THE MIRFIELD MURDERS.

Both the prisoners, who seemed greatly improved in ap- King's Head, on the other side of Wraith's, so that between ten the kitchen door was lost; there is a well a few yards from the back pearance since the last trial, and especially M'Cabe, were minutes to one and one o'clock he must have gone down towards door, and on this well being pumped out on the 19th of May-a week he conducted into the Court at half-past nine o'clock, soon in after which Mr. Justice Patteson took his seat on the beach, nd and the prisoners,

PATRICK REID (20), and MICHAEL MCABE (32), el. were placed at the bar, and the following gentlemen were TO ATOWS

THE JURY. Mr. Rich. Innes, of Market-place, Barnsley, Foreman; Mr. John Stilling Reet, of Hornsea, farmer; Mr. Wm. Jennings, of Bradford, builder; re- Mr. John Hartley, jun., of Settle, ironmonger;

Mr. John Agden, of Heptonstall, gentleman; = Mr. Abm. Luan, of North-parade, Bradford, pawnbroker; Mr. H. Jackson, of Thwaite gate, Hunslet, flax-spinner; Mr. Samuel Stocks, of Chapel-Allerton, commission agent. Mr. Thos. Bairstow, of Sutton-Irill, in Sutton, manufacturer . Mr. James Hartley, of Sutton, worsted spinner. Mr. J. Harrison, of Victoria-street, Bradford, woolstapler.

Mr. Thos. Sturdy, of Park-lodge, in Ovenden, woolstapler. After the jury had been sworn,

M'Cabe said—I wish the Court to assign Mr. Matthews to defend Mr. Matthews.—I may as well state to your Lordship that I received a request to that effect from the prisoner M'Cabe yesterday afterneon, and of course I could give but one answer respecting it, with your Lordship's appropation I will undertake the task.

Mr. Justice Patteson.—He cannot be in hetter hands, Mr. in- | Matthews. Mr. Matthews said he had had no opportunity of seeing the de-Iny positions so far as they had been returned. Mr. Justice Patteson.—You have no copy of them? Mr. MATTHEWS .- None.

Mr. Justice Patteson.—You may have them if you wish; I can

aid | do without them, I dare say. Mr. MATTHEWS -It will be of advantage to have them. Mr. Ingham,—A gentleman behind me will furnish you with a ney | copy of the evidence. Mr. Matthews said he did not know whether any depositions had been taken since the former trial.

Mr. Overend replied there could not be. A copy of the evidence was then handed to Mr. Matthews. for | and Mr. Pickening; for M'Cabe, Mr. Matthews; and for Reid, Mr. SEYMOUR

ing DALE, of York.

On by cutting her throat, and by beating her against the floor and against | mound of rubbish in the field, and while there she saw the young boy | bar, and who, in conversation in that way, have heard from nd a chair; and next Michael M'Cabe for aiding, abetting, and assisting | Green, the great nephew of Mr. Wraith, coming from the private | these two men from time to time statements made about this | murder at his shop, about half-past eleven. y; the said Patrick Reid to commit the said murder and felony; and following, bollowing, bollowing, and whistling, transaction. I will not now enter into the details of that conof that they did, with malice aforethought, kill and murder the said in the manner I have described. But, in addition to that, there is versation, because it may be said—and very properly said—by Caroline Ellis. They have pleaded Not Guilty; your charge is to | this singular circumstance:—The girl noticed that he whistled in the | the Learned Counsel who defend the prisoners, that these witnesses ns hear the evidence, and to declare whether they be guilty or not.

THE OPENING SPEECH.

of Water Royd Hall. Mr. Wraith was an old man, about seventy-six did, then and there, make a statement to her mother. Well, then, evidence, to see that they do it like fair and honest men, and if you er these two, with the servant girl, Caroline Ellis, were the only past one, a woman who was standing near to the town gate saw a to their statements that credit which you think they deserve. But inmates of the house. Mr. Wraith had been steward in the early man coming at a sharp pace along one of the factpaths across the there is one statement of a different character to which none of the c- part of his life to a gentleman in the neighbourhood, and had West Fields. She observed that he had a basket upon his arm, which observations I have just made can apply. It is a statement given acquired a little competency. The house he lived in was his own; | was covered over with something, and that he looked back very fre- | by a reluctant witness—by a person whose official duty it was to hear n- he had about seven acres of land, and £800 in money. Gentlemen, quently as he came along. This man came past the place where she | what was said, and who thought it his duty to make a report to a st | the house in which he lived has three rooms on the ground floor, a | was standing, but when he got up to her there was a hedge between | magistrate of what he did hear-I allude to the jailor of this Castle, le kitchen and two front parlours, one of which was not ordinarily them, and she could not see who it was; but a few yards beyond that Mr. Noble, who will tell you re used, the parlons and kitchen being connected by a passage. One place the prisoner Reid was seen by a person of the name of Allott, Mr. Matthews.—No, I object, my Lord, under the circumstances of the parlonrs, viz, that to the right of the passage in coming out and he (Reid) was there joined by his mother. They walked together to my Learned Friend statingof the kitchen, was generally used as a dining-room by Mr. and Mrs. | towards Mirfield church, where Reid struck down to Shil-bank-lane, | Mr. Ingham.—After that intimation from Mr. Matthews I will not small garden, represented here on the model by a green patch. had again put on his cap. He was seen about his own home at about by Mr. Noble. - There is an entrance from a footpath into the back yard by a three o'clock, and there I will leave him for the present. Now what Mr. Marriews—Will be offered. e door which is commonly left open. A few yards from the kitchen were the movements of Michael Micabe? You will find that came. filry yards, till you come to the road called Water Royd-lane. At the | named Flintat Robert Town. Hearrived at Flint's about half-past two, | soners the benefit of that doubt. But if, on the other hand, you villages, but which are not represented on the plan, called Robert | there." He then went on to describe to Flint, and afterwards to one | true verdict give according to the evidence, so help you God. Town and High Town, the former being about half a mile to the or two other persons, the mode in which he went to the house, and

north of Sunny Bank, and High Town is about three quarters of a what he himself saw. He said, "I took down the footpath to mile from Robert Town—all to the extreme north. The Learned | Wraith's, went into the back yard, and saw the blinds down and the Counsel explained generally some of the more distant points of the | shutters to; I rapped at the back door and received no answer, and I | locality, and then said:—Gentlemen, I will now detail to you the rapped a third time and rattled my pots to let them know who I was; circumstances of this murder. The three inmates of Water Royd and then I could hear a footstep on the stairs of the house. That foot-If all were last seen alive about nine o'clock in the morning of the 12th | step came down stairs to the kitchen, and from the kitchen to the door; of May, old Mr. Wraith being in the garden and Mrs. Wraith and | the door was opened about three or four inches, and part of the head of the cervant girl in the kitchen. About half-past eleven o'clock Mr. a man appeared at the opening so made. The door was open three Wraith went to Cripplegate, where one of his grand nephews lived, or four inches, and the man remained there about three minutes. and he requested him to come and work upon the land that after- He was a young good-looking man, of twenty-four or twenty-five noon. The nephew's usual time for going to work was one o'clock, years of age. I said, 'Do you want any pots?' and the answer was, chen door opens into the yard. but about that hour there came on a heavy shower, which lasted about [No, Sir.' I asked him again; and again the answer was 'No,] a quarter of an hour, and the boy consequently did not go until ten | Sir.'" Gentlemen, I may as well say in passing, that a person going | minutes or so after the shower, arriving at Mr. Wraith's, as near as | up stairs and looking out of a little window at the back of the house, he can tell, at half-nest one. He went to the back door, and rapped, | could very well see a person who was standing below. M'Cabe wen halloed, and whistled, and adopted every other means he could think on to say that he saw blood—lots of blood—on the ground, that he bottom of the garden is 3 feet 9 inches. The well is about 14 of to make the inmates of the house answer the door. He, however, heard grouns, very heavy grouns indeed; and he afterwards observed yards from the kitchen door. There is not a footpath through got no answer, and on listening he noticed that there was a dead | that he thought the blood might have come from their killing fowls ellence within, save the ticking of the clock, which was in the kitchen. for Mirfield feast, which was to take place next day; that the groans He then went round to the kitchen window, which faces into the might have been from old Mrs. Wraith, who, he thought, might be yard, and found that the shutters of that window were closed so far poorly in bed, and that the strange man whom he saw might be late Mr. Wraith's nephew, and spoke to going to the house first as only to allow of his seeing something white laying upon the ground. waiting upon her. That was the explanation which he gave. You He next tried the front door, and in going there he observed that will recollect that M'Cabe went to the King's Head, and he was asked the curtains of the parlour window were closed in such a magner as if he had told M'Kinnell, the landlord, what he had seen and heard. to prevent his seeing anything within. On the step of the front door | He said no, he had not, and the reason which he gave was that chen door. I did not always tell that I whistled at the door. he saw a small quantity of blood, which was running out from under persons hawking about as he did would get themselves into scrapes the door. Seeing this, and finding that the front door was also fast, if they circulated scandal about their customers, and that, therefore, he went back home, and alarmed some of the neighbours, who came he thought it better to hold his tongue. Now we shall show that i to the place, and got in at the kitchen window. The first thing that | the door had been opened two or three inches some small quantity of they saw was the corpse of Caroline Ellis, lying on the ground. The blood might have been seen, but that lats—great lots of blood—could furniture in the kitchen was in a state of great confusion, the fender | not have been seen, unless the door had been thrown wide open, or lying as if the deceased had been employed in cleaning it. Her throat by some person who had gone into the house. It is not my duty to was cut, and there was a large quantity of blood about her head. offer any remarks upon the truth or falsehood of this statement, but The parties left the kitchen, and in the passage they found the I shall perhaps not be transgressing the limits of my duty when . corpse of Mrs. Wraith, with her head lying near to the front suggest to you that it is quite consistent with the supposition that door, under which the blood flowed from her throat, which was like- M'Cabe was waiting outside while the murder was going on. for the wise cut. In the dining parlour was found the dead body of Mr. purpose of giving intelligence of any person who might be coming Wraith, whose throat, too, had been cut. On the table there was a along the footpaths and roads; and that he might have thought that pie, partly eaten—a plate, with a knife and fork—another knife and the thing was lasting rather long, and that he had therefore rapped fork on the table—and under one of the chairs there was a little dish, at the door, thus causing Reid to go up stairs to look out at the with a few small bones upon it. The curtains were pinned with a window, in order to ascertain whether it would be safe to open the

