

about half an inch long, and one-eighth of an inch broad. On the following day, (Friday,) intense inflammation set in, which resulted in the death of the deceased on Saturday night, about 12 o'clock.

Dr. A. F. Holmes and Dr. John Ross, Assistant Surgeon of the 39th Regiment were sworn, and after the jury had examined the body, directed to make a *post mortem* examination.

*John Ross, M. D.*, examined: The deceased was brought to this hospital on the evening of the 14th instant, about half-past eight o'clock. When stripped, we found a small wound about half an inch long at the bottom of his abdomen. I saw the wound next morning about nine o'clock. He then complained of severe pains in lower parts of his bowels. Found intense inflammation had set in. I treated him in the usual way. He died close to midnight on Saturday last. Have made a *post mortem* examination. The wound was only about half an inch deep. It was a puncture about half an inch deep. There was a great effusion of blood on the walls of the abdomen, the result of a severe contusion. We found the marks of severe inflammation on the membrane of the bowels. This inflammation was the result of the contusion and wounds which caused his death. The deceased stated to me that Private Jones had thrown a musket at him, which caused the wound. Perfectly satisfied that death was caused by the effects of this wound.

*Dr. A. F. Holmes* corroborated the evidence of Dr. Ross, as regards the *post mortem* examination, and as to the cause of death.

*Dr. Woodman*, Surgeon of the 39th Regt.—I was present when deceased was brought into the Hospital to my room, on Thursday night about 8 o'clock. Told me he had been wounded by a fixed bayonet thrown at him. Examined him, and found the wound to be very superficial. There was no blood flowing at the time. He complained of pain in his abdomen. I questioned him about the wound, and where he was standing. Considering the wound so very slight, I told him he had better have some plaster put on and return to his duty. He went to the Hospital to have this done, but in a few minutes the Sergeant returned to tell me he had fainted, and I then feared he had received more severe injury. I then ordered his detention in Hospital. About half an hour after Dr. Humphrey arrived, and examined deceased. The Coroner summed up, and the Jury, after about half an hour's deliberation, returned a Verdict of WILFUL MURDER against the Prisoner.

We should state that the Jury were divided in opinion—12 were for a verdict of Wilful Murder, and two for manslaughter."

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