

At a Court of Oyer & Terminer, and
General Gaol Delivery, begun & holden at
Montreal in & for the district of Montreal on
Thursday 25th day of October 1821, and continued
subsequently by adjournment.

Thursday 25th October 1821

Present

The Hon. Mr Justice Reid
Mr Justice Foucher, &
Mr Justice Pyke.

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

The Grand Jury were called and sworn —
they all appeared, and by mistake all were sworn
to the number of 24. —

Frederick Goedike was sworn as Interpreter
in the present Session of the Court.

The King
v
James Douglass

On Indictment for Larceny in a dwelling
House -

10th March 1821 - 1 Pelisse Coat. value 10/-
1 Silk Hat — 1/-
1 Cloak — 5/-

of the goods & chattels of one Mary Macdonald
in the dwelling house of Andrew Smart, Montreal -

Barbara McDonald, wife of Andrew Smart - has a
sister named Mary McDonald, who lives in her house
in Montreal - on 10th March last her sister had some
articles of wear appear in the yard or garden of
a Seth Taylor and a cloak of — knew the articles to
belong to her sister - saw them in yard about 12 o'clock
on 10th. the room was unlocked - a person could have
done these without being perceived - on 11th the articles
were missed - they were found at house of one Mrs.
Taylor who lives in the S. L. Sub. — recognises the ^{pelisse} coat,
now shewn to be same which were stolen - it was
brought with the P^r to the Police office -

Jane Taylor lives in S. L. Sub., recollects that two men came to
her house on 10th March last & offered a pelisse in pledge
Mr P^r was one of them - it was about 7 o'clock in the
evening and said it belonged to his wife & wished to pledge
it as he wanted money very much - she advanced
7/6 on it, with a view to release the distress of P^r - The
pelisse was afterwards claimed on 12th by last Mr who
immediately identified it as belonging to her sister -
The pelisse now shewn is the same pledged by P^r - She
did not see P^r afterwards - is certain is same man -
she gave up pelisse to Mrs Smart -

Verdict. Guilty -

The King
 vs.
 Mr. Marie Desjardins }
 Jn P^t Verdon — }

An Indictment fu Buryngay
 in House of Henri Blache of
 Montreal on 18th August last
 other stealing one frenchbuk
 watch of the value of £5- and
 Sixty pounds of tobacco value
 30/- of goods & chattels of 2^d
 Blache.

Henri Blache. dem. au J^e. le aut. ou il sa maison
 que le 13 aout dor. il avoit fermé que ses portes &
 fenêtres étoient fermées ce soir - Que le lendemain vers
 les 5 heures du matin il s'est apperçue que la porte de la
 Cave ouverte - il n'étoit surpris, il y a descendu d'un
 traineau du tabac qui manquoit - d'en montant dans ses
 appartements il a vu que sa montre manquoit - il a
 entendu du bruit ce même nuit, mais n'a point lessé
 que la montre maintenant montre est la même -
 Qu'il a vu sa montre quelques jours apres en l'offic du
 Police - Que il s'étoit couché ce soir vers les neuf heures du
 Soir - La porte de la Cave étoit fermée ce soir par un
 crochet - lequel fut arraché - Que sa montre étoit
 pendue sur un filon près de la trappe de la Cave, & il est
 certain que la montre y étoit le soir lorsque il s'est couché
 que il pouvoit avoir environ 60 livres de tabac, valant
 18 sols la livre - Qu'il a vu du tabac à l'offic du Police
 qu'il a cru lui appartenir,

Qu'il a dix ans que il a cette montre - le connait pour
 lui appartenir -

Henri Blache Jnr boulanger de la Chine - con. la montre dor
 dir. ten. con. le P^r Jn P^t Verdon - qu'il a seen que sa
 montre lui avoit été volée - il étoit au marché lorsque il
 a été informé que les P^rs avoient la montre - qu'il le

à suivi sur un coup de bâts, & la dans les culottes
du P^r il a trouvé la montre — quelques g^s qu'il a
trouvé la montre le P^r s'est sauvé donc au commencement
de la ratapponne — l'autre P^r était avec Verdun dans
le temps — Que la montre montre — montre^x est la même
qu'il a trouvée sur le P^r & appartient au procureur-témoin —
Qu'il a amené les P^r à l'officier de Police, ou il les
a livré avec la montre —

Qu'il ne connaît pas la montre par aucune marque
mais son apparence — soit qu'elle va sur un diamant —

Jos. Ed. Faribault, élève en l'officier de Police — Qu'il a remis
au Dr. tem. la montre en question vers le 13 Aout
dernier —

Charles Chouinard, aubujiste aux tanneries — que le
13 aout der. il a acheté 23 liv. de tabac de deux hommes,
mais ne peut reconnaître les P^r pour auteurs de ces
hom. qui il a payé 15 sols la livre — et pouvoit valoir
18 sols —

Charles L'ovis, horloger, con. la montre maintenant marche
pour appartenir à Henri Blaché, il l'a recommandé
pour lui, l'avant qu'elle lui ait appartenu —
connaît la montre par plusieurs marques qu'il
a déposées —

Defense —

Jos. Gaudreau — Qu'il a con. que le 15 d'Aout il a vu le
P^r M^r Verdun acheter une montre sur le marché
et a payé 5 piastres en argent —

ne connaît pas la personne qui a vendu la montre
c'était une montre jaune — elle avait deux cachets
aprs

apres avec un suban recours - Qu'il reste au
Grand marche - il est labouré.

In P't Vredou - Guilty of G. Larceny
of Marie Desjardins - etot Guilty -

The Court adjourned till to morrow at same
o'clock in the morning -

Friday 26th October 1821

Present
as before

The King
v.
Antoine Goyette }

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

on 20 th July 1821 - 12 Shifts	value £3.
12 pr. Sheets	6 -
12 table Cloths	6 -
3 clos. Napkins	3. -
1 pr. Curtains	1 -
5 blankets	2 -
1 Counterpane	1 -
7 bags	: 7,
1 trunk	: 1,
6 books	. 6
1 woman great lost	- 5
4 ox hide shoes	1 -

of the goods & chattels of Marie Anne Curties in her dwelling
house in the parish of ~~Vaudreuil~~ -

Mari Anne Curties, dem. à Vaudreuil - où elle a sa maison
de demeure - dans le mois de Juin de l'année dernière
elle a été volé de plusieurs objets hors de sa maison - que
vers les 5 heures du matin une personne est entré, et

et on s'est apperçue qu'il manquait des effets
qui étaient au grenier du linge des draps et des
souliers de beaufs — que la servante ces effets étoient
au grenier — 12 chemins de ferme, valant $\frac{1}{2} 6$ —
elles étoient marquées au nom du témoin avec le N°
12 paires de draps — valant $\frac{1}{2} 6$ — deux douzaines
de nappes — valant 1 franc chaque — environ 2 douzaines
de serviettes — valant $\frac{1}{2} 1. 10$ — deux rideaux valant
 $\frac{7}{6}$ — Cinq couvertes — 6 francs chaque — une courtpointe
d'Indienne — Six poches — une valise pleine de
livres — valant 20 francs — une Ridinotte 25 francs — quatre
peaux de beauf. ~~étoiles~~ — Que quelques temps après
elle a mis ces effets à l'office de Police — reconnaît
chemins comme a elle — un robe de beauf.
un court pointe, la Ridinotte — quelques des
serviettes qui sont marqués — tous ces effets ont
été volés en même tems —

¹⁰
Que c'est par la porte de dehors qui communique
au grenier, que l'on est entré — que elle n'a pas
monté au grenier pour voir si ces effets y étoient
mais elle les avoit compté lorsque ses domestiques
les ont monté — que la porte avoit été forcée — d'
le bois de la porte coupé — Qu'elle n'avoit pas
marqué ces effets elle-même — mais elle reconnaît
comme a elle — n'a pas de marques sur les draps
et ne peut dire si ceux montés étoient les mêmes
qui étoient en son grenier —

Jos. Surprenant, est cambrioleur à la prairie — connaît
le P^r depuis environ 2 mois, que le P^r est venu
chez lui, avec un autre homme. A demandé à
mettre deux poches à la maison — a qu'il a fait,

le tem. a pris les deux poches - elles ont fait 8
lours chevilles sans qu'il soit venu les reclamer -
au bout des 8 lours il s'est venu les reclamer, mais
dans l'intervalle Mr Henry le Magistrat lui avait
disposé de les laisser sans savoir de qui ils étaient et
effets - Que l'autre, que le P^r nommé Belanger, disait
qu'il n'ont pas pris les témoins pour prouver qu'ils avaient
acheté le butin, le P^r a resté, quelques apres, à Mr
Brumand trois hom. sont venus l'arrêter, & il a été
amené à l'offic de Police avec les trois poches - Deux
poches ont été quittées par le P^r chez le teur, & un troisième
a été apposé apres par un nommé Stolen - Que le
P^r leur avait échappé au le mercant, & ils l'ont retrouvé
dans le fond - Que le P^r disoit qu'un des poches
étoit à lui, & dont le vol de butin d'que l'autre
poche étoit à Belanger - Que le nommé Belanger
n'a pas revendu reclamer sa poche - Que il a remis
les 2 poches au nommé Marteau à l'offic de Police -

P^r du Comt - dis que pendant que les poches étoient
chez lui il en a ex. le contenu & voyant qu'elles contenait
des livres tout nouilles & qui commençoient d'autre
morceis - il étoit surpris de peu de soin que le P^r
avoit que les ne rencoient pas le chercher - il avoit
soupçon de ce que c'étoit des effets volés dans a domé
connoissanc à Mr Henry le Magistrat, qui lui a donné
ordre de les faire remettre au P^r

Louis Marteau con. de l'offic de Police - a reçu les deux
poches du der. P^r ne peut dire le tems - mais elles
ont resté en sa possession depuis - dans une armoire.

Richard Hart - Police constable - He marked the bags by putting a written memo. on them - recognizes ~~the~~ some of the articles, the Buffalo robe in particular - He made an inventory of the things sent to the office recognizes also 2 women's shifts which have marks upon them -

Joseph Molin, menuisier en la paroisse de Lapeairie - dans le mois de Juillet der. il a trouvée une poche der. sur boutique parmi des vêpres - qu'il a vu le P^r le même jour, il fut arrêté à vue des repes attachés à son col - qu'il a avait des Couteaux dans la poche - mais ne peut les reconnoître -

Défense

John Larkest - 18^e P^r worked 3 days w^t him at Chalaguani about 3 ~~months~~ ago on a raft - he had 3^d & day a man came up Larked P^r to go to Lapeairie w^t him - S^r he was engaged on raft & could not go - this person had a bag qd^u there were cloths - the P^r went qd^u his pay from own raft, and went along w^t this person - the P^r had no bag w^t him when he was on the raft -

Verdict. - Guilty -

The King

vs
Pn Ducharme, alias
Pn Besse - alias
Pn Tetreau

An Indictment for Sheep Stealing -

The P^r being put to the bar, and
by his appearance & actions seeming
to be in a state of idiocy or insanity
the Court ordered an inquest to

had of the state of his mind, before putting him to
plead to the indictment, whereupon a jury was
impanelled instantly - The Court assigned
Mr. Mondelet as Counsel to the Prisoner -

Mr. Selby, is medical attendant of the Prison, with
prison daily, & has been daily seen the P^r. That
he is induced to believe that the state of insanity
he puts on, it is affected - from several reasons -
1^o When he a Gaoler is present he affects folly
but when they are not there, he is said not to do so
when he sleeps, it is quiet - was then once, when
he wakened, he appeared astonished, & began talking
that those who took him there shd pay for it - one day
the W^r told him he was playing a game that would
serve him nothing - he became quiet immediately
& looked in a discontented manner at W^r - There is
a man in prison to whom he appears to be more
particularly attached than the others, one Verdun -

Peter Holt Gaoler, the P^r has been in his custody since
the 20th Sept^r last, when he was brok^t then, the W^r
obliged to him, what you are here again - he s^t he
had been wrongfully brok^t then & had been robbed of
him

his house this sheep - appeared to talk reasonably
 the same evening he became noisy - the next
 day it was the same thing - did not think then
 that he was insane - but began to examine him
 more particularly - he was confined w^t Mr Verden
 in Lodge No 7 - & have remained w^t him ever since -
 That Verden & P^r lodged together & mixed together -
 understood from Verden that he got money
 from P^r to buy provisions - when the M^r
 appeared th^t P^r was always noisy - That he
 sometimes thought P^r insane, but on observing
 him asleep he slept so sound that he was obliged
 to use some little violence to wake him, & then he
 would be a minute, or a half before he put on
 his affected appearance - & he thinks that so
 it is only feigned his insanity - That he has
 had occasion to listen after knocking the out side
 door, & found th^t P^r always quiet - That he
 was never awake at night by the noise of th^t P^r
 thinks that Verden had no money, not at least
 to his knowⁿ. that he recd money from Verden at
 diff^t times to purchase provisions fr^c for him
 & th^t P^r

x^d-

Dr Leiby - thinks th^t the P^r is of sound mind from
 what he has observed & what he has heard from
 evidence of last yr & th^t he attends the
 asylum of Insane, and thinks it is a rare thing
 that they sleep well and it is a rare thing for
 them to sleep at night - they sleep badly ab all
 time,

times, and the heart disturbance awakes them - That a person who is furious on seeing another could be still more so upon being waked up by him - His decided opinion is that P^r has his senses.

X^o
That he does not consider the sound sleep of P^r as a sign of indifference as to his fate - on the contrary it is a mark of the reverse - That solitary confinement may produce insanity, but the P^r was much longer confined before this time without having affected his mind - That the P^r would say, that he had been robbed, but that he had not noticed, & those who had told him this should pay dear for it - When W^r appeared the M^r seemed to use his utmost efforts to appear insane -

Charles Ames, the younger Mr P^r visited him a little last on suspicion of felony, he then appeared of a sane mind - he ran away when W^r went up to take him - Mr P^r said he had been before the Court before, that he had escaped well, & would escape again, as he had many friends - About 3 o'clock, before his arrest, he found the P^r at his house - Q^r he had been at Plattsburgh to see his brother - went off next day - did not see him till 18th Sept when all the news of W^r on horseback, Q^r he had come again from Plattsburgh from his appearance Mr W^r distrusted him as not a decent character - left his house saying he was going to Montreal but soon coming after run down saw him pass quickly, & conceal his face from Mr W^r & have him reason to suspect he was going about something wrong - he

did

did not then appear insane, nor does the Dr think he is so now —

Has not seen the P^r since he has been in jail — saw him when he was brought into Court, and he seemed to look at her as if he knew her —

Defence —

William Wilcock Sleigh — Has seen the P^r in jail asked him several questions, but he would give no direct answer, is unable to form any opinion on his case —

Verdict — That P^r is now in a State of Insanity.

The King
vs.
Narcisse Raymond } On indictment for stealing
privately from the person —

Jos. Finsterville, dem. à Laprairie — dans le mois de Juin der. il étoit à bord du Steamer boat Montreal — vers h^y — il avoit sa montre avec une chaîne dans sa poche — il s'est endormi pour quelque temps, et s'est réveillé par le bruit du Steamer boat — on lui demanda l'heure qu'il étoit — il mit sa main à sa chaîne, trouva ses cahets & clé étoient partis —

il

a demandé au P^r s'il le avait pris pour lui
jouer un tour, il le renia - et il n'a pas pris les
trouves - il a sen ensuite que ses cachets avoient
été trouvés, et que le P^r les avoient vendus à
un nommé Frichette - qu'il s'est adonné en
conséquence au P^r lui demanda s'il en avoit quelque
connoissance il a d'abord, dit que non, mais apres
en lui demandé s'il ne les avoit pas vendus au nommé
Frichette, il a dit, oui, et qu'il les avoit acheté d'un
petit garçon pour un eau - que les cachets
maintenant monté lui apparaissaient devant les
mêmes qu'il avoit perdus abord du Steam boat
l'un il estime à 30\$ et l'autre à 7/6 + la clé
et estime à 5\$ et l'a trouvé apres à bout - Qu'il
a trouvé ces cachets entre les mains de ce Frichette.
Que quand il a embarqué abord du Steam boat il
avoit ses cachets & clé attaché à sa montre -

Que le P^r travaillait abord du Salaberry - il l'a
toujours considéré avant ce tems comme un honnête hom.
qui il avoit perdu ses cachets & anneaux une fois
auparavant - Que il est un des Capitaines du
Steam boat - Que il traverse beaucoup de monde de
l'apprainie à Montréal - Que le témoin dit au
P^r que si il voulloit lui rendre ses cachets il ne
le poursuivroit pas, mais que s'il ne les rendoit
pas il le poursuivroit

Eusebe Frichette con. le P^r depuis le 16 Juin dern. et est
entré chez le témoin qui tient magazin à Montréal.
il a proposi d'acheter des marchandises de quelques

deux cahets en orpe - au montant de 5 piastres
 ce que le Tém. fit d'abord des deux cahets du P^r
 qui lui disoient que les plus gros des cahets avoit
 coulé 8 piastres il y a deux ans - et que le tém.
 n'avoit rien à craindre - et les cahets manquaient
 moins de 100 francs que'il a reçu du P^r
 Le jeudi après le premier et dernier -
 demander s'il avoit acheté des cahets ils a
 décliné - ce qu'il a reconnu - les cahets ont
 été remis à l'officier de Police -

Défensee

Frank Denau de Terrebonne - que le matin que le p^r
 tenu. a perdu ses cahets, il a trouvé à bord
 du Steam boat avec lui à Montréal - autant
 qu'il se rappelle le P^r étoit sur le bord de
 l'eau à Montréal lorsqu'il est arrivé - Le p^r
 son arrivée Danstewall fit voir qu'il avoit perdu
 ses cahets ou montrant l'américain disoit qu'il
 avoit un mauvais amrican - Connait le P^r
 depuis longtems, et a eu confiance en lui -
 et l'a considéré comme un honnête homme -

P^r Prevost con. le P^r depuis 13 à 14 ans - il avoit toujours
 un bon caractere - il est juif -

Verdict Not Guilty

The King &
Antoine Tezel

An Indictment for stealing from a
dwelling house to value of 40/-

John ell' Gennis, demeure à Blanfondi - en
mai dernie^r il a eu occasion de s'aborder de chez lui
depuis le 15 ju^s q^{ue} au 17 Mai dor. lorsqu'il est revenu
il n^o y ^{avait} ^{quitté} personne dans sa maison - en venant
chez lui il a decouvert les combrievants d'un des fenêtres
orte des gouds, une petite cassette de manier à pouvoi-
tous les tristes ouvrir la fenêtre - lorsqu'il est
parti de chez lui le bout étoit fermé - il a trouv^é que
des effets manquoyent de son magazin - une piece de
drap^e d'environ 30 vuges - valant 20/- 12 vuges de
Enduroi 8/- huit vuges de drap 20/- six pieces de
Tuban 6/- des plumes 5/- l'Indien 25 a 30
vuges 20/- huit paires de gouds de soie 8/- six
tabatières 5/- 20 cordons de violon 10/- environ 4 douz
peignes 10/- Six paires bas de laum 6/- de la dentelle
2 aunes - 100 sols - 4 douz. bretelles 20/- cinq rasoirs
5/- ~~des~~¹⁵ images tablaux 15/- 6 paires souliers ferm. 12/-
un lockette de la grandeur d'une pierre valant 20/-
avec une chaîne d'or valant 20/- une petite Corne
attachée à la chaîne - ces effets étoient à lui, et tous
dans son magazin qui fait partie de sa maison -
Diez 4, ou 5 Jours apres il a eu information de ses
marchands, il s'est rendu chez un nommé Langlois
à St. Luce - Du environ 5 à 6 mois avant ce temps
il avoit vu le P^r chez le Teur - Qu'il a trouué le P^r
chez Langlois - et lui a demandé pourquoi il
lui avoit fait cela, le P^r avoua immideatement
que c'étoit lui qui avoit volé, et lui a dit de venir

lui en différentes meisons ou il avoit rendu
des marchandises - ils ont été chez un nommé
Grouard, & là ils ont trouvé deux châles - que
le tem. envoyoit bien lui appartenir, chaque châle
peut valoir 1/- ils ont eu aussi des boutons
chez Grouard - Le tem. a trouvé aussi sur la
personne du P^r deux vêtes qui il disoit avoir été
fait chez ^{et dans} qu'il avoit pris du magasin -
Le tem. a retrouvé le portefeuille entre les meiss. d'une
nommée Scott - selon. le portefeuille a lui maintenant
monté pour lui appartenir - retrouvé la cravate
pour lui appartenir - a trouvé de ses vêtemens
chez Victoria Grouard aussi - tous ces effets lui
ont été rendus comme à lui appartenants - et
peuvent valoir 30/- à 35/-

Joseph Langlois dem. à Se leuc con. le P^r pour avoir
vécu 3 lours chez le tem. en Mai dernier - Qu'il
a reçu des effets entre les meiss. du P^r & a acheté
de lui 3 mouchoirs, 2 paires de bas de laine, deux
aunes $\frac{1}{4}$ d'indienne 1 paire de bretelles - le P^r
lui disoit avoir eu ces effets en haut de Côte
et a remis une partie de ces effets pour sa nourriture

Victoria Grouard, dem. à Se leuc - a vu le P^r vers la fin
du mois - et a offert au tem. des marchandises à vendre
de tem à acheté 4 mouchoirs $\frac{1}{3}$ chaque & trois
autres à 20 sols - et ensuite il payé 15^{fr} pour le
restant des marchandises que le P^r avait - Il les
a eu à bon marché, et il a supposé que le P^r
les avait ou trouvé ou volé --

Polly Scott, vivant Blairstead near Ipswich town

res the P^r - she rec'd. a basket from us May lent
in loan - he did not say where he got it - it
was claimed afterwards by Mr. McGinnis in
presence of P^r who s^c he had taken it from Mr.
McGinnis -

Guilty of Grand Larceny

The Court adjourned till to morrow
at nine o'clock in the morn^g.

Saturday 27th October 1821

Present
Justices Reid Toucher & Pyke

The King
vs
Joseph Belanger }

On Indictment for horse
stealing.

2^d April 1820. Blainfield - one
 gelding, value 50^s property of Francois
 Remillard -

Francois Remillard, dem. a Blainfield, en avril
de l'année dernière son cheval a été pris de l'Ecurie, c'étoit
un cheval coupé, & valoit 36^s il l'a trouué apres à St. Ours
chez un nommé Boileau - Que c'est lui qui a fermé la porte de
l'Ecurie - con. le P^r qui dem. a Blainfield - mais
apres que le tém. a prouvé son cheval et n'a pas vu le P^r dans
la paroisse - Qu'il a eu le cheval depuis deux ans, et il l'a
payé 35 francs, et avoit entre neuf & dix ans.

P^r Boileau de St. Orens, con. le P^r depuis un an le 25 avril dernier, il con. le P^r ^{lui} jusqu' à vendu un cheval -
 qu'il ^{est convenu de} lui a payé 30 piastres pour le cheval - le P^r
 lui dit, qu'il étoit engagé pour aller dans le pays d'en
 haut, & comme il n' avoit pas d' argent il voulloit se
 défaire de son cheval - que le tem. a usié de les quelques
 semaines que le cheval lui appartenait, & le P^r lui a demandé
 30 sols pour se trouver pour avoir un certificat de ses
 parents pour prouver que le cheval étoit à lui, mais il
 n' est pas revenu - la femme du tem. étoit present dans
 le tem. qu'il fit le marché avec le P^r que le tem.
 n' étoit point présent lorsque Remillard est venu reclamer
 et ramener le cheval - c' est un cheval noir, et vaut
 30 piastres -

x

Qu'il connaît la famille du P^r qui est honnête -

Angélique Soulier, fém. du doct. tem. con. le P^r il est
 venu chez elle en avril de l' année dernière, & a
 vendu un cheval noir à son mari - Qu'il con.
 le nomme Remillard qui est venu environ quinze
 apres pour chercher son cheval, & l' a lui a livré
 le cheval, que Remillard reclamait comme lui ayant
 été volé, & en a dépeint les marques sans l'avoir vu -
 Que son mari ut convenu de lui payer 30 piastres
 pour le cheval -

a connu le P^r des sa jeunesse - & il a toujours payé
 pour un honnête homme -

François Dernier, de Blanfondière - con. le P^r en avril de l' année
 dernière il a entré chez le temoin vers les 10 a 11
 heures du soir pour emprunter la selle du temoin
 pour aller chercher le bon dieu pour sa grande mere
 qui

qui étoit bien malade le tems. lui a prête la selle
et il a vu que le P^r avoit un cheval avec lui - Lors
quand Remillard a eu son cheval apres il a rapporté
la selle du tems. avec lui -

Defense

Peter Holt, Gaoler, Mr P^r has been in gaol since 14 July
he has always conducted himself quietly - The P^r complaint
that he was confined ~~that he was confined~~ with persons
who had had kept bad houses, where he could not exercise
his devotion without being disturbed, & ill-used by them
Mr W^r has seen the P^r on his knees at his devotion as
well in his cell as in the necessary other place -

Verdict. Guilty - recommended
to mercy on account of his former good character

The King
in
Louis Baer}

An Indictment for Horse Stealing

Louis Dubardean, dem. a Berthier, en Aout dernier
il avoit un cheval gris, le 5 aout ce cheval étoit a son
passe - le lendemain à midi il a envoyé chercher le cheval
on lui dit qu'il mangioit - il a fait de recherches pendant
3 ou 4 Jours pour son cheval, et s'est rendu chez le Capt^t
Archambault de St Rose. distant a environ 12 lieues de
Berthier, ou il a trouvé son cheval - le cheval étoit bien
mangui, et a reconnu le cheval - il valoit une vingtaine
de piastres -

x³

Que son passe peut avoir 2 arp. de large sur 10 de haut

Qui y avoit deux petites bresches dans sa cloture
que le cheval n'avoit jamais quitté le pré au paravant
et la cloture étoit suffisante pour le garder — Comme
le P^r depuis longtemps — il a toujours eu bon caractère
et n'a pas été dans le temps quelqu'un qui avoit
pris son cheval —

Jacques Archambeault, Cap^t. de milices à St-Roch, que le
Court d'assises il étoit chez un nommé Barbier à
St-Roch lorsque il avoit fait un hom. à cheval, il n'a
pas connu dans le temps il faisoit bruit, c'étoit
le P^r il avoit un cheval gris qu'il menoit par
la bride, & demanda le chemin pour aller au Résumé
des Anges, disant qu'il allait vendre un cheval le
tem. ayant quelque dette avec lui — à lui a demandé
à qui il allait le vendre, le P^r dis. qu'il y avoit
2 hom. qui en avoient besoing, mais qu'il n'en
avait pas — les nom^s — que le prix du cheval étoit 20 piastres
et qu'il donneroit du crédit — Que le P^r avoit
plusieurs chevaux chez lui, comme il étoit pressé
pour de l'argent, il étoit obligé d'en vendre un —
disoit, qu'il dem. au haut de l'Assomption — Que
le tem. lui a indiqué sa propre maison ou lieu d'autre
de venir le lendemain où il voulloit vendre son cheval —
Que le lendemain le P^r se passa la maison du tem., &
a demandé à charge de chevaux, le tem. disoit
qu'il prisoit de l'acheter, le P^r le fit valoir alors
25 piastres — Que lorsque le tem. disoit que le
cheval étoit trop cher, le P^r le valua pour très
bon cheval, & qu'il n'avoit qu'à lui donner
4 ou 5 piastres — Il donneroit du crédit pour le
reste — Le P^r disoit alors qu'il demeuroit à
Lachaloupe terrier d'Araltus, & cloué au haut

de l'assomption, et des ait qu'il se nomoit Roi
 Que le tems, lui dit alors comme il avoit donoué diffent
 compte de lui de ce qu'il avoit rendu hier au Sire
 qui il falloit l'arrêter et l'amener devant un magistrat
 ce que le tems. fit - Qu'il la mena devant Jacques
 Archambault le juge à Paix, ou il s'appelloit enon
 Roi - lorsque le magistrat dit qu'il n'etoit point un
 Roi, mais des ait un autre nom - alors le P^r disoit
 non M^r vous nous trompez, je m'appelle Louis
 Baillieu fils d'un Allemand & je demeure à Berthier.
 Qu'ils sont parti de la pour aller chez Mr Rocher le
 Juge à Paix, ou le P^r fairoit beaucoup de resistans,
 & apres etre sorti il a demonté du Cheval disant, si
 vous croyez que j'ai volé le cheval gardez le, pour
 moi je me sauve - & a voulu se sauver, mais on
 l'a arrêté - & ils l'ont amné chez Mr Rocher - Quel
 le Cheval a vesti chez le temoin, jusqu'en l'heure
 Gérard Gérard est venu le reclamer, Mr a donné le
 renseignement & marques - & le temoin l'a rendu

Defense

Louis Gauthier - con. le P^r le pere du P^r est marié à
 la soeur du temoin -

Joseph Jouette - de Berthier - con. le P^r depuis long temps
 a de 7 a 8 ans son voisin - l'a toujours con. pour un
 hon. hom. d'appart. à un hon. famille -

Prisque Fortaine - mon tems -

Verdict. Guilty - recommended on aet
 of his former good character -

The King
 vs.
 Frans " Gagnon }
 otherwise called
 Pierre Gagnon

On Indictment for Grand Larceny

60*. Candles, value 40/- one box. value 1/
 of goods of John Lay - at Laperrière
 on the 29th Sept. last -

and

On Second Indictment for Grand Larceny

1 drab ~~coat~~, value 40/- property of
 John Sullivan Hutchins, Montreal
 on 1 Octo. last -

John Lay, dem. a T. Jean - had occasion to
 go from Laperrière to St. Johns in the month of
 September last, stopped at house of one Stearns
 about 7 o'clock in evg & left his wagon at ton
 n g^t there was a box of tallow Candles, consisting
 of about 65^{1/2} pounds & were worth £2. 17. 10^p
 the box was marked with an address on it on paper
 nailed on it, to Mad^r Gillespie St. Johns - was not
 above 20 minutes at Stearns' & box was then
 when he went in & when he came out he found it
 gone - went on to St. Johns & next day - that
 2 days after he had information from one ^{neighbour} Grossard
 of the box of Candles having been found at Longueuil
 went there on 1st Octo. and at house of one Parry
 he found the box, of he knew immediately, he
 found the Cover ^{near} at one Fortin's at Laperrière, but
 the address was gone, but there was the name
 Gillespie written on it with Chalk - this box corresponded
 exactly w^t the box he found at Longueuil, and
 the marks on the top corresponded with holes,

in th box - found about 23rd candles in th box
 wht appeared not to have been moved & to be same kind
 of Candles qd he rec'd - The wr was mostly carried
 of th Candles, Mr. Gillespie was the proprieur, but he
 was answerable for them - The box now produced is the
 same - left it at Van's - it was carried to the Police
 office -

Jacques Guérard, chartier, dem. a L'aprairie - con. le P^r
 l'a vu le 30 Lips. der. le dimanche à matin - il l'a
 mené à Longueuil avec une Caisse de Chandelle - qu'il
 disoit et avoit à vendre, - la Caisse étoit ouverte -
 alors - Qu'il a amé chez un nommé Berthold à
 Longueuil - on le P^r a offert la chandelle, & en a vendu
 32nd pour 20 Lols - De la on est parti en vostre, & le
 tem. a quitté le P^r chez los. St Antoine à Longueuil
 avec sa Caisse de chandelle - Le P^r disoit avoir acheté
 cette Chandelle chez che Cuvillier à Montréal -

Mr Fortin dem. a L'aprairie - con. le P^r pour l'avoir vu
 le 29 Lips. der. il est entré le soin d'a demandé à loyer
 la une Caisse de Chandelle - le dessus étoit ôté - on le lui a
 permis - il a demandé si on lui permettait de vendre
 des sucreries & chandelles le Dimanche à L'aprairie, on
 lui a répondu qu'on n'en savoit rien - Le P^r
 est venu le lendemain avec Guérard & a emporté la
 Chandelle -

Mr Bl. Berthold, dem. a Longueuil - a vu le P^r un Dimanche
 le lendemain de la St Michel chez lui, il a acheté des
 chandelles du P^r 32nd livres - & a payé vingt lols
 pour 30 livres de 18 sols pour les autres deux livs, comme elles
 avoient été sallies au p're -

Trans Vary. dem. à Longueuil, distante de chez Berthlet
à environ 1 heure quelques arpents - le P. est arrivé
chez lui vers midi du Dimanche le 30 Sept. il
étoit à pied, & avoit une caisse de Chandelle - il
disoit avoir acheté 8 caisses de Chandelles de Mr
Marmier, qui les avoit acheté à l'Encau - Le
lend. on a acheté 6. à 20 Lols & 17/2 Lbs. à 15 Lols -
c'étoit le restant de la Caisse, & la Caisse a resté
avec le tem. - Deux 4, ou 5 jours après on est
venu relâcher la Chandelle. O Lay en voyant
la Caisse paroissant la connoître & il a apporté
le dessus sur la Caisse qui paroissait assez
juste - La Caisse a été apporté à l'Office de
Police -

on 2^{me} Indict.

