

Dale, was almost the next called, and he was just as uncompromising as Mr. Dunn in his declaration of a fixed belief as to the defendant's guilt or innocence.

When he had trotted away the challenges showered down till Adolph Stuebner, a fine-looking man with a crew mustache and imperial, caused a diversion.

Completed the jury stands as follows: Peter Roth, stone mason, Thirteenth ward, Allegheny; Jacob Miller, farmer, Millville township; Amos Mashey, farmer, Marshall township; Christ Wyand, merchant, South

Versailles township; C. S. Eaton, repairman, Nineteenth ward, Pittsburgh; Charles G. Senter, clerk, Third ward, Allegheny; James M. Wright, farmer, O'Hara township; D. I. Hershely, clerk, Reynoldson borough; W. A. Freyvoigt, wireman, Fourth ward, Allegheny; Burns Wadsworth, millwright, McKeesport, and Louis Jackson, machinist, Fourth ward, Allegheny.

MR. BURLEIGH'S OPINION. He says the Jury and Prosecuting Attorney Must Do Their Duty—The Degrees of Murder and Slit Throat—What Will Be Proved.

In the afternoon the court was slow reconvening. About 3 o'clock District Attorney Burleigh, with any ceremony, opened for the prosecution.

The veteran Thomas M. Marshall took a seat alongside the witness box and watched the proceedings carefully. Once he interrupted Mr. Burleigh in his opening address to the jury to make a suggestion that the District Attorney partially accepted.

Mr. Burleigh was assigned the job of cross-examining the witnesses, but he didn't have much to say. His work will begin this morning, when he will put Captain Cooper, the Pinkerton, through the mill. W. W. Erwin, the St. Paul lawyer, who is said to be a hard fighter and a good orator, deposited his elongated frame in a chair back of Mr. Brennan. He whispered frequently to his colleague and made a note of what he thought were weak places in the evidence.

On the prosecuting side were District Attorney Burleigh, John S. Robb, D. F. Patterson and E. V. Breck. Mr. Burleigh is conducting the case for the Commonwealth. In his opening to the jury, Mr. Burleigh dwelt to a considerable extent on the law as expounded by Wharton. He explained very clearly the distinctions between the degrees of murder and how they are defined.

that there are often alleviating and excusable circumstances. "I would add," continued Mr. Burleigh, "that there are few cases of intentional murder where the murderer is excused. It is not common sense. If a man should deliberately fire a gun into a crowd, it would be murder whether he ever knew whom he had killed or not.

"A riot is defined to be a disturbance of the public peace by the unlawful assembly of three or more people in the execution of some private object. It must be shown that the riot was accompanied by force and violence calculated to inspire terror, either by carrying guns, making threats or turbulent gestures. Individuals, although not specifically parties to the killing, are present and consent to the assemblage, are principals where killing is the common design. If they should kill one man, they are all guilty, for they must abide the outcome of their acts.

"Now, what are the facts in this case? We are not trying any treason or murder cases. We are simply trying the case of the Commonwealth against Sylvester Critchlow, to wit, that he had to do with the killing of T. J. Connors. These are the facts: On the morning of July 6 several large loads of men went to Homestead. They were on lawful business, and violated no law of the State of the United States, or of God.

"Attempts were made to blow them up with dynamite and to burn the barges with oil. We will show that Sylvester Critchlow took an active part in the warfare; that he was behind the barricade shooting his rifle into the barges; that he was in range of the barges and shot in the direction of Connors. We will show that Connors was shot, brought to the Union depot, where he was lying in bed, and died of his wounds.

CAPTAIN COOPER'S STORY. The Pinkerton Chief Describes the Attack on the Barges—Connors Was Shot in the Right Arm About 11:30 in the Morning.

Dr. McKenna, resident physician of the West Penn Hospital, was the first witness called. He testified that he saw Connors about 9 o'clock in the evening of July 6. He was suffering from a gunshot wound in the right arm. The ball entered about three inches above the elbow, deflected upward and then downward.

