

At a Court of Oyer & Terminer and
General Gaol Delivery begun and holden
at Montreal on Monday 8th May 1820.

Present.

Mr Justice Reid.
Mr Justice Toucher.

The Commissions of Oyer & Terminer and
General Gaol Delivery were read. — Mr Cunliffe's
Commission as Clerk of Court was presented. —

Mr Justice Reid gave the charge to the
Grand Jury. —

The Select men were called and appeared. —

There being no business prepared for the
Court, it adjourned till to morrow morning
at 8 o'clock. —

Tuesday 9th May. 1820.

The Court met pursuant to adjournment.

The King : }
Ant. Toupin : }

On trial of Indictment for
stealing privately in a Stable
on 8. Nov^r. 1819, one harness of value
36^s. goods of John Fisher, County Montreal
in Stable of John Fisher. —

The Prisoner was also charged on another Indictment for Stealing privately in the Stable of one Green, who consented that both indictments should be tried by the same Jury.

Charles Fred^k Green - dem. à la par. de la Longue P^t
il a une étable chez lui - que le 8 Nov^r. dernier
il y avait un harnois dans cet étable à lui appartenir
que le lendemain on est venu lui dire, qu'il manquait
un collier, valant 5^s. une paire de guides 1/2 - une
bride 1/2 une paire de féttons & complet 16 - Sont
les mêmes articles maintenant produits - a vu
ces mêmes articles 3 jours après au bureau de la
Police - la porte de son écurie se fermait avec
une cheville & crampé de fer -

X-

D'ail a plusieurs nom. à son service qui ont
soin de ces effets là - a vu dans son écurie ces
mêmes effets le soir du 8 Nov^r.

John Fisher, dem. à la Longue P^t et a une étable
chez lui - que le 8 Nov^r - der. il avoit trois
harnois dans cet étable - vers les 4 heures du Soir,
le lendemain vers les 5 heures du matin on s'est
aperçus qu'un harnois manquait - collier,
bride & harnois, valant 8 piastres, - a vu son
harnois deux jours après à l'Office de la Police,
et c'est là même qui lui a été volé -

Son écurie se fermoit ^{x^d} avec une cheville,

et

et il avait en son service deux hommes qui avaient communication à cette écurie - reconnoit bien son harnois -

Jacques Henry Blache - dem. au fl. St. Aubin est au bagage a vu le P^r en Nov. dernier, est arrivé chez lui vers 6^h ou 7 heures, il avoit des harnois avec lui et a demandé où il pourroit les quitter chez le témoin jusqu'à son retour, comme il attendait un de ses amis pour aller avec lui à la R^e. du Chemin - il les a quitté et est parti - environ 1/2 heure après il l'a vu passer avec une pelle de fer & Mr Stanley l'a suivi qui le suivait, Stanley l'a pris P^r. & comme il passoit devant la maison du témoin il remit à Stanley les harnois que le P^r avoit quitté chez lui - les croit les mêmes maintenant en bon - n'a pas vu personne venir reclamer ces harnois -

x-

N'avoit jamais vu le P^r auparavant ce jour, en entrant il a mis les effets derrière la porte, comme à ses appartements - Que ce matin le Tém. étoit seul à la maison avec son beau-père -

George Stanley - a vu le P^r le 8 Novembre dernier, en la barre de cette cour - le 9 du matin il est entré chez le témoin avec une pelle d'un paix de péttons, et a demandé au tém. s'il voulait les acheter, et en se reprenant immédiatement, a demandé au dom. un nommé Côté - un peu plus loin

dernier le dix. term. Blache que le term. lui a enseigné la maison de Côte, et voyant qu'il n'y entrait pas, il l'a suivie, & le voyant entrer en d'autres maisons, il l'a arrêté P^r. — que en retournant avec le P^r. Mr Blache dit au term. de venir chez lui que le P^r. avait laissé des effets chez lui, et l'a Blache lui a remis deux harnois un bridle d'une Selette, les mêmes maintenant montés — il les a porté à l'Office de Police — Que le P^r. dit au Term. qu'il n'avait pas volé ces effets, qu'il les aurait eu avant d'entrer en prison, et qu'il les avait caché dans les bâges au bord de l'eau —

x

Que le P^r. a été déchargez de la prison en Novembre dernier le 8 dans l'après-midi — Que il avait mis les lettres initiales de son nom en encre — mais il ne les voit plus — les croit les mêmes — mais ne peut le jurer — a remis les mêmes que ils a reçu à Mr Blache à l'Office de Police —

Louis Martiau — est Comptable — le 9 Nov. passé Mr Stanley a amené le P^r à l'Office de Police avec un harnois sur son dos — lui a livré à l'Office, et le harnois maintenant présent est le même —

x

Que le term. a gardé ces effets jusqu'à ce jour
en

en sa possession. —

Gwyn Owen Rawford - Is Gaolin - les P^r who was in
Prison from 20 Oct. to 8 Nov. last -

Defense

Julien Menard, con. le P^r vers le 9 Nov. entre les
6 & 7 heures du matin l'a vu au Port, & comme le
Tenu. parlait avec lui, il est venu un hom^m. qui
avait un harnois, deux colliers & une peule, & a
demandé au P^r de les prêter pour lui au pambawg
St. Ant, & qu'il le paieraient, que le P^r objectait d'abord
qu'il n'en pouvait porter dans une gondelle dans la
baie de Chaleurs, & ne pouvait le faire, mais a
du fini à consenti & après les effets - & l'hom^m
du P^r sont partis ensemble -

Qu'il y avait 5 à 6 mois qu'il n'avait pas vu
le P^r n'a pas vu le P^r prendre le harnois dans
un Cage - Que le Tenu. est en prison accusé
d'avoir volé un cheval - est en prison ensemble avec
le P^r Que c'estoit proche du vieux marché que
l'hom^m. a rencontré le P^r

Charles Marion - étoit à Montréal en Nov. der. le
soit du soir vers les huit heures, il étoit à bord
d'une gondelle lorsque le P^r y ~~est venu~~ étoit, que
le P^r a ~~compté~~ ^x le passé la nuit le a jouer aux
cartes - Que le lendemain il est venu un hom^m.

le long de la grève avec un Collier un harnais
une bride d'âteliers & une pelle de fer & a appellé
le P^r & l'a demandé s'il voulloit porter ces effets
pour lui au fb. St. Ant - qu'il a promis en payement
les pâtons d'aller. Qu'il est parti avec l'hom.
Que le P^r prouverait connaitre le Cap^t de Gochin
a disoit qu'il étoit sur le point de s'en aller avec
lui au baie de Shabers -

X

Qu'il est emprisonné, pour avoir acheté deux
paix de Sucre au marchⁱ nus -

Qu'il, par un des Juers - que c'étoit entre les
8 & 9 heures du matin lorsque l'homme fut venu
avec le harnais parler au P^r -

Charles et son débit - travaillé à l'offic^e de Police
comme Commis - Qu'il a des riens de être
privé & de être Fisher de la remise de leur harnais
brid^s & collier - Qu'il avoit donné ordre
à St. Martcau en conséquence de les remettre
aux gens le 17 Avril dernier, de croire qu'ils ont
été remis en conséquence -

Guilty of Petty Larceny on both Indictments,
only - on first to amount of 19/- & on 2^d to the
amount of 5/- —

The King
vs
Marie Deschambault

On trial of Indictment
In Grand Larceuy
28 Nov. 1819 - at Montreal

8 dollars - 16 half dollars - one Cap - value 1/-
one ribband. value 6/- of goods &c of Jean Pierre
Dominii -

Jean P^r Dominii, resté au fb. de L. dans la même maison
avec Dom. Bruchus - la P^r étoit au service de Bruchus
le 28 ^{Novembre} dernier - Le ten. occupoit une chambre
à lui au second étage, les deux ménages étoient ensemble
la P^r pouvoit entrer en la Chambre du ten. quand
elle voulloit - Qu'il avoit dans un boîte des piastres
au montant de seize - qu'il y avoit des écus et des
piastres parmi - que le boîte de carton étoit dans un
Coffre où il y avoient des bandes - des Coiffes de
rubans - Que le Soir du 28 Nov. vers les 7 ou 8
heures il s'est appris que l'argent manquoit - que
l'après midi elle y étoit - Que le boîte étoit pris
avec l'argent - Que le coffre valoit 15/- & le rubans
15 sols. qui ont été pris au même temps - Il a fait des
recherches pour ses effets - Que le Jour d'ensuite
il a trouvé sur la Prieur le coiffet le ruban - mais
point d'argent - Que la P^r avoit quitté la maison
le même Soir du vol, & le lendemain on l'a trouvée
chez l'onction - le Watchman qui en a donné
connaissance au Tenor - Qu'il l'a fait arrêter en
conséquence & mené au Watch -

X

Qu'il y avoit deux ménages dans la maison,

celle de Drubies avec celle du Temoin - Que la clef
de la valise ou eloit l'argent eloit apres - Que la
P^r ne peult avoir 12 a 13 ans - elle a l'esprit un peu
faible -

Dominique Bruches - dem. dans la mème maison avec
le dernier ten - que la P^r estoit à son service le 28
Nov. dernier - Que ce dom Domini a perdu
son argent - Que le lendemain la P^r. fut
trouée chez Lentier le Watchmen, et on a trouvé
un Coiffé d'un morceau de Ruban sur elle que
Domini reclama comme à lui - elle a dit, qu'avec
l'argent qu'elle avoit pris elle avoit acheté une
robe, un chapeau & des Souliers - qui ont été trouvés
dans la maison de Langau en Lentelle le Watchman

x³

Que il n'y avoit personne dans la maison que le
beaupère du tem. d'se femme & le Tem. des fms & 2 Enfans -
Que ils ont été chez le Langau avec l'Abbaye, un
Comptable, & on dit à ta P^r si elle ne déclaroit point
la vente elle seroit mise en prison -

Joseph Thibault - Comptable - ion. la p^r vers la fin
de Nov. Il a resté avec le témoin - Il n'avait
point d'argent alors - a été chez Lentier lorsque on
a été à la recherche de la P^r pour le vol en Nov
et on y a trouvé le coiffé de ruban, avec une robe
Chapeau & Souliers - Domini a reclamé le coiffé
& le ruban comme à lui - & la P^r les a rendu à
Domini -

x³

A été reçus comme Comptable d'aller chez Lantier
La P^r a resté environ 15 Jours - son père lui dit
qu'elle

qu'elle avoit alors onze ans — qu'il étoit satisfait de
sa conduite —

Verdict. Not Guilty

Joseph Denis, dem. à la P^e Claire, comté de Montréal,
le 7 Decr. der. il avoit un cheval gris-blanc, qu'il
estimé à £ 25 — Que le 8 de Dec^r. entre 6 & 7 heures
il s'est apperçue que son cheval manquoit — Que
le même Jour il a eu des nouvelles de son cheval au
Jb. Québec, & en conséquence a poursuivi jusq' au
Sault au Reculet, et l'a trouvé chez un nommé Chambly
et le P^r. en même temps — Que son cheval étoit attaché
avec la Corde au Col dans l'écurie — & il l'avoit la
même Corde lorsqu'il l'avoit retrouvé — qu'il avoit alors une
bride que son voisin déclamoit — Que il avoit ce cheval
depuis 6 ans — Que le P^r dit au tém. q's il y avoit
15 Jours qu'il l'avoit, et qu'il avoit en un échange
de son frère — Que le lendemain le P^r lui a déclaré
volontairement que c'étoit lui qui avoit volé le
cheval — Que le P^r a offert au témoin la bride & la
Selle pour le laisser aller — Que le tém. a arrêté le P^r
et l'a amené avec le cheval en ville — Que le P^r a
resté 3 Jours au service du témoin en Abord de mon
et avoit occasion de commettre les animaux du terrain

F.

Dit n'en de plus

P^r Champagno, de Andegrave - dem. au Sault au Rieults
 a vu le P^r chez lui un Deux deurs, est arrivé sur
 un cheval-blanc-gris vers les 3 ou 4 heures le
 P^r a mis le cheval dans l'écurie du temoin - Deux
 le même Soir le der. ten. est arrivé chez le temoin
 avec le Cap^t Grivoux - que Denis a reclamé le
 Cheval comme à lui appartenant et l'a pris et
 mis avec lui - Que le lendemain le tem. a
 conduit le P^r chez le Cap^t Grivoux, où il a avoué
^{que c'est le P^r qui a volé le cheval}
^{que c'est le Cheval du Dernier temoin qu'il avait}
^{pris -}

F-

Qu'il a commis le P^r depuis longtemps et l'a
 toujours considéré comme un honnête homme. —

Charles Grivoux, dem. au Sault au Rieult. - con. le P^r
 et l'a vu au Sault le 8 Deux deur. pour reclamer
 son cheval qui avait été volé, le ten. l'a accompagné
 chez Champagno, & a visité son écurie, où il
 a trouvé son cheval, & l'a reclamé - il avait
 une bride & selle que Denis disoit ne lui appartenir.
 Qu'en entrant en la maison de Champagno le P^r
^{y était, & Denis a demandé à voir son cheval, disant}
^{qu'il était à lui, le P^r disoit, que le cheval lui}
^{appartenait, & qu'il l'avait en échange de son}
^{prix il y avait 15 Jours - ils ont pris un fusil}
^{& ont entré dans l'écurie avec le P^r ou Denis}

a reclamé son cheval — que voyant que le P^r Denis étoit positif que c'étoit son cheval le témoin a donné ordre à ses miliciens de faire arrêter le P^r & de l'amener chez lui le lendemain — ce qu'il a été fait & le témoin l'a fait mener en ville —

Le P^r Denis a dit que si son cheval n'avoit pas cinq clous chaqu^s coté du ses fers, il n'étoit pas à lui — que le cheval avoit en effet un nombre de clous en chaque fer — que l'usage ordinaire de Campagne est d'en mettre quatre — con. le P^r depuis longtems —

Charles Mondelet — Qu'il est le clair d'office, à l'opéra de Polin, & depuis la déclaration volontaire du P^r laquelle lui a été faite & signé de elle J. M. Mondelet le magistrat —

The declaration of the P^r was read by which the P^r acknowledged to have stolen the horse in question —

Verdict. Guilty —

The King
In Bureau Girard }
48. Geo. 3. ch. 8.
Su. 3.

On trial of Indictment for
uttering counterfeit coin
4 Spanish milled dollars -
brought by Julien Leblanc - at
parish of Montreal on 24. April last

Julien Leblanc, dem. à la côte des Neiges - étoit sur
le marché devant le 24 Avril dernier avec des boulliers
de boeuf à vendre le P^r en a acheté deux paars
à une eau la paire - et a donné premièrement
acheté une paire et a donné un piastre en
paiement, & a reçu un eau en exchange - il est
rentré quelque peu de temps après & a acheté une
autre paire, & a donné une autre piastre, et le
tem. a enfin donné un eau pour change - le
P^r a alors demandé au tem. s'il pouvoit lui
de changer encore deux piastres, ce que le temoin
fit, & lui donna quatre eaux en exchange - alors
le P^r est parti - le Tem. est entré chez un
amburiste & a demandé deux vênes de laqueur
pour laquelle il a offert une des piastres en
paiement, lorsque le Cantiniere l'a refusé disant
que c'étoit de la fausse monnaie, & ne valoit rien
le Tem. a couru après le P^r & le rejoint - il
~~a trouué que le P^r avoit vendu les deux paars~~
~~de boulliers a rendu les boulliers au temoin~~

over

119. oot. — Que l'adversaire le P^r fut arrêté — Que
elle l'Angleterre a qui il avait donné les fausses
piastres, les a donné à Mr Mondelot, et elles
ont été marquées dans le tems — Les voit les
mêmes qu'il avait remis à l'Angleterre, comme celles
maintenant montrées —

Que le P^r lorsqu'il fut arrêté a dit qu'il avait
été engagé par un autre d'avoir les souliers & de
changer les piastres —

DU HENRICHON. — Que'il a vu le P^r sur le marché
neuf au commencement d'avril dernier — il avait
des Cuilliers d'étain à vendre — L'a vu acheter un
paix de souliers pour un eau de Mr Leblanc, il l'a
payé avec une piastre & Leblanc lui a rendu un
eau en change — le P^r a présenté l'eau au tems,
pour avoir 2 brevets sols pour —

DU MARIE MONDELLOT. — Que le 4 d'avril dernier le
témoin Leblanc, lui a livré deux fausses piastres
de piastres qu'il montre maintenant, et elle
Bridge en a livré deux autres — le témoin les
a payé les vassés étant comme d'étain — Que
le P^r était présent dans le tems —

Que il connaît le père & la mère du P^r qui
sont de très honnêtes gens, élevés élevés —

(152)
Défense

Sous Chatelbaux, qu'il a vu en Avril dernier, donna
en prastre par un nomme Delisle sur la place
du marché lui disant d'aller lui acheter une
peau de Souris, & qu'il lui donneroit des
sols pour sa peine — que le P^r a acheté une
peau de Souris qu'il a rapporté avec le
charge de sa prastre —

André Laurence. Que lorsqu'en Tanneur est
venu chercher son argent & ses Souliers qu'il
avait vendus au P^r disant que l'atord de
la faute monnoie qu'il lui avait donné
le P^r s'est adressé immédiatement au
nomme Delisle, disant rendez moi les souliers
d'argent — que Delisle a tiré quelque
monnoie qu'il a donnée au Tanneur, et
les souliers ont été rapportés de chez le
peau de Delisle — Qu'il considère le P^r
comme un jeune hom. qui n'a pas beaucoup
de gencie —

Verdict Not Guilty

Wednesday 10th May 1820

Present
Justis, Reed, Toucher & Pyke -

The King
John Murray }

On trial of Indictment for Burglary
25 Dec^r in dwelling house of
andrew allen - one hat of the
value of 10/- one pair gloves 1/-
2 hks - 1/- of goods of James Bain
then stolen carried away -

Andrew Allen, lives in Notre Dame Street in Montreal
has a dwelling house in that street - there is a
cellar under it w^t of which there is an entrance by an outer
door and two windows - on 25 Dec^r. last there
was a foot of snow over the door, and an inner iron
door - the windows were closed up and nailed on
the inside plastered - & no one could get in without
breaking open the windows - went to bed that night
between 10 & 11 o'clock - the windows had not been
opened that day - That hearing a noise at the
night time he got up, and looking out at his window
saw a man coming from his gate towards the window
of his cellar, and seeing him attempt to go through
the window with his feet foremost, he W^t called
out to him, when he run off - That about a quarter
of an hour before this he heard a noise and got
up

up, but as the man ceased, he went to bed again.
 it was then about 5 o'clock in the morning — The
 W^r then went down to the cellar and found all
 the things scattered about, and four boards taken
 out of a partition — which boards he is positive to
 say were not removed the evening before — this
 opened a communication to the kitchen — there was a hat
 a pair of gloves & a couple of hkp, which were
 in the window of the kitchen were taken away
 On examining the cellar window, he observed four panes
 of the glass broken and the sash also large enough
 to allow a man to enter — & there appeared tracks on
 the snow between the Cellar door and the window
 and an appearance to force open that door — It
 was too dark to see a mans face at the time — The
 W^r found a hat and pair of gloves were found
 in the Cellar of, had been left there by the thief
 there was also a shoe found, w^t W^r exposed
 in his shop w^t the hat to see if any discovery
 could be made — The shoe now shown is same
 found in Cellar — it was found that a Shoemaker
 had some time before murdered this shoe did not
 bel. to the Count House — The hat stolen, he after-
 wards saw at the Count House — That suspicion
 falling on the P^r he was arrested and W^r
 asked him what induced him to rob his W^r house
 The P^r rattled money in his pocket & said he was
 willing to pay the damage that had been done —

+ by Mrs. Allen

h

he also said that the hat which was taken had been left by him at a tavern, as he considered it too good for him to wear, - in consequence constables were sent there and Mr. understand hat had been found - the hat gloves and htsps taken away are the property of James Bain, and he considers the hat worth ten shillings and the htsps one Shill^g -

x²-

That he fastens the doors of his house every night and his windows also, and examines every part of his house as the last act he does before he goes to bed - Cannot say whether he examined his Cellar windows that night before robbery, there was a shutter to that window - but in general it was not shut - Cannot say whether the outer gate on the street leads to his Yard was shut that night - Cannot say that he observed the hat and gloves & htsps were in the kitchen that even^g -

Thomas Young, is a Shoemaker & lives in St James' Street, his P^c only from has been employed by him to do some jobs for him - recollects his have come in some 8 or 10 days before X man to get a pr^r shoes mended - two small pieces on the outside of each heel - the shoes now produced are the same he mend^d - & returned to him before

X ms

pmars - Saw P^r on p^r' day - saw him second day after when he came to Mr. shop, to get a shoe made to match one of the shoes he had lost - that the morn^r follows, one of the shoes the Mr. had so minded was left by some person early in the morn^r, in order to make it fellow if it was desired by P^r - thes wife of Mr. rec^r. the shoe - as Mr. was not up at the time - That same night ~~one of~~ Mr. Allen's brother in law brot. in a shoe & asked Mr. if he had minded it for any person, when Mr. recognized it for the fellow of the P^r's shoe and on comparing it w^t. the one left by him in the morn^r, found they matched - The shoe so left by P^r the Mr. afterwards delivered to one of the Clerks in the Police Office - Saw P^r afterwards in Gaol recognized him again -

P^r then lived at Mr. McDowall's as a Servant, that when P^r came to Mr. day after Ch^r he said he had been drunk & did not know when he had left his shoe -

John Bower constable - Saw P^r on 26 Dec last he was not then in Custody - Mr Allen & Capt Danbrunille came to Mr. about 7 of the clock & went to Mr. W^r firs, went then & got a warrant on P^r - The P^r was arrested & next day the P^r asked Mr. to go to tavern of Mr. Glorstar, q^r the

did - when then the P^r spoke to the Master of the house, who gave P^r a new hat - does not kn. whether P^r asked for hat a not as thinks they spoke in Irish they then went to Police office, P^r asked leave to stop at Mr. Allen's - slept there - P^r spoke to Mr. Allen who would not hear him, ds^r? he w^t have nothing more to do w^t him - all this time the W^r held the new hat qf Tavernkeeper had deliv^r. to P^r, and he bro^t. it w^t P^r to police office, and gave it to young Mr. Mandelst^m - it was a hat such as that now shown

x³

That it was on a Monday he went w^t P^r to the Tavern.

