

some nine or ten miles from town. Germain, Eagleson and Lapierre were playing cards together when witness saw them, on the night of the murder in the bar-room. They went out with witness on the news being given by Labelle. Lacroix had told witness that the man who fired the shot had run out into the road and frightened him. That he had struck a post in retreating, and exclaimed, "Jesus!" The post was one for tying horses to. Lacroix had said that he was afraid to tell the story lest he himself should be accused of the murder.

JOHN JOSEPH MCGEE sworn.—Is half-brother of the late T. D. McGee, and lived with him in St. Catherine street, Montreal. Mr. T. D. McGee was at home on New Year's night last. Between 1 and 2 A. M. two men came to the house. Witness's brother had just retired. There was a ring at the door which witness opened, and saw the two men, one of whom he recognised in the prisoner at the bar. Prisoner said he wanted to see Mr. McGee on particular business. Witness said it was an unusual hour, and that he would convey the message. Prisoner said that he must see Mr. McGee himself. Witness then shut the door, and went up to consult his brother, who told him to let the men in, but to stand by in case of need. When witness returned to the door prisoner was there alone. Brought him up to the library, locking both doors and putting the keys in his pocket. Prisoner saw witness do so. Prisoner took a chair in the middle of the library, and told Mr. McGee that an attack would be made that night about four o'clock on the house. That he heard this from his friend, whose name he could not give. Gave his own name as "Smith, of the Grand Trunk." Mr. McGee remarked that prisoner's friend was outside, and directed witness to go down and open the door. Witness did go down and opened the door, and observed the man leaning against the fence 22 paces away. Hailed the man loudly, who did not answer, but moved away down the street. Returned to the library, locking both doors as before. His brother was in the act of writing a letter to the chief of police, he believes, when he returned. [Letter produced and identified.] After the letter was written Mr. McGee handed it to the prisoner. The letter ran: "Information has been brought here of an intention to fire this house at 4 A. M. At this hour (2.30 A. M.) I cannot see the proper officer, but I request a guard of two men, or more if deemed necessary." It was addressed to the Superintendent of Water Police. Witness had told Mr. McGee that it was then half-past two, which was the reason that this time was mentioned in the note. On letting prisoner out, however, witness looked at the clock, and found that it then wanted a quarter to two. No persons came to attack the house. The police came between five and six. Saw prisoner next in gaol. Recognized each other mutually. Prisoner said, "You're John McGee." Witness asked, "How do you know?" Prisoner said, "I met you at the house of your late brother." Witness had been looking at prisoner before the latter spoke from a distance of five or six feet.

*Cross-examined by Hon. J. H. Cameron.*—Is quite sure that it was prisoner who said that he was Smith of the Grand Trunk. It was Mr. McGee who asked the name, and prisoner did not refuse to give it or any. There was nothing said about the house being set on fire in witness's presence. Witness was absent, calling the other man, while most of the conversation was going on. Have no distinct recollection of the prisoner saying anything in the presence of witness, except that he had an important communication for Mr. McGee. Heard nothing whatever of the information which resulted in the note written by his brother. Has no distinct recollection of any words used by prisoner to Mr. McGee about a projected attack of incendiaries.

*Re-examined by Mr. O'Reilly.*—On the prisoner first going up to the library, he took a seat, but witness did not hear the first communication he made. In half a moment after he gave his name as Smith, and then referred to his friend being outside, requesting witness to admit him. When witness returned, prisoner was saying that he had been at a dance, where his friend had communicated the information he had just been imparting to Mr. McGee.

GEORGE HUNTER sworn.—Is a water police officer of Montreal. Recollects New Year's night last. His chief was Chief Constable McLaughlin, to whom Mr. McGee's letter (produced) is addressed. That letter was delivered at the