# Bradford Reporter.

EDITORS:
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Towanda, Thursday, Nov. 16, 1871.


THE WARD TRIAL.

We give up nearly all our space this week to the evidence in the Ward trial. At the time of going to press the case is still in progress. We shall have the balance of the evidence with the finding of the Jury next week. The report of the trial we have copied from the *Elmira Daily Advertiser*, which has furnished its readers with the very full and accurate proceedings from day to day.

☞ The Episcopal Primary Convention which assembled in Harrisburg last week, organized its new diocese and named it Central Pennsylvania. Dr. M. A. De W. Howe, of Philadelphia was chosen Bishop. The Convention was largely attended. The opening sermon was preached by the Bishop of Litchfield.

☞ The result of the New York election is more glorious than at first supposed. Both branches of the Legislature are Republican by nearly two-thirds majority.

## *The Ward Trial.*

(*Continued from Fourth Page.*)

went twice into the room after she heard that remark; the last time Mr. Ward was standing near the same place, and Mr. Shader sitting where he had been sitting; thinks Mr. Ward had on his overcoat; Mr. Shader was cracking and eating nuts; that was the last time she was in there that evening; Mr. Ward stood at the table doing nothing; he was urging Mr. Shader to get ready to go out riding, and Mr. Shader didn't seem to be in a hurry; this was the last time witness was in the room; Mr. Ward said to Mr. Shader to hurry and put on his over-shoes and come out riding; after a little while witness heard Mr. Shader say, "I beg off," this was before she went in the last time; went in twice after she heard this remark; heard a report of a pistol that evening in the dining room; heard somebody say, "Oh, oh!" immediately after the shot was heard; witness left the house then; stopped on the street awhile, about twenty minutes, and then went to Mr. Marshall's; witness swore to the same, person's being in the kitchen at the time, that was sworn to by the previous witness; think they were over a couple of hours at dinner; witness got some wine for them; in good sized bottles; got them no other wine until supper time, then brought them a bottle of Irish whisky; one bottle was broken and it stood in a deep dish; the neck of the bottle was knocked off; *don't* know as she saw a bottle of olives on the table; when she went into Library, they seemed to be very pleasant with each other; noticed there was a bruise on Mr. Ward's forehead when in the dining room; first noticed the bruise when they came down from Mr. Ward's room into the library; they went into the library before going to dinner; saw no marks on Shader's person at any time; saw no scratches upon his hands.

To Mr. Peck: When they were first called to supper they were in the library, when next in Mr. Ward's room, and the third time in the library again; it was about 5 o'clock when they came to supper; they came in soon after being called the third time; when Mr. Shader came to the table he took up a glass and let it fall, think he broke but am not positive of it; made no remark about the breaking of the glass; he wrote a note then; Billy Thompson took the note and was directed to go with it to the Ward House; the Ward House is a hotel, some distance from Mr. Ward's house; thinks she heard them talking about taking a ride; when witness was in the dining room last, Mr. Ward had on his overcoat, overshoes and hat, while Mr. Shader was still at the table; when they were told that the carriage was ready Mr. Ward said he would be ready in a few minutes, and Mr. Shader said no, no, in not less than half an hour; after the first bottle of champagne Mr. Shader said, when Mr. Ward took it, I have taken it all and if you want any more you must send for it; was then sent for the whisky; heard no quarrelling or disputes during the day between the two gentlemen.

To Mr. Carnochan: Mr. Ward's bed room is in the front part of the house over the front parlor; witness only rapped at the door when she called them; left the whisky bottle near Mr. Ward on the table.

Dr. C. M. Turner was the fifth witness called on behalf of the Commonwealth.

To Mr. Carnochan: Was present at the post mortem examination of the deceased; is a physician and surgeon residing at Towanda, Bradford county; his testimony was substantially the same as that of Dr. Ladd; the liver was in a healthy condition, but the viscera and lungs were gangrened; the wound was the cause of the gangrene in the lungs; saw deceased before his death and after the wound; the gun shot wound was what caused his death; was present when the ball was extracted; it was conical; the condition of Mr. Shader's mind was quiet considering the ball he had in him; thinks it was about forty-eight hours before his death that his mind began wandering, showing that his powers of life were subsiding; he was about five feet ten inches in height, would weigh between one hundred and sixty and one hundred and seventy-five pounds; he was a proper young man in stature and in manly appearance.

William Thompson was the sixth witness called on behalf the Commonwealth.

