

before that impartial Judge, John Powell, who took up his abode the previous night at Mackenzie's Castle, Springfield, the residence of the pious Rector and his sons Charley and James. The case being called on, Charley, who always appears as clerk and affidavit-man for James Magrath, opened the case by stating that "your honour, the defendant in this case has made boast that he does not owe Mr. James Magrath any thing, and that he will expose me in your honour's Court; how far you will allow him to do that, time will show. This, your honour, is the great Springfield case, the account, as there stated, is written by myself, and it is correct." The Judge called on the defendant, and asked "what objection have you to pay Mr. James Magrath?" The defendant replied as follows:—"The greatest objection in the world, your worship. In the first place, I do not owe him anything, he being, as the witness knows, in my debt. In the second place, I call upon your worship for a non-suit." The Judge asked upon what grounds? "Upon these grounds, your honour: for the plaintiff having sued me in various names, instead of suing in your honour's Court in a fair way, he wishes to make your Court a sort of stepping-stone to defame my character. He does this, not to benefit his own or his brother's cause, but to asperse my character. Your worship, I presume, is aware that all Judges in Great Britain, and Canada, too, I trust, would condemn. His conduct is, it is needless to inform your worship, both foul, malignant, and incorrigible, and only worthy of the character to which I am this day opposed."

Here the twice convicted slanderer called out for the court to protect him. The Judge put a stop to the author's further proceeding; yet, under a threat of confinement, he persisted he was justly entitled to a non-suit, and this impartial Judge admitted that the summons "was rather informal," and he postponed the suit until the next Court, adding, that as Charles Magrath had sworn that he could prove that the defendant had signed the name "Robert, or R. Peel," on the cheque paid to him. The cheque in the interim was to be procured, "and all witnesses were to attend without further notice by subpœnas."

Here a friend of the author's interposed, by saying that the defendant in this case was fully entitled to a non-suit, and contended that it was a great hardship, not to say anything of injustice, that the defendant should be put to the needless journey of attending there again. The Judge, who usually takes bed and breakfast with the Magraths, on his Judgeship tours, interrupted my friend, by saying he would not allow him, or any man, to dictate rules for his Court. Mr. Carey said the defendant was prepared to prove that his name was not only DEAN, but was fully prepared to prove by Magrath's own hand-writing, that James Magrath was in the defendant's debt twopence—the trial he postponed.

Charley Magrath communicated to two men of unimpeachable charac-

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