loomed into view. A verdict of not guilty

came absolutely into the foreground when

The counsel for the Commonwealth, of

was evident that their hopes had been

dashed. It was rumored that evidence

against the alibi they had expected had

How It Affected the Counsel.

trial, when a conviction seemed more likely than not. Undisguised gladness was printed

CRITCHLOW ON THE STAND.

The Prisoner and His Wife Flatly Contra-

dict the Witnesses for the Common-

wealth-Failure of the Prosecution to

Produce Rebutting Testimony-Points

The day's proceedings began with the

summons of the defendant, Sylvester Critch-

examination was brief and to the point.

grounds that day between 1:30 and 4:30? A

striped trousers as the clothes he had worn

the invitation. Mr. Patterson, Mr. Robb,

Mr. Burleigh and Mr. Breck wheeled their

chairs into a clumb and whispered earnestly

Nothing to Ask Critchlow.

questions to ask." This sent the defense's attorneys into conclave at once, and the

way they hurried into consultation showed

"Polifical laws are silent when guns are raised."

pleased at the self-denial of the Common-

wealth. Critchlow remained in the witness

chair, surveying the whole court-room with

a rather pleased expression. His counsel

his advisers, and his pale-faced, anxious

looking little helpmeet took her place on

the stand. Her testimony was also concise

"That's all, Mrs. Critchlow. You may cross-ex-mine," to Mr. Burleigh, but the Commonwealth's counsel merely echoed the remark: "That's all Mrs. Critchlow," so

the little woman having contributed her mite of evidence to save her big husband,

with evident relief, trotted back to his side,

looking up in his face with a happy smile as she took her seat.

One Witness in Rebuttal. There was a pause of a few minutes, and then Mr. Brennen said: "The defense rests."

After another momentary pause the Com-monwealth began what was expected to be a

monwealth began what was expected to be a formidable showing in rebuttal. Henry Monath, a Homestead merchant was called and testified: "I keep a hardware store next door to Smith's saloon. I was at my store on July 6, between 5:30 A. M., and 8, and again from 10 to 12."

Q. Between 10 and 12 did Critchlow have a gun at your store? A. No, not that I remember; I can't remember.

Q. Did anyone between 10 and 12 that day have a gun at your store?

Mr. Between 10 and 12 that is in the latter of the latter

Mr. Brennen was on his feet in an instant

with an objection, which was sustained.

Then Mr. Patterson said: "We have no

"Cross-examine!" said Mr. Brennen, lean-

again to be seen in great numbers.

for the Jury.

A. No. sir.

that day? A. No. sir.

on July 6 at Homestead

for several minutes.

the prisoner's innocence prevailed.

the counsel table.

order. The speech was so far superior to

his opening address made to the jury the

day before that everybody was surprised,

and the impression was formed that it was

"That is the greatest speech ever deliv-

ered in this Court House," remarked

Thomas M. Marshall at its conclusion. "I

want to retire from the bar now, for I have

Ex-Senator Lee, of Franklin, said Mr.

Erwin was very adroit, and a master of all

the oratorical arts. Major Montooth, W. J.

Brennen and John F. Cox were greatly tickled. "It was a great speech," said the

At times during the address Mr. Erwin

waved his long arm toward Mr. Robb as he paid his respects to the local criminal law-yer. He had a modest way with the jury, and took them into his confidence.

W. M. Erwin commenced his speech by complimenting Judge Kennedy. He said:

May it please the Court, for the counsel for defense, for Mr. Argo and myself, I desire to thank you for the fair, impartial and digni-fied manner in which you have presided in this case. May you live long to fill a sacred place on the bench.

Lawyers consider the trial of cases as great battles. Instead of treating them with calm adjudication as you should, they often use the arts permitted by the latitude of the

use the arts permitted by the latitude of the courts to acquit or correct, and so you have just witnessed an attempt to carry your consciences by storm. If he has succeeded, then there is no use for us to say a word, then there is no use for us to say a word. Put I don't think the address has had much effect. In the quiet of the jury room, you won't be swayed by plausible eloquence. You must try the case according to the law and the facts. If the true causes that led to the conflict at Homestead are not before you, except such as rises from presumption, I hold it extremely unfortunate for the republic, this State and city. When the news of the Homestead riot was flashed all over the world, after the applause of enthusiastic admiration for the noble resistance had passed away, the world paused for the judicial inquiry, and the world to-day waits at the other end of the wires to see how it has been done.

Confined Closely to the Issue,

bound by the testimony. You can presume nothing except what is legal and permissi-

ble in courts of justice. We of the defense are not responsible for this contraction. A

man in these courts is only permitted to de-fend himself against the testimony adduced.

That rule is so strong that if evidence were nut in to show that one of you fired the fatal shot, the courts would not permit you to prove that somebody else did it. Courts haven't time to try anything except the issues presented. We would like to open the case wider, but we are not permitted.

