pretended pursuance of said Agreements of 11th February, 1925, 19th February, 1925 and 12th July, 1929.

(e) An Injunction restraining the Defendant The North Fork Power Company Limited and the Defendant Treadgold from selling, transferring or otherwise dealing with or voting upon any shares in The Yukon Consolidated Gold Corporation Limited, now held in its or his name or on its or his behalf and restraining the Defendant The Yukon Consolidated Gold Corporation Limited from accepting acting upon, recording or registering any Transfer from the Defendant The North Fork Power Company Limited or the Defendant Treadgold or its or his nominee of any of said shares.

(f) An Injunction restraining the holding of the Annual General Meeting of the Shareholders of the Defendant The Yukon Consolidated Gold Corporation Limited called to be held on the 30th day of December, 1930, or the calling or holding of any other Meeting of the Shareholders of The Yukon Consolidated Gold Corporation Limited pending the trial or other final disposition of this action.

(g) Judgment directing repayment by the Defendant Treadgold to The Yukon Consolidated Gold Corporation Limited and any subsidiary Company owned, controlled or operated by it, of all moneys, funds or assets of said Companies expended or used by the Defendant Treadgold without due sanction or authority of the Directors or Shareholders of said Companies respectively, or held in trust for The Yukon Consolidated Gold Corporation Ltd. or its subsidiary Companies by the Defendant Treadgold, and directing an accounting by the Defendant Treadgold of all moneys, funds or assets of said Companies so expended or used or held in trust by him and also an accounting by the Defendant Treadgold of all his dealings with the properties, assets and securities of the Defendant The Yukon Consolidated

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Gold Corporation Limited or any of its said subsidiary Companies since the incorporation of The Yukon Consolidated Gold Corporation Limited, either personally or in his capacity as President or Manager or a Director or Officer of the said The Yukon Consolidated Gold Corporation Limited or of all or any of its said subsidiary Companies.

(h) An accounting by the Defendants Treadgold and The North Fork Power Company Limited of all moneys, shares, securities, properties, assets and profit received by them or either of them through or in connection with or resulting from the carrying out of the scheme of consolidating herein-before referred to and the making and carrying out of the said Agreements of the 11th and 19th days of February, 1925 and the 12th day of July, 1929. 10

(p) Judgment that the Injunction herein granted on the 29th day of December, A.D. 1930, and continued by Order made on the 3rd day of January, A.D. 1931, and by subsequent Orders, with reference to the Shares of the capital stock of the Defendant The Yukon Consolidated Gold Corporation Limited be further continued until the Judgment of the Court with reference to the surrender and cancellation of such shares has been completely carried out.

(q) Such further and other relief as the nature of the case may require and as to this Honourable Court may seem meet. 20

“W.E.R.”

(r) Their costs of this action.

The Plaintiffs propose that this action shall be tried at the City of Ottawa.

Delivered this 6th day of January, A.D. 1931, by Messrs. Powell, Snowden & Matheson of No. 48 Sparks Street, Ottawa, Canada, Solicitors for the Plaintiffs.

Note by Local Registrar : Paragraphs i, j, k, l, m, n and o of the prayer were struck out with a line and marked with the words “ Disallowed 18 March, 1932 ” by the Judge at the first trial. They are not included in this copy of the pleadings. 30

IN THE SUPREME COURT OF ONTARIO.

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and
MARK MORRELL, on behalf of themselves and all other
shareholders of THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED, excepting the defendant
ARTHUR NEWTON CHRISTIAN TREADGOLD - - -

Plaintiffs

AND

10 THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
THE NORTH FORK POWER COMPANY, LIMITED, and
ARTHUR NEWTON CHRISTIAN TREADGOLD - - -

Defendants.

Exhibits.

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AMENDED STATEMENT OF DEFENCE.

1. The Defendant, The Yukon Consolidated Gold Corporation Limited, admits the allegations contained in paragraph one of the Plaintiffs' Statement of Claim.

2. The Defendant, The Yukon Consolidated Gold Corporation Limited, submits that all the other allegations contained in the Statement of Claim of the Plaintiffs disclose no cause of action against this Defendant.

2.—(a) This Defendant says that the Defendant, Treadgold, and E. Y. Syndicate Limited were promoters of and trustees for this Defendant and that any shares, securities, rights, interests and properties vested in this Defendant either directly from the Defendant Treadgold and/or the said E. Y. Syndicate or through the Defendant the North Fork Power Company Limited were acquired and held in trust for this Defendant and that the purchase price or consideration paid to the former owners thereof was always intended to be and was in fact paid by this Defendant.

2.—(b) This Defendant further says that it was not disclosed to the directors of this Defendant that any profit was being made by its co-Defendants or by the said E. Y. Syndicate in connection with the transfer of any of the said shares, securities, rights, interests and properties to this Defendant and any profit so made is returnable to this Defendant, and this Defendant asks that its co-Defendants be directed to account for any such profit made by them and that it be returned to this Defendant, and that in so far as any such profit consists of shares of this Defendant in the name of either of its co-Defendants or under their control that the same be delivered up to be cancelled.

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Ltd.—con-
tinued.

2. (c) This Defendant further prays that an account of the dealings of its co-Defendants with the shares, securities, property, money and assets of this Defendant and of any of its subsidiary companies to be directed and for that purpose that any necessary parties be added so that a full accounting may be had and full and proper relief be given in the premises.

“ By direction of His Lordship.”

3. The Defendant, the Yukon Consolidated Gold Corporation, Limited, submits that this Action should be dismissed as against it with costs.

Delivered this 17th day of March, A.D. 1932, by Gauvreau Burns & Burrows, 45, Rideau Street, Ottawa, Solicitors for the Defendant The Yukon Consolidated Gold Corporation Limited. 10

IN THE SUPREME COURT OF ONTARIO.

BETWEEN

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHER, and MARK MORRELL, on behalf of themselves and all other shareholders of The YUKON CONSOLIDATED GOLD CORPORATION LIMITED, excepting the Defendant ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Plaintiffs,*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE NORTH FORK POWER COMPANY LIMITED and ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Defendants.* 20

AMENDED STATEMENT OF DEFENCE OF THE NORTH FORK POWER COMPANY LIMITED.

Amended pursuant to the Order of the Local Master, at Ottawa, dated 19th June, 1931.

1. The Defendant admits paragraph 1, except as to the residence of the Plaintiff Patton.

2. The Defendant denies paragraphs 2, 8, 9, 11, 12, 15, 16, 19, 20, 21, 22, 23 and 24.

3. The Defendant admits paragraphs 4 and 6.

4. As to paragraph 3 the Defendant says that on the invitation of the Defendant Treadgold, the Plaintiffs, carried on the negotiations in said paragraph referred to. 30

5. As to paragraph 5 the Charter speaks for itself.

6. As to paragraph 7 the Defendant says that prior to the events related in the statement of claim, A. N. C. Treadgold had in his own name and as representing other persons, large holdings, assets and interests which were intended to be acquired for the Yukon Consolidated Gold Corporation Limited.

7. As to paragraph 10 the Defendant admits that the said Francis James de Mallet Cunynghame and Raleigh Strong Smallman and the said syndicate, executed to the Defendant certain powers of attorney.

10 8. As to paragraph 13, the Defendant says that the agreements therein referred to speak for themselves, but denies all the allegations in the said paragraph contained.

9. As to paragraph 14 the defendant admits the making of the agreement in said paragraph referred to.

10. As to paragraph 17 the Defendant admits the agreement of the 12th day of July 1929 and says that the same has been performed insofar as it is concerned.

11. As to paragraph 18, the Defendant admits the power of attorney dated the 18th of February 1926, but denies all other allegations in the said paragraph contained.

20 12. That the consideration moving from the said North Fork Power Company and/or Treadgold and enuring to the Yukon Consolidated Gold Mining Company and consisting of the services rendered by the said North Fork Power Company and/or Treadgold and the moneys expended by said North Fork Power Company and/or Treadgold in procuring, arranging for, and completing the scheme of consolidation in question in this cause, and the conveyance by said North Fork Power Company and/or said Treadgold to said The Yukon Consolidated Gold Mining Corporation Limited of the mining properties and other assets covered by the agreements of the 11th and 19th of February 1925 and the 9th and 12th of July 1929
30 was fair and reasonable and in conformity with the intention and agreement of the parties to said agreements.

The Defendant submits that the interim injunctions should be dissolved and this action dismissed with costs.

this 26th day of June
Delivered at Ottawa, ~~January 8th~~, 1931, by

PAUL LEDUC, K.C.,

18 Rideau St., Ottawa.

Solicitor for the Defendant,
The North Fork Power Company Ltd.

Exhibits.

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D.52.
Certified
copy of
Pleadings
Patton v.
Yukon Con-
solidated
Gold Cor-
poration
Ltd.—con-
tinued.

IN THE SUPREME COURT OF ONTARIO.

Exhibits.

D.52.
Certified
copy of
Pleadings
Patton v.
Yukon Con-
solidated
Gold Cor-
poration
Ltd.—con-
tinued.

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHER and MARK MORRELL, on behalf of themselves and all other shareholders of THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, excepting the Defendant ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Plaintiffs.*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE NORTH FORK POWER COMPANY LIMITED and ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Defendants* 10

AMENDED STATEMENT OF DEFENCE OF A. N. C. TREADGOLD

“ Amended pursuant to the Order of the Local Master dated the 19th day of June, 1931.”

1. The Defendant admits paragraph 1, except as to the residence of the Plaintiff Patton.

2. The Defendant denies paragraphs 2, 8, 9, 11, 12, 15, 16, 19, 20, 21, 22, 23 and 24.

3. The Defendant admits paragraphs 4 and 6.

4. As to paragraph 3 the Defendant says that on the invitation of the Defendant Treadgold the Plaintiffs carried on the negotiations in said paragraph referred to. 20

5. As to paragraph 5, the Charter speaks for itself.

6. As to paragraph 7, the Defendant says that prior to the events related in the statement of claim, he had in his own name and as representing other persons, large holdings, assets and interests which were intended to be acquired for the Yukon Consolidated Gold Corporation Limited.

7. As to paragraph 10, the Defendant admits that the said Francis James de Mallet Cunynghame and Raleigh Strong Smallman and the said Syndicate, executed to the Defendant certain powers of attorney.

8. As to paragraph 13, the Defendant says that the agreements therein referred to speak for themselves but denies all the allegations in the said 30 paragraph contained.

9. As to paragraph 14, the Defendant admits the making of the agreement in said paragraph referred to.

10. As to paragraph 17, the Defendant admits the agreement of the 12th of July 1929 and says that the same has been performed in so far as he is concerned.

11. As to paragraph 18, the Defendant admits the power of attorney dated the 18th day of February 1926, but denies all the other allegations in the said paragraph contained.

12. That the consideration moving from the said North Fork Power Company and/or Treadgold and enuring to the Yukon Consolidated Gold Mining Company and consisting of the services rendered by the said North Fork Power Company and/or Treadgold and the moneys expended by said North Fork Power Company and/or Treadgold in procuring, arranging for and completing the scheme of consolidation in question in this cause, and the conveyance by the said North Fork Power Company and/or said Treadgold to said The Yukon Consolidated Gold Mining Corporation Limited of the mining properties and other assets covered by the agreement of the 10 11th and 19th of February 1925 and the 9th and 12th of July 1929 were fair and reasonable and in conformity with the intention and agreement of the parties to said agreements.

Exhibits.
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D.52.
Certified
copy of
Pleadings
Patton v.
Yukon Con-
solidated
Gold Cor-
poration
Ltd.—con-
tinued.

The Defendant submits that the interim injunctions should be dissolved and this action dismissed with costs.

Delivered at Ottawa January 8th, 1931, by Fripp & Burritt, Solicitors for the Defendant, A. N. C. Treadgold and The Yukon Consolidated Gold Corporation Limited.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN :

20 JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and MARK MORRELL on behalf of themselves and all other shareholders of THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED, excepting the Defendant Arthur Newton Christian Treadgold - - - - - *Plaintiffs*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE NORTH FORK POWER COMPANY LIMITED and ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Defendants.*

JOINDER OF ISSUE.

30 1. The Plaintiffs join issue with the Statement of Defence of the Defendant The Yukon Consolidated Gold Corporation Limited herein.

Delivered this 10th day of January A.D. 1931 by Messrs. Powell, Snowdon & Matheson, of No. 48 Sparks Street, Ottawa, Canada, Solicitors for the Plaintiffs.

Exhibits.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN :

D.52.
Certified
copy of
Pleadings
Patton v.
Yukon Con-
solidated
Gold Cor-
poration
Ltd.—con-
tinued.

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and MARK MORRELL, on behalf of themselves and all other shareholders of THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED, excepting the Defendant, ARTHUR NEWTON CHRISTIAN TREADGOLD, - - - *Plaintiffs*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE NORTH FORK POWER COMPANY LIMITED and ARTHUR NEWTON CHRISTIAN TREADGOLD, - - - *Defendants.* 10

JOINDER OF ISSUE.

1. The Plaintiffs join issue with the Statement of Defence of the Defendant The North Fork Power Company, Limited, herein.

Delivered this 10th day of January, A.D. 1931, by Messrs. Powell, Snowdon & Matheson, of No. 48 Sparks Street, Ottawa, Canada, Solicitors for the Plaintiffs.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and MARK MORRELL, on behalf of themselves and all other shareholders of THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, excepting the Defendant ARTHUR NEWTON CHRISTIAN TREADGOLD, - - - *Plaintiffs* 20

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE NORTH FORK POWER COMPANY LIMITED and ARTHUR NEWTON CHRISTIAN TREADGOLD, - - - *Defendants.*

JOINDER OF ISSUE.

1. The Plaintiffs join issue with the Statement of Defence of the 30 Defendant Arthur Newton Christian Treadgold herein.

Delivered this 10th day of January, A.D. 1931, by Messrs. Powell, Snowdon & Matheson, of No. 48 Sparks Street, Ottawa, Canada, Solicitors for the Plaintiffs.

D.53.—Certified Copies of Orders and Judgment in Patton v. Yukon Consolidated Gold Corporation Ltd.

Exhibits.

(Certificate of Official Document).

D.53.
Certified copies of Orders and Judgment in Patton v. Yukon Consolidated Gold Corporation Ltd., 13th March and 23rd June, 1933.

DOMINION OF CANADA.

Province of Ontario

To Wit :

I, Frederick Arthur Magee, of the City of Ottawa in the County of Carleton, Local Registrar of the Supreme Court of Ontario at Ottawa

10 Do hereby Certify that the annexed paper writing each page of which is stamped with my seal of office as identifying the same, contains a true copy of the Orders, (2) dated the 13th March, 1933, and of the Judgment, dated the 23rd June, 1933, in a certain action pending in said Court at Ottawa wherein

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and MARK MORRELL, on behalf of themselves and all other shareholders of THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED, excepting the defendant, A. N. C. TREADGOLD, - - - - - were *Plaintiffs*,

AND

20 THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE NORTH FORK POWER COMPANY, LIMITED and ARTHUR NEWTON CHRISTIAN TREADGOLD, - - - - - were *Defendants*.

That I have carefully compared the said transcript with the original said orders and said judgment of record in my said office, that it is a true transcript thereof and that I am the officer duly authorized to give this Certificate.

In witness whereof I have hereunto set my hand and seal of office this 25th day of October, A.D. 1935.

“ F. A. MAGEE.”
Local Registrar at Ottawa.

30

Seal.

Ottawa
Local Registrar
Supreme Court of Ontario.

Exhibits.

IN THE SUPREME COURT OF ONTARIO

D.53.
Certified
copies of
Orders and
Judgment
in Patton v.
Yukon Con-
solidated
Gold Cor-
poration
Ltd.,
13th March
and
23rd June,
1933—con-
tinued.

The Honourable Mr. Justice Jeffrey, Monday, the 13th day of March,
A.D. 1933.

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and MARK
MORRELL, on behalf of themselves and all other Share-
holders of THE YUKON CONSOLIDATED GOLD COR-
PORATION LIMITED, excepting the Defendant ARTHUR
NEWTON CHRISTIAN TREADGOLD - - - - - *Plaintiffs*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE
NORTH FORK POWER COMPANY LIMITED and ARTHUR
NEWTON CHRISTIAN TREADGOLD - - - - - *Defendants.*

10

1. Upon Motion made unto this Court this day by Counsel on behalf of the above named Plaintiffs, in the presence of Counsel for the Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited, and for the Defendant The Yukon Consolidated Gold Corporation Limited, upon hearing read the Writ of Summons, the Pleadings and other proceedings in this action, the Affidavit of John Mulhall sworn on the 27th day of December A.D. 1930, the Affidavits of John Thomas Patton (4) 20
sworn on the 27th day of December A.D. 1930, the 2nd day of January A.D. 1931 and the 7th day of March A.D. 1933, and the Affidavits of Arthur Newton Christian Treadgold sworn on the 2nd day of January A.D. 1931 and the 13th day of March A.D. 1933, and the Exhibits referred to in the said Affidavits, and upon hearing what was alleged by Counsel aforesaid,

2. This Court doth order that the Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited and each of them be and they are hereby restrained from selling, assigning, transferring or otherwise dealing with, and from voting at any meeting of the Defendant The Yukon Consolidated Gold Corporation Limited upon, any shares of 30
the Capital Stock of the Defendant The Yukon Consolidated Gold Corporation Limited standing in the name of or claimed by the said Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited or either of them, or standing in the name or claimed by any nominee or nominees of the said Defendant Arthur Newton Christian Treadgold and The North Fork Power Company Limited, or either of them, and that the Defendant The Yukon Consolidated Gold Corporation Limited be and it is hereby restrained from accepting, acting upon, recording or registering any assignment, transfer or vote or attempted assignment, transfer or vote from the Defendants Arthur Newton Christian 40
Treadgold and The North Fork Power Company Limited, or either of them or from any nominee or nominees, including one Edgar M. Williamson, of the said Defendants Arthur Newton Christian Treadgold and The North

Fork Power Company Limited, or either of them, of or in respect of any such Shares.

3. And this Court doth further order that the Injunction hereby granted shall continue and remain in effect until the trial or other final disposition of this action.

4. And this Court doth further order that the costs of and incidental to this Motion be costs in the cause.

(Sgd.) F. A. MAGEE
Local Registrar.

10 Entered 8 O.B.
Folio 524
March 21, 1933 (Seal)
"C.C."

Exhibits.
D.53.
Certified copies of Orders and Judgment in Patton v. Yukon Consolidated Gold Corporation Ltd., 13th March and 23rd June, 1933—continued.

IN THE SUPREME COURT OF ONTARIO

The Honourable Mr. Justice Jeffrey, Monday the 13th day of March, A.D. 1933.

BETWEEN :

20 JOHN THOMAS PATTON, ROBERT ALLEN LAWTHER and MARK MORRELL, on behalf of themselves and all other Shareholders of THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, excepting the Defendant ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Plaintiffs,*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE NORTH FORK POWER COMPANY LIMITED and ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Defendants.*

30 1. Upon motion made before the Master on the 9th day of March 1933 on behalf of the defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited, and the Master having directed that the hearing of same stand over before the Judge presiding at the non-jury sittings of this Court at Ottawa on the 13th day of March, 1933, and the same coming on for hearing this day, upon hearing read the affidavits of Arthur Newton Christian Treadgold (2), Raleigh Strong Smallman, Paul Leduc and John Thomas Patton (2), and the exhibits therein referred to, the Order of the Court of Appeal for Ontario dated the 17th day of February 1933, the reasons therefor and the Order of the Master dated the 9th March 1933, filed, and upon hearing Counsel for the plaintiffs, the defendant The Yukon Consolidated Gold Corporation Limited, and for the defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited.

40 2. This Court doth order that upon the specific term that the trial of this action be peremptorily fixed for the Sittings of this Court to be

Exhibits.
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 D.53.
 Certified
 copies of
 Orders and
 Judgment
 in *Patton v.*
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poration
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 13th March
 and
 23rd June,
 1933—*con-*
tinued.

held at the City of Ottawa commencing on the 15th day of May A.D. 1933, and upon the further terms and conditions hereinafter set forth, a Commission may issue out of this Court directed to Edward Milner Holland, of Lincoln's Inn, London, England, for the examination viva voce at London, England, of Raleigh Strong Smallman, Francis de Mallet Cunynghame and Sir Harold C. Moore on behalf of the said Arthur Newton Christian Treadgold and The North Fork Power Company Limited, and of witnesses on behalf of the plaintiffs and the defendant The Yukon Consolidated Gold Corporation Limited in reply thereto, and that all parties shall have the right to use at the Trial of this Action as evidence on their behalf all or any part of the evidence, including exhibits, taken on behalf of any of the said parties respectively under the former Commissions issued in this Action. 10

3. And it is further ordered that within two days after the service of this Order the Solicitors for the plaintiffs and the defendant The Yukon Consolidated Gold Corporation Limited do deliver to the solicitor for the defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited the name and place of business of the agent of the Plaintiffs and the defendant The Yukon Consolidated Gold Corporation Limited in London England upon whom notice of the said Examination may be served, and in default thereof, the said Commission may be sent out and the examination may be taken without further or other notice to the plaintiffs or the defendant The Yukon Consolidated Gold Corporation Limited or their Solicitors. 20

4. And it is further ordered that one day previous to the sending out of the said Commission, the solicitor for the said defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited shall give to the Solicitors for the said plaintiffs and the defendant The Yukon Consolidated Gold Corporation Limited notice in writing of the mail or other conveyance by which the Commission is to be sent out. 30

5. And it is further ordered that examination of the said Raleigh Strong Smallman, Francis de Mallet Cunynghame and Sir Harold de C. Moore, witnesses on behalf of the defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited be concluded on or before the 18th day of April 1933.

6. And it is further ordered that on or before the 25th day of April 1933 the said Commission and the depositions, evidence and proceedings taken thereunder, be transmitted by Registered Mail to the Office of the Local Registrar of this Court at Ottawa.

7. And it is further ordered that Letters Rogatory do issue out of and under the Seal of this Court addressed to the High Court of Justice in England or to any other Court, Judge or Tribunal having competent jurisdiction in Great Britain, requesting such Court, Judge or Tribunal to issue process for the purpose of compelling the attendance of the witnesses intended to be examined in this cause, as aforesaid, before such person as the said Court, Judge or Tribunal shall appoint. 40

8. And it is further ordered that Charles E. McLeod, a witness on behalf of the plaintiffs, who is said may be unable to attend the trial by reason of absence from the jurisdiction, may be examined viva voce on oath before the Local Registrar of this Court at Ottawa on three days' notice in writing of the time and place where the examination is to take place being given to the Solicitors for the defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited.

9. And it is further ordered that the examination so taken or an office copy thereof may be read and given in evidence at the trial, saving all just exceptions, without any further proof of the absence of the said witness than the affidavit of the solicitor for the plaintiffs as to his belief.

10. And this Court doth further order that the trial of this action be postponed from the present Sittings of this Court at Ottawa and be peremptorily fixed for the Sittings of this Court at Ottawa commencing on the 15th day of May A.D. 1933.

11. And this Court doth further order that the present status with regard to the Shares of the Capital Stock of the defendant The Yukon Consolidated Gold Corporation Limited formerly standing in the name of the defendant Arthur Newton Christian Treadgold in the books of the said Company, the title to which said shares is in question in this action, remain undisturbed by the parties hereto pending the trial of this action.

12. And it is further ordered that the costs of and incidental to this application, the Commission to be issued in pursuance thereof, and the examinations and the depositions to be taken thereunder, together with any document, copy or extract and the official copies thereof and all other costs incidental thereto be costs in the cause to the plaintiffs.

13. And it is further ordered that the costs of the defendant The Yukon Consolidated Gold Corporation Limited of and incidental to this application, the Commission to be issued in pursuance thereof and the examinations and the depositions to be taken hereunder, together with any document, copy or extract and the official copies thereof and all other costs incidental thereto to be in the discretion of the trial Judge at the new trial.

(Sgd.) F. A. MAGEE

Local Registrar S.C.O.

at Ottawa.

Entered 8 O.B.

Folio 525

March 13, 1933.

"C.C."

Exhibits.
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D.53.
Certified
copies of
Orders and
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in Patton v.
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poration
Ltd.,
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and
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IN THE SUPREME COURT OF ONTARIO.

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poration
Ltd.,
13th March
and
23rd June,
1933—con-
tinued.

The Honourable Mr. Justice Davis, Friday, the 23rd day of June, A.D. 1933.

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and MARK MORRELL, on behalf of themselves and all other Shareholders of THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, excepting the Defendant ARTHUR NEWTON CHRISTIAN TREADGOLD - - - - - *Plaintiffs,*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, 10
THE NORTH FORK POWER COMPANY LIMITED and ARTHUR
NEWTON CHRISTIAN TREADGOLD - - - - - *Defendants.*

1. This Action having come on for trial before this Court at a special sittings thereof holden at the City of Toronto in the County of York, without a Jury, on the 29th, 30th and 31st days of May, A.D. 1933, and the 1st and 2nd days of June, A.D. 1933, and at the City of Ottawa in the County of Carleton on the 5th day of June, A.D. 1933, and again at the said City of Toronto on the 6th, 7th, 8th, 9th, 12th, 13th, 14th, 15th, 16th, 19th, 20th, 21st, 22nd and 23rd days of June, A.D. 1933, in the presence of Counsel for all parties, upon hearing read the pleadings and upon hearing the evidence 20 adduced, including certain evidence taken on commission and upon hearing what was alleged by Counsel aforesaid.

2. This Court doth order and adjudge that the Register of Shareholders of the Defendant The Yukon Consolidated Gold Corporation Limited be rectified by striking out therefrom the name of the Defendant Arthur Newton Christian Treadgold and of the Defendant Arthur Newton Christian Treadgold in trust as the holder of 15,500 Preferred and 2,129,997 Ordinary Shares of the Company and that the Defendant Arthur Newton Christian Treadgold do forthwith deliver up or cause to be delivered up to the said Company for cancellation any and all Certificates for Preferred and Ordinary 30 Shares of the said Company issued in respect of the said Preferred and Ordinary Shares standing in the name of the Defendant Arthur Newton Christian Treadgold and of the Defendant Arthur Newton Christian Treadgold in trust in the Register of Shareholders of the said Company at the date of the commencement of this action, save and except one certificate Number 070 for 60,000 Ordinary Shares which, prior to the date hereof, has been delivered by the Defendant Arthur Newton Christian Treadgold to one Napoleon Antoine Belcourt and which is not now in the possession custody or control of the Defendant Arthur Newton Christian Treadgold, and that the Defendant Arthur Newton Christian Treadgold, his attorneys and agents, 40 save for the purpose of carrying out and giving effect to this Judgment, be and they are hereby perpetually restrained from assigning, transferring or dealing in any way with any of the said Shares represented by such

Certificates and be and they are hereby restrained from assigning, transferring or dealing in any way with the said Certificates or any of them pending the delivery up of the said Certificates for cancellation; Provided however that nothing herein contained shall prejudice, impair or affect the rights of one Laurence Harrison in respect of 6,667 Preferred Shares and 156,333 Ordinary Shares of the capital stock of the Defendant The Yukon Consolidated Gold Corporation Limited standing in the name of the Defendant Arthur Newton Christian Treadgold or of the defendant Arthur Newton Christian Treadgold in trust in the Register of Shareholders of the said Company at the date of the commencement of this action, under the Judgment pronounced on the 18th day of March, A.D. 1932, in a certain action in this court wherein the said Laurence Harrison is Plaintiff and the said Arthur Newton Christian Treadgold and one Edgar M. Williamson and the said The Yukon Consolidated Gold Corporation Limited are Defendants.

Exhibits.
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 Judgment
 in *Patton v.*
Yukon Con-
solidated
Gold Cor-
poration
Ltd.,
 13th March
 and
 23rd June,
 1933—*con-*
tinued.

3. And this Court doth further Order and Adjudge that the defendant The Yukon Consolidated Gold Corporation Limited out of the Preferred and Ordinary Shares standing in the name of the Defendant Arthur Newton Christian Treadgold or the Defendant Arthur Newton Christian Treadgold in trust in the Register of Shareholders of the said Company at the date of the commencement of this action and in respect of which the said Register is ordered and adjudged to be rectified by paragraph 2 hereof, do reserve and set aside 6,667 Preferred Shares and 156,333 Ordinary Shares for the purpose of enabling the defendant The Yukon Consolidated Gold Corporation Limited to comply with the terms of the said Judgment in favor of the said Laurence Harrison referred to in paragraph 2 hereof.

4. And this Court doth declare that with respect to 350,000 Ordinary Shares of the defendant The Yukon Consolidated Gold Corporation Limited standing in the name of one Edgar M. Williamson of the City of New York, in the Register of Shareholders of the said Company at the date of the commencement of this Action and claimed by the Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited as being held by the said Edgar M. Williamson as his or their nominee, neither the said Arthur Newton Christian Treadgold nor the said The North Fork Power Company Limited has any right, title, claim or interest of any kind therein or thereto and that subject to the rights, if any, in respect of the said shares or any of them on the part of the said Edgar M. Williamson and on the part of one Sir Harold Moore of London, England, as Liquidator of The Granville Mining Company, Limited, the said shares are subject to cancellation for the benefit of the defendant The Yukon Consolidated Gold Corporation Limited, and doth order and adjudge the same accordingly.

5. And this Court doth further order and adjudge that the Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited, their servants, employees, attorneys or agents be and they are hereby perpetually restrained from assigning, transferring or dealing in any way with any of the 350,000 Ordinary Shares referred to in paragraph

Exhibits. 4 hereof, or the Certificates representing the same, or with any alleged right, title, claim or interest therein or thereto.

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in Patton v.
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solidated
Gold Cor-
poration
Ltd.,
13th March
and
23rd June,
1933—con-
tinued.

6. And this Court doth declare that the Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited, and each of them are liable to account as Trustees for the Defendant The Yukon Consolidated Gold Corporation Limited for all Preferred and Ordinary Shares of the defendant The Yukon Consolidated Gold Corporation Limited (over and above such Preferred and Ordinary Shares as at the date of the commencement of this action were standing in the name of the defendant Arthur Newton Christian Treadgold or the defendant Arthur Newton Christian Treadgold in trust in the Share Register of the defendant The Yukon Consolidated Gold Corporation Limited and in respect of which the said Share Register has been ordered and adjudged by Paragraph 2 hereof to be rectified), obtained by or issued to the defendant Arthur Newton Christian Treadgold or the defendant Arthur Newton Christian Treadgold in trust or the defendant The North Fork Power Company Limited, or the nominee or nominees of them or either of them, and doth order and adjudge the same accordingly. 10

7. And this Court doth further order and adjudge that it be referred to the Local Master of this Court at Ottawa to take an account and enquire as to all shares, properties, moneys, securities, documents, maps, records, books, papers and assets received, taken or dealt with by the Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited, or either of them, or their or either of their agents or nominees from or as trustee for or on behalf of or for the Defendant The Yukon Consolidated Gold Corporation Limited or for which they are or either of them is liable to account to the Defendant The Yukon Consolidated Gold Corporation Limited, and as to all expenses duly and properly incurred and all moneys duly and properly disbursed by them or any of them on behalf of the Defendant The Yukon Consolidated Gold Corporation Limited, but on the taking of said account no allowance or credit shall be given to the Defendants Arthur Newton Christian Treadgold or The North Fork Power Company Limited by way of remuneration or reward. 20 30

8. And this Court doth further order and adjudge that further directions and subsequent costs be reserved until the said Local Master shall have made his Report.

9. And this Court doth further declare that the properties, securities and assets mentioned in the Agreements purporting to have been made between the Defendants The North Fork Power Company Limited and The Yukon Consolidated Gold Corporation Limited dated the 12th day of July, A.D. 1929, and the 16th day of July, A.D. 1929, and marked as Exhibits 9 and 38 respectively at the trial of this action, were acquired by the defendant Arthur Newton Christian Treadgold or the Defendant The North Fork Power Company Limited for and on behalf of and at the expense of the Defendant The Yukon Consolidated Gold Corporation Limited and that neither the Defendant Arthur Newton Christian 40

Treadgold nor the Defendant The North Fork Power Company Limited was or is entitled to any beneficial interest in or under the said Agreements, or either of them, or in the properties, securities and assets mentioned therein, and doth order and adjudge the same accordingly.

10 And this Court doth further order and adjudge that the Defendants Arthur Newton Christian Treadgold, The North Fork Power Company Limited and The Yukon Consolidated Gold Corporation Limited do pay to the Plaintiffs forthwith after taxation thereof, their costs of this action including the costs of the former trial before The Honourable
 20 Mr. Justice Raney and including also all costs which by the terms of any interlocutory Orders made in this action were reserved to be disposed of by the Trial Judge, and that the said Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited do pay to the Defendant The Yukon Consolidated Gold Corporation Limited forthwith after taxation thereof its costs of this action, including the costs of the former trial before the Honourable Mr. Justice Raney and including also all costs which by the terms of any interlocutory Orders made in this action were reserved to be disposed of by the trial Judge, and also such costs, if any, as the said Defendant The Yukon Consolidated Gold
 30 Corporation Limited shall pay to the Plaintiff pursuant to this paragraph.

11. And this Court doth further order and adjudge that if the defendant The Yukon Consolidated Gold Corporation Limited as a result of the said reference shall be awarded and shall recover any moneys from the Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited or either of them, then the Defendant The Yukon Consolidated Gold Corporation Limited shall pay to the Plaintiffs out of any moneys so recovered and so far as the same will extend, the excess of their taxable solicitor and client costs over their taxable party and party costs in respect of all costs awarded to the Plaintiffs by this
 30 Judgment.

Judgment signed the 6th day of July, A.D. 1933.

(Sgd) F. A. MAGEE,

Local Registrar S.C.O.

at Ottawa.

(Seal)

Entered 7. J.B.

No. 153.

Folio 341.

July 7, 1933,

40

C.C.

Exhibits.
 D.53.
 Certified
 copies of
 Orders and
 Judgment
 in Patton v.
 Yukon Con-
 solidated
 Gold Cor-
 poration
 Ltd.,
 13th March
 and
 23rd June,
 1933—con-
 tinued.

Exhibits.

D.54.—Certified Copy of Order of Court of Appeal.

(50c. Law Stamp).

D.54.
Certified
copy of
order of
Court of
Appeal,
1st May,
1934.

(Coat of Arms)

(Certificate of Official Document).

DOMINION OF CANADA.

Province of Ontario to wit :

I, D'Arcy Hinds, of the City of Toronto, Registrar of the Supreme Court of Ontario, do hereby certify that the annexed paper writing, each page of which is stamped with the Seal of the Central Office of the said Court as identifying the same, contains a true copy of an Order bearing date the first day of May, A.D. 1934 and made by the said Court, in a certain action pending in said Court, wherein :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and MARK MORRELL, on behalf of themselves and all other shareholders of THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, excepting the Defendant, ARTHUR NEWTON CHRISTIAN TREADGOLD, - - - - were *Plaintiffs*,

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED, THE NORTH FORK POWER COMPANY, LIMITED, and ARTHUR NEWTON CHRISTIAN TREADGOLD, - were *Defendants*.

That I have carefully compared the said transcript with the Original Order now entered of record in the books, in the said Central Office, that it is a true transcript thereof, and that I am an Officer duly authorized to give this Certificate.

In witness whereof I have hereunto set my hand and the seal of the said Court, this 19th day of October, A.D. 1935.

“ D'ARCY HINDS,”
Registrar S.C.O.

Seal.
Supreme Court of Ontario.

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Law Stamps \$2.30
cancelled.

20c. Law Exhibits.
Stamp. D.54.

Certified
copy of
order of
Court of
Appeal,
1st May,
1934—con-
tinued.

IN THE SUPREME COURT OF ONTARIO.

The Right Honourable the Chief Justice
of Ontario }
The Honourable Mr. Justice Riddell } Tuesday, the first
The Honourable Mr. Justice Middleton } day of May,
A.D. 1934.

BETWEEN :

10 JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and MARK
MORRELL, on behalf of themselves and all other share-
holders of THE YUKON CONSOLIDATED GOLD CORPORA-
TION LIMITED, excepting the Defendant, ARTHUR NEWTON
CHRISTIAN TREADGOLD, - - - - - *Plaintiffs,*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
THE NORTH FORK POWER COMPANY LIMITED, and ARTHUR
NEWTON CHRISTIAN TREADGOLD, - - - - - *Defendants.*

20 Upon Motion made unto this Court on the twenty-first day of March
and the 5th day of April, 1934 by the Defendant, The North Fork Power
Company Limited and the Defendant, Arthur Newton Christian Treadgold
by way of appeal from the Judgment pronounced in this action by The
Honourable Mr. Justice Davis on the twenty-third day of June, A.D. 1933,
in the presence of Counsel for the Plaintiffs, the Defendant, The Yukon
Consolidated Gold Corporation Limited and the Defendant, The North
Fork Power Company Limited, the Defendant, Arthur Newton Christian
Treadgold appearing in person, and upon hearing read the pleadings and
the evidence adduced at the trial and the Judgment aforesaid, and upon
30 hearing what was alleged by the said Defendant, Arthur Newton Christian
Treadgold and by Counsel aforesaid, and upon written arguments being
submitted by direction of the Court by Counsel for the Plaintiffs, the Defen-
dant The Yukon Consolidated Gold Corporation Limited, the Defendant,
The North Fork Power Company Limited and by the Defendant Arthur

Exhibits. Newton Christian Treadgold in person, and judgment upon the motion having been reserved until this day;

—
D.54.
Certified
copy of
order of
Court of
Appeal,
1st May,
1933—con-
tinued.

1. This Court doth order that this appeal be and the same is hereby dismissed.

2. And this Court doth further order that the Defendants Arthur Newton Christian Treadgold and The North Fork Power Company Limited do pay to the Plaintiffs and to the Defendant The Yukon Consolidated Gold Corporation Limited, their costs of this appeal forthwith after taxation thereof.

“D'ARCY HINDS,” 10
Registrar, S.C.O.

Entered O.B. 140 pages 517-18.

May 4, 1934.

“H.F.”

D.55.—List of Shareholders of Yukon Consolidated Gold Corporation Limited (Treadgold's handwriting).

Ordinary Shares # Dec. 1930
23

| Cont. | Am. | Dec. | Owner | Number Shares |
|-------|-----|------|---------------------|------------------|
| 1 | ✓ | X | Trask Chase | 1 |
| 2 | ✓ | X | Chrysler F.H. | 1 |
| 3 | ✓ | ✓ | Larnett R.G. | 1 |
| 4 | ✓ | X | Chrysler P.H. | 1 |
| 5 | ✓ | X | Watson J.B. | 1 |
| 6 | ✓ | X | Krocker C.M. | 94,000 R |
| 7 | ✓ | X | Krocker C.M. | 94,000 R |
| 8 | ✓ | X | Latta Sir John | 14,580 R |
| 9 | ✓ | ✓ | Lawton R.A. | 94,000 R |
| 10 | ✓ | ✓ | " | 95,000 R |
| 11 | ✓ | X | Latta Sir John | 4,860 R |
| 12 | ✓ | X | Sharp A.J. | 1,000 |
| 13 | ✓ | X | Cooper A. | 250 |
| 14 | ✓ | X | Hoffman A.H. | 1,000 |
| 15 | ✓ | X | Habill H.J. | 2,000 |
| 16 | ✓ | X | " | 20,000 |
| 17 | ✓ | X | " | 20,000 |
| 18 | ✓ | X | " | 22,280 |
| 19 | ✓ | X | Galt R.C. | 5,000 R |
| 20 | ✓ | X | Trask W. | 9,720 R |
| 21 | ✓ | X | Williamson J.C. Ltd | 15,000 R |
| 22 | ✓ | X | Murphy W.L. | 1,600 R |
| 23 | ✓ | X | Young J.B. | 15,000 R |
| 24 | ✓ | X | Hartwell W.M. | 20,000 R |
| 25 | ✓ | X | Galt R.C. | 9,720 R |
| 26 | ✓ | X | Galt R.C. | 9,720 R |
| 27 | ✓ | X | Trask W. | 19,440 R |
| 28 | ✓ | X | Galt R.C. | 16,580 R |
| 29 | ✓ | X | Philson J.E. | 9,400 R |
| 30 | ✓ | X | Morse D. | 9,400 R |
| 31 | ✓ | X | Schulz G.C.C. | 62,370 R |
| 32 | ✓ | X | Brockmeyer A. | 1,000 R |
| 33 | ✓ | X | Hyslop W. | 1,000 R |
| 34 | ✓ | X | Obert J.R. | 1,000 R |
| 35 | ✓ | X | Latta Sir John | 18,560 R |
| 36 | ✓ | X | Habill H.J. | 5,000 R |
| 37 | ✓ | X | Trask W. | 2,000 |
| 38 | ✓ | X | " | 5,000 |
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Exhibits.

D.55.

List of Shareholders of Yukon Consolidated Gold Corporation Limited (Treadgold's hand-writing), 23rd December, 1930—continued.

| Cart. No. | Cum. | Dec. | Owner | No. of Shares |
|-----------|------|------|-------------------------------------|---------------|
| 145 | ✓ | ✓ | Whitlin H.T. | 6943 |
| 146 | ✓ | X | Lindsay Mrs H.H. | 3472 |
| 147 | ✓ | X | Hutchins A.K. | 3472 |
| 148-153 | ✓ | X | Kedman A.H. (6x 1000 + 900 + 45) | 6943 |
| 154-158 | ✓ | ✓ | Fitch H | 1352 |
| 159 | ✓ | ✓ | Emor Mrs J. | 400 |
| 160 | ✓ | X | Philbrick J.A. | 200 |
| 161 | ✓ | X | Weinheim E. | 7704 |
| 162 | ✓ | ✓ | Salisbury Mrs J.S. | 29 |
| 163 | ✓ | X | " Lolise D. | 19 |
| 164 | ✓ | X | Austin E.H. | 252 |
| 165 | ✓ | X | Sabo A. | 6 |
| 166 | ✓ | X | May clothing F. | 20 |
| 167 | ✓ | X | O'Donnell J. | 120 |
| 168 | ✓ | X | White A.G. | 90 |
| 169 | ✓ | X | O'Connor J.C. | 20 |
| 170 | ✓ | X | Brown J. | 300 |
| 171 | ✓ | X | Bate S. | 10 |
| 172 | ✓ | X | " A.S. | 10 |
| 173 | ✓ | X | Smith E.L. | 500 |
| 174 | ✓ | X | Kerr M.S. | 20 |
| 175 | ✓ | X | Rutherford H.S. | 20 |
| 176 | ✓ | X | Safarik M.A.D. | 20 |
| 177 | ✓ | X | Williams J.C. | 3860 |
| 178 | ✓ | X | Thornlike L.G. | 25 |
| 179 | ✓ | X | Martinez J.M. | 30 |
| 180 | ✓ | X | Moore J.B. | 2 |
| 181 | ✓ | X | Hannion F.C. | 600 |
| 182 | ✓ | X | Chapman C.E. | 220 |
| 183 | ✓ | X | Tucker Anthony and Coy | 800 |
| 184 | ✓ | X | Butler A.W. | 60 |
| 185 | ✓ | X | Hutchins A.K. | 220 |
| 186 | ✓ | X | Mager R. | 5 |
| 187 | ✓ | X | Parsons R.W. | 100 |
| 188 | ✓ | X | Brendon Mrs E.P.H. | 204 |
| 189 | ✓ | X | Bennett Mrs L.A. | 8 |
| 190 | ✓ | X | Gunnice Miss B.B. | 25 |
| 191 | ✓ | X | Huffin Miss L.G. | 25 |
| 192 | ✓ | X | Edwards Mrs R.W. | 20 |
| 193 | ✓ | X | Mills Mrs L.L. | 10 |
| 194 | ✓ | X | Suffern S.J. | 20 |
| 195 | ✓ | X | Cook J.E. | 120 |
| 196 | ✓ | X | Wheeler C.W. est. | 40 |
| 197 | ✓ | X | Baldwin Miss S.S. | 120 |
| 198 | ✓ | X | Jobbing Miss A.M. | 4 |
| 199 | ✓ | X | Hoyas L.C. | 20 |
| 200 | ✓ | X | Kelley F.R. | 40 |
| 201-204 | ✓ | X | " Mrs A.A. | 20 |
| 205 | ✓ | X | Tilton W.A. | 240 |
| 206 | ✓ | X | Edwards Mrs E.H. | 400 |
| 207 | ✓ | X | Gomas Mrs A.A. | 20 |
| 208 | ✓ | X | Everts E.E. | 320 |
| 209 | ✓ | X | Webb G.L. | 200 |
| 210 | ✓ | X | Onaber F.W. | 320 |
| 211 | ✓ | X | " Mrs A.W. | 60 |
| 212 | ✓ | X | West T. | 15 |
| 213 | ✓ | X | Roe Mrs E.F. | 40 |
| 214 | ✓ | X | Nachman D. | 100 |
| 215 | ✓ | X | Cooper C.W. | 55 |
| 216 | ✓ | X | Raymond H. | 8000 |
| 217 | ✓ | X | Lindsay Mrs H.H. | 100 |
| 218 | ✓ | X | Weber and Co. | 20 |
| 219 | ✓ | X | Sichel E.A. | 20 |
| 220 | ✓ | X | Sutton A.W. | 30 |
| 221 | ✓ | X | Atkins G.W.E. | 50 |

| Cart. No. | Cum. | Dec. | Owner | No. of Shares |
|-----------|------|------|-------------------|---------------|
| 270 | ✓ | ✓ | Meyenthaler H.C. | 40 |
| 271 | ✓ | ✓ | Sichel E.A. | 40 |
| 272 | ✓ | ✓ | Bay H.B. | 200 |
| 273 | ✓ | ✓ | Chase S.M. | 25 |
| 274 | ✓ | ✓ | Grant B.D. | 25 |
| 275 | ✓ | ✓ | Deveraux L.C. | 25 |
| 276 | ✓ | ✓ | Chase H.S. | 25 |
| 277 | ✓ | ✓ | Laird H.D. | 20 |
| 278 | ✓ | ✓ | Goodman M. | 100 |
| 279 | ✓ | ✓ | Lavaigne E. | 2 |
| 280 | ✓ | ✓ | Sichel E.A. | 40 |
| 281 | ✓ | ✓ | Coombe H.B. | 10 |
| 282 | ✓ | ✓ | Post M.M. | 20 |
| 283 | ✓ | ✓ | Whitford Mrs H. | 100 |
| 284 | ✓ | ✓ | Warne G.B. | 480 |
| 285 | ✓ | ✓ | Chase H.S. | 200 |
| 286 | ✓ | ✓ | Van Blusen H.A. | 14 |
| 287 | ✓ | ✓ | Dunnell S.B. | 40 |
| 288 | ✓ | ✓ | Watts A.A. | 184 |
| 289 | ✓ | ✓ | Riggall G.A. | 20 |
| 290 | ✓ | ✓ | Sinker F.C. | 122 |
| 291 | ✓ | ✓ | Samuel A.F. | 10 |
| 292 | ✓ | ✓ | Jones D.F. | 110 |
| 293 | ✓ | ✓ | Postand F.Lto | 10 |
| 294 | ✓ | ✓ | " | 10 |
| 295 | ✓ | ✓ | Mann A.G. | 40 |
| 296 | ✓ | ✓ | Williams Mrs C.H. | 60 |
| 297 | ✓ | ✓ | " | 60 |
| 298 | ✓ | ✓ | " | 60 |
| 299 | ✓ | ✓ | Lawrence Mrs J. | 33,500 |
| 300 | ✓ | ✓ | Treadgold A.C. | 5,000 |
| 301 | ✓ | ✓ | " | 230 |
| 302 | ✓ | ✓ | Prall W.R. | 230 |
| 303 | ✓ | ✓ | Weinheim E. | 350 |
| 304 | ✓ | ✓ | Fitch H. | 50 |
| 305 | ✓ | ✓ | Hutchins A.K. | 100 |
| 306 | ✓ | ✓ | Lindsay Mrs H.H. | 200 |
| 307 | ✓ | ✓ | Hutchins A.K. | 100 |
| 308 | ✓ | ✓ | Kahn W. | 80 |
| 309 | ✓ | ✓ | Knowles F.E. | 30 |
| 310 | ✓ | ✓ | Myers S.J. estate | 420 |
| 311 | ✓ | ✓ | Brower Mrs M.M. | 60 |
| 312 | ✓ | ✓ | Basinghall Spd. | 6000 |
| 313 | ✓ | ✓ | Lindsay R.M. | 6700 |
| 314 | ✓ | ✓ | Treadgold A.C. | 100,000 |
| 315 | ✓ | ✓ | " 4x 500 | 20,000 |
| 316 | ✓ | ✓ | " | 60 |
| 317 | ✓ | ✓ | Brower Mrs M.M. | 160 |
| 318 | ✓ | ✓ | Grant W. | 80 |
| 319 | ✓ | ✓ | Pattullo J.B. | 300 |
| 320 | ✓ | ✓ | Basinghall Spd. | 2000 |
| 321 | ✓ | ✓ | Woods B. | 40 |
| 322 | ✓ | ✓ | Weber and Co. | 760 |
| 323 | ✓ | ✓ | Grube C.T. | 60 |
| 324 | ✓ | ✓ | Treadgold A.C. | 5000 |
| 325 | ✓ | ✓ | " | 2,662,900 |
| 326 | ✓ | ✓ | " | 116,100 |
| 327 | ✓ | ✓ | Weinheim E. | 30,416 |
| 328 | ✓ | ✓ | Lamouth J.G. | 5000 |
| 329 | ✓ | ✓ | Atwell & Co. | 100 |
| 330 | ✓ | ✓ | " | 100 |
| 331 | ✓ | ✓ | Ry. Co. Connell | 1998728 |
| 332 | ✓ | ✓ | Kadoniam | " |
| 333 | ✓ | ✓ | John Baird | " |
| 334 | ✓ | ✓ | Joyannan | " |
| 335 | ✓ | ✓ | Anc Treadgold | " |

427

X

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X

D.56.—Copy of Letter, V. W. Worsdale to Price Waterhouse & Co.

(Copy)

Little Frankham,
Mark Cross, Sussex.
30th January, 1934.

Messrs. Price, Waterhouse & Co.,
Fredericks Place,
Old Jewry, E.C.

Gentlemen,

10 Referring to my interview with your Mr. Harrison and Mr. Jones yesterday in reference to the New North West Corporation Ltd., I beg to state that I am interested in certain Income Notes and Shares issued by this Corporation and should esteem it if you could give me the following information :

1. How, with a surplus of \$624,634 shown in the 1929 Accounts, did you arrive at a deficit of \$314,960.01 for the same period?

2. How did you arrive at a surplus of \$83,260.24 for 1930, 1931? Where is this surplus?

3. Why is no cash shown in Bank to credit of the New North West
20 Corporation? What and where is its Bank?

4. Does the balance sheet issued by Yukon Consolidated and certified by you in November, 1932 purport to be a balance sheet of a merger (of Companies in Yukon Consolidated)? If so, what is the authority behind the merger, sanctioning it?

Yours faithfully,

(Signed) V. W. WORSDALE.

Exhibits.

D.56.
Copy of
Letter,
V. W.
Worsdale to
Price,
Waterhouse
& Co.,
30th Janu-
ary, 1934.

Exhibits.

D.56.—Letter, G. R. F. Troop to V. W. Worsdale.

D.56.

Letter,
G. R. F.
Troop to
V. W.
Worsdale,
6th February,
1934.

THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED

201 Victoria Building
Ottawa, Canada.

GRFT : JW.

London Office :
Lloyd's Bank Buildings,
61, Moorgate,
London, E.C.2.

6th February 1934

V. W. Worsdale, Esq.,
Little Frankham,
Mark Cross,
Sussex.

10

Dear Sir,

Messrs. Price Waterhouse & Co. have forwarded to me your letter of January 30, 1934 in which you state that you are interested in certain Income Notes and shares issued by this Corporation, and ask for certain information.

Before replying to the questions which you ask, I shall be obliged if you would give me particulars of the interest which you state you have in this Company's shares and Income Notes. I do not find your name in the Company's register of shareholders and Income Note holders.

Yours faithfully,

" G. R. F. TROOP "

Secretary-Treasurer

The New North West Corporation Ltd.

D.57.—Notice of Motion, Patton v. Yukon Consolidated Gold Corporation Ltd. for leave to admit Appeal to Privy Council.

Exhibits.

IN THE SUPREME COURT OF ONTARIO

BETWEEN :

JOHN THOMAS PATTON, ROBERT ALLEN LAWTHOR and
MARK MORRELL, on behalf of themselves and all other
Shareholders of THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED, excepting the Defendant,
ARTHUR NEWTON CHRISTIAN TREADGOLD - - -

Plaintiffs,

10

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
THE NORTH FORK POWER COMPANY, LIMITED, and
ARTHUR NEWTON CHRISTIAN TREADGOLD - - -

Defendants.

D.57.
Notice of
Motion,
Patton v.
Yukon Con-
solidated
Gold Cor-
poration
Ltd., for
leave to
admit
appeal to
Privy
Council,
15th Octo-
ber, 1935.

Take notice that a Motion will be made on behalf of the Defendants, The North Fork Power Company, Limited, and Arthur Newton Christian Treadgold, before the Honourable Mr. Justice Middleton, in his Chambers, Osgoode Hall, Toronto, on Friday, the 18th day of October, 1935 at the hour of ten o'clock in the forenoon, or so soon thereafter as the Motion may be heard, for an Order admitting the Appeal of the applicants to
20 His Majesty in Privy Council.

And take notice that in support of such action will be read the Pleadings and the Receipt for payment into Court of the sum of two thousand dollars as security for the costs of the said Appeal.

Dated at Toronto this Fifteenth day of October, 1935.

STUART H. BROWN, K.C.

24 King Street West,
Toronto, Ontario

Solicitors for the Defendants, the North
Fork Power Company, Limited and
Arthur Newton Christian Treadgold.

30

To

Messrs, Fasken, Robertson, Aitchison, Pickup and Calvin,
36 Toronto Street, Toronto,

Solicitors for the Defendant, The Yukon Consolidated Gold
Corporation, Limited

And to

D. L. McCarthy, K.C.,

320 Bay Street, Toronto, Ontario,
Solicitor for the Plaintiffs.

Exhibits. **D.58.—Letters Patent and By-Laws of Yukon Consolidated Gold Corporation Limited.**

D.58.

Letters
Patent and
By-Laws of
Yukon Con-
solidated
Gold Cor-
poration
Limited,
14th April,
1923.

CANADA

By the Honourable Arthur Bliss Copp,
Secretary of State of Canada.

To all to whom these presents shall come, or whom the same may in anywise
concern :

GREETING :

Whereas, in and by the first part of Chapter 79 of the Revised Statutes of Canada, 1906, and known as "The Companies Act" and Amending Acts, it is amongst other things in effect enacted, that the Secretary of State of Canada may, by Letters Patent, under his Seal of Office, grant a Charter to any number of persons, not less than five, who having complied with the requirements of the said Act and amending Acts, apply therefor, constituting such persons, and other who thereafter become shareholders in the Company thereby created, a Body Corporate and Politic for any of the purposes or objects to which the Legislative Authority of the Parliament of Canada extends, except the construction and working of Railways or of Telegraph or Telephone lines, the business of Banking, the issue of paper money, or the business of Insurance, the business of a Loan Company, or the business of a Trust Company, upon the applicants therefor establishing to the satisfaction of the Secretary of State, due compliance with the several conditions and terms in and by the said Act and Amending Acts set forth and thereby made conditions precedent to the granting of such Charter. 10

And whereas, Gordon Walters MacDougall, One of His Majesty's Counsel, learned in the law, Gregor Barclay, William Bridges Scott, Adrian Knatchbull-Hugessen and Maurice Theodore Lafleur, Advocates, all of the City of Montreal, in the Province of Quebec, have made application for a Charter under the said Act and amending Acts, constituting them and such others as may become shareholders in the Company thereby created, a Body Corporate and Politic, under the name of "The Yukon Consolidated Gold Corporation Limited" for the purposes hereinafter mentioned, and have satisfactorily established the sufficiency of all proceedings required by the said Act and Amending Acts, to be taken, and the truth and sufficiency of all facts required to be established previous to the granting of such Letters Patent, and have filed in the Department of the Secretary of State a duplicate of the Memorandum of Agreement executed by the said applicants in conformity with the provisions of the said Act and Amending Acts. 20

Now know ye, that I, the said Arthur Bliss Copp, Secretary of State of Canada, under the authority of the hereinbefore in part recited Act and Amending Acts, do by these Letters Patent, constitute the said Gordon Walters MacDougall, Gregor Barclay, William Bridges Scott, Adrian Knatchbull-Hugessen and Maurice Theodore Lafleur, and all other who 40

may become shareholders in the said Company, a Body Corporate and Politic, by the name of "The Yukon Consolidated Gold Corporation Limited," With all the rights and powers given by the said Act and Amending Acts, and for the following purposes and objects namely:

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Patent and
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of Yukon
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dated Gold
Corporation
Limited,
14th April,
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tinued.

