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EAL ESTATE AGENCY. WM. B. BUTLER, ATTORNEY AT LAW,) Franklin House, South Hanover Street (cumberland county, Penna, ations by mail, will receive immediate

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HATS AND CAPS er brought to Carlisle. He takes great pleas is all new ones, to his old friends and outsomers, all new ones, to his splendid stock just re-ved from Now York and Philadelphia, cou-ting in part of the SILK AND CASSIMERE HATS:

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Aug. 31, 71—3m

GOOD NEWS FOR THE PEOPLE.

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ome manufacture, which he will sell as chenp he cheapest. Overcoats op hand or made to er. I will let no man undersell me. A large complete stock of primq Winter Boots, Shoes, Gaiters, &c., of every variety, style and quality, for gents ladics', Misses', Boys' and children, made to order. All to be sold cheap, cheaper, cheapest, Also, a great variety of

HATS, of intest styles and best qualifies, together with a general assortment of NOTIONS and Gent's Furnishing goods. I be not full to give me a call. My motto is "Quick sales and small profits," Bast 21, 1921, 2021

Hept. 21, 1871-3m.

Bolmter. American

BY BRATTON & KENNEDY.

CARLISLE, PA., THURSDAY, NOVEMBER 23, 1871.

GENTLEMEN OF THE JURY : THE TRIAL OF JOHN KIEHL

MURDER OF HIS WIFE, SARAH E. KIEHL.

The trial of John Kiehl for the murder of his wife, Sarah E. Kichl, was called up, in the court of Oyer and Terminer on Wednesday morning, 15th inst. District Attorney W. F. Sadler, assisted byno ale District Attorney Charles E. Maglaughlin, appeared for the Commo

wealth; and William H. Miller, W. J. Sheprer and James H. Graham, Jr. Esqrs., appeared for the prisoner. The prisoner was directed to stand up, and was arraigned by District Attorney Sadler, who read the bill of indictmenound by the Grand Jury, as follows: At a Court of Oyer and Terminer an General Jail Delivery, held at Carlisle, in and for the county of Cumberland, on Monday, the 28th day of August, 1871, before Hon. James H. Graham, Presi-

dent Judge, and Hugh Stuart and Thos. P. Blair, Esqrs., Associate Judges of said Cumberland County, ss:

The grand inquest of the Commo wealth of Pennsylvania, enquiring in and for Cumberland county, on their oaths and affirmations, respectively do present that John Kiehl, late of said county farmer, not having the fear of God befor is eyes, but being moved and instigated by the Devil, and of his malicenforethough vickedly contriving and intending, certain Sarah E. Klehl, with poisor wilfully, feloniously and of his malic aforethought, to kill and murder, on the eventh day of May, in the year of our Lord, one thousand eight hundred seventy one, and on divers other days, between the said seventh of May, in the year last aforesaid, and the eleventh day of May, in the year last aforesaid; in the count foresaid, and within the jurisdiction of

this Court, with force and arms, felonously and wickedly, and of his malice iforethought, a large quantity of a certain deadly poison, to wit, arsenic, unto the said Sarah E. Kichl, did give and admin ister, with intent that she the same into her body should take and swallow down (the said John Kiehl then and there well knowing the said arsenic to be a deadly noison.) and the said arsenic so given and administered unto the said Sarah E. Kiehl, by the said John Kiehl, the said Sarah E. Kiehl did then and there swallow down into her body by reason of which said administering, taking and swallowing down the said arsenic into her body;

E. Kiehl was administered as aforesaid.

which said night the said Sarah E. Kiehl. f the said mortal sickness died; and so the jurors, on their oaths aforesaid, do say that the said John Kiehl, the said about five o'clock; I went with her part Sarah E. Kiehl, in the manner, and form aforesaid, feloniously, wilfully and of his malice aforethought, did kill and murder, contrary to the act of Assembly, in such case made and provided, and against the peace and dignity of the Commonwealth

of Penusylvania. And the jurors aforesaid, on their oaths and affirmations aforesaid, do further present that the said John Kiehl, continuing an intending to murder one Sarah E. Kienl, on the said seventh day of May, in the year aforesaid, and on divers other days and times between that day and the eleventh day of May, in the year aforesaid, in and upon the said Sarah E. Kiehl did make an assault, and unto the said Sarah E. Kiehl a large quantity of deadly poison, the name and description of which is to the juors aforesaid unknown, feloniously, wickedly and of his malice aforethought did give and administer, with intent that she should take and swallow the same down into her body, the said John Kiehl then and there knowing the said substance to be deadly poison, and the said Sarah E. Kiehl, the said poison so given and administered unto her by the said John Kichl, and did take and swallow down into her body, by reason and by means of which said taking and swallowing down the said poison, the said Sarah E.

