## Legal Cards. "

VOL. III. NO 840.

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nd daily on the

MOSGROVE & TAILLON, BARRISTERS, SOLICITORS, &c. WILLIAM MOSGROVE. GEORGE TAILLON. Ottawa, Feb. 20, 1868.

of Quebec, HULL, near the Post Office. CAPIERRE & HAYCOCK,

N. TETREAU,

TTORNIES-AT-LAW, Solicitors-in-Chancery, Conveyancers and Notaries Public, oner of Sussex and York-streets, Ottawa. D. O'CONNOR,

A TTORNEY-AT-LAW, Solleltor Chancery, Conveyancer, &c., Sussex Street. orrics: Union Buildings, Ottawa. ebruary 21, 1866. R. H. HAYCOCK,

TTORNEY-AT- LAW, Selicitors-in-A Chancery, Conveyancer, Notary Public, and orrick: Post Office Building, Elgin Street, Ottawa

P. J. BUCKLEY, L.L.B., BARRISTER and Attorney-at-Law Selicitor-in-Chancery and Natary Public. ofice, over Mr. Luke Casner's Boot and Shoe re. Ridean Street, Ottawa, C. W.

LEES & GEMMELL DARRISTERS, Attorneys, Solicitors, Orrica: In the Court house, Ottawa, C. W. JOHN J. GRMMELL. ROBERT LEES. Mawa, February 7, 1866.

EDWARD T. DARTNELL, ARRISTER, Solicitor, Attorney, and Notary Public, Clerk of the Peace and County rown Attorney, for the United Counties of Presuott nd Russell. rvice: In the Court House, L'Orignal anuary 27, 1866.

NICHOLAS SPARKS DARRISTER and Attorney at-Law Solicitor in Chancery, Conveyancer, &c. Office-Lang's Buildings, Elgin-st., opposite the G. J. O'DOHERTY.

Office, Aumond's Buildings, Rideau street.
Ottaws, December 5,1867.

## Medical Cards.

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DR. C. LEGGO, Office: Hunton's Block, Sparks Street. DR. OLIVER MARTIN,

DENTIST. Office ! Sparks Street, Cen-Chave, January 27, 1866. DR. C. A. MAR'IN,

DESTIST. Office! Sussex Street, over Messrs. Campbell & Co.'s, Grocers. 34-atf DR. GEORGE HUYCHISON, DENTIST: Office, Sparks-street, op-

Ottawa, October 30, 1867. DR. W. J. HENRY, ORNER of Kent and Wellington-

DR. O C. WOOD, Ottawa. Day office opposite Magoe & Russell's parks Street, Center Town; Night Office at his toridence, Maria Street, Center Town. Cascume Cunno, with set the are of the knife, by a ser, but certain, speedy, and almost painless pro-

Ottawa, April 14 Hotels and Saloons.

ATTAWA HOUSE.

suld, Pembroke and Pontiac. Particular attention paid to the comfort of guests.

and vehicles always on hand. Pembroke, Aug. 1, 1868.

MRS. TROTTER begs to announce that she has at present several commodious and handsomely furnished suites of spartments, in every respect eligible for civil or military officers, or private ottawa, June 20, 1868.

THE RUSSELL HOUSE LATE CAMPBELL'S HOTEL, Ottawa,
LO. W. The undersigned, proprietor of the
above-named Hotel, begs leave to acquaint his numerous friends and the travelling public, that he has
re-painced and newly-furnished throughout this commedious establishment, in the management of which
by strict attention to business and guests, he hopes to deserve encouragement and support.

