

offer I feel I must most respectfully beg leave to decline.

My Lord, I may state that had my return passage and settlement been granted me in the first instance by the Manager and Chief Accountant when I applied to them 2 years ago, I should never have troubled Your Lordship, nor the Railway, but would have returned to my post in India, and now be enjoying the enhanced pay and prospects under the re-organisation scheme, sanctioned by the Government of India, as a recognition of my long and faithful service of 36 years (1868-1904); by which I have lost me for ever.

May I also in extenuation be permitted to urge for favour of Your Lordship's kind notice, that had I had a comfortable appointment in India, and need not have come to Africa at this advanced age of my life 65 years, except to better my position and prospects, with the view to meet the growing wants of my children, had it not been that I was selected and strongly recommended by my divisional superintendent for the post of telegraph inspector of the Uganda Railway, and for the fault of my Crickstaff the Traffic Manager, who in his position here, but here and who before he did so, ought to have known the requirements before, and I should be thrown out of my permanent work with him, and in India, my passage withheld as though I violated the terms of my agreement, he made for me, by taking from the Indian Telegraph Service, and further be obliged upon to suffer this loss.

I believe Your Lordship's decision would have been other than what it is, if only the Manager had done to the common fairness by placing all facts connected with my case for Your Lordship's consideration.

The Manager has done no further injustice by not even calling on the Chief Accountant for all

the correspondence connected with my case, this correspondence was most important, inasmuch as it would have shown to Your Lordship at a glance the obstructiveness on the part of Mr Eastwood, the Chief Accountant, to grant me a return passage to India notwithstanding my repeated letters and reminders.

From the foregoing it will be apparent to Your Lordship that the Manager has failed to do me justice, or to place my case before Your Lordship for the justice that I humbly sought, and do now humbly seek as a last resource at Your Lordship's kind hands.

My Lord I sent you a complete appeal printed with all the letters bearing on my case, and by referring it back, the Manager has thus virtually become both prosecutor and judge, and My Lord how can it be expected that I should receive fair treatment under the circumstances.

I pray therefore that from the foregoing Your Lordship may at this stage be pleased to exercise your kind prerogative and reconsider my case, my advanced age which leaves me a very little time to battle the world over again, my long and faithful service of 36 years - loss of permanent employment both here and in India, suspension of return passage which caused the above and be so kind as to grant me such compensation commensurate with the losses I have sustained through no fault of my own and for which I shall feel ever grateful.

I have etc.

(Sd) J. H. Cross

Late Telegraph Inspector,
Uganda Railway, Nairobi.

BY AIR MAIL
MOMBASA.

The West African Cable Co. Ltd.

His Britannic Majesty's Principal Secretary of State for Foreign Affairs

MEMORANDUM FOR THE SECRETARY OF STATE

UNION OF SOUTH AFRICA
KENYA PROVINCE
MOMBASA

Very Respectfully Sheweth,

(1) That Your Memorialisant has been unjustly removed from the position of Telegraph Inspector on a salary of £1,200 per annum, which 3 years ago was granted to him.

(2) That Your Memorialisant has been appointed to the position of Telegraph Inspector on a salary of £1,200 per annum, which 3 years ago was granted to him.

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Recommendation from Memorialist's from the highest Authority in the United Kingdom and India.

From: THE SUPERINTENDENT OF TELEGRAPHS, KARACHI, for the Government of India.

To: THE SECRETARY IN CHARGE, UGANDA STATE RAILWAY, KARACHI.

Sir, With reference to the appointment of Mr. H. Cross as Inspector for the Uganda Railway, and to the fact that Mr. Cross has been in the Department for some years and has kept excellent health, and is a most reliable man.

The Director of Telegraphs, India, has the honor to inform you that Mr. Cross has been appointed as Inspector for the Uganda Railway during his period of leave. This appointment is in accordance with the instructions issued to you previously with this office.

Confirmation of Memorialist's appointment of Telegraph Inspector by the Government of India, the then Chief Engineer, Uganda Railway.

Manager & Chief Engineer's Office, Nairobi, 14th April 1901.

Copy of the Traffic Manager's Confirmation of the appointment of Mr. Cross as Inspector, dated 14th April 1901.

Letter from the Traffic Manager to the Deputy Manager Uganda Railway asking for the termination of Memorialist's services.

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PLEASE your sanction to being brought under rejection, and being given the usual three months notice, and from 1st November 1901.

(Sd.) A. E. CHERRYMAN
Traffic Manager,
Uganda Railway.

Reply from the Deputy Manager announcing the Termination of Memorialist's Services.

From THE DEPUTY MANAGER
Uganda Railway
To THE TRAFFIC MANAGER,
Uganda Railway.

Nairobi, 24th October 1901.

Sir, - With reference to your letter No. 1009 of 22nd instant I have the honour to announce your terminating the services of Mr. J. H. Cross, Telegraph Inspector, on 31st November 1901 with effect from 1st November 1901.

(Sd.) E. RAWSON,
Deputy Manager,
Uganda Railway.

Certificate granted to Memorialist by Traffic Manager Uganda Railway on Termination of his Services.

UGANDA RAILWAY.
SERVICE CERTIFICATE.

No. 50.

CERTIFIED that Mr. J. H. Cross was employed on this Railway as Telegraph Inspector from 25th March 1901 to 31st January 1902 when his services were no longer required owing to reduction of establishment.

(Sd.) E. G. WILSON,
for Traffic Manager.

Traffic Manager's Office,
Nairobi.

Letter from your Memorialist to the Manager and Chief Engineer the Uganda Railway, Nairobi appealing against the unjust termination of his services.

GEORGE WHITENOCK EAST,
Manager & Chief Engineer,
Uganda Railway.