10 (a) To acquire shares, stock, debentures, income notes and other securities of Burrall & Baird Limited, The Dominion Mining Company Limited, The Big Creek Mining Company Limited, The Sulphur Mining Company Limited, The Calder Mining Company Limited, The Dago Hill Mining Company Limited, The Deep Vale Mining Company Limited, The New North West Corporation Limited and The Canadian Klondike Power Company Limited, all being Companies incorporated under the provisions of the Companies Act Canada 1906 and Amending Acts and carrying on business in the Yukon Territory of the Dominion of Canada for such price or for such consideration as may be agreed upon;

20 (b) To prove, acquire, develop, work and turn to account mines or minerals or mining rights, concessions or privileges within the Dominion of Canada or elsewhere and to acquire a controlling or other interest in any such mines, minerals, mining rights, concessions or privileges and to control or to participate or be concerned or interested in the development, working and turning to account of the same, to carry on business as miners, mine owners and manufacturers of and dealers in minerals and mineral products in the Dominion of Canada or in any other part of the world, or to control or participate or be concerned or interested in any such business, to search for and obtain information as to mines, mining districts, mining claims, water claims, water rights and any other rights, claims and property, to examine, investigate and secure the titles of lands, mines, minerals, ores and mining or other rights and claims in any part of the world, to employ and send to any part of the world and to pay the fees, costs, charges and expenses of agents, including persons and corporations, mining experts, 30 legal counsel and all persons useful or supposed to be useful in examining, investigating or exploring lands, mines, minerals, ores, mining or other rights and claims or in examining, investigating and securing the titles in lands, mines, minerals, ores, mining or other rights and claims in any part of the world, to print, publish, advertise and circulate reports, maps, plans, prospectuses and documents of every kind whatsoever directly or indirectly relating or supposed to relate to lands, mines, minerals, ores and mining or other rights, concessions and claims in any part of the world or the title thereof or to the organization, operations and objects of the company;

40 (c) To acquire by appropriation, discovery, location, lease, license, grant, bond, option, device, purchase, agreement or otherwise and to hold, own, possess, enjoy, develop, mine, work, operate and exploit mines and minerals and mining property of every kind or description;

(d) To acquire, own and hold such land, mills, mill sites, tunnel sites buildings, constructions, plants, appliances, equipments, fixtures, machinery, discoveries, improvements, patent rights, dump and dump rights, pipe and

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 solidated
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 tinued.

pipe lines, reservoirs, rights of way, easements, appurtenances, privileges, franchises and other property or property rights, real or personal, as may be deemed by the directors for the time being of the said company to be necessary or desirable for the practical working, development, mining, exploitation or enjoyment of all or any of the company's properties acquired or to be acquired;

(e) To sink wells and shafts and to make, build and construct, lay down and maintain reservoirs, water works, cisterns, pumps, sluices, locks, weirs dams, culverts, filter beds, main and other pipes, pipe lines and appliances and to execute and do all other works and things necessary or convenient for obtaining, storing, selling, delivering, measuring and distributing water or otherwise for the purposes of the company; 10

(f) To construct, maintain, alter, make, work and operate any trails, roads, ways, bridges, reservoirs, dams, flumes, artificial channels, race and other ways, bridges, watercourses, aqueducts, wells, furnaces, sawmills, crushing works, hydraulic works, coke ovens, and other works and conveniences which may seem conducive to any of the objects of the company and to subsidize or otherwise aid in any such operations being carried on by any other company or person whether upon the properties of this company or not; 20

(g) To purchase, construct, lease or otherwise acquire, operate and maintain, repair, milling concentration, reduction, smelting or refining works for the treatment, reduction, smelting or refining for hire or otherwise of metalliferous or other ores and the extraction or concentration of the metals contained therein;

(h) To purchase, erect, lease or otherwise acquire, maintain and operate buildings, machinery, constructions, works and plants for the sampling and treatment of metalliferous or other ores and to buy, reduce, smelt, mill, sell and generally deal in all kinds of ores, concentrates, tailings, mill or smelter products, bullion, metals or minerals, either on its own account or on commission or otherwise, for other persons or corporations; 30

(i) For the purpose of the company, to build, acquire, own, charter, navigate and use steam or other vessels and to construct, acquire, and use docks, wharves, jetties, piers, warehouses, storehouses, dredges, tugs and other vessels and appliances;

(j) To acquire by location, lease, contract, grant, purchase, conveyance or otherwise and to own, hold, possess, and enjoy any rights, title and interest in or to any land, tenements, hereditaments, appurtenances, mill sites, water or ditch rights, rights of way, franchises, easements or other property, real or personal, incident, necessary or desirable in the operation of milling plants or machinery for the smelting, milling, reducing, refining or treatment of ores or minerals or the extraction of any ore or mineral therefrom or from any object or operation referred to herein; 40

(k)—1. To acquire by appropriation, location, purchase, lease or otherwise, water and water rights, ditches and ditch rights and water

priorities and apply the same to beneficial uses and to purchase or construct, operate and maintain, ditches and flumes for the distribution of water for irrigation, sanitary and domestic and other uses;

2. To purchase, construct, lease or otherwise acquire, operate and maintain railways or tramways and all buildings and equipment necessary therefor upon lands owned or controlled by the company or over which the company may have a right or license to that effect;

10 3. To purchase, construct, lease or otherwise acquire, operate and maintain buildings, pole lines and equipment necessary or desirable for telegraph and telephone systems upon lands owned or controlled by the company or over which the company may have a right or license to that effect;

4. To purchase, construct, lease or otherwise acquire and operate and maintain buildings, constructions, flumes, machinery, appliances, equipments, fixtures, easements and appurtenances for generating electricity for lighting and the distribution of power and for other purposes, provided that the powers mentioned in this paragraph when exercised beyond the property of the company shall be subject to local and municipal regulations in that behalf;

20 5. To maintain transmission lines for the purposes of distributing electricity, to furnish electricity for power and lighting purposes, to sell, deliver and distribute the same and to maintain, equip, hold, own, possess and enjoy all the appliances incident or necessary thereto;

6. To purchase, construct, lease, operate and maintain buildings, constructions, machinery, appliances, equipments, fixtures, easements and appurtenances for compressing air and other gasses and for the proper distribution of the same by means of pipes, pipe lines or otherwise.

30 Provided however, that the purposes or objects set out in this paragraph shall not be exercised or operated outside lands owned or controlled by the company except subject to local and municipal regulations;

(l) To manufacture, purchase or otherwise acquire goods, wares, merchandise and personal property of every class and description and to hold, own, sell or otherwise dispose of, trade, deal in and deal with the same;

40 (m) To apply for, obtain, register, purchase, lease or otherwise acquire and to hold, use, own, operate and introduce and to sell, assign or otherwise dispose of any trade marks, trade names, patents, inventions, improvements, and processes and to use, exercise, develop, grant licenses in respect of or otherwise turn to account any such trade marks, patents, inventions, licenses, processes and the like or any such property or rights;

(n) To purchase or otherwise acquire the property, business, goodwill, rights, property and assets of all kinds of any person, firm association or corporation, either domestic or foreign, carrying on any business capable of being conveniently or profitably carried on in connection with the business of the company and to pay for the same in cash, the shares of

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 tinued.

this company, bonds, debentures, or otherwise, and to hold in any manner, dispose of the whole or any part of the property so purchased or acquired or to conduct in any lawful manner the whole or any part of the business so purchased or acquired and to exercise all the powers necessary or convenient in and about the conduct and management of such business;

(o) To promote, form, organize, manage, develop, take interest or stock or shares in and assist financially or otherwise any partnership, association or company for the purpose of acquiring or taking over all or any of the property or liabilities of the company or for any other purposes which may seem calculated directly or indirectly to benefit the company; 10

(p) Notwithstanding the provisions of section 44 of the Companies Act, to purchase, subscribe for, acquire, invest in, hold, sell, assign, transfer or otherwise dispose of the shares, stocks, bonds, debentures or other evidences of indebtedness or securities of any corporation, domestic or foreign, public or private for whatever purposes organized or in whatever business engaged, to issue in exchange for such shares, stocks, bonds, debentures or other obligations, and to pay therefor in cash or otherwise, to hold for investment, own, sell, deal in, guarantee, dispose of and turn to account any such shares, stocks, bonds or other securities, and while owners and holders thereof to exercise all the rights and powers of owner- 20 ship, including the right to vote thereon, for any purpose to do any acts or things necessary or proper for the protection or development of any such corporation or for the preservation, improvement or enhancement of the value of any such shares, stocks, bonds, debentures or other securities, or any acts or things designed for any such purpose;

(q) To furnish aid to any business or undertaking similar in whole or in part to that of the company with which the company may have business relations by way of loan, bonus, endorsements, agreements, guarantee, management, or other services and to manage, supervise and control the same in whole or in part and to act as agent or attorney for the same; 30

(r) To carry on any other business which may seem capable of being conveniently or advantageously carried on in connection with the business of the company or calculated directly or indirectly to enhance the value of or to facilitate the realization of or to render more profitable any of the company's businesses, properties or rights;

(s) To invest the moneys of the company not immediately required in such investments as may from time to time be determined;

(t) To co-operate in, aid in, subscribe towards or subsidize any proceedings or undertakings which may seem calculated directly or indirectly to benefit the company; 40

(u) To enter into partnership or into any arrangements for sharing of profits or expenses, union of interests, co-operation, joint adventure, reciprocal concessions or otherwise, with any person, partnership, association or company carrying on or engaged in or about to carry on or engage in any business or transaction which the company is authorized to carry

on or engage in, or any business or transaction which may seem capable of being conducted so as directly or indirectly to benefit the company; and to lend money to, guarantee the contracts of or otherwise assist any such person, partnership, association or company and to take or otherwise acquire shares and securities of any such partnership, association or company and to sell, hold or re-issue with or without guarantee or otherwise deal with the same;

10 (v) To cause or allow the legal title, estate and interest in any property acquired, established or carried on by the company to remain or be vested or registered in the name of or carried on by any other company or companies, foreign or domestic, formed or to be formed either upon trust for or as agents or nominee of this company or upon any other terms or conditions which may be for the benefit of this company and to manage the affairs or take over and carry on the business of such company or companies so formed or to be formed either by acquiring shares, stocks, or other securities thereof or otherwise howsoever and to exercise all or any of the powers of holders of shares and stocks or securities thereof and to receive and distribute as proceeds the dividends and interest on such shares, stocks and securities;

20 (w) To enter into, make perform, and carry out contracts of any or every kind necessary, requisite or advantageous in respect to the business operations of this company with any Government, state, country, person, firm, association or corporation, domestic or foreign;

(x) To be registered or recognized in any foreign country, state or possession;

(y) To improve, manage, develop, sell, assign, transfer, lease or otherwise dispose of or turn to account or deal with all or any part of the company's real or personal property and from time to time to vary any investments or employment of capital of the company;

30 (z) To sell or dispose of the property or undertaking of the company or any part thereof, for such consideration as the company may think fit and in particular and notwithstanding the provisions of section 44 of the Companies Act, for shares, stock, debentures or securities of any other partnership, association or company;

(aa) To consolidate or amalgamate with any other company having objects similar in whole or in part to those of the company;

(bb) To pay out of the funds of the company all or any of the expenses of or incidental to the formation and organization thereof;

40 (cc) To employ, contract with and provide for the remuneration of brokers, commission agents and underwriters upon any issue of shares, bonds, debentures, debenture stock and other securities of the company;

(dd) To distribute or divide the assets of the company in specie amongst the shareholders;

(ee) To do all or any of the above acts or things as principals, agents, contractors or otherwise and either alone or in conjunction with others;

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(ff) To do all and everything necessary, suitable, convenient or proper for the accomplishment of any of the above purposes or the attainment of the above objects herein enumerated or incidental to the business or powers herein named which shall at any time appear conducive to or be deemed expedient for the protection or benefit of the company either as the holder of any property or interest therein or otherwise;

(gg) To establish and maintain agencies of the company in Great Britain or in any other colony or foreign state and to maintain agencies and offices in London or elsewhere for the registration and transfer of shares, income notes, bonds, debentures or other securities of the company and to appoint transfer committees for such transfer and registration upon the resolution of the Board of Directors in respect thereto. 10

The operations of the company to be carried on throughout the Dominion of Canada and elsewhere.

The place within the Dominion of Canada which is to be the chief place of business of the said company is the City of Montreal, in the Province of Quebec.

The Capital Stock of the said Company shall be Six Million (\$6,000,000.00) Dollars, divided into Six Million (6,000,000) Shares of One (\$1.00) Dollar each, subject to the increase of such capital stock under the provisions of the said Act and Amending Acts. 20

And it is hereby ordained and declared that, if authorised by by-law, sanctioned by a vote of not less than two-thirds in value of the subscribed stock of the company, represented at a general meeting duly called for considering the by-law, the directors may from time to time: (a) Borrow money upon the credit of the company; (b) Limit or increase the amount to be borrowed; (c) Issue bonds, debentures, debenture stock or other securities of the company and pledge or sell the same for such sums and at such prices as may be deemed expedient; (d) Hypothecate, mortgage or pledge the real or personal property of the company, or both, to secure any such bonds, debentures, debenture stock or other securities and any money borrowed for the purposes of the company. Nothing in this clause contained shall limit or restrict the borrowing of money by the company on bills or exchange or promissory notes made, drawn accepted or endorsed, by or on behalf of the company. And it is further ordained and declared that: 30

1. No director shall be disqualified by his office from contracting with the company either as vendor, purchaser or otherwise nor shall any such contract or any contract or arrangement entered into by or on behalf of the company in which any Director shall be in any way interested be avoided nor shall any director so contracting or being so interested be liable to account to the company for any profit realized by any such contract or arrangement by reason of such director holding that office or the fiduciary relations thereby established, provided, however, that the nature of the interest of the Directors so contracting must be disclosed by him at the meeting of the Directors at which the contract or arrangement is 40

determined on if his interest then exists, or in any case, at the first meeting of the Directors after the acquisition of his interest and that no director shall as a director vote in respect of any contract or arrangement in which he is so interested as aforesaid and if he do so vote his vote shall not be counted, but this prohibition against voting shall not apply to any contract by or on behalf of a company to give to the directors or any of them any securities for advances or by way of indemnity and it may at any time be suspended or relaxed by a meeting of the shareholders.

2. No holder of stock shall be entitled as of right to subscribe for,
 10 purchase or receive any part of any authorized unissued stock or of any new or additional issued of stock, preferred or common, or of bonds, notes, debentures or other securities convertible into stock but all such unissued new or additional shares of stock, bonds, notes, debentures or other securities convertible into stock may be issued and disposed of by the board of directors to such person or persons and on such terms and for such consideration so far as may be permitted by law as the board of directors in the absolute discretion may deem advisable.

3. For the amount of any dividend which the directors may lawfully
 20 declare payable in money, they may declare a stock dividend and issue therefor shares of the company as fully paid or partly paid or may credit the amount of such dividend on the shares of the company already issued but not fully paid and the liability of the holders of such shares shall be reduced by the amount of such dividend.

That the said Gordon Walters MacDougall, Gregor Barclay, William Bridges Scott, Adrian Knatchbull-Hugessen and Maurice Theodore Lafleur, are to be the first or provisional directors of the said company.

30 Provided always that nothing in these presents expressed or contained shall be taken to authorize the construction and working of railways or of telegraph or telephone lines, the business of Banking, the issue of paper money, the business of Insurance, the business of a Loan Company or the business of a Trust Company by the said Company.

Given under my hand and Seal of Office at Ottawa, this Fourteenth day of April, 1923.

(Sgd.) A. B. COPP,
 Secretary of State of Canada.

Seal.

BY-LAWS

MEETINGS

1. The fiscal year of the Company shall begin on the First day of
 40 January and shall end on the Thirty-first day of December, in each year, beginning with the year 1924, unless the Board of Directors shall otherwise determine.

2. The Annual Meeting of the Shareholders of the Company shall be held at the principal office of the Company in the Dominion of Canada on such day and at such hour in the month of April in each year as the Directors

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may from time to time appoint, for the purpose of electing Directors and of appointing auditors for the ensuing year, and for the transaction of such other business as may be brought before the meeting.

3. Special Meetings of the Shareholders may be held at the principal office of the Company or elsewhere in the Dominion of Canada whenever called by the President or Vice-President or by the Board of Directors, or by Shareholders holding together at least one-fourth of the subscribed capital stock.

4. Notice of the time and place of holding the Annual, Special or other Meetings of the Shareholders of the Company shall be mailed to each Shareholder, at his last known address as it appears on the books of the Company, not less than forty-two days, inclusive of the date of mailing, previously to the time specified for such Meeting in such notice. 10

5. The President, and in his absence the Vice-President, and in the absence of both, any Shareholder appointed by the Shareholders, shall act as Chairman of such Meeting.

The Secretary of the Company shall act as Secretary, but in the absence of the Secretary, the presiding officer may appoint any person to act as Secretary of the Meeting.

6. At any Meeting of the Shareholders, each Shareholder shall be entitled to vote in person or by proxy appointed by instrument in writing, subscribed by such shareholder; and each shareholder shall have one vote for each share of stock registered in his name at the time of the closing of the transfer books for said meeting; all proxies must be in favour of a shareholder and must be lodged with the Secretary at or prior to the date of any meeting. 20

7. Questions at meetings shall be decided by a majority in value of the shareholders present in person or by proxy, and in case the number of votes is equal the President or Chairman shall have a deciding or casting vote. 30

8. Every shareholder shall furnish the Secretary from time to time over his signature the address to which notices to him of every kind may be mailed. The Secretary of the Company, or other officer appointed for the purpose, shall keep a register of the address of each shareholder so furnished to him and make all proper changes in such register retaining and filing his authority for all such entries.

BOARD OF DIRECTORS

9. The number of directors shall be five, of whom two shall form a quorum.

10. The Directors may hold their meetings, and may have an office in such place or places either within or without the Dominion of Canada, as the Board may from time to time determine. 40

11. Meetings of the Board of Directors may be held whenever called by direction of the President, or Vice-President, or any two of the Directors.

12. Any shareholder not in arrears for payment of calls upon his stock may be elected as a Director.

13. At all meetings of the Board of Directors, the President, or Vice-President, or in the absence of both, any Director elected by the Directors shall preside.

14. Questions arising at any meeting of Directors shall be decided by a majority of votes. In case of an equality of votes, the Chairman in addition to his original vote, shall have a casting vote.

15. At the first meeting of the Board of Directors following the Annual Shareholders' Meeting which shall be held as soon as possible after the election of Directors at such Annual Shareholders' Meeting, the Board of Directors shall proceed to the election of the officers of the Company.

16. In case of the death of a Director, or of his being unable to act as such, or his ceasing to be a shareholder, the vacancy thereby created may be filled for the unexpired portion of the term by the Board from among the qualified Shareholders of the Company.

17. In case the number of Directors shall at any time be increased, vacancies shall be considered as having been created to the number of such increase, which vacancies may be filled by the Board in the manner above indicated.

18. The Board shall from time to time fix the salaries or wages paid, or to be paid to officers of the Company for their past and future services, including officers who may also be Directors and including remuneration to the Company's Solicitors for past and future services, who may also be Directors, and including also the remuneration to be paid to the Directors for their past and future services as such Directors.

19. The office of Director shall *ipso facto* be vacated :

- (a) if he ceased to be a shareholder of the company;
- (b) if he becomes bankrupt or insolvent or of unsound mind;
- (c) if he is requested in writing by all his co-directors to resign;
- (d) if by notice in writing to the company he resigns his office.

20. A Director may hold any other office or employment in the Company, in conjunction with the office of Director, and may receive such remuneration therefor as may be fixed or agreed upon by the Directors.

OFFICERS

21. The executive officers of the Company shall be a President, a Vice-President, a Treasurer and a Secretary.

22. The President shall be the chief executive officer and head of the Company and shall if present preside at all Meetings of the Shareholders

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and of the Board of Directors. He shall have general charge of the business and affairs of the Company, subject to the control of the Board of Directors.

23. In the absence or inability to act of the President, the Vice-President shall be vested with all the powers and perform all the duties of the President.

24. The Treasurer shall have custody of all the funds and securities of the Company which may come into his hands. He shall enter regularly in the books of the Company to be kept by him for the purpose full and accurate accounts of all moneys received or paid by him on account of the Company, and he shall perform all acts incident to the position of Treasurer 10 subject to the control of the Board of Directors.

25. The Secretary shall keep the minutes of all Meetings of the Board of Directors and the minutes of all Meetings of Shareholders; he shall attend to the giving and serving of all notices of the Company; he shall have the custody of the corporate seal, and he shall have charge of the certificate books, transfer books and stock ledgers, and such other books and papers as the Board of Directors may direct. He shall in general perform all the duties incident to the office of Secretary subject to the control of the Board of Directors.

26. The Board of Directors may by resolution appoint one or more 20 Assistant Treasurers and Assistant Secretaries, or the offices of Secretary and Treasurer or Assistant Secretary-Treasurer may be combined and held by one person.

ACCOUNTS

27. The Directors shall cause true accounts to be kept concerning the business of the Company and of the sums of money received and expended by the Company and the matter in respect of which such receipt and expenditure takes place and of the assets and liabilities of the Company.

28. A bank account or accounts shall be kept in the name of the Company at a chartered bank or banks to be selected by the Board. 30

BORROWING POWERS.

29. The Directors are hereby authorised from time to time :—

(a) To borrow money and obtain advances upon the credit of the Company from any bank or banks, person or Company, at such times, in such amounts and on such terms as they think proper, either by discounting or causing to be discounted negotiable paper or instruments made, drawn, accepted or endorsed by the Company by overdraft, by arranging for credits or by way of loans, advances and otherwise howsoever; and

(b) As security for such discounts, overdrafts, loans, credits, advances or other indebtedness or liability of the Company to the bank or banks, 40 person or company and interest thereupon, to hypothecate, mortgage, pledge and give to the said bank or banks, person or company, all or any

of the stocks, bonds, debentures, negotiable instruments, agreements and personal property of the company and to give and cause to be given to the bank or banks, person or company, warehouse receipts, bills of lading, security under the Bank Act, mortgages, pledges, agreements, or other collateral security, assignments, promises to give security under the Bank Act, promises to give warehouse receipts and/or bills of lading covering all or any of the real or personal property of the company and the same from time to time, to renew, alter, vary and substitute;

- (c) To authorise from time to time by resolution or by-law of the Board such director or directors, officer or officers, clerk, cashier or other employee of the company, or such other person (whether connected with or employed by the company or otherwise) as the directors may appoint in such by-law or resolution, to manage, transact and settle the banking business of the company with the said bank or banks, and to sign, accept, draw, endorse and execute on behalf of and in the name of the company all such documents, agreements, cheques, promissory notes, bills of exchange, acceptances, promises, pledges, assignments, promises to give security under the Bank Act, promises to give warehouse receipts and/or bills of lading and any other document or instrument that may become necessary or desirable in connection with the Company's banking business;

(d) To delegate in and by said resolution or by-law to such person or persons all or any of the powers hereby conferred upon the directors;

This by-law shall continue in full force, virtue and effect as between the Company and any bank to which a certified copy may be furnished until written notice of the revocation or cancellation thereof shall have been given to the said bank.

DIVIDENDS.

30. The Directors may declare dividends out of the profits of the Company whenever or so often as in their opinion the state of funds of the Company will permit.

31. The Directors may from time to time set aside out of the profits of the Company such sums as they think proper as a reserve fund, to be used to meet contingencies or for equalizing dividends or otherwise as the Directors may think advisable in the interests of the Company and may employ the money and assets from time to time constituting such reserve fund in the business of the Company without being obliged to keep the same separate from the other assets of the Company.

32. In case two or more persons are registered as the joint holders of any share any one of such persons may give effective receipts for all dividends, bonuses and payments on account of dividends and bonuses in respect of such share.

SHARE CERTIFICATES & TRANSFERS OF SHARES.

33. The certificates for shares, in the capital stock of the Company shall be in such form not inconsistent with the Companies' Act or Letters

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Patent, as shall be approved by the Board of Directors. The certificates shall be signed by the President or Vice-President and the Secretary or Treasurer or by any two officers thereto designated and authorized by the Board of Directors.

34. Certificates surrendered to the Company shall be cancelled and no new certificates shall be issued until the former certificate for the same number of shares shall have been surrendered and cancelled, except as hereinafter in Section 38 provided.

35. Shares of the capital stock of the Company shall be transferable only on the books of the Company by the holder thereof in person or by his attorney duly authorized in writing, upon surrender and cancellation of a certificate or certificates for a like number of shares. A transfer of shares shall not pass the right to any dividends declared thereon before the registration of the transfer. 10

36. The Board of Directors shall have power and authority to make all such rules and regulations as they may deem expedient, not inconsistent with the Companies' Act, the Letters Patent, or with these by-laws, concerning the issues, transfer and registration of certificates for shares of the capital stock of the company and may appoint one or more transfer agents, and/or one or more Registrars of transfers; and may require all stock certificates to bear the signature of a Transfer Agent and/or a Registrar of Transfers. 20

37. The stock transfer books may be closed for all Meetings of the Shareholders for a period of not more than thirty days prior to such Meetings, and may be closed for the payment of dividends during such period not exceeding thirty days as from time to time may be fixed by the Board of Directors and during such periods no stock shall be transferable.

38. The Board of Directors may direct a new certificate of stock to be issued in the place of any certificate theretofore issued alleged to have been lost, or destroyed, and they may, in their discretion, require the owner of the lost or destroyed certificate or his legal representatives, to give the corporation a bond in such sum as they may direct, not exceeding double the par value of the stock or if the market value be in excess of the par value, then not exceeding double the market value, to indemnify the company against any claim that may be made against it on account of the alleged loss of any such certificate; a new certificate may be issued without requiring any bond, when, in the judgment of the Directors, it is proper to do so. The Board of Directors may, however, in their discretion, refuse to issue any such new certificates, except pursuant to legal proceedings. 30

39. Unless otherwise ordered by the Board of Directors, the President shall have full power and authority on behalf of the Company, whether in person or by proxy, to attend and to act and to vote at any Meetings of Shareholders of any corporation in which the company may hold stock, and at any such meetings shall possess and may exercise, whether in 40

person or by proxy, any and all rights incident to the ownership of such stock, which, as the owner thereof, the company might have possessed and exercised if present. The Board of Directors, by resolution may from time to time confer like powers upon any other person or persons.

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CHANGING OF BY-LAWS.

40. The Board of Directors may from time to time repeal, amend, add to and re-enact these by-laws, but such change, unless in the meantime confirmed at a Special Meeting of the Shareholders called for the purpose, shall only have force until the next Annual Meeting of the Shareholders, and if not confirmed thereat shall from that time cease to have any force.

41. The Directors may borrow money on the credit of the Company from time to time and in such amounts as they may think proper, and may hypothecate, mortgage or pledge the personal property of the Company to secure any sum or sums borrowed for the purposes thereof.

The borrowings of money from time to time heretofore under the authority of the Directors from The Canadian Bank of Commerce and the giving of securities therefor under Section 88 of the Bank Act or otherwise, are hereby ratified and confirmed.

42. That the Seal impressed on this by-law shall be the Corporate Seal of the Company, which Seal shall whenever used, be authenticated by the signature of the President or Vice-President, or one Director and the Secretary of the Company.

SPECIAL BY-LAW "A."

Entitled a By-law to create Preferred Stock.

\$500,000. of the capital stock of the Company is hereby created as Preferred Stock, divided into 500,000 cumulative 8% Convertible Preferred Shares of a par value of \$1.00 each. The said cumulative 8% Convertible Preferred Stock shall be entitled and be subject to the following preferences, priorities, rights, privileges, powers, limitations, conditions and restrictions hereinafter set forth, that is to say:

1. The holders of the said cumulative 8% Convertible Preferred Stock shall be entitled to receive out of the net profits or surplus of the Company before any dividends shall be paid upon or set apart for any other class of stock, fixed cumulative Preferential dividends at the rate of 8% per annum upon the amounts from time to time paid thereon; such dividends shall be paid as nearly as may be half yearly on the first days of January and July in each year; such dividends shall be cumulative, and if in any year dividends at the rate aforesaid are not paid on the said Preferred Stock recourse shall be had to the net profits, or surplus of the Company for future years, and any such deficiency shall be paid before any dividends are paid upon or set apart for any other class of stock. The holders of the said Preferred Stock shall not be entitled to any dividends other than or in excess of the dividends above provided for.

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2. Upon any dissolution, winding up or liquidation in whole or in part, or upon any merger or consolidation of the Company, or upon any distribution of capital, the holders of the Preferred Stock shall be entitled to be repaid the amounts paid up on such Stock, together with all accrued and unpaid dividends thereon, in preference and priority to the holders of the Common Shares, and no sums whatever shall be paid to nor shall any capital or assets whatever be distributed among the holders of the Common Shares until the holders of the Preferred Stock have been repaid in full the sums due to them as herein provided; but the holders of the said Preferred Stock shall not have a right to any further participation in the capital or assets of the Company. 10

3. Any registered holder for the time being of any of the Preferred Stock shall have the right at any time not later than the 31st day of December, 1926, to require the Company to convert into Common Stock the whole or any part of the Preferred Stock held by such holder; such right shall be exercised only by notice in writing given to the Company. Upon receipt of such notice in writing by the Company, and upon compliance by the holder giving such notice with such usual and necessary conditions as the Board of Directors of the Company may prescribe, and upon the surrender by the holder to the Company of the certificate or certificates relating to the Shares so to be converted, the Company shall record the said conversion in its register of Shareholders, and thereupon the said conversion shall become effective. Upon such conversion becoming effective the Preferential rights applicable hereunder shall ipso facto be extinguished with reference to the Preferred Stock so converted into Common Stock, and the same shall be and become Common Stock of the Company, and the holder thereof shall be entitled upon demand to receive from the Company a certificate or certificates for Shares of Common Stock of a similar amount to the amount of shares of the Preferred Stock so converted registered in the name of such holder. Upon any such conversion becoming effective, the amount of the Preferred Stock of the Company authorized under the authority of the present by-law shall thereby ipso facto be reduced by the amount of the par value of Preferred Stock so converted. 20 30

4. No modification or compromise of the preferences, priorities, rights, privileges, powers, limitations, conditions or restrictions attached to the Preferred Stock as in the present By-law set forth shall be valid or effective unless such modification or compromise shall have been approved by the vote of a majority of three quarters in value of such holders of the said Preferred Stock as are present in person or by proxy at a Special General Meeting of the holders of such Preferred Stock duly called and held for the purpose of considering such modification or compromise. 40

SPECIAL BY-LAW " B. "

Repealed 29th March 1927 by Special By-law " E. "

SPECIAL BY-LAW "C."

Repealed 22nd February 1933 by Special By-law "I."

SPECIAL BY-LAW "D."

A By-law providing for the change of the chief place of business of the Company.

Whereas the chief place of business in Canada of The Yukon Consolidated Gold Corporation Limited is now at the City of Montreal in the Province of Quebec;

And whereas it has been deemed expedient that the same should be
10 changed to the City of Ottawa in the Province of Ontario;

Therefore The Yukon Consolidated Gold Corporation Limited enacts as follows :

1. That the chief place of business of the company be and the same is hereby changed from the City of Montreal to the City of Ottawa.

2. That this by-law be submitted for the sanction of the Shareholders of the company at a General Meeting thereof to be called for considering the same.

SPECIAL BY-LAW "E."

Special By-law "B" of The Yukon Consolidated Gold Corporation
20 Limited is hereby repealed.

SPECIAL BY-LAW "F."

(Extended time of conversion of Preference Shares to 31st December 1928)—lapsed.

SPECIAL BY-LAW "G."

(Extended time of conversion of Preference Shares to 31st December 1930)—lapsed.

SPECIAL BY-LAW "H."

Entitled a By-law to establish a London Branch Register and Transfer Office.

30 1. A Committee, to be known as the London Transfer Committee, shall be constituted and appointed to act as the transfer agents of the Company in London, England.

2. The said Transfer Committee shall consist of two members who shall be appointed from time to time by the Directors of the Company.

3. The said Transfer Committee shall open and maintain a Branch Register and Transfer Office of the Company at such place in London as the Directors may from time to time determine for the registration and transfer of the shares in the capital of the Company, and of any other securities which may hereafter be authorized and issued by the Company.

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4. The Directors of the Company may from time to time and with or without notice remove any member or members (including any alternate member or members) of the Transfer Committee and from time to time make new appointments and fill vacancies, as occasion may arise, in the membership of the Committee.

5. It shall be the duty of the Transfer Committee to furnish to the Head Office of the Company at Ottawa a copy of every entry in the London Register as soon as may be after the entry is made; to pass transfers of shares, and to sign, seal and issue new certificates for shares transferred on the London Register, and upon surrender thereof to the Transfer Committee or to the proper officer of the Transfer Committee duly appointed for that purpose, to replace any worn out or defaced certificates for shares on the London Register, and if any such certificates be lost or destroyed, upon proof thereof being given to the satisfaction of the Committee, and upon such terms as to indemnify or otherwise and upon payment of such fees as the Committee may determine, to sign, seal and issue a new certificate or new certificates in lieu thereof.

6. The Certificates for shares issued by the London Transfer Office shall be in such form as may from time to time be prescribed by the Directors of the Company. The said Certificates shall be signed by a member of the Transfer Committee, and countersigned by the London Registrar or Assistant Registrar, or such other officer of the said Committee as may be appointed by the Transfer Committee for that purpose, and shall be sealed with the seal of the Company adopted and prescribed by the Directors for the use of the Transfer Committee.

7. All acts and things required to be done signed or executed by the Transfer Committee shall be lawfully done signed or executed by one member of the Transfer Committee, or by an alternate or substituted member thereof, except when otherwise expressly provided in this By-law, or in any by-law or resolution of the Directors of the Company, which may from time to time be passed and adopted.

8. The Directors of the Company are hereby authorized and empowered to execute a Power-of-Attorney, under the seal of the Company, to be affixed by any two of the Directors, conferring upon the members of Transfer Committee such powers as in the opinion of the Directors may be necessary or proper for the establishment maintenance conduct and upkeep of the London Transfer Office, including the appointment and payment of the Registrars or other clerks and servants of the Transfer Committee, and the fixing of the fees to be charged for the transfer and transmission of shares on the London Register and, subject to such restrictions (if any) as the Directors may think fit, authorising each of the said members to appoint an alternate member of the Committee, and in the case of the death of one member of the Committee, empowering the surviving member to appoint a successor in the room and stead of the deceased member.

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SPECIAL BY-LAW "I."

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1. A Committee may be appointed to be known as the London Advisory Council of The Yukon Consolidated Gold Corporation Limited, who may make such suggestions to the Board of Directors in reference to the business of the Company as the said Council may deem advisable.

2. The said Council shall consist of not less than two nor more than five members, who shall be appointed by the Directors of the Company.

3. The Directors may from time to time without notice remove or replace any or all of the members of the said Council and fill vacancies.

10 4. The said Council shall have the following powers and duties, viz.:

(a) To hold such meetings as the Council may deem advisable at such place as may be determined from time to time by the Council.

(b) At such meetings to pass resolutions embodying any suggestions which the Council desires to make to the Directors.

(c) To keep such books as may be necessary for the recording of any business transacted by the Council.

5. Every member of the Council may, by instrument in writing appoint an alternate to act in his place and stead during such time as he may be
20 absent or unable for any reason to attend meetings of the Council.

6. The members of the Council shall be paid such remuneration for their services as the Directors may from time to time determine.

BY-LAW NUMBER "J."

Be it enacted as a by-law of The Yukon Consolidated Gold Corporation Limited, as follows:

Whereas the authorized capital stock of the company consists of 6,000,000 shares of the par value of \$.1.00 each of which 500,000 shares are cumulative eight per cent. preferred shares and 5,500,000 shares are common shares;

30 And whereas of said authorized capital stock 491,102 preferred shares and 3,351,766 common shares are issued and outstanding:

And whereas the holders of the said cumulative eight per cent. preferred shares are under the provisions of the by-laws of the company creating said preferred shares entitled to receive out of the net profits or surplus of the company before any dividends shall be paid upon or set apart for any other class of stock fixed cumulative preferential dividends at the rate of eight per cent. per annum, but are not entitled to any dividends other than or in excess of the dividends so provided for and are also upon any dissolution, winding up or liquidation of the company
40 entitled to be repaid the amounts paid upon their shares together with all accrued and unpaid dividends thereon in preference to the holders of the common shares but have no right to any further participation in the

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capital or assets of the company all as more fully set out in the by-laws creating said preferred shares.

And whereas, inasmuch as the chief object of the company is the business of mining it is entitled under The Companies Act to make distributions amongst its shareholders notwithstanding that the net assets of the company may be thereby reduced to less than the par value of the issued capital stock of the company.

And whereas there are not now and never have been any funds available to make any distribution on either class of shares of the capital stock of the company;

And whereas if in the course of the future operations of the company funds should become available for distribution it is desirable to avoid questions that would arise as to the rights and interests of the two classes of shareholders therein;

And whereas it is deemed advisable to effect an arrangement between the holders of the said two classes of shares so that as funds become so available for distribution an equitable distribution thereof can be made to all shareholders of the company. Now therefore be it enacted as follows :

1. That the issued and unissued preferred shares of the capital stock of the company shall be and the same are hereby converted into common shares so that the authorized capital stock of the company shall consist of 6,000,000 common shares of the par value of \$1.00 each.

2. Upon the surrender to the company by the holder thereof of the certificate or certificates for the preferred shares held by such holder such holder shall thereupon be entitled to receive from the company a certificate or certificates for common shares in the ratio of nine common shares for every five preferred shares held by such holder; such common shares to be issued by the company as fully paid and non-assessable in consideration of the cancellation and extinguishing of all the rights of such holder whatever the same may be, except his rights as the holder of the said common shares to be issued as aforesaid.

3. In case the number of preferred shares held by any preferred shareholder be not evenly divisible by five such preferred shareholder shall be entitled to receive from the company (on due surrender of the certificate or certificates for the preferred shares as hereinbefore mentioned) a certificate for one common share together with a warrant or warrants entitling the bearer thereof to four-fifths of a common share in respect of each preferred share held by such preferred shareholder in excess of the greatest number of preferred shares held by such preferred shareholder which is easily divisible by five. The bearer of warrants aggregating one full common share shall be entitled to receive a certificate for one common share on surrender of such warrants. Until the surrender of such warrant or warrants the bearer thereof shall not be entitled to any of the rights of a shareholder.

4. When this arrangement has been agreed to by the requisite proportion of shareholders of each class and has been sanctioned by order

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or judgment of the Supreme Court of Ontario, the Board of Directors shall be and they are hereby authorized to make application for Supplementary Letters Patent confirming the same.

5. The arrangement herein provided for shall come into force upon the date of the Supplementary Letters Patent confirming the same.

BY-LAW NO. "K" OF THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED.

To authorize the creation and issue of mortgage debentures not to exceed one million dollars (\$1,000,000.00) in aggregate principal amount.

10 Be it enacted as a by-law of The Yukon Consolidated Gold Corporation Limited, as follows :

1. That the Directors of the company be and they are hereby authorized and empowered to borrow on the credit of the company and to create and issue ten year convertible six per cent. mortgage debentures to an amount no exceeding one million dollars (\$1,000,000.00) in aggregate principal amount at any one time outstanding.

2. Such debentures shall bear interest at the rate of six per centum per annum payable half yearly, and shall mature in not more than ten years from their date.

20 3. Each such debenture shall provide that the holder thereof shall have the right or option at any time prior to the date of maturity or the time fixed for redemption (whichever shall be earlier) to convert such debentures into common shares of the capital stock of the company fully paid and non-assessable, on the basis of one share of common stock of the par value of one dollar for each dollar of indebtedness of both principal and interest as may be represented by the debentures held by such holder at the time of conversion.

30 4. Each such debenture shall also provide that the holder thereof shall have the right or option exercisable at any time within five years from the date of such debenture to purchase common shares of the capital stock of the company at the price of one dollar per share on the basis of five common shares of the par value of one dollar each for every Ten Dollars in principal amount of such debentures held by such holder; such right or option to purchase common shares may be represented by a warrant attached to the debenture at the time of issue and may be subject to such terms and conditions respecting the exercise thereof or otherwise as the Deed of Trust and Mortgage hereinafter mentioned may prescribe or such right or option may be represented in such other manner and subject to such terms and conditions as the directors may deem necessary and proper.

40 5. Such debentures shall bear such date or dates, and shall be payable as to principle and interest at such time or times and place or places in such currency or currencies of such standard or standards, at such rate or rates of exchange (if any) as shall be determined by the directors and expressed

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in the Deed of Trust and Mortgage securing the debentures and/or in the debentures respectively.

6. Such debentures, or any of them, may be made redeemable before maturity at the option of the company, at such price or rates, upon such terms and conditions and during such period (with respect to such redemption) as shall, from time to time be determined by the directors and expressed in the said Deed of Trust and Mortgage and/or in the debentures respectively.

7. Such debentures may be issued as Coupon Debentures with or without privilege of registration as to principal, or as Registered Debentures, inter- 10
changeable or not, and in such denomination or denominations as shall from time to time be fixed by the directors and expressed in the Deed of Trust and Mortgage securing the said Debentures and/or in the said Debentures respectively, subject however, with respect to all matters to be determined by the Directors and expressed in the Debentures to the provisions of the Deed of Trust and Mortgage securing the said Debentures and any Deed or Deeds supplemental thereto.

8. For the redemption of any such Debentures a sinking fund or sinking funds may be provided requiring the payment to the Trustee of such amounts and as and from such dates as the Directors may determine. 20

9. Such Debentures shall be issued as shall be determined by the directors of the company at such times and in such amounts as the purposes for which they are to be issued may require (subject to the provisions of the Deed of Trust and Mortgage securing the same and any other deeds of supplemental thereto).

10. All of the said Debentures shall be secured by a Deed of Trust and Mortgage to such Trustee as the Directors may determine and by conveyances, mortgages and other deeds supplemental thereto, whereby the whole or any part of the undertakings and assets, present and future of the company may be ceded and transferred and specifically mortgaged, 30
pledged or charged, or covered by way of floating charge and which Deed of Trust and Mortgage shall contain such terms, provisions and conditions as the Directors may deem proper.

11. That the Directors be and they are hereby authorised to issue, sell, pledge, or otherwise dispose of the said Debentures (or any of them) which shall have been lawfully issued under the Deed of Trust and Mortgage hereinabove referred to or intended so to be and duly certified and delivered by the Trustee under such Deed at such times, upon such terms, and for such considerations as such Directors may deem proper.

12. That the proper officers of the company be and they are hereby 40
authorized to do, execute and perform or authorize all such instruments, matters and things in connection with the execution of the said Deed of Trust and Mortgage and the said Debentures and all conveyances, mortgages and pledges supplemental thereto, and the issue, sale, pledge or other

disposition of such Debentures as they may consider to the interest of the company.

BY-LAW NO. "L."

Be it enacted as a By-Law of the Yukon Consolidated Gold Corporation Limited as follows :

The Board of Directors shall have power and are hereby authorized to decline to permit the registration of a transfer of any fully paid share or shares belonging to a shareholder who is indebted to the Company.

Seal

10 " Certified a true and correct copy.
G. R. F. TROOP
Secretary-Treasurer."

THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED
Incorporated 1923

Exhibits.
D.58.
Letters
Patent and
By-Laws
of Yukon
Consoli-
dated Gold
Corporation
Limited,
14th April,
1923—con-
tinued.

D.59.—Certified Copy of By-Law "L" of Yukon Consolidated Gold Corporation Limited authorising Directors to decline a transfer.

CERTIFIED COPY OF BY-LAW "L."

Be it enacted as a By-Law of The Yukon Consolidated Gold Corporation Limited as follows :

20 The Board of Directors shall have power and are hereby authorized to decline to permit the registration of a transfer of any fully paid share or shares belonging to a shareholder who is indebted to the Company.

Passed by the Board of Directors this first day of October 1934.

(Corporate Seal) " J. T. PATTON " " G. R. F. TROOP "
President. Secretary.

D.59.
Certified
copy of
By-Law
"L" of
Yukon Con-
solidated
Gold Cor-
poration
Limited
authorising
Directors to
decline a
transfer,
1st October,
1934.

I, George Robert Ferrier Troop, of the City of Ottawa in the County of Carleton, Chartered Accountant, Secretary-Treasurer of The Yukon Consolidated Gold Corporation Limited Do hereby certify that the foregoing is a true and correct copy of Special By-Law "L" of the company duly passed by the directors at a meeting held on 1st October 1934.

30 In witness whereof I have hereunto set my hand and the corporate seal of the company this 31st day of October 1935.

G. R. F. TROOP
Secretary-Treasurer.

(Seal)

Exhibits. **D.60.—Certified Copy of By-Law “J” of Yukon Consolidated Gold Corporation Limited authorising scheme of arrangement.**

D.60.
Certified
copy of
By-Law
“J” of
Yukon Con-
solidated
Gold Cor-
poration
Limited
authorising
scheme of
arrange-
ment, 22nd
September,
1934.

THE YUKON CONSOLIDATED GOLD CORPORATION, LIMITED.

BY-LAW NUMBER “J.”

Be it enacted as a by-law of The Yukon Consolidated Gold Corporation, Limited, as follows:—

Whereas the authorized capital stock of the company consists of 6,000,000 shares of the par value of \$1.00 each of which 500,000 shares are cumulative eight per cent. preferred shares and 5,500,000 shares are common shares;

And whereas of said authorized capital stock 491,102 preferred shares and 3,351,766 common shares are issued and outstanding;

And whereas the holders of the said cumulative eight per cent. preferred shares are under the provisions of the by-laws of the company creating said preferred shares entitled to receive out of the net profits or surplus of the company before any dividends shall be paid upon or set apart for any other class of stock fixed cumulative preferential dividends at the rate of eight per cent. per annum, but are not entitled to any dividends other than or in excess of the dividends so provided for and are also upon any dissolution, winding up or liquidation of the company entitled to be repaid the amounts paid upon their shares together with all accrued and unpaid dividends thereon in preference to the holders of the common shares but have no right to any further participation in the capital or assets of the company ALL as more fully set out in the by-laws creating said preferred shares.

And whereas, inasmuch as the chief object of the company is the business of mining it is entitled under The Companies Act to make distributions amongst its shareholders notwithstanding that the net assets of the company may be thereby reduced to less than the par value of the issued capital stock of the company.

And whereas there are not now and never have been any funds available to make any distribution on either class of shares of the capital stock of the company;

And whereas if in the course of the future operations of the company funds should become available for distribution it is desirable to avoid questions that would arise as to the rights and interests of the two classes of shareholders therein;

And whereas it is deemed advisable to effect an arrangement between the holders of the said two classes of shares so that as funds become so available for distribution an equitable distribution thereof can be made to all shareholders of the company.

Now therefore be it enacted as follows :

1. That the issued and unissued preferred shares of the capital stock of the company shall be and the same are hereby converted into common

shares so that the authorized capital stock of the company shall consist of 6,000,000 common shares of the par value of \$1.00 each.

Exhibits.

D.60.

Certified copy of By-Law "J" of Yukon Consolidated Gold Corporation Limited authorising scheme of arrangement, 22nd September, 1934—continued.

2. Upon the surrender to the company by the holder thereof of the certificate or certificates for the preferred shares held by such holder such holder shall thereupon be entitled to receive from the company a certificate or certificates for common shares in the ratio of nine common shares for every five preferred shares held by such holder; such common shares to be issued by the company as fully paid and non-assessable in consideration of the cancellation and extinguishing of all the rights of such holder whatever the same may be, except his rights as the holder of the said common shares to be issued as aforesaid.

3. In case the number of preferred shares held by any preferred shareholder be not evenly divisible by five a warrant may (on due surrender of the certificate or certificates for the preferred shares as hereinbefore mentioned) be issued in respect of each preferred share held by such preferred shareholder in excess of the greatest number of preferred shares held by such preferred shareholder, which is evenly divisible by five, such warrant entitling the bearer thereof to nine forty-fifths of a common share. The bearer of warrants aggregating one full common share shall be entitled to receive a certificate for one common share on surrender of such warrants.

4. When this arrangement has been agreed to by the requisite proportion of shareholders of each class and has been sanctioned by order or judgment of the Supreme Court of Ontario, the board of Directors shall be and they are hereby authorized to make application for Supplementary Letters Patent confirming the same.

5. The arrangement herein provided for shall come into force upon the date of the Supplementary Letters Patent confirming the same.

Passed this 22nd day of September, 1934.

J. T. PATTON,
President.

G. R. F. TROOP,
Secretary.

30

(Corporate Seal).

I, George Robert Ferrier Troop, of the City of Ottawa, in the County of Carleton, Secretary-Treasurer of The Yukon Consolidated Gold Corporation Limited do hereby certify that the foregoing is a true and correct copy of By-Law No. "J" of the company duly passed by the directors on the 22nd day of September, 1934 and confirmed by the holders of the common or ordinary shares and the holders of the preferred shares respectively of the above named company by more than three fourths of the shares of each of said classes represented and voted at a Special General Meeting of its shareholders duly called to consider said by-law and held on the 9th November, 1934.

40

In witness whereof I have hereunto set my hand and the corporate seal of the said company this 30th day of October, 1935.

(Seal).

G. R. F. TROOP,
Secretary.

Exhibits.
 —
 D.61.
 Certified copy of Order of Fisher J. ordering the Yukon Consolidated Gold Corporation Limited to call a special General Meeting of Shareholders on 8th November, 1934, 25th September, 1934.

D.61.—Certified Copy of Order of Fisher J. ordering the Yukon Consolidated Gold Corporation Limited to call a special General Meeting of Shareholders on 8 November 1934.

Coat of Arms
 Law Stamp
 50c

(Certificate of Official Document)

DOMINION OF CANADA.

Province of Ontario to wit: I, D'Arcy Hinds, of the City of Toronto, Registrar of the Supreme Court of Ontario, do hereby certify that the 10 annexed paper writing, each page of which is stamped with the seal of the central office of the said Court as identifying the same, contains a true copy of an order bearing date the 25th day of September, 1934, and made by the said Court, in a certain matter pending in said Court, that is to say :—

In the matter of The Yukon Consolidated Gold Corporation Limited.

And in the matter of The Companies Act (Canada).

That I have carefully compared the said transcript with the original order now entered of record in the books, in the said Central Office, that 20 it is a true transcript thereof, and that I am an officer duly authorized to give this certificate.

In witness whereof I have hereunto set my hand and the seal of the said Court, this 30th day of October, A.D. 1935.

D'ARCY HINDS
 Registrar. S.C.O.

(Seal)

Law Stamp
 50c

IN THE SUPREME COURT OF ONTARIO.

30

The Honourable Mr. Justice Fisher in Chambers, Tuesday the 25th day of September 1934.

Law Stamps
 \$1.50

IN THE MATTER OF THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED.

AND IN THE MATTER OF THE COMPANIES ACT (CANADA).

1. Upon the application of the above named company and upon reading the affidavit of George Robert Ferrier Troop filed and the exhibits therein 40 referred to and upon hearing Counsel for the said company,

2. It is ordered that the said company do summon a special General Meeting of its preferred and common shareholders to be held on Friday the 9th day of November 1934, at Room number 502 Victoria Building in the City of Ottawa, Canada, at the hour of three o'clock in the afternoon, for the purpose of considering a proposed compromise or arrangement between the company and its shareholders and between its preferred and common shareholders affecting the rights of both classes of shareholders under the Company's letters patent and by-laws and if thought fit of altering or modifying the same and of approving thereof either as proposed or as altered or modified at such meeting and for the purpose of considering and approving and sanctioning in all other respects by-law number "J" of the company.

3. And it is further ordered that notice of such meeting shall be given to the preferred and common shareholders of the company in accordance with the provisions of the by-laws of the company relating to the giving of notice calling special meetings of shareholders.

4. And it is further ordered that the said meeting may adjourn at any time and from time to time and no further notice shall be required for the holding of any such adjourned meeting.

5. And it is further ordered that the votes of each class of shareholders at the said meeting shall be taken and recorded separately.

6. And it is further ordered that if the shareholders present in person or by proxy at the meeting by three fourths of the shares of each class represented agree to the compromise or arrangement either as proposed or as altered or modified at the meeting an application to sanction the same will come on to be heard before the Honourable Mr. Justice Fisher in his Chambers at Osgoode Hall in the City of Toronto, Ontario, Canada on Friday the 16th day of November 1934, at ten o'clock in the forenoon or so soon thereafter as the application can be heard and notice of the said application shall be sufficiently given if contained in the notice provided for in clause 3 of this order.

Exhibits.
—
D.61.
Certified copy of Order of Fisher J. ordering the Yukon Consolidated Gold Corporation Limited to call a special General Meeting of Shareholders on 8th November, 1934, 25th September, 1934
—continued.

"D.H."

D'ARCY HINDS

Registrar S.C.O.

"R.G.F."

Entered O.B. 144 page 183 & 4.
September 25, 1934,
"V.C."

Exhibits. **D.62.—Certified Copy of Order of Fisher J. sanctioning compromise between the Company and Shareholders.**

D.62.
Certified
copy of
Order of
Fisher J.
sanctioning
compromise
between the
Company
and Share-
holders,
21st June,
1935.

Coat
of
Arms

Law
Stamp
50¢

(Certificate of Official Document)

DOMINION OF CANADA

Province of Ontario to Wit :

I, D'Arcy Hinds, of the City of Toronto, Registrar of the Supreme Court of Ontario, Do hereby certify that the annexed paper writing, each 10 page of which is stamped with the Seal of the Central Office of the said Court as identifying the same, contains a true copy of an Order bearing date the 21st day of June, 1935, and made by the said Court, in a certain matter pending in said Court, that is to say :—

In the matter of The Yukon Consolidated Gold Corporation Limited, and

In the matter of The Companies Act (Canada)

That I have carefully compared the said transcript with the Original Order now entered of record in the books, in the said Central Office, that it is a true transcript thereof, and that I am an Officer duly authorized 20 to give this Certificate.

In witness whereof I have hereunto set my hand and the seal of the said Court, this 30th day of October, A.D. 1935.

D'ARCY HINDS,
Registrar, S.C.O.

(Seal)

2.30

Law
Stamp
20¢

IN THE SUPREME COURT OF ONTARIO.

30

The Honourable Mr. Justice Fisher in Chambers, Friday the 21st day of June 1935.

IN THE MATTER OF THE YUKON CONSOLIDATED GOLD CORPORATION
LIMITED AND

IN THE MATTER OF THE COMPANIES ACT (CANADA).

1. Upon the application of the above named company made unto this court on the 16th day of November 1934 in the presence of Counsel for Leslie Colbatch Clark, trustee of the estate of Vernon Wright Worsdale

10 a bankrupt, William Henry Bouck, Victor Moquin, Joseph Roth, Camille Gerber, Eleanor Ullmann, Hortense Appel, Harold Heim, Frank L. Abruzzo and Emil Weinheim, who claim to be entitled to be registered as shareholders of the company, upon reading the Order of this Court herein dated the 25th day of September 1934 directing the above named Company to summon a special general meeting of its shareholders to consider the compromise or arrangement hereinafter mentioned, and upon reading the affidavit of George Robert Ferrier Troop, filed, and the exhibit therein referred to, and upon hearing what was alleged by Counsel for the aforesaid persons as well as Counsel for the said company and it appearing that the holders of the common or ordinary shares and the holders of the preferred shares respectively of the above named company by more than three-fourths of the shares of each of said classes represented and voted at the said meeting have agreed to the compromise or arrangement hereinafter mentioned and it also appearing that the said persons whose names are set forth above by their respective Counsel have withdrawn all objections to the compromise or arrangement hereinafter set forth and the said application having been adjourned until this day;

20 2. It is ordered that the compromise or arrangement between the company and its shareholders and between its preferred and common shareholders affecting the rights of both classes of shareholders under the said company's Letters Patent and By-Laws as set forth in By-Law "J" of the company hereto annexed, be and the same is hereby sanctioned.

" D'ARCY HINDS "

Registrar, S.C.O.

Entered O.B. 149 pages 470-1-2
June 21, 1935.
H. F.

Exhibits.
—
D.62.
Certified
copy of
Order of
Fisher J.
sanctioning
compromise
between the
Company
and Share-
holders,
21st June,
1935—con-
tinued.

IN THE SUPREME COURT OF ONTARIO.

30 IN THE MATTER OF THE YUKON CONSOLIDATED GOLD CORPORATION
LIMITED, AND

IN THE MATTER OF THE COMPANIES ACT (CANADA).

SCHEDULE TO THE ANNEXED ORDER DATED 21st June 1935.

BY-LAW NUMBER "J."

Be it enacted as a by-law of The Yukon Consolidated Gold Corporation Limited, as follows :—

Whereas the authorized capital stock of the company consists of 6,000,000 shares of the par value of \$1.00 each of which 500,000 shares are

Exhibits.
 ———
 D.62.
 Certified
 copy of
 Order of
 Fisher J.
 sanctioning
 compromise
 between the
 Company
 and Share-
 holders,
 21st June,
 1935—con-
 tinued.

cumulative eight per cent. preferred shares and 5,500,000 shares are common shares ;

And whereas of said authorized capital stock 491,102 preferred shares and 3,351,766 common shares are issued and outstanding ;

And whereas the holders of the said cumulative eight per cent. preferred shares are under the provisions of the by-laws of the company creating said preferred shares entitled to receive out of the net profits of surplus of the company before any dividends shall be paid upon or set apart for any other class of stock fixed cumulative preferential dividends at the rate of eight per cent. per annum, but are not entitled to any 10 dividends other than or in excess of the dividends so provided for and are also upon any dissolution, winding up or liquidation of the company entitled to be repaid the amounts paid upon their shares together with all accrued and unpaid dividends thereon in preference to the holders of the common shares but have no right to any further participation in the capital or assets of the company all as more fully set out in the by-law creating said preferred shares.

And whereas, inasmuch as the chief object of the company is the business of mining it is entitled under The Companies Act to make distributions amongst its shareholders notwithstanding that the net assets 20 of the company may be thereby reduced to less than the par value of the issued capital stock of the company.

And whereas there are not now and never have been any funds available to make any distribution on either class of shares of the capital stock of the company ;

And whereas if in the course of the future operations of the company funds should become available for distribution it is desired to avoid questions that would arise as to the rights and interests of the two classes of shareholders therein ;

And whereas it is deemed advisable to effect an arrangement between 30 the holders of the said two classes of shares so that as funds become so available for distribution an equitable distribution thereof can be made to all shareholders of the company.

Now therefore be it enacted as follows :

1. That the issued and unissued preferred shares of the capital stock of the company shall be and the same are hereby converted into common shares so that the authorized capital stock of the company shall consist of 6,000,000 common shares of the par value of \$1.00 each.

2. Upon the surrender to the company by the holder thereof of the certificate or certificates for the preferred shares held by such holder such 40 holder shall thereupon be entitled to receive from the company a certificate or certificates for common shares in the ratio of nine common shares for every five preferred shares held by such holder ; such common shares to be issued by the company as fully paid and non-assessable in consideration of the cancellation and extinguishing of all the rights of such holder

whatever the same may be except his rights as the holder of the said common shares to be issued as aforesaid.

3. In case the number of preferred shares held by any preferred shareholder be not evenly divisible by five such preferred shareholder shall be entitled to receive from the company (on due surrender of the certificate or certificates for the preferred shares as hereinbefore mentioned) a certificate for one common share together with a warrant or warrants entitling the bearer thereof to four-fifths of a common share in respect of each preferred share held by such preferred shareholder in excess of the greatest number of preferred shares held by such preferred shareholder which is evenly divisible by five. The bearer of warrants aggregating one full common share shall be entitled to receive a certificate for one common share on surrender of such warrants, until the surrender of such warrant or warrants the bearer thereof shall not be entitled to any of the rights of a shareholder.

4. When this arrangement has been agreed to by the requisite proportion of shareholders of each class and has been sanctioned by order or judgment of the Supreme Court of Ontario, the Board of Directors shall be and they are hereby authorized to make application for Supplementary Letters Patent confirming the same.

5. The arrangement herein provided for shall come into force upon the date of the Supplementary Letters Patent confirming the same.

Passed this 22nd day of September, 1934.

J. T. PATTON,
President.

G. R. F. TROOP,
Secretary.

(Corporate Seal)

Entered O.B.

149 pages—470-1-2

June 21, 1935.

30 **D.63.—Copy of Supplementary Letters Patent to Yukon Consolidated Gold Corporation Limited confirming compromise between Company and Shareholders.**

Coat of Arms.

Canada.

By the HONOURABLE CHARLES HAZLITT CAHAN,

Secretary of State of Canada.

To all to whom these presents shall come or whom the same may in anywise concern :

Greeting :

40 Whereas, The Yukon Consolidated Gold Corporation Limited is a company duly incorporated under the provisions of the first part of Chapter 79 of the Revised Statutes of Canada, 1906, known as "The Companies

Exhibits.

D.62.
Certified copy of Order of Fisher J. sanctioning compromise between the Company and Shareholders, 21st June, 1935—continued.

D.63.
Copy of Supplementary Letters Patent to Yukon Consolidated Gold Corporation Limited confirming compromise between Company and Shareholders, 24th June, 1935.

Exhibits.
 —
 D.63.
 Copy of
 Supple-
 mentary
 Letters
 Patent to
 Yukon Con-
 solidated
 Gold Cor-
 poration
 Limited
 confirming
 compromise
 between
 Company
 and Share-
 holders,
 24th June,
 1935—con-
 tinued.