Lately, and far many years connected with Russell's Hotel, Parace Street, Quebec REVERE HOUSE, OTTAWA,

G. A. BUCKE, W. H. SANGER, TETHIS FIRST-CLASS HOTEL has been re-furnished and refitted throughout, and now combines all the requisites of a first-class estab-

Ottawa, Nov. 6, 1867 THE ALBION HOTEL

NICHOLAS Street, Court-House Avenue, Juliana, John Graham, Proprietor. This House is conveniently situated, and still main-tains its character as a FIRST-CLASS MOTEL. Considerable addition have recently been made to the premises, and it has been entirely repainted and movated. No pains will be spared to accommedate
and please.
ONNIBUSES to and from the cars and boats free of charge. There is a PIRST-CLASS LIVERY

STABLE attached to the Hotel. THE "QUEEN" RESTAURANT, Mayanagh. Proprietor, Corner of o Metcalfe and Wellington Streets, opposite to main entrance to the Government buildings. The "QUEEN" comprises all the requisites for a and ref mished aroughout. The BAR contains the choicet Brands ir Wines and Liques, and every delicacy of the season will be found on the table. The

THE METROPOLITAN Aumond's Block, Rideau Street Ottawa,

proprieter's best efforts will be directed to he com-fort of his guests and patrons.

Oysters, Game etc .dal y

P. O'MEARA, PROPRIETOR. DOMINION HOUSE WELLINGTON-STREET.

er at the Russell House, begs to notify his friends and the public generally that he has leased the above hotes, which is now well furnished, and will be kept as a first class house. The bar is well stocked with the choicest brands of liquors. to table will be furnished with the best the market affords. Good yard and stabling attached to the premises.

GEORGE IRVINE. Ottaws, March 26: MILESIS

HAIRDRESSING SALOON BELL'S BLOCK, ELGIN-ST.

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Beg to intimate to their patrons that they have commenced the manufacture of Erated Waters of every description, and on the most extensive scale.

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A COMPLETE ASSORTMENT of The proprietors believe their Ærated Waters will be superior to any others at present prepared in Montreal, for the following reasons, viz:-1st. The employment of the most improved ma-2nd. The application of strictly scientific princi 3rd. Extra care given to the chemical purity of

the articles used in the different processes.
4th. The possession of chemical knowledge, without which it is simply impossible to produce Erated Waters in perfection. The following Waters and Boverages are the principal ones prepared at the MEDICAL HALL FACTORY: Belfast Ginger Ale, Lemonade, Sarsaparilla, Winter Beverage, Summer Beverage, Sods Water, Seltzer Water, Potash Water, Kis-sengen Water, Vichy Water.

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H. McLEAN'S A Centre Town, Ottawa, opposite Hope's Station-The sale of Real Frtate at Auction or Private Sale premptly attended to. Consignments received for positive sale. Parties wishing to purchase Rea Estate will receive all information FREE C. CHARGE by calling at the office. Ottawa, Dec. 18, 1865.

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S. CHRISTIE,

O'CONNOR & WALLER, XCHANGE Brokers, Fire, Life and Ac-

HOLGATE, OLIVER & ANNABLES WHOLESALE Man facturers of Bed-steads Chairs, &c., Chaudiere Island, Ot-WILLIAM HOLGATE,

JOHN OLIVER. WIL TAM ANNABLE. R. H. McGREEVI, CONTRACTOR and Builder. Office !

Ottawa, March 20, 1866. EXREE EXHIBITION

WITH TRICK PONY. AND LECTURE BY PROFESSOR M. McGREGOR

THE EDUCATION OF THE HORSE

The Public are invited to attend.

PROF. MALCOLM MCGREGOR, the renowned Horse Tamer, has erected a large Pavilion or Horse Taming School at the City Hall Square, Ottawa, opposite the Union House, to commence on WEDNESDAY, SEP' f. 2ND, at 2 o'clock in the fternoon, and 71 o'clock in the evening, and continue TEN DAYS, for the purpose of teaching his new system of handling wild and vicious horses and colts, the only practical and reliable system of

horse education now known. All horses handled before the class free of The worst kicking and runaway horses broken breeching, making them stop the waggen with

their heels at the word of command WHAT HE TEACHES. He teaches his classes how to break all horses that are in the habit of running away, of balking, 1-y of kicking in harness, of kicking in stall or pawing their bedding out, of pulling at halter, biting and striking, of cribbing, of jumping fence, of being bad to shoe, of shying, of being bad to ride, or any other bad habit. Also, how to learn horses tricks, such as lying down, sitting up, watking on their hind feet, kneeling down, answering questions, dancing, waltzing, to trot without breaking, &c., &c. All wishing to learn the secret can do so in one heur's time by joining the class. Price of tuition \$3 per scholar; for father and at low prices. In Cooking, Parlor, Box a son, for two brothers, or for gentleman and his varied assortmen ever shown in Ottawa.

