

not been proved, and they must, therefore, deal with the case upon the charge of intent to murder, and to render their verdict upon the sufficiency of the evidence adduced, as to whether the prisoners were guilty or not, of having done the acts charged against them, and if they considered the acts proved, had prisoners committed them, with intent to bring about the death of Celina Lapierre, and thereby to commit murder, or, merely, to commit same one of the offences included in such a charge, all of which His Honour fully explained.

The Jury brought in a verdict against both prisoners of guilty with intent to commit murder, but with a recommendation to the mercy of the Court.

Thereupon Mr. Bélanger, Q. C., presented the following motion :

Motion by and on behalf of the accused parties in this cause that :

Inasmuch as the accused parties herein have been, on the nineteenth day of October instant, convicted before this Honorable Court upon a charge 'That at the township of St. George de Windsor, in the District of St. Francis, on the twenty-sixth day of February last, and at various times during the three months preceding that date, the said accused parties did unlawfully and willfully neglect and omit, without lawful excuse, to provide necessaries for Celina Lapierre, the daughter under sixteen years of age of the said Thomas Lapierre, and step-daughter of the said Rebecca Roy, the said Thomas Lapierre and Rebecca Roy, being under the legal duty to provide necessaries for the said child whereby the life of the said child was endangered and her health permanently injured and did during the said period of time cause grievous bodily harm to the said child Celina Lapierre, and omitting without lawful excuse to give her the necessaries of life, by keeping her in a place unfit for human habitation, by

exp  
tong  
with  
to co  
Th  
for t  
Benc  
herei  
1°  
made  
Crim  
said (2°  
the tr  
the ac  
ence l  
offenc  
3°  
the in  
said C  
der ar  
laid in  
4° I  
the inc  
and is  
and ca  
ment u  
5° U  
by lega  
the offe  
6° U  
having  
therefo  
upon th  
Article