(Continued from Page 2.)

night of the 10th. The man might have upon to testify. will not swear we did not drink at Don- not give evidence to-day. time previously. The prisoner paid for at each other. the drinks on the Saturday morning, proplay any other money. I never saw the allowed in court. prisoner after that morning until he appeared at Moncton at the examination.

I was at O. S. Leger's on the morning of withdraw while evidence was being taken. | money mamma had. I did not see John September 11. I went there about six They accordingly withdrew. o'clock local time. Soon after Colburn came, also Melanson, all within ten afternoon session of the court yesterday in bed. The dog never stayed in the house minutes. I never saw Sullivan before the Putcher murder case the court room at nights. The doors were locked that that morning. Colburn introduced me to was crowded. About fifty ladies were in night; I saw mamma lock them. There the prisoner. The prisoner asked me to attendance. Maggie Dutcher is the great drink. He treated us all. He treated the attraction, but many were disappointed in the big room and one in the little room. second time within an hour I will swear not seeing her, as she only remained about I was not there two hours. Sullivan, half an hour, being removed when the ex. ma and Harry were struck two times. Melanson and Colburn left ahead of me. I think they left about 7 o'clock. I did | The witnesses examined were George | hand. not stay in the bar continually. I was Maddison, Temple Forbes, Ardena Howell, reading a paper most of the time I did Moses Steeves, Charles H. Thomas, Maggie not notice his money. Sullivan appeared Gayton, Margaret Gayton, Edward Andersober. I saw Sullivan Saturday afternoon son, Harriet Bleakney, Joseph Lemagne near O. S. Leger's. We spoke to each and Charles McCarthy, being thirty-three other on ordinary topics. Do not think witnesses examined since the trial began. we discussed the Dutcher fire.

a quarter of a mile from O. S. Leger's. gie Dutcher had already been rescued. shaving the three. While at my shop he as follows: One ten, four fives and a asked my price for shaving by the m nth. twenty-five cent bill. I was there when I said one dollar, and he gave me four the bodies were found. When I went to Ward, I. C. R. train despatcher; George ing the moneys secured and made payable gave me the dollar in the morning Col- ly at Meadow Brook. burn smiled and winked at me. The prisoner appeared to be sober, but I knew he personally knew nothing against accused. had been drinking.

am proprietor of the Queen Hotel, Monc- from the ruins. Would not swear it was ton. I saw the prisoner, John Sullivan, a woman's body. at my bar room, in company with his William McDougall, sworn : I am a father, either on the afternoon of Friday, constable and reside in Moneton. I visited the 11th, or on Saturday, the 12th of the scene of the fire on Sunday, Sept. 27. September. They had a drink and we I found a railway coupling pin in the talked about the Dutcher fire. John Sul- ruins. The coupling pin was produced livan said he had come up from that locali- and identified. ty the night before on the nine o'clock to the reporters. I cannot say whether a few minutes. Do not remember having ated the prisoner said he had come to Moncton | seen a dog there. the night previous to that. I have known the prisoner since he was a boy. His mother is my cousin. My boys worked in Nova Scotia with the prisoner. They always spoke well of him. Since the trial commenced I have heard a story of his having robbed and jilted a girl in Nova Scotia.

Eustache Leger, sworn : I keep a saloon in Moncton near the saloon or hotel of O. S. Leger. I saw the prisoner on the morning of Friday, Sept. 11th. He came | sworn ?" into my place about 8 o'clock and stayed about fifteen minutes. He gave me an American 50 cent piece in payment. I allowed him 40 cents for it. He was of what she said. alone. He told me he was trying to get on the 1. C. R. as a brakeman. I have known him about a year. I saw him again in the afternoon about three o'clock and got another drink, giving me a ten cent piece for it. He did not stop long nor say much. He appeared fairly sober.