After they purchase a ticket they can pass in and out at all times without extra charge, but all scholars are sworn not to divulge the secret in any way for five years, or let any one have their ticket He challenges the world to produce a horse that he cannot handle, or confute the principles upon which this theory is based.

Mr. McGregor may be seen from 9 a.m. to 12 m. at the Russell House. MALCOLM MCGREGOR. August 29, 1868.

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COMPLETE ASSORTMENT of BLEACHED SHEETINGS PILLOW CASING, TOWELLINGS, and LINEN GOODS, &c, &c.

REY AND WHITE COTTON, at usual prices, no advance,

CEE OUR 40 INCHES WIDE GREY COTTON for 7d per yard

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Promenade or Evening Skirt! small compass, and must readily recommend itself to every Lady, combining, as it does, Grace, Elegance and Comfort. To be had wholesale and retail. All styles of Skirts on hand. Corsets, Hosiery and Gloves, Parasols, &c., &c.

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Ali materials for the above branches kept constantly on hand.

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Public and Private Buildings, Conservatories, Vineries, Manufactories, &c., warmed by Steam, Hot Water or Warm Air, on the most approved principles.

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Sheffield House, Ottawa. Ottawa, May 5, 1868.



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and Gold Medal, Paris, 1867.

Gold Medal, Paris, 1867

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The "HOWE" SEWING MACHINES are the best for arriage Trimmers, Harness Makers, Boot and Shoe sakers, are the best Shuttle Machine for Tailors, Dressmakers, Families, etc. Makers, Boot and Shoe Jakers, are the cost but instructions gratis.
atc., etc. Price from \$50. Prospectus from and instructions gratis.
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& CO. DEPOT STOVES, TINWARE and LUMBERMEN'S SUPPLIES, which we offer Wholesale or Retail at low prices. In Cooking, Parlor, Box and Hall Storys, for wood or coal we have the largest and most

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Mew and most beautiful designs, very cheap. COAL STOVES. PARLOR GRATES. Hot Air Furnaces. We still continue to manufacture every description of TIN, SHEET IRON, and COPPER WARE, RUSSIA IRON PIPE, and DUMB STOVES. Also all kinds of out-door Job Work in our line attended to by competent and experienced Mechanics. Country Merchants supplied with Stovepipes, &c., at reduced rates.

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Price Lists sent free on application.

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highly desirable article which I have secured the Sole Agency Lumberers and Country Storekeepers,

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MEN'S CALV BOOTS, MEN'S COWHIDE BOOKS MEN'S CALF LACE BOOTS,

And MEN'S KIP LACE BOOTS MISSES & CHILDREN'S KIP LACE BOOTS And a large variety of every description at prices which cannot fall to suit purchasers. AN INSPECTION OF OUR SAMPLES and rices is invited pefore purchasing elsewhere.

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To our Retail Customers we beg to say that for

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SUSSEX - STREET.

50 BBLS. PRIME PICKLING VINE-AT REDUCED RATES.

50 BOXES PRIME HOPS, Cameron, J. H .- Of course. In t, 4 and 1 lb. packages, for family use, AT REDUCED RATES

WINES. ALES, TEAS,

itawa, Aug. 10, 1868.

AT REDUCED RATES.

J. MARTIN & CO.

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SEE FOURTH PAGE.

THE FALL ASSIZES. The Trial of Whelan.

Fifteen Jurors set aside by the Crown.

Twenty-two Challenged by the Defence.

CONFUSION AT THE COURT HOUSE DOOR.