Ann Allen, wife of Andrew Allen - on the morn^s about noon of Ckr she went into the Cellar, after the cellar had been made open - she found a shoe and a hat qf did not belong to any person of the family - she gave them to her husband - that one James Barn then lived in the house - and a hat, two hts & a pair of gloves were missing which belonged to him - it was a new hat, but cannot identify it.

Gaspard Glass - That on Monday 27 Dec. last he accompanied Bowes & P^r to our Tavernkeeper a Tavernkeeper - when they came then they asked T. keeper if the P^r had not left them, he said he had, and bro^t. a hat qf he delivered to Bowes.

They

They then left this door passing Mr Allen's door
 Mr P^r asked leave to go in - but does not kn.
 what passed between them - Mr P^r appeared
 to be agitated and sorry, & said that he was drunk
 when the thing happened & begged Mr Allen to
 forgive him - but Mr A. refusing to listen to him
 they carried him to Police Office - That P^r told
 Mr Allen that he had left the hat at a tavern
 at P^r. a fellow at this Globusky's - the hat
 was delivered to Mr Mondelat Lur^r — That
 it was Mr P^r who first requested them to go
 to this tavern, where the hat was, before they
 had rec'd. any information respecting it from Mr
 Allen - That on stopping at Mr Allen's with the
 P^r Allen asked him where he had left the hat
 when P^r pointed out this tavern, when Mr L
 Bowen carried him & rec^r the hat —

x³

Does not kn. the master of the tavern, but a
 person to whom P^r addressed himself delivered to
 P^r a hat, which he said he had left there —

Charles Mondelat — That P^r was brt. to the Police Office
 on the 28 Decr. last - same day Mr Allen brt
 a pair of shoes to the Office — That they were put
 under lock & key & as far as he knows have rem^r? them
 since, as the key has only been in his possession

and

and in that of Marteau - That a hat was also sent to Police office by one Bowen, and has remained in the same custody ever since & is same now produced - That no marks were put upon any of those articles at the time, and he cannot identify them by any mark -

Says Marteau That Chas. Mondonlet keeps the key of the Cupboard where stolen goods are kept, and no persons have any communication with Mr. Mondonlet - a pair of shoes was sent there on 28 Decr. last w^t has remained there ever since to the best of Mr. Ken -

That there were no marks put upon these articles when delivered - believes them to be the same from their appearance -

In Marie Mondonlet - Police Magistrate - never goes to the Cupboards where stolen articles are kept Chas Mondonlet has the key & has last w^t. as the only persons who have any commun. therewith

Defence

John Jones, lived w^t Mr. M'Dowall in Decr last & Mr P. who was in his service in Decr. last - he absented himself from his service on th' day - he had got his wages about that time & was in liquor on that day - he was in general a sober man

bon character of an honest man - he returned home about 8 o'clock at night very drunk, and said he had been making merry - Mr. McDowell lives second door from Mr. Allen; that between Mr. McDowell & Hollingsby's house there is exactly same kind of passage opening into the yard as between Mr. Allen & Mr. Luskis house, and the distance between 2 houses of Allen & Mr. McDowell is about 15 yards - That after 8 o'clock the Dr. went out again & was in about till 11 o'clock - Next Monday morn he was sent to Mr. Allen's shop ~~for~~ some business - That the similarity of their gates is so great that a drunken man might mistake the one for the other - And never could think that Dr. ever intended to break into Mr. Allen's house in order to steal

x-

Thinks that Dr. was so drunk that he might mistake one entry instead of another, and one hat instead of another - Thinks that a drunken man may mistake the residence of another's man's house for his master's door - That there are windows in the back part of Mr. McDowell's house where the kitchen is -

James McLusky - keeps a tavern on P^t. of Allen - The Dr. was at his house on last Church day several times - in the afternoon - & was in
leges

leger - was then about 10th at night & when he went away was very drunk, and could scarce walk - Has ten. P: for some time and considered him in general to be a sober man - That next morning Mr P: came there early, rapped at the door, & called to let him in as he was almost froze - He let him in - but went away before W. got up - That in the course of the day Mr P: returned when W. asked P: where he had got the hat he had left there, he s^t he did not know, but w^d be very glad to return it, if he knew where - as he was too drunk to know - he borrowed the servants man's hat & left the other hat - That the day after W. understood the hat had been delivered to the Comptable by his servant -

Jaeg. Auct Carter - Mr P: who lived in his service last summer, and had the character of an honest and sober man, and had access to every thing in the house -

Philip Hoofslater Mr. the P^r when a Servant to the board^y house of Mr Penrudd. had always the character of an honest & sober man -

Thomas Moore Mr. P^r was w^t him last Apr. day, he was quite drunk when W. left him & falling in the street - did not kn. what he was about -

Does not think that but that a drunken man might mistake a window for a door in his endeavour to get into the house -

Samuel William - watchmaker - 1st. P^r saw him last Chr. about 10th at night at tavern, very drunk does not consider that in the slate he was in he might mistake one gate way for another -

Emanuel D'Auberville, Capt. of Watch - 1st hour when Mr Allen lives, also Mr McDowall, house in same street - has lived in both - no entry by the gate to both houses - that the passage and division of the yards between Mr Allen & Mr ~~Frank~~^{Frank} and that between Mr Dowall & his neighbour the entries are exactly same, only that between Allen's house & Luskis' there is an outer gate on the street - and the passage narrower than between Mr Dowall's house & his neighbour - that the entry into the Cellars of both houses is the same -

Verdict. Not Guilty -

The King
Frank Salancette }

On trial of Indictment
in Stealing privately from
the person -

The King
n
George Brinks }
Richd. Jackson }

On trial of Indictment for
Grand Larceny -

11 fowls - value 25/- property
of Charlotte Robidou -
14 March - Parish Montreal

There being no evidence adduced against the
Prisoners, the Jury were charged to acquit
the Prisoners, which they did without retiring
from their box. —

20
The King
Frank Salancette }

On trial of Indictment for
stealing privately from the
person - one pocket book
value 1/- of goods of Com^t. Chaffield
and one promissory note of
the value of 25/-

also of another Indictment, for similar offence
— 1 pocket book - property of James Stanley
on 7 Dec^r

Cornelius Chatfield, much Montreal - was at the Cavalier auction of Deer last about 1 or 2 o'clock in afternoon, staid about 2 hours. There - after leaving the auction he missed a pocket book of he had in his pocket when he left home to go to the Auction - That he proceeded home, and enquired of his friends that evening if they had any informe of it - found it afterwards at the Police office - is same now produced - there was a ~~ten~~^{of the Bank of Canada} dollar note and a five dollar note in it, of ^{of the Bank of Canada} it was unpaid the pocket book may be worth one shilling - The five dollar note is in it, which he considers as equal to five Spanish dollars.

X.
Is certain he had the pocket ^{book} in his pocket when he left home to go to the Auction which was between 12 & 1 o'clock - There was a great crowd of people at the Auction that day - he staid outside the auction room - Is certain that the 5 dollar bill was in the p. book at time - It lay in a trunk, to which his wife ^{could have} had access - There was no particular mark on the note, so as to say is the same now produced - is not certain that he looked into the p. book that day, but the evening before it was - believes it to be a good bill

Richard Hart - is a Constable - re^d a warrant to apprehend Deod P^r on y Deer last - he arrested him

him on the afternoon, he was then in the custody
of two men at the auction room of Mr. Switzer
the P^r was charged with picking pockets at the
auction - he carried him before Mr. Robertson Lethbridge
who committed him - he remained in view and
charge of Mr. from time he took him till he carried
him to Gaol - he then searched him, & found a
ps. book on him, same now produced, it contained
some money & a five dollar bill on the back of
Canada - he took the book and kept it till next
morn^s. when he put his name on it & is same not
now produced - he deliv^r. it to Thos. McCord -

X³

Does not recollect what passed between him
& P^r when he arrested him -

George Degen^r was present when P^r was taken up
on y Dev and when he was searched in the prison
there was a ps. book found and some money in
it, on being asked whom writing the money
was, he said it was the handwriting of one of his
Co-sorts -

X⁴

P^r s^r he could not write -

~~James Stanley~~ - was at Mr.
Switzer's auction

George Davis, is not interested in the Canada Bank
that

that the signature R. Armour to the bill now produced is the hand writing of Robert Armour the Cashier of the Canada Bank and the name Th. A. Turner, is the hand writing of Thomas Andrew Turner the President of the said Bank, and consider it as a good bill -

McRollin objected to the bill being read before Jury as the evidence adduced was not the best the best the nature of the Case required which ought to have been made by the persons themselves who signed the bill - refers to 1. Hawk

340 -

The Court over-rules the objection, considering the authority cited to apply only to a

Jean M. Blondefelt - There is a Cupboard in which the Police Magistrates keep their papers in the Office to of: only the W. L. Mr. McCord have access - That the p. book in question was recd. from the W. Stark by Mr. McCord, who has a key to that Cupboard - and the W. another

another - that the p. book has remained
in a box belongs to Dr

James Stanley - was at Mr Gurnell's auction
room the day the Dr was apprehended
that when there he was requested to put a
pocket book into his pocket in order to see if
a person who was then suspected of stealing
pocket books would take it - that in
consequence the Mr no^d. a p. book from one
of Mr Gurnell's clerks & put it in his
pocket in such manner that one end of
app^r there were some papers in the book
but he did not look at them - he was not
above 15 minutes at the auction when he
missed the p. book, returning round, he observed
a man who told him that the Dr had the
p. book - upon which the p. book was found
and taken from the breast of the Dr - that
the p. book now shown is the same, as he
believes which he lost, and which was taken
from his person - values it at one penny

x

That the p. book is not his property -
Do not know Dr before - There was a great
crowd

crowds of people at the auction - cannot say whether the P. book would have fallen from his pocket or not - Then after the offence was committed he put his initials on the leaves of the pocket book -

Augustin Girard, lives at Mr. Cuiviller's, was at the auction of Dec. last - there were several persons that day who complained that their pockets had been picked - saw the P. there that day - saw last W^r. Stanley also there - saw the P^r take the pocket book from the pocket of Stanley - that he was arrested immediately, and the pocket-book was taken from his breast - he ^sP. it was only to make Mr. S. search for it and to steal it. - X^o

Has seen the P^r frequently at the auctions of Mr. Cuiviller, & seen goods adjudged to him.

Daniel McHerkar was at Mr. Cuiviller's auction on Dec. last - the P^r was suspected of picking pockets there - That while he was there, he heard the last W^r who was set to watch the P^r call out it is taken, pushing the W^r at the same time, when the W^r laid hold of P^r and upon villain, you are the thief - upon q^r the P^r took the P book from

from his breast saying he took it only to make the person safe for it, but not to steal it. —

Has seen the P^r before at the auctions,
and goods have been adscribed to him — That he
cannot speak to the intention after Mr. in taking
the p. book. —

In Marie Mondonet — is Police Magistrate — That
the pocket book in question was delivered at
the Police Office —

Defence —

John Prentavault. Re P^r for 18 months past
always considered him to be an honest man — he
traded in buying & selling goods —

P^r. Beaumont. Re P^r for 18 months past — he knew
man residence of Mr. straded in goods — always
considered him as a good and honest man — was
surprised to hear of his being charged with stealing —

John Jerry Reeves — knew P^r in 1812. & 1813 —
always considered him as an honest man — he
was then an Engagi' in the N. W. C^o & behaved
himself properly —

Rollin for D^r objected, that Indictment could not be supported, as it was proved not to be the property of Stanley as laid in the Indictment —

The Court in charging the Jury directed them upon the first bill to lay the Capital part of the charge out of the question, as the promissory Note and was not proved to be a promissory note in the contemplation of law, not being supposed to be for value received, its being what is called a bank bill not making any difference — and as the value of the pocket book was laid to be only one shilling, the crime could be considered only as Petty Larceny, under the laws of the land — On the second accusation the Court directed the Jury, that the means contrived to discover the felony could not be considered as diminishing the criminality of intention of the P^r — as such means were licit — and as to the property, while in the hands of the W^r Stanley he was considered to have a special property therein so as to prohibit it of all trespass or Larceny —

Verdict — Guilty of Petty Larceny or both Indictments —

Ode

2. Hale. 366.
2 East. 701
Prov. Stat.
29 Geo. 3. cks.
3. S. J. —

The King
v.
Augustin Moses.

On trial of Indictment for
stealing in a dwelling house
to the value of 40/- —

30 Nov. - 1819. one box of tin of the value
of 40/- property of Geo. Davis. —

George Davis, lives in Montreal, is a Merchant, in the
latter end of Nov. last a box of tin was stolen
from his store — its value is 8 dollars at least — it
was property put in his hands to sell — He —
afterwards heard that the box of tin was at Mr.
Cuvillier's auction room for sale — went there and
recognized it from the marks — it was entire,
it appeared to have been opened, but shut up
again — is certain it is the same box of tin which
was taken from his store — Does not know P^r
That Mr. paid two dollars upon taking away
the box. —

That there were marks on the box — a large cross
in ink of — was to distinguish the quality of tin
which are usual on boxes of this kind — but there
were besides other marks upon it & the general
appearance of the box, enables him to say that
it is the same box of — was stolen — It is possible
that another box of the same size & mark w^t that
lost — that he had sold similar boxes with the
general marks, but not the particular marks on
that box —

Alex^r Nemo. is clerk to Mr G. Davis, recollects
that a box of tin was taken from his store on
Nov^r. last - there were particular marks on the
box, besides the general marks on boxes often
of that description - he next day saw the box
and recognized it - after it had been brot back
from Mr Cuvillier - The least value of it
is eight dollars -

X

That he has seen a great many boxes of
same quality, often and appearance, but
from the mark he turns off put upon the box
of a cross he recognized it -

Robert Stewart - is employed in Mr Cuvillier's store
about end of Nov^r or beginning of Dec^r. last, two
men came to Mr C^r's wt. a box of ^{tin sale} tin, and to the
best of his belief the P^r was one of them - did
not ask how he came by it - ~~did not~~ asked for
some money in advance upon it, and two dollars
were paid him - the 10^r was not the value of
the tin, as it was worth about 8 dollars - the
two men then went away - the tin was afterward
claimed by Mr G. Davis or some of his people, does
not recollect having been present - the tin was
taken away in consequence - the P^r was present
when he gave his depos^t before the Magistrate -
believes P^r to be one of the persons who brot the
box of tin -

P

will not swear positively that Mr. Dr. was one
of the men who bore the tin, but believes it - he
took no particular notice of box so as to describe
it -

Defense -

Henry Pierre - has often purchased boxes often, on of
them are marked w. F T & X for common tin, and
other marks for covering tin - but if there were
private marks on it, it could be known - but
it is not usual to put such particular marks on
it -

Antoine Lheups - Mr. Dr. who lives in his neighbourhood
never heard anything against him - was surprised
to see him yesterday at the bar -

Verdict Not Guilty.

The Court adjourned till Friday next
at nine o'clock in the morning.

(16A)

Friday 12th May 1820

Present
Justices Reid & Footecher

The Shing	} On trial of Indictment for Thomas Quirk } Grand Larceny.
3 pieces of Calicoe value £3	Sh
5 pairs women's boots	1
20 yards lace	5
30 yds ribbon	1
2 pieces Silk	1
of the goods & chattels of Allan Cameron - at Chatham - County of York - 20 th Feby. last.	

Allan Cameron, lives at Chatham in the County of York, lived there in Feb^r. last, has a store detached from the house about half an acre - on the evening of 20 Feby. last visited his store, found his goods safe, and shut it up - no one sleeps in it - returned to it about day light in the morning and found some of the windows broken in so as to admit a person to enter - found many of his goods scattered on the floor, and the contents of one trunk almost entirely missing - There were missing 3 pieces Calicoe, & other articles mentioned in the Indictment, & of the value stated, besides other articles - He suspected the P^r who was at the time working for one John Cole, who was building a house for Mr and P^r Harvey con-

fr

for his payt some days before to W^r had occasion to see where the goods were - in consequence he got a search warrant and went to house of said John Cole where P^r lived, & there searched and in the Cellar, on Smith who was charged with the execution of the warrant found a bag in the Cellar, containing the goods stated in the Indictment - The W^r charged P^r with the fact, & he for some time denied, at last said he was so unfortunate as to be the man who took the goods, and that he was sorry for it - The goods were left in the poss. of Smith the Constable

John Cole - lives at Catham - Mr. P^r lodged in his house in February last - W^r had built a house for Allan Cameron - P^r worked for W^r and in Feby last ^{W^r} had occasion to send him to Mr. Cameron's wt. an order to get some cloathing out of his wages - That the night before the P^r was arrested - we heard him get up about mid night, and went out, and returned about an hour before day - could perceive him by the light of the room when he came in - the W^r father asked him whether it was day, P^r said it was not the entrance into the Cellar is under the stair, & to get there must pass through room where W^r was - P^r did not remain long in his room but

but returned again through room of Mr. but where he went or what he did, Mr. does not know. he had snow up to his knees - was present when Constable came to make the search - did not see goods found -

The P^r^{had} worked for Mr. for 4 months before had access to all the working tools, and never observed any of them to be missing - When he saw P^r return, he observed nothing in his hand - That P^r could not then have gone to the Cellar without kn. of Mr. and he did not hear him -

Martin Cameron - rem. when P^r was apprehended went with Allan Cameron to house of Mr. on the search - went down once to the Cellar and found a bag wt. goods in it covered up in the lime - it appeared as if concealed there - one Hector McLean carried it up stairs - and Mr. saw it opened - there were found in it, pieces of ribbon, women's boots, collars, & such articles as stated in Indictment - The P^r was present but denied the fact - Afterwards when he was made a Pari^r and on the road to Montreal - the P^r observed - that he did not know what had put it in his head to do such a thing as he had never done the like before

and

it, and that every thing was in the bag -
the goods were sent to town and deliv'd to Mr Delisle.

Walter Smith - Constable - lives in Chatham - was
required about 21 feby. last to execute a Search
warrant in two hours, one of q't was that of
John Cole - went there and made Search - W
went twice into the Cellar without finding any
thing, the last W went down again & brought
up a bag contg. several pair of Calicos, pieces
of ribbons, silk, women's boots & other small
articles - These were delivered to W and he bro't them
to Montreal - & then delivered them to Mr Clark now
present - The goods being found the W
arrested all the persons present and carried
them before the Magistrate - on the way having
heard that the P^r had made a confession of the
fact, the W also spoke to him & asked him if he
was the man who had done this - he said, he did
not know what had tempted him to do it -
he however denied the fact before the Magistrate.
Afterwards on the road to Montreal the W again
questioned P^r on the subject, when he said that
he did not know what had tempted him to do
this, as he had never been guilty of the like
before, and as there was some suspicion of the
being

being other things taken besides those in the bag, they wt. also questioned him as that fact when O^r said that every pins worth was in the bag -

x^o

The suspicion upon the pris. was that the track in the snow lead to the house where he lived -

John Delisle - clk of the Peace - about the end of Feby last as he was returning from his office he met the last Mr having a trunk in charge which he said contained stolen goods - that w^t sealed up the trunk and has kept the key in his poss. ever since & the goods are now in same state as he rec^d them -

Allan Cameron - called up again to speak to the articles in the trunk, says - that the goods now found in the trunk are his property - That the morn^g after the robbery the ws perceived the tracks from his store to the house where the P^r lived -

Walter Smith - called up again to speak to the goods in the trunk, says, he believes them to be the same as those he rec^d from Charles Cameron & put into the trunk -

Defence

(169)
Defence

John Cole - Mr. P^r had cut his leg ^{at} some time
with an ax - thinks however that P^r might
have gone to Mr. Cameron's store & returned to
his home during time he was absent - distance
is about four miles -

Theodore Davis - That the distance from old Cameron's
store to house of Cole is about 3½ miles -

Verdict. Not Guilty

The King -
v
Pealla Lewis }

On trial of Indictment for
Grand Larceny -

1 pair of broad cloaths - £2	
1 d ^e Cambrie	1
1 watch	2
1 pair boots	1
1 pair Herring men.	1

of the goods of Samuel Bullock - St. Hyacinthe
County of Richelieu - 23rd Feby. last -

Swell Goodrich, lives at St. Hyacinthe - Mr. S. Bullock
lived in same house up to 23rd Feby. last - when

we left home last Saturday Morn. Mr
 Bullock was dangerously ill & unable to travel
 That M^r B⁻ had a Store near his house, where
 w^e used to go - and there saw his goods & property
 That M^r B⁻ had a watch of^t lay in a box
 under his desk where he kept his papers - and
 to see this box & watch almost every day - and
 is able to identify it - it had a chain - but
 no seal, but a key - the chain was gilt metal.
 This watch had been in poss. of Bullock some
 weeks before, & w^e understood it had been left
 with him for sale - on 23rd Feby. last was in
 the store w^t M^r B⁻ at 10 o'clock at night, &
 then saw the box & watch - returned to the house
 after shutting the door & windows of the store -
 went to bed - got up soon after day light, &
 B⁻ was not then up - made a fire & went off
 went to the barn took out his horse to lead him
 to water & passing the store, observed a pair of
 new books and a piece of Cambric lying within
 a few feet of the store - this created suspicion
 he returned w^t his horse and went back to the
 house - during all this time 15 minutes might
 have elapsed - M^r B⁻ had got up and gone to
 the store. Mrs B⁻ came in & in consequence of
 what she se^d the w^e went to the store, and
 then found B⁻ behind his counter - They
ex

op^d the box but the watch was gone & the other
 things of he had seen the night before consisting
 of notes receipts & papers were taken out - then
 he has never since seen them were several articles
 missing from store binder - parts of a remnant
 of blue broad cloth - values it at 17/6 £ yard
 thinks there were about 4 yards taken - there
 was no particular mark on it - when he afterward
 saw this cloth thought he recognized it - it was
 compared w^t a part of it which was left in the
 store the pieces fitted corresponded - thinks the
 piece taken was worth 20/- there was also a piece
 of Cambrie mirror oft was often found, and
 which Mr B^r recognized to be his - the Cambrie
 was worth 3/- £ per doo. There were about 20 yds
 taken - the watch was worth 10 d^{lly} the boots
 when he went to Mr B^r he recognized to be his - they
 were worth 20/- there was no particular mark
 on the Cassimine - it was a remnant & corresponded
 w^t what was left - it was worth 20/- Soon
 after he got up in the morn^g the Mr saw the P^r
 who came into the house while Mr was making
 the fire, it was then between break of day & sun rise
 he staid a few minutes & went away - when
 Mr saw P^r afterward in the store, when he
 returned from bringing the Cellars the Magistrate
 there were other Indians with him - he was questioned
 but seemed unwilling to answer - saw P^r in

the house and in the store the evening before,
 he was, was questioned in English, and the Dr
 answered in English - W. made a memorandum
 of 2 or 3 things of which asked him - That
 went from B's store to lot on north side to
 drink - does not know when he went afterward
 came into house of Mr B - after store was
 shut up - to this he w^d. not answer till he should
 speak w^t his father - I went to the door
 for that purpose - Squire Collins asked Dr
 what he had done w^t the watch he had the night
 before, upon this the Dr put his hand under
 his blanket and took out the watch - it was
 the same watch he had seen before in the box,
 it still had the chain & key - and M^r B. claimed
 it also as being his property - the Dr was then
 asked where the other articles, were - the Dr spoke
 to his father in English & told him where they were
 he pointed out the place, on the side of the lot
 next to the woods by the road side where they
 were making their sugar - Turner & another
 went in search of them & first laid the pieces
 of broad cloth & other articles - which cloth
 was then measured & compared with what
 remained in the store - after this there was
 a pair of flannel missing, & W. went with
 the others to the place accompanied by the Dr
 and

and found the piece of flannel when the P^r pointed out to them it was - That W^tB^r recognized the flannel to be his - It has occurr'd P^r before this but several times for 2 or 3 weeks before - he was in the habit of coming to Mr B^r to leave their things there, as it was near the place where the Indians make their Sugar - Conscious that Indian Mr P^r had suff^t time to distinguish between good and evil -