Cross-examined by Mr. Smith-I have known prisoner about four years; know nothing bad about him. I recollect the American coin paid me because American coin is rarely seen in Moncton, where it

passes at a discount. Newton Harvey, sworn: I am employed at W. D. Martin's store in Moncton. 1 remember Colburn, whom I know, and two other men, all apparently somewhat under the influence of drink, coming to night? our store in the forenoon of September 11. Colburn did most of the talking. Colburn said, "Here is a customer for a pair of pants." They selected a pair, and one of them, whom I think was the prisoner at hold of mamma, the struck mamma two the bar, paid me \$1.75 for them. He paid times. Manua haid back on the bed with me in silver coin, Canadian coin, I think. Colburn asked me to mark the parcel John E. Sullivan, and send to Daniel Sullivan's residence, High St., which I did. Later the man was h in the day a man, I think it was the prisoner, called and asked for the parcel which I said had been sent to the address on High street. When at our shop Colburn seemed a good deal under the influence of liquor; more so than the other

George Maddison, a Times reporter, Was | anger and said : " That is with called and sworn when the court adjourn-

R. Barry Smith, counsel for defence, says the defence will assuredly be able to Brook. Tremember some to Monston on prove an alibi.

of the court this afternoon Massic Port cher, accompanied by her nurses occupied seats at the left of the Judge. The little girl is a pretty chi'd and appears in excellent health, and seemed perfeetly composed in manner.

been the prisoner, but I was not near His Honor refused to have her removed dark that night. Harry and I went first enough to them to recognize them. I at this stage of the proceedings. She wil and mamma came before we went to sleep.

nelly's. I do not think we drank there. The court was open fully a quarter of man come into the room. I heard namma I judge of the time I was at Leger's on an hour before the prisoner was brought say "stop." He hit her two times and the morning of the 10th by having heard in. Neither the child nor the prisoner she fell back on the bed. She did not fall the five o'clock whistle blow just a short showed any signs of emotion on looking on me. She never spoke again. The

Edward Donlon, of Moncton, sworn: thought the nurse and child had better nor the day before. I don't know what

amination of witnesses commenced.

This morning Peter Foster testified: I David Richard, Moncton, sworn: I am lived at Meadow Brook at the time of the the circumstances. a barber, doing business in Moncton about Dutcher fire, and was present at it. Mag-I remember the morning after the Dutch- The fire had control of the upper part of er fire, Sept. 11th. The prisoner, accom- house when I got there. Hugh Green and panied by Melanson and Colburn, asked some women were there. I helped reme if I would shave the three for twenty- move furniture. In a bureau drawer I five cents. I said yes, and he paid me for found thirty dollars and twenty-five cents quarters. In the afternoon about 3 the fire I went around to the front door o'clock he came back and said he was go- and found it open. The furniture was ing to Nova Scotia and asked for the dol- not disturbed. I have known accused a lar back, which I gave him. When he year or more. I have seen him frequent-

On cross-examination witness said. I There was a story of his wronging a girl Arch McKinnon, Moncton, testified : I in Stewiacke. I saw the remains taken

Ambrose Arseneau, sworn: I was at train. He said he could not see how any- Mrs. Dutcher's the evening of Sept. 10th body could harm Mrs. Dutcher; that she between 5 and 6. I saw Mrs. Dutcher and was a nice old person, always ready to Harry; not Maggie. Mr. Cormier was give one a meal or drink. The prisoner there. We left together. I got a drink said he had been at the Times office talking of whiskey and paid for it. I only stayed

> Maggie Dutcher was brought into court about eleven o'clock.

> The Solicitor General asked her if she knew it was wicked to tell lies.

Answer-Yes. Have you gone to school?

Do you know where good little girls go? Yes ; to Heaven.

Here the Judge asked: "Do you know you must tell the truth when you are

The Judge in a kind voice impressed upon Maggie the importance of being sure

Examined by the Solicitor General : Did you formerly live at Meadow Brook?

Do you remember the last night you

were there with your mamma and Harry ?

Did you sleep together?

Who went to bed first?

Harry and I.

Were you awake when your mamma went to bed?

Where did you sleep ? Harry at the back, mamma in front and

Were you awakened by a noise that

What did you see h

There was a man in the room. Mamma said "John don't his." The man had The wan hit hanry. He then hit me and I cried. He hit me two times.