I am not here to be fog your minds, to

I am not here to befog your minds, to storm down your consciences. I am here to help you honestly. I would not be in your places for the world. Duty alone would force me into that jury box to try a man for his life. There must not be a shadow of a doubt in your minds that Critchlow is guilty. Someone has said that the law stands around a man like a great protecting shield of innocence, and the prosecution must pile up its evidence on it until its very weight bends him backward to the ground. It is better for the country that 99 guilty persons should go free than that one innocent man should be punished. When your intuitions are so aroused that you do not feel the guilt there is a reasonable doubt. So sacred is life and licerty that we require of him who accuses that the evidence shall be such that every juror feels he is right when he

that every juror feels he is right when he gives his opinion. As some of you recently served in another murder trial I will not waste your time stating the limitations that surround you and the presumptions of evidence.

Limited by the Prosecution

Last July there rang out on the shores of

Homestead the sound of a battle. You can't

presume that there was discontent or a strike in the town. That is not in evidence.

Here we were limited by the prosecution

What the Evidence Falled to Show.

plain this most unwarranted, treasonable

act. You only know that the boats were supplied with men, arms and food by this

great quartermaster Frick. You do not know how he justifies his conduct. His ob-

ject must have been so black that he did not

dare to bring it out in the evidence. Isn't

A Riot or an Invasion.

invasion? The right of the people to the shore of the river can't be denied. They

Now under the evidence was it a riot or

There is nothing in the evidence to ex-

You are now put into a narrow place, fron-

Continuing, he said:

has been done.

done by design A Tribute From Mr. Marshall.

been snuffed out."

Major.

The Character of the Witnesses,

Rodgers, the man who hired his boat to this

unlawful enterprise. The first three are de-

who can't make a living at the ordinary avocations of life. He hasn't wit enough to

The Right to Shoot.

Now for the defendant. Is there any evi

dence to show that Critchlow countenanced the resistance? Is it known who shot Con

nors? You do know that your own people were shot down and killed. We are work-

ing under the most stilted economy. The

moment you know who fired the shot and that there was no conspiracy among the people at the piank, the right of those on the shore to shoot continued. Political laws are silent when arms are raised. People in insurrection are always anxious to be recognized by foreign governments. You resolve

are silent when arms are raised. People in insurrection are always anxious to be recognized by foreign governments. You speak of cooling time. According to Captain Cooper's testimony he stopped shooting because he had no port holes. The people had driven the cowards into their holes. [Langhter.] The only reason why the Pinkertons did not wallow in the blood of the people was because of the magnificent resistance. There were only eight rifles behind the barricade and 300 in the boat. Think of the absolute cowardice of men with 300 rifles against eight! Such effrontery is only equaled by their cringing fear. Cooper says they shot at every head. Why, that magnificent volunteer witness, Stewart told a perfidious lie. It stands out boldly. Did you ever see a little squirt come in to look around for the purpose of testiving? Ah, that byo can tell a lie, and you find him in the pay of Frick. On his word would you convict? Oh, no, that game is up. Counsel on the other side stand here and say: "Why didn't Critchlow say on the stand that he did not carry a gun?" Why didn't you ask him? He was there to answer. [Langhter.] You didn't dare. His honest, Roman face shows what he is. We have had enough of your windy sophistry.

Hero of the Future.

I haven't any heart to speak of the alibi. The boy who received 15 bullets in his clothes will be more of a hero in time to

come than your sacred man Frick. But I

am ordered to go over the testimony. How

am ordered to go over the testimony. How many witnesses were on the ground? Only two. Stewart is the first of this magnificent observation corp of the battle. They recalled Joseph Mailey, a Pinkerton. I don't know whether he is under indictment or not. If he isn't he ought to be. Dickson, Hervey, Slocum and Reese are witnesses who saw him with a gun. Well, now, you saw the thick-tongued artist irom New York; his hair parted in the middle; so bland to the prosecuting attorney and so sarcastic to the

prosecuting attorney and so sarcastic to the other side. He was so precise in his

estimony because some man. Mr. Mansfield

testimony because some man, Mr. Mansfield, I believe, pointed out a Critchlow. Do you think he was a fair witness? Well, Mr. Mansfield comes on the stand and says he pointed to another Critchlow. This man who draws pictures of Robinson Crusoe for New York papers betrayed by his conduct in the witness box the falsity of his testimony. There is no evidence to kill. A volunteer witness like Stewart can't be very accurate when he crouches behind a barricade on account of the balls and takes note of men who are shooting. Notice how precise he is. He speaks of the time from 1:36 to 3:45 in the afternoon. His very exactness makes him incredible under the exciting circumstances. Now take the evidence on the

stances. Now take the evidence on the

Speaking on the Alibi.