long brasspin, upon which fact a question may turn, and about a yard | door. After M'Cabe had made these statements, he borrowed which was bent and bloody. Two of a chest of drawers in the room an order at the Shoulder of Mutton. An order had been given him to him was a bunch of keys, one of which fitted the drawers. You next day. However, you will find that he went out and returned in will also find that on Mr. Wraith's chest there was a rezor lying, three-quarters of an hour, and that he did go to Hightown during and the halt and blade of that razor were bloody. This razor cor- the interval, for I shall call a person of the name of Scholefield, responded with another which was found in the small top drawer, in who will tell you that he called at his house at four o'clock about a case which was capable of holding two, and both had the name of some glasses. Schulesiele's house is fifteen yards from M'Cabe's, it was noticed that a silver pint on the table had been seized by a Whether he went into his own house, will be a question with respect bloody hand; and there was likewise a knife, the blade and handle to which you will have to form your own judgment. M'Cabe of which were bloody. The medical men arrived about two o'clock, returned to Flint's, where he was shortly afterwards taken that in their opinion none of the three persons had been dead more his hand upon the table, he said, "I see where I have missed it-I than three quarters of an hour. They found injuries on the head of see where I have missed it! If I had given the alarm when I went each of a most serious character. The head of Caroline Ellis was to M'Kinnell's, the strange man would have been taken. Now he's almost broken to pieces, being iractured in a great many places, and I am taken into custody." About five o'clock the superin such a manner as to leave no doubt that the injury had been in- tendent of police arrived, and he observed that the lower part of fractured, three fingers on her left hand were broken, her upper jaw ankles; and in the opinion of this superintendent these stockings three flash wounds, which it will be important for you to notice rather repair, and would let in water at the soles, but the superintendent particularly. I need not say more of Mr. and Mrs. Wraith upon this states that the shoes were not wet except at the soles, but the stock-The medical men will tell you that any one of the blows inflicted on you to remember this circumstance, because when M'Cabe was on the heads of those three porsons would cause instant insensibility his road to Robert Town in the afternoon, after he had been at and lead to death, and that it is atterly impossible that any of them, Wraith's, a boy passed him on the road, and on turning round, after after they received one of such blows on the head, could have inflicted | he had passed him, he saw him sitting on the causeway with his feet injury upon themselves or upon any other person; and they will towards the ditch, and he noticed him pull off one of his shoes, and state further, that in their opinion, the threats of each of the de- take off his stocking and examine it. Whether or not there was garter is wider than the other. I am not capable of saying they consed persons had been cut when life was altogether or nearly extinct. water in the ditch the boy cannot say. When the surgeon examined Gentlemen, I have now detailed to you the facts which presented the body of Caroline Ellis, he noticed that she had only one garter themselves to the witnesses when they first arrived upon the spot; on, which he took off and has kept it in his possession up to the preand I will now state to you the habits of the family. Dinner was sent time. The same surgeon was present on the following Satur. the congulation of the blood, I took into account the warmth of taken into the parlour generally at from a quarter to half-past twelve day when M'Cabe's house was searched, and in his box was found a o'clock, and it occupied about half an hour, so that it would be over portion of a garter which will be produced before you to-day, and about or a little before one. The things were then removed to the | which appeared to have been newly torn. The garter taken from the kitchen, and the servant girl had her dinner there. In the mouth leg of Caroline Ellis, and the portion of a garter found at M'Cabe's both of Mr. and Mrs. Wraith was found a portion of partly masti- house, will be produced before you. At the last trial, a lady who, I cated pie cruet, and under a chair was a plate with some small bones am told, is the mistress of the blind school here in York, was accion it, it being Mrs. Wraith's custom to put something down for the | deutally in court, and she has since communicated to us her catuster she had done her own dinner. I mention this circumstance | opinion with respect to these gartors. They have been placed in her in order to assist you in forming your judgment as to the time hands, and I need hardly tell you that the mistresses of such estabwhen the murder was committed. But there is another fact, viz., that | lishments are conversant with all kinds of knitting, because it is in

ware, formerly living at Huddersfield, but who, some months before | which I will read to you. He was told that he was suspected of the At my Arkt interview with M'Cabe he did not tell me who the | polse the door. I then saw him run on to John M'Kinnell's on |

the murder was committed, came to live at Hightown, about two | murder, and that he was seen near the house at the time the murder | man was he saw at Wraith's. I believe there was a fair at the side of the wall nearer to Mr. Wraith's house at the time the murder was no that Wadnesday on the Wadnesday of the wall nearer to Mr. Wraith's house at the time the murder was no that Wadnesday on the wall nearer to Mr. Wraith's house at the time the murder was not the wall nearer to Mr. Wraith's man was no that Wadnesday on the wall nearer to Mr. Wraith's house at the time the murder was not the wall nearer to Mr. Wraith's house at the time the murder was not the wall nearer to Mr. Wraith's house at the time the murder was not the wall nearer to Mr. Wraith's house at the time the murder was not the wall nearer to Mr. Wraith's house at the wall nearer to miles from Wraith's house, and to the nor Mof R. M'Caba, I ought was committed. He replied "Well, I was at the house about the to tell you, was, on the former trial, ad served as a witness for the time you mention with my basket hawking things. I knocked at the prosecution; he is now placed at the day, on this charge, and you door, no one answered, and I walked on." The witness who will This was the day appointed for the trial of PATRICK | will judge by the sequel of my narra' ma, and by the proof given in speak to this conversation, then asked him if he chose to state where REID and MICHAEL M'CABE for the murder of Caro- evidence to-day, whether we, of the prosecution, are justified in he went after. He said "Well, I went down the footpath by the line Ellis, on the 12th of May last. The trial was appoint. placing him in that position. Ger Wraith's garden. Wraith's was the last house I called at; I plumber had been working about the premises. ed to take place at half-past nine o'clock, half an hour at Sunny Bank about ten o'clock ha the morning. At a later period went forward, struck down the footpath which brought me to the n later than the usual time, an arrangement which was made he was seen at Royd Nook; eta still later period he was seen at a Town Gate, in Mirfield, and then I went over the stile, and were not wet, but his socks were wet above the shoes. in order to allow time for the jurymen appointed in the place called "The City," and at Lee Green; and about twelve along the footpath which leads to Mirfield Church." in second list to arrive in York. Long previous to the above o'clock he was at the Sho alder of Mutton, the prisoner Reid having gentlemen; you will perceive that in that statement he has been at the same place, either ave minutes before or five minutes before or five minutes omitted all mention of having been at Webster's at a quarter m the trial, and soon after the doors had been opened the after. Michael M'Co de was then seen at a house about 300 yards from before one—all mention of having been in this private carriage-way ve Court was quickly crowded in every part, but in conse- Wraith's. He at apped there about five minutes, and had some all mention of having crossed the oat-field and all mention of having d, quence of special arrangements having been made by Mr. cheese and bread, and it will be shown that he went down the foot- been in that garden, if you are satisfied that the same two men wh a George Bellerby, the inspector of the York police, under path towards Wraith's house, about a quarter of an hour or twenty, were in the garden were in the one-field. Gentlemen, I have now to r- the direction of the High Sheriff, no inconvenience was felt. minutes after Reid had gone. About one o'clock, he was at the call your attention to an important piece of evidence. The key of