Act," and amending Acts, by letters patent dated the fourteenth day of April, one thousand nine hundred and twenty-three, with a capital stock of six million (\$6,000,000) dollars divided into six million (6,000,000) shares of the par value of one (\$1.00) dollar each;

And whereas by special by-law "A", as modified by special by-law "F", and duly approved by the shareholders in the manner prescribed by section 59 of the Companies Act, 1934, the company has created five hundred thousand (500,000) shares of its authorized capital cumulative eight (8%) per cent. convertible preferred shares of the par value of one (\$1.00) dollar each, and the remaining five million five hundred thousand (5,500,000) 10 shares have been retained as common shares. The said preferred shares were entitled and subject to the following preferences, priorities, rights, privileges, powers, limitations, conditions and restrictions:—

"1. The holders of the said cumulative 8% convertible preferred stock shall be entitled to receive out of the net profits or surplus of the company before any dividends shall be paid upon or set apart for any other class of stock, fixed, cumulative preferential dividends at the rate of 8% per annum upon the amounts from time to time paid up thereon; such dividends shall be paid as nearly as may be half yearly on the first days of January and July in each year, such dividends shall be cumulative 20 and if in any year dividends at the rate aforesaid are not paid on the said preferred stock recourse shall be had to the net profits, or surplus of the company for future years, and any such deficiency shall be paid before any dividends are paid upon or set apart for any other class of stock. The holders of the said preferred stock shall not be entitled to any dividends other than or in excess of the dividends above provided for.

2. Upon any dissolution, winding up or liquidation in whole or in part, or upon any merger or consolidation of the company, or upon any distribution of capital, the holders of the preferred stock shall be entitled to be repaid the amounts paid up on such stock, together with all accrued and 30 unpaid dividends thereon, in preference and priority to the holders of the common shares, and no sums whatever shall be paid to nor shall any capital or assets whatever be distributed among the holders of the common shares until the holders of the preferred stock have been repaid in full the sums due to them as herein provided; but the holders of the said preferred stock shall not have a right to any further participation in the capital or assets of the company.

3. Any registered holder for the time being of any of the preferred stock shall have the right at any time not later than the 31st day of December, 1928, to require the company to convert into common stock the whole or 40 any part of the preferred stock held by such holder; such right shall be exercised only by notice in writing given to the company. Upon receipt of such notice in writing by the company, and upon compliance by the holder giving such notice with such usual and necessary conditions as the Board of Directors of the company may prescribe, and upon the surrender by the holder to the company of the certificate or certificates relating to

the shares so to be converted, the company shall record the said conversion in its register of shareholders, and thereupon the said conversion shall become effective. Upon such conversion becoming effective the preferential rights applicable hereunder shall *ipso facto* be extinguished with reference to the preferred stock so converted into common stock, and the same shall be and become common stock of the company, and the holder thereof shall be entitled upon demand to receive from the company a certificate or certificates for shares of common stock of a similar amount to the amount of shares of the preferred stock so converted registered in the name of such holder. Upon any such conversion becoming effective, the amount of the preferred stock of the company authorized under the authority of the present by-law shall thereby *ipso facto* be reduced by the amount of the par value of preferred stock so converted.

4. No modification or compromise of the preferences, priorities, rights, privileges, powers, limitations, conditions or restrictions attached to the preferred stock as in the present by-law set forth shall be valid or effective unless such modification or compromise shall have been approved by the vote of a majority of three-quarters in value of such holders of the said preferred stock as are present in person or by proxy at a special general meeting of the holders of such preferred stock duly called and held for the purpose of considering such modification or compromise;"

And whereas the said company has applied by Petition to me, the Secretary of State of Canada, for the issue of Supplementary Letters Patent under the provisions of section 122 of the Companies Act, 1934, confirming a compromise or arrangement between the said company and its preferred and common shareholders agreed to in the prescribed manner at a meeting of the preferred and common shareholders of the said company held on the ninth day of November, one thousand nine hundred and thirty-four, and duly called by an Order of the Honourable Mr. Justice Fisher, a Judge of the Supreme Court of Ontario, duly designated for the purpose by the Honourable the Chief Justice of the said Court, dated the twenty-fifth day of September, one thousand nine hundred and thirty-four;

Which such compromise or arrangement was subsequently sanctioned by the said the Honourable Mr. Justice Fisher duly designated for the purpose by the said the Honourable the Chief Justice, and a certified copy of such compromise or arrangement and of the Order dated the twenty-first day of June, one thousand nine hundred and thirty-five, sanctioning same having been duly deposited in the office of me, the Secretary of State of Canada, and the said company having satisfactorily established the sufficiency of all proceedings by the said Act required to be taken, and the truth of all facts by the said Act required to be established previous to the granting of such supplementary letters patent.

Now know ye that I, Charles Hazlitt Cahan, Secretary of State of Canada, by virtue of the power vested in me by the said Act, and of any other power or authority whatever in me vested in this behalf, do by these my supplementary letters patent confirm and declare to be binding upon

Exhibits.

D.63.

Copy of
Supple-
mentary
Letters
Patent to
Yukon Con-
solidated
Gold Cor-
poration
Limited
confirming
compromise
between
Company
and Share-
holders,
24th June,
1935—con-
tinued.

Exhibits.
 ———
 D.63.
 Copy of
 Supple-
 mentary
 Letters
 Patent to
 Yukon Con-
 solidated
 Gold Cor-
 poration
 Limited
 confirming
 compromise
 between
 Company
 and Share-
 holders,
 24th June,
 1935—con-
 tinued.

the said company and its preferred and common shareholders, the said compromise or arrangement agreed to on the said ninth day of November, one thousand nine hundred and thirty-four, at the requisite meeting of preferred and common shareholders duly called and duly sanctioned as aforesaid, in the following terms :

BY-LAW NUMBER " J. "

Be it enacted as a by-law of The Yukon Consolidated Gold Corporation Limited, as follows :—

Whereas the authorised capital stock of the company consists of 6,000,000 shares of the par value of \$1.00 each of which 500,000 shares are cumulative eight per cent. preferred shares and 5,500,000 shares are common shares; 10

And whereas of said authorized capital stock 491,102 preferred shares and 3,351,766 common shares are issued and outstanding; .

And whereas the holders of the said cumulative eight per cent. preferred shares are under the provisions of the by-laws of the company creating said preferred shares entitled to receive out of the net profits or surplus of the company before any dividends shall be paid upon or set apart for any other class of stock fixed cumulative preferential dividends at the rate of eight per cent. per annum, but are not entitled to any dividends other than or in excess of the dividends so provided for and are also upon any dissolution, winding up or liquidation of the company entitled to be repaid the amounts paid upon their shares together with all accrued and unpaid dividends thereon in preference to the holders of the common shares but have no right to any further participation in the capital or assets of the company all as more fully set out in the by-law creating said preferred shares. 20

And whereas inasmuch as the chief object of the company is the business of mining it is entitled under the Companies Act to make distributions amongst its shareholders notwithstanding that the net assets of the company may be thereby reduced to less than the par value of the issued capital stock of the company. 30

And whereas there are not now and never have been any funds available to make any distribution on either class of shares of the capital stock of the company;

And whereas if in the course of the future operations of the company funds should become available for distribution it is desired to avoid questions that would arise as to the rights and interests of the two classes of shareholders therein;

And whereas it is deemed advisable to effect an arrangement between the holders of the said two classes of shares so that as funds become so available for distribution an equitable distribution thereof can be made to all shareholders of the company. 40

Now therefore be it enacted as follows :

1. That the issued and unissued preferred shares of the capital stock of the company shall be and the same are hereby converted into common

shares so that the authorised capital stock of the company shall consist of 6,000,000 common shares of the par value of \$1.00 each.

2. Upon the surrender to the company by the holder thereof of the certificate or certificates for the preferred shares held by such holder such holder shall thereupon be entitled to receive from the company a certificate or certificates for common shares in the ratio of nine common shares for every five preferred shares held by such holder; such common shares to be issued by the company as fully paid and non-assessable in consideration of the cancellation and extinguishing of all the rights of such holder what-
 10 ever the same may be except his rights as the holder of the said common shares to be issued as aforesaid.

3. In case the number of preferred shares held by any preferred shareholder be not evenly divisible by five such preferred shareholder shall be entitled to receive from the company (on due surrender of the certificate or certificates for the preferred shares as hereinbefore mentioned) a certificate for one common share together with a warrant or warrants entitled the bearer thereof to four-fifths of a common share in respect of each preferred share held by such preferred shareholder in excess of the greatest
 20 evenly divisible by five. The bearer of warrants aggregating one full common share shall be entitled to receive a certificate for one common share on surrender of such warrants. Until the surrender of such warrant or warrants the bearer thereof shall not be entitled to any of the rights of a shareholder.

4. When this arrangement has been agreed to by the requisite proportion of shareholders of each class and has been sanctioned by order or judgment of the Supreme Court of Ontario, the Board of Directors shall be and they are hereby authorized to make application for Supplementary Letters Patent confirming the same.

30 5. The arrangement herein provided for shall come into force upon the date of the Supplementary Letters Patent confirming the same."

Given under my hand and seal of office at Ottawa, this twenty-fourth day of June, 1935.

"G. H. COLEMAN."
 Under Secretary of State.

Seal.

Exhibits.

D.63.

Copy of
 Supplementary
 Letters
 Patent to
 Yukon Con-
 solidated
 Gold Cor-
 poration
 Limited
 confirming
 compromise
 between
 Company
 and Share-
 holders,
 24th June,
 1935—con-
 tinued.

Exhibits.

D.65.

THE YUKON CONSOLIDATED GOLD CORP. LTD.

D.65.
List of
Share-
holders who
have
received
shares and
who do not
appear to
have turned
in securities
or properties
purchased
by Com-
pany under
agreements
of 19th
February,
1925 and
12th July,
1929.

List of shareholders who have received shares and who do not appear to have turned in securities or properties purchased by Company under agreements of 19th February, 1925 and 12th July, 1929.

Preferred Shares

Cert. No.

Name

No. Shares

17

Sweet-Escott, E. H.

2430

18

Fox, R. M.

4000

19

Sweet-Escott, E. H.

2430

10

20

Martyn, W. E., Trustee

800

25

Nicholson, Wm.

1500

32

Hadrill, H. J.

12720

34

do. do.

4860

35

Smallman, R. S.

8000

36

Joerg, J. B.

1400

40

Orr-Ewing, Arch.

2430

43

Chrysler, F. H.

5000

44

Watson, J. B.

5000

Total

50570

20

Common Shares

124-5

Williamson, E. M.

200000

23

Sweet-Escott, E. H.

9720

24

Williamson, J. C.

15000

25

Martyn, W. E., Trustee

1630

26

Joerg, J. B.

15000

27

McLeod, Wm.

20000

29

Sweet-Escott, E. H.

9720

31

Treadgold, Wm.

19440

39

Hyslop, Wm.

1000

30

40

Whait, J. R.

1000

71

Orr-Ewing, Arch.

24300

72

Lemarchand, V. M. C.

29160

80

Fawcett, J. H.

37600

82

Markham, D. B. W.

2500

386070

| Common Shares | | | No. Shares | Exhibits. |
|---------------|-----------|-----------------------------|------------|-------------------|
| | Cert. No. | Name | 386070 | |
| | 83 | McConnell, F. B. | 24300 | D.65. |
| | 85 | Trask, M. S. | 9720 | List of |
| | 86 | Marshall, Denis | 8000 | Share- |
| | 88 | Harding, Wm. Um. | 1500 | holders |
| | 89-90 | Martyn, Wm. E. E. | 8000 | who have |
| | 91 | Webb, J. W. M. | 3000 | received |
| | 92 | Townley, Mrs. A. S. C. | 2000 | shares and |
| 10 | 93 | Todd, A. T. | 3000 | who do not |
| | 94 | Gorge, Mrs. E. J. | 500 | appear to |
| | 95 | Evans, Mrs. C. de B. | 3000 | have turned |
| | 96 | Broke, P. V. | 10000 | in securities |
| | 98 | Porch, R. B. | 1500 | or properties |
| | 99 | Morris, A. V. | 10000 | purchased |
| | 100 | Foster, H. D. | 1500 | by Company |
| | 101 | Coope, L. W. | 1000 | under |
| | 102 | Bourin, E. H. | 1500 | agreements |
| | 103 | Godall, C. | 3000 | of 19th |
| 20 | 104 | Berkeley, W. E. | 1750 | February, |
| | 105 | Orr-Ewing, Arch. | 29800 | 1925 and |
| | 106 | Trask, Wm. | 20000 | 12th July, |
| | 107 | Orr-Ewing, A. Jr. | 5000 | 1929— <i>con-</i> |
| | 108 | MacLachlan, Wm. A. H. | 5000 | <i>tinued.</i> |
| | 109 | Orr-Ewing, Miss M. A. | 5000 | |
| | 110 | do. Miss C. E. | 5000 | |
| | 111 | do. J. A. | 5000 | |
| | 112 | do. Wm. A. K. | 5000 | |
| | 113 | do. Mrs. E. W. | 500 | |
| 30 | 114 | do. H. J. | 500 | |
| | 115 | Kerrigan, Miss G. M. | 500 | |
| | 116 | Marshall, Mrs. E. M. | 500 | |
| | 117 | Smith, Mrs. Alice | 500 | |
| | 118 | Orr-Ewing, Miss H. D. | 500 | |
| | 119 | Orphoot, Mrs. M. & A. W. | 2500 | |
| | 120 | Stretton, G. B. | 500 | |
| | 28 | Erbslow, E. C. | 25000 | |
| | | Ottawa total | 590140 | |
| | | Issued from London register | 109823 | |
| 40 | | Total | 699963 | |

English Commission Exhibit F.W.C. 10

Exhibits. **D.66.—Taxing Officers Certificate, Patton v. Yukon Consolidated Gold Corporation Limited.**

D.66.
Taxing
Officers
Certificate,
Patton v.
Yukon Con-
solidated
Gold Cor-
poration
Ltd., 13th
June 1934.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN :

JOHN THOMAS PATTON, et al.

AND

THE YUKON CONSOLIDATED GOLD CORP. LTD., THE
NORTH FORK POWER CORP. LTD., and A. N. C. TREADGOLD

I certify that pursuant to the Judgment of The Hon. Mr. Justice Davis dated June 23rd, 1933, I have taxed the costs of the Plaintiffs and 10 allowed them at the sum of \$17322.31 of which amount the Deft. The Yukon Consol. Gold Corp. is liable for 17189.31 the Defendant the North Fork Power Corp. is liable for 17250.51 and the Defendant A. N. C. Treadgold is liable for 17251.21

J. F. MACGILLIVRAY,
Taxing Officer.

Dated at Osgoode Hall, this
13th day of June, 1934.

P.69.

P.69.—Typewritten List of Shareholders as at 30 December 1930 Ordinary Shares. 20

Typewritten
list of
Share-
holders as at
30th Decem-
ber, 1930.
Ordinary
Shares.

YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
Alphabetical list of Shareholders as at Dec. 30, 1930.
Ordinary Shares.

| Name. | Number of Shares. | |
|---------------------------------|-------------------|-----|
| | A. | |
| Atkins, G. W. E. - - - - | 50 | |
| Atwell & Company - - - - | 200 | |
| Austin, E. H. - - - - | 252 | 502 |
| | B. | |
| Baldwin, E. S. - - - - | 120 | |
| Bennett, Mrs. L. A. - - - - | 8 | |
| Bente, A. E. - - - - | 10 | |
| Bente, P. - - - - | 10 | |
| Berry, F. S. - - - - | 100 | |
| Basinghall Syndicate, Limited - | 8,000 | |
| Bourne, W. H. - - - - | 1,500 | |
| Bowen, F. J. - - - - | 200 | |
| Brakenridge, A. - - - - | 1,000 | |

30

| Name. | Number of Shares. | Exhibits. |
|----------------------------------|-------------------|---|
| Brendon, Mrs. E. P. L. - - - - | 204 | P.69. Typewritten list of Share- holders as at 30th Decem- ber, 1930. Ordinary Shares— <i>continued.</i> |
| Broke, P. V. - - - - | 10,000 | |
| Brower, Miss M. M. - - - - | 60 | |
| Brown, J. - - - - | 300 | |
| Butler, A. W. - - - - | 60 | |
| Belcourt, Hon. L. A. - - - - | 60,001 | |
| Bain, John - - - - | 1 | |
| | 81,574 | |
| C. | | |
| 10 Chapman, C. E. - - - - | 220 | |
| Chase, H. S. - - - - | 225 | |
| Chase, S. M. - - - - | 25 | |
| Chrysler, F. H. - - - - | 1 | |
| Chrysler, P. H. - - - - | 1 | |
| Cook, J. E. - - - - | 120 | |
| Coombe, H. B. - - - - | 30 | |
| Coombe, T. G. - - - - | 40 | |
| Coope, F. W. - - - - | 1,000 | |
| Cooper, C. W. - - - - | 55 | |
| 20 Crofts, A. - - - - | 250 | |
| Crotty, J. A. - - - - | 10 | |
| | 1,977 | |
| D. | | |
| Day, H. B. - - - - | 200 | |
| Devereux, L. C. - - - - | 25 | |
| Dunbar, F. W. - - - - | 320 | |
| Dunbar, Mrs. A. W. - - - - | 60 | |
| Dunnell, S. B. - - - - | 40 | |
| Denison, W. Y. - - - - | 1 | |
| | 646 | |
| E. | | |
| 30 Edmonds, Mrs. R. W. - - - - | 20 | |
| Edwards, Mrs. E. W. - - - - | 400 | |
| Emmons, K. P. - - - - | 100 | |
| Ensor, I. - - - - | 400 | |
| Escott, Rev. E. H. S. - - - - | 19,440 | |
| Evans, Miss C. de B. - - - - | 3,000 | |
| Evarts, D. E. - - - - | 320 | |
| Ewing, Miss A. K. Orr - - - - | 5,000 | |
| Ewing, A. Orr - - - - | 54,100 | |
| Ewing, A. Orr, Jr. - - - - | 5,000 | |
| 40 Ewing, Miss C. E. Orr - - - - | 5,000 | |
| Ewing, Miss E. W. Orr - - - - | 500 | |

| Exhibits. | Name. | Number of Shares. | |
|--|----------------------------------|-------------------|--------|
| P. 69. Typewritten list of Share- holders as at 30th Decem- ber, 1930. Ordinary Shares— <i>continued.</i> | Ewing, Mrs. H. D. Orr - - - - | 500 | |
| | Ewing, H. J. Orr - - - - | 500 | |
| | Ewing, J. A. Orr - - - - | 5,000 | |
| | Ewing, Miss M. A. Orr - - - - | 5,000 | 80,600 |
| | | F. | |
| | Fitch, H. - - - - | 1,402 | |
| | Foster, H. D. - - - - | 1,500 | 2,902 |
| | | G. | |
| | Gebing, A. M. - - - - | 4 | 10 |
| | Godkin, L. - - - - | 1,300 | |
| | Gomes, M. A. - - - - | 20 | |
| | Goodall, C. - - - - | 3,000 | |
| | Goodman, M. - - - - | 100 | |
| | Goudge, Mrs. E. J. - - - - | 500 | |
| | Govett, F. A. - - - - | 28,37+ | |
| | Govett, F. L. - - - - | 4,973 | |
| | Govett, J. R. - - - - | 24,361 | |
| | Grant, B. L. - - - - | 25 | |
| | Grube, C. T. - - - - | 60 | 20 |
| | Gull, Sir R. C., Bart - - - - | 24,300 | 53,695 |
| | Gwinee, Miss B. B. - - - - | 25 | 86,939 |
| | | H. | |
| | Hadrill, H. C. - - - - | 2,000 | |
| | Hadrill, H. J. - - - - | 67,280 | |
| | Harding, Mrs. N. M. - - - - | 1,500 | |
| | Haynes, L. C. - - - - | 20 | |
| | Hennion, F. C. - - - - | 600 | |
| | Hepburn, Mrs. S. B. - - - - | 3 | |
| | Hoffman, M. A. H. - - - - | 1,000 | 30 |
| | Hoppin, M. L. G. - - - - | 25 | |
| | Hutchins, A. K. - - - - | 3,892 | |
| | Hyslop, W. - - - - | 1,000 | 77,320 |
| | | I. | |
| | Ivanhoe Gold Corpn.-Ltd. - - - - | 89,54+ | |
| | | J. | |
| | Joerg, J. B. - - - - | 15,000 | |
| | Jones, B. F. - - - - | 110 | |
| | Joster, Mrs. J. M. - - - - | 160 | 15,270 |

| | | Number of Shares. | | Exhibits. |
|-------|-------------------------------------|-------------------|----------------|--|
| Name. | | K. | | P. 69. |
| | Kahn, W. - - - - - | | 80 | Typewritten list of Share- holders as at 30th Decem- ber, 1930. Ordinary Shares— <i>continued.</i> |
| | Kelley, F. R. - - - - - | | 40 | |
| | Kelley, Mrs. M. A. - - - - - | | 20 | |
| | Kerr, M. S. - - - - - | | 20 | |
| | Kerrigan, Mrs. G. M. - - - - - | | 500 | |
| | Knocker, C. McM. - - - - - | 188,000 | | |
| | Knowles, F. E. - - - - - | | 30 | |
| | | | <u>188,690</u> | <u>526,856</u> 589,041 |
| 10 | | L. | | |
| | Lake View Investment Trust, Ltd. | | 82,194 | |
| | Lalta, Sir J., Bart. - - - - - | | 200,000 | |
| | Larmonth, N. G. - - - - - | | 5,001 | |
| | Lawrence, Mrs. I. - - - - - | | 33,500 | |
| | Lawther, R. A. - - - - - | | 189,000 | |
| | Lemarchand, Mrs. V. M. C. - - - - - | | 29,160 | |
| | Levaique, E. - - - - - | | 2 | |
| | Lewis, H. D. - - - - - | | 20 | |
| | Lindsay, Mrs. H. H. - - - - - | | 3,772 | |
| 20 | Lindsay, R. M. - - - - - | | 6,700 | 549,349 |
| | | M. | | |
| | Magaw, R. - - - - - | | 5 | |
| | Markham, D. B. W. - - - - - | | 2,500 | |
| | Marshall, D. - - - - - | | 8,000 | |
| | Marshall, Mrs. E. M. - - - - - | | 500 | |
| | Martinez, J M. - - - - - | | 30 | |
| | Martyn, Mrs. E. E. - - - - - | | 8,000 | |
| | Martyn, W. E. - - - - - | | 1,630 | |
| | Mayglothling, F. - - - - - | | 20 | |
| 30 | Mennen, W. G. - - - - - | | 40 | |
| | Mergenthaler, H. G. - - - - - | | 40 | |
| | Mills, Mrs. L. L. - - - - - | | 10 | |
| | Moore, F. - - - - - | | 9,400 | |
| | Moore, G. D. - - - - - | | 2 | |
| | Morris, A. V. - - - - - | | 10,000 | |
| | Myers, Estate S. I. - - - - - | | 420 | 40,597 |
| | | Mc | | |
| | McConnel, F. B. - - - - - | | 24,300 | |
| | MacLachlin, Mrs. A. H. - - - - - | | 5,000 | |
| 40 | MacLeod, W. M. - - - - - | | 20,000 | |
| | McConnell, R. G. - - - - - | | 1 | 49,301 |

| Exhibits. | Name. | Number of Shares. | |
|---|---------------------------|-------------------|--------|
| P. 69. Typewritten list of share- holders as at 30 Decem- ber, 1930. Ordinary Shares— <i>continued.</i> | | N. | |
| | Nachmann, D. - - - - | 100 | 100 |
| | | O. | |
| | O'Connor, J. C. - - - - | 20 | |
| | O'Donnell, J. - - - - | 120 | 140 |
| | | P. | |
| | Parsons, R. W. - - - - | 100 | |
| | Pattullo, J. B. - - - - | 300 | |
| | Pettit, J. S. - - - - | 40 | 10 |
| | Philbrick, J. A. - - - - | 200 | |
| | Philcox, J. E. - - - - | 9,400 | |
| | Porch, R. B. - - - - | 1,500 | |
| | Post, N. M. - - - - | 20 | |
| | Post and Floto - - - - | 20 | |
| | Prall, W. R. - - - - | 230 | 11,810 |
| | | R. | |
| | Raymond, H. - - - - | 8,000 | |
| | Redman, W. H. - - - - | 6,943 | |
| | Riffard, G. A. - - - - | 20 | 20 |
| | Roe, Mrs. E. F. - - - - | 40 | |
| | Rutherford, H. S. - - - - | 20 | 15,023 |
| | | S. | |
| | Safarik, M. A. D. - - - - | 20 | |
| Safe Deposit Trust Company, Trustees, Estate Mergenthaler - | 40 | | |
| Salisbury, J. S. - - - - | 29 | | |
| Salisbury, L. D. - - - - | 19 | | |
| Saurel, A. F. - - - - | 10 | | |
| Schultz, A. C. C. - - - - | 62,370 | 30 | |
| Scott, C. R. - - - - | 10 | | |
| Sharpe, A. J. - - - - | 1,000 | | |
| Sichel, E. A. - - - - | 100 | | |
| Sinker, F. C. - - - - | 122 | | |
| Smith, Mrs. A. - - - - | 500 | | |
| Smith, E. L. - - - - | 500 | | |
| Stretton, G. B. - - - - | 500 | | |
| Suffern, S. J. - - - - | 20 | | |
| Suhr, A. - - - - | 6 | | |
| Sutton, A. W. - - - - | 30 | 65,276 | |
| | | 40 | |

| Name. | | Number of Shares. | | Exhibits. |
|-------|--|----------------------|----------------------|---|
| | | T. | | |
| | Thorndike, L. G. - - - - | 25 | | P. 69. Typewritten list of share- holders as at 30 Decem- ber, 1930. Ordinary Shares— <i>continued.</i> |
| | Tilton, W. A. - - - - | 240 | | |
| | Todd, A. T. - - - - | 3,000 | | |
| | Townley, Mrs. A. S. A. - - - - | 2,000 | | |
| | Trask, M. S. - - - - | 9,720 | | |
| | Trask, W. - - - - | 20,000 | | |
| | | 2,069,997 | | |
| 10 | Treadgold, A. N. C. - - - - | 2,149,437 | | |
| | Treadgold, W. N. - - - - | 19,440 | 2,185,222 | |
| | Tucker, Anthony, & Co. - - - - | 800 | 2,125,222 | |
| | | V. | | |
| | VanBeuren, H. M. - - - - | 14 | 14 | |
| | | W. | | |
| | Waller, Mrs. W. M. L. - - - - | 30,000 | | |
| | Warne, G. B. - - - - | 480 | | |
| | Watson, J. B. - - - - | 1 | | |
| | Watts, A. A. - - - - | 184 | | |
| 20 | Webb, F. E. - - - - | 2,402 | | |
| | Webb, J. L. - - - - | 200 | | |
| | Webb, J. W. M. - - - - | 3,000 | | |
| | Weber & Company - - - - | 780 | | |
| | Weinheim, Emil - - - - | 38,470 | | |
| | Wesh, T. - - - - | 15 | | |
| | West, Mrs. H. D. - - - - | 40 | | |
| | West, W. - - - - | 80 | | |
| | Whait, Dr. J. R. - - - - | 1,000 | | |
| | Wheeler, Estate C. W. - - - - | 40 | | |
| 30 | White, A. G. - - - - | 90 | | |
| | Whitford, Mrs. H. - - - - | 100 | | |
| | Whitin, H. T. - - - - | 6,943 | | |
| | Williams, Mrs. C. W. - - - - | 180 | | |
| | Williams, J. C. - - - - | 3,860 | | |
| | Williamson, E. N. - - - - | 350,000 | | |
| | Williamson, J. C. - - - - | 15,000 | 452,665 | |
| | | Z. | | |
| | Zinc Corporation, Limited - - - - | 87,020 | 87,020 | 3,923,373 |
| | | | | 4,046,358 |
| 40 | # M. Brower, Certificate # 316 lost and replaced by Certificate # 334 | | | 60 |
| | | | | <hr/> 4,046,418 |

Exhibits. **P.70.—Share Certificate book commencing 0251, Portion of Exhibit viz. Stubs 0457, 0370, 0369 and 0368.**

**P.70.
Share
Certificate
Book
Portion of
Exhibit
viz. Stubs
0457, 0370,
0369 and
0368.**

**THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED.**

Not in Ledger.

Certificate No. 0457.

For 5,000 Ordinary Shares.

Issued to

Norman G. Larmonth

10

Dated June 2nd, 1930.

| Surrendered Certificate No. | Number of Shares. |
|-----------------------------|-------------------|
| 304 | 5,000 |
| | |
| | |
| | |
| | |

Folio 14

SURRENDERED CERTIFICATE EXAMINED.

By _____ And _____

20

Received Certificate No. _____

THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED.

Exhibits.

P.70.

Share
Certificate
Book
Portion of
Exhibit
viz. Stubs
0457, 0370,
0369 and
0368—*con-
tinued.*

Certificate No. 0370.

For 116,100 Ordinary Shares.

Issued to

A. N. C. Treadgold

Dated May 14th 1930.

| | Surrendered Certificate No. | Number of Shares. |
|-------------------|-----------------------------|-------------------|
| 10 | # 128 | 225,000 |
| <i>Folio 11</i> | | |
| CANCELLED. | | |
| | | |
| | | |
| | | |

SURRENDERED CERTIFICATE EXAMINED.

By _____ And _____

Received Certificate No. _____

Exhibits.

P.70.

Share
Certificate
Book
Portion of
Exhibit
viz. Stubs
0457, 0370,
0369 and
0368—*con-
tinued.*

THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED.

Certificate No. 0369.

For 1,663,900 Ordinary Shares.

Issued to

A. N. C. Treadgold

Dated May
8th ~~April~~ 1930.

| Surrendered Certificate No. | Number of Shares. | 10 |
|-----------------------------|-------------------|----|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

Folio 11

CANCELLED.

SURRENDERED CERTIFICATE EXAMINED.

By _____ And _____

Received Certificate No. _____

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED.

Exhibits.

P.70.

Share Certificate Book Portion of Exhibit viz. Stubs 0457, 0370, 0369 and 0368—continued.

Certificate No. 0368.

For 100 Ordinary Shares.

Issued to

A. N. C. Treadgold

Dated 7th April 1930.

| Surrendered Certificate No. | Number of Shares. |
|-----------------------------|-------------------|
| 10 Ex 0333 | |
| | |
| Folio 11 | |
| CANCELLED. | |
| | |

SURRENDERED CERTIFICATE EXAMINED.

By _____ And _____

Received Certificate No. _____

Exhibits.

P.71.—G. R. F. Troop's calculation of common shares in Treasury (1,434,686).

P.71.
G. R. F.
Troop's
calculation
of common
shares in
Treasury
(1,434,686)

COMMON SHARES.

| | | |
|---|-----------|----|
| Balance 3 Dec. 1934 - - - - - | 3,212,908 | |
| Issued following Exchange Plan (re preferred shares) - - - - - | 883,983 | |
| | <hr/> | |
| | 4,096,891 | |
| Issued for securities of New North West - - - - - | 468,423 | |
| | <hr/> | |
| | 4,565,314 | |
| Balance in Treasury - - - - - | 1,434,686 | 10 |
| | <hr/> | |
| | 6,000,000 | |
| | <hr/> | |

D.72.
Agreement
between
Yukon Con-
solidated
Gold Cor-
poration
Ltd. and
E. Y.
Syndicate
Ltd.,
21st May,
1925.

D.72.—Agreement between Yukon Consolidated Gold Corporation Limited and E. Y. Syndicate Ltd.

(In Triplicate)

This Indenture made the Twenty-first day of May, 1925.

BETWEEN :

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED,
whose registered office is situate at Central Chambers,
Ottawa, in the Dominion of Canada (hereinafter called
"the company") - - - - - Of the One Part; 20

AND

THE E. Y. SYNDICATE LIMITED, whose registered office is
situate at Number 8 Queen Street, in the City of
London, England (hereinafter called "the Syndicate")
Of the Other Part.

Whereas the said sum of £15,000 was obtained by loan to enable Francis James de Mallet Cunynghame and Raleigh Strong Smallman, both of No. 8 Queen Street, in the City of London aforesaid, to purchase the property more particularly described in the Schedule attached hereto.

And whereas it has been agreed between the parties hereto that in 30 consideration of the said Francis James de Mallet Cunynghame and Raleigh Strong Smallman assigning the said property to The North Fork Power Company, Limited, that they the Yukon Consolidated Gold Corporation, Limited, should enter into the covenant hereinafter contained and undertake and agree to indemnify the Syndicate in respect of the said sum of £15,000 so obtained, and to repay such sum or otherwise satisfy the persons, firms or corporations to whom the said £15,000 is or shall be due.

Now this indenture witnesseth that in consideration of the agreement and of these presents the company hereby covenants with the Syndicate

that the said Company will indemnify and hold harmless the Syndicate in respect of the said sum of £15,000, and further that if the Syndicate is called upon to repay the said sum of £15,000 or any part thereof then in such case the company will forthwith upon the request of the Syndicate so to do repay at their own expense costs and charges the said sum of £15,000 or any part thereof;

Exhibits.
D.72.
Agreement
between
Yukon Con-
solidated
Gold Cor-
poration
Ltd. and
E. Y.
Syndicate
Ltd.,
21st May
1925—con-
tinued.

10 And it is further agreed and declared that all sums of money which the Company shall be called upon to pay and shall in fact pay under this Indenture shall be treated and considered as if paid by the Company on account of the preliminary expenses for which the Company is or shall be in any wise liable.

In witness whereof the Company and the Syndicate have hereunto caused their corporate seals to be affixed the day and year first above written.

The Yukon Consolidated Gold Corporation, Limited,

“ A. N. C. TREADGOLD ” President.

Seal

“ J. B. WATSON ” Secretary.

The Yukon Consolidated
Gold Corporation Limited
Incorporated 1923

20 In witness whereof the said seals have been hereto affixed.

SCHEDULE

The following Mining Lease, to wit :—

30 All the tract of land, and the exclusive right and privilege of extracting and taking therefrom by Hydraulic or other process all royal or precious metals or minerals from, in, under or upon the tract of lands demised and leased by an Indenture of Lease dated the 12th day of February, one thousand nine hundred and twenty and made between His Majesty King George the Fifth, of the One Part, and the Klondyke Government Concession, Limited, of the Other Part, all which tract of lands are more commonly known as Hydraulic Mining Lease No. 1 on Hunker Creek, Yukon Territory, and also known as Anderson Concession, which are held by the hereinabove mentioned Indenture of Lease for a term of twenty years computed from the 12th day of February, one thousand nine hundred and twenty subject to the payment of the yearly rental of Five Hundred Dollars (\$500.00) and a royalty therein mentioned.

The E. Y. Syndicate Limited,

Seal—

The E. Y. Syndicate
Limited

40 “ ROBT. A. LAWTHER ”

“ MARK MORRELL ”

“ RALEIGH S. SMALLMAN ”

Directors

“ RALEIGH S. SMALLMAN ”

Secretary

Exhibits. **P.73.—Agreement between Patton and Cunynghame for sale and purchase of properties and securities.**

P.73.

Agreement between Patton and Cunynghame for sale and purchase of properties and securities, 31st December, 1924.

An Agreement made the thirty-first day of December One thousand nine hundred and twenty four between John Thomas Patton of The West Central Hotel in the County of London Gentleman (hereinafter called "the Vendor") of the one part and Francis James de Mallet Cunynghame Director of Public Companies and Raleigh Strong Smallman Solicitor both of Number 8 Queen Street Cheapside in the City of London (hereinafter called "the Purchasers") of the other part.

Whereas the Yukon Consolidated Gold Corporation Limited has been incorporated under the laws of the Dominion of Canada with the intention that that Company shall have vested in it the various securities relating to the Klondike Goldfield including the Lease and securities hereinafter agreed to be sold and list whereof is attached hereto. 10

And whereas the authorised capital of the Yukon Consolidated Gold Corporation Limited is Six million Dollars divided into Five hundred thousand Eight Per centum Cumulative Convertible Preferred shares and Five million five hundred thousand Ordinary shares of One dollar each.

And whereas the Purchasers have entered or are about to enter into heads of agreement for the purchase of the interests of Francis Algernon Govett and Alfred Chester Beatty in the Klondike Goldfield and the agreements which have been produced and been inspected by the Vendor set out the securities which will become vested in the Yukon Consolidated Gold Corporation Limited and also state that it has been agreed that for the securities therein mentioned the Yukon Consolidated Gold Corporation Limited shall issue or cause to be issued Ordinary Shares not exceeding Two million five hundred and seventeen thousand five hundred and certain further shares would be reserved for the purposes there in stated. Copies of these agreements will be supplied to the Vendor on demand. 20

And whereas it has been agreed between the parties hereto that the Lease and securities hereby agreed to be sold and purchased shall ultimately be transferred either directly or indirectly to the Yukon Consolidated Gold Corporation Limited. 30

Now it is hereby agreed as follows :—

1. The Vendor shall sell and the Purchasers shall purchase the properties and securities set out in the Schedule hereto for the sum of Thirty thousand Pounds to be paid as hereinafter appears.

2. The said purchase price of Thirty thousand Pounds is to be paid and satisfied as follows, that is to say, the sum of Fifteen thousand Pounds in cash on the signing hereof (the receipt whereof the Vendor doth hereby acknowledge) and the remaining Fifteen thousand Pounds shall be satisfied by the allotment or transfer to the Vendor of Seventy five thousand Eight 40

per centum Cumulative Convertible Preferred Shares of the Yukon Consolidated Gold Corporation Limited credited as fully paid up such shares to be allotted or transferred on or before the twenty first day of February One thousand nine hundred and twenty five.

Exhibits.

P.73.

Agreement between Patton and Cunyng-hame for sale and purchase of properties and securities, 31st December, 1924—*continued.*

3. Immediately after the signing of this agreement the Vendor shall transfer or cause to be transferred to the Purchasers the properties and securities set out in the Schedule hereto and shall execute all necessary documents for the purpose of vesting the properties and securities in the Purchasers as and when called upon so to do.

10 4. The Purchasers hereby agree with the Vendor that they the Purchasers will not dispossess themselves of the properties and securities hereby agreed to be sold until such time as the Seventy five thousand Eight per centum Cumulative Convertible Preferred Shares of the Yukon Consolidated Gold Corporation Limited shall have been allotted or transferred to the Vendor.

20 5. The Purchasers are only acting as Trustees and shall be under no personal responsibility or liability whatsoever in respect thereof save and except that in the event of their receiving from the Yukon Consolidated Gold Corporation Limited aforesaid the shares hereby agreed to be allotted or transferred to the Vendor and in such case they shall be responsible and bound to account to the Vendor in respect thereof but they shall use their best endeavours to compel the Yukon Consolidated Gold Corporation Limited to allot or cause to be transferred such shares to the Vendor before the Twenty first day of February One thousand nine hundred and twenty five.

As witness the hands of the parties hereto.

The Schedule hereinbefore referred to.

30 All that tract of lands and the exclusive right and privilege of extracting and taking therefrom by hydraulic or other mining process all royal or precious metals or minerals from in under or upon the tract of lands demised and leased by an Indenture of Lease dated the day of
One thousand nine hundred and twenty three and made between His Majesty King George the Fifth of the one part and The Klondike Government Concession Limited of the other part All which tract of lands are more commonly known as Hydraulic Mining Lease Number 1 on Hunker Creek Yukon Territory and also known as Anderson Concession which are held by the hereinbefore mentioned Indenture of Lease for a term of twenty years computed from the Twelfth day of February One thousand nine hundred and twenty subject to the payment of the yearly rental of Five
40 hundred Dollars and to a royalty therein mentioned.

Nine thousand four hundred shares of Five dollars each of the Sulphur Mining Compy Limited.

Exhibits.
 P.73.
 Agreement
 between
 Patton and
 Cunyng-
 hame for
 sale and
 purchase of
 properties
 and
 securities
 31st Decem-
 ber, 1924—
continued.

Ten Income Notes of One thousand dollars each of the New North West Corporation Limited.

Twenty five thousand Ordinary shares of One dollar each of the New North West Corporation Limited (if and when received by the Vendor).

Postage Stamp
 Six Pence
 " J. T. PATTON."

Witness :
 " G. I. Hunter,"
 6 Ashcombe Road,
 Wimbledon.
 Solicitor's Clerk.

10

D.74.
 Certified
 copy of
 Order of
 Master
 ordering
 commission
 to examine
 E. M.
 Williamson
 and Sally
 Silk,
 23rd May,
 1935.

D.74.—Certified Copy of Order of Master ordering commission to examine E. M. Williamson and Sally Silk.

(Crest)
 (Certificate of Official Document)

DOMINION OF CANADA

Province of Ontario to Wit : I D'Arcy Hinds, of the City of Toronto, Registrar of the Supreme Court of Ontario, Do hereby certify that the annexed paper writing, each page of which is stamped with the Seal of the Central Office of the said Court as identifying the same, contains a true copy of an Order bearing date the 23rd day of May, 1935, and made by the said Court, in a certain action pending in said Court, wherein, 20

Leslie Colbatch Clark Trustee of the Estate of Vernon Wright Worsdale, a Bankrupt, was Plaintiff,
 and

The Yukon Colidated Gold Corporation Limited, was Defendant.

That I have carefully compared the said transcript with the Original Order now entered of record in the books and on file, in the said Central Office, that it is a true transcript thereof, and that I am an officer duly authorized to give this certificate. 30

In witness whereof I have hereunto set my hand and the seal of the said Court, this 30th day of May, A.D. 1935.

Seal
 Supreme
 Court of
 Ontario

" D'ARCY HINDS "
 Registrar, S.C.O.

L.S. \$1.00

Exhibits.

IN THE SUPREME COURT OF ONTARIO.

The Master, Thursday the 23rd day of May, 1935.

BETWEEN :

LESLIE COLBATCH CLARK, Trustee of the Estate of Vernon
Wright Worsdale, a Bankrupt - - - - -

Plaintiff,

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED -

Defendant.

D.74.
Certified
copy of
Order of
Master
ordering
commission
to examine
E. M.
Williamson
and Sally
Silk,
23rd May,
1935—con-
tinued.

10 1. Upon the application of Counsel on behalf of the Defendant in the presence of Counsel on behalf of the Plaintiff for an Order for the issue of a commission for the examination in New York of witnesses on behalf of the Defendant, upon hearing read the affidavit of Collamer Chipman Calvin, filed, and upon hearing what was alleged by Counsel aforesaid :

20 2. It is ordered that a commission may issue out of this Court directed to Robert S. Stonehouse, Special Examiner, of the City of Toronto, for the examination viva voce of the following witnesses on behalf of the Defendant : Edgar M. Williamson and Mrs. Sally F. Silk, and of such other witnesses on behalf of the Defendant as shall be named by the Defendant as hereinafter provided at the City of New York or elsewhere in the United States.
" D.H. "

3. And it is further ordered that within two days after service of this order the Plaintiff do serve a notice giving the Defendant the name and place of business of the Plaintiff's Agent in New York, aforesaid, upon whom notice of the said examination may be served.

4. And it is further ordered that one day previously to the sending out of the said commission the Solicitors of the said Defendant shall give to the Solicitors of the said Plaintiff notice in writing of the mail or other conveyance by which the said commission is to be sent out.

30 5. And it is further ordered that the said Commissioner shall execute the said Commission in the said City of New York at such time and place as the said Commissioner may in writing appoint upon two days notice in writing to the solicitors for the said parties.

6. And it is further ordered that one day previous to the taking of the evidence under the said commission of any witness or witnesses not named in this order the Solicitors for the Defendant shall furnish the Agent for the Solicitors for the Plaintiff with the name or names of any such witness or witnesses.

40 7. And it is further ordered that upon the execution of the said commission and the examination of the said witnesses and before the 15th day of June, A.D. 1935, the said commission and the depositions of the witnesses and all proceedings taken under the said commission be without delay after the said commission shall have been executed transmitted to the office of the Registrar of this Court at the Central Office, Osgoode Hall, Toronto, Ontario, Canada.

Exhibits.
—
D.74.
Certified
copy of
Order of
Master
ordering
commission
to examine
E. M.
Williamson
and Sally
Silk,
23rd May,
1935—con-
tinued.

8. And it is further ordered that Letters Rogatory may issue out of and under the seal of this Court addressed to the Supreme Court of the State of New York or to any other Court, Judge or Tribunal having competent jurisdiction in the United States requesting such Court, Judge or Tribunal to issue process for the purpose of compelling the attendance of witnesses intended to be examined in this cause as aforesaid before such person as the said Court, Judge or Tribunal shall appoint.

“ D.H.”

9. And it is further ordered that the costs of and incidental to this application and the Commission to be issued in pursuance of this order, the examinations and the depositions to be taken hereunder, together with any document, copy or extract and the official copies thereof and all other costs incidental thereto be reserved to be disposed of by the Trial Judge.

“ D.H.”

“ I. HILLIARD ”
M.

Entered O.B. 150, pages 88.
May 27, 1935.
“ H. F.”

20

D.74.—Original Commission.

D.74.
Original
Commission,
30th May,
1935.

\$1.00 Law Stamp.

Commission to Examine Witnesses.

IN THE SUPREME COURT OF ONTARIO.

CANADA,
Province of Ontario, to Wit :

BETWEEN :

Seal.
Supreme
Court of
Ontario.

LESLIE COLBATCH CLARK, Trustee of the
Estate of VERNON WRIGHT WORSDALE,
a Bankrupt

Plaintiff, 30

AND

THE YUKON CONSOLIDATED GOLD CORPORA-
TION LIMITED,

Defendant.

George the Fifth, by the Grace of God, of Great Britain, Ireland, and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India.

To

Robert S. Stonehouse,
Special Examiner,
City of Toronto,

40

Greeting.

Know ye that We, in confidence of your prudence and fidelity, have appointed you a Commissioner for the purpose of taking evidence in the

above cause now pending in Our said Court; and We do hereby give you full power and authority to administer all necessary oaths and to do all the things necessary for the taking of the evidence more particularly mentioned in the order for the issue of this Commission a copy whereof is hereunto attached. Forthwith after taking such evidence you will return the same, together with these presents. In the execution of this Commission you will have due regard to the general rules of practice relating to Commissions, hereunto appended and the terms of the order hereto attached and the instructions hereunder written.

Exhibits.
—
D.74.
Original
Commission,
30th May,
1935—con-
tinued.

10 Witness, The Right Honourable Sir William Mulock, Chief Justice of our said Court this 30th day of May, in the year of our Lord, one thousand nine hundred and thirty-five.

“D’ARCY HINDS,”
Registrar, S.C.O.

Issued from the Central Office of the Supreme Court of Ontario, at Toronto, in the County of York, under and pursuant to the order of the Master, S.C.O. bearing date the 30th day of May, A.D. 1935.

“D’ARCY HINDS,”
Registrar, S.C.O.

20

INSTRUCTIONS TO COMMISSIONER.

- (1) See that proper notice is given to the parties concerned.
- (2) Follow strictly all the requirements of the general rules and special order attached hereto.
- (3) Before acting on this commission take the commissioner’s oath hereon endorsed.
- (4) After the commission has been executed attach the depositions, exhibits and all other papers to the commission and complete and sign the “Commissioner’s Return” endorsed hereon.
- 30 (5) Securely enclose the commission and attached papers and mail them in a sealed envelope to The Office of the Registrar of this Court at the Central Office, Osgoode Hall, Toronto, Ontario, Canada, postage prepaid. Indorse the envelope as follows: Commission in Clark vs. Yukon Consolidated.

Commissioner.

USE THE FOLLOWING FORMS OF OATH.

Clerk’s Oath.

40 You shall truly, faithfully and without partiality to any or either of the parties in this cause, take, write down, transcribe and engross all and every the questions which shall be exhibited or put to all and every witness and witnesses and also the depositions of all and every such witness and witnesses produced before and examined by the said commissioners named

Exhibits.
 D.74.
 Original
 Commission.
 30th May,
 1935—con-
 tinued.

in the commission within written as far forth as you are directed and employed by the commission to take, write down, transcribe or engross the said questions and depositions. So help you God.

Witnesses' Oath.

You are true answer to make to all such questions as shall be asked you without favour or affection to either party, and therein you shall speak the truth, the whole truth, and nothing but the truth. So help you God.

Interpreter's Oath.

You shall truly and faithfully, and without partiality to any or either of the parties in this cause, and to the best of your ability interpret and translate the oath or oaths, affirmation or affirmations which shall be administered to, and all and every the questions which shall be exhibited or put to all and every witness and witnesses produced before and examined by the commissioners named in the commission within written, as far forth as you are directed and employed by the said commissioners, to interpret and translate the same out of the English into the language of such witness or witnesses and also in like manner to interpret and translate the respective depositions taken and made to such questions out of the language of such witness or witnesses into the English language. So help you God. 10

Notice of the execution of this commission is to be given to F. B. Upham, Chrysler Building, New York City, representing the plaintiff, and to Greene and Hurd, Attorneys-at-Law, New York City, representing the defendant. 20

GENERAL RULES.

(280) (1) Unless otherwise directed the examination shall be upon oral questions to be reduced into writing and returned with the commission and notice of the execution of the commission shall be given to the opposite party, if, within the time prescribed by the order, he gives the name and the address of a person resident within two miles of the place where the commission is to be executed on whom such notice may be served. 30

(2) If no agent is named or the name or address given proves to be illusory or fictitious, or if the party so notified fails to attend pursuant to the notice, the commission may be executed ex parte.

(281) Where the examination is to take place upon written interrogatories, the interrogatories in chief shall be delivered to the opposite party eight days before the issue of the commission; and the cross-interrogatories shall be delivered to the opposite party within four days after the receipt of the interrogatories in chief; and in default of cross-interrogatories being so delivered the commission may be executed without cross-interrogatories.

(282) The witnesses shall be examined on oath, affirmation, or otherwise in accordance with the rules of the country in which the commission is executed. 40

(283) Where a witness does not understand the English language, the commission shall be executed with the aid of an interpreter nominated by the commissioner and sworn to interpret truly the questions, to be put to the witness, and his answers thereto and the examination shall be taken in English.

Exhibits.
—
D.74.
Original
Commission,
30th May,
1935—con-
tinued.

(284) If a witness produces a book, document, letter, paper or writing and refuses for good cause, to be stated in his deposition, to part with the original, a copy or extract certified by the commissioner shall be annexed to the deposition of the witness.

10 (285) The depositions may be taken in shorthand either by the commissioner or a shorthand writer duly sworn.

(286) (1) Unless the examination is taken in shorthand the depositions shall be subscribed by the witness and by the commissioner.

(2) Where taken in shorthand it shall not be necessary that the depositions be read over or signed by the person examined unless counsel attending on the commission so desires.

20 (287) The Commission, interrogatories, depositions and any documents or certified copies thereof or extracts therefrom, referred to therein, shall be sent to the proper officer, on or before the day named in the order for the commission, enclosed in a cover under the seal of the commission; and the same or certified copies thereof may be given in evidence, saving all just exceptions without any other proof of the absence from Ontario of the witness therein named than in affidavit of the solicitor or agent of the party as to his belief of such absence.

(288) Where the opposite party desires to join in the commission and examine witnesses on his own behalf thereunder, each party shall in the first instance pay the costs of the commission consequent upon the examination of his witnesses.

30 (289) A Commission when returned shall at the request of either party be transmitted for use at the trial, and may be opened at the trial, or before trial at the instance of either party by the officer to whom it is returned on two clear days' notice to the other party.

(290) Every order for a commission shall be read as if it contained the particulars mentioned in the next preceding ten rules, and shall not set forth the same, but may contain any variations therefrom, and any other directions, which the Court sees fit to make.

40 NOTE.—The Commissioner's oath may be taken: In England or Ireland before a Commissioner authorized to administer oaths in the Supreme Court of Judicature of England or Ireland; in England or Ireland before a Judge of the Supreme Court of Judicature of England or Ireland; in Scotland before a Judge of the Court of Session or the Justiciary Court of Scotland; before a Judge of any of the County Courts of Great Britain or Ireland within his county; in Great Britain or Ireland or in any Colony of His Majesty or in any foreign country, before the Mayor or Chief Magistrate

Exhibits.
 —
 D.74.
 Original
 Commission,
 30th May,
 1935—con-
 tinued.

of any City, Borough or Town corporate, certified under the common seal of such City, Borough or Town corporate; in any colony belonging to the Crown of Great Britain or any dependency thereof or in any foreign country before a Judge of any Court of Record or of supreme Jurisdiction; in the British Possession in India, before any Magistrate or Collector certified to have been such under the hand of the Governor of such Possession; in Quebec before a Judge or Prothonotary of the Supreme Court or Clerk of the Circuit Court; in any foreign place before any Consul, Vice-Consul or Consular Agent of His Majesty exercising his functions; before a Notary Public and certified under his hand and official seal; or before a Com- 10
 missioner, authorized by the laws of Ontario to take such affidavits.

THE COMMISSIONER'S OATH.

I, Robert Samuel Stonehouse, the Commissioner within named do hereby swear that I will, according to the best of my skill and knowledge, truly and faithfully and without partiality to any or either of the parties in this case, take the evidence of each and every witness produced and examined by virtue of his Commission and will cause the said depositions so taken to be truly and faithfully transcribed and returned. So help me God.

Sworn before me at Toronto this 1st day } " R. S. STONEHOUSE " 20
 of June 1935
 " J. S. Duggan "
 A Commissioner.

RETURN TO THE WITHIN COMMISSION.

The return to the within Commission appears by the depositions and papers thereunto annexed; and I, the undersigned Commissioner do hereby certify that the proper oaths were administered by me to the Clerk taking down and transcribing the said evidence and to the witnesses whose depositions are hereunto attached (and to any interpreter called upon by me to interpret the evidence of any of the said witnesses) and that the said 30
 depositions were duly and properly taken by me, and that the evidence was duly and correctly transcribed.

" R. S. STONEHOUSE "
 Commissioner.

D.74.—Appointment for examination.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN :

LESLIE COLBATCH CLARK trustee of the Estate of VERNON
 WRIGHT WORSDALE, a Bankrupt - - - - -

Plaintiff,

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED - *Defendant.*

I hereby appoint Monday, the 3rd day of June, A.D. 1935, at the hour of 12 o'clock noon Daylight Saving time, at my room in the Pennsylvania
 10 Hotel, in the City of New York in the State of New York, one of the United States of America, for the execution of the Commission herein, issued to me pursuant to the Order of the Master dated 23rd May, 1935, and for the taking of the evidence thereunder in this action.

And you are hereby required to take notice of the said appointment accordingly.

Dated the 30th day of May, 1935.

“ R. S. STONEHOUSE,”
 Special Examiner and
 Commissioner herein.

20 To Messrs. McLaughlin, Johnston,
 Moorhead & Macaulay,
 302 Bay Street, Toronto,
 Solicitors for Plaintiff.

To Messrs. Fasken, Robertson & Company,
 36, Toronto Street, Toronto,
 Solicitors for Defendant.

Exhibits.

D.74.
 Appoint-
 ment for
 Examina-
 tion,
 30th May,
 1935.

Exhibits.

D.74.—Notice of sending out Commission.

D.74.
Notice of
sending out
Commission,
31st May,
1935.

IN THE SUPREME COURT OF ONTARIO.

BETWEEN :

LESLIE COLBATCH CLARK, Trustee of the Estate of VERNON
WRIGHT WORSDALE, a Bankrupt - - - - - *Plaintiff,*

AND

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED - *Defendant.*

Take notice of the sending out of the commission herein issued pursuant to the order of the Master dated 23rd May, 1935, the said commission being this day sent out by being delivered to R. S. Stonehouse, Special Examiner 10 at Toronto, the Commissioner therein named who will personally proceed with the said commission to New York on the second day of June, 1935, for the purpose of executing said commission in New York at the time and place set forth in the appointment already issued by the said R. S. Stonehouse, dated 30th May, 1935.

Dated this 31st day of May, 1935.

FASKEN, ROBERTSON, AITCHISON, PICKUP & CALVIN,
36, Toronto Street, Toronto,
Solicitors for the defendant.

To :

20

Messrs. McLaughlin, Johnston, Moorhead & Macaulay,
Barristers, etc.,
302, Bay Street, Toronto, Ont.,
Solicitors for the plaintiff.

D.74.
Receipt for
1,813,900
shares from
E. J. Wein-
heim for the
account of
A. N. C.
Treadgold,
11th Nov-
ember, 1931.
Exhibit I
on examina-
tion of
E. M.
William-
son.

D.74.—Receipt for 1,813,900 Shares from E. J. Weinheim for the account of A. N. C. Treadgold—Exhibit I in examination of E. M. Williamson.

Nov. 11, 1931.

Received from Mr. E. J. Weinheim for the account of A. N. C. Tread-
gold, One Million Eight hundred thirteen thousand nine hundred (1,813,900)
shares of the Yukon Consolidated Gold Corporation, Ltd. :—certificates 30
No. 127 for 50,000—No. 126 for 100,000—No. 0369 for 1,663,900.

No. 0369 reg.
A. N. C. Treadgold
126 Edgar M. Williamson
127 " "

D.74.—Letter from A. N. C. Treadgold to E. M. Williamson—Exhibit II on E. M. Williamson’s examination. Exhibits.

YUKON CONSOLIDATED GOLD CORPN. SHARES.

The Commodore,
New York.

Dear Mr. Williamson.

Kindly take care of certifs.—

127 for 50,000 shares of Yukon Consd.
126 „ 100,000 „ „ „
10 369 „ 1,663,900 „ „ „
for me and oblige.

Yours fthy,
A. N. C. TREADGOLD.

D.74.
Letter from
A. N. C.
Treadgold
to E. M.
Williamson.
Exhibit II
on E. M.
William-
son’s
examina-
tion.

D.74.—Receipt for Shares signed by A. N. C. Treadgold—Exhibit III on E. M. Williamson’s examination.

New York.
March 22/1932.

Received from E. M. Williamson,
1,813,900 Shares of Yukon Consolidated Gold Corp. Ltd.

20 Stock in name of
1,663,900 shares #0369 A. N. C. Treadgold.
100,000 „ #126 Edgar M. Williamson
50,000 „ #127 Edgar M. Williamson.

Signed by
Per A. N. C. TREADGOLD.

D.74.
Receipt for
Shares
signed by
A. N. C.
Treadgold.
Exhibit III
on E. M.
William-
son’s
examina-
tion.

Law
Stamp
10c

D.74.—Assignment of A. N. C. Treadgold to V. W. Worsdale—Exhibit I, S. Cahn.

30 Know all men by these presents that I, Arthur Newton Christian Treadgold of Dawson, Yukon Territory, Miner for and in consideration of the sum of One Dollar receipt whereof is hereby acknowledged and of other good and valuable consideration do hereby sell, bargain and assign to Victor W. Worsdale of London, England one million seven hundred and fifty thousand (1,750,000) Ordinary Shares in the Yukon Consolidated Gold Corporation, Ltd.

Witness my signature this tenth day of July, 1930.

“ SALLIE F. CAHN.”

“ A. N. C. TREADGOLD ”
(Seal)

D.74.
Assignment
of A. N. C.
Treadgold
to V. W.
Worsdale.
Exhibit I.
S. Cahn.

Exhibits.

**D.75.—Certified Copy of the file in Bankruptcy of V. W. Worsdale—
Proof of Claim of Barclays Bank Ltd.**

D.75.
Certified
copy of the
file of
Bankruptcy
of V. W.
Worsdale.
Proof of
Claim of
Barclay's
Bank, Ltd.,
22nd May,
1934.

Office Copy.

THE BANKRUPTCY ACTS, 1914 AND 1926.

In the County Court of Kent
Holden at Tunbridge Wells
in Bankruptcy.

No. 1 of 1934.

Re VERNON WRIGHT WORSDALE of Little Frankham, Mark Cross, in the
County of Sussex, lately residing at Little Frankham, Mark Cross, 10
aforesaid, Company Director.

I, Humphrey Ranulph Brand of Lewes Old Bank, Lewes in the County
of Sussex a local Director of Barclays Bank Limited make oath and say—

That I am duly authorised under the seal of the company hereinafter
named to make the proof of debt on its behalf.