^{X^o}
That W^t had kept a school for 3 weeks before this in the same store - W^tB^r is a doctor and keeps his medicines there also - That there was some indentations on the Case of the watch -

W^m Horner lives at Granby - recd^t a warrant from the Collier magistrate on 24 feb^r, ag^r 3 persons, one of whom was the P^r - he was arrested by W^t and carried to Mr Bullock's Stor - the P^r was examined in french and in English - after this the P^r was asked where the other things were, the P^r said to his father that they were up on the Mountain near the road, the W^t went to the place and found a knapsack w^t some blue broad Cloak, some Casimine & a pair of boots - these articles he sent back to the Stor and W^tB^r immediatly recognized them as his - a piece of yellow flannel was still missing, when P^r went back w^t them to another place

took out the flannel from under the Snow
 which was also recognized as belonging to Mr
 B - as a part of what had been taken away -
 Mr P. was sent off to Montreal - when P.
 told his father where the other goods were - he spoke
 in English, and plain enough to be understood by
 Mr

Henry Collins - Justice of Peace - lives at St. Cyprien
 river. That on 26 Feb. he was applied to for a warrant
 of some Indians, and Mr P. was brok before him
 as one of them - Bullock & Goodrich were then
 present - There was no ex. taken in writing,
 but heard of watch - & that it spoke English - Mr
 Mr asked him what he had done with watch
 Mr P. took it out and gave it to Mr - upon
 this Mr P. was told that this was considered
 as a confession of the fact & asked him what
 he had done w^t. The other things, upon this
 Mr P. told his father in English, when they
 were, sending a fawn near the Mountain
 upon this Stornet & another went there and
 brok bark a knapsack w^t. a pair of blue
 cloath & a pair of Luminous qt B recognized
 as his property - and they were compared
 with the prices in the store & they tallied -
 Has seen Mr P. for about six years
 every

every Spring - he comes to Maraska to make sugar - that the P^r is an ignorant man but in opinion of few is able to distinguish between good and evil -

P^r Speaks English sufficiently to be understood,

Verdict - Guilty.

The King
in
Louis Peltier }

On trial of Indictment for stealing
in a dwelling house to value of 40/-

1 Pelisse - value 30/-
1 piece of tape — 1/-
1 hkt — 1/-
1 Caps — 1 —

of the goods & chattels of Amable Letang

1 Counterpane — 15/-
15 Shifts — 30/-
2 Shirts — 5/-
5 petticoats — 30/-
1 blanket — 20/-

of the goods & chattels of J^uB^t Fortier in
the dwelling house of Fortier - S^t Eustache - 1 Nov^m

Jean B^t. Fortier - dem^t à S^t Eustache - en Nov. dernier
que dans le cours de l'automne il s'est apperçus
que ces effets manquaient - il avoit une courroie
qui il estim^e à 10/- les 15 chemises val. 30/- une
couverte 10/- les jupons valoient 15/- pièce —

les chemises val. 5 francs - tous ces effets ont été pris de sa maison - il avoit des soupçons contre le P^r & a obtenu un warrant de recherche

Amable Letang, fem. du d^r. tem. elle est mariée avec lui depuis trois derniers -

Alexis Oullet, dem. à St Benoit - n'a pas de connoissance de l'objet -

Susanne Perré Desnoyers dem. à la Côte des Anges par S. Benoit - une voisine du P^r que l'automne dernier elle a vu le P^r porter en dessous tenu des paquets sur le dos chez lui -

Nicolas St Onge, Cap^t de milice - a exécuté un warrant de recherche chez le P^r en février dernier, et ils ont trouvé des paquets des chemises de fem. d'autres effets - qu'ils ont remis à Mr Smith le magistrat - Que le P^r disoit qu'un partie de ces effets appartenent à son oncle les lui avoit donné -

After the Sol Gen^t declined proceeding further in the Case, and in consequence
The Prisoner was discharged on Verdict
of Not Guilty -

The

The King -
v
Alex. Brissel

On trial of Indictment for
Sheep stealing -

2 Ewe Sheep. — value £2 —	
1 Wether Sheep	1

of the goods & chattels of Bapt. Bazincus -
parish St. Mathias - County Bedford - 23rd Feby

Baptiste Bazincus, dem. à St Mathias - au fur
dernier il avoit 14 moutons - il les avoit tous
en le soin du 23 fev. dernier dans son batiment,
le lendemain il s'est rendu à l'étable & a trouvé
que trois manquoyent deux femelles & un mâle
ils valoient 15/- chaque - Qu'il a été à la
recherche pendant trois jours pour les trouver &
les a trouvées chez Aug^t. Demers qui dem. à St
Joseph à la distance de 3 lieues de chez lui - que
l'une des mères moutonnes étoit morte - Qu'il
y avoit d'autres moutons chez Demers, & ceux la
étoient fournis, mais le tem. a reconnu les siens
immédiatement, que Mr Demers lui dit les
avoir acheté - que le bout des oreilles coupé, &
un coup de couteau sur l'oreille gauche - Que
des mères moutonnes étoit barbonillée à la
face - Que les moutons ont restés chez Mr
Demers. - Qu'il ne connoissoit pas le pris
au paravant -

x^o

Que Mr Demers dit au tem. d'avoir acheté
le

les moutons d'Alexandre Brisset - Qu'il a reconnu les moutons à leur apparence avant d'avoir examiné les marques - par leur figure.

Augustin Demer - qui en fev. passé le P^r a vendu des moutons au tem - et trois semaines après il ^{le} a livré - et avait vendu 2 jeunes mères moutonnes - à raison de 10 chelvis chaque - Qu'il a livré une mère d'un bœuf, disant qu'en malheur lui étoit arrivé, en ayant perdu une des mères - il avoit l'autre jeune moutonne qui est morte chez le témoin - Que le Samedi après le der. tem. est venu reclamer des moutons, et en voyant les moutons il les a reconnus comme à lui - Que le P^r dit au tem. qu'il avoit eu les moutons pour des pommes qu'il avoit vendu à St Denis - Qu'il avoit pris les deux moutons avec les Siens - Que Bazinais a dépeint les marques de ses moutons, & en les voyant les a reconnus deux immédiatement à leur figure et comme il ne savoit pas que le troisième étoit mort, il n'a pas reconnu le troisième parmi ceux du temoin -

Que le P^r a toujours ^{x³} supporté le caractère d'un hon. hom. -

Joseph Venne - Qu'il a vu les moutons de Mr Bazinais chez Demer à la fin de fev. dernier,

les reconnoit comme app^b. à Bazinais par
les marques qu'ils ont -

Que c'étoit apres que le P^r fut arrêté qu'il
a été reconnu les moutons - que ces moutons
viennent du bœufin. —

Int³ Fréjeau - étoit chez Denier lorsqu'Bazinais
est venu pour chercher ses moutons - Bazinais
a reconnu deux des moutons immédiatement
et a dépeint les marques qu'ils devaient avoir
et en examinant ils ont trouvé les marques
de Bazinais - les bout des deux oreilles coupés
d'un coup de couteau dessous l'ouille gauche -

The Prisoner called no witness

Verdict Guilty of Petty
Larceny —

The King
v.
André Combe }
d. Brindamour }

Indictment for
a highway robbery —

on 20th Nov^r parish St. Denis
on Jonathan Henryck —

Jonathan Henryck - lives in township of Granby - on
Sat. 20 Nov. last left house of son Billerose at St
Charles

Charles about 7 o'clock in the morning, when he drank one glass of rum, but was perfectly sober when he went away, he was on his way to St Denis after he left house of Billeray he recollects the P^r came up w^t him about half a mile further on the P^r spoke to us several times, but as we did not understand him - he made signs to us to leave the road and take another course - the W^r refused - at least has no knowledge of it - he all at once was deprived of his senses, and was for several days as he understood before he recovered them, when he found himself at the house of one M^r Million 6, when he found himself on a bed and wishing to turn himself the pain on his head was such that he could not do it - That when he lost his senses, he had in his poss. a pocket book - of it the same now shewn - the pocket book produced is the same he had at the time - the note of hand for £50 - he got from one Schiller which he had in that pocket book, the note was ^{then} still due - he had also a cane in his hand - is same now produced - found all these things afterwards in poss. of Mr Guenot the magistrate - That we have not yet recovered his health - saw P^r afterwards on 3^d March in Gaol & then recognized him -

X.
 Never saw Mr P^r before that day — That he walked that day about 5 miles we know — it was early in the morning, when P^r overtook him has no recollection of having ever gone out of the highway — That it would seem that he had gone to the beach or had been carried there — That P^r had a spinner on, and wore a hat but is not sure — did not attend particularly to the colour of his hair or his eyes — The P^r had no mask on — That by the P^r countenance he can recognize him — and is positive he is the man who came up with him on the road — That the road was not ~~very~~ good, but has no recollection of having ever gone down on the beach — it was near the village of St Charles on the river Chambly, but cannot say whether it was in the parish of St Charles — That P^r came up with him — The P^r appeared to be very sober — Mr W^r did not comprehend a word of what P^r said to him — They walked together all the time on the road, & is near the river — has no recollection of having fallen over the hill to the river side — That he is not subject to fits nor to absence of mind nor does he recollect such a thing having ever befallen him —

Etienne Mignau, dem. à St Denis - qui l'amedi
 le 24 étoit dñs. da. il a descendu sur la grève pres
 de chez lui à 15 arp. du village - et y a
 trouvé à la distance d'environ 2 arp. de chez lui
 un chapeau d'une portemanteau n'a vu personne
 pres - mais à la distance d'un arpent & demi il
 a vu un hom. qui avoit tout le visage et la
 tête couverte de sang - on étoit le portemanteau
 et a vu un marre de sang d'environ 2 pieds de
 diamètre - il n'est pas possible qu'un hom. se
 lombard du haut du chemin sur la grève auquel
 pu être défiguré de cette manière - l'hom. paraoit
 Américain qui c'est le dernier tem. d le tem.
 a envoyé un jeune hom. qui devoit parler Anglois
 Que le tem. est entré chez Choquet, qu'il ^{l'herbe}
 monté une place où il étoit facile à monter
 et il est a été voudrait par le jeune hom. chez
 le temoin - H. avoit en son visage plein de
 sang - le jeune hom. par. étonné - et il ne
 paroissait pas avoir bu par son haleine -
 Que le tem. a envoyé chercher le Dr Véron
 Qui ayant entendu quelque chose contre le
 P. pour cette affaire, le tem. l'arresté & mené chez
 Mr Guerant le magistrat - en sortant de
 la le tem. a amené le P. chez lui ou étoit alors
 H. - le premier chose que le P. dit, qu'il
 se rappelloit d'être venu avec cet hom. le

en indiquant H. de Se Charles - mais que
H. avait reçu de mal depuis qu'il l'avait
quitté - Le P^r a demandé de sortir de chez
le témoin - et il est sorti avec Jean Burpon^t
un nommé Godu - et il est revenu ensuite à
la maison - et là il a reconnu qu'il reconnoissait
que c'était lui qui avait fait tout le mal
que H. avait - que le tem. n^r a fait où
prononcera mes menaces au P^r - qu'il se montra
coupable de tout le mal qu'il avait l'étranger
et que c'était lui qui l'avait fait, d'il n'y
avait pas besoin d'en chercher d'autre - Qu'en
vivant une heure après le P^r a reconnu avoir
pris une poignée dans la poche de la Veste
de l'Etranger en parlant de H - Le témoin
a aussi vu un mouchoir que le P^r lui a
fait tenir par les mains du Cap^t Grampy -
Qu'il croit le mouchoir maintenant produit
être le même - Qu'H. a resté chez lui
environ 2 mois malade, d^r D'Almont l'a
assisté tous les jours pendant ce temps -

x^o

Qu'il ne con. H - auparavant à la tem.
ne parle p^r Anglais & H. ne parle point French
Qu'il n'a regardé H. de près pour l'examiner
que quand il fut rendu à sa maison -

Dm

Que si ~~il~~ — eut tombé du haut de la colline
en bas, il n'aurait jamais relevé — Que
depuis que la con. est revenue à ~~Il~~ — il n'a
jamais fait von qu'il avait l'esprit écarté —
Con. le P^r depuis longtemps — con. sa famille
qui est considéré comme honnête —

Woolfred Nelson — lives at St Denis — was called in
by east W^r on a Saturday in end of October
or about 20^r of that month to see a person at
his house — found ~~Il~~ lying in a state of
insensibility on the floor his hand held
covered w^t. blood, by pushing him repeatedly
and asking what was his name — he seemed
to moan out something like Horrik — the
W^r exp^d the wounds did not appear much
lacerated, dapp^d to have been inflicted w^t
a stick — there had been several blows given
upwards of half a dozen, besides the tumour
on the face — that a man by falling down
the beach could not have produced such an
effect — ~~Il~~ cont^d insensible until next
morn^g — when at times during the period
of the operation of pain his wounds. he
would call out Oh! let me alone — there
was no appearance of his being in intoxication
when he first saw him — believes he was
when

sober when the accident happened - he was
 in imminent danger of his life for a length
 of time nearly a month after he first saw him
 and thinks he will always feel the effects
 of the wounds yet been inflicted on him -
 rem. that on same day the Saturday, as the
 Dr. was returning from the village w^t his instruments
 to Mungou's house, he saw Mr. with the Dr.
 and told him it would be well to send for the
 suspected person, as by some lucid interval
 he might be able to say whether he was the man
 or not, when the P^r was剖 in and before the
 Dr. began to operate, he addressed the persons
 present, but not the Dr. in particular, that
 he thought a discovery of this w^r later places
 and that the longer the discovery was in being
 made the severer the punishment would be
 to this the P^r said nothing but at times as
 the operation was going on of baring the skull
 and lifting it up - he w^d observe, Segmen
 quel corps - that the P^r was under the
 custody of two men, and the Dr. desired them
 to withdraw w^t the P^r some time after the
 operation was begun - they did so, and soon
 after the men came back with & said in his

I desire to
 withdraw
 when

Present

presence that he had committed the crime &
that he was the man who had occasioned the
injury -

2-

When the P: was brou. into the room, he
appeared neither troubled in his mind, nor
in liquor - nor the heart agitated - That
it will never be the man he was in consequence
of the injury he has rec'd and from the nature
of the blows concives that the first of them
must have entirely deprived him of his
senses - That several persons after this
matter took place asked Mr. if he had not
heard that Mr P: was a little deranged in
his mind - but from the best enquiry he
could make he found nothing of it -

Mr Gueroret - Justice of Peace - lives at St Denis,
Mr P: who was brou. before him 2^d Nov.
last - he was charged with having assaulted
and robbed H - That Capt. Farquhar
handed a pocket book to Mr telling him
to take care of it as he had some interest in
it - that in the p-book there was a promissory
note - drawn by on Schiller in favor
of H and payable to Mr Wheeler - for

a

a sum of £47-- Pour valeur reue je
renvoi redemande a M^{rs}. Strigne la
somme de quarante sept livres courant
payable a Samuel Wainard Esq a demande

Grenby le 17 October 1819

B J. Sheller -

That he sees handwriting of the drawer - That
the Club was also brought to houn of W^r - That
the nob has since been paid to Mr Deville on
behalf of Horrik - That W^r took their
examinⁿ of P^r on the 21st Nov^r and
in his presence no person used any kind of
threat or promise to induce the P^r to make
any confession - The P^r appear^d sober and
to understand what was said to him, and
also what he said -

The Examination was read, in which
the P^r confirmed the offence charged against him -

x³

Did not know the O^r before - Mr. his father
of some of his relations - Heard it said that the
O^r had had a disorder which had somewhat
affected his head -

Et. Myndie called up again, says - That he has
seen the two sticks now shown - the smaller
one

on to found with the portmanteau, the
larger one it - used in going up the hill to
the house of M -

Defense -

Nicolas Provost - dem. à St Denis - con. le Pr
pour l'avoir vu depuis un 20^e d'années
con. rien contre lui -

^x
Que le 20 Nov. passé le j^s: est entré chez
lui pris du fort de St Denis vers les 10^e heures
du matin - il avait alors les mains pleines
de Sang - il a resté environ un demi
heure chez lui - il a demandé de l'eau
pour se laver, ce qu'on lui a donné -

Que le tém. n'avait pas alors entendu parler
du coup que fut venant d'être commis
sur la personne de Harbeck -

Verdict - Guilty -

The Court adjourned till to morrow at
9 o'clock in the morning. —

(189)

Saturday, 13th May 1826

The King
v
David Jackson }
John Vanwolkinburg }
Lyman Sears — }

On trial of Indictment
for Burglary.

10th Nov^r Dwelling house of
Albert Chapman, Caldwell
manor —

1 Piece broad Cloth	£ 2 -
3 d ^e Calicoe	2 -
12 Shawls	1 -
1 trunk	6 - 1
1 Snuff box	1 -

of the goods & chattels of Albert Chapman —

Albert Chapman, lives at Caldwell's manor, has
a house and store there - was in Montreal Oct
10th Nov. last - that his store forms a part of his
dwelling house. He returned home on Sunday after
I missed several articles of^t he had been stolen - there
was a trunk of^t contained about 150 notes of
hand, some bank notes & small money to the
amount of 50 or 70 dollars - there was a piece of
broad cloth worth 40/- three pieces of Calico 4/-
12 Shawls upwards worth 20/- there was also a
Snuff box in the trunk of^t was carried off at same
time - all this belonged to Mr. - the Mr. said these
articles afterwards have^d been found in a swamp
near the house of Vanwolkinburg under a root

root of a tree - There were other things taken
 oft W^r did not find again - believes the articles
 now shewn to be same as those taken, from their
 general appearance - the notes of hand were also
 found in the trunk and recognizes them to be his
 property - That W^r suspected the P^r as they had
 been at his house the day before, but not upon any
 particular business - W^r procured a Search warrant
 but found nothing in the hands of P^r he gave
 the N^o of the bills he had lost, in order to stop them
 That on the 2^d or 3^d Dec. the 102 rec^d one of the
 bank notes from the P^r Sears - at the store of
 Mr Sears having paid W^r one dollar bill
 on the Burlington Bank - which was one of
 the bills in the trunk when taken - The W^r
 had the N^o of the bill before N 5885 - That
 upon this the W^r went to the Magistrate to get a
 warrant ag^t Sears when Magistrate told W^r to wait
 a little as it was probable the P^r might pass more
 of the stolen bills - ~~same evening~~ next day
 to house of P^r - That W^r set out to go to one
 Nutt, and met the P^r Sears on the road, he returned
 w^t P^r to his W^r house, & on road charged Sears w^t
 a sum of the expense & to tell what he knew about
 it - upon this Sears did confess something
 and returned to W^r 3 bank bills of the American
 banks - there was a two dollar bill, one of them

gph

which Mr. Sears from his own handwriting being
on it - another two dollar bill had also a mark
on it of he recognized - there was also a bill on
the Plattsburgh bill of he knew by being torn
These bills were in the trunk when stolen - the
P^r Sears also returned a gold ring and watch
key to Mr. which were in trunk at same time.
That between 16th & 25th Nov^r Mr. saw P^r
Jackson at Mr. Nutt's - when he was searched
but nothing found - That after the committal
was so given of Mr. had Mr. Sears, the P^r Jackson was again
searched at the house of Nutt and false bills
were found on him ^{belonged} which belonged to Mr. as he
had the Nos. of ^{one of} them before they were stolen - a
5 doll. Mont. Bank. No 1789 - ~~1 doll. Ben. 3183~~
~~1 doll. de 5885~~ - Jackson was then in custody -
That Mr. saw P^r V. a short time after the robbery
but nothing material passed - Mr. recd the snuff
box from Solomon Curtis, the magistrate - with
a 3 doll. bill on the New Brunswick Bank - He
Mr. had a similar one in his trunk when stolen -
Hudson. N. Y. for about 4 Years, they live about
a mile & half from home of Mr. V. & Sears are
farmers & Jackson a tanner & furrier -

x

It had left home 2 or 3 days before his trunk was
broke open - That the morning before he left
home he saw the trunk and its contents and
took

took out £75 out of it in Silver Bills. — That the number of the bills he has been speaking to was taken by one Philo Winkles, who is a Clerk to Mr. at the time — cannot speak to any of the bills being in the trunk except two upon which he had made his marks & q'te he had put in the trunk himself — That the said Clark had access to this trunk as well as Mr. — That the key of the watch was attached to the ring was much worn Mr. it to be his — never saw one exactly like it —

Philo Winkles — lived w^t Capt. M^r as Shopman on 10 New^r St^t, Mr Chapman was then in town run^r shutting up the Store that night, by locking the door, and shutting the three windows and breaking the Shutters — and then was a nail runn^r through the Dark to prevent its being raised up — This was about dusk — he had occasion to return again to the Store about half past seven^{_{or} eight} o'clock — Slips in the house w^t Mr. G^r's family — visited Store about sun rise in the morn^r — it was then day light — Found one window Shutter unbroken, and the frame which holds the Dark had given way, and the window shored up — so that a person could pass through — There was a trunk stolen out

of the Store - there were notes, accounts and
bank bills in the trunk - there was also some
broad cloth missing - knew this cloth, had
cut pieces from it - thinks piece more than ever
to be the same from the color only - identifies the
trunk stolen - the notes and accounts now
produced to be same stolen - had seen them
about 3 days before - H. O. V. - saw P: Sears at
the store on the 9th Novr

F.