Who are these people? They are not relatives, they are not interested. Here are 15

witnesses, comprising police officers, neighbors and others who testify to the alibi. It

would be impossible for these men to fabri-cate. The testimony covers such a variety

already published. Continuing he said:

Here Mr. Erwin read the alibi testimony

is nothing to be lost, and their condition will drive many to seek rewenge on non-union men who will commence to visit the

May was attacked from ambush by two men who threw heavy cobblestones at him. He fired at two retreating forms, but failed to halt them. May had been warned some time ago by receiving a sketch of a skull

and cross bones.

It is given out by a party who is in a position to know that about 1,600 men have applied since the mechanics and laborers made a break Friday, and of this number not over 600 were taken in or given definite

bantered away their honor and judgment. The formation of their army and the firing upon the unauthorized word of an officer show the utter abandonment of citizenship. These marauders conducted an organized and outrageous war in defiance of all law. Who opposed them? The people. Were the people at the gang plank the ones who fired the shots at the boat further down the river? Is there any evidence to hold those at the landing responsible for what others had done before? If there was a common design, the public prosecutor would have shown it. This would have proved whether Frick or the people are the murderers. We can't defend except what they put in issue.

Captain Coon was there. The young men cried out: "Keep away, you seebs," There were no scabs on the boat. The people were not there to resist organized watchinen. The point has not been put in evidence whether the places of the men who built this magnificent city should be taken by the paupers of Hungary. That was wisely avoided by the prosecution. The boy who was shot on the plank begged to go on the boat to see who was on it. This is the posttion of the two parties.

The Character of the Witnesses. The Advisory Board Disbands. The famous Advisory Board at Homestead met yesterday for the last time. A little routine business was transacted, after which the board that has directed the destinies of the locked-out men disbanded sine Next let us look at the character of the witnesses. Gn the side of the State are Cap-tain Cooper, Burt, Conners and Captain

Pianos, Pianos, Organs, Organs. Mellor & Roene, 77 Fifth Avenue, The most durable and reliable. The best for the money. Largest line of instruments in the city. Easy pay-ments. Send for circulars.

WATCH THESE!—Handsome colored bead bodice, \$1 75 each. Silk ribbon gimp, very fine; all colors 15c per yard. Beautiful feath-orine edges, 25c per yard. Strong silk garter elastic, regular 50c goods, sold at 35c per yard. New Drygoods Departme

Largest and Leading Jewelry and Art Store.

E. P. ROBERTS & SONS.

DIAMOND FINGER RINGS.

who can't make a living at the ordinary avocations of life. He hasn't wit enough to earn his bread by the sweat of his face. He has a burning for notoriety and prefers to hunt his fellow man rather than work for a living like honest people. In the days of tyrants detectives and informers were hired to lie and do dirty work. We have heard of men torn from their homes and thrown into prison by their testimony. You have an antipathy to these hyenns. In this country you can't find enough Pinkertons to carry that jury with their slop testimony. This is a State founded by Quaker conscience, and it stands around that wise to-day like a great ironband. Remember that both Cooper and Burt now stand indicted for what they did at the landing. Remember how much they stretched the truth to prevent your people from stretching their necks. If they were not opposed, I wouldn't believe them anyhow. But they are opposed by Captain Coon, Mr. Mansfield and others, people who live here and whose character is known. We can't impeach the reputations of Cooper and Bunt, for they come from other States and we don't know them. If out witnesses were disreputable your splendid District Attorney would soon show them up. These men testify that the first shot came from the boats and was fired at the people on the bank. Remember that a crowd has the right to do the same thing in self-defense as the individual. Dynamite and oil could be rained on this unman-fearing and unconscionable crowd of Pinkertons. A lady's love for jewelry usually centers in her rings. She can't have too many. She very properly prides herself in her collection of beautiful rings. The diamond is the queen of

> You can select from a variety of over 200 styles here.

The DIAMOND SOLITAIRE, DIAMOND 2-STONE, DIAMOND 3-STONE. DIAMOND 5-STONE, DIAMOND CLUSTERS. DIAMOND MARQUIS, DIAMOND AND EMERALD, DIAMOND AND RUBY. DIAMOND AND PEARL, DIAMOND AND OPAL, DIAMOND AND GIPSY SAPPEIRE.

Also RUBY RINGS, OPAL RINGS. PEARL RINGS. EMERALD RINGS. SAPPHIRE RINGS. TURQUOISE RINGS.

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Our own special make, strictly all wool; none better can be had; white, scarlet and gray; prices notably low.

Our 1 1/4 Blankets sizes 8 to 101/2. at \$5 per pair are an

extra bargain. California Lamb's at \$1.

Wool Blankets, all prices from \$6.50 to

Chenille Table Covers, handsome rich colorings, with tassel fringe trimmings, 500 500 new designs opened this week, \$1 to \$5

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Last night about midnight Deputy Frank

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PENN AVE. STORES.

Store Glosed To-Morrow, Thanksgiving Day.

WE OFFER

TO-DAY Bargains

Winter Flannels.

