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RAIL ROAD TIME TABLES DHILADELPHA AND READING ROAD ARRANGEMENT OF PASSENGER TRAINS. July 19, 1976. RAINS LEAVE SUPERT AS FOLLOWS (SUNDAY EXCEPTS For New York, Philadelphia, Reading, Pott Tamagua, &c., 11,53 a. m amoqua, sc., 11,53 a. m For Catawissa, 11,53 a. m. and 7,56 p. m. For Williamsport, 6,28 6,54 a. m. and 4,06 p. m. TRAINS FOR RUPERT LEAVE AS FOLLOWS, (SUNDAY E) CEPTED.) Leave New York, 8,45 a. m. Leave Philadelphia, 9,15 a. m. Leave Reading, 11,5 a. m., Pottaville, 13,16 p. m and Tamaqua, 1,30 p. m. Leave Calawissa, 6,20 6,25 a. m. and 4,00 p. m. Leave Williamsport 92 s.m.12.00 m. and 5,00 p. m. Passengers 91 d from New York and Philade his go through without change of cars. J. E. WOOTTEN, Jan. 11, 1-76-44. General Superintendent. NORTHERN CENTRAL RAILWAY On and after November 20th, 1878, trains will leave On and after Subway SUNBURY as follows: NORTHWARD, Finite Brie Mail 5.20 a. m., arrive Eitnira ... 11.50 0 Canandalgua ... 3.55 p. m Rochester 5.15 erovo accommodal ich il.ie a. m. atrive Wildum-11 12,55 p. m. Elmira Maii 4.15 a. m., arrive Elmira 19,39 a. n fuñalo Estr-ss 7.15 a. m. arrive Buffalo 8.50 a. m SOUTHWARD. uffalo Express 2.50 a. m. arrive Harrisburg 4.50 a. m Baltimore 8,40 Cimira Mail 11.15 a. m., arrive Harrisburg 1.50 p. m Washington 10.80 Daltimore 6.30 ** COL. J. G. FREEZE, Secretary, Washington 5,20 " arriaburg accommodation 8.40 p. m. arrive Barris burg 10,50 p. m. BLOOMSBURG arrive Baltimore 9.25 a. m Washington 6.13 Srie Maii 12.55 a. m. arrive Harrisburg 3 95 a. m. Baltimore 8.40 D. M. BOYD, Jr., General Passenger Agen A. J. CASSATT, General Manage ENNSYLVANIA RAIL ROAD. Philadelphia & Erie R. R. Division. WINTER TIME TABLE. MARBLE WORKS. ON and after SUNDAY, NOV. 26, 1876 the trains on the Philadelphia & Brie Rail road Division will run as follows: T. L. GUNTON, Proprietor, WESTWARD. MAIN STREET, BRIOW MARKET, Manufacturer of and Dealer in all kinds of ERIE MAIL leaves New York . 9.25 p. n .11.55 p. n 9.10 p. n 4.25 a. m 9.40 a. m 11.00 a. m 7.3 p m MONUMENTAL MARBLE WORKS Baitimore, Harrisourg, Williamsport Lock Haven We use the best AMERICAN and ITATIAN Marble le has on hand and furnishes to order arr. at Erie TABANA EXPRESS leaves Philadelphia., 7.20 a. m AFT. A HEADSTONES. URNS, VASES, &c. Every variety of Marble cutting neatly executed at the lowest market prices. A long practical experience and personal attention to bankess makes the proprietor confident of giving satisfaction. All orders by mail promptly attended to. P. O. box 35. Boy N. R.- Work delivered free of charge. Tot icaves New York Philadelphia Ballinore... Harrisburg... arr. at Williamsport... TEAST T. L. GUNTON, Proprietor. EASTWARD Important to Lav

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Aug. 21, '74-1y.