John Sullivan Huttons, lives at Burlington
had occasion to come to London 10th instant
he took off a great coat of grey cloth, which he left
on a panel of wood in the Court Room - he
remained in Court until a little after 11 o'clock
I missed his great coat - & on searching it was
found upon Bowdows in New Market - Mr
P. was at the door - the W^r asked of laundry
if a man had not left a coat there a little before
it was produced & Mr knew it immediately -
it is worth £2. 16 - The coat was found
Mr P. said it was not him who had stolen the coat
but another man swished to carry them to the man
The coat was delivered up to Mr immediately &
is same now produced -

Louis

Louis Marteau, Police Constable was with the Court
Home on 1 Octr inst near the Galleries at the door
saw P^r come in ago up stairs - soon after he saw
P^r come down w^t a great Coat under his arm - go
towards the new market place - the owner of the
coat appd. soon after enquiring for his great coat
which he had lost - he pursued after the P^r who
he suspected having stolen it - he arrested him in
the market place & carried him to the Police office
th P^r denied having

Louis Beauchry, aubergiste sur le march^e neuf - le P^r est
venu chez lui avec un ridingotte demandant qu'on
en la bonté de lui servir la ridingotte, il s'assit qu'il
allait à la Cour Lys il renonça à le chercher - il
a laissé la ridingotte - Environ 1 $\frac{1}{2}$ heure apres le
momeⁿ Lebouchris est entré demander si on n'avait
pas quitté une ridingotte là, le brin. lui montré
la ridingotte qu'il a reclamé pour lui appartenir -
Que le P^r est entré chez lui aveⁿ Marston & le Butcher
et a demandé la ridingotte

Verdict - Guilty - on first Indictment
Guilty of Felony Larceny on 2^d

The King
vs
Henry Johnson

On Indictment for Grand larceny
4 July. at Montreal - on shift
3 table cloths value £3
1 Shift 10
belonging to Andrew Porteous.

Catherine Wright, lives in Montreal - in July last she washed for Andrew Porteous had 3 table cloths & were hung out to bleach, and about 4 or 5 o'clock in the afternoon she was called out by some one who said they were taking the cloths - the P.^r was took back as the person who had stolen the articles - and the table cloths were afterwards found near a new house of his building - the table cloths are worth 30/- They were marked with name of Andrew Porteous - Thinks that the table cloths now produced are same which were stolen -

x^d

She was washes a great many such articles as that are now produced for other persons - Knows that table cloths now produced to be same from marks on them - if other table cloths of same kind or similar marks were thrown to her she could not distinguish between them -

Prie Moreau. Con. la der. tem. est sa voisine - il a vu le P.^r entrer dans la Cour de cette ferme en passant par dessus la cloture d'ici passé, et s'est baigné framasser quelques lings qui étaient sur l'herbe et les a jeté par dessus la cloture - il n'a pas vu personne de l'autre côté, mais a vu tierce et est venu une 2^e fois, sans connaissant pas la personne il a crié formement que c'étoit pour faire une tour à cette femme, mais étant incertain il a crié au volant - en consequence Mr Picard ~~quintal~~ a la four voisine a couru après, et le lendemain l'a rejoint en le

poursuivant

poursuivant - ils ont arrêté le P^r. Slivré au
mari du premier témoin - Qui et l'a reconnu
être la même personne qu'il a vu prendre la
linge dans la cour - Que personne n'a pu dire
ce qui était devenu du linge, mais en cherchant
ils l'ont trouvé sous des pierres dans une maison
que l'on bâtit - et la femme la prem. tenu. les
a reçus, disant qu'il lui appartenait - que cette
maison est dans la ligne entre cette maison ou entre
le témoin Wright & le voisin -

Joseph Piccato, dem. voisin de Mad. Wright - con. le P^r
c'est lui a attrapé le P^r lorsque il a premièrement vu
le P^r. Il estoit a environ 8 pieds de la Clôture de Mad.
W. il courroit - que le tém. a entendu Marie venir
vers apres le vol, qui rebacha chez Mad Wright -
Que le P^r et la même personne qu'il a vu depuis a
poursuivi & qu'il a arrêté -

Mary Abraham. Mrs. Mrs Wright, lives with her in July last
some table cloths were put out to bleach, saw the
P^r in the yard - when she saw him he had just dash'd
the bundle up over the fence - there were three
table cloths & one shift was stolen, they were found
on a stone close to the fence - where a new house is building
saw P^r bro. barked recognized him - She also
recognizes the table cloths, now proved to be same stolen
there were own, but Mr Porteus's cloths on the grass
that day -

GUILTY OF STEALING TO THE AMOUNT OF

The King

Charles Stephenson
Hugh Stephenson
Thomas Canfield
Hugh Calder
Thos. Arnoldi,
Edw^o. Sparrowhawk

}

An Indictment for a Riot

Emanuel Danbreville, is Cape
of the watch in Montreal - on
5 Feby last the Magistrates were
informed that there was a

Charron was in town, and two or three of
them desired him to endeavor to stop it -
about 7 a 8 M. he went out to communicate
his arrangements to his men to aq^d. them of
his orders - he was near the Bank of Canada
a great crowd of people soon w^t marks some
with bayonets & other arms - he喊ed the
name of the King to authorized to expell
whereupon a voice cried out - Kill him,
or knock him down - this was after he had
communicated to them who he was & the
orders he had rec'd - seeing the danger - he
with drew w^t his men - He saw one of
his men who was covered with blood & undoubtless
they had been attacked - shot, at best to return
to the watch house, w^t his men, & there saw
several persons w^t marks who had been
arrested - He went to aq^d against Mr. Mondelet
w^t what had happened, but he not being able to
give him any assistance, he was about to return
to the watch house, but was prevented by
several

several persons who apprized him of his danger
he however ret^d & found the door ston'd &
lanthorn in the watch house broken to pieces -
The W^r wishing to get home, but seeing his danger he
went into house of Capres, where he saw Mr
Hugh Stevenson, in a highland dress w^t his face
as black as a negro's face - & induced him to
think him one of the Charivari people - the
W^r upon this returned him. —

^X
Mr Stevenson was the only person ungued in the
house, he was then quiet - These persons were
assembled to a great number and cried out Charivari
which in understandings has been a custom in the
Country -

Rockport

Antoine Lafresnire, Is hict. after watch - Recollect
being w^t last W^r when he was called out to stop a
riot - saw a great noise & disturbance - saw a
number of people assembled crying out Charivari -
D. told them he had orders to stop them & desired them
to retire - heard some call and knock him down -
he went away - & he came near a part of them
& cried out stop - he rec'd several blows w^t sticks
he saw some with swords, others with clubs - all
these persons were disguised, & had lamps & lanthorn,
he could not identify any of them - he ret^d back
to D - & they must go & acquaint the magistrates -

Rich Hart. Constable - mob. on 5 Feby last being
ordered out by magistrates to assist in stopping
mob - went out w/ a 8 constables - in going
thru St Pauls Street - he met a mob of about
2 or 300 partly disguised - the heads men were
disguised - they had clubs, & many w/ swords -
W desired them to go home & keep the peace -
they ^d they would not - The arrested there were
several of them arrested - It was not in his
power to arrest any of them, as he w/ have been
overpowered - there were however some of them
afterwards arrested - he saw Dr. Chs Stevenson

Chs Stevenson

Thos. Canfield.

Hugh Calder

Thos Arnoldi

Edw^r Sparrowhawk

w was disguised, he was dressed not in his usual
manner, he had what may be called a Charivari
dress on - Saw Thos. Canfield ^{in watch house} dressed in a similar
manner. - He assisted in arresting Hugh Calder -

^{who was coming thru the mob} he was dressed like the others armed with a sword

after he ascertained his name he let him go -

Saw Th. Arnoldi - in watch house & thinks he
was disguised by having his face blacked -

Edw^r Sparrowhawk. was also at watch house
disguised in same manner - at time the attack
was about made upon the watch house, all
then fire was in it - about 9 o'clock - There
was an attack made on the watch house by the
Charivari people - and he had before this heard
the mob cry out, after putting the constables
to flight, now we will go & rescue the prisoners.
W. went then, saw 2 or 3 watchmen there -

the

Sashes & windows were broken open - there within barricaded the door which kept them at bay in
silence - the W^s being recognized by some of mob
he heard them say if he did not take himself off they
would take his life - They ? if the prisoners
were given up they would return peaceably -
the noisy threats and induced to think his life
no danger & he with others from watch house to
St. Jos. Street where he was recognized by the mob
was attacked by them -

x³

that when Calder was arrested he was alone &
the conduct of the mob was so violent that
he thought fit to leave them - he refused to surrender
and used his sword ^{stroke at constable} and upon this the constable
used his batons to secure -

re up³

Considered Calder as belonging to the mob or as making
part of them - W^s told him to stop - in a peaceable &
quiet way -

Vincent Alou, is constable - was under orders of Hart on 5th
Inst. - saw a great crowd of people assembled - one of
whom he recognized Hugh Calder - he was marshaled w^t
a sword in his hand - q^t he now produces - he arrested
him - Calder attempted to escape - W^s told him he
was P^t in the King's name - before he was taken he waved
his sword would him to keep off him off - did not see him
strike any person - he disclaimed all concern with the
charwoman - he was habited in soldier dress - in a
disguised dress - they could not carry him to the
watch house, as it had been destroyed but they
carried

home to Mr Fournier's house where he gave his name — saw several prisoners in watch house but did not know them —

X³

Did not examine the dress of Calder particularly but had a different dress from what he usually wears — cannot say exactly how he was dressed he may have struck Calder in attempting to arrest him — the 1^o Calder was alone when they went to arrest him — it might then be between 11 & 12 o'clock —

Defence

Manny Buck — Dr. the Sparrowhawk, was present when he was arrested — it was about 7 O'clock in the evening — saw none near him but the Constable — saw no Charwari people near at the time — heard him beg for mercy not to strike him — he was ill-used — he was not struck at him — he was taken to the watch house —

X³

Cannot say what passed before Spk. was arrested — saw nothing of disguise about his dress thinks him not dressed in the usual way — it was something of a different kind — If he had been seen in the street w^t others persons in a Charwari he might have called it a Charwari dress — did not see any resistance made by him when arrested — saw some of Charwari people out by this time

some

some of them wore Charivari dresses - saw different persons have on unusual dresses, but cannot say they were same as that ch^t Sp. won - Saw persons go to the watch house & break open the windows & door heard some of mob, demanded the prisoners who were in the watch house - saw notes to alarm him -

Rich^d Griffiths - Mr. Ch^s Stevenson, saw him go out of his father's house, it might be between 7 & 8 o'clock.
 F^r - He had on a red coat when he went out - never saw him go out in the Street before with this coat on - he had on white trousers - it was cold dress for winter,

Antoine Lafresnire. Mr. Ch^s Stevenson - he was sent to the watch house about $\frac{1}{2}$ past 7 o'clock - he had a red jacket & white pair of trousers - he had his hand cut & bleeding much -

Colin Russell - was sent to guard house on eve of 5 Feb - was taken over Sparhawk - rem. when Ch^s Stevenson was sent in - Arnoldi was then there - Stevens was the last sent in - It was about 7 o'clock when Mr. was taken - Campbell was sent in soon after -

Heard some of mob without call out if any of the Charivari men were in, the watchmen answered no - but those who were within cried out that they were - he answered so far on -

Verdict Not Guilty.

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

Montreal

Monday 29th Oct. 1821.

Present

Justices Reid & Toucher & Pyke

*The King
Fran^r. Kav. Lawe*

An Indictment for an assault

Marie Morand, le 20 Oct. der. le Def^t est venu
chez elle, et s'est saisi d'elle, la traîné dehors
et l'a jette par terre - elle étoit seule dans la maison
et une femme est venue à son secours - demeuré
chez son père -

Fran^rce David. Que mercredi passé à Lour, ayant entendu
Marie Morand crier, elle put chez elle à vu le
P^r qui la tenoit à la gorge derrière la porte

Defence

P^r Talasse de Sanchagrin -- le D^r a été la première assaillie
par Marie Morand -

Emelie Potvin & Lagarde - same evidence -

Josette Potvin & Lagarde - de

Verdict Not Guilty

The King
vs.
Jos: Leclare

An Indictment for stealing privately
from the person -

1 Promy note for payt. of 50 dollars
20 do for payt. of 5 dollars each
1 do for payt. of 2 do

1 Silk purse value 3/-

1 American hf dollar - value 2/-

1 american qr^d dollar - of the monies, goods
& chattels of Benj^y Schermerhorn - at Soutances on

Benjamin Schermerhorn, was at Am. Martin, tavern
keeper at Coteau du Lac between 10 or 11 o'clock P. noon
about mid July last he fell asleep, having drank something
had money in his pocket in a silk purse - had between
3 & four shillings in Silver - there was a 50 doll. bank note
20 notes of five dollars & one of 2 dollars in the purse -
the P^r went into house w^t him - being at bar the P^r
asked him to lend him a shilling, when he took out his
purse the P^r saw it - he awoke about 2 hours after
awoke off to go to River a Delisle - he had not gone above
3 or 4 acres when he missed his money - ret^d to the house
long^d about it - found P^r gone, I suspect him, he went
after him - went into our St Thomas' sing^d for P^r old
people there of his loss - was told to follow P^r as he had
been there but was gone - the los pursued came up w^t P^r at
one Trusdell's on going in, asked for P^r & they had not seen
him - the W^r was prepar'd to go off again, when he was
told P^r had made his escape out of house as he ent^d, and
on going round found P^r concealed behind fence - he
charged P^r with take his money, q^d he denied - he secured

P^r he went back to house of S^r Thomas in order to get a carriage & was there told that the P^r had left a 5 dollar bill & a twenty sols which the wife of S^r Thomas gave him as having rec'd from P^r he also rec'd the purse he now produces & swears to be his, from ~~the~~ ^{Mr} S^r Thomas - values the purse at 2/- The P^r at first said he had not taken the money, identifies the 5 dollar bill he rec'd from Mr Thomas, as having been in his purse when stolen -

Philo Culvert - was at Truville's house on a Tuesday the 31 July last when P^r ~~was~~ ^{was} there - about 12 o'clock heard some one enquire for P^r & some one say, that he was not there - but a person got up & s^t to the person enquiring for P^r that he had just gone out, and on Mr going out after P^r they found him behind an Ash-horn, pretending to be asleep - they left him there till Schamerhorn came up, who seemed to be in a passion & had a hornwhip in his hand and addressing himself to Mr s^t he would whip him to death if he did not get his money - The P^r was left in charge of Mr till next day, during this time he advised the p^r it would be better for him to confess he had taken the money - The P^r gave the Mr the purse and five dollar bill as belonging to Mr Schamerhorn - same now produced -

Joseph S^r Thomas. dem. un habit de Coton de Lac con h P^r
l'a vu sur le feu de bûches der. est venu chez lui
vers les onze heures der matin - et a eu à manger
la donne' 30 Solts a changer - il a ensuite produit
un 5 francs - pour servir pour lui - c'est sa
femme a pris - le même jour on est venu à la
pourquête

poursuite du P^r & vers le soir on l'a ramené chez le témoin - en même temps le témoin lui a monté le 5 piastre que la personne a reclamé comme à lui - & il l'a remis avec les huit sols au nom de Schamurhorn en même temps il a entendu le P^r dire qu'il avait ramassé ce billet au pied du premier témoin -

Richard Hart - police constable, on ~~25~~^{1st} Augt last he rec^d the note now shewn to him from Schamurhorn & kept it in his poss^t till 25 Augt when he deliv^r it to the Clerk of police Office & at same time he rec^d the sum now shewn from the same person -

Farribault Clerk of Police office - rec^d the note now shewn & sum from Carl M^r on 25 Augt last & kept them secure ever since -

Verdict. Guilty of Petty Larceny

The King

vs
Fran^s Dubean. g
Louis Dubean g
P^r Gamache, the elder g
P^r Gamache the Y^r g
+ Jn B^t Tourville +
+ Denis Barriere the elder g
Denis Barriere the Younger g
+ Julie Failli +
Bergette Failli +
Bergette Gamache +
Marie Mollette +

An Indictment for a Riot
assault & Trouble Entry -

Marie Fournier, est veuve de Jn B^t Fournier, dem. à la Riv. à la Cole - Que son mari possédait une terre dans la Seigneurie de L'Acadie sur laquelle il y avoit une maison où elle demeurait deux ans & demi avant d'en être disposé par les Dfnd^r cette terre avoit deux aunes de front sur trente de profond

Con. les Dif. qui sont entrés chez elle à la
 St Michel 1820 elle étoit alors dans la maison
 Que tous les Dif. sont entrés en la maison
 sans demander permission, en disant, sortez Vici
 comme cela leur appartenloit - elle a demandé leurs
 ordre de l'autre - ils ont dit qu'ils n'avoient pas
 besoing d'ordre comme ils étoient baillifs - c'étoient
 les gardous de Dalleau & Gamache qui ont dit cela
 et ont menacé de la battre & de la traîner à la rivière
 si elle ne sortoit point - ce sont les gardous de
 Dalleau & Gamache qui l'ont battue à coup pied
 un coup de poing pour l'obliger à sortir, les autres
 Dif. pendant ce tems la s'occupoient de faire
 sortir le bagage ^{de nombre} de la maison, & encouragoyent
 les deux jeunes gens de battre la tem - le mari de
 tem n'étoit pas present dans le tem - Que ses
 enfans étoient alors dans la maison, dont l'aîné
 n'avoit que 14 ans & un autre d'ouze ans -
 Que elle a envoyé chercher une autre femme sa
 voisine pour l'aider, & les Dif. se dissoient entre
 eux qu'il falloit la traîner à la rivière - Qu'ils
 ont tous jetté les effets du tem. dehors de la
 maison - et ont chassé le tem. hors de la porte &
 de la maison - & ont pris poss. de la maison & la
 terre & tout ce qu'il y avoit dessus - que le
 plus jeune de ses enfans n'avoit alors que
 3 semaines - Que le tem. n'a jamais rentré
 depuis sur la terre, & les Dif. en ont gardé la
 poss. & quand ils en sont sortis, ils ont mis
 d'autres personnes à leur place - Que son
mari

mari est mort en Juillet dernier - il a essayé de rentrer dans la maison, mais n'a pas pu rentrer.

L³

Que c'est le fr^r Duteau fils qui reclamait la terre comme à lui - C'est le garçon de Duteau & la femme Gamache qui ont été le premier - Que ces deux s'ont battus - que le temps les a menés de leur faire sortir - Qu'elle a connu que Duteau avait levé une action contre son mari -

Mary Douglass lives at Ediltown - 120 East St & her late husband Fournier - she lived about 10 acres from house from which they were expelled on 29 Sept 1820 - She was sent for by the last 102 and went there - and saw Mr Duteau, Mr Duteau & the 2 Gamaches & Mrs Gamache - they were carrying out Fournier's goods from the house & were camped in their own - Mrs met Mrs Fournier who told her & went into the house & sat down on her bed & it was the only thing of hers that then was left in the house - She wanted to oppose their bringing their goods into the house & asked them what orders they had for bringing their goods there, they said they wanted no orders for doing so & she went into door to hinder them - but Mr Gamache took hold of her & struck her violently & stunned her very much, when she recovered she saw 4 or 5 of the defendants about Mrs F. and she complained of having been beat by them - that Mr. Duteau took off his shoe & stockings & holding up his foot so he would show her the jeu de l'acader, he would destroy her & throw her in the river - upon this Mrs F. advised Mr to return home & inform the magistrate to get assistance - The W^r rec^d Mrs F. into her house after this, and kept her for seven weeks - knows that Fournier made

attempts to get possession afterwards of the house, but did not obtain it — That all the effects of Fournier were carried down to the River side — That Dutteau has still poss^t of the house, and Mrs F. & her family live by the charity of the neighbours —

Heard that lord sold land above to Dutteau —

Robert Douglass, husband of last M^r was on his own land in Sept 1820 when Fournier was turned out of his house — he heard the cries of the women & children but did not leave his work to go there — after Fournier & his family was turned out he went to Fournier to get poss^t of the house — saw Mr Denis Barrier this wife & Dutteau there — he asked leave to go into house, & t^e was refused, or even to let him come in, or to give up possession of the house —

Defence —

Louis Henry Gauvin, con. le dep. Gamelin per ~~le~~
~~le~~ Trans Dutteau pere — il a demeure a L'Acadie
 en 1809. 2^e il a un bon caractere de ce gars — il
 n'a pas force —

The King. —
 vs
 Jean Marie Desjardins }
 vs
 Jn B^r. Tredou }

On Indictment for Grand
 Larceny. —

Joshua Henshaw, lives in Montreal - in August last he was informed a harness was stolen from his stable of^t he values at 50/- the part of it now produced, — belongs to Mr — after the harness was stolen he first saw it on horse of Thos. Perkins — Mr claimed it, and it was given up — he had the harness for three years in his possⁿ: before this —

x²

Recognizes his harness by all the marks, by the brass mounting on it — he purchased it in 1817 or 1818 at Mr Cuvillier's auctione — it is an English-made harness —

John Henshaw, son of last Mr — harness now produced to belong to his father — it was stolen some time in Augt. last from the Carriage house — the door of this house was not locked — he made enquiry of Mr Shaw who he heard had also lost a harness to enquire if he had found his, & as he had not, to describe the harness in case he met with it. — First saw harness afterwards on horse of one Perkins — That the Collar & bridle are wanting —

Thomas Perkins, lives at Lachine — Carter Yes they came to his house about begⁿ of August & offered some harness for sale — Desjardins asked this — he had the harness in a bag — the Mr looked at it & said it was not a harness he wanted, but a collar — Then was another man at the door who had a collar for sale — & called

in the P^r Tredon, who had collar from he
bkt. sm. ~~spac~~ with the harness and paid two
dollars & a half - That Mr Anna came in soon
after & told W^r to take care the harness was not
stolen upon this they proposed to go after P^r &
did so found them at house of one Somerville
where they had sold another harness - upon
being questioned touching the harness, the
P^r Desjardins said it had been bought at
Mr Cuvillier's sale - the other P^r was then
outside - he took their names & let them go.
he at first ^{proposed} to come to town with them to enquire
of Mr Cuvillier this fact, but they seemed
so willing to go alone w^r him that he took
their names & let them go - He then used
the harness, and was told that some person
in Montreal had claimed it as his property -
upon which it was given up - Knows the
harness now produced to be same he bought
from the P^r

x³

The P^r Tredon had the harness, but it
was Desjardins who carried it -

John Hanner. Lives at Lachine - rem. Speaks to Perkins
about a harness he had purchased - W^r came in while
Perkins was purchasing it - it was about beginning
Aug. last - the P^r were the persons who sold the
harness - Desjardins was the speaker, the other P^r
did not take such an interest - W^r told Perkins
at time that he thought the harness was stolen from
Mr

the price they sold it - they followed them to Mr Sommerville's, a guest^r. Dr when ~~Deyardus~~^{Mr} asked them where they had got the harness ~~Deyardus~~^P it was bought at Cowell's sale & proposed going with them to town to verify the fact - but they took names of Drs and let them go - the harness now produced is same -

Verdict, Guilty of Petty Larceny

The King
James Edsell }

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

Duncan McLean keeps a pub ho. in Montreal
on P^r about 10 days before larceny - on 5th Sept
last he allowed him to sleep in the house, he slept
on a long table in the tap room - Mr went to bed
and next morn^g when Mr awoke up he found the
P^r still lying on the table - he then got up & remained
about 10 minutes & then went away & no person came into
the house in the mean time - he was not very sober when
he went to bed - about 12 o'clock he missed a silver
watch, value 10/- same now produced - it was in
the house on the night 5th Sept - the glass & hands were
broken & he put it among his cloths - rem. having seen
it on 4th missed also a blue coat 20/- two pairs
of trousers worth 10/- each - a shirt 10/- a white
vest 5/- & Cravats 2/- a green vest belonging to
James Bell - worth 2/6 all these articles were
in

in his house ^{on} the ~~night~~^{evening} of 4th Sept last - The P^r was not back next evening - went in pursuit of P^r whom he did not find P^r had been lost to his house - he denied having any kn. of them - Went to Macqueen's house, where he heard that a colored man had left some things there & was to come for them again - Soon after Macqueen came to tell him that some of his articles had been found, & he delivered to him a p^r. brown, blue coat, Watch & Shirt over green vest ~~over~~ to him - Tho. Macqueen then took him to the house of Park Sloan - where he got a white waistcoat & gravat - from thence went to one Kelly's where he rec'd - a green waistcoat & another p^r of trousers - all these articles were delivered up to police office - Identifies the blue coat - from a piece put into it a few days before it was stolen - the browners - the shirt body cotton & neck linen - white vest - the gravat - Jas Bell's waistcoat - p^r browners mended ~~had~~ been torn w^t a nail -

Thomas Macqueen - a blacksmith manufacturer to Mr. Gov. Schuyler - who lived w^t him as servant - about 5 Sept last he came to house of W^r not in suit of clothes, or him - a blue coat, & p^r. of black browners - asked for bread & cheese - that he was in distress - said just left his master - asked if he had any old cloaths to change w^t him - o^t he was going to get work - W^r charged by use during

an old pair of trousers & black shirt & a hat
 three shillings in money - the W. left the coal
shirt & pair of trousers which he had on - &
 said he would return next day - he did not in the
 even^g. & told us he had got a watch in pawn at an
O Loan, back^d us for money to release it & he would
 bring it to him - W. & he w^d go with him - now
 so - & found the watch in pawn for 3/9⁹ the
 W. took the watch into his own poss. & P. the
 money & gave Shyler 1/- Shyler then went
 away, & returned next day - with ~~place office~~
 all clean ~~that~~ ^{from him} who asked if he W. had
 got any cloths from a black man - he denied
 it - but afterwards told McLean - what things
 he had got from Shyler - and then McLean
 claimed as his - That Shyler had lived
 w^t W. at Kingston 5th Street & considered him
 as an honest man -

Gro: Schuyler - H^r. Macqueen - Mr^r. had not a
 blue coat from him q^t he gave to Macqueen - he
 got also ^{from him} a green waistcoat - one pair of blue &
 one pair yellow pantaloons - one white waistcoat
 & a shirt - all then he gave to Macqueen - the
 W. gave the \$2^r a dollar & half for all then, th
 P^r said he was going away & wanted some money
 He made a present of the yellow pantaloons to
 a young man in the Dublin Suburbs - Gro. Gould
 the white waistcoat he left in a house in town -

The Mr also rec'd a watch from the Pr
he left it with ~~Patt~~^{Patt} O'Loan for 3/9 which he
owed him -

Sally O'Loan, wife of Patt O'Loan - has seen Styler -
that some time ago the last evg. came to her
room and got some liquor, & left a watch in
pawn - for 3/9 - he offered to sell a black coat
white waistcoat, but she refused to buy them
K. Macqueen who received the watch &
took it away with him -

Edw Darribault - Mr. McLean & McQueen
rec'd. the watch & other articles were delivered
to him on 8th Sept. last by these men -

Louis Marteau - Police constable - Ks. the
articles now shown, which were delivered to
him by McLean & McQueen -

Verdict. Not Guilty

The Court adjourned till to morrow
at nine o'clock in the forenoon -

Tuesday

Tuesday 30th October 1821

Present

Justices Reid Foucher & Ryke.

