



According to McIntyre, Kelly said Scanlon was a 'flash bugger', intimating that he knew him. In a letter by Sadleir to Kennedy on 21 October 1878 he says 'both Scanlon and Lonigan can recognise Kelly', Kelly Papers, *op.cit.* See also Kenneally, *op.cit.*, p.71. (57)

(58)

Davies, (36) Jerilderie letter, *op.cit.*

(37) McIntyre's unpublished memoirs in 'The case for Constable McIntyre', *op.cit.* (59)

(38) *ibid.*

Papers, (39) From Police Dept Corresp., *op.cit.*, accompanying McIntyre's sworn statement. (60)

(40) 'Midnight' was shot down by a party of NSW police at Whopwaly near the Queensland border on 6 October 1878. The only details of the shooting were given by the police afterwards and it was said, but not believed, that he had been shot while trying to escape. (61)

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'Midnight' was being sought for the shooting of a Sergeant Wallings. The parralel between the circumstances of his death and the police coming after the Kellys only weeks after is only too obvious, and was plain to Kelly himself, who mentioned it to McIntyre at Stringybark. See Owens and Murray (62)