

harness-room; often saw pistols in deceased's possession; told Walsh he thought the blood was poultry blood. Nancy Montgomery often visited Mr. Wright's; was delivered of a child there, deceased had told witness he thought she was with child when he hired her; the feet of the deceased were a few inches apart when found; saw some blood on the breast but none on the floor; deceased was not in good health, but not melancholy; told witness he thought he was dying, and for that reason did not marry; knew that Mr. Bingham had furnished some hay, and that deceased and he had disagreed; knows Pat Ward; he went away two months before the murder; he and Nancy were very intimate; she wanted him back; she quarrelled with every one to get Ward back; saw Ward about the house two Sundays before the murder; knew that Nancy got clothing from deceased, and sold it to the servants.

Francis Boyd, Esq.—Remembered Mr. Newton calling upon him on Sunday afternoon; went with him to Mr. Kinnear's: found the rooms all *upside down*; discovered some blood on the kitchen floor near the hall; examined very particularly the carpet on the trap door; did not discover any blood there; went down into the cellar with Mr. Newton, and there discovered the body of Mr. Kinnear in a dark part of the cellar; lying on the back, with the left hand over the forehead, the feet about nine inches apart, the eyes partly open; had no shoes on; had on a light coat; there was no appearance of having struggled; was present at the examination of the body by the surgeon; the ball had perforated the heart, and lodged in the back; there was very little blood on the clothes; was present at the examination of the prisoner; the impression on witness's mind was, that the deceased had been shot in the kitchen, and dragged by the shoulders down the stairs through the trap door in the hall to where he lay; was acquainted with deceased. A waistcoat was here shown the witness—deceased usually wore such.

Cross-examined—When witness first went over to Mr. Kinnear's, he went in at the front door, and passed into the kitchen; the blood appeared to witness to have spirted; did not observe any track of blood between the kitchen and the trap door; there was no kind of running from the nostrils, but there was some blood on deceased's shirt.

Re-examined—Has known the deceased about seven years; was not on visiting terms; was in the house on the Thursday before his death; was present when Nancy Montgomery was found in the cellar, outside the dairy, concealed beneath a tub.

David Bridgeford—Said he was one of the Coroners for the Home District, and was sent for by Mr. Boyd, on Sunday, to hold an Inquest on the body of Mr. Kinnear; has known him for some years, and has often been at his house; has no particular knowledge of his servants; has seen the woman called Nancy Montgomery at the deceased's house; she was his housekeeper; does not know the prisoner at the Bar. When he arrived at the house, he was told that the body of Mr. Kinnear was in the cellar; he went down and found the body of Mr. Kinnear in the wine cellar; there was no mark of powder on his clothes; saw the ball on the shoulder-blade, protruding out through the shoulder-blade; saw the body opened; the ball passed through the heart; saw a little blood on the cellar floor; considerable blood spattered on the wall, but none on the steps; the ball had opened the skin of the back, and the blood oozed through his clothes; he

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