Kiehl became mortally sick and distempered in her body, of which said mortal sickness and distemper the said Sarah E. Kiehl, from the said days and times on which the said deadly poison was administered by the said John Kiehl to the said Sarah E. Kiehl as aforesaid until the night of the 11th of May did languish and languishing did live, on which said night, 11th of May, the said Sarah E. Kiehl, of the said mortal sickness and distemper, by the said poison caused as aforesaid, died; and so the jur orn aforesaid, do say that said John Kiehl. the said Sarah E. Kiehl, in manner and form aforesaid, feloniously and of his malice aforethought did kill and murder.

C. E. MAGLAUGHLIN, District Attorney. District Attorney Sadler then said :-To this indictment what do you say

voice, " Not Guilty." Considerable time was then consume in getting a jury, many of the jurors called having formed and expressed opin ious as to the guilt or innocence of the defendant; others being opposed to cap ital nunishment; and others being challanged peremptorily. The following were finally chosen and the usual oath administered : John Jacobs, of Carlisle; Henry P. Chapman, of Carlisle; Jacob Hemninger, of South Middleton; George W. Pressel, of Monroe: Christian Kauffman of Mechanicsburg; Philip Landis, of Silver Spring; Andrew Humer, Middlesex William Hastings, of Penny Uriah Karl. of Southampton; John B. Drawbaugh, o Lower Allen; Alexander T. Meck, o

In opening the case to the jury, District

You have been selected out of the body of your fellow citizens, by reason of your ntelligence, impartiality and integrity, to try the issue joined between the Commonwealth of Pennsylvania and John Kiehl, for the murder of Sarah E. Kiehl, by poison administered on May 7th, and subsequently. It is needless to enlarge

years ago John Kiehl was married to Sarah E. Doner, and they lived happily together. In the spring of 1870, they noved to the vicinity of Shippensburg. where they had purchased a small property. All was affection in the domestic circle, until John Kiehl became enamored of a girl named Kate Myers. With her he was upon the most intimate terms, and there was but one obstacle in the way of the accomplishment of his desires. That obstacle was his wife, and he deermined to put her out of the way. Mrs. Kiehl had been in ill health for some weeks, and had been taking medicine from two physicians in Carlisle, but for a week or so prior to her last illness she had been better. On the Sunday before her death, Kiehl came home from a visit to Kate Myers, and called up stairs to his wife, to know if she had taken her medicine. She replied she had not, as she felt better. Kiehl said there was no to her on Wednesday while I was there; use buying medicine for her, if she did I don't remember who gave it to her, or the doctor, but he refused to go. She Then he went down stairs; this was not take it. He then mixed a draught, t against her earnest entreaties. Soon fter doing so, she vomited. Other doses were administered, and she grew worse, and some of the neighbors insisted he should go for a physician. He declined

took it up stairs, and forced her to take whether it was poured from a bottle; I to go until Tuesday afternoon, and before e went was careful to empty the vessel in which Mrs. Kiehl had vomited .--Hearing her vomit, he even dismounted from his horse and returned to the room to throw the vomit into the yard. He | twice; she vomited three times, I recoltold Dr. Nevin his wife had disease of the lect of: I don't remember whether she heart, and when the Doctor said that he ought to see her before prescribing. Kiehl said that was not necessary. When he came home, he said the Doctor could not | and kind of dark; I didn't smell anycome, as he was just going to the coun-

arsenic therein. This evidence would

E. Kiehl died by poison; and, secondly

that the poison was administered by John

TESTIMONY ON THE PART OF THE COM

MONWEALTH.

Kiehl.

try. When the clamor of his neighbors compelled him, he went to Shippensburg and brought Dr. Nevin. Suspicious of foul play being aroused, the body was Thursday morning. disinterred, a coroner's jury was sumnoned, a post mortem examination was made, and the stomach, liver, bladder, and intestines sent to Philadelphia, wher chemical analysis, made by Dr. B. F. Rand, resulted in finding a quantity of

the said Sarah E. Kiehl became and was mortally sick and distempered in her body, of which said mortal sickness and distemper, caused by the said arsenic so administered by the said John Kiehl, the said Sarah E. Kiehl, from the said several days and times, on which the said arsenic by the said John Kiehl to the said Sarah

until the night of 11th of May, in the year aforecaid, in the county aforesaid, did languish and languishing did live, on at our house was on Sunday. She was

7th of May last. She came there between one and two o'clock, and went home of the way: I didn't see her again until Tuesday. About five o'clock I went or to Mr. Kiehl's to see her; she was in bed, and very sick. There was no person up stairs with her when I went up. She complained of soreness in her throat; she vomited while I was there, about every fifteen or twenty minutes; it looked green and a kind of black. Kiehl was at home. but was not up in the room much. Mr. Kiehl emptied the vomit. I remained there till about eleven o'clock at night. Mr. Peter Noaker came there while I was there, and Miss Jane Myers, Kate Myers' sister; Kate Myers was there when went there. I found Mr. Kiehl and Kate Myers in the house when I went there. They were eating supper. I heard them talking and laughing before I got in the house. Mrs. Kiehl was un stairs in hed. Peter Nonker and his wife came together. f did not see Mrs. Kiehl again until Wednesday afternoon. She was very poorly—was not expected to live. She hadn't to throw up much then; not as often as when I first saw her. She asked often for a drink, and she would have to

throw it up. Several weeks before her death Mrs. Kiehl done washing and baking-just before she took sick-scrubbing and all kinds of work in the house: and often did the feeding at the barn and attended to the cattle. I never saw her but once feeding the cattle. I never saw her digging garden...

