

Cross-examined by Mr. Moore as to the informations against Ogle for stealing the cup.

GEORGE SMITH, Esq. examined.—Knew Testator many years; went to Mount Nebo; met Ogle there; Testator requested witness to accompany him to an upper room to make search for the deed which it was said Ogle had; his Captain marched first, with a decanter in his hand; witness closed the rear; came to the room, which was fortified with a padlock; a woman was sent to reconnoitre for the key; they then entered the barricaded garrison; the Captain ordered two boxes to be opened, which were opened by Ogle, who took out a parcel like letter-paper, covered with brown paper, under which Ogle put the deed, or parchment.

Cross-examined by Counsellor Doherty.—They marched up in slow march; charged on the lock of the door for an entrance; opened two chests; saw the deed there in a brown paper parcel; (laughter) was Lieutenant in Captain Gowan's corps; searched often for arms during and after the Rebellion; went down stairs, left the deed behind, and went to search for it where he knew it was not.—(Great laughter.)

(The Court Adjourned at 8 o'Clock.)

THURSDAY, MARCH 15.—SECOND DAY.

The Court sat at 9 o'Clock, and in a few moments was crowded almost to suffocation.

JOHN BURLAND examined by Counsellor Scott—Knew the late John Hunter Gowan; lives at Loggan, four miles from the Testator's house; was Permanent Sergeant under Mr. Gowan, and quite intimate with him; knew William and Ogle Gowan; was member of an Orange Lodge with them; remembers the Testator's death, saw Wm. and Ogle Gowan before his death at Loggan, it was on the 22d and 23d of May, and Testator died on the 25th; they came to witness to draw a will in their favour; Wm. and Ogle Gowan asked him several times before; both gave directions in writing for him to copy a will, counteracting Testator's will, drawn by Mr. Donovan; brought the copy in writing to lessen the legacies made to Testator's legitimate children to provide for themselves handsomely; the draft specified a codicil of Testator's will; copied the will on the 22d to be returned on the 23d; they returned with Wm. Moore and Wm. Lawless, and not satisfied with the draft, made alterations;—proves the draft of the will, with the alterations and interlineations in the hand writing of Ogle Gowan! who left witness a list, with the names of the legatees and amount of the several legacies to be

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