

Kings Bench, Montreal.

Criminal Pleas.

March Term. 1814.

September Term. —

March Term. 1815.



March Term 1814

Tuesday 1<sup>st</sup> March 1814.

Dominus Rex. —  
Moris <sup>or</sup> Simpson }

On trial of an Indictment for an assault upon a magistrate in the execution of his office: —

Joseph Odell, is a Just. P. and lives at Odletown, — Kt. Df<sup>r</sup>  
who live there — On the 19<sup>th</sup> April last, he saw a collect<sup>n</sup> of people  
near his house, went up & asked a young man what was the matter  
he is Df<sup>r</sup> & another were fighting — went up to the Df<sup>r</sup> asked  
him what was the matter — he ~~answered~~ rather rudely — then  
charged him to keep the peace in his M<sup>r</sup>. name — he laid violent  
hold of W<sup>r</sup> and torn some of his cloaths — knew W<sup>r</sup> to be a  
magistrate, & had seen him act as such — when he quitted W<sup>r</sup>  
he again came into the W<sup>r</sup> store & challeng<sup>d</sup> Mr Trevor w<sup>t</sup> whom  
he had been formerly fight, dam<sup>d</sup> W<sup>r</sup> & dared his authority — upon  
this W<sup>r</sup> caused him to be arrested —

X<sup>o</sup>  
Has lived nearly 24 years at Odletown & has acted 6 or 7 years there  
as a magistrate — never s<sup>t</sup> to one McDonald, that he was no magistrate  
and that there were but two magistrates between his house & the River Se  
Lawrence, viz<sup>t</sup> Mr. Ruiter & another — Did refuse to administer the  
oath

oath of allegiance to some persons who came from the States, as he considers the declaration of war between this Country & the United States rendered it improper. — Cannot positively say that he granted a warrant at Dft. at instance of one Bo. Wright.

Andrew Boright Re Dft. was present at Odell's house on the 19<sup>th</sup> April last when a dispute arose between Dft. and one Trevor — Mr Odell came up and begged of Dft. to be quiet, the latter damn'd him and his authority, s<sup>t</sup> he was a damn'd old scoundrel & a villain —

x<sup>o</sup>.

That Mr. Odell laid his hand on Dft. and begged of him to be still when he came up to him — did not hear Mr. Odell say at time he was a magistrate —

Much Trevor Mr. O's parties — Mr. O. is publicly known at G. Town as a mag<sup>t</sup> on 19<sup>th</sup> Ap. last — saw Mr. O. dressed finger of W. in his store about 8 or 10 minutes after the fray, I called W. out to fight, Mr O begged of Dft. to be quiet, & s<sup>t</sup> he must ~~bring him~~ some satisfaction for the abuse he had given him or he w<sup>d</sup> pros. him. Dft. gave him much abusive language, and damn'd him & his authority — That Dft. had his <sup>st</sup> com in a shing that day —

Evidence for Crown was closed —

John McDonald. has liv<sup>d</sup> at Odell's for many years — was at Odell's in Nov: or Decr. 1812, when Dft. was there, & convers<sup>d</sup> turn<sup>d</sup> on the Americans coming over, ~~s<sup>t</sup>~~ Dft. & some person or the authority ought to take notice of it & that Mr. O. was the man — O.s<sup>t</sup> he

was

was not, that there was then no magistrate there, but our Ruter & another, & seemed to make it understood that he was not a magistrate —

Joe Simpson has liv'd. at O'In for many years - had occ. to go to house of Mr. O. in Oct. 1812 wt. ~~Deft.~~ Donald a warrant att. one Bonight, when O. o<sup>d</sup> he could not grant it saying. he was not then a magistrate, & did not act as such. — Saw Mr O. come up to Df<sup>t</sup> who was coming out of the Crowd, and laying violent hold of Df<sup>t</sup> on shoulder s<sup>d</sup> to him. You Scoundrel what are you about — this was upon the shoulder of the arm of Df<sup>t</sup> q<sup>t</sup> was in a sling — Df<sup>t</sup> o<sup>d</sup> let me alone — O. then laid hold of Df<sup>t</sup> by the breast & Df<sup>t</sup> laid hold of Mr. O. by his hands. & throat — & some words passed between them — a great many persons were assembled  
x.

It is known Mr. O. act as a Mag. since the above period  
Is a brother to Df<sup>t</sup> —

John Manning Esq. Mr. A<sup>r</sup> was at his house in Ap. last. where a crowd was assembled then — heard O. speak to Df<sup>t</sup> calling to him to let loose. Df<sup>t</sup> then had hold of him — heard O. call out give me a strike — Was at Mr. O. ston, when he heard him say to M Df<sup>t</sup> that if he w<sup>d</sup> make him some apology he w<sup>d</sup> let the matter drop —  
x

Considered Mr O. when he came to the crowd, it was to act as a magist. & to put an end to the fray —

Jacob Manning, lives at Odleton. He parties & was near Mr. O's store in Aps. last when a scuffle took place between some persons - saw Mr. O come out of his store seemingly in a passion, & went up to D. J. & laid hold of him, by putting his hand on his shoulder seeming to lay hold of it & told him to be quiet - heard Mr. O. call out for a club - was at Mr. G. store afterno<sup>r</sup>. heard him tell D. J. if he did not make him some acknowledgment he wd. prosecute him -

Major Ruter - speaks to character of W<sup>r</sup> as a good subject & attached to the govern<sup>r</sup> -

Mr. Waller disclaims - Mr. D. J. considers him to be a good man & obd<sup>r</sup> subject -

Evidence closed -

Two points of law - 1<sup>st</sup> A person acting as a magistrate must either assume himself to be such magistrate, so that ~~the~~ knowledge of his character sh<sup>r</sup>. be thus shewn to the parties concerned - or 2<sup>d</sup> a knowledge of his being such magistrate must be made ~~out~~ by proof, brought home to the person upon whom his acts are compulsory. -

Verdict, Guilty. —

Wednesday 2<sup>d</sup> March. 1814.

The King  
J. Scott }

On Indictment for Murder. —

The counsel for the P<sup>r</sup> moved that a copy of the Inquest taken before the Coroner should be granted to him. —

The counsel considered the Indictment as a record in the poss<sup>y</sup>. of an Inferior Officer to g<sup>t</sup>. all are entitled to have access —

The Court rejected the application, as in cases of Treason or felony no such copies are ever given — That the Inquest of the Coroner may be considered as an Indictment, as a pris<sup>y</sup> may be arraigned upon it — & no copy of Indict. in such case is ever practised A St. T. f. p. 415. &c L<sup>d</sup> Preston's Case — That copies of depositions before a Coroner ought not to be communicated to any party — J. McNally. Ev. p. 290. —

The King  
Laurent Pauser }

On Trial of Indictment for Murder. —

An Interpreter was sworn, as P<sup>r</sup> spoke German language. —

Capt. Fran<sup>s</sup> Louis Bourgeois, du R<sup>e</sup>gt. de Memon — does not know P<sup>r</sup> — did not know deceased Iac. Erhard, but by name. knew he was in his company. — The R<sup>e</sup>gt. was at Cognaway from 8<sup>h</sup> to Nov. last. On the 11<sup>th</sup> Nov. last he went to the house where the deceased was — saw him w<sup>t</sup> a wound in the side ~~approach~~. he died 4 or 5 days after —

Louis Auguste Winter, <sup>2<sup>nd</sup></sup> Surgeon to Memon R<sup>e</sup>gt. in Nov. last he was

at Capt<sup>r</sup>. w<sup>t</sup> Regt - knew dec<sup>r</sup>? saw him w<sup>t</sup> a wound in his side on the 11<sup>th</sup>. Nov: last, about 9 o'clock in the even<sup>r</sup>, the wound was in the lower part of the belly on the left side - the wound was triangular & app<sup>r</sup> to have been done w<sup>t</sup> a bayonet, & had penetrated the cavity of the belly - Seldom happens that persons recover from such wounds, but depends upon accidents - before this the deceased was in perfect health - W<sup>r</sup> treated D<sup>r</sup> till 16<sup>th</sup>. Nov: when he died - the mortification took place in the wound q<sup>t</sup> caused his death - Heard the D<sup>r</sup> say, that it was the P<sup>r</sup> who gave him the wound - this was on the 12<sup>th</sup>. Nov: ~~& at another time~~ before his death - That D<sup>r</sup> appeared from the first to be conscious that he was in great danger -

x.

D<sup>r</sup> did not say there was any quarrel between them when he rec<sup>r</sup> his wound - By or when D<sup>r</sup> named Pauser, he s<sup>r</sup> he was in Capt<sup>r</sup> Bourgeois Company - That it was W<sup>r</sup> was the first to mention that the wound was dangerous, & upon w<sup>t</sup> deceased seemed alarmed app<sup>r</sup> to continue so while he rem<sup>r</sup> w<sup>t</sup> him - D<sup>r</sup> did not tell him in q<sup>t</sup> manner he rec<sup>r</sup> the w<sup>r</sup>, but next day he heard it from the P<sup>r</sup> That P<sup>r</sup> was brot. before him W<sup>r</sup> next day to be ex<sup>r</sup>. found upon him two wounds one on the breast, & one in the back, q<sup>t</sup> app<sup>r</sup> to have been given by a bayonet & a small w<sup>r</sup> on hand - That D<sup>r</sup> app<sup>r</sup> sensible the w<sup>r</sup> was dangerous before the los told him so - always app<sup>r</sup> to be in that state - That he thought he was a man who believed in God, other he was of the Protestant

religion -

Cap<sup>t</sup> Bourgeoys was again bro<sup>t</sup>. up. - That he was appointed president of a Court of enquiry to examine into the cause of the wound given to deceased - (not all<sup>o</sup> to speak as to contents of proceedings at Court of Enquiry) —

x<sup>3</sup>

That on the even<sup>r</sup> of 11<sup>th</sup> Nov. after the wound of D<sup>r</sup>. was dressed he told W<sup>r</sup> that P<sup>r</sup> had given him the w<sup>d</sup> the d<sup>r</sup> did not appear to him to be apprehensive of death, he spoke w<sup>t</sup> strength some days, he D<sup>r</sup> he was a little better, some days, that he was worse — That the last time the W<sup>r</sup> saw him the dec<sup>r</sup> seem<sup>d</sup> to think himself in a dangerous state, but did not then speak of P<sup>r</sup> — That Dec<sup>r</sup> told W<sup>r</sup> he had rec<sup>d</sup> the wound without any provocation — That P<sup>r</sup> shew<sup>d</sup> next day, 12<sup>th</sup> w<sup>3</sup> g<sup>4</sup> he had rec<sup>d</sup> one in back one

Charles Manuel St. in the Mennou Rec<sup>r</sup> — That about 11<sup>th</sup> Nov. last he was at Caghnawaga w<sup>t</sup> the Regt. and in the ev<sup>r</sup> hearing heard some noise he went out & found some Soldiers had been disput<sup>s</sup>. w<sup>t</sup> the Indians — upon his coming out the men run off — & proceeded on & heard a man cry out in German I have got a wound — he went up to him & found deceased who told him that Pauer, of Bourgeoys Company had wounded him with a bayonet — he proceeded to take him to a house, where deceased repeated the same thing to his comrades —

X

That while W<sup>r</sup> was conducts dec<sup>r</sup>. to a house he told W<sup>r</sup> that he had had a dispute about a girl, which some of the men of Bouyouis company wanted to take from him, & on the dispute he recd. the wound in question —

Antoine Stouder. W<sup>r</sup> P<sup>r</sup> and knew D<sup>r</sup> saw them together on the evening of the 11<sup>th</sup> Nov. last at Cophnawaga — That he did not see the P<sup>r</sup> with a bayonet in his hand that night — That they were several of them together of the Grenadier Company & of Capt Bouyouis company, that they had some dispute together in which the deceased recd. his wound — Saw the deceased come even<sup>r</sup> after his wound, who told W<sup>r</sup> to run to the doctor, as he was dangerously wounded, told him also that it was the P<sup>r</sup> who had inflicted the wound — That when he saw the deceased & P<sup>r</sup> together he saw P<sup>r</sup> w<sup>t</sup> his bayonet drawn, but did not see the bayonet of Dec<sup>r</sup> — as they were many of them together — That P<sup>r</sup> went off & Dec<sup>r</sup> after him, & immediately after he heard D<sup>r</sup> say he was wounded —

X

Knew D<sup>r</sup> well — That W<sup>r</sup> & some others had had a dispute w<sup>t</sup> some of Capt' Bouyouis' men before Dec<sup>r</sup> arriv<sup>r</sup> in q<sup>r</sup> P<sup>r</sup> was concerned, it was about a girl of — the Grenadiers had & g<sup>r</sup> the men of Bouyouis company wished to take from them by force, and drew their bayonets for this purpose —

(9)

J<sup>u</sup> M. Mondelet. re- Cosnawaya to be in the County of Huntingdon -

Evidence for Crown was closed

Pierre Benoit, com P<sup>r</sup>. knew dec<sup>r</sup> was w<sup>th</sup> him at Cos<sup>r</sup> in Nov. last  
a dispute arose between G<sup>r</sup>. Comp<sup>y</sup> & Cap<sup>r</sup> Bow<sup>r</sup> company  
about a girl g<sup>r</sup>: th<sup>r</sup> Grenadiers had - The P<sup>r</sup> first had this  
woman & last Mr took her away from him, - this was about  
A o'clock in the afternoon - They staved the P<sup>r</sup> was struck by  
some of the Gren<sup>r</sup> - The dec<sup>r</sup> also ill-used the P<sup>r</sup> - The  
Gren<sup>r</sup> carried the woman into a house, when an officer com<sup>r</sup> &  
established order - towards evens the Gren<sup>r</sup> w<sup>t</sup> the woman com<sup>r</sup>  
out of this house - the P<sup>r</sup> was then in the Street & the woman  
called to him to take her, he came up to her & she went w<sup>th</sup> him  
voluntarily - That the Gren<sup>r</sup> came after them & the dec<sup>r</sup>  
and Stouder had their bayonets drawn & took away the  
girl from him - the P<sup>r</sup> had not then his bayonet drawn  
but he heard the bayonets strike ag<sup>r</sup> each other & heard  
the P<sup>r</sup> say, dont both of you strike at me - The W<sup>r</sup>  
himself rec<sup>r</sup> a blow of a rail from one of the Grenadiers -  
that some officers came up & he heard the dec<sup>r</sup> say to  
them that he was wounded.

George Frank. W<sup>r</sup> P<sup>r</sup> & knew D<sup>r</sup> That about six o'clock, saw  
dec<sup>r</sup> and Mr. Stouder run after P<sup>r</sup> who then had the woman  
The P<sup>r</sup> was run off, & the grenadiers came up w<sup>t</sup> him  
could not distinguish them to say who they were - when  
they

They came up w<sup>t</sup> P<sup>r</sup> he heard the bayonets strike agt each other & heard P<sup>r</sup> say, à moi on me pique une des bayonets that the officers came up, and they all made off, that Dec<sup>d</sup> was among the number of Grenadiers who run after the P<sup>r</sup>, and when the officers came up he also went off, but came back again and said that he had been wounded that next day he saw the P<sup>r</sup> in prison, who showed him two wounds he had got, one on the back and another in belly, and also a small mark on the hand —

Charles Moritz Km<sup>o</sup> Or saw the dec<sup>d</sup> about 4 o'clock in the afternoon on 11 Nov. last, knows that some grenadiers had a squabble with the P<sup>r</sup> about a woman he had —

In P<sup>r</sup> Cissar - That on 11 Nov. last, saw P<sup>r</sup> run off w<sup>t</sup> a woman under his arm and saw the deceased and another Grenadier run after them w<sup>t</sup> the deceased had a bayonet in his hand - They came up w<sup>t</sup> P<sup>r</sup> who he heard call out, on me pique as he knew his voice - a minute or two after he saw the deceased who was wounded - That he did not know the deceased by name -

Jac. L. Fauquier - That on the 11<sup>th</sup> Nov. last at Cugnawage, he was present when deceased came up & said that he was wounded knows P<sup>r</sup> by name - Saw at same time last wit<sup>d</sup> - That

a bay<sup>t</sup>. was found q<sup>t</sup>. was given to W<sup>r</sup> - q<sup>t</sup> he came to the guard-house, q<sup>t</sup> upon enquiry was found to belong to the deceased. —

Henry Meuron - Lt. Col. of Regt. of Meurons - says he know P<sup>r</sup> who is a man of quiet disposition and a good Soldier, & has always merited the approbation of W<sup>r</sup> —

Objected by the Counsel that there was not sufficient evidence that the deceased was not under a state of consciousness of being in a dying state, & therefore his declarations that he received the mortal blow from the pris<sup>r</sup> ought not to be admitted — cit<sup>s</sup> 1. East. 353. —

Att<sup>r</sup> Guel refers to case of Woodcock. 2. Leach's Case, 563. where Ch. B. Lyre admitted the declaration of a deceased although apparently insensible as to the situation at the time

The Court considered that from the evidence of the Doctor & even of Capt Bougros, it appeared that the deceased did conceive himself to be in a dangerous state, and that his declarations ag<sup>t</sup> the P<sup>r</sup> corresponded with the other circumstance given in evidence as to giving the blow by the P<sup>r</sup> & therefore admitted the evidence —

The Jury acquitted the pris<sup>r</sup> —

Thursday 3. March. 1814,

The King.

Dennis Curran }

On trial of Indictment for Murder.

Joseph Allan, Soldier in 13<sup>th</sup> Regt. - knew late Dr. House who belongs to same compy. w<sup>t</sup>. W<sup>r</sup>. On night of 26 Jan<sup>y</sup>. last saw D<sup>r</sup>. w<sup>t</sup>. P<sup>r</sup>. in barrack room at St. Johns - saw P<sup>r</sup>. strike D<sup>r</sup> w<sup>t</sup>. a stick of stove wood about 2 $\frac{1}{2}$  feet long & about thickness of his arm - That D<sup>r</sup>. went up stairs where P<sup>r</sup>. lodged when D<sup>r</sup>. struck him on the head w<sup>t</sup>. the bullet of wood, the D<sup>r</sup>. fell senseless - the candles were lit & W<sup>r</sup>. could plainly see - heard no voices at all a word pass before giving the blow - That D<sup>r</sup>. was speaks to Thor Lee at time - That the P<sup>r</sup>. had had a dispute the same evening about  $\frac{1}{2}$  an hour or 15 minutes before w<sup>t</sup>. the said Thomas Lee, and on the deceased returned from the bed where Lee was <sup>to whom the D<sup>r</sup>. had been</sup> to speak to him. the P<sup>r</sup>. struck him - That in turn from the bed the face of D<sup>r</sup>. was turn<sup>d</sup>. toward the P<sup>r</sup>. - That dur<sup>s</sup>. the quarrel between P<sup>r</sup>. and Lee it upp<sup>d</sup>. they w<sup>t</sup>. have fought had they not been parted - That after the de<sup>d</sup>. fell, the P<sup>r</sup>. struck him two blows on the head of the D<sup>r</sup>. the W<sup>r</sup>. slept forw<sup>d</sup>. & saw marks of blows on head of deceased - the D<sup>r</sup>. died in the mt. between 27<sup>th</sup> & 28<sup>th</sup> Jan<sup>y</sup>. last - The d<sup>r</sup>. was a quiet, peaceable man, & enjoyed good health at time of the accident. All the blows given were all near the left side of the head -

Rich<sup>r</sup>. Soleway, Sold. in 13<sup>th</sup> Regt. - Knew P<sup>r</sup>. & knew dec<sup>d</sup>. In the evg of the 26<sup>th</sup> Jan<sup>y</sup>. last Mr. W<sup>r</sup>. was in the b<sup>th</sup> room of St. John. & saw P<sup>r</sup> knock D<sup>r</sup>. down down w<sup>t</sup>. a piece of wood & the W<sup>r</sup>. lay over

<sup>but was sett<sup>s</sup>. up at time</sup>  
 Lee's bath — The d°. was sett<sup>s</sup>. on the side of Lee's bath when he rec<sup>d</sup>. the first blow — saw P<sup>r</sup>. take up the piece of wood & come forward and strike d°. w<sup>t</sup>. it on the head — the d°. fell down when the P<sup>r</sup>. again struck him two blows on the head w<sup>t</sup>. the same wood — The P<sup>r</sup>. made use of no words before giving the blow, only s<sup>r</sup>. "who's this" & immediately gave the blow — that the wood was of that kind that w<sup>t</sup>. a good blow w<sup>t</sup>. kill a man — That we ask<sup>d</sup>. P<sup>r</sup>. if he meant to kill the man, means the d<sup>r</sup>o — he ans<sup>d</sup>. "yes, by <sup>the eternal</sup> Jesus any man that shall come across me" when he s<sup>r</sup>. this the P<sup>r</sup>. still held the billet of wood in his hand, and seemed deranged with liquor —

x

That about  $\frac{1}{4}$  hour before the W<sup>r</sup> saw P<sup>r</sup>. and Lee fighting — in the same barrack room —

Geo: Rice Soldier 13<sup>c</sup>. Regt. 1st P<sup>r</sup>. & knew D<sup>r</sup> — About the end of Jan<sup>y</sup>. last the W<sup>r</sup>. was in the same room w<sup>t</sup>. parties when D<sup>r</sup> rec<sup>d</sup>. the blows, did not see them given, but upon one of the men of same Comp<sup>y</sup> w<sup>t</sup>. P<sup>r</sup>. asks. him if he meant to kill the man, he heard P<sup>r</sup>. say, "yes, by the eternal Jesus or any man that shall come across me". Saw P<sup>r</sup>. with a piece of wood in his hand at the time —

William Hughes - Soldier in 13 Regt. knew parties — was in same room w<sup>t</sup>. D<sup>r</sup>. & P<sup>r</sup>. on the 26 Jan<sup>y</sup> last at St John — saw D<sup>r</sup>. sit<sup>s</sup> on edge of Lee's bath & W<sup>r</sup> was opposite to them, then  
 were

light in the room & W. could see distinctly - That P<sup>r</sup> & Lee slept in the same room - saw P<sup>r</sup> take up a billet of wood close to Lee's birth - heard Dr. at time make some horrid oath, but cannot say what it was - saw P<sup>r</sup> make a blow but did not see where it struck - That Lee and P<sup>r</sup> had been fighting some short time before -

Stratford Alfred Ayr, Hospital mate at St. John's - On the m<sup>o</sup> of the 26<sup>th</sup> Jany last Mr. Wm. at the hospital after the Dr. had gone away - when Dr. was not there by some of the men of the Regt. W<sup>r</sup>. ordered need to be had? I found 2 brain wounds on the left side of the head, at the time did not discover any fracture but after the death of Sturz upon the further examination I found a fissure under one of the blows which he thinks was occasioned by the blow given - There were also two large blood vessels under the skull broken, one of qd. was directly under the fissure & occasioned by the blow - That the rupture of those blood vessels caused the death of the deceased The dec<sup>d</sup> died about 6 o'clock in the morn<sup>g</sup> of the 28<sup>th</sup> Jany. last -

William Gill. Surgeon to 13<sup>th</sup> Regt. knew Dr. was brot to the hospital on the morn<sup>g</sup> after he rec<sup>d</sup>. the accident - He was then invisible - W<sup>r</sup> saw two blows one on the left side of the head & the other about centre of the back part - endeav<sup>r</sup>. to discover a fracture but could find none till after he died, when W<sup>r</sup> exp. the skull, found a fissure in it and a ruptures in a large blood vessel from

from q<sup>t</sup>. proceeded a large quantity of blood - that the rupture of this blood vessel and the former appears to have been occasioned by a blow by some blunt instrument and were the occasion of the death of the deceased -

Louis Gauvain. Knows St John, and considers it to be in the Parish of St Luc, but does not know the County -

Thomas McCord - Knows parish of St Luc to be in the County of Huntington in the District of Montreal -

Verdict. - Guilty. -

The King  
J<sup>r</sup> B<sup>r</sup> Postern

An Indictment for Grand Larceny -

John Smilte is a Sawyer, lives in Montreal, in Desjardins about three months ago he and one Pat<sup>th</sup> Gorman were possessed of a saw which was in the yard of one Robt Wilson - The saw was worth about eleven dollars - it was then taken away, the first time the Mr saw it <sup>was two days after</sup> it was in the poss. of one Desjardins who is the partner of the pris - who took it from between two logs, where it <sup>is</sup> ~~is~~ to have been concealed & delivered it to the M<sup>r</sup> M<sup>r</sup> the saw now produced to be same he lost from about six inches has been cut off the end of it some of the teeth broken

Pat<sup>t</sup> Gorman - is Partner of last wife to Mr. the Saw now produced &  
belonged to Mr & John Smith in Dec last - Knows saw from  
marks on it, there being about 6 inches cut off it & several teeth  
broken - That the tiller now on the Saw is not the same as  
that of it was on it when it was taken away - The saw  
was worth ten dollars when it was taken away, of it was  
December last, has been stolen from the yard of Mr. Mulvan  
in Montreal -

Jacques Goguet - Mr. P. - Mr. Gorman & Smith the two last Wit<sup>r</sup>  
Mr. that in Dec last they had a Saw, same now produced,  
wh. was stolen - Upon information he had rec'd. he went  
with Gorman to <sup>a place near Pointe à la Prairie</sup> ~~one of his~~ Magazin where they found the Saw  
under some logs -

Joseph Desjardins. Mr. P: by having worked within for about  
15 days last fall in sawing wood for Mr. December  
Mr. Saw now produced, it was Mr. P who brot it to the  
house of Mr. saying he had paid 974 dol. for it to Mr.  
Langhorne - That about 2 days after Goguet & Gorman  
came in search of the Saw - the wife showed them where  
it was, being concealed among some logs by Mr. P.  
That upon giving information of this to Mr. P he acknowledged  
that he had stolen it -

Thomas et al Gord. Just. Peau - proves confession of pris<sup>r</sup>. taken before  
him -

Verdict. Guilty of Petty Larceny -

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The King } On trial of Indict. for an assault with  
Mathew Williams } an intent to rob - 1. East. P. C. 416. -

St. J. Geo. I. c. 21. No evidence having been laid before the Jury, from  
a mistake in the Indictment, the Prisoner was acquitted

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The King } On trial of Indictment for Grand Larceny -  
Touss. Quimby }

Catherine Dolicour wife of Fr<sup>r</sup> Chamberlain, lives in Montreal  
That on the 30<sup>th</sup> Decr. last a piece of cloth was stolen from  
her back in the market place - about 19 ft yds of sky  
blue cloth, worth 10/- fynd - That next day one M<sup>r</sup> Mason  
came to see w<sup>r</sup>. that she had seen cloth like that  
q<sup>th</sup> w<sup>r</sup> had lost q<sup>th</sup> had been brought to the house of said  
Mason by the P<sup>r</sup>. The w<sup>r</sup> went there & found six  
ells of the cloth q<sup>th</sup> she recognized to be her property

Marie Beigue de Lafleur wife of Alexis Mason. On Newyearday  
the P<sup>r</sup> brot some skyblue cloth to the house of the w<sup>r</sup> offered  
for sale about 5 ft yds - she requested him to return  
again w<sup>r</sup> it, q<sup>th</sup> he did in the evening, when the w<sup>r</sup> went

to house of last witness to acquaint her that cloth such as she had lost was sent to her house for sale - Mme. Chambalain came to the house and claimed the cloth as part of what had been stolen from her - The P<sup>r</sup> then s<sup>t</sup> he discharged himself from the accusation of having any thing to do with the cloaths as it had been given to him by soldiers of the Clemont Regt. to sell for them & could prove it - That the P<sup>r</sup> left the cloaths & went away, and returned next morning w<sup>t</sup> some soldiers of the Clemont Regt. who aske<sup>d</sup> that they had given the cloth to the P<sup>r</sup> to sell for them -

Fran<sup>r</sup>. Chambalain - Identifies the cloth now produced to be same stolen which belonged to him -

— Evidence closed. —

Gaspard Messino. Th<sup>r</sup>. P<sup>r</sup> That about 29<sup>th</sup> Dec. last a soldier of the Clemont Regt. found a bag with a piece of sky blue cloth in it. and some other articles, which they gave to the wife of the P<sup>r</sup> to sell for them, as she wished for the company to get they belonged -

Charles Rappelhardt was sworn to interpret the evidence given by the follows. Mts -

Theodore Beffro - That <sup>one</sup> <sup>l</sup><sup>e</sup><sup>x</sup><sup>i</sup><sup>n</sup><sup>e</sup><sup>r</sup> <sup>s</sup><sup>o</sup><sup>d</sup><sup>y</sup> before New Year day <sup>to</sup> <sup>f</sup><sup>o</sup><sup>u</sup><sup>nd</sup> a bag in a hut leading to the River near the barracks

in which there was some cloths - They agreed together to sell the cloths - gave to P<sup>r</sup> to sell, & was of same color w<sup>t</sup> cloths now produced -

Verdict. Not Guilty.