Solicitor General - Do You know who

Who was is ? John Sullivan. DO XON SER ANN IN COUNTY The prisoner stoom up. In shas san man

Maskie pointed to the principle with her ! The prisoner was unmoved

HARRIS CONTINUES APRIL 45 WINKS That is the last I temember about Meadow the train. I do not temember being at HAN FIRST AND THE PART A WAS A WAS sick. I have been with Are Pressing a

MARK HANS Cross-examined at Hr. Smith 1 1879 PRICH YOLK SHORE. AND PROBERING THE THERE THE THIRD PART THE PART THE MANAGE STAFF FAIR SHOW A STAFF BARRE BERFARM

Mr. Smith applied to have Maggie talked to them about what happened that Dutcher removed from court until called night. I do not know where bad people go when they lie. We went to bed before I woke up. It was daylight. I saw a man lit the lamp. It was not dark. I A discussion between counsel arose as knew John Sullivan well. He was often ducing twenty-five cents. He did not dis- to the propriety of Maggie Dutcher being at cur house. I liked him. He used to nurse me often. That night he hit me on His Honor finally ruled that it was a the head. I cried. He hit me again. matter for the court's discretion. He We had a dog, I did not see him that day Sullivan take any. There was no person DORCHESTER, Jan. 16 .- During the in the house that night when we went to were two other beds in the house-one in

To Solicitor General-I am sure mam. did not see anything in John Sullivan's

During the examination of Maggie Dutcher the court house was crowded. A large gathering of ladies were present. The little girl was wonderfully composed and seldom faltered in her speech. The prisoner was slightly more nervous than usual but worderfully cool, considering

While Mr. Smith confused the little girl a good deal, due to her not understanding him thoroughly, and though she made some contradictory statements, her story in the main was not shaken.

murder case Saturday afternoon, Biss o'clock, noon, for the purpose of satisfy-Chesley, John Coffey, James Daley and William Morgan, conductors; Miles Wilson, Harry Cutton, George Mills, train hands, were examined. None of them had seen the prisoner on any train coming into Moncton on the night of the tragedy, situate, lying and being in the Parish of or going to St. John on Saturday night or St. Mary's, Kent County, beginning at a Sunday morning after the tragedy.

Thos. B. Calhoun, millman, testified to going to Mrs. Dutcher's in August to get the magnet of the year 1850 north 91 money changed, and she produced a roll degrees and 30 minutes Eas, 33 chains of bills which he judged to contain four or five hundred dollars.

Dr. Ross described the nature of Maggie Dutcher's wounds.

Judge Hanington said there was no objection to the jury attending divine worship, They accordingly attended the Episcopal one Thomas T. Mills to one Luke Johnchurch on Sunday morning and the prison chapel in the afternoon. Maggie Dutcher and her nurses attended the same services, piece of land described as follows :- Comat which the Rev. J. Roy Campbell offici- mencing at the north-western angle of

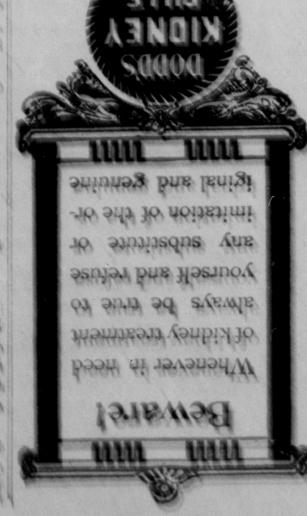
the trying examination. Up to adjourn- to the north-easterly angle thereof; thence ment on Saturday forty-nine witnesses southerly along the west side line of said for the crown had been examined.

The court opened at ten o'clock this morning. The first witness was James thence along said line 381 chains to the Green, a brother of Mrs. Dutcher, who place of beginning, containing in the deposed: At the time of the fire I was at whole fifty acres more or less, tegether E. J. Smith's mil's at Shediac. I went to bed that night about 9 o'clock; it was a dark night. I did not know of the fire wife, dy deed registered in Kent County till my boy came for me and told mc. Mrs. Dutcher was about five feet tall. I never knew her to drink. I only know of the occurrence of the fire by hearsay. October, 1893," together with buildings,

John R. Sullivan deposed: I have known the accused about a year; he is not a relative of mine. I was at Mrs. Dutcher's with Melanson and Gayton on the D., 1897. Thursday morning prior to the fire. We had a number of drinks. Mrs. Dutcher did not drink. We went away sober. There was no row. I do not remember

to have seen the dog on that occasion. Jane Green, jc, sworn: I am a daughter of Hugh Green, who rescued Maggie Dutcher from the fire. I was sleeping with my sister Eliza that night. Father woke us and we went to the fire. I was there when father broke the door in and saw him bring Maggie down. I did not notice she was wounded at that time I asked father not to go up stairs again; the upper portion of the house was in flames.