Wraith's house. Now where are they next seen? I have brought Reid, after the murder—this key was found. In the same well was found at a quarter before one, to Webster's, which is about 300 yards from an instrument called a soldering from, an exceedingly heavy blunt Wraith's house, and I have shown M. Cabe to have been 200 yards weapon, such, as I will show you, was well calculated to inflict part distant in another direction, at ten minutes to one, and at the King's of the injuries which I have described. Who put that weapon there? Head at one. A man of the name of Morton will be called, and when was it put there? I shall show you that it belonged to the who, a little before one o'clock, was passing along Water Royd father of the prisoner Reid, that it was borrowed a few months be-Lane. He was coming down from a place called Cross Causeways, fore the murder by a person named Kilty, and that, on the afternoon and passing the King's Head, and when he had got about half before the murder, Reid went to the house of Kilty, and took it way between the King's Head and Webster's, he looked round away. There is this fact also. I told you that the surgeon would towards Wraith's house, and he then saw, near the end of the speak to some flesh wounds on the person of Caroline Ellis, which he barn, and upon the private carriage road, the prisoner Reid. Reid is satisfied were not inflicted by the poker, and he will tell you now had his face slauting towards Wraith's premises, and about 60 yards | that he believes these wounds must have been produced by the solfrom him, on the same road, he saw McCabe, who was walking dering iron, or by some such weapon. Take again this further cirtowards Reid. The time when they were seen here, will be pretty | cumstance: I told you that the curtains of the dining parlour, where on about 300 yards, and then came a fiash of lightning and a clap of | be shown to you that the prisoner Reid was in the habit of dealing thunder, and in about five minutes it began to rain. We shall show | with such pins. It was not an uncommon one, but it corresponded. you by other witnesses that that shower must have commenced very | with that description of pin which he was in the habit of hawking. neur to one o'clock. Where are they next seen? Gentlemen, since | What was the motive for the commission of such murders as I have very important evidence in this case. She is about 13 years of age. ordinarily kept money in his house. He kept it in one of those little She went on the day in question from her own house, which is in Lee | drawers which was found open, and he kept the key of that drawer Green, to a place called Little Morton, and she carried with her her in his pocket. You will find that on the day before the murder, a father's dinner. She left Little Morton about a quarter before one, | glazier went to the house to put in a square of glass, and that on up the foot path into Nowell-lane, and leading to Tyas's wall. When paying him Mr. Wraith pulled out of-his pocket some four or five she got over the first field, the thunder and lightning came on; she sovereigns, and thirty or forty shillings in silver, and he usually namely, that in the prisoner's circumstances I was perfectly ready, was frightened, she got over the wall, it began to rain immediately, wors a silver watch, which he was noticed to have upon him ine | though unfurnished with materials, to do the best I can for him, and | and she crouched under the wall. And just as the rain began, she | when at Wakefield a day or two before the murder. I told you heard the church clock strike one. She remained there, as nearly | that Mr. Wraith's pockets had been rifled, but I may mention that as she can tell, about a quarter of an-hour, and during the whole | half-a-sovereign had been left by the parties. The two prisoners time the shower lasted. She then walked up the side of the wall, knew the habits of the family well. They both went, to the house; and walked on it for a few yards, up to the top, where there is a they constantly talked to the old man, and from time to time had footpath branching to the right and also to the left—the right leading | refreshments there. Up to last Christmas, Reid went to Wraith's to the West Fields, in front of Mr. Wraith's garden, and the left frequently. About that time he had on one occasion some refreshtowards Mr. Wraith's. When she got upon the wall, and was about | ment given to him, and having partaken of it he went out, shortly four yards from the top of it, she turned her eyes towards Mr. | returned, and charged Caroline Ellie with having taken from his Wraith's, and she then saw in the garden, in front of the house | basket a tea-caddy. She denied it; they got to words; Reid became

and not far from the front door, two men, each of whom was car- | violent, and Mr. Wraith came, turned him out, and sent for a conrying a basket; and you will have it in evidence that on that day both stable. On that occasion Reid said he would be revenged on her the prisoners were each undoubtedly carrying a basket. She walked on | some day or other, and as late as Easter he was making use of vielent | pocket | Mrs. Wraith had property of her own. a little and then turned again towards. Wraith's, and when she had expressions towards Caroline Eills, saying he would serve her out, or got within a few yards from the top of Tyas's wall, she looked and comething of that sort. Then again, gentlemen, we shall show you still saw the men there, and she noticed at the time that they had that on the morning of the day when the murder was committed, so their faces towards her. Now, undoubtedly, if those two men were early as five o'clock, a person of the name of Healey, who lives The Counsel for the prosecution were Mr. Ingham, Mr. Overend, looking towards the girl, they could not full to see her at that dis- near Sunny Bank, saw two men talking together in the causeway. , tance. She walked about twenty or thirty yards further, and then Sunny Bunk is midway between Daw Green and High Town. Mrs. turned again towards Wraith's, and saw the two men passing through | Healey and her servant had both got up early to wash that morning, | saw M'Cabe there. Whilst witness lived there, her Attorneys.—For the prosecution, Mr. Lengand, of Mirfield; for | the little door, communicating with the garden and back premises of | and they will both of them tell you that beyond a doubt one the prisoner M'Cabe, Mr. Jackson, of York, and for Reid, Mr. | Mr. Wraith. She had been in the habit of being noticed by old Mr. | these men was Michael M'Cabe, and that the other person, as they Wraith, who always spoke to her, and that prebably is the reason believe, was the prisoner Reid, and they noticed that he had a by Mrs. Wraith. Upon the Counsellors' table were placed the models and plans which induced her to come that way home. She west along a foot- green coat on. Reid was seen by other persons about twenty which were used at the trial of Patrick Reid at the last assizes, and path, and when she got to the gate of an oat-field, she found it wide minutes afterwards, going in the direction of Daw Green. Then which were made under the superintendence of Mr. Chas. Clapham, open, and through the gate-stead she saw two men at a distance of again, about three weeks before the murder, M'Cabe was talking utes past ten in the morning of the 12th of May. He had surveying engineer. Wakesield, by Messrs. Fawcett and Beaumont, 45 yards from her, and those two men are the prisoners at the bar. about old Mr. Wraith, and he spoke of him as a wealthy man who of lost that town, builders. The models most accurately represented the | She had known them before, one by the name of "Michael, the | could afford to live independent, and he said he had been telling | from Wraith's. ey, house in which the murders were committed, as well as the adjoining pot-hawker," the other by the name of "Patrick," who hawked him that he wondered he was not afraid of thleves, being so old a hardware and other things. They each had a basket with man, and living in so ionely a place; and he added old Mr. Wraith the The prisoners having been arraigned, and their pleas of Not Guilty | them, and were walking about four yards apart from each | replied that he was not afraid, for he was well prepared against a taken on Saturday, the Clenk of Annaigns proceeded to state the other. She saw them walking across the oat-field, in which host of robbers by night. Then I will call witnesses who will prove ic- charge to the jury as follows:—The prisoners at the bar are indicted, there was no footpath, and get over at the top, and then statements made by the one prisoner and the other, of very serious er. | first Patrick Reid for the wilful murder of Caroline Ellis, at Mirfield, | she could see them no more. She remained about this place, | import to both of them. They are undoubtedly men who have to on the 12th of May last, by beating her head with a soldering iron, playing or idling about for ten minutes, and she got upon a little been confined in the same prison with the two prisoners at the