Friday 4<sup>th</sup> March 1811. a.m.

The King }  
Math<sup>w</sup> Williams }

On Indictments for High Way Robbery.

The Prisoner was charged on 2 Indictments  
and agreed that the same Jury should try both.

Pierre Giroux, lives in the parish of Chateauguay, sc<sup>e</sup> P<sup>r</sup> since the 1<sup>st</sup> Feby. last, when he met him about 2 O'Clock in the afternoon in the woods <sup>on the road</sup> between the mill <sup>of Leprairie</sup> & the village of Sault St Louis. the P<sup>r</sup> was going towards Leprairie & the W<sup>r</sup> going towards St. Louis - P<sup>r</sup> was dressed as a dragoon - he had two pistols & a Sabre - in the right hand he held the pistol in the right hand and his Sabre in the left, when he came up to W<sup>r</sup> the P<sup>r</sup> called out, "Stop" the W<sup>r</sup> did not comprehend what he meant - he tho<sup>t</sup> he meant he should draw on one side, q<sup>t</sup> he did, the P<sup>r</sup> then drew his sword and struck his nose's head so as to stop him - the W<sup>r</sup> then asked him, in french what do you want - the P<sup>r</sup> shook his head as if he did not understand him, & putting his Sabre into the left hand drew his pistol out with the right, cock'd it & presented it to the W<sup>r</sup> saying, give me

me piaſtre - evia - the Mr. was in fear, as the P<sup>r</sup> was close to him - ~~and~~ he had two dollars in his pocket, one of which he gave to the P<sup>r</sup> which he took between his fingers & put in his pocket - The Mr. then understood from Mr. from the signs he made that he wanted to draw liquor from the puncheon which he had in his sleigh, & followed him for some time after for about 3 or 4 peaches & then left him - He P<sup>r</sup> to be the same man who robbed him. - he saw him above by an hour in the woods & recollect him well. That about 5 or 6 days after he next saw the P<sup>r</sup> at the barracks at La Prairie, and recognized him by being freckled, and from his appearance and figure, - that he now sees the P<sup>r</sup> for the third time - That has acquainted Capt. Savage w<sup>t</sup> the Circumstance, of his being robbed, he was w<sup>t</sup> several others some days after sent to the Dragoon barracks, where he immediately recognized the P<sup>r</sup> among 12 or 15 others -

x<sup>3</sup>-

That it was very cold on the 1<sup>st</sup> Feby. last - That he had slept at one Guionne's a tavern keeper near the mill of La Prairie, <sup>that he took a glass of liquor before leaving town but no where else</sup> where he took a glass of liquor - That he took three glasses "coups" this morning, - That P<sup>r</sup> did not say when he met him, "let me pass, but, give me piaſtre?" That the P<sup>r</sup> was w<sup>t</sup> Mr. about 5 minutes before he took the dollar and that he recd. about 2 minutes after w<sup>t</sup> Mr. Thus,

that

that all together from the time he first met the P<sup>r</sup>. until he went away, might be about 3/4 hour — The P<sup>r</sup>. did not examine whether the P<sup>r</sup>. had black hair or whiskers, that he rode a bay horse — That among the dragoons he saw at Laspairie there were none he saw resembling each other, some had old cloaths on — the W<sup>r</sup>. did not tell the officer after guard nor to any other person that he did not know the P<sup>r</sup>. — That W<sup>r</sup>. had no fear until P<sup>r</sup>. demanded his money of him & presented his pistol to him — that when he gave the dollar he considered that it was to save his life. That the P<sup>r</sup>. had his head and face much envelopped in his cap, that he could not clearly distinguish the colour of his hair nor whether he had whiskers —

Nahum Baker — W<sup>r</sup>. last W<sup>r</sup>. on 4<sup>th</sup> Feby. last on the road from Montreal going towards the Indian Village — Saw another man on a horse back sitting upon thigh on his saddle with a pistol in his hand seemingly cock<sup>d</sup> and presented towards the last fort — Thinks it was the P<sup>r</sup>. he asked W<sup>r</sup>. if he spoke English, W<sup>r</sup>. s<sup>d</sup> yes and passed on — had heard that a man had been robbed before that day on same road — The P<sup>r</sup>. was close to the W<sup>r</sup>. observed he had a racoon cap on, but not so much drawn over his face but that it could be well seen — P<sup>r</sup>. had a greyish great coat on — appears to him that P<sup>r</sup>. is the same man — & should consider himself able to pick him out among 100 men, as he firmly believes him to be same man — That after

W<sup>r</sup> had passed a short way, the P<sup>r</sup> followed & passed him but he did not then particularly remark him -

x<sup>3</sup>-

That dragoons frequently pass on the above road carrying despatches -

Paul Ranger - lives at Chateauguay. - Mr P<sup>r</sup>: Giroux who is his brother in law - On the 4<sup>th</sup> Feby. last he was on the road near the Sault - he passed Giroux at Gassonne's - Met the P<sup>r</sup> on the road in the woods the same day - is sure he is the same man - was in conversation with him about  $\frac{1}{2}$  hour more or less - He observ<sup>d</sup> the countenance of P<sup>r</sup> well - saw P<sup>r</sup> afterwards at Laperrière

x<sup>3</sup>

Did not remark how the P<sup>r</sup> was dressed, nor what coloured horse he rode -

Frank Rolland. Jnt. Peace - Knows Sault St Louis to be in the County of Huntingdon -

Evidence closed on 1<sup>st</sup> Indictment -

Paul Ranger - On the 4<sup>th</sup> Feby. last he was pass<sup>g</sup>, through the wood of the Sault and on the highway going towards the Sault, about 2 o'clock in the afternoon, distant about a league from any house, he had a train - he met the P<sup>r</sup> on horseback he called out to the W<sup>r</sup>. Stop - q<sup>t</sup> W<sup>r</sup> understood & stopped in consequence

he thought at first it was to give him the road, & drew on one side,  
 the P<sup>r</sup> drew sword w<sup>t</sup>h scabbard from his side - the W<sup>r</sup> wished  
 to go forward - but the P<sup>r</sup> w<sup>t</sup>th the sabre called out to him  
 give me piaster - the W<sup>r</sup> P<sup>r</sup> he had none, the P<sup>r</sup> then drew  
 his pistol and presented it to W<sup>r</sup> & again P<sup>r</sup> "give me piaster"  
 when the W<sup>r</sup> gave the P<sup>r</sup> a dollar - that W<sup>r</sup> cannot say  
 that the pistol was cocked, that P<sup>r</sup> was done to him but did  
 not present it at the W<sup>r</sup> - he was afraid of his life & gave  
 the dollar to save it - it was an army bill he gave to the  
 P<sup>r</sup> for 5/- upon giving the bill to the P<sup>r</sup> he went off - Has  
 no doubt but that P<sup>r</sup> is the same man - Cannot say  
 whether the P<sup>r</sup> had a cap on or not. —

~~✓~~

Augustin Mailoux the Paul Range since Feby. last - was on the road in  
 St Louis wood on A<sup>m</sup> 8<sup>th</sup> month about 2 o'clock in the  
 afternoon - saw P<sup>r</sup> on the road at that time - he was on  
 horse back & dressed as a dragoon -

x

Cannot say wh. the P<sup>r</sup> had a great coat on, or whether it  
 was a fur cap or hat he had on, only that it was tied  
 under the chin -

Evidence closed for the Crown. —

Verdict. Guilty on both Indictments. —

The King }      On trial of Indictment for Grand Larceny.—  
 Louis Fortin }

Fredk Fraser, lives in Montreal is a Shoemaker & carries on bus. in Mr  
 Mr. Stevenson — On the 16<sup>th</sup> Feby. last he put an empty bill  
 of 25 dol. into the drawer of the Counter in his shop in the  
 house which they rent in Montreal — The P<sup>r</sup> was apprentice to  
 a man who worked for Mr. & had come to the shop to get work  
 while he was waiting he was in the store & sat down on the  
 Counter — Mr. told him to go away from there as he was in  
 the way — the P<sup>r</sup> said thank you I'm going to rob you — Then  
 the Mr. had occasion to repeat & got the same answer — Then  
 Mr. was called out, & gave directions to one of his brothers who  
 was then in the store to have an eye to the shop — When he  
 came back the Mr. told Mr. that a man had come to get a  
 25 dol. bill changed, but there was no change in the till —  
 the Mr. went to the till & found that the 25 dol. bill of  
 he had put there a little before gone — he suspected the  
 person who had robbed them to be the P<sup>r</sup> as he was gone  
 from the store — went after him & took him to the shop  
 when Mr. Stevenson laid hold of P<sup>r</sup> & charged him to tell  
 q<sup>t</sup> he had done with the 25 doll. bill he had stolen — at  
 first he denied having taken it, but at last P<sup>r</sup> let me go &  
 I will tell you — He then P<sup>r</sup> that he had changed it  
 at a Mr. Trudeau's a merchant, near where the

W. lived, and where he is? he had bought cloths with a part of it - That he had given 2 pounds to one of his Sisters - Thinks that the bill was dated on 14<sup>th</sup> Feby. & that there was only interest of two days due on it. That he never found the bill -

X.  
That W. is in part<sup>b</sup> w<sup>t</sup> J<sup>r</sup> Stevenson, Jew - That when Stevenson came into Shop, he laid hold of P<sup>r</sup> & shook him but did not beat him - that he threatened him if he did not tell what he had done w<sup>t</sup> the 25 dol. bill he would have him taken up - Did not know the number of the bill -

Eugene Trudeau - Re Q<sup>r</sup> since the 16<sup>th</sup> Feby. when he came to <sup>Store</sup> house of W. he bought blue cloths & some other articles for q<sup>b</sup> he paid W. by an army bill of 25 doll<sup>2</sup> & got back the change there were some dol. due for interest -

J. M. - Almondelet - proves vol. ex<sup>c</sup> of P<sup>r</sup> at bar taken before him - Evidence closed -

1<sup>o</sup> Objec<sup>n</sup> That property in the Indictment laid as being that of Fred<sup>k</sup> Foarn & James Stevenson - whereas it appears to be the property of Fred<sup>k</sup> Foarn & James Stevenson how -

2<sup>o</sup> That Indictment is at Com. Law - whereas at spon<sup>d</sup> the St. 2<sup>o</sup> Geo. 2. ch 25. such bills notes etc were not

were not considered of any value so as to constitute ~~felony~~

L.H.P.C. p.71. The Court were of opinion that the last objection was  
 It - p.150. fatal and directed the Jury to acquit the Prisoner -  
 §. 178-

Not Guilty -

No 19.  
 The King. }  
 Matts<sup>r</sup> Williams }

On trial of Indictment for an assault with  
 an intent to rob. -

Augustin Mailoux. lives at Saint St. Louis - R. P. since 4<sup>th</sup> Feby. last  
 when he met him in the woods in the road going from Laprairie  
 to the Saint St. Louis - That the P. met the W. and passed him  
 and upon the W. looking round the P. made a sign to him as  
 if to stop, q<sup>th</sup> he did - that P. then came up to him took out a  
 pistol & he presented to W. & P. give me piastre - W. said he had  
 none - The P. then seemingly angry cocked his pistol, & said  
 out-again - give me piastre - W. ans<sup>d</sup> that he had none that  
 the Sleephouse he had belong to Capt. Lorrinier - P. he did  
 not care for Capt. Lorrinier - Give me piastre - The P.  
 then seemed to put the pistol under his arm, when W. gave  
 a slap to his horse & got off. the P. pursued about an  
 acre, but W. got off - is sure that the P. is the same  
 man - That some days after he went to Laprairie where  
 he pointed out the pris - among others to be the man -

x.

It was on a Friday that he met the P. on the road, - did not remark the dress of the Prisoner

Verdict. Not Guilty. —

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Saturday 5<sup>th</sup> March 1814

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The King  
v.  
Hubert Faillé  
Louis Boyer  
Ante Edonien  
Edouin

On trial of Indictment for a Riot & assault upon a Corporal of militia in the discharge of his duty. —

David Couston is a Corporal in the 4<sup>th</sup> Batt<sup>n</sup> of militia knows the D<sup>r</sup> Faillé recollects having met w<sup>t</sup> them at Lapeureau the 10<sup>th</sup> June last. He was Corp<sup>e</sup> of the guard on that day and was sent by the Sergeant Boisson, to take the three D<sup>r</sup> They made resistance and forced <sup>one of them H. Faillé</sup> ~~away~~ off two of the bayonets from the soldiers musket, — he had six men with him, the D<sup>r</sup> Faillé struck three of the men with the bayonets — The Defendants then went off on horseback with the two bayonets the P. went after them — when they had got a certain distance they got off their horse and Faillé turned round with the bayonets in his hands, rushed upon the M<sup>r</sup> who was then alone with the other D<sup>r</sup>. Threw him down and beat him — he escaped in the best manner he could —

he

he was beat & wounded in the knee, by strokes of the bayonets wh<sup>t</sup> he rec'd - That in the first instance there were eight or nine persons assembled together including the Depo<sup>s</sup> who seems much enraged at the W<sup>r</sup>. and the guard

x.

That the Depo<sup>s</sup> did not in anyway insult the W<sup>r</sup> before he attempted to take them - That Ensign Pratt came running up to the Guard House and called out to the Guard to go and take up the Defend<sup>s</sup> - That upon going up to the Defend<sup>s</sup> he requested them to come along with him to the guard house, one of them <sup>Failee</sup> was then about taking off his cloaths w<sup>t</sup> a disposition seemingly to resist, and immediately rushed upon the Militia men & wrenched two of their bayonets from them -

David Davis, soldier in the 2<sup>d</sup> bat. of Onwsp. militia, - He last th<sup>e</sup> was w<sup>t</sup> him at Lapo. in front last - H<sup>r</sup>. Defend<sup>s</sup> saw them then w<sup>t</sup> 28 others - was one of the guard that day, and went w<sup>t</sup> Denton - that upon coming up Failee s<sup>t</sup> what are you com here for - I was a militia man also - & I know you have no right to come and take up any man in the highway - Failee was start & stepped up in front of the guard when he spoke - The guard attempted to take the S. Failee, when he rushed forward & wrenched two of the bayonets from some of the militia men, one of Depo<sup>s</sup> carried off a musket w<sup>t</sup> bayonet from one of the militia men - That the Depo<sup>s</sup> fell

fell back when Burton followed them and Faile came up and laid hold of him by the collar -

X

Knows it was a Holiday and there were a great many people in the street - That the defend<sup>t</sup>s did nothing to the W<sup>m</sup> before they attempted to take them - That when Pratt the officer came up he took a musket from one of the guard & rushed upon the Defd<sup>s</sup> when they took to flight - The Defd<sup>s</sup> were afterwards taken and put in the guard house, where they remained till night when they were allowed to depart

Etienne Campagne, milit. in 4 bat. of Drago. militia - was a Const<sup>t</sup> Centinel at the Kings St<sup>r</sup> at Lafrair about 10 or 12 June last - 10<sup>th</sup> Defd<sup>s</sup> That Ensign Pratt was passing in the road when he met the Defd<sup>s</sup> who insulted him by calling him Dos rouge, and making use of other insulting expressions, - the Supt. immed<sup>t</sup> command<sup>d</sup> W<sup>m</sup> to arrest the Defd<sup>s</sup> when he went up to Defd<sup>s</sup> and shot<sup>d</sup> them with his bayonet when they laid hold of his bayonet, and threatened to beat him if he advanced, some of them Voyer, script for this purpose - During this Pratt run to the guard house to get assistance there - the guard came up, but he did not see what happened -

Joseph Dumas - 2<sup>r</sup> Master Serj<sup>t</sup> - 10<sup>th</sup> Defd<sup>s</sup> you have seen them at Lafrair on the day of the affray there - Some day in June last the

ppm

was coming out of the King's Stores, he called to Ensign Pratt, to whom he had been delivering some shings, to stop - the Defendants were then passing on the road, when one of them called out laissez passer ce sacre officier - tous les officiers sont des sacres hommes - Mr told them they did wrong to insult a gentleman on the road - that they shd. go about their business as they would be put in the guard house - one of them struck - the officer then sent for the guard who came up when the defendants went off -

The Court charged the Jury, that the offence charged was not made out w<sup>t</sup> the Defendants of Riot assault - that the Guards were not warranted to apprehend the Defendants - as the only act of th<sup>t</sup> they were guilty was by insulting words to attack Ensign Pratt - The Defendants were not called upon for their defence -

Not Guilty -

The King,  
Jacob Foligny }  
Joseph Hégar }  
Gaspar Somerville }

On trial of Indictment for Burglary -

The Defendants were charged upon four indictments and agreed that ~~one~~ they shd. try the whole -

P<sup>r</sup> Jeremie Hurtubise lives at cote St Antoine in the parish of Montreal

That on the night of the 3<sup>rd</sup> Jan<sup>y</sup>. last he got up about eleven  
of clock went out & heard a noise like a shot or an ax on  
the fence - went forward and saw what appeared to him a  
knot of 10 or 12 men in St. John's road nearly in front of his house  
on seeing the W<sup>r</sup>. They seemed to return slowly - W<sup>r</sup> went into  
house to tell his wife he meant to go after to see if they were  
robbers or not - he put up his servt. man - & in return he  
obsrvd his fowl house door open & that his fowls had been  
stolen - The fowl house was built of stone & joined the garage  
of the house - The door fastened with a latch & the W<sup>r</sup> had  
himself shut it the preceding evening about sun down -  
that it req<sup>d</sup> some force such as the hand of some person to  
open the door, does not think the wind could have done it.  
He lost 10 or eleven hens & two cocks - values hens at 20<sup>f</sup>. and  
the cocks at 6<sup>f</sup> - That he went to awaken his neighbours,  
Gouyon, Trudeau, St. Omer & St. Germain in order to pursue  
the ~~robberies~~ - That W<sup>r</sup> got into a sleep with his neighbours  
and came up with the P<sup>r</sup> near Mr. McGillivray - some had  
fowls on a stick & two men carried on their shoulders, and  
in different other manner - They took the P<sup>r</sup> and bore  
them with their booty to St. Omer's, where upon examination  
the W<sup>r</sup> recognized his own fowls - and so

William Millar, <sup>lives at the Canteen in the parish of Mountjoy</sup>  
says that on the night of the 3<sup>rd</sup> Jan<sup>y</sup>. last, 2 geanders  
& two geese were stolen from his house - The geese were in a  
small cabin adjoining the house - saw the geese put into the  
cabin

about sun down the preceding evening, and a piece of wood was put against the door to keep it shut - The roof of the cabin was taken off and as he thinks the men taken out in that way - That you were worth \$1 - Saw them on the 2<sup>d</sup>. of January at the Police office, recognized them to be his -

Pierre Goujor lives w<sup>t</sup> his father at col<sup>e</sup> St Antoine - That on the night between 3<sup>d</sup> & 4<sup>d</sup> Janv last some fowls were stolen from the said house - They were discovered by their neighbour Jeanne Hertubise & upon search found their fowls had been taken from the fowl house - This house was made of stone - has a door to it of - fastened by a wooden peg - thinks the door was shut about sun down the preceding even<sup>n</sup> - The fowls belonged to the father of the M<sup>r</sup> d<sup>r</sup> Marie Goujor - There were 22 fowls & a cock were taken & were worth 40\$ - The W<sup>t</sup> was w<sup>t</sup> the rest of the persons who went in pursuit of the thieves & came up with them at M<sup>r</sup> d<sup>r</sup> Gellaway where they were stopped - That he recognizes Soligny & Somerville to have been among the persons stopped and with whom the fowls were found - That two geese and two ganders were also found in the poss. of the P<sup>m</sup> and were bro<sup>n</sup> to the Police office with the rest of the fowls

Domini que St. Omer. of Cote St. Ant<sup>e</sup>. on the rt. between the 3<sup>d</sup> & 4<sup>th</sup> Aug. last he lost 22 fowls among q<sup>t</sup> there were two cockes, were worth 40/- they were in the hen house, made of stone which adjoins the house, the door of this house was fastened by a button - saw the door that evening after it was shut about sunset - That the W. was one of the persons who pursued the thieves and came up w<sup>t</sup> them near M<sup>t</sup> Gillivrays - W<sup>r</sup> P<sup>r</sup> to be same as persons then taken they had the fowls w<sup>t</sup> them - they were brot to the house of W. where they were detained till next day - he recognized his fowls wh. were in the pos. of the Defd<sup>s</sup>

J. M. Mondelet. Just. Peace, moves examination of W<sup>r</sup> taken before him -

Evidence cloud. -

Auguste De L'orole - Lt. in the Regt. of Meuron, - Knows the two pr<sup>s</sup> Souleygny & Somerville soldiers in Capt. Ellay's company in the 8<sup>th</sup> Regt - Has known them for two years, and always considered them to be good soldiers, & honest men.

Fred<sup>r</sup> De Graftenry. Lt. in the Meuron Regt. W<sup>r</sup> Hiegar for 3 years past - belongs to same compy. w<sup>t</sup> W<sup>r</sup> - always considered him always as a brave man & good soldier, I never heard any thing ag<sup>t</sup> his character till now

Guilty of  
Petty Larceny

The King  
v.  
Benj'. Faulkner

On trial of Indictment for privately stealing

Lafayette Kenzie  
Decorah - Iowah

William Williams. W. P. since Dec last when he brot. a bill to his house - does not know the no<sup>e</sup> of it — the bill was a 25 dollar army bill -

Thomas Raoford - W P. for 2 years, lives w<sup>t</sup> his father in J. Lawrence Sub. after the P. was sent to Gaol upon the charge, th<sup>t</sup> he had some conversation w<sup>t</sup> him on the subject of a Maronopkt book <sup>he had been</sup> he had stolen &c. an army bill & some other papers in it - He told W<sup>r</sup> he had found them, as he thinks, near the Recollects Convent in this town - First told W<sup>r</sup> he had thrown away the papers & pct book & kept the army bill - That afterwards he informed W<sup>r</sup> where the papers were concealed in consequence of which he went w<sup>t</sup> P. to the place at a stone bridge near town & found the papers concealed in the Ice -

There being no sufficient proof adduced ag<sup>t</sup> the Prisoner, he was not put upon his defense - and a verdict of Not Guilty was returned -

Monday 7<sup>th</sup> March. 1814. a.m.

The King  
v.  
James Scott

On trial of Indictment for Murder. a.m.

Nancy Scott, daughter of P<sup>r</sup> and lives at Blaifindie, that her mother Hannah died on a Saturday morn<sup>s</sup>. in March last, she had been unwell two days before, complained of a bad cold, a swelled neck and pain in her stomach - She had the cold two or 3 days before - That on Tuesday preceding she saw P<sup>r</sup> use violent conduct towards the de<sup>r</sup>. having given her several blows w<sup>t</sup> a small stick about the size of the thumb - she took up a stick and threw at the P<sup>r</sup> - the W. saw the marks of blows upon the hands and arms of the deceased - When the D<sup>r</sup> rec<sup>d</sup> the blow upon the hand she cried out murder and went out to the door & brot. in a stick of the thicks at P<sup>r</sup> - on Thursday after the D<sup>r</sup>. took to bed - W. saw no other blows but on the hand arm of D<sup>r</sup> who never comp<sup>d</sup> P. of any pain from these blows, but of a pain in her stomach & had a swelled throat - That on Tuesday morn<sup>s</sup>. on coming out of the bed room the D<sup>r</sup>. & P<sup>r</sup> had words together, and the D<sup>r</sup>. fell off a table of<sup>h</sup> was overnt & the D<sup>r</sup>. fell to the ground but did not see the P<sup>r</sup> strike or push the D<sup>r</sup> so as to occasion this -

x

On<sup>th</sup> Thursday the D<sup>r</sup> sent for Mr Wheeler her brother who at her request bled her, also bled the P<sup>r</sup> - The D<sup>r</sup>. told Mrs. W. on the Friday that she had been taken w<sup>t</sup> a violent relap -

On Saturday morn<sup>g</sup> the d<sup>r</sup>. got up and eat her breakfast heartily, and complained of nothing but her cold - soon after she sent for the W<sup>r</sup> by a little girl to come to her when W<sup>r</sup> went to her, she found her speechless - & continued so till she died - Does not think that the blows she saw given could have produced the death of the D<sup>r</sup>. That D<sup>r</sup> on tuesday morn<sup>g</sup> the d<sup>r</sup>. shew<sup>d</sup> W<sup>r</sup> the blow she had rec<sup>d</sup> on the arm & told her to look at it - W<sup>r</sup> s<sup>t</sup> it useless for her to look at it as she could not cure it - D<sup>r</sup> then s<sup>t</sup> that is not the worst - but W<sup>r</sup> does not know w<sup>t</sup> she meant thereby, nor did she enquire - That D<sup>r</sup>. went about her business as usual until the Thursday -

Stephen Scott aged 13 years, son of the P<sup>r</sup> says, that his mother died about a year ago - on the tuesday morn<sup>g</sup> saw his m<sup>r</sup> come out of the bed room she came near a table & fell backwards on it - the W<sup>r</sup> went out to the stable<sup>x</sup> soon after heard the D<sup>r</sup> call out murder, when he ret<sup>d</sup> to the house & heard his mother say that the P<sup>r</sup> had struck her, & show<sup>d</sup> a mark on one of her fingers w<sup>t</sup> was bloods - Heard P<sup>r</sup> say, that she must be off as she was a bad woman -

x<sup>r</sup>

The d<sup>r</sup>. had a violent leap on her during the friday nupt,  
Mrs. heard her get up very frequently -

Rich. Wheeler - was withdrawn —

Margt. Babin lives at Savanne parish of St. Luc - is the P<sup>r</sup> and knows she died also - that Mr. assisted in laying her out - Does not know the cause of her death - saw a mark on the right arm & a spot on the left - saw no marks on her body. - That the day on which the d<sup>r</sup>. died, the P<sup>r</sup> told Mr he had a bad wife, to which Mr replied that had he been a good husband she w<sup>r</sup> not have been a bad wife

René Cartier, lives at Lacadie is neigb<sup>r</sup> of P<sup>r</sup> & knew his late wife who died last month - saw her dying, her illness but did not then know what the matter was as she could not speak after her death he assisted in laying her out w<sup>t</sup> last shirt and a mad. St Ives - saw a mark upon one arm as large as the three fingers & a small mark on the other - a finger wrapped up q<sup>t</sup> they did not untie - Before laying out the deceas<sup>r</sup> he heard the P<sup>r</sup> say she was a bad woman - the W<sup>r</sup> obnoxious good, or bad he ought not then to say any thing on the subject the children were crying, and heard P<sup>r</sup> tell them not to cry as he would get them a better mother -

The Court did consider the evidence sufficient to put the prisoner upon his defense and charge the Jury to discharge him where they did accordingly by their verdict of Not Guilty -

The P<sup>r</sup> moved for a copy of the Indictment - 3 Bl. 126 -

Objected to by the Atty Genl - that such copy ought not to be granted - its case Brindam. 1 Leach. Ca. 32.