That Sears clothes were in the habit of going to
the shop at times & sitting there -

George Clarke - lives at Caldwell's manor - executed a
search warrant for a trunk belonging to Mr Chapman
it was found under the root of a tree in a small
wood - there was water in the place & there was ice
about the trunk - this was near the residence of
P: V. about 50 rods from it - the trunk was
open - it contained a piece of broad cloth, such
as that now shown w. some Calico & a Shawl -
he delivered trunk to Isaac Johnson, who
w. some others took charge of it -

Isaac Johnson lives on Caldwell's manor - was
present when trunk was found, saw part of the
contents - the trunk was carried to Mr. Chapman's
Store -

Heswick Sears - H. O. V. - saw him at the
house

of one Nutt who keeps a tavern about 20
Nov. last - V. gave a bill to W. to go there
to get a bill changed & to get him a pint of
rum at Nutts - he said he owed Mr. Nutt
but did not like to get the bill changed himself
as he was suspected of having broken open Mr.
Chapman's Store - W. refused to go - V.
then went himself, but said that if there should
be any question where he got the note, he would
say he got it from the W. but W. forbid him
to do so -

That V. also told W. that he did not like
to get the bill changed himself because he owed
Nutt money, & Nutt might return the bill -
it was a 2 dollar bill -

David Nutt - lives at Caldwell's manor, & runs
a tavern there run. to have seen V. at
his house about 20 Nov. last - bot. about
time $\frac{1}{2}$ pint rum & gave a 2 dollar bill
in change and W. gave 9/ in change - the
note the W. afterward handed this note to
Chapman - who compared it with a memorandum
he had - it was on Plattsburgh Bank - bill
this note was not in the Memorandum - On
the 2nd Dec he rec'd a 1 doll. bill on Burlington
Bank

Banks and a 5 doll. on Montreal Bank from Mr O' Scars - Then he handed to Mr Chapman, who compared them w^t his money & the \$10⁰⁰ were found to correspond - 5 doll. Bill. No 5022
³¹⁸³
 The other \$100⁰⁰ wh corresponded with the money which Chapman had -

Chapman took up says, that the two bills just mentioned by Nutt he rec^d from him, and again - returned to him - They correspond with the money the 10⁰⁰ had in his possⁿ -

David Nutt - observed the 1 doll. note was torn, when scars said he was sure it was a good bill - That Mr took P^r V - nothing was found on him when searched -

Simon Badcock - was at Caldwells manor in Den last - 1st P^r made a search at V's house found in a trunk in his house a snuff box q² - thinks same as now produced - then wa 1 dol. bill in it - on New Brunswick bank etc carried snuff box to Mr Nutts - when it was claimed by Mr Chapman as his - Was present when Jackson was searched, a number of Bills was found on him -
 1 doll. ~~4448~~ 4458 - - 1 doll. ^{Burlington 13} 3338 - do J. 6183.
 M. Bank 5. M^r 1789 - Tomy 5. M^r 448 -

(196)

before he was searched. Larken said he had no money on him -

X^o

That Mr Chapman claimed some of the bills, saying he had some of the same ~~as~~ on his memo.

Solomon Curtis, Jr went to search house of V. W. Davis last ^{evening} in a trunk a snuff box, there was a 3 doll. bill in it, also a note the 102 marked the box, I says it is the same now produced - put a cross in the bottom of it - small crosses on the rim - Snuff box & bill to deliv^e to the Court at Mr Mulls -

Solomon Curtis - magistrate at Caldwell's manor issued a warrant to search his property Mr Chapman said he had lost - That Larken was searched in presence of Mr and Mrs were several bills found upon him - all were deliv^e to Mr q^t he deposited in a trunk that had been found, after taking the No^r of the notes -

5 doll. ⁷⁷⁹ Bank ^e	448.
Mon. 13 - 5 doll	1789
1, Bank. Bank ^e —	4183.
, d ^o — d ^o —	3338
1, d ^o — d ^o —	4468

(197)
Defence -

Sarah Brown - lives at Caldwell's manor 12^o
P.M. and also Mr Chapman - heard that his
store was broken open 10 Nov. last - the night
before Jackson was at her house & is distant
from Chapman's store about of a 8 miles -
Jackson remained at house of Mr all night -
it was late when they went to bed - and staid
till day light & took breakfast before he went
away - That Jackson is a tradesman, and
is in the habit of receiving money - ~~bills~~ Bank
bills common currency in that Country -

Hipsee Hurstine - lives w^t. last we was at her house
on 10 Nov. last, saw Jackson there about
dusk and remained all night - she sat up
very late - Jackson got up first, made
the fire about 2 hours before day - he
breakfasted before he went away, & was
about day light -

Verdict. David Jackson - not guilty.
John Vandol Hemburg guilty of
Lyman Sears - Petty Larceny

The Defendants
Joel Harvey, alias }
Joel Stodart }
James Kelly - }

On trial of Indictment for
grand Larceny -

, Dec. 1879 - Bedford -

6 pieces broad cloth —	\$25
6 pieces Calicoe .	6 —
3 pieces Irish Linen. u u u	3. u
1 piece of Ladys cloth	10 u
12 pairs Cotton Stockings .	1 u

of the goods & chattels of Enoch Garrison

20 Shawls	2 —
1/2 ^d . black silk	. 10

of the goods & chattels of Oliver Whitney —

Oliver Whitney - lives at St. Armands, has a store at a small distance from his house - one side of which was occupied by a man of the name of Enoch Garrison Jr his goods taken together Mr. on the 1st Dec^r. Garrison came to town & left store under care of Mr. he shut up the store between 10 & 11 o'clock at night - now all was then safe - a little after day light he went back to store and found a back window open & found the store had been broken open - he suspected Mr. P^r who had been there a day or two before and had been in and out several times - and as late as ten o'clock at night without any ostensible cause or purchasing anything - he missed 20 Shawls - of were worth 40/- half pound sewing silk - worth - 10/- which

which belonged to Mr^r — there were also
 5 or 6 pieces of broad cloth — worth £40 or £50 —
 several cut pieces of Calicoe — worth £5 or £6 —
 3 pieces of Irish Linen — worth £3 — one
 piece of Lady's Cloth worth £10 — and 2 doz
 pairs Cotton Stockings worth 40/- — the property of —
 Gerrish which were missing — he was well —
 acquainted w^t these goods saw them every day &
 was charged to sell them to a man of Gerrish — That
 in consequence of information he rec'd he arrested
 the P^r — and carried him to M^r Cook's at St
 Armands — That 2 or 3 days after the robbery
 some of the goods were found in different
 places hid in the woods — which were brought
 to M^r Hawley's Store & are still there — That
 after this the P^r asked the M^r if all the
 goods were found whether the matter could
 be settled —

Enoch Gerrish — lives at St Armands, hired half of
 Mr Whitney's Store last fall to put his goods,
 came to Montreal about end of October last and
 was about 14 days from home — during his
 absence he intrusted his goods to care of Whitney
 to sell for him — when he returned found the Store
 had been robbed, 5 or 6 pieces of broad — some
 Calicoe, Irish Linen, Lady's Cloth & Cotton
 Stockings were missing — Some of them
 were

were afterwards found & sent into the
charge of Mr Hawley - 1st. P^r

Christopher Wilkie, is now in custody as an
accomplice in robbing Mr Whitney's Store
has known P^r for about a year - saw him
about end of Nov. last, ^{applyed} wanted to buy a
boat of Mr for 36 dollars - went to the City in
search of money but said he could not find
any - went a second time & returned in same
manner - all this time the Mr stopped about
Orangetown's - there happened to pass two other
persons whom he called in, and after talking
to them for some time, and went off. one of them
one Jones for the City - he came back about
11 O'Clock at night & told Mr if he would go
along to the City he w^d pay the Mr his money
the Mr set out w^t him and on the road
the P^r proposed to break open a Store,
went and got an axen which he produced
from under a fence - and requested of Mr
to go along w^t him to break open Gerrish's
Store - the Mr objected & said he would
return back again; upon this the P^r proposed
to him to go to our Mills and to wait there
they went there, but the people were
a bid - they then came back to the Store

and

and we staid behind, Mr P^r and another man went up to the Store, and after slayeng a little Mr W^r heard a noise, and went up and saw P^r boring the windows Shutter - they then cut out a piece w^c a knife, but as yet the windows could not be opened - Mr P^r proposed to Kelly the other man to break off the Shutter which they effected - upon this Kelly went in & brought out some things - Mr P^r asked him why he did not bring out better goods dwelt in himself and handed out different parcels to Kelly, and told him to tie them up the wife took none of them - but was present and saw what passed - and near enough to be seen by Mr P^r - when Harvey came out Kelly asked him if he had got any money, the P^r said he had got about 1/6 - the bundles were large - they took 1½ hour to finish their business at the Store dit was between 4 & 5 O'Clock in the mornng when they went away - Mr P^r & Kelly went across the fields and we went back to Mr. Mandep's - where he usually stopt - the P^r & K^r soon joined Mr W^r but had left the goods behind in the woods - It being now nearly day light

Mr P. went back to the City - That P. told Mr. that the goods were hid in the Swamp behind Mr. Baker's barn - That the W went w. Mr Whitney to this place afterward to show them where the goods were & found some broad cloth - some Calico cards &c marked in the Indentures - That P. was arrested next morn - That heard P. say to Kelly that as soon as he could get away he would give him one half of it - That the goods when found were claimed by Whitney as belonging to himself & to Gerrish -

x³

Mr P. did not give a / my note to us for the boat -

Moses M. Alpin, rem. the robbery at Mr Whitney's
Saw on 1 Decr. last, he went a day or 2 after
in search of the goods with Mr Whitney &
others - to a Swamp behind Mr Baker's barn
in consequence of the information given by the
last we the goods were found in different
places - the next day he went back again &
found som more - Whitney recognized
the goods - Saw P. after he was arrested

x

That Wilkie on the road told them that he was one of the persons concerned in breaking open the Store, and went in consequence to show the place where the goods were -

Nathaniel Hibbard - officer of Militia at St Armand - on 3^d Dec last, he had P: and Wilkie in custody for break's open the Store in question - Kelly was there also, but not in custody - the P: then said to W: if he wanted liberate him, he would try to find the goods as he thought he could ^{probably} find them -

John Whitney - son of first W: - after P: was arrested the W: took charge of him to bring him to Montreal on the road he asked W: if he w^d not rather have 500 d^l than take him to Gaol - but W: laughed at the proposal -

Rosewell Hibbard - was one of persons charged to bring P: to Gaol - on the road he asked them if they wou'd not rather have 400 dolls than take him to Gaol - but this was refused -

Andrew Hawley - was one of the persons who went to search for the goods stolen - accompanied by several other persons - Neal Christopher
Hawley

went with them to shew them the place
they found them, and the goods have
remained in the poss. of Mr. Wm since-
until he delivered the trunk to Mr. Whitney
but still has the key - The w^r opened the
trunk in Court - and said, the goods in
the trunk are in the same state as when he
put them there - on the search at y^r. W^r
assisted them were found, the Shawls, some
of the broad cloths - some pieces of Callicor

O. Whitney called up identifies the Shawls now
produced - and shows his own figures on them -
Guerrish - identifies the other articles -

Defense -

Joseph Johnson - says nothing -

Thomas Quirk - says, that on Wednesday last while
Mr P^r was arraigned, Mr. Wilkie came up to
him and told him how it went w^r. him, Mr. W^r
observed that he must submit his case to the
Inq^y, but that he was wrongfully accused
Mr. Wilkie then said, that he was come to
hang two men and to liberate himself -
This was the day before the ascension day -

says, that it was the day after ascension
that

that this happened, that is yesterday never
saw this man before -

George Binkes - That yesterday when Mr. was in
the prisⁿ box called to be tried, he saw Mr. Wilkes
Wilkes come up to the box & say to Dunks how
does it go with you. - I said he did not
know as it must remain with the Jury.
Mr. Wilkes then said - I am in for it too
but I am determined to hang too to
liberate myself -

x³

That the Court had not an hour adjourned
and this conversation took place before or during
the trial of Dunk - That Dunk was standing
down & not up at the time - That Dunk was
sitting next to Mr. when Wilkes came up and
used this language - Did not hear Dunk say
any thing about Jury having the Can before them.

He was close to the Mr.

Dunks called again - says that this conversation
took place while the Jury had retired to consider
of their Verdict in his case - the P^r was along
side of Mr. & might have heard what Wilkes
said -

Verdict - Guilty -

The Story
of
James Kelly

On trial of Indictment for
Grand Larceny -

Oliver Whitney lives at St. Armands - keeps a store there a little distant from his house - but one half of it to Enoch Greenish, the other he retains. There was no partnership - Greenish left home to go to Montreal left his goods in charge of Mr. who was to sell same as his own and Greenish on evg 1 Dec. he shut up his store in the usual manner, locked the door went to his house - had now on going to his store before sunrise, he found one of the windows ~~broke~~ open and several of goods taken away - he missed the several articles mentioned in the indictment of the value and the property valued in the indictment - These goods were in the store the day before, as they formed $\frac{1}{3}$ of all the goods in the store - he suspected Mr. P. - as having been in company w^r persons who had several times been in the store of Mr. H. the day before and whom he also suspected - saw P. same morning going towards our O'Brien's - that the P. went w^r Greenish afterwards to show where the goods were, and when Greenish came back he brot a part of the goods along with him - the goods were put into charge of our Hawley.

The W^r suspected the P^r from seeing him going up the street, he had his coat coat and also that he had been in company with others he also suspected, one Harvey — That P^r had breakfasted that morn^g at one Mills —

Enoch Guenish — lives at St. Armand, rented half Mr Whitneys store — was in town latter part of Nov. last & left his store & goods in charge of Mr Whitney last W^r he heard his store had been broken open, he went home & found the several articles marked on the Indenture had been stolen. The P^r was suspected — on 5th Dec^r he was in custody. he told the W^r when the goods were and told him in a swamp behind Mr Baker's barn — went there and found several articles, a piece of broad cloth and the Shawls — the things found were given up to Mr Hawley — Went another time under direction of Wilkin and found other articles — all the goods found were delivered to Mr Hawley —

x^o

W^r had been from home about 14 days — There was a suspicion of the P^r from what an Irishman at O'Brien's who was suspected from his conduct to be concerned in taking the goods

Christopher Wilkie — is now in custody as an accomplice w^r P^r first saw P^r while he was

was at Mandeville's at S^t. Armand after
~~30th Novr~~, 1st Decr the morning before the robbery
 Harvey called P^r into Mandeville's & spoke with
 him. Harvey & one Jones went to the City &
 the P^r slept w^t W^r. That Harvey returned
 about 11 or 12 o'clock & told W^r if he w^d go to
 the City he w^d pay him his money - on the road
 St. J^r proposed to break open Harvey's store,
 & went to a fence & produced an ax - After
 W^r refused as^r he w^d go back - proposed to go
 to Mr. Miller they were abd^r - returned to the
 Harvey again requested of P^r to break open
 store - s^r he w^d not, he then tol^r W^r to sleep & he
 w^d go - W^r stood at some distance for some
 time H^r & P^r went to the windows - he heard
 a noise went up to ~~there~~, they bored a hole
 in Shuttered upper window - P^r went in &
 took out some goods H^r told him to come out
 saying he did not bring out the right goods -
 H^r went in & took out other goods & he told
 P^r to tie up in bundles - if he did - they
 went across the fields - W^r went along the
 road, they went behind Mr Baker's barn
 W^r proceeded to Mandeville's - there were
 2 large bundles of the goods - a few minutes
 after they folld. W^r to Mandeville's - it being
 near day light they left that & went off for
 the

the City, but had no goods with them - That Kelly claimed one half of the goods, and said he was afraid that it would cheat him out of his half - W^r went along with M'Alpin & others to point out to them persons where the goods were - they were found in small parcels and were delivered to one Hawley to keep -

X³

That he was under arrest when he went to shew the goods - it was a moon-shine night & snowed a little that morn^g: after they left the store - Heard Hawley say to P^r at Mr. Cook's to P^r that he w^r. give him half the goods if he would not tell - and P^r afterwards told W^r that he was afraid that Mr. F. would not give him it - That the signature to the paper now

Moses M'Alpin - put on one side -

Rosewell Hibbard - W^r P^r went & found a quantity of goods concealed near Baker's barn, that it was Wilkie who went with them to point out the place -

John O'Brien - lives at St. Armands - that the day ~~he~~
~~he~~ after Quenist's store was broken open ~~the~~ he
 came when he came to his dinner he saw the P^r
 lying asleep near his house - he called him up and
 gave him his dinner - That O^r said he had to go to
 Turner Wing's at Ginkham - That the P^r sent

sent the W^r. son to have of one woman with
a message to one Jones there, the boy went and
returned with an answer in a letter, and heard
the boy say to P^r no there is no dread of him
that P^r then came in from the barn where he had
proposed to sleep and asked of W^r. if he had
a cellar where he the P^r could hide in the W^r
s^r he had a cellar but not for that purpose, the
P^r then asked if he could lift up the Sash of
the window so that he could get out that way
the W^r said he would having nothing to do
with a man of that description - That in the
mean time the W^r had sent for Mr. Lelanne
the magistrate slept the P^r there till he
came, and he then delivered over the P^r to him -

X^o

That it was when the P^r saw the magistrate
coming towards the house, the P^r asked if the
W^r had a cellar ~~to hold~~ in which he could
conceal himself - if he could get out at
the window -

Jane O'Brien - wife of last daughter of last W^r
lives w^t him - Saw P^r on 2^d Dec. last at
the house of her father in the forenoon - enquired
for the road to Turner wings - distant about
3 miles - asked him when he came from -
said he came from the States - had come
from

from the boy that morning - asked if people were in the habit of calling at ten hours the 8^o, yes - the P^r then sat down, & then laid himself down & slept after having had something to eat - dined with them - The P^r went off saying he was going to Wmgs - came back in half an hour 2^o it was too far to go - asked leave to stay all night q/t was granted - That Mr Guy Mills was seen to pass the house - who is a bailiff - requested leave to send her brother w^t a message to Mr Jones at Mr Mills - The boy went & came back in half an hour - He returned as an answer to P^r that Jones had said not to dread that all was over - That P^r told him that he had slept at Mandey's house where the goods had been discovered & that he was apprehensive for himself - So the dam^d Yankees w^d take his life away - asked if there was not a cellar in the house where he could hide, as he was afraid that Mills w^d come & take him, the father of Mr. Then came in & he expressed nearly same things, but went off considerably to the barn - He returned to the house again the father having some suspicion of him he sent for Mr Lalanne the Mayor's teacher, who came & took P^r into custody -

That it was on 2^o Dec^r when P^r came to

to the house of Mr's father as she believes -

Andrew Hawley - lives at St Armands - was one of the persons who went in search of the goods conducted by Walker - all the goods found were put into a trunk left in possⁿ. of Mr. In last 8 days the trunk was left w^t Mr Whitney but Mr kept the key and opened the trunk this day in fact and found the goods same as when he had put them into the trunk - All same goods now shown -

Whitney & Greenish - called up identify the property in the trunk -

Whitney says, that when Greenish came back w^t Dr and the goods which they had found in the woods he took them & delivered them to Hawley who kept them ever since - That the goods found were the property of Mr. & of Greenish. That the mark of Dr. is upon some of them -

Difree -

Samuel Difree - his Dr in Summer last the Dr was employed at different times as a
day

day labourer in his garden - but has no particular ^{knowledge} of him otherwise.—

Verdict - Guilty -

The Court adjourned to Monday next
at 9 o'clock in the forenoon.—

Monday 15th May. 1820

The Court met pursuant to adjournment

The King
v.
George Binks }
Richd? Jacksons }

On trial of Indictment for Grand
Larceny.

14th March. 11 fowls. value 25/-
property of Jacques Robidou.

Charlotte Robidou, lives in Quebec Sub. is wife of
Jacq. Robidou - on 14 March last she had a number
of fowls in her stable - in the evg she shut the door
there were then ten hens & one Cock - that next morn
went there to feed them, found they had been stolen -
that she followed the tracks of the blood to a small
street till she came to a house where she missed
the heat, where one Hunter lived - & in ~~the~~ ^{an} house
some black. men lived - she got a search warrant
went into the house w^t the Constable Wiley, found

the p^{rs} there - that P^r Jackson was sitting by
the stove - the other was in bed - that the constable
telling the persons in the room they must go to goal
upon this a woman told them the fowls were hung
up in the chimney - the fowls were accordingly
found there except one hen - is certain that they
are her property which was stolen the night before
valued them at 2/6 the couple -

That next morn^x she found the door ~~shut~~^{as}
she had left it - That her suspicions of the p^{rs}
was that Mr. Hunter had told her, that the even^g
before the P^r had no wood, but in the night time
they had been heard sawing wood -

Adam Wiley, constable, went on the 1st or 15 March
last to up a search warrant in a house where
he found the P^r he observed tracks of blood to
Mr. Hunter's house - saw Binks lying on the
bed & loose him P^r the fowls were found in the
chimney - that Binks told W. that he must be
favorable to him, as he was not the only one who
had taken the fowls, alluding to the P^r Jackson,
asked W. why he did not take him also - that
there was a woman in the house who seemed
alarmed and pointed to the chimney when the
fowls were, & spoke something in French to Binks
that there was another man in the room who
was also arrested & sent before the magistrate who
discharged him - L

That

That it was the W^r who took down the fowls
from the Chimney -

Rufus Bodsworth - went w^r. last W^r. to search the house
of P^rs - found marks of blood there - saw the fowls
after they were found & Mr. Robidow identified them
as his property -

Cause of suspicion arose from the tracks of blood
which they followed

Defense -

Warren Gossom - that he doo. Brown rented the
house where the P^rs were lodgers at time the
fowls were found - that Mr. was there the night
before, slept there & when he went to bed he saw
P^rs in house at time & thinks they did not go out
that night -

Chas
Tome Porteous. Rs P. Jackson - a twelve months ago
he lived w^r. W^r for 4 or 5 months as a Servant - while
he lived w^r. W^r he found him an honest & attentive
& faithful Servant, did^r have engaged him again
could he have found him - since he left the W^r
he has lived w^r. Mr. Bleury -

Verdict. George Birks guilty. Petty Lavery
Rich^r. Jackson. not guilty.