That the said Vernon Wright Worsdale was at the date of the Receiving
Order, viz. the 25th day of April, 1934, and still is justly and truly indebted
to Barclays Bank Limited of 54 Lombard Street in the City of London in
the sum of Three Thousand Four Hundred and Ninety Five Pounds
Eighteen Shillings for moneys lent and Bank overdraft and costs under 20
a judgment in the King's Bench Division together with interest thereon
at the rate of 4% per annum as shown by the account endorsed hereon
"A" for which sum or any part thereof I say that I have not nor hath
Barclays Bank Limited or any person by their order to my knowledge or
belief for their use had or received any manner of satisfaction or security
whatsoever save and except the following—

Debit
£3495.18/-.

3805 shares of £1 each fully paid in Antrim Electricity Supply
Company Limited estimated to be worth £750.

858 shares of £1 each fully paid in Thomas Wilkinson (Arnside)
Limited estimated to be worthless. 30

Sworn at Lewes in the County of Sussex }
this 22nd day of May, 1934, }

H. R. BRAND.

Before me,

HUGH J. VINALL,
A Commissioner for Oaths.

Admitted to rank for dividend for £3495
18s. this 30th day of June, 1934,

L. COLBATCH CLARK,
Trustee.

| Date. | Particulars of account referred to Consideration | Amount | Remarks. | Exhibits. |
|---------------------------|---|-------------|-------------------------------------|--|
| 1934. 20th January, | Judgment recovered in High Court King's Bench Division on this date for £3452.0.8. moneys lent and overdraft plus £7.17.0 costs - - - | £3459.17. 8 | See office copy judgment here-with. | D.75. Certified copy of the file of Bankruptcy of V. W. Worsdale. Proof of Claim of Barclay's Bank, Ltd., 22nd May, 1934— <i>con- tinued.</i> |
| 10 | Interest thereon at 4% from 20th January, 1934, to 25th of April, 1934 - - - | 36. 0. 4 | | |
| | | £3495.18. 0 | | |

H. R. BRAND.

I certify the above to be a true copy.

Dated this 15th day of April, 1936.

"NEVILLE R. STONE"

20

Registrar.

D.75.—Bill of McLaughlin Johnston Moorhead and Macaulay.

Office Copy.

Toronto, May 28th, 1934.

Mr. V. W. Worsdale,

In account with,

Messrs. McLaughlin, Johnston, Moorhead & Macaulay,
Barristers, Solicitors, etc.D.75.
Bill of
McLaughlin,
Johnston,
Moorhead
and
Macaulay,
28th May,
1934.

1934.

30 Re.—The Yukon Consolidated Gold Mines Limited and Treadgold;

Feb. 27. Cable from you and considering;
Conference with Mr. Moorhead re;
Perusing appeal book and attending to see Mr. Justice Davis;
Making enquiries at Court of Appeal office and C.P.R. Cable re sender;
Attending office of British Trade Commissioner and search cable index;

40 Attending to see Messrs. Brown and Wallace re and going into details with them;

Carried forward

| | | |
|--|-----------------------|--|
| Exhibits. | Brought forward - - - | |
| D.75. | 1934. | |
| Bill of McLaughlin, Johnston, Moorhead and Macaulay, 28th May, 1934—con- tinued. | Mar. 6. | Attended by Treadgold for two hours; |
| | 9. | Attending to read law re; Attending at the office of Messrs. Brown and Wallace and borrowed appeal book; |
| | 14. | Letter from Mr. Pearch re; Telephone from Mr. Treadgold re; Attending at Great Library and read Law for two hours; |
| | 15. | Completed copying and comparing appeal book; Telephone from Mr. Treadgold re; Letter from Mr. Pearch; Letter to him; |
| | 16. | Attended by Mr. Worsdale and endeavouring to reach Mr. McCarthy; |
| | 17. | Telephone conversation with Mr. Robertson re; Telephone conversation with McCarthy; Attended by Mr. Worsdale; Had long con- sultation with him; Drafting special affidavit. |
| | 19. | Engaged larger part of day settling affidavit and engrossing and considering advisa- bility or otherwise of providing Treadgold with the means to brief Mr. Hellmuth; advising against this; Telephone conver- sations with Mr. Robertson also with Messrs. Brown and Wallace and attended Mr. Brown; |
| | 20. | Attending at Mr. Justice Middleton's Cham- bers and obtaining leave to bring Motion at the opening of Court on Wednesday; Subsequently preparing Notice of Motion and having ten copies of affidavit prepared and having several copies of Mr. Norman Birkett's opinion made; Attended by Mr. Worsdale; Telephone Mr. Wallace; |
| | | Spent large part of afternoon and evening preparing for agreement; Paid on filing affidavit and exhibits - |
| | | .40 |
| | | Carried forward - - - |

| | | Exhibits. |
|---------|---|------------|
| | Brought forward - - - - | D.75. |
| 1934. | | Bill of |
| Mar 21. | Attending on Motion before Court of Appeal for adding Worsdale as Defendant in Patton v. Yukon Action, argument lasting one-half hour, when the Court of Appeal dismissed the Motion; | McLaughlin |
| | Attending at Court of Appeal and following proceedings in Patton v. Yukon appeal until 2.15, when provision was made for written argument to be filed by all parties; | Johnston, |
| 10 | Subsequent conversation with you re; | Moorhead |
| | Paid on telegram to London, England | and |
| | 22. Attended by you and considering; | Macaulay, |
| | Drafting letter to Yukon Consolidated Gold Corporation re transfer of shares and attended again by you and settling letter and forwarding same by registered post to Head Office at Ottawa; | 28th May, |
| 20 | Telephone conversation with Stewart Brown re; | 1934—con- |
| | 23. Attended by you re; | tinued. |
| | 26. Attended by you; | |
| | 27. Letter from Yukon Consolidated Gold Corporation; | 1.67 |
| | 29. Attended by you re; | |
| Apr. 3. | Endeavouring to reach Mr. Robertson and conversation with Mr. McCarthy re transfer of shares; | |
| 30 | 4. Conversation with you re; | |
| | Attended by you re; | |
| | 5. Attended by you twice and several telephone conversations with you; | |
| | Telephone Department of Comptroller of Revenue, for the Province of Ontario; | |
| | 5. Telephone Mr. Robertson's office; | |
| | Letter from Mr. Robertson; | |
| | Making copies and letter to Comptroller of Revenue; | |
| 40 | 6. Attended by you and going over situation; | |
| | Preparing letter to A. E. Honeywell with enclosures; | |
| | Instructions to tender; | |
| | Telephone Mr. Worsdale re; | |
| | Paid on registration of letter - - | .15 |
| | Carried forward - - - | |

| | | Brought forward | Exhibits. | |
|-------|----------|--|---|---------|
| 1934. | | | D.75. | |
| | Apr. 26. | Attended by Mr. Treadgold for long conference re; Subsequently attended by Mr. Treadgold and Mr. Wallace re; | Bill of McLaughlin, Johnston, Moorhead and Macaulay, 28th May, 1934— <i>con-</i> <i>tinued.</i> | |
| | 27. | Attended by Mr. Treadgold three times re; | | |
| | May 1. | Attended by Mr. Wallace re; | | |
| | 3. | Letter to you; | | |
| 10 | 21. | Cable from you; | | |
| | | Our fees herein - - - - - | \$500.00 | |
| | | Carried forward - - - - - | \$500.00 | \$12.02 |
| 1934. | | Re.—Taylor Property. | | |
| | Apr. 5. | Attended by you with various papers and perusing; Letter to Brown re; | | |
| | 6. | Telephone conversation with Mr. Brown re; Conversation with Mr. Worsdale re; | | |
| 20 | 13. | Letter from Mr. Brown; Letter to him; | | |
| | 16. | Attended by you re; Conversation with Mr. Woollings re; also with Mr. Worsdale and Mr. Brown; Letters to and from Mr. Brown; | | |
| | 23. | Attended by you re; Perusing letter of proposal re Syndicate; | | |
| | 25. | Attended by you re; Our fees herein - - - - - | 25.00 | |
| | | Total fees - - - - - | \$525.00 | |
| 30 | | Disbursements - - - - - | 12.02 | |
| | | Total fees - - - - - | \$537.02 | |

This is our Bill.

McLaughlin, Johnston, Moorhead & Macaulay,
Per (Signed) MCLAUGHLIN

I certify the foregoing to be a true copy.

Dated this 15th day of April, 1936.

“ NEVILLE R. STONE ”
Registrar.

Exhibits.

D.75.—List of Proofs.

D.75. Office Copy.
List of
Proofs,
5th October,
1934.

IN THE COUNTY COURT OF KENT HOLDEN AT TUNBRIDGE WELLS.
IN BANKRUPTCY.

No. 1 of 1934.

RE VERNON WRIGHT WORSDALE.

I hereby certify that the following is a correct list of all proofs tendered to me in the above matter during the past month.

Dated this 5th day of October, 1934.

L. COLBATCH CLARK, 10
Trustee.

| Name of Creditor. | Amount of proof or claim. | Whether admitted, rejected or standing over for further consideration. | If admitted, Amount. |
|--------------------------------------|---------------------------|--|----------------------|
| H.M. Commissioners of Inland Revenue | £99.14.0 | Payable preferentially £60.2.0 Admitted | £39.12.0 |
| H.M. Commissioners of Inland Revenue | £130. 6.4 | Admitted | 130. 6.4 20 |
| Snook, Francis Windsor Graham | 535. 0.0 | Admitted | 535. 0.0 |
| | <u>£765. 0.4</u> | | <u>£704.18.4</u> |

I certify the above to be a true copy.

Dated this 15th day of April, 1938.

“NEVILLE R. STONE,”
Registrar.

D.75.—List of Proofs.

IN THE COUNTY COURT OF KENT HOLDEN AT TUNBRIDGE WELLS.
IN BANKRUPTCY.

No. 1 of 1934.

RE VERNON WRIGHT WORSDALE, LITTLE FRANKHAM, MARK CROSS,
SUSSEX, COMPANY DIRECTOR.

Exhibits.

D.75.

List of
Proofs,
4th Septem-
ber, 1934.

I hereby certify that the following is a correct list of all proofs tendered to me in the above matter during the past month.

Dated this 4th day of September, 1934.

L. COLBATCH CLARK,
Trustee.

10

| Name of Creditor. | Amount of proof or claim. | Whether admitted, rejected or standing over for further consideration. | If admitted, Amount. |
|--|---------------------------|--|----------------------|
| Merrick, Alexander Stewart | £250. 0.0 | Admitted | £250. 0.0 |
| Gower, Sir Robert | 150. 0.0 | Admitted | 150. 0.0 |
| Harding, Joseph Henry | 380. 0.0 | Admitted | 380. 0.0 |
| 20 Strange & Sons, Electrical Engineering Co. | 2.13.2 | Admitted | 2.13.2 |
| Mercer & Co. (Gilbert Samuels & Frederick Bates) | 12.6 | Rejected | |
| McLaughlin, Johnston, Moorhead & Macaulay | \$1237.02 | Admitted | \$1237.02 |
| 30 Snook, Francis Windsor Graham | £535. 0.0 | Standing over | |
| Heron, Francis Adens | £50,211.19.6 | Rejected | |

I certify the above to be a true copy.

Dated this 15th day of April, 1936.

“NEVILLE R. STONE,”
Registrar.

Exhibits.

D.75.—List of Proofs.

D.75.
List of
Proofs,
2nd July,
1934.

Office Copy.

IN THE COUNTY COURT OF KENT HOLDEN AT TUNBRIDGE WELLS.

IN BANKRUPTCY.

No. 1 of 1934.

RE VERNON WRIGHT WORSDALE.

I hereby certify that the following is a correct list of all proofs tendered to me in the above matter during the past month.

Dated this 2nd day of July, 1934.

L. COLBATCH CLARK,
Trustee.

10

| Name of Creditor. | Amount of proof or claim. | Whether admitted, rejected or standing over for further consideration. | If admitted, Amount. |
|----------------------------------|---------------------------|--|----------------------|
| Stevenson, G. | £75.11.9 | Admitted | £75.11.9 |
| Barclays Bank Ltd. | 3495.18.0 | Admitted | 3495.18.0 |
| Pearch, D. D. | 802.10.0 | Admitted | 802.10.0 |
| Merrick, A. S. | 250. 0.0 | Standing over for further consideration. | — |
| Footring, H. | 237. 9.4 | Admitted | 237. 9.4 20 |
| Gower, Sir Robert | 150. 0.0 | Standing over for further consideration. | — |
| Luck, A. G. | 635.17.6 | Admitted | 635.17.6 |
| Harding, J. H. | 380. 0.0 | Standing over for further consideration. | — |
| Phillips, P. | 105. 0.0 | Admitted | 105. 0.0 |
| Worsdale, M. F. | 7450. 0.0 | Admitted | 7450. 0.0 |
| Pickering, F. G. | 214. 0.0 | Admitted | 214. 0.0 |
| White, Arthur Ltd. | 70. 0.0 | Admitted | 70. 0.0 |
| Westbrook, C. E. | 10. 0.0 | Admitted | 10. 0.0 30 |
| Grinham, C. W. | 10.16.1 | Admitted | 10. 6.1 |
| Commissioners of In-land Revenue | 99.14.0 | Standing over for further consideration | — |
| Pryce-Innocent, G. | 160.10.0 | Admitted | 160.10.0 |
| Carried forward | 14147. 6.8 | | 13267. 2.8 |

| Name of Creditor. | Amount of proof or claim. | Whether admitted, rejected or standing over for further consideration. | If admitted, Amounts. | Exhibits. — D.75. List of Proofs, 2nd July, 1934— <i>continued.</i> |
|---|---------------------------|--|-----------------------|---|
| Brought forward | 14147. 6.8 | | 13267.2.8 | |
| Strange & Sons Electrical Engineering Co., Ltd. | 2. 13. 2 | Standing over for further consideration | — | |
| 10 Commissioners of In-land Revenue | 130. 6. 4 | Standing over for further consideration | — | |
| Pither, R. A. Ltd. | 58. 4. 9 | Admitted | 58. 4. 9 | |
| Cundell, A. A. Ltd. | 4. 17. 6 | Admitted | 4. 17. 6 | |
| Mercer & Co. | 12. 6 | Standing over for further consideration | — | |
| Batty, I. V. | 8. 0. 0 | Admitted | 8. 0. 0 | |
| Owen, J. W. | 10. 0. 0 | Admitted | 10. 0. 0 | |
| | <u>£14362.0.11</u> | | <u>£13348.4.11</u> | |

I certify the above to be a true copy.

Dated this 15th day of April, 1936.

20

“NEVILLE R. STONE.”
Registrar.

Exhibits.

D.75.—Statement of Affairs of V. W. Worsdale.

D.75.
Statement
of Affairs of
V. W.
Worsdale at
25th April,
1934.

Office Copy.

The Bankruptcy Acts, 1914 and 1926
No. 1 of 1934.

IN THE COUNTY COURT OF KENT.
IN BANKRUPTCY.

RE VERNON WRIGHT WORSDALE.

I certify this statement of Affairs and lists A. B. G. H. K. and L. to
be true copies.

15th day of April, 1936.

“NEVILLE R. STONE,” 10
Registrar.

STATEMENT OF AFFAIRS.

At 25th April, 1934, date of Receiving Order.

| Gross Liabilities. | Liabilities (as stated and estimated by debtor). | Expected to rank. |
|-----------------------|---|----------------------|
| £ s. d. 9513 0 0 | Unsecured Creditors, as per List (A) | £ s. d. 9513 0 0 |
| 4350 0 0 | Creditors fully secured as per List (B) - - | £ s. d. 4350 0 0 |
| | Estimated value of securities - - - | 84707 10 0 |
| | Surplus - - - | 80357 10 0 |
| | Less amount carried to Sheet (C) - - | nil. |
| | Balance thereof to contra | 80357 10 0 |
| | Creditors partly se- cured, as per List (c) | £ s. d. nil. |
| | Less estimated value of securities - - | nil. |
| <u>13863 0 0</u> | Forward | <u>9513 0 0</u> |

ASSETS (as stated and estimated by Debtor). Estimated to produce.

Exhibits.

| | £ | s. | d. | |
|--|--------|----|------|----|
| <p>D.75. Statement of affairs of V. W. Worsdale, 25th April, 1934—con- tinued.</p> | | | | |
| Property, as per List (H), viz : | | | | |
| (A) Cash at Bankers - - - - | | | nil. | |
| (B) Cash in hand - - - - | | | nil. | |
| (C) Cash deposited with Solicitor for costs of Petition - - - - | | | nil. | |
| (D) Stock-in-trade (cost £) - | | | nil. | |
| (E) Machinery - - - - | | | nil. | |
| (F) Trade fixtures, fittings, utensils, &c. | | | nil. | 10 |
| (G) Farming Stock - - - - | | | nil. | |
| (H) Growing crops and tenant right - | | | nil. | |
| (I) Furniture - - - - | | 2 | 0 | 0 |
| (J) Life policies - - - - | | | nil. | |
| (K) Stocks and shares as per list - | 7592 | 19 | 8 | |
| Total, as per list (H) - - | 7594 | 19 | 8 | |
| Book Debts, as per list (I), viz : | | | | |
| Good - - - - | | | nil. | |
| £ s. d. | | | | |
| Doubtful - - - - | | | nil. | 20 |
| Bad - - - - | | | nil. | |
| £ | | | | |
| Estimated to produce - - - - | | | nil. | |
| Bills of Exchange or other similar securities, as per list (J) - - - £ | | | | |
| Estimated to produce - - - - | | | nil. | |
| Surplus from securities in the hands of Creditors fully secured (per contra) - | 80357 | 10 | 0 | |
| | £87952 | 9 | 8 | 30 |
| Deduct Creditors for distrainable rent, and for preferential rates, taxes, wages, sheriff's charges, &c. (per contra) - - - - | | | 162 | 0 |
| | £87790 | 9 | 8 | |

I, Vernon Wright Worsdale of Firs View Robertsbridge in the County of Sussex make oath and say that the above Statement and the several Lists hereunto annexed marked A, B, H, G, K, and L are, to the best of my knowledge and belief, a full, true and complete Statement of my Affairs on the date of the above mentioned Receiving Order made against me.

Sworn at Brighton
in the County of Sussex,
this 17th day of May, 1934,
before me,

Signature V. W. WORSDALE

Exhibits.
—
D.75.
Statement
of affairs of
V. W.
Worsdale at
25th April,
1934—con-
tinued.

10

VICTOR R. FLETCHER,
Official Receiver, Brighton.

2s.

Bankruptcy Stamp.

A.

Statement of Affairs.

UNSECURED CREDITORS.

The Names to be arranged in alphabetical order and numbered consecutively, Creditors for £10 and upwards being placed first.

| 20 | No. | Name. | Address and Occu- pation. | Amount of Debt. | Date when Con- tracted. | Considera- tion. |
|----|-----|----------------------------|---|--------------------|----------------------------------|----------------------|
| | | | | £ s. d. | | |
| | 1 | Footring, H. | 14, Tottenham Court Road, W.C., Dealer | 200 0 0 | July, 1933 | Loan |
| | 2 | Gower, Sir Robert M. P. | Tunbridge Wells, Kent. | 120 0 0 | 1933 | Loan |
| | 3 | Harding, J. | Hotel Metropole, Margate, Hotel Proprietor. | 300 0 0 | 1933, 1934 | Loan |
| 30 | 4 | Merrick, A. E. | Belfast, Solicitor. | 50 0 0 | 1933 | Professional fees |
| | 5 | Phillips, P. | Beltring, Paddock Wood, Farmer. | 125 0 0 | 1933 | Loan |
| | 6 | Pearch, D. D. | Wickenden & Sons, High St., Tun- bridge Wells, Auctioneer. | 700 0 0 | 1933, 1934 | Loan |
| 40 | 7 | Pickering, G. | Te Whare, Groom- bridge, Kent, Retired. | 200 0 0 | Nov. 1932 | Loan |

Exhibits.
 D.75.
 Statement
 of affairs of
 V. W.
 Worsdale at
 25th April,
 1934—con-
 tinued.

| No. | Name. | Address and Occu- pation. | Amount of Debt. | Date when Con- tracted. | Considera- tion. | |
|-----|-------------------------|--|--------------------|----------------------------------|----------------------|----|
| | | | £ s. d. | | | |
| 8 | Pither, A. | Mayfield, Sussex, Motor Engineer. | 28 0 0 | Jan. Mar. 1934 | Repairs to car | |
| 9 | Snook, F. W. G. | Princes Risborough, Bucks, Retired. | 400 0 0 | 1934 | Loan | 10 |
| 10 | Winsers Garage | London Rd., Tun- bridge Wells, Garage Props. | 60 0 0 | Jan.& Mar. 1934 | Car Hire &c. | |
| 11 | Westbrook, C. | Tunbridge Wells, Kent, Auctioneer. | 10 0 0 | 1933 | Professional fees | |
| 12 | White, A. | Chapel Place, Liverpool, Tailor. | 70 0 0 | Jan. Mar. 1932 | Personal clothing | |
| 13 | Worsdale, Mrs. M. F. | Firs View, Roberts- bridge, Sussex, Married Woman. | 7,250 0 0 | Nov. Aug. 1926 1933 | Loans | 20 |
| | | | £9,513 0 0 | | | |

Signature V. W. WORSDALE,
 Date 17th May, 1934.

Statement of Affairs.

LIST " B " CREDITORS FULLY SECURED.

| No. | Name of creditor. | Address and occupation. | Amount of debt. | Date when con- trac- ted. | Con- sider- ation. | Particu- lars of security. | Estimated value of security. | Estimated surplus from security. | 30 |
|-----|-----------------------|-------------------------------|--------------------|---------------------------------------|--------------------------|--|------------------------------------|---|----|
| | | | £ s. d. | Year. | | | £ s. d. | £ s. d. | |
| 1. | Barclays Bank Ltd. | Tunbridge Wells, Kent. | 3,500 - - | 1932 1934 | Over- draft. | 1/6 share in Thomas Wilkinson (Arnside) Ltd. 3,805 Antrim Elec. share at 30/- per share, | 2,000 - - 5,707 10 - | 4,207 10 - | 40 |

| No. | Name of creditors. | Address and occupation. | Amount of debt. | | Date when contracted. | Con- sider- ation. | Particu- lars of security. | Estimated value of security. | | Estimated surplus from security. | | Exhibits. D.75. Statement of affairs of V. W. Worsdale at 25th April, 1934— <i>con- tinued.</i> |
|-----|-----------------------------------|--|-----------------|-------|-----------------------|--------------------------|--|------------------------------|----|----------------------------------|----|---|
| | | | £ | s. d. | | | | Year. | £ | s. d. | £ | |
| 10 | 2. Luck, A. G. | 38 St. James's Road, Tunbridge Wells, Retired, | 600 | -- | 1929 | Loan. | 1/6 share in Thomas Wilkinson (Arnside) Ltd., | 2,000 | -- | 1,400 | -- | |
| | 3. McLaugh- lin, John- ston & Co. | 302 Bay St. Toronto, Canada, Solicitors, | 250 | -- | Mar.- May, 1934 | Pro- fes- sion- al fees. | 1,750,000 shares in Yukon Consoli- dated Goldfields, | 75,000 | -- | 74,750 | -- | |
| | | | <u>£4,350</u> | | | | | <u>£84,707 10</u> | | <u>£80,357 10</u> | | |

20

Signature—V. W. WORSDALE,
Dated—17th May, 1934.

G.

Statement of Affairs.

Preferential creditors for rates, taxes, wages, compensation under the Workmen's Compensation Act, and Contributions under the National Insurance Acts.

| 30 No. | Name of Creditor. | Address and occupation. | Nature of claim. | Period during which claim accrued due. | Date when due. | Amount of Claim. | Difference ranking for dividend. | | | | |
|--------|---------------------------|----------------------------------|------------------|--|----------------|------------------|----------------------------------|---------|-------|---|-------|
| | | | | | | | Amount payable in full. | £ | s. d. | £ | s. d. |
| 1. | H.M. In- spector of taxes | Victory House, Kingsway, London, | Schedule "E." | Apr. 1931-32 | Apr. 1932 | 300 0 0 | 162 0 0 | 138 0 0 | | | |
| | | | | Apr. 1932-33 | Apr. 1933 | | | | | | |

Signature—V. W. WORSDALE,
Dated—17th May, 1934.

Exhibits.

D.75.
Statement
of affairs of
V. W.
Worsdale at
25th April,
1934—con-
tinued.

Shares Income
Notes and Bonds

Shares,

ANNEXED TO SHEET "H."

| | | | |
|--|--------|----|------|
| New North West Corporation, Ontario; Dominion Corpora- tion, Bonanza Creek, and other Companies - - - - | 5,000 | 0 | 0 |
| Fairbanks Gold Dredging Co., Alaska - - - - | 50 | 0 | 0 |
| Commission on Debenture for £80,000 in a Belfast Hotel, A. E. Merrick - - - - | 675 | 0 | 0 10 |
| Interest on 5,000 shares in Cinema Nacional, Madrid, Premiums incomplete, present value doubtful - - - - | nil. | | |
| Esher Place Estates interest in purchase of lands incomplete, value doubtful - - - - | nil. | | |
| 5,000 10/- shares in Western Alliance Re-Insurance Co. Ltd., in liquidation, value doubtful - | nil. | | 20 |
| \$1,000 in cash or shares in New York - - - - est. | 200 | 0 | 0 |
| One-third share of Mortgage of £5,000 on Antrim shares, E. H. Riches, Solicitor, 18 Bolton St. Piccadilly, W. - - - - | 1,666 | 13 | 4 |
| Insurance Commission, Law Fire Office - - - - | 1 | 6 | 4 |
| | <hr/> | | |
| | £7,592 | 19 | 8 |
| | <hr/> | | |

V. W. WORSDALE,

30

Dated 17th May 1934.

H.

PROPERTY.

Full particulars of every description of property in possession and in reversion as defined by Section 167 of the Bankruptcy Act, 1914, not included in any other list, are to be set forth in this list :—

Exhibits.

D.75.
Statement
of affairs of
V. W.
Worsdale at
25th April,
1934—*con-
tinued.*

| Full Statement and Nature of Property. | | Estimated to produce. | | |
|---|--|--------------------------|----|----|
| | | £ | s. | d. |
| | (a) Cash at bankers - - - - - | nil. | | |
| 10 | (b) Cash in hand - - - - - | nil. | | |
| | (c) Cash deposited with Solicitor for Costs of Petition - | nil. | | |
| | (d) Stock in trade at (Cost £) - - - - - | nil. | | |
| | (e) Machinery at - - - - - | nil. | | |
| | (f) Trade fixtures, fittings, utensils, &c. at - - - - - | nil. | | |
| | (g) Farming stock at - - - - - | nil. | | |
| | (h) Growing crops and tenant right at - - - - - | nil. | | |
| | (i) Household furniture and effects in stores, part claimed by wife - - - - - | 2 | 0 | 0 |
| | (j) Life Policies - - - - - | nil. | | |
| 20 | (k) Stocks and Shares, see sheet annexed - - - - - | 7592 | 19 | 8 |
| | (l) Reversionary or other interests under Wills, etc. - - - | nil. | | |
| | (m) Other property (State particulars) viz - - - - - | nil. | | |
| | | <hr/> | | |
| | | £7594 | 19 | 8 |
| | | <hr/> | | |

Signature—" V. W. WORSDALE "

Dated 17th May, 1934.

Exhibits.

K.

D.75.
Statement
of affairs of
V. W.
Worsdale at
25th April,
1934—con-
tinued.

Deficiency (or Surplus) Account.

| | £ | s. | d. |
|--|---------------|----------|-------------|
| Excess of assets over liabilities on the first day of January, 1933 (if any) - - - - - | 80241 | 3 | 4 |
| Net Profit (if any) arising from carrying on business from the 1st day of January, 1933 to date of Receiving Order, after deducting usual trade expenses - - - - - | | nil. | |
| Income or profit from other sources (if any) since the first day of January, 1933 - - - - - | | nil. | 10 |
| Gifts from wife - - - - - | 1000 | 0 | 0 |
| Total amount to be accounted for - - - - - | <u>£81241</u> | <u>3</u> | <u>4</u> |
| Excess of liabilities over assets on the first day of January, 1933 (if any) - - - - - | | nil. | |
| Net loss (if any) arising from carrying on business from the 1st day of January, 1933, to date of Receiving Order, after charging against Profits the usual Trade Expenses | | nil. | |
| Bad Debts (if any) as per schedule "I" - - - - - | | nil. | |
| Depreciation of stock-in-trade - - - - - | | nil. | |
| Depreciation of machinery - - - - - | | nil. | 20 |
| Depreciation of trade fixtures, fittings, &c. - - - - - | | nil. | |
| Expenses incurred since the first day of Jan., 1933, other than usual trade expenses, viz; Household and personal expenses of self - - - - - | 2051 | 13 | 8 |
| Other losses and expenses (if any) | | | |
| Costs and Interest - - - - - | 500 | 0 | 0 |
| Income Tax - - - - - | 300 | 0 | 0 |
| Legal Costs - - - - - | 250 | 0 | 0 |
| Surplus as per Statement of Affairs - - - - - | <u>78139</u> | <u>9</u> | <u>8</u> |
| Total amount accounted for - - - - - | <u>£81241</u> | <u>3</u> | <u>4 30</u> |

Signature—V. W. WORSDALE,

Dated 17th May, 1934.

L.

STATEMENT OF AFFAIRS.

In substitution for such of the sheets named " A " to " J " as will have to be returned blank.

Exhibits.

D.75.

Statement
of affairs of
V. W.
Worsdale at
25th April,
1934—*con-
tinued.*

Debtor's Remarks.

Where no particulars are entered by the Debtor on any one or more of the lists named " A " to " J " the word " nil " should be inserted in this column opposite the particular List or Lists thus left blank.

10 List. Particulars, as per front sheet.

| | | |
|-------|---|--------------|
| A. | Unsecured Creditors - - - - - | As per list. |
| B. | Creditors fully secured - - - - - | As per list. |
| C. | Creditors partly secured - - - - - | nil. |
| D. | Liabilities of debtor on bills discounted other than his own acceptances for value - - - - - | nil. |
| E. | Contingent or other Liabilities - - - - - | nil. |
| 20 F. | Creditors for rent, &c., recoverable by distress - - - - - | nil. |
| G. | Preferential creditors for Rates, Taxes, Wages, Compensation, under the Workmen's Compensation Act, and Contributions under the National Insurance Acts - - - - - | As per list. |
| H. | Property - - - - - | As per list. |
| I. | Debts due to the Estate - - - - - | nil. |
| J. | Bills of Exchange, Promissory Notes, &c., available as assets - - - - - | nil. |

30

Signature—V. W. WORSDALE,

Dated 17th May, 1934.

Exhibits. **D.75.—Copy of Draft Agreement between V. W. Worsdale and The Northern Gold and Power Company Limited.**

D.75.
Copy of
draft
Agreement
between
V. W.
Worsdale
and The
Northern
Gold and
Power
Company
Limited.

Office Copy.

An agreement made the _____ day of _____, 1934,
Between Vernon Wright Worsdale of Firs View Robertsbridge in the
County of Sussex Gentleman (hereinafter called the Bankrupt) of the one
part and The Northern Gold & Power Company Limited whose registered
office is situate at _____ in the
of London (hereinafter called the Company) of the other part.

Whereas on the _____ day of _____ 1934 10
by an Order made by the County Court of Kent Holden at Tunbridge Wells
(In Bankruptcy) the said Bankrupt was adjudicated a Bankrupt and
whereas the Bankrupt has applied to the Company to assist him in obtaining
the confirmation of a scheme for the arrangement of his affairs and the
payment of his debts in full with a view to the annulment of his bankruptcy
a copy of which scheme is set out in the first schedule to this agreement
And whereas the principal object of the Bankrupt in so applying to the
Company for its assistance in getting the confirmation of the said scheme
and the annulment of his bankruptcy is the preservation of the property 20
and assets set out in the second Schedule hereto for the ultimate benefit
of himself and his family and the gradual realisation to the best advantage
of the properties and assets And whereas the Company has consented to
give its assistance in manner hereinafter appearing upon the terms and
subject to the conditions hereinafter contained Now it is hereby agreed
between the parties hereto as follows—

1. The Company will when requested by the Bankrupt or anyone
authorised in writing on his behalf pay to the Bankrupt or such person so
authorised such sum as may be necessary to defray the costs charges and
expenses of and incidental to or in connection with any application to the
said County Court of Kent Holden at Tunbridge Wells sitting in Bankruptcy 30
by the Bankrupt or any person on his behalf for the confirmation of the
said scheme and of this agreement.

2. In the event of an order of the said County Court of Kent Holden
at Tunbridge Wells being obtained confirming the said scheme as submitted
for approval or with such variation as may be consented to by the parties
hereto the Company shall within such time as the said Court may direct
provide all moneys necessary to carry out the said scheme and as soon as
the property and assets set forth in the second schedule hereto shall have
been duly vested in the Company by an Order of the said Court the Company
shall proceed to realise or dispose of the said property and assets in such 40
manner as the Company in its direction shall think fit but subject to the
exceptions and provisions hereinafter contained and for that purpose the
Company shall have full power to advance any money for the redemption
or transfer of any mortgages or charges on the said property and assets or
part thereof and from time to time to sell or concur with any other persons
in selling the whole or any part or parts thereof either subject to or freed

from any mortgages or charges thereon and in the realisation or disposal of the said property and assets to advance any moneys and incur any costs charges and expenses necessary or proper for the purposes aforesaid.

3. The Company at its own expense after the date of the said Order vesting the said property in the Company commence and with all due diligence prosecute all necessary suits, actions or proceedings in the proper courts in the name of the bankrupt and any other necessary parties for the purpose of prosecuting claims or the rights of the Bankrupt to the shares in the Yukon Consolidated Goldfields Ltd.; set forth in the second
 10 schedule hereto and shall indemnify the Bankrupt and any other necessary parties against all costs charges and expenses of and in connection with such suits actions or proceedings and shall not without the written consent or approval of the Bankrupt enter into any compromise of such claims suits actions or proceedings if and when the claims or rights of the Bankrupt to the said Shares shall have been established the Company will not without the written consent of the Bankrupt dispose of such shares except at the market value thereof or at such a price as the Bankrupt shall have approved in writing.

4. Before any of the property and assets specified in the second Schedule
 20 hereto are sold or disposed of the Company shall give written notice to the Bankrupt specifying the said property and assets intended to be sold or disposed of and the lowest price for which the same will be sold or disposed of and the Bankrupt or his nominee shall have the option for months from the date of such notice to purchase the property so specified at the price stated therein.

5. The Company shall at all times keep proper books of account showing the receipts and expenditures of all moneys payable or receivable under this agreement or in connection herewith or with the property and assets dealt with hereunder and such books shall be produced free of charge for the
 30 inspection of the said Bankrupt or his authorised agent at the registered office of the Company or at its Solicitor's Office in London at all reasonable times on the request of the Bankrupt or his authorised agent and the Bankrupt or his said agent shall be entitled to take copies thereof or extracts therefrom and the Company will on demand deliver to the Bankrupt at his expense copies of all or any of such entries and accounts.

6. All the amounts payable or expended by the Company as provided by this agreement will be secured by a series of first debentures to be issued by the Company for the total amounts to be so advanced to and payable or expended by the Company plus an agreed bonus thereon but carrying
 40 no interest and to be redeemable within six months after the final realisation of the property and assets mentioned in the second schedule hereto the Bankrupt shall subject to the said Bankruptcy being annulled be a Director of the Company and the Bankrupt or his nominee will within days from the date hereof apply for and the Company shall allot to him or his nominees the whole of the share capital of the company save and except the necessary qualification shares of the Directors of the Company.

Exhibits.

D.75.

Copy of
 draft
 Agreement
 between
 V. W.
 Worsdale
 and The
 Northern
 Gold and
 Power
 Company
 Limited—
continued.

Exhibits.
 ———
 D.75.
 Copy of
 draft
 Agreement
 between
 V. W.
 Worsdale
 and The
 Northern
 Gold and
 Power
 Company
 Limited—
continued.

9. In the event of the present mortgages or charges or persons deriving title under them or any of them of any of the property or assets in the second schedule hereto requiring payment of the moneys due to them the Company shall within the time allowed for the purpose redeem the said mortgages or charges and hold them as securities on the terms of this agreement in all respects.

10. This agreement shall be altogether void and of no effect if the Company fail to provide the moneys for carrying out the said scheme or such scheme varied by agreement as aforesaid within the time directed by the said Court or within such further time as the said Court may allow upon the application of the Company made within that time and this agreement shall likewise be void and of no effect if the said Court fail to make an order vesting the property and assets in the second schedule hereto in the Company or the Company shall fail to proceed with such scheme within such time as the said Court may direct. 10

THE FIRST SCHEDULE ABOVE REFERRED TO

The Scheme

1. Within days of the date of the order of the said court so proving the scheme or within such time as the said Court shall direct the Company shall deposit with L. Colbatch Clark the Trustee in Bankruptcy of the Bankrupt such sum of money as shall be certified by the Trustee to be necessary to make the following payments :— 20

(a) To pay all preferential debts if any.

(b) To pay all proper costs charges and expenses of and incidental to these proceedings and all fees and percentages payable to the Official Receiver and the Board of Trade and any moneys properly due to the Trustee in Bankruptcy.

(c) To pay all the creditors of the Bankrupt their debts in full.

2. Any surplus which may remain after making the above payments shall be repaid to the Company. 30

3. That the whole of the property and assets of the Bankrupt both real and personal whether in possession reversion remainder or contingency shall be vested by order of the said Court in the Company upon the terms of an agreement dated the day of 1934 a copy of which is annexed hereto.

THE SECOND SCHEDULE ABOVE REFERRED TO.

1/6th share in Thomas Wilkinson (Arnside) Ltd. ; 3805 Antrim Electricity Shares Held by Barclays Bank Ltd. Tunbridge Wells.

1/6th share in Thomas Wilkinson (Arnside) Ltd. Held by Mr. A. G. Luck, 38 St. James Road, Tunbridge Wells. 40

1,780,000 shares in Yukon Consolidated Goldfields (of which 530,000 are held by the Bankrupt as Trustee for various persons).

The words
 in double
 brackets in
 green ink.

Shares, Income Notes and Bonds in New North West Corporation Ontario and other Companies. Held by Mr. A. N. Treadgold c/o Messrs. Brown and Wallace, Barrister-at-Law, King Street, Toronto.

\$1000 in cash or shares with Messrs. P. Donsetti & Co. Wall Street, New York.

1/3rd share of a mortgage of £5000 on Antrim shares. Held by Mr. E. H. Riches, Solicitor, 18 Bolton Street, Piccadilly, W.

Commission on Debenture for £80,000 in a Belfast Hotel. Held by Mr. A. E. Merrick, Solicitor, 7 Wellington Place, Belfast.

10 Shares in Fairbanks Gold Dredging Co. Alaska (Estimated at £50).
Interest on 5000 shares in Cinema Nacional Madrid } Estimated
Incomplete interest in purchase of Esher Place Estates } as of no
5000 10/- shares in Western Alliance Re-Insurance Co. Ltd. } value.

I approve this draft on behalf of Mr. Worsdale.

CHARLES W. BUCKWELL

Battle.

11.9.34

Subject to our slight addition in green we approve this draft on behalf of Mr. L. Colbatch Clark as Trustee.

20

C. BURT BRILL & EDWARDS,

46, Old Steine, Brighton.

12.9.34

I certify the foregoing to be a true copy.

Dated this 15th day of April, 1936.

“ NEVILLE R. STONE ”

Registrar.

D.76.—Agreement, F. M. Cunynghame & R. S. Smallman with A. C. Beatty.

London, 2nd January, 1925.

To A. Chester Beatty, Esq.

30 With reference to the consolidation of the various interests in the Klondyke Goldfield,

1. We, acting as Trustees for the North Fork Power Co. on behalf of the Yukon Consolidated Gold Corporation, Ltd. (hereafter referred to as “ the Corporation ”), agree that we will transfer or cause to be transferred to the Corporation, within fifty days from this date, all the securities shewn in column “ B ” in the schedule attached, in consideration of

Exhibits.

D.75.

Copy of draft Agreement between V. W. Worsdale and The Northern Gold and Power Company Limited—*continued.*

Exhibits. 2,143,800 Ordinary Shares and 500,000 8% Cumulative Convertible Preferred shares of the Corporation. Out of this consideration, we will allot or cause to be allotted to you or your nominees, on receipt of such of the securities shewn in the said column " B " as belong to you and/or to your associates, 45,000 of the 500,000 8% Cumulative Convertible Preferred shares and 141,616 of the 2,143,800 Ordinary Shares.

—
D.76.
Agreement
F. M.
Cunying-
hame & R. S.
Smallman
with A. C.
Beatty, 2nd
January,
1925—con-
tinued.

2. We agree individually that we will hold, as Trustees for the Corporation, for the purchase and transfer to that Company of the outstanding securities as shewn in column " C " of the schedule, a total of 1,106,200 Ordinary shares of the Corporation, which outstanding securities we shall do our best to endeavour to acquire at or within the respective rates shewn in column " D " of the schedule. We also agree that the Corporation will not, nor will we, pay for the whole of the said outstanding securities amounts in excess of those shewn in column " E " of the schedule without your previous express consent. If any of such outstanding securities are not so purchased and transferred to the Corporation within twelve months from this date, we will thereupon return to that Company the whole or such portion of the said 1,106,200 Ordinary shares as we have not duly applied in accordance with the above provisions. In no case is the Corporation to be responsible for any commissions expenses or remuneration in relation to the proposed Consolidation to us or others not covered by the maximum consideration we are authorised to pay for the transfer. We also agree that, after the issue to us by the Corporation of the whole of the shares above mentioned, that Company will still have in its Treasury 2,250,000 Ordinary shares, part of its total nominal capital, which consists of 5,500,000 Ordinary shares and 500,000 8% Cumulative Convertible Preferred shares.

" F.M.C."
" R.S.S."

3. We also agree that you will have the right to nominate a member of the Advisory Board (if one is formed) in London, and also that you will have the right to nominate a Director on the Canadian Board if you so desire.

It is understood that the schedule above referred to is a definite part of the Agreement constituted by this letter and your acceptance hereof in writing.

Postage Stamp
Six Pence

" F. M. CUNYNGHAME "

" R. S. SMALLMAN "

both of 8 Queen Street, London, E.C.4.

D.76.

Schedule referred to in the letter from Major Cunynghame and R. S. Smallman to A. Chester Beatty of 2nd January 1925.

Exhibits.

D.76.
Schedule referred to in letter from Major Cunynghame and R. S. Smallman to A. Chester Beatty, 2nd January, 1925.

| | A | B | C | D | E |
|----|---|---|--|-------------------|---|
| | Securities issued by the Companies etc. | Securities to be transferred now to the North Fork Power Company and to Yukon Consolidated Gold Corp. (approximate). | Securities left outstanding (approximate). | Rate of Exchange. | Shares of Yukon Consolidated Gold Corpn. to be held by the trustees to effect exchange. |
| 10 | | | | | |
| | 1,466,123 Income Notes of The New North West Corpn. | 595,707 | In A. C. Beatty & Associates, 132,134 | | |
| 20 | | | In F. A. Govett & Associates 214,794 | 100% | 870,416 |
| | | | In others 523,488 | | |
| | | | <u>870,416</u> | | |
| 30 | £ 9,000 (= \$40,500) Receiver's Notes of the Granville Mining Co. | E. Y. Syndicate, £4,300 F. A. Govett & associates £3,100 A. C. Beatty & associates £1,100 <u>£8,500</u> | | £500 100% | 2,250 |

| Exhibits. | A | B | C | D | E |
|---|---|--|--|---------------------|---|
| D.76. Schedule referred to in letter from Major Cunyng-hame and R. S. Smallman to A. Chester Beatty, 2nd January, 1925— <i>continued.</i> | Securities issued by the Companies, etc. | Securities to be transferred now to the North Fork Power Company and to Yukon Consolidated Gold Corp. (approximate). | Securities left outstanding (approximate). | Rate of Exchange. | Shares of Yukon Consolidated Gold Corpn. to be held by the trustees to effect exchange. |
| | £110,000 (= \$375,096 7% Prior Lien Debentures at 75% of face value) of the Granville Mining Company Ltd. | £ 96,794 viz : — E. Y. Syn- d i c a t e £53,753 F. A. Gov- ett & as- sociates £32,784 A. C. Beatty & associ- ates £10,257 £96,794 | £13,206 | 75% | 44,571 |
| | £901,076 Gran- ville Mining Co's 1st Mort. Debentures (at 25 cents per £1). | E. Y. Syn- d i c a t e £204,622 F. A. Gov- ett & as- sociates, £150,317 A. C. Beatty & associ- ates £63,987 | £457,150 | 25 cents per £1. | 114,287 |
| | ? (£418,926) in pencil | £443,926 | | | 30 |

| A | B | C | D | E | Exhibits. |
|--|---|--|-------------------|---|---|
| Securities issued by the Companies, etc. | Securities to be transferred now to the North Fork Power Company and to Yukon Consolidated Gold Corp. (approximate). | Securities left outstanding (approximate). | Rate of Exchange. | Shares of Yukon Consolidated Gold Corpn. to be held by the trustees to effect exchange. | D.76. Schedule referred to in letter from Major Cunyng-hame and R. S. Smallman to A. Chester Beatty, 2nd January, 1925— <i>continued.</i> |
| 10 £43,787 Granville Mining Co.'s Income Notes Series C (at 50 per cent. of face value). | E. Y. Syn- d i c a t e £7,508 F. A. Gov- ett & as- sociates, £5,421 A. C. Beatty & associates £3,336 <hr/> £16,265 | £27,522 | 50% | 64,676 | |
| 20 | | | | | |
| Burrall & Baird Prior charges. | All to be transferred now to Yukon Consd. Gold Cor. | | | | |
| 30 | Hydraulic Mining Lease No. 1 (the Anderson Concession). | To be transferred now to Yukon Cons. Gold Corpn. | | | |
| | Mr. Harrison's interest in Burrall and Baird Ltd. | To be transferred now to Yukon Consd. Gold Corp. | | | |

“ F. M. CUNYNGHAME.”

“ R. S. SMALLMAN.”

Exhibits.

D.76.—Letter, A. C. Beatty to F. M. Cunynghame and R. S. Smallman.

D.76.

(Copy)

7th January, 1925.

Letter,
A. C. Beatty
to F. M.
Cunynghame and
R. S. Smallman,
7th January, 1925.

Major F. de M. Cunynghame and
R. S. Smallman, Esq.

Yukon Consolidated Gold Corporation Ltd.

Dear Sirs,

With reference to your letter of the 2nd January 1925 and the schedule attached thereto, I hereby accept the same.

I am,

10

Yours faithfully,

A. C. BEATTY.

D.76.

D.76.—Letter, R. S. Smallman to — Corble.

Letter,
R. S. Smallman to
— Corble,
24th February, 1925.

Raleigh S. Smallman.

8, Queen Street,
Cheapside,
London, E.C.4.
24th Feby., 1925.

Re Klondike Interests.

Dear Sir,

I have received a cable from Mr. Treadgold that the shares for Mr. A. Chester Beatty are ready for delivery, but he suggests that Mr. Beatty should await his return, and I shall be glad to hear that this is convenient. 20

Yours faithfully,

R. S. SMALLMAN.

— Corble, Esq.,

c/o A. Chester Beatty, Esq.

D.76.—Letter, J. W. Corble to R. S. Smallman.

Exhibits.

Copy.

26th February, 1925.

Raleigh S. Smallman, Esq.,
8, Queen Street,
Cheapside, E.C. 4.

D.76.
Letter,
J. W.
Corble to
R. S. Small-
man,
26th Febru-
ary, 1925.

Re Klondyke Interests.

Dear Sir,

10 Thank you for your letter of the 24th instant intimating that you have received a cable from Mr. Treadgold that the shares for Mr. Chester Beatty are ready for delivery and suggesting that this matter should await Mr. Treadgold's return to England. I am communicating this to Mr. Beatty and believe it will be quite agreeable to him that the matter should be held over as suggested.

I am,

Yours faithfully,

J. W. CORBLE,
Secretary.

D.76.—Letter, A. C. Beatty to A. N. C. Treadgold.

D.76.

20

24th June, 1926.

A. N. C. Treadgold, Esq.,

The Yukon Consolidated Gold Corporation Ltd.

Letter,
A. C. Beatty
to A. N. C.
Treadgold,
24th June,
1926.

Dear Sir,

This is to acknowledge receipt of Yukon Consolidated certificate No. 009 for 141,616 Ordinary shares and No. 012 for 45,000 Preferred 8% shares all of One Dollar par value.

It is clearly understood that—

1. I am to exchange for these shares the following :

30

(a) £1,100 in Receivers Notes of the Granville Mining Co.

(b) £10,257 in Granville Company Prior Lien Debentures.

(c) £63,987 in Granville Company First Mortgage Debentures
and

(d) £3,336 in Granville Company Income Notes Series C.

2. Should I be unable to, for any reason, exchange the full number of shares or notes listed under Article 1, I agree to accept a reduction in the number of Yukon shares proportionately to the shortage.

Exhibits.
 ———
 D.76.
 Letter
 A. C. Beatty
 to A. N. C.
 Treadgold,
 24th June,
 1926—*con-
 tinued.*

3. This exchange of shares is made in accordance with the agreement of February 11, 1925 between F. J. de M. Cunynghame, Raleigh S. Smallman and A. N. C. Treadgold, parties of the first part the E. Y. Syndicate of the second part and the North Fork Power Co., Ltd. party of the third part.

4. That no issue of shares beyond the 3,250,000 ordinary shares and 500,000 preferred shares mentioned in the agreement of February 11th, 1925, be made without the approval of the directors of The Yukon Consolidated Gold Corporation and of the Advisory Board of the Company in London.

5. That I and my friends have the right for the same period of time as granted Mr. F. A. Govett and his associates, to exchange New North West Income Notes for Yukon Consolidated Gold Corporation shares, dollar for dollar. 10

Yours faithfully,

A. CHESTER BEATTY.

D.76.—Letter, A. C. Beatty to A. N. C. Treadgold.

D.76.
 Letter,
 A. C. Beatty
 to A. N. C.
 Treadgold,
 2nd July,
 1926—*con-
 tinued.*

2nd July, 1926.

A. N. C. Treadgold, Esq.,
 The Yukon Consolidated Gold Corp. Ltd.,
 8, Queen Street, E.C.

20

Dear Sir,

I am writing you at the request of Mr. A. Chester Beatty with regard to the letter he wrote you under date of June 24th, 1926.

Will you be kind enough to acknowledge receipt of that letter and state whether you are in agreement with the terms expressed.

Yours faithfully,

A. CHESTER BEATTY,
 pp. J.W.C., Secretary.

D.76.—Memorandum of completion of Agreement.

Exhibits.

26.3.28.

28

28

One

Shilling

3

D.76.
Memorandum of completion of Agreement, 27th March, 1928.

MEMORANDUM.

Mr. A. N. C. Treadgold, the President of the Yukon Consolidated Gold Corporation Limited (a Canadian Company hereinafter referred to as "the Yukon Company") having given his assurance on behalf of the Yukon Company as well as on his own behalf that the conditions of the agreement dated 2nd January 1925 between Mr. F. N. Cunynghame and Raleigh S. Smallman (acting as Trustees for the North Fork Power Company on behalf of the Yukon Company) and Mr. A. Chester Beatty have been carried out (subject to one or two trifling and unimportant corrections in the amounts of certain of the securities set out in the Schedule thereto as belonging to the late F. A. Govett and his associates or to the E. Y. Syndicate Limited due to clerical arithmetical errors) except (a) as to the actual exchange of the shares and securities between Mr. Beatty and his associates and the Yukon Company in such agreement provided for and (b) the appointment of Mr. Beatty's nominees respectively as a Director of the Company and a Member of the Advisory Board in London, and Mr. Beatty and his associates and the representatives of the late Mr. F. A. Govett and his associates having thereupon withdrawn the proxies lodged by them in opposition to the scheme of arrangement re Granville Mining Company Limited and taking no part in relation to such scheme (which it is recognised does not affect them) it is agreed that the said Agreement of 2nd January 1925 and the agreement as to similar matters entered into by the late Mr. F. A. Govett with the said F. M. Cunynghame and Raleigh S. Smallman in or about the same month shall now be given effect to and the Yukon Company shall forthwith upon the request of Mr. Beatty take all necessary steps to appoint his nominee to be a Director thereof and to appoint his nominee a member of the Advisory Board of the Yukon Company in London in accordance with the provisions of the said agreement of the 2nd January 1925 and for the regularisation of the creation and operation of a London Register available for all shareholders desiring their shares to be entered and dealt with thereon including the appointment of a Registration Officer in respect thereof, and of a London Transfer Office and London Advisory Board and compliance with the provisions of Section 274 of the English Companies (Consolidation) Act 1908 in regard thereto.

"A.N.C.T."

Mr. Treadgold further undertakes that the reports and accounts of the New North West Corporation Limited for each year since its formation shall be forthwith supplied to the undersigned agent for the representatives of the late F. A. Govett.

Exhibits.
—
D.76.
Memorandum of completion of Agreement, 27th March, 1928—continued.

Mr. Treadgold further gives his assurance on behalf of himself personally as well as on behalf of the Yukon Company that the cancelled certificates in respect of Preferred and Ordinary stock of the Yukon Company held by them to the order of J. B. Watson (who is the secretary of the Yukon Company) are in fact so held to that gentleman's order as such Secretary on behalf of the Yukon Company and that effective directions shall forthwith be given to the said Bank to this effect and Mr. Watson's formal acknowledgment of the position obtained and communicated to the signatories hereof with all reasonable expedition.

Further the Yukon Company will take all necessary steps to entitle the owners or holders of the shares or stock in the Yukon Company to which Mr. Beatty and the late Mr. Govett and/or their respective associates will be entitled to be transferred to and registered in the London Register of the Yukon Company to such extent as Mr. Beatty and Mr. Govett's representatives respectively may require. Mr. Treadgold undertakes to use all his influence and all voting and other rights in the Yukon Company possessed or controlled by him to secure the giving effect forthwith to all the foregoing stipulations on the part of the Yukon Company or himself. 10

Dated the 27th day of March, 1928.

“ A. N. C. TREADGOLD,” 20

For Yukon Consolidated Gold Corporation Ltd.

“ A. N. C. TREADGOLD ” President.

For the Representatives of the late F. A. Govett.

.....

“ For Mr. A. C. Beatty,”

“ J.B.”

“ It is understood that if Mr. Beatty is not in possession or control of all the securities referred to in the agreement with him such reasonable time or arrangement shall be made with regard thereto as will meet his circumstances.”

“ A.N.C.T.” 30



D.76.—Memorandum re London Advisory Committee.

Exhibits.

First, with reference to the London Advisory Committee or Board, that this should be formed on or before July 1st 1928, consisting of 8 members of which Mr. Lawther, Mr. Morrell, Mr. Smallman, Mr. Trask and a nominee of Messrs. Beatty—Govett interests if so desired by them are to be part and the members of the Canadian Board to be ex officio members of it.

D.76.
Memorandum re
London
Advisory
Committee,
20th April,
1928.

2. There should be a London Register.

3. The Canadian Company to send regularly detailed reports to the London Committee.

10 4. No important capital expenditure to be made without the sanction of the Board and where possible the Board to get the opinion of the London Advisory Committee.

5. The London Committee to have the right to appoint two members of the Canadian Board.

6. The London Committee to see that reports of the progress of the Company are sent to the shareholders from time to time and a regular annual report to be sent to shareholders with audited accounts.

“The foregoing agreed upon and all concerned to co-operate to give effect to it.

20 Dated 20th April, 1928.”

“A. N. C. TREADGOLD.”

“R. S. SMALLMAN.”

“W. E. MARTYN.”

“W. TRASK.”

“A. CHESTER BEATTY
by Broad & Son.”

D.76.—Letter, R. Smallman to J. W. Corble.

8. Queen Street,
Cheapside,

London, E.C.4.
26th February, 1925.

D.76.
Letter,
R. Small-
man to
J.W. Corble,
26th Febru-
ary, 1925.

30

Raleigh S. Smallman,
Solicitor.

Re Klondike Interests.

Dear Sir,

I thank you for your letter of yesterday's date, the contents of which I note.

Yours faithfully,

RALEIGH SMALLMAN.

Exhibits.

D.76.—Cable from A. N. C. Treadgold.

24th February, 1925.

D.76.
Cable from
A. N. C.
Treadgold,
24th Febru-
ary, 1925.

Cable received from Treadgold.

“ Advise Corble, their shares ready to deliver but best wait my return
—trust this convenient.

TREADGOLD.

Major Cunynghame believes Mr. Treadgold will sail next Saturday.
He is writing officially later.

D.77.—Duplicate Agreement between The Gold Fields American Development Company Ltd. and The E. Y. Syndicate Limited.

Stamp
Five
Shillings.

Agreement Book No. A.D. 2,
Page No. 83.

Exhibits.
—
D.77.
Duplicate
Agreement
between
The Gold
Fields
American
Develop-
ment
Company
Ltd. and
The E.Y.
Syndicate
Ltd.,
6th Decem-
ber, 1923.

Memorandum of Agreement made this Sixth day of December One Thousand Nine Hundred and twenty-three Between The Gold Fields American Development Company Limited (hereinafter called "the Company") on behalf of itself and of New Consolidated Gold Fields Ltd., New Gold Trust Ltd., The Gold Coast Amalgamated Mines Ltd. and The Gold Mines Investment Company Ltd., (all of whom (including the Company) are hereinafter collectively referred to as "the Vendors") of the one part and The E. Y. Syndicate Limited of Number 8 Queen Street Cheapside in the City of London (hereinafter called "the Purchasers") of the other part whereby it is agreed as follows:—

1. The Vendors will sell to the Purchasers and the Purchasers will purchase for the sum of Twenty two thousand five hundred pounds (£22,500) which has been paid to the Company on the signing hereof all the rights claims, shares and interests belonging at the date hereof to the Vendors in The Granville Mining Company Ltd., The Northern Light Power & Coal Company Ltd., and The Canadian Klondyke Mining Company Ltd., the approximate particulars of which are as follows—

(1) Fifty three thousand two hundred and fifty three Pounds (£53,253) Prior Lien Debentures of The Granville Mining Company Limited.

(2) One hundred and ninety six thousand nine hundred and eighty four pounds (£196,984) 6% Debenture Stock of The Granville Mining Company Limited.

(3) Certificates purporting to give a provisional right to call for Seven Per Centum Income Notes of The Granville Mining Company Limited to the nominal amount of Twenty Thousand Five Hundred and seventy six pounds eleven shillings (£20,576.11.0).

Certificates purporting to give a provisional right to call for Six per centum Debenture Stock and/or Seven per centum Income Notes of The Granville Mining Company Limited to the nominal amount of Four thousand one hundred and ninety three pounds ten shillings (£4,193.10.0).

From entries in the ledgers of The Granville Mining Company Limited it would appear that the Vendors have been credited with like provisional rights to call for further Income Notes to the nominal amount of Thirteen thousand one hundred and forty eight pounds eleven shillings (£13,148.11.0) and for further six per centum Debenture Stock and/or Seven per centum Income Notes to the nominal amount of One thousand three hundred and

Exhibits. ninety-seven pounds sixteen shillings (£1,397.16.0) but the Vendors hold no certificates or other evidence of title.