Cross Examined. Kiehl and Kate Myers were cheerful when I came to the house. They were sitting at the table, eating supper. I asked them how Mrs Kichl was, and they both said she was no better yet. I didn't take any supper -they did not ask me to. Kate Myers took me up stairs. Mr. Kiehl came into the room up stairs a few minutes, directly after he was done eating supper, and did not remain long. When he came up he asked her if it wasn't time to take her medicine: and she said she thought it was. He went down to the kitchen to mix it up. He brought the medicine contrary to the form of the act of Assemnack. I don't think she took that, Mrs. bly in such case made and provided, and Kiehl said it always made her so sick against the peace and dignity of the Comwhen she took it, and she would rather monwealth of Pennsylvania. not take it until Dr. Nevin would come and see her. He said she didn't need to take that until the Dr. would come and see her. She didn't take it. He brought the medicine up in a glass. I don't reguilty or not guilty?" to which the demember how full the glass was. I don't

remember what the medicine looked like. fendant replied, promptly and in a firm It was darker than water. I don't renember what Mr. Kiehl did with the medicine after she refused to take it .-Mr. Kiehl then went out to the barn, and did his work. He was away about half an hour, when he returned to the louse. I saw him after that in Mrs.

Kiehl's room. He staid in her room un-

til Mrs. Noaker persugded him to go for

Dr. Nevin. He went for Dr. Nevin. 1

was there when he returned. He was

absent about half an hour. Firis was a

mile and a half or two miles from Ship-

pensburg. I don't remember what time

Nevin did not return with him; Kichl

said the Dr. would come. The doctor

came that evening, quarter or half an

hour after Kiehl came. Kiehl was up in

Mrs. Kiehl's room after he returned

from Shippensburg. I didn't go up after

that. I wasn't in the room when Dr.

was when Kiehl returned. Dr

Carlisle; and Solomon Dewalt, of North Middleton.

Attorney Sadler spoke in substance as follows:

with me; Kate Myers was up stairs .-Jane Myers came there to stay all night; I returned home about eleven o'clock. I don't remember whether Kiehl was in Mrs. Kiehl's room when I left; he was not down stairs with me and Jane. Two of my brothers went home with me; they came there between nine and ten o'clock: upon your duties and responsibilities, for my brothers' names are John and Edyou are sufficiently aware of both. Eight ward; they staid down stairs, while they were at Kiehl's, with Peter Noaker, me and Jane Myers; Kate Myers was down with us part of time; there was no one olse there. I don't remember who all were with Mrs. Kiehl on Wednesday.

afternoon; there were a number of persons there; Mrs. Kiehl's mother was there, one of her sisters-Mary Donerand her father, John Doner; Mrs. Sam'l Noaker was there: I don't remember the others who were there: I do not remember what time I went up to Mrs. Kichl's room on Wednesday evening; I went up mmediately after I went to the house, I saw John Kiehl; he was in the room part of the time; he was attending to his wife part of the time. Mrs. Kiehl was not throwing up as often as she was on Tuesday. I don't remember whether John Kiehl-attended to Mrs. Kiehl on Wednesday or not; He did attend her on Tuesday. There was medicine given who mixed it up; I don't remember think it was Dr. Nevin's medicine John Kiehl's mother was not there. saw her take medicine on Wednesday evening; I don't know how often; she vomited soon after taking the medicine, she was vomiting before taking medicine; she vomited every fifteen or twenty minutes while I was there on Tuesday: I was in the room half an hour or an hour she vomited more than once, more than vomited more than three times: I saw the vomit; I was beside her, holding her head: the matter she vomited was green thing; I held her head twice, while she

vomited; she didn't vomit very much sowetimes · Court adjourned to meet at nine o'clock

THURSDAY'S PROCEEDINGS. Court convened at 9 o'clock. The Commonwealth's counsel the esented the following offer: The Commonwealth propose to prov the declarations of the deceased woman made during her last illness to the atestablish two points, 1st—that Mrs. Sarah tending physicians and other persons in attendance upon her, as to the bodily feelings, the nature of the pain experien ced by her, and its location, and generally all declarations, expressions and