To Mr. Carnochan: Lived at Mr. Harry Ward's on the 22nd of February last; after the shooting, witness left the house, going through the wood house into his own house or where he lived; met Mr. Ward in the yard coming from toward Mr. McNett's; he was near the barn; Mr. Ward took hold of witness and said his friend was accidently shot, and he wanted him to come in with him; went into the dining room; the wounded man lay on the lounge vomiting; Mr. Ward stepped in ahead of witness; he had witness by the arm until they got into the kitchen; Mr. Ward requested witness to ask Shader how it was done; took hold of the arm of the deceased and saw there was apparently no strength in him at all; found the pistol; it was between the dining room table and the kitchen door, nearer the door than the table; put the pistol in his pants pocket; identified the pistol which was shown him; when inquiry was made for the pistol witness hid it under a box in the wood-shed; afterwards took it and gave it to Dr. Ladd; the outside barrels and cartridges in it; gave it to Dr. Ladd in the same condition that it was when it was picked up from the floor; Mr. Shader was weak and groaning and vomiting; he did not answer witness's question; next told Mr. Ward that he had better go for a doctor and have some more help; Mr. Ward told witness to hurry; didn't speak to Mr. Ward more than once about going for the doctor; went then to tell Mr. Solomon to go for a doctor, and get some more help; he drove off; Mr. Ward and witness took up a stretcher bed and carried it into the dining room; the wounded man then lay on his back on the floor, with his hands crossed on his stomach; he laid there groaning painfully, seemed to be in great pain; said nothing about his being in pain; Mr. Ward and witness picked Mr. Shader up and laid him on the stretcher bed; started then down street to hurry up the doctor; nobody was in the dining room when witness first went there but Mr. Shader, nor when they returned with the stretcher; saw Patrick Brophy first time when he went around the house to see Mr. Solomon, before he had been in the house; saw these two at the dinner table; was called into the dining room to get Mr. Shader's things to go to the Ward House with a note, and order a carriage from Mr. Solomon; took the note; witness was shown a letter and thought the envelope looked like the one he had carried; both were eating at the table when witness took the note; it was about half past five or twenty minutes of six, somewhere along there; brought up a satchel, overshoes and shirt; gave the note to the clerk at the Ward House, who gave it back to witness who took it back to Mr. Shader; saw Mr. Solomon when he came up with the mail; he was waiting at the gate; he told witness to hurry them up in there as he had been there some time and was getting cold; witness told this to the girl Maggie; when witness returned with the note, Mr. Shader was sitting at the east side of the table; think Mr. Ward was walking about the room; around near the stove, on the side towards the kitchen; noticed his face, on one side of his forehead the skin was knocked off and there looked to be a little scratch on his nose; discovered these marks first when went in to get the note; saw Mr. Ward before that, went in the library to shake down the fire; they were in there; didn't in particular notice Mr. Ward's face at that time; didn't notice these marks at that time; think Mr. Shader sat in a chair smoking a cigar.

To Mr. Peck: First saw Mr. Shader on that day in company with Mr. Ward about half past eleven o'clock; second time saw them about half past one or two; third time saw them about half past five or twenty minutes before six; at all times when witness saw them together they seemed friendly in their conversation and pleasant; heard nothing like a quarrel or dispute while they were in the dining room and witness in the kitchen; think could have heard them talk; when witness returned with note Shader was very pleasant; Mr. Shader could have very easily heard when Mr. Ward ordered the witness to get the carriage from Mr. Solomon's; heard Mr. Ward calling for Mr. McNett when he was coming back from the gate.

To Mr. Carnochan: When witness returned with the doctor, found Mr. Shader on the stretcher and groaning; about the same as when he left; it was about twenty minutes after seven when witness went for the doctor.

To Mr. Peck: Didn't see them drinking during the day, nor in the library, saw a bottle on the table, about a quart.

The court adjourned to Thursday morning at 9 o'clock.

FOURTH DAY'S PROCEEDINGS.

MORNING SESSION.

TUNKHANNOCK, Nov. 9, 1871.

Patrick Brophy was the first witness called this morning for the Commonwealth, he being the seventh witness thus far.

To Mr. Carnochan: Reside at Towanda, and was residing there on the 22d day of February last; was at home about the time of the shooting; live across a large field from Mr. Ward's; saw Mr. Ward that evening; out door, back of Mr. Ward's house, north-west from it; about twenty feet from the kitchen door; about seven o'clock in the evening; it was pretty light, starlight; before witness came up, heard Mr. Ward talking to Billy Thompson's wife; couldn't hear what he said; heard first Mrs. Thompson say, "here comes a man;" Mr. Ward called witness by the name of McNett; Mr. Ward asked witness into the house, when he was told who he was; Mr. Ward said "I want you in the house, there is a man in there who shot himself accidently;" went in the house then; saw Mr. Shader on his knees on the floor lying across the lounge; all that witness said in the dining room was "would I go after the doctor?" Mr. Ward paid no attention until witness asked him the third time and took hold of him; before witness asked if he should go for a doctor Mr. Ward asked Mr. Shader if he (Shader) got shot by him (Ward) asked that question twice or three times; Shader made no reply to the question; spoke but once in presence of witness and then said he was dying; Mr. Ward took hold of Shader's coat collar or shoulder when asking the questions and pulled him pretty hard; witness told Mr. Ward he might hurt him, and Ward told witness he wanted to have him hear what Shader should say; Shader was lying still; saw no vomiting; seemed to be in pain; witness went to Dr. Ladd's; didn't find him; saw no person in dining room except Shader; was away from the house for the doctor an hour.