The King. } . On trial of Indictment for Cr. Larceny -  
Mary Schoolcraft }

David Patterson - lives in Montreal, Mr. P<sup>r</sup> since Augt. last - was employed in house of W<sup>r</sup> for 8 or 10 days in Augt. last - he rents the house in wh<sup>t</sup> he lies - there were several articles taken from the house about that time, vizt. 2 gold rings q<sup>r</sup> the values at 15/- each, a pair of silk gloves, value 10/- 2 pairs cotton stockings 10/- a pair - about 5 or 6 woman caps value 5/- each - these articles were in the house when the P<sup>r</sup> was in there - and one or two days after she went away they were missing - one Sam'l Gordon brot one of the rings to the W<sup>r</sup> about five months after, having paid 7/6 for it, to the daughter of the P<sup>r</sup> as he inform'd Mr. upon q<sup>r</sup> the W<sup>r</sup> went to P<sup>r</sup>'s house at River St. John - she was not at home, but Mrs. Nicol at whose house she lived deliv<sup>r</sup> to Mr. the other ring q<sup>r</sup> then lay on the table - the P<sup>r</sup> returned again to the house, shew<sup>s</sup> P<sup>r</sup> the two rings asked her if she had ever seen them before - She P<sup>r</sup> sh<sup>d</sup> her that one of them her daughter had sold to Mr. Gordon & the other she had got from Mr. Goulin for q<sup>r</sup> she pd her

her 2 dolls &  $\frac{1}{4}$  - and the plain ring had been given to her daughter by a Soldier - P. at same that Mr Gouelin had told her on sills, the 3<sup>d</sup> ring that if she shd. be any difficulty about the w<sup>o</sup>. never acknowledge that she had sold it to P. The W<sup>e</sup> said the two rings were his property - before this time and had been stolen out of a trunk in his house with the other articles ment<sup>d</sup> in the Indictment - The P. said sh<sup>d</sup> knew nothing about them - but as the rings had been found with her, she was willing to settle w<sup>t</sup> the W<sup>e</sup> for them provided he would take her note for them - This she refused - The P. also s<sup>d</sup> that she had found the plain rings as she was getting into a boat to cross the river

X

The P. could have had access to the trunk while she was in the house of W<sup>e</sup> as well as another woman who then lived out -

Samuel Gordon, lives at St Pierre - Had heard that last W<sup>e</sup> had lost two rings from other articles & that they were at the house of P. The W<sup>e</sup> left money w<sup>t</sup> one Norton who lived near the P. to purchase any article of kind - about 6 weeks ago Norton brok. the plain ring now produced q<sup>t</sup> he carried to last W<sup>e</sup> who claimed it as his -

John Norton - lives at Norton creek Beauharnois - rec<sup>d</sup> money from the last W<sup>e</sup> money to purchase a ring from P. & in consequence purchased the plain ring now shown from daughter of P.

and did<sup>t</sup>, it to last w<sup>t</sup> was present when Mr Patterson  
claimed the rings from the P<sup>r</sup> who s<sup>d</sup> he had suspicion  
that she had stolen them - s<sup>d</sup> also that he had lost other  
articles ment<sup>d</sup>. in the Indictment, but the P<sup>r</sup> she knew nothing  
about them, but as the rings had been found w<sup>t</sup> her, she  
w<sup>d</sup> rather settle it than go to law about them, & give her  
note for that purpose - This Patterson refused - The  
diamonds the W<sup>r</sup> had seen frequently in the poss<sup>g</sup> of  
the P<sup>r</sup> before Patterson came in search of it -

Understood that the settlement offered was to indemnify  
Patterson for his expense in travell<sup>s</sup> from Montreal to  
St Pierre - It is known Pr for 2 or 3 years - has the  
reputation of being a thief - but this was from her Sister -  
& That P<sup>r</sup> & her sister have been at law together some  
time ago -

Thos McCord - Ind. Police - recd. the P<sup>r</sup> was brou<sup>t</sup> before the  
W<sup>r</sup> and at same time the rings now shown were left  
w<sup>t</sup> him by Mr Patterson, & have remained in the poss<sup>g</sup>  
of one Farver, CLK at the Police office ever since -

Evidence for Crown closed -

Verdict - Guilty of Petty Larceny

The King  
v.  
Jean Marion

On Indictment for obtaining goods under  
false pretences.—

Thomas Blackwood of Montreal, 112. on James Mc Gregor now in Upper Canada - left Montreal about 25 Oct. last - staid at Gillis's Coffee house when in town - Mr. P<sup>r</sup> verry believes him to be same person who came to Mr. for ~~Mr. Mc Gregor's~~<sup>as</sup> hat about 24 Nov: last - told Mr. he came from Mr. Gillis's to Mr. to get a hat from him for a gentleman in Up. Canada - Mr. asked him where the gentleman<sup>"</sup> was, he said at Mr. Gillis, and had come there the evening before - asked P<sup>r</sup> what the G<sup>'</sup>s name was, P<sup>r</sup>: s<sup>r</sup> he did not recollect, and upon Mr. askd. if he was called Mr. Mc Gregor, the P<sup>r</sup>: s<sup>r</sup> it was - Upon this the Mr. gave him a hat of the s<sup>r</sup> Mc Gregor had left in the poss. of the Mr. when he went to Up. Canada - The Mr. tho. it was prob. that Mr. G. had ret<sup>r</sup> to Mont<sup>r</sup>. & had sent for the hat & gave it to P<sup>r</sup> - values hat at 25 or 30/- About a month after he saw P<sup>r</sup> in the hands of a Constable and then recognized him to be the boy who had got the hat from him -

X

That same evg<sup>r</sup> he deliv<sup>r</sup> the hat to P<sup>r</sup> he went to Gillis<sup>'</sup> coffee house to see Mr. Mc G. not find<sup>r</sup> him, asked Mr. Gillis if some one had not sent one of her Servants to Mr. for a hat she said, it could not be, as they had no Servant to send, —

when

when W<sup>r</sup>. saw P<sup>r</sup>. in the hands of the Constable, the constable told W<sup>r</sup>. there's the boy who got the hat - the C<sup>r</sup> did not deny it -

Alex. McDonald. W<sup>r</sup>. P<sup>r</sup>. about three or 4 months ago, he offered a hat to W<sup>r</sup>. for sale - there was another boy w<sup>r</sup> him - the W<sup>r</sup>. asked him where he got it, he s<sup>r</sup>. he bot. it of a man for 5/- the W<sup>r</sup>. bot. it of another man 10/- and another hat - hat now shewn is the same - The p<sup>r</sup>. was arrested, & Mr. Gillis came to W<sup>r</sup>. for the hat q<sup>r</sup>. he deliv<sup>r</sup>. to him -

x.

Never saw P<sup>r</sup>. before he bot. the hat of him - the two sold the hat & the P<sup>r</sup>. told W<sup>r</sup>. to give the money to the other -

Thomas McCord J<sup>r</sup>. St<sup>r</sup>. Police, proves the examination of P<sup>r</sup> taken before him - upon reading this examination it appeared that the charge made by the magistrate at the time of the P<sup>r</sup>. was for having withdrawn & sold a hat the property of Mr Hall - and upon that occasion the P<sup>r</sup>. stated the circumstances touching the getting the hat in question from Mr. Blackwood - This examination the Court refused to hear, altho' it went to admit the offence charged in this Indictment, because no confession ought to be admitted when taken before the magistrate, unless upon a charge of the particular offence to q<sup>r</sup>. that confession can apply -

Alex. Gillis. That the P<sup>c</sup> never lived w<sup>t</sup> him as a servant - Rs  
that M<sup>r</sup> McDonald, then he rec<sup>d</sup>. the hat now shown from  
him & carried it to the Police office -

Evidence closed

Louis Provendier 160 P<sup>c</sup> lived w<sup>t</sup> W<sup>m</sup> in Nov: last - That on the  
24 Nov. the P<sup>c</sup> enlisted in the Corps of Voltigeurs, & had lived w<sup>t</sup>  
W<sup>m</sup> 8 days before that - he went out but seldom - he lived  
w<sup>t</sup> W<sup>m</sup> after he had enlisted until he was arrested - He saw  
nothing dishonest in the P<sup>c</sup>

Verdict. Guilty.

Tuesday 8<sup>th</sup> March 1814.

Ex parte  
Jos. Chartrand}

On application for a Hab. Corp. to bring  
up the body of Antoine Chartrand, a militia  
man drafted into the 2<sup>o</sup> Batt<sup>n</sup> of Incorporated  
Militia, the petitioner claiming an exemption from such  
service in favor of the said Antoine Chartrand his son,  
under St. 43. Geo. 3. ch. 1. - sec. 26. -

Objected by Attg. Gen<sup>l</sup> That the exemption don't apply to  
case of Pet<sup>c</sup> Law being made for the protection of agriculture  
& it does not appear that Pet<sup>c</sup> had any farm g<sup>b</sup> he cultivated

P. That the application ought to be in the name of the  
Militia man, & not of his father —

The Party with drew the petition, considering that the affidavits  
in support thereof did not state sufficient circumstances to bring  
the case within the exception of the law —

—

The Slugs  
Wm Huckins } On trial of Indictment for Grand Larceny —

Caleb Kimball, lives at St. Arnaud. W<sup>r</sup>. P<sup>r</sup> who some time, lives, there  
on 1 Decr last W<sup>r</sup>. lost 2 Steers, one red & another red wt. a white  
face, were each worth five pounds, were taken away from his  
Stable where he had put them about sun set, about ten o'clock  
the same night he missed them — the door was fastened by an  
iron catcher — saw P<sup>r</sup> a day or two before at a neighbour house —  
About ten days after he saw the Steers at Mr Crocker's about  
2½ miles from where W<sup>r</sup> lives — Upon this a the information  
he had rec<sup>d</sup> from one Lincoln to whom P<sup>r</sup> R<sup>r</sup> he w<sup>r</sup> take the  
Cattle, the W<sup>r</sup> procured a warrant & apprehended the P<sup>r</sup> — That  
before taking out the warrant the W<sup>r</sup> went to P<sup>r</sup> ~~and upon~~ make  
enquiry touchs his Cattle, the P<sup>r</sup> S<sup>r</sup> he could find them in six hours  
the W<sup>r</sup> & P<sup>r</sup> then agreed that if P<sup>r</sup> could get the Cattle back return  
them to W<sup>r</sup> in the W<sup>r</sup> w<sup>r</sup> pay a note the P<sup>r</sup> owed to another man  
for 30 dollars — W<sup>r</sup> never got back his cattle —

X.

Mr. W<sup>r</sup> gave a Receipt to P<sup>r</sup> for 40 dollars or being the value  
of the Cattle, q<sup>t</sup> had strayed or been taken from Mr. W<sup>r</sup> & this  
before the warrant was taken up P<sup>r</sup> by the W<sup>r</sup>. That after  
this receipt was given, the Cattle were sold as Mr. understood  
to Capt. Cooks care now in his possession — That the  
only reason for giving the above writing was in order to get back  
his cattle —

Elias Truax lives at St. Armand — heard P<sup>r</sup> say, after the cattle of last  
Nov had been lost, ~~on~~ after q<sup>t</sup> deer lost, he traced the tracks  
of an ox q<sup>t</sup> had strayed to Capt. Cooks, saw P<sup>r</sup> then, & in  
talking of the master the P<sup>r</sup>: P<sup>r</sup> if I have stolen Kimball's  
Cattle I have not taken your ox — Mr. S<sup>r</sup> he did not know if that  
& on enquiry how P<sup>r</sup> came to steal Kimball's cattle, the P<sup>r</sup> said  
he did not know, but it was the quickest way of bringing  
Kimballs <sup>butter in law</sup> cattle with him — P<sup>r</sup> said further that he took  
the cattle from Kimball's & bro<sup>t</sup> them to the City, where Mr. then  
was, where he understood they were afterward sold to Capt.  
Cook's brother —

2

That St. Armand or the City is the most public place in that  
part of the County — Knows Capt. W<sup>r</sup> is not generally reputed  
to be a man of truth, but Mr. W<sup>r</sup> ~~w~~ believes him on his oath

John Truax — lives at Fifeburgh in the Superiority of St. Armand  
and

is by trade a blacksmith - P<sup>r</sup> told Mr. W<sup>r</sup> in Dec<sup>r</sup> last that he had taken Kimball's cattle out of the Stable, and that he had got his pay, and that he thought it the best way to get his pay which Mr. understood to be pay<sup>t</sup> for a cow of the son of P<sup>r</sup>. held before that time sold to one Robinson the brother in law of Frost W<sup>r</sup>.

Jacob Cook M<sup>r</sup>. P<sup>r</sup> first Mr. Kimball - remembered P<sup>r</sup> offered two skins to him in Dec<sup>r</sup> last for sale, and the son of W<sup>r</sup> bought them - P<sup>r</sup> did not say where he got them - The W<sup>r</sup> son P<sup>r</sup>. 40 doll for them - q<sup>t</sup> he considered the full value of them -

The cattle were sold in public market at St. Armand M<sup>r</sup>. Kimball - has the reputation among his neighbours of not being an honest man - M<sup>r</sup>. P<sup>r</sup> - was che. of an industrious man & never heard anything agt: his character - Does not think he wd. believe Mr. Kimball on oath -

Evidence for the crown closed -

The Court considered that there was no felonious intent shewn in the P<sup>r</sup> in taking the cattle & therefore did not put the P<sup>r</sup> upon his defence, but charged them to acquit the pris<sup>s</sup>

(47)

The King  
John Grant &      On Indictment for Grand Larceny —

Richard Mills - Serjt. in the 13<sup>th</sup>. Regt. R<sup>t</sup> P<sup>r</sup> since they were quartered together at Lévis in Nov last - Mr. lost his watch when saw P<sup>r</sup> in the same room in the Cantine <sup>from Rice.</sup> drinking the night he lost the watch - R<sup>t</sup>. watch now produced to be same he lost. Thinks it worth 18 dollars - Afterwards heard that the watch was at a watchmaker in Montreal repairing - Came in consequence to Montreal & went to one Martin Chenay's - watchmaker where he found the watch now produced - that the key now produced was attached to the watch by a gold mounted hair chain, dis also the property of Mr.

x

Recollects having drank very freely that night at Rice's & was very tipsy - after leaving the house he fell asleep in the fields & when he awoke in the morn<sup>s</sup>. his watch was gone, having been taken out of his pocket -

Martin Chenay - watchmaker in Montreal, cannot swear that the P<sup>r</sup> ever brot. a watch to his shop to be repaired - Thinks he has seen the P<sup>r</sup> at his shop, but cannot say upon what occasion - That a man described on book kept by Mr. as Drjt. John Grant, deliv<sup>d</sup> the watch now shown to Mr. to be repaired - The watch was much out of repair, & he had a charge of 20s to make for repairing it —

Thomas McCord. Just. Police. — That he sent for P<sup>r</sup> to enquire respects.  
 a watch which had been stolen ag<sup>t</sup>. It was stated to be in  
 his possession by having been given by him to the watchmaker  
 the P<sup>r</sup> at the time said upon seeing the watch now produced  
 that he had left with Mr Cheney to be repaired, & at the time  
 gave witness the key now shewn, saying it was attached  
 to the watch when he bought it from a Canadian in the  
 road of<sup>w<sup>t</sup> a company</sup> he did not know, & had given 10 dollars for it —

x-

That another man of the name of Ryall Burt was w<sup>t</sup> the  
 P<sup>r</sup> at the police office & gave his deposition that he was present  
 when the P<sup>r</sup> bought the watch.

## Defence

Royal Burt — Belongs to the Canadian Terrible Rgt — says, "The Rgt  
 was in company w<sup>t</sup> to some time last fall when he purchased  
 a silver watch, single case except ~~watch~~ commonly called a  
 hunting watch, from a Canadian or Habitant whom  
 he does not know, but believes he lives at Acadie — the P<sup>r</sup>  
 gave 10 doll<sup>s</sup> for it in army bills — thinks the watch  
 now produced is the same —

Verdict, Not Guilty —

Wednesday 9<sup>th</sup> March. 1814

The King  
vs  
Sot Gray }

On Indictment for Grand Larceny. a-

Murdock McLeod, lives at Glengary in U.S. Canada — Came here on Friday last. — That on Saturday night last, as he was going along the street a Soldier called out to him if he w<sup>t</sup> buy any Soldier's cloths. P<sup>r</sup> agreed to buy them, but did not conclude the bargain for want of change — the P<sup>r</sup> came up abt. the article q<sup>t</sup> was a p<sup>r</sup>. pantaloons & then asked wht profit the W. w<sup>t</sup> give him. W. s<sup>t</sup> he w<sup>t</sup> treat him — & took him to his lodgings & two others w<sup>t</sup>. P<sup>r</sup> came along w<sup>t</sup>. them — they then all came out from the Counter w<sup>t</sup>. W. when one of them Hansen, S. he had a blanket to sell it & W. went along w<sup>t</sup> the three men to another tavern in order to purchase the blanket, they then proposed to treat them when Mr. <sup>w<sup>t</sup> the Landlord to change p<sup>r</sup>. doll. bill - q<sup>t</sup> he refused altho upon again q<sup>t</sup> W. declined — W. had some convers<sup>i</sup> w<sup>t</sup> the landlord about the price of tobacco, I was standing close to the Counter when the 3 soldiers came up close to him, the P<sup>r</sup> on one side & the two others upon the other side, & neither hustled the W. nor the W. bgs<sup>t</sup> of them to stand off as they crowded too much. & that when at his own lodgings the W. had taken out his purse from his pocket to get som small money q<sup>t</sup> he had loose in his pocket & put it back again in the presence of the P<sup>r</sup> & other two soldiers — When he came out from the Tavern</sup>

the

The W. separated from the 3 soldiers and went into a House where he heard the bag pipes - and after hear a tune, he wished to treat the piper & put his hand in his pocket where he kept his purse, but found it gone - he immediately called out that he had been robbed - but upon being told that he could not have been robbed in the place he then was, they bid him go on - he went out, and saw the 3 soldiers who upon seeing W. come up to them, they separated, two ran one way & a third ran another way - W. called out to them to stop, that he wanted to speak w<sup>t</sup>. them - The W. run after one of them and caught him by the skirt of the great coat as he was going into the barracks gate - The soldier turned round and laid hold of W. by the throat - The W. called out murder when a Dr<sup>g</sup> & some men came out & released him - The man was searched, and two £ Doll. bills & some small change was found upon him - cannot say, whether these bills were the same he lost - The other two men were afterward taken up by some of the other soldiers in a stable, when some more of the money was found as W. understood - The purse in which the money was was worth 6<sup>o</sup> - there was a Note of hand payable to W. for £ 1. 10. 2 - there were six four doll. Army bills, & some receipts -

Philip Housen Soldier in the New B. Fencibles — 1<sup>st</sup> last M<sup>r</sup> was in Co  
 w<sup>t</sup>. him last Saturday night, w<sup>t</sup>. P<sup>r</sup><sup>d</sup> Forbes, when they went together  
 to a house to be treated by the old Lead who had purchased a pair of  
 pantaloons from the P<sup>r</sup>. They had something to drink & came out  
 again, when Forbes & Mr. went on before, when P<sup>r</sup> <sup>s. boys</sup> coming  
 up to them s. boys I've took'd that man's money, & taking  
 out an old purse gave the Mr. 2 four dol. bills & gave two similar  
 bills to Forbes, <sup>kept 2 bills himself</sup> the man, old Lead had then gone away  
 the purse now produced, is the same the P<sup>r</sup> showed, know  
 it from hav<sup>r</sup>. ex am<sup>d</sup>. it next morn<sup>g</sup>. when it was taken from  
 the place where P<sup>r</sup> had concealed it — That the Mr. understood  
 the P<sup>r</sup> by saying that man's money, to mean the man they had  
 just been in C<sup>r</sup> w<sup>t</sup>. & who had gone away, old Lead, as he two  
 left them only a few minutes — That soon after old Lead  
 came up where the Mr. the P<sup>r</sup> & Forbes were, & called to them  
 the Mr. upon seeing him told his Comrades he w<sup>t</sup>. have nothing  
 to do w<sup>t</sup>. the bills <sup>& gave them back to the P<sup>r</sup></sup> — They then all separated, and old Lead  
 run after Forbes who went round by the back door — Next  
 day they were all three confined & at the request of the Capt<sup>t</sup>  
 Wadsworth the Mr. gave what information he knew respects the business  
 shew<sup>r</sup>. the Capt<sup>t</sup>. where the purse had been hid by the P<sup>r</sup>.

Says he was a Sold<sup>r</sup>. in the American Service, & was taken as a  
 P<sup>r</sup> war on the 1<sup>st</sup> Dec<sup>r</sup>. last shot to Montreal where he was  
 confined — That he enlisted in the ~~Ch~~ B. Fencible the

15<sup>th</sup> last-month - that it was upon McCord's coming up  
that the W<sup>t</sup> deliv<sup>r</sup> back the 2 bills to the R<sup>c</sup> -

Verdict. Guilty -

Thursday 10<sup>th</sup> March 1814

The King  
John Gray }

Judg<sup>t</sup> moved in arrest of Judg<sup>t</sup>

the Hos. overruled the motion & pronounced Judg<sup>t</sup>  
of Death. -

The King  
Morris Simpson }

Judg<sup>t</sup> a fine of £10. - & security for the good  
behaviour for one year. -

The King  
Dennis Curran }

Judg<sup>t</sup>. Death. -

The King  
J<sup>r</sup>. B<sup>t</sup>. Petersen }

Judg<sup>t</sup>. whips -

The King  
Mathew Williams }

Judg<sup>t</sup>. Death - or both Indictments -

The King  
 Jacob Soligny }  
 Joseph Hiegard  
 Gasp. Somerville }

Judg. 6 months Imprisonment

The King  
 Mary Schoolcraft }

Judg. 6 months Impris. in the House  
 Correction at hard labor.—

The King  
 Jean Marion }

Judg. as above —

The King  
 Lot Gray }

Judg. Death. —

The King  
 Denis Curran }

The Pris<sup>n</sup> when brou to the bar to receive sentence  
 deliv<sup>r</sup>. in a paper stating as a reason why Judg.  
 should not be pronounced agt him, that the whole  
 pannel of the petty Jury from which the 12 Jurymen were  
 drawn and sat on his trial, was taken from the town of Montreal  
 exclusively and not from the body of the district of Montreal  
 and referred the fact to the evidence of the Sheriff — wherefore  
 the pris<sup>n</sup> said, he had not been tried by his Country. —

The

14. Geo. 3.

ch. 83. s. 11.

The Quebec act directs that the Criminal law of England shall be administered and observed, as well in the description and quality of the Offence, as in the method of prosecution & trial. See —

3. Bl. 360 —

485. An. ch. 16.

24. Geo. 2. ch. 18,

A doubt may arise how far the word, method, has introduced all the Stat. in Great Britain, which prescribed particular limitations to that method of trial. — But in respect to the Jury on such trial, the law of Eng. was, that the Jury sh<sup>d</sup> come from the Vicinage. — but from the difficulties which arise on this law, it fell into disuse — and by the St. of An. was abolished — Yet upon penal Statutes it was so far revived, as to direct that the Jury, should come from the body of the County at large —

In respect to Canada, the St. 1A. Geo. gave power, to the Legislature of the Country to alter the Criminal law — and that Legislature by the Provincial Order of 25. Geo. 3. ch. 2. §. 35 enacted, that all persons of lawfule age, who possessed a house or lodgings paying £15. yearly rent might be sworn. The Sheriff was directed to take those Jurors from the Cities of Quebec and Montreal and the banlieues thereof and make lists conformably — and the challenges to such Jurors should be determined conformably to the laws of England.

27 Geo. 3. ch. 1 —

The same Legislature applies the Rules above laid down to Juries in all criminal causes — Towns of Quebec & Montreal —

As

As to arrest of Judgment. This cannot be granted —

5. Vn. Abt. 160.

2 Tid. Prat. 808

4 Bur. 228 —

1<sup>n</sup>. No matter extrinsic from the record, shall be moved in arrest of Judgment —

Conformable to this principle, the Case of the King v. Morris. 2 Stra. 90. 1. was adjudged, where upon the face of the *Venire Facias*, it did not appear that the *Pris<sup>r</sup>* was tried by a Jury from the body of the County —

The application here, is, that the record, or rather fact, does not shew, that the *Prisoner* was not tried by a Jury from the body of the district —

25. Geo. 3. ch. 2

27. Geo. 3. ch. 1

But the law first estab<sup>s</sup> Juries for trials in Civil Causes, and the subseq<sup>t</sup>. Ord<sup>r</sup> applies the summe of such Juries from the Towns & Banlieus of Quebec and Montreal, and regulates the qualifications to rent-holders of £15<sup>f</sup> an. — Yet in the *Pris<sup>r</sup>* case if the Record be correct, we cannot enter into the alleged fact — The *Venire* states, the *Jurors* to be from the body of the District of Montreal —

1 Leach. C. 119.

The Case of King. v. Shepherd, settled the point of a motion in arrest of Judgment at the array or return by the Sheriff being too late — the objection should have been made by challenge — So Hawk<sup>r</sup>. No Juror can be challenged whether to the Array or the Poll, after he hath been sworn —

Liv. 2. Ch. 43.

81 — 5 —



September Term, 1814.

Thursday 1<sup>st</sup> September 1814

The King.  
Jos. Naudette }

on trial of Indictment for obstructing the execution  
of the Militia act.

Jos. Cheval, serjt. of mil. in the par. of St Eustache - to D<sup>r</sup>. in the  
month of Nov. last, he was ord<sup>r</sup> to notify the Company of  
mil. in q<sup>t</sup> the Defd<sup>r</sup> was to assemble ~~in the night~~ to dep<sup>r</sup> hour  
and told D<sup>r</sup> the orders he had rec<sup>r</sup> to assemble at hour  
of Col. Dumont, — he d<sup>r</sup> he would not go, nor should his  
son go. — this he repeated a second time upon the reiterated  
request of Mr<sup>r</sup>. q<sup>t</sup> the wit<sup>r</sup> reported to the Colonel. —

Louis Bruneau, Serjt. of Mil. in the parish of St Eustache — he and  
the Defd<sup>r</sup> in the month of November last, when the  
orders came for the militia to march, say, that neither  
he nor his son would march, —

Joseph Nau, is a militia man in the same Company w<sup>r</sup>. Df<sup>r</sup>  
heard the defd<sup>r</sup> say in Nov<sup>r</sup> last, say, when the orders  
came for the militia to march, that he w<sup>r</sup>. not go, as he was  
not able. —

The Court did not put the Defd<sup>r</sup> upon his defense  
considering the offence not to be made out. —

The King  
Joseph Ledoux }

On trial of Indictment for an assault with  
an intent to murder. a

Pierre Dufour, Capt. of Militia in the parish of Lavaltrie - He is the  
Defd<sup>t</sup> who lives at Marks - In the month of Feby. last, he  
rec<sup>d</sup>. orders to march a detachment of militia from Lavaltrie to  
Marks - he carried his men thither, & about Dark arrived  
at the house of the Defd<sup>t</sup>, he carried six of his militia  
there & asked for lodgings, the Defd<sup>t</sup>'s wife, agreed to give it  
& they in consequence sat down in the house w<sup>t</sup> the W<sup>r</sup>  
That soon after the Defd<sup>t</sup> came in, after some conversation  
appeared displeased that his wife had lodged the W<sup>r</sup> & his  
party, and ordered them out, when in P. they w<sup>r</sup>. not go  
in w<sup>r</sup> get his ax & make them go - he in consequence went  
for his ax, and made a stroke with it at the W<sup>r</sup>, luckily  
it fell at a few inches distance from the W<sup>r</sup>, or it certainly  
w<sup>r</sup>. have killed him -

x<sup>d</sup>

He had rec<sup>d</sup>. no others from his Officer to lodge at the  
house of Df<sup>t</sup>, and when Defd<sup>t</sup> ordered him out, the W<sup>r</sup>  
s<sup>r</sup> that as his wife had allowed them to lodge there, they  
thought they had a right to remain there, & did remain -  
That before offering any violence, the D<sup>t</sup> opened his door  
and told W<sup>r</sup> to go out of his house

## Defence.

Pierre Bergeron, is a neighbour of D<sup>r</sup> — in Feby. last he went w<sup>t</sup> D<sup>r</sup>. to his house one evening when he found the last w<sup>t</sup> and a party of militia in his house, the D<sup>r</sup> was dissatisfied w<sup>t</sup> this, and ordered them to leave the house, — The last w<sup>t</sup> refused to go, and said he would not go and had a right to remain in the house — the D<sup>r</sup>. then opened the door and again ordered them to leave his house, which Capt. Dufour still refused, upon q<sup>st</sup> the D<sup>r</sup>. went for his ax, and made a stroke with it at Capt. Dufour but it did not appear to W<sup>t</sup> that he had any intention to strike him with it, as he might easily have done it had he meant it, and it appeared only to W<sup>t</sup> that D<sup>r</sup> meant to frighten the Capt. so as to compel him to leave the house. —

Verdict, Not Guilty —

Friday 2. Sept. 1814

No business before the Court.