SARAH E. HOFFMAN, sworn-I live in illness, indicating the nature of the malouthampton township; I know John ady under which she was suffering. Kiehl, the defendant; I knew Mrs. Sarah Objected to by defeudants. E. Kiehl, when she was living. Kiehl 1st. That expressions of Mrs. Kiehl i lived about a quarter of a mile from where the absence of her husband, and hot to in good health then. She was there the

in extremis. 2d. Il evidence at all, such testimon must be confined strictly to the expres-

gions of bodily symptoms The Court admitted the evidence, and

noted an exception to defendant's coun SARAH E. HOFFMAN, re-examined in chief-I went to Mrs. Kiehl's first on Tuesday, May 9th. She was in bed, sick: she complained of great pain, and asked often for water. On Wednesday I heard would burn up, it burnt her so in the staid there until he returned; I said throat. She asked for water that day .-

have to throw up. Cross Examined-Mr. Britton and Mr. Doner told me I need not answer questions when the lawyers asked them the second time; I don't remember how long it is since John Doner told me that. I think it was at his house. He said such foolish questions I need not answer. He said lawyers sometimes asked foolish questions. He did not tell me to be on my guard; I never told him what I knew; I told Mrs. Doner and Samuel Done what I knew about the case. It was before I talked to Mr. Doner that I had this conversation with Mrs. Doner. John Doner was not present when I told Mrs. Doner and Samuel Doner : I don't remember how often I told them. On Tuesday Mr. Kiehl had the medicine in a glass; I don't remember where Mr. Kiehl put the glass, when Mrs. Kiehl declined to take the medicine. I don't to tell him anything I knew about this remember how full the glass was. There was no person in the room but me at that

time. The medicine was pretty much the color of water, as near as I can remember. I said yesterday that the medicine was darker than water. This was on Tuesday; she didn't take that though; she hadn't it in her hand. She vomited in a chamber; the vomit was green and kind of dark; the chamber was white. She vomited half a tea cup full to a tea cup full, and sometimes very little. I don't remember how long it took her to vomit; I held her head about five minutes each time, I did not give Mrs. Kiehl the medicine John left; I was sitting | how many drinks of water she took; she near the bed; John Kichl took the medicine away, after his wife refused to take it, but I do not know where he put it.-He was not in the room very long after that. I don't remember how long. He sat down and talked ten minutes. He was not holding the glass in his hand while he was talking to her. I was in the room with Mrs. Kiehl fifteen or twenty minutes after John Kiehl went out. This

was on Tuesday: I don't remember how long I was in the room on Wednesday Mrs. Kiehl took some medicine while I don't remember who gave it to her. I did not swear yesterday that Mrs. Doner gave her the medicine; I don't remember saying so. She would have to throw up after taking medicine. I can't remember | the room. Mrs. Kiehl said it was late that she took medicine more than once on Wednesday, while I was there. She had no passage from her bowels while I to the pump for fresh water, and came was there on Tuesday or Wednesday .-She expressed no desire to use the cham ber. Our family is intimate with the Donors. Samuel Doner pays attention

to me; I told Samuel something I knew

about this case. We were talking about

needn't answer the foolish questions the

Doners came.

the Kiehl case when John Doner said I

lawyers asked; I didn't tell either side

what I knew; I went away from home,

kitchen; Jane Myers was in the kitchen did not want to come to court. There Mrs. Kichl, beside Kate Myers. She was didn't hesitate to tell me it was for her. was no difficulty between Kiehl's family in the kitchen when I went, standing at He did not put half a tea cup full of waand ours. We were on friendly terms with Mr. Kiehl.

MRS. ANNA M. HOFFMAN-sworn;-I reside in Southampton township, Cumberland county; I live a quarter of a mile and Mrs. Kichl; she was at our place often; I was only in their house twice until she got sick; I saw her on Sunday before she took sick, at our place, She came there between one and two o'clock, and left between five and six, near sundown Shedooked well and was lively; I didn't. between seven and eight g'clock; she was up stairs in bed; there was no person inwas very sick, and I was very much surprised to see her in the condition she was. She put up her sleeves and told me she was very sick, and I said to her how comes it you are so sick. She said she was so sick she thought she couldn't live that night. She said she took sick on not live. She told John to go for the doctor, or do something for her, or she drawed her fair double together and made her vomit and purge; and then I said to her why didn't you send for the doctor; said she told him be would wait too long. John then got up and said he had to go to Mr. Myers'; he said he had to go to get started down and gave me the fan; when e went away he turned away, and his wife looked after him and said: "John. you look so funny." He went down and his wife requested him not to stay long; ne said he wouldn't. Then he went t Mr. Myers'. There was no person with her then but me. I said to her: "Sarah, by the look of you, you won't be here

ong," and she said to me, "Mrs. Hoffman, my time is short." She said them words twice. She said "Oh God! do not cut me off so short! Give me time to prepare my soul, for I cannot die unpre pared." Then she fell in kind of a doze and then I laid my hand on her forehead, and I said: "Sarah you are warm." She looked at me, she put up her hand from her stomach to her chin, and said it burnt her like pure fire. She said if she only durst drink water, as much as she wanted to drink: then she fell into a kind of a doze again, and slept about half as an hour. When she got awake she wan ted water again, and said it was all dark

and quivery before her eyes. Then she didn't say much to me any more, but she was earnestly praying to God to pardon her sins. When she would drink she would vomit. I did not see her again until the next day about dinner time. She complaints made by her during the said was still getting worse, she told me; I did not talk much with her on Thursday .-Whenever she would drink she would have to throw up. Cross Examined. I went immediately