To Mr. Peck: When first met Mr. Ward he spoke to witness about their drinking; didn't know what he said, but gave witness that impression; noticed by Mr. Ward that they had been drinking quite a good lot; think Mr. Ward in the dining room was manifesting great anxiety and distress; didn't ask witness to listen, but wanted Shader to speak so he could hear; Mr. Ward was greatly distressed by the occurrence.

To Mr. Carnochan: Couldn't tell whether or not Mr. Shader had been drinking; couldn't see any sign at all; thought it strange he did not answer Mr. Ward; Mr. Ward manifested his anxiety by going around so and paying no attention to witness, when he asked about the Doctor; when Shader said he was dying Mr. Ward stood near the kitchen door.

By agreement with the Commonwealth Mrs. Elizabeth Porter was called for the defendant out of the regular order.

To Mr. Peck: Was in Mr. Ward's house on the evening of the occurrence; saw Mr. Shader after he was wounded; Dr. Ladd was there, John Knox, Isidore Solomon, Hannah Cranmer, and Mr. C. B. Porter; heard a conversation held with Mr. Shader there; Mr. Ward first spoke to him; he said "I demand that this man's statement be taken, listen every man and woman present." C. B. Porter asked Mr. Shader, "did Henry Ward shoot you intentionally?" the reply was "Oh! no I do not think he did." It was in fun, he added afterwards; witness was sitting at the head of bed rubbing Shader's head at the time of this question and answer; Mr. Porter was sitting on the side of the bed and wrote the answer down; Mr. Porter wrote down the answer already given; he didn't write the question to which this was an answer; book and writing shown the witness which she identified; Mr. Ward came for witness; said a man had been accidently shot and wished her to come over.

To Mr. Robert R. Little: Live about one square from Mr. Ward's; Mr. Porter is a cousin of Mr. Ward's; went within fifteen minutes after Mr. Ward called on her; Mr. Porter did not go with her; he came in about two minutes after witness; was not excited; witness had retired when Mr. Ward came to her house; didn't know who was shot; feared it was Mr. Porter until she got to the house; went first down to Mr. Porter's store, and then back to Mr. Ward's house; went about six squares; at foot of the hill met Mr. William Vincent; inquired of him where Mr. Porter was; don't think she stated to Mr. Vincent that a man had shot himself at Mr. Ward's; Mr. Codding was not at Mr. Ward's when witness reached there, nor Hiram Taylor; think they were there when the questions were asked and answers given; Mr. Samuel Walbridge was there at the time; didn't know Mr. Shader; Mr. Porter did not ask Mr. Shader in witness' hearing if he shot himself; saw the book next day and not again until to-day; have not had frequent conversations with Mr. Porter on that subject; did not hear Shader make any reply to any question asked by Mr. Ward; saw Mr. Ward kneel by the couch and speak to Shader; Mr. Ward said "my dear fellow, you know I did not intend to do this. Shader made no reply to this; cant say where she was when this was said; was engaged in getting extra coverings for bed and putting hot water to the feet of Shader.

To Mr. Peck: Mr. Shader vomited while witness was there; there was a very strong odor of liquor in the room.

Julia Fitzgerald was the eighth witness called on behalf of the Commonwealth.

To Mr. Carnochan: Was in the kitchen of Mr. Ward's house at the time of the occurrence; was there about ten minutes; heard a voice in the dining room before she heard the shot; didn't know the voice; didn't leave the house until she heard the man moan; went out with the other girls, Katy Kennedy and Maggie Dalton; there was no other persons in the dining room except Katy Kennedy who was letting down the windows.

To Mr. Peck: Witness thought those in the dining room were only enjoying themselves.

Isidore Solomon was the ninth witness called on behalf of the Commonwealth.

To Mr. Carnochan: Keeps livery stable in Towanda; was near Mr. Ward's house on the evening of 22d February last; went up there about quarter to six; this witness corroborated the testimony of Maggie Dalton and Kate Kennedy so far as it concerned them as to time &c., heard the shooting and groaning and saw Billy Thompson come out, who said who said a man had got hurt in the house; saw Pat Brophy going out of South gate; coming from around the house; heard Mr. Ward call for one of the girls and then for "Billy," pretty sharp; Billy requested witness to go up and meet Mr. Ward; was told to go after the doctor; Mr. Ward said somebody had got hurt; went after Dr. Ladd; didn't find him; went for him to Mr. Kirwin's; this was two or three minutes before seven; when arrived at dining room, *Mrs.* Cranmer was there; Shader was groaning; heard Shader say to *Mr.* Ward "Harry what made you shoot me?" Heard *Mr.* Shader say nothing more; heard *Mr.* Ward say, "you know my dear fellow, I didn't intend to shoot you;" remained in dining room less than half an hour; witness swore to the persons who came while he was there; Mr. Ward seemed very much excited and queer that he demanded Mr. Codding to take the wounded man's statement; Dr. Ladd requested witness to remove *Mr.* Ward, probably half an hour after witness came; went into the library with *Mr.* Ward; took hold of him; Ward was near litter; heard *Mr.* Shader request them to send for his folks and a girl, *Miss* Wehl; Clark Porter was taking these requests; *Mr.* Porter sat on the side of the stretcher: *Mrs.* Porter stood either at the foot or head of the bed; *Mr.* Porter had a book taking down directions; heard none of the questions by Clark Porter; Mr. Shader was in pain.