D.77.
Duplicate
Agreement
between
The Gold
Fields
American
Develop-
ment
Company
Ltd. and
The E.Y.
Syndicate
Ltd.,
6th Decem-
ber, 1923—
continued.

(4) One hundred and forty five thousand six hundred and fifteen (145,615) Ordinary shares of One Pound each of The Granville Mining Company Limited.

(5) Two thousand two hundred and twenty-four pounds (£2,224) secured on Receiver's Notes issued by the Receiver of The Granville Mining Company Limited. First series.

One Thousand eight hundred and twenty eight pounds (£1,828) secured on Receiver's notes issued by the Receiver of The Granville Mining Company Limited. Second Series. 10

One hundred and forty seven pounds seven shillings and eleven pence secured on Receiver's Notes issued by the Receiver of The Granville Mining Company Limited. Third Series.

(6) Two hundred and ninety thousand seven hundred dollars (\$290,700) Five per centum Bonds of The Northern Light Power & Coal Company Limited.

(7) Two hundred and forty seven thousand two hundred dollars (\$247,200) Common Stock of The Northern Light Power & Coal Company Limited. 20

(8) The interest of the Vendors under an Indenture of Transfer and Agreement dated the twenty sixth day of September one thousand nine hundred and twenty one between Frederick Peck Burrall of the one part and Burrall & Baird Limited of the other part in respect of—

(a) The interest of the Vendors in The Canadian Klondyke Mining Company Limited Receiver's Wages Bonds, face value One Hundred and seventeen thousand three hundred and ninety dollars (\$117,390).

(b) The interest of the Vendors in the five judgments and executions issued thereunder amounting to two hundred thousand, eight hundred and seventy dollars five cents (\$200,870.05) and in the said Indenture of the twenty-sixth day of September One thousand nine hundred and twenty-one referred to as the preferred executions. 30

The interest of the Vendors in respect of (a) and (b) based on their contribution towards the total amount raised to acquire the same is at least sixty per centum of the total interests but no written agreement as to such interests has been entered into between the contributors.

2. A copy of the said Indenture of the twenty sixth day of September One Thousand nine hundred and twenty one has been supplied to the Purchasers and they shall not be entitled to raise or make any objection or requisition thereon or thereto and shall accept such title as the Vendors may have to their interests thereunder. 40

3. The Vendors will so soon as may be reasonably practicable transfer or procure to be transferred to the Purchasers or as they may direct such of the securities as are immediately capable of transfer and shall execute an Assignment or other assurance of such interest as the Vendors may have under the said Indenture of the twenty sixth day of September One Thousand nine hundred and twenty one or in respect of any securities or interest not immediately capable of transfer but the Purchasers shall not be entitled to any warranty or guaranty from the Vendors as to their right to receive or recover or be entitled to any moneys under such agreement nor as to
 10 their right or title to such other securities or interests aforesaid all such transfers assignments and assurances to be prepared by and at the expense of the Purchasers and to be submitted to and be subject to the approval of the vendors or their Solicitors.

4. The particulars of the holdings and interests of the Vendors as set out in Clause 1 hereof are believed by the Vendors to be approximately correct and are held by them for their own use and benefit but if there should prove to be any difference between the actual amounts of any such holdings and interests and those set out in the particulars above mentioned or should there be found to be any other error, mis-description or omission
 20 in such particulars the same shall not annul the sale nor entitle either party to any compensation claims damages costs or expenses whatsoever nor shall any excess or deficit entitle either party to any increase or reduction in the purchase price of Twenty two thousand five hundred pounds it being the intention that the Vendors shall sell and the Purchasers shall purchase all interests of the Vendors in The Granville Mining Company Limited, The Canadian Klondyke Mining Company Limited and The Northern Light Power & Coal Company Limited (except as regards the last-named Company a sum of Two thousand Dollars (\$2,000.00) held by the Company on account of themselves and others in New York, nor shall the Purchasers raise any
 30 objection that any of the securities have not as a fact been issued to the Vendors or that the Vendors hold no documentary evidence of title thereto or to any other rights claims or interests hereby agreed to be sold but the Purchasers shall accept such title or evidence of title (if any) as the Vendors may have.

5. The Purchasers shall procure The Yukon Consolidated Gold Corporation Limited (being the Company which has been formed in Canada with a capital of Six Million Dollars (\$6,000,000) for the purpose of acquiring (inter alia) the assets hereby agreed to be sold) to execute in favour of the Company an indemnity against all costs charges and expenses which have
 40 been or may hereafter be incurred by the Company in connection with the Action the short title of which is "1917 G. No. 472 In the Matter of The Granville Mining Company Limited, The Gold Fields American Development Company Limited on behalf of etc., v. The Granville Mining Company Limited and others as are primarily payable out of the assets of The Granville Mining Company Limited and also pay or procure the said Yukon Consolidated Gold Corporation Limited to pay to the Company an agreed

Exhibits.

—
 D.77.
 Duplicate Agreement between The Gold Fields American Development Company Ltd. and The E.Y. Syndicate Ltd.,
 6th December, 1923—
continued.

Exhibits.
 —
 D.77.
 Duplicate Agreement between The Gold Fields American Development Company Ltd. and The E. Y. Syndicate Ltd., 6th December, 1923—
continued.

sum of Three hundred pounds in respect of the costs charges and expenses incurred or which may hereafter be incurred by the Company (and not being the before mentioned costs) in relation to or in connection with the business and affairs of The Granville Mining Company Limited and the several Canadian Companies in or with which it is or has been interested or connected and in the meantime and until such Indemnity has been obtained and handed over to the Company the Purchasers shall and do hereby guarantee to indemnify the Company from all such costs charges and expenses aforesaid.

The Common Seal of The E. Y. Syndicate Limited was hereunto affixed } (Seal of The E. Y. Syndicate Limited)
 in the presence of—
 “ ROBT. A. LAWTHER ” }
 “ MARK MORRELL ” } Directors,
 “ RALEIGH S. SMALLMAN ” } Secretary.

10

D.77.
 Option to E. Y. Syndicate Ltd. by The Gold Fields American Development Company Ltd., 6th December, 1923.

D.77.—Option to E. Y. Syndicate Limited by The Gold Fields American Development Company Limited.

Copy

Agreement Book
 No. A.D. 2, Page No. 83.

20

The E. Y. Syndicate Limited,
 8, Queen Street, London, E.C.4.

In consideration of the sum of Two Thousand Five Hundred pounds paid by you to us (the receipt whereof is hereby acknowledged) we hereby on behalf of ourselves and of New Consolidated Gold Fields Limited, New Gold Trust Limited, the Gold Coast Amalgamated Mines Limited and the Gold Mines Investment Company Limited (all of whom are hereinafter referred to as ‘ the associated Companies ’ provided and on condition that a further sum of Five Thousand pounds is paid to us in cash by way of further consideration and as a deposit on or before the thirty-first December One Thousand nine hundred and twenty-three, Grant to you the Option down to the thirty-first January One Thousand Nine Hundred and Twenty-four to purchase all the interests of ourselves and the associated Companies in The New North West Corporation Limited consisting approximately of the securities set out at the foot hereof for the sum of Thirty-five thousand pounds payable in cash such option to be exercised by payment on or before the thirty-first January one thousand nine hundred and twenty-four to us of the sum of Thirty thousand pounds which with the said deposit of Five Thousand Pounds makes up the said sum of Thirty-five thousand Pounds. If the above option is not exercised on or before the said thirty-first January One thousand nine hundred and twenty-four then for the consideration

30

40

aforesaid WE HEREBY on behalf of ourselves and the associated Companies grant to you the further option until the thirty-first October One Thousand Nine Hundred and Twenty-four to purchase our and their interests in the New North West Corporation Limited for the sum of Fifty Thousand Pounds payable in cash such option to be exercised by you by the payment to us on or before the said thirty-first October One Thousand Nine Hundred and Twenty-four of the sum of Forty-five Thousand Pounds which with the said deposit of Five Thousand pounds makes up the said sum of Fifty Thousand Pounds.

10 In the event of your wishing to exercise either of the above options you must give us fourteen days' previous notice in writing of your intention so to do and upon either of the said options being exercised by such payment as aforesaid we will on payment of the sum payable in respect of the option so exercised transfer or procure to be transferred to you or as you may direct the whole of our and the associated companies' interests in the New North West Corporation Limited aforesaid the transfers or other assurances to be prepared by and at your expense and to be submitted to and approved by our Solicitors.

20 It is agreed and understood that non-payment by you of the said sum of Five Thousand Pounds on or before the thirty-first December One Thousand Nine Hundred and Twenty-three renders both of the provisional options hereby granted at an end and that nonpayment by you of the sum payable in respect of either option hereby granted on or before the day fixed for payment thereof renders such option void and further that the said sum of Two Thousand Five Hundred Pounds which has been paid to us as aforesaid is the consideration for the grant of the provisional options aforesaid and is not a payment on account or in respect of the sums payable on the exercise of the said options or either of them and whether either of the said options is exercised or not the said two
30 thousand five hundred pounds belongs absolutely to us and further that the said sum of Five Thousand Pounds if paid by you as aforesaid shall in the event of neither of the said options being exercised be absolutely forfeited and belong to us.

40 It is further agreed and understood that the particulars of the interests in the New North West Corporation Limited (the subject of the options hereby granted) as set out below are approximate only and if there should be any difference between the actual amount of each interest and the amount thereof as set out below or if there should be any other error misdescription or omission therein the same shall not entitle either you or ourselves or the associated Companies to any compensation claim or damages whatever or any increase or reduction in the option price it being the intention that these options are granted only in respect of such interests which we and the associated Companies actually have in The New North West Corporation Limited as at the date hereof whether the same be more or less than as set out below and also that as regards the Common Stock of The New North West Corporation Limited it is to be taken by you subject to an option granted to The Consolidated Finance Corporation

Exhibits.

—
D.77.

Option to
E.Y. Syndi-
cate Ltd. by
The Gold
Fields
Develop-
ment
Company
Ltd.,
6th Decem-
ber, 1923—
continued.

Exhibits.
—
D.77.
Option to
E.Y. Syndi-
cate Ltd. by
The Gold
Fields
Develop-
ment
Company
Ltd.,
6th Decem-
ber, 1923—
continued.

Limited of the terms and conditions of which you have full knowledge and that in respect of such option you are to comply with and carry out the same so far as it remains to be complied with and carried out and are to indemnify us and the associated Companies therefrom and from all claims in respect thereof and further that you accept such evidence of title as we and the associated Companies have for such interests aforesaid.

It is further agreed that all moneys received by us since the 6th day of December One Thousand Nine Hundred and Twenty-three under the said option granted to The Consolidated Finance Corporation Limited shall be treated as part payment of the moneys payable by you hereunder on either of the said options hereby granted being exercised. 10

The particulars of the securities of The New North West Corporation Limited above referred to are as follows:—

| | |
|-------------------------|---------------------|
| Income Notes - - - | \$595,707 (nominal) |
| Preferred "A" Stock - - | \$538,048 ,, |
| Common Stock - - - | \$336,711 ,, |

Dated the 6th day of December One Thousand Nine Hundred and Twenty-three.

For and on behalf of Gold Fields American Development Co., Ltd.

(Sgd) BRABOURNE, Director, 20
,, JAS. W. CLARK,
For New Consolidated Gold Fields,
Ltd., Secretaries.

D.78.
Heads of
Agreement
between
F. A. Govett
and F. M.
Cunynghame and
R. Small-
man.

D.78.—Heads of Agreement between F. A. Govett and F. M. Cunynghame and R. Smallman.

Heads of Agreement between
Francis Algernon Govett of the one part and
Major Francis de Mallet Cunynghame and Raleigh Strong Smallman
as Trustees for the North Fork Power Company Limited of Ottawa Canada
of the other part. 30

Reciting that Yukon Consolidated Gold Corporation Limited was incorporated for the purpose of consolidating the Klondike Goldfield and that that Company will have vested in it the following securities amongst others:—

Hydraulic Mining Lease Number 1 on Hunker Creek Yukon Territory commonly known as "Anderson Concession."
£53,253 Prior Lien Debentures of the Granville Mining Company Limited.
£196,984 Debenture Stock of the Granville Mining Company Limited. 40

Certificates purporting to give a provisional right to call for seven per centum Income Notes of the Granville Mining Company Limited to the nominal amount of £20,576.11.0.

Certificates purporting to give a provisional right to call for 6% Debenture Stock and/or 7% Income Notes of Granville Mining Company Limited to the nominal amount of £4,193.10.0.

Equitable right to call for Income Notes of the Granville Mining Company Limited to the nominal amount of £13,148.11.0.

10 Equitable right to call for further 6% Debenture Stock and/or 7% Income Notes of the Granville Mining Company Limited to the nominal amount of £1,397.16.0.

145,615 Ordinary Shares of the Granville Mining Company Limited of £1 each.

£2,224 Receiver's Notes of the Granville Mining Company Limited 1st Series.

£1,828 Receiver's Notes of the Granville Mining Company Limited 2nd Series.

£147.7.11 Receiver's Notes of the Granville Mining Company Limited 3rd Series.

20 \$372,755. Prior Lien 6% Ten year Bonds of the Northern Light Power & Coal Company Limited.

\$290,700. 5% Bonds of the Northern Light Power & Coal Company Limited.

\$247,200 Common Stock of the Northern Light Power & Coal Company Limited.

\$116,280. Deferred Interest Warrants of the Northern Light Power & Coal Company Limited.

A Sixty per cent. interest in The Canadian Klondike Mining Company's Receiver's Wage Bonds Face value 117,390 Dollars.

30 A Sixty per cent. interest in five Judgments and Executions of Burrall & Baird Limited amounting to \$200,870.5.

\$598,707 Income Notes of the New North West Corporation Limited.

\$538,048 Preferred "A" Stock of the New North West Corporation Limited.

\$336,711 Common Stock of the New North West Corporation Limited.

All Mr. Harrison's interest in the Canadian Klondyke Mining Company Limited (now called Burrall & Baird Limited).

40 F. A. G. will transfer to the Trustees or as they may direct the following securities:—

25% Interest in the Canadian Klondyke Mining Company's Receiver's Wage Bonds face value \$117,390.

25% Interest in Five Judgments and Executions of Burrall & Baird Limited amounting to \$200,870.5.

Exhibits.

—
D.78.

Heads of Agreement between F. A. Govett and F. M. Cunyng-hame and R. Small-man—*continued.*

Exhibits.
 D.78.
 Heads of
 Agreement
 between
 F.A.Govett
 and F. M.
 Cunyng-
 hame and
 R. Small-
 man—con-
 tinued.

\$199,170 Preferred "A" Stock of the New North West Corpora-
 tion Limited.

\$208,327 Common Stock of the New North West Corporation
 Limited.

£32,684. Prior Lien Debentures of the Granville Mining Company
 Limited.

£151,049 6% Debenture Stock of the Granville Mining Company
 Limited.

£24,692 Income Notes "A" and "B" of the Granville Mining
 Company Limited.

£5,421 Income Notes "C" of the Granville Mining Company
 Limited.

£148,690 Ordinary Shares of the Granville Mining Company
 Limited.

£2,396 Receiver's Notes of the Granville Mining Company
 Limited.

The Trustee will cause Yukon Consolidated Gold Corporation Limited
 to allot to F. A. G. or his Nominees :—

316,360 Ordinary Shares, and

75,000 8% Cumulative Convertible Preferred Shares of \$1 each 20
 of Yukon Consolidated Gold Corporation Limited credited as fully
 paid up.

F. A. G. will use his best endeavours to have transferred to the
 Trustees 6% Debenture Stock of the Granville Mining Company Limited
 up to a nominal value of £25,000 belonging to Clients of his.

The figures of all securities except those in the Yukon Consolidated
 Gold Corporation Limited are approximate only and it is agreed that
 F. A. G. is to transfer to the Trustees the whole of his interest and of his
 Associated Companies in the securities mentioned above and the Trustees
 are not to object should it be found that in any cases the figures are slightly 30
 in excess of the actual amounts held by F. A. G. and his Associated
 Companies.

The exchange of securities to take place before the 31st day of
 January One thousand nine hundred and twenty five.

Postage Stamp
 Six Pence

F. M. CUNYNGHAME.

R. S. SMALLMAN.

D.78.—Letter, F. M. Cunynghame and R. S. Smallman to F. A. Govett.

Raleigh S. Smallman.

8, Queen Street,
Cheapside,
London, E.C.4.
13th January, 1925.

Dear Sir,

Re Klondike Consolidation.

With reference to the agreement you have entered into with us, we enclose copy of the agreement which we have entered into with Mr. A. Chester Beatty and we agree that the particulars as to the capitalisation of the Yukon Consolidated Gold Corporation Limited and the issue of shares of that Company, set out in Mr. Beatty's agreement, are equally applicable to your own agreement.

It is also understood that you are not to have a separate representation on the Advisory Board in London or on the Canadian Board, but we understand that Mr. Beatty will consult you with reference to his nomination.

Yours faithfully,

“ F. M. CUNYNGHAME.”

“ R. S. SMALLMAN.”

20 F. A. Govett, Esq.

Exhibits.

D.78.
Letter,
F. M.
Cunynghame and
R. S. Smallman to
F. A.
Govett,
13th January, 1925.

D.79.—Certified Copy of Order of Mr. Justice Romer sanctioning scheme of arrangement re Granville Mining Company Limited.

Judicature Fees
Five Shillings
22 35
5

I hereby certify that the Document hereto annexed is a true copy of the Record filed in the Companies Court Office of the Supreme Court of Judicature in England and legally kept in the custody of the Registrar of the said Court.

“ C. F. PRYKE.”

Clerk in the Filing and Record Department
Companies Court.

D.79.
Certified
copy of
Order of
Mr. Justice
Romer
sanctioning
scheme of
arrange-
ment re
Granville
Mining
Company,
30th April,
1928.

This is to certify that the above Charles Frederick Pryke is the Officer in charge of the documents filed in the Companies Court Offices of the

Exhibits.
 —
 D.79.
 Certified
 copy of
 Order of
 Mr. Justice
 Romer
 sanctioning
 scheme of
 arrange-
 ment re
 Granville
 Mining
 Company,
 30th April,
 1928—*con-
 tinued.*

Supreme Court of Judicature on which file is the document of which the above is certified to be a true copy and that he is the proper Officer to testify to the correctness of such copy.

Dated this 24th day of May, 1935.

“ARTHUR STIEBEL,”

Registrar in Companies Court having the
 superintendence and control of the Companies
 Court Office.

Seal.
 Supreme Court
 of Judicature
 England.

10

D.79.

Stamps

14s./8d.

0085 of 1928.

Judicature Fees
 Three Shillings
 22 35

IN THE HIGH COURT OF JUSTICE.

5

Judicature Fees
 Three Shillings
 22 35

CHANCERY DIVISION.

20

5

Judicature Fees
 Three Pence
 22 35

MR. JUSTICE ROMER.

Monday the 30th day of April, 1928.

In the Matter of THE GRANVILLE MINING COMPANY,
 LIMITED

AND

In the Matter of the COMPANIES (CONSOLIDATION) 30
 ACT, 1908.

Upon the Petition of the above-named Granville Mining Company Limited whose registered office is situate at 8 Queen Street in the City of London on the 21st April 1928 preferred unto this Court And upon hearing Counsel for the Petitioner And upon reading the said Petition the Order dated 29th February 1928 (whereby the said Company was ordered to convene separate meetings of the holders of its (a) Prior Lien Debenture Stock (b) First Mortgage Debenture Stock (c) Provisional Certificates entitling the holders to First Mortgage Debenture Stock and/or Cumulative Income Notes (d) Provisional Certificates entitling the holders to Cumulative Income Notes (e) Ordinary shares and (f) the holders of Receiver's Certificates for the purpose of considering and if thought fit approving with or without modification a Scheme of Arrangement proposed to be made between

40

the said Company and the holders of such Stock Shares and Certificates) the "London Gazette" and the "Times" newspaper both dated the 2nd March 1928 (each containing an advertisement of the notice convening the meetings directed to be held by the said order dated the 29th February 1928) the affidavit of Simpson William Adams filed the 2nd April 1928 the affidavit of Sir Harold John de Courcy Moore and the affidavit of Simpson William Adams both filed the 18th April 1928 the two several affidavits of William Trask filed respectively the 18th and 26th April 1928 the affidavit of Arthur Newton Christian Treadgold filed the 25th April 1928 and the

Exhibits.
—
D.79.
Certified
copy of
Order of
Mr. Justice
Romer
sanctioning
scheme of
arrange-
ment re
Granville
Mining
Company,
30th April,
1928—con-
tinued.

10 Exhibits in the said affidavits or some of them respectively referred to.
This Court doth hereby sanction the Scheme of Arrangement between the said Company and the holders of the above-mentioned Debenture stocks certificates and shares set forth in the Schedule to the said Petition (subject to the modification of paragraph 1 of the said Scheme by providing that the expression "Registered Holders" shall include persons entitled to be but not actually registered and by altering the provisions of paragraph 3 thereof so that they relate to all dissentients instead of to members only) which Scheme as sanctioned is set forth in the Schedule hereto.

ARTHUR STIEBEL,
Registrar.

20

THE SCHEDULE BEFORE REFERRED TO
SCHEME OF ARRANGEMENT AS MODIFIED AND
SANCTIONED BY THE COURT.

1. So soon as the Scheme has been sanctioned by the Court the Yukon Consolidated Gold Corporation Limited (hereinafter called "the Acquiring Company") shall at its own cost allot or cause to be transferred by means of Fractional Certificates if necessary:—

30 (a) To each of the Registered Holders (other than Dissentients) of Receiver's Certificates issued by or on behalf of the Company since the 1st day of May 1917 Ordinary shares of \$1 each in the Acquiring Company credited as fully paid-up in the proportion of forty-five shares for every £10 of Receiver's Notes held by such Registered Holder

(b) To each of the Registered Holders (other than Dissentients) of Seven per cent First Mortgage Prior Lien Debenture stock of the Company Ordinary shares of \$1 each in the Acquiring Company credited as fully paid up in the proportion of 375 shares for every £100 of Debenture stock held by such Registered Holder

40 (c) To each of the Registered Holders (other than Dissentients) of Six per cent First Mortgage Debenture stock of the Company Ordinary shares of \$1 each in the Acquiring Company credited as fully paid up in the proportion of twenty-five shares for every £100 of Debenture Stock of the Company held by such Registered Holder

(d) To each of the Registered Holders of Provisional Certificates certifying that the holders thereof are entitled to Six per cent First Mortgage Debenture Stock of the Company and/or Seven per cent Cumulative

Exhibits.
 ———
 D.79.
 Certified
 copy of
 Order of
 Mr. Justice
 Romer
 sanctioning
 scheme of
 arrange-
 ment re
 Granville
 Mining
 Company,
 30th April,
 1928—con-
 tinued.

Income Notes of the Company (other than Dissentients) Ordinary shares of \$1 each in the Acquiring Company credited as fully paid up in the proportion of twenty-five shares for every £100 of such Provisional Certificates issued by the Company

(e) To each of the Registered Holders of Provisional Certificates entitling the holders to Income Notes (other than Dissentients) issued or agreed to be issued by the Company Ordinary shares of \$1 each in the Acquiring Company credited as fully paid-up in the proportion of two shares for every £100 Income Notes held by such holder

(f) To each of the Registered Holders of Ordinary shares of the Company 10 (other than Dissentients) Ordinary shares of \$1 each in the Acquiring Company credited as fully paid-up in the proportion of one share for every 100 shares in the Company held by such Registered Holders

For the purposes of this clause the expression "Registered Holders" includes persons entitled to be but not actually registered.

2. All persons shall accept any shares allotted or transferred to them under the last preceding clause in full satisfaction of all claims by them against the Company or its assets.

3. If any holder of shares Debenture stock or certificates in the Company who has not voted in favour of the Scheme shall within seven days after 20 the Scheme shall have been submitted to a meeting of the Company express his dissent therefrom by a notice in writing addressed to the Company and sent to or left at its registered office such dissentient shall be entitled to require the Company either to abstain from carrying the Scheme into effect or to purchase or procure the purchase of his interest at a price to be determined by agreement between the Company and such dissentient or by arbitration in pursuance of the Arbitration Act 1889 (the interest of every such dissentient if any shall be purchased either by agreement or by arbitration as aforesaid) and the Acquiring Company shall pay to the Com- 30 pany such sum if any as may be necessary to purchase the interests of such dissentients and all costs of the Company and of any dissentient whose costs are ordered to be paid by the Company of or in connection with such agreement or arbitration.

4. The Acquiring Company shall so soon as such costs charges and expenses have been ascertained pay to the Receiver free from all deductions such sums (if any) as with the money standing in Court to the general credit of the Debenture holders' action shall be sufficient to pay the taxed or agreed costs of the Debenture holders' Action including the costs charges and expenses and the remuneration of the Receiver Sir Harold John de Courcy Moore and his predecessor Edward Dexter and the costs of the 40 Company of and in connection with the Scheme.

5. So soon as the Acquiring Company shall have allotted or transferred all shares to be allotted or transferred by it and paid all sums to be paid by it in accordance with the Scheme the Company with the concurrence of the Receiver and all other necessary parties if any shall execute and do (but

at the sole expense of the Acquiring Company) all such acts assurances and things as the Acquiring Company shall require for the purpose of transferring to and vesting in the Acquiring Company the assets following that is to say:—

(a) All interest of the Company in the \$750,000 Capital stock of Burrall and Baird Limited a Company incorporated in accordance with the Laws of the Dominion of Canada and in the Debenture of Equitable Charge issued or agreed to be issued to the Company.

10 (b) \$1,088,650 Preferred " B " stock of the New North West Corporation Limited a Company incorporated in accordance with the Laws of the Dominion of Canada.

(c) \$1,981,217 of Common stock of the New North West Corporation Limited.

(d) \$2,102 Income Notes of the New North West Corporation Limited.

(e) All other (if any) the assets of the Company.

6. The Company shall have a lien on all the assets mentioned in the last preceding clause for the due performance by the Acquiring Company of its obligations under the Scheme and accordingly shall not be bound to transfer or assure the same until such obligations have been completed
20 but so soon as the shares mentioned in paragraph 1 have been duly allotted or transferred shall subject to the said lien use all voting powers conferred by such assets in any Company as directed by the Acquiring Company.

7. So soon as the Acquiring Company has performed all its obligations under the Scheme applications shall be made in the Debenture holders' Action by all necessary parties at the cost of the Acquiring Company for the stay of all proceedings therein.

8. So soon as this Scheme has received the sanction of the Court the Company shall be placed in liquidation and all members of the Company
30 (other than Dissentients) shall vote in favour of the resolutions if any necessary for that purpose.

"A. S."

Office Copy
Supreme Court of Judicature
Companies

Exhibits.
—
D.79.
Certified
copy of
Order of
Mr. Justice
Romer
sanctioning
scheme of
arrange-
ment re
Granville
Mining
Company,
30th April,
1928—con-
tinued.

Exhibits.

P.80.—Letter, A. N. C. Treadgold to C. Lloyd.

P.80.
Letter,
A. N. C.
Treadgold
to C.
Lloyd,
12th May,
1927.

8, Queen Street,
London, E.C.4.
12th May, 1927.

| | L.V. | Pref. 75,000 | Ordy. | |
|----------------------|------|-----------------|---------------|----|
| Charles Lloyd, Esq., | | | 82,194 | |
| Zinc, | | | 87,020 | |
| I.G.C. | | | 89,541 | |
| F.A.G. | | | 28,371 | 19 |
| F.L.G. | | | 4,873 | |
| J.R.G. | | | 24,369 | |
| | | | <hr/> 316,360 | |

Dear Sir,

The Yukon Consolidated Gold Corporation Ltd.

I hand you herewith Certificate No. 041 for 75,000 Preferred Shares in the name of The Lake View Investment Trust Ltd. Certificate No. 073 for 82,194 Ordinary Shares in the name of The Lake View Investment Trust Ltd., Certificate No. 074 for 87,020 Ordinary Shares in the name of The Zinc Corporation, Ltd., Certificate No. 075 for 89,541 Ordinary Shares in the name of The Ivanhoe Gold Corporation Ltd., Certificate No. 079 for 28,371 Ordinary Shares in the name of F. A. Govett, Certificate No. 077 for 4,873 Ordinary Shares in the name of F. L. Govett, Certificate No. 078 for 24,361 Ordinary Shares in the name of J. R. Govett.

These certificates are now in accordance with the late Mr. Francis Govett's list of 14th June, 1926, in his letter of that date, and give, as promised to him, without further cost the splitting of the Certificates handed back by him to be divided, namely, Certificate No. 008 for 316,360 Ordinary Shares and Certificate No. 011 for 75,000 Preferred Shares.

Yours faithfully,

30

A. N. C. TREADGOLD.

D.81.—Letter, A. N. C. Treadgold to R. Feilding.

Exhibits.

Private.

Mansion House Chambers, E.C.,
13 July, 1923.D.81.
Letter,
A. N. C.
Treadgold
to R.
Feilding,
13th July,
1923.

R. Feilding, Esq.,

Dear Sir,

The £25,000 will be paid to the Goldfields every bit of it. Without such cash payment they would not let go their controlling position in Granville Prior Lien Debentures and in Burrall and Baird Ltd. First 10 Charges and without these two the Consolidation could not be effectuated. So that the payment is properly stated as the cash part of the purchase price payable by the Yukon Consolidated Gold Corpn. for the Goldfields interest in the above essentials, which cash price, when to it is added the balance payable in 2nd Preferred Shares of Yukon Cons. Gold Corpn. and in Ordinary shares of Y. C. G. Corpn. makes up the price payable. You should note (1) that the total of such cash and of such 2nd Preferred Shares is only the face value of the said first charges and "Prior Lien 20 Debs." without interest (2) that the said ordinary shares do not stick to the Goldfields but are passed on to the Debenture holders who subscribe their 1/- per £; the Goldfields interest in such Debentures (you will find these on the list as £901,000 1st mort. debs. odd in all) is about £200,000 so that nearly one fourth of such ordinary shares will stick to the subscription (or assessment) of 1/- per £ on their £200,000 of such Granville Debentures. You will recall that over £5,000,000 has been cut to £1,200,000.

The terms I can get for you are, of course, only for the friends invited into the £30,000 of the Syndicate and are for £2,000 :

| | | |
|-------------------------|----------------------|--------------------------------------|
| £2,000 (at 4.70 per £1) | 1st Preferred Shares | } of Yukon Cons'd. Gold Corpn. |
| £2,000 " " " " | 2nd Preferred shares | |
| £2,000 " " " " | Ordinary " " | |

30

Yours filly.,

A. N. C. TREADGOLD.

Exhibits.

D.81.—Letter, A. N. C. Treadgold to R. C. Feilding.

D.81.
 Letter,
 A. N. C.
 Treadgold
 to R. C.
 Feilding,
 23rd July,
 1923.

Mansion House Chambers,
 E.C.
 23rd July, 1923.

Lt. Col. R. C. Feilding,
 Dear Colonel Feilding,

With reference to accommodation, etc., the Yukon Consolidated Gold Corporation Ltd., will require for its London Advisory Board by about the end of November a Secretary and an Office. The Syndicate's office is at 8, Queen Street, E.C., in order to save the time of its Secretary (Mr. 10 R. S. Smallman, Solicitor) during the stage of Incorporation. The work in London between now and the date of my return from Canada (November) will be almost entirely legal and it will be the Syndicate's work.

The Corporation's Office, etc., might well be a share in an Office and in a Secretary. If you have room in your office and if you have a Secretary thoroughly familiar with the duties of a Company Secretary, I shall be happy to arrange that the Corporation come to you.

The Corporation ought also to have a third Director conversant with the technical side of its business, as, although my friends run to me while I am here for information, I shall not be here during the summer and 20 autumn. The actual data which will want keeping in order (apart from the routine books here of the Corporation) will be the duplicate copies of all work done and paid for in the Klondyke. You can rely on the local methods of stating these as being up to the best practice on both sides of the Atlantic and any suggestion for improving them will be welcomed. The local organization is:

(In Yukon from 1907) W. H. S. McFarland, Manager.

(In Yukon from 1898) W. J. Rendell, Surveyor (a capable Newfound-lander of thorough local knowledge).

Andrew Baird, Accountant, (Australian and experienced miner). 30

It is a small but efficient lot and only Mr. Baird will require additional help, as our yardage increases.

Yours faithfully,

(Signed) A. N. C. TREADGOLD.

Cheque should be drawn to The E. Y. Syndicate which will contract with you to make good the terms named by me to you recently.

(Signed) A. N. C. T.

D.81.—Letter, A. N. C. Treadgold to R. C. Feilding.

Exhibits.

Private and
Confidential.Mansion House Chambers,
E.C.3,
26th July, 1923.D.81.
Letter,
A. N. C.
Treadgold
to R. C.
Feilding,
26th July,
1923.Lieut. Colonel R. C. Feilding, D.S.O.,
General Mines Investment Ltd.,
1, Broad Street Place,
E.C.2.

10

Dear Colonel Feilding,—

Supplementing my letters to you of the 13th and 23rd inst. in which I stated the terms which we are prepared to offer your Company for taking a participation in the E. Y. Syndicate, I write to say that in the event of your taking a participation of £2,000, payable on or before September 30th, 1923, I am prepared to undertake that you shall be given the following terms :—

1. The General Mines Investment Limited shall have the right to provide the office and secretarial accommodation as from November 1st, 20 1923 for the new Company, (The Yukon Consolidated Gold Corporation Limited or whatever it may be called) which is being formed to consolidate the various interests in certain areas, approximately seven-eighths of the Klondike Goldfield, as set forth in the particulars, a draft of which I have already handed to you.
2. The General Mines Investment Limited shall have the right to nominate a Director to the Board of the said new Company (The Yukon Consolidated Gold Corporation Ltd.) immediately upon the registration thereof.
3. It is understood that the E. Y. Syndicate in which your Company 30 is taking a participation to the extent of £2,000, will give to your Company a pro rata interest in any further business which may follow, such as underwriting, etc. in connection with the formation of the Yukon Consolidated Gold Corporation Limited or any business which may grow out of it.

Yours faithfully,

A. N. C. TREADGOLD.

Exhibits.

D.83.—Information for Prospectus.D.83.

Private.

Information
for Pros-
pectus.

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED

INFORMATION FOR PROSPECTUS

AUTHORISED CAPITAL—\$6,000,000

Divided into 500,000 Eight Per Cent. Cumulative Convertible First Preferred Shares of \$1.00 each and 2,500,000 eight per cent. Cumulative Convertible Second Preferred shares of \$1.00 each and 3,000,000 Ordinary Shares of \$1.00 each.

Issue of 500,000 Eight Per Cent. Cumulative Convertible First Preferred 10
Shares of \$1.00 each.

PARTICULARS.

The main object of the Company is to consolidate the various interests in certain areas approximately seven-eighths of the Klondike Gold Field.

The Company has acquired or entered into contracts to acquire a controlling interest in the Companies holding the before-mentioned areas, namely, Burrall & Baird Limited, The Dominion Mining Co. Limited, The Big Creek Mining Co. Limited, The Sulphur Mining Co. Limited, The Calder Mining Company Limited, The Dago Hill Mining Co. Limited, The Deep Vale Mining Co. Limited, The New North West Corporation Limited 20
and others and also in the Canadian Klondike Power Co. Limited. These Companies own a large amount of equipment, including that referred to below, and some of the areas are already being worked.

The Company has reserved 500,000 8 per cent. Cumulative Convertible Second Preferred Shares and 500,000 Ordinary Shares unissued for the purposes (inter alia) of acquiring by exchange any outstanding holdings in the various Companies before referred to.

By means of the control which the Company has obtained, or has agreed to obtain, the Company will immediately bring what virtually amounts to seven-eighths of the whole Klondike Gold Field under one 30
management for working.

Some of the areas are thoroughly tested and proved, some only partly so. From the bulk of 1,200,000,000 cubic yards in some 50,000 acres, Mr. J. B. Tyrrell, M.A., M.I.M.M., F.R.G.S., who has recently reported on these areas, has selected blocks of ground containing 185,955,035 cubic yards (approximately) with an average value of 1s. 2d. per cubic yard and a total recoverable value of £10,850,000. Mr. Tyrrell estimates the working cost at not to exceed 3d. per cubic yard for removing the overburden and 5d. per cubic yard for digging and washing the pay-gravel. In thus estimating, Mr. Tyrrell has used the highest actual costs obtained 40
in working these areas during 1922. The management believe and are

confirmed recently by Mr. W. E. Thorne, M.E., M.I.M.M., who, like Mr. Tyrrell, is intimately acquainted with these properties and has very great experience of working similar deposits in Siberia, Alaska, and elsewhere, that most of the dredging will be done for as low as 3d. per cubic yard. On Mr. Tyrrell's higher basis of cost the profit from the selected blocks should reach £8,200,000 (approximately).

Exhibits.
—
D.83.
Information
for Pros-
pectus—
continued.

The method of working now established in the District dispenses with artificial thawing, which is condemned as wasteful and unnecessary by the Consulting Engineers. Thus the average cost of artificial thawing (about 10 9d. per cubic yard) is saved throughout the bulk on every cubic yard of overburden and pay-gravel. This is done by working only in the six summer months (May to October) and removing the surface earth, thawed by the sun and warm air as in other countries, until all the overburden has been removed layer by layer, as it thaws, and only the pay-gravel, carrying the gold, remains—some six or eight feet thick. This bed of pay-gravel is left to thaw out thoroughly to the bottom, in the sun, and is ready for digging and washing in about six weeks; so that the gold can be recovered from the pay-gravel in the same season in which the overburden was removed from above it.

20 The saving of 9d. per cubic yard in thawing on the minimum (8,000,000 cubic yards) to be worked per season amounts to - - - - - £300,000

Further savings in respect of power, management and upkeep of plant, directly consequent upon consolidation should amount (on the same minimum of 8,000,000 cubic yards) to at least 1½d. per cubic yard or an annual total of - - - - - £50,000

30 In 1923 and, possibly, in 1924, a certain amount of artificial thawing will still be required and the above estimate of saving may have to be modified accordingly; but by 1925, in consequence of the increased facilities for removing overburden, no expenditure should be required on account of artificial thawing.

40 The three large dredges on the properties can deal with over 6,000,000 cubic yards per season, and the two smaller dredges 1,200,000 cubic yards per season, making with the five steam-shovels and two excavators about 7,000 tons of good modern digging plant—well able to deal with 8,000,000 cubic yards per season. There are in the average material to be dealt with four cubic yards of overburden carrying no gold, to one cubic yard of pay-gravel and if the equipment for removing overburden were as complete as is the digging plant for the pay-gravel, the Company could at once annually work about five times the minimum of 8,000,000 cubic yards. The new working capital will be employed to largely increase the equipment for removing overburden, so as to enable the dredges to be confined more and more to the pay-gravel and to increase the total amount worked per season. The proposed minimum (8,000,000 cubic yards) to be worked per

Exhibits.
 D.83.
 Information for
 Prospectus
 —continued.

season at the commencement should yield, in the average ground of the selected blocks, a nett profit of £350,000 annually.

The low working cost and rapid increase, now assured, of the amount worked per season must bring into profit-earning large blocks which, though of lower average value than the 1s. 2d. per cubic yard of the areas selected, as above, are very rich in comparison with those profitably worked elsewhere. In California values of 5d. per cubic yard are reckoned rich for dredging; in Klondike on these properties there is abundance of ground containing values between 1s. 2d. and 5d. per cubic yard. It would only require 16,000,000 cubic yards—and this amount can early be reached— 10
 to be worked per season at the estimated cost of 3½d. (average) per cubic yard to give a net profit of £400,000 per season.

D.83.
 Letter,
 A. N. C.
 Treadgold
 to Stirling.

D.83.—Letter, A. N. C. Treadgold to Stirling.

Private.

Kindly read the below matter closely with the printed particulars (enclosed).

Dear Stirling,

I am bringing this, without waiting, to type it, as I gathered you are leaving early and it might not reach you otherwise.

The E. Y. Syndicate is applying the £30,000 cash, which it is raising, 20
 to payment of the cash obligations which must be met before the majority interests now being acquired for the Yukon Consolidated Gold Corpn. can be passed into the Corporation. Messrs. Govett and Beatty get none of it, their holdings throughout get only shares of the Yukon Gold Corpn., but the Goldfields Group, having of themselves a majority position, demanded and got cash.

The financial position is and will be as follows :—

1. The Syndicate will cause the Corporation to issue to the Syndicate (in consideration of the controlling interest in the properties as per particulars printed herewith) 30

- | | | |
|--|---|---|
| (a) £30,000 (at \$4.70 per £) of the 1st Preferred Shares to be handed by the Syndicate to the Syndicate's subscribers of the £30,000 (of which I want you to do the last £5,000). | } | Required to carry through the acquisition of the interests of Goldfields, Beatty Govett and of Lease I on Hunker Creek. |
| (b) The 2nd Preferred Shares | | |
| (c) The Ordinary Shares | | |

2. There will thus be out 30,000 by 4.70—\$141,000 of 1st Preferred Shares leaving \$359,000 of 1st Prefs. not issued but ready to be issued for the Syndicate's purposes in the interest of the business. 40

3. The Syndicate can go forward with the issue of the whole \$500,000 five hundred thousand dollars) of 1st Preferred, as soon as we please now; but the Syndicate cannot be compelled so to go forward because there is plenty of cash now (in the Companies which are being taken over) for

working capital to prevent any chance of failure; The Mining results have been on the whole very profitable; We shall have about £50,000 by the Winter in cash.

4. The Syndicate will make the issue at will, therefore, and as a means of relieving its own subscribers of the £30,000 quite as much as in order to get further working capital from the Debenture and Shareholders.

5. The 1st Preferred will not fail to get interest from the start; but the 2nd Preferred will not get it until 1925 (possibly in 1924). The Ordinary Shares will come in in 1925.

10 I believe it will pay us to abolish the 2nd Prefs. and have only the \$500,000 1st Prefs. and all the rest equal as Ordinary Shares. But I have not got the parties in agreement for this, only (as yet) for 2nd Prefs. and Ordinary.

6. Your shares will come from the 2nd Preferred and Ordinary (i.e. as distinct from the 1st Prefs. 2nd Prefs. and Ordinary for the General Mines Investment Co.) coming to me from the Gldfs. Beatty Govett interests and I want to make these up to the full amount of my debt to you.

20 7. The new Corporation, keeping back the shares, as per printed details, for exchanging the minority interests, should come into business by mid-November and arrangements for Board and Office should be made now, I think.

Yrs fly,

“ A. N. C. TREADGOLD ”

Mansion House Chambers, E.C.

Let me know if anything is not clear. I want you to get in now—much harder presently to do what I want.

D.84.—Copy Minutes of Meeting of Directors of E. Y. Syndicate Limited.

Minutes of Meeting of Directors held on the 11th day of October 1922 at 8 Queen Street, E.C.4.

30

Present -

Mr. R. A. LAWTHER, *Chairman*.

Mr. MARK MORRELL.

In Attendance :

Mr. RALEIGH SMALLMAN, *Secretary*.

Mr. A. N. C. TREADGOLD.

The Secretary reported the incorporation of the Company and produced Certificate of Incorporation.

The Seal of the Company was produced and approved.

40 Mr. Raleigh S. Smallman of No. 8 Queen Street, E.C.4, was appointed Secretary of the Company.

Exhibits.

D.83.

Letter,
A. N. C.
Treadgold
to Stirling
—continued.

D.84.

Copy,
Minutes of
Meeting of
Directors
of E.Y.
Syndicate,
Ltd.,
11th Octo-
ber, 1922.

Exhibits.
D.84.

The following Shares were allotted to the Subscribers to the Memorandum of Association.

Copy,
Minutes of
Meeting of
Directors
of E. Y.
Syndicate,
Ltd.,
11th Octo-
ber, 1922—
continued.

| Name of Subscriber | Address | Occupation | No. of Shares applied for | Distinctive No. |
|---------------------------|---|----------------------------|---------------------------|-----------------|
| William John Ernest Baker | 109 Blackstock Road, Finsbury Park, N.4. | Solicitor's Clerk | 1 | 1 |
| William Herbert Brown | 1 Rectory Lane, Amen Corner, Tooting. | „ | 1 | 2 |
| Walter Scott Robinson | 27 Cheyne Row, S.W.3. | „ | 1 | 3 |
| Elsie Elizabeth Hughes | 13 Dyson Road, Leytonstone. | Spinster | 1 | 4 |
| Mabel Emily Smith | 163 Gladstone Road, Wimbledon, S.W.19. | „ | 1 | 5 |
| Algernon Leonard Atkins | 75 Canbury Park Road, Kingston on Thames. | Solicitor's Managing Clerk | 1 | 6 |
| Sidney Fred Williams | 17 Surrey Road, Peckham | „ | 1 | 7 |

The following shares were allotted in accordance with the filed Contract and the Directors to take up and pay for their qualifying shares. 20

| Name of Subscriber | Address | Occupation | No. of Shares applied for | Distinctive No. |
|----------------------|----------------------------|--------------------------|---------------------------|-----------------|
| Robert Allen Lawther | 7A Princes St., London, W. | Director of Companies | 1 | 8 |
| Mark Morrell | Streetly, Berks. | Member of Stock Exchange | 1 | 9 |

It was resolved that excluding moneys received in respect of applications for shares all moneys of the Company should be held by the Company in trust for those subscribing the same until such time as the definite shares of the consolidated Company were handed over to such Subscribers. 30

That no Banking account should be opened for the Company save and except a Banking account for dealing with the Trust moneys.

ROBT. A. LAWThER.

D.84.—Copy Minutes of Meeting of Directors of E. Y. Syndicate Ltd.

Exhibits.

Minutes of the Meeting of Directors held 31st May 1923 at 8 Queen Street, E.C.4.

D.84.

Copy,
Minutes of
Meeting of
Directors
of E.Y.
Syndicate
Ltd.,
31st May,
1923.

Present :

Mr. R. A. LAWThER, *Chairman*.
Mr. MARK MORRELL.

In Attendance :

Mr. R. S. SMALLMAN, *Secretary*.
Mr. A. N. C. TREADGOLD.

10 The question of the Company's Trust Banking Account was considered and it was resolved that any two Directors or one Director and the Secretary be and are hereby authorised on behalf of the Company to draw accept sign make and agree to pay all or any Bills of Exchange, Promissory Notes, Cheques and Orders for payment of money, also to authorise any Manager or other officer of the Canadian Bank of Commerce, to accept all or any drafts or Bills of Exchange on behalf of the Company also to sign cheques upon and to borrow money from the Canadian Bank of Commerce on behalf of the Company either by overdrawing the account of the Company with the said Bank or otherwise.

20 Also that any two Directors or one Director and the Secretary be and are hereby authorised on behalf of the Company to assign and transfer to the Bank all or any Stock, Bonds, Warehouse Receipts, Bills of Lading, and other securities, to give the Bank security under Section 88 of the Bank Act, and to assign and transfer to the Bank as security any and all standing timber and the rights or licences to cut or remove such timber held by the Company and to sign a written promise or promises binding the Company to give any such securities as aforesaid.

30 Also that any two Directors or one Director and the Secretary or any one of them, be and are hereby authorised on behalf of the Company to negotiate with, deposit with or transfer to the said Bank (but for credit of the Company's account only) all or any Bills of Exchange, Promissory Notes, Cheques or Orders for payment of money and other negotiable paper and for the said purposes to endorse the same or any of them on behalf of the Company, also to arrange, settle, balance and certify all books and accounts between the Company and the Bank, and to receive all paid cheques and vouchers and to sign the Banks form of settlement of balances and release.

40 The question of the Auditors was considered and it was resolved that Messrs. Moore Stephens & Co. of 2 Gresham Buildings, Basinghall Street, E.C. be appointed the Auditors of the Company.

ROBT. A. LAWThER.

Exhibits.

D.84.—Copy Minutes of Meeting of Directors of E. Y. Syndicate Ltd.

D.84.
Copy,
Minutes of
Meeting of
Directors
of E. Y.
Syndicate
Ltd.,
6th Decem-
ber, 1923.

Minutes of the Meeting of the Directors held on the 6th December 1923
at 8 Queen Street, E.C.4.

Present :

Mr. R. A. LAWThER, *Chairman*.
Mr. MARK MORRELL.

In Attendance :

Mr. R. S. SMALLMAN, *Secretary*.
Mr. A. N. C. TREADGOLD.

The question of the agreement between the Syndicate and the Gold- 10
fields was considered and it was resolved to enter into the agreement to
purchase all the Burrall and Baird and Granville interests and Northern
Light and Power interest of the Goldfields American Development Company
and also to obtain an option to purchase their holding in the New North
West interests and for this purpose two agreements between the Goldfields
American Development Company of the one part and the Syndicate of the
other part were read and approved, and it was resolved that such agree-
ments should be sealed by the Company. The purchase money to be paid
out of the Trust Moneys and the securities purchased to be held by the
Syndicate in Trust.

ROBT. A. LAWThER. 20

D.84.

D.84.—Copy Minutes of Meeting of Directors of E. Y. Syndicate Ltd.

Copy,
Minutes of
Meeting of
Directors
of E. Y.
Syndicate
Ltd.,
15th Decem-
ber, 1923.

Minutes of the Directors held at 8 Queen Street on the 15th December
1923.

Present :

Mr. R. A. LAWThER, *Chairman*.
Mr. MARK MORRELL.

In Attendance :

Mr. R. S. SMALLMAN, *Secretary*.
Mr. A. N. C. TREADGOLD.

Mr. Treadgold reported that he had arranged with the Canadian Bank
of Commerce to lend the Company £5,000.0.0.

The Solicitor reported the completion of the assignment of Burrall &
Baird interest and that he had undertaken on behalf of the Syndicate for
a Mortgage of such interest to be executed by the Syndicate in favour of
the Canadian Bank of Commerce if the Bank called upon the Syndicate
so to do.

ROBT. A. LAWThER. 30

D.85.—Copy Extraordinary Resolution of The E. Y. Syndicate Ltd.

Exhibits.

The Companies Acts 1908 to 1917.

D.85.

COMPANY LIMITED BY SHARES.

Copy,
Extra-
ordinary
Resolution
of The E.Y.
Syndicate
Ltd.,
25th May,
1927.

EXTRAORDINARY RESOLUTION.

(Pursuant to the Companies (Consolidation) Act 1908 s. 69)

OF

THE E. Y. SYNDICATE LIMITED.

Passed the 25th day of May 1927.

At an Extraordinary General Meeting of The E.Y. Syndicate Limited
10 held at No. 8 Queen Street in the City of London, on Wednesday, the
25th day of May 1927, at 4 o'clock in the afternoon, the following Resolution
was proposed and duly passed as an Extraordinary Resolution :—

RESOLUTION.

“ That it has been proved to the satisfaction of this meeting that
“ the Company cannot by reason of its liabilities continue its business
“ and it is advisable to wind up the same and accordingly that the Company
“ be wound up voluntarily and that Sir Harold John de Courcy Moore
“ of No. 4 London Wall Avenue in the City of London Chartered
“ Accountant be appointed Liquidator for the purpose of such winding-up ”

20

R. A. LAWThER,

Chairman.

8, Queen Street,
London, E.C.4.

Robt. A. Lawther.

Exhibits.

D.85.—Copy Minutes of Meetings of The E. Y. Syndicate Limited.

D.85.
Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Tuesday, March 2nd, 1926, at 3 p.m.

Page 62.

Present :

ROBT. A. LAWTHORP (*in the Chair*)
M. MORRELL
RALEIGH S. SMALLMAN
Colonel R. C. FEILDING, D.S.O.

In attendance :

GEO. C. MARSH, *asst. Secretary.*

10

The Minutes of the previous Meeting were read and signed.

A letter from General Mines Investment Ltd., dated 27th February, 1926, was read and discussed and further consideration of it was adjourned until the next Meeting of the Board, with the approval of Colonel Feilding.

The question of payment of Office Rent was considered, and it was agreed this question should stand over until the next Meeting of the Board, this Colonel Feilding sanctioned.

A letter from Mr. G. Goldthorp Hay, dated 27th February, 1926, was read and discussed.

20

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Thursday, January 7th, 1926 at 2.30 p.m.

Page 61.

Present :

ROBT. A. LAWTHORP (*in the Chair*)
Colonel R. C. FEILDING, D.S.O.
MARK MORRELL
RALEIGH S. SMALLMAN

In attendance :

Mr. ELWELL, *Solicitor*
GEO. C. MARSH, *Asst. Secretary*

30

The Minutes of the previous Meeting were read and signed.

The Financial position was considered and Mr. Smallman and Mr. Morrell were requested to approach the Canadian Bank of Commerce for a loan of £3,000, during the last week in January unless Mr. Treadgold returns to London on the 23rd inst.

A letter, dated January 2nd, 1926, from Mr. Smallman was read and discussed.

Mr. Smallman was requested to write a letter setting out the facts relating to the Northern Light Power and Coal Company's Bonds.

40

It was resolved :

That Mr. Treadgold do not attend a Board Meeting until he has handed in his resignations from all Boards relating to the Consolidation.

RBT. A. LAWTHOR.

THE E.Y. SYNDICATE LIMITED.

Page 60.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2 on Wednesday, December 19th, 1925 at 3.0 p.m.

10

Present :

Mr. R. A. LAWTHOR (*in the Chair*)
Mr. MARK MORRELL

In attendance :

Major THOMAS W. HAY.
Mr. GEO. C. MARSH.

The Minutes of the previous meeting were read and signed.

Mr. Smallman's letters, dated the 4th and 8th December 1925 were read and discussed.

20 Mr. Corbett's claim against the Northern Light Power and Coal Company was further considered and it was resolved—

That Mr. Raleigh S. Smallman and Major Francis de M. Cunynghame be requested to write a letter immediately to the Northern Light Power and Coal Company approving of the proposed settlement of Mr. Corbett's claim against that Company by the payment to him, in full settlement, of the sum of \$5,500 (Canadian) approximately £1,100.

ROBT. A. LAWTHOR.

THE E.Y. SYNDICATE LIMITED.

Page 59.

30 Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday, December 2nd, 1925, at 3.00 p.m.

Present :

Mr. R. A. LAWTHOR (*in the Chair*)
Mr. RALEIGH S. SMALLMAN
Mr. MARK MORRELL
Major THOMAS W. HAY (*in attendance*)

The Minutes of the previous Meeting were read and signed.

The Chairman reported that Mr. Treadgold had left the Klondike District.

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tinued.

The assistant Secretary was instructed to request Mr. Elwell to prepare the necessary assignments to vest the Trust Securities now registered in the names of Raleigh Strong Smallman and Major Francis de Mallet Cunynghame and Mark Morrell.

It was resolved :

That the next Meeting be held on Wednesday, December 16th, 1925, at 3.00 p.m.

ROBT. A. LAWThER.

THE E.Y. SYNDICATE LIMITED.

Page 58. 10

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2 on Wednesday, November 25th, 1925, at 3 p.m.

Present :

Mr. R. A. LAWThER (*in the Chair*)

Mr. MARK MORRELL

Mr. RALEIGH S. SMALLMAN

In attendance :

Major F. de M. CUNYNGHAME

Major T. W. HAY

Mr. ELWELL

Mr. GEO. C. MARSH.

20

The Minutes of the previous Meeting were read and signed.

Mrs. Feilding's letter, dated November 20th, was read. The question of the securities held in Trust by Major Cunynghame and Mr. Smallman was discussed and Major Cunynghame and Mr. Smallman stated they would be pleased to have Mr. Mark Morrell join them as a third Trustee, and it was resolved

That the securities held in the names of Major F. de M. Cunynghame and Mr. Raleigh S. Smallman be transferred as far as possible into the names of Major F. de M. Cunynghame, Mr. 30
Raleigh S. Smallman and Mr. Mark Morrell.

Mr. Elwell, the solicitor to the Syndicate, reported that by the Articles of Association Colonel Feilding had no power to appoint an Alternate Director and it was therefore resolved

That Major T. W. Hay be invited to attend all Directors Meetings until such time Colonel Feilding could himself attend.

Mr. Smallman produced the draft notice convening the proposed Meetings of the Prior Lien and Gold Bond Holders of the Northern Light Power & Coal Company which were approved and Major F. de M. Cunynghame and Mr. Smallman were requested to vote for the Resolutions. 40

The question of Mr. Corbett's claim against the Northern Light Power & Coal Company was deferred until Colonel Feilding's return.

The Chairman reported the return of Mr. Bredenberg to England.

It was resolved :

That the next Meeting be held on Wednesday, December 2nd, 1925 at 3.00 p.m.

ROBT. A. LAWThER.

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tinued.

THE E. Y. SYNDICATE LIMITED.

Page 56.

10 Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2 on Wednesday, November 18th, 1925 at 3 p.m.

Present :

Mr. R. A. LAWThER (*in the Chair*)

Mr. MARK MORRELL

Mr. RALEIGH S. SMALLMAN

In attendance :

Mr. HAROLD ELWELL, *Solicitor*.

The Minutes of the previous Meeting were read and signed.

20 On the Motion of the Chairman a Resolution of sincere sympathy with Colonel Feilding in his severe illness was passed and the Secretary was requested to convey such Resolution to him with the best wishes of his Co-Directors on his speedy recovery.

The question of the holdings of the Members of the E.Y. Syndicate Limited and the other people who have put up money to purchase the Goldfields interests and Messrs. Beatty and Govett was discussed and it was resolved :

30 That Mr. Marsh as soon as possible get out a statement shewing the Issued Capital of the New North West Corporation Limited with a List of the holdings of those mentioned above and if those holdings did not amount to 50% of the Issued Capital a List of the biggest holders to bring the total amount up to 50%.

The question of appointing Alternate Director in the place of Lt. Colonel Feilding was considered and it was understood that it was Lt. Colonel Feilding's wish to appoint, if possible Major Thomas William Hay and it was resolved :

40 That provided the Articles of the Company permitted the appointment of an Alternate Director that they would be perfectly willing for Major Hay to act as an Alternate Director to Colonel Feilding and the Secretary to the Company was requested to do what was necessary to carry this appointment through.

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 tinued.

Mr. Morrell reported an interview he had had with Mr. Corbett and Mr. Smallman was requested to inform the Directors of the Northern Light Power & Coal Company Limited if he so agreed to vote at Meetings of Prior Lien and Gold Bond holders in support of Resolutions, to put the following :

1. To remove the present Trustees.
2. To elect new Trustees in London.
3. To indemnify the present Trustees.

4. To alter the present Trust Deed so as to allow a distribution of the Funds in hand immediately, provided it was arranged that such distribution should be carried through the new Trustees and not the present Trustees and Mr. Smallman proposed so to do. 10

The question of the Trust of the various securities held by Major Cunynghame and Mr. Smallman was discussed and it was resolved :

That Major Cunynghame should be invited to attend the next Board Meeting when a suggestion should be put before him that Mr. Morrell should act as co-Trustee of such securities with Major Cunynghame and Mr. Smallman.

The position as to the North Fork Shares and the Northern Light Power & Coal Company Limited Prior Lien Bonds was discussed and Mr. Smallman was requested to write to Messrs. Chrysler & Chrysler with reference to the former and Messrs. McGiverin Hayden & Ebbs as to the latter and ask them respectively to inform Mr. Treadgold that they would forward the Shares and Bonds to London unless he took steps within four days to get an Order of the Court to restrain them from so doing. 20

It was resolved :

That the next Meeting should be held at 3 p.m. on Wednesday the 25th inst.

ROBT. A. LAWTHER.

THE E. Y. SYNDICATE LIMITED.

Page 53. 30

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on October 30th, 1925, at 11.30 a.m.