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ATTORNEY'S BLANKS

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Deel, Tonly

opinion in regard to the alleged incompeten-Harkins; I met him again in Nov. 1869, cy of Daniel Kelly, as follows : at a meeting of district 28 of the Miners and Laborers Beney, Ass'n ; he met me and Commonwealth vs. Hester et. al : Upon I called him Patrick Tully, the name I knew him by in Schuylkill county, and he told me not to call him by that name any more; defendants to bring in the record of convic-

saw him in Luzerne county first on the 17th

of March, 1869, in a saloon kept by James

[Continued from 1st page.]

and McParlan continued :

them, but that at the present time -

a lew minutes he continued :

was then committed to jail.

court? A. I don't know, sir.

Not to my knowledge.

witness to the prisoaer.

think there was a hearing on that date.

take the prisoner to the witness than the

Mr. Ryon examined the witness at some

length, but failed to get much information,

particularly about Kelly's suit of clothes.

pleased.

condig.

Read

p," jerked out Mr Ryon

he was not present at the conversation.

I asked him why and he said he had changed his name to Patrick Brown; I asked him what for, and he told me that he did something.

Q. Did he say where? A. No, sir. Q. Did you have any talk with him about being an Ancient Order of Hilsernian man? A. Yes, sir; I understood him to be a mem-ber at Glam Cathon. Schuylkill county in A. Yes, sir; I understood him to be a member at Glen Carbon, Schuylkill county, in 1866 and 1867.

Cross examined by Mr. Ryon. Q. Did he tell you where he had done something? A.

apension in Schuylkill county.

Wasn't it in 1870 or 1871 when you Q. saw Tully? A. No, sir, it was just when I told you.

Q. Didn't you meet him at Scranton patch in April, 1869 ? A. No, sir. Q. You say you understood he was

 Q. You understood he was a nember at Gien Carbon? A. I knew it from himself and his company.
 The indictment was for murder. It was said per Williams J. The Court of Quarter Sessions? therefore had no jurisdiction or power to try and punish the defendant; and if as appears by the record he was tried, convicted and sentenced therein the whole pro

 Q. Did you know Skivington? A. Yes

member at Glen Carbon? A. 1 knew it from himself and his company.

order? A. On the 24th of March, 1872.

sir, and I saw him in Luzerne county in the fill of 1863. he was the second of the case had been in fact tried in the fall of 1868; he was stopping at a house tall of 1808; he was stopping at a house Oyer and Terminer the record might have kept by Roger Lafferty, from Schuylkill been corrected by an order of the court county; Roger had a brother Aleck; Lafferty kept a tavern at Parson's station about a mile from Wilkesbarre); Lafferty used to until such indictment or change is made the live at Forestrille once, but I don't know where else he lived; I laft Glen Carbon on be supplemented by parole evidence. No the 21 of January, 1868, I think; he got into a lawscrape up there in Lozerneand was proveduated but he made his scrame in the scrame with prosecuted, but he made his escape from the court house and came back to Schuylkill county, where he went by the name of Ro-ger Johnson.

Mr. Ryon-Q. How do you know that he

went by the name of Roger Johnson? A. I was told so by his father and his mother, and by his sister and some of his friends. "I ask the court to strike that evidence

out-that relating to the change of name." It was done and the battle began again. Q. How long have you been in jail? A.

Since last May. Q: You have been tried, convicted (of be-

ing an accessory after the fact to the murder of Sanger and Uren, committed at Raven Run, on the 1st of September, 1875), and not sentenced ? A, Yes, sir.

Q And never expect to be sentenced? A. Yes, sir, I do. examined.

Lewis S. Parr, a policeman, testified that he arrested Hester in January, 1869, in Bloomsburg.