The King
Joseph Declair

On Indictment for Murder

Malcolm Campbell, lives at Coteau du lac -
 Saw D. at house of John Campbell laundresser there
 on 13th Aug. last the P^r was there & several other persons
 heard no words pass between Q & P^r saw them go out
 in order to fight, W went out to see the fight with other
 persons - Heard the P^r ask D. if he wanted to fight him
 the D. said he would try him - and was about to take
 off his jacket, when P^r struck him & the D. fell - thinks
 P^r struck him on the head - Mr. got hold of P^r and held
 him till Q - got up when D. got up he tried to
 defend himself again & P^r struck him again & knocked
 him down - when D. got up, he came over as if to defend
 himself - after he fell the second time the P^r gave him
 a blow, on the shoulder with his fist - on this Mr.
 got hold of P^r & took him to one side, looked Q - if he
 had enough, he s^t he had - his nose was bleeding
 L.W. asked him to go home to w^t he consented & Mr sent
 one Paul Grignon w^t him - he did not then appear to be
 much hurt, as he walked very well - did not see
 D. afterwards till he was dead - which was next evening.
 Cannot say how many blows P^r gave to Q - saw
 face of D - he had two black eyes - There were no
 blows

blows struck before they agreed to fight - and it appeared to be all fair in the way of fighting - thinks that Q. was the stoutest of the two -

x³

Before the combat, he saw the B. fall over a bench on his back in the house - but did not complain of any injury thereby - he was in liquor when he came to the house -

Pierre Groulx Com. le P.^r & le D^r. étoit présent lors de la bataille entre eux, - étant dans la maison le D^r a tombé à la renverse sur un banc, & s'étant relevé en coler il a proposi de se battre avec le maillot de la maison - on l'a fait sortir, lorsqu'en le P^r lui qu'il voulloit se battre il se prendant avec lui - étant sorti & en ayant son gilet le P^r l'a frappé, de 3 ou 4 coups de poing, de manier que le D^r a tombé - et s'étant relevé il a voulu se defendre le P^r lui a environ donné trois ou quatre coups de poings & le B^r a tombé un second fois - alors Campbell fut à lui & lui a demandé s'il avait assez, le D^r disoit qu'oui - alors le Q. a demandé à Paul Gagnon de le conduire chez l'ajudant - ce qu'il fit -

x³

Que le D^r étoit en train avant qu'il est entré en la maison

Elizabeth Williams, lives at Coban du lac - les P^r and knew D^r - thinks he died on the 25th August at the pub at Coban du lac - he was sick on the Monday night, and on the Tuesday night or Wednesday morn^g

her

he died - was present when he came home on the Monday evening, and he was not able to walk into the house - she no body w^t him it was about 11 or 12 o'clock at night when he came home - sh found him lying on the grass a few steps from the door - he appeared to be bleeding much from the mouth, when he was lifted up from the place where he lay, there appeared to be at least a quart of blood on the place - On the next day the D- spoke as a dying man, and expressed his apprehensions that he was dying & he said he felt his heart injured, that he had rec'd a blow from a man but did not know from whom - his expression, was that he was killed at the heart - after his death, she laid him out saw marks of bruise on his body on both sides, thinks that his breast bone was broken & the bones on each side, his body was much bruised - his l^ave bone was also broke - under the apprehensions that he was dying he wished that a fiddle which he had borrowed should be returned that night as he was apprehensive he would not see the morn. That when he was lying on the grass sh spoke to him but he did not answer - cannot say if it arose from intoxication - used to be in liquor but not so bad but he could speak - was never accustomed to be out so late without concert of his master. —

x²-

Saw marks on his sides, but did not ex. his back.

Paul Gross. went w^t D- home after the fight - he walked pretty well - he had 5 or 6 ains to go - cannot say at what hour he left the tavern w^t. him, but was only a few minutes in conducting him to the fort, where he left him.

x
He went with him on acc't. of his state of intoxication -

James Gridsell - was present at the fight - Deux jeunes gens en jouant avaient renversé le barre sur lequel le D. étoit assis - il s'est relevé en colère & en disant au P^e je vous apprendrai de joies d'une autre manière - le domine Campbell s'est avancé & leur a dit que s'ils vouloient se battre, il fallait sortir - ils sont sortis - & la le P^e lui a demandé s'il voulloit se battre - & le D. en colère s'est mis à ôter son gilet, & dans ce moment le P^e lui a donné un coup qui l'a fait tomber - le D. s'est relevé en voulant se défendre lorsque le P^e lui a encore donné un second coup qui l'a fait tomber - & il a vu le P^e comme s'il voulloit prendre un air d'aller mais ne peut dire s'il a été sur le P^e alors Campbell a demandé au D. s'il en avait assez & a dit oui, il l'a relevé & est adit au témoin de le ramener chez lui. - Croit que le D. avoit bu - & plus que le P^e

x²
Que le tem. avoit bu un peu lui-même -

Verdict. Not Guilty.

The King. — }
Michael Connolly }
William Falkner }

On Indictment for Burglary

Angus Shaw, Esq. lives in the S. Ait.
Sub. on 24th April last his house was broken open
in the night time - it was between after 12 o'clock

he was the last up in the house - the windows & doors were all shut when he went to bed - this he ascertained as he usually did - about day light he discovered the house had been broken open - the west window, in the parlour - the shutter was forced open they fastened on the out side, the trillie in the window was open and by reaching in the hand the bolts could be drawn so as to open the window - he found the window wide open & the shutters also when he got up in the morn^g - he went from that room to his bed and that window was then shut - the lower hinge of one of the shutters was forced a little & the bolt drawn a little - The Dr C. had lived as a servant w^r M. about a month before this, & had been discharged about 20 days before - as an indoor servant, & had occasion to open & shut the windows & to know where the plate & effects in the house were kept - the dining room adjoins the parlour - his watch lay on the table in the parlour near the window of - had been forced open - values watch £50 - gold chain 13 guineas 3 ^{gold} seals £25 guineas & 11 silver forks - £10 - 10 small silver forks £5 - W.S. spoons £10 - 11 dessert spoon £11 - 12 silver tea spoons £6 - 2 butter ladles £2 - on top of purse clamps on of his money was, value £10 - there were 11 guineas in the purse - the box in of this purse was, was on the table near the window - all these articles were his property, & the house in of they were taken was his property - He got the watch back from one Aglinc and is the same of had been stolen out of his house on 24th April last - the spoons now produced he recognises

the silver spoons now produced also to be his property
to come as stolen out of his house at same time
he had seen it in the morning before the robbery
committed -

x

Thinks he has seen the P^r Faulkner talk
w^t. Connolly while he was in his service - when
he perceived the windows broken open - the day
had dawned - That persons were early at work
about the place -

Peter Leonard Lenochan - is P^r Faulkner's a 6 years
and Connolly about year & half - the Mr. is a
labourer & has been about 3 years here - In
April last he boarded in same house w^t P^r
Mr. Faulkner slept w^t. Mr. Connolly came and
wakened to him - the Mr. asked him where
he was going - &² he was going to get a girl -
he had not then slept - they went out together
& were absent about an hour - when they returned
they lighted a candle & went into a back room
where C. used to sleep - in about 2 minutes
he heard the money ringing & got up and
looking in ab door saw the money &² to them
that's a very pretty whore upon this C. - &
damn you come here, he went in, saw a gold
watch chain & seals, such a watch as now
produced - they were dividing the pny, and
C. gave the chain & seals to T - That
T. had always &² he had money to take him
to

to the West Indies - They told them there was
plate in a trunk of - they showed him but did
not open it out - Some days before she heard
C. talking he said if he had a good fellow to go
along with him he would go where he could lay
his hand upon money - Never asked W. to go
that after this Mr. Falster got to his bed & remained
there till next morng - the Dr. Co - remained in his
own room -

x²

Has been at Isle of Wight - on board of Stukes for
being absent without leave - Has served in 95th Regt.
the York Shire Chasseurs - ^{at his} former James Regt. he left
the Stukes - Had served in the Army before this -
He was on board this ship about 9 months - that
no sentence of death was ever passed on him - he
was about to be tried at Dover, when he agreed to volunteer
again - He came to this Country w^t 95th Regt. and
was discharged here - when he has money he goes to
the Tavern - never quarrelled w^t P^r C -

That about 5 days after the Consett robbery he
went to acquaint Mr. Shaw of what he knew - he
waited to know what bounty would be given - he
was told by Hart the Constable he would get bounty
but cannot say what may be - He has been drinking
that evening, but nothing to hurt him - it was rum he
drank - That it was F who told W. that it was
C. who called him up to go along w^t him -

Never told any one that P^r F had not left his
side all that night -

William Nelson lived with Mr Shaw in April last - about
if part five or more he perceived the window
open. the Gardener first perceived it & mentioned
it to W. & they went to call up Mr Shaw

Arch^t Henry Ogilvie - rem. a robbery at Mr Shaw's &
he rec'd. a warrant to go to Quebec to apprehend
Mr James C. Shaw - met him on the street
carried him into a house & there told him he
had a warrant against him for this robbery & he
so he knew nothing of it. The watch now
produced he found in P.^r pocket, & took it
to Montreal & delivered^r to Mr Shaw - knows
watch from master's name - The W. asked him
for his own watch, he said it was in Montreal
asked for Mr L.'s watch - & he knew nothing
of it - W. searched him & found it on him -
P.^r then s^r that all he could say about
it was that he did not steal it - He
found the pieces of plate now shown - he
got from OLoan in Quebec - recognises them
from the marks on them - The ^{Pump} clasp he found
in C.'s trunk - of C. himself made -
that Oloan told C. that W. had claimed the
plate which Mr C. had left w^r him - C. r^r
he did not care for that, as it was nothing
to him - & something to that purpose - before
Mr Oloan refused to deliver the plate to W. as
he wanted C.'s consent - The plate

was afterwards left at Police Office -

Edw^r. Farnbault - is clk at Police Office - the last Mr. took the plate now produced to office on 18th May last - & have remained there ever since - the watch was deliv^r to clk Shaw - qd. he recd from Aguirre also -

Louis Marteau, Police Constable - his spoons & cups now produced qd. he recd from Mr. Farnbault ~~of~~^{the} of the Police office, since which time they have always been locked up since, and the Magistrate keeps the key - Is certain they are the same he so received

It has not been ^x shown that they were changed - it is possible they might have been so -

Jr. Marie Blondel, Police Magistrate - The plate now produced was brt. to the police office & has been in a Cupboard ever since - the Clerk keeps the key of the cupboard in of the stolen goods are kept this kept is put into a Cupboard, qd. Mr keeps one & Mr Blondel the other -

Defence -

Alex' Allison - son of Prop^r of Steamboat Ottawa - C. was steward on board - Mr paid him money at different times - about end of winter he pd him about 40 to 50 dollars -

M. B^e Comeau - M^r. P^r C^r l'a vu à Montreuil
le printemps dernier - vers la fin de neige
l'a vu sur le marché - le lendemain et
l'a encore vu, dit est allé avec lui sur le
bord de la Coli, où il s'est rencontré avec
des B^artonnais qui offraient des cuillers à
l'ouverture d'argent dans un montre d'oreille
et a demandé de les vendre - le P^r a offert
un bracelet, 2 perles et de l'argent mais
ne peut dire combien - il a eu les effets,
des B^artonnais - le montre étoit une montre
de réputation sans chaîne - que les cuillers
que le P^r a acheté - ressemblent beaucoup
celles déjà montées - il y en avoit 17 en
tout - ils étoient enveloppés dans une espèce
de manche d'habit, avec un petit poignard

x³

Que cela devait étre le 28 d'avril, un
Samedi - parle Anglais un peu -
Les B^artonnais disoient qu'ils avroient eu ces
cuillers dans une Lotterie -

Qu'il a éti 24 jours en prison sur une accusation
contre, en y arrivant il y a vu le P^r
Qu'il est sans caution pour passer devant cette
Cour -

Wm Slater - d^r in His Majesty's army - never knew
a soldier confined ~~from his duty~~ on board
the

The Hulks for absence from his duty, or being tried by a General Court Martial — the usual punishment in such cases is solitary confinement for 14 days — has never known that a man has been sent to the Hulks without sentence, altho' he believes it is done —

Gwyn Owen Radford — No. O: C — for 12 months — was in his custody as Gaoler — he always conducted himself quietly & peacefully — that while he was debtors confined them under civil process, he gave information to us of a conspiracy among the Drs to break the Gaol —

Peter Holt — Gaoler — No P: L — has been in custody since 16 May last — has conducted himself uncommonly well & shewed a disposition to assist him — is a taylor by trade — & the Drs has allowed him to work at his trade in quiet — The W^r has given him a bible, which he has seen him use occasionally —

Verdict — Michael Connolly — Guilty
W^m Falkner — Not Guilty

The King. n
v.
Agathe Beaudry}

On Indictment for stealing privately from the person. —

Jos: Goguet, dem. a St Paul — paroisse de Lassumption il est venu en ville le 13 Juillet dernier, et est
convenu

de ramener la O° avec à l'assomption dans son
bateau pour une bouteille de rum - il y avait
un petit garçon avec elle - elle a embarqué vers
le 3 heures - il faisait bien longtemps ils ont arrivé
au bout de l'île - là le tems s'est endormi qu'il
avait bu en ville, mais en arrivant au bout de
l'île il n'en sentait pas les effets - ne peut dire
combien de temps il a resté endormi - le bateau
étoit à terre - lorsqu'il s'est couché il avoit
sa bourse dans sa poche & avoit des eus des
trente sols & des chelins dedans - qu'il croloit
avoir dix eus dans sa bourse, il y avoit 5 a
8 trente sols - ne peut dire combien de chelins il
y avoit - En se réveillant il a trouvé son
gournit vide de argent - Qu'il a
mais elle a revêtu avoir bu d'argent - Qu'il a
voulu débarquer au bout de l'île, mais le tems
n'a pas voulu - et il l'a rendue au village de
l'assomption - vers les 8 heures du matin - En
arrivant il a fait visiter les effets des personnes
abord, et on a trouvé de l'argent dans les souliers
du garçon de la O°

In Marie Locat - il étoit dans le bateau du docteur
il est parti de la ville vers les 10 heures - & ont
marché au pied du courant jusqu'à vers le 3 heures
soir - ils se sont rendus au bout de l'île
ou le Dr. tems. étoit faire se sont couchés
comme ils étoit tard - la O° a envoyé le bœuf
pour

pour chercher une bouteille de rum - L'a son retour,
il a vu la P^e fouiller dans la poche du premier
témoin, lorsque le tem. lui a demandé ce qu'elle
faisoit, elle disoit qu'elle cherchait la balle-feu.
mais le tem. a entendu donner de l'argent dans
la juppe de la P^e, alors elle a voulu débarquer
mais le tem. n'a pas voulu la laisser sans le
consentement de Goguet comme il supposoit q'ell
avoir volé son argent - Il a révélé Goguet q'ui a trouvé
que son argent manquoit, don a demandé à la P^e si elle
l'avoit mais elle a renié - on la mené à l'assomption
où elle a été fouillée & l'argent trouvée.

Antoine Breton, com^{te} dem. à L'assomption - qu'en
juillet dernière le d^r. tem. & Goguet sont venus chez
lui sur une accusation contre le P^r pour vol - elle
avait un petit garçon avec elle il l'a mené la P^r
dans une maison - & la a demandé si elle avoit —
l'argent de Goguet - elle a dit qu'elle n'en avoit
pas de com. il a trouvé 30 Sols dans le soutien du petit
garçon, qu'il disoit garenne de son père & il a
trouvé une eau Americaine d'un ^{franc} ~~deux francs~~ dans
son bas de la P^r il a ensuite 38[—] 3 Sols en eaux
Américaines & trente Sols dans la cric de sa chemise
entre les lambes & en la trouvant, elle a dit au
tem. qu'elle lui donnoit cela qu'il prouveroit la
gendarmerie ^{qu'il a aussi trouvé sur elle 10.10 francs} qu'elle reclamait comme
espargnant — ~~qui elle avoit en poche 16[—] 10~~ ^{qui elle lui} ~~avait donné~~
que le tem. a séparé l'argent que la P^r reclamait

comme à elle appartenante avec les autres 33. 3
et l'a donné au magis trat M^r Raymond

Joseph L'esperance, il étoit présent chez M^r Raymond
lorsque le dñs. tém^t a produit & rompté l'argent
qu'il disoit avoir trouvé sur la personne de la
P^r que le témoin a fait le bordereau de
l'argent comme le tém. le complaint — & le
bordereau maintenant produit est le même —

Guilty of Petty Larceny.

Adjourned till to morrow at 9 o'clock

Wednesday 31st October 1821

Present

Justices Reid, Foschid & Pyke

The King.
William Queen }

On Indictment for felony in steal^g
an inland bill of exchange —

Benjamin Street lives at Chatham, the P^r
lives w^r him — It is that there was an action broug^t by P^r
ag Davis for 45 dol^s upon this the W^r became security
for Davis to P^r for 57 dol^s in a note of hand payable
12 months after date — This note still remains
unpaid — in consequence of this security the W^r
recd. from the P^r an order signed by him upon
Samuel Davis to receive the said sum of 57 dol^s
which

which he Davis owed to the P^r This was about the 5th May last - This draft the W^r put in a drawer of his looking glass - and on the 8th May the P^r came to W^r to get up this draft, saying that he wanted to give back the note of W^r he had given him, & to get back the order which in the P^r had given to W^r this the W^r refused as he had then made arrangements with Davis for payt. of the money - Davis was a neighbour of W^r she wished to serve him - He had put the order in the drawer of the looking glass about 20 minutes before he moved it - The W^r observed P^r step quick out of the room adjoining the bed room where this looking glass was seeing his papers on his desk a little disturbed the W^r went in to the bed room and saw the drawer of the looking glass open, and the note of the P^r gave him was gone. Saw no other person in the large room but W^r reported this the W^r charged P^r with having taken the order, but he denied it - he only said that if he had got it the W^r must prove it - The W^r never recd. the 57 dollars from Davis nor from any other person - so that he is liable to pay the money on his note he gave to the P^r without any indemnity

X^o

The P^r was employed to make boots & shoes for W^r and had worked for P^r for several months, & did not think he owed the P^r any thing - but he demands a settlement, saying he has finished his job - Cannot say how many pairs of shoes & boots the P^r had made for him -

That after P^r left him, there was a statement of accounts made in presence of one Murphy - by w^t it would appear that a balance of 14/2 some pence was stated as due to P^r but there was no settlement - the P^r only wished to know how he stood w^t W^r That he cannot say exactly what

what the contents of the paper - but thinks it
run thus - This may certify that I have -
authorized Mr B. Shuter to receive 57 dollars
from Mr Sam'l Davis, being ~~the amount~~ a
note of hand, in the hands of Mr Ross attorney
at Montreal - That one duende Cole was
in the house at the time - The P^r after he
was taken passed M^r if another word of the same
kind could answer, as he would give it -

The Court being of opinion that no
evidence had been given of a bill of exchange
having existed as stated in the Indictment
to have been given to Mr Shuter, were of
opinion that without further proof the P^r
was entitled to his discharge on this accusation -
and no further evidence having been offered
the Court charged the Jury to discharge the
P^r which was done accordingly. —

The King }
J^r B^r to Comeau, & } Our Indictment for Assas-
Charlotte Metchler. ^{tion}

Joseph Vincent, demeuré à St J^r B^r
con. les deux pr^es Comeau dem. a environ 5 arp
de chez le tenu. & la P^r M^r ut sa voisine a il y a
un grande amitié entre les pr^ez. Qu'il a été en
le tenu de la d^e dom^e tenu. contre un nommé Choinière
qui

qui est le mari de la P^r all Dame de Cormeau ~
apres ce Procès et a été accusé d'avoir fait un faux
dormant par la P^r qui il s'étoit payné pour
l'argent ~ Que il y a environ 6 semaines sa grange
a été brûlée, il étoit couché dans le temps, il a été réveillé
& a vu le feu bien avancé ~ qu'il n'a pas pris la fumée
ni son étable non plus qui a été brûlé également ~ Qu'il
n'y a pas eu de feu ni chandelle allumée près de celle
grange cette soir là ~ Que les P^y sont venus au feu ~
Que le P^r C^r a dit que c'étoient des gens qui lui en
vouloient, qui avoient fait cela ~ Qu'il paroissait
prendre part à sa peine ~ Le P^r ne paroissait pas
tant chagriné ~ disoit que c'étoit de valeur ~ Que tout
le monde étoit couché dans le temps ~ Que c'est la grange
qui a pris feu le premier ~

x³

Que il avoit un engorgé chez lui dans le temps & il ne
fumoit pas ~ le tems fume ~ mais n'y avoit pas été fumé
ce dom la parcequ'il étoit absent de chez lui ~

P^r Larivée, won. les P^y se rappelle d'un Procès contre
Chomieure la veance dernière ~ Qui n'eust 12 jours
avant le feu étant chez le P^r Cormeau, il dit au tems
qu'il étoit arrivé un grand malheur dans le bout
de côté, et qu'il en ~~étoit de regard~~ étoit mortifié,
parceque cela le regarde ~ et cela arrivera sous peu ~
Que le P^r lui a donné 2 verres de rom dans le temps,
et en a pris autant ~

x⁴

Ne croit pas le P^r Cormeau capable de commettre un
tel crime mais qu'il sait ~

Que le vent étoit Nord-Est ~ & le battement de la P^r étoient
de ce côté là ~

Therese Vincent, con. la P^{re} se rappelle de l'incident de la grange de son frère - il y environ 5 semaines - Elle a vu la P^{re} le jour avant - se rappelle du Procès contre Choinier qu'elle a dit si ce n'étoit pas la crainte qu'elle avoit de brûler ses propres batemens. Vincent montrait que ^{que} ~~elle~~ vint à faire brûler ses batemens - Que la P^{re} a aussi dit qu'elle en voulait à son frère parce qu'elle avoit donné tem. contre Choinier son mari -

X

Quille dem. chez Vincent, et la P^{re} est sa voisine - par les raisons que la P^{re} donnait, le tem. avoit des soupçons contre la P^{re} - Que personne n'auroit éti dans la grange ce jour là à sa connoissance

Défense

Joseph Touchette, con. ~~Therese~~ Vincent - c'est une personne qui parmi pour avoir l'esprit pâle, & écaillé - con. Jos. Vincent - qu'il est en chicane depuis longtems avec Mme. Touchette - Que le soir de l'incident il a arrêté chez la P^{re} vers les 10 Heures du Soir & elle étoit couchée dans le tems - il est parti de la, & le feu est arrivé 3/4 heure après - Qu'il est revenue de chez lui en voyant le feu, & a arrêté encore chez la P^{re} qui étoit environ couchée & il l'a réveillée - il s'en fut au feu ensuite - lorsque il est entré la première fois il y avoit un feu sauvage mais le second fois il n'y en avoit pas - le tem. lui a avie si elle ne voyoit pas le feu, elle disoit qu'elle ne le voyoit pas -

Verdict. Not guilty

Other

The King
v.
Joe Harvey

On Indictment for Grand Larceny

Grannan Bullock - deals in pearlash
 Joshua Cobb & James Far Paisley are his partners
 Mr. Augustin Messier of the parish of St. Mary
 where he left 6 barrels of Pearl ash last March
 to remain there until he should call for them - Then
 were three others barrels left by Mr. Cobb his partner
 these barrels w. a P. D. & C. - This pearlash
 was afterwards carried away the afterward found
 it in Mr. Holt's Inspection store in Montreal. He
 saw a barrel of pearl-ash with his brand, but
 cannot say it was one of those barrels which had
 been left at Messier's - The pearl ash was worth
 $\$3 \frac{1}{2}$ per barrel - never gave the Dr. an order to take
 this P. ash -

X

That he obt^d a warrant ag^t P. & served that
 he stole the pearlash about 21 May -

Joshua Cobb Park. of last M^r Mr. Messier, left 3
 barrels of pearl-ash wth him last March, which
 formed part of 14 barrels beloas to G^c - never knew
 or saw P. till he saw him in jail - The pearl
 ash was taken away without his kn. or that
 of his partner - Saw one of the barrels in the
 Inspection office of Mr. Holt, which had their
 marks on it - Knew this barrel to be one of
 the

Since he left at Tessier's —

left the Pearl ash at Tessier on 31 March
at Tessier, took no receipt for it from Tessier
it was left in his barn — was here on 3 July
when a warrant was issued out of P^r and
then considered as he still does that the pearl
ash had been taken on 21 May last —

Augustin Tessier, dem. à St. Marie — con. les deux
tém. entendus — Il a vu chez lui avec des
quarts de perles appr. — que ces deux hommes
ont quitté 14 quarts de perles auquel qui ont
été pris ces hom. en tout — et cela le printemps
dernier — Con. le P^r bien — il est venu —
prendre la perleasse de chez lui vers le 20 ou
22 Mai dernier — Qu'en le P^r a demandé
14 quarts de perles comme à lui appartenant
pour appartenir à Montréal — qui il a remis au
P^r les mêmes quarts qu'il a reçus des premiers
hommes —

Le P^r n'a pas produit d'ordre au tem.
pour ces quarts de perles — le tém. a amené
en voyage au bord du fleuve — il a levé
au P^r & à sa requérition — il y avoit
8 voitures en même temps qui charroyoient
la perleasse — Qu'il a cru que la perleasse lui
appartenait à c'est la seule raison que
l' a engagé de les donner au P^r

Qu'il

Qu'il n'a jamais vendue la perleasse à qui que ce soit - Qu'il est certain avoir vu le P^r le 20 ou 22 Mai dernier - c'étoit un lundi - a vu le P^r en prison depuis - a reçu 10f pour quarts pour son voyage - il a reçu tout l'argent avec un autre charretier pour charroger cette perleasse.

P^r Leguin - Com. le P^r pour l'avoir vu lorsqu'il a enlevé la perleasse lorsqu'elle fut charroyée, le tem. a charroyé deux quarts pour lui au bord de l'eau - et il a été payé par Mr Buthlelit à la requérition des P^r. —

Que la première fois il a vu le P^r tout lorsqu'il cherchoit des voitures pour charoyer la perleasse, vers le 18 ou 22 Mai - le tem. a chargé & a aidé à charger la perleasse - le P^r n'y a point touché - mais le P^r est convenu de donner 2 piastres le quart pour la mener à Longueuil - Sont que elle revient a livré la ^{perleasse} au P^r mais ne sait qu'il l'a vendue ou non - Que Mr Buthlelit a pris de l'argent au P^r pour payer le transport de la perleasse connoit le P^r pour la même personne -

George Hall - Is Inspector of Pearl-ashes at Montreal
rum. Mr P^r came to his office on 22 May last &
requested Mr. to inspect 10. or 12 barrels of pot. &
pearl ashes - They were inspected at office - but
not weighed the barrels, and gave him the bill of
it - That Mr Bullock came some time after
and

and asked if there were any barrels w^t their
mark on them, the W^r. knew the mark and
showed him one of the barrels of P^r. had but
thereof he recognized to be his property -
There were in all 14 barrels of same mark
and they were delivered to the order of Frost &
Porter who delivered him the bill of Inspection
which he had given the P^r. and these barrels
were delivered to them as the property of the
P^r. This is the way in which the delivery
is usually made to the person producing the
Inspection bill -

The W^r. said this pearlark had been sent
to him by one Brown, and that he was
authorized to dispose of it. —

^x
Joseph Carter - Clerk to Frost & Porter of Montreal,
cannot say he recognizes the P^r. That
on 22^o May last Frost & Porter purchased
14 barrels of portash from a man called Jack
Heaney whom receipt he holds for the money
he paid -

Peter Holt - has seen P^r. write, and believes the name
signed to Receipt previous to be of his proper
handwriting - Receipt was read -

Defence

Jonathan

Jonathan Sergeant - saw P. at ~~Dryupham~~
~~Lake~~ about
 16th June last

Margaret Rollo - rem. having seen the P. at Mr
 Reddington's at Montreal, on a Saturday, Sunday &
 Monday, but cannot say what day of the month
 it was - he went away on the Tuesday after dinner

Horatio Gates - rem. that some time in the first part of
 the summer he saw P. at his house - thinks he ^{is}
 had then come out of Gaol - rem. having seen the
 P. in Gaol -

Jacob L. Reddington, came to his house on a Saturday
 the day he was discharged from prison - it was about
 20th May he staid 3 days - thinks that P. wrote him
 a note some days before requesting him to find a
 place to lodge in for some days till he could go to Musson
 bay -

Barbara Reddington - came to her house on a Saturday
 19th May last ^{to birthday} and staid 3 days - which was on the
 Tuesday - took his dinner on Monday noon - but does not
 recollect his being there at night - the P. appeared pale -
 wanted M. to make him some gruel or broth -

Donald Sheeran - was discharged from the house of Correction
 on 19th May last - he was then in a poor state of health -
 the grand jury took notice of it -

Verdict. Guilty -

The King -
Mr Alex. Bourgoin.
alias Jpp^l Bourgoin

On Indemnité pour horse stealing -

^{Sur} Louis Gratton, dem. à Lachenaie, avoit
un jument le corps blanc, les pattes gris - l'estime
60 piastres - le 23 Sept. vers les 7 heures du Soir
il a vu sa jument & il s'en doit servir - le lendemain
elle manquoit - et l'a envoyé chercher, & l'a
trouvé que dimanche dernier qu'il a trouvé
chez Mr D'auray - Con. le P^r qui a demandé
chez lui pendant 15 jours en qualité d'engagé
et a connu la jument, s'en doit servir -

Louis Loney - dem. au fb. 2. con. le P^r pour l'avoir
vu vers le 27 Sept. - et ^{disoit avoir} ~~avoir~~ une lourde, qu'il
avendre - et disoit que c'doit être jument
grise entre 4 & 5 ans - et demanda 30 ou 36
piastres - et disoit qu'il revendroit sous 3 ou
4 semaines & ramenerait la jument avec lui.
Le 25 vers q 10 heures matin, le P^r vint
encore à la maison - & demanda au tém^t, d'aller
voir la lourde, il fut dans une écurie en
ville, où il l'a vue - disoit qu'elle étoit de
la Maronie, apres avoir visité la jument
il lui a offert 26 - si elle étoit saine -
et m'a pas voulu accepter cette somme - mais
est revenue ensuite dire qu'il accepteroit l'argent
il a enfin payé 26 - un argent den boîtes -
Ayant entendu que la lourde fut volée, et en
en donn^e connoissance au Procureur qui
est

est venu reclamer la Lument comme à lui
le prop. s' appelle Gratton - & la Lument a
été rendue au de Gratton -

John Wallingford, il doit prouver quand le Dr. a
rendu la Lument à Louis Loney - Il disoit
que son père avoit le mieu & son frere la Lumen de
la Lument -

Verdict Guilty

The King:
Morell Barter}

On Indictment for Great
Larceny.