Winter Flannels of all kinds, only the very best makes; the makes that our many years of experience have proven to be the best and the most desired by our thousands of customers. We have found out the best after long years of close attention to the business of buying for the people, and the people who know and want good values are confident that our prices cannot possibly be matched elsewhere. matched elsewhere

This applies all the year around—To-day we start a sale that includes our entire stocks at prices considerably lower than we have ever named before. Good White Domet Flannels at 6c and 9c a

yard that would cost several cents more elsewhere.

Soft, fleecy "Baby" Flannels, pretty colors, in plaids and stripes, regular 15c quality,

at 10c a yard.
Fleece-lined Flannelettes, in patterns exactly like the French Flannels, colors perfectly fast, prices only 10c and 12% a Extra value, all wool, Plain Scarlet and

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A lot of half wool Scotch Flannels, plaids and styles, good and fast colors that wash perfectly, regular 30c quality, at only 18c a vard. wonderful value in good, all-wool Country Flannels, soft and fleecy, not the harsh, hard kind, only 23c a yard. And pure, soft, all-wool Country Flannels, the best made; will not shrink; stripes and plaids; suitable for school dresses;

regular 40c quality at 35c.

Best all-wool plaid and stripe French Flannels, 50c quality, only 35c a yard.

And the best all wool Scotch Flannels, in very choice styles, stripes and plaids, that we have never sold under 40c, are

now 35c a yard.

Extra heavy, yarn dyed, fancy striped, all-wool Flannels that have never sold below 50c are 45c a yard.

The best all-wool printed Flannels, in very

The best all-wool printed Flannels, in very select designs and colors, none that we have ever sold under 75c, are 50c and 60c a yard.

Embroidered Skirting Flannels, plain white, many exclusive designs, all at special prices, from 65c to \$1 a yard.

Embroidered Skirting Flannels, in all desirable shades, embroidered in self or contracting colors, tall yard wide average. trasting colors, full yard wide values at 75c, 80c and 90c a yard.

values at 75c, 80c and 90c a yard.

Special low prices also on the finest hand embroidered Flannels, white and colored.

Best Eiderdown Flannels, 38 inches wide, plain colors, quality that never sold below 75c, now 70c a yard.

We will call especial attention of those who come to the extraordinary prices made for this sale on the Amana Society Flannels, Massoms Flannels, and Deday

Flannels, Mascoma Flannels and Dodge-Davis Company Flannels. Prices were never before so low on these famous

Special:

Every piece of Flannel, of whatever kind or quality, 5 yards in length or under, goes at once to the big remnant pile at Remnant prices. You will find new bargains there every morning.

See how Flannel Skirt Patterns are goingt At 70c, worth 90c. At 85c, worth \$1 10. At \$1 15, worth \$1 40.

Watchful buyers who want only the best, but who appreciate an offer of the best at less than usual prices, will be prompt in taking advantage of this unusual sale.

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P. S.-We put on sale to-day 50 pieces of

Flannels at 20c a yard.

SIMEN'S BOOMING ARGAINS

Children's patent leather tipped spring heel shoes worth 85c, \$1, at 65c, 75c and 85c,

Misses' cloth top spring heel shoes, sizes 11 to 1, at \$1, regular price, \$1.50.

Boys' lace shoes, sizes 3 to 5,

Men's lace shoes, sizes 6 to

11, at \$1. Ladies' Dongola button shoes

Ladies' flannel lined shoes

Ladies' flannel lined slippers

Men's fancy velvet slippers

G. D. SIMEN'S,

78 OHIO ST., ALLEGHENY, PA.

Q. Do you know Critchlow? A. No, sir. Q. If Critchlow had left a gun at you store between 10 and 12 on the morning of July 6 would you have remembered it? sometimes a mile away from the battle on the Homestead bank all that day, and the Monongahela river swept down between the defendant and his accusers at the most Mr. Brennen's objection was again sustained. The prosecution tried to mold a question which would elicit whether a gun important time, the unbiased audience amended their views and an acquittal

was left with the witness at any time on

the evidence in rebuttal simmered down to Another witness, C. C. Fawcett, was a vague denial of a not essential detail in called in vain by the court officers, and as the voices of the criers died away, Mr. Burthe defendant's chain of proof for an alibi. Before the counsel began to make their leigh said quietly: "The Commonwealth speeches the common current of belief in There were a stir and a murmur all rests." through the courtroom, and Judge Ken nedy looked over his glasses at the empty course, did not share in this belief, but it witness chair as if he were surprised at its vacancy.