Q. State if you overheard a conversation jail here? A. Donohue wanted to see Hester, so in the afternoon I put them in the same cell ; then I locked the door and walked away, and went back again on my hands

and knees; 1 listened, and Donohue said, "Pat, Pat, that was a poor go, killing Rea. wasn't it ?" Hester said, "It was so, and if I had to get him shot again I would never do it ;" (sensation ;) then he said, "He is giving careful consideration to every part killed, and it's no use to cry about it, but nevertheless we are all right, and can at any time get five hundred who will swear we weren't there at the time ;"then I went back again and opened the entrance gate and went back and took Donohue out and put him in the other cell agala.

Q. Was that all that you heard ? A. Yes,

Q. Was this before Donohue was tried? A. Yes, sir; about four or five days before.

tion of the witness for robbery in Schu'ki. co. The exemplified copy of the record is from the Court of Quarter Sessions of that county. It shows that Dennis Kelly who is shown to be the witness, was indicted in the Court of Over and Terminer of Schuylkill county on the 7th day of September, 1869, for highway robbery, and that he was tried in the Court

them but can't find them.

Duffy trials ? A. No, sir.

Michael Lawlor sworn ; I was brought sir, with the consent and at the request of

here from Schuylkill county jail; I have my colleagues; I think I mentioned the

known Patrick Tully for eleven years; I fact but once, and I think we decided that it

knew him at Port Hope, Luzerne county ; I | could only be used against Hester.

Q. Did you call Parr at the Donohue or

Q. Did you move for the discharge of

On Friday morning Judge Elwell read his

JUDGE ELWELL'S OPINION.

Hester while knowing this fact ? A. I did,

prisonment for two years in the Schuylkill ounty prison The record itself is produced and appears to be the docket of the Quarter Sessions. It No, sir. Q. Didn't you work in Wilkesbarre in 1870 and 1871? A. At times when there was a supposition in Schnylkill country.

In the case of Dougherty vs. Com. (19 P. F. Smith 292) which was a writ of error to P. Smith 202) which was a writ of error to Armstrong directed to the Oyer and Terminer and Quarter Sessions, it appeared that no separate docket was kept in Oyer and Ter-miner and the Supreme Court held that as the resord purported to be the record of Quarter Sessions it must be so regarded and treated.

treated

virtues. They correct diseased action in the several assimilative organs of the body, and are so composed that obstruc-tions within their range can rarely with-stand or evade them. Not only do they cure the every-day complaints of every-body, but also formidable and dangerous diseases that have baffed the best of human shift. While they produce power-ful effects, they are, at the same time, the unfest and best physic for children. By their aperient action they gripe much less than the common purgatives, and never give pain when the bowels are not inflamed. They rotate the vital fountains of the blood, and strengthen the system by freeing is and strengthen the system by freeing it from the elements of weakness.

posed and ending the imprisonment for the time mentioned in the indictment. But as upon the whole showing, I am of the opin-

applicate whole showing, i and the optimation that the witness is not incompetent. I give no optimion upon those questions. The objection to the competency of Daniel Kelly is overraled. Exception by counsel for defendants. WM, ELWELL, P. J.

Mr. Parr who had testified to hearing Hester's confession to Donohue in the prison, was recalled by the defense and cross-examined at length. He stated that, he had shot two Mollie Maguires on one occasion, was acquitted by a jury and driven out of Tamaqua by the order.

Several unimportant witnesses were then

The counsel for the prosecution then stated that they had a very important witness coming from Shamokin this morning, between Hester and Tom Donahue in the being now on his way. With the privilege of calling him to the stand when he arrived, the Commonwealth would rest their side of the case. With this agreement the State closed.

> Mr. S. P. Walverton opened for the defence. After referring to the great responsibility that devolves upon the jury, and the great necessity there is of their of the evidence in the case, he stated during his speech, which lasted over an hour, that the powerful influence had been enlisted against the prisoners, thus prejudicing the minds of the public against them.

The afternoon session opened at two o'clock. The attendance was very large. Edmund G. Harris, the witness for the prosecution expected from Shamokin having arrived, was called and swora :

[Continued on Sd page.]



May 19, 76.-tf.



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