Fifth Day.

MONDAY, Sept. 7, 1868. Before the hour appointed, nine o'clock for the opening of the Court, quite a number to challenge Jonathan Sparks for cause. | in as few words as possible. The of people had gathered in the neighbourhood; ly arranged by the Sheriff that admission should be gained only by ticket, so that throughout the day, though the Court House was well filled, there was nothing like a jam

unnecessary annoyance, and no little amount ing out, he heard an altercation at the Court | ment. House door. A respectable man, carrying a gain admittance for its delivery, the envelope being endorsed that the messenger awaited an answer. The cerberus at the door not only refused admittance, but indignantly returned the letter, saying that he was not going "to be a letter-carrier' (Important man!) when a party inside kindly offered to carry it up stairs. On the letter being delivered to the Sheriff, and the state of the case explained, the Sheriff having no more tickets of admission by him, ordered that the messenger be admitted into court. This, however, the consequential "peeler" refused, and our own aftairs requiring attention, there was no further duly sworn. time for us to assist in solving the difficulty. The Crown prosecutor was also, we believe, annoyed by the refusal of admission to parties little common civility and common sense on the part of the door-keepers difficulties might very easily be avoided, especially as the Court

House is far too mncomfortable to tempt many people to stay in it longer than they can well At about half-past nine gelock the Hon. Chief-Justice Richards, preceded by the Sheriff, entered the court room, and the thereafter opened the court in due form. Around the bar were seated James O'Reilly Esq., Q. C., who appeared for the Crown; the Hon. J. H Cameron, Q. C., Hon. M. C. Cam-eron, Q C., Kenneth McKenzie, Esq., Q. C., prisoner's Counsel, with whom were associated P J. Buckley, Esq., Barrister of this city, and, unofficially but most actively, and no doubt

fliciently, John O'Farrel, Esq., of the Quebec SILVER AT CURRENT RATES we are prepared There were also present the Hon. Col. Gray, M. P., His Worship the Mayor, His Honor Judge Armstrong, His Honor the Police Magistrate, J. M. Currier, Esq., M. P., R. W. Scott, Esq., M. P., Robt. Lyon, Esq., M. P. P., and a large number of the members of the Ottawa bar; besides Major Alexander, Col. Coffin, and later in the day the Hon. Mr. Mitchell, with many leading citizens, and others of note who evinced a deep interest in the proceedings, the Court Bouse being as we have said quite com-

fortably filled, but not crowded.

of petit jurors, almost every one of whom answered to their names. At the instance of Mr. O'Reilly, the Crown witnesses were then called, and due process entered for the production of a few absentees. The prisoner, Patrick James Whelan, was brought into Court, as on the with "the nippers" on his wrists. Whelan paler than before, but otherwise unchanged. He wore an irreproachable, well brushed black silk hat, black frock coat, white vest with narrow gold chain and black pants. His "get up" was quite nest and jaunty, and he did not show more of the nervous restlessness than has heretofore characterised him. He watched the proceedings with great apparent interest, but very little change of count-nance, though when one of the jurers was charged by his Counsel with having said that if on the jury "he would hang him," he certainly did give the juror in question one of his sternest looks. On the Clerk calling upon the prisoner to stand up, he responded, "Yes sir," and being asked by the same functionary was he ready for trial, he responded, after a moment's pause, "I am sir." At this time, as generally through-

out the proceedings, there was great stillness Summoning the Jury-Interesting Points

in Procedure, &c. On the Clerk's proceeding to empanel the with the took to be sworn.

Mr. O'Reilly? Mr. U'Reitly--I think this is quite an unusual course, in our courts, your Lordship, any authority to cite in its favor? Cameron, J. H .- This is the correct course, and I desire the point to be brought before the court. He then cited his authority.