Instructions to the Jury. The next move was the submission by Mr. failed to materialize, and an atmosphere of

Marshall of points to the Court for instruc-tions to the jury. They were not abnorma gloom enveloped the left hand side of District Attorney Burleigh characteristically showed his disturbed soul by ramming his hands as far as they would go down into his trousers' pockets. On the other side of the table the opposite de-AND meanor prevailed; a broad smile resumed its wonted place from time to time upon Mr. Brennen's pleasant countenance, and even the sphynx-like face of the Wild Western orator, Mr. Erwin, relaxed a little from its customary sternness. Mr. Marshall's step was wondrously elastic when he hurried from a remote corner of the courtroom to explain some clerical error in his brief of points to Judge Kennedy. In the jury box the change was less marked, but frequent whispered conferences among the jurors probably indicated that there, too, the new turn of affairs had been properly A significant straw, which seldom fails in criminal cases, was that the tivataves of the court were deeply interested, as they had not been in the first two days of the

"I leave my client with you, but you I leave

on the faces of the crowd behind the rail, where workingmen and Homesteaders were the hands of God." in matter of form, but the usual ones raised by the defense in murder trials, and includof any doubt that might arise, and the correlated axiom of law that where several persons are charged with the commission of a crime, but it is uncertain which is guilty, all must be acquitted. Mr. Patterson argued at length against the tendency of some of these points, though he said he objected to none as it stood in itself. Among other arguments he advanced were these:

low, to the witness box. Critchlow's fine physique was well displayed as he stood up The common intent of the crowd on the The common intent of the crowd on the shore at Homestead was to resist the Pinkertons till the death. The certainty of the identity of the prisoner with the particular person who fired the shot is not necessary. There is no necessity to prove that the prisoner had an especial grudge against Connors, or that any of the crowd had, but if all of them had a common design to resist violently a lawful proceeding they were accountable for the consequences. As to wilful premeditation, can there be any doubt that the evidence has been produced to show that there was careful preparation to bring and strode with firm step and upright head to the little pen beside the bench. He looked perfectly cool, though he glanced a trifle anxiously first at the jury and then at Mr. Brennen, who questioned him. His Mr. Brennen-Did you fire a gun, or any sort of firearms between 7:30 and 8:30 a. M., at Homestead on July 6 lnst? A. No, sir. Q Were you on the grounds of the Car-negie Company at Homestead, on July 67 that there was careful preparation to bring about the very state of things that was brought about, namely, a riotous, violent re-sistance in which those who opposed the de-

Q. Did you fire a gun, or other fire-arms fendant were to be killed? between 10:30 and 12:30 on that day? A. No. Presumption of the Intent to Kill. The intent to kill can be presumed under Q. Were you on the Carnegie Company's property between 10:30 and 12:30 that day? the law when a deadly weapon is discharged against a vital part; it can be inferred from the deliberate preparation for the crime resulting. Otherwise the only way to prove the intent would be by the prisoner's confession. I admit that any reasonable doubt must be construed in the prisoner's favor, but it must not be used as a refuge for a jury which wants to avoid a disagreeable duty. I need not comment upon the law discussed and presented in yesterday's opening. I notice that none of the law so stated has been embodied in the points submitted. If these arguments are repeated in the speeches of counsel for the defense, the Court and the counsel for the Commonwealth will attend to them then.

Mr. Marshall said: "In reply to the Q. Did you fire a gun between 1:30 and 4:30 the deliberate preparation for the crime re Q. Were you on the Carnegie Company's The witness gave his answers emphatically in a calm, clear voice, looking straight ahead, and stroking his long auburu moustache caressingly with his right hand. He identified a dingy brown cost and

Mr. Marshall said: "In reply to the Commonwealth's counsel as to the intent to ing back in his chair, but the counsel on the kill, they have not tried even to prove the intent. I would like to know what the evidence is that our client went down to the river bank and incited people to shoot. There is no proof of Critchlow's having had other side showed no disposition to accept any intent to kill or of having urged or prepared others to commit a murderous at

As to a Reasonable Doubt. "On the question of doubt, I contend that a reasonable doubt is the honest failure of the mind to come to a certain conclusion from the evidence. The doubt of one reasonable man should outweigh the certainty of the other 11." Mr. Marshall went over

his points at some length, and then sat The question then arose, how much time would counsel on both sides require for their closing addresses to the jury? District Attorney Burleigh showed a very gen-erous disposition in this matter, suggesting that as far as he was concerned the counsel for the defense could have all the time they wanted. Three hours would suffice for the Commonwealth. Judge McClung, when it was urged by the defendant's attorneys that they might require more than four hours, the outside limit mentioned, reminded counsel that the jury had been out of their own beds for a week, and were entitled to some consideration. So four hours for each side was appropriated for oratorical purposes, and the court adjourned for an hour at 11:50 to prepare for the ordeal.

TALKING TO THE JURY.