To Mr. Peck: When witness, took Mr. Ward from the room Ward held a book and was requesting Mr. Codding to get a statement from Shader; Mr. Ward went away quietly when he understood what was wanted of him, he seemed to be very anxious to remain in the room with Mr. Shader; Mr. Ward remained in the library until he went to his own room; Mr. Porter was asking questions of Shader when witness left the room; Mr. Thompson ordered the carriage for Mr. Ward about half-past five; understood him to say they were to go to Greenwood.

To the Court: Greenwood is about six miles from Towanda.

To Mr. Carnochan: Some one asked Mr. Ward how the thing occurred and the reply was, "God only knows;" didn't hear Shader say that he expected Ward was going to shoot him.

Harry Streeter was the tenth witness called on the part of the Commonwealth.

To Mr. Carnochan: Lived in Towanda on the 22d of February last; first heard of the occurrence at the Ward House, shortly after eight o'clock; went in front of Clark Porter's drug store and then to Ward's house with Mrs. Porter. Witness swore to finding some person in the dining room; went into the back door through the kitchen; stopped there a minute or two, when Mr. Ward came in and made some remark about like this: "Some of you, all of you, come in and do something for this man; went into the dining room; asked Dr. Ladd how badly the man was hurt; remained there twenty or thirty minutes and went down town; while attempting to get Mr. Shader's name, Mr. Ward walked around to the other side of the bed and said: "Hear, hear, stand by, every man and woman, what this man says;" Ward said to witness, "I want you to hear." Mr. Shader looked up at Mr. Ward and said: "Oh! why did you shoot me?" Mr. Ward then knelt by the bed, took Mr. Shader by the hand, and said, "My God! you don't think I intended to do it?" or some similar expression. Shader replied, "O, I don't know;" He was in pain all the time and spoke that sentence very earnestly; witness then went in the library with Mr. Ward; remained there two or three minutes; came out together; Mr. Ward continued to move about in an excited manner from room to room; the bed was being prepared during this time; just as witness left the room Porter was trying to get the names and addresses of relatives; think he sat on the side of the bed; don't remember where Mrs. Porter was at this time; heard something about whether Ward intended to shoot, but can't say what it was; Porter was there when witness got there; first saw him at the outside kitchen door-way.

The witness was not cross-examined.

Hiram Taylor was the eleventh witness called on behalf of the Commonwealth.

To Mr. Carnochan: Was in Ward's house on the evening of the occurrence; resides in the borough of Towanda; heard most of the questions asked by Mr. Porter of the wounded man; soon after witness went in Shader was endeavoring to give the names and addresses of his friends; it was with a good deal of difficulty that he did so, something rising in his stomach; considerable moving about by Mr. Ward and demanding a statement; Ward took hold of witness and demanded that he should ask Shader how the thing happened; witness told Ward better keep quiet and leave the room; wounded man was in no condition for a statement, he would be better; Ward said, "God only knows how it happened, I don't;" witness requested Mr. Streeter to get Mr. Ward out of the room; heard some questions asked but could'nt hear the answers; questions were asked by Clark Porter mostly; Mr. Porter asked, "How the thing happened," and "If it was an accident" to which there was no reply, and when he did attempt to answer any questions it was with difficulty; the shaking the head followed immediately the question "Was it an accident?" Shader rolled his head on the pillow; Mr. Codding and Mr. Porter were near by at this time; Mrs. Porter was moving about most of the time, bringing things, there were a great many questions asked; the wounded man's mind was mostly engaged in telegraphing to his friends.

To Mr. Peck: Mr. Shader was in great pain all the time the questions were being asked, writhing and groaning and uneasy; he could speak only half a sentence at a time; heard him afterwards; saw Shader answer questions by moving his head very frequently after that; he appeared to dislike to have questions asked him; appeared not to want to be troubled about anything except to get word to his friends; shaking of the head might have been an intimation that he couldn't answer.

Samuel Walbridge was the next witness called on behalf of the Commonwealth.