(Continued on Page 6.)



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MORTGAGEE'S SALE.

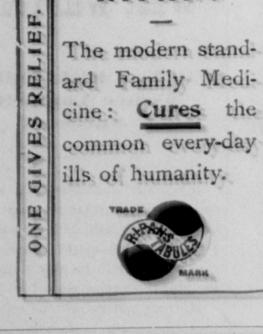
TO ANTHONY MCNAIRN, JUNIOR, AND ALL OTHERS WHOM IT MAY CONCERN :

Motice is hereby given that under and by virtue of a Power of Sale contained in a Certain Indenture of Mortgage hearing date the tenth day of October, in the vear of our Lord one thousand eight hundred and ninety three, and made between one John McNairn therein described as of St. Marvs, in the County of Kent, farmer, of the first part, and Wm. H. McLeod, of Richibucto, in the said county, accountant, of the second part; there will be sold at Public Auction at the Court House, Richibucto, on FRIDAY, THE TWENTY-DORCHESTER, Jan. 18.—In the Dutcher Sixth DAY OF FEBRUARY, next, at twelve inder and by virtue of the said Indenture of Mortgage, default having been made in payment thereof, the lands and premises mentioned and comprised in the said Indenture of Mortgage and therein described as follows :- "All and singular that certain lot or parcel of land and premises stake standing at the western angle of the | which he will dispose of at grant to William Chandler, in the Indian reserve on Buctouche, thence running by and 75 links to a cedar stake; thence north 18 degrees and 30 minutes west, 82 chains and 50 links to a stake; thence south 71 degrees and 30 minutes west, 33 chains and 75 links to a stake; and thence At the close of the court His Honor south, 18 degrees and 30 minutes east, 82 chains and 50 links to place of beginning, known and described as Lot B, save and except fifty acres heretofore conveyed by son, together with all ways, water-courses mill privileges and mill whatever situate and being thereon. Also all that certain grant to William Chandler, dated eighth The prisoner bears up stoically under day of December 1851 and running eastergrant 381 chains; theree running westerly crossing the Mill Creek stream until it meets the westerly side line of said grant; with a saw-mill, being all the lands and premises conveyed to one James McNairn by one George McLeod and Sarah A., his records on the seventh day of December, 1860, and by the said James McNairn and Christine his wife, conveyed to said John

McNairn by deed dated the sixth day of erections and improvements thereon, being the rights, member's privileges and appurtenances thereunto belonging. Dated this twelvth day of January, A.

WM. H. MCLEOD.

R.I.P.A.N.S



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We have on hand a splendid assortment of PUNGS, SLEIGHS, etc., which we are selling at low prices. Also Picture Framing. A full line of undertaking supplies

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Richibucto, Dec. 17, 1896.

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EGGS, OATS AND BUTTER RECEIVED IN EXCHANGE FOR GOODS

Sheriff's Sale

CARRIAGE & SLEIGH BUILDERS. There will be sold at Public Auction in front of the Court House, in Richibucto, in the County of Kent, on Tuesday, ber of sleighs ready for the mar THE NINETEENTH DAY OF JANUARY next, at one o'clock in the afternoon, all the right, title, interest, property, Equity of Redemption, claim and demand, whatso-ever, either at law or in equity, of Maur-short notice and satisfaction ice P. Bourgeois, of, in, to, out of or upon the following land and premises :- guaranteed. all that certain piece or parcel of land situated in the Parish of St. Paul, in the county of Kent, Province of New Brunswick, east half of lot No. 12 described and bounded as follows :- On the north by

the road leading to Buctouche, east by land occupied by Mary Bourgeois, south by the Buctouche River, west by land owned by Calixte D. Cormier, containing fifty acres more or less, together with house, store, barn and outhouses and appurtenances to the same belonging. and all other lands and tenements belonging to said Maurice P. Bourgeois, Head bookkeeper for Messis. situate. lying and being within my bailiwicks, the same having been levied and seized under and by virtue of several exe-

Bourgeois. AUGUSTE LEGER. Sheriff's Office, Richibucto, Oct. 14th, pond with us.

A. D. 1896.

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Business men wanting Stenographers and Bookkeepers will do well to corres-Odd Fellows' Hall S. REERIE & SON.

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> JAMES McDOLGALLE Richibucto, Dec. 1, 1896.