

*Ans.* I did not tell him so. I do not recollect any thing of the kind.

*Suth.* Witness, what has been your occupation for the past year ?

*Ans.* I was on Lake Ontario in a schooner, part of that time in the summer months. After leaving the schooner I lived in Toronto, until the 31st of October last.

*Suth.* Witness, were you an inhabitant of the state of New-York for some months previous to your going upon Navy Island ; if so, state how many months, and where you resided in said state ?

*Ans.* I was in Rochester part of the time, and in Buffalo part of the time, trading, but I was not a resident inhabitant of that state.

*Suth.* Witness, have you before testified or been examined concerning your having been on Navy Island, and about what transpired there ; did you then testify or state concerning the same matters now testified to, as you before testified ?

*Ans.* I came of my own accord to Waterloo opposite Black Rock, and was asked there by Colonel Kirby what my business was. I stated that I came from Navy Island, and shewed my pass from thence. I told him all I knew of Navy Island. I was then sent to Chippewa where I saw Col. MacNab, in the evening, with some other officers, and I stated to him the same I did to Col. Kirby, as nearly as I could recollect. Col. MacNab then desired me to call on him again the next morning. I called on him the next day which was the fourteenth or fifteenth of January, and a magistrate was sent for, before whom I made a statement like what I made the day before, and partly the same as I have made before this Court, the same in substance.

*Suth.* Did you tell prisoner on Navy Island that Mr. W. L. Mackenzie had assisted you in getting some office in Toronto—and that he had done you other favors ?

*Ans.* No. I did not.

*Suth.* Where were you, witness, and what were you engaged about from the fourth of January, when you say you obtained your pass on the island, and the thirteenth, when you say you crossed to Waterloo ?

*Ans.* After I left the island, I discovered that I left a coat of mine behind upon it—and waited two or three days at Schlosser to recover it. I afterwards went to Buffalo and crossed at Waterloo on Saturday the thirteenth of January.

The Judge Advocate then acquainted the Court that he closed the prosecution here.

The prisoner being called upon for his defence, prayed of the Court to grant him until Thursday next the twenty-ninth instant,