

and I made them the same afternoon, or the next morning.

Q. Did I not express my surprize that my cook Francis stood open on the books for his provisions, and ordered you to cheque him absent with my leave?

A. When I acquainted you that Mr. Wynter objected to John Francis as well as the other persons, you ordered me to cheque him immediately for the whole time he was absent.

Here the evidence for the prosecution closed, and, at the request of the prisoner, a letter was read from Mr. Stephens, secretary to the Admiralty, directed to him, as late president of a court martial held at Quebec, respecting the swearing the prosecutor as an evidence, a copy of which letter is here also annexed.

The prisoner was now put upon his defence, but, before any witnesses were sworn, he asked leave to put the following question to the court: Whether the court think it necessary the master should call upon me to produce the books of his Majesty's ship *Thistle*, to substantiate the charge he has brought against me?

The court was here cleared, and were of opinion that there was no necessity for the master to call for the books of his Majesty's ship *Thistle*, but that the court wish to have them produced for their inspection. Here the books were produced, and were examined by the court.—The court then being opened, a letter from the prisoner to the Navy Office, accompanying the *Thistle's* Monthly Books

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