MR. BRENNAN CROSS-EXAMINED. You were examined at a hearing July 6? A. Yes, sir. Q. Didn't you swear that you saw Connors first about 9 o'clock? A. I said I saw him between 8 and 9 o'clock.

Superintendent Cowan, of the West Penn Hospital, was the next witness. He said: Connors was brought to the hospital in an ambulance. He arrived there about 8 o'clock in the evening. His condition was bad. The man said his name was Connors and he lived on Montgomery street, New York.

Mr. Brennan—Where were you on the morning of July 6? A. I was on the barges at Homestead. We had two barges loaded together. Q. Where was Connors? A. On the barges. How did you find him? A. In front of Carnegie's mill and above the Penitentiary bridge. The Little Bill took the barges there. We were on the barges. Sheriff Gray and the crew were also on board. It was just breaking day at 8:30 when we tried to land. Before we reached the bridge a large crowd on the bank fired upon us and we were driven back on board.

THE BATTLE OF THE BARGES BEGUN. They fired upon us and then I ordered my men to do the same. The first volley evidently went into the air, or nobody fell. The second volley was more effective, for I saw some fall. The crowd numbered from 400 to 500, armed with clubs, rifles, pistols

and knives. They called us scabs, blacklegs, and ordered us not to come ashore. We said we had come there to protect the property. They said they would protect it. The talk from the shore was loud, threatening and full of profanity. One large was the first volley from the shore.

Q. How high were the breakwaters? A. From 100 to 150 feet. They were made of logs and brush. The people on the boat did nothing toward those building the breakwaters on the river. Two barges were hit by the three hours. There was a large crowd in the mill yard, and the total number now was about 1,000.

Q. How far back into the yard could you see from the boat? A. Four hundred to 500 feet. Q. What kind of barges were there? A. Closed barges with doors in the front and rear.

Here Captain Cooper was handed a photograph of the scene, showing the location of the barges, the barricade and the buildings on the fatal day.

Q. What proportion of the firing came from the barges? A. The greatest portion. The firing commenced from the barges about 8:30 in the morning. The people on the shore fired dynamite, cannon and burning oil.

Q. How did the oil get into the river? A. I don't know. I saw it being transported there. I didn't see it ignited, but I saw it burning. The closest it got to the barges was about 100 feet. Q. How long did the use of these deadly weapons continue? A. Until about 12:30 in the afternoon. There was no firing after that.

Q. When did you last see Connors uninjured? A. I saw him about 11:30 in the morning. He was going to the forward part of the boat that pointed up.

Q. What distance was Connors from the lead of the boat? A. About 15 feet. The next man I saw was a man named... Q. How long was it from the time you saw him until you saw him die? A. About a minute. I turned my head when I first saw him, and when I looked around he was lying on the ground.

Q. Did you see Connors alive after he was taken from the boat? A. I saw him buried from his home, No. 31 Montgomery street, New York.

Q. At this point the examination of witnesses by the prosecution ended. It was 5 o'clock and Judge Kennedy suggested that the court adjourn until 9:30 this morning, though he was willing to remain if the course desired. Mr. Brennan said he would like to cross-examine while the testimony was fresh in his mind. It was finally agreed to quit for the day. The case will be resumed this morning.

SHOT IN THE FOREHEAD. A Man Unconscious From a Bad Wound Found on a Highway. Several young men about 7 o'clock last evening found a man in an unconscious condition on the Evergreen road in Reserve township, near Millvale.

PROBET IS ABOUT 20 YEARS OF AGE, and his father lives on Shady avenue, Allegheny. He has not been at home for a number of years, but he spent his time knocking about the world. Yesterday afternoon he turned up at the Pittsburgh Department of Charities. He said he was very sick, without money and wanted aid.