O'Reilly-The panel has already been call-Cameron, J. H .- Only to see if the Thomas Weatherley, Robert W. Brows, jurors are all present in court, but my John Eccles. object is to have the full jury in the box, be- Matthew Heron. fore being called upon to exercise the prisoner's George Cavanagh, right of challenge.

this cours had been followed in the English courts, and explained at the same time that such had not been generally followed in this :
such had not been generally followed in this :
country, challenge being usually made when | Country of Carleton, } The Jurors of Our Lady
country, challenge being usually made when | To Wit. | The Queen, upon their oarhs the juror was called. O'Reilly-Of course, if this rule is adopted

The Court read the authority, shewing that

The clerk proceeded to call the jurors, when the following answered to their names, and took their seats in the box : Al-xander Huchallenged by the defence, viz. :

SUGARS, &c.

Hodgins-11.

The defence challenged the following, viz. The Prosecution -- The Case stated for the lood, Rowatt and Hodgins-3. The Crown challenged or " set aside"- Mr. O'REILLY, being called upon by the Mears, Cosgrove and Daly-3.

The following were duly sworn: Thomas | mencing as follows: May it please your Weatherley, W.n. Morgan, Robert W. Brown, Lordship; gentlemen of the jury: The pris-John Eccles and John Wilson, jr. 5. soner at the bar stands charged with the crime The clerk then called-Matthew Heron, of murder, and the language of the indictment

Of these were challenged by the defence: Wilson, Clother and Arthurs Matthew Heron was duly sworn.

Patrick Baxter-5.

### A Challenge for Cause.

but to prevent overcrowding it had been wise- cause until his right of peremptory ing its guilt home to the guilty party, and challenge was exhausted. Had the ascertaining who the murderer really was, and of his claim?

fore challenged Mr. Sparks for cause. It was observable, however, that from the pig-headedness of the police officers detailed

nity of bringing the point up again.

4), were challenged by the defence.

Another Challenge for Cause.

torily, this was refused, and

Hon. J. H. Cameron examined him. of which he stands charged?

Juror-I have not. gard to this case? Jutor-I said that, according to what The Clerk of the Court called over the panel specared in the papers, it looked like it. as to what verdict you ought to give?

he had read in the newspapers. to offer, Mr. Cameron ?.

offer, and that had been admitted.

Cavanagh was upobjectionable. when prepared to do it with cause.

The Court-What have you to say to that,

The following twelve "good men true" then answered to their names as being "sworn." Wm. Morgan, William Pordy. John Wilson, Wm. Gambie, Robert McDaniel

The Indictment.

Benjamin Hodgins,

The Clerk read the indictment as follows: resent that Patrick James Whelan, on the 7th day O'Reilly-Of course, if this rule is adopted of April, in the year of our Lord, 1868, at the City the Crown will have the same right as the of Ottawa, in the County of Carieton, did felondefence. der one Thomas D'Arcy McGee. - A true bill.

Samuel Conn.

Robert Little, John Fudpa, Richard Kempt, called, and removed from court in charge of a cupied other positions in the gallery, and he constable, to the clerk's room. The following (counsel) feared that he had accomplices even On proceeding to administer the oath to this answered to their names: William Trotter, there, He was, in fact, obs rved conversing panel, the following jurors were peremptorily Mary Ann Trotter, John Jordan, J. B Lacroix, with a person near him, and with others beohallenged by the defence, viz.:

A. J. Turner, James Inglis, Joseph Faulkner, hind. Later on, when Mr. McGee was about A. Huston, Boucher, Alexander, Little, John Joseph McGee (brother of the late T. D. leaving the House, prisoner was again seen, Kempt and Hugh Huston—6.

By the Crown the following were ordered to "stand aside," viz.: Potter, Richard and Robert Smith, Morland and Fudpa -5; and William Purdy was duly sworn.

McGee), Mrs. McKenna, John McLaughlan, L. Roy his this time concealing himself behind a pitlar this time concealing himself behind a pitlar near the entrance, and watching for Mr. Desjardin, Andrew Cullen, E. J. O'Neill, McGee's egrees. There was no doubt as to his presence in the House up to its adjournment; William Purdy was duly sworn. The clerk then summoned the following:
Robert Hood, Thomas Weatherley, William
Morgan, Pairick Mears, John Cosgrove, Wm.