Saturday 3. Sept. 1814

The King.  
v  
Samuel White.

On trial of Indictment for an assault upon  
a militia Officer in the execution of his office —

Ant. Lange, is a Capt. in the 2<sup>d</sup> batt. of Sedentary mil. in Montreal  
R<sup>d</sup> the Defd. on the 6<sup>th</sup> of March last on a Sunday about  
five or 6 o'Clock, was told that Defd. was making his son  
fight with another young man, and that he was wont  
to do so frequently — Upon this seeing a number of people  
assembled, and that the young man w<sup>t</sup>. whom the defendant  
son was fighting was often knocked down & ill-used  
the Wit<sup>e</sup> stepped forward &<sup>d</sup> that as there was no justice of  
peace present, he was authorized as a Capt. of Militia  
to command the peace, & told Defd. to take away his son  
or he would order him & Defd. also to jail — Upon this  
the defend<sup>c</sup> made use of much abusive language toward  
the Wit<sup>e</sup> called to him to shew his authority, and challenged  
him to fight — and upon his refusing to do so the Defd.  
pushed the Wit<sup>e</sup> several times off the benches in the  
market place —

x<sup>o</sup>

That Mr is a retail mercht. and lives the third house from that of Dft - That Mr gave no order to any militia men to conduct the dft or his son to gaol - That he was about 4 minutes after he went up to the crowd before he interposed and remained about 10 minutes after. —

Joachim Berthelet, K<sup>c</sup>. last wit. Lange. That on a Sunday afternoon in March last, he was present at a mob of people perhaps from 50 to 100, & there were dft. and Mr Lange - saw two young men fighting & understood that one of them was the defendant's son - saw Dft. making room for the boys to fight and seemed to encourage them - That Mr L. came up and seemed to wish to prevent them fighting - he said he was a Capt. of Militia and speaks to Dft. told him he ought to prevent his son from fighting - The Dft made use of abusive language, called Mr L. a dam<sup>d</sup> Canadian, & that he did not care for the Captains of militia. - Mr L. obv<sup>s</sup> to Dft that he did wrong to encourage his son to fight, & that he ought to stop him, & that Mr L. had a right as Capt. of Mil. to stop him & send him to Gaol - upon this the Defendant laid hold of Mr L. and pushed him agt. one of the benches, and abused him very much -

x<sup>o</sup>

That dft. did not attempt to separate the boys - Saw Dft. push Mr. L. twice agt the Stalls -

Joseph Qadouis. In march last one Sunday evg he saw about 50 people assembled under the cover of the New market Hall - saw Dft. there who seemed to encourage his son to fight w<sup>t</sup> another boy - saw Mr L come up, and tell him, that he was a Capt. of militia & had a right to command the peace and that unless in the Dft. stopped his son he would send them both to gaol - the Dft. told Mr. L. he had nothing to do w<sup>t</sup> him and that he did not care for the Captains of militia - that after some words the Dft. pushed Mr L. at one of the stalls

Louis Morin, is a cooper & lives in Montreal - In March last on a Sunday evg. he saw a number of people, about 50, assembled in the Old-market - saw Dft. there who seemed to encourage his son to fight w<sup>t</sup> another boy - saw Mr L. come up, and announced himself as Capt. of militia, &c. he wo<sup>d</sup> have the peace kept - The Dft. he did not care for a Capt. of militia, that he was a better Soldier, than he was Capt of militia. -

### Defense.

William Loring - saw Dft. and Mr L. in a crowd of people assembled in the old-market place & two boys fighting - one of the boys ~~were~~ down & the Dft. ran undermost, the other boy at that time gave a blow to Dft's son - Dft. pushed

the uppermost boy w<sup>t</sup> his foot, when Mr L. s<sup>t</sup>. to him  
Dont kick the boy, the D<sup>r</sup>. turned round to him & said  
to Mr L. God damn you, what's your business w<sup>t</sup> it, Mr  
L. then said, I am an Officer, & that he bore the Kings  
Commission, that the D<sup>r</sup>. then asked Mr L. if he would  
take a round with him - Mr L. dont strike me, or I'll  
send you to jail - Did not see D<sup>r</sup>. lift his hand or strike  
or punch Mr L.

The D<sup>r</sup>. in his defence relied on St. 29. Ch. 2. ch.  
inhibiting the service of certain processes on Sunday - Mr L.  
not having a process to serve could not act. -

Captains of Mil: are made peace officers by Ord<sup>n</sup> 27 Geo.  
3. ch. 6. -

Verdict Guilty of Common Assault

Monday 5<sup>th</sup> Sept. 1811.

The King. v.  
Edward <sup>or</sup> Grenier. {

On trial of Indictment for Compound  
grand Larceny. —

Sean B<sup>t</sup>. Parent, lives at Lachine. He P<sup>r</sup> who was in the  
service of W<sup>r</sup> in the month of Augt. last, but left it about the  
13<sup>th</sup> having run away - On the same day about an hour after the  
departure of P<sup>r</sup> he perceived that several articles were missing,  
The W<sup>r</sup> made pursuit after the P<sup>r</sup> and found in his possession  
a pair of Stock<sup>s</sup> a p<sup>c</sup> of breeches & a Shirt & a neckcloth - valued  
in all at 17/. belonging to him. —

x<sup>3</sup>

There are no particular marks upon any of the above articles -  
That people frequent the house of W<sup>r</sup> very often - That he had  
another servant who went off on the Tuesday of the same  
week that P<sup>r</sup> went off

Bazile St Julien. lives w<sup>r</sup>. Parent - He P<sup>r</sup> since he lived at Parents' -  
when P<sup>r</sup> left Parents' in Augt. last, the W<sup>r</sup> lost a pair of shoes  
a blue jacket, and Corduroy jacket - ~~was valueless~~, a Dash, ~~valueless~~  
valued 27/6 - K<sup>r</sup>: the shoes, jacket now produced to belong to him  
the other jacket the P<sup>r</sup> now wears - These articles were in the  
garret of Parents' house -

Nerdic. Not Guilty -

The King...  
" Jean B<sup>t</sup> Binet. }

On trial of Indictment for opposing the execution of the militia laws -

Duncan McGinnis, Capt. of Militia at St Eustache in the County of York - In Nov<sup>r</sup> last he rec<sup>d</sup> an order to march his Comp<sup>y</sup> to Montreal - assembled them in consequence on the 8<sup>th</sup> of month - the Dr<sup>f</sup> was one of those present, he called the roll, when Dr<sup>t</sup> observed that several of the Co<sup>s</sup> wanting, and that they w<sup>r</sup> not march till all were assembled - W<sup>r</sup> made his men to face to the right and to march forward - when P<sup>r</sup> stepped out of the ranks and several others followed him and went away, - while the W<sup>r</sup> was calling the roll, the Dr<sup>t</sup> kept talking to those about him, q<sup>st</sup> occas<sup>r</sup> W<sup>r</sup> to call out to him several times to keep silence this he refused to do, and by his talk<sup>s</sup> the people got into confusion & he was prevented from doing his duty - the W<sup>r</sup> came to Montreal w<sup>t</sup> his Co<sup>s</sup> but Dr<sup>t</sup> did not follow -

That Dr<sup>t</sup> has been in the Co<sup>s</sup> for about 2 years - That before calling the roll, he expl<sup>d</sup> to the Co<sup>s</sup> the purpose of their being called out, wh<sup>e</sup> was to defend the country at the invasion of the Enemy -

That W<sup>r</sup> was interrupted in the execution of his duty by the conduct of the Dr<sup>f</sup> -

~~Fordish Quilty~~

Simon Barbeau. a militia man in the C<sup>o</sup> of M'Gennis. in Nov: last the C<sup>o</sup> was assembled at St. Eustache in two rows, and called the roll - then D<sup>r</sup>. ask<sup>d</sup> Capt. where are all your men - Capt. S<sup>r</sup> he had them not in his pocket - the D<sup>r</sup> then S<sup>r</sup> you seem to have no power over them, nor shall you over me, and called them a parcel of Dam<sup>d</sup> fools - went off - -

Jean Marie Meilleur - a militia man in Co of Capt. M'Gennis - In Nov: last the C<sup>o</sup> was assembled at St. Eustache, the D<sup>r</sup> w<sup>s</sup> there when we saw him he was not in the ranks, but the other men were - heard D<sup>r</sup> say, to Capt. if you have not the power to make those who are not here to march, you have not the power to make us march neither -

Mr. B<sup>t</sup> Labelle - is in Co of Capt. M'Gennis. the C<sup>o</sup> was assembled in Nov: last at St. Eustache - D<sup>r</sup> ask<sup>d</sup> Capt. where all his men were, M<sup>c</sup>G. S<sup>r</sup> he hadn't them in his pocket, upon g<sup>t</sup> D<sup>r</sup> obs<sup>r</sup> if he had no power over them, he had none over them present, stepped out of the ranks & went off, with 4 or 5 others -

Verdict. Guilty. -

The King      3 On trial of Indictment for a rape on a child  
 Roger Hallow 3 under ten years of age.

David Russel, soldier in 49<sup>th</sup> Regt the child Mary Russel now in Court is his daughter - she is five years eight months old did not know P<sup>r</sup> till he was arraigned - In June last the child was brot. to the wt<sup>l</sup> by one Gibbons a Soldier in the 13<sup>th</sup> Regt in a bad state being covered w<sup>t</sup> blood from her thighs down to her legs and not able to speak to w<sup>t</sup> which appeared to w<sup>t</sup> to arise from the ill usage she had received it seemed that her shift had been washed to clean away the blood, and after she ~~went~~ <sup>came</sup> back to w<sup>t</sup> she voided a great deal of blood -

John Gibbons, soldier in the 13<sup>th</sup> Regt was quartered at St John in June last, 1<sup>o</sup>. P<sup>r</sup> who is a soldier in 5<sup>th</sup> Regt Rememb<sup>r</sup> hav<sup>t</sup> seen the P<sup>r</sup> in company w<sup>t</sup> Mary Russel the child now in Court, in the woods behind the fort on the 29<sup>th</sup> June last - Heard a mans voice, says my dear will you marry me, then heard the voice of a child, calling out, Marry, Marry - the w<sup>t</sup> went up to the place saw the child lying down, her petticoats up, and bloody from her private parts down to her legs, when he called out "for shame" "for shame" saw P<sup>r</sup> by the child, lying on his left side with the flap of his trousers down, and had the child in his arms

a got up

the P<sup>r</sup> told W<sup>r</sup> to be off, or he w<sup>r</sup> kick him - the child crawled away from the P<sup>r</sup> and laid hold of the W<sup>r</sup> by the left leg and cried take me, take me, seeming to request his protection.  
 #  
 she was very  
 weak & app'd  
 to have suffered  
 a great deal  
 the P<sup>r</sup> tore away the child from the W<sup>r</sup> and went off w<sup>r</sup>. her - the W<sup>r</sup> told P<sup>r</sup> he knew him no? report him -  
 the W<sup>r</sup> return<sup>d</sup> towards the garrison & on way met a Soldier of the 49<sup>t</sup> on Hagen & told him what he had seen. they returned together towards the woods & saw the P<sup>r</sup> w<sup>r</sup>. the child in his arms going further into the wood. - the W<sup>r</sup> upon seeing P<sup>r</sup> returned back to the garrison to report the P<sup>r</sup> and left Hagen in the wood - on the way he turned round & saw P<sup>r</sup> going towards the water side w<sup>r</sup>. the child in his arms - he reported the circumstance to Edw<sup>r</sup> all ~~denied~~ his comrade - and they went together to the water side & found the P<sup>r</sup> washing the feet & legs of the child - they took the child forcibly from the P<sup>r</sup> and carried her to the garrison, when he was told the child belonged to Capt<sup>r</sup> Russel of the 49<sup>t</sup> Reg<sup>t</sup> and the mother of the child received it - the mother laid the child on a table took up her petticoats & the W<sup>r</sup> saw the blood still running from her private parts to her legs, which occasioned the mother to cry and to complain that her child was murdered. -

8.

Daniel Hagen, soldier in 49<sup>th</sup> Rgt was quart<sup>r</sup>. at St John's ~~on 29<sup>th</sup>~~  
 June last, knows last unt<sup>il</sup> about end of the month. he  
 saw last Mr. coming out of the woods behind the fort, he  
 called out to Mr. Soldier come here, there is a Soldier of ours  
 who is using a child ill, and I do not know the child's name  
 He went along w<sup>t</sup> Gibbons into the bush, and saw the  
 P<sup>r</sup> with the child in his arms going further into the woods  
 saw the child was bloody she called to her, but she did  
 not speak - knows child to be same now in Court - He  
 asked where child it was, the P<sup>r</sup> said it was his child -  
 the P<sup>r</sup> was then returned w<sup>t</sup> Mr. and going towards the river  
 w<sup>t</sup> the child still in his arms, the other Mr. Gibbons went  
 away to the garrison to report the P<sup>r</sup> and the Mr. left  
 the P<sup>r</sup> who went on towards the river - the child seemed  
 apt alid -

Edward McDermot is a soldier in the 13<sup>th</sup> Rgt No. P<sup>r</sup> soldier in  
 same Rgt on 29<sup>th</sup> June last, he was called upon by  
 his comrade who told him he had seen a shocking sight  
 in the woods, that the P<sup>r</sup> ~~had~~ small child q<sup>u</sup> he did  
 not know & had used her shockingly, request Mr to go  
 w<sup>t</sup> him, q<sup>u</sup> he did, and on their way they observed the  
 P<sup>r</sup> washing the child in the River, her cloaths were up &  
 he appeared to be washing the blood from her legs & thighs

the child was moaning and her eyes ~~sudden~~ sunk in her head - Gibbons demanded the child, the P<sup>r</sup> refused to deliver her up, and she was taken forcibly from him & deliv<sup>d</sup> to Gibbons, who carried her back to the garrison - the child now shown is the same -

John Wm Carb, Surgeon in 49<sup>th</sup> Regt - was quart<sup>d</sup> at Ft. Johns in June last, his Friend Soldier in 5<sup>th</sup> Regt was called by him on 29<sup>th</sup> month to ex. his child, went to his quarters & saw child now a lamb - found the private parts of the child very much lacerated, and the blood flowing at the time - ~~the child was~~ the wound was situated in the private parts in the vagina about an inch towards the anus - considered the wound to have been made by the yard of a man, w<sup>t</sup> had entered the vagina - had no other opinion - cont<sup>d</sup>. to attend the child for about a ~~few~~ night when he first saw the child she was almost lifeless, and had a cold sweat upon, this might have been occasioned by the injury she rec<sup>d</sup> - She was for 4 or 5 days in danger of her life from the same cause -

That the wound in the Vagina of the child did not have been produced by other causes besides the penis of a man

The King  
Charles <sup>r</sup> George  
George Mentyz

On trial of Indictment for Burglary.

Amy Shreeves, <sup>hus</sup> lived for 3 months part with Elison Fowler  
Knows P<sup>c</sup> Geo. Mentyz has seen him several times at the house  
of Fowler buying potatoes - he came into the bar-room & then  
into the dining room - the house of Fowler was broken open  
about 15<sup>th</sup> or 16<sup>th</sup> Augt. last, and P<sup>c</sup> Mentyz was at the house  
about 3 weeks before that time, qd he gave Fowler a dollar  
to change who went to his desk where he keeps his money  
and changed it - That the night of the robbery she shut the  
kitchen windows about  $\frac{1}{2}$  past nine, went to bed about half  
an hour after - the window fastened with bolts on the  
inside, but had no window shutters - the people in the  
house were all in bed except Mr Fowler & a boarder, who lived  
there when she went to bed. -

X.

That there was a broken pane of glass in the window  
by which the bolts in it might have been drawn - all  
the doors were fastened

Elison Fowler, tavernkeeper in Montreal - He P<sup>c</sup> one of whom lives  
at Hall's the baker, the other Mentyz he has seen at his house  
at different times. - That on the night of 15<sup>th</sup> Augt. last the  
house of Mr. situated in McGill street was broke open

the W<sup>r</sup> was the last person up in the house went to bed  
 about 11 or 12 o<sup>l</sup> clock - he shut the outer doors, he looked  
 into the kitchen and saw the windows shut - in the night  
 time he heard some noise in the house but thought it was one Stuart  
 a lodger in the house who is accustomed to get up to get drunk  
 but he had a light, & he thought nothing of it - R<sup>o</sup> writing  
 desk now produced, q<sup>t</sup> was in his bed room that night, he  
 had 250 \$ in panels of 10 each in one part of it - the bed room  
 is behind the dining room on the ground floor - & to come to  
 it from the kitchen one must pass through the dining room -  
 That next morn a person went to him that his w<sup>th</sup> desk  
 had been found in the yard & that he had been robbed & that  
 the desk to him full of every thing he had in it - No body  
 slept on the <sup>ground</sup> floor except W<sup>r</sup> this wife - among the pieces of  
 money he had in the desk, he can recognize a half a crown  
 piece, from its black colour, q<sup>t</sup> he described before the money  
 was found, there is also a dollar q<sup>t</sup> he recognizes, but cannot  
 speak so positively to it - He afterwards saw the o<sup>l</sup> two  
 pieces at the house of One Nahum H<sup>e</sup> all a baker in Montreal  
 where he went in consequence of inform<sup>r</sup> q<sup>t</sup> Mr H<sup>e</sup>  
 sent him that he tho<sup>t</sup> he had discovered some of his money  
 he described the above pieces before she was, & when shown  
 pointed them out immediately - That Chas George was  
 then

then presented? he had found the money in a desk of some men had left on the road & ~~from~~ of them run away left upon his coming up to them - That in consequence of information he went to the house of Dr. Grasset w<sup>t</sup> of the P<sup>r</sup>. M'entz lived as a servant & in the stable found a hankf w<sup>t</sup> money in it under a panel of dung - recogniz<sup>e</sup>s 3 pieces found in s. hankf to belong to him & q<sup>t</sup> were in the desk - particularly a dollar a piece of 5 livres & a smooth shilling with a N. on it

X.

The desk was placed on the top of a chest of drawers in the bed-room - That one Whitcombe was the person who found this desk and deliv<sup>r</sup>. it to him next morn<sup>g</sup> after the robbery

Henry Grasset. sc<sup>r</sup> P<sup>r</sup>. M'entz who in Augt. last was employed by W<sup>r</sup> as an out door servant, but did not sleep in the house -

\*  
at that time he had one or two more servants in the house - the P<sup>r</sup> commonly left the house at dusk and came to the house about seven o'clock in the morning -

Susannah Stevenson, lives w<sup>t</sup> Dr. Grasset, sc<sup>r</sup> that P<sup>r</sup>. M'entz lived w<sup>t</sup> Dr. Grasset in Augt. last - thinks that she has seen a hankf something like the one now produced in the possess<sup>n</sup> of the pris<sup>r</sup> -

Annaniah Hale that P<sup>r</sup>. Els. George <sup>w<sup>m</sup></sup> lived with the son of W<sup>r</sup> 3 or 4 years, being bound as a baker to him - That

somethings were missing out of the house, & he was on the watch to find out if the P: was concerned in it - That he found on the top of a bolt a bag with money in it - he was bid to look there from having seen P: on the top of the bolt - the P: was present when it was found - when W: came down w<sup>t</sup> bag he shewd it to P: last? what is this, he ? he could tell him what was in it that it was hard money, & belonged to him, & that a man had given it to him - the W: has kept the bag & money ever since this is the same now produced - The P: said that he saw some people one night stand together as he was on his way home & when he came up to them they run away, she percep<sup>t</sup>? they had left a desk behind them with money in it, that he took 3 or 4 handfuls of it & put up in the bag & concealed in the above place, as he was a poor boy and did not much like that it shd appear he had money - W: went also to Dr Grassett where the other P: lived and among the <sup>in the table</sup> dining, they found the hankf. with money in it, qf hankf. & money have been in the poss. of it ever since - Cleat Fowler ment<sup>t</sup> a number of pieces wh<sup>t</sup> had been stolen from qf he o<sup>t</sup> he w<sup>t</sup> recognize, when the money was found he pointed out several pieces wh<sup>t</sup> he o<sup>t</sup> belonged to him

Nahum Hall, the P: Ch<sup>r</sup> George lives w<sup>t</sup> W: as an apprentice - was present when Fowler exam<sup>d</sup> the money found, & as the W: was about turns out the money on the table Fowler s<sup>r</sup>

he could recognize several pieces of money qd. had been stolen from him, upon seeing a half crown among the money, he seized on it immediately -

I. M. Mondelet, Justice of peace, proves examination of P<sup>r</sup> Charles George and confession taken before him -

It was objected that confession shd. not be read as th P<sup>r</sup>. was under impression, of favor offered to him & thereby induced to make the declaration in question -

The Court, upon examin<sup>r</sup>, the magistrate, who s<sup>d</sup>. that the exam<sup>r</sup>. had been made by the P<sup>r</sup>. with threat or promise to his know<sup>t</sup>. and therefore admitted the confession, but resolved to disseminate accords to the evidence to be adduced, how far the ex<sup>r</sup>. should go in evidence to the Jury -

### Defence

Nahum Hall, when he understood that money was found he took P<sup>r</sup> George into a room, & told him he had not given a true account of the money w<sup>t</sup> he s<sup>d</sup>. he had found that he knew there were people concerned w<sup>t</sup> him in taking the money - that he was long time before he w<sup>d</sup>. speak out, but persisted in his story, at last the Mr s<sup>d</sup>. he w<sup>d</sup>. do every thing in his power to assist him - <sup>that it w<sup>d</sup>. be favorable to him to tell the truth</sup> at length he said there was another person concerned with him

That much finesse was used with P: to induce him to tell the truth, and Mr. requested of P: to tell all about the matter, so that Mr. Fowler might get his money back and clear himself of the gallows - The W: was the more particular, as he suspected some persons then in his house. The Constable was then present - The P: was next morning deliv<sup>r</sup>. over to the Constable to be carried to the police Office when W: told P: to point in telling the truth when he went there, and came in company with him there but does not recollect being present in the Office when his confession then was taken -

Elizabeth Belin & C. P. Menty, who occupied apartments in a house belonging to the W: with his family, considered him to be a man of good character -

The Court directed Jury that the confession of Geo. Charles ought not to be received by them, as having been given under an impression of favor held out to him -

Nerdit - { Chas<sup>d</sup> Geo. guilty of Steal<sup>s</sup>  
Geo. Menty. Not guilty

Tuesday 6<sup>th</sup> Sept<sup>r</sup>. 1814.

The King. }  
Jesse<sup>w</sup> Daggs } On trial of Indictment for Gr. Larceny.

Nahum Moyer, printer in Montreal, R. P.  
who lived in his service about three weeks before the office  
was broken open - There was a desk in the printing office  
in wh. there was a red morocco port book, value 3/- in one  
drawer of the desk there were army bills between five and  
ten pounds, were the property of the W<sup>r</sup>. - The 23<sup>d</sup> or 24<sup>d</sup>  
June the office was broke open & the desk carried away into  
the yard where it app<sup>r</sup>. to have been broken open, & where a  
piece of iron was found, as one Latourelle told W<sup>r</sup>. - This  
piece of iron was shewen to one Barber a blacksmiths son  
in the neighbourhood who recognized it - it app<sup>r</sup>. to the  
W<sup>r</sup>. that the desk had been opened by this piece of iron - The  
W<sup>r</sup>. suspect<sup>r</sup> the P<sup>r</sup> q<sup>th</sup> occas<sup>r</sup> his going to Barber's where  
he lived, he told to Barber q<sup>t</sup> had happened - That  
Barber produced a pair of spectacles q<sup>t</sup> he took from the  
room in wh. the P<sup>r</sup> slept, & q<sup>t</sup> W<sup>r</sup> knew to be his property, &  
had been stolen from his table drawer close by the desk,  
but cannot say whether they had been stolen at the same time  
as he had seen them only 3 or 4 days before - The P<sup>r</sup> was  
apprehended & bro<sup>r</sup> to the Police office, where he acknowledged

having taken the money, upon q<sup>t</sup> the Mr<sup>r</sup> eng<sup>r</sup>. of him  
where he could find his papers q<sup>t</sup> had been in the desk  
as they were of great value to him, upon this the P<sup>r</sup>. took  
from his pocket a receipt for H<sup>r</sup> Rent q<sup>t</sup> Mr<sup>r</sup> kept in the  
said pocket book - there were also 23 dollars in currency bills found  
in the o<sup>t</sup> hat, but not seemingly concealed. —

X.

The writing desk in question was never carried off the premises  
of W<sup>r</sup>. Had at that time in his employ, one journey man & the  
app<sup>r</sup> who worked in same office where this desk was - There  
is also a book store in the room adjoining - No person sleeps in  
the office or store - used no threats language nor promises to the  
P<sup>r</sup>. - Known spectacles & pocket book now shewn to W<sup>r</sup> to  
be his property -

John Barker, Son of John Barker, blacksmith - R<sup>r</sup>. R<sup>r</sup> who lived w<sup>t</sup>-  
W<sup>r</sup> father in <sup>college of this summer</sup> June last worked with him at his trade - at the  
time P<sup>r</sup> lived there, Mr Mowen came to enquire about his pocket  
book, & bid Mr look for it - Mr looked over the room when P<sup>r</sup> slept  
but found nothing - went afterward behind the garden where he found  
some papers torn up, q<sup>t</sup> he brot into the shop & deliv<sup>r</sup> to his  
father - he returned again to the same place & found under some  
stones a red pocket book q<sup>t</sup> he thinks is the same now shewn  
him - this pocket book the W<sup>r</sup> deliv<sup>r</sup> to his father - the  
P<sup>r</sup> & Mr Mowen were then present - That is the morn<sup>s</sup> of

same

same day he had seen the P<sup>r</sup> at the place where he found the pkt book, looking into his hat. —

John Barber, Jew<sup>r</sup> is a blacksmith & lives in the Recollect Suburbs  
He. P<sup>r</sup> who lived about 3 Weeks after he left Mr. Mower's  
in June last — Rembr<sup>t</sup> that Mr. Mower came to his house  
on 24 June last & told him that his office had been broken  
open & his pkt book & papers w<sup>t</sup> some money stolen from him  
and that he suspected the P<sup>r</sup> he also asked if the P<sup>r</sup> had  
been out the night before — The W<sup>r</sup> said he had — Upon  
q<sup>st</sup> Mr. Mower requested of last W<sup>r</sup> to search for his  
pkt book & papers, w<sup>t</sup> he did & found a parcel of papers  
torn up, and also a red pkt book of Mr. Mower claimed  
as his — the P<sup>r</sup> was present when it was bro<sup>t</sup> in & was charged  
by the W<sup>r</sup> w<sup>t</sup> he has been committed the crime, the P<sup>r</sup> said  
nothing — On exams. his hat there were several small army/  
bills found between the lining & the hat, amounts to about  
24 or 25 dollars — The P<sup>r</sup> before this time did not appear to  
have money, was indebted to W<sup>r</sup> for money he had advanced  
him — The spectacles were found in the pkt of the crown  
of the W<sup>r</sup> & hung in his room, 2 q<sup>ts</sup> Mr. Mower then  
claimed as his property —

Jean Marie Mondelet, one of the Justices of the Police Office - proves  
the examination of P<sup>r</sup>: taken before him, charged with  
the crime in question -

John Taver, is clerk in the Police office, & recd. the spectacles, the  
photobook & pen of iron now produced -

Verdict. - Guilty. -

Wednesday 7<sup>th</sup> Sept. 1814.

