

to witness. Not closer than 75 or 80 feet. The night was unusually bright. Witness saw the second man afterwards. Takes him to have been the witness Lacroix. Is positive it was Lacroix. Witness went into the tavern where Pinard was all this time. Labelle followed witness into the tavern. When in the tavern Labelle informed witness that some one had been hurt in Upper Town—that Mr. McGee had been beaten. Witness immediately proceeded to Upper Town, the other policeman proceeded also. When witness crossed the Sappers' bridge, he sent Pinard to the City Hall for the other policemen there, while witness went to the Russell House corner to await the others there. Pinard returned, saying they had gone up already. Two men then came running down saying that Mr. McGee was dead. Witness waited where he was for his Sergeant, and it was twenty minutes before he arrived at the Toronto House. There he found Mr. McGee lying dead on the sidewalk, and a quantity of blood on the platform. The doctor was there, and the coroner soon arrived and they carried the body in, leaving it in witness's charge. Witness saw a bullet with Dr. McGillivray. Saw no keys. Observed a mark on the door near the hole of the latch-key. Saw blood on the door sill, and on Mrs. Trotter's dress, as well as on the wall, and in the gutter. Has seen Lacroix since then. Was present when he described what he saw, witness having gone for him that night. Witness found Lacroix on the other side of Pooley's bridge, on Le Breton's Flats. Lacroix was living there then, and was in bed when witness found him. [Mr. O'Reilly proceeding to ask witness what passed between him and Lacroix was interrupted by Hon. M. C. Cameron, who denied that answers to such examination could be made evidence, although the defence might put such questions in cross-examination. Hon. J. H. Cameron supported this view, and the Crown desisted from pursuing the line.] Knows the brick building on the north side of Sparks street, in which Mrs. McKenna's house is situated, and which is next the corner of O'Connor street. There is but one house between Mrs. McKenna's and the corner. This house is Mr. Offord's, as shown on plan. Between Offord's and the fence to O'Connor street there is no building. Does not know whether the Times office is in the same building. When witness took Lacroix out of bed, and brought him into Sparks street, nothing was said to him (Lacroix) beyond his being asked to describe what he had seen. Witness did not then know him as the person he had seen in Sussex street. Recognized him when he saw him in the Police Court, and giving evidence there; when witness took particular notice of him, and of his dress, which was poor. This was, witness thinks, five or six days after the death of Mr. McGee.

*Cross-examined by Hon. M. C. CAMERON.*—Knew nothing of Lacroix until witness saw him that night. Recognized him in the Town Hall by his clothing. Only remembered in regard to this, that he had a dark coat and hat. Witness cannot say how many hundred men he had seen that day so dressed. Is positive that it was this same man whom he had not seen nearer than 80 feet, that he now recognized by the coat and hat alone. The man was poorly dressed. Does not know that a dark coat is a sign of poor dress. [Witness here created a laugh by explaining that policemen looked more keenly after people poorly dressed than others.] It was exactly 2.10 a. m. when witness left the City Hall that night. It would take eight minutes to go from the City Hall to where witness saw the man. It was more than 2.18 when witness saw the man, because witness made delays on the road. Five minutes at the Russell House. Some time at George street. Witness desired to reach Lapierre's before the Parliament people came down, desiring to effect the arrest at Lapierre's before his boarders came in. Had started expressly to make this arrest, but delayed five minutes at the Russell House notwithstanding. Was one of those who went for Lacroix at the Flats. Does not remember if this was before or after Whelan's committal. Pinard went with witness. It was Lapierre who first put them on Lacroix's track. After searching for him in Lower Town, found him on the Flats about 10 p. m. This was five or six days after Mr. McGee's death. Witness asked Lacroix if he saw Mr. McGee shot. Pinard had seen Lacroix first. Supposes this was witness's first question. Lacroix said he saw a man shot upon Sparks street. He did not name Sparks street. Witness asked if he saw the man