Present :

Mr. R. A. LAWTHER (*in the Chair*).
 Mr. MARK MORRELL.
 Mr. RALEIGH S. SMALLMAN.
 Col. R. C. FIELDING.

In Attendance :

Mr. GEO. C. MARSH, *Asst. Secretary*.

The Minutes of the previous Meeting were read and signed. 40
 Cables received from and despatched to Mr. Treadgold were read and discussed.

The question of management of Northern Light Power and Coal Company Ltd. was raised by Mr. Smallman who informed the Board that the Northern Light Power and Coal Company Ltd's board has dismissed Mr. Baird and appointed Mr. Alfred E. Lee in his place but they had ascertained that Mr. Baird was questioning their authority and it was resolved :

That Mr. Smallman and Major Cunynghame be requested to support any Resolution which might be put before the Prior Lien Bondholders to confirm his appointment.

10 Mr. Smallman also reported that Northern Light Power and Coal Company Limited proposed asking the Trustees to retire and to appoint two English Trustees in their place and suggested Mr. Edward Dexter as one and requested Mr. Smallman and Major Cunynghame to appoint the other and Mr. Smallman asked the Board for the name of the other Trustee and it was resolved :

That Mr. Smallman and Major Cunynghame be asked to arrange if possible for the appointment of Mr. Mark Morrell as the other.

The question of the Trustees who hold various securities relating to the Consolidation was discussed and it was resolved :

20 That Major Cunynghame be asked to attend the next Board Meeting which was fixed for 2.30 Tuesday next November 3rd.

ROBT. A. LAWTHOR.

THE E. Y. SYNDICATE LIMITED

Page 51.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2 on Friday, October 9th, 1925, at 3.00 p.m.

Present :

Mr. R. A. LAWTHOR (*In the Chair*).
 Mr. RALEIGH S. SMALLMAN.
 Lieut-Colonel R. C. FEILDING.
 Mr. M. MORRELL.

30

In Attendance :

Mr. GEO. C. MARSH, *Asst. Secretary*.

The Minutes of the previous meeting were read and signed. Letters from Messrs. H. Elwell & Co. dated as follows, were read and discussed :

6th October, 1925.

7th October, 1925.

8th October, 1925.

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Minutes of
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Syndicate
Ltd.—
continued.

Correspondence from the Northern Light, Power and Coal Co., Ltd. with reference to Mr. F. W. Corbett's claim was further considered and it was resolved :

That Mr. Smallman be instructed to write to the Secretary of that Company to the effect that the matter was fully considered and that it was not for the Directors of this Syndicate to suggest any amount. But if an amount was put before them they would consider the matter further.

ROBT. A. LAWTHER.

 THE E. Y. SYNDICATE LIMITED

Page 50.

10

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2 on Thursday, October 1st, 1925, at 3.00 p.m.

Present :

Lieut-Colonel R. C. FEILDING (*in the Chair*).
Mr. M. MORRELL.

In Attendance :

Mr. H. ELWELL, *Solicitor*.
Mr. GEO. C. MARSH, *Asst. Secretary*.

The Minutes of the previous Meeting were read and signed. 20

Letters from Mr. Raleigh S. Smallman dated as follows, were read and discussed :—

| | | | | | |
|---|--------|-------|-----------|-------|-------|
| 1 | letter | dated | September | 25th, | 1925. |
| 1 | do. | do. | do. | 28th, | 1925. |
| 2 | do. | do. | do. | 30th, | 1925. |

Referring to the letter from Mr. Smallman, dated the 28th September, 1925, Mr. Smallman having been unable to be present at the Meeting, the correspondence dealing with the Northern Light Power and Coal Co. Ltd., was not placed before the Board. Mr. Corbett's letter of September 26th, 1925, addressed to Mr. Smallman, setting forth his claim against the Northern Light Power and Coal Co. Ltd., was discussed and it was resolved : 30

That as the visits of Mr. Corbett to Dawson took place before the registration of the E. Y. Syndicate Ltd., it is not in the power of the Directors of the E. Y. Syndicate Ltd., to pass an opinion.

Mr. Smallman's letters to Messrs. H. Elwell & Co., dated 28th and 30th September, 1925, respectively were read and the hope was expressed that there would be no further delay on the part of Mr. Smallman to produce the list of Securities asked for by Messrs. H. Elwell & Co.

The following documents were submitted to the Meeting :—

Memorandum and Articles of Association of the Granville Mining Co., Ltd.

Memorandum and Articles of Association of the North West Corporation Ltd.

Copy of the Charter of the Yukon Consolidated Gold Corporation Ltd.

10 Copy of the Yukon Consolidated Gold Corporation Ltd. Bye-Laws.

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The E.Y.
Syndicate
Ltd.—
continued.

The assistant secretary was instructed to obtain copies of the Charters of the New North West Corporation Ltd., and Burrell & Baird Ltd., as soon as possible.

It was resolved :

That the next Board Meeting be held on Friday, October the 9th inst., at 3.00 p.m.

ROBT. A. LAWTHER.

THE E. Y. SYNDICATE LIMITED.

20 Minutes of a Directors' Meeting held at 87, Gresham Street, London, E.C.2, on Friday, September, 25th, 1925, at 11.30 a.m.

Present :

Mr. R. A. LAWTHER (*in the Chair*)
Lieut-Colonel R. C. FEILDING
Mr. MARK MORRELL.

In Attendance :

Mr. H. ELWELL, *Solicitor*
Mr. GEO. C. MARSH, *Asst. Secretary.*

30 The Minutes of the previous Meeting were read and signed. Mr. Elwell asked for the list of Securities which at the last Board Meeting Mr. Smallman was asked to prepare, since this was necessary to enable him to prepare the Power of Attorney for the Syndicate's representative who is visiting Canada, and the assistant secretary having explained that owing to pressure of business Mr. Smallman had not been able as yet to prepare this list, it was resolved :

That the appointment of Messrs. Harold Elwell & Company as Solicitors to the Syndicate be confirmed and that Mr. Elwell be requested to write to Mr. Smallman pointing out the urgency of the preparation of the list of assets in order to enable him to prepare the Power of Attorney as instructed.

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Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—*con-
tinued.*

It was further resolved :

That the assistant secretary be instructed to obtain Memorandum and Articles of Association of the following Companies :—

Yukon Consolidated Gold Corporation Ltd.
New North West Corporation Ltd.
Granville Mining Co., Ltd.
Burrell & Baird, Ltd., and
North Fork Power Company.

Copy letters from the E. Y. Syndicate Ltd. dated February 5th, 1924, from Mr. C. McMahon Knocker and Mr. Mark Morrell to Mr. Raleigh S. Smallman, dated 17th September, 1925, from Mr. Raleigh S. Smallman, dated 18th September, 1925, and 22nd September, 1925 to Messrs. C. McMahon Knocker & Co., and Mr. C. McMahon Knocker's letter dated 23rd September, 1925, regarding £2,000 in respect of Shares of the Yukon Consolidated Gold Corporation Ltd., underwritten by Mr. C. McMahon Knocker and Mr. Mark Morrell, were placed before the Board, and it was resolved :

That Mr. Raleigh S. Smallman be authorised to return to Mr. Mark Morrell and Mr. C. McMahon Knocker their Underwriting Letters. 10

After considering the payment of Office rent, etc., and the amount that may be required for the Representative's visit to Canada it was resolved :

That the Secretary be instructed to request the Syndicate's Bankers for a further loan of two-thousand pounds.

It was resolved :

That the next Board Meeting be held on Thursday next, October 1st, 1925, at 3 o'clock in the afternoon.

R. C. FEILDING.

THE E. Y. SYNDICATE LIMITED.

Page 46. 30

Minutes of a Directors' Meeting held at 87, Gresham Street, London, E.C.2, on Tuesday, September 17th, 1925, at 12 o'clock noon.

Present :

Mr. M. MORRELL (*in the Chair*)
Lieut-Colonel R. C. FEILDING
RALEIGH S. SMALLMAN
Mr. R. A. LAWTHOR.

In Attendance :

Mr. H. ELWELL, *Solicitor*
 Mr. A. CHESTER BEATTY
 Mr. JOHN A. DUNN
 Mr. GEO. C. MARSH, *Asst. Secretary.*

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 Ltd.—*con-*
tinued.

The Minutes of the previous Meeting were read and signed.

Mr. Smallman's letter, dated 11th September, 1925, was placed before the Board.

A revised programme regarding the Yukon interests was submitted
 10 to the Board, dated September 17th, 1925, and it was unanimously resolved :

That an approved representative shall proceed to Canada (but
 not to the Yukon district) as soon as possible with full Power of
 Attorney, and that he shall submit his recommendations to London
 before acting. It is the policy of this Syndicate that they wish to
 change the directors of the Yukon Consolidated Gold Corporation,
 Ltd. and associated Companies, to get the assets vested in the proper
 Companies and to see that no contracts are entered into that they do
 not consider to be in the interest of the Company and all the securities
 belonging to the various Companies shall be lodged with some
 20 recognised Institution only to be removed on the signature of two
 or three people to be agreed upon.

Page 45.

Mr. A. Chester Beatty and Mr. John A. Dunn expressed complete approval of the terms of the Resolution.

An account, for \$1,623.20, rendered by Lafleur, MacDougall & Barclay was placed before the Board and it was decided that this matter be taken up by the representative who undertakes the journey to Canada.

After discussion regarding the Power of Attorney granted to Mr. A. N. C. Treadgold on November 26th, 1924, Mr. Smallman reported that he had
 30 written to Messrs. Chrysler and Chrysler notifying them of the cancellation of same the Mail following the Meeting held on the 7th July, 1925. He would report at the next Meeting if Messrs. Chrysler and Chrysler had acknowledged his letter.

Mr. Smallman was requested to prepare a complete list of the Syndicate's Securities and other assets, stating where each asset is held, in whose name it is held, and to whose order it is held.

Since Major F. de M. Cunynghame is not a member of the Board of the Syndicate it was resolved :

That a Director in addition to Mr. Smallman be appointed
 40 a Trustee.

A letter from H. Elwell & Co., dated 17th September, 1925, was placed before the Board.

ROBT. A. LAWTHER.

Exhibits.

THE E. Y. SYNDICATE LIMITED.

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Syndicate
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tinued.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2., on Thursday, September 10th, at 4.00 p.m.

Present :

Mr. R. A. LAWTHER (*in the Chair*).
Lieut-Colonel R. C. FEILDING.
Mr. M. MORRELL.
Mr. RALEIGH S. SMALLMAN.

In Attendance :

10

Mr. GEO. C. MARSH, *Asst. Secretary*.

The Minutes of the previous Meeting were read and signed.

A letter from Mr. Chester Beatty, dated September 8th, 1925, and addressed to Colonel Feilding was read and discussed.

The present situation regarding the consolidation of the various Yukon interests was discussed and a draft programme for dealing with the situation—dated September 10th, 1925—was submitted. After a lengthy discussion the programme submitted was adopted with some modification and signed by Messrs. Lawther, Morrell and Feilding. Mr. Smallman, who, owing to a previous engagement was unable to be present during the early stages of the Meeting asked for time to consider the programme further before signing it.

MARK MORRELL.

THE E. Y. SYNDICATE LIMITED.

Page 43.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Tuesday 7th July, 1925, at 3 o'clock p.m.

Present :

Mr. R. A. LAWTHER (*in the Chair*).
Lieut-Colonel R. C. FEILDING, D.S.O.
Mr. M. MORRELL.
Mr. RALEIGH S. SMALLMAN.

30

In Attendance :

GEO. C. MARSH, *Asst. Secretary*.
Mr. JOHN A. DUNN.

Cablegrams despatched to, and received from, Mr. Treadgold were read and discussed, and Mr. Smallman gave information so far as possible as to what he believed Mr. Treadgold had done.

It having been reported that Mr. Treadgold's resignations from the Boards of the Yukon Consolidated Gold Corporation Ltd., New North 40

West Corporation Ltd. and Burrell & Baird Ltd., had not been received in London and that no notification had been received of the appointment of The Yukon Advisory Board and that the report promised in Mr. Treadgold's cablegram of June 9th, 1925, had not been received it was resolved :

"That notice be given forthwith to Major F. de M. Cunynghame and Mr. Raleigh S. Smallman that neither they, nor either of them, part with any of the securities relating to the Yukon consolidation without the consent of the Board."

It was further resolved :

10 "That a copy of the foregoing Resolution be forthwith sent to Major F. de M. Cunynghame and Mr. Raleigh S. Smallman with a request that they should give undertaking so to act the Syndicate indemnifying them. Mr. M. Morrell being authorised to sign the letters on behalf of the Board."

The question of the Power of Attorney handed to Mr. Treadgold on November 26th, 1924, was discussed and it was resolved :

20 "That the Power of Attorney given to Mr. A. N. C. Treadgold on November 26th, 1924, be and is hereby revoked and that Mr. Raleigh S. Smallman be requested to notify Messrs. Chrysler and Chrysler of such revocation."

RBT. A. LAWThER.

THE E. Y. SYNDICATE LIMITED.

Page 41.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday 20th May, 1925, at 12 noon.

Present :

Mr. R. A. LAWThER (*in the Chair*).
Lieut.-Colonel R. C. FEILDING, D.S.O.
Mr. M. MORRELL.
30 Mr. R. A. SMALLMAN.

In Attendance :

GEO. C. MARSH, *Asst. Secretary*.

40 The Minutes of the previous Meeting were read and signed. Mr. Smallman reported the interview he had with the Canadian Bank of Commerce last week when they informed him that they could not make a return to Canada that the loan was still outstanding and the Manager must communicate with Dawson instructing them to repay the loan out of their hypothecated funds. But he, Mr. Smallman, had succeeded in getting the Bank to do this by writing and not by cable to enable the Syndicate to make arrangements for repayment. Mr. Smallman suggested that Burrell & Baird Ltd. might grant a loan to the Syndicate of £15,000, to enable them to repay the loan, and that he had seen Major Cunynghame who stated he saw no objection thereto. The suggestion was approved, unless Messrs. Beatty and Govett's interests in Burrell & Baird Ltd. could

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 The E.Y.
 Syndicate
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be transferred before the money was taken out of the hypothecated funds when no doubt arrangement could be made for the repayment to the Bank without a loan. The Bank state that assuming the letter arrived in Dawson on June 12th, the amount due with interest would be £14,602.9.9, which at \$4.86 $\frac{1}{4}$ was \$71,004.59 Canadian. A letter from Colonel Thruston, dated 18th inst. addressed to Colonel R. C. Feilding, suggesting the appointment of Mr. Bostock as Receiver for the Prior Lien Bondholders of the Northern Light and Power Co. Ltd., was read and Mr. Smallman informed the Board that he had been in negotiation with reference thereto for some time, and he was solicitor to the Company, and he pointed out the difficulty of appointing an English Receiver when practically all the assets were in Canada, and further suggested that, in his opinion, if an English Receiver was appointed he should be a gentleman who had interested himself in the consolidation. Mr. Smallman was requested to write Colonel Thruston pointing out the difficulty and suggested that the assets should be brought to England. 10

Mr. Lawther reported the result of an informal Meeting of the proposed Yukon Consolidated Gold Corporation Ltd., Advisory Committee, held on the 14th inst., and read a cable sent by Mr. Smallman to Mr. Treadgold setting out their wishes and it was resolved 20

That the Syndicate do support those views and that the Minute passed at the last Meeting with reference to Mr. Treadgold's resignations from the Board of Yukon Consolidated Gold Corporation Ltd. New North West Corporation Ltd. and Burrell & Baird Ltd., be amended to agree with the cable sent as follows:—

LETTERS NINTH RECEIVED BEATTY INSISTS YOU RESIGN ALL BOARDS IMMEDIATELY AND JOIN ADVISORY MEANTIME STOP SEND MONTHLY REPORTS FROM DAWSON GIVING OUTPUT EXPENDITURE FOR MONTH AND ESTIMATED FOR SUCCEEDING MONTH NO EXPENDITURE EXCEPT WAGES AND MINOR DISBURSEMENTS WITHOUT REFERENCE LONDON NORTH WEST SHARE AND NOTEHOLDERS TO MEET TO CONFIRM LOAN RESIGNATIONS OF ALL DIRECTORS YUKON AND SUBSIDIARIES TO BE HELD IN LONDON STOP GENERALLY MEETING WILLING GIVE YOU REASONABLE LATITUDE BUT BEATTY ADAMANT STOP PERSONALLY STRONGLY ADVISE YOU CABLE AGREEING UNCONDITIONALLY AND SENDING RESIGNATIONS WHEN ALL WILL BE OUT TO HELP YOU STOP DIGGER GOING ADMIRAL ROGERS TWENTIETH. 30 40

NAMLAMS.

THE E. Y. SYNDICATE LIMITED.

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Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday 13th May 1925, at 12 noon.

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The E.Y.
Syndicate
Ltd.—con-
tinued.

Present :

Mr. R. A. LAWTHER (*in the Chair*).
Mr. RALEIGH S. SMALLMAN.
Lieut.-Colonel R. C. FEILDING, D.S.O.
Mr. M. MORRELL.

10

In Attendance :

Major F. DE M. CUNYNGHAME.
GEO. C. MARSH, *Asst. Secretary*.

The Minutes of the previous Meeting were read and signed.

The question of the Power of Attorney granted by the Syndicate to Mr. Treadgold on 26th November 1924 was discussed and Mr. Smallman explained that this power of Attorney was in Canada for the purpose of production to the Registration Officials. He reminded the Board that the powers granted under this Power of Attorney are limited to the transfers of properties to the Yukon Consolidated Gold Corporation Ltd., and North
20 Fork Power Company Ltd.

Mr. Patton's agreement for Lease 1 containing receipt for £15,000 was exhibited to the Board.

The question of the safe custody of the shares of the North Fork Power Company was discussed and Mr. Smallman undertook to write a letter to the Board setting out nature of the Trust under which he holds these shares.

Mr. Treadgold's letter dated May 9th, addressed to Messrs. Lawther, Morrell, Smallman, Feilding, Cunyngame, Govett, and Beatty, was read and discussed. It was thought better for Mr. Treadgold to send to the
30 Advisory Committee of the Yukon Consolidated Gold Corporation Ltd., plain resignations from the Boards of the Yukon Consolidated Gold Corporation Ltd., New North West Corporation Ltd., and Burrell & Baird Ltd., such resignations to be held by the Committee in abeyance, and Mr. Smallman was requested to send Mr. Treadgold resignations for his signatures and similar resignations of his co-directors the same to be treated in the same manner as Mr. Treadgold's resignation. Page 38.

Mr. Smallman reported that Mr. Treadgold had informed him that there was no intention on the part of the New North West Corporation Ltd., giving a lay of their land to the North Fork Power Company.

40 Mr. Smallman stated that from what Mr. Treadgold said he was under the impression that Mr. Treadgold and his friends were willing to run the whole risk of the new digger, now on its way to the property, and he understood that Mr. Treadgold's friends had paid, or agreed to pay, for the digger, and that the same would be tried out on the Yukon. All the gold

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won would be for the benefit of the Yukon Consolidated Gold Corporation Ltd., and the only liability of that Company would be to provide labour and power; also he understood that the Yukon Consolidated Gold Corporation Ltd., or one of its subsidiary Companies, could purchase the digger at cost price plus the cost of delivery etc. at the end of the season. Mr. Smallman was requested to write to Mr. Treadgold for confirmation of these impressions.

The question of the control of the Yukon Consolidated Gold Corporation Ltd. was discussed and Mr. Smallman stated that he was satisfied that the control would not be in any one hand. Mr. Smallman reported that he had received the draft Minutes of the Yukon Consolidated Gold Corporation Ltd. Meetings, held in Canada, and he approved of same and had cabled for the Share Certificates to be dispatched to England. 10

ROBT. A. LAWThER.

THE E. Y. SYNDICATE LIMITED.

Page 37.

Minutes of a Directors Meeting held at 87 Gresham Street, London, E.C.2 on Thursday 30th April 1925 at 11.30 a.m.

Present :

Mr. R. A. LAWThER (*in the Chair*).
 Lieut. Colonel R. C. FEILDING, D.S.O.
 Mr. RALEIGH S. SMALLMAN.
 Mr. M. MORRELL.

23

In Attendance :

GEO. C. MARSH, *Asst. Secretary*.
 Mr. A. N. C. TREADGOLD.

The Minutes of the previous Meeting were read and signed.

The Bank balance was reported to be debit balance of £135.17.0. It was agreed that the Yukon Consolidated Gold Corporation Ltd. should function at once and the following be elected as members of the London Advisory Committee :— 30

R. A. Lawther.
 Lt. Colonel R. C. Feilding, D.S.O.
 F. J. de M. Cunynghame.
 R. S. Smallman.
 A. Chester Beatty (alternate . . . Dunn).
 M. Morrell.

The Chairman stated that he considered it would obviously be for the better interests of the Yukon Consolidated Gold Corporation Ltd. if Mr. Smallman did not occupy the dual positions of a Member of the Advisory Committee and Solicitor, and Mr. Smallman stating that he was willing to do whatever his co-directors desired it was suggested that Messrs. H. Elwell & Co. should be appointed Solicitors in place of Mr. Smallman. 40

Mr. Lawther requested that the Power of Attorney handed to Mr. Treadgold in January last be returned to the Syndicate's office for safe keeping.

Mr. Smallman, at the request of the Chairman, stated that he would place upon the table (at the next Meeting) Mr. Patton's receipt for the amount paid for Lease 1.

It was reported that the cash of Burrell & Baird was at Dawson and Vancouver.

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tinued.

Page 36.

10 It was reported that the Preference Stock of the Yukon Consolidated Gold Corporation Ltd. was thought to be on the high seas for England, and upon the receipt of same it would be distributed to those concerned.

Payment of the interest upon The Yukon Consolidated Gold Corporation Preference Shares is due on July 1st and January 1st in every year.

It was reported that the cash belonging to the Granville Mining Co. Ltd. was partly in possession of the Receiver and the balance in Court.

Mr. Treadgold reported that his friends were paying for the new digger that was on its way to Klondike.

20 It was reported that Mr. Chester Beatty had agreed to transfer his Burrell & Baird's interests.

A Discussion of great length took place as into what name the Shares of the North Fork Company Ltd., held by Mr. Smallman should be placed.

It was agreed that the Directors of the Syndicate should meet Mr. Chester Beatty, early next week, on a day and time to be arranged by the Chairman.

ROBT. A. LAWThER.

THE E. Y. SYNDICATE LIMITED.

Page 35.

30 Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday, April 22nd, 1925, at 12 noon.

Present.

Mr. R. A. LAWThER (*in the Chair*).

Mr. MARK MORRELL.

Lt.-Colonel R. C. FEILDING, D.S.O.

Mr. RALEIGH S. SMALLMAN.

In attendance.

GEO. C. MARSH, *Asst. Secretary*.

Mr. A. N. C. TREADGOLD.

The Minutes of the previous Meeting were read and signed.

40 Letters from Mr. McFarland, to Major Cunynhame, dated March 14th and 21st, 1925, respectively were read.

A general discussion took place as to the programme for the coming season.

ROBT. A. LAWThER.

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THE E. Y. SYNDICATE LIMITED.

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tinued.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Thursday, April 16th, 1925, at 12 o'clock noon.

Present.

Mr. R. A. LAWTHER (*in the Chair*).
Mr. MARK MORRELL.
Lt-Colonel R. C. FEELDING, D.S.O.
Mr. RALEIGH S. SMALLMAN.

In attendance.

10

GEO. C. MARSH, *Asst. Secretary*.

The Minutes of the previous Meeting were read and signed.

Mr. Smallman reported as to agreement and other documents entered into by Mr. A. N. C. Treadgold in Canada as Attorney for the Syndicate.

The question of assigning the various securities to the Yukon Consolidated Gold Corporation Limited was considered and Mr. Smallman was requested to ascertain whether it would be possible for the Yukon Consolidated Gold Corporation Ltd. to take over the remaining assets and have the loans obtained by the Syndicate transferred to the Yukon Consolidated Gold Corporation Ltd.

20

The question of the Shares coming to the Syndicate was considered and it was thought that some arrangement could be come to with the holders of the other shares for pooling arrangement to be entered into whereby the money obtained by the sale of shares should be paid in the first place to those persons who had actually found cash for the purpose of the consolidation.

It was resolved

That the next Board Meeting be held at 87, Gresham Street, London, E.C.2, on Wednesday, April 22nd, 1925, at 12 o'clock noon.

RBT. A. LAWTHER. 30

THE E. Y. SYNDICATE LIMITED.

Page 33.

Minutes of a Directors Meeting held at 87, Gresham Street, London, on Wednesday, April 8th, 1925, at 12 o'clock noon.

Present.

Mr. R. A. LAWTHER (*in the Chair*).
Mr. MARK MORRELL.
Mr. RALEIGH S. SMALLMAN.
Lt.-Colonel R. C. FEILDING, D.S.O.

In attendance.

GEO. C. MARSH, *Asst. Secretary*.
Mr. A. N. C. TREADGOLD.

The Minutes of the previous Meeting were read and signed.

A general discussion took place regarding Mr. Treadgold's recent visit to Canada and America.

R. A. LAWTHER.

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Meetings of
The E.Y.
Syndicate
Ltd.—con-
tinued.

10

THE E. Y. SYNDICATE LIMITED.

Page 32.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Friday, April 3rd, 1925, at 12 o'clock noon.

Present :

Mr. R. A. LAWTHER (*in the Chair*)
Mr. RALEIGH S. SMALLMAN
Lieut-Colonel R. C. FEILDING, D.S.O.
Mr. MARK MORRELL.

In Attendance :

GEO. C. MARSH, *Asst. Secretary*
Mr. A. N. C. TREADGOLD.

The Minutes of the previous Meeting were read and signed.

Letters from Mr. McFarland to Major Cunynghame, dated as follows, were placed upon the table :—

| | | | | |
|---|--------------|----------|------|-------|
| 1 | letter dated | January | 6th, | 1925. |
| 2 | do. | do. | 17th | do. |
| 1 | do. | do. | 24th | do. |
| 1 | do. | February | 7th | do. |
| 2 | do. | do. | 14th | do. |

Mr. Treadgold reported upon his visit to Canada and America and it was resolved

That Mr. Smallman be requested to report in writing by the 16th inst. upon the position of the consolidation of the Companies concerned

40

Exhibits. and it was further resolved

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Meetings of
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Syndicate
Ltd.—con-
tinued.

That Major F. de M. Cunynghame and Raleigh S. Smallman be released from their undertaking not to dispossess themselves of Lease 1 until they had arranged for the re-payment of £15,000 of the Syndicate's loans on their undertaking to obtain from Yukon Consolidated Gold Corporation Ltd. a letter or agreement indemnifying The E. Y. Syndicate Ltd. in respect of £15,000 of the Syndicate's loans.

The next Board Meeting was convened for Wednesday, April 8th, 1925, at 12 o'clock noon. 10

ROBT. A. LAWTHER.

THE E. Y. SYNDICATE LIMITED.

Page 31.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday, February 4th, 1925, at 12 o'clock noon.

Present :

Mr. R. A. LAWTHER (*in the Chair*)
Lieut-Colonel R. C. FEILDING, D.S.O.
Mr. R. S. SMALLMAN
Mr. MARK MORRELL. 20

In Attendance :

GEO. C. MARSH, *Asst. Secretary.*

The Minutes of the previous Meeting were read and signed.

Letters from Mr. Smallman dated January 14th and 22nd respectively, forwarding reports to Major Cunynghame from Mr. McFarland were read.

A letter from Mr. Smallman, dated January 24th was placed before the Board, forwarding two Notices that had been received from Mr. Morrell's Solicitors, the first being an undertaking on the part of A. N. C. Treadgold to procure for Mr. Morrell 12,502 Preferred Shares of \$1 each, and 94,000 Ordinary Shares of \$1 each, in the Yukon Consolidated Gold Corporation Ltd., and also a further promise of £500 in respect of Lease 1 to be repaid to Mr. Morrell in cash, also £150 (Bredenburg) to be paid at the option of the said Mark Morrell either in cash or Preferred Shares, also repayment of eight hundred and seventy-three Pounds, found by him for registration of the New Canadian Company. 30

Secondly an undertaking on the part of A. N. C. Treadgold to procure for C. McMahon Knocker, for services rendered to the Klondike Consolidation 23,500 Preferred Shares of \$1 each and 94,000 Ordinary Shares of \$1 each in the Yukon Consolidated Gold Corporation Ltd.

ROBT. A. LAWTHER. 40

THE E. Y. SYNDICATE LIMITED.

Page 30.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday, January 14th, 1925, at 12 noon.

Exhibits.

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Copy,
Minutes of
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The E.Y.
Syndicate
Ltd.—con-
tinued.

Present :

Mr. R. A. LAWThER (*in the Chair*)
Lieut-Colonel R. C. FEILDING, D.S.O.
Mr. MARK MORRELL
Mr. RALEIGH S. SMALLMAN.

10

In Attendance :

THE ASST. SECRETARY.

The Minutes of the previous Meeting were read and signed.

Letters from Mr. Smallman dated January 6th and 13th were placed before the Board.

Mr. Smallman explained the nature of the loan from the Canadian Bank of Commerce and produced a Promissory Note valued Twelve-thousand, seven-hundred and fifty pounds (£12,750) in favour of aforementioned Bank's London Branch and same was signed on behalf of the Syndicate by Messrs. Lawther and Morrell as Directors and countersigned by Mr. Smallman as Secretary. A letter of to-day's date was read from Mr. Treadgold requesting the sum of Two-hundred pounds be put at Mr. Smallman's disposal for his expenses necessary upon sailing by the S.S. *Cedric* for New York on Saturday next the 17th inst. After discussion a cheque for this amount was drawn and handed to Mr. Smallman. Mr. Smallman reported that Mr. Chester Beatty had duly signed his Agreement with Major Cunynghame and R. S. Smallman and same had been handed to him which he was holding. Mr. Govett's Agreement had been signed by him and Mr. Smallman hoped to receive same this week.

ROBT. A. LAWThER.

30

Re : E. Y. SYNDICATE LIMITED.

RESOLUTION OF DIRECTORS

It was resolved :

Page 29.

That the Company do borrow from the Canadian Bank of Commerce the sum of £14,500 upon security of moneys in the hands of the Bank belonging to Burrell & Baird, Limited.

And it was further resolved :

That the Company do borrow from the New North West Corporation Ltd. the sum of £5,000 upon the security of Income Notes of that Corporation.

40

Dated 30th December, 1924.

RALEIGH S. SMALLMAN.
R. C. FEILDING.
MARK MORRELL.
ROBT. A. LAWThER.

Exhibits.

THE E. Y. SYNDICATE LIMITED.

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Copy,
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Syndicate
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tinued.

At a Meeting of the Shareholders of E. Y. Syndicate Limited held Tuesday the 30th December, 1924, it was resolved :

That the Directors have power to borrow from the Canadian Bank of Commerce and the New North West Corporation Limited or other parties such sums of money as they in their uncontrolled discretion may think fit without any limit as to the amount thereof either now or at a later date.

RALEIGH S. SMALLMAN. 10
R. C. FEILDING.
MARK MORRELL.
S. F. WILLIAMS.
A. L. ATKINS.
ROBT. A. LAWTHOR.

 Re : THE E. Y. SYNDICATE LIMITED.

Page 27.

At a Meeting of the Shareholders of E. Y. Syndicate Limited held Tuesday the 30th December, 1924, it was resolved :

That the Directors have power to borrow from the Canadian Bank of Commerce and the New North West Corporation Limited or other parties such sums of money as they in their uncontrolled discretion may think fit without any limit as to the amount thereof either now or at a later date. 20

M. E. SMITH.
WILLIAM J. E. BAKER.
WILLIAM HERBERT BROWN.
W. S. ROBINSON.
E. E. HESSE.

THE E. Y. SYNDICATE LIMITED.

Page 26.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Monday December 29th, 1924 at 12.00 noon.

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Minutes of
Meetings of
The E. Y.
Syndicate
Ltd.—con-
tinued.

Present :

Mr. R. A. LAWThER (*in the Chair*).
Lieut-Colonel R. C. FEILDING, D.S.O.
Mr. MARK MORRELL.
Mr. RALEIGH S. SMALLMAN.

10

In Attendance :

Mr. A. N. C. TREADGOLD.
THE ASST. SECRETARY.

The Minutes of the previous Meeting were read and signed.

Mr. Smallman reported position as to Loan to the Syndicate and it was resolved :

20

That the proposed Loan from the Canadian Bank of Commerce be proceeded with and that Mr. Smallman should be authorised to obtain a draft for £15,000 from the Bank and pay same over to Mr. Patton in exchange for his Agreement respecting Lease 1 and further to draw cheques for the interest due, from the North Fork Power Company Ltd. to subscribers and other current expenses.

Mr. Treadgold reported that the cable respecting cord-wood had not been sent. It was agreed that this matter stand over until Mr. Treadgold's arrival in America.

It was resolved :

That a cheque for One hundred Pounds be drawn in favour of Mr. R. A. Lawther being reimbursement of his out-of-pocket expenses in connection with the Syndicate. Mr. Lawther did not vote on this Resolution.

30

Letters from Mr. McFarland, to Major Cunynghame, dated November 12th and 17th, 1924, were laid upon the table.

ROBT. A. LAWThER.

Exhibits.

THE E. Y. SYNDICATE LIMITED

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Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—
continued.

Minutes of a Directors Meeting held at 87 Gresham Street, London, E.C.2, on Wednesday December 17th 1924 at 3.30 in the afternoon.

Present :

Mr. R. A. LAWThER (*in the Chair*)
Lieut.-Colonel R. C. FEILDING, D.S.O.
Mr. MARK MORRELL
Mr. RALEIGH S. SMALLMAN

In Attendance :

10

The ASSISTANT SECRETARY.

The Minutes of the previous Meeting were read and confirmed. Mr. Smallman reported that Mr. Beatty has passed his Agreement on to his Solicitor, Mr. Broad, for his perusal and approvement. After discussion of the out-of-work dredge it was resolved

That this matter stand over until Mr. Treadgold is on the property, but that in the meantime an estimate for the floating of same be obtained.

After consideration the question of the proposed total issued Capital of the Yukon Consolidated Gold Corporation Ltd. so far as it affects the 20 transfer to that Corporation of the Syndicate's assets against the issue of the Yukon Consolidated Gold Corporation Ltd. shares it was resolved

That this business stand over until Mr. Beatty's agreement is signed.

Letters from Mr. McFarland dated October 31st and November 7th 1924 were read and discussed.

After discussing the question of Cord-wood it was resolved

That Major Cunynghame be requested to cable Mr. McFarland as follows : such wording to be subject to Mr. Treadgold's approval : " Stop hauling cord-wood except present contracts and state what 30 present contracts are."

The question of Lease 1 was considered and it was resolved

That this Syndicate do borrow from The Canadian Bank of Commerce or the New North West Corporation Ltd. a sufficient sum of money to pay the deposit of £15,000 and to provide for the other immediate needs of the Syndicate and that Lieut.-Colonel R. C. Feilding and Messrs. Morrell and Smallman be appointed a sub-committee of the Board to carry the loan through with full power to execute the necessary documents for the Syndicate.

ROBT. A. LAWThER.

40

THE E. Y. SYNDICATE LIMITED.

Page 23.

Minutes of a Directors Meeting held at 87 Gresham Street London, E.C.2 on Tuesday December 9th, 1924 at 12 o'clock noon.

Present :

Mr. R. A. LAWTHER (*in the chair*)
Lieut.-Colonel R. C. FEILDING, D.S.O.
Mr. MARK MORRELL
Mr. RALEIGH S. SMALLMAN

In Attendance :

Mr. A. N. C. TREADGOLD
The ASST. SECRETARY.

10

The Minutes of the previous Meeting were read and signed.

Mr. Smallman read a letter from Mr. Govett addressed to himself and Major Cunynghame, dated December 8th, 1924, regarding his Agreement to the effect that Mr. Beatty held his signed agreement which would be handed over with his (Mr. Beatty's) agreement.

A cable received from Mr. McFarland December 7th 1924 was read and discussed.

20 It was resolved

That the next Board Meeting be held at 87, Gresham Street, London, E.C.2, on Wednesday next the 17th inst. at 3.30 in the afternoon.

ROBT. A. LAWTHER.

THE E. Y. SYNDICATE LIMITED.

Page 22.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2 on Wednesday December 3rd 1924 at 12 noon.

Present :

30 Lieut.-Colonel R. C. FEILDING (*in the Chair*)
Mr. MARK MORRELL
Mr. RALEIGH S. SMALLMAN.

In Attendance :

THE ASST. SECRETARY.

The Minutes of the last Meeting were read and signed.

Mr. Smallman placed on the table the Power of Attorney in favour of Mr. A. N. C. Treadgold that was signed and sealed on the 12th November last, and it was resolved

40 That this Power of Attorney be destroyed and this was accordingly burnt in the presence of the Board. Mr. Smallman reported

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Syndicate
Ltd.—
continued.

Exhibits.
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 Copy,
 Minutes of
 Meetings of
 The E.Y.
 Syndicate
 Ltd.—
continued.

that Mr. Govett had signed his agreement for the sale of his Burrell & Baird, Granville Mining Company and New North West Corporation Ltd. interests (other than Income Notes) and handed the same to Mr. Beatty, but that Mr. Beatty had not yet signed his and it was expected that he would hand over Mr. Govett's agreement together with his own some day next week.

Mr. Smallman reported that it would be impossible for him to attend a Board Meeting if fixed for Wednesday next the Board resolved

That the next Meeting be convened for Tuesday December the 9th at 12 noon. 10

A letter from Mr. Smallman dated 28th November last together with enclosures from Mr. McFarland was placed before the Board and discussed.

ROBT. A. LAWTHER.

THE E. Y. SYNDICATE LIMITED.

Page 21.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2 on Wednesday November 26th, 1924 at 12 o'clock noon.

Present :

Mr. R. A. LAWTHER (*in the Chair*)
 Lieut-Colonel R. C. FEILDING, D.S.O. 20
 Mr. MARK MORRELL
 Mr. RALEIGH S. SMALLMAN.

In Attendance :

Mr. A. N. C. TREADGOLD
 The ASST. SECRETARY.

The Minutes of the previous meeting were read and signed.

Mr. Smallman reported that he was seeing Mr. Govett after the Meeting when he hoped to get Agreement signed and to get Mr. Beatty to sign his agreement within the next few days. Mr. Treadgold reported that the Shares of the North Fork Company which are of \$5 each, were held as follows :— 30

| | | | | |
|--|---|---|---|----------|
| By signatories to the Company | - | - | - | 5 shares |
| By Messrs. Chrysler & Higgerty (In Canada) | - | - | - | 16,000 |
| By Mr. Smallman | - | - | - | 43,995 |
| Unissued | - | - | - | 40,000 |
| | | | | <hr/> |
| Total | - | - | - | 100,000 |
| | | | | <hr/> |

It was resolved

That Messrs. Chrysler & Higgerty be instructed to forward 16,000 Shares to Mr. Smallman who should hold these together with those at present in his keeping on behalf of the E. Y. Syndicate Ltd., and other interested parties.

It was further resolved

That Mr. Treadgold, as President of the North Fork Company, be requested to give an undertaking to be held by Mr. Smallman, to the effect that none of the unissued shares of that Company shall be issued.

10

A fresh Power of Attorney from the Syndicate in favour of A. N. C. Treadgold was signed and sealed in the presence of a Notary and an undertaking was handed to the Directors by Mr. Treadgold defining and limiting the uses for which the said Power of Attorney can be used by him.

The question of the appointment of Mr. Smallman and Major Cunyng-hame as Trustees on behalf of various interests to be merged in to the Yukon Consolidated Gold Corporation Ltd., was discussed. Mr. Smallman agreed to write a letter authorising Colonel R. C. Feilding to act as his agent and giving him the right to see all documents, correspondence, etc., appertaining to the business of the said Trustees, and it was resolved

20

That this offer be accepted.

Questions as to the date when the Yukon Consolidated Gold Corporation Limited could function were raised and Mr. Smallman reported that until the assets were vested in that Company it could not function and then there was no reason why it should not function immediately.

R. C. FEILDING.

THE E. Y. SYNDICATE LIMITED.

Page 19.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday November 19th 1924, at 12 noon.

30

Present :

Mr. R. A. LAWTHORP (*in the Chair*).
Mr. MARK MORRELL.
Lieut-Colonel R. C. FEILDING, D.S.O.

In Attendance :

Mr. A. N. C. TREADGOLD.
The Asst. Secretary.

The Minutes of the previous Meeting were read and signed.

It was reported that Mr. Beatty was in Paris, and that owing to illness, Mr. Govett had not been to London. Mr. Treadgold informed the Board

40

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Meetings of
The E.Y.
Syndicate
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 tinued.

that Mr. Govett had passed to Mr. Smallman, the Syndicate's Solicitor, a letter embodying the terms of the agreement.

The next Meeting was fixed for Wednesday, the 26th inst., at 12 o'clock noon.

ROBT. A. LAWTHOR.

THE E. Y. SYNDICATE LIMITED

Page 18.

Minutes of a Directors' Meeting held at 87, Gresham Street, London E.C.2, on Wednesday November 12th at 12 o'clock noon.

Present :

10

R. A. LAWTHOR, Esq. (*in the Chair*)
 Lieut-Colonel R. C. FEILDING, D.S.O.
 RALEIGH S. SMALLMAN, Esq.
 MARK MORRELL, Esq.

In Attendance :

A. N. C. TREADGOLD, Esq.
 The ASST. SECRETARY.

The Minutes of the previous Meeting were read and signed.

Regarding the negotiations between Messrs. Beatty and Govett Mr. Smallman reported that he was meeting Mr. Govett to-day to initial the 20 Memorandum of the terms of the agreement.

Mr. Smallman submitted a Power of Attorney from the E. Y. Syndicate in favour of Mr. A. N. C. Treadgold. After same had been read and discussed it was sealed and signed in the presence of a Notary. Mr. Smallman undertook to supply each director with a copy of the document.

It was resolved :

That Mr. Smallman be requested to hold the Power of Attorney until such time as the Directors may have signified their approval that the same to be handed to Mr. Treadgold.

The next Board Meeting to be held on Tuesday next the 18th inst. at 30 12 o'clock noon.

ROBT. A. LAWTHOR.

THE E. Y. SYNDICATE LIMITED

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Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Friday November 7th, 1924 at 12 noon.

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Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—con-
tinued.

Present :

R. A. LAWThER, Esq. (*in the Chair*)
Lieut-Colonel R. C. FEILDING, D.S.O.
RALEIGH S. SMALLMAN
MARK MORRELL, Esq.

10

In Attendance :

A. N. C. TREADGOLD, Esq.
The ASST. SECRETARY.

The Minutes of the previous Meeting were read and signed.

Mr. Treadgold reported that the negotiations between Messrs. Beatty and Govett were verbally concluded, and stated that Mr. Smallman was preparing draft agreements for the aforementioned gentlemen. These agreements would be placed before the Directors at the next Meeting.

A letter from Mr. McFarland to Major Cunynghame, dated September 24th, was read and discussed.

20

A cable was submitted, addressed to the Chairman by Mr. Iseman dated October 28th. In this was recommended that all contracts for cutting firewood for the coming season be cancelled or reduced to a minimum and that steam thawing be discontinued. This matter was discussed but was allowed to stand over pending Mr. Treadgold's visit to Canada.

A cable from Mr. McFarland received October 30th was read stating that dredges North West No. 1 and 2 had been closed down for the season.

30

In view of Mr. Treadgold's prospective journey to Canada Mr. Smallman was requested to submit draft Power-of-Authority empowering Mr. Treadgold to sign on behalf of the syndicate such documents as may be necessary in connection with the transference of control of operations in the Yukon to the Yukon Consolidated Gold Corporation Limited.

The question of the printing of Share Certificates of the Yukon Consolidated Gold Corporation Limited was discussed and it was decided that these should be printed in England.

ROBT. A. LAWThER.

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THE E. Y. SYNDICATE LTD.

Page 16.

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Copy,
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Syndicate
Ltd.—con-
tinued.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday October the 22nd, 1924, at 12 o'clock noon.

Present :

R. A. LAWThER, Esq. (*in the Chair*)
Lieut-Colonel R. C. FEILDING, D.S.O.
MARK MORRELL, Esq.
RALEIGH S. SMALLMAN, Esq.

In Attendance :

A. N. C. TREADGOLD, Esq.
The ASSISTANT SECRETARY.

10

The Minutes of the previous Meeting were read and signed.

Mr. Treadgold reported that Mr. Chester Beatty was still unable to come to the City, owing to ill health, but he hoped Mr. Beatty would be in Town to-morrow, Thursday, and that he, Mr. Treadgold, hoped to bring the negotiations with Messrs. Beatty and Govett to a successful conclusion this week.

It was resolved :

That a Meeting be called at any time, after completion of 20 negotiations between Messrs. Beatty and Govett.

Proof Certificates for the Yukon Gold Corporation Ltd., were submitted for the approval of the Board. It was resolved :

That Mr. Smallman be requested to read same and pass them on to Mr. Morrell for his approval.

A letter from Mr. McFarland, dated September 13, 1924 was placed before the Board and discussed.

ROBT. A. LAWThER.

THE E. Y. SYNDICATE LIMITED.

Page 15.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday the 15th October 1924 at 12 o'clock noon.

Exhibits.
—
D.85.
Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—con-
tinued.

Present :

Mr. R. A. LAWTHER (*in the Chair*)
Lieut-Colonel R. C. FEILDING, D.S.O.
Mr. RALEIGH S. SMALLMAN
Mr. MARK MORRELL.

10

In Attendance :

Mr. A. N. C. TREADGOLD
The ASST. SECRETARY.

The Minutes of the previous Meeting were read and signed.

The Bank Balance was reported to be credit £33.1.11.

Mr. Treadgold reported that Mr. Beatty, through illness, was unable to leave his home so there were no further developments regarding the pending negotiations.

The cable received from Mr. McFarland dated October 11th was placed before the Board and discussed.

20 Regarding the payment of Interest on amounts paid by Subscribers to the Syndicate it was resolved :

That interest is to be paid this year from the date of receipt of monies to date of allotment of Preference Shares.

The Chairman moved, seconded by Colonel R. C. Feilding, that the Northern Light Power and Coal Co. Ltd. and the Dawson City Utility Co. be deleted from particulars and circular letter and all other necessary amendments made.

It was decided that No Board Meeting be held on the 29th inst. as the General Election takes place on that day.

30

R. A. L.
ROBT. A. LAWTHER.

Exhibits.

THE E. Y. SYNDICATE LIMITED.

Page 14.

D.85.
Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—
continued.

Minutes of a Directors Meeting held at 87, Gresham Street, London, E.C.2, on Wednesday October 8th 1924, at 12 noon.

Present :

Mr. R. A. LAWTHER (*in the Chair*)
Lieut.-Colonel R. C. FEILDING, D.S.O.
Mr. M. MORRELL
Mr. RALEIGH S. SMALLMAN.

In attendance :

Mr. A. N. C. TREADGOLD
The ASST. SECRETARY.

10

The Minutes of the previous Meeting were read and signed.

Mr. Treadgold reported that the negotiations between Messrs. Beatty and Govett were progressing satisfactorily and as soon as the deal was completed he would report to the Chairman.

Mr. Smallman's letter, dated October 7th 1924, was submitted to the Meeting and as requested by the Syndicate's Auditors the following Resolution was passed :—

It was declared that the whole of the transactions of the Company since its incorporation, with the exception of the issue of its Shares and the appointment of Officers have been entered into by the Company as Trustees only, that the two Agreements between the Goldfields American Development Company Ltd. and the Company both dated the 6th December 1923 were entered into by the Company as Trustees only and not for the benefit of the Company, and that the Loan of £5,000 : 0 : 0, obtained from the Canadian Bank of Commerce and referred to in the Minutes of the Company of the 15th December 1923 was a loan made to the Company as Trustees and in order to enable them to carry into effect the before mentioned agreements of the 6th December, 1923. It is further put on record that the said Agreements of the 6th December 1923 have now been carried out and the purchase of the securities therein referred to completed, and that the Loan of £5,000.0.0. from the Canadian Bank of Commerce has now been repaid, and the Company itself is now neither directly or indirectly liable to any third parties for any amounts as at 31st. December 1923, subject and except that they are liable to account to the persons for whom they act as Trustees for all monies received and expended by the Company.

40

The accounts for the year 1923 were placed before the Board and having been passed by them they were signed by Mr. Lawther and Mr. Morrell on behalf of the Syndicate.

An account, rendered by the General Mines Investment Ltd. for Office rent and Secretarial accommodation was submitted. This account being passed by the Board a cheque was authorised to be drawn in settlement of same. The amount being £87.10.0.

Exhibits,
—
D.85.

Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—
continued.

ROBT. A. LAWThER.

THE E. Y. SYNDICATE LIMITED.

10

Page 12.

Minutes of a Directors' Meeting held at 87, Gresham Street, London, E.C.2 on Wednesday October 1st, 1924 at 12 o'clock noon.

Present :

Mr. R. A. LAWThER (*in the Chair*)
Lieut.-Colonel R. C. FEILDING, D.S.O.
Mr. RALEIGH S. SMALLMAN
Mr. MARK MORRELL.

In attendance :

Mr. A. N. C. TREADGOLD.
The ASST. SECRETARY.

20

The Minutes of the previous Meeting were read and signed.

Mr. Treadgold reported that the negotiations between Messrs. Beatty and Govett were progressing favourably and that as soon as he had concluded the deal he would report to the Chairman.

Mr. Morrell suggested that should Mr. Treadgold's suggestion be adopted whereby the North Fork Company Ltd. of Toronto, will act as the Vendor of the properties to be consolidated under the control of the Yukon Consolidated Gold Corporation Limited an advisory Board composed of the Directors of the E. Y. Syndicate Limited should manage the North Fork Company Limited. He further suggested that the Common Stock of the Yukon Consolidated Gold Corporation Limited be placed in the joint names of two of the Directors of the E. Y. Syndicate Limited.

ROBT. A. LAWThER.

Exhibits.
 D.85.
 Copy,
 Minutes of
 Meetings of
 The E.Y.
 Syndicate
 Ltd.—
continued.

THE E. Y. SYNDICATE LIMITED.

Page 11.

Minutes of a Directors Meeting held at 87, Gresham Street, London,
 E.C.2 on Wednesday September 24th 1924 at 12 o'clock noon.

Present :

Mr. R. A. LAWThER (*in the Chair*)
 Lieut.-Colonel R. C. FEILDING, D.S.O.
 Mr. MARK MORRELL
 Mr. RALEIGH S. SMALLMAN

In Attendance :

The ASSISTANT SECRETARY

10

The Minutes of the previous meeting were read and signed.

Mr. Lawther stated that he had seen Mr. Treadgold this morning who had informed him that owing to a meeting with Mr. Govett he, Mr. Treadgold, would be unable to attend the Meeting of Directors. The negotiations between Messrs. Beatty and Govett were almost completed and Mr. Treadgold would report to the Chairman as soon as the business was concluded. If concluded before Wednesday next the Assistant Secretary was authorised to call a Directors' Meeting for Monday or Tuesday next.

The Bank Balance was reported to be credit £129 4s. 6d.

Letters to Mr. Lawther, from Mr. McFarland, dated August 22nd and 26th were discussed. The paragraph referring to a cable to be forwarded in reply it was resolved :

That the reply cable be deferred until the negotiations between Messrs. Beatty and Govett had been concluded then that instructions be cabled to Mr. McFarland after consultation with the Syndicate's Solicitor.

ROBT. A. LAWThER.

THE E. Y. SYNDICATE LIMITED.

Page 10.

Minutes of a Directors' Meeting held at 87, Gresham Street, London,
 E.C.2 on Wednesday September 17th, 1924 at 12 o'clock noon.

30

Present :

Mr. R. A. LAWThER (*in the Chair*)
 Mr. MARK MORRELL
 Lieut.-Colonel R. C. FEILDING, D.S.O.
 Mr. RALEIGH S. SMALLMAN.

In Attendance :

Mr. A. N. C. TREADGOLD
 The ASST. SECRETARY.

The Minutes of the previous Meeting were read and signed.

Mr. Treadgold reported that he hoped to bring the deal to a close to-morrow, the 18th September 1924, in connection with the negotiations with Messrs. Beatty and Govett.

ROBT. A. LAWThER.

THE E. Y. SYNDICATE LIMITED.

Page 9.

Minutes of a Directors' Meeting held at 87, Gresham Street, London, E.C.2 on Wednesday the 10th September, 1924 at 12 noon.

Exhibits.

D.85.

Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—con-
tinued.

Present :

Mr. R. A. LAWThER (*in the Chair*)
Mr. MARK MORRELL
Mr. RALEIGH S. SMALLMAN
Lieut.-Colonel R. C. FEILDING, D.S.O.

10

In Attendance :

Mr. A. N. C. Treadgold
THE SECRETARY.

The Minutes of the previous Meeting were read and signed.

A cable dated September 5th, 1924 received from Mr. McFarland was submitted, and the Company's Solicitor reported the action taken.

Mr. Treadgold reported the position regarding the negotiations between the Syndicate and Messrs. Beatty and Govett, and stated that he hoped to place the definite agreement before the Directors at their next Meeting.

Mr. Raleigh S. Smallman's letter of 27th ult. was read and fully con-
sidered and it was resolved :

That the apologies of the Board be tendered to Mr. Smallman for the action taken by them on the 20th August, 1924. Mr. Marsh having intimated that he was willing to fall in with the wishes of the Board, he was asked to resign as Secretary, and it was therefore further resolved :

That Mr. Smallman be re-appointed Secretary and Mr. Marsh be appointed Assistant-Secretary.

Page 8.

The Agreement between General Mines Investment Limited and The Yukon Consolidated Gold Corporation Limited for providing Secretarial and office accommodation was submitted and approved by the Directors on behalf of the E. Y. Syndicate Limited, and it was resolved :

That the Yukon Consolidated Gold Corporation be requested to pass a Resolution empowering Mr. R. A. Lawther to sign the Agreement on behalf of the Corporation.

Mr. Treadgold's suggestion as to the formation of an Advisory Committee in London of the Yukon Consolidated Gold Corporation Limited was considered and it was resolved :

That the Yukon Consolidated Gold Corporation Limited be requested to take the necessary steps for the formation of an Advisory Committee in London consisting of not exceeding five members.

40

ROBT. A. LAWThER.

Exhibits.

THE E. Y. SYNDICATE LTD.

Page 7.

D.85.
Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—con-
tinued.

Minutes of a Directors Meeting held at 87 Gresham Street, London, E.C.2, on Wednesday the 3rd September, 1924 at 12 o'clock noon.

Present :

Mr. MARK MORRELL (*in the chair*)
Lieut.-Colonel R. C. FEILDING, D.S.O.

In Attendance :

Mr. A. N. C. TREADGOLD
THE SECRETARY.

10

The Minutes of the previous Meeting were read and signed.

A letter from Mr. R. S. Smallman, dated the 27th ult., was submitted. After consideration the Board decided that it could not accede to the demands contained in this letter. A letter from Mr. R. S. Smallman, dated the 28th ult. explaining the steps which would be necessary to increase the Directors of the Yukon Consolidated Gold Corporation Limited, was submitted. After consideration it was suggested by Mr. A. N. C. Treadgold that an Advisory Committee be formed in London, composed of five members, thus eliminating the necessity of enlarging the Board. This proposal was generally approved but it was resolved

20

that no steps be taken without a full Board Meeting.

A letter, dated August 4th 1924, to Major Cunynghame from Mr. McFarland was read. Colonel Feilding commented that as under heading Dredge Canadian No. 2 the following remark occurred—"Digging conditions continued good and the dredge operated without mechanical difficulty"—it was difficult to understand the reason for the small yardage as compared with the last year. It was resolved:

Page 6.

That the Board await for the August returns to be placed before them, and then if not satisfied by the returns that a letter be written to Major Cunynghame asking for an explanation.

30

ROBT. A. LAWTHOR.

Minutes of a Directors Meeting held at 87 Gresham Street, London, E.C.2, on Tuesday the 26th August 1924, at 12 o'clock noon.

D.85.

Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—con-
tinued.

Present :

Mr. R. A. LAWTHER (*in the Chair*)
Mr. MARK MORRELL
Lieut.-Colonel R. C. FEILDING, D.S.O.
Mr. RALEIGH S. SMALLMAN.

In attendance :

10 Mr. A. N. C. TREADGOLD
THE SECRETARY.

The Minutes of the previous meeting were read and confirmed.

Mr. Smallman requested to know the reason of his dismissal from the Secretaryship. The Chairman explained that as the Offices of the Syndicate had been changed it had been considered by the Board that this " ipso facto " involved a change of Secretary.

The Secretary submitted a cablegram, copy of which had been sent to all the Directors, received from McFarland, dated August 26th, addressed to the Yukon Consolidated Gold Corporation Ltd., London Agency, 87, Gresham
20 Street, E.C.2.

MARK MORRELL.

Minutes of a Board Meeting held at 87, Gresham Street, London, E.C.2 on Wednesday August 20th 1924 at 12 noon.

Present :

Mr. R. A. LAWTHER (*in the Chair*)
Mr. MARK MORRELL
Lieut.-Colonel R. C. FEILDING, D.S.O.

In Attendance :

30 Mr. A. N. C. TREADGOLD
Mr. G. C. MARSH.

The Minutes of the last Meeting were read and confirmed. The question of the Syndicate's office was discussed, and it was resolved :

That the Syndicate's Office be moved to 87, Gresham Street, London, E.C.2 and it was further resolved

That the following cable be dispatched to Mr. Warren H. S. McFarland, the Company's Manager at Dawson—

40 " E. Y. Syndicate registered office will in future be 87 Gresham Street London send all cables and correspondence to that address stop cables Yukon London stop Lawther Chairman."

Exhibits.
 ———
 D.85.
 Copy,
 Minutes of
 Meetings of
 The E.Y.
 Syndicate
 Ltd.—con-
 tinued.

The position of Secretary to the Syndicate was considered and in view of the Syndicate's change of offices it was proposed by the Chairman and seconded by Mr. Morrell that Mr. R. S. Smallman who has hitherto acted as Secretary in addition to his duties as Director should be relieved of his Secretarial responsibilities and that Mr. George Curtis Marsh be and he is hereby appointed Secretary of the Syndicate. This resolution was put to the meeting and carried unanimously.

The Chairman proposed that it would be in the interest of the E. Y. Syndicate Ltd. if Mr. Mark Morrell could be appointed a director of the Yukon Consolidated Gold Corporation Limited. Colonel Feilding remarked that when his friends were first invited to participate in the E. Y. Syndicate Limited a statement was made to him in writing to the effect that Mr. Mark Morrell would be one of the Directors of the Yukon Consolidated Gold Corporation Limited, and that he and his friends were influenced by this fact in deciding to take an interest in the Company. It was resolved :

That the Secretary be instructed to ascertain from the Syndicate's Solicitor the steps which would be necessary to increase the number of Directors of The Yukon Consolidated Gold Corporation Limited.

The question of the issue of Yukon Consolidated Gold Corporation Limited Capital for the purpose of acquiring its proposed holdings in the Klondyke Goldfields was considered, it was resolved :

That the Preferred and Ordinary Capital to be offered be limited to a maximum of \$500,000 convertible preferred and \$2,500,000 Ordinary Shares. Such issue to include the purchase price of all interests and cash to be taken over by the Corporation. It was further resolved

That the Capital to remain unissued amounting to \$3,000,000 be reserved for issue for Cash as and when required.