The King }      On trial of Indictment of Manslaughter -  
Fran<sup>r</sup>. Provencier }

Jacques Lemoine Martigny

Jacob Marston - Constable, K.P.P. accompanied him & others in  
May last to look after a deserter, that ~~an~~ officer, Jac. Lemoine  
Martigny ~~the~~ commanded the party - & who told M<sup>r</sup> & men that  
Deserter was in a house in the St. L. Sub - went after him thither  
search<sup>d</sup> house but did not find him, pursued their search in  
that suburb - as they were going or Martigny came up to a man  
stands under a gate, ask<sup>d</sup> him, "who are you", the man made  
no ans<sup>r</sup> when Martigny stretch<sup>d</sup> out his hand toward him and  
s<sup>r</sup> you are Dulaney - the man sprang away & run off, &  
all the party after him, but they lost sight of him & he  
escaped - Went to the house of Mr. Nicolas Perrault, the

uncle and aunt of J. Delaunay, & found yard gate open went in there, and searched among the currant bushes when they found a coat of w<sup>t</sup> Thaxter belong<sup>t</sup> to Delaunay, while there he heard the report of a gun - they went then into another street and coming along W<sup>t</sup> found a man lying on the ground, and some person observed, that he had been shot by the patriots - the man was shot through the thigh, was carried into an adjoining house -

Delaunay had been committed to the Guard-House, from q<sup>t</sup> he had escaped some time before & remitted, & this was the 2<sup>d</sup> time he had escaped -

Jacques Lemoine Martigny, officer in 1<sup>st</sup> Batt. of Militia. H. P.  
who is a militia man in same batt<sup>n</sup> In May last he  
went, accomp<sup>y</sup> by the 10<sup>th</sup> & <sup>the 14<sup>th</sup> militia man</sup> Mr. Marston, in search of our  
Delaunay, a deserter, he met Marston who had orders to that  
effect, and W<sup>t</sup> then took command of the party, went to a  
house in N.L. sub. where he knew D<sup>r</sup> was a short time before,  
search<sup>d</sup> there but did not find him - went then up the  
sub. & came to a gate when he saw a man stand<sup>d</sup> went up  
to him & called out if he was not Delaunay - A<sup>d</sup> he was  
not - W<sup>t</sup> promised that he was & was going up to lay hold  
of him when he sprung off, says yes it is D<sup>r</sup>. They  
ran after him, & call<sup>d</sup> to militia men to draw, but

but does not recollect hav<sup>s</sup> given any order to his men to fire - went after the man who had escaped into a yard and as going down a street, he fire<sup>d</sup>. 3 men in a door talked together, he call<sup>d</sup> out to his men to fix bayonets, and he then run on before in order that D. shd. not again escape if he were up the party - one of the three men run off & the W<sup>r</sup> after him, & forced his militia men about 40 paces behind he called to them to come on while he run before - he had got within 2 or 3 paces of the man when one of the M<sup>r</sup> men fired his musket, & the man fell at feet of W<sup>r</sup> saying that he was a dead man At W<sup>r</sup> found that he was wounded in the right thigh They carry the man into a house where he died - Does not know who fired the musket - That he gave no orders to any of the men to load their pieces, and upon exam<sup>n</sup> them he did not find that any of them had loaded except the P<sup>r</sup> who s<sup>d</sup> that seeing the man who was running away was likely to escape he had fired his musket in order to stop him -

x.

The P<sup>r</sup> does not speak English - it is usual to give all the word of Com<sup>r</sup> in the militia in English, that P<sup>r</sup> might

might have comprehended by the order the Col. gave to fix bay<sup>t</sup>. - "charge bay<sup>t</sup>." The general opinion of all the officers of the Batt<sup>r</sup>. in g<sup>t</sup> the W<sup>r</sup> is, that he is a man of good character and conduct - That the musket was fired soon after he gave the order to fix bayonets - perhaps a minute or a minute & half after -

Pierre Lessart, one of the m<sup>r</sup>s. mil. of 1<sup>st</sup> Batt<sup>r</sup> 10. R<sup>r</sup> for a year past In May last he went under the command of Lt. Martiny of same batt<sup>r</sup>. to look after a deserter one Delaunay, the P<sup>r</sup> was one of the party - They search<sup>d</sup> a house in the S<sup>e</sup> L. Sub. but without finding him - They then went up the Sub: & saw a man stand in a gateway to g<sup>t</sup> Mr. Martiny went up & ask<sup>d</sup> if he was Delaunay - he run off saying he was, ~~they~~ escaped, when Mr. Martiny ask<sup>d</sup> them why they did not fire on him, they s<sup>p</sup> they were not loaded & had rec<sup>d</sup> no orders for it - They then went on in pursuit, when they observ<sup>d</sup> three men stand together, the p<sup>r</sup>: s<sup>r</sup>: perhaps the deserter is among them - The officer run on before, when one of the three men run off - The officer turn<sup>d</sup> round & call<sup>d</sup> out fix bayonets, wh<sup>t</sup> they were about doing when the musket was fired by the P<sup>r</sup> and the man in advance of the officer fell - the P<sup>r</sup>: then s<sup>r</sup>: that he conceived the orders had been given to fire -

x.

When the P<sup>r</sup>: saw that a mistake had been committed and that a man had been unfortunately been killed, he expressed much sorrow & regret - gives him a good character. —

In B<sup>t</sup> Pacquet, mil<sup>u</sup> in the 1<sup>st</sup> Batt<sup>r</sup> In May last, went w<sup>t</sup> the P<sup>r</sup> and some other militia men under the command of Lt. Montigny in search of a deserter - He saw the P<sup>r</sup> on that pursuit fire his musket upon an artillery man. - W. was at time distant about  $\frac{1}{2}$  acre from the P<sup>r</sup>

x<sup>o</sup>

Gives a good ch. to P<sup>r</sup>

David McLaughlan belongs to Capt. Sinclair's Co in the artillery knew deceased Thos. Kershaw who was a private in same Co saw him lying dead in a house in the St L. Suburb about the end of May or Jun last - he had a wound in the right -

Defence.

In B<sup>t</sup> Picard - went in search of one Delaunay a pris. some time in May last - he was overcom<sup>d</sup> by the P<sup>r</sup> & other militia men - they came to a man stand<sup>s</sup> in ~~a~~ gateway in the St L. Sub. Lt. Montigny went up to him, to enquire if he was the D<sup>r</sup> The man at first said no, but afterw<sup>d</sup> ran off saying he was and escaped into a garden - they went after him, while there he heard some ~~you~~ seey, charge - that upon coming up to the officer, he upbraided them, say<sup>s</sup> why did not you fire, I ordered you to fire - it was a little after this that he heard the word, "charge" - Gives a good ch. to P<sup>r</sup>

David Fair, Lieut in 81<sup>st</sup> Regt. has been in the service since 1806

Pn Ignace Dalleboul. 182 P<sup>r</sup> for 12 years, he is from Nicolet  
near Three Rivers - he was always consider'd. a man of good  
character and of a respectable family -

Verdict. Not Guilty.

The King }  
J<sup>r</sup>. B<sup>t</sup>. Binet } On defendant's mo. for a new trial.

1 Reason. That verdict is irregular & contrary to evidence  
No evidence to suspect it - intention of Jury to find  
def<sup>t</sup>. guilty only of disobedience of orders -

2<sup>d</sup>. That the charge to the Jury irrelevant, & misleading them  
by giving a full statement after evidence to the  
Jury. -

The Court overruled the motion. —

— Thursday 8<sup>th</sup> September 1814. —

The King. }  
Pierre Roi. — }

On Indictment for assault upon Gavler in the exp<sup>t</sup> of his dat  
On motion on behalf of the Defend<sup>t</sup> that the  
trial of Indictment sh<sup>b</sup> be sent to the Sessions  
inasmuch as an Indictment had been found at the  
instance of the s<sup>r</sup> Defendant agt. Radford the person stated to  
have been assaulted in this Indictment, arising out of the same  
dispute between the parties —

The Court rejected the motion

The King }  
n — }  
Jane McWilliam. } On trial of Indictment for Shoplifting

James Millar of Montreal, Merchant is a partner of one  
Alex: Parlance, they have a shop in Montreal, in q<sup>t</sup> one  
Mr. Buchanan attends as shopman — remembers to have seen  
the P<sup>r</sup> in his shop about the 1<sup>st</sup> April last — Buchanan was  
then in the shop — there was another young woman who came  
into the shop w<sup>t</sup> the p<sup>r</sup> — observ<sup>d</sup> the P<sup>r</sup> who put her hand  
through a glass of a can in q<sup>t</sup> — then were rings & other  
trinkets, saw in her hand some steel beads of q<sup>t</sup> he askd  
the price — M<sup>r</sup> desired the P<sup>r</sup> to lay them down q<sup>t</sup> she did

The P<sup>r</sup>. taller woman remained then only a few minutes in the shop, went off without buying anything - That a few morn<sup>s</sup>. he observ<sup>d</sup> the ring of<sup>t</sup> was in the said case, & the next day he missed it, and asked Buchanan if he had sold it, who told him he had not - ring now produced is same being a gold pearl set ring & cost 33/- Sterling in England - Finding the ring was stolen, his suspicions immediately fell upon the P<sup>r</sup> as he did not recollect having seen any other person near the glass case but her - About 4 or 5 days after he was informed that one Reeve had got the ring -

X<sup>2</sup>

That his suspicions were strongest upon the P<sup>r</sup> from having seen her hand in the box - Know the ring from the peculiar colour of the stone - Thinks he could know it among others of similar manufacture -

William Buchanan, lives with Miller & Parlame as a shopman, rememb. to have seen the P<sup>r</sup> in the shop on a Saturday in the latter end of April - the P<sup>r</sup> & another girl were in the shop twice that day, the last time, Mr. Miller was not in - saw the P<sup>r</sup> near the glass case w<sup>t</sup> the broken pane, looking at the trinkets it cont<sup>d</sup>. Thinks he saw the ring in the case that morn<sup>s</sup> On the Monday after Mr. Miller dis cov<sup>d</sup> that the ring was missing. That 2 or 3 days after he observed the ring hanging to the chain of Mr. Reeves' watch - Thinks ring now shown to be

the same - it was the only one of the kind q<sup>t</sup> remained in the shop - when he saw it w<sup>t</sup>. Mr Reeves he told him of the loss of it -

x.

That there was another woman w<sup>t</sup> the po<sup>r</sup>: but the glass-case was too high for her to reach it, as she was a small woman and he showed her some articles out of it - thinks both purchased some ribbon - Both were near the counter and he could not tell q<sup>t</sup> of them took the ring -

Charles Reeves lives in Montreal, Kt. P<sup>r</sup> - <sup>thinks he</sup> knows now produced and that he had it in his possession - he got it from the Po<sup>r</sup> on the 3<sup>d</sup> April last - q<sup>t</sup> was he delivered to Mr. W<sup>r</sup> Gurd Police magistrate - Re. Mr. Wm Buchanan who told Mr. that it was stolen from this shop of Miller & Parlane, and in consequence Mr. W<sup>r</sup> went to the Police Office adde<sup>d</sup> it to Mr. Gurd -

x.

The Po<sup>r</sup> told Mr. that she had bor. the ring of another person

Mary Etman. lives in the Rue. Dub. Kt. P<sup>r</sup> who lived 3 weeks in her house in March last, and left it 8 days before Easter last - never knew her till she came to the house - That the Po<sup>r</sup> bro<sup>t</sup> one Lisette Colin to the house 8 days before she was apprehend at the same time a frenchman bro<sup>t</sup> a trunk - That when the Colin went away she took a tartan gown w<sup>t</sup> her which

Ms

P<sup>r</sup> gave her, and the trunk was left behind, and the P<sup>r</sup> used it as hers. That the P<sup>r</sup> and Colin drank tea together in the room room of P<sup>r</sup> and after Colin was gone, the P<sup>r</sup> came out and shewed her a ring, saying, see what a fine ring I've got Mr. told her not to play her with her rings —

### Defence

Gwynn O. Radford, gaoler. W<sup>t</sup> P<sup>r</sup> & son Lisette Colin & Laberte. They were both brot to the gaol on the 16<sup>th</sup> April last, charged on suspicion of having stolen a gold ring from the slop of Miss<sup>m</sup> Miller & Parlame — That in a conversation wh<sup>t</sup> he over-heard between Colin & the P<sup>r</sup> he heard the said Colin tell her that she was a Scolch Gawk, that she had sent many of her country to the House of Corrections, and as to her if she did not take care she would hang her that she w<sup>d</sup>. swear any thing, that black was white, & blue was green, in order to get out of the gaol — That she did get out under a writ of Habeas Corpus:

Thomas McCord

Maria Blanckebel. Justice Peace — took the affidavits upon q<sup>b</sup> the P<sup>r</sup> was apprehended — also upon q<sup>b</sup> a warrant issued ag<sup>t</sup> Lisette Colin for same offence —

Verdict.  
Not Guilty

Objected — that no proof, that the article in question was not an article exposed to sale — 2<sup>d</sup>. Not private steals — 3 no proof of any confederacy between the P<sup>r</sup> and Colin, etc.  
Kuy. m Richardson & al. / Leach.

The King }  
Esther Maria Leach } On trial of Indictment for Grand Larceny

John Coates, D: M: 1<sup>st</sup> Bat. Embd. Militia - went on business  
to Chambly on the 26<sup>th</sup> Augt. last to the house of one John McLean  
He had rec'd. a considerable sum of money ~~for~~ <sup>at</sup> Laprairie & proceeded  
to Chambly to settle with the Rgt - on the 26<sup>th</sup> he had settled  
all his acc'ts and carried to the house of McLean £292. in  
Army bills of 10 dollars - excepting a 25 dollar bill, one three  
and one two - the money was in a red pocket book, w<sup>t</sup> he  
had left in his hat on the table, of the room where he lodged  
when he first mind it, he tho<sup>t</sup> he had lost it on the road  
and had no suspicion of the P<sup>r</sup> who was the servant of Mr.  
McLean - She however afterw<sup>s</sup> <sup>& next mom<sup>g</sup></sup> recollect<sup>d</sup> that he had left it in  
his hat on the table - in the evg. he ask<sup>d</sup> the P<sup>r</sup> if she had  
seen such a p<sup>t</sup> book, she seemed much hurt at the appearance  
of any suspicion ag<sup>t</sup> her, made a great noise - s<sup>t</sup> he must  
have lost it in the bed when he had shifted himself, and  
shook up the bed & searched all about it without effect -  
It was in the course of the night that he recollect<sup>d</sup> he had left his  
p<sup>t</sup> book in his hat on the table, and the flurry from his loss so  
much money was the cause at the time of prevent<sup>d</sup> from remember<sup>d</sup>  
immediately what he had done w<sup>t</sup> it - That there is an  
inner room from that in q<sup>t</sup> he ~~left~~ saw the P<sup>r</sup> in q<sup>t</sup> inner

room he shifted himself - am q<sup>r</sup> was Mr. Voyer who was  
travelling w<sup>t</sup> Mr. and Mr. Leean the landlords - the P<sup>r</sup> was  
going out and in to this room, but no other person than  
Mr saw - that W<sup>r</sup> had stepped out to the shop which is in the  
adjoining room, no person could have gone into room when  
his pckb. was without his seeing them - That he thinks  
there was no other table in the room but that one q<sup>r</sup> he had  
put his hat & pckb. & when he looked for his hat afterwards  
it had been removed from the table to a basket in the  
same room, and the supper things were put upon the  
table - did not see the hat put on the bed, nor did he  
miss his pckb. till he was preparing to go away - was  
in the shop while the supper things were put on the  
table & did not particularly attend to the P<sup>r</sup> but  
from the time he put down his hat & pckb. till the time  
he missed it, there was no person in that room except  
those he has named - That a day or two before the W<sup>r</sup>  
applied to W<sup>r</sup> for the loan of 4 dollars, q<sup>r</sup> he lent him - That  
there were upwards of a hundred of those bills in his pckb.  
at the time it belonged to him ~~& that~~ the greatest part of  
them was new <sup>in sheets</sup> and pack<sup>d</sup> up close - The pckb. was afterwards  
found on W<sup>r</sup> was told in the river below the fort of Chambly  
about a  $\frac{1}{4}$  mile distance from Mr. McLean's house -

That the Dr. was apprehended 2 days after, when she shewed  
between £30 & £40 in 10 dol. bills to the bailliff, but refused  
to give them up, or to give any account how she came by  
them -

x.

Is in the habit of being merry with his friends, when he can  
that he had drunk part of 3 bottles of porter that day with  
3 other persons at Mr. McLean's - That Mr. Voyer was w<sup>t</sup> Mr.  
when he went to Mr. Yule's, and returned with him to  
Mr. McLean's - Can swear that the p<sup>t</sup> book did not fall out  
of his breast on the road - Upon asking the Dr. if she had  
not seen his p<sup>t</sup> book, that he had put it on the table in his hat -  
she made a great noise in the house & told the W<sup>r</sup> that  
he had done w<sup>t</sup> it as he had done w<sup>t</sup> the two vouchers  
in money, left them at the Commissioner's - That the  
first reason he had to suspect the Dr. was her flurried  
manner in q<sup>t</sup> she app<sup>r</sup>. to search the bed when he spoke  
to her - and her being the only person who was in the  
room besides Mr. McLean & Mr. Voyer - That the Dr.  
returned the 4 dollars he lent her the day before he lost his  
p<sup>t</sup> book - That the next morn<sup>r</sup>. after the loss he got  
the crier of the place to advertise the loss of the p<sup>t</sup> book,  
the directions he gave to crier, were, that the p<sup>t</sup> book  
had been lost between Mr. Yule's & Mr. McLean's -

Joseph Voyer, st. in Royal Artillery - W<sup>r</sup>. Mr. Coates last W<sup>r</sup> was  
in Co. w<sup>t</sup> him on 26<sup>th</sup> Augt last at Chambly, at McYule's,  
when he settled acc<sup>t</sup> w<sup>t</sup> him & rec<sup>d</sup> a balanc<sup>e</sup> of about £100  
eff<sup>t</sup> he saw Coates put in a psbt b. and saw in psbt at time  
a number of army bills - went back to M<sup>r</sup> Coates house w<sup>t</sup>  
Coates - he app<sup>d</sup> then perfectly sober - That on coming to  
McLean's they went in by the shop, and from thence into a  
bed room, where he saw Coates take put his hat on the  
bed and he saw the psbt b. then in the hats There was a  
table in the room, but Coates did not put his hat on it.  
It is the same psbt b. now theron belongs to Coates - W<sup>r</sup>  
did not see Coates take any money out of the psbt book  
on the way from Yule<sup>t</sup>, - That soon after the W<sup>r</sup> went  
out of the bed room & sat w<sup>t</sup> M<sup>r</sup> McLean on the Counter  
in the shop, during q<sup>t</sup> time Coates might have put his hat  
on the table - That W<sup>r</sup> remained in the store all the time  
until the loss of the book was found out, & did not tell them  
whom into that room, she saw no other person go into that  
room but the O<sup>r</sup> who seemed to be preparing tea there.  
That Coates after changing his cloath<sup>s</sup> came into the shop  
about 10 or 12 minutes after W<sup>r</sup> First heard M<sup>r</sup> Coates  
mention the loss of his psbt b. news gone for his hat to take  
a walk w<sup>t</sup> W<sup>r</sup>, that W<sup>r</sup> went w<sup>t</sup> him into the room  
& searched but could find nothing of it - M<sup>r</sup> McLean also

also came in and the P<sup>r</sup> Coats with P. of sh<sup>t</sup> she had seen his p<sup>th</sup> - she denied having seen it - began to search for it - in the bed about the room, saying I am very sorry Mr Coats has lost his p<sup>th</sup> book - told him he might have left it somewhere else - That at same time the P<sup>r</sup> threw 5 or 6 bills on the Counter before Mr. McClean saying that was all the money she had, they app<sup>r</sup>. to be 10 dollar bills.

x<sup>o</sup>.

That about  $\frac{3}{4}$  of an hour or an hour after they went to Mr. McClean's they got supper there - That when Coates lost his book, he s<sup>d</sup> that he had lost it in the room & never that he had lost it on the road between Yule's & McClean's - that he sat on the Counter facing the bed-room & no person went into it except the P<sup>r</sup> till after the p<sup>th</sup> was lost -

John McClean. R. P. about two months was employ<sup>d</sup> by her as a cook, did not live in the house but had free access thence. Mr. Noye & Coates coming to his house one evening in Augt last - they passed thro' the store and went into a bed-room adjoin<sup>s</sup> - the house belongs to W<sup>r</sup> and his partner one McVey. The P<sup>r</sup> had a running ac<sup>t</sup> w<sup>t</sup> W<sup>r</sup> amount<sup>s</sup> to perhaps about £25 - qd she used to pay by small sums at different times - never saw her possessed of a large sum of money -

Grenans' aut. now shewen me by P<sup>r</sup> says that aut. commen<sup>d</sup>  
 about 3<sup>o</sup> Augt. & was concluded about 30<sup>c</sup> same moutte, &  
 amounts to £ 25. — She kept a Cantine in a small hut  
 adjoining his house, & purchased articles & liquors from W<sup>r</sup>—  
 That there is a man who comes occasionally to the house for  
 the purpose of cleaning boots, he is a soldier — thinks that  
 this man came that evng. for Mr Coates' boots, and also  
 brushed his coat — Thatt he must have gone into the  
 bed-room to get the Coat & boots, but does not recollect  
 havt seen him go ther —

Rody Chadwick, wife of James Chadwick of the Royal Artillery  
 lives at Chambly — H<sup>s</sup> P<sup>r</sup> who lives ther also — about a week  
 ago last Saturday she came to the W<sup>r</sup> <sup>inquire</sup> to take charge of her  
 house until she returned from Montreal, & to cook for Mr  
 McLean — At P<sup>r</sup> S<sup>r</sup> she w<sup>r</sup> give the W<sup>r</sup> the necessary money  
 to buy her necessaries until her return — She took her pocket  
 shewed a good many bills, but cannot say how many  
 There was a large bunch of them, but she cannot say  
 how many, she P<sup>r</sup> They were all ten dollar notes, & was  
 afraid she had no change — She put her hand in her  
 pocket and took out a 3 dol. bill qf. she gave her —  
 Rem. when the P<sup>r</sup> came back from Montreal, when  
 she saw P<sup>r</sup> have some bills and some gold —

When the P<sup>r</sup> returned from Montreal she brought back a variety of articles w<sup>t</sup> her and among other things a muff & tippet & fur caps.

Maria Clarke, wife of Clarke, furrier in Montreal - rembr. to have seen the P<sup>r</sup> at her store on Saturday before last, when she bought a muff & tippet sp? £8 - for it - in 3 ten dollar notes & ~~one~~ <sup>2</sup> two dollar note - The first P<sup>r</sup> 4 ten dol. note but as W<sup>r</sup> had not change, she took back one of them & gave a two doll. note -

Anne Fisher, lives at Chambly near M<sup>r</sup> McLean's - 111 P<sup>r</sup> for about 8 months - She keeps a small Cantine - by a little money may be made - has generally seen her have money, but not to any great extent - About 3 weeks ago the P<sup>r</sup> came to W<sup>r</sup> to change a 10 dol. note, q<sup>b</sup> she could not do, she then asked W<sup>r</sup> to give her a half dol. for a passer one q<sup>b</sup> W<sup>r</sup> did, upon that occasion she counted the money q<sup>b</sup> the P<sup>r</sup> held in her ~~pocket~~ hand rolled together, & they amounted to £47.5 in 10 dol. bills - does not rem. them to have heard that Mr. Foote had lost his job. w<sup>r</sup>. money in it - That some time ago - last Sunday was a week the P<sup>r</sup> came to borrow some pieces of gold q<sup>b</sup> the W<sup>r</sup> had, amounts to about 20 doll<sup>s</sup> and left her a watch in pledge for it saying, if you don't see your money again, there's the value of it - That it was before this time

time she saw the P: have the 247. 5 - the that P: had  
been in Montreal the day before -

James A. Dwight, a watchmaker in Montreal, rem. to have  
seen th P: at his shop about 10 days ago & sold her the  
watch now produced for 9<sup>1/2</sup> oh P: 11<sup>1/2</sup> 20 dollars, & as  
he thinks in ten doll. bills - that before that she also  
bought some other articles to the amount of 6 or 7 doll.

George Cartledge, artillery driver - last <sup>Friday or</sup> Saturday week, th  
P: came to Mr Simmon's at Lemprecil, where she  
showed a great many notes. she ask'd for a glass of brandy  
9<sup>1/2</sup> she got & on pay'd for it, she produced a fist book  
w<sup>th</sup> 9<sup>1/2</sup> he perceived a great many army bills, but cannot  
say how many. -

John Heddison - Corp<sup>t</sup> of arty Drivers has had P: for 12  
months or more —

Wm Knight, is a Lawyer, lives at Chambly - has had th  
P: 5 or 6 m<sup>o</sup> she kept a Cantine at Chambly for  
about 2 m<sup>o</sup> came to Montreal w<sup>th</sup> her last Saturday  
week -

Thomas McCord. The P: was brot. to the Police Office, upon her coming in she pulled out the money now produced, saying, she had been charged w<sup>t</sup>. Stealing money, that this was all the money she had, and that it was ~~her~~ own, the whole amounts to 138 dol<sup>l</sup>: in paper money & £7.15.3 in gold

34. 10  
George Degen. apprehended pris<sup>c</sup> d found upon her 14 ten doll bills & some pieces of

Peter McKelvey. Ms P: who usually kept a small Cantine at Chambly q<sup>t</sup> is a business where money may be gained - about nine days ago he saw in the poss. of the P: £50 - all in ten doll. bills - they app<sup>d</sup> some of them not to be much worn -

x<sup>2</sup>-

The W<sup>r</sup> was in the habit of selling spirits to the P: to the extent of 4 gall<sup>l</sup> a day, for nearly 3 months, that this sold in a Cantine might net a profit of 32/- a day. She also ~~bought~~<sup>brought</sup> other groceries upon q<sup>t</sup> she must have made some profit - She app<sup>d</sup> to be an industrious woman -

James Fraser, Merchant at Chambly. Ms P: for about 7 months past

In

In July last he gave her an order to get credit from John  
Yule & C<sup>o</sup> to the amount of about £4 - some shillings -

She told W. that her husband & her had had some quarrel  
and he had taken away all her money from her, & it was the  
reason he applied to the W<sup>r</sup>. Has heard that they had  
made up matters again & that he had returned her the  
money - Has always considered her an industrious  
woman, & thinks that she must have made more  
than £50 from the over & above at her Canteen

### Defense

Absalom ~~Fallam~~<sup>Fallam</sup> Ser<sup>t</sup> in Dragoons - R<sup>t</sup> P<sup>r</sup> who keeps  
a Canteen at Chambly, she must have made a good  
deal of money in this way from the number of people  
who frequented it - Has seen her at different  
times, particularly last winter with a great many  
Notes -

John Marshall, R<sup>t</sup> P<sup>r</sup> for 15 months - her husb<sup>d</sup> was Lieut<sup>t</sup>-  
Major in artillery might all be about 4/- per day - He  
thinks P<sup>r</sup> is an industrious woman, and makes money by  
a Canteen w<sup>t</sup> she keeps at Chambly, as she generally  
had a great deal of custom -

Objected by Counsel - The money not stolen from the dwelling house of McLean, but from the house of McWay and McLean - and £7. It was not such property as is protected by the Stat. & Campbell's can. 2 East - 644 -

22.