To Mr. Carnochan; Resides at Towanda; was at the house of Mr. Ward on the 22d of February last; arrived there after 7 o'clock; went alone; saw liquor there; found a bottle near the cooler; bottle wouldn't hold quite a quart, what is called a quart bottle; it was full; cork had been taken out; saw no other wine or liquor; there was a broken bottle on the table; looked like a champagne bottle, neck was broken off; saw no other liquor bottles; Mr. Ward was not in the room when witness came; he came in very shortly and wanted some one to take a statement, inquiring for some of the servants to get some paper; some one requested Mr. Porter to get a book or some paper and take a statement; Mr. Clark Porter asked Shader if Ward shot him, to which there was no reply; he asked if Henry Ward intended to shoot him, to which there was no reply that witness heard; he asked him if Henry Ward did shoot him, to which Shader replied, "O, my God, why did you shoot me?" Mr. Ward kneeled over the stretcher and said, "My good fellow, you know I didn't intend to shoot you;" witnes heard no reply to this; think Dr. Ladd told Isadore Solomon that Mr. Ward had better be taken from the room.

At this time witness was wiping Shader's face; some one then brought Mr. Porter a paper or a book, and then Mr. Shader wanted them to send for his mother; this was before Shader's clothing had been removed: Dr. Ladd gave witness a five shooter revolver and told him to keep it; has had it in his possession ever since; witness identified the revolver; one load was discharged when Dr. Ladd gave it to witness, rest were in, it was loaded with metallic cartridges; the same that were removed in the court room; the cartridge remaining was the same as the one when he received it; kept the revolver in a bureau drawer with a handkerchief tied around it; Dr. Ladd opened Shader's vest and showed witness the wound; couldn't find any place where the ball came out; the room was full, a good many people being there at this time; did not see Mr. Ward at this time; next day noticed Mr. Shader's hand, who spoke about it himself; had not been with Mr. Shader all the time; saw a scratch on Mr. Shader's right thumb; Shader's shirt was removed on the third day; shirt shown witness and thought it was the same one; on Sunday afternoon Mr. Ward and his mother came into the room; Mr. Ward put his arms around Shader and kissed him; Mr. Ward never spoke while in the room; Mrs. Ward said, "Mr. Shader do you think Henry intended to shoot you?" Shader said, "I didn't think he was going to shoot me;" Mr. Ward left the room but came back and kissed Shader and then left the room; that answer was all witness heard.

John R. Fanshawe was the thirteenth witness called on behalf of the Commonwealth.

To Mr. Carnochan: Resides at Lima N. Y., is the brother-in-law of Wesley Shader; arrived at Towanda one o'clock Saturday morning; had an interview with the prisoner after breakfast about nine o'clock that morning; witness asked Ward to give him some explanation of the way in which the shooting occurred; Ward said Shader came there on the Wednesday morning revious; they passed the day together; in the fo.enoon they had a bottle of champagne; they didn't drink it as it didn't turn out as they expected; he had invited Mr. Shader to take a ride with him to his place at Greenwood; Ward said he went up stairs and got the pistol for the purpose of taking it with him to Greenwood; Ward said the pistol was in his hand when it went off, but God only knew how it went off for he did not; witness understood Ward to say he went for the pistol after dinner; witness asked Ward how he came by the marks on his face, his forehead was bruised and he had a mark on hi nose; Ward said he got them in a friendly scuffle with Shader; witness said he thought it strange, he had known Shader for twelve years and never knew him to have any friendly or unfriendly scuffles with anybody; as witness was leaving the room Mr. Ward came up and put his hand on witness' shoulder; Ward asked witness if he would not use his influence with Shader to get him to say that when the pistol was fired Shader had hold of his hand, such an admission would be greatly in Ward's favor; hadn't seen Shader at this time; saw him first this same morning about half-past ten o'clock; had a conversation with him that morning as to the occurrence; Mrs. Fanshawe was present; no other person; she is a sister of the deceased; Mrs. Fanshawe said to Shader, "Brother, you have some hopes of recovery, have you not?" he replied, "No;" he spoke very decidedly, shaking his head as he spoke; deceased was in the north bed-room in the bed; he was not as feeble at this time as he was two or three days afterwards; quite an effort for him to talk; Mrs. Fanshawe is at the hotel in bed; couldn't get here this afternoon.

A discussion here arose in reference to the admissibility of oral statements made by the deceased, as dying declarations, the counsel for the defence objecting, upon the ground, that the deceased had made similar declaration in writing and sworn to it before a magistrate, and that the latter was the best evidence, purporting to be a full statement of all that occured.

Witness Fanshawe to the Court: These inquiries made by Mr. Fanshawe were made about half-past ten in the morning; there was no one in the room but Mr. and Mrs. Fanshawe and the sick man; Doctor Ladd was there about noon of that same day; did not hear him tell Shader that there was no hope of his recovery.

As to the admissibility of oral declarations as dying statements, when there were written declarations of the same purport, the Court decided to hear testimony as to the condition of Shader when these oral declarations were uttered and from this to determine the admissibility of the declarations themselves. With this end in view the examination of witness Fanshawe was continued on the part of the commonwealth by *Mr.* Carnochan.

