

Answer.—He put up several buildings on the lots and built a wharf on the west side of the river. The vessels on account of the want of water could not get up as far as the wharf then existing and mentioned in the old deeds, and my father, for the purposes of the mills, erected a wharf at a considerable distance lower down the river than the old wharves.

This wharf so built by my father was built on the beach at a place where no wharf existed before, and at a distance of about four or five arpents of the hangard. That wharf has been since used for the purposes of the mill and for embarking and disembarking grain. It is the only one below the old wharves and there is not enough water at the old wharves to use them for embarking and disembarking grain.

*Cross-questioned.*

Cross-questioned, expressly reserving the objections of the Intervening party to all the foregoing evidence.

The hangard to which I have referred in my above written evidence in chief is an old wooden hangard, still upon the spot, which is situated at a considerable distance above the wharf of which I have been speaking, namely at the bend or turn of the river; the said old wooden hangard is built partly on a wharf and partly on the bank. There was no other wharf than that upon which the hangard is so built and vessels loaded and unloaded at that wharf for a very short time and on very few occasions when the water would permit, before my father built the wharf several acres lower down, namely the wharf of which I have been speaking in my examination in chief. It was built upwards of fifty years ago. I was then between fifteen or sixteen years of age. That wharf was subsequently used for loading and unloading for the use of the mill. I have a perfect recollection of the fact, and I was frequently on board of the vessels at the time they were at the wharf. There was no other wharf between this wharf so built by my father and the old wharves on the premises at the time of its purchase.

The old wharf of which I have spoken as being that upon which the wooden store is built was continued some way down and I think until the spot or pretty near the spot where the habitants cross the river at low tide. That was the state in which it was at the time it was purchased by my father, but it was very much dilapidated at the lower end.

The old wharf of which I speak is marked with the letter G upon MacCarthy's plan now exhibited to me which is the exhibit of the Intervening party, marked E and filed in this cause. The wharf followed the line of the river as described upon that plan from the said wooden store until it came some where near the spot marked on the said plan "beach road." It was the same wharf upon which the said wooden store was built.

There is an other wharf upon MacCarthy's plan, marked with letter L, of which I have no knowledge whatever. The wharf which my father built and of which I have hereinabove spoken was lower down on the plan with the letter I and was an independent wharf, a new erection.

I cannot say when I was last upon the spot. I know the wharf in question from memory and from a knowledge of its having been erected by my father and from being frequently on it. I cannot say when I was upon it last. It may be twenty-five years ago since I saw it, or it may be less. I can't speak of the time precisely, but it might be a little more or a little less.