Verdict. Not Guilty

Friday 9<sup>th</sup> Sept<sup>r</sup> 1814

The King . . . }  
Alexandre Nadeau } On Indictment for Murder -  
Frank Domingue }

Absalom Vellum, serjt. in a troop of Dragoons - was quart<sup>d</sup> in April last at Chambly - on the 18<sup>th</sup> April he ~~left~~ <sup>W<sup>th</sup> the</sup> basin in a boat w<sup>t</sup> a serjt. & private of the Meuron Regt - a bombardier of the artillery & the deceased - their intention was to go a fish or to buy fish - they saw two Canadians fish - they st<sup>t</sup> sometime with them and bot. their fish - they then went to St. Blaise where they arriv<sup>d</sup> about mid-day, here they put out the serjt. of Meuron, the bombardier & the deceased, the other rem<sup>d</sup>. in the boat to row it up a strong current - ~~They~~ <sup>They</sup> carried the fish

fish, and the W<sup>r</sup> and the other man rowed the boat to a  
public house higher up where they ~~had agreed to wait for~~  
~~those who went by~~ — here they had some refreshment — saw 10  
or 12 carmen there — In the garden there were a number of  
Canadians firing at a mark, with ball — know that the  
d<sup>r</sup>. fired at the mark, but went into the garden where  
the people were firing — D<sup>r</sup> was sober at the time — When  
he first arrived at the inn, heard D<sup>r</sup> say, that he had  
met several Canadians on the road who had abused  
him, and threatened to take his fish from him — knew  
d<sup>r</sup> for about 3 months, consid<sup>r</sup> him a quiet peaceable  
man — When they went down to the boat to go away, they  
found that the D<sup>r</sup> was not of the party & they did not know  
what had become of him — On looking round the W<sup>r</sup>  
observ<sup>d</sup> the D<sup>r</sup> going up the hill, the W<sup>r</sup> run after him to  
call him back, the D<sup>r</sup> said he was going to get satisfaction  
of the people who had insulted him and wanted to take  
away his fish from him — It might be about 3 o'clock  
when they quitted the tavern when the W<sup>r</sup> went after  
the D<sup>r</sup> he observ<sup>d</sup> several people at a small distance  
in front of the d<sup>r</sup> shaking sticks, at him seeming to  
provoke him to advance — he went on quickly after  
the

d<sup>o</sup> and came up to the rear of a house where a number of people was assembled, one of whom had a musket in his hand, who laid hold of d<sup>o</sup> by the back of the neck at about two or three steps from a glass door in the back of the house here in obscur<sup>o</sup>. Three muskets present<sup>o</sup> thy persons in the house through broken panes of the glass door at the D<sup>o</sup>. Saw the two pris<sup>o</sup>n<sup>o</sup> there, each of whom had a musket thus present<sup>o</sup> at d<sup>o</sup> - he heard one of the P<sup>o</sup><sup>n</sup> <sup>Nadeau</sup> cry out "me shoot" - "me shoot" - at this time the d<sup>o</sup> was struggling w<sup>t</sup> W<sup>o</sup> to get into the house, the W<sup>o</sup> ans<sup>o</sup> to the person who d<sup>o</sup> me shoot me shoot - ~~why~~ why then shoot - and he had scarcely said the word, when three muskets were discharged and the d<sup>o</sup> fell down - the dece<sup>o</sup> had no arms of any kind, not even a stick - nor had the W<sup>o</sup> any arms - Is certain that the two P<sup>o</sup> fired their muskets, the third person he could not distinguish. Immediately after the discharge of the musket, the P<sup>o</sup> Nadeau took the handle from an ax & followed by the other P<sup>o</sup> & several others came out - they gave

several

several blows to the W<sup>r</sup> before he could get up, as well  
as to the d<sup>r</sup>. who was then lying on the ground - The  
W<sup>r</sup> want<sup>d</sup> to speak, but they w<sup>t</sup> not allow him - It  
app<sup>d</sup> that the D<sup>r</sup> was wounded in the thigh, w<sup>t</sup> small shot  
but being nigh the charge went through the thigh - he  
saw a woman w<sup>t</sup> an apron q<sup>t</sup> he want<sup>d</sup> to pt to tie up  
the thigh, but the people in the house w<sup>t</sup> not let him  
take it - The W<sup>r</sup> then tied a hkp which had round the wound  
There wen several carts at the door, one of q<sup>t</sup> W<sup>r</sup> wanted to  
take one of them to carry the D<sup>r</sup> down to the boat, but  
they refused - as well as sundry militia men who were  
in the house, who refused to give any assistance - The W<sup>r</sup>  
then took up the d<sup>r</sup> in order to carry him into the house  
and had got up two steps toward the door when a stout  
man came out & pulled W<sup>r</sup> & D<sup>r</sup> down again & w<sup>t</sup> not allow  
him to enter - This man W<sup>r</sup> saw had a stick in his hand.  
The W<sup>r</sup> & the d<sup>r</sup> had both their usual fatigie dressers on -  
That W<sup>r</sup> when he got up, saw the bombardier & Capt. of engineers  
advancing, when W<sup>r</sup> call<sup>d</sup> out to him that his gunner had been  
shot, but the people who were at the end of the house  
threatened them w<sup>t</sup> their muskets, if they advanced  
to shoot them - This prevent<sup>d</sup> these men from advancing

Jr.

for some time - when the Supt & bombardier came up,  
the Supt. went into the house, and being able to speak  
French, he askt. the people for what reason they had shot  
the man, they imm. kn. him down & drove him out -  
the d<sup>o</sup>. was crying out for some place to be put in as  
he was dying - the W<sup>r</sup>. again attempt<sup>d</sup>. to get one of the  
Carts, when he got a blow on the arm, & the people  
seemed to make game of the W<sup>r</sup>. & of de<sup>d</sup>. - There  
was a kind of small work shop, on the opposite side  
of the road where they were carrying the d<sup>o</sup>. but the  
P<sup>r</sup>. got over the fence of the garden & w<sup>t</sup>. their sticks  
wished to prevent them from going there, but the  
W<sup>r</sup>. push<sup>d</sup>. them aside, forced the door open and  
with the assistance of the last other men they laid  
the d<sup>o</sup>. on the Shavings - the W<sup>r</sup>. then eng<sup>d</sup>. for a  
D<sup>r</sup>. and at the time a medical man who resdy  
near the place happ<sup>d</sup>. to be passing, the W<sup>r</sup>. told him  
g<sup>t</sup>. had happ<sup>d</sup> he came to the door of the place where  
the man was lying, looked at him, & t<sup>d</sup> they must carry  
him to Dr. Stuart at Chambly, refused to give  
any assistance - a Supt. of Mil. then came up - they  
got

got a cart, and they carried the d<sup>r</sup> on board the boat  
where the D<sup>r</sup> died about five minutes after -

X

None of the party had any arms with them - that none of the party sold or exchanged a musket that day for fish - That the house where the man was shot was distant from that where they landed was upwards of 200 yards - No other person than Mr. Full<sup>r</sup> the d<sup>r</sup>. when he went off to go to the house in order to get satisfaction as he s<sup>p</sup>. - the D<sup>r</sup> had at the time no musket nor any other weapon in his hand - The W<sup>r</sup> had no stick in his hand until after the d<sup>r</sup> was shot - That W<sup>r</sup> did not see the d<sup>r</sup> give any blow on the road to the big stout man of whom he has spoken - the W<sup>r</sup> struck this man w<sup>t</sup> a stick but this was after the shot - no blows were given until after he came to the house - There was a window in the gable end of the house facing the road - That the D<sup>r</sup> <sup>had not time to</sup> did not go to that window, nor break it with a stick or musket - That D<sup>r</sup> had not time to get to the door as W<sup>r</sup> caught hold of him before he could get there, nor did the d<sup>r</sup> nor the W<sup>r</sup> break any of the glass of that door, he observed there were some broken panes of glass in it when they came up - he could clearly distinguish the persons who were on the inside - is sure there were more than 20 persons in the house, - he saw no

<sup>a number of people, he thinks,</sup>

person on the outside present any gun or musket at that door -

Fred<sup>k</sup> Damien Hunter, Supt. in the Meuron Regt. 10. last we was  
quar<sup>t</sup>. at Chambly in April last. went w<sup>t</sup>. Supt. Vellum & three other  
persons in a boat from Chambly, the others were, Supt. John Marshall  
of R. Arty. Louis Fiffet of Meuron Regt - and one Crossgrey  
of Royal Art<sup>t</sup>. It was about 7 O'Clock in the morn<sup>s</sup>. when they  
set out on the 18<sup>th</sup> April last - behind an Island they found  
~~some men~~ <sup>two men</sup> fishins, none of the party had any arms of any  
kind - the 10<sup>th</sup> ~~the~~ <sup>the</sup> dec<sup>th</sup> purc<sup>h</sup> fish from those men, and  
p<sup>d</sup> for them in money - the party then crossed over to Pt. Oliver -  
here the 11<sup>th</sup> Supt. Marshall left the boat went into a house  
to buy some ribbon, the other three men took the boat to a point  
near an inn of the 11<sup>th</sup> & Marshall walked thare - they all  
went into the Cantine to get some refreshment, they st<sup>t</sup>. there  
about two hours - there were many people there - the Dr<sup>o</sup> amused  
himself there in firing at a mark with some of the Habitans -  
Supt. Vellum sent him to look for the fish of they had left in  
the boat - the Dr<sup>o</sup> only brok<sup>t</sup> a part of the fish - on this he  
heard it obsr<sup>v</sup>ed by Vellum that the dec<sup>th</sup> had had some difficulty  
w<sup>t</sup>. the Habitans - The 10<sup>th</sup> remained alone in the room for some  
time, when Supt. Vellum came back & said that a man had  
been wounded - The 10<sup>th</sup> went off alone to the house, when the  
Dr<sup>o</sup> had been wounded - when he came up he saw Supt  
Vellum

w. the d<sup>o</sup>. about two paces from the steps of the door where he lay - He demanded assistance for the decd<sup>o</sup>, and went into the house for this purpose, but they pushed him out & knocked over the steps of the door and refused every assistance to the deceased That the D<sup>o</sup>. of the place was call<sup>d</sup>. to give his assistance, but he refused to look at the wounded man - Saw the 2 P<sup>rs</sup> outside of the House, one of whom Domingue had a stick in his hand saw no person with arms or bayonets in the house, of wh<sup>ch</sup> he did not take particular notice - That neither Serv<sup>t</sup> Nellum, nor the d<sup>o</sup>. had any stick or arms - That one Trudeau struck the W<sup>r</sup>. as he was going into the house to enquire for assistance, whence he went in, he was pushed out again - They carried the D<sup>o</sup>. to a small work shop on the other side of the road, where followed by the P<sup>rs</sup>. but it did not appear that they meant to make any resistance - They carried the D<sup>o</sup>. on board the boat, where he died a few minutes after -

x-

Did not sell nor exchange any musket with the fishermen for the fish qt. were sold to W<sup>r</sup>. & D<sup>o</sup> - That D<sup>o</sup>. had amused himself in fish at a marsh w<sup>t</sup>/hab. about  $\frac{1}{2}$  hour - Saw no liquor carried to the people who were thus amusing themselves - That the boat might be distant from the place where the man was wound might be about a mile, the boat was distant from the fountain about 40 paces - That the door of Trudeau, when the D<sup>o</sup>. was

wounded is half wood, half glass -

Louis Friegut<sup>t</sup> has objected to speak any but the German language  
one John Spatz was sworn to interpret - says, that on the  
18<sup>th</sup> April last he was quart<sup>t</sup> at Chambly - went in a boat  
on that day w<sup>t</sup> Sgt. Vellum, Sgt. Hunter, John Marshall  
and one Crossgrey to buy fish --

John Marshall, acts Sgt. in the Artillery - Re. Sgt. Vellum, Sgt.  
Hunter, & Tucker & knew R<sup>t</sup> Crossgrey - was quart<sup>t</sup> at Chambly  
in April last - On the 18<sup>th</sup> of that month, he went on a party  
w<sup>t</sup>, 5<sup>o</sup> persons in a boat - They set out about 7 o'clock in the  
morning - object was to get fish - It had no arms of any kind -  
nor any of the party - They crossed basin toward an Island  
when they found a man who had fish in reservoir - Sgt. Hunter  
and decess<sup>r</sup> purchased some & he thinks paid for them in  
money - is sure there was no gun given for them as they had  
none in the boat - They crossed over to the other side - W. went  
ashore w<sup>t</sup> Sgt. Hunter to purchase some ribbon at a store there,  
~~had~~ <sup>for</sup> a small sum before - and the other two men went  
up to an inn higher up the River w<sup>t</sup> the boat, while the W. &  
Hunter went there on foot - They had some refreshment there -  
The d<sup>r</sup> when he came in 5<sup>o</sup> he had been ill-used by the  
Canadians, and wanted to take his fish from him <sup>that he may have satisfaction for it</sup> - he  
bro<sup>t</sup> down fish w<sup>t</sup> him q<sup>t</sup> he being upon a nail near the door.

Heard a firing out doors, the Dr<sup>r</sup> went out and remained along w<sup>t</sup>. the people who were firing, as he understood at a mark. The party then proceeded to the boat to return him, & some one obser<sup>d</sup> that the Dr<sup>r</sup> was missing - upon this Supt. Vellum run after him - The W<sup>r</sup>. foll<sup>d</sup>. at some distance saw Supt. Vellum turn round the house in front of them and called out to the W<sup>r</sup>. who was at some distance that one of his men was wounded - As W<sup>r</sup>. approach<sup>d</sup> the house he perce<sup>d</sup> a number of people at a window or the inside of the house w<sup>t</sup>. muskets in their hands. The W<sup>r</sup>. was afraid to advance, but shew<sup>s</sup> the people that he had no arms or weapon in his hand, when at the distance of 20 or 30 yards - went close up to the windows, & if any of them could speak English, they told him entend pas, mais marche donc. went then round the house when he found the Dr<sup>r</sup> lying on the ground wounded on the left thigh - the wound<sup>d</sup> man call<sup>d</sup> to W<sup>r</sup>. to get him assistance <sup>to get him into a house & get him a doctor</sup> and be w<sup>t</sup>. do well yet - upon this the W<sup>r</sup>. went up the steps of the door to enter the house, he then obser<sup>d</sup> that they had laid aside their arms, but the people in the house pushed him down the steps again - He then ask<sup>d</sup> when the doctor the Capt<sup>r</sup> of militia a Supt. of Milicia were to be found - no person w<sup>t</sup>. tell him - Saw the Dr<sup>r</sup>

Nadeau there - That Villum and 2 others took up the dr.  
to carry him into a smale house on the other side of the road  
when the P. P. Nadeau took up the handle of a hatchet, jumped  
over the picketing so as to get before them & as it app<sup>d</sup>. to prevent  
them from going thare - They however car<sup>d</sup> the body there  
and laid him upon some shavings of wood - <sup>the</sup>  
Doct. was calle<sup>d</sup> who look<sup>d</sup> at the man & s<sup>d</sup> they must take  
him to Chambly, that he could do nothing for him - They  
then carried the dr. to the boat - and he died there before  
they arrived at Chambly - Thinks he died from that  
wound -

Louis Fricker being again bro<sup>t</sup> free<sup>d</sup> and William Kinsler  
sworn as Interpreter, ~~testifies~~ his evidence, and says -  
they set off about seven o'clock in the morn<sup>g</sup> - they had  
neither of them any arms - they purchas<sup>d</sup> fish - Supt. Hunter  
bro<sup>t</sup> some alone, as he thinks - They afterwards went to P<sup>le</sup>  
Olivier went into a Cantine - they had some refreshment ther<sup>e</sup>  
while there he saw the habitans with a Musket - That  
when the party went back to the boat to return home, the  
dr. set off running, and Supt. Villum after him - Soon after  
they heard a musket discharged - They then set out to see  
what was the matter, & went up to a house at some  
distance where they saw that Crossgray had been wounded.

They

they took him and carried him into a small house on the opposite side of the road - he saw none of the people in the house have any arms - that they all arrived 5 or 6 minutes after he heard the report of the musket - saw no resistance made by any of the people there -

John Bowes Soldier in the Meuron Regt was quart<sup>r</sup>. at Chambly in April last - He Serjt. Vellum by sight - He Capt Hunter & Friger, Supt Marshall also - on the 18<sup>th</sup> April last, he was on Sentry, and saw three men & another who was killed, set off in a boat across the basin of Chambly - none of them had any arms -

John Ratley, Soldier in Artillery, was quart<sup>r</sup>. at Chambly in April, saw Capt Kellum, Supt Marshall, Supt Hunter, & private Friger go out of the gate of the Fort of Chambly on the morning of the 18<sup>th</sup> April last without arms - Knew Cross grey who was killed he was a quiet good man & a good soldier -

Joseph Bourgeois, militia man in the 8<sup>th</sup> Batt<sup>n</sup> 1<sup>st</sup> Regt In the month of April last on the 18<sup>th</sup> he was in the house of one Trudeau with the pris' - at Pointe Olivier - He saw the P<sup>r</sup> Nadeau take a musket and fire it at an <sup>artillery</sup> Soldier through a pannel of the door

door wh<sup>t</sup> the soldier had broke - The soldier fell - The  
soldier had broken <sup>before this</sup> the door with the butt end of the musket,  
the Mr. was in the house, and saw what passed - That  
five or six men came up to the house and were going round  
it, when one them attempted to get in, & broke ~~the~~ door w<sup>t</sup>  
his musket, it was then that Trudeau took up the musket  
and fire it - That before this they had attempt<sup>d</sup> to get into  
another house adjoining & Mr Trudeau went to the assistance  
of the people in the house, and was much beat by some  
soldiers of artillery who beat him w<sup>t</sup> sticks - Mr. saw  
the marks of the blows and the blood running from them -  
Thinks the door thro' g<sup>f</sup> Trudeau fired was not a glazed  
door, is at all events certain that there were no broken glass  
in it -

x<sup>o</sup>-

Understood that Trudeau is father in law of Nadeau  
Mr. was called for w<sup>t</sup> 3 or 4 others to assist Mr Trudeau  
who had been attacked by some soldiers - Saw that  
Trudeau had been ill-used by them - after they went into the  
house the wounds in Trudeau's head were washed & cleaned  
saw much blood on his shirt - Saw the 4 or 5 soldiers  
coming in great haste towards Trudeau's house - he who  
was afterward wounded, was in advance of the others

and

and had a musket in his hand, and the other had sticks  
that he who was in advance broke in the sash of the window  
in the guard room of the house w<sup>t</sup> a stroke of his musket  
in consequence of q<sup>t</sup> 10 or 12 panes of glass were broken -  
the same soldier afterwards went round the house to  
the door, when Mr. heard 2 or 3 reports of a musket,  
that the P<sup>r</sup> Domingue then held the door to prevent  
the soldier from entering - Several blows were given  
by the soldier on the door with the butt end of his  
musket some of the panes broken in, the soldier  
then thrust ~~in~~ the end of his musket into the  
house and seemed to have bent one knee on the  
ground as if to fire into the house - the room  
in q<sup>t</sup> the people were was small and many people  
in it, had the soldier fired his musket into it  
it is probable he w<sup>t</sup> have wounded some of the people  
in the house and certainly Mr. Nadeau - it was  
upon this that Nadeau put out his musket &  
fired it - at the beginning of the fray, there were  
several women in the house, who were so alarmed

run and hide themselves in the cellar, the other  
persons in the house also were much frightened -  
the W<sup>r</sup> had no arms, nor had any of the other of the  
militia men who were with him -

### Defence.

Louis Trudeau lives at P<sup>r</sup>. Olivier, the father in law of P<sup>r</sup>. Nadeau  
who lives in same house w<sup>t</sup>. W<sup>r</sup> the W<sup>r</sup> married to mother  
of Nadeau - On the 18<sup>th</sup> April last, he had gone to  
sleep in his house - his daughter in law sent to acquaint  
him that three men were searching about the house  
he went there and found, 2 Sergeants and a corporal  
a Sergeant of Dragoons, a Sergeant of Meuron Rgt. and  
Corporal of Artillery - two Srgts. had sticks in their hands  
the Corp<sup>t</sup> had none - he came to the house and was  
immediately attacked & beat by them men - he then  
attempted to retire in order to get back again, on the  
way he percev<sup>d</sup> some militia men coming from on board  
a gablotte ~~to~~ when he return<sup>d</sup> to his house he had his  
wounds exam<sup>d</sup> - Soon after he was informed that the  
soldiers were coming back again to his house, he looked  
out and saw 5 or 6 soldiers, among whom were the  
three who had ill-used him before and one of them  
had

had a musket, the rest had sticks - he who had the musket gave three strokes w<sup>t</sup>. in the gable window and broke it in - he put his musket thro' the window as if he meant to fire, but afterwards withdraws it - he then went to the door of the house, q<sup>t</sup>. is a door w<sup>t</sup> jambles, and not a glass door, the same man gave three strokes with his musket in the door the last of q<sup>t</sup> stone in one of the jambles, this was done with the barrel end of the musket - the P<sup>r</sup> Domingue was there, the 5 militia men who came from the Schooner, there were several women also in the house besides his servants - the same man thrust his musket through the broken jamble, and bent himself down as if to fire into the house, q<sup>t</sup>. if he had done he must have killed a wounded some person in the house - Nadeau's musket & that of the Soldier crams each other in the door - there were no man shot fired in the house but that fired by Nadeau -

After the Soldier was wounded his musket was taken up and carried into the house - it was a Soldier's musket q<sup>t</sup> app'd. to old and rusty & had no bayonet -

Marie Eliz<sup>b</sup>. Barre<sup>l</sup>, wife of L<sup>e</sup>. Trudeau, last wit<sup>o</sup> and mother of the P<sup>r</sup> Nadeau - Has a knowledge that on the

Apart last, her daughter sent to require the assistance of  
Dr Sondean to assist her as she had been insulted by  
some Soldiers - he went there - and Mr. saw the three  
Soldiers at th. house of her daughter - saw the Soldiers  
give her husband several blows - He was then distant  
about an acre - her husband attempted to come back  
but th. Soldiers still cont<sup>d</sup>. to strike at him - th.  
sent for some militia men on board of a Schooner -  
~~they~~ they came nearly at same time her husband arrived  
he had several marks & wounds upon him & was covered  
with blood - That soon after they saw 5 or 6  
Soldiers coming towards the house, and one of them  
with a musket gave them blows in th. back of  
the window wh<sup>t</sup> burst it open and broke eleven panes  
of glass - the other Soldiers had sticks done had  
the end of a trail - th. Soldier who had the musket  
went round to the door, the door is not a glass door  
but a panel door - heard three strokes given in  
the door, g<sup>t</sup> burst in ~~one~~ of the panels of the door  
and th. We heard a musket snap twice - The  
people

people in the house were much frightened - saw the Dr  
Fran<sup>s</sup> Dominguo who held the door, but had no gun  
nor stick - that only one musket was fired from the  
house -

Emilie Lagus. Same evidence. —

Berth<sup>i</sup>. Morin 5<sup>th</sup> Battalion of Militia same evidence -  
adds - that he saw the musket of the soldier when thrust  
into the house, was cocked - Saw the soldiers musket  
afterwards at house of Mr Peltz at Chambly when it  
was unloaded, the charge consisted of powder & about as  
many slugs, as a man could hold in the hollow of  
his hand. —

Pierre Huot of Chambly. — On the 18<sup>th</sup> April last 5 soldiers  
came to his house from the Fort in a boat, some  
of whom were clothed like artillery men & some as  
Dragoons - he sold them fish & a duck - they had  
two muskets with them and fired at a mark  
for some time - They proposed to hire the Wit<sup>o</sup>'s net  
of he refused - he purchased a musket from one  
of them who was an artillery man, but who could not  
speak French as the Capt<sup>t</sup> of the Meuron's served as  
interpreter - when they went away from the house

W<sup>t</sup> they had the other musket along with them - Mr Potts the Justice of peace sent for the musket by a Sergeant of Militia. - Gives a good character to P<sup>r</sup> Domingue

David Lutkin. Mchtl. living at Chambly, K<sup>e</sup> Nadeau p<sup>r</sup> for 10 or 12 years - gives him a good character -

Charles Massy. Capt. de Milice of P<sup>r</sup> Olivier. K<sup>e</sup> Pr<sup>r</sup> since their infancy - good character -

Simon Fraser lives at P<sup>r</sup> Olivier - he was at the examination of the evidence taken at Mr Potts on this prosecution - he carried the musket q<sup>b</sup> he found in Mr Trudeau's house to Mr Pott's - Gives a good character to P<sup>r</sup>

Pierre Osty & Domingue. Capt. Militia P<sup>r</sup> Olivier - Gives good character to P<sup>r</sup> Nadeau. -

Verdict. Not Guilty.

Saturday 10<sup>th</sup> Sept<sup>r</sup>. 1814

The King }  
Sam: White }

Ludt -  
Fine 20/-

March Term 1815.

Wednesday 1<sup>st</sup> March 1815.

Thursday 2<sup>d</sup> March 1815.

Friday 3<sup>r</sup> March 1815.

The King.