up to her room, on Wednesday morning; I lived. The last time Mrs. Kiehl was her physician, are not evidence in a John Kiehl was the only person then charge of murder, unless they were made | with his wife; he was sitting beside her bed fanning her; he sat there all the time until we left the room, he didn' say anything while Mrs. Kiebl and I were talking; he didn't object to my talking to her, nor to her telling me to Mr. Klehl. He said, "Sarah, you took anything; he didn't try to keep her quiet, or speak harshly to her; he didn't ask her if she wanted anything, while I was there. When Mrs. Kiehl said John had refused to go for the doctor, he didn't say anything; she said he told her she had many such a spell, and refused to go; he her complain; she said she thought she | was standing at the bed fanning her. would stay until her mother came. They gave her water, and she would was there half an hour before John left

for Myers'; he was away about half an haur or so; he came up into the room when he returned; she wanted a drink of water, and Kate Myers fetched up a tumbler of water for her; John told Kate to bring the water up; she didn't drink that water; she told John to get her a good fresh drink; he did so; he asked her

if that was good, and she said it was; John staid in the room; I do not know how long he stayed; it was pretty near one o'clock in the day time when I got home; John was in the room pretty much all the time I was there; he got her whatever she requested; he took the fan from me, when he returned, and fanned Mrs. Kiehl; she told me on Sunday she wouldn't take any more medicine; she did not take any medicine on Wednesday that I saw; Mr. Shearer came to see me. I refused trial. I said my daughters could tell if they wished. I didn't tell them they shouldn't tell Mr. Shearer anything. I asked Mr. Shearer if he had seen the niece in the paner that Kiehl was guilty. Mr. Shearer said we had a right to tell him just what we told the other side. I said to Mr. Shearer we wouldn't tell until we had to tell. I did not tell him he would hear, when we came to Courtwhat we had to tell. I went to Kiehl's on Wednesday, between seven and eight o'clock, and it was near 1 o'clock when I got home. She didn't take medicine while I was there. I do not remember might have taken ten drinks. She drank water while John was out of the room; I gaveit to her. Once she vomited when I gave her water. I gave her water about ten times while I was there. I do not remember whether she vomited every time: sometimes she would drink two or three times before she threw up. I held her head while she vomited; she vomited into a mug; there was no smell to the vomit. The vomit looked green with a dark curd in it; sometimes she vomited half a tea cup full and again a tea cup was there; I did not give it to her. I full, I think I held her head three times: She vomited when I didn't hold her head, perhaps three times or oftener. I have given the words Mrs. Kiehl used in the conversation while John was in

> lirectly up, put a lemon in it and gave it to his wife. She had been drinking lemonade, and I cannot say now whether he gave her the pure water, or there was a lemen in it. The Doners were there when I left, on Wednesday. Mrs. Doner in a chair plant side the window, where came in the room while John was there; he was mixing the medicine. The cup

Nevin was there. I was down in the and refused to see Mr. Maglaughlin; 1 nobody was in the house, with Mr. and there, and told me it was for Sarah. He morning; I found Mrs. Klehl very ill, After she came to, she asked for a drink

the table; Mrs. Kiehl said her husband | ter in; didn't see any other little papers was unwilling for her to visit us. I did about (Witness then illustrated by piece shake my head at my daughter yesterday when she was on the stand; I shook my

head for her not to answer when I thought from John Kiehl's home. I knew Mr. she was imposed on. I wanted her to been half a tea spoonfull; I didn't ask answer directly. I have no unkind feeling towards Kiehl. MISS MARTHA KULP-sworn-I reside others; both outside doors were shut; all n Southampton township; I know John | the other doors were shut; the window Kiehl; I live about a hundred yards from blinds were not down; I can't tell how where Kiehl and wife lived; I lived the window blinds were; the cupbeard is there at the time Mrs. Kiehl died. I saw back in the corner behind the front door; see her then until Wednesday morning her on Sunday, one weak before she took I can't tell whether there is a closet in sick, in Shippensburg, at the Lutheran church. Kiehl and wife were all that liv- floor. I was at the defendant's sale, with he room but Mr. Kiehl and his wife. She | ed in the house. His wife did the work | my father; Mr. Kiehl was dressed in about the house, before her last illness. greyish clothes on the day I saw him They did not keep a girl before she took sick; I called to see her on Monday ev- whether he had a cont on or not; he had ening, before her death, and found her on grayish pants and vest; the vest was very sick. While I was there Kiehl buttoned up close; was at defendant's came in and told her it was time for her | sale; he set the cup away; I don't rememto take one of her powders. She told him | ber where he put it, or where he put the Sunday evening; she thought she could she would take the drops, but not the cloth he wiped it with; he put water in powders. He insisted on her taking it, the cup and washed it out; he was in the and he went down stairs, and came kitchen five or ten minutes after I came, could not live till morling. She said it up with something in a cup. She still before he went up stairs; he remained up refused to take it, but he still insisted on stairs about fifteen minutes, and I reher taking it, and she took it. After she had taken it, he walked to the window know whether he used warm or cold and she said she wanted John to go for and looked in the cup; that's all I know about five o'clock in the evening. She throwed up in about five minutes after she took the powder; she threw up while ofone them to go to mill for him-his I was there; I was there one hour, prochicken feed was nearly all. Then he bably twenty minutes after he gave her the medicine. After she took the mediicine, she said her throat burned her, and said at times she got so very heaty. She

