

against the crown, and so your verdict should say.

Foreman: We not know the crown.

Mr LeGall: The intent of the jury is plain, and I would suggest to your honor that the words "against Mercier" be treated as surplusage. I beg to hand to your honor the opinion of the Dominion attorney-gen-

eral, Sir John Thompson, on surplusage.

Judge: Oh, well, if you make a motion I will take it in deliberation.

The jury was then discharged, the prisoner remanded, and the court adjourned. His Honor is expected to give judgment before the end of the century.