Pet Louis Peneb the Dr. who was in service of
Mrs P. his mother about 2 years - he had built a great
Saw mill her & learned them - he had let the Saw mill
to 2 other persons - during last winter the Dr. was the miller
about the 9th July last the Dr. was at saw mill at the
beginning of Scilleabout he was ordered to get back some
stones from P. which had been left to him - he pointed out
the stove to Dr. at time saying to Dr. that he left it and
was much obliged to him - ~~brought~~ the stone to below
to his mother is worth about £3 - That Bosworth was
ordered to take it away - but it was left at the saw
mill - of Bosworth & Ferry rented - where it had always
stood - That the stove having been taken away the
Dr. went in search of it, and went to a place at a little
distance from the saw mill hid in the side of a hill

there were also found 2 barrels of plaster of Paris
found, sur. understood to belong to P^r & they had
been sold as such - in consequence his suspicious
fell on the P^r that he must have stolen the stone
cannot say positively say it was the same stone
but the persons who were with him knew it to be
the same st^e had been in the saw mill - it is now
in the grist mill -

x-

The P^r had a lease of the mills for a year
which would expire on 1 Decr. last. There was
a suit broⁿ by Mr P^r ag^t P^r in order to get back
the mill the stove was lent to P^r to use in the
saw mill during winter - There was some
difficulty between M^r & P^r respecting logs of br.
insisted on sawing a pile of w^t. Mr P^r then
said to W^r here's your stove, and I thank you
for ~~your~~ except it - M^r s^r he had no occasion
in his thanks - he had his stove & that was what
he wanted - That having heard threats used
in regard of the mill, he went there in the evening
with a man & meeting w^t some other of his people
he went to the grist mill - Mr P^r told W^r not
to go into the mill he had no right there - this
was after dark - W^r remained in the mill contrary
to the wishes of P^r That next day W^r went
away & came back with Mr P^r & found the door
locked - Mr P^r asked P^r for the key - he refused
to open the door, upon wh M^r opened it & by
breaking ~~open~~ a padlock which fastened, & pulled
out the staple by q^t the door was fastened with

a padlock — that there has been a bill of indictment found against Mr. & the others for a forcible entry and detainer — That he was this morning at office of Mr. Grant touching this business when Mr. G. asked if the matter was arranged, and he had been propounded in case the proceeding on this bill was dropped, the other bill should be dropped also — That he is a co-proprietor of the mill, but not of the stove — That when the W^r went into the mill, by breaking the door, the P^r was still considered as Master — and he had liberty to remain in the mill, when he went away to let the persons in charge of the mill with orders to let the P^r have the use of the mill —

That the stove had been missing out of the saw mill before he took poss. of the Great Mill — and he is certain it was not in its place — did not look for the stove himself, it is possible it might have been put there afterwards that evening — Does not ask the P^r for the stove after he knew the stove was gone, he had no proof as P^r did not wish to ask him about it — Before he missed the stove he had threatened to send P^r to Gaol — he told him he deserved to be sent to Gaol for having broken open the grain & taken out a part of the grain wheat — was not present when it was broken open, but heard that it was the P^r who had done it — The W^r advised P^r to leave the mill, as he could not finish the work — cannot say that the stove formed in the woods

woods, as he never examined it particularly -

Nathaniel Bosworth, in July last was in company with Solar Barry in a Saw Mill kept there by P^r There was a Stone in it - the he was present when P^r & P^r Stone to last W^r on 11th July last on a Wednesday - he is to Mr P^r Thurs' gain Stone I'm much obliged to you for the use of it, it was then taken down & lying in one corner of the Mill - before this, the day before the P^r told Mr. to let the Stone remain as it was, as he wanted to deliver it up to Mr Paint - next day Mr Paint came when it was deliv^r up - the Stone remained at the Mill all next day when W^r went to Berlin - he ret^d on Friday night, went into Mill on Saturday morn & found Stone gone - that the P^r told the Mr. that he considered the stone in question to be his, and in his possession, and meant to take it away and not let Mr Paint have it - upon this the Mr advised the P^r not to take the Stone as he conceived he had no right to do so after he had delivered it as he had done to Mr Paint, and might expose himself to difficulty, but the P^r told Mr that he conceived he had not parted with his right and would remove the Stone, —

Upon this the Court considering that the conduct of the P^r was not felonious, as he acted on a supposed right to remove the stone in question,

charged

charged the Jury to acquit the P^r which they did accordingly.—

The Court adjourned to Friday the 2^d. November at 8 o'Clock in the morning

Friday 2^d. Nov^r 1824

Present
Justices Reid, Toucher & Pyke —

The King. —
" " Elijan Partlow }

On Indictment for bestiality. —
30th Sept. at St. Armand

Abel Holden, lives at St. Armand, Farmer, 1st P^r for 5 or 6 years past, he lived w^t brother of W^r as a servant in Sept. 1820. The P^r was at house of Mr. L^s his brother, his brother had a mare which at night was put under a shed and a stud horse under the other end — about 9 o'clock at night having heard a noise, he went out, found the mare had been removed from the place where she was left, found the P^r with the mare standing with her posterior aft. the shed and the P^r standing on the side of the shed — he held the bridle over the mare's back with one hand, and appeared connected with her as a horse would be — that W^r stepped up to P^r before he perceived him, when he came down & buttoned up his breeches — it was moon light, so that he plainly knew P^r & could know him

Lawn a 3 rods off - the W^r spoke to P^r but he made no answer - a day or two after the P^r came to W^r and proposed to him to keep the secret - and said he would swear that he saw a man money, not on a dog on a horse in pasture of W^r which had been much injured. Number & evidence was wanted to ascertain the fact - That he saw the P^r close to the mare making motions ag^t. her as if he had connection with her - Cannot say that the private parts of the P^r were in the private parts of the mare - That the next day or the day after he acknowledged to W^r that he had had connection, by saying, that he the W^r was knowing to what he had been guilty of and wished him to keep it secret - When P^r came up to the mare, the P^r was as close to her as he could, and thinks that the private parts of P^r were in those of the mare - when he slept on one side he buttoned up his breeches - he was so close to the mare that he could see nothing between them -

L-

Heard that P^r had been called as a W^r at law in a suit ~~to~~ ^{between} ~~to~~ him at St Albans -

Defence

Joseph Clarke saw P^r in Sept. 1820 - at his house of - is distant from residence of last W^r about 4 or 5 miles - has known P^r for 2 or 3 years never knew anything of his character -

Robinson Hicks - on 18th Sept. last he had a suit ag^t. W^r and Halden - and subpoena'd P^r was a W^r but he did not appear, the W^r understood that P^r had been arrested -

The w^r said he would prevent P^r from going
as a wit^r in the cause, and Mr. understood afterwards
that it was an act. of this prosecution - He has never
heard any thing of the O^r who always bore a good
character as far as w^r knew.

Verdict. - Not Guilty -

The King
" Mathias Taylor, Jr }

The Indictment for Stealing from the
dwelling house to the value of 40/-

Alexander Buchanan - Mr. P^r In about a year lived w^r
him from 1 May to 10 June as a servant soon disch^d no
labor. of a roby^r const^r in his house - about 5 or 6 ft h
left the house in charge of P^r a ~~would~~ had access to all
the house except the sitting room & bed room of q^r the
latter had the key - he ret^d about 12 o'clock at night, but
did not find Mr. P^r in the house - did not see him
till next morn till about 1/2 past seven - found
next morn. that the bolt of a lock of a chest of
drawers had been pushed down with some instrument
and a pmt book was missing contg 5 pieces of gold
q^r he had put into the chest of drawers when he went
out - he asked P^r the reason why he had abandoned
the house the night before - P^r he had heard some
strange noises went right down - he asked w^r if he
missed any books or anything - w^r did not reply - but
asked w^r if he had found the doors as he had left

them

Then he P. he did - about 1 o'clock he searched
 M. found a key on him & opened the inner door
 Larked him when he got it - P. he found it in the
 adjoining room & caused it to shut the window
 Shutters in the room as M sometimes often open
 took him to the Police office - where he P. he had
 opened the door and showed the place where the
 money was to another person his accomplice,
 who had got in by the windows and taken
 the money - The person charged was arrested
 but the P. denied afterwards that he was
 guilty & he was discharged - Thinks that
 the P. must have seen M. put money into
 this drawer, & acknowledged afterwards that
 he had seen him do so through a hole in the
 door Other P. had been committed some days
 to Gaol - The P. had a number of keys upon
 him great and small which he said he had
 picked up - The coin lost was 20 franc pieces
 value 18/- each - there were four of them -

P-

The P. sometimes went to the adjmⁿ room at night
 when M. went out - P. denied having any knowledge
 of the theft - The lock had been pushed down with
 a sharp instrument such as he had seen in the possⁿ
 of the P. some days before, a small gouge - the
 lock is a very common one - & it might be pushed down
 in this way - That M. used to leave P. in
 charge in his house when he went out - has made
 trips before in the house -

Defence

Defense

Peter Rossiter, his Po^r was present at Police office, when Po^r was told then repeats this Theft - he was greatly troubled it by Mr. & Mrs. Rossiter he seemed alarmed & in tears - & persisted in his innocence -

Verdict Not Guilty.

The King v.
Sam'l Hull Wilcocke } On Indictment for forgery

Alexander all Dougall & lives at Lachine, is acquainted with house of McT^oC^o Montreal who manage his money matters & he draws money from them as he wants it - it was usual for him to give a receipt to McT^oC^o for the money draw^d a check for the amount - he always signed the Receipt himself & took the check - that when a receipt of the 9th June was found to be a forgery, the money debited to him for that receipt was afterwards put to his credit - as by the act^d he now produces - that Mr. Thain signed the check when Mr. McT^oC^o signed the receipt - Does not recollect having ever signed a receipt but in the presence of Mr. Thain - no recollection having signed a receipt in his absence in the year 1818 - The Receipt said to have been forged, says positively, that it is a forgery, & that he never signed it - Does not recollect having rec'd any money from McT^oC^o on June

1818 - There appears to be an imitation of his hand in this receipt of 9 June 1818 - observe, to the day - the difference in the letters - the D & U and C & M, are different from the usual manner of his writing them - and the whole of the name is more upright than he writes - Has been P. since he was Ch^r in House of all To Be in 1817 - before this the P^r used to come & see P^r at Lachine - he however began to discontinue his visits, when it asked him the reason - Never gave P^r any authority to draw money for him at the Bank nor to receive his checks for him from the House of all To Be

x²

Has lived at Lachine since 1816 - employs himself in objects of agriculture - not much in the habit of writing - never kept an ac^t of cash transactions - his handwriting may not always be the same, if he has been agitated by any wrote - has used spectacles in writing since 1816 - has generally been in the habit of signing his name without spectacles, he may have signed it also w^t spectacles, but never observed any difference in his signature - that the signature may be varied by the creation of the pen - was very unwilling about a year ago to give his recovery perceiving no difference in his hand writing - but saw the receipt in question after it was found on the P^r that when W. looked over his ac^ts he pointed out the receipt which he said was a forgery, & no one pointed it out to him, as he had never received the money stated to be paid

but commanded the receipt
him as a forgery - a bill of Indictment had been
presented at P^r before this when ^{Mc Dougall} he was unwilling
never signed a receipt to M^cT & Co but in the
presence of Mr Thain - he was so particular to prevent
any fraud being committed - It has never happened
to sign a receipt out of presence of Mr Thain - He has
money transactions w^t the Assurance Co & Canal Co
when he p^d money when wanted - P^r d^d he had
no horse or carriage when W^r asked P^r why he did
not come to see him as usual -

Thomas Thain - Is a Partner in House of M^cT & Co Mr
Mr. G. Dr. Mc G. Arch^d. N. Mc Head, Thos. Thain
Mr. H. St. Mc Kenzie - The P^r came into service of them
in 1817 - he was engaged in copying law papers &
settling up Checks on the Bank - W^r was the only
partner authorized to sign such checks - the P^r was
particularly charged not to interfere in the money concerns
of the House - if he did so it was contrary to the orders
the House on Branch of last W^r she draws money
when he wants it - He generally came to the Ho'
& signed a receipt for the money - very rarely draws
drafts - generally found M^cD^r present when he
signed his receipts - never has rec^d any receipt of
M^cD^r from any other than himself - he was in the
habit of owing money frequently - he recollects
that upon several occasions having called to enquire
if M^cD^r was gone, when the P^r has more than once
stated he had been there & was gone, but that he had
left

left his receipt, and has handed such receipt
 to the W^r. upon this he directed the P^r to make
 out a check to the amount which he left with
 the P^r and directed him to put it under as it
 was to remain in the office - That the Receipt
 now produced is filled up by the P^r and
 the Check also - which corresponds with
 the ^{as when to be same} Check book out of qt it was cut - the
 check was signed by W^r. The receipt was
 made - Received of Mr David M'Gillivray of
 one hundred pounds. Alex^r M'Dayall
 9th June 1818 - The check on the Montreal
 was also made - In the cash book under
 date 9th June 1818 is an entry in handwritting
 of P^r. Alex^r M'Dayall paid him £100 -
 The W^r. at that time had no suspicion of
 the forgery - has seen Mr M'D. sign his
 name write frequently - & believe the signature
 to the Receipt of 9 June 1818 to be a forgery -
 When the P^r's papers were sent back from
 the United States the receipt in question was
 handed to him & he immediately conceived it
 to be a forgery - being so different from his
 usual hand writing - the signature is by a
 much better writer & a much finer hand
 than M'D's - the P^r's handwriting
 there is a strong resemblance to it in the
Signature

signature to the d° receipt - the Mac. D. ~~are~~
 are the reasons to induce him to believe they are
 the ^{writing} signature of the P. He recd the receipt and
 check at same time - it appears to be cancelled &
 it is charged by the Bank - in their account when
 he takes up the checks at the Bank, which he
 does once a month, he gives them as usual to the
P. to compare them with the Cash book -
 which was done in ^{Jan} 1818, & reported by P. to be
 found correct - & so certified by his handwriting -
 the balance of bank book £10,062.10.2 which
 corresponded w^t the Bank book also produced -

After discovering the forgery the £100 charged to
McC. D. on ac^t. of this was removed & put to his credit.
 That in October 1820 the W^r showed the receipt to
McC. D. and stated to him to his belief that it was
 a forgery - McC. D. said it was so - & as being now in
 poor state of health & unable to come to town, made
 him sit down & write his name 20 times, & there
 evidently no resemblance -

X³-

Believes to have seen the receipt in question in
 June 1818 - he saw the name signed to it & considered
 it genuine & therupon gave it over to the checker
 He went out to show it to McC. D. - and told
 him he conceived a forgery had been committed
 on him - the signature made by McC. D. -
 was

was by no means similar to that to the
receipt - that Mr D. is a man to whom
he tells any thing he generally believes -
that it has been reported to Mr. more than once
by P^r that Mr D. had been there and had
left his receipt, and that he gave orders to
P^r to draw out a check - The receipt
remained w^t the P^r also - The checks
when p^r at the bank were returned to Mr. Polk
& were considered as waste paper when
once compared w^t the check book & were
put in the office - The hair-stroke he has
spoken of, he means the stroke resembles a hair
stroke in the letter Mr D. instead of being a
light one of Mr D. made it is a heavy one
he never wrote his name very differently altho'
some times no. different times - Cannot say
in what manner the receipt & check in question
might have got among the papers of Mr.

X^o

Before the P^r went away - he told Mr. that
the Bank book was correct - That he
recd. other ^{receipts of Mr D.} papers from Vandenburg & he believed
not to be genuine - Mr. states to Mr D.
this opinion that the receipt in question
was a forgery, but Mr D. was ill at the
time was ill - & he did not press the business
on him - The pen w^t of the signature of

Alex^r

Alex. Mc'Dougall is written seems to have been a good one - the hand writing of P. in Cash book is his usual handwriting, the signature of the Receipt is a forged one -

Henry Mc'Kenzies - one of the Part. of Mc'DG in June 1818 - was also at Mc'DG. O^r left service of Mc'T & G in Octo 1820, told W^r at time that his intention was to go to Quebec - where he went away some time after that he had gone there - That some days after a search warrant having been issued of him - & in consequence of information went after him to the States & found him at Burlington - he was then arrested in a Civil Suit, of process was executed by Hart the bailiff first saw P^r on board the vessel near Burlington Harbor, he said he was glad to see W^r there that his character was gone, his fame was gone - appd. affected - Hart asked him for the papers wh. were missing from the office of Mc'T & G - That next morning the W^r spoke to P^r about certain checks which were missing & he had no assurances & that he alone had gone to the Bank & rec'd. the money - ment^d to P^r that there were several hundred pounds charged up there by the Bank in q^t that were no receipts - P^r d^s nothing to that that Hart being about to search for papers P^r said it would save time if he were allowed to point them out - the boxes were sent for, and W^r saw P^r hand Mr V - a parcel of papers - saying, this is my condemnation - the W^r ex and those papers etc

Mr. V. was among these papers. There were several checks, & four or five receipts of Mr. D's — There were the receipts they were looking for in the Office — did not examine them minutely — until he got to Montreal but it struck him at time that one of them was very well written — he knew the receipt now shown of a sum to be the one — the papers were put in a bag & sealed up — & sent in poss. of Hart — saw the papers afterwards in Montreal — and the impression of the Dr. then was known is that Mr. D. Rempt is a forgery — It appears to be the same handwriting with the body of receipt of — is that of Dr. He found a check with the receipt, which was also filled up by Dr. & signed by all three the Mr. L. D. & O'U are not Mr. D's hand writing — in a better hand down perpendicular has often seen Mr. D write & sign his name — has known him for 15 or 16 years — always thought him a very honest man — and far from swearing to what he did not believe to be true — Has rec'd several notes from Dr. while in prison, and upon stating to him that he was charged with having forged several receipts of Mr. D — the Dr.

P. said I know what that is -

x^d

This object in going after the pr^r was to get back the
his papers and to ascertain whether he had any
accomplices - W went in hopes that he would have
more influence w^t P^r than any other - Hart was
pd. for bringing him back - W charted a Nerv^d to
bring him back - ~~start~~ at Champlain where they sent
out a Civil process ag^t him for 50 dollars - at Burlington
he sued out a Writ for several thousand dollars
the writ was addressed to Mr Hart - ~~the writ directed~~
~~to bring him before~~ the Recpts were found in box of
P^r some of Mr D's - that the sums pd. to Mr D
have been carried in ac^t. of his - The Haun has made
an analysis of P^r for other checks & receipts of w^t w^t m^r w^t
w^t that now shewⁿ - thinks that whole name of
of Alex^r Mc Donnell was written by the same pen - and
that the name Alex^r seems to have been written with
a good pen - Colways saw Mr D - sign his name the
same way - verily believes ^{the signature of Mr D} that it is not his hand
writing - while P^r was in Gaol the W^r promised him
his services - P^r was sick at time - It has been to see
P^r in Gaol several times, was there in Nov^r. last
when the conversation took place about paying Mr D's
name - when P^r o^d. I know what that is - which
the W^r considered as not ^{disagrees} refuting the charge -
that Mr D - has great confidence in Haun & Mr C^r
& might adopt their opinion -

Does not think that Mr D - needed resort to a
fug^d

saying if not true, although that I know
might think so —

Richard Stark is a constable — went with Mr. H. M. H.
on a short tour to Burlington — process was used
and directed to Mr. & Dr. — was arrested thereon —
was present when Mr. M. H. first saw Dr. —
he was in the Cabin & returned into back cabin together
Mr. was present at principal part of the examination.
The next morning, Mr. Abbott asked if he had
taken certain papers & checks from the Com.
of Mr. & Co. — he admitted it — The Dr. desired
to know what the papers were to be had in, & he
unlocked it — there were several packages of
papers in same desk, & they were handed to
Mr. V. by Dr. and giving out a bundle to
Dr. — these papers were a cause of his
condemnation — they were sealed up and
brought to the police office — when then the Dr.
saw the bag opened after Dr. put his initials
on them, & the amount of each now produced
was so marked — The Dr. said he had
no one concerned w^t him, that he had
drawn the money from the Montreal Bank
alone — The Dr. said it was his wish to return
to Montreal in order to exculpate those who
were accused as being implicated w^t him —
came from Champlain by land — & no warrant
was put on Dr. and he would have resisted
the authority of W^t, if he had not consented to

come

come with O^rW^r

x^o.

Other went the M^r. m^r? was to bring O^r before an officer of the Court - O^r was arrested in a Tavern after Candle light - called him to the door - told O^r he was going to bring him before a magistrate -

Other papers were deliv^e^o in the presence of O^r to Mr V - & to M^r —

Benjamin Holoms - Is teller to Montreal Bank -
the Check now produced, is in hand signed by Mr
Thain, and was paid at the Bank - dated 9th
June 1818 - and it was pd^d by M^r the check was
handed over to the Book-keeper who cancelled it -

x^o
Cannot say to whom the amount of the check was
paid - when deliv^e over to Book-keeper ^{to be} cancelled -
at end of every month Mr T. & Co send in their books
and take up the Checks, when book compared with
the Bank Books. —

Henry Dupuis - The checks when pd^d by the Teller are
handed over to M^r as Book-keeper to be cancelled -
the Check now shewn, was handed to M^r and
was cancelled —

x^o
Cannot say what value the checks so cancelled
can be to the owner after they are deliv^e up by Bank

Arch^t Norman McLeod - is acquainted with Mandurley
of

of the O^r and believes the signature to the Receipt of 9th June 1818 - to be that of O^r
It appears to be an imitation of another person's
handwriting -

Thomas McCord Police magistrate - recd. when
Post Constable br. a bag of papers to the
Police Office - the papers now produced
being a chit on the bank Receipt signed
Alex' McCayall of 9 June 1818 - he
found them in bag & it was deliv'd. to
Mr by Post - ~~as among the papers were~~
they have recd. with Mr ever since -

Cannot say whether p^r was present when
the seal was broken open, nor whom seal
it was -

Charles Tait - is Bank-keeper in Town of M'Foy
the handwriting of O^r the signature to the
paper now produced is in his opinion the
handwriting of O^r does not think it
to be that of M'D - has seen them both
write - He posted up in the books of account
of M'D the sum of £100 pd. to M'Dayall
in 1818 of which was taken from books kept by
the O^r but afterwards this sum was

reversed and carried to credit of Mr D. —

x²

The D. on is so like the handwriting of
Dr that he thinks it to be his —

William McGillicray, is acc^d. with handwriting
of Dr but not so much with that of Mr
McC D — believes the signature to the Receipt
now shown to be the hand writing of the
Dr at least the D on

x²

There may be a change in the hand writing
since he had occasion to see the signature of Mr D.
but not in the character of his writing — has
not seen Mr D. write for several years past.
The Dr was initiated by Dr last year but
he has forgot them — does not doubt ever having
said he would have him hanged —

Simon McGillicray — He heard Dr in England to come
out to Town of McCrae had frequent occasion to
see his handwriting before he engaged — he was
engaged to the business of copying Clerk in the
House — he was employed in transcribing very
voluminous papers — ~~Has seen the~~ received
letters as from Mr D — has no doubt but that
the name Alex^r McCrae submitted to the
receipt now shown, is the handwriting of Dr

and

he has no doubt but it is the handwriting
of O^r

x

The O^r was recommended to him as confidential
person to a certain extent, and recommended
him as such - does not reflect however
seen Mr D - wrote -

Then the prison was closed on the part
of the Crown -

Mr O'Sullivan in the Prison objected, that it
was necessary that the offence should be committed
within the jurisdiction of the Court - No evidence
of the identity of the Rump - by testimony of the
uttering of the paper must be within the jurisdiction
of the Court - See 2 Russel 1499. 1500 -

The Court referred to determine the matter
being matter of fact & to go to the Jury -

Defence

Thomas Thain - He has other receipts of Mr D's in his
pos. 10 receipts with 2 drafts which he believes
to be Mr. Mr D's handwriting - There are other
six receipts of purporting to be of Mr. Mr Dougall's
handwriting, which we cannot say are his
handwriting & he considers them doubtful -
he is suspicious of them - On 20 Nov. 1818. he
had no room to complain of O^r conduct - he
draws up narrative of Mr T's death intend to go into
another room - one part of In year 1819 & 1820

he

he had occasion to remark it in attention of the P
to his duty & to return to the Checks to the vaults
the Checks when he paid he considered as of no value but
to the House of C.M.S.C. when paid -

Alex. McDougall being shown Exh. No. 1 says he doubts
it, but will not swear positively -

Clo. 2. believes it is

No. 3 cannot swear positively

No. 4 - Believes it to be his signature -

Exh. 5 his signature - the stroke of D is strong

Keeps no books of account of his cash - but had no
doubt that his acct. contained more money than he
received - thinks to amount of £100 - Then were last
sums pd. for him by Mr. Thain for Lockwood funeral &
insurance Co. - The acct. of 1818 was furnished
to him full was a 12 month - explains to the Jury
the difference in the letters between the 2 Receipts - now
produced - the forged one - & one he acknowledges to be
his own -

X^o

He never had had his acct. until autumn last year
when he received the over charge in his acct.

Thomas Thain - The account now produced of Mr. McDougall
to the House of C.M.S.C. say q't there are many things
in it to be corrected - The acct. has reference in regard
of these over charges to 2 of the Receipts marked + -
there is also another sum of £100 to be credited to him for
q't there appears to be no voucher at all -

John Gettrick — Clerk in service of ~~the~~ ^{of} ~~to~~ A. T. & Co
as Cashier — never collects having paid money
to Mr. M^cP —

John Porteous — Clerk to A. T. & Co — was employed in
the same office w^t. P^c has seen ~~the~~ sign
Receipts for money — but at a distance from
when he was so as not to ascertain his
handwriting —

Hiram Nichols, merchant in Montreal — Director in
one of the Banks & had occasion to see many
bills, drafts & checks, on the bank during that
time — The receipt in question — the A. T. is better
written than the rest of it — cannot say whether
it is a genuine handwriting or not —

^{and}
Dr. Smith. H^r. Mr. M^cD. at Lachlan for about 5 years
was intimately acqu^t. w^t him — is unable to say
that Mr. M^cD. is so attached to his opinions as
obstinately to adhere thereto wrongfully — is a
very honest man & likes to maintain his own
opinion —

After the evidence for the P^c was closed
The Province addressed the Jury on the Case

Verdict. Not Guilty —

The Court adjourned till to morrow at
eight o'clock in the morn^g —

Saturday

(767)

Saturday 3rd Novr 1824

Present

Justices Reid Toucher & Pyke

The King
or
Antoine Gagné }

On Indictment for stealing in the
dwelling house to value of \$100 —

1 Provincial note in paye of five dollars property
of Frans Berguin —

35 Spanish milled dollars — value 20 of sh

1 American half eagle — value 20 —

of money & goods of Frs Berguin —

Frans Berguin, dem. à S. Timothé sur la Rivière
Ottawa en Nov. der. le P^r étoit au service du tem.
que dans ce même mois il a quitté le service du témoin —
le matin le tem. est parti pour sauter un Caisse, il a pris
de l'argent d'une boîte qu'il a mis dans un petit panier
à la veue du P^r en revenant de sauter il a vu que la serrure
de son armoire avoit été forcée, & son argent parti — il
s'est informé du P^r qui étoit parti — & il l'a soupçonné
et il a été à la recherche du P^r mais a dit qu'il étoit
rentré à Montréal — le tem. est venu à Montréal, & a été
à la prison où il a reconnu, le tem. étoit avec Paul Leger
et a dit au tem. s'il étoit seul il aurait quelque chose à
lui dire, & les témoins s'étoient éloignés. il a avoué qu'il étoit
qui a volé votre argent, & qu'il s'est enfuit avec —
Qu'il y avoit environ 35 piastres d'Espagne — un aiguille
d'or américaine — & une bille. Que cet argent étoit dans sa
maison lorsqu'elle fut volée —

Que quand il a été de retour ^x à sa maison il n'y a pas personne

45 p. à mons

Fran. Paul Leger de Parisien, dem. a. de Timothé - son. le dñ.
 lñm. du P^r le lñm. a été en prison avec le dñr. lñm.
 lorsque le P^r lui a demandé de faire sortir de la
 prison & qu'il le recompenserait - lorsque Brugvin
 lui dit est ce toi qui m'as pris mon argent - le P^r
 a demandé a parler a Brugvin en particulier, lorsque
 le lñm. s'est retrouvé; qui a lui suite il a entendu
 le P^r avouer qu'il avait pris l'argent de Brugvin
 mais que les jeunes gens qui avaient fait la
 déclaration contre lui s'étaient trompés en disant
 qu'il y avait 48 piastres, parce qu'il n'y avait
 45 piastres & quelques petits monnaies -

Verdict. Guilty -

The King. —
Patrick Mc Kinon

An Indictment for arson

Mary Anne Arnold, lives in the N. Sub
 keeps a grocery store there directs a house for which
 she pays £ 25 per an. that she is a married woman
 but her husband is gone to Ireland - the upper
 part of the house was to let - the P^r came suddenly
 to her store for spirits about begⁿ of Sept^r - he
 returned about 18 - 19^r Left w^t his wife in the
 afternoon - he asked W if she had any rooms
 to let - W said there were no fire place in the
 rooms - upon this he said he did not want them and
 went away - Two or three days after he came
 back & summingly a little in liquor said to her
 rather rudely, come & show me those rooms of
 yours up stairs - W told him the rooms were
 lett

lett, upon this he laid violent hold of her by the
 arm and said damn your souls you damn no
Porttut why do you not pull the label off your
 down, he then laid hold of her by the throat and
 held her very fast at her Counter ^{as platonely to choke her} so ~~that she scarcely~~
~~breathes where she was~~ - after some exertion she got
 his hand from her throat, and she run off, when
 he run after and gave her several blows, but
 she escaped and the neighbours then came to her
 assistance - upon this she had the P^r taken up
 for the assault - but before he was arrested, he had
 heard of it and came up to Mr and asked her if she
 had taken out a warrant against him - she s^r. she had
 upon this he said "O very well", ^{very round} in a very significant
 and threatening manner - which excited some degree
 of apprehension in the mind of the M^r that he would
 do her some hurt, but at the time had no suspicion
 that he would set fire to her house - That he was
 committed to Gaol that night - next day she
 saw him go past her house and look very much
 at it, and the same night there was an attempt
 made to burn the house - That about 11 o'clock at
 night she did make a great noise, when she told
 her girl to get up and look out at the upper windows
 if she could see any person - the girl got up and
 lighted a candle and said she had heard some person
 drop something at the door, upon this she let
 the dog go out, and when M^r went out she observed
 her

live coals, some small pieces of wood with a
piece iron bent in form of a tonge some matches
& chips placed on each side of the steps at the
outer door - this was on a Friday night - upon
this she went to take advice, but finding little
could be done she insured her property - on
the 22^d. Sept^r. On Head ~~an~~ occasion to see
the P^r pass the house several times after, and
he would always look very particularly at
it - On the night of 2d Oct^r. last the W^m
and her two children & sister in law went to
bed about 9 o'clock, and about 11 o'clock
she was awoke by the noise of the dog, and
bts girl to let him out, she got up, and
opened the door and finding the house in
fire called out to W^m who got up, and found
the fire from the back yard of the house on
the lower part, and as the door being opened
it burst into the house - and the house was
merely consumed - the house was of wood
the fire appeared to be all along the back part of
the house - it certain the fire did not originate
in the inside of the house - It had seen the
P^r on the Thursday or Friday before pass the
house as usual - the value of the property -
was about £720 - the insurance was for £520
she lost £200 by the fire, as scarcely anything
was saved -

that she never appeared ag^r P^r at the Dr Sessions, and he was discharged - She had lights燃者 in that evening in the house, but no fire was occasioned by them - It was between 11 & 12 o'clock at night when she was woken up by the alarm office on 21st Oct -