she thought she would burn up; she said she looked poorly, I thought, sickly, I she had great pains in her stomach; she got the the wagon, and took it back on didn't say anything about a difficulty of o'clock; the defendant came out of the breathing. When John was down get- house, and we sat down on some posts ting medicine, I heard him talking to lying there: I said John, you are not omebody in the kitchen. He was talking to John Hoffman. John came up again just a few minutes before I left; he and he said she had the old complaint, took the cup along down stairs with him. Cross Examined.—Kiehl met me at the her, and he said she had to throw up so door when I went there; he met me I told him I thought in heart disease pleasantly without embarassment. He invited me up to see his wife; he stayed in the room a short time; he didn't seem very much pleased when she didn't want to take her medicine; but he was not rightened, or embarrassed, or excited. I | I, John didu't you go for a physician; he lon't know where the drops and powders were kept; I did not see where he got | that disease; it takes them very sudden, the medicine; he took nothing out of the room; he was about twenty minutes preparing the medicine, I am just gessing at the time—that is as near as I can recollect. I don't think he was out less than twenty minutes; I was sitting with Mrs. Kiehl while he was out: I talked some to her; he took the medicine directly to her; she didn't want to take it.

but he still insisted. He didn't say any thing short or rough to her, There was nothing in his manner attempting to conceal the medicine. She held up her hand and said, "Oh! John, I can't take it;" he replied, "Oh, yes, Sarah, I our house on the following Monday. He think you can get it down." He spoke | was planting corn ; I saw him first at in a kind tone. There was nothing ner- dinner time, and talked to him; he said vous or excited in his manner; she then | nothing about his wife. I heard from my took the medicine: I didn't see what the medicine was like, when she swallowed the medicine she handed the cup back it out pretty clean that time," He went down stairs then. He spoke in usual tone, not excited or tremulous. He did not sit down after he gave her the medcine; he went down stairs. I recognized Jno. Hoffman's voice down stairs talking to Kiehl. John came back, and sat down at the foot of the bed. He talked some little to me. I asked him if he had had a doctor for Mrs. Kiehl vet: he said he had not; he thought if she wouldn't get better till morning he would go in and bring Dr. Nevin over; I started home then: Mr. Kiehl was in the room, and attended to his wife the first time she vomited. I to make the ten for her. She told me haven't been talking about this matter-I have not talked to Doners ; .I am not very well acquainted with them; he held

the chamber for her when she vomited; talked about doing the evening work; he she did not purge any while I was there; had no passage from her bowels. I paid no attention to Kiehl's manner. JOHN HOFFMAN, sworn-I am son o Jonathan Hoffman: live a quarter of a wouldn't let me do the evening work. mile from Kiehl's; I knew Mrs. Kiehl: I saw her at our house on the Sunday before she took sick. She came between one and two o'clock, and appeared to be very well-and staid until between five and six o'clock. I was over at Mr. Rebuck's on Monday evening, and came home past Mr. Kiehl's, about five or six o'clock, and stopped in. When I went in I met Mr. Kiehl; he was mixing a now der, standing at the window, in the kitchen; it was in a cup. It was a whitish powder. The dry powder was in the cup when I first saw him mixing. He then put water in; I don't remember whether he was mixing it with a spoor or a knife; I saw nothing containing powder of the same kind. The cupboard doors were shut; I saw white paper sticking in his vest pocket; I asked him if he was going to take the medicine; he said no, it was for Sarah. I asked him where Sarah was; he said she was up stairs in bed; she wasn't very well. After he had it mixed he took it up stairs. He came down before I left. He had the cup with him, and washed it out. He took a cloth and washed it out. Then he went out to the barn, and I went that far with him, and then went home. I didn't see Mrs. Kiehl again until Wednesday, between twelve and one o'clock. I did not see her vomit. She complained of a burning in her throat. I was not in very long. I know Kate Myers; I saw her and Kiehl together different times. I helped Klehl to fill a lime-kiln, last spring, at Mr. Myers'; Frank Hoover was helping, and | plained of burning in her throat and dizhe asked Kiehl if he was married; Kiehl said he was married but had no woman.