Mr. Inghan then rose and said,—May it please your Lordship, | being alarmed at her long absence, want out to look for her, and the | ments are worthy of credit, it will be unfair in me to give any weight gentlemen of the jury, you are now about to investigate the murder | rumour of the murder becoming generally known, she repaired to the | to them in a case of so serious a nature. Therefore it is that I for of Caroline Ellis, which took place at Mirfield on the 12th of May spot, and there found her daughter. Gentlemen, the girl then made bear giving any account at all of what has been told us by such last. She was a young woman of about twenty years of age, and was a statement to the mother, into the particulars of which I am not at | parties, but I invite your attention to their statement when they the servant of Mr. James Wraith, who lived at a place called liberty to enter; but it is important for you to remember that she come into the box, and I ask you to look, when they deliver their years of age; his wife, Ann, was about sixty-five years old, and | what is the next thing? I shall show you that a little turned half- | think so, and can place confidence in them, then I ask you to give

is a place called Surny Bank, and to the north of this place are two is nothing so sure as that a murder has been committed; I myself was that after full and candid consideration of this case, you will

and a half from the body of Mr. Wratth was laid the kitchen poker, 1s. 4d. from Flint for the purpose of buying some glasses for executing alarm, and stated that he found the kitchen door fast were open, Mr. Wraith's pockets were turned inside out, and near at that house to take them twelve glasses, but they were ordered for Mr. Wraith upon them. On the table there were drops of blood, and and in coming there he would have to go past his own door. is the garter I saw taken off by Betty Sheard. Betty Sheard and they will tell you that at that time the bodies were warm, and custody, and brought to the Shoulder of Mutton, where, thumping Mr. Wraith's mouth was some pie crust, which was only partly flicted by a blunt and very heavy instrument. Her left arm was also M'Cabe's stockings were wet—on the soles, and as far up as the there: was fractured, her teeth knocked out, and on her lest-leg-there were had been washed. M'Cabe's shoes were in a bad state of heat of summer would extend the animal heat half an hour, or occasion than that they had received injuries of a most fearful unture. | ings were wet as high up as the aukles. It may be important for | utter growns after the first blow. I said at the last trial that the

Water Royd Hall, and he then plainly observed that the back door and her judgment is that the garter taken from the leg of Ceroline o'clock when I got there. of the house was wide open, and he neither heard anything nor saw | Ellis, and the portion of a garter found in M'Cabe's house, have anybody. The question then, Gentlemen, next arises, who are the been knitted by the same hand. One of these garters, gentlemen, is parties by whom the murder was committed? Patrick Reid, at the | undoubtedly wider by several stitches than the other. Miss Lambert, time in question, lived at Dangreen, about three miles from Wraith's | the witness I have alluded to, will also tell you what she thinks judghouse, and his employment was that of a hawker of candlesticks, tea- ing from their appearance, that the two garters had been worn about caddies, and other things, including breast-pins, such as I referred | the same time. The garters will be produced before you, and you to when speaking of the parlour curtains being closed. On the day will form your own judgment. But now you see the importance of of the murder he was seen, about eleven o'clock, coming up Shill- the evidence that will be given by Scholefield that M'Cabe called at the front room. M'Cabe was taken to the Dewsbury lock-up bank Lane, with a basket and a poke. At twelve o'clock, he was seen his place for some glasses at four o'clock, and that when he did so he the same day, and on going to his cell the next morning, he at the Shoulder of Mutton, and at half-past twelve he called at a must have gone past the door of his own house —Leaving M'Cube, I I house occupied by a person of the name of Lockwood, which house | now come once more to the case as it regards Reid. He was taken is 300 or 360 yards from the house of Mr. Wraith. He stopped there into custody at his own home the day but one after, when in bed, at where he was on the morning of the murder, when he said he a few minutes, and then went towards Mr. Wraith's, along a foot- an early hour in the morning. His clothes were taken possession of; path, in which he was seen by a person who will be called before you. they were the same that he had worn on the day of the murder, and That was a little after half-past twelve o'cleck. He is seen next at were submitted to the examination of a chemist, and you will find by this witness at the last trial. Witness next deposed to the a place called Webster's, a distance of 250 or 300 yards from Wraith's that there were a great many spots of blood upon the coat, parhouse. He is seen there about a quarter before one o'clock; and | ticularly before and behind. Reid's cap which he wore on the day there I will now leave him for the present, and now mention the in question was also found, and on this were discovered spots of movements of Mi Cabe was also a hawker, dealing in earthen- blood. When Reid was taken into custody he made a statement There might be penkulves and razors in it, but I cannot say.

the former trial, a little girl has been discovered, who will give you described? We shall have it proved that Mr. Wraith, and has succeeded to his property. De- statement to me. My daughter has been ill for some time with

at her house between ten and eleven that morning, and saw him again at her house between one and two, and smoked his

key-hole, and the boy had forgotten the fact; but, when they were are men at whose statements you must look with great, and je lous about, seeing all the turmoil of the people coming, and her mother | penalties of their crimes, and unless you are satisfied that their state- | carddies, and pins, like the one found in the curtains.

Wraith. There are two doors in the house, a back door and a front and his mother proceeded forwards to Dawgreen in another direction. say another word on the subject. In a case of this kind it is the d door, the latter of which faces the garden. The kitchen to which I The prisoner was seen in Shil-bank-lane by a person who had noticed duty of the prosecution to have, if possible, the truth elicited and have alluded is at the back of the house. Gentlemen, at the back him coming that morning. When he came in the morning he had a nothing but the truth. I have no other motive in making this stateof the house is an open space—a back yard—which communicates | cap on—when the little girl saw him crossing the oat field he had a | ment, and therefore after the intimation I have received from Mr. with the garden through two doors near the "laith" or barn, which hat on, and as he passed along Shil-bank-lane in the afternoon he Matthews, I will not say another word, but merely call your attend is at the end of the house. At the back of the house there is also a also had a hat on, but when he got near home it was noticed that he tion to the fact that a statement will be proved before you to-day.

Mr. Incham.—Yes, will be offered. And now, gentlemen, I have door is a well, which is not many yards from the other door that I where about half-past one he was seen at Roya-Nook, where he called | laid before you all the facts of this very serious case. If, when you have alluded to; there is an old-fashioned "laith" at the other end in the morning and left some rags. Royd Nook is about 300 or 400 have heard the evidence, you entertain any fair, or just, or reasonof the house, and a private cart-road leading from the open space | yards from the top of the oat field. He smoked his pipe and remained | able doubt as to the guilt of both or either of the two prisoners at or yard alongside the "laith," and extending about one hundred and there about ten minutes, and then went to the house of a porsen | the bar, your duty requires of you that you should give those priend of this cart road is the King's Head public-house, kept by a and remained about half an hour. At half-past three Flint came in, satisfied that the evidence, taken altogether, makes out the guilt of person of the name of M'Kinnell, and nearly opposite M'Kinnell's, and the first thing lie said was that there had been a dreadful murder one or both of the two prisoners to your entire satisfaction, it will on the other side of the way, and perhaps about sixty yards from the at Mirsield; Mr. Wraith had had his head cut off, and so had the then be your duty, however painful, to remember what a solemn junction of the cart road with Water Royd-lane is a small clump of servant and old Mrs. Wraith; whereupon McCabe, who up to this oath you took when you came into that box to discharge your duty liquises called Cripplegate. At the top of the plan, gentlemen, there moment had not said a syllable about the matter, observed, "There to the country, as well as to the prisoners at the bar, and I pray

THE EVIDENCE.

The following witnesses were then examined:-Charl's Clapham, examined by Mr. Overend.—Is a land sur veyor at Wakefield. He snoke to the correctness of the maps and plans, and also the distances. Before proceeding to the cross-examination of this witness. Mr. Matthews asked his Lordship what course should be

adopted by Mr. Seymour and himself as to their order of crossexamining the witnesses and addressing the jury? The Junus decided that the Counsel should proceed according to the position of the prisoners on the indictment. Charles Clapham, cross-examined by Mr. Srymoun.—The kit-By Mr. Matthews.—The distances I have mentioned are not

actual measurements by a chain, and therefore, supposing there were a few turns in a short road, the length would not be so correctly taken upon the plan as by a chain. Re-examined by Mr. Inguam.—The height of the hedge at the

the oat field next to Wraith's house.