To *Mr.* Carnochan: When Shader answered *Mrs.* Fanshaw's question, it was very difficult for him to speak; the longer Shader talked the weaker he got, and towards the last he said he would have to stop; don't think Shader's mind was any more depressed then than generally through his sickness from that time on; shouldn't judge he was in very good spirits;—witness hadn't seen Shader before this time.

To *Mr.* Peck: *Mr.* Shader made this statement about half-past ten Saturday morning; at the end of this same conversation he stated he thought he would not recover; witness did not make similar statement to Shader; was in his room about half an hour; it was hard work for him to talk, and it took some time for him to talk; didn't say a word about business; no allusion was made to condition in which Shader left his own personal affairs; at time Shader was shot he was general agent for the *Mutual* Life Insurance Company; arrived in Towanda that Saturday morning about one o'clock; went directly to Mr. Ward's house; remained there with wife until Mr. Shader died; Shader's mother and Mrs. Fanshawe went immediately into Shader's room; had business with *Mr.* Ward before he saw his brother-in-law; interview with *Mr.* Ward was not over ten or fifteen minutes; *Mrs.* Fanshawe may have been in Shader's room when witness went in; witness don't know that the nurse was excluded from the interview; *Mr.* Shader was a very athletic, robust man, one in full health at the time of the accident; never had any accident to knowledge of witness to weaken his power of recovery; can't say that Shader was cheerful; sometimes he was more cheerful than he was at other times; don't recollect of hearing Shader indulge in expressions of hope; couldn't swear postively one way or the other as to it; have no recollection of such expressions; the dying declaration was not alluded to at that conversation; was not aware of the fact that a dying declaration to be admissible must be made in a unconsciousness of impending dissolution; don't know when I learned the fact; never have been connected with a homicide case before; about noon spoke to Shader about a statement; requested the presence of Dr. Ladd; told the doctor the dying statement ought to be taken, and spoke to *Mr.* Ward about it; did not request Dr. Ladd to say to Shader that his wounds were mortal; dian't give Dr. Ladd any directions at all; didn't send for Dr. Ladd at all; saw him at the house; consulted with Dr. Ladd about it, and we concluded it was quite proper to hear the statement made; didn't instruct Dr. Ladd to give Shader his view of the case; didn't request Dr. Ladd to see Mr. Shader; when in the Library Dr. Ladd remarked generally that he would go in and inform Mr. Shader of his condition; Dr. Ladd has clearly stated to witness his oppinion of Mr. Shader's condition; Dr. Ladd went in to see Mr. Shader alone; Mr. Overton, Dr. Ladd, Squire Tidd, Mr. Bogart, Mr. Montanye and one of the Mr. Dewitt's think were in the library; this was about two o'clock just before they took the deposition; Dr. Ladd said he would inform him of his condition; about noon witness and Dr. Ladd agreed as to the propriety of the deposition; agreed that deposition should be taken at two o'clock; don't recollect that anything was said about Dr. Ladd's informing him of his condition; Dr. Ladd engaged to meet witnes at two o'clock; couldn't say why Dr. Ladd was to be present; suppose he thought it necessary to be present; didn't recollect that any one suggested that Dr. Ladd should be present; the matter of informing Shader of his condition, and its necessity was not discussed at the interview; nor at two o'clock in witness' presence; he has no recollection of it; was present when the deposition was taken; Mr. Ward was not present; thinks they were in the room about an hour; during this time Squire Tidd was endeavoring to take the eeposition; did not assist Mr. Shader in prompting or repeating during the declaration; think deposition was read to Mr. Shader who signed his own name to it; witness don't recollect that Shader was cheerful on Sunday or hopeful; didn't see any whom he supposed to be Shader's nurses until about Sautrday noon; at or about the time of taking this deposition could'nt say who was Shader's nurse, nor who sat up with him Friday night; don't know who waited upon him Saturday evening or Sunday evening; had no other business there than to attend to Shader; hadn't then the slightest idea of being a witness here; Mrs. Fanshawe was with Shader a great deal; should say that Mrs. C. L. Ward was not.

Court adjourned to nine o'clock Friday morning.

*Continued Next Week.*


FARMS TO RENT.—Three valuable farms to lease for money rent, near Towanda Borough, from April next. Enquire of GRIFFITH & PATTON, at their office on Bridge-st., Towanda, Pa. nov15,'71-3t.

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JEWETT'S PURE WHITE LEAD

Locks, Latches, Butts, Screws, &c.

Horse Shoes and Toe Corks.

PURE MANILLA HAY ROPE,

Cheaper than any House in the State

We will sell you anything in the Hardware line 10 per cent cheaper for cash than any House in Bradford County.

M. D. BALDWIN.

Towanda, Nov. 1, 1871.