The King
vs.
Fran^s Robert &
Lafontaine }

~~On trial of Indictment for
Grand larceny.~~
13 April 19 1f eagles - value
£20 property of Mrs. Harriet
Chamblay. -

The King
vs.
Jos. Henry Johnson }

~~On trial of Indictment for
stealing privately in a Stable~~
2 March - one buffalo - skin
value 20/- of the goods of John
Alex^r. Wilkinson - montreal

William Sharp, lives in Montreal and keeps a
livery stable in March last - runs. That
there was a number of buffalo skins in
his yard - put them there about 4 o'clock.
and returned to house - then was a skin belongs
to John Alex^r. Wilkinson marked w^t I.R.W
a person came to the house to tell us that a person
had stolen one of the buffalo skins - the boys
ran after the person - but he was gone - made
enquiry suspected the P^r Mr W knew P^r
and went in quest. of him, found him some
evening at a tavern, charged him w^t felony, he
s^r. that on stronger had given him the skin to
sell this Mr W. found was not true - the
P^r

P^r was committed - it was worth w^t at least,
did not find the Skin again -

X
That all the other skins were found except the
one belonging to Mr. Wilkinson - it was in the
open shed in the yard - Has seen the P^r before, but
not much acquainted w^t him -

George Stringer - aged between 12 & 13 years - was
in the employ of Mr. Clarke last, on 2nd March
last he was coming out of the flamps house, he
saw P^r running away w^t a from Mr. Sharps
yard w^t a buffalo skin under his arm & going
towards the old market place - W^roun after
him but he turned a corner despaired - as long as
W^r saw P^r he had the buffalo skin - The W^r
told Mr. Sharp what he had seen - about 8 o'clock
same even they went in search of P^r and found
him in a tavern - knew him immediately as
the person who run off w^t the skin -

When he first saw P^r he was between Mr. Sharps
stables the old market - the W^r was behind him
& called after him, when he turned round - he was
in a hurry, but recognized the P^r but will not
swear positively to the P^r it was a black buffalo
but would not like to swear to it -

William Heron - was in a tavern near Mr. Sharps
on

on 2^d March last - as he passed Mr Sharp's
yard, he saw the P^r come out of Mr Sharp's
yard w^t a buffaloe robe under his arm - saw
him distinctly and saw him again to be the
same person - he run towards the old market
w^t the robe under his arm - the W^r went and
told Mr Sharp of it -

Le Gauvin M^r last W^r who lodged in one of his
houses for about six months and recognys
him for very honest man -

Verdict Not Guilty -

The King
vs.
Franc. Robert &
Lafontaine }

On trial of Indictment for
Grand Larceny -

13. April - Chambly - 19 hf
Eagles - value £20 Str - property
of J^s. Harbe -

Joseph Harbe - dem. a Chambly - étoit chez Mr
Frejean l'aubergiste le 13 Avril - avoit reçu
de lui 20 francs - ays - avec lesquelles il est parti
de chez Frejean - le tems étoit pris de boisson
dans le tems - le P^r y étoit - et a dit qu'le tems
devait traiter la Compagnie, ce qu'il a fait - que

Frejean

Trojeau a voulu enjurer le P^e de rester chez lui
 ce soir vu son état - que le P^e a dit laisser le
 aller j'en aurais soin - qu'il avoit 20 espres
 à faire ou il sans qu'il y eut de maison, & en
 avait une bien Idem - que le tem. est parti avec
 le P^e & a fait route avec lui - il avoit son
 argent dans la poche de ses Culottes enveloppés de
 papier - De l'après avoir fait environ 7 a 8 espres
 le P^e lui faisant bien de caresses, il a demandé
 de l'aider pour l'acheter de l'eau & il a descendu de
 son cheval - & dans ce temps il s'est apperçus que
 son argent manquait - il a demandé au P^e s'il
 avoit pris son argent pour en avoir soin, un
 peu la veille - il n'a rien répondre - mais est
 parti & a quitté le tem. la - un nommé Deshauts
 est venu à qui le tem. a dit que il venoit d'être
 volé & a dit que c'étoit le P^e qui l'avoit fait -
 Qu'un des pieces a resté dans sa poche avec le
 papier - Que pendant que le P^e continuait à discuter
 la perte du vol de son argent - le P^e est revenu environ
 10 minutes après, & a pris Deshauts à témoign
 que le tem. le traitoit de voleur; lui qui venoit
 de chez Mr Jacob, il avoit rencontré le tem. en
 chemin seulement - & a demandé à Deshauts de
 le fouiller - mais D. n'a pas voulu - le tem. s'est
 rendu chez lui -

x^o

Qu'il est arrivé chez Trojeau vers les 2 heures
 après midi - il étoit alors à jeun - il n'avoit rien
 pris

pris pour le déranger - Qu'il a bu de la
 bière chez cet F. seulement, ni se rappelle pas
 d'y avoir bu d'autre boisson - Qu'il a eu sa
 part de trois mugs - Qu'il n'a pas proposé
 au P^e en chemin de courir une course avec lui,
 ils allaient au petit trot - Que quand ils ont
 débarqué ensemble le P^e a mis la matin sur lui
 & il croit que c'étoit alors qu'il lui a pris son
 argent - Qu'il se rappelle d'avoir été le
 lendemain matin chez le P^e lui parler de l'affair
 et a demander son argent, & a tenu au P^e
 de venir avec lui pour chercher son argent, il
 a refusé - n'a pas demandé excuse au P^e pour
 l'avoir traité de voleur le veille, comme il
 étoit trop son pour savoir ce qu'il faisait -
 mais a dit, qu'il ne croloit pas qu'il avoit pris
 son argent pour le voler ^{mais} pour en avoir soin -
 ni devant stillion ni devant Chas. Law
 N'a pas dit à Marot qu'il étoit vire sans
 connoissance de rien -

Jean B^t Frejeau - dem. à Chambly - mes au pont
 neuf - tenoit auberge en Avril dernier - que
 Harbin étoit chez lui le 13 Avril dern. & est
 arrivé vers les 2 heures - il étoit un peu en
 train, mais pas hors de raison - il a payé
 au Harbin 150 piastres en demi-écus - il
 a mis son argent dans la poche de ses coulottes
 enveloppé

enveloppé de papier - Il est parti de chez le tems apres les 7 heures - et l'a pris de rester chez lui - le P^r a dit, laissez le venir avec moi, je l'achèterai d'en avoir souci, le tems a revenu. au P^r de le rendre chez lui comment pourroit perdre son argent - le P^r d'Harbec sont partis ensemble à cheval -

X^o

Que que ce Harbec est arrivé chez lui il paroissait avoir bu, mais pas hors de raison, apres avoir reçu son argent H - a pris sa part de 3 pintes de biere - que le P^r est arrivé apres le P^r disant qu'il venoit de chez Mr Lacob. Que H - étoit si ivre que le tems l'a voulu - engagé de rester chez lui - Que H - est un hom. qui parle beaucoup - le tems ne le croit pas toujours - Qu'il a entendu dire à Harbec au paravent qu'il avoit perdu son argent Que H - est un hom. qui se sappelle bien de ce qu'il passe même quand il est ivre - Que c'étoit Mr Boileau qui a enveloppé l'argent - et croit qu'on avoit pas pu prendre une partie de l'argent sans prendre le tout, a moins que le papier venoit à manquer - Que H - a dit qu'il n'y avoit pas d'autre que le P^r qui avoit son argent - Que il sembloit que le P^r lui avoit touché le corps. en chemin - Que le P^r est Pilote.

Et

Et a toujours passé pour un honnête homme. il n'a
de ce qu'il n'a pas cap. d'un crime pareil. Que les
1/2 arçons sont communs dans cette partie. Que
le caractère du P^r est quelque fois abattu -

Jacques Dadebon - Qu'il a vu partir le P^r à H de chez
Fr le 13 Avril der. le soir vers les 7 heures, et les
a poursuivi de nouveau pour deux arp. - Qu'il a vu
le P^r mettre sa main sur le collet du Cheval au
H - Il n'aurait pas surpris de cela -

Qu'il a toujours considéré le P^r pour un hon-
nête homme. - Que H^r est un nom. qui aime à bien
parler -

Quest. par Lini - Que le P^r étoit du côté gauche
de H^r. -

Jos. Deshautels - Qu'il passoit dans le chemin de chambre
vers les 7 heures le 13 Avril der. en charrette - que
H^r & le P^r étoient devant lui environ 12^m d'arpent
a un 2 hom. à Cheval - le tems. les a approchés
et a vu le P^r partir à la course lorsque le tems.
étoit distant d'environ 1/2 arp. d'eux - H^r allant
alors le pas - Que le tems. a passé H^r lorsque il
l'a appellé, lui disant d'arrêter - & qu'il l'a donc
arrêtré un malheur, et a pris le tems. de donner
après le P^r que son argent avoit été pris -

que

que le bœuf. lui disait qu'il ne pouvoit pas le faire en charrette —

Qu'il ne les a pas vu à leur de leur chevaux, avant de leur approcher —

Que le P: est arrivé sur ses pas - environ dix minutes après l'arrivée du bœuf. à St - Que c'est le P: qui a commencé à dire à St - des fois qu'il a pris son argent, & a pris le timon à timon à cela et a ajouté, tu n'a qu'à venir moi qui avoit de chose chez Jacob si je puis savoir qu'il avoit de l'argent sur vous - que le P: a donné au bœuf. de la pomme - le bœuf. n'a rien dit - Qu'il a perdu de vue du P: après qu'il est parti à la course de St - Qu'il n'y avoit des meubles à la place où il a trouvé St -

X

Que St - a été marié à la tante de la fem. du bœuf. - Qu'il a entendu croire au P: attend moi donc - attend donc - que je vous parle - Je plus St - crois, plus le P: s'éloignoit - Que St - étoit en train - n'a rien à dire contre Louis caractère - Que St - a dit avoir perdu son argent, & ce depuis +

Louis Garneau - nistre à Chambly - con. St. & le P: a eu la fem. du P: le 14 avr. der. entre 8 & 10 heures a demandé à faire charger 2 domes - aigles - ce qu'il a fait - elle est revenue encore acheter des effets avec

avec le P^r a payé partie en argent-blanc, & a fait changer une 3^e denier-aigu - Que le P^r a continué
d'acheter chez le tem. -

x

Que le P^r est pilote - est dans le cas de gagner
de l'argent - n'a fait pas son pris de venir des
Y^s aigu chez lui - l'a toujours considéré comme
un hon. hom.

Defense

Frank Marot - dem. à Chambly - con. le P^r d'A - Que il
a entendu parler du vol que H^r disoit lui avoir
été fait - Qu'il a dit au tem. qu'il avait pris pris
au tem. de lui donner 20 piastres, pour cacher l'affair
d'avoir un arrangement de cette affair - qu'il
etoit si évid. qu'il ne savoit pas ce qui se'est
passé - qu'il s'étoit chaloupé pour le P^r
lorsqu'il étoit à tem - qu'il n'a pas mangié
son argent lorsqu'il étoit remonté son cheval &
lorsqu'il étoit couru une course avec le P^r
qui alors il a crié au P^r: J'arrête - Que le
P^r a toujours passé pour un hon. hom. il est
pilote - peut gagner jusqu'à 40 piastres par
jour -

Que H^r lui a dit en plusieurs tems d'avoir
perdu de l'argent - Et une fois que son argent
a été trouvée dans ses bottes, qu'il disoit lui avoir
été volé - Que H^r est un hon. admis à la boisson
Qu'il n'avoit pas fait ce que H^r disoit sous
dormant -

Charles

Charles Demers - ^{un} l'an - a trav. pour le tem. pendant
22 mois, et il a toujours connu pour un parfait
bonne hum.

Martin Cameron - con. le P. depuis plus. années - et
est Piote & Sien du long - gage de l'argent, c'est
un hon. homme - Que St - est un hon. homme. Donné à
la boisson -

Verdict Not Guilty. —

The King
v.
Sally Smith }

On trial of Indictment for
Grand Larceny on

31 Jan'y. 11 bags - value 18/-
2 hf bushels — 10/-
property of Thos Pollock
Montreal —

Thomas Pollock lives in Quebec. Sub - on 31 Jan'y last
went out to collect ashes - he had eleven bags -
worth 1/- each - he had 2 hf bushels which might
be worth 5/- there you left in his sled in the
yard while he went to breakfast - when he went
out they were gone - he saw them afterwards
at the house of a ~~saw~~ tavernekeeper in the public
market place - they were returned to Mr. - I am the
same now shewin ^{that} he lost

X.
That he had counted the bags that morning
and the yard where he left them was open —
found nine bags afterwards in the old market
place — That he had a mark T.P. upon one
of the bags which he put on it himself is
the same now shewn — Knows it also by the
patch he sown on it —

Joseph Thibault — constable, made search for the
bags and bushels stolen from Pollock, found
about begins feby last or end of Jan: and found
in a tavern at the oldmarket place in a cellar
behind the weighhouse, eleven bags and a half
bushel — Pollock recognized the bags & halfbushel
as his — Mr P: was present & said a woman
said in his presence that she had bought eleven
bags & half bushel from the P: for one shilling —
the P: did not deny having sold the bags & half
bushel but denied having stolen them, saying
that another person had given them to sell, one
Amelia Davis — took the bags to the Police office

X.
Found bags in the poss. of the mistress of the
house — spoke to P: in English —

Charles Mondaleb — clerk in Police office — on 1 Feby last
ten bags were bro. by constable & Pollock to the
office as having been stolen, upon Pollock's

swear

swearing to them as his property. he delivered up nine out of the number to Pollock, and also one of the half bushels - the other bag has remained in the office with the other half bushel ever since. —

Louis Martineau - That about 1 Fiby last the constable Thibault & one Pollock lent two bags & 2 hf bushels to the office - one of which bags and a hf bushel have remained in the poss. of Mr. ever since, & are same never produced —

x²

Cannot recollect the number of bags which were lent to the office - That Mr. Mondelat's has access to the Police office at all times the bags & hf bushel were put under lock & key - & was in the hands of Mr. Mondelat.

Verdict. Not Guilty -

The King v
Peter Daggs } on trial of Indictment for
stealing in a dwelling house
to value of 40/-

1 Octo 1 bid - stead 40/- goods
of Elizabethe Woodbury & Montreal

Mehitablet Woodberry, is a widow and on 1st Oct last, or last autumn she lost 2 bedsteads from under a Shed in the yard & the gate was generally left open, and the door of the Shed was generally shut a night - That in consequence of information received she got a search warrant & found the bed-stand in the house of P^r in Quebec Suburb. There is a stain upon one part of it, which she observed before she lost it as well as the general appearance of the whole of it - The bedstead now shown is same she lost ^{but cannot put a value} ~~and resembles it not~~ on it there were four screws attached to the bed stand The P^r said he had but the bed-stands -

That she had informed ^x that the bed stand was in the possession of the P^r for some time before she obtained a Search-warrant -

Richard Hart - Constable went to house of P^r on 23rd March last w^t a Search warrant for a great Coat & a bed-stand of it had been stolen from last yr. She went w^t Mr and pointed out the bed stand now shown as his and mentioned a particular stain on it - The P^r said he purchased it - could prove it - is worth from 10 to 15/- That 2 persons from qm^t P^r & he had but the bedstead

brothers were brot ^{to} the police office and
in presence of P^r. said they had no knowledge
of it. —

Thomas Corkborn, does not recollect having been
called upon by last W^r to go to the Police Office
^{in March last} to be examined touching this bed-stead. — Was
at Days's house when one Wilkie came in and said
to P^r: I'm come for my money — The P^r & Corkborn
went into a back room together when Wilkie
came out he said now he would have a drink —
This was some time last spring or summer —
it was about 3 or 4 dollars of Wilkie re^d — Lives in
the house next where the Stolen fowls were found — Does
not know that he gave any answer to Start when
he called on him about this bedstead —

The P^r said that the money he paid to Wilkie was for
a bedstead —

Sally Alsop — was brot to the Police Office ~~on last W^r~~ to
be examined about the bedstead — heard that last
W^r had been called also to Police Office — Was in the
house when the bedstead was brot to the house of P^r
but was not present when it was sold —

Thinks that it was two men who brot the bed-stead
to the house —

Defence —

Anglique Catafort — lived at house of P^r last sumr
has ten. cf a bedstead that P^r brot of one Wilkie —
was

was present when bed sheet was bolted to the house and I was asked for the cartage, Mr. Davis was not then there at the time, but coming in he said he had bolted the bed-sheet for 4 dollars, and she was the person who gave the money to pay for the bed sheet upon this they insisted that Mr. Davis should send for some rum to drink before he left the house which he did -

^X
Is positive to say that she gave the money to pay for the bed sheet - Costeburn was present at the time, and made Gib can - that Mr. is an unmarried woman -

Sally Stropp - staid for a considerable time at house of Days - was not present when the money was paid for the bed sheet -

Verdict Guilty of Petty Larceny
to value of 10/-

(231)
Tuesday 16th May, 1820

Present
Justices Reed, Forester & Ryke

The King
Charles Logan }
Edw^r Hince -

On trial of Indictment
for stealing a calf -
value of property of John
Mather, Montreal, 30th April

John Mather, lives near the tannery in the parish of
Montreal, had ^{3 calves} a Calf in his stable on 30th April
last - That on morn^g of 1st May found the
stable door had been forced open one of the Calves
a gander & some fowls taken - It was a brown
Calf and was worth 25/- Caesar sent his son
for information to Montreal & found his calf
in the hands of one John Wright a butcher - he
recognized the Calf to be his property by the
color & marks upon it - Saw P^r Logan
in gaol who told W^r he had got the Calf from
the P^r Hince to sell - Saw P^r Hince also, who
denied all knowledge of the business -

William Mather, son of last W^r run. shutting
the stable door on ev^r of 30 Ap. last sloshed
it - there were then in it 3 calves - carried home th

Trey

key - next morn found that stable door had been forced open and one of the calves stolen - was sent to Montreal to inform & found the calf in the hands of James Wright next day, recognized the calf as his father's property - the P^r Logan was arrested and b^t before Wright -

John Street - butcher, lives in Montreal - that the P^r Logan offered a calf to Mr. for sale on 1st May last, it was a brown calf, and P^r asked 10^l for it - did not buy it, as he had no occasion for it -

John Jeffreys - butcher in Montreal - on 1st May last about 6 o'clock in morn^g saw a Calf lying near the fish market for sale, it was in charge of P^r Logan - he asked 10^l for it, it was not fit for killing, not fat enough - P^r, the Cow had not had much milk - said nothing about where he had got the calf - It was worth no more than 10^l to a butcher - suspected that the Calf was stolen -

James Wright, butcher in Montreal, on 1st May last, he b^t a calf in the market place, but not from any of the P^rs It was about 6 o'clock in the morn^g - before he

*signed

he made his deposition, ~~to blander he went~~
to the gaol - saw P^r Logan - did tell the
boy, now present & also the Magistrate that
Logan was not the man from whom he
had got the Calf - That Mr. told the Magistrate
that he had got the Calf, but did not know
the man - paid 8/- for it - This was the
fair value of it -

X

We ask the man from whom he purchased the
Calf, if he saw him - but does not know his
name -

Defense

The Counsel for the P^r having moved that
the evidence of the P^r H. Gaskin might be admitted
on behalf of the other P^r Logan as no evidence
had been given of him - the Jury were charged
to give their verdicts according to the facts, by
the consent of the Adv. Gaskin and having been
acquitted by the Jury, he was sworn produced
and sworn as a witness.

Edward Herice - was in the market place in
the morn^g of the 1st May last, w^t the P^r for
some time, when a man came down with a
calf and asked P^r to go and propose the sale
of it to the butchers - the P^r had nothing to

do with the man who broke the Calf, and
with the Calf to him. of course

Jr. Marie Allouez - was produced & sworn as a
witness to prove the ex. of the P^r to show a
different transaction from that stated
by the W^r

This was objected to by the Counsel
for the P^r but the objection was overruled.

The examination states that P^r had
rec'd the Calf from one Hame to sell -

Verdict. Guilty

The King
In Marie Desjardins }
& Baptiste Faignant }

On trial of Indictment for
uttering counterfeit coins -
1 American of Eagle

William Metchler, dem. a Montreal, étoit à son office
vers le 14 Mars, der. au matin, quand une
Amer. vient se plaindre à lui qu'un de ses Leunes
Canadien, qui avoit fausse une pièce de
monnaie fausse - une demi-Croix - que l'Am.
lui remit la pièce qu'il tenoit à reconnoître
fausse il envoie un Cor. pour chercher les
Canad. . Les P^r leur firent convenir - ils
demandaient

demanda à l'Am. lequel des deux lui avait donné la pièce, il dit le plus jeune qui s'appelle M. Desjardins - le tém. lui demanda, s'il étoit vrai qu'il passoit des fausses pièces comme cela, il a répondu, oui & il démontre que faire cela - il rps. - pour avoir un peu d'argent - que l'autre P^r disoit l'Am. étoit à coté de l'autre P^r sans tranquillité n'avoit rien de la - Que Desjardins dit avoir partagé l'argent qu'il avoit reçu de l'Am. avec l'autre P^r qu'il trouvoit sur chaque un peu d'argent en papier - Ensuite lui remit un peu en argent & de l'autre une somme à l'exception de quelques sous - Qu'il fut marquer la pièce fausse en sa présence par son commis - qu'il envoia la pièce & le papier à l'Office de Police avec les P^r sous la garde de Larrel -

Patrick Devereux, on 15 March last was on market place & saw there the 2 P^r saw as was sent by Mr. M. Lart MR in search of the P^r & found them together in a house in Rue Sub - There was money on the table - There was also a petit book & paper in their poss. qd! paper money in it - he returned it to them and carried them before Mr. Metzger - The Am. who had been cheated recognized the two P^r - The Am. on Drew, complained that the

had come to get a hf Eagle changed, and that he had given them 3 dolls saying he had no more money, w^t q^t they would away. - That the hf Eagle was produced which with the money found on the pris was delivered to our Tard to carry to the Police Office -

Philemon Terral - a vu les deux pris ameneris devant M^r. Mitchell, le 1^{er} Mars dernier - qu'il a vu aussi un am. qui se plaignoit avoir été trompé par les pris qui lui avaient passé une fausse Demme-Aigle - Qu'il a reçu la Demme-Aigle de Mr. McCord qu'il a porté à l'Office de Police demandé à Mr. McCord - Qu'il a aussi vu deux priestes en papier un peu d'quelques pieces de monnaie qui avait été trouvée sur les deux pris ce qu'il remit avec la Demme-Aigle à l'Office de Police - Qu'il a marqué les prius en la présence de Mr. Mitchell -

Charles Mondelet - qu'il est clair dans l'Office de Police - que d'après les informations qu'il a reçu de Mr. McCord il a trouvé dans l'Office la Demme-Aigle maintenant produite, comme y avait été déposée le 1^{er} Mars dernier -

Philemon Terral, brot. up again says, qu'il reconnoît la pièce de monnaie main^t produite être la même qu'il avait marquée, dequelle est fausse -

Verdict - Guilty.

