

value, into an iron staple then and there fastened into the ceiling of a certain room of him the said H.H. in the dwelling-house of one ———, there situate, and the other end thereof about his own neck, then and there did fix, tie, and fasten, and therewith then and there did hang, suffocate, and strangle himself, of which said hanging, suffocation, and strangling, he the said H.H. then and there instantly died; and so the Jurors aforesaid, upon their oath aforesaid, do say that the said H.H. not being of sound mind, memory, and understanding, but lunatic and distracted, in the manner and by the means aforesaid, did kill himself.

In witness, &c. [Attestation as ante p. 184.]

#### 14. *Felo de se—Cutting his throat.*

CAPTION as ante p. 184.] do upon their oaths say that the said H.H. not having the fear of God before his eyes, but being moved and seduced by the instigation of the Devil, on the ——— day of ——— in the year aforesaid, with force and arms, &c., at the Township aforesaid in the County aforesaid, in and upon himself, in the peace of God and of our said Lady the Queen, then and there being, feloniously, wilfully, and of his malice aforethought, did make an assault; and that the said H.H. with a certain razor of the value of sixpence, which he the said H.H. in his right hand then and there had and held, the throat of him the said H.H. then and there did strike and cut, thereby then and there giving unto himself with the razor aforesaid in and upon the throat of him the said H.H. one mortal wound, of the length of three inches and of the depth of one inch, of which said mortal wound he the said H.H. then and there instantly died: and so the Jurors aforesaid, upon their oath aforesaid, do say that the said H.H. in manner and by the means aforesaid, feloniously, wilfully, and of his malice aforethought, did kill and murder himself, against the peace of our said Lady the Queen, her Crown and dignity.

In witness, &c. [Attestation as ante p. 184.]

#### 15. *Felo de se—By Poisoning.*

CAPTION as ante p. 184.] do upon their oaths say, that the said H.H., not having the fear of God before his eyes, but being moved and seduced by the instigation of the Devil, and of his malice aforethought, wickedly contriving and intending with poison, wickedly, feloniously, and of his malice aforethought, to kill and murder himself, on the ——— day of ———, in the year aforesaid, with force and arms, at the Township aforesaid in the County aforesaid, feloniously, wilfully, and of his malice aforethought, a large quantity of a certain deadly poison called white arsenic, to wit, two drachms of the said white arsenic, into and with a certain quantity of tea infused in warm water, feloniously, wilfully, and of his malice aforethought, then and there did put, mix, and mingle, the said H.H. then and there well knowing the said white arsenic so as aforesaid by him put, mixed, and mingled with the said tea, so infused in warm water as aforesaid, to be deadly poison; and that the said H.H. a large quantity, to wit, half a pint of the said tea in which the said white arsenic was so put, mixed and mingled by the said H.H. as aforesaid, afterwards, to wit on the day and year aforesaid, at the Township aforesaid, in the County aforesaid, feloniously, wilfully, and of his malice aforethought, did take, drink, and swallow down, by means whereof he the said H.H. then and there became sick and greatly distempered in his body, and of the poison aforesaid, and of the sickness and distemper occasioned thereby, from the said ——— day of ——— in the year aforesaid, until the ——— day of the same month, in the same year, in the Township aforesaid, in the County aforesaid, did languish, and languishing did live; on which said last-mentioned day in the year aforesaid, at the Township aforesaid, in the County aforesaid, he the said H.H. of the poison, sickness and distemper aforesaid, did die:

and so the Jurors aforesaid, upon their oath aforesaid, do say that the said H.H. in manner and by the means aforesaid, feloniously, wilfully, and of his malice aforethought, did kill and murder himself, against the peace of our said Lady the Queen, her Crown and dignity.

In witness, &c. [Attestation as ante p. 184.]

#### 16. *Excusable Homicide—In defence of person.*

CAPTION as ante p. 184.] do upon their oaths say that on the ——— day of ——— in the year aforesaid, at the Township aforesaid and in the County aforesaid, the said H.H. being in a certain common drinking-room belonging to a public-house there situate, known by the sign of the Plough, in which said common drinking-room, one T.C. of the Township aforesaid, in the County aforesaid, labourer, and also divers others persons, was and were then and there present, the said H.H. without any cause or provocation whatsoever given by the said T.C., did then and there menace and threaten the said T.C. to turn him the said T.C. out of the said common drinking-room, and for that purpose did then and there lay hold of the person of him the said T.C., and on him the said T.C. in the peace of God and of our said Lady the Queen then and there being, violently did make an assault, and him the said T.C. without any cause or provocation whatsoever, did then and there beat, abuse and ill-treat, whereupon the said T.C. for the preservation and safety of his person, and of inevitable necessity, did then and there, with the hands of him the said T.C. defend himself against such the violent assault of him the said H.H. as it was lawful for him to do, and the said H.H. did then and there receive against the will of him the said T.C. by the falls and blows which he the said H.H. then and there sustained by his the said T.C.'s, so defending himself as aforesaid, divers mortal bruises in and upon the head, back and loins of him the said H.H., of which said mortal bruises he the said H.H. from the said ——— day of ——— in the year aforesaid, until the ——— day of the same month, in the same year, at the Township aforesaid, in the County aforesaid, did languish and languishing did live; on which said ——— day of ——— in the year aforesaid, the said H.H. at the Township aforesaid, in the County aforesaid, of the mortal bruises aforesaid did die; and so the Jurors aforesaid upon their oath aforesaid, do say that the said T.C. him the said H.H. in the defence of himself the said T.C. in manner and by the means aforesaid did kill and slay.

In witness, &c. [Attestation as ante p. 184.]

(TO BE CONTINUED.)

## U. C. REPORTS.

### GENERAL LAW.

#### IN RE. SCOTT v. THE MUNICIPAL COUNCIL OF THE CITY OF OTTAWA.

(Reported by C. Robinson, Esq., Barrister-at-Law.)

School Trustees—Assessment must be equal in proportion to the ratable property.

[Q. B. T. T. 19 Vic.]

Mr. *Holliswell* obtained Rule nisi this term to quash By-Law 124, passed by the Municipal Council of the City of Ottawa on the 27th August last, on the grounds that the School Trustees of the said city had no authority to demand from the Municipal Council a distinct sum for each ward of the city for school purposes; and that the Municipal Council had no right to levy a different rate for each ward for such purposes.

The by-law is entitled 'By-Law to impose certain Rates for School purposes, during the current year, within the City of Ottawa.'