John F. Robb Makes the First Address for the Commonwealth-Defending the the Prosecution,

Character of the Witnesses Called by The afternoon session commenced with the speech of John F. Robb to the jury on

behalf of the prosecution. He said: You are sworn to try the case in accor-dance with the law and evidence; that all that they were surprised and perhaps feelings with regard to the rights of capital and labor and the question of wages must be banished; that these questions did not and could not emanate from the learned Judge upon the bench. To render a verdict in accordance with the law and evidence is finally asked if the Commonwealth objected to the defendant's clothing being entered in an easy matter. There is no mystery about the duties of a juror. There is nothing mysterious about the meaning of the evievidence, to which a negative reply was re-turned. So the clothes Critchlow said he wore on the fateful day, and which were strikingly different to the dark suit the dence and law in this case. You have heard the law discussed by the able attorneys on State's witnesses had sworn to as the gar-ments of the Critchlow they identified, will either side; you have heard them agree on the law. But you must not take the law from any of the attorneys in this case; you must take it from the Judge. You must carego to the jury as a part of his case. Then Critchlow walked back to his seat among fully consider and understand every word emanating from the mouth of him who has been delagated to lay down to you the law as applicable to this case. There is, gentle-Mr. Brennen: You are the wife of the defendant? A. Yes, sir.
Q. Did you see your husband on July 6 at Home-tead? A. Yes, sir.
Q. Where? A. He was at home asleep.
Q. When? A. About 4 o'clock on the a'terneon of July 6.
Q. You were absent from home earlier in the dan? A. Yes, sir, but I came home about 4 o'clock and found my husband in bed.

"That's all Mr. Crichler Very men, some mysterious power that comes from the blue sky above the clouds that leads us away from the law; we have been told this by an attorney from the other side. Has it come to this, as we are told, that there is not law enough in Allegheny county or Pennsylvania for a plain cause?

who made the statement are not citizens of our State, that we are all, from the men who sit on the Supreme Court bench to the Dis-trict Attorney, corrupt. We have been told that in their cause there has been a mysterious, swimming atmosphere, something that would develop in this cause. But when you hear His Honor you will know how plain is July 6 by anyone, but the Court ruled out all the tentative questions, and the witness your duty and how plain is the law. We have been told that a stockade was built

have been told that a stockade was built at Homestead prior to July 6 for the utter demolition of that town. Before you believe this bosh look at the evidence. Did any witness testify to the truthfulness of this ridiculous statement? Not one.

There was no evidence to show that any of the Pinkertons were Cauadians. They were your own brothers, living under the greatest Government ever formed. We love our country. We have sworn to support the Union. The people of the State and the United States have made up their minds that this great Government shall not be blotted from the sace of the earth by riot, anarchy, missrule and bloodshed.

The boat proceeded to the Carnegie mills, which are private property. The Carnegie Company does wrong. We all do wrong, but is that any reason why the Government should be trampled under foot? You heard a great deal about the starry flag from the man who made the opening address on the other side. My grandiather was only a private in the Revolutionary War. If I was not a better citizen than to stand before a jury of this country and advise the members to disobey their oaths I would hope to be struck dead.

Reviewing the Testimony.

Reviewing the Testimony. There is Cooper, Burt, Conner and Mullen. They are Pinkertons to be sure. You may throw out their evidence if you will, but throw out their evidence if you will, but here is Captain Rodgers, one of our own citizens, who testifies that they were fired upon from the shore as they tried to put out the gang-plank. They had a right to go into the property. And Mansfield, Taylor and the other men on the bridge stated that as soon as the plank was pushed off the people on the bank to the extent of 300 resisted the landing. Captain A. C. Coon may be a very honest and popular man, but I can show you in two minutes that he did not tell the whole truth. Coon says he was within five feet of the plank, while Mansfield and Taylor were 20 to 30 feet away. Coon says a shot from the barge was fired into a man on the plank. He didn't see it, but he heard the flash, and thought it came from the barges. Now, he supposed the truth. He knows very well that builets were flying thick at the time. Why, one man testified that he had 15 bullets in his clothes, yet Captain Coon did not hear or see anything else. But what of it?

The murder of T. J. Connors was premedi.

else. But what of it?
The murder of T. J. Connors was premedi-The murder of T. J. Connors was premeditated and plotted some hours after the first shooting. It was a wliful murder. The witnesses on both sides testified that the people on the shore threatened to kill every Pinkerton that landed. From \$35 to 9.50 in the morning there was no shooting, but the people who retreated up the hill deliberately built a barricade out of the best material that could be had. They piled up the girders, put bricks in between and made port holes so that they could shoot at the boate. They then got dynamite and threw it on the barges for the purpose of killing 500 people that they didn't know.

The Object of the Pinkertons. It has been said that the Pinkertons went there to destroy the Homestead homes. Why these people didn't go into the town. They went on private property. And yet the people of the town with a savage ferocity unprecedented rushed into the mill yard, unprecedented rushed into the mill yard, and tried to kill and wipe out every man in the barges. It was done wilfelly, and with the intention to kill and murder. As soon as the barricades were finished, the firing commenced. There is no conflict of evidence on that subject. The burning of oil began after the breastworks were prepared. They aimed to produce a holocaust, the like of which the world has never seen, and all the time the burning oil was floating down the river, these people sat behind the barricades watching to kill the first man that appeared on the boats. They fired even at the portholes that the Pinkertons made to defend themselves. Talk about the last ditch. The river was the ditch, and if any of them had jumped in to escape being burned they would have been shot as soon as their heads appeared above the water. That was a terrible suspense and a long death.