Joshua Haworik, constable, was examined by Mr. Overend also as to distances. Joshua Green, examined by Mr. Inguam.—He said he was the after the nurder had been committed. Cross-examined by Mr. Matthews.—I did not see Mary Hallas that day about the house. I saw her after, in the presence of John Haworth, when I told her that I whistled in at the kit-John M'Kinnell, examined by Mr. Pickening-Keeps the King's Head public house. Went to the house on the day in question, about twenty minutes to two, and found there Thomas, the brother of Jeshua Green, the last witness. He then

described the fluding of the bodies, as on the last occasion. The

curtains in the room where Mr. Wraith's body was laid were

pinned with a common brass pin. Sawa poker laid on the floor, and described the finding of a razor, and seeing the drawers open in the same room. He also spoke to seeing Cross-examined by Mr. Seymour -Old Wraith did not wear a on the 12th of May. Reid was at Wraith's barn end, with his broad brimmed hat. I can't swear whether the brass pin was | face towards the house, and M'Cabe was about sixty yards an old one or not; nor can I say that it was bloody. By Mr. Matthews.—It was five minutes past one by our clock | near to one o'clock as witness could speak. A few minutes when the man M'Cabe asked if we wanted any pots. It was lafter a thunder storm came on. twenty innutes to two when I got into Mr. Wraith's house, by their clock. I can't say in which M'Cabe came Re-examined by Mr. Ingham.—The man who asked us if we wanted any pots, only came to the window, and he could see) age. Witness, on the 12th of May, was working for Mr. Binns, We were at dinner. Thomas Green, examined by Mr. Inguan.—Was great nephew

to Mr. Wraith. Went to the house after his brother gave the Henry John Walkinson, examined by Mr. Pickering.—Is a surgeon, living at Mirrield. Went to Wraith's house at 10 minutes past 1 wo. He went in at the kitchen window, and found the body of Caroline Ellis, which was warm. He believed she had been dead from half an hour to three-quarters. He described the injuries the had received on her head and arm, and gave is as his opinion that a soldering iron, which he had seen, was a likely instrument to have been used. There was only one adjourned to nine o'clock next morning, provision being made garter on one of Caroline Ellis's legg (garter produced.) This for the jury within the Castle, also took off her stockings. Next saw Mrs. Wraith's body, the

state of which he described. There was no ring upon her tinger, and that higer was injured which had had on the wedding ring. Ban Mr. Wraith's body, and also described its state, 1 mastic acd. Saw a poker in that room, which was bloody and bent. Besides that, there was another poker standing in its place at the fire-side. There was no poker in the kitchen. Mrs. Wralik's mouth also contained a portion of unmasticated pie crust: In my judgment, these parties could not have committed spicide. Went to M'Cabe's house, in company with the constables, and saw this piece of garter taken out of a box Cross examined by Mr. Seyncun.—I have no doubt, but the

some considerable time. That was a warm day. The fractures on each person were of the same character. No doubt there would be perfect sensibility after the first blows. They migh shower fell between 12 and 1. By Mr. Matthews.—I was about a mile from that house when the shower fell. If a shower of rain fell upon blood freshly Ellis. I don't know that he manufactures such things. One

Re-examined by-Mr. Induan. - These garters were produced Urian Bradbury, examined by Mr. Ingham.—Is a surgeon at Mirfield. He spoke of spurts of blood on the walls, such as

might have come from the end of a blunt instrument in the act of being wielded. It would have required the kitchen door to be six to eight inches open to see "lots of blood," and at ten inches brain might have been seen. Believed that the wounds on Caroline Ellis's left leg were made by a square pointed instrument, such as the coldering iron now produced. Saw a cap in Mr. Green's possession, on which he saw marks of blood, some by-the naked eye, and others by a small microscope. Cross-examined by Mr. Matthews.—The day in question was tolerably warm, and very likely the bodies had been dead two

Richard Green, examined by Mr. Pickering.—Is experintendent constable at Dewsbury. Stripped M'Cabe at the Shoulder of Mutton, on the 12th of May, and found his stockings very wet, These men were Patrick and Michael. I knew Patrick before. I so much so that he thought they had been washed. At Mr. Wraith's house, on the same evening, found a large brass pin, with which the curtains were fastened. The curtains were not bloody. Witness-produced the pin, a table cloth, a silver pint, a knife, spoon, and napkin, all of which were marked with blood, except the pin. The poker which he produced was in told witness the story about seeing the mun at Wraith's house, and the way in which he accounted for the blood. At a subsequent part of the day, witness asked M'Cabe if he chose to say was at Leb-Green setting some rags. Took Reid into custody between three and four in the morning of the following Friday. at Dawgreen, when he gave an account of himself, as stated state of Wigith's house, and also to the description of a soldering iron, given by Thomas Klity. It was in Witness's possession before Kilty described it; and he described it before he saw it. Re-examined by Mr. SEYMOUR.-Reid's basket was searched.

Dewsbury on that Wednesday. By Mr. Matthews.—Michael M'Cabe's socks were wet above window. The gate I mean is that eading from the oat Beld the shoe tops. There had been a sharp shower that day. He told me a number of places he had been at, and I found it was told me a number of places he had been as door from the mother came, which was a quarter of an hour after John so. A person might be seen at the kitchen door from the M'Kinnell came. I told something to my mother John staircase window, and a person standing there might hear footsteps on the stairs. It did not appear to me that any Re-examined by Mr. Ingham.-M'Cabe's shoes at the top Charles Jiapham was then examined in reference to the plumber's work at Wraith's house, and he said he found "flashings" round the chimneys on the roof. This work was of old construction.

John Haworth, examined by Mr. Overend.-Arrived at Wraith's house a quarter before two that day. Found a razor on Mr. Wraith's breast, which was shut and wet with blood. The razor had Mr. Wraith's name on it, and there was anothe in a case close by. Found halt a sovereign in one pocket which was partly turned out. Did not find a watch on the ol man. He also spoke to finding the kitchen door key an soldering iron in the well, on the 19th of May. Witness produced a stocking. Searched diligently in Wraith's house, on the same day, and on the 13th, but found no money. Cross-examined by Mr. Seymour.-I suggested the next day

that the well should be searched, but it was not searched until the 19th. When it was searched there were ten or twelve persons present. Does not remember searching or being present when Reid's basket was searched. the day of the murder, and when found it was not rusty. Jonathan Ashton, examined by Mr. Ingham. - Was the Witness

John Wraith, examined by Mr. Pickering.-Was the late Mr Wraith's great nephew. He spoke to the key found in the well | that the leaves of this apple tree caused him to stoop when | fitting the kitchen door lock. John Leadbeatter, examined by Mr. Overend.—Is the constable | 3 feet ? inches. at Liversidge. His evidence was to the effect that he apprehended M Cabe on the 12th May. M'Cabe said that he would accurately fixed by this witness. Morton-will tell you that he walked | Mr. Wraith was found dead, were pinned with a brass pin. It will | go with him anywhere, and would tell him all he knew about the murder. He then gave his story about seeing the man. Cross-examined by Mr. Seymour.—Saw Reid's basket exlamined, but did not see a razor in it. Benjamin Wraith, examined by Mr. Ingham.—Is nephew to Mr. Wraith's murder. When I was there my daughter made a

ceased usually kept money in the house, but none was found | palpitation of the heart. since the murder. The deceased's watch was not found John Powson, examined by Mr. Pickering.—He deposed to Reid. I once bought an accordion of him. It was before Mr. being with Mr. Wraith, at Wakefield, on the 10th of May, when he had a watch on him. Witness paid him a sovereign and six- to Wraith's about two o'clock on the day of the murder. I saw James Allott, examined by Mr. Overend.—Is a plumber at Mirfield. This person put a square of glass in Wraith's house on the day in question, when Mr. Wraith paid him, and be saw him take a good deal of silver out of his left hand breeches Green. I recollect Mary Hallas coming into my house the day when Mr. Wraith was murdered. She then made a statement Cross-examined by Mr. Matthews.—Some time since he nut

some lead on the house roof. A soldering fron is used in to me.

