

of the Bathurst District, in the lobby of the Court House, at Perth, on the 3rd day of January, 1844, in the afternoon.

Judge—Was Mr. Dickson Sheriff at the time he gave you the Libel.

Witness—He was, My Lord.

Mr. Draper—Will you be good enough, Mr. Moffatt, to state, for the information of the Court, the particulars that occurred on that occasion?

Witness—I am sworn to tell the whole truth, and I will do so, let the consequences be what they may. I am Clerk of the Municipal Council of the Bathurst District, and at that time I was also Clerk to the Sheriff—there was a political meeting held at Perth on the 3rd of January, the avowed object for discussion was the removal of the Seat of Government to Montreal. In the evening after the meeting was over, Mr. Cameron, the Defendant, and Mr. Dickson, drove up together in a sleigh, to the Court House; Mr. Cameron sat in the sleigh, while Mr. Dickson got out and came into the office in the Court House; pulled out the manuscript of the Libel, and gave it to me, at the same time telling me, it was written by a friend of his, Mr. Cameron; that he wished it copied, and given to the Editor of the Bathurst Courier, for publication, and at the same time handed me a Dollar Bill of the Bank of the People, to give the printer. I copied the Libel, as directed, and gave it to Mr. Thompson, the Printer of the paper, in scraps, as I copied it. I afterwards saw it published in the newspaper, on the Tuesday following, being the next day of issue. After I had copied it and found out its libellous nature, I regretted my having copied it; and had the Sheriff returned to town, before the next day of publication, I should have returned him back the manuscript; but he did not come back to Perth till the day of the next political meeting.

Cross-examined by J. H. Cameron, Esq.—The alleged Libel has not been in his possession ever since—mentioned the circumstances to a friend of Mr. Morris', and afterwards gave up the manuscript to him—marked the paper before parting with it. [Here the witness referred to the marks.] Was the copy you gave to the newspaper examined by any person, and compared with the original? No, the matter was kept too private to admit of that; but I have no doubt it was a true copy.

James Fraser, Esq., sworn and examined by Mr. Steele—Resides near Perth; his son is a subscriber to the Bathurst Courier.

[Mr. J. H. Cameron objected to the further examination of this witness, until the paper itself was first proved.]

James Thompson, sworn and examined by Mr. Steele—Is the Printer and Publisher of the Bathurst Courier; was so in 1844.

Were you subpoenaed to produce the manuscript given you by Mr. Moffatt.

Yes, but I can't find it—thinks it was destroyed at Mr. Moffatt's suggestion at the time, but cannot say positively: at all events cannot now find it. [The paper in which the Libel was printed was produced, and given to the witness.]

Did you print that paper?

I printed one like it.

Judge—Oh, come, come, don't be evasive: recollect the solemn oath you have taken; you are bound to tell the whole truth; now then give a fair answer to a fair question.

Did you print this paper?

Witness—I have no doubt the paper was printed by me. It was published on the 2nd of January, '44, the letter signed "O. P. Q." which it contains, was set up from the manuscript supplied by Mr. Moffatt.

James Fraser, re-called and examined by Mr. Steele—Has seen the paper now put into his hands, called the "Bathurst Courier," before—re-

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