The clerk then summoned the following:
Chette, John Down, Jane Tynan, B. Hollbrook, which, with the coroner, the physicians,
brook, which, whic Rowatt, Robert W. Brown, John Eccles, Crown witnesses to thirty-one or thirty-two. rep-ated to them by witnesses from Patrick Daly, jr., John Wilson, Jr., and Wm. R. Mactarlane, Esq., M. P., was not in Court whose lips he (counsel) preferred when his name was called.

Court, stated the case for the Crown, coin-

Wm. Wilson (Huntly), John Werthers, Albert | which is plain, tells you who the person Clother, David Hartin and William Arthurs murdered was. That language, he continued ran thus-that Patrick John Whelan did on the seventh of April last in this City of Ottawa teloniousiv, wilfully, and with malice afore-By the Crown, Weathers and Hartin; and thought, kill and murder one Thomas D'Arcy McGee. The crime of murder, as understood There were still five jurors lacking to com- by the authorities, and as defined by Lord plete the panel, and the following jurymen Coke, consisted in a party unlawfully, wilfully were called, viz. : Charles Brunette, Patrick and with malice aforethought, killing a person Manyon, Jonathan Sparks, Wm. Gamble, of reasonable discretion living under the King s peace. It was therefore necessary, to establish The Crown set aside Brunette, Manyon and the charge of murder, that the Crown should prove all the allegations set forth in the indictment, and fix their guilt upon the prisoner at the bar. First, that the death was Cameron, J. H., claimed that though the unlawfully caused, secondly, that it was the defence had not exhausted its right of per- result of malice aforethought, and thirdly, that, emptory challenge, it desired to test the point it was that of a reasonable being living in the whether, at the option of the prisoner, he could King's peace. At the present stage he would not challenge for cause. He therefore desired simply narrate the history of the tragedy O'R illy-Did not think that prison only object the Crown could have er had the light to challenge for in tracing out this murder was that of bringlearned Counsel any authority to cite in favor | if the evidence to be adduced shewed the prisoner to be the party it would be the minds it would be their duty, their pleasant McGee was. On the seventh of April last he McGee left the House for his lodgings in Commons on that same night, and had left before Mr. McGee, and waited for him concealed in a gateway near his lodgings. That Thomas D'Arcy McGee stood before his Maker.