The King
against Albert

On trial of Indoctriment
for an assault with an
intent to commit murder

George Malboeuf, dem. à Terrebonne - qu'il a été
chez le nommé Dos Bouchard vers le 13 ou 15
Nov. der. à Terrebonne - que y avait plusieurs
personnes présentes comme il devait se faire un
ménage par un hussier Payfer - que la Def. y
étoit & faisoit espion à l'hussier & à tout le monde
d'entrer dans la maison, - elle avoit un baton
à la main - menaça beaucoup le dem. en disant
vart-en-d'ici, vous n'y entrez pas - Que le tem.
avoit obligeé luy - contre le Bouchard en vertu
duquel il avoit fait sans ses effets - Que la
Def. a donné des coups de baton ~~au~~ tem. de
manier que le tem. avoit de la peine à marcher
pour deux jours après - on lui a tiré le baton
lorsqu'elle a pris le tem. à la gorge -

x^o

Que la Def. reste chez Bouchard, & est sa belle
mère - Que la Def. reclamoit les effets comme a
elle & ne voulut pas les laisser vendre -

Jeanvin Payfer - qu'il est hussier - que le der. tem.
avoit remis une exécution contre les effets d'un
nommé Bouchard - il fut chez Bouchard
pour vendre, y a vu la Def. Que le der. tem.

y

y étoit aussi a quelque distance, quand elle a avancé sur lui pour lui donner un coup mais les gens l'ont garanti - qu'elle a fait un second assaut sur lui & l'a frappé vers le genou, avec le même malon, lorsque on l'a lui arraché - qu'elle a alors pris Malbouf à la gorge, et le monde les a séparé - Que Malbouf se plaignoit du coup qu'il avoit reçu de la Def. -

Defence -

Michel Turgeon, con. la Def. a été en son service pendant quelque tems - n'est pas une femme mechante -

Louis Leveque, un des Proth. de la Cour du Banc du Roi, & comme tel, il a en sa possession des papiers touchant une poursuite contre François Bouchard -

J^e B^{te} Lepine de Berard - con. la Def. étoit présent lorsque Malbouf l'huissier P^r étoit pour vendre les effets - Que B^r a dit à l'huissier d'ouvrir la porte qui étoit fermée, en disant faites votre devoir - Que la maison est considérée comme appartenant à la Def. - Que la Def. a dit à B^r qu'il ferroit bien de s'en aller - Qu'il a vu mordre la Def. par le chien

chien de M^r B - que la Dif. s'est plaint devant
ton chien me mord - que B. - a dit, il me défend
c'est alors que la Dif. a pris le fourgon, & a
donné un coup avec à B - qui fut dans le
terre que le coup me l'as ayant causé de mal -
Qu'il ne croit pas que la Dif. auroit intention
de tuer, ou faire du mal à B -

Thomas Parks - con. la P^r étoit chez elle à la partie lors
de la querelle en question, - l'hussier Parfet y étoit
et ne pouvant ouvrir la porte qui n'avoit pas fermé
B. - a dit à l'hussier, faites volte devoir - que
l'adversaire la Dif. s'est avancé sur - B. pour lui
donner quelques raps - lors que le chien de B -
a mordu la Dif - que le chien étoit alors à côté
de B - & il ne pouvoit manquer de le voir -
Qu'alors la Dif. votre chien me mord & la Dif.
a pris un grand baton & donné 2 ou 3 coups avec
le dernier coup a attrapé B - qui n'en est
pas plaint - Ne croit pas que ce coup étoit donné
avec intention de tuer -

Frank Bouchard, dem. Dans la maison avec la Dif.
qui la loue qu'elle sous loue une partie de la
maison au tems étoit présent lorsque l'hussier
est venu pour vendre chez elle - Que la Dif.
a dit à l'hussier que ses effets étoient dans la
maison, mais que les effets qu'il avoit droit

vendre étoit dehors que B- a dit a l'hussier de faire son devoir, & l'adversus la Def. a dit a B- que il devoit se retirer comme il n'avoit pas d'affair la, que l'adversus le chien du B- a mordu la Def. elle a crié a B- d'arrêter son chien, mais comme il me disoit rien, elle a pris un baton pour se garantir & voulant frapper sur le chien ~~un~~ des coups du baton qu'elle avoit a frappé sur B- mais B- me a rit disant que la Def. ne lui avoit pas fait de mal. Que B- a vu son chien dans le temps qu'il a mordu la Def-

x

Que la Def. est sa belle mère - il étoit à la porte dehors dans le temps -

For Prosecution to rebut
testimony of Def.

Ant. Dumas. étoit chez Bouchard lorsque B-
l'hussier y étoit pour vendre les effets. Il n'a
vu la Def. frapper B- avec un baton - ne
se rappelle pas d'avoir vu un chien dans le
temo-

Verdict. Not Guilty -

The King & Joseph Howard

On trial of Indictment for
Grand Larceny.

St. 2. Geo. 2.
Ch. 25. § 3.

1 promy. Note - for 2 doll^o
1 d^c _____ 5 d^c

Property of Bloody Swallow
19 Sept. at Bedford -

Bloody Swallow, lives at Caldwell's manor, was
P^r came to his house about sun down of the
19 Sept. last & said till about 10 or 11 o'clock
that other persons had left the house before him.
The W^t took out a ~~two~~⁵ doll. Note on Plattsburgh
bank, and another note for 2 dollars on the
Phoenix Bank on the United States of America
the P^r asked W^t to let him see these notes. qd
W^t did, the P^r looked at them and returned
them & the P^r asked to see them a second time
when he took up the notes in his hands and
refused to return them to the W^t. That W^t
procured a warrant ag^t P^r & had him arrested
That W^t owed nothing then to P^r

X-
That W^t was sued once by P^r for £19. -
and matter was left to arbitration. Has been
condemned for selling liquor without license
in qd. prs^m P^r was a w^t ag^t hair & never
said

said he would be revenged of P^r nor does he feel any dispos^r to hurt him - That he has taken bills of Non. State banks &² were not good - The note on the Phoenix Bank, cannot say by whom it was signed, it appeared to be a good bill - recd. it from one Dayton - for liquors he had at house of W^r - he took up a bill of Daytons, and gave him in change 574^{1/2} or 575 + cannot say what the tenor of the note or bill was Believes the Note of the Plattsburg Bank to be good - That Squire Curtis had seen these notes before that time - That P^r lives on a farm at Caldwell manor By the Court - That the two bills would pass and be considered as good bills in the United States

Abigail Wallace, saw P^r at her house on even^s of 19 Sept^r, he staid there till after ten o'clock - saw her husband take two notes out of his pocket, a two doll. bill on Phoenix Bank and a 5 doll. bill on the Plattsburg Bank - Mr P^r asked to see them & when he got them returned them - he again took up the 2 doll. bill from the table

table and snatched the 5 doll. bill from her husband's hands and refused to deliver them back to him - That her husband went for assistance to have Howard arrested.

x³

That the W^r was lying on her bed in the room where the P^r & her husband were - did not sleep, and could see them both - heard her husband say to P^r There's a 2 dollar bill on the Phoenix Bank -

Defence -

George Clarke, Capt. of Militia in Caldwell's manor - He knows Moody Swallow, considers him to be a man of bad character, and from what he has heard he considers him a man of malicious revengeful disposition - That P^r is a respectable man & lives in neighbourhood of W^r. That he is not a man he would consider to be guilty of stealing - Has heard that Swallow had occasionally run away off the Country -

John Whitney - W^r M. Swallow - his character is that of a thievish, roguish fellow, and would not trust him on oath -

Joel Harvey - rem. when Moody Swallow was
brought to Gaol, heard him say that P^r had
got him sent to Gaol - but that he Swallow
had sworn that he had taken nothing from him
and whether he had done so or not he would
endeavour to have him tried for it -

A character of P^r was read by consent
of Sol. Genl -

Verdict. Not Guilty

The King.
John Marton }

On trial of Indictment for
Grand Larceny -

7 May - one silver watch
value 40/- property of John
Fredericksen - Montreal -

John Fredericksen - lives at Longueuil - was in
Montreal on the 7th inst - and slept at the
house of P^r in same room w^r. P^r he did
not undress himself had a Silver watch
in his pocket when he lay down & was
worth more than 20/- It - he awoke about
5 or 6 in the morn^g - got up in a hurry but
could

could not find his watch - he went up to bed of Mr. and spoke to him whether P. let me sleep for I have not been long in bed - Does not think the watch could have dropped out of his pocket when asleep - went back to the house of P. & searched the bed where he slept and went & told Master that he had lost his watch - he said the Devil's curse + that you had not better look - requested Mr. to go w^t him & drink a glass - went to one M^r Lurkys where he called for some liquor - the W here told P. that he w^t give him 2 doll^s if he could find his watch - he asked W. st. n^o the name of the master of W. did not recollect - That watch had a metal chain & two seals to it I saw his watch on Monday in M^r Lurkys window - in Dub. Sub - That he was not perfectly sober when he went to bed on the Sunday night but is certain that he had his watch -

X-

That P. & his wife did not put P. to bed did not look at his watch after he went into house of P. and before he went to bed - That requested the P. to go w^t him to a house in St. Anne's Sub. to see if his wallet & money was not there -

Patrick McLuskey - lives at the Quebec Barracks
 keeps a tavern there - recd. the P^r. last
 M^r. coming to his house in morn of 8th
 May last & drank something there - saw
 the P^r. about an hour after - he said he
 had found a watch last night which
 belonged to last M^r. and that the P^r
 was to have 2 dollars reward for finding
 it - and asked M^r. if he would give him
 2 dollars in value for it - does not know
 whether he meant to sell it or pledge it -
 He left the watch w^t M^r. told him he would
 call in the course of the day for it - That
 about an hour after F. came in & took
 watch in the window where M^r had hung it
 & claimed it as his -

Adam Wiley - constable - on the 8th May last
 went to McLuskey's & took away the watch
 w^t had been left there - first took P^r into
 custody - carried watch to police office and
 delivered it to Mr. Mondelet -

Charles Mondelet - Rec'd. a silver watch at the
 Police Office on 8th March last from last
 M^r and has kept it ever since -

John

John Frederickston called up again says that
the watch now produced is his property and
same he lost on 7 May -

Defense -

Verdict. Not Guilty

The Court adjourned till to morrow
at 9 o'Clock in the morning -

Wednesday 17th May

Present
Justices Reid & Toucher

The King. v.
Augustin Mallet
& Joseph Mallet.

On trial of Indictment
for obtaining money under
false pretences -

Henry Forrest is clerk in the service of the Hudson's
Bay Co. saw the Dept. at their office in
Montreal on 19 Feb. last about 10 or 11 o'clock
dots w. that he had been at Red River with our
Jas. Lareute when H.B.C. have an establishment
and told w. that this establishment had been
attacked

attacked in the month of Aug preceding
 and that he had lost a finger & that he had
 come down with several others with despatches
 oft had been sent forward by the agents of the
 S. B. C. at that place - That P. addressed
 himself to W. as being the agent of the S. B. C.
 in Montreal - & he has left his companions
 at Parc la clair & had come on before them to you
 that inform'd that he had hired a Cariole
 for this purpose in order to give the earlier
 information - asked money to pay for his
 Cariole, on his saying that he had agreed to
 do dollar for his Cariole, W gave him 5 dollars
 to pay this expense & for his maintenance
 that having got the money he s^t he would
 go and eat something & come back and
 give W further information - he went off
 but did not come back - That same day
 W sent off a Clerk to Lachin to meet the
 party with the express, but could get no
 intelligence of it - Next day he sent a
 person to Pth clair to get information
 but hear nothing of all this, or that any
 person had arrived from Red River -
 the whole appeared to be a manufacture

The Dr. called himself Mallet, when he came to the office - does not rem. to have seen him before - That there is a young man of the name of Mallet in St. B. Co^r service - but not Dr^r - That generally speaks when the agents of that go sent any person to get money, the sent letters by them - the Dr had no letter - upon the faith of the statement made by Dr. W^r advanced the money - The W^r marked down the name of Mallet, but not any Christian name - took no except for the money that the Dr. showed that he had lost one of his fingers, and said that he had lost it in the attack at the Red River - It has no doubt but P^r is same person. -

Gabriel Pilon - lives at Pa clair - has a son in the service of the St. B. Co^r he set off to go to the Red River in June last - he has not returned since - thinks if he had returned the W^r must have seen him - did not see him in Feby last - it was said that a party had arrived from Red River some time last winter - but it was not true - it was the P^r who told this to W^r - Never saw or knew the P^r before that time -

Verdict Guilty. -

The King
v.
John Dickson

An Indictment for steals in the
dwelling house to the value of
40^l. u

17th March. — 23 Hf Ices —
37. Guineas
6 Hf guin^s
4 8th Hf Ices
1 Double Louis d'or
1. Au franc. piece
1 20 franc du
2 Eagles —
43 Half Eagles —
8 Doubloons —
20 Promiss^y notes £20.u
1 Pocket pistol. —
4 Kegs —
1 Steel purse —
1/16 Doubloon —

of the monies & goods in dwelling house from
Alexis Morris. — In. Morton —

Moses

~~A.S.~~ Morton — is a pedlar — has been in the Country
since Nov. 1818 & carried on business in this
way since — Was at Morristown in New York
State in ^{January} ~~Feb'y~~. last — had a horse sleigh with
goods — of which he had purchased at New York — took
them a few days after to Brockville in U.P. Canada
other merch^r. P^r whom he understood to be a
pedlar — asked him how he had succeeded — said
tolerably well — had sold off his goods was going
to Montreal for more — W^r then went to P^r

that

that he had some goods for sale & could supply
 Mr P^r but came to no agreement w^t him - the
 W^r returned to Brooksville & took over his horse & sleep
 goods upon P^r stating that he would put him in
 a way to get cent & cut on his goods - that he had
 a license for N^r. Canada - that if W^r would allow
 him something for his trouble - he P^r wd be a good
 protection to him & do what he could for him in
 the sale of the goods & pay his own expences - the
 W^r agreed to this and set off w^t him, understanding
 he was a good sales man & understood the country.
 Mr P^r had a small parcel of goods about the
 size of a hat consisting of remnants of ribbons
 & other things - but there was no partnership nor
 common stock made between them of any thing -
 but W^r told him if he made 100 \$ cent he
 wd. allow P^r half of the profits - there was -
 nothing said as to P^r's sharing in any loss -
 there was nothing said in case P^r made less
 than 100 \$ cent - His whole stock might be worth
 about 700 or 800 dolls - the P^r's whole bundle might
 be worth about 20 dolls - Left Brooksville w^t
 P^r about 20 Jan^r last & went toward Kingston.
 & from thence went towards Bay of Quinty - the
 W^r always rec^d the proceeds of the sales - Went
 to Hamilton & Bay of Quinty - when from P^r's
 conduct W^r became anxious to get rid of him -

W^r returned again by Kingston to Brockville when arrived some time in March - ~~from there~~
 Then W^r talked to P^r respecting w^t their - but
 nothing was P^r by ~~P~~ about sharing in the
 profits, & the W^r scarcely seemed his own
 money - and had ment^d to P^r this circumstance
 that things had not succeeded so well as he expected.
 That conduct of P^r turned out very different
 from what W^r expected - he was constantly
 getting drunk - They crossed the river to
 Chateauguay and on 16. March arrived at
 L'Acadie - in this District - arrived at hour of
 one morn about 8 u g o'clock in evening
 when W^r told P^r they must part, each take
 his own way - The W^r told P^r that he
 would make some settlement or clearance w^t
 him & pay what he might be entitled to - that
 W^r paid all the expenses on the way for
 himself - \$10^r other w^t fed his horse &
 went to bed in same room in same bed
 w^t P^r the W^r put his money rolled up
 in different parcels in paper - There was
22 hf does - in one bundle in a steel purse
 had some guineas - more than 20 -
 about one or 2 half guineas - besides several
 other monies - That the Sunday preceding
 he

he counted over his money and had sometimes more than 600 dolls - about 200 dolls in paper besides a parcel of silver which he had in his sled - Can speak to two bills, one on Marshall's Bank and another on the Troy Bank - The Mr. put his trunks & money under his pillow as he usually did - awoke in morning about 7 o'clock - found P^r up and gone - the W^r missed his money upon laying hold of his trunks, all was taken except about 3 dolls in Silver - the keys of his box, w^t the Steel purse were taken also - W^r went down stairs, saw P^r in house charged him w^t taking his money - for some time he said nothing - appeared confused but at last said he had got it - said he would give it up to W^r if he would agree to let him have the half of it - said he w^t also have the half of the goods in the sled - never made any such claim before - he had never ^{laid out} any money which had come to hands of W^r nor did the W^r ever receive any money belonging to him - Does not speak French - all the persons in the town of Morin spoke French - endeavoured to persuade P^r to give up the money by fair means but he refused - unless W^r would give him the half of it - from the story the P^r seemed to tell

to the people of the house, they seemed all
 disposed against Mr. & could be of no assistance
 to Mr. The P^r went away a person came
 in who could speak a little English day
 whom advised Mr. obt^d. a warrant of P^r but
 could not then find the P^r. Mr. proceeded on
 in search of him to Leprairie & from thence to
 Montreal - on 18th March he arrived in
 Montreal, and went round among the Taverns
 in order to find him - but without success.
 at last standing in the New Market place
 about 9 o'clock in the morning - he saw P^r
 coming round a corner, ^{occupying a liquor} Mr. went up to him
 he appeared considerably alarmed - Mr. asked
 him for his money - P^r said he had no money
 that Mr. would not take the half of it
 when he had it, now he had none - the
 P^r offered to Mr. the keys of his sled - but
 Mr. refused to accept of them till he had got
 all his property - the M^r. went with him into
 a Tavern left him there & went for a combatter
 when they returned to the Tavern - he was gone
 he afterward found him in the shop of John
 and James Young - The P^r was brought
 to the police office - where he said he had
 no money - but claimed the half of the

goods

goods of W. had, saying they had been
partners - this was the first time he ever mentioned
anything of a partnership between them -
W. had 2 pocket pistols - one of which he lost on the
journey - the other he had at Morris, and was
taken by the po^r with the money & was found
on his person - it was marked Ketland, London.
W. had P^r searched at Police Office and a
good deal of money was found on him & of
which an account was taken - there were two notes
found on him of which W. has already counted &
which Mr. Denys - Mr. W. afterwards saw a man
of the name of Johnson who asked Mr. if he was
the person whom P^r had robbed. as said he had
got some money belonging to P^r They went to
the Police office, but it not being yet open, he met
Mr. Ross whom he met of the circumstance, & they
went to Mr. Ross's house - told that he had a
parcel of 22 hf-does in a steel purse of which had been
taken - and in the parcel of Mr. Johnson produced
was 22 hf-does, and a steel purse - he also produced
several other pieces of gold in hf-Eagles & Doubloons
there was also a 40 franc & a 20 franc piece
in same parcel - there were 70 or 80 dolls in bills
said there was a 10 doll. bill of the Montreal
Bank on of which there was a name indorsed on it,
which Mr. could recognize - he got it from

a man whose name he had written on it, as
he had some suspicions of the bill —

Jean Marie Mondelet, Police Magistrate - That
Mr P. was brot. to Police was not to the Officer
about 19 March charged w/ having robbed
on Moses Morton, P. said he had no money
on him - but on searching him a parcel
of money was found on him - this money
was sealed up and has remained in the
Police office ever since - Produces the
money -

Moses Morton - brot. up again and the money produced
being shown him, says, he had such pieces in
his poss - as those now shown - cannot swear
to any particular piece from any mark on it.
That there is a bill on the Detroit qd he believes,
to be one of those stolen from him from having
had it in his poss. a considerable time and the
date of it appears to have been altered - thinks
also that the other bill on the Hartford Bank
is same as the one he lost at same time -
that the pieces of money he lost were similar to
those produced, covered & marked in the same way as
those now shown - That in the money produced
by Mr Johnson, there were 22 half dollars in one
parcel, recognized one of them, wherein being
a hole in the middle of one piece - but cannot
now

now identify it - 43 half Eagles & 2 Eagles - also produced as being in Johnson's parcel - several bank bills - That he recognises the writing on one of the envelopes of a dowlodon, to be same as he had when his money was taken - the writing is not his own, but the weight & value marked on it corresponds w^t what he had before obtained on it - There is also an envelope of one of the guineas upon which there is his own hand writing -

J. M. Mondelet among the bills in the parcel, there was one 10 doll. bill on the Montreal Bank, -

Moses Morton, says he recognises this bill, as having been stolen from him with the other money from the name T. Thrasher, indorsed on it at request of W^r a. in his own presence -

That Mr P^r never denied having taken the property from the W^r but said he would not give it back - Coates at pistol now produced, & says that he has no doubt, but it is same stolen from with his money -

X^r

That W^r had no licence for peddling in Upper Canada - That P^r told W^r as he was to have a horse & Cart he w^d get a license for that purpose and told W^r that he w^d procure a license for this purpose - P^r went to a town for this purpose, and said he had obtained such license and it was under this license that the W^r traded,

Other

That W^r generally sold the goods - and P^r never sold an article sent in premises of W^r to his knowledge. That no question was ever asked about the license or who was the proprietor of the goods - never made an inventory nor took any account of his goods before employing the P^r. That he never received a single farthing from P^r as ^{value of} one half of the goods th^t W^r had - That it was the proportion of W^r to P^r that in case he could sell his goods for 100 £ C^t he wd. allow P^r one half of the profits, there was no other agreement between them -

That W^r had it in his power to have allowed P^r something had the goods sold for less than 100 £ C^t - That there might have been some articles th^t bot. 100 £ C^t but the general sales were much less - & from the great expense incurred principally by mis conduct of the P^r the W^r has not above 5 £ C^t on the whole - The W^r kept the acc't & also sold the goods - That W^r sold nearly all his goods on the journey - The P^r never proposed any settlement of acc't w^r W^r before he took his money - That W^r expects to get his money back, if the P^r should be convicted. Thinks that there may be about 100 dollars worth of goods remain^s unsold - That as he slept w^r the P^r every night he had no suspicion that he would rob him - That

The

The P: carried the pocket in the great foul pocket
of Mr. G: he won the day before the robbery —
Cannot swear he had all the gold now produced
always in his pocket, but that the gold of belonged
to him to the amount of two dol. he always wore
about him —

That Mr endeavoured to persuade P: to give up
his money — That the P: after the money was taken
proposed to Mr to come to Montreal with him to
try and settle the matter there — That P: acknowledged
having taken the money of Mr out of his pocket,
in the night time —

That if he could have got his money by fair
means he would not have sent P: to Gaol. —

Had the Detroit Bank-note in his poss. the
evening before he was robbed — writing on it — name
Thresher. —

David Ross — That on the sometime in April last
Mr Johnson sent a parcel of money to house of
Mr Slating that the P: had left a parcel of money
w: him and having heard that the P: was accused
of having stolen money, he tho: it right to give up
to some place where it might be forthcoming —
He sealed up the packet & sent it by Johnson to
the Police office — he afterwards went to the Police
office, and broke open the seal and had the money
counted — of which an amt. was taken by Mr
Mondelet, and this was sealed up again and
left

left it in the poss. of Mr. Mondelot -

That this money was attached in the hands of Mr. Mondelot as the property of P^r by civil process, and in this suit the Mr. Morton made an intervention claiming the money as his -

Alexis Morin. lives at Lacadie - rem. having seen the P^r and the Mr. Morton at his house in March last seen together there before sun-set - they slept in the same bed together - the next morn it appeared there was some dispute between them the P^r spoke French but the Morton did not & that the P^r got up before we before day break - Morton was still abed - We found P^r stands between Stove & stable app'd to be dressing himself - cannot say wh^t of them went off first -

X³

That P^r appears to be the master, as he always spoke & pays rent to Mst Henri - lives in parish of St Margt. de Bleuifindie - does not pay rent to Signeuse of Longueuil - That Mst Henri, is agent of the King for the Signeuse of Lagnan

Isabelle Dandurand - rem. that the P^r & Morton came to her house in March last about sun-down they slept in same room - the P^r was first up in the morn^g - before we got up - the other man Morton came down long after - When Morton com down, they seemed not satisfied with each other - Morton app'd eloquent & in pain, and it app'd that Morton was the Servt

and wanted money & P^r w^d not give him any - asked P^r what was the master - P^r said Morton wanted to carry him to rep. Com. and he w^d not go - that they had been in partnership together and wanted to settle w^t Morton, but that Morton w^d not - They had a horse & sled, the P^r fed him, but when he went away he did not take that horse & sled with him - When P^r went away, he asked for husband of Mr. - & he was absent - the P^r said he would leave the town and sled w^t her in order to go to Montreal - That Morton afterwards went away & left the horse and sled w^t wife until he had found P^r whom she understood afterwards he accused of having taken his money - That P^r said he was in a hurry to get to town as there was a vendue there he wished to attend - That Morton went away he took another horse and sled to go in search of P^r

x^r

That the P^r who spoke French was the person who addressed her - but she does not kn. who was master - They slept in the same bed - each had a pillow - When she saw P^r up, she suspected nothing of him. That P^r said that he wanted to settle w^t Morton before a magistrate, but that Morton w^d not. That P^r went off about 10 o'clock in a carriage.

