

THE KELLY MURDER.

Preliminary Examination.

AUGUST 27.

AFTERNOON SESSION.

Susan Ingles, sworn: I saw a wagon come up from Hobkirk's. It rested in the middle of the street and across the little bridge. It remained there about twenty minutes. Rose Chiverie was standing close by the wagon. I was standing some distance behind her. Rose was talking to the two men in the wagon. Did not hear what they said. I heard a few words from the men but not from Rose. I heard the voice say something about "the master's horse." Did not know what it meant. I was not acquainted with Rose before that night. I am sure they were standing twenty minutes. I understood them to mean that Rose had a drive before with that horse. One of the men had dark clothes and a high cap with a peak. Don't know how the other was dressed. Both were strangers to me. I would not know them again. They had their coats drawn about their faces. I never saw James Millner in that locality that I know of. I don't know who threw the stone. I saw my brother Dave there that night about half-past nine. He said it was night we were in the house and off the street. I suppose he said so for my own good. He advised me not to go with the men in the wagon. Dave is married and has a family. I told him I would not go with the men. I did not see him throw a stone. I do not know who threw stones. I swear the men in the wagon did not ask me or Rose to go with them.

David Ingles, sworn: I told the Coroner all I knew about the shooting case. Myself and Rose are good friends. I first saw the wagon in front of George Ryan's door, passing along slowly towards Rochford square. I saw my sister there. I said to her she had better be in the house. They appeared to be men that were in the wagon. I did not throw a stone at the wagon. I picked up no stone to throw. I did not see George Kelly till I picked him up after being shot. He might have thrown a stone. I did not see Lily Ryan. If she says I threw a stone she swears false. I do not know the character of Rose Chiverie. I merely know that she lives in that neighborhood by seeing her there. I heard the shots and heard Kelly call out "O my God I'm shot." I turned back and ran. I know James Millner slightly. Never saw him in the Bog. I saw William Potter just as I went up to Kelly. I don't know where he came from. Kelly said he was shot in the breast. I put my hand inside his clothing and found blood there. We took him into Byers' and thence to his mother's.

John Higgins, sworn: I remember the night of the 14th inst. Louis Johnston came in about 10 o'clock. He went for his father after that. He was not more than 10 minutes away—perhaps less. He remained in for the night. I don't know if any one came with him that night. He was sober, and not intoxicated. I did not see James Millner with him that evening. I saw him at breakfast next morning. He did not come to dinner. It might be ten o'clock previously, that I saw a pistol with him. I think it was a revolver of small size. He was shooting cats with it. I do not know what became of it afterwards.

John Flood, sworn: On Wednesday evening, the 14th inst., I was on Pownall Street. I saw a wagon with James Millner and another in it pass up the street towards Thorne's. I knew Millner. I heard one of the men in the wagon say "By God we'll do it to-night." The other answered, "Yes, by Christ we will do it." This was about half-past nine. I just saw as I went along the platform east of Rochford Square. They drove a dark horse and an open single-seated wagon. I saw Millner's face. I am well acquainted with him. Millner wore light clothes and a dark felt hat. I went towards Rochford Street, and sat on the Schoolhouse steps. David Ingles came along and spoke to me. I saw a wagon come from Hobkirk's, and turn on the crossing of Fitzroy and Rochford Street. I then heard three shots in succession, and saw the flashes come from the wagon. They appeared as if fired low. It was quite bright. I could see the wagon quite plainly. Duster was with me on the steps. I went to follow the wagon to see who fired the shots, and I asked Duster to go another way. I followed and lost sight of them when I went near Johnson's corner. I then saw one wagon go by Bayfield's, and another by Thorne's, going very fast. I met a wagon coming from the Asylum, and asked the persons in it if they knew who was in the other wagon. I then returned.

Francis Cusack, sworn: (Mr. Hodgson asks that this witness be examined under a special form of oath, requiring him to answer all questions that may be put to him.) I have gone to school. I go to church. Did not learn to read or write. (Mr. H. examines the witness closely touching his knowledge of the nature of an oath. He appears to understand clearly.) He went on to say: On Wednesday night, the 14th inst., I was going home with a bucket of water. I crossed the little bridge near the scene of the murder. A wagon came from the direction of Mr. Hobkirk's. It stopped at the crossing of the streets. The night was bright. Suse Ingles and Rose Chiverie were standing 4 or 5 feet from the wagon. They stood on the street—not on the platform. They were talking, but I did not catch what they said. I know they were talking, because they stood so close by. The men in the wagon spoke to me. One said, "Is that you Cusack?" I said "Yes," and passed on. I had no desire to stay near the wagon. The men's faces could not be clearly seen. They had their

coats drawn about their faces. I met Dave Ingles on the sidewalk, going towards Ryan's corner. I heard the sound of something thrown against the wagon. It appeared to come from Ryan's corner. After the stone was thrown, the wagon was driven on, turned round quickly, and then shots were fired from it. I did not see Kelly till I heard him cry out he was shot. The wagon drove off again towards Hobkirk's. Have no idea who the men in the wagon were.