Cameron, J. H., had no authority, but wish- duty of them, the jury, to find him guilty. If ed to obtain the ruling of the Court, and there- the evidence failed to bring conviction to their The Court-For what cause, Mr. Cameron? duty, to acquit him. God forbid that in the Cameron, J. H .- That the juryman in ques- trial of this case, or of any case where a human tion is not indifferent. He has said that if on being is on trial for his life, a subject of the to carry out the sheriff's instructions, much | the jury he would hang the prisoner. | Crown should in this our country be found The Court suggested that the Crown should | guilty, except on the clearest evidence. It of inconvenience, was suffered. As an instance until right of peremptory challenge was them, but to everybody, if not within the it may be mentioned that a little before noon, exhausted, and that the defence should put Queen's whole dominions, at least within the when one of the staff of this journal was com- in demurrer on which he would give judg- Dominion of Canada, who Thomas D'Arcy Mr. O'Reilly then fyled his objection to the | was attending his Parliamentary duties here, claim, and Mr. Cameron put in his demurfer, and on the evening of the sixth was present, letter for the Sheriff, was vainly endeavoring to upon which the Court delivered judgment on in good health an : spirits, in his place in the demurrer, holding that the prisoner not hav- House of Commons. On that occasion a most ing exhausted his right of peremptory coal- important question was under debate, and Mr. lenge had no right to challenge for cause. McGee delivered, he believed, one of the most Cameron, J. H., intimated that if the pri- eloquent speeches ever heard within the Chamsoner's right to peremptorily challenge twenty ber. At about half-past two in the morning, were exhausted, he would take the opportu- after a long and anxious Session, Mr. The Judge explained to Mr. Sparks on his Sparks-st., accompanied by Mr. Robert Macleaving the box, that at that stage of the pro- farlane, M. P., a gentleman of distinction at ceeding there was no need of his saying any- the bar of Upper Canada:. At the corner of thing, because the ruling of the court had Metcalfe-st. Mr. Macfarlane left him in the been on the broad principle of law, regulat- bright moonlight, which made the night ing the rights of the prisoner, and not on the almost as bright as day. Mr. Mctice then question of the truth or falsehood of the turned up Sparks-st, until he reached his statements said to have been made by him. | lodgings, in the house kept by a person named Mr. Sparks then stepped aside, as chal- Trotter. It was charged against the prisoner lenged by defence, and William Gamble was at the bar that he had been in the House of Four jurymen were still wanting, and the when Mr. McGee passed his place of ambash, following were called and severally challenged, the prisoner followed, going out into the street, requiring to see him. By the exercise of a viz : Albert Derrick, by the Crown ; and John and, when Mr. McGee was opening the door Beamen, James Rolston and John White (3) of his lodgings, find come behind and shot The next attempt was no more successful, passing out through his mouth, and carrying one juror having been called by a wrong name, away some of his teeth. That Mr. McGee (Glenning instead of Glenny) was told by the had, in consequence, died almost instantly, Court that he need not answ r, and the follow- within, in fact, a few seconds. Aye, in less than ing, viz, William Wilson (Fitzroy), Willi m one minute, in less than sixty short seconds Croskery, James Gilchrist, and James Watt, after that fatal shot was fired, the soul of The following jurors were then summoned It was charged that the prisoner was the person by the clerk, viz, George Cavanagh, James who fired the shot, and he (Mr. O'Reilly) un-

Tierney, Robert McDaniel, and Benjamin dertook to prove in evidence that he was the emissary of a conspiracy of wick d men, whose The defence claimed the right to challenge | n. farious plot had been hatched in Montreal, another juror, without cause, but it be their first hellish scheme having been to kill ing found that (including Mr. Sparks) Mr. McGee in his own house. That the pritwenty had already been challenged peremp- soner had, in fact, gone for that purpose at night to Mr. McGee's house, when the door was Cameron, J. H., challenged George opened to him by Mr. McG-e's brother, who Cavanagh, for cause, in that he had was there in court to give his evidence. The expressed an opinion as to the guilt prisoner alleged on that occasion that he had of the prisoner, and required that the come tora friendly purpose, namely, to give intelligence that the louse would be fired at four Mr. Cavanagh was thereupon sworn, and the a.m. that day. Seeing that his errand pu p rted to be of this friendly nature, Mr. McG e re-Cameron, J. H. -Have you ever said that ceived the prisoner in his library, the prisoner at the bar was guilty of the crime young Mr. McGee baving locked the front door after admitting him. Mr. McGee believed the prisoner's warning, b -Cameron, J. A .- What have you said in re- cause at that time, unfortunately for the city, there was a strong political feeling existing, and an mosity ran bigh between two parties, of which Mr. McGes led one, and Mr. The Court - Have you made up your mind | Devlin the other. Mr. McGee consequently gave prisoner a note to take to the police, in-Juror-I have not made up my mind either forming them of the projected incendialism. This was at about 2 a. m., and prisoner, O'Reilly-The juror had said only that from although he had been so anxious for Mr. Mewhat he had seen in the public prints, Gee's safety and protection, first appeared it looked as if the prisoner was guilty, and if with it and delivered it to the police at 4:45 occasion of his arraignment, in charge such an expression of opinion, upon mere a. m., and this, although the crime against of Detective O'Neill and four policemen, preceded by the Governor of the gaol
and the Deputy-Sheriff, and secured as before
similarly objected to.