plumber's work, but many jobs in that work can be done without it. Saw the soldering iron now produced at the Dewabury used for tin work; Re-examined by Mr. Ingham.—It was a dozen years since witness did any plumbing at Mr. Wraith's house. Bennie Parker, examined by Mr. Ingham.—This witness spoke to the deceased having money the day before the murer. Witness, who was Mrs. Wraith's son, saw his mother, stepfather, and the servant girl on the morning of the Ann-Lockwood, examined by Mr. Pickening.—Formerly lived in the service of deceased. She testified of the dinner hour being from a quarter to half-past twelve, their dining in the

parlour, it lasting half an hour, and the occupation of the servant whitst they were getting their dinner. The kitchen door key was generally kept in the door inside. Reid visited the house nearly every week, whilst she lived there, and generally stayed a quarter of an hour or twenty minutes Witness never generally kept his money in a short drawer in the chest of Cross-examined by Mr. Seymour.—Reid was always treated

Ellen Healey, examined by Mr. Overend.-Lives near Sunny Bank. M Cabe called at her house about twenty-five minpols with him. Saw him again that day, between half-past one and two, coming from Mirfield. Her house is about half a mile Cross-examined by Mr. Seymoun.-He was walking protty Mary Smithson, examined by Mr. Ingham.—Lives at Royd Nook, a quarter of a mile from Wraith's house. M'Cabe was

pipe. When he left he went towards Hightown. He left some rags in the morning until he came again the second time. Thomas Asquith, examined by Mr. Pickening.-Lives at Lee Green, and is a blacksmith. SawaM'Cabe on the day of the Hannah Hallas, examined by Mr. Overeno -Saw M'Cabe at her fatuer's house that day, at about one o'clock by their clock which was a quarter before the church clock. He stayed about half an hour, and then went on the road to Wraith's. Remembers the thunder storm that day. It took place after M'Cabe confronted, he remembered that he had done so. She remained watchfulness. They are men who themselves have been suffering the left her house. Knew Reid to be a hawker of ten-pots, tea-Cross-examined by Mr. Skymour-M'Cabe came in the direction from Chadwick's to witness's house. By Mr. Matthews.—M'Cabe would be able to reach Wraith's before the thunder storm came on. Wm. Kitchinman, examined by Mr. Ingham.—Lives in the City, at Mirfield. Recollects the day of the murder; went to Robert Town that day, about a quarter past one. Went past

ang's beer shop about half-past two. Saw M'Cabe that day beside Wilson's. which is about 200 yards from Lang's. He was sitting by the dyke at the side of some water. Saw him pull his hoe oil, and put his trowsers up. He had his feet in the dyke Cross-examined by Mr. Marthews. - Did not take notice to know whether there was any water in the dyke or not. Mary Scorah, examined by Mr. Pickening.—Is the housekeeper to Charles Flint. M'Cabe was at Flint's house morning about ten, when he got some nots. He was there again about two in the afternoon. He stayed till Flint came in, and was there above an hour. When Flint came asked witness. in M'Cabe's presence, about the murder at field. He said the waggoner had told him that Mr. and Mrs. Wraith and daughter had got killed. M'Cabe said he had been at the house that day, and he proceeded to tell the oft-repeated

Charles Flint, examined by Mr. Overend.—Is a dealer in pots at Robert Town. His house is about two miles from Wraith's. He corroborated the last witness as to M'Cabe's story. John Scholefield, a shopkeeper at Hightown, proved the purchare by M'Cabe of the glasses spoken of. He also narrated M'Cabe's story to him about the murder, which was mostly to the same effect as the one given in the onening. M'Cabe sa he thought lie would not tell any one till he got to a place where he was known, as he was a hawker, and might awkwardly situated. He added that it was a wonder he was alive, for they might have killed him. Cross-examined by Mr. Matthews.-I mentioned this

William Sheard, of Robert-town, hawker, was at Mr. Wraith' in the afternoon of the 12th or May. He called afterwards at Flint's, and he told M'Cabe that he had been informed that had been at the place where the murder was. M'Cabe said he nad. Witnessasked which way he went, and he caid down the fields part Lockwood's house. M'Cabe went on to describe what he had seen. Witness told him that Mr. Ingham. magistrate, wanted some information, and he would be the very man. Flint then told witness to saddle the calloway and go off, and M'Cabe then said. "Don't go. Bill—don't go. Bill don't go. Bill." Witness went-down to Wraith's, and he saw the constable, and gave him information of what M'Cabe had Cross-examined by Mr. Matthews.-M'Cabe did say that he

was going to the Shoulder of Mutton, and he would tell the thing himself, but he did not say he would go to Mr. Ingham. M'Cabe did come to the Shoulder of Mutton, but he was in custody then. He had been taken on the road. Joan Sheard, of "the City," at Mirfield. saw Reid at his father's house on the 12th of May, and noticed his cap. Joshua Senior, of Lee Green, any M'Cabe about twelve | M'Cabe o'clock, coming in a direction from Mr. Wraith's house. went into Elijan Chadwick's. Saw Reid the same day, about ten minutes after: he went into the Shoulder of Mutton. Saw him come out, and go in a direction towards Mr. Wraith': house. He had a green coat, light waistcoat, dark coloure trowsers, and a plaid cap on. Saw M'Cabe also come out of

Jane Chadwick, of the Shoulder of Mutton, ordered some pints and glasses of M'Cabe, and he was to bring them next morning, but he brought them that afternoon. Reid was also n, about ten minutes after M'Cabe had gone. If M'Cabe said he met Reid in our house at the same time, it would not be Martha Ann Sheard, wife of Damer Sheard. Her maiden name was Leckwood. Her father's house was in the next fie to Mr. Wraith's. She was at home on the 12th of May, and saw Reid there, about half-past twelve. He remained three or four minutes, and then went away towards Mr. Wraith's

Twenty minutes after he had gone, she saw M'Cabe at her father's house. He went also towards Mr. Wraith's. Marmaduke Shepley, of "the City," occupies a field in which there is a footpath from Lee Green to Mr. Wraith's house. was in that field on the 12th May, and saw Reid, at half-past twelve o'clock, on the footpath, going towards Wraith's. Harriet Webster, of the Water Royd Cottages, the back of which is to the road, saw Reid pass her door at half-past twelve or a quarter to one; he was going towards Frank Webter's, the next house to her's, and nearer to Mr. Wraith's. Izola Webster, the wife of Frank Webster, who lives next door to the last wilness. saw Reid on the day in question; he called at their door, betwixt half-past twelve and one. He went away in the direction towards Air. Wraith's. Benjamin Morton, of Mirfield, hawker, saw M'Cabe and Reid

from Reid, and also going towards the house. This was as Cross-examined.—Saw Reid's waistcoat, but did not see his Joshua Shipley, son of Marmaduke Shipley, thirteen years of card-maker. At a quarter before one o'clock, on the 12th of day, he left home to go back to the factory, and in passing Wraith's house. he noticed the kitchen door was standing wide open. It wanted five minutes to one when he reached the factory. The shower began when he was about one hundred rards from Binns's shop. He old not hear anything or any body when he passed Wraith's door. Told this to Binns about an hour after, because he asked him if he had seen or heard anything as he came past. It being now eight o'clock, his Lordship intimated his inten ion not to proceed any jurther that night, and the court was

TUESDAY, Dec. 21. CONTINUATION OF THE EVIDENCE.