The position regarding the negotiations between Messrs. Beatty Govett and Treadgold for the acquisition of Messrs. Beatty and Govett's prior charges in Burrell & Baird Limited, and the New North West Corporation Limited were considered and it was resolved :

That Mr. Treadgold be authorised to endeavour to obtain a definite offer or refusal, and to submit to the Board at their Meeting to be held on Tuesday August 26th, 1924 at 12 o'clock noon.

ROBT. A. LAWTHER.

E. Y. SYNDICATE LIMITED.

Page 1.

Exhibits.

Minutes of the Meeting of Directors held at No. 8, Queen Street, London, E.C.4, on Wednesday the 13th day of August at 12 o'clock noon.

D.85.

Present :

Mr. M. MORRELL (*Chairman*)
Colonel FEILDING
Mr. A. N. C. TREADGOLD
Mr. R. S. SMALLMAN.

Copy,
Minutes of
Meetings of
The E.Y.
Syndicate
Ltd.—*con-*
tinued.

The Minutes of the last Meeting were read and confirmed.

10 A cheque for £100.0.0 in favour of the Canadian Bank of Commerce was drawn in settlement of Law Costs and Charges.

The Secretary reported the execution of a Bill for £1250.0.0 in favour of the Canadian Bank of Commerce and a further Bill for £500 was duly signed, these Bills being in respect of costs of Messrs. Julius Edwards & Julius and Mr. Dexter's fees.

The Agreement between the Syndicate and General Mines Investment Co. Ltd. was read and approved and it was resolved that Mr. R. S. Smallman be authorised to sign such Agreement on behalf of the Company.

20 The question of the Agreement between the Yukon Consolidated Gold Corporation Ltd. and General Mines Investment Co. Ltd. was considered, and it was decided to leave same over until Mr. Lawther returned next week.

The Agreement between the Syndicate and Mr. Hadrill was read and approved, and it was resolved that Mr. R. S. Smallman sign same on behalf of the Syndicate.

It was resolved that the next Meeting of Directors be held at 8, Queen Street, on Wednesday the 20th August, 1924 at 12 noon.

Mr. Morrell raised the question as to holding future Meetings at B.F.C. House, but it was decided to leave the matter over until Mr. Lawther's return.

30

R. A. LAWThER.

D.86.—Copy, Minutes of Meeting of The E. Y. Syndicate Limited.

D.86.

Minutes of the Meeting of the Directors held on the 6th December, 1923 at 8 Queen Street, E.C.4.

Copy,
Minutes of
Meeting of
The E.Y.
Syndicate,
Ltd.,
6th Decem-
ber, 1923.

Present :

Mr. R. A. LAWThER (*Chairman*)
Mr. MARK MORRELL.

In Attendance :

Mr. R. S. SMALLMAN (*Secretary*)
Mr. A. N. C. TREADGOLD.

40 The question of the Agreement between the Syndicate and the Gold-fields was considered and it was resolved to enter into the agreement to purchase all the Burrell and Baird and Granville interests and Northern

Exhibits.
 —
 D.86.
 Copy,
 Minutes of
 Meeting of
 The E. Y.
 Syndicate
 Ltd.,
 6th Decem-
 ber, 1923—
continued.

Light and Power interest of the Goldfields American Development Company and also to obtain an option to purchase their holding in the New North West interests and for this purpose two agreements between the Goldfields American Development Company of the one part and the Syndicate of the other part were read and approved, and it was resolved that such agreements should be sealed by the Company. The purchase money to be paid out of the Trust moneys and the securities purchased to be held by the Syndicate in Trust.

D.86.
 Letter,
 Harold
 Elwell &
 Co. to R. S.
 Smallman,
 17th June,
 1924.

D.86.—Letter, Harold Elwell & Co. to R. S. Smallman.

Harold Elwell & Co.
 Delivery

65 Coleman Street,
 London, E.C.2.

17th June, 1924.

R. S. Smallman, Esq.,
 8 Queen Street,
 E.C.2.

General Mines Investment Co. Ltd. and
 E. Y. Syndicate Limited

Dear Sir,

Our clients suggest that an addition should be made to Clause 4 of the agreement as to finance in the enclosed form. 20

Please let us hear that your clients are agreeable.

With regard to the agreement for providing office accommodation it seems to us that a difficulty arises in that the agreement purports to be made between the Yukon Company and its unnamed subsidiary Companies.

We do not see how this agreement can be binding on the subsidiary companies or indeed on the Yukon Company in its present form.

Will you kindly reconsider the matter.

Yours faithfully,

HAROLD ELWELL & Co. 30

To follow at end of Clause 4.

Alternatively in lieu of such payment the Syndicate shall if so required by the subscribers allot or cause to be transferred to the subscribers shares in the capital of the Syndicate credited as fully paid in the proportion to which the amount provided by the subscribers bears to the amount provided by other subscribers.

D.86.—Letter, R. S. Smallman to Harold Elwell & Co.

Raleigh S. Smallman

8, Queen Street,
Cheapside, E.C.4.

24th June, 1924.

Messrs. Elwell & Co.,
65, Coleman Street,
E.C.Re E. Y. Syndicate Ltd. and
General Mines Investment Ltd.

Exhibits.

D.86.

Letter,
R. S. Small-
man to
Harold
Elwell &
Co.,
24th June,
1924.

10 Dear Sirs,

I am in receipt of your letter of the 17th instant, with enclosure, which I have been carefully considering, but I am afraid I shall have to put it before my Directors at their next meeting, which will take place on Friday next the 27th instant.

With reference to your suggested addition to Clause four I cannot quite see the object of this as the whole of the Certificates are held by the E. Y. Syndicate as Trustee to transfer same to the new Yukon Company in exchange for shares and then the Syndicate will hold such shares in trust, and under these circumstances it would appear that the shares of the

20 E. Y. Syndicate are valueless.

With reference to the difficulty you raise as to the agreement for providing office accommodation, it would appear to me that so long as the Yukon Company is definitely bound to pay rent, etc. to your Clients, there is no reason why your clients should not agree to provide accommodation for the subsidiary Companies without such subsidiary companies being made parties.

Yours faithfully,

RALEIGH S. SMALLMAN.

D.86.—Copy Minutes of Meeting of E. Y. Syndicate Ltd.

30

E. Y. SYNDICATE LIMITED.

Minutes of a Meeting of Directors held on Friday, the 27th June, 1924, at 12 o'clock noon, at 8 Queen Street, E.C.4.

Present :

Mr. R. A. LAWTHER (*Chairman*)

Mr. MORRELL

Mr. RALEIGH S. SMALLMAN (*Secretary*).

In attendance :

Colonel R. C. FEILDING

Mr. A. N. C. TREADGOLD.

40 Minutes of the Meeting of the Directors held on the 17th instant were read and confirmed.

D.86.

Copy,
Minutes of
Meeting
of E.Y.
Syndicate,
Ltd.,
27th June,
1924.

Exhibits.
 ———
 D.86.
 Copy,
 Minutes of
 Meeting
 of E.Y.
 Syndicate
 Ltd.,
 27th June,
 1924—con-
 tinued.

The Secretary produced agreements between the Company and the General Mines Investment Ltd. and The Yukon Consolidated and the General Mines Investment Limited which were fully discussed and explained. And it was Resolved :

To leave the question of such agreements over until the next meeting and Mr. Treadgold was asked to supply a List showing what shares were to be allotted to the subscribers to the Syndicate.

The Secretary pointed out that the question of the General Mines Investment Ltd. being allotted shares of the Syndicate was immaterial as the Syndicate held the whole of the securities of the Yukon Companies as Trustee and not in their own right. 10

The question of the loan to the Syndicate, by the New North West Corporation Ltd. was considered and the Secretary was asked to see Major Cunynghame with a request that the loan should be extended for a further six months.

The Secretary reported the position of the Granville Debenture Holders' Action and he was authorised to have a cheque drawn for £500 to Mr. Edward Dexter on account of his remuneration as Receiver, and the suggested appointment of Sir Harold J. de Courcy Moore in the place of Mr. Edward Dexter who had intimated his intention to resign, was approved. 20

Letters were read from Mr. George E. Philcox, Mr. Edward A. Mitchell-Innes and Mr. Francis Moore addressed to the Chairman asking that Colonel Feilding should be appointed an additional Director and on the proposal of Mr. Morrell, seconded by Mr. Lawther it was Resolved

That Colonel Feilding should be appointed and was hereby appointed a Director of the Company.

Mr. Treadgold produced the letter which the Syndicate gave him with reference to the securities purchased from the Goldfields and their associated Companies and he was informed that there was no intention on the part of the Syndicate to go back on that letter in any way. 30

D.86.
 Copy,
 Minutes of
 Meeting
 of E.Y.
 Syndicate
 Ltd.,
 2nd July,
 1924.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

E. Y. SYNDICATE LIMITED.

Minutes of the Meeting of Directors held on Wednesday the 2nd day of July, 1924, at 8, Queen Street, London, E.C.4, at 12 o'clock mid-day.

The Minutes of last Meeting of the Directors were read and confirmed.

The Agreements of General Mines Investment Limited were considered and it was decided to let same stand over until next Meeting.

The Secretary produced an account received from the Canadian Solicitors of Yukon Consolidated and he was instructed to remit amount thereof 40 in due course.

The Secretary produced an Account from the General Mines Investment Limited for office services and a cheque was signed for same and handed to the Secretary for despatch.

The Secretary reported result of the interview with Major Cunynghame as to the loan by the New North West Corporation and informed the Directors that Major Cunynghame considered the time too early to consider the question of renewal and he also informed the Board that Mr. Draper, one of the Directors, was coming over to England when a Board Meeting of the New North West Corporation could be held in London.

10 The Secretary reported that he regretted that the list of securities charged to the New North West Corporation which was placed before the Meeting of Directors was incorrect as he omitted to include therein the £53,253 of the Granville Mining 7 per cent. Prior Lien Debenture Stock.

The question of the Company's costs relating to the loan was considered and the Secretary was instructed to see the Bank with reference thereto and report at next meeting.

20 The Secretary was instructed to send copies of all letters other than very long ones received with reference to the Company's business to the Directors, the Directors agreeing not to disclose any information contained therein until a Resolution by the Board agreeing to make such information public had been passed.

The Secretary was instructed to see Major Cunynghame with a view to obtaining at an early date a Statement of cash in the New North West Corporation, Burrell & Baird and the Northern Light and Power Company.

Exhibits.

D.86.

Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
2nd July,
1924—con-
tinued.

D.86.—Letter, A. N. C. Treadgold to E. Y. Syndicate.

Mansion House Chambers,
London, E.C.

2nd July, 1924.

D.86.
Letter,
A. N. C.
Treadgold
to E.Y.
Syndicate
Ltd.,
2nd July,
1924.

30 The E. Y. Syndicate Ltd.,
8, Queen Street, E.C.4.

Dear Sirs,

As required by your letter of the 25th January, 1924, I am perfectly willing to satisfy the Syndicate subscribers with respect to the preferred and ordinary shares of Yukon Consolidated Gold Corporation Limited to be allotted to them and for that purpose there are reserved 94,000 preferred and \$470,000 ordinary. These can be severally allocated as soon as the respective agreements with the several subscribers are put through.

Yours faithfully,

A. N. C. TREADGOLD.

Exhibits.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

D.86.
Copy,
Minutes of
Meeting of
E.Y.
Syndicate
Ltd.,
9th July,
1924.

Minutes of the Meeting of Directors of E. Y. Syndicate Ltd., held at 8, Queen Street, London, E.C.4, on Wednesday the ninth July, 1924, at 12 o'clock mid-day.

Present :

Mr. R. A. LAWTHER (*Chairman*)
Mr. MARK MORRELL
Colonel FEILDING, D.S.O.
Mr. RALEIGH S. SMALLMAN (*Secretary*).

Minutes of last meeting were read and confirmed. 10

The Agreement between General Mines Investment Limited and the Syndicate was further considered and discussed and adjourned.

The agreement between the Syndicate and Mr. Hadrill was considered and approved.

The Secretary reported that Mr. Draper had arrived in London and that he has tendered his resignation, not yet accepted, from the New North West Corporation Limited and Mr. A. L. Atkins had temporarily been appointed Director in his place.

The Chairman produced a letter he had received from Mr. Iseman dated the 24th May, 1924 with reference to the sinking of the dredge which at the Chairman's request was read by Colonel Feilding, and the general position as to this dredge was discussed. 20

D.86.
Letter,
A. N. C.
Treadgold
to R. C.
Feilding,
9th July,
1924.

D.86.—Letter, A. N. C. Treadgold to R. C. Feilding.

Mansion House Chambers,
London, E.C.
9th July, 1924.

Lt.-Colonel R. C. Feilding, D.S.O.,
87, Gresham Street,
London, E.C.2.

Dear Sir,

In consideration of the £5,000 which the General Mines Investment Limited has paid to the E. Y. Syndicate Limited I will nominate the General Mines Investment Limited for 23,500 Preference Shares of \$1 each and 100,000 Ordinary Shares of \$1 each in the Yukon Consolidated Gold Corporation Limited (the shares of both classes to be delivered to you or to your order by 21st August next and to be credited as fully paid). 30

I am,

Yours faithfully,

A. N. C. TREADGOLD.

We approve.

for the E. Y. Syndicate Limited.

Chairman. 40

D.86.—Copy Minutes of Meeting of E. Y. Syndicate Ltd.

Minutes of the Meeting of Directors of E. Y. Syndicate Limited held at 8, Queen Street, London, E.C.4, on Wednesday the 15th July, 1924, at 12 o'clock noon.

Present :

Mr. R. A. LAWTHER (*Chairman*)
 Mr. MARK MORRELL
 Colonel FEILDING
 Mr. RALEIGH S. SMALLMAN (*Secretary*).

In Attendance :

Mr. A. N. C. TREADGOLD.

Minutes of last Meeting were read and confirmed.

Agreement between Syndicate and General Mines Investment Limited was further considered and subject to certain minor alterations agreed.

Draft agreements between General Mines Investment Limited and Yukon Consolidated Gold Corporation Limited was considered and it was agreed, subject to alterations, that such agreement was made with the Yukon Consolidated Gold Corporation Limited only.

Secretary produced Mr. Black's account for payment and he was instructed to communicate with the Bank and ascertain the best means of paying such account.

The general position of the Yukon was fully discussed and information given by Mr. Treadgold relative thereto.

Exhibits.
 ———
 D.86.
 Copy,
 Minutes of
 Meeting
 of E.Y.
 Syndicate
 Ltd.,
 15th July,
 1924.

10

D.86.—Copy Minutes of Meeting of E. Y. Syndicate Ltd.

E. Y. SYNDICATE LIMITED.

Minutes of the Meeting of Directors held at No. 8 Queen Street, London, E.C.4, on Wednesday the 13th day of August at 12 o'clock noon.

Present :

Mr. M. MORRELL (*Chairman*)
 Colonel FEILDING
 Mr. A. N. C. TREADGOLD
 Mr. R. S. SMALLMAN.

The Minutes of the last meeting were read and confirmed.

A cheque for £100 in favour of the Canadian Bank of Commerce was drawn in settlement of Law costs and charges.

The Secretary reported the execution of a bill for £1,250 in favour of the Canadian Bank of Commerce and a further bill for £500 was duly signed, these Bills being in respect of costs of Messrs. Julius Edwards and Julius and Mr. Dexter's fees.

The agreement between the Syndicate and General Mines Investment Co., Ltd. was read and approved and it was resolved that Mr. R. S. Smallman be authorised to sign such agreement on behalf of the Company.

D.86.
 Copy,
 Minutes of
 Meeting
 of E.Y.
 Syndicate
 Ltd.,
 13th August,
 1924.

30

Exhibits.

—
D.86.
Copy
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
13th August,
1924—con-
tinued.

The question of the Agreement between the Yukon Consolidated Gold Corporation Ltd. and General Mines Investment Co., Ltd., was considered and it was decided to leave same over until Mr. Lawther returned next week.

The Agreement between the Syndicate and Mr. Hadrill was read and approved, and it was resolved that Mr. R. S. Smallman sign same on behalf of the Syndicate.

It was resolved that the next meeting of Directors be held at 8 Queen Street on Wednesday the 20th August, 1924, at 12 noon.

Mr. Morrell raised the question as to holding future meetings at B.F.C. House, but it was decided to leave the matter over until Mr. Lawther's return.

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D.86.
Agreement
between
E.Y.
Syndicate
Ltd. and
General
Mines
Investment
Company
Ltd.,
20th August,
1924.

D.86.—Agreement between E. Y. Syndicate Ltd. and General Mines Investment Company.

This Agreement made the 20th day of August 1924 between the E. Y. Syndicate Limited whose registered office is situate at No. 8 Queen Street in the City of London (hereinafter called "the Syndicate") of the one part and General Mines Investment Company Limited whose registered office is situate at No. 87 Gresham Street in the City of London (hereinafter called "the Subscribers") of the other part Whereas the Syndicate was incorporated in England under the Companies Acts 1908 to 1917 on the 4th day of October 1922 with a capital of £100 divided into 2,000 shares of one shilling each And Whereas the Yukon Consolidated Gold Corporation Limited (hereinafter called "the Canadian Company") was incorporated at Ottawa in the Province of Ontario in the Dominion of Canada on the 14th day of April 1923 under the laws of the Dominion of Canada with a capital of \$6,000,000 divided into 6,000,000 ordinary shares of \$1 each And Whereas by a Bye-law duly passed by the Canadian Company the shares of the Canadian Company were altered and became 500,000 of such shares became 500,000 8 per centum cumulative convertible preferred shares one dollar each and the remaining 5,500,000 shares remained as 5,500,000 ordinary shares of \$1 each And Whereas the Syndicate has entered into arrangement whereby it is enabled to transfer or cause to be transferred to the Canadian Company certain securities giving the working control of the major portion of the Klondike Gold Field And Whereas the Subscribers have subscribed to the Syndicate the sum of £5,000 on the terms hereinafter contained And Whereas the Syndicate has agreed with the Subscribers to pay to them in cash the sum mentioned in clause 2 hereof and to transfer or cause to be transferred or allotted to them or their nominees the shares in the Canadian Company mentioned in clause 2 hereof in full satisfaction of all claims which the Subscribers may have hereunder Now it is Hereby Agreed between the parties hereto as follows:—

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1.—The Syndicate agrees to transfer or cause to be transferred to the Canadian Company on or before the 31st August 1924 or such later date as may be mutually agreed upon the securities before mentioned.

2.—The Syndicate agreed to pay to the Subscribers in cash interest on the said sum of £5,000 after the rate of 8 per cent. per annum from the date

of payment of the said sum of £5,000 until the said preference shares shall have been allotted as hereinafter mentioned and to transfer or cause to be transferred or allotted to the Subscribers or their nominees on or before the 31st day of August next or such later date as may be mutually agreed upon 23,500 8 per centum cumulative convertible preferred shares of \$1 each in the Canadian Company credited as fully paid up and 100,000 ordinary shares of \$1 each in the Canadian Company credited as fully paid up.

3.—Provided always and it is Hereby Agreed that the Syndicate may if it so desire pay to the subscribers the sum of £5,000 in lieu of allotting to 10 them the 23,500 cumulative convertible preferred shares in the Canadian Company.

4.—Provided always and it is Hereby Agreed that in the event of the Syndicate failing to transfer or cause to be transferred or allotted the said shares in the Canadian Company as before provided by the 31st day of August next then and in such case the Syndicate shall if so required by the Subscribers return to the Subscribers the said sum of £5,000 which sum the Subscribers shall accept in full settlement of all claims which they may have under this agreement whatsoever.

In Witness whereof Raleigh Strong Smallman on behalf of the Syndicate 20 and Rowland Charles Feilding and John Alexander Stirling on behalf of the Subscribers have hereunto set their hands the day and year first above written.

RALEIGH S. SMALLMAN,
6d. stamp.

D.86.—Copy Minutes of Meeting of E. Y. Syndicate Ltd.

Extract from Minutes of a Board Meeting of the E. Y. Syndicate Ltd. held on August 20th 1924 at 12 noon.

Present :

30 Mr. R. A. LAWTHER (*in the Chair*)
Mr. MARK MORRELL
Lieut.-Colonel R. C. FEILDING, D.S.O.

In Attendance :

Mr. A. N. C. TREADGOLD
Mr. G. C. MARSH.

The position of Secretary to the Syndicate was considered and in view of the Syndicate's change of office it was proposed by the Chairman and seconded by Mr. Morrell that Mr. R. S. Smallman who has hitherto acted as Secretary in addition to his duties as Director should be relieved of his secretarial responsibilities and that Mr. George Curtis Marsh be and he is 40 hereby appointed Secretary of the Syndicate. This Resolution was put to the Meeting and was carried unanimously.

Exhibits.

D.86.

Agreement
between
E.Y.

Syndicate
Ltd. and
General
Mines
Investment
Company
Ltd.,

20th August,
1924—*con-
tinued.*

D.86.

Copy
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
20th August,
1924.

Exhibits.

D.86.—Letter, A. N. C. Treadgold to R. C. Feilding.

22nd August 1924.

D.86.

Letter,
A. N. C.
Treadgold
to R. C.
Feilding,
22nd Aug-
ust, 1924.

Lt.-Colonel R. C. FEILDING, D.S.O.
for General Mines Investment Ltd.

Dear Sirs,

I herewith tender Five thousand pounds in repayment of the five thousand pounds advanced by you for the purposes of the Consolidation of Yukon interests. I require a receipt in the form submitted herewith. I understand that you are unwilling to tender your resignations from the Boards of the Yukon Cos. until you have consulted your Co-Directors, and that you will now consult them; but Mr. Morrell was present and heard your response yesterday to my offer to buy you out entirely for £5,000 (the sum you advanced) so that you surely need only see Mr. Lawther, if anybody. I will return with the cheque this afternoon.

Yours faithfully,

(sgd.) A. N. C. TREADGOLD.

D.86.
Receipt,
22nd Aug-
ust, 1924.

D.86.—Receipt.

(Copy)

Raleigh S. Smallman

8, Queen Street,
Cheapside,
London, E.C.4.

20

August 22nd, 1924.

Received the sum of Five thousand Pounds (£5,000.0.0) in full settlement of all my and my Associated Companies interests in the E. Y. Syndicate Limited, Yukon Consolidated and all Companies interested in the consolidation of the Yukon interests. It is agreed that the payment of this sum cancels all agreements between me and my Associated Companies and the E. Y. Syndicate Limited, Yukon Consolidated and Associated Companies, and I hereby resign from Boards of E. Y. Syndicate Limited and Yukon Consolidated.

D.86.—Letter, R. S. Smallman to G. C. Marsh.

8, Queen Street,
Cheapside, E.C.4.
October 7th, 1924.

Exhibits.

D.86.

Letter,
R. S. Small-
man to
G. C. Marsh,
7th Octo-
ber, 1924.

Dear Sir,

Re E. Y. Syndicate Limited

I have received a letter from the Auditors of the Company in which they request me to submit the draft Balance Sheet to the Board of Directors to-morrow and obtain the signatures of the Directors in office during 1923 at the end of the Balance Sheet, so I shall be obliged if you will put the signing of this Balance Sheet on the Agenda for to-morrow's meeting. I enclose Balance Sheet for signature.

The auditors also desire the Board to pass a Resolution stating that all the transactions of the Company, including the execution of the agreements referred to in the Minutes of the 6th December 1923 and the arrangement with the Canadian Bank of Commerce appearing in the Minutes of the 15th December 1923 when £5,000 was borrowed from that Bank, were entered into by the Company as Trustees only, and I shall therefore be obliged if you will kindly place the following resolution on to-morrow's Agenda :—

RESOLUTION

It was declared that the whole of the transactions of the Company since its incorporation with the exception of the issue of its shares and the appointment of officers have been entered into by the Company as Trustees only, and further that the two agreements between the Gold Fields American Development Company Ltd. and the Company both dated the 6th December 1923 were entered into by the Company as Trustees only and not for the benefit of the Company, and that the loan of £5,000 obtained from the Canadian Bank of Commerce and referred to in the Minutes of the Company of the 15th December 1923 was a loan made to the Company as Trustees and in order to enable them to carry into effect the before mentioned agreements of the 6th December 1923. It is further put on record that the said agreements of the 6th December 1923 have now been carried out and the purchase of the securities therein referred to completed, and that the loan of £5,000 from the Canadian Bank of Commerce has now been repaid, and the Company itself is now neither directly or indirectly liable to any third parties for any amounts as at the 31st December 1923, subject and except that they are liable to account to the persons for whom they act as Trustees for all monies received and expended by the Company.

Yours faithfully,

RALEIGH S. SMALLMAN.

G. C. Marsh, Esq.,
Assistant Secretary,
E. Y. Syndicate Ltd.

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Exhibits.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

D.86.

Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
8th Octo-
ber, 1924.

THE E. Y. SYNDICATE LIMITED

Minutes of a Directors Meeting held at 87 Gresham Street London E.C.2, on Wednesday October 8th 1924 at 12 noon.

Present :

Mr. R. A. LAWTHER (*in the Chair*).
Lieut-Colonel R. C. FEILDING, D.S.O.
Mr. M. MORRELL
Mr. RALEIGH S. SMALLMAN.

In Attendance :

Mr. A. N. C. TREADGOLD
The ASST. SECRETARY.

10

The Minutes of the previous meeting were read and signed.

Mr. Treadgold reported that the negotiations between Messrs. Beatty and Govett were progressing satisfactorily and as soon as the deal was completed he would report to the Chairman. Mr. Smallman's letter dated October 7th 1924 was submitted to the Meeting and as requested by the Syndicate's auditors the following resolution was passed :—

It was declared that the whole of the transactions of the Company since its incorporation, with the exception of the issue of its shares and the appointment of officers have been entered into by the Company as Trustees only, that the two agreements between the Goldfields American Development Company Limited and the Company both dated the 8th December 1923 were entered into by the Company as Trustees only and not for the benefit of the Company, and that the loan of £5,000 obtained from the Canadian Bank of Commerce and referred to in the Minutes of the Company of the 15th December 1923 was a loan made to the Company as Trustees and in order to enable them to carry into effect the before mentioned agreements of the 6th December 1923. It is further put on record that the said agreements of the 6th December 1923 have now been carried out and the purchase of the securities therein referred to completed, and that the loan of £5,000 from the Canadian Bank of Commerce has now been repaid, and the Company itself is now neither directly or indirectly liable to any third parties for any amounts as at 31st December 1923 subject and except that they are liable to account to the persons for whom they act as Trustees for all monies received and expended by the Company.

The accounts for the year 1923 were placed before the Board and having been passed by them they were signed by Mr. Lawther and Mr. Morrell on behalf of the Syndicate.

An account, rendered by the General Mines Investment Ltd. for office rent and secretarial accommodation was submitted. This account being passed by the Board a cheque was authorised to be drawn in settlement of same. The amount being £87.10.0.

ROBT. A. LAWThER.

D.86.
Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
8th Octo-
ber, 1924—
continued.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

Extract from Minute of Board Meeting of E. Y. Syndicate held on November 7th, 1924.

Present :

10 R. A. LAWThER, Esq. (*in the Chair*).
Lieut-Colonel R. C. FEILDING, D.S.O.
RALEIGH S. SMALLMAN.
MARK MORRELL, Esq.

In Attendance :

A. N. C. TREADGOLD, Esq.
The ASST. SECRETARY.

20 In view of Mr. Treadgold's prospective journey to Canada Mr. Smallman was requested to submit draft Power of Attorney empowering Mr. Treadgold to sign on behalf of the Syndicate such documents as may be necessary in connection with the transference of control of operations in the Yukon to the Yukon Consolidated Gold Corporation Limited.

D.86.
Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
7th Nov-
ember, 1924.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

Extract from Minute of Board Meeting of E. Y. Syndicate held on November 12th, 1924.

Present :

30 R. A. LAWThER, Esq. (*in the Chair*).
Lieut-Colonel R. C. FEILDING, D.S.O.
RALEIGH S. SMALLMAN, Esq.
MARK MORRELL, Esq.

In Attendance :

A. N. C. TREADGOLD, Esq.,
The ASST. SECRETARY.

Mr. Smallman submitted a Power of Attorney from the E. Y. Syndicate in favour of Mr. A. N. C. Treadgold. After same had been read and discussed it was sealed and signed in the presence of a Notary. Mr. Smallman undertook to supply each Director with a copy of the document. It was Resolved :

40 That Mr. Smallman be requested to hold the Power of Attorney until such time as the Directors may have signified their approval that the same to be handed to Mr. Treadgold.

D.86.
Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
12th Nov-
ember, 1924.

Exhibits.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

D.86.
Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
26th Nov-
ember, 1924.

Extract from Minute of Board Meeting of E. Y. Syndicate held on November 26th, 1924.

Present :

Mr. R. A. LAWTHOR (*in the Chair*).
Lieut-Colonel R. C. FEILDING, D.S.O.
Mr. MARK MORRELL.
Mr. RALEIGH S. SMALLMAN.

In Attendance :

Mr. A. N. C. TREADGOLD
The ASST. SECRETARY.

10

A fresh Power of Attorney from the Syndicate in favour of A. N. C. Treadgold was signed and sealed in the presence of a Notary and an undertaking was handed to the Directors by Mr. Treadgold defining and limiting the uses for which the said Power of Attorney can be used by him.

D.86.

D.86.—Copy Minutes of Meeting of E. Y. Syndicate Ltd.

Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
3rd Decem-
ber, 1924.

Extract from Minute of Board Meeting of E. Y. Syndicate held on December 3rd, 1924.

Present :

Lieut-Colonel R. C. FEILDING (*in the Chair*).
Mr. MARK MORRELL.
Mr. RALEIGH S. SMALLMAN.

20

In Attendance :

The ASST. SECRETARY.

Mr. Smallman placed on the table the Power of Attorney in favour of Mr. A. N. C. Treadgold that was signed and sealed on the 12th November last and it was Resolved :

That this Power of Attorney be destroyed and this was accordingly burnt in the presence of the Board.

D.86.—Copy Minutes of Meeting of E. Y. Syndicate Ltd.

Extract from Minute of Board Meeting of E. Y. Syndicate held on April 16th, 1925.

Present :

Mr. R. A. LAWThER (*in the Chair*).
 Mr. MARK MORRELL.
 Lt-Colonel R. C. FEILDING, D.S.O.
 Mr. RALEIGH S. SMALLMAN.

In Attendance :

10 GEO. C. MARSH, Asst. Secretary

The Minutes of the previous meeting were read and signed. Mr. Smallman reported as to agreement and other documents entered into by Mr. A. N. C. Treadgold in Canada as Attorney for the Syndicate. The question of assigning the various securities to the Yukon Consolidated Gold Corporation Limited was considered and Mr. Smallman was requested to ascertain whether it would be possible for the Yukon Consolidated Gold Corporation Ltd. to take over the remaining assets and have the loans obtained by the Syndicate transferred to the Yukon Consolidated Gold Corporation Ltd. The question of the shares coming to the Syndicate was
 20 considered and it was thought that some arrangement could be come to with the holders of the other shares for pooling arrangement to be entered into whereby the money obtained by the sale of shares should be paid in the first place to those persons who had actually found cash for the purpose of the consolidation.

D.86.—Letter, A. N. C. Treadgold to R. A. Lawther & others.

S.S. "Adriatic."
 9th May, 1925.

To :—

30 Messrs. R. A. LAWThER
 M. MORRELL
 R. S. SMALLMAN
 R. C. FEILDING
 F. de M. CUNYNGHAME
 F. A. GOVETT
 A. CHESTER BEATTY

As a special body of friends helping my many friends and myself to do justice to the Klondike Consolidation, which I assert deserves and can repay any trouble taken on its behalf.

D.86.
 Letter,
 A. N. C.
 Treadgold
 to R. A.
 Lawther
 and others,
 9th May,
 1925.

Gentlemen,

Believing as I do that you all in your several ways can assist the Consolidation and knowing that there is no London advisory Committee as yet technically installed I make this following declaration to you namely,
 40 that I will conduct the season's operations as one (ex officio) member of the advisory Board, with due reference to the said Board, I believe that

Exhibits.
 D.86.
 Letter,
 A. N. C.
 Treadgold
 to R. A.
 Lawther
 and others
 9th May
 1925—con-
 tinued.

I can cable the local technical matters in language which the Advisory Board can understand, though this has been considered difficult. I desire to have you thoroughly with me and I believe that I can give you the prior understanding of facts before we together commit ourselves to matters of policy and, to show my belief that I understand what you desire in the way of normal company lines, and can give you what you desire, I hereby bind myself to retire from official connection with the business, if you agree that anything I do or *fail to do* in the Klondike this season, violates this my promise to consult you fairly, as above. I suggest, however, in view of the very harsh position, which might arise in consequence of the remoteness of Klondike, that you ought to go very slow yourselves and endeavour to hear me and to make your desires clear to me; for I believe that you and I (and my many friends) aim at the same thing, and, in view of many mistakes made long ago and not all by any one man of us, we ought to be a little tolerant once again. Without wishing to offend anyone's feelings, I feel sure that just now Canada is even more important to us all than is London; I will do my very best with you and for you against next Autumn, when the season closes and we can tell one another fully our views in London. 10

Yours faithfully,

(Signed) A. N. C. TREADGOLD. 20

P.S. The London Advisory Committee will be appointed on May 18th or 19th. If Mr. Beatty decides to come on the Committee, let me know by cable by about May 17th or 18th, kindly.

D.86.—Copy Minutes of Meeting of E. Y. Syndicate Ltd.

D.86.
 Copy,
 Minutes of
 Meeting
 of E. Y.
 Syndicate
 Ltd.,
 13th May,
 1925.

Extract of the Minutes of a Meeting of Directors held on the 13th May, 1925, at 12 noon.

Present :

Mr. R. A. LAWThER (*in the Chair*).
 Mr. RALEIGH S. SMALLMAN
 Lieut-Colonel R. C. FEILDING, D.S.O.
 Mr. M. MORRELL. 30

In Attendance :

Major F. de M. CUNYNGHAME
 GEORGE C. MARSH (*Asst. Secretary*).

The question of the safe custody of the shares of the North Fork Power Company was discussed and Mr. Smallman undertook to write a letter to the Board setting out nature of the Trust under which he holds these shares.

D.86.—Letter, R. S. Smallman to The Chairman, E. Y. Syndicate Ltd.

RALEIGH S. SMALLMAN.

8, Queen Street,
Cheapside, E.C.4.
20th May, 1925.

Re North Fork Power Co., Ltd.

Dear Sir,

The shares of the Company that have been issued with the exception of the qualifying shares of the Directors are held as to a portion by me here and a portion by Mr. Chrysler at Ottawa, these latter to my order.

10 In accordance with your request, I am writing to inform you that I hold these shares as Trustee to ensure that the shares of the Yukon Consolidated Gold Corporation Ltd., given to the North Fork Power Co., Ltd. are distributed in accordance with the various agreements and arrangements and it would appear clear that my position is that if at any time it was ascertained that the shares were not being distributed in accordance with the agreements, it would be my duty to take immediate steps to protect the interests of the subscribers to the E. Y. Syndicate Ltd., Messrs. Beatty and Govett and Mr. Treadgold and any people who subscribed for shares, and it is really for all these people that I am Trustee. The shares are duly
20 endorsed and therefore equal to bearer shares.

I trust this letter is sufficient for your requirement.

Yours faithfully,

RALEIGH S. SMALLMAN.

The Chairman,
E. Y. Syndicate Ltd.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

Extract from Minute of Board Meeting of E. Y. Syndicate held on
7th July, 1925.

Present :

30 Mr. R. A. LAWTHER (*in the Chair*)
Lieut-Colonel R. C. FEILDING, D.S.O.
Mr. MARK MORRELL
Mr. RALEIGH S. SMALLMAN.

In Attendance :

GEO. C. MARSH, *Asst. Secretary*
Mr. JOHN A. DUNN.

Resolved :

40 "That notice be given forthwith to Major F. de M. Cunynghame and Mr. Raleigh S. Smallman that neither they, nor either of them, part with any of the securities relating to the Yukon Consolidation without the consent of the Board."

Exhibits.

D.86.
Letter,
R. S. Small-
man to The
Chairman,
E.Y.
Syndicate
Ltd.,
20th May,
1925.

D.86.
Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
7th July,
1925.

D.86.—Memorandum of E. Y. Syndicate Ltd.

87, Gresham Street,
London, E.C.2.

Private and Confidential.

September 10th, 1925.

YUKON CONSOLIDATION.

This business is in a state of chaos. The position may be analysed as follows :—

1. Mr. Treadgold went to Canada with instructions to appoint local Boards of Directors to the consolidated Company and to the associated
10 Companies. These Boards were to be entirely composed of Canadians and were to be subject to Advisory Committees to be domiciled in London. The Advisory Committees were to be appointed by the new Canadian Boards as soon as the latter were formed.

To enable him to carry out this programme Mr. Treadgold was handed the resignations of the English Directors. It is understood, however, that he did not make use of all these resignations. Further, it is understood, that he misused the powers given him by appointing himself President of all the Companies. He deliberately neglected to have the Advisory Committee appointed.

20 This statement is based on such information as we have been able to obtain from Mr. Treadgold himself and from others. The information furnished by Mr. Treadgold is, however, exceedingly scanty.

2. When it was learnt that Mr. Treadgold had got himself appointed President of the associated Companies a demand was made that he should immediately resign.

Mr. Treadgold promised to resign and cabled that his resignations were being sent in. This promise has not been kept.

3. Mr. Treadgold has apparently succeeded for the time being in assuming a complete dictatorship over the whole business. He ignores
30 the customary procedure of ordinary business men. He ignores the London Office altogether. He sends no proper reports, and when he does write or cables it is not to the office of the E. Y. Syndicate Ltd. or the consolidated Company, but sometimes to one and sometimes to another of his friends in London.

4. Mr. Treadgold has failed in carrying out the agreements and promises made with and to the Subscribers to the E. Y. Syndicate Ltd.

Having regard to the above it is now agreed between the various interested parties that the following programmes shall be carried out :—

1. A representative shall be sent to Canada at the earliest possible
40 moment with plenipotentiary powers and with instructions :—

(a) To wind up the Yukon Consolidated Gold Corporation Ltd. in Canada, or transfer the Company to London, England.

(b) To obtain the resignations of all the directors of the associated Companies.

Exhibits.

D.86.

Memorandum of E. Y. Syndicate Ltd.,
10th September, 1925.

Exhibits.
 ———
 D.86.
 Memorandum of E.Y.
 Syndicate
 Ltd.,
 10th September, 1925
 —continued.

(c) To appoint new Boards to the Associated Companies to be composed of the Companies' Dawson employees. The resignations of these directors will be held in London.

(d) To transfer the assets of the Yukon Consolidated Gold Corporation Ltd. to the E. Y. Syndicate Ltd.

(Note) This will only be done in the event of Yukon Consolidated Gold Corporation Ltd. being abandoned.

(e) To transfer the shares of North Fork Power Company to the nominees of the E. Y. Syndicate Ltd.

(Note) The whole of the share capital of the North Fork Power Company belongs to the E. Y. Syndicate Ltd. The share certificates are of the usual American type, i.e. they become "Bearer" certificates after endorsement by the registered holder. In this case Mr. Treadgold is the registered holder, but, though he had endorsed the certificates he put an embargo on their transfer when we attempted to have them registered in the names of our nominees. 10

This is another example of the methods employed by Mr. Treadgold to keep himself in power.

(f) To apply to the Court for an injunction to prevent the Directors of the associated Companies from leasing or encumbering or selling any of the said Companies property, or of acquiring new property, and, if possible cancel any previous leases that may exist. 20

2. To appoint a general manager to take charge at Dawson.

3. To if necessary increase the capital of E. Y. Syndicate Ltd., or alternatively to register a new Company in London to take the place of the Yukon Consolidated Gold Corporation Ltd.

4. To transfer all the consolidated interests to one of the Companies referred to in the last paragraph, and to allot the proper proportion of shares of the said Company to the various contributing parties.

For and on behalf of the
 E. Y. Syndicate Limited

30

ROBT. A. LAWTHORP
 MARK MORRELL
 R. C. FEILDING.

D.86.—Letter, Harold Elwell & Co. to R. S. Smallman.

25th September, 1925.

R. S. Smallman, Esq.,
8, Queen Street, E.C.4.

E. Y. Syndicate Limited

Dear Sir,

In order to prepare the Power of Attorney referred to at this Company's Board Meeting on the 17th inst. we require the lists of securities and information relating thereto which you arranged to prepare.

10 As delay may affect our clients interests we would feel much obliged if you would let us know when you will be able to let us have these lists and information.

Yours faithfully,

HAROLD ELWELL & Co.

Exhibits.

D.86.

Letter,
Harold
Elwell &
Co. to R. S.
Smallman,
25th Sept-
ember, 1925.

D.86.—Letter, R. S. Smallman to Harold Elwell & Co.

Raleigh S. Smallman.

8, Queen Street,
Cheapside, E.C.4.

26th September, 1925.

Re E. Y. Syndicate

20 Dear Sirs,

I thank you for your letter of yesterday's date and in reply thereto will let you have the List of Securities as soon as possible, but it is a long job and wants very careful checking.

Yours faithfully,

RALEIGH S. SMALLMAN.

Messrs. Harold Elwell & Co.,
65, Coleman Street, E.C.2.

S.86.

Letter,
R. S. Small-
man to
Harold
Elwell &
Co.,
26th Sept-
ember, 1926.

D.86.—Letter, Harold Elwell & Co. to R. S. Smallman.

28th September, 1925.

30 Raleigh S. Smallman, Esq.,
8, Queen Street,
Cheapside, E.C.4.

E. Y. Syndicate.

Dear Sir,

We are in receipt of your letter of the 26th inst. and trust you will be able to let us have the list of securities at an early date, as the matter is of extreme importance to our clients.

D.86.

Letter,
Harold
Elwell & Co.
to R. S.
Smallman,
28th Sept-
ember, 1925.

Exhibits.
 —
 D.86.
 Letter,
 Harold
 Elwell & Co.
 to R. S.
 Smallman,
 28th Sept-
 ember, 1925
 —continued.

In the meantime would you be kind enough to let us know exactly how Treadgold became President of the Yukon Consolidated Co., The North West Co., and other companies. You did explain this to the writer at the meeting, but his recollection is not very clear on the subject, so you will excuse our troubling you again with reference to this matter.

Yours faithfully,

HAROLD ELWELL & Co.

D.86.—Letter, R. S. Smallman to Harold Elwell & Co.

D.86.
 Letter,
 R. S. Small-
 man to
 Harold
 Elwell
 & Co.,
 30th Sept-
 ember,
 1925.

Raleigh S. Smallman.

8, Queen Street,

Cheapside, E.C.4.

30th September, 1925.

10

Re E. Y. Syndicate Limited

Dear Sirs,

I thank you for your letter of the 28th instant and in reply thereto I will let you have the List as soon as possible.

It is rather difficult to explain exactly now Mr. Treadgold became President of the Yukon Consolidated Gold Corporation and the other Companies but the position was that the major Companies had English Boards and it was decided to change the Boards to Canadian and in order to do this, it is necessary under the usual Canadian practice for one member of the Board to attend a Meeting in England and then in Canada. Canadian Companies usually have a Directorate of a fixed number, say five, with a quorum of three, and therefore, in order to enable the Directors to be transferred from one country to another, it is necessary to hold a Board Meeting in England when one member resigns and in his stead is appointed a gentleman who is travelling to America and in this particular case, Mr. Treadgold.

At the meeting two other of the English Directors retire and two Canadian Directors are appointed and immediately after the Meeting the two remaining English Directors hand in their resignations, which are taken to Canada by the Director going there, who then calls a Meeting and he and the two new Canadian Directors appointed at the last Meeting then accept the resignations of the two remaining Directors and appoint Canadian Directors in their stead, and this is the way I believe Mr. Treadgold became appointed a Director of the Company, and the Board I assume subsequently elected him President.

Yours faithfully,

R. SMALLMAN.

Messrs. Harold Elwell & Co.,
 65, Coleman Street, E.C.2.

40

D.86.—Letter, R. S. Smallman to . . .

Raleigh S. Smallman.

8. Queen Street,
Cheapside,
London, E.C.4.

2nd October, 1925.

Re E. Y. Syndicate Limited
Granville Mining Co. Limited.Exhibits:
D.86.
Letter.
R. S. Small-
man to
.....
2nd Octo-
ber, 1925.

Dear Sirs,

I have in my possession the following securities relating to the Gran-
ville Mining Company Limited :—

Ordinary Shares.

| No. of Certificate | No. of Shares | Registered Holder |
|-----------------------|-------------------------------|--|
| A. 399 | 7,590 | G. American Development Co., Ltd. |
| A. 84 | 24,000 | do |
| A. 372 | 27,500 | do |
| A. 51 | 44,093 | do |
| A. 936 | 14,761 | Gold Mines Investment Co., Ltd. |
| A. 387 | 1,000 | do |
| 20 A. 86 | 3,930 | do |
| A. 937 | 14,761 | S. African Gold Trust Ltd. |
| A. 408 | 1,000 | do |
| A. 87 | 3,930 | do |
| A. 440 | 2,640 | Consold. Goldfields of S. Africa Ltd. |
| A. 438 | 10 | James Prinsepp & George Fredck. Dawkins |
| B. 17 | 200 | Edward Birkenrouth |
| A. 383 | 200 | Hon. Cecil Marcus Knatchbull Hugessen |
| | 145,615 | |
| 30 | First Charge Debenture Stock. | |
| | £ | |
| A. 904 | 596 | Goldfields American Development Co. Ltd. |
| A. 13 | 15,650 | do |
| A. 90 | 34,350 | do |
| A. 278 | 110,000 | do |
| A. 905 | 194 | Gold Mines Investment Co. Ltd. |
| A. 16 | 6,550 | do |
| A. 172 | 11,450 | do |
| A. 1013 | 4,307 | S. African Gold Trust Ltd. |
| 40 A. 853 | 7,143 | do |
| A. 45 | 6,550 | do |
| A. 907 | 194 | do |
| | £196,984 | |

| Exhibits. | Debenture Stock Income Notes. | | | | | |
|---|-------------------------------|------------------|----|----|-------------------|---|
| D.86. Letter, R. S. Small- man to, 2nd Octo- ber 1925— <i>continued.</i> | No. of Certificates | No. of Shares | | | Registered Holder | |
| | | £ | s. | d. | | |
| | A. 179 | 7,226 | 16 | 0 | - | Goldfields American Development Co. Ltd. |
| | B. 177 | 3,613 | 8 | 0 | - | do |
| | C. 79 | 5,169 | 3 | 0 | - | do |
| | C. 24 | 10 | 0 | 0 | - | Rt. Hon. Lord Brabourne |
| | A. 454 | 818 | 14 | 0 | - | |
| | B. 450 | 409 | 7 | 0 | - | do |
| | C. 188 | 984 | 11 | 0 | - | do |
| | A. 194 | 818 | 14 | 0 | - | Gold Mines Investment Co. Ltd. |
| | B. 546 | 409 | 7 | 0 | - | do |
| | C. 78 | 984 | 11 | 0 | - | do |
| | C. 30 | 132 | 0 | 0 | - | Consolidated Goldfields of S. Africa Ltd. |
| | | £20,576 | 11 | 0 | | |

10

Provisional Certificates entitling Holder to
First Charge Debenture Stock and/or Income Notes.

| | | £ | s. | d. | | |
|--|-------|--------|----|----|---|---|
| | A. 33 | 1,811 | 2 | 0 | - | Goldfields American Development Co. Ltd. |
| | B. 2 | 905 | 11 | 0 | - | do |
| | A. 6 | 460 | 13 | 0 | - | Gold Coast Amalgamated Mines Ltd. |
| | B. 6 | 230 | 6 | 0 | - | do |
| | A. 1 | 210 | 0 | 0 | - | Consolidated Goldfields of S. Africa Ltd. |
| | B. 1 | 105 | 0 | 0 | - | do |
| | A. 5 | 170 | 2 | 0 | - | South African Gold Trust Ltd. |
| | B. 5 | 85 | 1 | 0 | - | do |
| | A. 3 | 143 | 17 | 0 | - | Gold Mines Investment Co. Ltd. |
| | B. 3 | 71 | 18 | 0 | - | do |
| | | £4,193 | 10 | 0 | | |

30

Receivers Certificates—First Loan.

| | | £ | s. | d. | |
|--|--------|--------|----|----|--|
| | No. 15 | 1,850 | 0 | 0 | - Goldfields American Development Co. Ltd. |
| | No. 17 | 142 | 0 | 0 | - South African Gold Trust Ltd. |
| | | 1,992 | 0 | 0 | |
| | No. 18 | 127 | 0 | 0 | - Gold Mines Investment Co. Ltd. |
| | No. 16 | 105 | 0 | 0 | - Gold Coast Amalgamated Mines Ltd. |
| | | £2,224 | 0 | 0 | |

Receivers Certificates—Second Loan.

| No. | £ | s. | d. | |
|-----|---------------|----------|----------|--|
| 30 | 1,500 | 0 | 0 | - Goldfields American Development Co. Ltd. |
| 35 | 114 | 0 | 0 | - New Gold Trust Ltd. |
| 31 | 102 | 0 | 0 | - Gold Mines Investment Co. Ltd. |
| 38 | 112 | 0 | 0 | - |
| | <u>£1,828</u> | <u>0</u> | <u>0</u> | |

Exhibits.
 D.86.
 Letter,
 R. S. Small-
 man to

 2nd Octo-
 ber 1925—
continued.

Receivers Certificate—Third Loan.

No. 1a - £147 7 11 - Goldfields American Development Co. Ltd.

10 I hold transfer in blank of the whole of the above with the exception of the Receivers Certificates.

I will let you have particulars of the other securities which I hold and particulars of those which I have held and have not now, next week.

Yours faithfully,

RALEIGH S. SMALLMAN.

D.86.—Letter, Harold Elwell & Co. to R. S. Smallman.

5th October, 1925.

Raleigh S. Smallman, Esq.,
 8, Queen Street,
 20 Cheapside, E.C. 4.

Re E. Y. Syndicate.

Dear Sir,

We are obliged by your letter of the 30th ultimo with reference to your letter of the 1st inst. Will you kindly let us know whether you hold the securities named therein on behalf of the E. Y. Syndicate.

Yours faithfully,

HAROLD ELWELL & Co.

D.86.
 Letter,
 Harold
 Elwell
 & Co. to
 R. S. Small-
 man,
 5th Octo-
 ber, 1925.

D.86.—Letter, R. S. Smallman to Harold Elwell & Co.

30 Raleigh S. Smallman.

8, Queen Street,
 Cheapside, E.C.4.

6th October, 1925.

Re E. Y. SYNDICATE LIMITED.

Dear Sirs,

I thank you for your letter of yesterday's date and in reply thereto, the securities mentioned in my letter to you of the 1st instant are a portion of those purchased by the E. Y. Syndicate Ltd. from the Goldfields American

D.86.
 Letter,
 R. S. Small-
 man to
 Harold
 Elwell
 & Co.,
 6th Octo-
 ber, 1925.

Exhibits. Development Co., Ltd., and are, therefore, I assume, held by me on account of that Syndicate, but of course, as you are aware, the contract has been entered into between the Syndicate and the North Fork Power Co. Ltd. for the sale to the North Fork Power Co. Ltd. of (inter alia) the securities mentioned in my letter of the 1st instant and the North Fork Power Co. Ltd. have entered into a similar contract for the sale of the same securities to the Yukon Consolidated Gold Corporation Limited and, therefore, the Yukon Consolidated Gold Corporation Limited have some interest in these securities.

D.86.
Letter,
R. S. Small-
man to
Harold
Elwell
& Co.,
5th Octo-
ber, 1926—
continued.

Yours faithfully,
R. SMALLMAN. 10

Messrs. Harold Elwell & Co.,
65, Coleman Street, E.C.2.

D.86. Letter, Harold Elwell & Co. to R. S. Smallman.
7th October, 1925.

Raleigh S. Smallman, Esq.,
8, Queen Street,
Cheapside, E.C.4.
Re E. Y. SYNDICATE LTD.

Dear Sir, 20
We are obliged for your letter of yesterday's date, contents of which we note.

Yours faithfully,
HAROLD ELWELL & Co.

D.86. Letter, R. S. Smallman to . . .
8, Queen Street,
Cheapside, E.C.4.
7th October, 1925.

Raleigh S. Smallman.
Re E. Y. SYNDICATE LIMITED.

Dear Sirs, 30
I beg to inform you that the following securities are with the Canadian Bank of Commerce and held by them to the order of the Syndicate. The securities are as follows:—

105,707 New North West Income Notes.
\$538,048 New North West Preference "A" Shares.
Assignment of interest in Burrell and Baird from Goldfields American Development Co. Ltd., to the E. Y. Syndicate Limited.

Similar assignment from E. Y. Syndicate Limited to New North West Corporation Ltd. Exhibits.

Option letter 6.12.23. The Goldfields American Development Co., Ltd., and others to E. Y. Syndicate Limited. D.86.

A further \$490,000 New North West Income Notes which have been charged to the New North West Corporation Ltd., were originally held by the Canadian Bank of Commerce in London, and I have to-day ascertained that these securities were forwarded to the New North West Corporation Limited at Ottawa, but when and by whose authority I do not know, however, I am enquiring.

Letter,
R. S. Small-
man to
.....
7th Octo-
ber 1925—
continued.

Yours faithfully,

R. SMALLMAN.

D.86.—Letter, R. S. Smallman to Harold Elwell & Co.

Raleigh S. Smallman.

8, Queen Street,
Cheapside, E.C.4.

13th October, 1925.

Re THE NORTHERN LIGHT POWER & COAL CO. LTD.

Dear Sirs,

On behalf of the E. Y. Syndicate Limited I held the following Prior Lien Bonds in the above Company :

D.86.
Letter,
R. S.
Smallman
to Harold
Elwell
& Co.,
13th Octo-
ber, 1925.

| Number. | Amount. |
|---------|---------|
| 5 | \$9,200 |
| 24 | 9,100 |
| 26 | 9,010 |
| 27 | 200 |
| 28 | 73,565 |
| 54 | 257,155 |
| 57 | 7,480 |
| 58 | 6,660 |
| 61 | 385 |

30

\$372,755

These I sent to Messrs. McGivern Haydon and Ebbs who act for the Trustees, on the 14th October 1924, with instructions to register the transfers attached thereto, but there was considerable delay owing to the difficulty as to whether same could be registered in Canada or here, and they have not yet been returned to me.

Yours faithfully,

R. SMALLMAN.

Messrs. Harold Elwell & Co.,
65, Coleman Street, E.C.2.

40

Exhibits.

D.86.—Letter, Harold Elwell & Co. to R. S. Smallman.

Delivery.

D.86.
Letter,
Harold
Elwell
& Co. to
R. S.
Smallman,
14th Octo-
ber, 1925.

Raleigh S. Smallman, Esq.,
8, Queen Street,
Cheapside, E.C.

14th October, 1925.

E. Y. SYNDICATE
Re THE NORTHERN LIGHT POWER & COAL
Co., LTD.

Dear Sir,

We beg to acknowledge receipt of your letter of yesterday's date, 10 contents of which we note.

Yours faithfully,
HAROLD ELWELL & Co.

D.86.

D.86.—Letter, Harold Elwell & Co. to R. S. Smallman.

Letter,
Harold
Elwell &
Co. to R. S.
Smallman,
2nd Novem-
ber, 1925.

Raleigh S. Smallman, Esq.,
8, Queen Street,
Cheapside, E.C.

2nd November, 1925.

Re THE E. Y. SYNDICATE LTD.

Dear Sir,

We shall be glad if you will deal with the remaining securities as soon 20 as possible.

Have you obtained the transfers from some of the signatories of this Company as arranged? If not it will be as well to carry this matter out as soon as possible.

Yours faithfully,
HAROLD ELWELL & Co.

D.86.

D.86.—Letter, R. S. Smallman to Harold Elwell & Co.

Letter,
R. S. Small-
man to
Harold
Elwell
& Co.,
3rd Novem-
ber, 1925.

Raleigh S. Smallman.

8, Queen Street,
Cheapside, London, E.C.4.

3rd November, 1925. 30

Re E. Y. SYNDICATE LTD.

Dear Sirs,

I thank you for your letter of yesterday's date and in reply thereto I will let you have particulars of the remaining securities as soon as possible.

I have obtained the transfer in blank of all the signatories to the Memorandum and Articles of Association of this Company with the exception of Mrs. Hesse, formerly Miss Hughes, which I hope to receive duly signed in the course of the present week and as soon as I receive same I propose handing them all over to Mr. Lawther for safe keeping as arranged.

Yours faithfully,
RALEIGH S. SMALLMAN. 40

D.86.—Letter, Harold Elwell & Co. to R. S. Smallman.

Delivery.

17th November, 1925.

Raleigh S. Smallman, Esq.,
8, Queen Street,
Cheapside, E.C.4.

Exhibits.

D.86.

Letter,
Harold
Elwell &
Co. to R. S.
Smallman,
17th Nov-
ember, 1925.

E. Y. SYNDICATE, LIMITED.

Dear Sir,

In your letter of the 7th October last you told us that you were en-
quiring when and by whose authority \$49,000 of the New North West
Income Notes had been forwarded to the New North West Corporation
Ltd.

We shall be glad to know whether you can now give us this information.

We should also be glad if you could let us have the further particulars
required regarding the securities actually in your possession. At present
we have only information regarding the Granville Mining Co., Ltd.

Yours faithfully,

HAROLD ELWELL & Co.

D.86.—Letter, R. S. Smallman to Harold Elwell & Co.

8, Queen Street,
Cheapside, E.C.4.

18th November, 1925.

Re E. Y. SYNDICATE LTD.

Dear Sirs,

As arranged at the Meeting to-day I enclose herewith the transfers
of the E. Y. Syndicate subscribers shares in blank the safe receipt of which
kindly acknowledge and oblige.

Yours faithfully,

RALEIGH S. SMALLMAN.

Messrs. Harold Elwell & Co.,
65, Coleman Street, E.C.2.

D.86.

Letter,
R. S. Small-
man to
Harold
Elwell &
Co.,
18th Nov-
ember,
1925.

20

30

Exhibits.

D.86.—Letter, R. S. Smallman to Harold Elwell & Co.

D.86.
Letter,
R. S. Small-
man to
Harold
Elwell &
Co.,
18th Nov-
ember, 1925.

8, Queen Street,
Cheapside, E.C.4.

18th November, 1925.

Re E. Y. SYNDICATE LTD.

Dear Sirs,

I thank you for your letter of yesterday's date and in reply thereto the \$49,000 New North West Income Notes were forwarded to the New North West Corporation Ltd., I believe on instructions received from the Board of the New North West Corporation Ltd., to whom these Bonds 10 were charged.

I will let you have further particulars as soon as possible.

Yours faithfully,

RALEIGH S. SMALLMAN.

Messrs. Harold Elwell & Co.,
65, Coleman Street, E.C.2.

D.86.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
18th Nov-
ember, 1925.

Extract from Minutes of Directors Meeting of the E. Y. Syndicate Ltd.
held on 18th November, 1925.

Present :

20

Mr. R. A. LAWTHER (*in the Chair*)

Mr. MARK MORRELL

Mr. RALEIGH S. SMALLMAN.

In Attendance :

Mr. HAROLD ELWELL, *Solicitor*.

The question of appointing Alternate Director in the place of Lt.-Col. Feilding was considered and it was understood that it was Lt.-Col. Feilding's wish to appoint, if possible, Major Thomas William Hay, and it was resolved :

That provided the Articles of the Company permitted the appointment of an alternate Director, that they would be perfectly 30 willing for Major Hay to act as Alternate Director to Colonel Feilding and the Secretary to the Company was requested to do what was necessary to carry this appointment through.