THE MARSHALESA OF AMERICA. This Is the Railroad Name of the New City Term. Marshalese is the name of the station at the new city. The name was selected by Superintendent J. J. Turner, of the Panhandle Railroad, and is very timely.

PROGRESSIVE. The Henricks Music Company, Limited, holds the leading position in the piano and organ business, and the members of the firm are all well known in every detail in the already large business which they enjoy.

WEDDING INVITATIONS, CALLING CARDS, FINE STATIONERY. W. V. DERMITT & CO., Engravers, Printers, Stationers, and Law Blank Publishers.

WALL PAPER. New designs and colorings received daily. Choice patterns at 25c, 50c and 75c. Cheaper papers from 5c to 15c. Varied papers for kitchens and bathrooms. The Hearths from 25c up. See them.

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OFFICIALS ARE BADLY SCARED. A Smallpox Patient Promenades Through the Offices. HE CALLED ON CHIEF ELLIOT ALSO.

Charles Probert, afflicted with a well-developed case of smallpox, walked through several of the offices to Allegheny City Hall yesterday afternoon and terrorized the officials. Previous to this he had paid a visit to the Pittsburgh Department of Charities and left the people there in an uneasy frame of mind.

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IT WAS A COSTLY EXPERIENCE. A German Wine Grower in Carrying a Present to a Customer Is Arrested and Fined—He Failed to Fulfill the Requirements of the Revenue Laws.

Joseph Bruening, of 636 Fifth avenue, arrived home yesterday from Germany, where he had been for five months. It has been the custom of Mr. Bruening to cross the ocean every year and spend at least a part of the time in the old country.

THE SISTERS WANT HELP. An Old-Fashioned Thanksgiving Dinner at Mercy Hospital.

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NEW ADVERTISEMENTS. The Leading Pittsburgh, Pa., Saturday, Nov. 19, 1892.

JOS. HORNE & CO.'S GENTLEMEN'S Winter Furnishings!

Assortments that for completeness of variety and excellence of values are second to none in the whole country.

MEN'S GOODS STORE. Is kept open every Saturday evening until 9 o'clock.

MEN'S WINTER UNDERWEAR. The best goods in the world at the same or lower prices than you would pay elsewhere for makes inferior and less reliable.

MEN'S WINTER HOSIERY. The "Stag's Head" brand is on the best medium grade Hosiery in the world.

MEN'S WINTER GLOVES. Our stock comprises a collection, unsurpassed of the very latest and most fashionable styles and shades of Men's Gloves in the leading world-famed makes—Dent's, Fown's, Perrin's and Fisk, Clark & Flegg—of street and dress wear.

MEN'S WHITE SHIRTS. Including 3 lines of our own "Stag's Head" at \$1; one line of "Stag's Head" (extra fine laundered) at \$1.50; and complete lines of the celebrated "Star" White Shirts for ordinary or dress from \$1 to \$2.50.

JOS. HORNE & CO., 609-621 PENN AVE. FOR CHILDREN AND MISSES. 50-inch Ladies' Cloths at 50c. 50-inch Ladies' Cloths at 75c. 52-inch extra fine at \$1. High grade Imported Cloths \$1.25 and up.

A DISPATCH ADLET IS THE THAT OPENS THE DOOR TO SUCCESS.

A NEW RICHMOND. John W. Jiles Said to Have Entered the Fight for the Postoffice. Jury Commissioner Mullen said last night that John W. Jiles, of Harrisburg, a clerk in the office of Secretary of State Harris, was circulating a petition in Lawrenceville asking for his appointment as postmaster of Pittsburgh.

BIBER & EASTON. Fall and Winter DRESS FABRICS. Rich Combination Dresses. AT MUCH REDUCED PRICES. FOR CHILDREN AND MISSES. 50-inch Ladies' Cloths at 50c. 50-inch Ladies' Cloths at 75c. 52-inch extra fine at \$1. High grade Imported Cloths \$1.25 and up.