This morning, about nine o'clock, the Learned Judge entered the Court, when the case for the prosecution was resumed, by the calling of the following witnesses:— Mary Hallus, examined by Mr. Inguan. -- I am going in thirteen. My father's name is Benjamin Hallas, and he lives at to him. Lee Green. Un the day of the murder, my father was working

home at a quarter to twelve. I go sometimes in ten minutes. stopped there three quarters of an hour, and left for home at quarter to one. I came up l'inowle-lane. There is a footpath leading from Little Moor into Knowle-lane. I turned out of that lane before Igot to Knowle Cottage; there is a footpath there that leads to Lee Green. I went up the fields till there came a flash of lightning, at which time I was in the second field, at the end of Tyas's wall. I got over the wall into Tyas's field, when there came a good crack of thunder, and then came I was then at the back of the wall. The church clock struck one just when it began to rain. The shower lasted about led. it would carry atmospheric air into it, and occasion a quarter of an hour. I was wet through. When it gave over les. I believe these garters were examined by Mr. Joshua raining, I got on the top of the wall. When I was there I turne found to see two men in Mr. Wraith's garden. I have shown John Haworth the place where I saw them. They were under the apple tree, not many jards from the front door. I was never in that garden. The men had each a basket. They were close to at the last assizes, and were then taken possession of by Mr. | eachother when I saw them in the garden I then walked on the Green who kave them to me this morning. When I spoke of | top of the wall till I got to the end. and then I walked along the footpath till I got to Mr. Wraith's house, I knew old Mr. Wraith. I used to fetch milk from there, and he used always to speak to me. When I got to the other stile, they were j y on (by) the front door. Whou I first saw them, they had heir faces towards me; but when going past the front door they had their backs towards me. I then saw them go out of

hat leads out of the garden. When I saw them going through that door, I was going over the other field. after I had got over the stile. I have shown that place to John Haworth. I wen! along the footpath to Mr. Wraith's house, by the kitchen door. I did not go into the yard till after these two men had got over the wall. When I saw them, I was standing by the gate that went into the field. That is a gate big enough for a cart to go but through. The gate was open. When I was at the gate, the men at ten minutes before one, a young boy was going in the direction of that way that the children placed under their care are employed; hours before I saw them, but I ought to say it was after three were in the mindle of the oat field. I call it the 'oat field," because it grow oats the year before last. I showed John Haworth the place where I was standing when I saw them in the out field. When in the out field they both had their baskets. knewhim because he used to come with accordions to Ann Wor. muld's, and he once swapped her one. He used to come with breast-plus, tea-caddies, trays and razors. I know him by the name of Roid as well as Patrick. I have known him a good while, but cannot exactly tell how often I have seen bim bed re. That is Reid on the right hand side. Michael used to come with oranges. Thave known him longer than Fatrick. They called him Michael M'Cabe. I called him Michael. He is there (pointing to M'Cabe) on this (left) hand. When I saw them in the oat field they were each a land off one another. Patrick

had on a green coat, fusian trowsers, and a hat. He was carry-

ing his basket on his arm, and Michael carried his basket the

same way. I saw them get over the wall by the new school.

It's Duke Shepley's field they got into. I could not see them

after they got over the wall. I stopped there while Joseph

Green came. I stood by the old gute that leads into the out

field. There were some holes in the wall, and I put my foot

in and got up, by which I saw Joseph Green at the kitchen

door. That was about ten minutes after I had seen the men. Mr. Watts?" I said no. Every attorney has a right to see his

It was the wall by the old gate. I went inside the gate. I saw | client in private. He then said, "What do you think of the

Joseph Green whistle in the lock-hole, shout "hollon," and case?" I said, "You stand in a very awkward predicament.

re door at the end of Mr. Wraith's house. I mean the door

into Wraith's fold. When John M'Kinnell came up I was by the gate that leads into the fold. I stopped until my M'Kinnell came. I told something to my mother, as soon as Cross examined by Mr. Seymour.—Our house is situate at the Kiln-lane. The witness then detailed the course she took from her father's house to Little Moor that morning, and although. the Learned Counsel asked her many questions she adhered to her first statement.

By Mr. Matthews.—I don't go to school on week-days, but on Sundays. I often carry my father's dinner, and when I stop and play my mother sometimes whips me. I have many a time stopped to talk to Mr. Wraith at the gate near his house. There were two showers that day. It was after the rain that I was on the wall and saw the men.in the garden. Reid had a cap on in the garden, and a hat on in the oat field. I have known M'Cabe somewhere nearly a year. It was on Tyas's wall that I saw the men in the parden. [His Lordship here stated that that wall was at a distance of 324 yards from Mr. Wraith's house.) I saw Mr. Maude, Mr. Ingham, and Mr. Haworth going to the house, and I would have told them what I had seen, but Betty Johnson stopped me, and said they wouldn't take no notice of little Re-examined by Mr. Ingham.—The men were under the apple tree when I first saw them. I was not airaid of falling off Tygg's

M'Kinnell and Thomas Green come and get into the kitchen

wall, because it was a middling broad one. Charles Clapham, surveyor, then explained that Tyas's Wall. By Mr. Matthews.—The kitchen door key was not seen on spoken to by the above witness, is flat for a considerable distance, and 14 inches broad. Took a sketch of Wraith's house a few days after the murder, and noticed particularly an apple who found the key and the soldering iron and handle at the tree, which is about the middle of the garden. Tyas's wall and the garden there is a hollow, which affords a clear view of the garden from the wall. Does not recollect walking beneath. The fence at the bottom of the garden is Ann Hallas, examined by Mr. Overend.—I recollect the day of Wraith's murder. I sent my daughter with my husband's din-He was at Little Moor. She went at a quarter to twelve

She was absent longer than she ought to have been, in consequence of which I went out to look for her. I found her against Mr. Wraith's old gate, leading into the oat field. There were also a good many neople. As I was going there I heard of Ann Wormald, examined by Mr. Ingham.—I know Patrick Wraith's murder. Perhaps two months or more before. I went Mary Hallas there. I heard her tell her mother something. know a person named Belts John. I saw him there. I saw him push Mary Hallas back from between the kitchen door and

Maria Canning, examined by Mr. Oversnb.-I live at Lee

Jane Oakes, examined by Mr. Ingham.—I live at Town Gate, Mirfield. I recollect the day of Wraith's murder. I recollect going to the field bottom to look at some clothes drying. At that time I saw a man coming across Mr. Staincliffe's west field There is a footpath at the side of the plantation. I know .Wraith's house. If a man was coming from Mr. Wraith's house. he might go along the path. The man I saw was going fast, and kept looking behind him. I know Dennis's garden. It is at the back of Town Gate houses. The footpath runs at the back of Dennis's garden It is near Over Hall. If a man went on that footpath he would have to pass no houses. There i another footpath which leads towards Mirfield church. I lost sight of the man just at the bottom of Lister's field. I afterwards heard his foot come on the bottom of Lister's field towards me. There was only a fence that parted him and me.

I did not know the man. He had a basket with him. There. was a dark cover over it. When I saw him it was between half-past one and two. The way he was going was towards Rachel Allott, examined by Mr. Pickering.—Lives at Town Gate, Mirfield. Saw Patrick Reid and his mother on the day in question in the footpath leading from Town Gate to Mirfield churcii. His mother called out to him, and he stopped. They then went towards the church. This was between one and two Hannah Barker, examined by Mr. Inguan.—Lives in Shiil-

bank-lane. Saw Reid on the 12th of May, a little before eleven o'clock, when he had a basket in a bag on his back, and had a cap on his head. He was going towards the City. Saw him again that day, a little before two, perhaps a quarter or twenty minutes, when he had a hat on. He was then going in the direction of Dawgreen. Benjamin Helroyd, examined by Mr. Pickering -Saw Reid on this day, at the top of Burrow's-lane, which leads from Mirfield to Dawgreen, about half-past two.

