

that will be due to P. Enright when I possess the means of bringing Judge Thompson's check to account :

	£.	s.	d.
Check in favour of P. Enright - - - - -	140	10	-
To be deducted,			
Acceptance in favour of Gibb & Co. - - - - -	£. 85	10	-
Check to Jno. Racey - - - - -	3	-	-
Receipt given to Dr. Racey - - - - -	10	-	-
		48	10
Balance coming to Enright - - - - -	£.	92	-

Correspondence
respecting
Mr. Thompson.

Quebec, 26 January 1836.

Noah Freer.

Friday, 29 January 1836.

James Ferguson Winter, Esq., late Sheriff of the Inferior District of Gaspé, and heretofore residing at Paspébiac, in the County of Bonaventure, and now at Quebec, called in; and, being Interrogated, answered :

I RESIDED at Paspébiac aforesaid, from the beginning of May 1815 until the 4th November 1832, at which time I left it to come to Quebec to arrange my affairs, as sheriff of the said district and as a trader. I was engaged in trade before my appointment as sheriff, and during the time I was in office. I have known the Honourable John Gawler Thompson, as judge of the inferior district of Gaspé, since the month of June 1827, at which time he arrived at Paspébiac aforesaid, as successor to the late Honourable Alexis Caron, provincial judge of the inferior district of Gaspé, who died at Paspébiac in the winter of 1827. I went, as sheriff as aforesaid, to Carleton, to attend the term held there in July 1827. During the term, and while the court was sitting, I saw the judge drunk upon the bench several times, that is to say, two or three times; but during the whole of the said term the said judge, without being positively drunk, was in such a state, from the immoderate use of intoxicating liquors, as to be incapable of performing his judicial duties either in court or out of the court. Several times, during the said term, I saw the said judge in a state of intoxication before and after the sittings of the court. Towards the middle of the said term I was called upon to execute certain writs of *saisie arrêt simple* against John Cullen & Co., defendants; I only remember the name of one Charles Poirrier, plaintiff in one of the cases. Before my departure from Carleton I stopped at the house where the judge boarded, he having asked me to take charge of a letter for his lady; this was about the middle of the said term, about eight o'clock in the evening. I asked to see the said judge, who came out of his bed-room absolutely drunk. When he saw me he said, "Why, Mr. Sheriff, you are starting very early this morning!" I observed that it was eight o'clock in the evening; he replied, "I had forgotten the hour;" he then gave me the letter, and I withdrew. I was present at the term held at Percé in the month of August in the same year, and only reached that place on the evening of the first day of the term, in consequence of contrary winds, having taken the precaution of forwarding my returns by a duly authorized deputy, so as to have them there for the first day of the term. I went, some time before the opening of the sitting on the second day of the term, to the house of Edmund Flynn at Percé, where the said judge was boarding, and where the court was then held. I went to visit the judge before 10 o'clock in the morning, and I found him in a state of absolute drunkenness, saying that he was extremely sick, and proposing to leave the court and return to Paspébiac. The said judge was sick beyond all doubt, but it was in consequence of the immoderate use of intoxicating liquors; he drank Cognac in my presence by glasses full. On the following day, which was the third of the said term, the judge did in fact leave Percé, and return to Paspébiac, a distance of about 22 leagues by sea, the said judge having taken his passage on board the schooner "La Reine," of which Charles Poirrier then was and still is master. There was no sitting of the court on the second and third day of the said court, for the reason abovementioned, nor on any of the subsequent days, in consequence of the absence of the said judge. I was, in like manner, at Douglass Town in the month of August in the same year, during the term of the court at that place. During the whole of the said term the said judge was constantly drunk before, during and after the sittings of the court, on every day during the said term. During the Carleton term aforesaid there were a certain number of causes, and very little done. At the Percé term nothing at all was done, although there was a great deal of business before the court at the said term; and, finally, at the Douglass Town term several judgments were rendered by the judge while the court was sitting; for, at the said term at Douglass Town, the said judge sat almost every day, though he was in the state abovementioned. At the term at Douglass Town aforesaid, and at several sittings of the said court, I saw the said judge preside in the court in an extremely indecent state. The misconduct of the said judge, at the three terms aforesaid, caused losses and damages to His Majesty's subjects which I consider to have been considerable. At the term of the said court, held at New Carlisle in September of the same year, the said judge was almost constantly, not as drunk as during the three preceding terms, but in a state which rendered him, beyond all doubt, incapable of properly performing his judicial duties; I mean that the said judge was in that state during the sittings of the said court, in consequence of the immoderate use of intoxicating liquors. The reason of this difference was, that at the said terms at Carleton, Percé and Douglass Town, the said judge was alone,