such an expression of opinion, upon in the which it carried a caution, and against which the desire i to guard, was, by his own statement, to have taken place three quarters of an similarly objected to. In reply to the Court, the juror stated that hour earlier. At this very period it could be walked with a jaunty step across the yard of the Court House and up the steps, coming into Court with a countenance somewhat paler than before, but otherwise unchanged trial, and judge of it independently of what country, as having received the pay of traitors, and as deserving to receive the death of The Court-Have you any other evidence traitors. Too well, it they believed the evidence, would they find that such threat Cameron, J. H. -No, my Lord, the state- had been carried out. It would be proved also ment made by the juror that the case, as re- that at meetings held shortly before this ocported by the papers, looked like as if the currence at the house of a party in Montreal, prisoner were guilty, was all that he had to where prisoner and some of his intimate associetes resorted, one of the parties present The two hist jurymen, William Purdy and had addressed prisoner by the name of Sulli-William Morgan, were then sworn as "tryers," | van, saying "Sullivan is the man to and his Lordship briefly explained to them do the deed." That when Mr. McGee the case they had to determine, viz., whether came up to his parliamentary duties Cavanagh is an indifferent and fair juror, in in Ottawa, the prisoner also made fact to try the issue. He then recited the his appearance here-the first occasion of his statement of the juror, and invited them to ever doing so. That when Mr. McGer, from retire and talk the matter over between them, sickness, went home, prisoner also left Ottawa, and then to inform the Court of their decision. returning subsequently after Mr. McGee's re-After a brief retirement, the "tryers" re- covery and return. These visits to Ottawa were turned to Court, and gave their finding that paid notwithstanding the fact that prisoner had employment in Montreal, at his trade of George Cavanagh was then duly sworn in tailoring, at good wages-he was, it was said, as juror. James Tierny was challenged by an excellent workman-and that his house the Crown. Robert McDaniel was sworn in, was in Montreal where his wife lived constantand Benjamin Hodgins being called to be ty, and he was himself comfortably establishand said he wished the full jury to be sum- sworn, the Hon. Mr. Cameron claimed the ed. Still he, who had no need for other ormoned to the box before any challenge would light of peremptory challenge as against him, cupation, they found coming up coinbe made, and that the prisoner have the right | because the defence had been compelled to cidently with Mr. McGee to Ottaws, of challenge on each juror's being presented challenge Jonathan Sparks without cause, and taking employment with Mr. Eagleson, a merchant tailor here. The The Judge took a note of the objection, and prisoner was found attending the House of Commons constantly while Mr. McGee was There being but one juror new required to in his place there, but not while Mr. McGee complete the panel, Samuel Conn was called was sick or absent. It would be proved that and I would ask the learned Couns I if he has | and sworn in without objection from either in November, or perhaps in October, he had purchased a pistol, with which he had prac-tised shooting, and, if the evidence which he would adduce wers-true, he became undoubtedly on accomplished shot. On the night preceding that of his murder, Mr. McGee was speaking in the House, and prison r was present in the gattery with a pistol in his pocket, and was seen so armed by a gentleman whom he would produce, who was himself in attendance at the Capital as a witness in the Kamouraska election case. On the night of the murder, prisoner was also in the gallery, entering about nine p.m., and frequently going in and out with much restlessne's. It would be proved that the prisoner was noticed in the gallery while Mr. McGee was speakingwhile he was delivering that last speech that was now famous. That speech was with regard to the proposed recall of Dr. Tapp T, a gentleman who had co-operated with himselt in bringing about the Canadian Confederation, and this recall, Mr. McGersaid, would be like striking a man below the belt. The At the instance of the Hon. J. H. Came- prisoner then gnashed his t eth, and shock his ton, William Boucher, Richard Smith, Bob rt ron, the witnesses for the Crown, except the hand menacingly, of which evidence would be Smith, Thomas Morland, Laurie Alexander, physicians and some offi ers of the court, were laid before them. The prisoner afterwards oc-

& LYMAN.

SESSIONS COURT OTTAWA

of SEPTEM ock, in the foreness, tions of the Pasce, ers in any wise out o take notice se High Bailig.

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