Patrick Hand, sworn: Between nine and ten on the night of the 14th I heard shots fired. I then came out of my own gateway, nearly opposite Dr. Hobkirk's. I saw two men drive a horse and wagon round the corner, from Rochford to Euston Street. They drove rapidly—rate of 7 or 8 miles an hour. The horse was dark and the wagon single-seated. Just as the wagon was turning the corner, the man nearest me said, "I know the bugger who threw the stone." It was the tallest who said this. The other man said, "I have him." The horse's gait took my attention, and I said to myself, "That's Millner's horse." I knew the horse's gait. I take notice of such things. I would know your horse's gait. Being bright moonlight, I saw the horse clearly on turning the corner. Don't know who the men were. I know Millner has two black horses. I know the gait of each. I know this was the smaller one. I told the Marshal I knew it was Millner's horse.

John A. McKenna, jr.: I was out in company with Francis McCarron on the evening of the 14th, a little after 8 o'clock. I saw James Millner and another drive in a light wagon with a dark small horse. His companion was young and smaller than himself. I saw them go past Newson's. Millner was driving on the left side. He wore a "bucko" cap with large peak. He had dark clothes on. The other had a dark hat on, but I took no further notice of him.

Francis P. McCarron, sworn:—On the evening of the 14th I was out with the last witness. I saw James Millner and another young man driving in a light wagon. I did not know the other young man. Millner wore dark clothes and a tall cap with a long peak. I took no notice of the other man. Millner was driving.

Pius McKinnon, sworn:—I was about the schooner "Maria Catherine," getting breakfast, on Thursday morning, the 15th inst., between 7 and 8 o'clock. I went down aft into the cabin and saw the strange men then. They were talking with the Captain—Robinson—(witness points to the elder Mr. Johnson, and also his son Louis, and identified both.) The elder Mr. Johnson went on deck and asked the son to come up, but he answered "no, not now." The Captain told me to "get two quilts and make a bed with them in the run aft, and stow the young man away there." I did so. The opening to this place is small. Only one person could get in at a time. Before making the bed we were alone in the cabin, the Captain having gone on deck. I saw Johnson was in trouble and so I asked him what the matter was. He said "They are after me for murder." I said "What did you do?" He answered "I shot a man dead last night." I said, "That is a bad job." It was then about 8 o'clock. After dinner I went ashore, and again at 5 o'clock after getting supper I went ashore again. About dark the elder Mr. Johnson came to me and told me "If I put the boy away safely I would be well rewarded for it." I brought the young man food before this. Between 10 and 12 o'clock at night I went to the station to report to the Marshal that Johnson was on board. Not seeing him I told Policeman Shea. I had some liquor then but was not drunk. I told Shea I wanted \$5 for telling where the young man was. Shea told me I would get that. When the Marshal came I told him something, but don't remember it very well. I then went back to the vessel and went aboard. I was there while the police made the search and the arrest. I proceeded then to the run. He was not there. I got a light and went into the hold, when I saw Johnson coming towards me, and he told me he would give himself up.

To Mr. Hodgson—I was arrested at Sheerness, in England, on suspicion of murdering a woman. I did not commit the crime. Hundreds of others were arrested too. I was examined and let go. I don't remember telling you in the Coroner's court that I asked money for giving information. I got money from Johnson to get him things. I brought him a basketful. I asked him for fifty cents. I got fifty more for helping to carry a trunk. I also had a little of my own money. I know I asked \$5 of the police for giving information of Johnson. I was sorry for it afterwards. I did not think I was asking blood money.

August 28.

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MORTGAGE SALE!