Joseph Edge. W^r. last M^r lives next door to her - Mr. P.^r saw him on the Sunday morning between 8 & 9 o'clock the house was burnt about 11 o'clock same night - the P^r went past in the morn^s without stopping but looked at the house as he passed by - never observed that P^r look more at the house when he passed than any other person - That he saw the P^r pass by the house while it was burning, two or 3 times - but he only seemed to look on without taking any part - This was between 12 & 1 in the morn^s -

Jean Prevaut - Mr P^r for about 2 months past he was arrested by W^r at inst of Mr Arnold for an Assault some time in Sept last - The W^r carried him to Gaol - and next day went to liberate him when P^r told Mr that he had difficulty with Mr Arnold, who had ill used him - and said she had put a ticket on the house, and when he went to rent it, she abused him, and that she ought to be burnt - cannot say whether P^r meant the house or the woman - Knows that the house was burnt on Sunday night 21 Oct last.

x^d

That he considered the words used by P^r as words of passion used in consequence of his having been put in Gaol -

Thomas

Thomas Finchley 16s. P^r & Mrs Arnold - lived about 8 hours from her before her house was burnt
He has seen the P^r after pass and express before the door of Mr. but never saw anything that excited suspicion in mind of Mr. or P^r. Remembers the house being burnt when he went there he saw the fire coming out by the windows and doors - it was a windy night -

X

Other P^r at one time lived in the same street at one time and had occasion to pass that way more frequently -

Defense

Hugh McKay. 16s. P^r since last Mr. Mr. Mrs Arnold also - the P^r always behaved himself as an industrious quiet man -

William Ray. lives in R. Sub. keeps a grocery store - his Mrs. Arnold - 16s P^r since Sept last who

John Dunn 16s. P^r for 18 or 20 years - is a taster by trade and has a family - is an industrious man - that there was a fire about the 20th of last month there was a fire in the R. Sub - P^r was at home after at 8 in the evening & remained there till half past eight - he P^r he must go home to his family -

Thomas Thelot. 16s. P^r sees that a fire took place 21 Oct last in College Street - the P^r came into house of Mr. Stuart when he lodged - saw him go to bed a little before nine - there was one

Richd

Rich^o. Mabrey slept in room with him - a little before 12 hours the big affair - some one got up and went out -

X

~ He went to bed early - & P^r might have gone out without his knowledge -

Rich^o. Mabrey. Has known P^r for a long time - he always bore a good character - Mr went to his bed early on the evening of fire, slept in same bed with P^r when P^r came to bed he had a light no claim - Mr got up took off his cloaths - P^r came to his bed - and Mr. recollects nothing further till he heard the fire bell - thinks P^r would not have got up without ten. of Mr. and when fire bell rang then P^r got up to look when the fire was - he went out & told Mr. to shut the door after him - Mr. was not asleep when he came back which was about 3/4 hour after and told Mr. where fire was -

Peter Stewart - lives in Montreal - ten. P^r 14 days previous to the fire - the night of the fire the P^r came in a little before nine at night - we gave him a light - saw him in bed - about 1/2 past 12 o'clock heard the fire bell - the P^r wanted Mr. to get up & we refused, the P^r got up, said he would go & assist to extinguish it - he got up, went out, & in about 3/4 hour after the P^r returned & told P^r when the fire was, & that the house had been consumed - Does not think that P^r would have gone out of the house that night without Mr. knowing it -

Verdict Not Guilty -

The King
vs
Hezekiah Pearson } On Indictment for Grand Larceny

Daniel M. Innes - is engaged w^r John Ranson
and Levi Stotell - in the Lachine Canal - He & das
Cory who was engaged on their behalf to do work
for them - & gave him 16 Shovels - 12 Spades &
~~3~~^{as many} Ox chains as he should want - That
this day three weeks he came to town w^r Mr Ranson
on his way home was told that a person had been
seen carrying part of the tools off - this was on
the Saturday evening - understood the name of
the person was Hezekiah Pearson - thinks the
tools were taken about noon on Saturday
13 Oct - he took out a warrant of the P^r
and one Ayr went to cross to Horse boat but
did not find them - the W^r requested Codd Cook
to see the things of P^r had bro^t them, he said
he had bro^t none there - enquired for the place
where the P^r oxen were - went there & found
2 Shovels & one Spade, worth 5/- and the
explorers found an ox chain - Returned to
Cook's next morning, saw P^r - he was arrested -
he was told for what it was - P^r said he was
sorry for it as he had bro^t the articles from
Mr Cory - he then gave up 2 spades and
a shovel and an ox chain, which W^r knew
to be his property & had been given to Cory
only to work with, but he had no authority to
dispose of them -

That Mr Ranson had given some tools to Correy before the W. & his other Partners arrived - the Spades marked w^t a C. were delivered by the W. know spade now produced to be one of them as well as four the No. 3 - being the number of the tool - That Mr Ranson might have delivered tools of same kind before arrival of W^r but thinks not - understood that Correy had been employed about 18th August last - he has undertaken a part of the work & rec'd. money occasionally from W^r & his partners - & that by the act. between the 1st Correy & his partners he is their debtor & the said articles are not charged up Correy - does not know what his partners may have charged to P^r & that a great many articles were taken away from the Canal.

x^o
It is no doubt but the tools produced are the same he delivered to Correy -

Angus McEntire - was at Lachine Canal where the people were at work on 13th Oct. last - saw P^r there, who was a man not accustomed to work there - he had a spade in his hand - same day about 1/4 hour after he saw him with 2 spades & a shovel or 2 shovels & a spade - in a Cart on the road of harness near the Canal - about 8 days after saw P^r at McGibbons house in speaking of an ox chain he said they had to pull it out of the mud and wash it before they took it away -

x^o
Has seen P^r for 5 times - has seen as on other but does not kn. They were the 08th when he saw P^r with the Spades & shovel there was no apprehension in his mind that

that he had stolen them - That Mr. Austin drove the Cart in of the Spades were -

John Prenavane - went w^t Mr. Innes to town of Cook to arrest P^r - the morning after found P^r who gave up 3 shovels & an ex chain which were broⁿ. to the police office, they are same now produced - the P^r said he had bought them from one Farrey -

Jonathan Alger is a blacksmith - The chain now shown was made by him - for the Canal Co that is Mr. Innes & Co. The chain is worth about 10^s - The chains were ordered by John Ranson - They were delivered to the order of one Farrey to a Carter -

^Q
That Ranson when he ordered the chains gave directions to Mr. to let Farrey have what tools he want for doing a part of the work he, Farrey

Defense

John Farrey, Mr. P^r knew one Silas Farrey who had a contract with Mr. Innes & Co - was present when Ranson showed some tools which came from New York to Farrey & told him that such as he wanted he should have - has heard Mr. Innes as well as Ranson says that the

The tools which were given to Farney to do the work were charged to him, & were to go in part pay of the Job he had undertaken - He has worked a little on the Canal - The shovel now shown was used by one of Farney's men, & is by the mark put on it by one Crosby - which is the only mark by of he could see. It from any other. That Mr. P. A. & a servant worked for five or six weeks for Farney on the Canal - was present at different times when Dr. asked for his payment from Farney - who said he would not draw money from Mr. Wherry - The Dr. asked him if he had any old chairs - Farney ^{said looking to shore} I have 2 or 3 chairs & he might have one or two of them - and also some shovels - Farney directed Mr. to deliver such articles to the Dr. and the P. in consequence, one chair, one shovel & one spade - the price was not agreed upon, but it agreed that Dr. should have them at a fair price - It has been P. six years upwards in the United States - has been a member of the general Court for several years a man in early circumstances - has served as Sheriff of the County

^x
W^r is a farmer - ailed as Clerk to his son Silas Farney - and remains to settle his acc^t - no body knows where he is gone - He deliv^d the chair & spades to the P. on 13th Oct.

Watson Crosby - is P. Mr. Dr. Wherry - son Silas Farney -

was employed by Silas Farley to work on the
Canal - on 13 of last month, the last Mr. asked
Mr. go & shew Mr. P. a chain of brass son had
sold him - the Mr. had to take up the chain
from mud & wash it & threw over the fence
to P. with a shovel & spade - and John Farley
had another spade -

Verdict - Not Guilty

The King
George Livermore Sheppard }
& Lyman Wright - }

An Indictment for stealing
in a dwelling house to the
value of \$10 -

Hippolite Laforce, keeps a tavern at the faller
P. came to his house on 28 May last staid all
night - next morn about 1/2 past five came to pay for
their board - 1/2 for the two - Mr. Lyman Wright
gave Mr. a dollar & other P. a gr. dollar - he
refd. the change - his money is in a small trunk
in the bar where P. said he is just the money
he rec'd from them. It went out & left Peggy
Burke & the 2 gr. in the room - when he went
told P. B. to mind the bar - was about about
minutes, when he came in the trunk & his money
was gone & the P's also - the kitchen where
P. B. was adjoins the bar room - the W. concluded
the P's had taken it - sent in search of them
W. went to old Mondelet, Police Justice - to
get a warrant - they were stopped about

Six o'clock in the same morning - There were about 20 Spanish dollars - there was about 20 French ^{bund} francs - a few pieces of English ^{bund} crown, Shillings & pence & 12 bob - & a piece of 4/8 - none of the pieces were particularly marked. Mr. described to the Constable that the kind of money he lost, say. That showed Mr. afterwards he had found an $\text{P} \frac{1}{2}$ which corresponded ^{as} nearly as he believes with the money Mr. lost as the quantity & kind of money was the same - Saw $\text{P} \frac{1}{2}$ about 7 o'clock the preceding evening at his house. The house where the money was taken was rented by Mr from his father -

x-

Rev. Dr. next morning they were going off in a steam boat - after they had been arrested they said they had come from Quebec, where they had been with Raft - did not ask them if they had been paid by the persons who were proprietors of the raft - The boy was in the bar & when he charged their money he put it on the bar - he had not counted his money for ~~several~~ days before - cannot say how many days - The day before the $\text{P} \frac{1}{2}$ came to his house he had said 26 doll' in French francs &c - he put in that box I was in habit of receiving money every day - and there was in it at least 20 ^{bund} francs when it was taken - There were half dollars, quarter dollars & guinea sols in it, but cannot say how many

there

There a few fr. Crown - what makes him say
 so, is because he usually receives such kinds of
 money in the course of his business - That
 he told Hart the kind of money he had lost
 he described it - Hart also asked him if there
 was any paper money - Hart after this
 showed him the money - but he could not
 identify any of the pieces - The only reason
 he concluded that money as his was that he had
 such money in his trunk nearly to same
 amount - That fr. £¹ Crowns are in frequent
 circulation - That P. B. has lived in his house
 at different times, not as a servant but to aid his
 sister the wife of Mr. O. that she left the house
 4 or 5 weeks after 28 May last - That the
 Dr. Sheppard was found near his house near the
 bridge - asked for the Dr. he said he waited for
 him in order to go off - Sh. ret^d to the house of Mr.
 very ready - when Dr. O. then was in near the
 house of Mr. M. Dr. M. was doing nothing at
 the time - it was early in the morn but broad day
 light - When he left the bar to go out, the ~~other~~^{old} ~~old~~
 were at the Counter - when he ret^d the Dr. were gone
 except P. B. when the boy & his money was, she was
 then in the kitchen, she did not know - but that the
 Dr. were gone - She saw Dr. Wright sometime
 afterwards coming toward house of Mr.
 By Lucy - it was about 10 minutes after five
 when Dr. left the house - saw them afterwards about
 six -

It was not six o'clock when he next saw Dr Sheppard - Mr did not accuse either of P^m, but suspected both of them - Mr Mr expressed his surprise at losing his money as no person had been in the house but them the Dr. Sh. took him into a room & told him it was not him - when Mr went into the yard his front door of the house was open - It is ~~not~~ possible that any one could have come into his house by that door & taken away his box & money without his observing them - That a person occupied in the kitchen might not see another coming in at the front door - he pays rent of £100 p on half of the house, and Mrs Bennett the other half she locked his box when he gave charge to the O^Y & took the key with him -

Peggy Burke - is sister in law of last Mr on 28 May last she was at his house - the 2 P^m slept there on 28 May last - saw Dr next morn - was in house when Lefever went out into the yard she was in the kitchen & told her to look after the bar - there is a passage to the yard neither the kitchen nor bar are very large - When L. road out the 2 P^m were walking back & forwards in the bar room they went out without her observing them - L. was absent about 10 minutes - no other person could, or did come into the room before Lefever came back - when he came back he asked her about his box - & finding it gone they suspected the P^m - the Mr was not employed about anything in the kitchen - Before L. went out saw him give charge to P^m & put back the box in the bar -

x^d

Is 14 years old - ~~that~~ it was on a tuesday morn 3 - when the money was taken - the P^m could went out without her seeing them, but does not think that any one could come in without

her seeing them - the P's were walking backwards & forwards in the room where the bar was - When her brother in law came back she was in the Salle or bar room - the Street door room

Ester Burke. 16. On my having seen them at her house when they lodged on 28 May, they arrived about 4^o past two Island all night - there was a 3rd person w^t them - they left their bundles in bar - waited when Laffer Steam boat off - they went out, and came back about 4^o past five & bought a quart of milk - she found they had not much money than about them as they had much difficulty in finding a few coppers to pay for it - the qth P^r then asked if he could get a bed said they could - it then appeared that tallest of persons appeared to have a dollar & a piece of smaller coin but cannot say they had not more, but this was all she saw - There are two doors in bar room a door of th room & the door of the bar - That one cannot come in at the front door & go into the bar even if all the doors are open, without being perceived by a person in the kitchen, if they were attending - that Peggy Burke is a person who is always attentive to the orders she receives -

X

Was present during exp. of two last W^r was present in Court - the Dr^s P^r they had come from Leuba from the Rafts -

Richard Hart. 16. P^r since 29 May last he apprehended them on consequence of the money qth was lost at Laffer's - he searched them & found money on both of them - they said they had sent it or ways at Leuba - showed it to Laffer who said
that

It was the kind of money and about same amount he had lost - £ - lots &c before the arrest the knew of money he had lost & also the amount but does not recollect the amount - millions dollars of dollars 2/3 pieces $\frac{1}{4}$ dollars 15 tols & some 10 Cent pieces american coin, & - can't say six pence - The provosts must the name of person from whom they had recd this money.

x-

The Dr's did not appear disconcerted when arrested, said they had got the money from their Master a Lumber they & they going home to the State - Not unusual to find ten Cent pieces in poss. of an American as it is a current Coin of America -

Defence -

Thomas Webster lives in Highgate in State of Vermont Mr. Dr's is well acquainted w^t Wright, not so much w^t Sheppard - Wright lives in same state w^t Dr's about 1 $\frac{1}{2}$ Oct 1820 he employed Wright in the lumber business, after went to Quebec w^t Dr's and gave him £ - gave him 4 ten dollar bills when he discharged him at Quebec, and as 88 dollars some draft was due he took back charge to Dr's there were Montreal bills of - would have been at a discount when he was going - While Wright was in his employ he gave satisfaction to Dr's - not a disgruntled character - never heard any thing ag^t him - He pd. Wright the 26th May £ 100 understood he went off same night for Montreal -

x-

Did not see any other money in coin but the change of Wright - There is a loss in taking french hf crowns to

in the States -

John Jones. lives in Montreal, has rendred at St. Armand
10 P.M from having seen them in Gaol - he
became bail for them in consequence of a Cousin
of Sheppard mentioning who they were -
Thos. Sheppard was an officer in the militia
Mr W^r commanded is a respectable man and
all his connections - Th W^r afterwards
wrote a note to Thos. Sheppard to desire the
P^r to come in Sapperton at least if they did

John Blanchard lives at Miss. Bay, 16 P^r. Sheppard
for 12 or 15 years - he always bore a good
character, his the son of respectable parents
show very respectable connections - The
W^r recommended the P^r as a proper person
as a servant - Hear a Re. that he came
to this Country this Spring on the rafting
business -

Baldwin May - lives at Miss. Bay - is a Magistrate has
been P^r. Sheppard some time before last - used to
see him every 2 or 3 days - he behaved himself
always well - was employed by Mr Munson

Peter Holt. Gaveler - the latter end of May the P^r were
committed to gaol - they conducted themselves equally
while there -

Verdict. Not Guilty

The Court adjourned till Monday 5th
inst' at 8 o'clock in the morning - Monday

Monday 5th Nov^r 1821. a.m.

Present

Justices Reid Foucher & Ryker.

The King
" Joseph Prive }

An Indictment for horse-stealing
a very gelding property of Thomas Durand
on 17 Octo. - at Vercheres - value £10 -

and on another Indictment for stealing
a mare the property of Victoria Laroc
of Vercheres on 17th Octo. - value £10 -

Thomas Durand, dem. a Vercheres. acom. le P^r des sa
jeunesse - que le 17 Oct. der. il avoit un cheval couپ
rouge de la valeur de £5^t le mercredi au soin il avoit
le cheval dans le chaum de la saidi matin il manquoit -
il a ensuite trouv^e son cheval à Quebec environ huit
jours apres, il y fut par les informations qu'il avoit
recu - la premi^e renseign^e qu'il a eu l'ot^t de traversier
à Sorel - il a été ensuite à Nicolet - & de là à Quebec - ou
il a vu son cheval dans l'ecuirie de Mr Grant maintenant
present - il a aussi vu le P^r qui lui a dit que que l'ot^t
deux chevaux, ils pourroient les prendre - mais le tems
n'a pas voulu - Qu'il a vaincu le cheval & l'a monté
au traversier de Sorel qui l'a reconnu étre le même qui s'avoit
vu avec le P^r en descendant à Quebec -

Qu'il y a 7 à 8 ans que le P^r est à Vercheres n'a jamais
rien entendu dire contre lui - a été bien élevé - & des hommes
pacifiques - & le tems, a été bien occupé de le trouver dans cette affaire

Victoria Larose, dem. à Vercheres, com. le P^r qui a été élevé
 son voisin ^{qui est un parti de Verdun} & la considère com. un hom. respectable
 Qu'il y a 6 ans qu'il a un lument — que
 aujourd'hui 20 jours il a perdu cette lument —
 qu'il estime à ⁴⁰ piastres — qu'il a été avec le
 doct. tem. à la traverse de Sorel, où le traversier lui dit
 avoir traversé trois chevaux, un gris, un rouge & un
 noir — sa lument est grise — il fut à Québec
 où il a vu que sa lument avait été vendue à
 un nommé C^hackson, maintenant présent — de
 qui il a reçu — le P^r fut avertie à la maison, où
 il était — et il leur a dit avoir acheté ces chevaux
 Qu'il a monté sa lument sur l'aventurier de Sorel
 qui l'a reconn. pour un des chevaux qu'il avait
 traversé pour le P^r et le Trav^r l'a reconnu —

x

Le P^r est d'une honnête famille, & il n'a jamais
 rien entendu contre le P^r et il me l'auroit
 jamais soupçonné d'avoir volé sa lument &
 et il ne croyoit pas capable d'avoir volé —

Theodore Clathe — bavardier à Sorel — con. le P^r pour l'avoir
~~trouvé chez lui~~
~~bavardier~~ le mercredi dans la nuit vers le 15
 ou 16 du mois passé — Que le dimanche après
 il a traversé les deux tem. Durand de L'arre
 le P^r a couché chez le tem. & il l'a bavardé
 le Jeudi matin — Que le P^r disoit qu'il n'avait
 pas d'argent pour payer sa traversé de ses chevaux
 comme il l'avoit tout dépensé pour acheter ses
 chevaux

chevaux - le lundi, le tem. il a traversé, tel a payé
 à l'exception de 12 lobs - Le P^r disoit avoir acheté
 les chevaux à Verchères, mais il n'a pas dit de quoi
 et disoit que la blanche ^{la jument} étoit à lui - qu'il avoit
 payé 20 piastres pour le noir - et le cheval rouge
 et ayant payé 30 piastres - le P^r disoit
 qu'il alloit à Masker - Que les deux p. témoins
 ont arrêté chez lui avant l'heure de la messe - qui
 cherchaient la jument blanche & le cheval rouge
 que c'eut le tem. qui leur a donné connaissance des
 chevaux qu'ils avoit traversé pour le P^r des paroissiens
 connuut que c'étoient leurs chevaux - Qu'il a
 vu la jument & le cheval à Montreal Samedi dernier,
 et il les croit être les mêmes qu'il avoit traversé pour
 le P^r - Le P^r lui dit qu'il étoit natif à Verchères
 et qu'il revient à Masker -

F

Que quando le P^r arriva chez le tem. il ne paroissont
 pas pressé de partir, ni de traverser ses chevaux
 Que le tem. dem. a 8 heures de Verchères - pour aller traverser
 une autre traverse il falloit monter 4 heures du côté
 de Verchères - il arrive quelques fois que les magouins
 disent avoir élevé les chevaux, sans que cela soit vrai.

Peter Grant, lives at Quebec, is a butcher. He work
 before last he saw P^r at Quebec, he had horses with
 him for sale - it is one Belanger who asked leave to
 put their horses in Mr W^r stable, the P^r was with

Belanger

and he σ^2 . The horses belonged to the O^2 That one of the horses he observed of a red or bay colour which he observes often he had been claimed - saw the 2 Mr Durand & Larose at Quebec -

John Dickson lived on Mr Chillis' farm at Quebec Mr. P^2 from buying a horse from him at Quebec - a gray mare, on 25 Oct last and gave him £13. 15 for her - it was in the stable he bat her - the day before he saw the mare, & P^2 σ^2 . she was very good one, that he had broke her up himself, and that he had her mother - knows french enough to understand what the O^2 said - P^2 said he would bring down the mother of the mare next fall - The W^2 saw also a ^{dappled} brown horse also in poss. of O^2 - the man purchased by W^2 was claimed by Larose - and the brown horse was claimed by Curand - this mare the W^2 delivered to Larose, & she is now in Montreal - saw O^2 paid by Mr Chillis, who paid him mostly in paper - Other P^2 said he had come from Muske -

\hat{x}^2

Did not ask O^2 his name - could not find him out by his appearance - £13. 15 was the full value of the mare at that time

Qn/B^2 . Lepine. con. le P^2 pour l'avoir mis au malte trois chevaux dans l'enclos de Mr Grant à Quebec -

il est arrivé avec le passager de St-Nicolas avec les chevaux - et il n'avait point d'argent pour payer le traversier, mais lui disait qu'assurément qu'il avoit vendu ses chevaux il le payerait - Sait que le Dr. Lem. avoit acheté la bennet grisie du P^r - Qu'il a vu les nommés Renaud & Larose qui sont venus chercher leurs chevaux & qui ont relâché la bennet à la cheval rouge - Il a indiqué dire du P^r que c'étoit lui qui avoit élevé la bennet -

Defonce -

Godefroi Renaud - con. le P^r dep. 18 mois - pour un magouinon - sait qu'il a acheté un cheval rouge au bonhomme Dubois - il y a environ 15 jours - qu'il disait qu'il voulait acheter des chevaux pour mener à Québec - Con. la famille du P^r qui est bien respectable & à leur avis - Que sa mere est mariée à un nommé Labonté un hom. riche - ne le croit pas capable d'avoir volé des chevaux - qu'il sait que les magouinons vendent toujours leurs chevaux, qu'ils les ont élevés eux mêmes - pour mieux réussir dans leurs affaires - Que le P^r a une tente à Yamaska - ne sait pas l'argent que le P^r peut avoir -

Nicolas

Nicolas Petit dem. a Yawaska - con. le P^r: depuis sa naissance - vers la y a 8 ans qu'il est a Montreal c'est un hon. hom. d'une bonne famille - Qu'il est dans l'habitude d'acheter des chevaux le tems. lui en a vendu un il y a environ 15 jours. disant qu'il allait ce quebec pour le vendre - il lui a fait credit - les maguennons ne se bornent pas toujours a dire le vrai, a l'egard des chevaux qu'ils ont a vendre -

x

Que le tems. a fait credit au P^r pour le cheval. Le P^r disoit qu'il devoit amener y a 8 chevaux qu'il avoit dya achete, et il est venu a Montreal avant d'aller a Quebec pour faire de l'argent. Qu'en allant a Quebec il devoit passer par St Denis du tems. a compris qu'il devoit prendre les chevaux en passant - que c'étoient des chevaux Canadiens.

P^r - Menard d'Belrose - con. le P^r: depuis longtems, est d'un fam. respectable - a fait des affaires avec le P^r de d'a longues bonnes hom. hom le P^r passe pour maguennon le bout etot il y a environ 15 jours ou 3 Luns. qu'il avoit acheté des chevaux, dqu'il alloit a Quebec - on a été surpris d'entendre qu'il fut arrêté pour vol de chevaux -

x

N'a pas con. que le P^r ait acheté des chevaux
Qu'il y a 4 lieus entre la Riv. Maskinongé et la
Riv.

Rew. Richelieu -

Eusebe Cartier - du St Heyacanth, marchand - dem. chez son pere qui est Juge de Paix - l'annee derniere il etait Juge nomme pour les petites Causes - entretien frequente - le P^r dem à 2 lieues de la - n'a jamais entendu le monsieur chose contre le P^r - il a toujours bien payé pour tout ce qu'il a eu du tout - Que la trouvere de St Denis est petit - Von suit ordinairement le chemin de la Rew. Richelieu pour aller de Masker a Quebec en eté -

Thomas Bourchallier, medecin a Masker + con. le P^r depuis 4 ans - il a une tres bon. reputation -

Louis Recard, Not. a Alaska + dep. 22 ans - a toujours connu le P^r pour un hon. hom. Il a gouté de cette reputation -

P^r Amiot - dem. a Vachon - Cap. de Malise + con. le P^r & sa famille - il a été bien élevé - sa famille est très respectable - Son beau-pere est un homme riche - et le P^r a toujours gouté d'une bonne reputation -

Verdict - Not. Guillet - upon both Indictments -



The King -
 Abraham Paradis
 " Jos. Charbonneau
 and
 Marie Cate, Gagnon

Quatre déclamants au Proc'

1^{er} for Grand Larceny - on 6^e. Oct.
 at Sorel - 1 saddle value 62
 1 Calash Cushing ~~10~~

of goods of George Bramley

2 same day - 1 tin basin value 1-
 2 shirts ~~1~~ 20/-
 1 bag ~~1~~

of goods of Ant^e Fourier in the
 dwelling house ~~22~~

3 ~~same~~ Burglary - in room of René
 Gautron - same night 6^e oct.
 2 tubs butter ~~1~~ 55.
 2 terrines ~~1~~ 2-
 of o^r René Gautron -

René Gautron, dem. à une heure & demie de Sorel
 2^e voisin de Geo Bramley - il a une lanterne
 chez lui séparée de la maison - le 6 oct. il
 y avait 2 tiroirs de bougie dans cette lanterne -
 cont. environ 135 livres de beurre - il valent
 20 sols ou 1 chelin la livre - il a vu les deux
 lanternes le Samedi dans l'après midi dans sa
 lanterne - elles avaient été posées dans la nuit -
 conv. les P^M qui dem. dans le temps à Sorel -
 Il ~~les~~ vit ces deux lanternes après chez Mr Green
 à Bruxelles - les a reconnues - et il les reconnaît

~~75~~
~~60~~
 135

maintenant

maintenant pour être les mêmes - Que la porte de la lanterne étoit fermée au crochet --

Antoine Forcier - dem. a emporion plus bas que le village de Deschênes - ne connaît pas les P^{es} - Que le premier octobre il a perdu un bassin de fer blanc, valut 4 francs Chemises 5/4 chaque une poche à 1/3 - les a vues épernes en l' office de Police - le bassin, il y a 4 ou 5 ans qu'il s'en sort d'il le reconnoît à lui - il manque un anneau - les chemises de la poche n'ont point été trouvées -

George Bramley - lives at Sorel about a league from village - does not kn. P^{es} - on 6th Oct last a saddle & Calash Cushions were stolen from his father's house the saddle was worth y or 8 dollars - the cushion was worth 10/- These articles were there on the Saturday & Sunday morn they were gone - he found them afterward at ~~Adroitness~~^{Adroit} at the Magistrate - recognizes the saddle now shown to be same as his property - No. the cushion to be the same - although "ript" -

X³-

Cannot swear positively to the cushion -

Jnf B^e. Paul, dem. a Sorel - con. les P^{es} - Il a vu passer le soir du 6 Oct. vers les 8 à 9 heures ils rodent dans le village - le P^e un nommé Parent demeurant dans une maison appartenante à un nomé Brabant

Sont au demeuré Bramby à Gauchoux a vu sortir 3 personnes sortir de la partie - la partie
a resté dans la partie - les a vu aller à Provins
deux fois - dans le cours de la ^{soir} ~~soirée~~ - ils sont
sortis entre les 10 & 11 heures - il leur a vu sortir
encore deux, qui sont rentrés après minutes -
Que le bém. a été avertir le voisin pour venir voir
ce qui se passoit - il n'a pas voulu venir - mais
l'heureux est venu - le lendemain l'heureux a
fait la recherche dans la maison et a trouvé
plusieurs effets dans la maison -

Angélique Germanin, fme. du bém. bém. - elle était chez elle
le 6 oct. der. des P^r Dom. près de chez le tisser. -
elle a vu sortir deux des personnes qui dem. dans
cette maison des P^r - ils sont sortis deux fois, &
rentrés - il pouvait être 11 heures du soir - elle
était en train pour le feu -

Ferreol Dion, dem. à Buthez - le 9 oct. du. le P^r
Paradis & un nommé Parent sont venus chez
lui vers les 7 heures avant qu'il fût levé pour
lui vendre de boeuf - le bém. disait qu'il voulait
la voix auparavant - le même soir vers les 10, 11
heures - Paradis a apporté une boîte à Parent
l'autre - ils ont demandé 18 sols la livre pour
la boeuf - il est enfin convenu de prendre une
des boîtes à 14 sols - à l'autre 15 sols - et a
payé

payé il ayant à Paris - depuis ce temps Pané
Gauthon a volé ces bijoux comme à lui -
et les a dépeint avant de les voir - & en les voyant
les a reconnus comme à lui - Que les bijoux maintenant
montrés sont les mêmes -

Pierre Louis Delegoff - con. en P^{re} Charbonneau & la D^r
qui passe pour sa femme - il y avait 10 à 11 jours
qu'il étoit à Paris - Charbonneau et Journalier
le 14 Octobre, dimanche au Soir - le 15 Octobre
il a fait la recherche dans la maison de P^{re} la
il a trouvé, la selle, le coussin de Calèche, la
grand bassin - Mr Bramley a volé la selle -
le P^{re} ne rendoit aucun Compte de ses effets - les
D^r étoient tous presents - Que d'après que la fem.
le P^{re} leur a dit que la femme avoit été vendue à
Berthier, il y fut, et a trouvé une tincte chez le
nommé Dion - Gauthon y étoit qui a reconnu sa
tincte - il a retrouvé une seconde fois lorsqu'il
fit une recherche il a trouvé l'autre tincte chez
Dion - & Gaudron a reconnu l'autre également -
et il a apporté les articles en l'Office de Police -
reconnut les articles être les mêmes qu'il a trouvés chez
le nommé Dion -

The King. — }
Anna Kanyuwha. }

An Indictment for Shoplifting

William Edmonston - is one of the partners
of William Parlane & Co which consists of James
Miller, Alex'. Parlane & Mr. — on the 5th
September last a piece of green cloth consisting
of eighteen yards & a greater width above £15
then property was stolen from their shop in
Montreal - Saw it afterwards in the Police office
and he knew it to be their property - verifies the
cloth by Mr Miller's writing on ~~the~~ ^a ticket on the
cloth, and by the no. of the manufacturer on ~~that~~ —
The second day after saw it at the Police office -
that the morning of the day the cloth was lost
he saw an Indian open the shop door, but
the Mr. ordered her off as she went away - cannot
say it was the P^r — the Cloth was near the
door - inside - in this store that piece of good
now shewn others of various kinds were exposed
for sale —

x^r

The Cloth was manufactured in West of England
it is not of an uncommon quality - there may be
similar kinds of cloth - the Insignia was
on it when it was taken - the writing of Mr. Miller
is written on the Cover, — he would have known
the clothe without any of these marks - it is

the

the only piece of cloth of the kind they had in their store —

Jean Prenevant, her Dr. found the piece of cloth now shown in her possession near the New Market in this town on 5th Sept - about 3 or 4 o'clock in the afternoon - he asked her where she got it, she answered, that she got it from another squaw and gave a gill of rum for it — The piece of cloth now shown is the same — The Dr. answered to Mr. in French. —

x°

The Dr. said in French, that she had paid a gill of rum for it to another Indian woman — She does not speak very good french, but he sufficiently understood that she paid a gill of rum for it —

Louis Marteau — Police Constable — acc^d. from Prenevant the piece of cloth now shown — which has been in his possession ever since until produced here this day —

Defense

Bernard St. Germain — Ms. Dr. for about 10 years, she belongs to Sault St. Louis — never heard that she was guilty of any theft — Knows that she is married and has been considered as an honest woman — That he has often ~~for~~ seen as much as 15 or 16 years

of

of Cloth given by Govt to the Indians for
themselves & families - it often happens that
they sell this cloth to each other - That
he knows the woman from whom Dr. pretends
to have got the cloth, she is much given to liquor
& he has often seen her strolling about the Shabs -

^x
The cloth given by Govt is greener than
that now produced & not so fine - no
cloth of that description -

Verdict. Not Guilty -

The King
George Schuyler }

On Indictments for Grand
Larceny -

1 barrel flour - value	20/-
1 barrel oatmeal	25/-
30#. dried codfish	3/-
1 Linen bag -	1/-

of the goods & chattels of Sabuz Gold & Co Tanned
Bouwhiller - on 11 Sept. at Montreal -

and also

On Indictment for stealing from a dwelling
House -

1 Silver watch	"	20/-
2 pair Trousers		20/-
1 Coat		40/-

1 Short. valan	—	10/-
1 white vest	—	5/-
2 Cravats	—	3/-

of the goods & chattels of one Duncan McLean —
and — 1 Green vest — 5/-
the goods & chattels of James Bill in the dwelling house
of the said Duncan McLean — on 5th. Sept.