Franc<sup>s</sup> Roi

The King -

Guy<sup>e</sup> B. Radf<sup>n</sup>

Thomas Radford

An cross. bill of indictment for  
an assault on Radford in the execution  
of his office, also for a com. assault on  
Roi -

Guy<sup>e</sup> Owen Radford, sworn, says, that he is  
keeper of the Com. Gaol in the district of Montreal - On  
the 3<sup>d</sup> June last Mr Doff<sup>t</sup> came to the prison & called  
for one Robt. Rawdale, a debtor, the s<sup>th</sup> Roi was with  
another man & the W<sup>r</sup> directed them to Rawdale, in a room  
up stairs - the s<sup>th</sup> Roi st<sup>d</sup> about 3/4 or an hour w<sup>r</sup>. Rawdale  
a man came down & directed W<sup>r</sup> to look after the s<sup>th</sup> Roi to  
see what was passing, he sent up his daughter who came down  
crying ds<sup>r</sup> she had heard s<sup>th</sup> Roi call him the W<sup>r</sup> -

d - D. rascal - upon Roi's coming down the W<sup>r</sup> called  
Roi, how he came to call him a dam'd rascal, the S<sup>r</sup>. Roi  
seized him by the throat saying you are a D - D rascal &  
a D - D Scoundrel & struck ~~W<sup>r</sup>~~<sup>W<sup>r</sup></sup> w<sup>t</sup> his foot in the skin  
a severe blow - the W<sup>r</sup> had his spectacles on & a pen in his  
hand, the W<sup>r</sup> warded off the blow in the best way he could  
and ordered the S<sup>r</sup> Roi out of the Gaol, but he refused, when  
the son of the W<sup>r</sup> came up & ordered also out of the gaol  
the Roi also refused and got hold of a saw with g<sup>f</sup> he struck  
the son of the W<sup>r</sup> & run into a corner to remain with a view  
to put the W<sup>r</sup> & his son at defiance - that after he had  
given several blows to the W<sup>r</sup> they succeeded in putting S<sup>r</sup>  
Roi out of the gaol -

X<sup>r</sup>-

That when Roi came down the W<sup>r</sup> once was not seen by  
W<sup>r</sup> but heard him call out to Roi, why do you strike my  
father - That before either W<sup>r</sup> or his son touched Roi, he Roi  
had called the W<sup>r</sup>

Thomas or even Raoford, son of late W<sup>r</sup> was assist. Gaoler in  
June last, on 3<sup>r</sup>. June last, saw Roi at the Gaol - When  
Roi was coming down stairs, the W<sup>r</sup> father went to meet him  
he had a pen in his right hand had his spectacles on, as  
he got up from a writing table - the W<sup>r</sup> father enstee

Roi

Roi and asked him w<sup>t</sup>. his name was - heard him say it  
was Roi - he then asked him why he had called him  
a d—d rascal - Roi ans<sup>d</sup>. so you are a d—d rascal  
why did you send up your child after me to see what I was  
about - That he saw Roi make a dart at Rauford, & he  
thought to seize him by the Collar, as he could not clearly  
distinguish being behind his father - saw Roi's leg up  
in the act of kicking his father - Mr Rauford went then  
to turn the s<sup>r</sup> Roi out but he refused & run into another  
apartment -

#### Defence

Joseph Lemoine de Martigny - went to the Gaol w<sup>t</sup>. Roi in beg<sup>d</sup> of  
June last - the w<sup>t</sup>. went to see the Gaol & Roi went to  
carry the Speculator, a newspaper to Mr Randall - the  
conversation between Roi & Randall was on the ill-treatment  
he rec'd. from Mr Rauford the Gaoler - while conversing there  
~~the~~ a little girl came up to them, upon q<sup>s</sup> Randall asked  
her what she wanted, upon this Roi s<sup>r</sup>. if it possible that  
Rauford can be such a rascal as to suspect me to be guilty of  
any improper conduct - The girl then upon this went off -  
the Mr. & Roi came down together - when he came down he  
saw Rauford who asked him what bro<sup>t</sup>. him then s<sup>r</sup>. he came

to see the gaol - Roi was behind the Mr. That Mr. walked out, and the door was shut after him - That Radford must have seen that Roi was also about coming out - That upon seeing Roi come down Radford went up to him, & the Mr. heard some noise, and he observed Roi in the act of <sup>the first</sup> snapping from the hands of Radford - That Radford went up <sup>a</sup> to Roi to lay hold of <sup>his</sup> w<sup>t</sup>. his two hands, & Roi was then perfectly quiet - That

Joseph Nicholas - On the 3<sup>d</sup> June last was a P<sup>r</sup> in the Gaol, when a scuffle ensued between Mr Roi & the 2 Radfords - That upon hearing a noise he went to see what was the matter heard young Radford call out several times, what right have you to call my father a d—d rascal, immediately struck Roi a blow somewhere in the face - Roi then ran into a room where a quantity of Irons was kept - That it might be about  $\frac{1}{2}$  a minute after he heard the noise before he could distinguish clearly what was passing, nor could he see the foot of the stairs w<sup>t</sup> Roi was descending -

Albert S. Oddel was at the Gaol door when dispute hap<sup>p</sup> between Roi & the Radfords in June last - saw a colledge boy precede Roi on the Stair coming down - Radford then came up to Roi who foll<sup>d</sup>. I asked him why he called him a Rascal

the W<sup>t</sup> did not hear Roi's answer, that Raofid repeated the question, but we could not say what he said - and immediately gave a blow to Roi somewhere about the head or shoulders - before this we did not see Roi lift his hand to strike Raofid, I think that he must have seen it, had it been the case - that upon this young Raofid ran up to Roi and asked him why he had called his father a don<sup>r</sup>? Rascal & gave him a blow immediately - that it appeared that Roi wished to defend himself & not to injure the Raofids

Evidence closed on first indictment

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Frank Roi - That in June last he had occasion to go to the Gaol to see one Randall a prisoner there - while there one of Raofid's girls came up, & either he or Randall asked the girl what brot her there, she<sup>s</sup> - I was to see what passed, the W<sup>t</sup> then observed, is it pos. that Raofid can be such a rascal to suppose I come here for any bad purpose - that about  $\frac{1}{4}$  hour after the W<sup>t</sup> & Martigny came down stairs, Martigny being the first, he opened the door went out, the W<sup>t</sup> was on the point of following when Raofid stepped in between him & the door, locked it & took out the key - he then asked the W<sup>t</sup> if he had

called

called him d—d rascal, he said, yes — upon this Radford  
laid hold of him — and his Son came up and gave him  
several blows, — That he remained in this state some time  
till Mr Lefebvre came up and caused the door to be opened  
& let him out — That young Radford struck Mr before  
he did him any injury, as he meant only to defend himself  
from the blows — does not recollect whether Radford had  
a pen in his mouth or had his spectacles on at the time —

Verdict — ~~Roi~~, Not Guilty  
~~Radford~~ — Guilty —

The King.  
or  
Bryan Gallagher }

{ On trial of Indictment for Grand  
Larceny.

James Scofield, lives at Cornwall in N.P. Canada  
keeps a retail shop there — Was in Montreal about the  
15<sup>th</sup>. Feby. last and lodg'd at the house of one Tennyman —  
had a red morocco pocket book in it. was 2 army bills  
of \$20 twenty five dollars each, the book he put into  
the pocket of his surtout coat, & thinks, he observed the  
notes were in it about 3 o'clock in the afternoon —  
When he came to Tennyman's about 7 o'clock in the  
evening he threw off his great coat in the common sitting  
Room where all the boarders & people of the house have access

on a table left it there all night - next morn<sup>g</sup>. when he came into the room he saw the pocket book on the floor, and on exam<sup>s</sup> it found the two notes had been taken ~~it~~ out of it - That upon search made the notes were found in an old pair of stockings in the bed room where the P<sup>r</sup> sleeps - The P<sup>r</sup> acknowledged the stockings to be his, but denied all knowledge of the notes -

Jean Marie Mondelet. Just. Peace - re<sup>d</sup> I kept the bills in question till this moment -

Robert Terreyman. No wt<sup>r</sup>? Scofield - lives in Montreal and keeps a lodging house - Scofield lodged in his house on 15 Feby. last - nothing w<sup>t</sup>. was called up by him to acquaint him that 2 Army bills had been stolen from him & that the Servants were suspected of it - They made search for them & found them in an old pair of stockings belong<sup>s</sup> to the P<sup>r</sup> who acknowledged that the stockings were his but denied all knowledge of the bills -

Elizabeth Boyce. Pamford, is a servant at Mr Terreyman's  
~~same evidence~~

Nerdit Not Guilty -

Tuesday 7<sup>th</sup> March 1815.

The King.  
Simon Dancartier  
J. D. Dancartier

On Indictment for sheep stealing —

Joseph Lavoie, lives at Blanfiedie, — on the 24<sup>th</sup> Oct<sup>r</sup>. last, he lost three ewes out of his flock — on the 25<sup>th</sup> he went to the Office of the Meunier to enquire about them, he gave him 2 men to find the sheep, they went to house of Mr Dancartier the P<sup>r</sup>. In the garret found several halfs of sheep lately killed & badly done up, the woman said, she had got it from her Sister — went to Garneau, where they found some mutton lately salted also some suet — the man was not at home, but the woman said her husband had bought it —

Joseph Whitney, Sergeant in the Meunier Rgt — on the even<sup>s</sup> of the 28<sup>th</sup> he went w<sup>t</sup> some habitants to the house of the Dr<sup>r</sup> and there in a hole behind the house found a sheep skin w<sup>t</sup> some meat, seemingly concealed there —

Francois Garneau — that last face the P<sup>r</sup> Simon Dancartier & brother Dancartier, came to the house of Mr<sup>r</sup> and enticed him to go & steal sheep w<sup>t</sup> them, they went to a field and laid hold of three sheep, q<sup>c</sup> they killed & skinned on the place and,

brought the carcasses home w<sup>t</sup>. them - th<sup>t</sup> w<sup>t</sup> hid his sheep  
near his house, & Michel & Simon concealed theirs in the  
house of Dr B<sup>c</sup> Lancastier the father of Simon Lancastier -

x.

Marie Anne Daunay, wife of Frans. Garcean, on the even<sup>r</sup>. of the  
25 Oct. Simon & Michel came to the house & took away  
her hub<sup>r</sup>. w<sup>t</sup> them saying they were going to see

Constant Cartier - Capt. Mil. ~~was present at the~~ known works

Godefroi Giroux - M<sup>c</sup> B<sup>c</sup>. Lancastier - found a sheep skin  
in a well near the house of B<sup>c</sup>. Lancastier on the  
25 Oct. last, where they went by information of the  
wife of Garcean -

Verdict. Not Guilty -

The King } on Indictment for horse stealing -  
Dan<sup>c</sup> Emanuel }

Donald McLeod, an off<sup>r</sup> of the Medical Staff - th<sup>t</sup>  
P<sup>r</sup>. was serv<sup>t</sup> to the assist<sup>r</sup> of Mr who levied w<sup>t</sup> Mr in  
August last - In that month M<sup>r</sup> was poss<sup>r</sup> of a  
black gelding, 9<sup>t</sup> in value at £20 - had also a

Saddle

Saddle, he values at 20/- and a bridle 10/- — The horse, saddle  
and bridle were put in charge of the P<sup>r</sup> at Quebec to bring them  
up here, as the W<sup>r</sup> came up by the steam boat — the W<sup>r</sup> having  
arrived, and finding that the P<sup>r</sup> did not follow w<sup>t</sup> the horse  
according to directions, he gave a description of him at the Police  
Office of the horse — he was arrested in Montreal — the  
P<sup>r</sup> at first told W<sup>r</sup> that the horse had died, but afterwards  
acknowledged that he had sold the horse

Gabriel Vaillant lives at Lassumption — that the P<sup>r</sup> sold him a  
black horse last fall with a bridle & saddle & for wh<sup>t</sup> he  
paid him £11.15 <sup>+ 9/- from the saddle bridle</sup> — he told W<sup>r</sup> that he had the horse from  
one of his brothers & had bro<sup>t</sup> him from Quebec with him —  
that the horse he so purchased he has now shewn to first  
workness —

Donald M<sup>c</sup>Leod being again produced says, that the horse shewn  
to him by Vaillant, is his property — believes also the saddle  
& bridle to be the same as that he lost —

Joseph Perrault — tavernekeeper in Montreal — rem<sup>i</sup>. to have seen the  
P<sup>r</sup> last sum<sup>r</sup> at his house with a black horse, the same  
now shewn to M<sup>c</sup>Leod by Vaillant — was present when  
P<sup>r</sup> sold the horse to Vaillant & lent the latter the money to  
pay for it — Vaillant at same time purch<sup>d</sup> a bridle &  
saddle from P<sup>r</sup>

Verdict. Guilty —

Wednesday 8<sup>th</sup> March 1815.

The King  
" Julie D'eronne Ferrier

} On trial of Indictment for Murder.

John Farver. Clerk in the Police office - In the month of Nov<sup>r</sup> about 9<sup>th</sup> last one Leduc applied at the Police office for a permission to buy arsenic to kill rats q<sup>t</sup> he had in his house, q<sup>t</sup> permission the W<sup>r</sup> given to Leduc by orders of Mr. Mondelet - Thinks that the permission was addressed to Dr. Laedel - That y<sup>r</sup> 8 days after he asked Leduc if he had killed his rats, he answered he had killed them all - That he has been Clerk in the Police office up<sup>d</sup> of 2 $\frac{1}{2}$  years - during w<sup>t</sup> time he never knew of such permission having been given at the Police Office. -

X

That Leduc made no mystery about asking the permission for the poison. -

Joseph Nicols - 15 years old - apprentice to Mr Lyman apothecary in Montreal - Is John Jones a Clerk in the same shop - there is also one Dame Heed who is employ<sup>d</sup> in it - That the W<sup>r</sup> Mrs Heed generally make up the medicine called for - sells poison in the Shop - sometimes with permission - to persons of decent appearance - Does not know the P<sup>r</sup> cannot say whether he ever saw her before or not - That about

the 30<sup>t</sup>. Nov: last a ~~person~~<sup>man</sup> came to the shop w<sup>t</sup> a permission  
signed. John Tarver - appears to have come from the Police  
Office, to get poison to kill rats - that the person got an ounce  
of white arsenic, for qt. on P. - She had on a brown Coat and  
black nail. —

X

Has been in the s<sup>p</sup>. shop for upwards 18 months, has during  
that time frequently sold arsenic to persons w<sup>t</sup> any permission  
upon their decent appearance — Is in the habit of selling  
emetics, frequently — Is not sure, but thinks it was addressed  
to Mr Lyman —

John Jones, is a clk to Mr Lyman. He left Mr. Nicols, — has nothing  
to do w<sup>t</sup> the shop, but only to keep the books — That about  
St. Andrews day, a woman dressed in a black bonnet, & brown  
coat, who asked for someth<sup>s</sup> in french q<sup>t</sup> we does not understand  
but she was served from a place in the shop where the poison  
is kept — that he knew the s<sup>p</sup> person only by her dress, & about  
a fortnit after saw a woman dressed in the same <sup>of same figure</sup> manner, at  
the police office — That the P<sup>r</sup> at the bar is the person he  
saw at the Police office,

X

That the woman now shewne to the we might be the same

Alexandre Charron, lived a month & 8 days in same house with  
Jes. Leduc between beg. of Oct. & middle of Nov. last - No.  
the P<sup>r</sup> knew the late Jes. Tessier, who died about 22 Dec  
last - in the arms of Mrs W<sup>r</sup>. That he was sick two days previous  
his death of a vomitif which he had taken, & q<sup>t</sup> the P<sup>r</sup> said  
she had made him take - this was at Leduc's house, who at  
the time s<sup>r</sup> le sapriame, son vomitif l'a bien tenu - il bout  
de l'eau comme un cheval" - That he further s<sup>r</sup> laisse le bon,  
pendez lui une cruchette au col vous en serez plutot debarasse.  
This was s<sup>r</sup>. upon her obvns. that she had put a little poison in the  
water - That in consequence of what the wife of Jes. told  
him, he ordered her not to go in the same room w<sup>t</sup> Leduc &  
the P<sup>r</sup> & about 12 or 15 days before Tessier's death, the  
P<sup>r</sup> said to W<sup>r</sup> that her husband was too severe & she wished  
to get rid of him - same day that Tessier died Leduc told  
P<sup>r</sup> that she was very fortunate, that God Al. had withdrawn  
her husband from this world, & that he meant to marry  
her in 15 days time to take her out of trouble - The P<sup>r</sup>  
then propos<sup>d</sup> to W<sup>r</sup> to go & live w<sup>t</sup> her - wh. he refused -  
Leduc in the evg. s<sup>r</sup> that the P<sup>r</sup> could not sleep alone, proposed  
her coming to house w<sup>t</sup> him - This was agreed to & the W<sup>r</sup>  
offered her to sleep in same bed w<sup>t</sup> his wife - This was agreed  
to, but instead of sleeping the P<sup>r</sup> went to sleep w<sup>t</sup>

Ledue - that the W<sup>r</sup> remonstrated at this - that next night however the P<sup>r</sup> notwithstanding the remonstrances of his son & his wife, ~~the~~ <sup>she</sup> again went to sleep w<sup>r</sup>. Ledue, when the W<sup>r</sup> went for her father & brother in law w<sup>r</sup>. one Derrié, & they were found in bed together - That when Terrier died he foamed at the mouth & made much grimace - Ledue said he had got an order from the Magistrate to get poison to destroy rats, but that he had not got any as the D<sup>r</sup> had refused it - That Ledue was the person who seemed to take all steps about the interment with Terrier -

x°

That he did not see Terrier after his illness until the moment of his death - That the P<sup>r</sup> seemed rather gay than otherwise at time of Terrier's illness - That when the d<sup>r</sup> was laid out there were several persons in the house, & a sheet was then thrown over it in the usual manner -

Jacques Dubord. K<sup>r</sup> P<sup>a</sup> since her mar. w<sup>r</sup>. dece<sup>d</sup>. Terrier, that he saw him after he was dead - saw him some days before seemingly in good health going to his work - He died on the Friday - Saw him on Thursday even<sup>g</sup>. in his bed - there was one Lafleur there, some artifice. That dece<sup>d</sup>. P<sup>r</sup> she had not been well for some days she had taken a vomitive, he complained much of a pain in his stomachs, asked for a bonillou & the P<sup>r</sup> gave him -

he attempted to throw up, but without effect - The W<sup>r</sup>  
offered to sit up w<sup>t</sup> him, but he s<sup>d</sup> he was not so ill as to  
deserve - I saw the body between 7 & 8 o'Clock in the evening  
of the day on q<sup>h</sup> Tessier died - it appeared to him that  
his stomach was a little blue - The P<sup>r</sup> seemed sorrowful  
on the death of her husband -

P<sup>r</sup> Rousseau - next neighbour of late Tessier & was one of his friends  
observed th<sup>t</sup> ab about 3 weeks before his death, Tessier & his  
wife had difficulty - Heard one day some language <sup>between</sup> b/w  
P<sup>r</sup> & herm. q<sup>t</sup> he did not like -

Radegonde Demarchais wife of Jno. Laplein - That she  
was at Tessier's, on the Wednesday evn<sup>s</sup>. two days before  
his death - He t<sup>d</sup> th<sup>t</sup> that he felt his stomach loaded,  
but that he had not employed a doctor like those who took  
a doctor, but that his wife had given him an emetic &  
c<sup>t</sup> him only 1/- & the P<sup>r</sup> P<sup>r</sup> she had bought the emetic  
given to him -

R

That on the monday before his death the doc<sup>r</sup> told W<sup>r</sup> he  
was not well, and wanted to take medicine - That the  
P<sup>r</sup> seemed attentive to her husband, and had prepared bouillon  
for him -

Michel Derue, lives in same house with Ledue - that about 3 weeks, before the death of Tessier, he heard him complain of his wife that she attended more to the business of house than his own - that on the tuesday morn<sup>g</sup>. after the death of Tessier he was called up by Chavon the wife already heard Oscar P. & Ledue in the bed same bed together -

Joseph Tessier, father of the late Jos. Tessier - one day about 6 weeks before his death, he took tea at his son's house the dr<sup>r</sup>. seemed dissatisfied w<sup>t</sup> his tea, & threw it out in the floor, the P<sup>r</sup>. She could not make it better, but that she w<sup>r</sup>. give him a bouillon 11 ouze hours - but this seemed to create no attention in mind of Dr<sup>r</sup>.

Dr. Jos. Browne - Apth<sup>y</sup> & Druggist - keeps medicines for sale, to q<sup>r</sup>. no person has access but himself - Never sold any medicine to the P<sup>r</sup>. to his knowledge - never sold any emetic since Oct<sup>r</sup>. until about 3 weeks ago - Has no apprentice nor any person who sells medicine for him -

Elisabethe Mathurin, R<sup>r</sup>. Mr. Lehou - liv<sup>r</sup>. in his house - Dr. P<sup>r</sup> has seen her at Lehou's - on the tuesday - Tessier was ill, s<sup>r</sup>. he must take medicine - took medicine on wednesday - complained of a burning in his stomach - died on friday

Chas P. app'd to have every attention for the dec'd head  
bouillon, camphorine, - The house was open to those who  
wished to go & see the body - but it was that his  
death was not natural -

Jos. Allard, saw late Terrier after his death, was called by Jos.  
Leder to lay him out the day he died - was asked by  
Leder to make the Coffin - q: after having first refused  
he agreed to, & put him into his Coffin next day -

Henry Loedel - Leder applies to him about 28 Nov. for arsenic,  
to kill rats, refused to give it without certif. of Magistrate -  
went for it & produced a certificate signed by John  
Turner, but the W<sup>t</sup> refused it upon this unless  
signed by a Magistrate - on the Friday the same  
Leder came to W<sup>t</sup> to ask him for something to relieve  
Jos. Terrier who had taken an emetic on the Wednesday  
was still suffering under the effects of it - He gave him  
wh<sup>t</sup> he considered proper - heard same day that Terrier  
was dead - Chas Leder did not ask W<sup>t</sup> to go and  
see Terrier & S. that he was so ill that he had doubt  
if any medicine could save him -

Jean B<sup>t</sup>. Perrigault - About the end of October last Liseux  
came to him to buy arsenic to poison rats, & he refused  
to give without certificate of a magistrate - he afterwards  
got a paper, saying it was a permission to Dr Loedel to  
give him arsenic but that he had refused it, upon which  
the Dr. refused it also. —

x

That a violent emetic will produce death if given  
strong enough to produce inflammation —

J<sup>u</sup>. Marie Mondelet - is one of the police magistrates — The Dr. was  
brought before him & examined at the Police Office —

Objected by Counsel that as the exam<sup>n</sup> was taken  
by 2 magistrates, both magistrates must authenticate the  
exam<sup>n</sup>. This was overruled by the Court —

The examination of Dr. was read —

David Kennedy, surgeon in Montreal - was called about 10 or 12  
Dec. last to ex. a body at the Court House - did not know the  
body & assisted the operation of opening the body - cannot  
say what was the cause of the death - incipient putrefaction  
had already begun - is not in the habit of exam<sup>n</sup> bodies  
which have died by poison - but from the general rec<sup>d</sup> authorities  
arsenic produces inflammation & sudden decay — That

arsenic

Arsenic taken to that degree to produce death, is attended with violent inflammation, heat, & thirst - & a rapid tendency to putrefaction -

Daniel Arnoldi - That he ex. the body, but found no marks which would induce him to say whether death was produced from arsenic or not

George Selby - same evidence - Thinks that if the deceased had died of poison there would have appeared some more clear & decided marks of it -

William Selby - The stomach shewed some appearance of inflammation, but not enough to believe that death proceeded from it - Cannot tell from his own exper. what the effect of arsenic is on the stomach - The Authors are agreed that the effect of arsenic upon the stomach is inflammation, the increased thickness of the coats of the stomach & excoriation - none of which appeared in this case - that these appearances could not have been destroyed by a lapse of 10 or 12 days after death -

Demande

Louis Leveque - one of the Parish of R. B. is depositary of the Reg  
of Bapt. Mar. & burials in the parish of Montreal on  
the 23 in the year 1810 July 30<sup>th</sup> - the entry of the marriage  
of the late Mrs. Tessier & Julie Devouc. qd. he produces -

Mr Tessier lived at Made. Babuty last ~~sick~~<sup>fall</sup> - that Mr. Tessier  
died on a Friday - that on the day before he took medicine  
he came to work at Made. Babutys - he then s. he had  
his stomach loaded, app<sup>r</sup> ill, was obliged to leave his work  
before it was finished, went away saying he must take  
medicine -

Jean Gagnon - that some time before his death the late Tessier  
told us that he did not feel well -

Radegonde Demarchais was present the morn<sup>g</sup> the d<sup>r</sup>. died  
she went to the D<sup>r</sup> about back a phial w<sup>t</sup> some medicine  
in it, qf Tessier took a spoonful -

Verdict. Not Guilty.

Thursday 9<sup>th</sup> March. 1815.

The King. {  
In B<sup>r</sup>. Sancartier }

On trial of Indictm<sup>t</sup>. for steals a heifer. u

Charles Picard. is a butcher employed by the Contractors  
for the troops at Chambly & St Johns, where he has been sum-  
m<sup>t</sup> Augt. last - in Sept. last he had a number of Cattle of  
different kinds in his possession - many of them were lost  
and public notice was given at the Church-doors to give  
intimation where any of the cattle might be killed or  
concealed - on information recd., the W<sup>s</sup> went to the house  
of Caron in the parish of Lacadie on the 3<sup>d</sup> Jan<sup>y</sup>. last, where  
they heard one of the heifers had been killed - Caron  
acknow<sup>d</sup>. having killed a heifer<sup>w<sup>t</sup> P<sup>r</sup></sup> - shewed the W<sup>s</sup> the skin  
q<sup>t</sup> had the horns taken off - it is easy to distinguish the  
skin of a heifer from that of a Cow - Went w<sup>t</sup> Caron  
Cartier & another to the house of the P<sup>r</sup> and upon charging  
him wt. hav<sup>s</sup>. stolen the heifer, upon q<sup>t</sup> the P<sup>r</sup> s<sup>t</sup> he had  
not taken the heifer, but that Caron had taken it -  
The colour of the skin was a brown red -

Constant Cartier, Capt. Militia at Lacadie - W<sup>s</sup> Caron - never  
knew any thing agt. him till the business in great haf<sup>d</sup> - was  
w<sup>t</sup> Picard when the skin of a heifer was found at his house -

went to the house of the Dr where he & Caron had a difficulty about who was the person that took the Cow - Caron charged the P<sup>r</sup> with it and the Dr charged Caron -

Charles Caron. on the 3<sup>r</sup> July last, Picard & Carter came to his house to enquire about a heifer q<sup>t</sup> had been stolen from the Contractors told them that he had stolen it with the Dr <sup>but her</sup> to his home when they killed & divided her - that he p<sup>r</sup> the Dr 50<sup>x</sup> for his half of the heifer -

Godefroy Giroux. says nothing -

Defence

Charlotte Charland v. Lessard - Rs that in Septe last Caron the last W<sup>r</sup> came to the house of P<sup>r</sup> and asked P<sup>r</sup> to go with him to Chambly for a Cow q<sup>t</sup> he had purchased there, offered P<sup>r</sup> 10 pounds tobacco & some suet -

Josette Chretien - The P<sup>r</sup> & Caron were at her house when the W<sup>r</sup> asked P<sup>r</sup> if he w<sup>r</sup> let her have the offals of a Cow q<sup>t</sup> he had he s<sup>r</sup> the Cow did not belong to him but to Caron, upon this she appl<sup>r</sup> to Caron, who s<sup>r</sup> he would not let her have it, as he had <sup>then to make</sup> promised

Margt. Chretien - same evidence -

Simon Sanscartier - Dr.