D.86.—Letter, Harold Elwell & Co. to R. S. Smallman.

65, Coleman Street,
London, E.C.2.
19th November, 1925.

Raleigh S. Smallman, Esq.,
8, Queen Street, E.C.2.

Re E. Y. SYNDICATE LTD.

Dear Sir,

We are in receipt of your letter of yesterday's date enclosing transfers
10 of the E. Y. Syndicate subscribers shares in blank.

Yours faithfully,

HAROLD ELWELL & Co.

Exhibits.

D.86.
Letter,
Harold
Elwell &
Co. to
R. S. Small-
man,
19th Nov-
ember, 1925.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

Extract from Minute of Board Meeting of E. Y. Syndicate held on
25th November, 1925.

Present :

Mr. R. A. LAWTHER (*in the Chair*)
Mr. MARK MORRELL
Mr. RALEIGH S. SMALLMAN.

D.86.
Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
25th Nov-
ember, 1925.

20

In Attendance :

Major F. de M. CUNYNGHAME
Major T. W. HAY
Mr. ELWELL
Mr. GEO. C. MARSH.

Resolved :

That Major T. W. Hay be invited to attend all Directors Meetings
until such time Colonel Feilding could himself attend.

Exhibits.

D.86.—Letter, General Mines Investment Ltd. to E. Y. Syndicate Ltd.

D.86.
Letter,
General
Mines
Investment
Ltd. to E.Y.
Syndicate
Ltd.,
27th Janu-
ary, 1926.

87, Gresham Street,
London, E.C.2.
January 27th, 1926.

To the Directors,
The E. Y. Syndicate Ltd.,
87, Gresham Street,
London, E.C.2.

Dear Sirs,

I am instructed by my Board to inform you they have decided to 10
withdraw the loan of £5,000 made under agreement dated August 20th,
1924. I beg therefore that you will make arrangements to repay this loan
as soon as possible together with accrued interest to date at 8 per cent.

I am,

Yours faithfully,

for GENERAL MINES INVESTMENT LTD.

GEO. C. MARSH,

Secretary.

D.86.

D.86.—Copy, Minutes of Meeting of E. Y. Syndicate Ltd.

Copy,
Minutes of
Meeting
of E.Y.
Syndicate
Ltd.,
2nd March,
1926.

Minutes of a Directors Meeting held at 87, Gresham Street, London, 20
E.C.2, on Tuesday, March 2nd, 1926, at 3 p.m.

Present :

ROBT. A. LAWTHER (*in the Chair*)

M. MORRELL

RALEIGH S. SMALLMAN

Colonel R. C. FEILDING, D.S.O.

In Attendance :

GEO. C. MARSH, *Asst. Secretary.*

The Minutes of the previous Meeting were read and signed. A letter 30
from General Mines Investment Ltd. dated 27th February, 1926, was read
and discussed and further consideration of it was adjourned until the next
meeting of the Board, with the approval of Colonel Feilding.

The question of payment of office rent was considered and it was
agreed this question should stand over until the next meeting of the Board,
this Colonel Feilding sanctioned.

A letter from Mr. G. Goldthorp Hay dated 27th February, 1926, was
read and discussed.

D.86.—Letter, R. S. Smallman to General Mines Investment Ltd.

Raleigh S. Smallman.

8, Queen Street,
Cheapside,
London, E.C.4

3rd March, 1926.

Dear Sir,

Re E. Y. SYNDICATE.

Your letter of the 27th January last, addressed to the Directors of this Company was considered at their meeting held yesterday and the matter is one of considerable difficulty and it was thought better that the
 10 matter should be considered separately by the Directors and brought up again at the next Meeting and your Col. Feilding, who was present at the Meeting, agreed to the postponing of the consideration of the whole matter, which I trust meets with your approval.

Yours faithfully,

RALEIGH S. SMALLMAN.

G. C. Marsh, Esq.,

*Secretary,*General Mines Investment Ltd.,
87, Gresham Street, E.C.2.

Exhibits.

D.86.

Letter,
R. S. Small-
man to
General
Mines
Investment •
Ltd.,
3rd March,
1926.

20

D.86.—Letter, General Mines Investment Ltd. to E. Y. Syndicate Ltd.

15th March, 1926.

To the Secretary of the
E. Y. Syndicate, Ltd.,
81/87, Gresham Street, E.C.2.

Dear Sir,

I am instructed to inform you that a meeting of the Board of this Company has been held, and after very careful consideration of the subject referred to in my letter to you of the 27th January, and your reply of 3rd
 30 March, it seems to the Directors unwise, indeed impossible, to take any step regarding this Company's loan of £5,000, in accordance with the Agreement dated the 20th August, 1924, until we know more accurately what exactly the position is in the Yukon. This knowledge it appears to us cannot be acquired until the present Directorate of the New North West Corporation has been replaced by your Syndicate's own representatives.

I am,

Yours faithfully,

J.M.,

Secretary.

D.86.

Letter,
General
Mines
Investment
Ltd. to E.Y.
Syndicate
Ltd.,
15th March,
1926.

Exhibits.

D.86.—Letter, A. N. C. Treadgold to R. C. Feilding.

D.86.
Letter,
A. N. C.
Treadgold
to R. C.
Feilding,
13th April,
1926.

8, Queen Street,
Cheapside,
London, E.C.4.

13th April, 1926.

Lieutenant-Colonel R. C. Feilding, D.S.O.,
87, Gresham Street,
E.C.2.

Dear Feilding,

We shall be paying your Company the £5,000 (Five thousand pounds) 10
together with interest requested by you, before I leave for Klondike.

Yours faithfully,

(Sgd.) A. N. C. TREADGOLD.

D.86.

D.86.—Letter, General Mines Investment Ltd. to E. Y. Syndicate Ltd.

Letter,
General
Mines
Investment
Ltd. to E.Y.
Syndicate
Ltd.,
21st June,
1926.

General Mines Investment Limited,
87, Gresham Street,
Guildhall,
London, E.C.2.

June 21st, 1926.

The Secretary,
The E. Y. Syndicate Ltd.

20

Dear Sir,

Referring to my letter of January 27th 1926 in which I informed you
that my Directors had decided to withdraw the money invested in your
Syndicate together with interest. I am now instructed to say that as
this money has not been repaid they have decided to remain in the E. Y.
Syndicate. I shall be obliged therefore if you will kindly send me Certificates
in the Yukon Consolidated Gold Corporation Ltd. Preference and Ordinary
Shares to which my Company is entitled.

I am,

Yours faithfully,

GEO. C. MARSH, Secretary.

30

D.86.—Letter, R. S. Smallman to E. Mitchell-Innes.

Raleigh S. Smallman.

8, Queen Street,
Cheapside,
London, E.C.4.

30th July, 1926.

Dear Sir,

The writer, on behalf of Mr. Smallman who is at present out of town, begs to inform you that Mr. A. N. C. Treadgold has lodged with him 23,500 Preferred Shares of the Yukon Consolidated Gold Corporation Limited as security to protect the General Mines Investment Co., Ltd., pending the agreed repayment of their £5,000.

Yours faithfully,

RALEIGH S. SMALLMAN.
Per Pro S. W. ADAMS.

Exhibits.

D.86.
Letter,
R. S. Small-
man to
E. Mitchell-
Innes,
30th July,
1926.

D.86.—Letter, R. S. Smallman to E. Mitchell-Innes.

Raleigh S. Smallman

8, Queen Street,
Cheapside,
London, E.C.4.

4th August, 1926.

20 Dear Sir, Re Yukon Consolidated Gold Corporation Ltd.

Referring to the letter from this office dated the 30th ultimo I beg to confirm that Mr. A. N. C. Treadgold has lodged with me 23,500 Preferred Shares of the Yukon Consolidated Gold Corporation Ltd. as security to protect the General Mines Investment Ltd., pending the agreed repayment of their £5,000.

Yours faithfully,

RALEIGH S. SMALLMAN.

Edward Mitchell-Innes, Esq., K.C.

D.86.
Letter,
R. S. Small-
man to E.
Mitchell-
Innes,
4th August,
1926.

Exhibits.

D.86.—Letter, R. S. Smallman to Harold Elwell & Co.

D.86.
Letter,
R. S. Small-
man to
Harold
Elwell &
Co.,
6th Octo-
ber, 1926.

8, Queen Street,
Cheapside, E.C.4.

6th October, 1926.

Dear Sirs, Re E. Y. Syndicate Limited.

I thank you for your letter of yesterday's date and in reply thereto, the securities mentioned in my letter to you of the 1st instant are a portion of those purchased by the E. Y. Syndicate Limited from the Goldfields American Development Co., Ltd. and are, therefore, I assume held by me on account of that Syndicate but of course as you are aware, the contract has been entered into between the Syndicate and the North Fork Power Co. Ltd. for the sale to the North Fork Power Co., Ltd. of (inter alia) the securities mentioned in my letter of the 1st instant and the North Fork Power Co., Ltd., have entered into a similar contract for the sale of the same securities to the Yukon Consolidated Gold Corporation Limited, and therefore, the Yukon Consolidated Gold Corporation Limited have some interest in these securities. 10

Yours faithfully,

RALEIGH S. SMALLMAN.

Messrs. Harold Elwell & Co.,
65, Coleman Street,
E.C.2.

20

D.86.

D.86.—Letter, R. C. Feilding to A. N. C. Treadgold.

Letter,
R. C.
Feilding,
28th Decem-
ber, 1921.

December 28th, 1926.

A. N. C. Treadgold, Esq.,
8, Queen Street,
Cheapside, E.C.3.

Dear Treadgold,

The end of this Company's financial year is so close at hand that I feel obliged to write you reminding you of your promise to settle with us before 30 the close of the year.

I feel sure from what I have heard that you have been fully occupied lately, and this no doubt has prevented you from coming to see me as you promised. I hope, however, that you will give this matter your earnest attention because though you are well aware I am anxious to help you in any way in my power it is not possible to postpone the settlement any longer.

Yours faithfully,

(Sgd.) R. C. FEILDING.

D.86.—Letter, General Mines Investment Ltd. to A. N. C. Treadgold.
 A. N. C. Treadgold, Esq.,
 8, Queen Street,
 London, E.C.4.

3rd January 1927.

Exhibits.

D.86.
 Letter,
 General
 Mines
 Investment
 Ltd. to
 A. N. C.
 Treadgold,
 3rd January,
 1927.

Dear Sir,

With regard to Certificate No. 033 for Twenty-three thousand five hundred (23,500) Preferred shares of The Yukon Consolidated Gold Corporation, Limited. I hereby undertake that the said Certificate shall be returned to Mr. R. S. Smallman on his arrival, Wednesday, 5th January 1927, in exchange for the Certificate for 23,500 Preferred Shares of \$1 each Mr. Raleigh Strong Smallman is holding as security for the money owed to General Mines Investment Ltd.

It is understood that you hand us a letter undertaking to allot us One hundred thousand (100,000) Ordinary Shares of The Yukon Consolidated Gold Corporation Ltd., to which this Company is entitled before the end of the present month.

We in our turn undertake to give you an option to buy the whole of this Company's Shareholding in the Yukon Consolidated Gold Corporation, Limited (23,500 Preferred and 100,000 Ordinary Shares) for £6,198.0.2, up to and including 31st January 1927.

I am,

Yours faithfully,

(Signed) G. C. MARSH,
 Secretary.

D.86.—Letter, R. S. Smallman to General Mines Investment Ltd.
 Raleigh S. Smallman.
 8 Queen, Street,
 Cheapside, E.C.4.
 10th January, 1927.

D.86.
 Letter,
 R. S. Small-
 man to
 General
 Mines
 Investment
 Ltd.,
 10th January,
 1927.

Dear Sirs, Re E. Y. Syndicate Ltd.

Referring to your letter of the 3rd Instant addressed to Mr. A. N. C. Treadgold, which Mr. Marsh left with me last week, I note particularly the first paragraph thereof, and I think I should put on record that on the return of the Certificate No. 033 for 23,500 Preferred shares of The Yukon Consolidated Gold Corporation Ltd. by you, no conditions were attached to such return and I have given back the Certificate to Mr. Treadgold as the Certificate I hold under the terms of my letter of the 4th August 1926 addressed to your Mr. Edwin Mitchell-Innes is a Certificate for 50,000 Preferred Shares of the Yukon Consolidated Gold Corporation Ltd., and of which 23,500 are held in view of my letter.

Yours faithfully,

General Mines Investment Ltd.,
 87, Gresham Street,
 Guildhall, E.C.

(Signed) R. SMALLMAN.

Exhibits.

D.86.—Notice of Extraordinary General Meeting.

D.86.
Notice of
Extra-
ordinary
General
Meeting,
11th May,
1927.

The E. Y. Syndicate Limited

Notice is hereby given that an Extraordinary General Meeting of The E. Y. Syndicate Limited will be held at Number 8 Queen Street in the City of London on Thursday the 18th day of May 1927 at four o'clock in the afternoon for the purpose of considering and if thought fit passing the following Resolution as an Extraordinary Resolution that is to say, That it has been proved to the satisfaction of this Meeting that the Company cannot, by reason of its liabilities, continue its business and it is advisable to wind up the same and accordingly that the Company be wound up voluntarily And that Sir Harold John de Courcy Moore of Number 4 London Wall Avenue in the City of London, Chartered Accountant, be appointed Liquidator for the purposes of such winding up. 10

Dated this eleventh day of May 1927.

By Order of the Board,

Secretary.

Number 8 Queen Street, London, E.C.4.

D.88.
Letter,
A. N. C.
Treadgold
to R. C.
Feilding,
9th July,
1924.

D.88.—Letter, A. N. C. Treadgold to R. C. Feilding.

Mansion House Chambers,
London, E.C.

9th July, 1924. 20

Lt.-Colonel R. C. Feilding, D.S.O.,
87, Gresham Street,
London, E.C.2.

Dear Sir,

In consideration of the £5,000 which the General Mines Investment Limited has paid to the E. Y. Syndicate Limited I will nominate the General Mines Investment Limited for 23,500 Preference Shares of \$1 each and 100,000 Ordinary Shares of \$1 each in the Yukon Consolidated Gold Corporation Limited (The shares of both classes to be delivered to you or to your order by 31st August, next, and to be credited as fully paid). 30

I am,

Yours faithfully,

"A. N. C. TREADGOLD."

We approve

for the E. Y. Syndicate Limited.

Chairman.

D.89.—Letter, A. N. C. Treadgold to R. A. Lawther & others.

Exhibits.

On board s.s. "Adriatic."

9th May, 1925.

D. 89.

Letter,
A. N. C.
Treadgold
to R. A.
Lawther
and others,
9th May,
1925.

To Messrs. R. A. LAWThER
M. MORRELL
R. S. SMALLMAN
R. C. FEILDING
F. de M. CUNYNGHAME
F. A. GOVETT
A. CHESTER BEATTY

As a special body of friends helping my many friends and myself to do justice to the Klondike Consolidation, which I assert deserves and can repay any trouble taken on its behalf.

10

Gentlemen,

Believing as I do that you all in your several ways can assist the consolidation and knowing that there is no London advisory Committee as yet technically installed, I make this following declaration to you namely, that I will conduct the season's operations as one (ex officio) member of the advisory Board with due reference to the said Board. I believe that I can cable the local technical matters in language which the Advisory Board can understand, though this has been considered difficult. I desire to have you thoroughly with me and I believe that I can give you the prior understanding of facts before we together commit ourselves to matters of policy and, to show my belief that I understand what you desire in the way of normal Company lines and can give you what you desire, I hereby bind myself to retire from official connection with the business, if you agree that anything I do or *fail to do* in the Klondike this season violates this my promise to consult you fairly, as above. I suggest, however, in view of the very harsh position, which might arise in consequence of the remoteness of Klondike that you ought to go very slow yourselves and endeavour to hear me and to make your desires clear to me; for I believe that you and I (and my many friends) aim at the same thing and, in view of many mistakes made long ago and not all by any one man of us, we ought to be a little tolerant once again. Without wishing to offend anyone's feelings, I feel sure that just now Canada is even more important to us all than is London; I will do my very best with you and for you against next Autumn, when the season closes and we can tell one another fully our views in London.

30

Yours faithfully,

"A. N. C. TREADGOLD."

P.S. The London Advisory Committee will be appointed on May 18th or 19th. If Mr. Beatty decides to come on the Committee, let me know by cable by about May 17th or 18th, kindly.

Exhibits.

D.90.
Letter,
J. M.
Cunynghame
to E.Y.
Syndicate,
Ltd.,
10th July,
1925.

D.90.—Letter, J. M. Cunynghame to E. Y. Syndicate Ltd.

8, Queen Street,
E.C.4.
10th July, 1925.

The E. Y. Syndicate Limited.,
87, Gresham Street,
London, E.C.2.

Dear Sirs, Re E. Y. SYNDICATE LIMITED.

I beg to acknowledge receipt of your letter of the 7th inst., the contents of which I note and in reply thereto you may take this letter as my undertaking not to hand over any securities relating to the Yukon Consolidated Gold Corporation Limited in which the E. Y. Syndicate are interested, without the consent of the Board, but I must reserve myself the right to withdraw this undertaking at any time on giving you seven days' notice. 10

Yours faithfully,

“ J. M. CUNYNGHAME.”

D.90.
Letter,
M. Morrell
to R. S.
Smallman
containing
Resolution
of E.Y.
Syndicate
Ltd.,
7th July,
1925.

D.90.—Letter, M. Morrell to R. S. Smallman containing Copy Resolution of E. Y. Syndicate Ltd.

87, Gresham Street,
London, E.C.2. 20
July 7th, 1925.

Raleigh S. Smallman, Esq.,
8, Queen Street,
E.C.2.

Dear Sir, THE E. Y. SYNDICATE LTD.

At a Board Meeting held to-day, of the above Syndicate, the following Resolution was passed:—

Resolved:

“ That notice be given forthwith to Major F. de M. Cunynghame and Mr. Raleigh S. Smallman that neither they, or either of them, part with any of the Securities relating to the Yukon consolidation without the consent of the Board.” 30

Will you kindly acknowledge receipt of this letter and give your undertaking to so act. The Syndicate, of course, indemnifying you from such action.

Yours faithfully,

(Sgd.) “ MARK MORRELL,”

Director.

D.90.—Telegram, R. S. Smallman to A. N. C. Treadgold.

Canadian Pacific Company's Telegraph.

TELEGRAM.

Dra. 192 66, Via Comml. July 8-25.

London.

Clt. Treadgold,
Ottawa Ont.

Syndicate served notice on self Cunynghame not to part with any securities without their consent and revoked your power of attorney this caused by your non resignation from directorships non appointment of advisory and failure to send report stop Am afraid could not get Syndicate alter position unless they are satisfied that you have resigned directorships and appointed advisory and full report in post.

742.P.

SMALLMAN.

Exhibits.

D.90.
Telegram,
R. S. Small-
man to
A. N. C.
Treadgold,
8th July,
1925.

D.91—Private and Confidential Note re Yukon Consolidated Gold Corporation Ltd. signed by R. A. Lawther, M. Morrell and R. C. Feilding.87, Gresham Street,
London, E.C.2.

September 10th, 1925.

20 Private and Confidential.

YUKON CONSOLIDATION.

This business is in a state of chaos. The position may be analyzed as follows:—

1. Mr. Treadgold went to Canada with instructions to appoint local Boards of directors to the consolidated Company and to the associated Companies. These Boards were to be entirely composed of Canadians and were to be subject to Advisory Committees to be domiciled in London. The Advisory Committees were to be appointed by the new Canadian
30 Boards as soon as the latter were formed.

To enable him to carry out this programme Mr. Treadgold was handed the resignations of the English directors. It is understood, however, that he did not make use of all these resignations. Further, it is understood, that he misused the powers given him by appointing himself President of all the Companies. He deliberately neglected to have the Advisory Committee appointed.

This statement is based on such information as we have been able to obtain from Mr. Treadgold himself and from others. The information furnished by Mr. Treadgold is, however, exceedingly scanty.

D 91.
Private and
Confidential
Note re
Yukon
Consoli-
dated Gold
Corporation
Ltd. signed
by R. A.
Lawther,
M. Morrell &
R. C. Feild-
ing.

Exhibits.
 —
 D.91.
 Private and
 Confidential
 Note re
 Yukon
 Consoli-
 dated Gold
 Corporation
 Ltd. signed
 by R. A.
 Lawther
 M. Morrell &
 R. C. Feild-
 ing—con-
 tinued.

2. When it was learnt that Mr. Treadgold had got himself appointed President of the associated Companies a demand was made that he should immediately resign.

Mr. Treadgold promised to resign and cabled that his resignations were being sent in. This promise has not been kept.

3. Mr. Treadgold has apparently succeeded for the time being in assuming complete dictatorship over the whole business. He ignores the customary procedure of ordinary business men. He ignores the London office altogether. He sends no proper reports, and when he does write or cables it is not to the office of the E. Y. Syndicate Ltd., or the consolidated Company, but sometimes to one and sometimes to another of his friends in London. 10

4. Mr. Treadgold has failed in carrying out the agreements and promises made with and to the subscribers to the E. Y. Syndicate Ltd.

Having regard to the above it is now agreed between the various interested parties that the following programme shall be carried out:—

1. A representative shall be sent to Canada at the earliest possible moment with plenipotentiary powers and with instructions:—

R.A.L.
 M.M.
 R.C.F

(a) To wind up the Yukon Consolidated Gold Corporation Ltd. in Canada or transfer the Company to London, England. 20

(b) To obtain the resignations of all the directors of the associated Companies.

(c) To appoint new Boards to the associated Companies, to be composed of the Companies' Dawson employees. The resignations of these directors will be held in London.

R.C.F.
 M.M.
 R.A.L.

(d) To transfer the assets of the Yukon Consolidated Gold Corporation Ltd., to the E. Y. Syndicate Ltd. (Note) This will only be done in the event of Yukon Consolidated Gold Corporation Ltd. being abandoned.

(e) To transfer the shares of the North Fork Power Company to the nominees of the E. Y. Syndicate Ltd. 30

(NOTE). The whole of the share capital of the North Fork Power Company belongs to the E. Y. Syndicate Ltd. The Share certificates are of the usual American type, i.e., they become "Bearer" certificates after endorsement by the registered holder. In this case Mr. Treadgold is the registered holder, but, though he had endorsed the certificates, he put an embargo on their transfer when we attempted to have them registered in the names of our nominees.

This is another example of the methods employed by Mr. Treadgold to keep himself in power. 40

R.C.F.
 R.A.L.
 M.M.

(f) To apply to the Court for an injunction to prevent the directors of the associated Companies from leasing or encumbering, or selling any of the said Companies' property, or of acquiring new property and if possible cancel any previous leases that may exist.

2. To appoint a general manager to take charge at Dawson.

3. To, if necessary, increase the capital of the E. Y. Syndicate Ltd., or alternatively to register a new Company in London, to take the place of the Yukon Consolidated Gold Corporation Ltd.

4. To transfer all the consolidated interests to one of the Companies referred to in the last paragraph, and to allot the proper proportion of shares of the said Company to the various contributing parties.

For and behalf of

The E.Y. Syndicate Ltd.

“ ROBT. A. LAWThER.”

“ MARK MORRELL.”

“ R. C. FEILDING.”

Exhibits.

D.91.
Private and
Confidential
Note re
Yukon
Consoli-
dated Gold
Corporation
Ltd. signed
by R.A.
Lawther
M. Morrell &
R. C. Feild-
ing—*con-
tinued.*
R.C.F.
M.M.
R.A.L.

10

D.103.—Summary of Securities exchanged for Ordinary Shares.

“ C ”

THE YUKON CONSOLIDATED GOLD CORPORATION LTD.

EXCHANGE OF SECURITIES FOR ORDINARY SHARES ON THE LONDON REGISTER
to 30TH MARCH, 1931.

Total Number Shares issued at 30th March, 1931 - - - 1,332,305

20

| | Amount Surrendered. | Y.C.G.C. Ord. | Y.C.G.C. Totals. |
|-------------------------------|------------------------|------------------|---------------------|
| Issued on $\frac{a}{c}$ of :— | £ | s. | d. |
| The Granville Mining Co. Ltd. | | | |
| Receivers certificates- | - | - | 711 0 0 |
| Prior Lien | - | - | 9,141 0 0 |
| 6% Debentures | - | - | 204,850 0 0 |
| Income “ C ” | - | - | 1,908 13 0 |
| a.b.d.e.f. | - | - | — |
| Shares | - | - | 132,162 |
| | | | <u>1,335</u> |
| | | | <u>219,843</u> |

30

Carried forward - - -

D.103.
Summary of
securities
exchanged
for ordinary
shares.

Exhibits.
 D. 103.
 Summary of
 securities
 exchanged
 for ordinary
 shares—
continued.

| | Amount Surrendered. | Y.C.G.C. Ord. | Y.C.G.C. Totals. |
|--|------------------------|------------------|---------------------|
| Brought forward | - | - | - |
| Issued on <i>a/c</i> of:— | | | |
| On Requisition Granville Liquidator | - | 37,249 | 37,249 |
| The New North West Corporation Ltd. | | | |
| Income Notes | \$338,105 | 350,291 | 10 |
| Preferred "A" shares | 336,374 | | |
| " " "B" shares | 64,850 | 6,484 | |
| Common shares | 1,056,831 | 242,964 | 599,739 |
| Subsidiary Companies | | | |
| Calder Mining Co. | 550 | 1,100 | |
| Dominion Mining Co. | 5,000 | 5,000 | 6,100 |
| Issued against securities | | | 862,931 |
| Other allocations being shares issued on Mr. A. N. C. Treadgold's instructions in respect of which no securities were received | | | 109,823 |
| Issued in exchange for shares on the Canadian Register deposited by holders for transfer to London Register | | | 359,551 |
| Total Ordinary Shares on London Register | | | 1,332,305 |

D.105.

LIST OF HOLDERS OF YUKON CONSOLIDATED GOLD CORPORATION ORDINARY
SHARES ON LONDON REGISTER WHO EXCHANGED NO SECURITIES.

Exhibits.

D.105.

List of
holders of
Yukon Con-
solidated
Gold Cor-
poration
ordinary
shares on
London
register who
exchanged
nosecurities.

| | | " A " | | | | | | | | | |
|-------|--------------------------|-------|---|---|---|---|---|---|---|----------------------|--|
| Name. | | | | | | | | | | Number of Shares. | |
| | Bourne, W. S. | - | - | - | - | - | - | - | - | 300 | |
| | Berkeley, H. J. | - | - | - | - | - | - | - | - | 1500 | |
| | Baker G. E. | - | - | - | - | - | - | - | - | 471 | |
| 10 | Battanio, J. S. | - | - | - | - | - | - | - | - | 200 | |
| | Berkeley, Miss C. J. M. | - | - | - | - | - | - | - | - | 500 | |
| | Berkeley, Miss M. E. H. | - | - | - | - | - | - | - | - | 1500 | |
| | Black Miss M. G. | - | - | - | - | - | - | - | - | 60 | |
| | Bradley, Wm. | - | - | - | - | - | - | - | - | 10735 | |
| | Bulstrode, Mrs. S. R. | - | - | - | - | - | - | - | - | 2200 | |
| | Dease A. J. | - | - | - | - | - | - | - | - | 1000 | |
| | Dehordwall, C. F. | - | - | - | - | - | - | - | - | 3000 | |
| | Grant, L. R. | - | - | - | - | - | - | - | - | 500 | |
| | Hoblyn, T. W. | - | - | - | - | - | - | - | - | 100 | |
| 20 | Hughes-Morgan, Sir D. A. | - | - | - | - | - | - | - | - | 4402 | |
| | James, Venble S. R. | - | - | - | - | - | - | - | - | 8000 | |
| | Jefferson, Mrs. G. M. | - | - | - | - | - | - | - | - | 700 | |
| | Keir, I. C. | - | - | - | - | - | - | - | - | 950 | |
| | Miller, A. M. | - | - | - | - | - | - | - | - | 340 | |
| | Markham, D. B. W. | - | - | - | - | - | - | - | - | 3000 | |
| | Mickel, Mrs. G. M. | - | - | - | - | - | - | - | - | 5000 | |
| | Moodie, J. A. | - | - | - | - | - | - | - | - | 2500 | |
| | Powles, L. C. | - | - | - | - | - | - | - | - | 193 | |
| | Pringle, H. G. | - | - | - | - | - | - | - | - | 1215 | |
| 30 | Prinsep, J. C. | - | - | - | - | - | - | - | - | 6375 | |
| | Porter, H. C. | - | - | - | - | - | - | - | - | 2438 | |
| | Schultz, Mrs. M. | - | - | - | - | - | - | - | - | 1840 | |
| | Scottish Finance Ltd. | - | - | - | - | - | - | - | - | 2500 | |
| | Sweet, Escott E. H. | - | - | - | - | - | - | - | - | 4000 | |
| | Smith, H. H. | - | - | - | - | - | - | - | - | 7123 | |
| | Townshend, T. L. | - | - | - | - | - | - | - | - | 1170 | |
| | " C. L. | - | - | - | - | - | - | - | - | 1170 | |
| | Vander, Byl. C. F. | - | - | - | - | - | - | - | - | 125 | |
| | Wetzlar, J. S. | - | - | - | - | - | - | - | - | 2500 | |
| 40 | Wyndham, G. | - | - | - | - | - | - | - | - | 2548 | |
| | | Total | | | | | | | | 80155 | |

Exhibits.

D.105.

" B "

List of former holders of Granville Mining Co. Ltd. 6% Debentures who received Yukon Consolidated Gold Corporation ordinary shares.

LIST OF FORMER HOLDERS OF GRANVILLE MINING CO. LTD.
6% DEBENTURES, WHO RECEIVED YUKON CONSOLIDATED GOLD CORPORATION ORDINARY SHARES.

| Name. | Former holding in Granville Drs. | Y.C.G.C. Ordinary issued. | |
|-----------------------------------|----------------------------------|---------------------------|----|
| | £ | | |
| Baker, G. E. - - - - - | 1200 | 4800 | 10 |
| Barnes, Mrs. E. G. - - - - - | 100 | 400 | |
| Berkeley, Miss C. M. E. - - - - - | 150 | 600 | |
| Berkeley, Miss M. E. H. - - - - - | 150 | 600 | |
| Berkeley, W. E. - - - - - | 150 | 600 | |
| Brewer, A. H. - - - - - | 100 | 400 | |
| Broke, P. V. - - - - - | 2000 | 8000 | |
| Cheese, C. M. - - - - - | 200 | 50 | |
| Coope, F. W. - - - - - | 500 | 2000 | |
| Evans, G. H. - - - - - | 255 | 1020 | |
| Gibbons, J. - - - - - | 900 | 3600 | |
| Hoblyn, T. W. - - - - - | 250 | 1000 | |
| Lang, Hyde J. I. - - - - - | 100 | 200 | |
| Latter, Evans - - - - - | 400 | 1200 | |
| Mundy, H. B. - - - - - | 352 | 1408 | |
| Orphoot, B. N. H. - - - - - | 115 | 460 | |
| Plevins, W. M. - - - - - | 105 | 26 | |
| Smith, Miss E. G. C. - - - - - | 65 | 260 | |
| Thomas, J. A. - - - - - | 300 | 1200 | 30 |
| White, Miss D. F. - - - - - | 461 | 1844 | |
| | <u>£7853</u> | <u>Total 29668.</u> | |

" C "

RECONCILIATION.

| | | |
|--|-----------|----------------|
| Shown on Summary of Ordinary Shares issued in London | - | <u>109,823</u> |
| Made up as follows | | |
| " A " Shares issued to persons who exchanged no securities | - | 80,155 |
| " B " Shares issued to former holders of Granville Mining Co. Debentures | - - - - - | <u>29,668</u> |
| | | <u>109,823</u> |

P.112.—Letter, G. R. F. Troop to R. S. Smallman.

CLARKSON, GORDON, DILWORTH, GUILFOYLE & NASH,
Chartered Accountants
201 Victoria Building,
Ottawa, Canada.

19th March, 1931.

R. S. Smallman, Esq.,
8 Queen Street,
London, E.C.4.

10 England.

Dear Sir,—

In reply to your letter of 19th January 1931, I am instructed by the Board of Directors of the Company to inform you that The Yukon Consolidated Gold Corporation Limited has not established or authorised the establishment of an office in the City of London, England, nor has it authorised the rental of such an office in any manner whatsoever.

Yours faithfully,

" G. R. F. TROOP "

Secretary,

20

The Yukon Consolidated Gold
Corporation Limited.

Exhibits.

P.112.
Letter,
G. R. F.
Troop to
R. S. Small-
man,
19th March,
1931.

P.113.—Printed Report of Annual General Meeting of Yukon Consolidated Gold Corporation Limited.

THE YUKON
CONSOLIDATED GOLD CORPORATION
LIMITED

REPORT OF ANNUAL GENERAL MEETING
NOVEMBER 9TH, 1932.

CONSOLIDATED BALANCE SHEET,
DECEMBER 31ST, 1931.

30

STATEMENT OF PROFIT AND LOSS, 1930—1931.

DIRECTOR'S REPORT.

Secretary and Offices :

G. R. F. TROOP, C.A.,
201 Victoria Building,
Ottawa, Ontario.

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Ltd.
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THE YUKON
CONSOLIDATED GOLD CORPORATION
LIMITED.

REPORT OF THE ANNUAL GENERAL MEETING.

The Annual General Meeting of The Yukon Consolidated Gold Corporation Limited was held at the chief place of business of the Company, 41, Central Chambers, Ottawa, Canada, on Wednesday the 9th day of November, 1932.

Present :

| | | |
|---|---|----|
| Messrs. J. T. PATTON (<i>in the Chair</i>). F. H. CHRYSLER. P. H. CHRYSLER. G. GOLDTHORP HAY. F. D. HOGG. J. W. HUGHSON. | Messrs. R. A. LAWThER. M. G. POWELL. R. S. ROBERTSON. EMIL WEINHEIM. G. R. F. TROOP, (<i>Secretary</i>). | 10 |
|---|---|----|

The Secretary read the Notice calling the Meeting.

A motion confirming the Directors' appointment of Messrs. Price, Waterhouse & Co. for the years 1930 and 1931 was carried unanimously.

The Secretary read to the Meeting the Directors' and Auditors' Reports.

The Chairman said :

20

Gentlemen :

Before dealing with the formal business of this meeting and explaining the accounts, I am going to refer to a number of matters which have happened within the last two years during which I and my friends have been engaged in a struggle to get the business of this Company put on a proper basis and to bring its control within the power of the shareholders themselves. While we have been so engaged certain gentlemen have misrepresented our purpose.

The gentlemen to whom I refer style themselves the "Shareholders' Committee" and they have issued circulars to the shareholders, not for the purpose of conserving the interest of shareholders generally, but merely to win support for Mr. A. N. C. Treadgold, one of the defendants in a certain action now pending in the Supreme Court of Ontario, and the cause he serves. The Judgment delivered in the action referred to is known to you.

The circular dated 15th October, 1932, signed by F. de M. Cunynghame for the "Shareholders' Committee" which has just come into the hands of myself and my co-directors fortunately lifts the veil so that we can realize what actually are the objects which these gentlemen desire to achieve and whose interests they are really seeking to serve. The circular states that a meeting on 15th September, 1932, was called "of certain shareholders representative of the interests directly affected by the judgment,"

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and that "it was the opinion of the shareholders present that it was essential that action should be taken by the Committee to preserve the title of all shares issued on the London and Canadian Registers and that this compelled the Committee to support the litigation on the side of the Defendant, Mr. Treadgold." I have been reminded of a sentence contained in a circular issued from the same source on the 14th March last, asking for proxies of the shareholders, which reads "We hold no brief for either the Plaintiffs or the Defendant."

Your Directors felt that the best answer to some of the allegations contained in the Committee's circulars was the prompt communication to you of what had been done with the business of the Company during the 1931 season, and, directly it was available, information regarding the season of 1932. You can well appreciate, I am sure, the change of policy which we have adopted since we have had the power to do anything. Whether the information we have to give you in future is good, bad or indifferent, it will be passed on to you without unnecessary delay.

This is a general meeting of shareholders and it seems proper that I should take the opportunity to say something regarding the Company's organization and history.

The Yukon Consolidated Gold Corporation Limited commenced business in February, 1925, and from that time on exercised control over the Subsidiary Companies. It was possible to exercise this control because the Company acquired in February, 1925, a majority of the first charges of its two principal operating subsidiaries; The New North West Corporation Limited and Burrell and Baird, Limited.

The Yukon Consolidated Gold Corporation Limited was formed to bring about a final amalgamation of several companies which had been operating in Klondyke for twenty years or more. This amalgamation gave your Company many advantages. Unified control over the operations of all the Companies, modern methods of mining and vast reserves of ground seemed to promise successful results.

I have no hesitation in telling you that I believe your Company should, if well managed, pay dividends for many years. I may tell you further that if your Company had had good management from 1925 onwards I have no doubt dividends would have been paid.

The Yukon Consolidated Gold Corporation Limited commenced active operations in 1925 and from that date no opportunity was afforded the shareholders in England to learn what was being done with their properties, what were the operating results, and what prospects there were for getting some return on their investment. No one, so far as I know, can produce any set of accounts containing any information of value which has been issued to the shareholders.

Between 1925 and 1930 large sums of money were expended and lost. The present management has put a stop to such reckless extravagance. It will require a little time, however, for your Company to recover from the effects of such bad management and equip your property as modern mining practice demands.

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Since August, 1930, when Mr. Andrew Baird was appointed Manager of your Company in Klondyke progress has been made. This progress is not only a tribute to Mr. Baird's careful management. It shows the soundness of the Company's business and the intrinsic value of the properties.

You may appreciate the point which conditions had reached when I say that it was only by reason of the personal guarantee of two of the Company's employees that the Company was enabled to obtain supplies with which to commence operations in the season of 1930. The year 1930 ended in virtual bankruptcy. At the commencement of the 1931 season no advances whatever could be obtained from the Banks. There were arrears of wages amounting to \$12,000, a liability for necessary dredge parts of \$30,000 and other heavy liabilities. 10

In addition the April and May pay-rolls totalling \$73,000, and the requirements for provisions and supplies amounting to \$30,000, had to be arranged. With the consent of the Company's employees, payment of wages for February, March, April and May was deferred until June 15th. One of the principal suppliers of the Company's stores agreed to await payment for April and May supplies until September 15th. The necessity for immediate cash to meet a demand for prompt payment for dredge parts was met by temporary borrowing in Dawson. In this hand-to-mouth manner only was it possible to restart operations. The results for the year 1931 were fortunately such that all commitments were promptly met, Dredge Canadian No. 2 was equipped, the other four Dredges were repaired and operated, and nearly all known outstanding liabilities were discharged before the end of the 1931 season which closed with a cash balance of \$139,531.76. 20

I would like to comment briefly on certain of the items in the Consolidated Balance Sheet which you have before you. The New North West Corporation has instituted an action against Mr. F. de M. Cunynghame for an accounting for the amounts which appear to be chargeable to him and which are shown on the books at \$28,973.91. The balance shown as due from Mr. Treadgold \$250,788.77, is, of course, subject to the accounting ordered by the Supreme Court of Ontario, to which both the Directors and the Auditors have referred in their Reports. 30

Accounts payable, \$49,998.09, consist mainly of certain accrued expenses at the year end which have since been paid. The liability to the Trustees of The Northern Light Power and Coal Company, \$6,786.73, and to the Dawson Electric Light and Power Company Limited, \$1,614.87 arise from an adjustment of charges for power made in the past against the Dawson Public Utility Companies. The amount shown as due to the Bonanza Creek Gold Mining Company Limited, \$22,794.08, was borrowed from that Company in 1928 and in turn advanced by this Company to Mr. Treadgold. It remains to be accounted for by him. 40

You are all aware that the affairs of The Yukon Consolidated Gold Corporation Limited have been investigated by an Inspector appointed by the Honourable the Secretary of State of Canada. Mr. G. T. Clarkson, F.C.A., carried out this investigation and he was assisted by our Secretary,

Mr. G. R. F. Troop, who is also a Chartered Accountant. I will not comment on the result of Mr. Clarkson's investigation for you have already been informed of the state of our Company's affairs which his Report discloses.

The Company's Auditors, Messrs. Price, Waterhouse & Co. have been engaged for the past three months in auditing the accounts of The Yukon Consolidated Gold Corporation Limited and its Subsidiary Companies. The Auditor's Report and Balance Sheet are before you and I trust that you will be satisfied with their presentation of our Company's
10 business.

I would ask you to remember that there are certain outstanding interests in the Subsidiary Companies which have not yet been acquired by The Yukon Consolidated Gold Corporation Limited. The principal outstanding security consists of Income Notes of The New North West Corporation Limited and these amount to \$425,091. The question of completion of consolidation is receiving the careful attention of your Directors.

The Directors' report informs you that your Company has employed Mr. Eugene H. Dawson, Mining Engineer of New York City. Mr. Dawson's
20 report will be laid before us in December and in the meantime I shall not attempt to deal with technical questions.

I visited Klondyke last summer and I was accompanied by our Secretary, Mr. Troop, and by Mr. G. Goldthorp Hay of London, England. The information which we gained will I am sure be of great benefit to all the shareholders. We saw for ourselves the work which your Company is doing and we formed our own conclusions as to the steps required to ensure the best results. I wish to thank Mr. Troop and Mr. Hay for the help which they have given me.

Your Company has in its employ in Klondyke an excellent force of
30 men. Your officials and foremen are devoted to your interests. It is not too much to say that every man in Klondyke wishes our Company to succeed, for the Company's success means prosperity for them. I doubt if better men can be found in any mining camp in the world.

One of your directors, Mr. C. E. McLeod, who has resided in Dawson for thirty years, is your Company's Solicitor there. He is very familiar with your Company's business for he was Solicitor to the constituent companies before they were consolidated. It is a great advantage to have one of your directors resident in Klondyke and shareholders may rest assured that their interests will be safeguarded by Mr. McLeod's unremitting care.

40 It is not necessary that I should detain you longer today for I shall no doubt have other opportunities of making you better acquainted with your own property and its possibilities.

I now beg to move that the Directors' report and Accounts to December 31st, 1931, now submitted to this Meeting, be and the same are hereby approved and adopted."

The Chairman's motion for the adoption of the Report and accounts was seconded by Mr. R. A. Lawther and carried unanimously.

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A By-Law providing for the mailing to each Shareholder of Notices calling Shareholders' Meetings in place of the present procedure whereby such Notice is given by publication was unanimously adopted.

The following gentlemen were elected Directors of the Company—

Messrs. J. T. Patton, Ottawa, Ontario.
 G. Goldthorp Hay, London, England.
 J. W. Hughson, Ottawa, Ontario.
 R. A. Lawther, London, England.
 C. E. McLeod, Dawson, Yukon Territory.

Mr. R. A. Lawther moved and Mr. Emil Weinheim seconded the resolution that Messrs. Price Waterhouse & Co. be and the same are hereby appointed Auditors of this Company for the year 1932 at a fee to be fixed by the Board of Directors. 10

The Meeting terminated with a vote of thanks to the Chairman.

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED AND SUBSIDIARY COMPANIES.

CONSOLIDATED BALANCE SHEET—DECEMBER 31, 1931.

| ASSETS. | | |
|---|--------------|--------------|
| Cash in Bank | - | \$139,531.76 |
| Miscellaneous accounts receivable (less reserves) | - | 1,986.84 20 |
| Inventories of operating supplies as shown by books | - | 145,682.15 |
| Other Accounts Receivable : | | |
| F. de M. Cunynghame | - | \$28,973.91 |
| A. N. C. Treadgold | - | 250,788.77 |
| | - | \$279,762.68 |
| Less Reserved there against | - | 279,762.68 |
| Investment in the securities of the Northern Light Power and Coal Company Limited, carried at a nominal value | - | 1.00 |
| Property and equipment, mining leases, etc; | | 30 |
| Dredges and other equipment, buildings transmission lines and power ditches | 3,501,313.84 | |
| Less Reserves for depreciation and amortization | - | 2,002,284.83 |
| | - | 1,499,029.01 |

ASSETS.

Exhibits.

Property and equipment, mining leases, etc.
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| | | | |
|----|--|----------------|----------------|
| | Mining Claims, dredging leases, water grants and lands - - - - | 6,958,340.08 | |
| | Unabsorbed expenditures on advance thawing and stripping - - - - | 98,094.46 | |
| | | <hr/> | |
| | | \$8,555,463.55 | |
| 10 | Deduct Reserve for revaluation of assets of consolidated companies - - - - | \$2,417,567.18 | |
| | Less par value (net) of Capital Stock of The Yukon Consolidated Gold Corporation Limited outstanding, the issue of which was not authorized by the Directors - | 179,464.00 | 2,238,103.18 |
| | | <hr/> | <hr/> |
| | Net Book Value - - - - | - - - - | 6,317,360.37 |
| | | | <hr/> |
| | | | \$6,604,562.12 |

Approved on behalf of the Board,

J. T. PATTON, Director,

F. H. CHRYSLER, Director,

G. R. F. TROOP, Secretary-Treasurer.

LIABILITIES AND CAPITAL.

| | | |
|----|---|------------|
| | Sundry Accounts Payable - - - - - | 49,998.09 |
| 30 | The Trustees for the prior Lien Bondholders of the Northern Light Power and Coal Company Limited - - - - | 6,786.73 |
| | The Dawson Electric Light and Power Company Limited - | 1,614.87 |
| | The Bonanza Creek Gold Mining Company Ltd. - - - - | 22,794.08 |
| | Income Notes of The New North West Corporation Limited, held by the public (redeemable from profits at \$130.00 per \$100.00) - - - - - | 425,091.00 |
| | | <hr/> |

LIABILITIES AND CAPITAL.

| | | | |
|--|--------------------------|------------|----------------------------------|
| Deduct—Deficit : | | | |
| | Balance as at January | | |
| | 1, 1930 - - - | 117,414.57 | |
| | Loss for the period of | | |
| | two years ending | | |
| | December 31, 1931 - | 139,570.08 | |
| | | <hr/> | |
| | | 256,984.65 | |
| 10 | | <hr/> | 5,569,613.35 |
| <p>Note—No Dividends have been paid on the preferred stock of The Yukon Consolidated Gold Corporation Limited which accrue from February 28, 1925, nor on the preferred stock of The New North West Corporation Limited which accrue from June 15, 1921.</p> | | | |
| | Contingent liability, in | | |
| | respect of claims to | | |
| | which the Company | | |
| | may become liable - | 56,065.00 | |
| | | <hr/> | |
| 20 | | | <hr/> \$6,604,562.12 <hr/> |

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To the shareholders of

The Yukon Consolidated Gold Corporation Limited

Under instructions from the directors, we have examined the books and accounts of The Yukon Consolidated Gold Corporation Limited and its subsidiary Companies for the period of two years ending December 31, 1931. As at December 31, 1931, there were shares outstanding of a par value of \$179,464.00 the issue of which was not authorized by the directors. Certain important questions relative to the issue of the company's share capital and the acquisition of securities of subsidiary Companies are now
30 before the Courts. A judgment was pronounced on March 18, 1932, directing that all shares in the Company standing in the names of A. N. C. Treadgold and Edgar M. Williamson be cancelled and the certificates surrendered, and that an accounting be made by Mr. Treadgold for all shares, money and properties of the companies dealt with by him. Notice of appeal against this judgment has been given by A. N. C. Treadgold. As the judgment was subsequent to December 31, 1931, its provisions have not been given effect to in the above balance sheet. The books of the company reflect, that, as at March 18, 1932, all shares standing in the names of A. N. C. Treadgold and Edgar M. Williamson were cancelled bu

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the certificates therefor have not been surrendered. The above balance sheet is, therefore, subject to the disposition of these important matters. Subject thereto, we report that, in our opinion, the above balance sheet is properly drawn up and shows the true financial position of the combined companies as at December 31, 1931, according to the best of our information and the explanations given to us, and as shown by the books.

Toronto, November 5, 1932.

PRICE, WATERHOUSE & Co.,
Chartered Accountants.

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED 10
AND SUBSIDIARY COMPANIES.

COMPARATIVE CONSOLIDATED STATEMENT OF PROFIT AND LOSS FOR THE
PERIOD OF TWO YEARS ENDING DECEMBER 31ST, 1931.

| Particulars. | Year ending December 31 | |
|---|-------------------------|----------------------|
| | 1930 | 1931 |
| Revenue : | | |
| Gold Returns - - - - - | \$600,702.63 | \$749,928.95 |
| Power Sales - - - - - | 85,672.64 | 104,397.15 |
| Miscellaneous sales - - - - - | 1,194.62 | |
| | <u>\$687,569.89</u> | <u>854,326.10</u> 20 |
| Deduct—Operating and Other Field Expenses : | | |
| Direct operating expenses, dredges and hydraulics - - - - - | 477,127.68 | 575,995.52 |
| Power expense - - - - - | 28,902.81 | 27,806.12 |
| Dawson overhead expenses - - - - - | 46,615.93 | 34,006.63 |
| Claims and lease renewals - - - - - | 8,596.26 | 8,253.93 |
| Watchman—Gold Run dredge, etc. - - - - - | 717.00 | 720.00 |
| Miscellaneous expenses - - - - - | 1,575.40 | 2,130.05 |
| Adjustment of inventory - - - - - | 79,293.45 | |
| Provision for A. N. C. Treadgold account - - - - - | 3,690.00 | 3,690.00 |
| | <u>\$646,518.53</u> | <u>\$652,602.25</u> |
| Gross Profit, before providing for depreciation - - - - - | \$41,051.36 | 201,723.85 |

| | | Year ending December 31 | | Exhibits. |
|-------------------------------|--|-------------------------------|-----------------------------|---|
| | | 1930 | 1931 | |
| Deduct—Head Office Expenses : | | | | P.113. Printed Report of Annual General Meeting of Yukon Consoli- dated Gold Corpora- tion, Ltd. Balance Sheet and Statement of Profit and Loss.— <i>continued.</i> |
| | Director's fees - - - - | \$2,675.00 | \$3,680.00 | |
| | Legal fees—accounts rendered by solicitors who are also directors - - | 6,046.60 | 8,323.59 | |
| | Secretary's fees - - - - | 2,400.00 | 3,907.25 | |
| 10 | Cost of investigation ordered by the Honourable the Secretary of State and expenses incidental thereto - | | 20,022.15 | |
| | Legal fees in Patton action, etc. - - | | 1,331.70 | |
| | Miscellaneous Head Office Expenses - | 87.60 | 515.12 | |
| | | <u>\$11,209.20</u> | <u>37,779.81</u> | |
| | Balance of Profit - - - - | 29,842.16 | 163,944.04 | |
| | Deduct—Provision for depreciation (including amortization of main ditch) - | \$173,635.67 | 159,720.61 | |
| | Net Profit or Loss for the year - | <u>\$143,793.51</u> (Loss) | <u>4,223.43</u> (Profit) | |

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED.

20

REPORT OF THE DIRECTORS.

The Directors of the Yukon Consolidated Gold Corporation Limited present the following Report on the Company's affairs with the accounts for the two years ended 31st December, 1931, and Balance Sheet at that date.

CAPITAL.

The Yukon Consolidated Gold Corporation Limited was incorporated by Letters Patent of the Dominion of Canada on 14th April, 1923. The authorized capital of the Company is six million dollars (\$6,000,000) divided into \$500,000 8% Cumulative Preferred Shares and \$5,500,000 Ordinary Shares, having a par value of \$1.00 each. Of these shares there had been issued at 31st December, 1931, 499,935 Preferred Shares and 5,255,678 Ordinary Shares.

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By a Judgment of the Honourable Mr. Justice Raney of the Supreme Court of Ontario, delivered on 18th March, 1932, it was ordered that all Shares standing in the names of A. N. C. Treadgold and Edgar M. Williamson should be cancelled.

Your Company owns and holds shares and securities in Companies controlled by it as shown by Schedule "A" herewith.

OPERATIONS.

At the present time five gold dredges are operated :

| | | | | | | | |
|-----------------|---|---|---|---|---|-------------------------|----|
| Canadian No. 2. | - | - | - | - | - | 17 foot bucket capacity | |
| Canadian No. 3. | - | - | - | - | - | do. do. | 10 |
| Canadian No. 4. | - | - | - | - | - | do. do. | |

These dredges are owned by Burrell and Baird Limited and operate in the valley of the Klondike River.

New North West No. 1. - - 7½ foot bucket capacity

This dredge is owned by The Dominion Mining Company Limited and operates on the upper stretches of Dominion Creek.

New North West No. 2. - - 7½ foot bucket capacity

This dredge is owned by The Big Creek Mining Company Limited and operates on the Granville Flat—the lower valley of Dominion Creek.

In addition gold is recovered by hydraulic operations, which consist of washing down the higher levels of gold-bearing gravels by using water under high pressure. In these operations the ditches, flumes and equipment formerly owned by the Yukon Gold Company are used. 20

MEETINGS.

The last Annual Meeting of the Company was held in Ottawa on 31st December, 1929. The holding of the Annual Meeting called by notice to be held on 30th December, 1930, was restrained by an Order of Injunction of the Supreme Court of Ontario, which Order continued in force until 18th March, 1932.

MR. G. T. CLARKSON'S REPORT.

30

On 13th January, 1931, Mr. G. T. Clarkson, F.C.A., was appointed by the Honourable the Secretary of State of Canada, Inspector to investigate the affairs of The Yukon Consolidated Gold Corporation Limited and its controlled Companies under Section 120 of the Companies Act (Canada).

The substance of Mr. Clarkson's Report, which was delivered to the Secretary of State on 26th February, 1932, and the Report of your Directors as to the litigation which followed with its consequences in a Judgment

of the Court in the Action in which John Thomas Patton, Robert Allen Lawther and Mark Morrell, (suing on behalf of themselves and all other Shareholders of The Yukon Consolidated Gold Corporation Limited, excepting A. N. C. Treadgold) were Plaintiffs, and The Yukon Consolidated Gold Corporation Limited, The North Fork Power Company Limited and Arthur Newton Christian Treadgold were Defendants, was reported in a Circular to the Shareholders dated 4th April, 1932.

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ENGINEER'S REPORT.

In June of this year Mr. Eugene H. Dawson, Mining Engineer of New York City, was engaged to make a study of the Company's properties and methods of working. Mr. Dawson has been engaged on this work during the past three months and his Report is expected within the next few weeks.

COMPLETION OF CONSOLIDATION.

Up to the present time the independent corporate existence of the several operating and controlled Companies has been preserved. Your Directors now propose to complete consolidation of all the Companies and to vest their assets in The Yukon Consolidated Gold Corporation Limited. In this way it will be possible to apply the net profit earned from all the operations to the payment of dividends.

AUDIT AND ACCOUNTS.

With this Report the Company's accounts and statements are laid before you for the years 1930 and 1931. Following the audit of the accounts for the year 1929 a Balance Sheet was submitted as at 31st December, 1929, but this Balance Sheet was not accepted or confirmed by the Board.

Litigation and Mr. Clarkson's investigation delayed the making of an audit for the years 1930 and 1931. Your Directors appointed for this purpose, Messrs. Price, Waterhouse & Co., a firm of international standing, whose certificate is attached to the Statements which are laid before you.

With reference to the large amount for which Mr. A. N. C. Treadgold appears on the accompanying Balance Sheet as a Debtor, no particulars of any off-setting claim which he may consider he has against the Company have been received. All such matters will be dealt with by the Master of the Court as and when the accounting takes place.

On Behalf of the Board,

" J. T. PATTON "

President.

Exhibits.

Schedule " A "

THE YUKON CONSOLIDATED GOLD CORPORATION LIMITED
AND SUBSIDIARY COMPANIES.

STATEMENT OF SECURITIES ACQUIRED DECEMBER 31, 1931.

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continued.

| Description. | Total holdings of Consolidated Companies. | Par value of securities of subsidiary companies held by the public. | Grand total of subsidiary companies securities issued. | 10 |
|---|---|--|--|----|
| The New North West Cor- poration Limited : | | | | |
| Income Notes - - | \$1,041,032.00 | \$425,091.00 | \$1,466,123.00 | |
| Preferred Stock | | | | |
| Series " A " - - | 1,170,812.00 | 149,188.00 | 1,320,000.00 | |
| Series " B " - - | 1,165,250.00 | 2,350.00 | 1,167,600.00 | |
| Common Stock - - | 3,601,554.00 | 295,876.00 | 3,897,430.00 | |
| The Dominion Mining Com- pany Limited : | | | | |
| Common Stock - - | 943,500.00 | 56,500.00 | 1,000,000.00 | 20 |
| The Big Creek Mining Com- pany Limited : | | | | |
| Common Stock - - | 995,000.00 | 5,000.00 | 1,000,000.00 | |
| The Calder Mining Company Limited : | | | | |
| Common Stock - - | 487,250.00 | 12,750.00 | 500,000.00 | |
| The Sulphur Mining Com- pany Limited : | | | | |
| Common Stock - - | 500,000.00 | | 500,000.00 | |
| Burrell and Baird Limited : | | | | 30 |
| The Canadian Klondyke Mining Company Limited (predecessor in title to Burrall and Baird Limited) Re- ceivers Wages Bonds | 118,620.00 | | 118,620.00 | |
| Five judgments and executions - - | 200,870.50 | | 200,870.50 | |

Schedule "A"—*continued.*

| | | | | Exhibits. |
|---|--|--|--|---|
| | | | | P.113. |
| Description. | Total holdings of Consolidated Companies. | Par value of securities of subsidiary companies held by the public. | Grand total of subsidiary companies securities issued. | Printed Report of Annual General Meeting of Yukon Consoli- dated Gold Corpora- tion, Ltd. Balance Sheet and Statement of Profit and Loss.— <i>continued.</i> |
| <hr/> | | | | |
| Burrell and Baird Limited <i>—continued.</i> | | | | |
| 10 | All the interest of the Granville Mining Company Limited in the Debenture or equitable charge issued or to be issued to The Granville Min- ing Company Limited by Burrell and Baird Limited - - - | 1,798,000.00 | 1,798,000.00 | |
| 20 | Other secondary charges - All Mr. Laurence Harrison's interest in Burrell and Baird Limited or in The Canadian Klondyke Mining Company Limi- ted under agreements with The Granville Mining Company Limi- ted, Common Stock - | 91,653.54 | 91,653.54 | |
| | | 1,000,000.00 | 1,000,000.00 | |
| 30 | The Dago Hill Mining Com- pany Limited : Common Stock - | 993,000.00 | 7,000.00 1,000,000.00 | |
| | The Deep Vale Mining Com- pany Limited : Common Stock - | 500,000.00 | 500,000.00 | |
| | | <hr/> | | |
| | | \$953,755.00 | | |
| | | <hr/> | | |
| | | Income Notes - | \$425,091.00 | |
| | | Capital Stock - | 528,664.00 | |
| | | <hr/> | | |
| | | \$953,755.00 | | |
| | | <hr/> | | |

In the Privy Council.

No. 70 of 1937.

ON APPEAL FROM THE COURT OF APPEAL
OF ONTARIO.

BETWEEN

LESLIE COLBATCH CLARK, Trustee
of the Estate of Vernon Wright
Worsdale, a Bankrupt
(Plaintiff) Appellant

AND

THE YUKON CONSOLIDATED GOLD
CORPORATION LIMITED
(Defendant) Respondent.

RECORD OF PROCEEDINGS.
PART II.
EXHIBITS.

PERCY HASELDINE & CO.,
47, Essex Street,
Strand, W.C.2.

Solicitors for the Appellant.

BROAD & SON,
1, Great Winchester Street,
E.C.2.

Solicitors for the Respondent.