Ir. Connolly-Would your lordship read the inning of that warrant. It is not clear. lis Honour-The summons sufficiently indicates

at was to be done. Ar. Connolly—Suppose in that summons they cfied to clear the stream, my client might be fectly prepared.

Iis Honour-I hold the warrant perfectly good.

'he case was then gone into.

Ir. Charles Ievers, plaintiff, was then examined in answer to his Honour, stated that 14s. 4d. was spent in cleaning the stream. He the work as properly and economically as he

Ar. Connol y-It was urged on behalf of the endant that the work was improperly done and t the plaintiff had trespassed on his land and ured it in the execution of the work.

Creed v Ievers. This was a process for £20 for trespass com-ted on plaintiff's land by the defendant in the aning of the stream.

Iis Honour granted a decree for the full ount in the first case and dismissed the second.

Michael Canty v. William Elligott. This was an action for £18, being the value of a fer, the property of the plaintiff as adminstrator the said Rev Patrick Canty deceased, taken by defendant in the present year and converted

Mr. Blackall appeared for the plaintiff and Mr.

anolly for the defendant.

John Canty deposed he was nephew to the late v Father Canty. He was administrator of the eased clergyman. He missed a heifer off his ds in the month of June last. He saw the ne heifer on the defendant's land on the 23rd June last. He in company with his two brothers ut to the defendant and demanded the beast. e defendant said he had no knowledge whatever the heifer. He ordered them out of his place I abused them.

lanty's two brothers were examined and gave

roborative evidence.

Iis Honour—What is your defence Mr Connolly? fr. Connolly said he would prove that the fer was not in Elligott's land. The defendant a very old man and transacted no business.

The defendant (an old decrepid man) appeared the table. He denied having ever bought a fer, the property of the Rev. Mr. Canty. His took care of the farm. He did nothing for eral years past.

'he defendant's son was examined, and gave

ilar testimony.

Lis Honour gave a decree for \$16.

Buckley v. Buckley. nis was a process for £36 to recover the amount n I.O.U. passed by the defendant, Patrick ekley, to his sister, Margaret Buckley.

he defendant denied having passed the I.O.U. 'he Rev Father Ryan, P.P., was examined, and csed to having witnessed the defendant sign

decree for £36 was granted.

THIS DAY.

(Before Mr. Theobald Purcell, Q.C.) lis Honour entered court this morning at 10 ock and resumed the hearing of the county ended processes.

Crowe v. Laffan. his was an action for £50 damage sustained by ntiff Mr. Michael Crowe, by reason of the endant opening four gaps into his land, perting the water to inundate his farm injuring

crops to the amount claimed. Roche, B.L. instructed by Mr Dundon appeared the plaintiff, and Mr Rice instructed by Mr in appeared for the defendant.

'he evidence given on behalf of the plaintiff it to show that his client had been flooded at ervals for the past three years, and that the ding was caused by the defective condition of trenches on the defendant's lands adjoining intiff's. That the defendant made four gaps the boundary ditch, and through these opens several floods passed into his lands inundating nd injuring his crops to the amount claimed. t was admitted by the defendant that he did n the gaps, the existence of which were objected by the plaintiff. It was contended on his behalf t the gaps were made to open a passage for the veyance of the rain water off his lands. Last r was a very wet year and much rain fell. The ter which he let off flowed into his land from adjoining farm.

he plaintiff in answer to his Honour said the er which inundated his farm had passed ough two farms before it came into Laffan's,

it then came into his lands.

Ir Hunt, J.P. was examined and stated he was ut to the estate, he did not approve at all of present litigation. He communicated with tenants with a view of their entering into an ingement to have the different drains their respective farms tepaired He ight the drainage defective, and suggested

## INQUEST ON THE BODY OF JOHN FREEMAN.

An inquest was held yesterday by Coroner DeCourcy at Barrington's Hospital relative to the death of a middle aged man named John Freeman, under circumstances which will be detailed in evidence.

The following jury were sworn: Michael Shanahan, Thomas Bennis, Thomas O'Brien, Patrick Meskill, Patrick Conway, William Lysaght. James Bores, Patrick Heffernan. Richard Ahern, John Meany, Maurice McCarthy, J. Kennedy.

Patrick Freeman deposed-I remember Saturday last, when the accident occurred to the deceased. He was about 35 years old. I was with him on Saturday last in Mr M'Grath's public house; it was about 12.30; he had the appearance of liquor on him; after coming out of the public house he fell; I could not say it was off the footstep he fell; there was a horse and car passing at the time; he fell right under the car and one of the wheels right over a part of his side, but did not go over his body. The driver, Michael Toomey, to the best of my belief was sitting at the opposite side of the car, from where the man fell. The driver assisted me in taking him up. I could not say whether the driver was in fault or not. If I were a publican I would have supplied him with diink when he came in. The car was going up Rutland-st reet and was going slowly.

The witness in answer to Mr Leahy who watched the proceedings on behalf of the driver Toomey, stated there were two doors to the house. The deceased came out of the door opposite the old post office, in Rutland-street. Witness saw him stagger and fall on his back. His face was downwards. The whole of his body was on the flags. He could not have got a shove from anybody. It was to the best of his (witness') opinion that it was from the drink deceased had taken that he staggered and fell. When witnes saw the deceased falling under the wheels of the car he got excited. He shouted to the driver to stop and 'not kill the man, and the driver stopped as quickly as possible.

To the Coroner-The driver could not stop the

car so as to prevent the accident.

To Mr. Lenhy—The driver appeared to me to have no sign of liquor.

To the Coroner-Deceased worked at Mr Shaw's bacon stores.

Dr. De Landre-The deceased stated that his wife died that morning.

Mr. Blake deposed-On last Saturday, about 12.30, I was passing up by the Custom House, Rutland-street, when I saw two men coming out of Mr. M'Grath's public-house. The deceased was one of them. He staggered a little backwards and suddenly fell. A car laden with porter barrels was coming up at the time. The driver held the horse by the head, and his face was turned towards the clock at the Custom House; thereby he could not have seen the man fall. The dray went on slowly and went over a part of the body, but not over the whole of it. If the driver had been in his proper seat it is my opinion the man could be saved.

To Mr. Leahy-I don't think he could command the horse better at the head than when he (the driver) would be on his seat.

A Juror-A driver is supposed to be always at the horse's head.

Examination continued-I really believe the driver could not have helped it.

Mr. Leahy-I will give you evidence that the horse was carrying at the time over thirty ewi.

weight. To the Coroner-When the man had passed the deceased suddenly fell backwards and the wheel came on him, but not over him. No external cause made deceased fall, in my opinion.

Jeremiah Frawley's evidence was corroborative

of the last witness's statement.

Dr. DeLandre deposed—I am surgeon of this hospital. I attended the deceased. On Saturday afternoon I found the man lying on a form. Ho was insensible. He had a compound fracture of the finger of the left hand. He had a contused and lacerated wound on the back of the head. I did all I could for him, but as the man appeared to be dying I sent for a priest. I then had the man conveyed to one of the wards and placed on a bed. Having given some directions I left him, and subsequently sawhim in the evening, and there was no improvement in his condition. On Sauday I was informed he was dead. I am of opinion that the fall on the back of his head caused death. There was no external mark on the body: still death could have ensued from injury received internally. The injury caused to his head might have caused death.

The following verdict was returned:-" That the deceased, John Freeman, died in this haspited on the 27th instant, from injuries to his head, received externally.'

COUNTY CLARE INTELLIGENCE.

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