

A. Yes.

Q. Was he sober?

A. I think he was, and he was advising the people to be quiet.

Q. Did James Douglas and his family conduct themselves as they ought to have done at the sale?

A. Mr. Douglas himself did, but one of his sons seemed to pretend to be drunk, and staggering against the people.

Q. Which of his sons?

A. I do not know one from the other.

Q. Did you consider that the Sheriff was annoyed by this staggering of Mr. Douglas's son?

A. No, I did not.

—
ANGUS SUTHERLAND, *called in and examined.*

Q. Where do you reside?

A. Head of St. Peter's Bay, sometimes.

Q. When did you see James Douglas at your place, last?

A. I saw him, on his way to Charlottetown, last Tuesday.

Q. Did you see an altercation take place between him (James Douglas) and any other person, on that day?

A. Yes.

Q. Please state to the Committee what took place?

A. On James Douglas's arrival—before he came into my house—he met one Donald M'Millan, and he (James Douglas) said to Donald M'Millan that it was a shame to see one part of the country raised against the other; M'Millan, who I believe, was one of the Constables that was with Mr. M'Callum taking James Douglas's property, replied, that he could not help it. Mr. Douglas said he could help it, and only that he was an old man, he would think nothing of taking off his coat and would do something to him—these words I do not remember. M'Millan then stripped off his jacket and waistcoat, and tied his braces round his waist, and challenged Douglas to fight. Mr. Douglas then attempted to take off his coat, but his son and I prevented him.

Q. Did the altercation cease then?

A. No. There were no blows given, but some angry words followed, on both sides, and M'Millan raised his fist once or twice to Mr. Douglas.

Q. Did you see the Sheriff, Mr. M'Callum, there then, or after that time?

A. Yes—after we got Douglas and M'Millan pacified, Mr. Douglas went in to my store. Mr. M'Callum and Mr. Cutler came in immediately after, and Mr. M'Callum, on his entering, asked Mr. Douglas what business had he to insult the man who was assisting him in the execution of his duty. Mr. Douglas replied, that the man offered to fight him, and that he only intended to defend himself, or something to that effect—a few angry words followed between them, about what transpired that morning at Mr. Douglas's place.

Q. What followed after that?

A. Mr. M'Callum then said that he could send him to jail for taking a stake out of the sleigh at his own (Mr. Douglas's) place in the morning, and threatening him with a blow, which might have been fatal to him, were it not that one of his men, who was with him, assisted him in taking the stake from him—when Mr. M'Callum collared Mr. Douglas, and said he would take him to jail for a breach of the peace, and shook him, and then he let him go. Some of those who were in the house said it was Mr. Douglas's fault, and others said it was M'Millan's fault—then the Sheriff called 'order' in the house; after which it was referred to me to know who was in the fault, —then I stated the circumstances as far as I knew, and said that M'Millan was as much in the fault as Mr. Douglas. Mr. M'Callum, when he understood the circumstances, turned to M'Millan, and said to him that he should not have insulted Mr. Douglas, or something to that purpose. Then a few words passed between the parties, and Mr. M'Callum walked away.

—
JAMES KELLY, of Lot 48, *called in and examined.*

Q. Have you been on the Jury in any trial between Landlord and Tenant; or between the claimant of a Township and the occupier of any part of such Township?

A. None, that I recollect.

Q. When were you last on the Jury?

A. It is some years since—about 4 or 5 years since.

Q. Were you on a trial as to land claimed by one Macdonald?

A. I was not on the Jury, though in the Court House.

Q. Do you remember the names of any of the Jurymen?

A. I think Mr. Charles Davison and Mr. Robert Mutch—I am sure Mr. Roderick M'Lure, Brackley Point, was one. The case was between Mr. Alexander M'Donell and one Duggan.

Q. How long is it since that trial?

A. Three years, past last summer.

Q. Was there any objection made to the title of the claimant M'Donell?

A. If you please, I will tell you all I know, in my order:—M'Donell had given Duggan a written obligation to give him a good and valid lease in law. The Attorney General pleaded that said agreement should go to the Jury, and that M'Donell could not give a valid lease, as the property was mortgaged. The Judge, charging the Jury, said, that it mattered not whether M'Donell had given or could give a good valid title by lease, for that Duggan, as being in possession of the land, behoved to pay the rent.

—
CHARLES BINNS, Esq. *called in and examined.*

Mr. Binns briefly narrated the Bill in Chancery as follows:—

In 1831, Mr. Douglas employed and paid Mr. Henry