9h

which he heard from some of the neighbours
that after P^r was gone, she asked Morton
~~why he had not by on Robitaille what was the~~
matter, Mr S^r

Isaac Johnson - Ship builder in Montreal - In March
last the P^r came to him one evening, asked him
how he did - knew P^r before - asked P^r when he came
from does not rem. what he s^d - Some time after when
he went home found P^r there, and asked Mr if
he w^t take charge of some money for him about
£100 - as the man he used to trade w^t on Yarmouth
was out of town - told him he did not like to take
charge of any money - s^r His license was nearly
out & he wished to leave off puddling - go to up. Can.
collect his debts & go home to his friends - said
nothing about any Partner he had - said he would
call in a few days take some of this money &
some might remain w^t w^t till he called again
for it - The P^r appd rather the worse of liquor
he handed out parcel after parcel as if doubtful
what he should have or what he shd keep -
wished Mr to give full value of the goods
of Mr refused to do - took an account of several
specie & gave him a receipt accordingly -
8 doulbours - 22 Hf Ives - That the steel
purse was full & the P^r emptied it - 21^t iron pr

20 francs - 20 franc. piece - he put this money into a safe place where no person could touch it but himself - on 2d ap. we heard that P^r was in Gaol for robbing a man of a deal of money - upon this the W^r. felt uneasy as he suspected he had got the money in his possession, went immediately w^r money to Mr Ross's and Morton - Morton said he had lost the money much same description as we had in his hands - we went to Gaol to P^r asked for his receipt - he said it was in his pocketbook in Court Room - and afterwards said it was not there -

x³-

Has known P^r since 1810. worked as a labourer for us. No. afterwards that he was a prodigal. Then considered him as an honest man until this circumstance took place -

Rich^d Hart - constable - went to Gaol by order of the constable to re-search the P^r asked him first if he had any money, he S^r. he had not, and upon searching him he found a 50 franc piece on him - sewed into his Coat - That W^r and a piece of money from a woman at the Gaol asked P^r where he had got it, said he had got it from one Maguire - also asked him about other ^{one} another piece of money. He ~~had~~ said that he had got from a money from the magistrate who had ^{expunged}

Mr. —

W. Mondelib^{es} says that when he expect the P^c
he gave him no money then nor at any other
time —

Hart — The P^c prevaricated a good deal about the
money —

Charles Mondelib⁻ was at Mr Ross' house when
Mr Johnson produced a parcel of money
Merton was then, before it was counted, he
said they were 22 half dollars — and when they
were counted 22 were found —

Defence

James Young⁻ is in partnership with his
brother John Young under name of John
& James Young — That P^c is indebted
to them in about £350 — That should
the money now before the Court be declared
to belong to the P^c They will have their
recourse of that money for the payt. of their
debt —

Louis Léveque, one of the Partners of the Bank of
K. B. —

It

It was admitted that John & James Young had sued out an attachment agt. the monies of the P^r in the hands of Mr. Mordecai the Magistrate & Richd Hart for the paymt. of their debt. and that by this attachment the monies now produced by them will be affected by that attachment -

Then the Sol. Gen^t objected to the competency of the W^r as directly interested in the event of this prosⁿ

The Court rejected the W^rs

Gray Warwick - has known the P^r for 6 or 7 years and always considered him as an honest man has known him to have carried on business as a Pedler & to have got credit from the Montreal Merch^ts - proves receipts to Mess^y John & James Young for several sums of money -

James Young produced as to character - has known the P^r for five years has had many transactions w^r him ^{amounted to} £ 250 -

Jacob Clauston, Constable was charged with the exp^r of a warrant agt P^r by Morton - That Morton told W^r not to take him P^r till he should try

try to settle with him - He arrested Mr P.
near Mr Young's - did not appear to be
in legal -

Louis Laurin - Q.C. where the Mr ~~Stanley~~^{Morin} lives
at Laxadie, it is not in the barony of
Longueil, cannot say positively whether
it is in the County of Kent or in the County
of Huntingdon -

It is in the parish of Blainfield in
the district of Montreal -

George Stanley, has known P^r for some time
did not then bear the best of characters

Verdict - Guilty

The King v.
Jean Liblanc.

On trial of Indictment for
an assault on a Constable in
the execution of his duty -

Jacob Marston - is High Constable - lives in
S.L: Sub on 19 Feb. 1813 was called upon

quell a riot that took place near his house
 it was in 'too a house belonging to the Mr. that
 the riot was, went there I found the P^r and
 one Delaunay who were there & threatened to
 kill the people in it - Other master & mistresses
 of the house had gone out left two young
 men in the house - heard the noise before he
 ent^d - saw when he went in the store pipe
 knock^d down - asked them what they meant
 if they were going to kill the young women
 when one of them said G - damn you what
 are you doing here - he^s he had come to protect
 the young women & his property - the P^r used
 great violence - the Mr. said he came there to
 keep the King's Peace, and ^{to protect his property}
 you shall kill
 these young women - the P^r took up a
 stick from the Chimney, and ordered the
 to go out, that they the P. & D. wen masters
 then she must go out or they w^d break his
 head, upon this the P^r struck at him with the
 stick & Delaunay with his fists, pushed him
 ag^t the partition when all fell w^t him and
 then he rec^d several blows with the Stick
 at least 40 blows - as well from P^r as from
 Delaunay w^t his fists - at last he got up
 when

when the P^r & D. went off - Is positive
that the P^r knew he was a constable he
told them so & told them he came to keep the
Peace

X

Had let his house to Mr Bourchard &
his wife - Bourchard is a labourer - the
young girls in the house was called Fanny
Proulx & other Eliz. Proulx - They had
been there for some days - It was said
they were girls of bad character - was not
in the habit of going there himself daily -
That he had let the house to ^{R. Proulx} ~~Eliz.~~ before this
who he was told kept a brothel there - That
Mr was called upon that evening Fanny
Proulx, and it was upon D^r message that
he went - That Proulx told him "that D^r
wanted to take her money from her - That
the Mr did not advance w^t his club in a
threatening manner to strike the P^r or any
one - D^r said to Mr in English - Damn you be
off - we are masters here - This was about
8 o'clock at night - Did not think that he
had drunk wine or strong liquor that day -
Cannot say if of P^r & D. struck first, is sure

L

he was repeatedly struck by both of them -

Defense

Mr Xavier Portras lives in S.L. Sub - Mr. last W^r lives near him - to that Marston had 2 or 3 hours in that Sub. That the persons who lived in that house since it belonged to Mr. has been occupied by girls of bad character - did not know Mr. Drury, but has heard their reputation to be that of com. prostitutes - ~~Does not~~ Mr. has known him since infancy, never knew him speak English thinks he cannot - believes that Drury speaks English -

~~Jacques~~ Antoine Voyer - lives in S.L. Sub - near Marston's house - has heard that there were bad girls who lived in Marston's house - Has heard it said that F. Drury was a girl of bad reputation -

Claude Thibault - lives in S.L. Sub - Mr. Marston for several years - that he has some houses in that Sub - qd he let to girls of bad fame - Mr. Fanny Drury by reputation as a girl of bad fame -

Verdict. Not Guilty -

Adjourned till tomorrow at 8 o'clock A.M.

Thursday 18th May 1820

Present

Justices Reed, Toucher & Pyke -

The King . . . } On trial of Indictment
In B^r Quellette } for Grand Larceny -

1st March - 11 pick-axes, value
40/- ^{2 dungs forks 10/-} property of Robert Mason
Montreal -

Robert Mason, lives in St. Anne's Sub - as blacksmith
about 1 March last, he missed 11 pick axes &
2 dung forks - the picks were worth 6/- each
& the forks 7/- - the shop had been broken open
they were found afterwards in poss. of Mr.
Billard, where Mr. saw them & recognized them
to be his, as they were his own workmanship -
and he knew them also by the model by which
they were made - That the shop was shut
at the night it was found broken open. -

Louis Guerin, recd. 4 pick axes from the P^r to sell
about the end of winter, which he sold to
Mr Boileau for 216 the two - the P^r told
him to sell them for what he could get
for them - he sold the other two to another
man

man and gave the money to the P^r

P^r Boiceau - is blacksmith - knows last yr
he came to the shop of Mr. that the P^r was with
him - that P^r went for the picks & Guerin made
the bargain, at 1/3 each - for two picks - that
the money was paid to Guerin & he divided it
with the P^r. The picks remained in poss. of
Mr. for some time, when sold with other iron
work at rate of 4/2 each - to one Berard -
or

That it was Guerin who told P^r to go farther
to find picks of he had found, & P^r did, & Guerin
sold them -

In P^r Berard is close to Mr. Willard, about the end
of March last he purchased 2 pick axes from last
yr for 2/2 a piece - these were claimed by Mr.
Mason as his property -

Rich^t Hart, went at the requisition of Mr. Mason
to Mr. Willard's store & there found two picks
of Mr. Mason claimed as his - they were carried
to the Police office, and next day he bld the model
to the Office & found it to correspond so this he
said he was sure they were his property - and
on the same he carried to the police office -

~~Verdict~~ Verdict - Guilty of Petty Larceny

The King
James Wright } on trial of Indictment for Perjury

Jean Marie Mondile - rem. that two men, Logan & Eastman were brought to the Police office on 2^d May last charged with the offence of stealing a Calf the property of one Mather. That the Dep^o upon that occasion was sworn & the deposition now produced was stated by him to have been read to him, and that the signature thereto was his signature - upon this he was sworn by the Clerk to that deposition as containing the truth. The deposition was read - It was then stated that yesterday morning being in the New Market a man whom he had just seen in the Common Gaol and confined under the name of Charles Logan, came to him offered a brown Calf for sale for 8/- - That he bought the Calf from the said person called Charles Logan -

x^o

The depos. of P^o was reduced to writing by the son of Mr. in presence of Mr. but did not hear it read.

Charles Mondile - rem. that on 2^d May last the P^o came to the Police and made his deposition touching the purchase of a Calf ^{that was sworne to} had been stolen - That before he ~~sweared~~ his deposition

he

he went to the Gaol to see the man from whom he had purchased the Calf - This was done in order to ascertain whether the P^r Chas Logan was the man from whom he had bought the Calf - The depos^t was read over to him, by the W^r and the P^r said it was true, and he signed it in the presence of the W^r

x^r-

The W^r took down what he considered essential from the P^r - does not recollect whether the P^r said that Logan was present w^t the man from whom he had purchased the Calf, after he returned from Gaol - That when P^r first came in he did not seem to know the name of Logan as the person from whom he had purchased the Calf, and upon W^r telling P^r that there was a man of that name charged in Gaol w^t having stolen the Calf - The depos^t was read and the P^r went away to see the man Logan

Gibbet Ainslie, Clerk Crown. that during the trial of Logan he took notes of evidence given by P^r - he said, that he had not bought a Calf of the P^r Logan in the market place - said he had not been in Gaol to see the person

~~a~~ good from whom he had got the Calf before his deposition was made at the Police office — said that he had not told the magistrate or the very matter, that Chas Logan was the person from whom he had got the Calf — said that he did not know the man from whom he had got the Calf — The P^r was duly sworn before he gave this evidence —

Produces the Indictment upon which Charles Logan & Edwd Hines were tried for stealing the Calf, on the trial of which the P^r was sworn dep^d as a W^t as above stated —

x^o

The W^t states from his notes — that the P^r said that he did not go to the gaol before making his deposition at the Police office — but that he went afterwards with the very matter —

Defence —

Charles Laprise — was present on 2^o May in the market place when P^r purchased the Calf it was not from either of the Druggists who

who were tried for having stolen the calf
but from a third person - the persons tried
were present at the time - H. P.^r for about
three years always considered him to be a
man of good character -

^x
The man who sold the Calf, rec^d the money
but not having change he gave back the
money and at that time Mr. went away and
not see who it was that afterwards rec^d it,
the three men were then present -

John Jeffreys - That there were three men about
selling the Calf - Mr. Logan was the person
who offered the Calf for sale to Mr. but does not
know that P^r but it of him - H. P^r always
considered him to be an honest man a not
capable to take a false oath -

Joseph Wagner - Mr. P^r & also the two men who
were tried for stealing the Calf - Mr. that P^r bought a
Calf in market place it was from a tall
thin man - not one of the men who were tried
there were three men in company when the
Calf was sold - consider P^r to be an honest
man & such as w^d not swear falsely -

Went away at the time he saw P^r give the
money

money to the man from whom he got the Calf - the Mr. then went away I cannot say what happened after -

Thomas Day, was sent to Gaol w^t the P^r, to see Mr P^r Logan & Horne, & when he saw them said they were not neither of them the man from qth he had purchased the Calf but that one of them was present at the time -

x

That he went from the Police office to the Gaol w^t the P^r - That after seeing the men in Gaol the P^r came back again to the Police office - Thinks that the P^r was sworn before he went to Gaol - but is not certain -

William Mather - went from the Police office to the Gaol w^t P^r and when he saw the men confined there for stealing the Calf he said neither of them was the man from whom he had got the Calf - That P^r came back from Gaol to Police office w^t P^r but he cannot say what took place after -

George Stanley - Has seen P^r for 2 years always considered him a quiet peaceable man attentive to his business -

Henry

Henry Pierre - the P^r for about a year, lives in his neighbourhood, always enjoyed a good character, did not think him to be a man capable to swear falsely -

Verdict Not Guilty.

2

The King
John Dickson

The Sol. Gen^t moved that the money stolen and produced in Court, be restored to Mr Morton in consequence of the Conviction of the P^r

Mr Rolland opposes the motion, as well on the part of the P^r as on the part of the P^r's young creditors who have attached the money in the hands of Mr. Mondelet as the property of the P^r because no identity has been made out, and therefore there can be no restitution but of what an identity has been proved -
East. 601 - the notes not sufficiently laid out +

The Slaves
Philip Crowley

On trial of Indictment for
an assault with intent to
commit Murder -

Adam Waley - is a constable - on the 6th April last was
sent to the house of Correction by Mr. Mandibill,
was obliged to pass through the gate when the
Dr^r stood - he was on his post w^t his musket &
bayonet - when the Dr^r came to the gate - the
Dr^r asked him where he was going, W^r asked don't
you kn^r. me I am in the habit of coming here
every day. In then^r? I believe I do know you
you are the one who took up Kennedy - who
had been a soldier in 3^d Regt the Dr^r at first
denied it, being afraid the ~~Dr^r~~ w^r ill-use him -
the Dr^r s^r he was - the Dr^r then said he was -
then^r Dr^r you are a dam^r rascal for it - &
shook M^r lightly w^t his hand & struck off
his cap - the M^r offered no resistance - and
nothing of provocation had passed - the cap
fell on the ground, M^r took it up & said he
w^r report him. Dr^r s^r then take a little run
& struck W^r w^t bent and gun on breast, &
made W^r stagger - Dr^r s^r that he w^r put M^r
in a state not to take up any more - or he
ought to be put in that state - then turned the
bayonet to W^r & run it through his coat, but
did not wound him - that W^r had then

turned

Turned round to go away, but was on his guard in case Dr. W^d do him an injury, when P^r made a rush at him w^t his bayonet and run the bayonet into the upper part of his face of which he still has a scar remaining - that has run up the quol steps where he was told he fainted -

X-

Has been about 2 years in County - is by trade a brick-layer - acts now as constable - & has been so far nearly 10 months - Tho. that the Guard at the gate is not to let any person pass there whom he did not know - There is another way to the House of Correction through the Gaol, but this is a further road - and he was not in the habit of going that way except when he had prisoners - never laid hold of Dr nor touched him - might be 3 or 4 minutes in this contest - Mr D^c said tho we must not pass that way the we did not persist further - This happened in sight of some other sentries who were placed near -

Defence -

Gwyn Owen Radford - is Gaoler of Montreal Gaol for upwards of 12 years - has charge of whole Gaol - the right of admission by strangers is discretionary w^t M^r - but that no person is allowed to pass into the House of Cor. but by order from the Commiss^r Always understood that Derby had orders not to allow

any

any person through the Gateways to the Hall
of Cor. without order from Gaoler - Mr Wiley
that the proper course for him in going to the Hall
of Cor. is to come to Hall of Cor in Gaol intimates his
intentions & from thence proceed to Hall of C -
Saw Wiley in Gaol w^r a wound on his brow
& sent for a doctor - he looked at the wound
and it appd. to him to have been the effect of a
blow, more than a cut or thrust wound - Saw
him 2 or 3 days afterwards going about in the
usual way -

x

Other Constables going every day into the Gaol
without any order from him - Has never seen
any one pass the door when the Centinel is
placed without being stopped - Wiley lost
a good deal of blood -

Foster writes, Town Major, gives orders to the Guards.
the order to the Centinel when the Defendant was
placed, not to allow any person to pass thro'
that gate to the house of Cor. without an order
from the Commissioners, or the Gaoler - There
is no prohibition to persons going into the Gaol
by the front gate in the day time - there is an
exception in favor of the D^r of the Gaol -

Fred^k Wm Ernsterzler - Sheriff of the district of
Montreal - that the State of the Montreal
Gaol is such as to require the constant
assistance

assistance of the Military - particularly since
the house of Correction has been established in
it -

Thomas Fails, Corporal in 37^t Rgt was on duty
on the main guard - placed sentries that day &
placed the Dr at the gate leading to the House of
Cor - & his orders were to allow no person to pass
that way without orders from the Governor or
keeper of the House of Correction -

John Coleman, private in 37^t Rgt was on the
main guard on 6^t April last in front of Guard
House - saw a man on that day come up to the
Dr. then on duty at the Gateway - saw the man
seize the sentinel by the breast when the sentinel
shoved him off, and struck him w^t the fist -
lock - then appeared to be a scuffle between
them - He was walking in front of the Gaol
at the time & saw clearly what passed - witness
The man went afterwards & sat on the steps of
the Gaol -

x

Cannot say whether Wiley had his cap on,
the Dr end^r struck him w^t the musket -
did not hear what was said - stood still
I saw all that happened - Wiley was going
towards Wicket, and observed first Wiley seize
Dr by the Collar - might have had words
before

before, but he did not hear - did not see
Worley's cap thrown off - before he seized the
Centinel - Saw no thrust given but a blow

John Sanning adjut. to 37 Regt - The defendant is a
man of good character, a good soldier, and
a peaceable man in general -

x.