Louis Tancre Bouthillier — That about a month ago the store of this Depo & Labeau, bolt was broken open
a barrel of flour, and some dried fish were stolen
out of it — values flour at 20/- and the codfish at
3 a four shillings — the store is in Montreal — the gate
of the yard was found open in the morning — and these
things qd. belonged to him & his master were stolen out
of the yard — saw the flour ~~soon~~^{next day} after at home of
one Macqueen — Therefore it was the same, had the
same marks as the one he found at Mr. Queen's house —
there was about 30 pounds w. of codfish there in the
same — there was a bag taken qd. he found at Macqueen's
qd. looked like one of his M^r. bags —

Thomas McQueen, lives in Montreal, M^r P^r about 21 months
ago — lived at one time w^r M^r at Kingston — in the
month Sept last on 10th in morning the P^r came to
M^r — said he had left his master & had a shift, with
some flour, some fish qd. he wanted to sell to M^r
he brot a barrel of flour & some fish & was ready
to detain him, he gave him 1/3 — went to Police
office to tell what he had seen — a mean time told
his people to give M^r something to eat — Then

The W. then ask'd P. when he had got those things, said he had got them from two Irishmen - said he did not know the store that been broken - said he knew where he could find the Irishmen - showed flour to Mr. Boutinette who claimed the flour for & had it as his property.

David Ferguson, a Cooper of Colb & B - Mr. McQueen that on 10th Sept^r last in the morn^g he perceived that a barrel of flour and some fish had been stolen out of the store of Miss^r Colb & B - and W. traced the marks of the flour to within a few paces of house of Mr. Queen when he stopped - the barrel of flour was branded H. T. P. inspected by A Hall - fair flour - has sold a good deal of flour under this brand - saw the barrel of flour the night before, - went in to Mr. L's house and told him mark of barrel of flour - met Mr. Queen who told W. there was such a barrel of flour at his house, q.t. he showed to Mr., & we saw on it the same mark - the codfish he recognized from the quantity - he had packed the fish himself the day before in a barrel q.t. was broken open - he had also coopered the barrel of flour - there was a bag w^t he lost q.t. he found at Mr. L's also -

Duncan Col^r Lee - keeps an Inn in Montreal, on 5 Sept^r a quantity of articles were taken out

out of his house, a Silver watch w/^o a chain
 coat value 20/- two pairs trousers w/^o each
 a shirt w/^o which ret 5/- 2 gravats 4/-
 The watch was among the cloaths in a box -
 had seen the watch the evening before the P^r was
 in the habit of coming about his house, saw him
 there on 5 Sept in the morn - about 10 o'clock
 but was not there above 3 minutes - saw him go
 out, he carried nothing w/^o him - about 12 o'clock he
 missed the above article - He houses he rents - he
 found at house of Mr. Mc Queen, the watch, coat
 shirt, and a pair of trousers - he recognized them
 immediately & told him the marks before he saw
 them - Watch now produced is same he lost -
 identifies the Coat - the waistcoat - a pair pantaloons
 & found the shirt also, all q^t he found at Mc Queen,
 the gravat & ^{green} waistcoat he got from Mr. O'Loar.
 he gave up the article at the Police office -

X°

That a black man had slept in the house the
 night before & left the house about six o'clock in
 the morn - cannot say, that the P^r a black man
 stole the articles - That P^r was in his house the
 evening before - and was frequently enough there to
 know where the things in the house lay -

Thomas Mc Queen - That Mr. rec'd a Coat, a pair of
 pantaloons & a Shirt, of the P^r he'd on him, about
 10 or 11 o'clock in morn - he came in dasked Mr.
 how

how he was asked for bread & cheese - & he had left his master - & that his cloaths were too good to wish to change w^t Mr. McLean gave him 3 or 3/6 - a pair of breeches, a coat, a shirt and a hat & gravat to work in - & he was to give Dr. whatever he thought right on the exchange
 he returned about 3 o'clock same afternoon
 asked for more bread & cheese - when he said he had got a watch & if he would give him the money to go & fetch it - went return to Mr. O'Loane's when it was pronounced Ju 3/9. Dr. delivered it & gave him 1/- he came back about the 10th at 6 in the morn. when he came back with the flour, & asked if we to purchase it - Master McLean asked w^t if he had got such articles & he had not, but had them in exchange - McLean went to house of Mrs. Dredge & the articles now shewn to be his property - The Dr. said he had left some things at Sergeant Kelly's - we went along with McLean to Srgt. Kelly's & there found a green vest & a pair brown breeches - which McLean claimed - the waistcoat he belonged to another person but the breeches were his - went to house of O'Loane when they found a waistcoat & a Gravat - all these things were delivered to McLean -

Patrick O'Loan - keeps a shop in Dub. Sub. th Dr.
 came

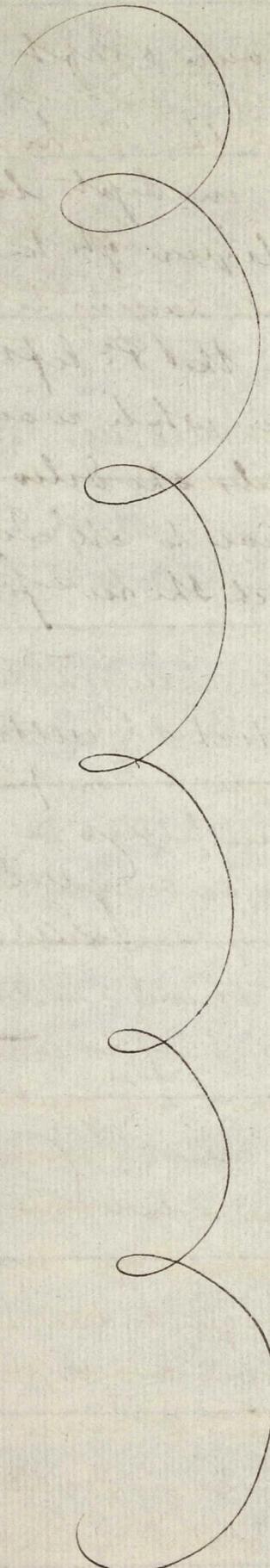
came to his house & left a watch &c on pledge
 Sally O'Doan - As the P^r he brot a silver watch to
 house of Mr. on Sept^{er} last of he left in pledge
 for 3/4 for liquor qd he had - he also gave a
 white cravat saying he would make a present
 of it to her - the P^r left a bag there also, in
 qd there was a white waistcoat afterwards found
 and these articles she deliv^d up to McLean - the
 watch she gave to the Queen who paid her the 3/4 -
 the same watch she rec'd from the P^r

Verdict Guilty of Petty Larceny
 on first Indictment

Guilty of simple Grand
 Larceny on 2^d Indictment

The King
 Jno. Gauvain

(804)



The King
v
Joseph Gauvreau }

An Indictment for Grand
Larceny.—

and

An Indictment for Stealing in
a dwelling house to value of
40f.—

Joseph Lattiville, dem. à St Denis - le 10 Br. der.
vers les 7 heures du Soir, il avoit 2 paix de culottes
un capot, un aviron, qu'il estime à six francs &
quatre sols - vers les 9 heures du 11 il s'est apperçu que
ces effets lui manquaient, il les a trouvés en son
grenier, avec plusieurs autres articles qui ne lui appartiennent pas - il a été chez le voisin demander un bâton
& en venant près de son étable il a vu un hom. sauteur
du grenier, faire le tour de la grange & gagner le bord
de l'eau - il a embarqué dans un canot d'écorce &
poussi au large de la rive - le tenu - a pris un autre
canot & l'a sauvé - & l'a ramené au bord de
l'eau - mais on l'a pas connu - il a rembarqué dans
son ^{d'écorce} canot & a gruté. Cet hom. avec des jeunes
gens - dans le canot d'écorce il a trouvé une tonnelle de
bois attachée à la barre - alors le Dr. Vint en
témoignage, disant qu'ils alloient montrer les gens
du Soir - lors que le tenu, étoit arrivé cinq gens on
étoit l'hom. qu'il avoit pris dans l'eau - il s'étoit
sauvé - le tenu a accusé le Dr. d'avoir pris les effets
& l'a renié - mais disoit que c'étoit le Commande
de celui qu'il s'étoit sauvé - Que les Culottes
ont

ont restés chez le Guge à Paris -

Joseph Caravane est deuzi^e voisin du der. terr. + il avoit un Canot d'escrime d'ar. ~~Sans~~ hangardé. Vers le 11 son Canot avoit été emporté - il l'a retrouvé chez Lattinville le lendemain - il l'a reconnu lui appartenir il estime à 6 piastres -

Qui le P^r a réclamé la poche qui il y avoit dans son Canot - le P^r est venu au secours

Jean Archambault de St. Marc - il étoit chez Lattinville le 11 Oct. der. lorsqu'il s'étoit appesé que ses effets manquaient - ils ont été chercher dans le foins au grenier, où ils ont trouvé ses effets & beaucoup d'autres qui ne lui appartenisoient pas - ils ont été chercher un fanal - en revançant il a vu danser un de dedans le grenier & un autre avec lui - un a gagné le bas de l'autre & a embarqué dans un Canot, l'autre a pris un autre chemin - étant à environ 40 pieds de terre l'homme a versé ^{Lattinville} - ~~et~~ y fut, & il étant ramené à terre, on lui a demandé s'il avoit quelqu'un avec lui, il dit qu'il avoit son Comarade au bâtimen^t - ~~Alors~~ le P^r vient, en l'interrogeant, comment tu a mon Comarade, tu va avoir affam aux gens de Sorel - pendant que le P^r disputait avec les gens, le premier homme échappa, & ils ont arrêté le P^r Qui y avoit une binette

de bourse dans le Canot, qui étoit relâché,
ce qu'il a été rendu — mais la poche n'a pas été
relâchée, mais il soyait ayant une autre poche dans le
Canot que le P^r relâchait à lui comme contenant
son linge — Que le Canot de Gascoyen avoit
été pris ce lundi au — Que le P^r leur a offert une
pistolet pour le lacher, mais ils l'ont refusé —

Pierre Cadieux dem. à S^r Denis — Que le P^r a été en charge
du timon — que le P^r disoit que s'il savoit que son
Camarade étoit pris, il mettoit le feu au batiment
de Murein, ou ils étoient dans le temps — et que l'on
le connoistroit s'il ne sortoit pas de la prison —

Jos. Lattimille — Que les culottes rippis dont il veint de
parler avoient été mis éloigné dans sa maison — &
il les a ensuite trouvés dans le grenier de l'écurie —

Verdict — Guilty of Petty Larceny on first
Indictment — Not Guilty on the
Second. —

The Court adjourned till to morrow at
eight O'Clock in the morning. —

Tuesday

Tuesday 6th Nov. 1821

Present
Justices Reid Toucher

The King -
Charles Loran &
Joseph Beaudry

On Indictment for Petty Larceny -
and also on Indictment for Grand
Larceny -

In P'ty Gaudry . dem. au pied du Couvent de Marie
dans la nuit entre mardi & mercredi dernier, son voisin
lui a envoyé demander si son cheval avoit été volé
en cherchant, il s'est appris qu'il manquoit deux
harnois, qu'il estime à quatre piastres chaque, et
un collier, qu'il estime à quatre piastres - il a été
chercher ses harnois & collier en ville - a vu qu'un
nommé Langlois avoit acheté une des sellettes - qu'en
suite il a pris un warrant de recherche & chez un
nommé Cadoret il a trouvé ses deux harnois, une
sellette, un Collier, & 2 petites bridle, de selle, dans un
petit bâtiment dans la Cour - qu'il a reconnu ses
harnois & sellette & Collier lui appartenir, & être les mêmes
qui lui avoient été volés - que ses ^{articles} harnois ont été
portés à l'office de Police, & sont les mêmes maintenant
montés - Qu'il a eue une autre sellette du nomm' Jean
P'te ^{Langlois} Gauthier - qui est aussi le même monté montée -

X^o
Qu'il n'a pas connoissance d'avoir vu sortir les P'te
pièces de chez lui, ni vu prendre ses effets - qu'il connoît
ses effets pas s'en être servi depuis longtems - que l'ouvrier
qui a fait ces sellette & harnois, pourroit en faire -
d'autres pareilles -

Antoine

Antoine Languelin, ou le Rose - connaît le P^e Charles Loryon
 il a acheté de ce P^e une sellette, au marché la semaine dernière
 un moment après, on est venu demander de qui il avoit
 acheté la sellette, et il a monté le P^e Le P^e disoit que
 la sellette étoit à lui, qu'il étoit charretier - que l'autre P^e
 étoit présent dans le temps, mais on s'en est point mêlé - qu'il
 a payé 5^{fr} au P^e pour la sellette - que la sellette a été apposée
 à l'office de Police, & a été reclamée par Gaudry l'autre
 dimanche, & est la même sellette maintenant montée -

x

Due le P^e portoit la sellette sur l'épaule - & se disoit
 charretier - & qu'il n'avoit plus besoin de cette sellette -

Marie Clémie Loryon, ou. Les P^{es} que le P^e Loryon est son frère
 que son frère s'est retrouvé chez elle - qu'elle n'a pas vu le
 harnois - que le soir le P^e est sorti, & le lendemain les bailli^s
 sont venu^s chez elle & ils ont trouvé le harnois chez elle
 dans un bâtiment dans la Cour -

x^v

Que l'un passant aurait pu mettre le harnois dans ce bâtiment

Fran^s Cadoret - Que les deux P^{es} se retrouvent tous les deux chez
 lui dans le temps que le harnois fut trouvé chez lui -

Jean P^e Decarry, dem. en bas du couvent St. Marie - que dans
 le matin entre mardi & mercredi der. on lui a volé 1g Vol.
 15 poules & 4 Coq. le poullailler a été fermé - Que les
 volailles ont été trouvées chez le nommé Cadoret le lendemain
 qu'il estime les volailles à cinq piastres - Que il a reconnu
 ces volailles par les ailes coupées - & la couleur & le nombre -

Marie Clémie Loryon - qu'elle a vu Decarry chez elle qui a réclamé
 les volailles, c'étoit vers midi du mercredi - Que elle n'a pas
 connoissance lors que les volailles ont été apportées chez elle -

Qu'il

qu'elle a con. que le P^r Lozon est sorti le soir, l'autre
P^r s'étoit couché - Qu'elle n'a pas con. lorsque P^r Lauson
est rentré -

Jean Prenavau comteable - con. les tems, Gaudry & Decarry
comme aussi Cadoret sa femme - qu'il en un warrant
de recherche pour la maison de Cadoret - pour chercher
des harnois & des volailles - qu'en entrant, Mad^e Cadoret
n'a pas voulu que l'on fit la recherche, mais que
son mari fut present - le tems. l'a fait, & dans un
coin il a trouvé 19 volailles - 15 poules & 4 Cogn^s -
Decarry étoit avec lui & a reconnu ces volailles à
lui - que la femme de Cadoret, a dit que c'étoit
Lozon & Gaudry qui avoient apportes les volailles -
Que l'on a ensuite trouvé le harnois caché dans un
tas de ripples dans un petit batiment dans la ferm^e -
et Gaudry les a relâmés comme à lui -

Verdict Guilty on both indict

The King

John Sparrow Sr, & }
John Sparrow the Younger }

On Indictment for Grand Larceny. -

1 draw ^r scufle	—	value 20 ^f
1 pr ^r Stocks & dies.	—	15 ^f
2 Screw plates & 12 laps	—	10 ^f
1 pair Steel yards	—	10 ^f

of the goods of Thos. Whittemore & Ezekiel Cutler

1 Rice	—	20 ^f
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of goods & of Ziba Panghorn

Thomas

Thomas Whittemore, lives in S.L. Sub. is in S. W Zekiel Cutter - in Lawy' last, lost several articles from his watch shop - a draw knife - value of a p^t stocks & dies 10^s
 2 Screw plates & 12 taps w^t 1 pair steel yards ^{in Lawy' last} the
 shop was broken open & these things carried away & found
them at house of P^r 10^s P^r both had occasion to come to
 his shop & he did some business with Sparrow last winter - The shop was always locked at night - it was
 between 19th & 21st Lawy. last it was broken open -

Zekiel Cutter - Partner of last Mr. had several articles stolen out
 of his shop in Lawy' last - about 19 or 21 Lawy' last - he went
 there early in morn & found lock forced - there was a
 vice, a number of taps, 1 pair of steel yards & other articles
 stolen -

Thomas Whittemore

James Elliot, works for last Mr. knows their shop was broken
 open in Lawy. last - a vice belonging to old Pangborn
 was stolen, the same now shown. - from Steel-y'd.

John J. O'Neill, does not recollect having said before the magistrate
 that he had a kn. of the robbery - never said that the prisⁿ
 ever told him they had a parcel of tools which in their possⁿ
 which had been stolen from the shop of Whittemore & Cutter
 Mr. lived at P^r's house, and heard P^r Sparrow up stairs
 say ~~that~~ it was dangerous to leave these things there, they
 ought to be hid in the ground - the Mr. had seen the vice
 up stairs the day before - there were besides some things of
 iron there, but we cannot say what they were - suspected
 the P^r had taken these things from having seen the vice
 in his room -

Whittemore cross-up

Had no suspicion of P^r at the time of felony

but suspected him when other tools were found in his possessⁿ - sp. had been stolen -

Sp. in chief - knows the draw knife to be his property same now produced - first saw it at the Police office after it had been stolen -

Detect Cutler - ^x cannot swear to the view - knows the draw knife to be his property - & made himself - saw it just after it was stolen at Police office -

Sean Prenavan, constable, went to search house of Dr. Francis Rice on Sept. last - for some tools of which were supposed to have been stolen by Dr. & Rice - found the view - also draw knife - and steel yards qd. were sent to the Police office -

Mary Anne McGillis - No spⁿ done Rice -

Verdict. Not Guilty -

The King }
v.
Jean Chefs }

Our Indictment for Burglary -

Martin Reigner, tenu un petit magasin sur la marche mardi la 1^{re} Ap. der. il a eu des effets volés - il dem. dans le fb. de L. en quittant son magasin il n'avait pas de clef - on a défoncé la porte du magasin - a 7 heures du matin il a vu que son magasin avait été défoncé - il manquait une pièce de drap de 21 verges à 10/6 la verge - quatre piées de cotton aussi - valant £ 3 - ces marchandises étaient dans son magasin le samedi au soir - le lundemain il les a vues entre les mains de John Saude le Watchman il les a reconnus pour lui appartenir - recon. le w^r parmi une des pieces étoit endommagé - il envoi perdre deux pieces qui n'ont pu être retrouvées

L^r

Qu'il n'a pas vu le P^r enfoncer la P^r

John Couffman. Is last We. as his store was broken open on Sept last - was at Colte à baron next day at a house of a friend of his, when he rec^d some information about the robbery, and in consequence went to a house in the S. L. Sub where he suspected the goods were, asked for master of the house - saw P^r there - saw him run ^{P^r} ~~out of the garden~~ ~~out of the house by a back window, & he concealed~~ Mr. followed, & found in a garden behind the house and found the piece of cloth & four pieces of cotton now produced concealed under a plank - the P^r during this came back to house, thus asked him when he had got these articles - he said he found them in the

new

new market - that we carried these things to the
Police office -

x-

That a woman who was in the house told her
where the things were concealed -

Henry Louis, il étoit avec le dcr. tem. lorsqu'ils ont été chercher
la maison au fb. St L - Que le P^r n'étoit point dans
la maison, il l'a vu dans le jardin - a vu les effets
trouves dans le jardin qui ont été apporté à la maison
l'on lui a demandé où il avoit trouvé ces effets, il
a dit au marché neuf - les effets ont été apporté
à l'offic de Police -

John Salter, is a watchman - was present at search -
~~in going in he saw the back window of house open, asked for the master of house he asked for the master of the house, he saw P^r go out at the back window into the garden - Mr Salter and observed him getting over the fence to go into another garden, asked him where he was going, s^t he was going for apples - w^t s^t he had no business to do so - and arrested him - When the articles were found and brot. up to town, the P^r was asked where he got those things - he s^t he had found them in the new market place -~~

Gaspard Bezen il étoit présent à la recherche de la
maison - il arriva là, & avant d'entrer a demandé
aux personnes de la maison si elles avoient con-
du'un vol ils ont dit que non, pendant a tems
il paroit que le P^r s'est tout sauvé - mais étant
ramené

rentré, il lui a demandé s'il avait connu ou connu de ces effets, parlant des effets qui avaient été trouvés dans le jardin, il a répondu - Oui - qu'ils les avait trouvés sur le marché neuf et en conséquence il l'a pris prisonnier -

Louis Marteau dit qu'il a reçu les marchandises en question de D'yen & les a gardées dans l'Office de Police depuis jusqu'à ce moment -

Verdict. Guilty of Grand Larceny. —

The Ste. ⁿ
Harriet Chambers }

An Indictment for Larceny in
a dwelling house - —

James Adams D'wright, lives in Montreal, is a watchmaker has been in the P^r for 2 or 3 years - was in his service at two diff^t times - the last time for about 2 or 3 months - about 6 weeks ago she was dismissed by him, & he afterwards discovered that a muslin gown had been taken a sheet ^{to wet} and pillow case, also - the sheet worth 10/- pillow case 5/- towel 1/- wh^t were his property except the gown - went to her father's house in Quebec Sub. and made search, when all the things were found - the P^r was not then there, but she came to his house with her father next morn - he took the articles with him - Mr P^r said she had ^{admit} taken the articles in his house

John Poincarau, Constable, went with last Mr to search for stolen

stolen goods to the house of Mr Chambers in the Quebec Sub., he observed him the things - a towel, pillow case and sheet - & that he understood that these articles had been given to his daughter by Mrs Dwight - That Mr. Wm has seen some of the family of the P^r at his house, particularly one of her sisters - but seldom. - That when the P^r said she had taken the article, she was induced to do so as well by the father as the M^r, under the hope that no prosecution would be had against her -

Verdict, Not Guilty.

The P^r being a child of about 12 Years, the Court called up her father, who was in Court, and recommended him to take particular care of her future conduct. —

The King,
Cottip Stiff}

An Indictment for Murder

The Prisoner being a German a very half Germans and half English were empannelled to try the Indictment —

William Ross, lives at Lachine, he is son Peter Doran - was in the Guardhouse at Lachine on 9 Oct. last, saw D. come in about 10 AM at night does not know what he came for - The P^r ask him what brot him there say he had any business,

D.