Cross-Examined-This conversation was in March or April; I don't remember which. They were in the lime-kiln when the conversation occurred. I when John came home Sunday night; I was outside at the edge of the kilu. thought John did look funny; John went The kiln was filled up. He and Kate when I came. The kitchen door was shut. I knocked, and Kiehl asked me in, and after I came in, and didn't attempt to hide the medicine from me. I sat down

Re-examined-in-chief.—On Wednesday didn't appear to be afraid of me being there. I was there again Wednesday

powder in the cup when I went in. He house Kate Myers and Jane Myers were

f paper how the paper was sticking out of defendant's vest pocket) I think the powder in the cup would have at least him what it was; there are two outside doors to the kitchen; can't tell how many

> the kitchen; there was a carpet on themix the powder: I don't remember mained down in the kitchen: I don't water in mixing the medicine; it was darker than water; the medicine was all

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perfectly dissolved. MARTIN COOVER-sworn-I live in Southampton township; I know defendant; I live about a quarter of a mile from him; I went to him to borrow a one horse wagon of him, in May last; I gave a rap at the door, and his wife came out: Tuesday, between eleven and twelve planting corn to day;" he said his wife was so poorly: I asked what was wrong, heart disease; I asked him how it worked they don't throw up; he said "a hog got into the lot and she ran after the hog, or Sunday evening;" he said she throwed whole handsful of green stuff up; I told him I never heard of such a thing; said said he thought it was no use going for she'll die any how, or something of that kind; I told him if it was my wife, I'd leave everything and go for the doctor. I know Kate Myers; I have seen her and Kiehl passing my house. Henry Myers, Kate's father, lives about a quarter of a mile from Kiehl's; Kate Myers was there doing work for Mrs. Kiehl, back and for-

MRS. M. J. NOAKER, sworn-I live bouten quarter of a mile from where Kiehl lived. I saw Mrs. Kiehl on Monday evening before she took sick. She appeared to be very well. Kiehl came to husband that Mrs. Kiehl was sick, about four or five o'clock in the afternoon. On Monday evening we were going to town. and I called to see Mrs. Kiehl. Kiehl took me up stairs to see Mrs. Kiehl. I found her very ill, which surprised me very much. I might have been there three quarters of an hour; she vomited too or three times while I was there. It was straining her about all the time when she would speak, The vomit was dark green; I asked Mrs. Kiehl when she got sick and she said on Sabbath evening; asked her if she had been taking anything or done anything. Mr. Kiehl was sitting on foot of bed, looking out of the window. She said her uncle, Henry Myers, told her to take some tea; I offered where to get, it, in a box in the room.-Kiehl said I should not trouble myself he would make it for her. Then we was still looking out of the window. He said to Mrs. Kiehl he thought they would not come; and I said I would do their milking and the evening work. Kiehl because I was going to town. Presently Mrs. Waltrich came and done the evening work. Kiehl went down stairs when she came. I asked Mrs. Kiehl whether she had done anything about the tea. She asked me whether I thought a physician would know what ailed her. Mrs. Kiehl was wishing for a physician. I said to Mr. Kiehl it was a pity she couldn't see a physician. He said to her, "Sarah, you often had such spells." She said. 'No; John, I never had such a spell as this." Then Mrs. Waltrich came. asked Mrs. Kiehl if she suffered much

pain. She said she was drawed almost double with pain; she thought she could not live till morning. Then I left. On Tuesday morning Mr. Kiehl and I had a conversation. He came there to plant corn. I told him I would go up and see how Mrs. Kiehl was: he said it was too much trouble. Then he came to me in the yard; said he was going home, and would ge in for Dr. Nevin, and take some of the medicine she was using with him. If he was not satisfied with what Doctor Nevin said; he would see Dr. Bixler. He went away between 8 and 9 o'clock, Went to defendant's house again on Tuesday evening, and asked him how his wife was; he said she was worse; there had been a great many persons in, and the talk hurt her. I told him I did not wish to talk to her, but just to see her, he took me up to her room; I asked her how she was; she said she wasn't any better, and wished for a physician; she comziness; she complained that she couldn't see me: she said she hadn't as much pain in her body as she had on Monday evening; she said she would burn up if they wouldn't give her water to drink; she had difficulty in breathing, and was lamenting all the time about difficulty in breathing; her tongue was swollen very were laughing and talking together much; I told the defendant to fetch the physician. She vomited while I was there: the vomit was dark green. She opened the door. He went on mixing, threw up as much as she purged; she was tossing a good bit, and complaining all the time. I was there when Dr. Nevin came, on Tuesday evening: I had urged Kiehl to go for the doctor; I was there I left ten or fifteen minutes after the was right along side of me. He had the till Dr. Nevin left. When I left the

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Colored to the second of the s as vomiting, but not so much as on Tuck sday; she was very distressed looking: her have was very yellow, I saw her again on Thursday; she was still getting worse, an d was sinking; I was there from two o'e lock until evening; she vomited once whil. 9 I was there; I was not up stairs much. On Tuesday evening Mr. Kichlemptied the chamber she threw up in, before he went to town. When he ame back, he asked us how often we thought she had threw up; when I told him to fetch the physician, he went out to get his horse; he came in and came ap stairs, and took the chamber down and emptied it; I told himshe had thrown up four or five times; he then em piled the