56 Acres, Lot 18, Freehold
33 Acres, Lot 19, Freehold.

TO BE SOLD BY PUBLIC AUCTION AT Summerside, in Prince County, in front of the New Law Court House, MONDAY, the SEVENTH DAY OF OCTOBER, next, (A. D. 1878), at TWELVE O'CLOCK, noon, under and by virtue of a power of sale, contained in an indenture of Mortgage, bearing date the Eighth day of February, 1877, and made between William McKee, of Township number Nineteen, in Prince County, in the Province of Prince Edward Island, farmer, and Margaret McKee, his wife, of the one part, and Ralph Brecken, of Charlottetown, Esquire, of the other part, all the Freehold estate, right, title and interest of the said William McKee, in and to:

ALL that tract, piece and parcel of land, hereditament and premises, situate, lying and being, on Township number eighteen (18) in Prince County, in said Province, and bounded and described as follows, that is to say: commencing at Point of the march on Indian River, and on the division line between the lands of Roderick Gillis and Samuel McKee, thence, in a southerly direction nineteen (19) chains and eighty six (86) links south, twenty six (26) degrees west, thence in a easterly direction for a distance of thirty one (31) chains, thence in a northerly direction for a distance of about fifteen (15) chains, or until it meets the edge of Indian River, aforesaid; thence following the various windings of said river, to the place or point of commencement, containing, by estimation, forty six (46) acres of land, a little more or less.

ALSO, ALL that other tract, piece or parcel of land situated lying and being on Lot or Township number Nineteen, (19) in Prince County, aforesaid, bounded as follows, that is to say: By a Line commencing at a Stake set in the division line, between said Township's numbers eighteen (18) and nineteen, (19) and in the West side line of land in possession of Roderick Gillis, and running thence, according to the magnetic meridian of the year 1764, South on said Side Line, fifteen (15) chains, to the Road leading to Mills point; thence, West, along said road Twenty-two (22) chains, or a distance sufficient to comprise and embrace Thirty-three and one half (33½) acres of land, to land in possession of Samuel McKee; thence North to said division line, and thence along the same, East, to the place of commencement, containing thirty-three acres and two roods of land a little more or less, together with all buildings and improvements thereon and appurtenances to the same belonging.

For further particulars, apply to Messrs. BRECKEN & FITZGERALD, Solicitors, Charlottetown.

Dated this 16th day of August, A. D., 1878.

RALPH BRECKEN,
Mortgagee.

August 23, 1878—sj till sale.

POLITICAL MEETINGS.

MESSRS. POPE & BRECKEN

will meet the Electors of Queen's County at the following places:

CORNWALL, Saturday, 24, at 6 p.m.
ELDON, on Monday, the 26th inst., at 6 p.m.
WOOD ISLANDS, on Tuesday, the 27th inst., at 6 p.m.
MURRAY HARBOR ROAD (Green Marsh Schoolhouse), on Wednesday, the 28th inst., at 6 p.m.
O'NEILL'S ("Half-Way House"), on Thursday, the 29th inst., at 6 p.m.
KELLY'S CROSS, Fort Augustus, on Friday, the 30th inst., at 6 p.m.
POWNA HALL, Lot 49, on Saturday, the 31st inst., at 6 p.m.
MOUNT STEWART HALL, on Monday, September 2, at 6 p.m.
SAW-MILL BRIDGE, on Tuesday, Sept. 3, at 6 p.m.
RUSTICO HALL, on Wednesday, September 4, at 6 p.m.
NEW GLASGOW, Thursday, September 5, at 6 p.m.
HOPE RIVER, Friday, Sept. 6, at 6 p.m.
BRADALBANE, Saturday, September 7, at 4 p.m.
SPRINGTOWN, Monday, Sept. 9, at 6 p.m.
KELLY'S CROSS, Lot 29, Wednesday, Sept. 11, at 6 p.m.
BONSHAW, Thursday, Sept. 12, at 6 p.m.
LONG CREEK, Friday, September 13, at 6 p.m.
SOUTH WILTSHIRE, Saturday, September 14, at 6 p.m.
PISQUID ROAD SCHOOLHOUSE, Monday, Sept. 16, at 6 p.m.
Aug. 17, 1878—

Public Meetings.

MESSRS. A. C. McDONALD

—AND—
DR. MUTTART

will meet the electors of King's County as follows:—

At Bay Vue House, Souris East, on Friday, the 23rd inst. at 3 p. m.—Hon. J. C. Pope will be present.

At Whim Road Cross, on Wednesday, the 28th inst., at 3 p. m.

At Murray Harbor North, on Thursday, the 29th inst., at 3 p. m.

At Byrne's Road Schoolhouse, on Saturday, the 31st inst., at 3 p. m.

At Dundas Cross, on Wednesday, 4th Sept., at 3 p. m.

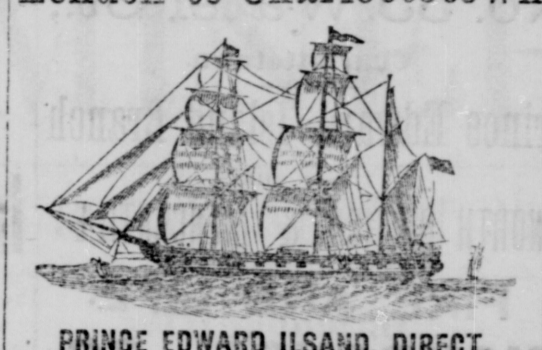
At Stewart's Hall, Cardigan, on Saturday, the 7th Sept., at 3 p. m.