D. said he had not, upon this the P. turned him out, upon this D. got hold of P.'s belt and tore away his bush spicker - the P. followed D. & came back soon after - had found his pack & brush - th D. also set^d but stopped the outside the guard house 25th he would have P. taken up - upon P. went out & he & D. caught hold of each other & struck each other with their fists - th D. had got th P.^r up at the fence, and upon this P.^r drew his sword & struck him with the flat side of it, but did not draw blood - upon P.^r got D. down & D. tore P.^r's trousers at the knee - upon this was a freshman coming up w^t a setts job in his hand & D. wanted to get it from him but he w^d not give it - there was a soldier coming up, M^t K^{ay}. D. p^t something to him, where M^t K. struck him, then D. got hold of him by his Cartouch belt & then struck him - the D. got loose & was going away, when P.^r followed him & M^t K. also - cannot say whether P. had his sword drawn or not - M. lost sight of them it was moon light - did not see any blows struck after - D. - that there was but 2 minutes between the time when the D. had the P.^r up fence, & the fight between M^t K. & P.^r -

The D. seems disposed to have some satisfaction out of P.^r by his coming back to the Guard house & saying he w^d get a constable & have P. taken up -

Andrew

Andrew McWay - is a soldier in 60^t was at Leckhampton
 9 Oct. last was comes off sentry about 10 o'clock
 heard the voice of P^r in altercation with some
 person - hastened to get up to see what the matter
 was - when he came up he saw P w^t his hat
 off and his trousers torn up - each of them had hold
 of the P^r's sword, & M wanted D. to let it go, but
 he s^r. he w^t not in the P^r's w^t strike him w^t it -
 Mr he must let it go as no inhabitant had a right to
 interfere w^t a soldier on guard obliged him to
 let it go - D seemed disposed to attack P. again,
 so that M shoved D. away from P^r upon
 this D. laid hold of Mr threw him to ground
 struck him, & stunned him - when Mr
 got up saw one or two men running, but
 cannot say who they were - M followed, &
 met P^r coming back - might have gone
 30 or 40 yds P^r had his sword in his
 hand - cannot say whether it was in scabbard
 or not - went back to guard room, & P^r
 complained of having been ill used by D.
 having heard that D. had been cut w^t sword
 the P^r, s^r he had not hurt him but he might
 have fallen among stones & hurt himself -
 soon after he heard the D. had been much
 hurt, & P^r & M went to Tavern where D. was
 set up - then app^r to be blood about him
 that a severe blow w^t a sword in its scabbard
 might

might have cut D's head - P. denied having struck C. with his sword - That D. was at times permitted to come into the guardroom, while his boat lay near there -

T. Caslen. the Dr. to be a quiet and peaceable man and a good soldier, strict in his duty -

Peter Nelson, Corporal in bo Rgt - on eve of Oct. he run, coming to relieve the Soldier McKay - before he came in sight of P. & D., heard the P's voice and when he came up they had hold of each other the W. told P. he had nothing to do with the inhabitants - P. said the D. had taken his pistol & brush - That he saw D. get McKay down - the W. heard a cry, and looks round saw D. down, upon this M. asks P. what he had done the P. said he had struck him only with the flat side of it - does not ken. whether the sword was drawn or not drawn -

In P'te Morisette - étoit à Lachine le 9 Oct. des. a con. le D. étoit lors de l'accident - le tem. étoit pres longue le D. est venu lui demander sa pince, disant donne moi ta pince pour que je me défend des soldats qui m'attaquent le tem. a refusé de lui donner sa pince - l'adresses le D. est venu pour lui ôter la pince - la fem. a pris la pince & mis dans la maison - le tem. a voulu engager le D. de retourner à sa base - longue le tem. levoit le D. McKay et venu pour le frapper - en disant qu'il avoit déchiré les hardes de son Camarade & je vous déchirerai

la peau, l'adversus M.K. a porté un coup sur D
mais le tenu. l'en ayant sauvé il a porté sur le
chapeau de D - qui tomba - alors D s'est
sain de M.K. par le belli - Ll'a tiré à terre -
le tenu. les a séparé - D a vu le dos - et a
courru aussi vite qu'il pouvoit - voyant que
le P^r venoit sur lui - lui le tenu. a tenu M.K.
Qui D - avait gagné à environ 20 a 25 pas, plus
loin larguer le soldat qui poursuivit - il a vu
le soldat en passant tirer son sabre & en arrivant
à D - lui donner un coup sur la derrière de la
tête, D - a tombé - qu'il a entendue la D.
crier, & le tenu. s'en fut à lui tout de suite - &
il a rencontré le soldat qui avait frappé
le D - remettant son sabre dans son fourreau -
il n'a pas reconnu le soldat dans le tenu -
est bien sûr que ce n'stoit pas Diskay - That

{
Nelson -
The disty was ab. the distance of 200 paces from
the Guard House - the name du Centinel stort
Diskay - il sorta a son poste /

Qui le tenu. a dit a un soldat qu'il a rencontré
vous avoy assomé cet hom. la - mais il n'a pas
répondu - Qui le tenu. a trouvé le D étendu
sur la terre & saignant beaucoup - et il y avoit
du sang une poece de pas répandu sur la place.
Le D - a dit - qu'il ne se souciant pas de mourir
s'il pouvoit avoir sa satisfaction - Le D - a
vu 13 lours - & le 13^e lour il est mort - Qui le
a venu le D - qui lui dit qu'il étoit beaucoup
blessé -

Rdtw

Peter Nelson called up again, says, there were only 3 private himself on guard at this time - the place where the man was on duty was 200 yards from place where the accident happened - the duty could not have come there without his knowing it - at time P. ran after D - the 1st was then speaking with the boatmen enquiring how the fray began & he said then till the P. came back to guard - when P. came back he asked him what he had been doing - he had struck that man, means the Q - the P. said he had not struck him with the edge but with the flatt of the sword -

Robert Mc Gregor, is surgeon at Lachin - D. was under his care till he died - he had a wound on the back part of the head - saw him just on eve of 9 Oct about 11 - 12 o'clock at Lachin - he bled profusely - must have bled for a length of time - the wound was made with a sharp instrument - it was 4 inches long D. lived 12 days - died on 20th Oct. his death was occasioned by the loss of blood ^{arising from this wound.} - he had besides a swelling on the back of his head - D. said he had fallen on a stone - but does not think that this would have produced his death - D. name was Peter Devan -

^R
Is licenced by the Faculty of Glasgow - thinks that a sharp-edged stone could produce same effect kind of wounds - that the wound did not cut the membrane that covers the skull -

Defence -

John Foster Librarian - Col. commands Our Regt -

Has been P. since 1816 - whom since that time he
has always conducted himself as a good soldier -

Verdict. Guilty of manslaughter

The King,
Mary Davis

An Indictment for Larceny in
a dwelling house -

John Keloh, son de P.^r qui a resté chez
lui 8 days en Sept. der. il avoit de l'argent dans
son coffre & en portoit la clef que le h. ork dor.
la P. a demandé à emprunter un peu du tems - il avoit
des piastres d'Espagne des piastres françois des eaux
il y avoit 2 piastres d'Esp. 24 eaux, françois - 4
demi-piastres - il y avoit aussi des trente sols & des
cheluis ne peut dire combien - mais en le comptant
il a trouvé que 13 piastres manquaient - son coffre
étoit fermé - la serrure brisée - il loue la maison -
qu'il en a parlé à la P^e qui lui a dit que c'étoit
une petite fille qui avoit ouvert son coffre & pris son
argent -

x

Qu'il a compté son argent le Vendredi il avoit
alors 15 piastres, il a ensuite dépensé 2/6 de la rente a été
mis -

Marie Louise Lafrance, femme de John Keloh - la P^e a
resté 8 days chez elle - pendant ce temps son argent
a été volé - que la P^e est venue loger dans sa
maison à raison de 10/- per mois - que quand
l'argent

l'argent manquant des soupirs ou tombé sur la Dr^e Que le vendredi le mari de la Déport. avait compté son argent, il avoit alors 15 p. d'emi, il a pris un eau & les 15 p. ont resté - le tem. a fermé la coffre & lui a donné la clef, il a été absent environ 3 heur de temps & à son retour il a trouvé la coffre brisé & 9 piastres de manquer - La Dr^e avoit resté dans la maison seule avec une petite fille - le samedi ensuite 4 piastres ont été volés & il n'en restent que 2 piastres dans le coffre - Que le mardi après la Dr^e a avoué en présence de Jacob Grossman & du Déport qu'elle avoit pris l'argent de son mari Kehob, & a dit que si il ne lui faisait point de peine, il ne l'en aura pas de regret -

X

Que le tem. avoit pris 2 verres de rum le soir là, mais elle n'en doit pas en train - qu'elle étoit couchée dans le tems, qu'elle a entendu la Dr^e avouer avoir pris l'argent - mais n'en dormoit point -

Jacob Grossman knew Dr^e about roaste in Oct last he spoke to her about Kehob's money which he had lost, she was then much in liquor, and said she had taken it, she had purchased 3 punds of spirits & Mr had a share of it -

The Court stopped the pros^m on this general
dilears he had no other Dr^e & charged the Jury
to acquit the Dr^e from the nature of the evidence adduced -

Verdict Not Guilty -

The

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

Wednesday 7.th Nov^r. 1824

The King }
James Kelly
Manuel Firmin }
Valter De Selby
Tobias Burke
John Whiteman and

Present
Justices Reid & Foucher

On Indictment for Arson

The Indictment contained four
Counts —

1st agt. all Defendants for burn^g House
of Donald Sheerar. —

2. agt. Is Kelly, for burning the
house of Sheerar, the other P^s as accessories —

3. Agt. J. Kelly as principal — & other P^s as accessories
for burning the Common Gaol. —

4. Agt. Is Kelly as principal & the other P^s as accessories,
for burning the House of Correction.

Donald Sheerar, is keeper of the house of
Correction, & joins the under part of the
Gaol. on 3rd March last P^r lived in the
House of Corr. The P^r was confined there
at that time — James Stack was at that
time in house of Correction also — he was in

general

general a quiet man while there on 3rd
 March last on going out he observed smoke
 issuing from window of the H. of C. for the
 10th Knock'd at windows, no person ans^d he
 then run round & came into house & called to
 Stark to open the room when he saw the smoke
 issuing from it when smoke issued
 so strong that he could not see P^r when he
 stood - that J^r Kelly, & Tobias Burke were in
 the outer room at the time - the fire was put
 out by Stark - did not call on other P^rs to assist
 nor did they assist - that Stark sufficient - that
 on night the Gaol had taken fire before this
 at the Chimney - of com. w^t Town of Cork
 heard Kelly say on that occasion that he wished
 the whole had been burnt down - heard the
 J^r Kelly say after this fire in H. of C. was put
 out, I know who did this, but this will be
nothing - this is but a beginning - that
the straw had been carried into the empty room
where the fire took - the straw had been put there
the night before, & was asked P^r why it had been
 put there, they s^d they wanted to make a straw
 man of it - that it would be necessary to have
 carried the fire from the stove to the straw, a
 distance of about 12 yards - there was a door
 between, and no means of communicating fire

but by some person carrying it there -
 Saw the floor on the Saturday night, it had
 been on fire, and much blackened - and
 some spots ^{gave me large} in floor burnt nearly $\frac{1}{4}$ inch -
 Was no doubt that floor was in fire, and had
 it not been extinguished the whole floor must
 have been on fire - The W^r was obliged to
 put Kelly in irons, as he had after this broken
 14 panes of glass in his own room - cannot
 say where Silby, Forman & Whittemore were
 at time - That Dr. Forman is violent & passionate -
 On 24th Feby. last heard a voice say in one of the
 Cells, he would begin, and found the Dr^r in
 Forman & Duselby had nearly destroyed one of
 the padlocks of the doors the door at night -

X

That previous to 3^r March last, so that
 Stackhouse had been beat by Dr. Kelly, Forman &
 Whittemore - & Dr^r was obliged to interfere -
 remembers having taken a bar of iron from
 under Stack's bed - heard a report from Dr^r
 that Stack wanted to break open the doors -
 There might have been about 2 pounds there
 in the room where the fire was -

James Stack - Was in the house of Correction on 3^r
 March last - he was convicted of burglary
 & afterwards pardoned - the Dr^r were confined
 there

There at the same time - about 8 o'clock in the
 morn W^r was in the Center room, from which
 there is a detached room w^t some straw in
 it - q^t had been emptied from their beds - There
 was fire in the stove in the large room - the
 P^m men stands in this large room, saw Kelly
^{a coat of} take fire out of the stove between 2 sticks; it
 was quite red before - q^t he carried into the room
 where the straw was - he opened the door went
 in, closed the door after him, & then came out
 again & walked up & down in the large room -
 W^r had suspicion of Kelly at time as he heard
 him say he would set fire to the straw, & that no
 one would find him out in a lie which
 he was there - W^r said nothing to K. as he had
 threatened him several times before to kill - use
 him - W^r perceived the smoke coming out of the
 room immediately after - in about $\frac{1}{4}$ hour
 the keeper came up - there had been four beds
 emptied out in the room of old straw, & one bed
 filled out of it - when Sherar came up, th.
 W^r opened the door, the straw was not quite burnt
 but he could see the floor in a blaze in several
 spots - Sherar ordered water to be put on it, by W^r
 to about a dozen - q^t W^r did - Heard Tobias
 Bush say, that nothing would satisfy him but
 blood - which made W^r believe he would be
 wronged

* as W^r was
 passing w^t
 water to put
 out the fire;

swept off Mr. for having put out the fire - That Kelly slept up to Sheeran and told him, I am the man who set fire to the straw - but this is only the beginning, for by this you shall see trouble - That O^r
 Whitteman said, that if any man informed who put the fire he would ~~knock the full man down~~
~~who would say any thing~~
~~Knows been in the prison~~ - That the night before Kelly proposed putting fire to the straw the night before, but the others seemed to oppose it, and would occasion trouble. That since that time Kelly has spit in face of Mr. & thrown water on him - has never threatened Mr. since the fire, but often threatened him before -

X-

That after this fire, Mr. Lapham came to Mr. and told him he was going to get a pardon for him, but nothing was said about any condition of giving evidence on his prosecution - Was in the United States Army & was discharged -

That he has been baptised - Mr. Orme occasionally visited him after he was sentenced to death - & conversed with him -

That some straw was before this set fire to in a room which had been occupied by one Fury - does not know for what reason -

That

That about 3 months before Mr. had been confined in the room where the fire was put by Kelly - he has smoked his pipe there, but never dropped any fire on the floor.

He had no spite at Dr. had a quarrel with Kelly, Burke & Whatmore - That he had a bar of iron in his room to defend himself. It was delivered up to Sheeran & Say. of the Grand Defence -

Kelleys Foreign -

Isabelle Brillant - wife of D. Sheeran, keeper of the house of Correction - Recollects having called to P. Kelly to come to assistance of one L'adoucement who was ill-used

In P. Kelly's case under conviction -

Philip McCaul - That Mr. has heard Stacks say that he would set P. Kelly all the injury he could

John Hollands - That sometime last month he heard Mr. Stacks say, he speaks of setting fire to the House of Correction, that as Kelly wanted to injure him, he Stacks would do what he could to injure Kelly - it appears from what passed that Stacks had some ill will agt Kelly -

Verdict

Verdict - James Kelly guilty -
Tobias Burke
John Whiteman } guilty as acc^sn
Manuel Firmin } Not Guilty
Vetus Deselby }

(831)

A. C. D. G. S. A.

and because it is equal with respect to the other sides
of the triangle, the base is also equal.

Now because the base angles are equal, the vertical
angle at the vertex is also equal, and therefore the angle
at the vertex is greater than each of the base angles.

It follows from the first part of the proposition that the
vertical angle is greater than each of the base angles.

But the angle at the vertex is greater than each of the
base angles, and therefore the angle at the vertex is greater

than each of the base angles. Hence the angle at the vertex
is greater than each of the base angles.

Therefore the angle at the vertex is greater than each of the base angles.

It follows from the first part of the proposition that the angle
at the vertex is greater than each of the base angles.

But the angle at the vertex is greater than each of the base angles,

and therefore the angle at the vertex is greater than each of the base angles.

It follows from the first part of the proposition that the angle
at the vertex is greater than each of the base angles.

But the angle at the vertex is greater than each of the base angles,

and therefore the angle at the vertex is greater than each of the base angles.

The King
In P^r Sumar

On indictment for receiving
Stolen goods.

Amable de Bois - son loger de l'Assomption
l'Ete passé il lui a été volé le 13 Juin q
Montres, et a trouvé une de ces montres chez
le Defd. le lendemain ou son lendemain.
Qui ayant eu information que le Def. avait
acheté une montre, il fut chez lui, il lui a
demandé s'il avait acheté des montres des
passants - il a dit que non - il a encore
demandé s'il avait acheté des montres hier ou
avant hier - il a encore répondu non - après
plusieurs questions de cette espèce il a dit qu'il
avait acheté une montre - le Tém. donna la
description des montres qu'il avait perdu - le tem.
a reconnu avoir une telle montre en ses poss. mais
a refusé de la montrer - mais enfin il l'a
montée, mais au temoin seul - qui il a reconnu
pour être une montre de M^r Pelleter, qu'il
avait laissé entre les mains du temo - il a dit
que ce Pelleter ne donnera la description au
Def. mieux que lui - le Def. a dit avoir acheté
d'un nommé Lavaire, bon habillé en matelot
que le Def. a refusé de remettre la montre
& en conséquence le tem. a été obligé de prendre
un warrant de recherche sur lequel la montre
fut a été livrée à los Chaillou. l'huissier
Vauclant

Vaillant a eu la montre comme ayant été
charge du voleur - a present la montre est
en la poss. du magistrat -

F

Jn Bt Peltier con. Se pere, horloger, au Jardin der. il lui
avoir donné sa montre à racommoder - Qu'il
a vu sa montre chez M^r Mabbut, et demandé lui
à dit que c'étoit la montre qu'il avoit acheté,
et dit avoir donné environ 21^t pour - Que la
montre valoit au moins dix piastres lorsqu'il l'avoit
donné à Se Père à racommoder -

Que le tem. fut chez le Def. le 1^y Juin, qui étoit
une dimanche, de le Def^r leur a dit qu'il ne voulloit
pas leur remettre la montre ce jour là - mais
qu'ils pourroient venir un autre jour, & que en lui
rendant son argent qu'il avoit payé pour la montre
il pourroit peut-être la rendre -

Louis Mathurin dem. à L'assomption, il étoit avec
Se pere lorsqu'il entra chez le Def. pour demander la
montre qui avoit été volé -

Joseph Lebec. bussier de l'assomption - Que
l'huissier Vaillant a reçu la montre en question
~~au~~ Def^r

Défense

Hilarie Lescare - a toujours connu le Def. pour un
homme honnête -

Thomas Frickley, - ac

Verdict. Not Guilty -

The Shingy
Ebenezer Palmerston }
Gleeson

6. Geo. 1. ch.
13. Geo. 2. ch.

M. Grant of Council for the P^r objected
to the sufficiency of the judgment, as it
does not appear that the persons issuing the
paper were legally associative, or entitled to
issue such paper - acts. St. 6 Geo. 1. ch.
enlarged by 14. Geo. 2. ch.

2. The paper in question is not a writing
obligatory, as it is payable only out of the joint
funds of the association -

3. Not a writing obligatory - not made
for value recd which by law of land should be
expressed in all writings of this description

Dic

Atty Gen^t cites Dicks case - the word
writing obligatory - was applied to the case of
an exec or not much less obligatory in its terms
than the present -

The King }
 vs. }
 Henry Bush } On Indictment for Grand
 Larceny.—

Alex^r Duncan Campbell, keeps the books
 of John Jones & Co their store was broken open
 about 5 weeks ago - and there was a quantity
 of shoes & boots taken - which consist of John
 Jones Son Isaac Jones & John Jones the Younger
 the window of the store was forced open -
 says that there is a shop mark put upon the
 shoes which now shews upon the articles said
 to have been found at the house of Dr. —
 that makes are upon the boots and shoes now produced
 being an £8 - That the boots are sold for
 10/- dollars & Ladies gene boots at 12/- That
 there is the makers name upon one of the pairs of
 gloves now shown - Burningshaw of Bristol.
 That he knows the coat now shown to be his property
 and was taken from house of Mr. Jones at the same
 time - That at the time the shoes were taken, they
 were not missed from the quantity in the Shop
 it was only upon being informed that these articles
 had been taken that they ascertained they had been
 so taken —

X^d
 Has been 2 years in employ of Jones & Co That
 he does not think that Mr. Jones could have
 sole

sold any great quantity of Shoes without knowledge of Mr. as he would have sent it to Mr. — That there are 2 young lads in the Shop besides the Mr. who sell goods better as well as Mr. That Mr. is generally in the Store but has had occasion to leave it at times if then young men had sold any quantity of Shoes in his absence, they would have informed him — yet it is possible they may have done otherwise — The private mark on the Shoe is a stamp w^e the letter B — Mr Jones says, that his house is the only one on this place that imports from the same House in England — That same manufacturer may have sent similar goods to the United States — That all the Shoes in their Store are marked in that way — Haraden the P^r bought a pair of Gloves at their store

Mary Anne Darkison her P^r and son Jackson in City last she lived in same house with Jackson — The P^r & Jackson went out of the house one night to Mr. Jones's house in St Paul's Street, and ^{saw Jackson} go in at the back window — and P^r stood outside with a box — They had a lanthorn ^{and}

and she saw them filling the box with
boots and shoes and gloves out of the shop
she has been in this Country about 3 years -
after this the P: & Jackson came back
to the house, the Mr. came back before them,
the P: & Jackson went up stairs with them
and remained there about an hour & a half
that on a Saturday night after the races -
the P: & Jackson went again after 12 o'clock
the evening after the races and brought
back a bag with them which she saw next
morning - the Mr. then charged the P: with
having been stealing, he denied it and said he
wanted make her prove her words - That
Jackson on the Sunday morning brok a pair of
shoes & gave to Mr. she said he had been
stealing them - he laughed and said nothing -
that she gave 1 pr shoes 2 pr boots & 1 doz
pairs to Mr. Heibcheek in exchange for a
bonnet -

X°

That Mr. was house-keeper of Jackson -
when he went to the States in life P: his wife in
charge of the house, but Jackson told her she was
to remain in the house - after this she had
some difficulty w^t wife of P: because she said
that her husband had been stealing, and she
beat

beat the W^r. and turned her out of the house.

Isaac Hitchcock - 16th last W^r came to his shop and purchased a beaver bonnet & feathers, said she had not money to pay for them, but would exchange ~~for~~ some articles for them - on 25th Ask she brok the articles, 14^{rp} for gloves, one pair of shoes a pair of boots another pair she had worn, saying she had those articles she had gotten from her brother in the United States for she was going to give him she wanted to dispose of them - the value of the bonnet & feathers was 8 dollars & the 2 doll sh^t in money & the rest on these articles - next morn a young man came in & said these articles had been stolen from Mr Jackson & wished them to be given up - knowing that Jackson would not have such things suspected the truth of the story - the man's^d it was then & he w^t buying back bonnet & feathers if he w^t give the gloves & shoes up - sent him for bonnet & feathers, but refused to give up the shoes & gloves - a few minutes after the same girl came in w^t the lad and upon examin^g her, she told him nearly the same story she has told today - W^r went to Mr Jones's he soon reclaimed the articles

as his — the wife of P^r came in at same time
and there was considerable altercation between
them at the last M^r —

x

There was no present mark that we observed
on the boots at the time he took them —

John Preanavan, Constable — He P^r since he
searched his house, found P^r at Jackson's house
w^t his wife, went along w^t him to house, on the
way he escaped, & so followed & he took him
& carried him to Gaol — went afterwards to the
house he P^r was his house, but found it was not
afterwards ascertained where his house was, he
searched it — found there the articles now
produced — the shoes, gloves & blue coat —
found also £4. 8. 5 — that Mr Jones's partner
shaved him of P^r — He shaved these articles
to Mr Jones's clerk & to Mr Hatchcock
2 pair women's boots, a pair shoes — a pair woolen
boots seven pair gloves — & blue Coat — That he
found an Cunningham at Jackson's house, &
he went along w^t him to house of P^r.

Defence —

William Cunningham — lived w^t Jackson, who
has left the County — for 2 months — knew second
witness under name of Whaler — keeps a grocery

store

Store and received entertained people at his
 house - She assisted in his shop - Jackson
 told him he purchased articles at auctions -
 Dr. P^r who had no concern in this business
 he lived in the City Tavern at the time -
 Mary Whalon was drunk on a Saturday
 night before Jackson went away -
 never saw her drunk before - That P^r used
 to come to Jackson's every evening - That
 he never has any kin. That Mary Whalon
 ever followed out P^r & Jackson out of
 doors at night - might have done so when
 he was in bed - remembers the rainy night
 when Jackson & P^r were together between
 7 & 8 o'clock that even^g - That when
 he went to bed that morn^g - thinks it was
 2 o'clock - That everything in the house
 was left by Jackson in charge of P^r when
 he went to the States - Mary Whalon told us
 that she had gone up stairs & broken open a
 trunk in it & found some gloves & shoes
 that she had given in consequence she had
 difficulty with the wife of P^r - That
 her general character is bad - and he
 would not attach credit to what she would
 say -

That Mr. is in gaol on a charge of him
 in cont. of this business - Jackson was
 gone

gone before he was apprehended - That there is a back way to the house - and he could see what comes in at the back door as well as what comes in at the front - When he was taken, he had on a pair of shoes which he rec'd from Mr Jackson, which were claimed by Mr Jones - rec'd these shoes were given him at 4 o'clock in the morning and Mary Whalon rec'd she had got another pair of shoes -

George Stanley - Crn of Court - was a Cordwainer & sold boots & shoes - exand. boots & shoes on the table, says, he sees no private mark on the boots & shoes by q't they could be distinguished other in shape or mark to distinguish them from any other - has sold plenty of such work -

Richard Thompson - 16 P - for some time - about 12 months - keeps a small grocery store in 2. Sub. he was in Partnership with Mr Jackson - never knew any thing up O^r

Samuel Adams - merch. in Montreal - his brother used to import ready made boots & shoes, in 1816 he imported boots & shoes of the kind now stolen - If such articles were stolen, it would be difficult to say identify them as all without some private mark -

Anne Sharpe - is acquainted w^t. P. for about 4 years - has been in Montreal for 2 years. Mr Jackson lived for 1st year w^t her & he kept a recklessly house - lived w^t her till 1st last May - has occasionally gone to his house since - 10th a girl of name of Mary Ann Whalon who had w^t Jackson - In May last a packet of gloves & some shoes w^t Jackson last May - saw no boots - two pairs of women's boots - which also in his poss. before that time -

Verdict Guilty.

The Court adjourned till to morrow at eight o'clock in the forenoon -

Thursday 8th Novr 1821

Present
Justices Reid Youcher & Ryke

The King.
James Burneyman
otherwise called
James Harvey Varnum

On Indictment for persuading
a soldier to desert.

Jeremiah Peggan - Mr. W^r got acquainted with him about 3 weeks after he came to Montreal - he asked Mr. if he could get him any Regimental things to sell him, such as green breeches or a bay coat - this request was made by him at several times, so that Mr. reported the circumstance to the Capt. Major Wolfe, who directed Mr. to inform of him - The P^r also told Mr. if he wished to desert from His Majesty's service he would do every thing in his power to assist him - That after this the Mr. sold P^r a pair of white breeches for which the W^r gave Mr. 1/3 and deliv^r. the breeches to P^r This was about 2 weeks ago - That the men of this Regt - are much annoyed by persons of this description coming among them, enticing them to desert - Mr. then told Mr. that if he would break into the Regimental store and steal a rifle out of it, he would give the Mr. the full value of it - the Mr. promised to meet P^r for this purpose but without any intention of committing the act as he gave information of Mr. P^r the same evening and he was taken up -

x^r-

It was the last of Sept^r or 1st Oct^r last, that P^r promised to assist Mr. if he would desert - and when he asked him to take the rifle -

Thomas Topham, Soldier in 60 - He Mr. W^r was present at the break of day when P^r asked Mr. if he had any Regimental necessaries to sell such as breeches

Riffin said he would endeavour to get him some - told Riffin if he wished to desert he would get him coloured cloathing to go and if w^r had a mind to desert, he would do the same to him - Riffin gave information to Capt. Major ev^r was questioned by him on subject - Was soon by when Riffin sold the trousers to P^r for 15^d and recd the money - This was done w^r. ten. of Capt. Major, in order to prove the intentions of P^r The trousers were sold to the P^r in the brick yard - It was th^e P^r who began the conversation touch^s regimentals - It is said that many of the Regt. get into trouble by persons coming among them enticing them to desert -

P

It was last S^t Fr^r or 1 Oct. that th^e P^r had this conversation w^r Mr. O'Riffin - same day information was given to the Capt. Major

William Doucher, Capt. Major 60^r 1st last 2 w^r th^e Capt. Major told w^r there was a man in the brick yard who had been enticing Riffin one of the men to desert and to sell his necessarie. This was about the end of Sept^r or begⁿ of Oct^r th^e Capt. Major desired w^r to go along with th^e soldier in order to apprehend P^r & bring before a magistrate - Went to Riffin whom told w^r that th^e P^r had asked him for a rifle had encouraged him to desert - but that he had

had not sold him any thing - upon this the W^r desired Rypn to carry th^e P^r. some articles he had not much occasion for to see if P^r were serious or not - upon this Rypn took a pair of white trousers into brick yard the webs stand out side, the trousers were sold and Rypn bro^t back 15^c he had paid for them - upon this W^r took Rypn before a magistrate who took his dep. granted a warrant ag^t the P^r who was arrested - that W^r during all this time had not seen the P^r and for the first time saw him only yesterday -

That the W^r Rypn & Topham are decent good men -

Alex^r Jos^r Wolfe, Capt^r Major Gen^r Regt H^r the two W^r Rypn & Topham they are but short time on the Regt. they are Recruits & he has had no occasion to find fault w^t them - That Rypn came to W^r stated him that a man had been enticing him to desert, cannot say as to day, thinks it was about 1st or 3^d Sept^r - Rypn told W^r that the man had said, he would change his cloaths for him & bring him over the water, if he wished to desert - upon this W^r directed a Sgt^r to go along w^t Rypn to the place where this man was - the Sgt^r went, and afterwards reported that the man had been taken up and put in Gaol - That many attempts of this nature are made upon the soldiers of the Regt - and many good men get into trouble who

who would otherwise have behaved themselves
well, but by this means get into trouble -

Defense

Charles Hanton Mr P^r who was in service of Mr from
10th May last until the time he was taken up
during which time he always conducted himself
as a quiet, sober & honest man - & never
abstained himself from his service without leave
that one or two soldiers came to his manufacture
of brick making, upon being asked their business
they said they came there to walk - Mr the
Mr Ryan to be one of them - & Mr Mr Topham
to be the other - saw these men there two or
three times - but saw no articles purchased
by P^r the Mr was on his guard against
traffic of this kind -

John Lawlor That about six weeks ago the Mr. was at
work in the brick yard, when two soldiers came
then done of them standing near the work table
got his trousers dirtied - the Mr. advised the
soldier to keep out of the way as it was dirty
work - the soldier P. he knew the P. had done
it in purpose, & added, you damn'd Yankee
if I can catch you in town. I'll put you
into Gaol, when you shant get out for some
time - the soldier Ryan was the man who
used this language - who is now present -

Tbos

Has seen the two soldiers twice at the brush yard - Heard the P^r tell them men that he did not wish to see them there -

X
Never saw any liquor given to Pigen - That Mr is in gaol for an accusation for enticing a soldier to desert -

X P.
That these men applied never applied to him to desert -

James Duboyce says nothing -

Verdict. Guilty of purchase of necessaries -

The King James Duboyce } An Indictment for enticing a Soldier to desert, and for receiving his necessities -

Walter Martin, Soldier in 60^t Regt joined the Regt. about 12 months ago - No P^r was going down towards steam boat saw P^r w^s 2 buckets water who addressed Mr by saying it was a fine day, asked Mr how far he was going - heard there was a man who had been induced to desert on McCarty to desert, asked how Mr liked to be a soldier & very well, in that to Mr if you keep your temper I can put you in a better way than being a private soldier,

that

that about a ^{12 days} ago he has arrested
 one of the soldiers to desert, & he had inc^d. a letter
 from him, by which he understood he was doing
 very well, and if you will keep your temper
 I will put open in a way of doing better
 than being a private soldier - The Dr.
 then called a man of name of Jackson & told him
 that he must assist Mr. to get over the water
 and he would get part of Mr. things - upon
 this the Mr. gave him P. his sword & belt -
 and went then and got his great coat
 and gave it to Dr. who told him at same time
 not to mind Jackson, as he had deceived
 others & would deceive him the Mr. That the
 Mr. gave information of all this the same day
 to the Capt. Major, who sent for Capt. Voucher
 who with another - That after Mr. had given
 his information to Capt. Major, he gave his green
 trousers to Mr. Dr. who put them on -
 That Mr. Dr. took Mr. into Mr. Mores Hills
 house at the British Coffee House, & put him
 in a cellar where he was to remain till dark
 and one of men of Capt. coming along & seeing
 Mr. looking out at Cellar ~~windoe~~ door
 asked Mr. where his green trousers were - the
 Mr. Dr. that man has got them - Bougler asked
 where he was & Mr. pointed to place, the

Bougler

Boucher went in, drew his sword & asked for
the Dr green trousers, we cannot say what
ans^r. P^r. made upon this Sgt Boucher
took P^r by the collar Mr. for his great coat
sword & belt, we said he had given them to the
P^r the P^r took the great coat down & laid
it on a barrel in the Cellar - the P^r wanted
to escape, but was prevented - The sword and
belt were found in the house ten days afterward.
The P^r was detained & sent to the Main Guard
from thence to Gaol -

The first time W^r Gen. P^r was when he met
him with the 2 buckets -

x²-

Never asked P^r for a drink of water - That
Jackson was not present when we gave his sword
& belt - That we went into the Cellar to take off
his sword & belt - We took off his trousers & gave them
to W^r who gave his trousers to W^r -

William Voucher - Sgt. in 60^r Regt - He left us in
Aub. last was sent by Sgt. Major to ascertain what
had taken place between Dr Martin & P^r he followed
Martin down to Steam boat wharf w^t some other soldiers
in order to apprehend P^r sent some of men in one direction
to follow Martin - he went another way to meet them -
when he came round he found P^r in custody held by
a soldier Mattocks - saw a pair of colored trousers
on

In so^r. he givin his to P^r as well as his great coat, sword and belt - P^r at first denied knowed any of them - but lat last said, they were down in the Cellar and he would give them to him if he would go in - W^r. went there - P^r seemed to make an effort to escape - but - P^r to the main guard w^r. Martin's trouwson him - then he made P^r change his cloths - & went & reported what he had done to the Lieut. Major -

X

That the Mr. Martin told W^r. that about 24^h. Lipte that the man who had sent some of their men away had rec'd. a letter from one of them who was doing very well this was about a week before he went to Martin's inform^r. to arrest P^r - Martin so^r. he was a black man - & there was also one Larken concerned in it - W^r. is now a private was broke as day^r. Major Martin is a man who takes a glass at times -

P^r sd. he had got the thumps, the great coat & sword & belt, from the Mr. Martin. That it was after Martin went to find out Mr. P^r he had exchange^r trouwers w^r P^r

Henry Falder, corporal in 60^r Regt. Mr. Martin who always behaved well since he joined Regt
was

was sent w^t Capt. Voucher to go along w^t him, — was directed to see where Martin went. W^r saw Martin at a Cellar window, asked what he was doing there — Martin s^t. Then was a black man there who wanted to assist him to desert, and had exchanged trousers with him — he pointed to place where P^r was — W^r saw the trousers of Martin on P^r & on asking for his great coat, he said it was down in the Cellar — but W^r did not see it —

x²

Ole P^r said he had got the great coat and sword & that they were down in the Cellar & he would go & get them — but W^r did not see them —

Alexr. Jos. Wolff, Capt. Major — Martin joined about 18 June last — That within last 6 weeks several recruits had deserted, & Martin came to tell it that there were several men who wished to desert — and that he knew a many Colours who intended them to go — W^r informed of one McCarty as one of the soldiers who wanted to desert — s^t he knew this black man who had also intended him Martin to desert — that he had left his Great coat as well left there, and that he was going to exchange his trousers for another pair or he wanted to change his cloths was not to be known.

upon this, Mr. Daniels sent Voucher to go
Mr. Martin & endeavor to find out the
truth - Voucher went after some time
and stopped P^r in Main Guard -

Defense -

Moses Hadden has seen P^r was in his service some
last fall till he was taken up - P^r has a
cellar door q^t open towards river - when any
man may easily enter -

Richard Hart - W. P^r for about a year to him
to be a very honest man - Mr. Martin -
who has given information w^t two of the men
buries the P^r

Samuel White - one of the Levy - has known P^r for
some time - wondered him as an honest man

Wm Christie M^r P^r always considered him to
be a well-behaved man -

Verdict. Guilty

The King
John Lawlor

On Indictment for enticing a
soldier to desert

Walter Martin, Soldier in 60 Regt. W^r P^r
in about a month upwards - P^r lives at
Geo.