chamber, before Dr. Nevin came. Cross Examined. I saw her first on Monday evening. The field in which ie was planting was at our house; he could have gone to his house without my knowing it; I can not say he went home on Monday. I knew Mrs. Kiehl very well. On Monday evening. Light was in the room part of the time. She was not without attention. There was, no purging while I was there on Monday. When I went there Tuesday evening there was no one in Mrs. Kichl's oom. Kiehl was in the kitchen preparing lights. He then took me up to her coom. Kate Myers was there that evening ; Dr. Neyin left her some medicine ; ifter Dr. Nevin left, Mr. Kiehl and Kate Lyers gave Mrs. Kiehl a powder. I told Mr. Kiehl and Kate Myers to take good care of Mrs. Kiehl, for she was very sick; hey thanked me and said they would; I went back Wednesday morning, and was here only a few minutes. Mr. Klehl met ne at the gate, and told me to go in; he was talk ing to Dr. Neym; I asked Dr. Nevin how she was; Dr. Nevin said she was very ill. Kiehl manifested no dislike o my going to see Mrs. Klehl; I can say othing aginst him in that respect. Mrs. Kiehl was a remarkably good housekeeper. She kept everything neat and clean. Mr. Kiehl and I gave her coffee on Wednesday. There were other people doing is much for her as he was: Kate Myers and she were cousins. MRS. ELIZA KULP-sworn.-I lived

about I mile from where John Kiehl ived. I went to see Mrs. Kiehl on Tueslay morning about 9 o'clock; I first earned she was sick on Monday evening; from my daughter; I met her aunt, Mrs. Waltrick; Mr. Kiehl was not there when I got there; I found Mrs. Kiehl in the kitchen lying on the floor; she was very ill; she throwed up once while I was there; I was only in a few minutes; she was lying there when I left. Mr. Kiehl came in while I was there; he asked her whether she was any better; she said not. He asked her whether she had taken her medicine; she said she did, but she had to just throw it up. Mrs. Waltrick said John you ought to go for a doctor; he said he thought none of the doctors would come if he was to go for them .-Kiehl left, and his wife was still lying on he floor. She was lying there when I. eft: Mrs. Waltrick was there when I left; Mrs. Kiehl was not up while I was there: she didn't say she wanted to go to bed. She threw up in the chamber; it was setting beside her on the floor. He was ot in very long. He asked her why she was lying on the floor; she said she was too weak to go up and down stairs. Mrs. Kiehl was a woman of a great deal of energy and didn't like to be in bed, if she could be about. She was a very fine woman, and a neat, cleanly housekeeper-MRS. SUSANNAIL PILGRIM, sworn-I eside in Southampton township, a short mile from Mr. Kiehl's former home. I, nadn't much acquaintance with Mrs. Kiehl. I knew John Kiehl when I saw him. The last time I saw Mrs. Kiehl before her sickness was in April. Her and her sister Mary were washing. I saw her on Wednesday morning after she hadtaken sick on Sunday night. She was up stairs in bed. I went to her and shook hands with her, and I asked her whether she was sick. She told me she was, and I asked her what was her complaint. She told me she had to throw up so. I then left her, and went down stairs. I asked Catharine Myers what the Doctor said ailed her. I went to Shippensburg, and came back between 3 and 4 o'clock. I called in to see her again; then her mother had come. She still seemed to be suffering, and threw up while I was standing at her bedside. Mrs. Doner handed the mug to me, after she was done throwing up, and asked me whother I had ever seen such throwing up from any person. I told her I had not seen such from any person. I then asked what the obvsician had said, and they said he said her case was hopeless. I then went down stairs and went home. The vomit was of a green color, slimy. I went there again on Thursday morning, and I saw her. She was very sick. She complained of a burning in her throat, from her body up. She said it was constantly burning. She said her sight was failing. She said, John give me a drink. Atter she had taken a drink of water. John was sitting on a little box beside her bed. She turned round and looked at him, and said, "John, what is the matter? you look so junny;" and he said, "Nothing, Sarah." She repeated it, and said, "You look so strange." Then Mr. Kiehl bursted out crying. She then lamented about the salvation of her soul; she looked around so anxious, and he asked her, "Sarah, do you want a drink?" She said she did, and if there was ice she wanted ice, and they brought the iceone of the women went for it. I was going to give her the ice, and she said, "Where's John?" I handed the cup the ice was in to Mr. Kiehl, and he gave her ice. She still said, "Oh, I want more, or fresh water, for I am burning." Kiehl handed the tumbler, and I held her up. After she had taken the water, she boked for vomiting. And they held her up and held the mug, but she threw up but very little. She then fell into a slumber, and after she wakened up, she says, "where's John ?" He said, "Here I am, Sarah." She said: "I can't see you, John," and she felt with her hands over his fice, and said: "Is this you, John?" He then leaned over her, and she said, "Oh, John !" She then threw her arms around his neck, and said again "Oh, John! how I would like to stay longer, if I could."-He then wept bitterly and loudly over her, and Mrs. Doner gave him a push, and I said Mrs. Dorner that is hard, and she said "Well, he needn't bawl in her face now-that she was too weak for him to 'hough' his breath in her face-she was too weak to bear his distress. She

then was so exhausted that she fell asleep.