There is no doubt that a murderous riot occurred. Now here you must listen to the Court. I think the Court will say that every man who was present and aided in the fight is responsible for what happened. The District Attorney can stand the aspersions cast upon him. His character is known. He is tearless and will do his duty. The insin ations, 'have you been arrested,' don't affect him. Why, I was District Attorney of this county for six years, and I never caused the arrest of a man. It is not the business of the District Attorney to arrest people.

The Evidence Against Critchlow. and tried to kill and wipe out every man in

strike in the town. That is not in evidence. Here we were limited by the prosecution. We were not permitted to show that this man Frick purchased arms and sent a foreign force to invade the town. It was read from the books this morning that every man who had a gun that day was responsible. I point you to the Constitution of your State and country to show that the people always have the right to bear arms in self-deiense. You know there were crowds of men, wemen and children on the shore of the river, but you don't know it from the evidence. That you can only infer. You know that the men on the beats did not live in the State. You do not know, and there is not a particle of evidence to show, that they were watchmen. In narrowing the scope of the investigation the prosecution forgot to bring out the commonest things necessary for your information. I challenge you to show me in the evidence where it appears that the Pinkertons were guardians.

Nothing was said about the bank around Homestead or whose shore it was, but you do know that on the bank of that river were gathered the common people. You know, too, that the cloven foot that provoked this insurrection was carefully hidden from you. The testimony in this case does not show it. You only know that the blackest name in this country under the flag is Frick. You only know that the blackest name in this country under the flag is Frick. You only know that Frick, whoever he may be, placed armed men on the baryes that went to Homestead. You don't know why he edid it, unless you go on the stand and testify to it.

The Evidence Against Critchlow. Here is Mr. Dickson, who lived in Home-tead for 13 years and has known Critchlow for six years. He saw the defendant in front of the company's offices at 8:30 in the morning with a gun in his hand. Then comes Mr. Hervey, the cashier, who paid comes Mr. Hervey, the cashier, who paid Critchlow every two weeks, and he confirms Mr. Dickson. Next is Mr. Slocum, who saw Critchlow that morning with a gun. And Mr. Brown, of Crafton, confirms the testimony. He is a man of character and weight. He saw Critchlow with a gun. He also noticed Mr. Dickson and some of the other witnesses. Then comes Mr. Reese, who says he is positive Critchlow was the man he saw in the mill yard that morning. Next is Mr. Stewart, who saw the defendant firing at the barges from behind the barricade. He fired his gun between 1 and 3 o'clock. There may have been a little mistake in fixing the time on both sides, but who says he wasn't there? Nobody. Critchlow doesn't deny that he was there between 10:30 and 12 o'clock. The last witness testified that Connors was killed about 11:30 or 11:45; a difference of 15 minutes would have allowed him to be there and fire the fatal shot. Critchlow didn't say that he did not see Stewart. He didn't corroborate Routhrauff, who said he saw him put his gun in a hardware store. It is folly for you to think that Critchlow and Routhrauff sat on a six-inch edge for three hours with a Critchlow every two weeks, and he conyou to think that Critchlow and Routhrauff sat on a six-inch edge for three hours with a riot going on nearby, and Routhrauff says he crossed the river to see it. This witness was brought here to carry out his part of the alibi. If the prisoner doesn't deny serious charges against him, he must abide the consequences. He didn't deny that he shot at the barges. He was airaid. Can there be any doubt that Critchlow is not guilty of wilful, deliberate and premeditated murder? If he is, it is not for men of your character to flinch from your duty. You must find the defendant guilty of murder.

The St. Paul Lawyer Took Everybody by

Mr. Robb was followed by W. M. Erwin for the defense. The address of the St.

ERWIN'S GREAT SPEECH.

Surprise and Caused a Sensation-Very Clever Argument in Favor of Critchlow-A Compliment for Judge Kennedy.

Paul lawyer was a revelation and produced s profound sensation. He made a most adroit and masterly argument. His command of English is remarkable, and his wit and sarcasm alike were keen and scathing. He dealt the opposing counsel several stiff body blows that made them wince. Glorious old Tom Marshall leaned back in his chair spellbound, and Judge Kennedy, who was writing when the attorney commenced, oon stopped and became an attentive listener. The speech was the principal subject discussed on the streets last evening. The part of the courtroom reserved for the audience was jammed, but as the fame of the speaker spread through the building the people crowded in around the lawyers and judge's stand. The tipstaves became so interested that at times when there was an We have been told, but thank God those attempt at applause they forgot to call

A DISPATCH ADLET THAT OPENS (O) THE DOOR TO SUCCESS.

Armed With Winchester Rifles.