Geo. Edges one day asked us to go slake a glass
of beer w^m him, had a tumbler of beer, asked if he
knew Lawler a taylor, I little Ryley & that men
would do very well w^m him if they wd go to his house
at Finscott so he had spoken to Lawler, but that
he appeared rather cowardly that that Ryley was
more spirited & about 3 days after we going
along steam boat wharf P^r called him in & offered
him rum, but we would take none so he had
spoken to Ryley & Lawler again, but that he was
afraid of Lawler that he had spoken about their
leaving two rifles with them and asked the P^r
had asked us to go along w^m them, on first meeting & now
now again repeated the request, and asked us to
take 2 rifles a great coat & a pair of trousers the
W. then walked w^m him to the brick yard when Dr
gave us a ^{full basket} of apples. — P^r ret'd from the
water hills — The P^r then again said that Ryley &
Lawler were to go w^m him & bring their rifles the Dr
P^r said he would go along w^m them & we go get two
rifles for him — P^r app^r an hour between 7 & 8
o'clock in the afternoon to meet him at the red store in
rear of the barracks — That before this day after comes
from Adam Hills the Dr tells the super Major that
he had met with the Dr who told him that two
men in the Regt had agreed to desert, and that the
we had also agreed to go along w^m him & that the hour
he was to meet the Dr — The Capt. told W. to go
on w^m the business — in consequence the W. took a
rifle and great coat went out & met the Dr and
had

had given Mr. P. the rifle, when Mr. M. who was about taking off his great coat when the says. slept up and had hold of P's a work rifle from him - in consequence Mr. P. was arrested and sent to Gaol -

John Meyer says. in 60^o W. last M. some he joined the Regt. last Sumr. on the 27th Sept last he was sent by Capt. Major, as he is. There was a man coming that evening to take away some of the men who were to take rifles & great coats w. them - we walked near the side stone behind the barracks before Martin came up saw a man there whom he supposed to be the P. from the description he got of him - took no notice of him, but P. went into a corner near a lamp till Martin came, when Martin came out the P. walked away w. him - in walking towards the waterworks he saw P. take the rifle out of Martin's hands - Martin was then about taking off his great coat when Mr. M. went up to P. and P. upon seeing him come up dropt the rifle w. he fell w. Martin and asked M. if he was looking for him there as he w. had been down Mr. M. took him P. and him to barracks yard - he was afterwards sent to gaol.

when

when examined about the rifle he denied having had the rifle in his hand.

Alex Jno. Wolfe says Major - Mr. private Martin
rem. that about 27 Sept he came to W^r and informed him that some men were about to depart from Dept^r in 8d. there was a man of the name of Laylor & also one Riley to depart & that ^{man} was to go along w^t them - this was in the morning but came afternoon & that D^r ordered him to take 2 rifles w^t him & some cloaths & that he was to close to the barracks that night to return them - same time ^{the} he had have a canoe ready to ferry over the river - in consequence told Martin to go on w^t P^r - and in mean time prepared a party, & about 7 & 8 (11 went himself another way. On coming up found Martin & P^r & Major together & disputing together - he was made acquainted w^t the matter & told them all to the barracks -

Defense

Peter Holt - D^r has been in gaol since the 27 Sept last he has been very quiet since in his custody - while there he underwent a very minute course to W^r - in giving him information of a plot among some D^rs to take life of W^r & escape from Gaol -

Verdict Guilty -

The Court adjourned till to morrow at 8 o'clock A.M.

Friday 9th Novr 1821.

Present
Justices Recy Fouche & Parker

The Slave
Jacob Johnson }

Our Indictment for Grand Larceny
stealing to value of 40\$ in a dwelling
house -

Antoine Selway in Oct last he lived at
Mr Woodberry's Isle aux Noix - saw P^r at the
W^r one day in Oct last about 11 o'clock - he
asked for change of a note, I requested of Mr. to
go to the Island for change, Mr. went there showed
the note to Mr McVey who said it was not good
it was a dollar note, & Mr. was to give 1/3 to the
man who passed him over - the Mr. did not get change
and when he came back to Mr Woodberry's, the P^r was gone
& store was found to have been broken open and
some things taken out of it - Mr had been about
the store at work all day - had been about above
50 or 60 rods from it - the note now produced
was same he recd from P^r

x^o

Samuel Woodberry, lives with his brother Sam'l A. Woodberry
saw P^r at the house on 30th October last. -
Mr. locked up the store, about 15 minutes before
sun down - Mr. went to one Herlinans' - left
last Mr. about the store - he recd between 7 & 8
o'clock & found store has been broken open -
the bolt had been bent open - he mind

"

a piece of flannel of about 20 Yds. $2\frac{1}{3}$ 广 and
 1 piece of vertue^z of at least one yard & the petition
 2 pieces of hks - consisting of 6 hks. worth 12/- the
 shawl 7/- the till & all the money in it was
 taken - there was between 8 & 10 dolls in change
 there was one or 2 Spanish mill'd dollars - when
 he came to the store he observed Selway on the platform
 of the store - he went to put up the paddles in store
 found it broken open - Selway was with brother of
 Mr. when the Mr. came to him, that was about six weeks
 ago - saw the stolen articles first afterward at
 Mr. Stephen ^{barges} Sars, and James Flagg showed them to
 Mr. he knew them to be his brother's property - The
 P. was in the store in the morn'g before the store was
 broken open, & he would purchase some things if Mr.
 wanted change a 20 doll. bill for him - the Mr. cut off a
 yard off of the flannel, qd. was afterward stolen, for
 him - some other articles - & gave the 20 doll. bill in
 pay - Mr. proposed to go to the Island w^t bill to see if it
 was good, but P. declined to go w^t Mr. upon this
 the P. went away & the article remained in the shop -
 the articles found at Sars' the Mr. put a mark upon - and
 recognizess the same now shown on the article produced
 the yard off of flannel cut off rem^d. in shop, and being
 now produced corresponds with the piece stolen -
 That the store is about a rod from the dwelling house -

P

James Fadden - lives at Noyan - saw P. when he was taken
 on 31st Octo - was present at a search made at the
 P. premises - searched home first - P. was not
 there - P. lives about 10 miles from Woodbury -

They found some flannel under the barn floor covered up with corn husks - P^r said the house & barn belonged to him - several keys & a shawl were also found - the articles now produced are same found - In speaking w^t P^r after he was taken, and observing that W^r was sorry for his misfortune and that he must have been drunk at the time - P^r said he was neither drunk nor sober - The articles found were delivered to G. Barb the Constable -

x²

That the barn where the things were found is distant about 50 feet from his house - the barn door was not locked - We had charge of the pr^r

Wm H. Cuttance, lives at Caldwell's manor, has P^r since 1805 - he rec'd a parcel of things from last yr which he sent to Montreal and gave them to Mr Heart - P^r said he had purchased them articles, -

Nathan Lewis Woodbury - lives at Noyan, keeps a store - the things now shown he believes to have been in his store in Oct. last & must have been sold either by the W^r or his brother - On 30th Oct. the store was broken open & other things stolen - says the flannel that now is in his store - & is his property - The

On

P^r was suspected - he lived at distance of no
a 12 miles - was present at search there, when
these things were found covered up with
corn husks under the floor of the barn -
the P^r was not at home, but was found in the
woods - the P^r when called on there said he was
ashamed to come forward in such a business and
proposed to settle with Mr. Offord him 500 dollars
if he settle the matter w^t him - P^r was then
charged with the offence of stealing the goods in
question -

2

Sarah Filer lives at Caldwell's manor at Woodbury
saw P^r there at Woodbury store on 30 Oct last
Mr. P^r had some bills to change and had sent Leeway
to the Islands to change one, the P^r remained outside
the W^r was in the house alone & P^r wanted to come
in but W^r would not let him in - W^r heard a
noise at the store door, but did not look out
to see what it was - when Leeway came back
the P^r was gone - he might have been about about
15 minutes. —

Pick^d Start - the articles now produced were delivered to
Mr. last Sunday by Cuttland the bailiff and
have remained in his poss. ever since —

Verdict Guilty of Grand Larceny

The King
v.
Oliver Mitchell

On Indictment for a misdemeanor
in obtaining goods by under false
pretenses —

Mr. Boston for defense objects to sufficiency of
Indictment as fails to show what was not set forth —

John Niles, W^r Dpt^r sold 2 two year old heifers October
1820 — for 27 dollars — he gave a 20 doll^r bill — a 5.
doll. bill. & 5 doll^r in silver — recd. there as good
notes — carried the 20 doll^r note to Mr Chapman
who gave him value for it —

Albert Chapman — Recd. W^r & also Dpt^r who is a farmer
he is said to be a coynaker — th^t W^r recd a
20 dollar bill from last 1/2 which turned out to
be a bad note — W^r gave this note to Mr Henshaw
who kept it 2 days & returned it saying it was
a bad bill — did not take the note back — thinks
it was a bad note — has no doubt but that it
was bad — Has had dealings w^t Mitchell — who
gave W^r also a 20 doll^r note & W^r gave him silver
some other articles to that amount —

Verdict. Not Guilty.

The King
v.
Philip McCole
John Collins
James McGarry

On Indictment for petty larceny
James McEntire, Constable found
the sheep skin now produced in the
posse. of 0^r about 8 or 10 days ago —

Re

he first met P. McCary with the skin under
 his arm - asked Mr. if he would buy it, asked 1/3
 for it - considers it of more value so asked a 2^d sum
 what he would take for it - he said 2/6 - upon this
 Collins came up & asked how he came on w^t his
 Sheepskin - Mr. asked of Mr. McCary where he got the
 skin P. ans^d he was a green sort of a fellow to
 ask such a question - do you think I stole the
 skin - Collins looks at skin & he tho^s. it
 well worth 2/6 - the P. McCary s^d he lost it of
 a man for 1/3 on the hill - that they then went
 away one turned in to one street & Collins went
 on - but they joined again - told Braerton of his
 suspicions that the P. had stolen a skin Lagan
 went after them - he then came up to P. McCole
 who had the skin in his poss. in company with
 McCole - McCary had concealed himself in a
 Carpenter's Shop - Asked McCole if he w^t lost
 the skin - s^d yes - if he w^t take 1/3 to offend him
 for it - s^d it was not his - but belonged to
 McCole - McCole s^d he had not stole it - and
 Mr. Collins s^d the same thing - both said
 it ~~were~~ belonged to McCary - who was in the
 Carpenter's shop - when ~~they~~ the P. were all
 secured & sent to the Police Office -

William Read, saddler, near to the reading room - As the
 Sheep skin now produced - it was hung out at his
 shop door last week - sheep hung there for about

two months believes it to be the same now produced - there is no particular mark on it - it is only of same quality & colour with other skins belonging to him - and the mode of its being tied by a string to the door - that is worth about 2/- on account of its having been defaced - The skin was stolen from door on Tuesday week

x^o

He had only one skin which he hung out at his door -

Louis Panneton - is servant to last Mr. W. The skin now shown to belong to Mr. Read - that he has been in the habit of hanging out & taking in the skin every day for many weeks past - has no doubt of its being the same - he always hung it up by the hole in the neck - That he missed the skin one night asked the apprentice about it, said he had not taken it -

x^o

That the wind could not carry away the skin from the door without untwisting the string - it never happened to this skin to his knowledge - Does not know whether the apprentice boy sold this skin or not -

Louis Marteau. Police Constable - he recd. the skin now shown from Mr. Inter the Constable on Wednesday last - showed it to Mr. Read who said it was his - it has always been in the possession of Mr. skin -

Defence

Defence

Robert Morris - skin now shrown, is a very common
one has notts uncommon about it

Peter Holt - Gaoler, ^{has} been in the Gaol
since Monday of last week - in the morning -

Verdict. Guilty.

The King } On Indictment for assault & battery
John Prince }
and

The King }
William Scott the Elder
Alex^r. McMullen - }
Joseph Lemieux
John Gordon
Catherine Ferguson }
On Indictment for assault &
Battery -

There being cross-bills, the parties
agreed they should be tried by
the same Jury. —

William Scott - Seri lives in S. L. M. D. That on
Smart had rented a house from Mr. to first myself -
when q's rent was due on first July last was told
that Smart had run away & that A. was carrying
away the goods that were left in the house - Mr. went
over but Gordon to the house, said Q - who asked
him why he was transgocing law by taking away property

She wd take the law in her own hand & do as she pleased, a knox? W^r down immediately without any cause - Gordon ran up to D & asked why he did so - D took W^r stick and struck Gordon - the W^r took away his stick & came off to town - the D. had a loaded wagon with the effects of ^ts had come from the house of his tenant - W^r lodged a complaint agt D. - & got a writ to seize the property - when W^r returned found his wife had been much bruised, —

L

I.C. that D. & his family lived in same house let by W^r to Smart -

Catherine Ferguson - wife of last W^r to D - that on same day her husband had met D - the saw him near her yard sing^r why he was acting contrary to law in taking away the goods without paying the person next - the def^r he would take the law in his own hand - the W^r then went into a yard to go to a baker's shop and met D coming out of a store with two boxes one he carried in his hand & the other under his arm - the W^r then Q. to her it was a fine truck he was playing - upon this D. threw one of the boxes at her which struck her on the head & shoulder & bruised her very much - she was for a month before she could lift her arm - the box might weigh 12 or 13

pounds

seconds - Mr D stood two steps higher than
W so that her fall in some measure drove
upon her -

x²

She was going into Bakeshouse upon Gordon
and it was necessary she should go round by the
back yard to get to it - There is a door of
leaves into the garden end of the house - might
have gone into by that door - Did not give a
blow to D before he threw the box at her -

James Watson - was at home entitled to Smart & Son
D carrying away furniture - saw D in the back
part of the house about to go up some steps, with
a box in his hands, and Mrs S. was at the foot of
the same steps near to D - when turned round and
threw the box at her - it struck her on the side of
the head, she staggered, & W got hold of her hand to
prevent her falling, she was almost stupified from
the effects of the blow - The W was there 2 or 3
minutes before this blow was given - did not
see Mrs S. strike D - Mr D was in a great
rage -

x²

W^s only observed Mr D. throw the box at
Mrs S - but did not see Mrs S strike - there was
a crowd of people assembled - Mrs S went away
upon this - & W remained 4 or 5 minutes -

Saw

Saw Gordon & Lemieux there, who followed
D. up stairs -

George Grahame ^{saw} Mrs Scott, Mrs. when
he met D- in the street - on a load of furniture
saw Mrs S. knocked down - heard D-
there was neither law nor justice in the country
she would take the law in her own hands -
a few minutes after he was present when
he saw D- stand on the steps when he
threw a box at - struck Mrs Scott - it
appeared to strike her on the head or shoulder
it was a box of 10 or 12 inches wide & 18 inches
long - that Mrs Scott might have been
at distance of 5 or 6 yds from D- at the
time - Mrs L staggered, was caught by
Miss Watson - I heard Mrs L ask D why
he was taking away the furniture without
paying the Landlord - heard D say he
would exterminate the first man who
opposed him - Mrs S- appeared to be hurt
after this D- went into the house - M. did
not follow him - but several persons ran after
him - That it was necessary to secure D- from
his apparent violence -

x-

There was a crowd of people assembled there
some them nearer to parties than we did
not

not any blow given by Mr S. to D - before he threw
the box -

Alex. C. Muller, lived in this house, a part of which he had
rented wth Mr Gordon from Smart - was the first
words Mr heard from D - was that any man who
st^d. opposed him he would kill them - he saw
D - going up some steps, heard some words, but
cannot say what they were - but saw D throw a
box at Mr L & struck him on the side of the head
and shoulder - D - was on highest step but one -
Mr L stood a few feet below - after throws
box. D. went on into the house - from the sage
he app^r. to be in, in fear of his bringing out a gun
or knife to do injury with, as he was in a violent
passion - saw that it was necessary that he should
be secured -

John Gordon - Partner of last W - saw D removing
the furniture - Mr took his part of house from
B. Smart - saw D - throw the box & strike Mrs
Scott - was at the door of the store at time -

2^o Indictment

John Pomic - rented a part of a house from Mr Smart
for half the rent - he then moved away his effects on 31
July last wth a wagon & 2 carts - Scott laid hold of
the horse's bridle & said he sh^t. go no further - Scott
raised his cane & D - b^h should go no further - the two
upon

upon this the w^r. took his car from him &
struck Scott w^r it - he then drove off his
way gone - on his return found the 2 carts had
been stopped by Scott - when he went back
to the house, he was told by Mrs Scott that he
should take nothing out of the house - he told
Mrs L that he had p. his rent infamy bds
opposed him they must stand to the consequence -
he loaded his cart - went into the store ~~with~~
2 boxes, & was coming out again when he was
met by Mrs Scott who had a stone in her hand
and struck him in the mouth & cut his lip, saying
you d' am' Yankee I'll pay you ^t upon
this he raised the box to throw it, but being
struck a blow with club & he fell down -
he saw Gordon who had a loaded whip
and w^r was knock'd down 3 times before
he got to the house - he got in there & told
then persons at their peril not to come in or
he wd defend himself & threw a jar he held
at them - while they were proceeding through
the kitchen after him - they however followed
him & knock'd him down twice in the room -
the persons who foll'd were, Mr Muller, Lemire
& Gordon - all of whom struck him - he
had to jump out at the 2^o story of the house
& to cry out for help - he had rec'd. a violent
blow on the skull, for gt - he was attended

* he was then
about the centre
of the yard,

by a medical man for a month - That Mr Scott app'd. to be in a great rage -

Joseph Chabot - Mr. Prince was at his home on 31 July last when he was removing his furniture. Saw Mrs. Scott there quarrelling w^t Prince - saw her jump at him & give him a blow in face, as he was coming from store with 2 boxes - L^d to him you d am Yankee Rascal - saw Prince hit his hand with a box in it, when he rec'd a blow with a stick - the box fell on Mrs. Scott's shoulder - saw McMullen, Demers & Gordon there - saw Gordon w^t a stick - heard Mrs. Scott call out to them to say him, the dam Yankee Rascal - heard Prince w^t a stick in his hand say, the first who come into his house he would knock him down - this was at the front door before the box thrown - after this saw Gordon give Prince a blow on the head w^t stick -

X
He saw very well, as he was along side of Mrs. Scott -

John Goodell - was saw Prince attacked by Mrs. Scott - saw Prince coming along w^t a wagon in the street - saw Scott come up & call to Prince

you d—d rascal bring them things to my place - P. & he has nothin to do with them -
 stood over on - upon this Scott laid hold of
 the reins of the horse w- on hand & with
 the other lifted up his cane in a threatening
 manner at Prairie & so close as to be able to
 strike P - used it app? n to hit - D laid
 hold of - cane & pulled it from Scott & struck
 him w- it & knock'd him over upon the
 steps Gordon came up close in upon Prairie
 several blows were given -

Pte Damour - lives in neighbourhood of Scott oppost
 house of - Prairie - rem. occuring a pray on 31 July
 last - saw 2 Cartes loading their Carts at the
 house door - have loaded at front door they
 went into the yard - heard noise - went to see
 when he arrived saw P. runs into house &
 some persons foll'd him - Mrs. Lemire and
Gordon, after they were in heard blows given
 and the cry of murder - Mr. went in &
 saw Gordon & Lemire strike Prairie who
 was down - he escaped from them into
 another room - Mr followed & saw P. had
 gone out of the window - saw the traces of
 blood - he had great cut over the head
 all those who pursued him seemed really
 irritated

m.

irritated at him —

James McEntee — lives in S. L. Sub- nearly opposite Mr Scott — on 31 July last heard a noise — first saw some difficulty at the gate way between Mrs Scott & Prince — he went away — but hearing cry of murder, he went over again, & found them in the house up stairs — McMullen had hold of Prince — and Lemieux also & Gordon seemed to be striking w^t a stick — he called out to them not to kill the man, when he escaped & got out at the window — Prince bled very much, and had been cut about the head —

Arvil Bowman — Mr. Mr Scott & Mr Gordon — informed from Gordon that he had arrested Mr Scott in stopping Prince — saw bloody State Prince was a Prince a quiet man —

Jacob Billet — carter — vs. Prince from engag^d. him to cart furniture for him about mid- summer in S. L. Sub. he loaded his 2 carts — had gone off. Mr Scott's man came & woke him Mr Scott laid hold of Mr horse & turned him back to his house — went back unloaded carts at another house where Scott lives — Prince came & took them back to get another load — while loading heard cry of Murder — went round saw Prince w^t a jar in his hand & he threw w^t violence but saw no body then, immediately after he saw three persons with clubs — Gordon & Lemieux — the one who struck w^t his fist he did not

know

Mr. Prince escaped out of a window when he heard these persons cry out lets run after him saw Prince run to a house & get into it —

Mr Grant was heard as Counsel for ~~the~~ Prince, and Mr Boston for the Defendants Scott & others —

Verdict Guilty - vgt. McMullen
Semmes
Gordon, &
Ferguson

William Scott, not Guilty. —

The Court adjourned till
to morrow at 9 O'Clock in the
forenoon —

Saturday 10th Novr 1821.

Present
Justices Reid & Foucher

The King Susan Rachel Brooks } On Indictment for keeping
a disorderly house —

Fred K

Frederick Deganard, lives in part of same
 house of P^r since 1 May last at P^r a fallen
 in Montreal - She is a widow woman, she keeps
 a common brothel, where people of both sexes
 meet especially young people both night and
 day - which occasions noise and disturbance in
 the neighbourhood, and is even a bad name of
 the description of a brothel - This has been the
 case since June last - that complaints were made
 to W^r by his tenants of this disturbance and
 inconvenience, some of whom left the house
 has spoken to P^r on the subject, who said she
 did not care, as she kept a quiet house - this
 house is frequented by the very lowest description
 of people -

Joseph Defoi, Mr. P^r from having lived in his neighbour
 hood - she is a drunken woman - she assemble
 people together, ^{and} disturbs the neighbourhood
 when drunk - that he has seen people assemble
 in her house as well in the day time as at night
 and make a great noise, and disturbance -
 She had a couple of girls in the house for some time
 which the two neighbours were obliged to turn out
 of the house -

Simon Thibault & Lerville - neighbour of Defo
 since the spring - she is a person who
 goes

goes out and bring a number of people into
the house such as Sailors & Soldiers. who
drank and made a great noise in the
house both day & night - there were also
girls in the house —

Vender. Gritty

The Grand Jury came into Court
and gave in a presentment which
was read — after which they were
discharged. —

The Court adjourned to Monday
at 10 o'clock in the forenoon

Monday

Monday 12th Nov^r 1821.

Present
Justices Reid Foucher & Pyke. u

The Court proceeded to give Judg^t. on the
following Convictions.

The King. ~ }
James Douglass }

On conviction for Grand Larceny
Judg^t 6 months Imp^r. in Gaol

The King
Inf Bto^r Vredon }

On conviction for Gr. Larceny
Judg^t 12 months Impres. in Gaol

The King
Antoine Goyette }

On Conviction for Larceny from
a dwell^g House to value of 40/-
Judg^t. Death - exon. 21 Dec^r next

The King
Antoine Tegle }

On Conviction for Gr. Larceny
Judg^t months Impres. in Gaol

The King
Joseph Bolanze }

On Conviction for horse Steal^g
Judg^t. Death. on 21 Dec^r next

The King
Louis Baer }

On conviction for Horse Steal^g
Judg^t. Death. on 21 Dec^r next

The King }
 vs }
 Trans Gagnon }
 alias Mr Gagnon }
 On Conviction on 2 Indict.
 On for Grand Larceny &
 the other for Petty Larceny.

Judge for P. Larceny - Conf. in House of Correction
 for months & whipt on 16th inst
 and for Gr. Larceny - Impris. in Gaol for
 months. -

The King }
 vs }
 Henry Johnson }
 On Conviction for Petty Larceny
 Judg^t. House of Correction for
 12 months - Whipt on 16th

The King . - }
 vs }
 Joseph Leclaire }
 On Conviction for Petty Larceny
 Judg^t. House of Correction for
 6 months - & whipt. -

The King }
 vs }
 Trans Duteau }
 Louis Duteau, &
 Mr Gamache per
 On Conviction for forcible Entry
 Judg^t. Impris. for 1 month

The King }
 vs }
 In Marie Desjardins }
 & }
 Jno Bth Verdon - }
 On Conviction for Petty
 Larceny -
 Judg^t. House of Correction for
 months & whipt

The King }
 vs }
 Michael Connolly }
 On Conviction for Burglary
 Judg^t. Death - 21 Dec. -

The King
vs
Agathe Beaudry }

On conviction for Petty Larceny
Judge - House of Correction - 3 months.

The King
Joel Harvey - }

On conviction for Gr. Larceny. in
Judge. Impris. for 1 year in Gaol

The King.
P^r. Alexis Bourzouin
alias, Alex^s Bourzouin }

On Conviction for Horse Stealing
Judge. - Death - 21 Dec. next

The King
Antoine Gagné }

On Conviction for Larceny from the
dwelling house to value of \$ 10.
Judge. Death. - 21 Dec next

The King.
Abraham Pardis
& Jos: Charbonneau }

On Conviction on 3 Indictments
for Grand Larceny. in
Judge - 18 months in Gaol. -

The King
Joseph Schuyler }

On conviction on 2 Indictments.
one for Grand Larceny & one for
Petty Larceny. -

Judge - Confin^t in House of Correction for months
and whipl. - for Petty Larceny - & Impris. in Gaol for
months for Gr. Larceny. -

The King.
Joseph Gauvreau }

On conviction for Petty Larceny
Judge - House of Correction for months
& whipl. -

The King
 John Whitteman
 Michael Munro
 Vertus Deselby
 Jno Bta. Delinelle
 Tobias Burke

}

On Conviction for an Escape
 from the House of Correction
 Judge - ap. Munro, Selby &
 Delinelle - 1 month in Gaol -

The King
 Charles " Leson
 Joseph Beaumont

}

On Conviction on 2 Indictments
 one for Petty Larceny, & the other
 for Grand Larceny.
 Judge for P. Larceny months
 in House of Correction & whipt
 and for Gr. Larceny 1 year in Gaol -

The King
 Coship " Huff

}

On Conviction for Manslaughter.
 Judge 6 months in Gaol &
 burnt in hand on 20th Feb. next.

The King
 James Kelly
 Tobias ^{and} Burke
 John Waithman

On Conviction of James Kelly
 for arson - 2 ap. Burke & Waithman
 as accessories -

Judge Death - 21 Dec.

The King
 Henry Bird

On Conviction for Gr. Larceny
 Judge Impris. in Gaol for
 6 months

The

The King }
m
James Duboyce }

On conviction for enticing a Soldier
to desert.—
Judge. Impris. 3 months & Pillory

The King.— }
m
John Lawlor }

On conviction as above—
same punishment

The King }
m
Jacob Johnson }

On Conviction for Gr. Larceny—
Judge 6 month Impt. in Gaol

The King }
Philip McCole
John Collins
James McGary }

On Conviction for Petty Larceny
Judge 1 month in Gaol

The King }
Alexr McMullen
Joseph Lemirex
John Gordon
Catharine Ferguson }

On Conviction for assault & battery
Judge. Cath. Ferguson fined £25—
& each of other Dfndrs £10—

The King }
Susan Rachel Johnson }

On Conviction for keeping a
disorderly House.—
Judge. 6 months in H. of Correction.

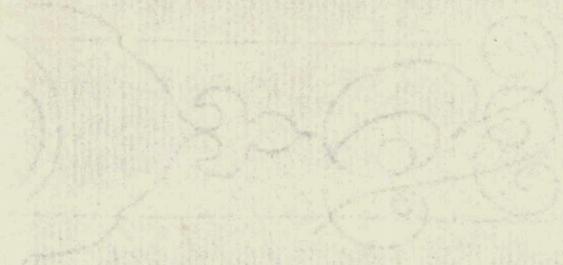
The King }
m
James Burneyman
otherwise called
James Harvey Yarmum }

On Conviction for purchasing
soldiers necessaries.—

The Court being of opinion that this
Offense did not come within their Jurisdiction

as the mode of prosecution was limited by the
muting out to be had before a Justice of the
Peace, and not being an offence at Common
law, the Defendant was discharged.

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