Opposing candidates are respectfully invited to attend.

Aug. 17, 1878—pres till 7th

THE WEEKLY EXAMINER.—Persons having relatives or friends abroad, and desiring to keep them informed concerning P. E. Island, cannot do so in a better or cheaper way than by subscribing to THE WEEKLY EXAMINER. Sent, postpaid, to any address in Great Britain, the United States, or the Dominion, a receipt of One Dollar.

FROM London to Charlottetown



PRINCE EDWARD ISLAND, DIRECT.
FALL TRIP . . . 1878.

The Splendid Clipper Barkentine
"ETHEL BLANCHE,"
428 tons Register, Coppered and
Classed 9 Years A1, in
Eng. Lloyd's.

JOHN GRAHAM, COMMANDER,
WILL SAIL FROM LONDON

On or about the 10th September,
Carrying Freight at through rates to Pictou,
Georgetown, Summerside and Shediac.

This vessel was built expressly for the London trade, being thoroughly fitted out in every respect, with splendid accommodation for Passengers, and offers every inducement to shippers, as she has made remarkably quick passages.

Parties wishing to have their goods delivered here early in the season will do well to forward their order in time, so as not to detain the Vessel.

For Freight or Passage apply, in London, to JOHN FITZGERALD & SONS, 59 Cornhill; in Liverpool, to FITZGERALD BROTHERS, Brockley Buildings, 51 South John Street; or here, to the owners,—

PEAKE BROS. & CO.
Ch'town, Aug. 10, 1878—

TO THE TRADE.

UPON arrival of the Brigantine HARRY DAVIES, due here from Boston about the 25th inst., the Subscribers will offer to the Trade, at Low Prices and upon LIBERAL TERMS, a large Consignment, consisting of—

- 25 Bbls. Granulated Sugar,
- 50 " Refined "
- 100 " Choice Yellow "
- 20 Pans. MOLASSES,
- 300 Bbls. Extra Southern FLOUR,
- 50 " Kila-dried CORNMEAL,
- 300 Cases KEROSENE OIL (130° test),
- 300 Cases " " in tins (130° test)
- 300 Bbls. BALDWIN APPLES,
- 50 Bbls. ONIONS,
- Cases Matches, bbls. Pitch, bbls. Stockholm Tar, bbls. Resin, bbls. Turpentine, &c.

Being a CONSIGNMENT, these Goods will be sold at a very slight advance on cost.

HASZARD BROS.
61 Water Street, Ch'town,
Aug. 14, 1878. (pat 10i cod

SYDNEY COAL.

REDUCTION IN PRICE!

NOTICE TO THE PUBLIC!

THE GENERAL MINING ASSOCIATION (Limited) beg to intimate to the Public that the price of SYDNEY COAL has been

Reduced to \$2 per ton of 2240 lbs., a price which it is hoped will place it within the reach of all consumers.

The opening of the new winning at "THE SYDNEY MINES" and the fact that the SYDNEY COAL now being shipped is all from the DEEP taken in connection with recent improvements in the process of screening, affords purchasers a positive guarantee of the very superior quality and condition of the SYDNEY COAL now offered for sale.

It is a well-known fact that for many years past the prices of other Cape Breton coals have been regulated by the rates fixed for SYDNEY COAL; but while it is true that other coals, to get a sale at all, have been pressed on the market at various prices under the current rate of SYDNEY COAL, it is no less true that, taking into account the superior lasting qualities of SYDNEY COAL when compared with other Cape Breton coals, the advantage, both as to economy and convenience, is in favor of SYDNEY COAL, even at a much higher price.

The General Mining Association (Limited) regret that they should again have to caution the Public against the attempts being made from time to time to induce them to buy inferior coals purporting to be "EQUAL TO SYDNEY," "SUPERIOR TO SYDNEY," etc., etc., while some yet more unscrupulous vendors have not hesitated to advertise their coal as SYDNEY COAL (from some designated locality). All these efforts to sell coal by such means are only so many admissions on the part of those who make them of the STANDARD character of SYDNEY COAL.

It has come to the knowledge of the Association that in frequent instances parties giving orders to truckmen and others for SYDNEY COAL have been furnished with other and inferior coal. The Public are cautioned against permitting themselves to be imposed upon in this way.