There was a man of the name of Kennedy
in the Regt. who was lately his charge, does not
reollect to what company he belonged. -

Gabriel Burer - Col. commands the 37 Regt his
D^r. who is a good peaceable man, and a
dutiful obedient soldier -

Verdict. Not Guilty -

The Idling
Jes. Bois menier }

On trial of indictment
for stealing in a dwelling
House to the value of £10/-

7 Decr 1 Great Coat - value £3 -
goods of Arvida Russel - Montreal
in dwelling house of Joshua Fuller,

Arvida Russel, lodges at Mrs Fuller's house in Dan
lant, in Montreal, she keeps a board house

the

Mr P^r was then in his Service - that about
 that time Mr lost a great coat - saw it in
 the rooms on the parlors up the stairs - left it there
 for Mr to brush - went out about 8 o'clock -
 returned at noon when a evening when he came in
 he missed his great coat - did not then see Mr
 saw him then in the rooms, when Mr asked for his
 great coat in evening he found Mr had left service
 gone away & they had not seen him for some time
 then Mr then suspected Mr P^r had stolen it -
 saw it about mid day at the Eustache on Pr
 Mr was at Madame Cazeau's which then Mr
 P^r came in w^t the great coat on - it was a blue
 coat - Mr recognized it sm. to be his - & had been
 in his possⁿ for about a year - it was torn in one
 of the skirts, & found this mark when he got it
 afterwards from Mr Is certain it was his -
 He asked Mr P^r how he did - Mr P^r called him by his
 name - in English - he then charged Mr P^r with having
 stolen his coat - Mr P^r then said "I did
 not know Mr said he had never lived with
 Mrs Fuller & did not know her - , & he had had
 the coat on market, but did not say from whom
 Mr P^r carried him before the magistrate Mr Smith
 where Mr P^r persisted in denying all kn. of Mr w^t
 Mrs Fuller - told same story about great coat.
 Mr P^r was committed - never saw his great coat
 afterwards - it was worth about £3 or £4 -
 Mr Mr P^r had been about 1/2 mt. in Mrs Fullers
 service

service -

~~P~~

Jeroshia Fuller, keeps a boards house in Northwood
 Ms last w^r who boarded at her ^{w^r} last year,
 The P^r was then on her service - he remained
 about 10 days w^r her - rem. Mr Russell
 having lost a great coat in her house - but
 P^r left house much about same time without
 assigning any reason to do so there was nothing
 due to P^r at time for wages - he never returned.
 Is certain that P^r is same person - she is
 a widow, & rents the house where she lived

Verdict Not Guilty

The Court adjourned to Saturday
 the 20th inst. at 9 o'clock in the forenoon

Saturday 20th May, 1820.

Present

Justus, Reid, Toucher & Syke

The King
v.
Augst Mallett

On conviction for obtaining
money under false pretences
Judg^t Whipt on 9th June
1 month Impris^t in Gaol

The King
In Marie Desjardins
& In P^r Fagnant

On Conviction for passing
Counterfeit Coin —
Judg^t 1 year Impris^t in Gaol
Pillory 1 hour 9th June. —

The King
v.
Antoine Toupin

On Conviction for Petty Larceny
on two Indictments —
Judg^t Whipt on 26th May. & 3 months
confinement in House of Correction
on first Conviction
and
Whipt on 25 Aug^t & 3 months
confinement in House of Correction
on 2^d Indictment —

The King
v.
Frank Lalancette }

On Conviction for Petty Larceny
on two Indictments -

Judge - same as in preceding case
of Toupin. —

The King
v.
Alexander Brisson }

On Conviction for Petty Larceny
Judge - Whipt on 26. May inst
and 3 months impr. in House
of Correction. —

The King
v.
John Van Volkenburg }
and Lyman Sears. —

On Conviction for Petty Larceny.
Judge - 6 months impr. in House
of Correction. —

The King
v.
George Binks }

On Conviction for Petty Larceny
Judge - Whipt on 2^d. May inst
& 3 months confinement
in House of Correction. —

The King
v.
Peter Dago. }

On Conviction for P. Larceny
Judge - 3 months Impris^t in
Gaol. —

The King
Charles Logan }

On Conviction for Petty Larceny
Judge - Whipt on 2^d June next
and 3 months in House of
Correction -

The King

Ingr. Quellith }

On Conviction for Petty Larceny
Judge as above -

The King
Peala Lewis }

On Conviction for Gr. Larceny.
Judge Confinement for one Year
in House of Correction. -

The King

Joe Harvey &
James Kelly }

On Conviction for Gr. Larceny
Judge Same as in case of Lewis

The King
John Dickson }

On Conviction for Stealing in
a dwelling house to the Value
of 40/-
Judge Death - Executed 7 July next

In

In this case the Court directed, that the monies goods & effects mentioned in the Indictment, and produced in Court by Jean Marie Mondelat Esqr should be restored and delivered up to Moses Morton the owner -

The King
Julien Menard } On Conviction for Homicide
André Combe & } Judge Death - Ex'g. 7 July next

The King
André Combe &
Brindamour } On Conviction for Robbery
Judge Death - Ex'g. 7th
July next -

The Court closed

(289)



(290)

(291)

(292)

Court of Oyer and Terminer and
General Gaol Delivery commenced and
held at Montreal on -

Thursday 2nd Nov^r 1820

Present

Mr Justice Reid
Mr Justice Toucher
Mr Justice Pyke -

The Commissions of Oyer and Terminer &
General Gaol Delivery were read —

M. Ainslie's commission as Clerk of the
Court was also read — and M. John McKay
was sworn as Interpreter. —

The Grand Jury was charged by
Mr Justice Reid — and there being
no business before the Court it
adjourned till to morrow morning
at nine o'clock. —

Friday 3rd Nov: 1820

The Court met pursuant to adjourn
Present

Mr Justice Reed
Mr Justice Forester
Mr Justice Ryke.

~~The King v.
Joseph Rose~~ On Indictment for Stealing
in a dwelling house to the
value of 40 £.
30th July 1820 - at St. Martin - via gold watch

~~The King v.
Thomas Marr~~ On Indictment for Stealing in a
dwelling house to the value of 10/-
5th Aug 1820 - Montreal, one Silver watch -
value 4/- - dwelling house of Patriota Savage
his property -
also

On Indictment 6th Augt. 1820 - on Silver watch
value £4 - property of Paul Jones - in dwelling
house of Paul Jones - Montreal -

The Prisoner consented that both Indictments
should be tried by the same Jury.

Patrick

Patrick Savage, lived in St Paul's Street Montreal on 5th August last, on that night between 8 & 9 o'clock he took out his watch & hung it up at the head of his bed — turned it between 11 & 12 o'clock next day, had been out of the house before that — when he went to change his dress he missed it — never saw P.^r till he saw him in the Police office about Monday or Tuesday after 7 - 8th Aug^t — Woolworth & Rooney were then absent from time — his watch was then produced, recognized it by no & name of maker — watch now produced is same now produced, is worth 7 or 8 dollars — any person could get easily into his bedroom in case of Mr absence as there was no lock on door —

Horace Thomas Woolworth — Mr P.^r saw him on 6th Aug^t about 12 o'clock near Wind-mill — Mr. is a pedlar — he offered a watch to Mr. for sale, and Mr offered him a five dollar bill for it — Mr P.^r accepted, & Mr. took watch — kept the watch one day & sold it to one Rooney — the watch was afterwards challenged by Savage in Police office as his property — P.^r was then present — the watch now produced appears to be same — the watch was challenged in Rooney's hands — that James Smith was present when he bought watch from P.^r —

James Smith, was present when last Mr. bought a watch from Mr P.^r app'd to be a silver watch — this was on 6th Aug^t last — Woolworth gave a five dollar

dollar note to P^r for the watch -

Lesley Cooper - watchmaker, Montreal, has one Bernard Mooney - about 7 Augt last saw in Mooneys poss. a watch belonging to Mr. Savage from Mr. Mc I makers man, & having examined it for Savage - his watch again - same now produced challenged the watch as Savage's property and took it from Mooney, and gave it into the hands of Savage -

Patrick Savage - called up again, says, he recd. the watch from the hands of last Mr.

Charles Mondelot - on 8th Augt last he recd. a watch from Th. McCord wh. he has kept sealed up ever since & is same now produced - was present when the examination of P^r was taken, which is same now produced - it was taken at police office -

Examⁿ of P^r was read, in q^t he stated have d^r the watch from his father

Then the evidence was closed on this indictment -

Paul Jones - lives in Quebec Inn on night of last
 last he had a silver watch of hung on a
 nail in his bed room about 11 o'clock at night
 saw at it next morn - missed it about half
 past three on Monday morn - had seen it
 at 3 o'clock - he went down thence to his cellar
 the P^r and 2 other men slept that night in his
 house - Mr went down to get beer for them,
 the P^r got upon a table as Mr was going
 down to cellar & went off before Mr returned
 and in about half an hour after he missed
 his watch - Saw his watch same day at
 am McLusky a tavern keeper near barracks.
 The watch now produced to be same - values
 watch at four pounds - when the watch was
 taken is the dwelling house of Mr -

Patrick McLusky - keeps a tavern in Montreal that
 one Sally Smith came to his house some time
 in Augt last and offered him a watch for sale,
 he stopped it under suspicion of having been
 stolen - that same day the last Mr came in
 and claimed the watch, qd. he deliv^d? to him
 and Jones recognized the watch to be his. -

Sally Smith - Some time in Augt last she rec^d a silver
 watch from P^r to sell for him - believes it to
 be same now shown - offered it to sale to
 last Mr who stopped it as being stolen -

P^r told us to do as she liked with it — did not say that she shd return money to him if it —

Charles Allendale was present when watch now shown was delivered to Mr. M'Cord, qd has been in poss. of Mr. we seen —

Richard Hart — Mr. watch now produced he recd it from wife of Paul Jones on Aug^t last delivered it at the Police office — the P^r was then in custody on another charge — is same watch now produced —

Paul Jones called up again says that watch now produced is same qd he saw in poss. of Mr. Hart — is same qd was stolen from his home on 6 Aug^t last —

Defense

Thomas All.Cord. J. P. says, that when P^r was sent to the Police office, he examined him, and it appear'd from his examination that he was a simple and inexperienced man, who had been drinking in other company for three days, and appeared to be hardly sober at the time — that he denied having any knowledge of anything that passed or having seen the woman Sally Smith —

Guilty of Petty Larceny on for which
not guilty on D Indictment

The King
n
Joseph Chatel

On Indictment for Stealing
in a dwelling house to value
of 40/- a-

Chateauguay. 4 May 1826 - on Silver watch
value 40/- property of two gold Seals. 40/-
2 gold ^{Seals} watch keys, 20/- - one brass watch
key value 1/- - property of Mr B^t Hérigault.
Laws - in dwelling house of same -

Jean B^t Hérigault fils Chemin, dem. a Chateauguay
con. le P^r qui a été en son service le Mai
dernier - il a resté 4 ou 5 jours chez lui il est
parti le 10. ou 11 Mai - la montre étoit dans
un pannier dans la chambre à coucher, elle étoit
cassée - il y avoit 2 cachets d'or apres - revois
la montre pour être la même maintenant montrée
elle valoit dans ce temps £4 - ou £5 - il y avoit
2 clés d'or aussi apres - les cachets valoient
10/- chaque - 1 étoit une pierre rouge - l'autre
une pierre jaune - les étoit les mêmes - De
quelques jours auparavant il les avoit mis
au pannier - ne s'est apperçu que le 20 Mai
que la montre & cachets manqueroient - le Or
est parti sans rien dire au bout - pendant son
absence - Il a vu la montre le 22 Mai apres
chez Mr Fraser - a vu le cache avec la pierre rouge
en même temps - a vu le cache jaune chez

un nommé Savage, avec une autre montre, le P^r. doit prouver, la montre doit être entre les mains de M^r Gerard le comte, que le P^r a avoué de l'avoir pris chez le tenu, dans sa maison —

X

Qu'il y avait une fille qui trav. à la journée dans sa maison en même temps que le P^r était — Qu'il y avait un autre ménage qui devait dans la même maison — Que le tenu que le tenu, et partit de chez lui, la fille était alors chez lui — et n'a pas fermé les portes et a laissé le tenu de la maison au P^r

Qu'le lendemain il est venue un autre personne pour le remplacer le P^r. Et n'a pas fait d'attention si la montre qu'il a vù chez Mr Fraser — la croit la même qu'il avait pris — ne veut pas prendre sur lui de dire que cela soit la même — Qu'le P^r a avoué avoir vendu ou changé un de ses caskets avec le nommé Savage et l'autre avec le nommé Chaloux —

William Fraser watchmaker saw P^r sometime last Spring — in clay — he brot a watch to shop of Mr. — asked Mr. to repair it — said it was his — asked of Mr. w^t charge he s^t 7/6 — spoke sometimes in English, sometimes in french — does not understand french

French stuff but his boy on Gunlack did - wanted watch repaired for next day, qd or we could not do - then proposed to leave it and take another in exchange - qd was done - watch now shown is same as he got from P^r gave a double e and com. watch to P^r in exchange qd is now also produced - thinks watch given by P^r might be worth £3. 10 if properly repaired - considers watch he gave him in exch. worth £2 - saw both watches afterwards at Post office & knew them - recognized P^r to same person with whom he had dealt for these watches -

George Savage - lives near the Rec. Church, is a watchmaker - rem. having been C^o in Spring last - qd he had a watch to repair - but would rather exchange it - exch^d. watch did not think it wanted much repair - wished rather another watch in ex - qd we gave him - the Mr. kept the watch he rec'd from P^r till was claimed by high Constable - watch now shown is same he rec'd from P^r - thinks watch he gave P^r was same value - there was a gold seal, qd P^r said he had found on Lachine road - & could not find an owner for it - we bought it & gave 12/- for it - it had a red stone - is same now produced - gave watch & this seal to constable -

That there are many seals of the kind now shown to us.

François Chalier, demeure à la côte des neiges - con. le P.^r
qui un Mai dern. il a reçu deux anneaux
d'un cachet avec une pierre jaune - & lui a
donné 2/6 d'un autre cachet - ^{P. a dit} qu'il envoit
en ce cachet 21 franc de ses forces - Que le
lun. a appris que le P.^r avait été arrêté, il
a livré le cachet à M. Mondelot - Que
le cachet montré est le même -

x³

Con. le P.^r depuis 2 ans - il a dem. chez le
juge du tem. pour plusieurs mois - n'a
soupçonné pas d'avoir volé ce cachet -

Frédéric Gurlack - con. le P.^r pour l'avoir vu
chez M. Frère en mai dernier - il a proposé
de faire remettre un montre - qui est
la même maintenant montre - & ensuite
a proposé de la changer pour un autre -
ce qui a été fait - Qu'il y avait deux
cachets après la montre que le P.^r a donné
à M. Frère, lorsquels le P.^r a obt. d'après eux
lui -

Jr. Marie Mondelot - Police magistrat - a
mis

Pris l'examen du Dr le 22 Mai dernier
Il a été examené et pris volontairement
sans menaces ou pression -

Examination ready - states that he
had in his possession the watch, seals &
keys as charged, that he had exchanged the
watch w/ person & sold the seals to person,
he did not know that he had the
seals from a long he does not know
gave them nothing for it -

Guilty of ~~Grandlarceny~~^{Stealing} to the
amount laid in the Indictment, but
not from Dwelling House. —

The King v.
Ketty Sharples

An Indictment for Stealing
in a dwelling house to the
value of 40/-

Montreal - 19th May 1820 - 100th P.M. value
40/- property of John Fullum in his
dwelling house -

John Fullum dem. au Dr. Duber - remet de avoir
mis un quart de lait dans sa cave le 15
Mai dernier - le même jour il s'est appris
qu'en lui avoit pris de lait - Dubre le 19
Mai dernier il ne mangioit rien - que

et pouvoit avoit été pris 10. à 12 morceaux pesant de 5. à 6 livres chaque — Que le lait avoit été trouvé en la même maison ou reste la P^e elle étoit enfermée dans le tems — la P^e n'eust pris de chez le tems — que le lait qu'il a trouvé étoit de la même qualité que la sienne — le lait étoit dans un quart en la cave, dont la porte étoit ouverte — la cave forme partie de sa maison —

x

Que la porte de sa cave étoit ouverte — mais la porte de l'oir étoit fermée — Son lait n'a aucun manque — mais croit la sienne — comme il a été trouvé le même jour, tout mouillé —

M^r Louis Mallet — dem. au fb. 2 — 3^e maison de chez Fullum — a vu la P^e qui reste à deux portes de chez le tems — En Mai dernier elle a vendu un morceau de lait — Que l'on a trouvé du lait chez la P^e le même jour — le tems étoit présent —

Elizabeth Lepine femme de M^r Gagnier, dem. au fb Q. — con. la P^e elle lui a vendu du lait en Mai dernier — le même jour on a découvert du lait chez la P^e le tems a payé 2f pour le morceau pesant environ 4 à 5 livres — La P^e étoit deux autres morceaux qu'elle a offert au tems —

Que c'est M^r Fullum qui lui dit le même jour que le lait avoit été mouillé — a payé le lait sa valeur —

John

John Harris ~~on~~, lives in Quebec Sub. 1st flr
 she sold about 1 $\frac{1}{2}$ pds of pork in May last - She
 never had other pieces for sale - Other nothing
 as the Constable took it away -

Mary Bailey, lived in Quebec Sub. in May last.
 Mr P^r lived in same street - sold her something
 about an hour or two before the Trunk - the
 Mr purchased 15 pounds & P^r had more for
 sale - Fullum claimed the pork as belonging
 to him - the Mr paid 3 $\frac{1}{2}$ pounds - the P^r
 asked 4 $\frac{1}{2}$ for it -

That general price of pork is 5 $\frac{1}{2}$ & 6 $\frac{1}{2}$

William Martin - On 19 May last saw P^r near
 Mr Fullum's house - there is a yard adjoining
 F's house - the cellar opens into it - We saw
 P^r go into F's yard about 11 or 12 o'clock
 in the mornin - saw her go in but had
 nothing, but when she came out she had
 her apron full of pork - Saw P^r come back
 in about 1/2 hour went into yard, but then
 being some person there she came out roundly
 Saw P^r go into Brock Street w/ pork

P^r

P^r had same dress on she now has - So
 positive to say that P^r is the person who went
 into Mr Fullum's Yard - Did not
 speak

to Mr. and his wife told Fullum what he had seen - and went to house of P. with him - That a basket full of pink was found in the room adjoining that to which P. slept which he claimed as his -

Verdict - Not Guilty. -

The Prisoner was discharged

The King
vs.
Joseph Mousseau } { On trial of Indictment
 } in Bingeay. -

7 Janv. 1820 - Montreal - dwelling house
of Urbain Meunier - 4 blankets 20/-
1 Great Coat, value 40/- two pair breeches
20/- one leather bag 2/- one bolster 5/-
property of s^r. Urbain Meunier

Urbain Meunier, dem. au fb. Quebec,
con. le P^r l'a vu vers la fin du mois de Decr
et est venu chez le tem. la veille de l'an de
l'an pour voir son ami qui trav^e poen le tem.
il a resté 7 jours chez le tem. - il couchoit
chez le tem. que la fam. du tem. sortit depuis
quelques mois chez sa mere malade - que le
7 Janv le tem. a été agressé d'aller voir sa fam.
et en courreg^e. a dit au P^r qu'il y allait - que la
fam. du tem. sortit alors au fb. St. Laurent -

il est sorti de chez lui vers les 10 heures du Soir
 que P^r est sorti avec lui - il a fermé sa maison
 en clé - et s'est rendu chez son beau-père
 et le P^r l'a accompagné - que vers les 11 heures
 et nullement plus le P^r l'a quitté & le Tem. est
 entré chez son beau-père - Que le lendemain
 matin vers les 7 ou 8 heures le Tem. est revenu
 chez lui & a mis la clé dans la serrure, mais
 elle ne pouvoit pas entrer - et a trouvé que
 la serrure avait été forcée, & le montant
 de la porte fendu - la porte étoit poussée mais
 pas fermée - En entrant dans la maison, il
 a vu la couverture de son lit emporté, -
 consistant en quatre couvertures valant 15/
 pieces - un traversin de plume valant
 au moins 5/- un labout de drap bleu
 £3 - deux paires de culottes bleues - valant
 20/- un sac de chamois 2 ou 3/- ces effets
 lui appartenait à l'exception du labout
 des culottes qu'il travaillait pour sa pratique.
 Que le P^r n'a quitté le Tem. le soir lui avant
 dit, qu'il reviendroit le vendredi lendemain,
 mais il n'est pas revenue le Tem. Sur le soupçon
 a levé un warrant contre lui - Il n'a vu
 le P^r que dans le mois de Juin après -
 Que le Tem. a décompté une partie de ses effets
 le traversin & trois couvertures qu'il a trouvé

chez

chez les nommés Brie, et Brouyre, que les couvertes maintenant montrées sont les mêmes qu'il avoit perdu & lui appartenant

X^o

Qu'il ne se souvient pas d'avoir jamais vu le P^r avant le 31 Decembre dernier. — Les deux ont entré chez Pomminville le 7 Janvier à la même heure, a payé pour la boisson qu'ils ont bu — qu'il n'est point ivre ce Soir là — est certain d'avoir fermé la maison à clef — Connait les couvertes montrées — sont à lui — ne les reconnoît pas par aucune marque — mais par l'enseigne qu'il en a sur.

Marguerite Charette, dem. sur la P^m a Callierie — con. le P^r pour l'avoir vu en Janvier dernier chez elle — il y est venu entre 10 a 11 heures de Soir — il avoit un paquet à la main. Jour. d'entree il avoit ^{3 ou 4} des couvertes — un d'abord bleu, une paire de culottes bleu faites — & l'autre paire qui n'étoit pas faite, disant que c'étoit l'usine qui les faisait — une sac de peau de chamois, un traversin — qu'il est parti le lendemain matin vers les 7 ou 8 heures —

X^o

Est bien positive à dire que c'est le P^r qui a venu chez le tenu. — que le lendemain le P^r a monté le butin qu'il avoit avec lui —

Joseph

Joseph Brugere - con. le P^r l'a vu le 7 ou 8 Jauv
 un Samedi matin vers les 8 ou 9 heures il est
 venu chez le ten. au fb. S'Laurens - il disoit avou
 éti au bal la veille - il a demandé aux ten.
 s'il vouloit acheter une couverte, le ten. a dit
 oui - sur quoi le P^r sorti & rentra peu apres
 avec une couverte - et a demandé 5/ ou 8 francs
 pour - a la fin il a accepté 3/ du ten. pour - Vers
 les 3 heures d'apres midi le P^r est revenu chez
 le ten. et a dormi chez le ten. jusqu'vers le
 brûnant, & alors a demandé permission de passer
 la nuit chez le ten - ce qui lui a été accordé
 sur quoi le P^r fut chercher son butin - & est
 revenu avec 2 autres couvertes - une femme
 dans la maison en a acheté une pour 30 Lhs -
 le P^r avait un surtout bleu - une paire de
 culottes bleu - Le surlendemain il a vu
 en la poss. du P^r un traversin avec une autre
 couverte - Que les 2 couvertes que le ten.
 a acheté du P^r ont été reclamées le Lundi
 apres par Mr. Meunier & le ten. les lui a
 rendu - Que le traversin a été trouvé chez
 le nommé Tiri - En regardant les couvertes
 ne peut dire si elles sont les mêmes que le
 P^r lui aeroit vendu -

x.

Que le P^r paroissait un peu en train -
 Not Guilty of Burglary - but
 Guilty of Grand Larceny