Verdict. Not Guilty -

The King  
P. Lefevre }

On trial of Indictment for Murder —

Mari Therese Maranda, the widow of the late Fr. Amese  
lives at Soulamps. That three years ago the Fr. Amese enlisted in  
the troop of light Cavalry under the P<sup>r</sup>, saw P<sup>r</sup> at her house  
in Feby last about 4 oClock P. M. Her husband was then  
employed in cutting pine wood — There was another officer w<sup>r</sup> P<sup>r</sup>  
the P<sup>r</sup> ask<sup>d</sup> D<sup>r</sup> to go into his house as he wish<sup>d</sup> to speak w<sup>r</sup> him  
q<sup>u</sup> he did, upon this P<sup>r</sup> ask<sup>d</sup> D<sup>r</sup> if he w<sup>r</sup> go along w<sup>r</sup> him  
the D<sup>r</sup> ans<sup>d</sup> yes — P<sup>r</sup> then told him to change his dress — th<sup>t</sup>  
D<sup>r</sup> was going into the room to do so, when P<sup>r</sup> struck him  
a blow with a naked sabre without saying a word to him  
The blow was on the forehead — The d<sup>r</sup> went into the room  
was fall<sup>d</sup> by P<sup>r</sup> who struck him a 2<sup>d</sup> blow upon q<sup>u</sup> the  
d<sup>r</sup> lost his sense & fell on the floor — This blow was w<sup>r</sup>  
the same sabre on the head — That the D<sup>r</sup> got up when  
the P<sup>r</sup> was about to give him a third blow when D<sup>r</sup> got  
hold of the sword and broke it — That th<sup>t</sup> W<sup>r</sup> does not  
know what happ<sup>d</sup> further as she fainted — That when  
she recovered, she called to some Carters who were going by  
to come in — (th<sup>t</sup> P<sup>r</sup> was then in the other room with her  
husband,) but the other officer w<sup>r</sup> not allow the Carters to  
come near — That P<sup>r</sup> then sent the D<sup>r</sup> out of the  
inner room & seated him on a chair in the same room

where she was, he was covered w<sup>t</sup> blood q<sup>t</sup> the W<sup>r</sup> wished to  
ripe away, but P<sup>r</sup> w<sup>t</sup> not allow her to do nor to bind up  
his head, but said to M<sup>r</sup> give me a couple of hkp<sup>s</sup> & I will  
tie it up - That after the D<sup>r</sup> had broke the P<sup>r</sup> sword, he ~~went~~  
got the sword of the other officer, w<sup>t</sup> q<sup>t</sup> he gave a third blow to  
the d<sup>r</sup> - That when the P<sup>r</sup> came in, the other officer came  
in with him, and when the D<sup>r</sup> went into the inner room  
this officer & the P<sup>r</sup> went in also - That her husband is  
since dead, the tenth day after he rec'd. the above blows, at the  
hospital at Southampton -

-X.-

When her husb<sup>d</sup> & the other off<sup>r</sup> went into the other room  
there was a talk about his cloaths - did not attend to what  
kind of cloaths was want<sup>d</sup> Does not recollect how he - the  
P<sup>r</sup> tells D<sup>r</sup> to tell us to get his cloaths, but struck the D<sup>r</sup> without  
says any thing - that the sword had a Steel Scabbard -  
upon seeing the P<sup>r</sup> come to the house she felt a little surprised  
as she knew her husband had not got his discharge - Has  
no knowledge that P<sup>r</sup> s<sup>t</sup> to D<sup>r</sup> that he had no objection that  
he shd. get cloaths, but that he must remain there and get  
them from the W<sup>r</sup> - That Dr. forbid P<sup>r</sup> to go into the  
room, before he gave the blow - and that before the blow  
the D<sup>r</sup> had attempted to go into the room - That P<sup>r</sup>  
had then no hold of D<sup>r</sup> - Does not well recollect what  
happened

as she was too much affected at what she saw - If any blow was given by D<sup>o</sup> to P<sup>c</sup> it must have been at that time, as she saw none given afterwards - That she might have been 3 or 4 minutes in an insensible state, and when she recovered the business was over, & no more blows were given - That when P<sup>c</sup> told D<sup>o</sup> that he sh<sup>d</sup> not go into the room that P<sup>c</sup> sh<sup>d</sup> be wounded, it was then she fainted away and had come to herself again before any blow was given - Do not hear P<sup>c</sup> say to D<sup>o</sup> before striking him I am your officer, & you are my soldier - submit or surrender - but shew<sup>d</sup> his authority as an officer to prevent the D<sup>o</sup> from going into the room - Saw the P<sup>c</sup> & D<sup>o</sup> grappling together, the D<sup>o</sup> endeavours to get into the room & the P<sup>c</sup> to prevent him - it was after this that the blows were given - That the sword of P<sup>c</sup> was broken on the 2<sup>d</sup> blow, in the room & it was upon this she faint<sup>d</sup> a 2<sup>d</sup>. time - That D<sup>o</sup> had then gone into the room by the orders & will of the P<sup>c</sup> that P<sup>c</sup> held the D<sup>o</sup> but did not see the D<sup>o</sup> hold P<sup>c</sup> - That after the business was over the D<sup>o</sup> begged pardon of P<sup>c</sup> & acknowledg<sup>d</sup> him as his officer - That her husb<sup>d</sup> had no fire arms in the house -

Alexander Chisholm - lives at Soulanger - keeps tavern, the P<sup>c</sup> put up at his house the night of Feb<sup>r</sup> last - That

the P<sup>r</sup> and Alex<sup>t</sup> Macdonell his driver about 3<sup>1/2</sup> o'clock P.M.  
brought a man, said to be one Lemesse, to the house of Mr. Badly  
wounded - the wounded man was then carried to the hospital.  
That next day the P<sup>r</sup> went to see the D<sup>r</sup> & when he came back  
the other officer ask<sup>d</sup> him now<sup>s</sup>, the man to day, the P<sup>r</sup> replied  
in Eng<sup>t</sup> the "bougre's not dead yet" -

<sup>X<sup>2</sup></sup>

But it app<sup>d</sup>. to us that while D<sup>r</sup> was in his house the P<sup>r</sup>  
shaved him every afternoon & got a buffalo robe to lie upon.

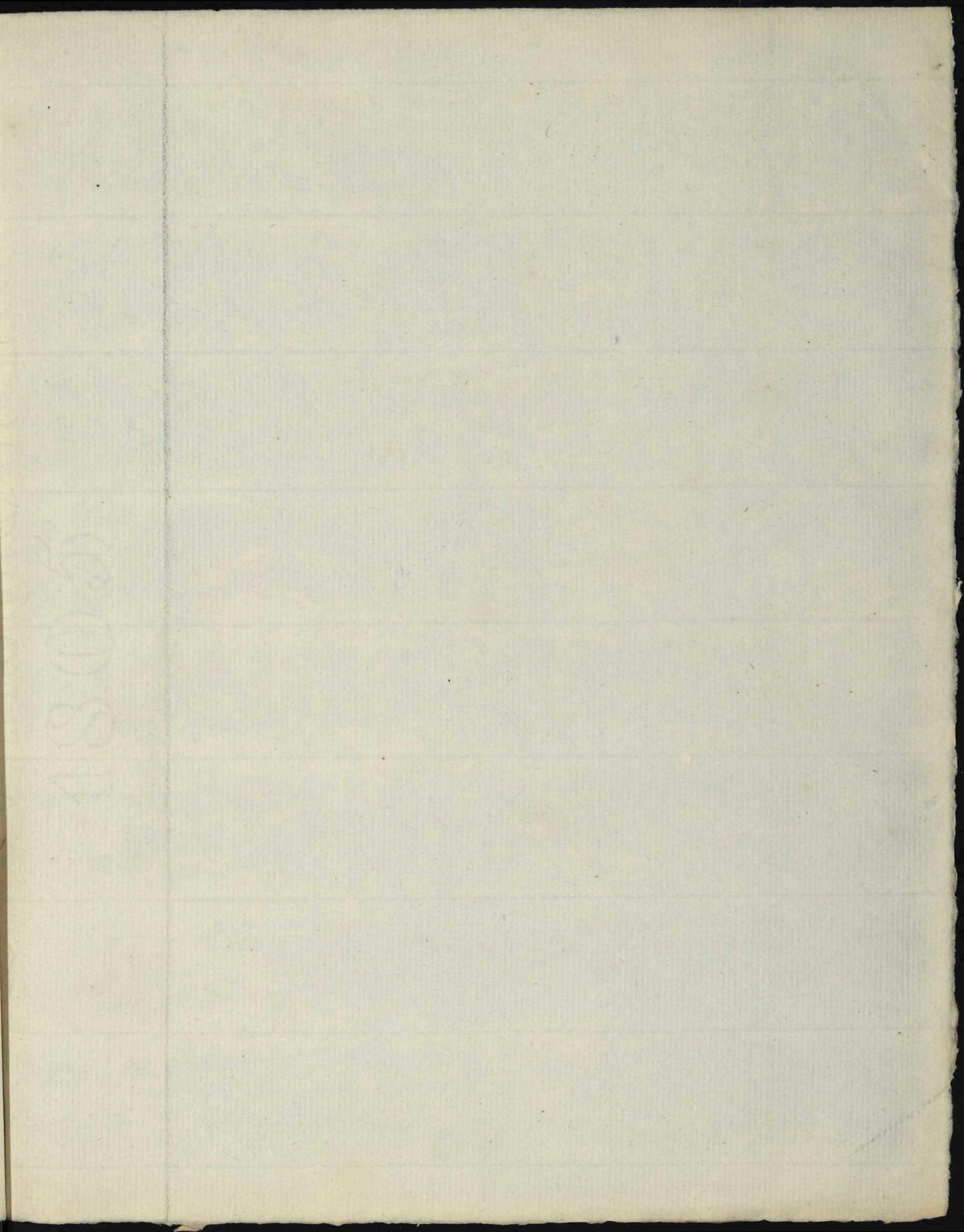
Antoine Lalonde - knew late Fr<sup>r</sup> amesse - he saw him after his death  
the 11<sup>th</sup> Feby last at the hospital ~~at~~ Souldange -

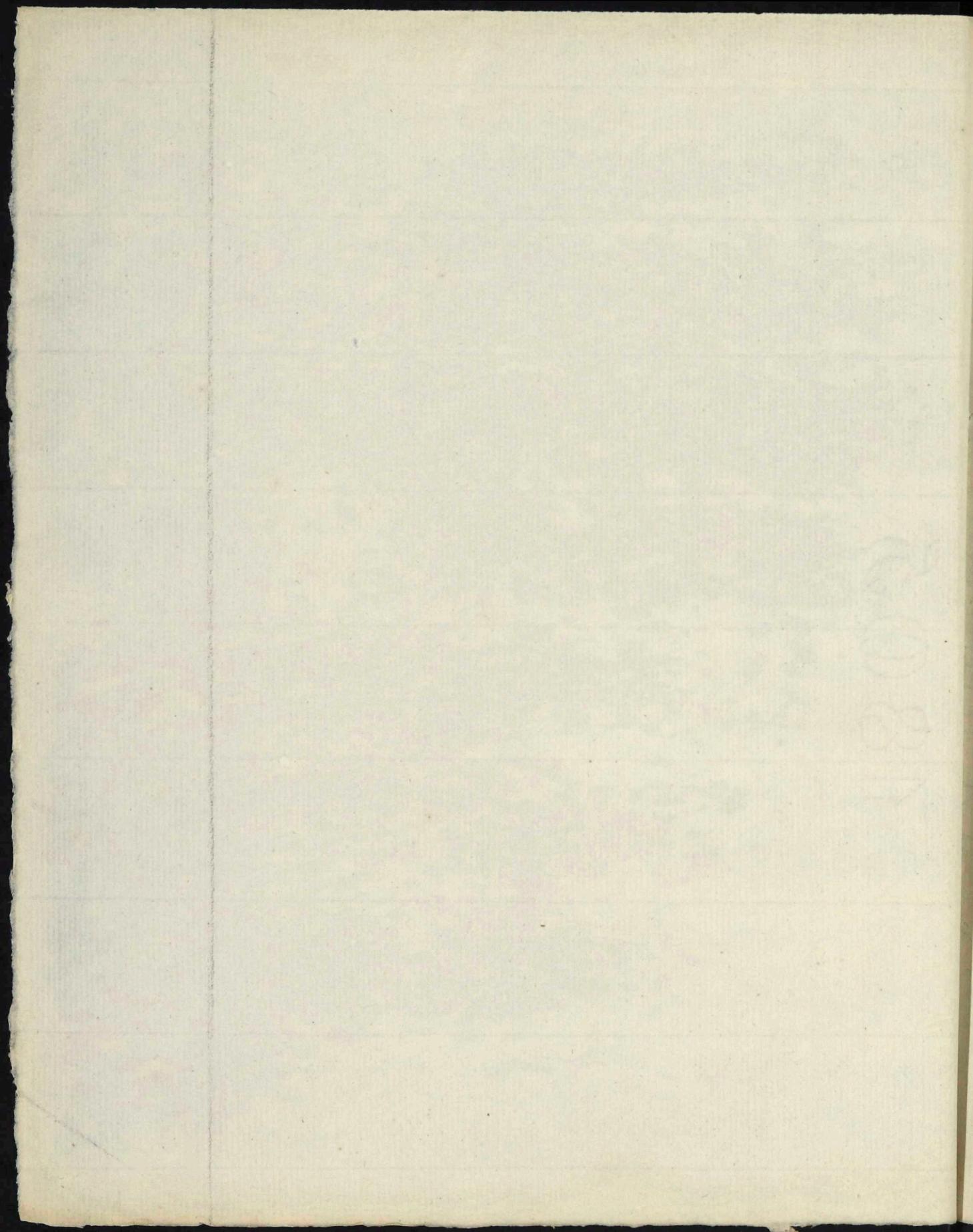
Joachim Deseter, lives at the hospital at Souldange & has charge of  
it - On the 1<sup>st</sup> Feby. last about 4 in aft<sup>n</sup> a man was brought  
to the hospital, wounded in the head, the P<sup>r</sup> told Mr. the man's  
name was Frank Amesse, told Mr. to take care of him as he  
was a deserter of H. M. Light Dragoons - That every care was  
taken of the D<sup>r</sup>, he languished until the 10<sup>th</sup> when he died  
in consequence of the wounds he had rec'd. q<sup>t</sup> were in the head.

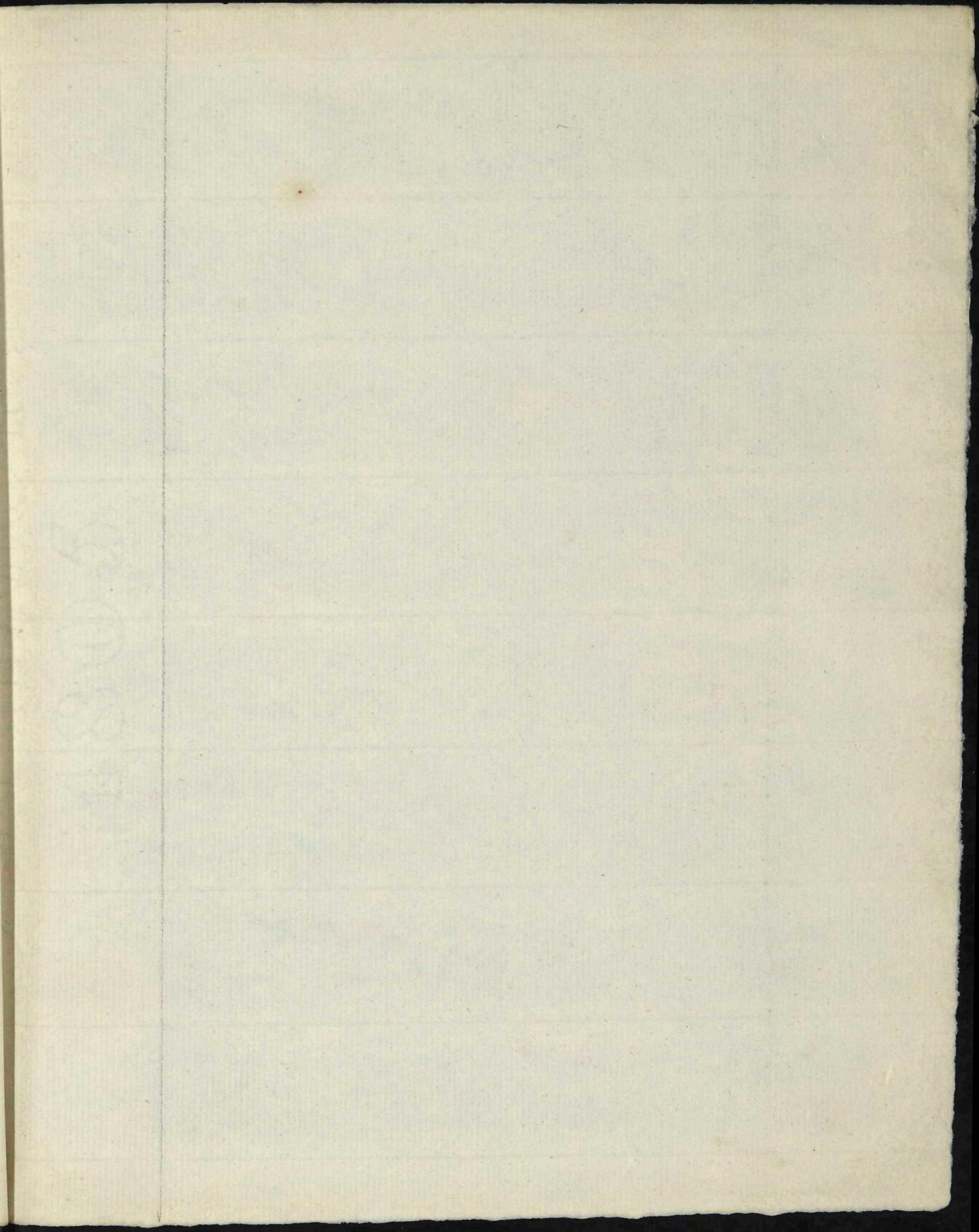
Friday 10<sup>th</sup>. March 1815.

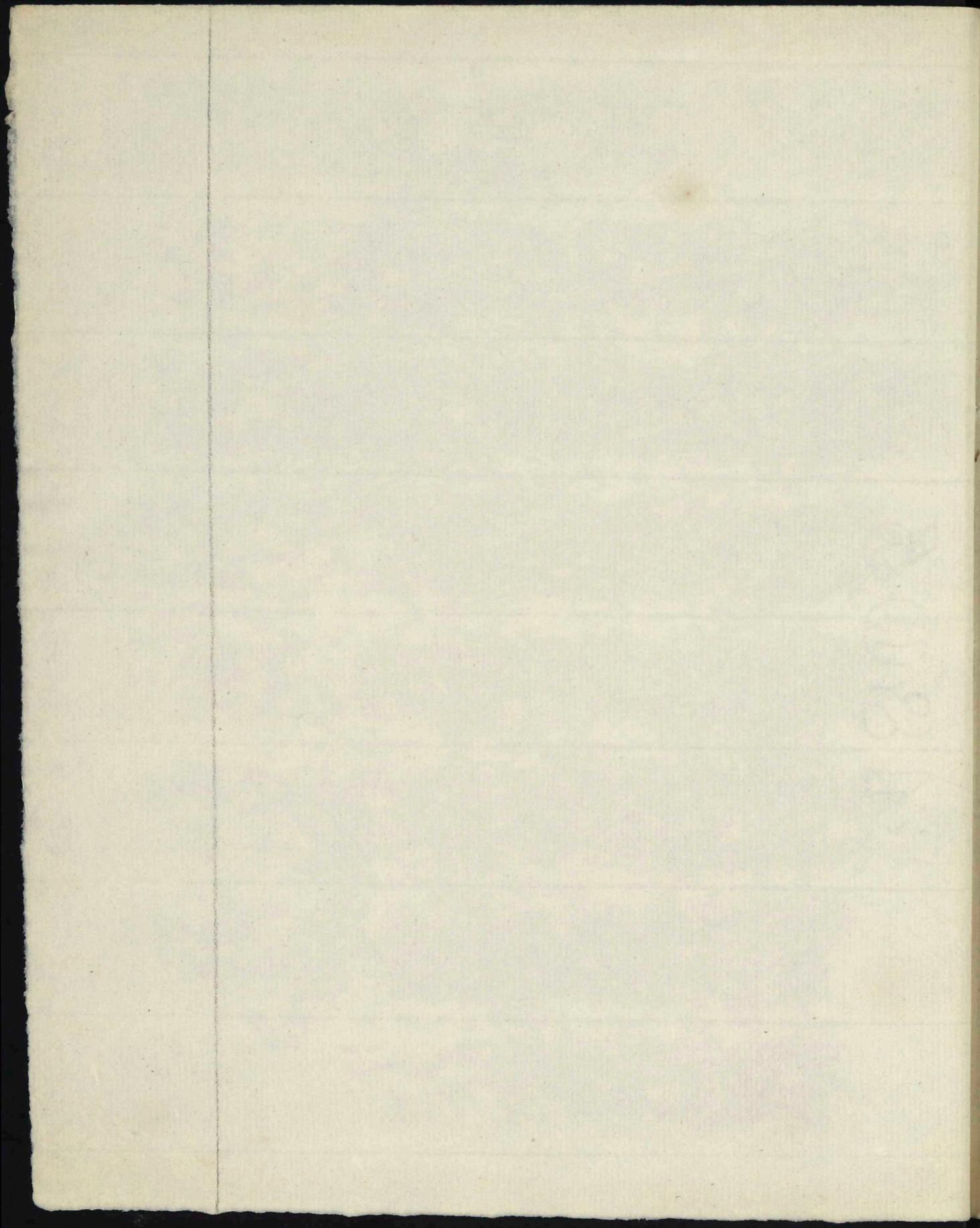
The King  
Radford. }

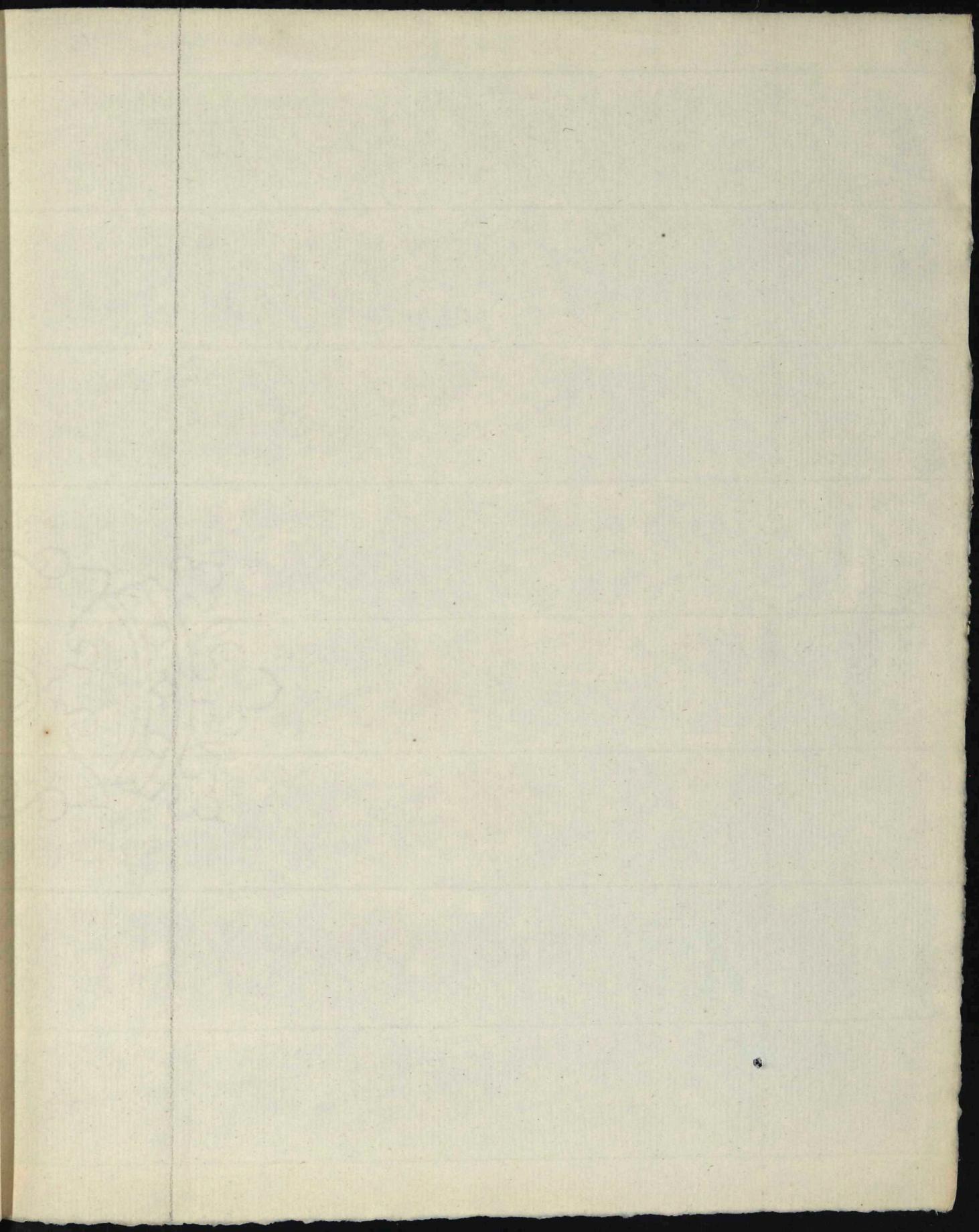
on Conviction for assault on Fras. Roi.

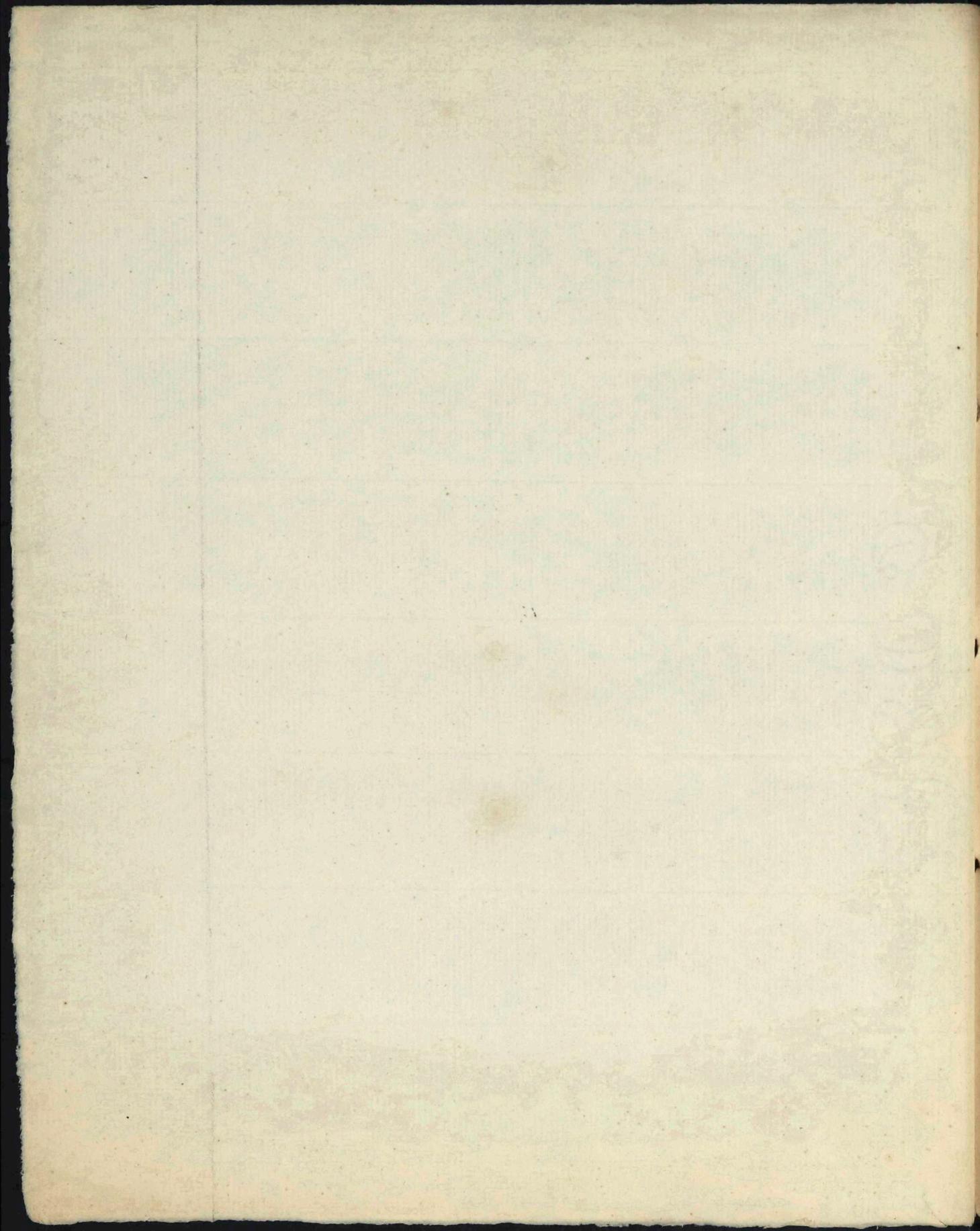












20,000  
5000  
1250  
312.