Nairobi, 5th February 1902

Sir, - I beg most respectfully to approach you with this my humble appeal, and to state that I was engaged in India as Telegraph Inspector, on a specified agreement for one year, and signed the bond on the day of my departure of three years' continuance. I have since worked seven months, and without a single instance of my default or irregularity, being brought against me. I have been served with notice, which expired on the 1st of November, and which now leaves me two years and two months, short of my full term. It has been a great inconvenience, and loss through the shortening of my term, and my being thrown out of employment, and cannot say whether I will get

my situation in India again, as in the letter from my Superintendent to the Uganda Railway Agent in Karachi (copy enclosed), it is distinctly stated, that I was given leave of absence for 3 years, with permission to accept the appointment, and will be retired from the Indian Telegraph Service at the end of those two years, so that as the case goes on, with all the appointments in India filled up, I am now thrown out of employment both here and in India, with little or no prospect of getting in again. I therefore beg most respectfully, you will after review, see your way to take my hard case into your kind consideration, and grant me such compensation as you consider best, to recompense me for this unforeseen circumstance, or after you have considered yourself as to the manner in which I have performed my duties for the short time I served the Railway, (with certificate of discharge), you may be pleased to kindly permit me to work out my time, if after review, you consider me deserving of the concession and for which I shall feel ever grateful.

I have the honour to be,
Your most obedient servant,
(Sd.) J. H. CROSS,
late Telegraph Inspector,
Uganda Railway.

Final reply from Mr. Rawson that Memorialist's services cannot be retained.

No. 609-18-Traffic.

To, Mr. J. H. Cross,
late Telegraph Inspector,
Nairobi.

With reference to his letter dated the 5th February 1902, I have the honour to state that the undersigned regrets it is not possible to retain his services.

(Sd.) E. RAWSON,
For Manager and Chief Engineer.

NOTE - This closes correspondence between the Manager and your Memorialist.

MR. CROSS'S ACCOUNT

To, J. W. SWENNE, Esq.,
Asst. Traffic Manager,
Uganda Railway,
Nairobi.

Sir, - I have the honour to inform you that I am instructed to write you with reference to Mr. Cross's statement as to his leaving the Uganda service on reduction of staff.

I have gone very minutely into their claim and the papers in support thereof and believe that when I have put the figures before you, you will see that he is entitled to more than he has been offered him.

Mr. Cross has been offered pay up to 31st January 1902 and a sum for travel allowance to the date he was supposed to start for India, but his allowance up to his actual departure and pay to date of arrival in India, which he is entitled to, has not been stopped. I understand, solely on the ground that his failure to start by the boat sailing on 31st January was due entirely to his delaying on his way to Nairobi after receiving orders to do so.

While at Mombasa on duty Mr. Cross received a wire from your office on the 15th of January directing him to return forthwith as he got to Mombasa the 21st. He wired you that there was no train till the 15th then and received reply to come to Nairobi as usual. He left Mombasa by first available train, namely on the morning of the 15th of January. At Mombasa he was met by Data Ishwar Das who he had previously been directed by you to examine and rightly or wrongly he left the train and examined

the man, proceeded by the very first train, the next morning arriving in Nairobi on Sunday morning the 19th January about 3 a. m.

The train by which he had travelled as far as Mt. Summit reached Nairobi at about 6 a. m. of the previous Saturday.

As the Office is closed early on Saturdays it is obvious that even if he had not broken the journey at Mt. it would have been impossible for him to have received his settlement, make over the Stores, &c. in his charge and arrange his private affairs in time to be in Mombasa.

On the following Monday the 21st he reported himself to you personally at the Station in Nairobi on the Monday morning and subsequently at the office, and has repeatedly applied for his settlement sheets at the Accounts Office, but in spite of his efforts it was only on or about the 15th of this month that it was handed to him when he objected to several items.

If you will be good enough to verify the above settlement I think you will find it correct and that Mr. Cross has been unjustly accused of delay and if you come to this conclusion I am sure you will see that he is fairly treated.

His case is rather a hard one as he gave up a good situation in India only last March to come here on a 3 year's agreement which has now been cancelled within a few months of its date.

Mr. Cross's claim is now for pay and full rations and transit allowance for the month of January last and Rs. 12 unpaid balance of his travelling bills for the months of July August and September last and further pay and allowances to date of actual departure 2nd Class passage to India and pay during the voyage.

I would be glad if you could give this matter your attention as soon as convenient and let me have a reply to-day if possible, as Mr. Cross is anxious to catch the boat leaving Mombasa on the 25th instant and thus save the Railway Company any further expense.

I have the honour to be,
Yours obediently,

(Sd.) O. TUCKER,
Stationer.

Note by Your Memorialist.

To the foregoing letter, the Traffic Manager apparently unable to reply for fear of compromising himself, sent an acknowledgment to these words: "I have the honour to acknowledge receipt of your letter dated the 20th February 1907."

Your Memorialist being passed the file, he returned again addressed the Traffic for a definite reply but with no better result, the Traffic Manager protesting at another himself to convert the same reply. "I have already informed you that I have received your letter of the 20th February 1907."

Your Memorialist does not bring written to seek furthering correspondence, and having no funds wherewith at the time to return to India to pursue his job, Government employment in the Telegraph service, as a last resort obliged to take up temporary work to keep him from starving.

UGANDA RAILWAY.

To
B. EASTWOOD, Esq.
Chief Agent.

Sir, I beg the favour of being permitted to see you for a few minutes regarding my passage.

I beg to remain,
Sir,
Your most obedt. servant,

J. H. CROSS.

Passage cannot be granted.

B. E.