They were armed with 150 Winchester ifies, the worst death dealing weapon that

cate. The testimony covers such a variety of interests. Every witness fits in and makes the evidence stronger. Even the great Pinkerton with his trained lieutenants couldn't invent such a chain of evidence. The fact is that the Critchlow on trial was not the Critchlow on the river bank. It was another man. I congratulate you that whatever may have been the rights of the people on the bank that morning, the testimony shows that the Critchlow here is the wrong man and your duty is simple. Promptly acquit him. In the jury room don't allow any expression of mine made in the honesty or my heart to reflect against my cilent. Your splendid District Attorney tried this case well. He took the best position, and his attitude was such as to make you bend your consciences to convict. If you write guilty on your ballots, you tear him from his wife and crildren. Let these thoughts be with you in all of your deliberations. Responsible is your situation, and I want to thank you for your respectful attention. I leave my client with you, but you I leave in the hands of God.

Court adjourned at the conclusion of Mr.

ject must have been so black that he did not dare to bring it out in the evidence. Isn't that important?

The great question that you must ask yourself is, was this battle at Homestead a rlot, or an unauthorized invasion. If you answer that it was an invasion without excuse that is the end of it, for the people never delegated away their rights to resist armed invasion. It needs no mandate of the court, no Sheriff to hoist the flag. I don't see how you can escape from this position, that whatever was done at Homestead was in resisting armed invaders. I would like to have gone into the authority and character of the Pinkertons, but that is denied us. All you can see is that Frick armed foreign-born man, toreign to your State, steered them steaithily by night past your city, and they fired upon the men, women and children of Homestead. The learned gentleman who tried to carry you by storm, neglected to state these preliminaries before the gale began. He tried to blow the gale himself, and became the personification of a riotous person in voice and gesture before you. He neglected to say to you that if Frick hadn't sent armed men to Homestead there never would have been a riot. He winks at you and expects you to i fer that. Great God! Did our fathers at Lexington infer that they were oppressed?

The presumption is that the people always act right and you are bound by it. Unless there is some proof here that the people were right rather than the armed invaders. Since they have left that to presumption, you should follow your patriotic feelings.

A Riot or an Invasion. Court adjourned at the conclusion of Mr. Erwin's speech until 9:30 this morning. Thomas M. Marshall will speak for an hour and a half for the delense, and District Attorney Burleigh will close the case for the prosecution. The Judge will then charge the jury and a verdict is expected this effernees.

THE TOWN NEARLY BANKRUPT. Homestead in Straitened Financial Condition-Better Times Looked For-Non-

Union Men Leaving-Still Many Un-

tamed Spirits-A Deputy Assaulted. The early morning hours at Homestead found a number of men at the mill gates. Some of the men who applied for positions to-day were told to return Monday, at which time it is expected that a number of vacancies will exist, as some of the non-unionists will quit at the end of the week.

There is bound to be hundreds of idle

Chapilla Te

the borough is anything but encouraging. It will take but a short time to straighten matters out, as the debts to the borough are collectable. This condition of affairs caused order here now it is feared that the many blacklisted men, who are charged as being am ng the worst of the men, will make it the genius of the Republic has invented, 16 bullets in each one. The others had clubs and revolvers. They were in charge of captains and sub-captains, men who had

shore of the river can't be denied. They were justified in resisting. Frick may have had some reason, but the State has not brought it forward. What Frick may have thought at the time was a reason that might not wash before a jury now. Men often do things for self-aggrandizement that they are ashamed of afterward, and are afraid to bring out in court—reasons that would convict them of the crime that they are trying to saddle upon others, and that is murder.

I don't think it is necessary for me to whip up your patriotic feelings. You must determine whether this invasion was unauthorized or not. The people should not only have shot the Pinkertons down on the shore; they should have followed them on the boats, to their hearthstones, before the altar, and if it were possible to cross the line that divides the living from the dead, they should have passed over and shot them on the burning bosom of the Prince of Hell.

Suppose now you differ from me. Suppose Few of the applicants were taken in, and they were given positions made vacant by increase in work and the resignation of a few non-union men. It is predicted that there will be a gradual falling off in the ranks off the non-unionists for some time.

men here for many weeks.

The good citizens of the borough were almost thunderstruck at a motion made last night at the meeting of Council. The strike has caused taxes to be uncollected, and as a result the financial condition of

a member of Council to make a motion that the entire police force be dismissed. As the the Sheriff's deputies will soon leave here, this would leave the borough unprotected. It is thought by many citizens that all the trouble is not over. While there is law and

Prince of Hell.

Suppose now you differ from me. Suppose you say that it was not a foreign invasion and the people hadn't a right to resist. Then was this riot of such a character as to hold the armed men on the shore responsible for their acts? Is the evidence such as to make every armed man on the shore guilty of murder? Now notice. The people on the shore had the same right of self-defense as a single individual. There were 300 invaders from the slums of Chicago, Philadelphia and New York, the thugs of the cities.