

The Defendant traversed the Indictment.

The first Witness called on the part of the prosecution, was Angus M'Phee, (John's son,) whose testimony was to the effect following: I reside at St. Margaret's, Lot 44. I have known Rev. J. M'Donald twelve years; he officiates as a Priest of the Roman Catholic Church in East Parish. I am one of his parishioners. I have been an Elder of that Church eighteen years; before Mr. M'Donald came there, the Elders had been appointed there always by the clergyman. I never knew any other practice: were always appointed by the priest or bishop; was never done by election. Such mode could not have been done without my knowledge. Defendant is a parishioner of same parish. I was an elder at the close of the last year, and am still. I understood there was some misunderstanding between Rev. Mr. M'Donald and Defendant. On the last day of December, there was mass at the Chapel; Defendant told me that he wished me to go with him to the Priest (Rev. Mr. M'Donald); he said it was his intention to have a meeting next day. We met the Priest. Defendant said to him, "I wish we could have a settlement between us. I do not wish to pass the new year as we did the old." Priest said he was very glad, but he could not attend on the morrow, as he had another appointment for that day, at St. Peter's Chapel. Defendant then said that "as his business would not allow him to attend, they could do without him; but if he could attend, he (defendant) would be more satisfied." Priest asked me my opinion of Defendant, whether I considered him sincere about the meeting; I said I thought he was. The day following being New Year's day, a meeting was held at the Chapel. Priest was then absent. He left with me a letter addressed to the meeting on the subject. I gave it to Defendant at the meeting. A good many attended, who had a feeling against Rev. Mr. M'Donald; a majority consisted of such. Defendant explained to the people how the Priest had used them. I did not give much attention to it. The letter was read to the people; either the Defendant or Mr.