Joseph Cowgill, examined by Mr. Ingham.—Saw Reid on the 2th of May, at Dawgreen, a little after three. He had on a green coat, fustian trowsers, and a light coloured whistcoat. Searched Reid's father's house on the 1st of June, in company with Martin, when a plaid cap was found. From Wraith's house to Reid's house is between two and three mile?. On the 12th of May Reid was coming out of his father's yard. John Marlin, examined by Mr. Pickering—This witness spoke to the finding of the plaid cap. Martha Healey, examined by Mr. Inguam.—Lives at Sunny Bank. Got up at twenty minutes past five by her clock on the morning of the murder. Her clock was half an hour before the church clock. Saw Michael M'Cabe and another man, in a field about one hundred yards off. Had a basket and a few pots in it, which was set on the causeway. The other man had on a green coat, gilt buitons, and either drab or fustian trowsers. I thought I had seen the man before, but I did not know him, as I did not see his face. Mentioned this to her Ann Hemingway, examined by Mr. Pickering.—In May last.

lived with last witness. Got out of bed at half-past five on Ethé merning in question. Looked out of the window, and saw Michael and another man standing talking together. The man with Michael was a tallish man, but cannot say who it was. George Field, examined by Mr. Ingham.—Lives at Dewsbury Moor, and knows Sunny Bank, in Mirfie'd, and Crossley-lane, supposing a person coming from Sunny Bank to Dawgreen, he could come by Crossley-lane to Dewsbury Moor. It is a mile and a half from Sunny Bank, by that road, to Dewsbury Moor. Saw Patrick Reid at a quarter past five in the morning of the murder. Asked him how did the natch go, and then if he had off a bit. He said he had traded it. He was then coming in the direction from Sunny Bank to Dawgreen. He had on a green coat, light waistcoat, and light fustian trowsers. William West, examined by Mr. Pickening.—I am a Fellow of the Royal Society. 1 am also a chemist, at Leeds. I received from Richard Green, on the 14th of May 11st, a green coat, a pair of blue stockings, a pair of grey stockings, and a pair of I likewise got a brown coat, a pair of fustian trowsers a soldering iron, a basket, a sack, a cap, a piece of brown paper, and a poker. There were five or six spots, or sets of spots, upon the green coat. I subjected several of the spots to chemical tests, and also examined them by the microscope. The spots

on the coat, on the 14th of May, when I tested them, appeared to be recent. There were also about six spots of blood on the cap, and a very slight speck of blood on the basket. I examined the brown coat on the 16th, and found a spot of blood on the left sleeve. The blood on that coat was also recent. On examining the soldering iron. I found it contained portions of animal matter. If blood were on the iron before it was thrown into the well. there would be remnants of animal matter. btained fibrine of blood from the handle of the soldering from. Fibrine is that portion of blood which resists the action of cold water when congulated. A key was also examined by me, and on that I likewise found some animal matter. Cross-examined by Mr. Seymour,—There is animal matter in sweat and grease, but it does not exist in the same manner as in blood. The animal matter of sweat and grease is well dis-

tinguished from fibrine. I found fibrine on the soldering iron, sweat resembles blood more in its saline qualities than in its organic qualities. I have no confidence in the chemical modes which are made to distinguish human and animal blood, I order to discover between the two. I used the microscope. and from that and other tests. I came to the opinion that the blood found on the coat, and other articles, was human blood There are various animal matters, besides blood, which contain fibrine, but I don't recollect any fluid which contains the same amount of fibrine as blood. Richard Green was then re-called to prove that the green coat, the cap, the basket, and the paper were the property of Patrick Reid. The brown coat was stated to belong to Michael

Wraith Green, examined by Mr. Inguam.—Is great nephew to

he late Mr. Wraith. His evidence referred to the tea-caddy

dispute, and Reid's saying he would be revenged. Rosannah Hollas, exemined by Mr. Pickering -Knows Reid. Met him about Easter last, and usked witness the name of the girl living at Wraith's house, and, using some offensive expression, he said he would serve her out for having taken Francis Leagard, examined by Mr. Ingham.—Is the clerk to the magistrates. The placards about the murder were issued on the 20th of June. Believes they are in force still. Grace Shepley, examined by Mr. Ingham.—Lives in the City. Was at Joseph Moffett's three weeks and a day before the murder. Say M'Cabe there, and heard a conversation between him and Mrs. Moffett. He asked her if she would buy any pots, and she said she thought not. He would sell her them | very cheap, for he had been at old Jemmy Wraith's, and he had found him a donkey load of rags—half a pack he was sure of old sheets and rags, and he had done Mr. Wraith. and the puts he had sold for rage, therefore, he could alford to sell her some very cheap. He said he always did where they had plenty of money, and he Wraith must be a man of money, or he could not live independent. He il en said, bu

he's a good old chap, he has given me beer and bones with meat on, and bread many times. M'Cabe said, I asked Mr. Wraith to take a child of mine, and make it an heir for his money, and Wraith said he had plenty of heirs for his money, and they are waiting for it. He then said he has a soci spirit, he's a hearty old cock, for I asked him it he wasn't at aid of being robbed? And he said he wain's afraid of any nightopponent, for he was armed for a host Cross-examined by Mr. Matthews.—It's about three weeks Isince this was made known. Told John Hawerth. Seen him often since the murder. Did not think then there was any harm in the conversation. Have often seen M'Cabe. He had a basket with two handles, and not with a bow handle. Sally Mosfett, examined by Mr. Pickening.—This witness corroborated the last. Esther Lumbert, examined by Mr. Ingham.—Is mistress of

the Grey Coat Girls' School, York. The girls are a good deal employed in knitcing, and witness is well acquaimed with the art of knitting. The garters shown are knitted, one of rather finer cotion than the other. but there seems to be no appearance of difference in the knitting of the two. Should say they were knitted by hand. One is a little broader than the other. Should say they have been worn as pairs. Cross-examined by Mr. Matturws.—The quality of the material is different in each: in width one is thirteen stitches, and the other seventeen. Will undertake to say they have not been knitted by machinery. Don't knit garters at that school. Should not for the credit of the establishment allow two garters like these to go out as a pair. Francis Legard, examined by Mr. Overend.—Is the attorney for the prosecution. A gentleman of the name of Mr. Ellis spoke to these garters at the last assizes. Have endeavoured to get him here now, having sent a subposua to London, which had been sent back, and Mr. Eilis is not here.

Thomas Killy, examined by Mr. Overund.—Is a hawker at D.w Green, and lived, on the 14th of May, about forty pards from the father of Reid. Uses a soldering iron, and borrowed one from old Parrick Reid. Recollects the day before the murder, when Reid came to his house for the iron, saying his father wanted it. The iron was given to him. Gave a description of the iron to the police three times before it was shown Cross-examined by Mr. Skymour —Believes that James Duffy it Little Moor. I carried him his dinner that day, and lest and M'Cabe married two sisters. Sometimes gave his wie a little thrashing. Slept last night in York Castle, and has been there six months for want of sureties. Was in prison for desertion from the army. Catharine Killy, examined by Mr. Pickening.—Is wife of the ast witness. She corroberated her husband us to Keid going for the iron on the 11th of May.

George Wild, examined by Mr. Ingham.-I was convicted of horse stealing at the last assizes. Before that I was kept in the same ward with M'Cabe. I had some conversation with him about the murder. Mr. Matthews here said it was not competent for the witness to give evidence against M'Cabe, because he was a witness at the last trial, and there was then a promise of pardon offered by the Crown to any person who should give information of this murder, but who was not the actual murderer. The Judga.—I know nothing here of a promise of pardon. Mr. Matthews.-I apprehend, therefore, that whetever M'Cabe said was said under the impression that he would be

The Judge.—But I apprehend the matters now to be spoken to were before the last assizes. Mr. Inguam said that was so. Mr. Matthaws.—It was stated by an attorney for M'Cabe, before the last assizes, that probably he would be wanted to The Judge.—I can't recognize what attorneys choose to say.

Mr. Inguam then withdrew the examination of Wild as re-

garded the prisoner M'Cabe, being of opinion that at that time he might be considered as a witness. Mr. Szymour objected also to the evidence being given; His Lounsulp overruled the objection; and the examination or Wild was then resumed as evidence against Reid:—. Recollects seeing Reid in the mess-100m on the morning after the last trial. Said to him, "I understood M'Cabe could do him no harm." Reid said. "No, he could not." Tola him l understood that M'Cabe had given evidence against him. Reid said if he thought he had he would confess and tell all about it. Said to Reid, "then you mean to say you are guilty of this murder?" And he said "Yes, we did the murder. About a mouth before we mindo it up to rob the house, but you'll see he'll never give any evidence to do me any harm. It was before the assizes, and can't tell when. It was a mistake when I said the conversation took place before the assizes. Talked with Reid about a soldering iron at the time of the assizes. Can't say whether it was before I was tried inyself. Told him that Mi Cube said the soldering iron belonged to him. Reid said. I must te'l M'Cabe that he was the man who both helped to use it and put it into the well. John Noble, examined by Mr. Oversno.—I am the Governor of York Castle. Reld and M'Cabe have been in my custody.

Mr. Watts at one time was the attorney for M'Caba. At the

latter end of June or July, Mr. Watts came to visit him. After

he had gone, Reid sent word that he wished to see me. I sent

for him. He said, "Do you know what M'Cabe has said to

Whether you are guilty or not guilty, if the jury find you guilty,