

THIRD WITNESS:

E-57692 - Private Lionel LAVIGNE, Carleton & York Regiment, C.A.,
Attached to A-13, C.I.T.C., C.A., being duly sworn, states:-

On the 5th October 1945, I was transferred from Debert to Valcartier. I was with Pte. Gallant and Pte. Moores. We arrived in Quebec City on the 6th October and after supper we went to the Y.M.C.A. on Saint-John Street, Quebec. I saw Pte. Gallant come up with a Cpl Mathieu. They were not talking when they came to us. I saw Moores selling the rifle to Cpl. Mathieu. Pte. Gallant was standing there but I never heard him talking. He might have said a few words but I don't know what said. I was aware that Pte. Gallant was out to find someone to buy the rifle. I saw Moores receive \$20.00 from Cpl. Mathieu and I saw Moores giving some money to Pte. Gallant on that night.

It was understood between Gallant and Moores that Moores would give a certain amount of money to Gallant for the sale of the rifle. The sum of money was to be \$ 5.00. I saw Moores giving the money to Pte. Gallant. When the rifle was sold, Pte. Gallant was there. He was there from the time the Cpl. came up until the corporal went away with the rifle which he had bought from Moores.

"THE ACCUSED DECLINES TO CROSS-EXAMINE THIS WITNESS:"

L. Lavigne

(E-57692 - Pte. Lionel LAVIGNE),
Carleton & York Regiment, C.A.,
Attached to A-13, C.I.T.C., C.A.

FOURTH WITNESS:

E-100799 - Pte. Danzil Thomas MOORES, Carleton & York Regiment, C.A.,
Attached to A-13, C.I.T.C., C.A., being duly sworn, states:

I was at the Y.M.C.A. on John St., Quebec, after supper on the evening of the 6th October 1945, with Pte. Gallant and Pte. Lavigne. I saw Cpl. Mathieu coming in with Pte. Gallant. Cpl. Mathieu was coming in to buy the rifle. I knew that Pte. Gallant was to receive a sum of money for the sale of the rifle. Pte. Gallant received \$ 5.25 for the sale of the rifle. It was not understood that the amount would be \$ 5.25 but only \$ 5.00.

THE ACCUSED DECLINES TO CROSS-EXAMINE THIS WITNESS:-

Moores D.T.

(E-100799 Pte. Danzil Thomas MOORES),
Carleton & York Regiment, C.A., Att'd
to A-13, C.I.T.C., C.A.-