Miscellaneous.

LOW PRICES

FOR

FIRST-CLASS GOODS!

IS THE RULE AT

MONTANYES!

STOCK NOW COMPLETE

IN ALL KINDS OF

DRY GOODS!

LADIES AND GENTS

Furnishing Goods!

FLOOR OIL CLOTHS

AND

CARPETS!

BOOTS AND SHOES!

TRUNKS & TRAVELING BAGS!

HATS AND CAPS!

UMBRELLAS

CROCKERY AND GLASS-WARE

CHOICE

Family Groceries!

105 MAIN STREET,

CORNER OF THE PUBLIC SQUARE,

TOWANDA, PA.

August 30, 1871.

Miscellaneous.

CODDING, RUSSELL & CO.,

TOWANDA, PA.,

Ask attention to their facilities for furnishing all kinds of

BUILDING MATERIALS!

SUCH AS

LIME, SASH, GLASS, BLINDS,

DOORS, NAILS, LOCKS,

PAINTS, OILS,

Always at the lowest rates.

ALL KINDS OF

HEATING & COOKING STOVES,

RANGES AND FURNACES,

GAS FIXTURES,

GAS GLOBES, &C.

HOUSES PIPED UPON SHORT NOTICE.

ROOFS PUT ON

WITH TIN OR SLATE.

CONDUCTORS AND EAVE TROUGHS

MADE AND PUT UP.

THE

BEST CEMENT

EVER SOLD IN THE COUNTY

ALWAYS ON HAND.

KNIVES & FORKS

Used July 4th by the Odd Fellows,

FOR SALE AT 75 CTS. PER SET.

BRASS KETTLES,

Clothes Wringers,

PLATED WARE,

IRON, STEEL, POWDER,

LEATHER BELTING,

Gem Fruit Jars

BY THE CASE OR DOZEN.

August 1, 1871

SUSQUEHANNA COLLEGIATE INSTITUTE.

TOWANDA, BRADFORD COUNTY, PA.

This institution will commence its Seventeenth Year

MONDAY, AUGUST 28, 1871.

The courses of study are English, Normal, Commercial, Academic, Scientific and Classical, in all of which the instruction is systematic and thorough.

The Principals will be assisted in the various departments by a large and very excellent corps of instructors—three graduates, experienced teachers having been recently engaged—and no effort will be spared to make the Institute, in comfort, discipline and general efficiency, second to no other similar institution.

The Musical Department will be under the charge of Professor H. Fr. Johannessen.

This institution is now in thorough repair.

In addition to the extensive improvements during the past year, new apparatus, maps and charts, and most approved patent desks and seats for all the study and recitation rooms have just been purchased.

The Principal of the Normal Department will organize August 28, a Tearchers' Class, and by SPECIAL ATTENTION aid to complete the most thorough course possible during the time.

Tuition from $4 to $10. Board and room in the Institute $4. If desirable, students may obtain rooms in town and board themselves. Early application for board and rooms at the Institute should be made, as the rooms are being rapidly engaged.

For further particulars or cetalogue, apply to G. W. Ryan and E. E. Quinlan, Principals, Towanda, Pa.

MILLER FOX,
aug.9'71 President Board Trustees.

BIRDSELL COMBINED

Clover Thresher

AND SEPARATOR.

This machine Threshes, Separates, Hulls, and Cleans Clover Seed at one operation; capacity ranging from 20 to 50 bushels per day, according to yield of seed. After the clover is fed into the Threshing Cylinder, the seed contained therein is deposited into a bag or measure at the side of the machine.

NO REHANDLING OF CHAFF OR TAILINGS.

An elevator conveys the unhulled chaff back to the Huller Hopper, and an extra elevator conveys the light seed, &c., back to the Fanning Mill.

TWO THOUSAND NOW IN USE throughout the United States and Canadas.

AWARDED FIRST PREMIUM at 75 State Fairs since 1856.

Send for "CLOVER LEAF" and Colored Engraving which give complete description.

BIRDSELL MANUFACTURING CO., Mfrs.,
Harrisburg, Pa.
Home Factory, South Bend, Indiana.
An Agent wanted for Bradford Co. [aug30'71-3m

TOWANDA STEAM

FLOURING MILLS!

W. H. FULLER & CO.,

Respectfully inform the public that having rebuilt on the site of the old mill, with all modern improvements, they are now prepared to do

CUSTOM GRINDING

In the best possible manner and on the shortest notice. No pains will be spared to give satisfaction. Farmers doing business in town can bring their grain and have it ground the same day to take back.

FLOUR, BUCKWHEAT FLOUR, FEED & MEAL,

By the car load or in quantities to suit purchasers.

GROUND CAYUGA PLASTER

AT $6 PER TON.

All kinds of grain taken in exchange for Plaster.

Cash paid for all kinds of grain.

