

28th Day of Trial—November 4th, 1895.

MR. MACMASTER, Q.C., OF COUNSEL FOR THE CROWN.—
I now beg to move for sentence of the Court on the prisoner
at the Bar.

THE CLERK OF THE CROWN.—Prisoner, you are indicted,
tried, and convicted, for the murder of John Loye on the 1st
day of March, 1895. Have you anything to offer why sen-
tence of death should not be pronounced against you accord-
ing to law. If you have, you must offer it now, and you shall
be heard.

PRISONER.—No, thank you.

BY HIS HONOUR JUDGE MATHIEU.—Francis Valentine
Cuthbert Shortis, you have been accused of having murdered
John Loye on the 1st of March last; to that accusation you
have pleaded that you were not guilty: your ground of
defence was that at the time you murdered Loye you were
labouring under natural imbecility and disease of mind to
such an extent as to render you incapable of appreciating the
nature and quality of that act, and of knowing that such act
was wrong. Twelve honest men have been sworn to try your
case, and after a month's close attention and reflection, and
after you have been most ably defended by able, eminent and
learned Counsel, they have returned a verdict of "guilty,"
declaring thereby that your plea of insanity has not been
proven.

It is now over eight months since you have killed Loye.
It has taken eight months for the justice of the country to
declare in your case that he who commits murder shall be
punished. Still, the jurors have paused and reflected a long
time before bringing to you the just reward of your most
atrocious crime. The law says that he who commits murder
shall, after conviction, be sentenced to death. It is with