MINES are furnished with a certificate of the cargo being Sydney Coal. Parties purchasing should satisfy themselves by demanding the production of this certificate.

The "Sydney Coal" is registered under the laws of the Dominion, and unauthorized parties using the Trade Mark "SYDNEY COAL" are liable to prosecution.

CUNARD & MORROW,
Agents G. M. A. Halifax, N. S.
G. W. DEBLOIS,
CHARLOTTETOWN.
Sole Agent for P. E. Island.
July 15, 1878—3m

SUBSCRIBE for the DAILY EXAMINER, the Cheapest and most useful Paper published in the Province.

AUCTION SALES.

Apples, Flour, &c
(CHOICE).

BY AUCTION, TO-MORROW,
Thursday, the 29th instant,

AT ELEVEN O'CLOCK,

35 BBLs. CANADIAN APPLES,
100 bbls. Spring Extra FLOUR,
50 " Extra & Sup. Extra

F. T. NEWBERY & CO.
Aug. 23, 1878—pat 1i

APPLES, ONIONS, CHEESE, & C

BY AUCTION, TO-MORROW,
Thursday, August the 29th,

AT HALF-PAST TWO O'CLOCK, P. M.,

30 BBLs. APPLES,
10 bbls. ONIONS,
4 boxes CHEESE,
1 crate Spanish ONIONS,

Pipes, Pepper, Cream-tarter, Mustard, Coffee,
Cloves, Allspice, Mixed Spice, Baked Beans, &c., &c.

A. MACNEILL,
Auctioneer.
Ch'town, Aug. 23—1i

HANDSOME BUILDING LOTS!

ELIGIBLE PROPERTIES.

I WILL sell at AUCTION, on the premises,

On Monday, 2nd September,

AT HALF-PAST ELEVEN O'CLOCK,

That handsomely situated Building Lot on the corner of Great George and Water Streets, being part of Town Lot No. 15, in 1st Hundred, fronting 42½ feet on Water Street, by 60 feet on Great George Street, with a right of way of 9 feet on the northern side (as per plan). This well known and very valuable Building Lot is conveniently situated, close to the Steamboat Landing and principal Business Stands, and is within two minutes' walk of the Railway Depot, making it one of the best sites for Business purposes in the City.

Immediately after, on the premises,—
Part of Common Lot No. 14, immediately opposite the villa residence of Benjamin Hartz, Esq. The land is divided into Four Handsome Building Lots, each 90 ft. x 95 ft. 10 inches (as per plan). These Lots are beautifully situated for private building purposes, their proximity to Victoria Park making them invaluable to families wishing to avoid the dust and noise of the City.

TERMS—25 per cent. of the purchase money down; the balance in three years, with interest at 6 per cent. per annum.

WILLIAM DODD,
Auctioneer.
Ch'town, Aug. 23, 1878—eod

TRADE SALE.

WE will offer for Sale, by AUCTION, on

Thursday, the 29th instant,

AT 11 O'CLOCK, A. M.,

10 Chests TEA—extra quality,
20 Boxes SOAP,
50 Boxes TOILET SOAP,

Boxes Coffee, Raisins, Cakes, Pepper, Mustard, boxes Pearl Blue, Blacking, reams Paper, Paper Bags, cases Matches, T. D. Pipes, Buckets, Brooms, etc., etc.

MACKENZIE & STUMBLE,
Auctioneers,
Ch'town, Aug. 27, 1878—

For the Benefit of all Concerned!

TO be sold at AUCTION, at NORTH CAPE, on

FRIDAY NEXT, AT 11 O'CLOCK,

where she now lies stranded,
The Hull and Materials of the
Barque "Moss,"

of Norway, 519 tons register.
JOSEPH MCGILVRAI,
Broker.
Casumpee, Aug. 27, 1878—pat t sale

LUMBER.

AUCTION!

WE will sell, at PUBLIC AUCTION, on

Friday, the 30th August, inst.,

AT 6 O'CLOCK, P. M.,

60,000 FEET DRY PINE, 1 in., 1½ in., 2 in. & 2½ in.
10,000 SPRUCE, 3x3 & 3x6.
Lot of Rough Boards, & 2in. Hemlock.

WRIGHT & MCGOWAN,
Ch'town, Aug. 25, 1878—4i

FOR SALE,

TWO NEW DWELLING HOUSES,
situated on Weymouth Street (nearly opposite the former residence of Daniel Hodgson, Esq.) They are fitted throughout with iron gas pipes, register grates, &c., &c., and contain 9 rooms each, with pantry, 4 closets and unfinished attic. Price reasonable. For further particulars apply to

JAMES M. BUTCHER.
July 19—dy pat 2aw