G. F. MASON,
W. H. FULLER.
Towanda, Nov. 1, 1871.

TO BITUMINOUS COAL MINERS AND OPERATORS.—The Karthaus Coal and Lumber Company will receive proposals until Dec. 1st, 1871, at their office, for the mining and delivering of their coal in the schutes at their mines near Renova, Pa., or for the mining of the coal at a royalty.

The capacity of the present openings, plane and schutes is from 500 to 800 tons per day.

Those wishing to view the premises please call on William D. Pollard, Superintendent, at Renova, who will show them the mines, &c. For terms address,

JAMES BRADNER, Treas.,
nov9 No. 10 Walnut street, Philadelphia.

WINTER APPLES.—New York State apples by the barrel or bushel, at FOX & MERCUR'S.
nov9

STUARTS WHITE DRIPS at FOX & MERCUR'S.
nov9

Miscellaneous.

TOWANDA MARKETS.

WHOLESALE PRICES.

Corrected every wednesday, by C. B. PATCH subject to changes daily.

| | |
|---|---|
| Wheat, ℔ bush | $1 40 @ 1 50 |
| Rye, ℔ bush | 80 |
| Buckwheat, ℔ bush | 75 |
| Corn, ℔ bush | 80 |
| Oats, ℔ bush | 45 |
| Beans, ℔ bush | @ 1 50 |
| Butter (rolls) ℔ lb | 22 @ 24 |
| do (dairy,) ℔ lb new | 23 @ 2[illegible] |
| Eggs, ℔ doz | 26 |
| Potatoes, ℔ bush | 30 |
| Flour, ℔ barrel | 8 00 @ 10 00 |
| Onions, ℔ bush | 85 |

WEIGHTS OF GRAIN.—Wheat 60 lb.; Corn 56 lbs.; Rye 56 lbs.; Oats 32 lbs.; Barley 46 lbs.; Buckwheat 48 lbs.; Beans 62 lbs.; Bran 20 lbs.; Clover Seed 60 lbs.; Timothy Seed 44 lbs.; Dried Peaches 33 lbs.; Dried Apples 22 lbs.; Flax Seed 50 lbs.

PRICE LIST—CASCADE MILLS.

| | |
|---|---|
| Flour, best Winter wheat, pr. sack | $2 00 |
| " " " " hundred lbs | 4 00 |
| " " " " barrel | 8 00 |

Custom grinding usually done at once, as the capacity of the mill is sufficient for a large amount of work.

H. B. INGHAM.
Camptown, July 23, 1870.

CENTRAL COAL YARD,

R. M. WELLES, Proprietor.

Until further notice prices at yard are, per net ton of 2000 pounds:

ANTHRACITE COAL,

| | |
|---|---|
| Egg, or No. 2 | $5 50 |
| Stove, or Nos. 3 and 4 | $5 50 |
| Nut, or No. 5 | $5 25 |

SULLIVAN ANTHRACITE COAL.

| | |
|---|---|
| Broken | $3 75 |
| Large Stove | $4 00 |
| Small Stove | $4 00 |
| Nut | $3 75 |

The following additional charges will be made for delivering coal within the borough limits:

Per ton.......50 cts. Extra for carrying in 50 cts.
Half ton.......35 " " " " 25 "
Quarter ton...25 " " " " 25 "

☞ Leave Orders at my Coal Office, No. 3, Mercurs New Block, south side.

☞ Orders must in all case be accompanied the cash.

Towanda, Aug. 30, '71. R. M. WELLES.

TOWANDA COAL YARD.

ANTHRACITE AND BITUMINOUS COALS.

The undersigned, having leased the Coal Yard and Dock at the old "Barclay Basin," and just completed a large Coal-house and Office upon the premises, are now prepared to furnish the citizens of Towanda and vicinity with the different kinds and sizes of the above-named coals upon the most reasonable terms in any quantity desired. Prices at the Yard until further notice per net ton of 2000 pounds:

ANTHRACITE COAL,

| | |
|---|---|
| Egg, or No. 2 | $5 50 |
| Stove, or Nos. 3 and 4 | 5 50 |
| Nut or No. 5 | 5 25 |

SULLIVAN ANTHRACITE COAL.

| | |
|---|---|
| Broken | 3 75 |
| Large Stove | 4 00 |
| Small Stove | 4 00 |
| Nut | 3 75 |
| "Barclay" Lump | 4 00 |
| " Run of Mines | 4 00 |
| " Fine, or Blacksmith | 3 50 |
| Sullivan Anthracite | 3 50 |

The following additional charges will be made for delivering Coal within the borough limits:

Per Ton...50 cents. Extra for carrying in, 50 cents.
Half Ton..35 " " " " 25 "
Qr. Ton...25 " " " " 25 "

☞ Orders may be left at the Yard, corner of Railroad and Elizabeth Street, or at Porter & Kirby's Drug Store.

☞ Orders must in all cases be accompanied with the cash.

WARD & MONTANYE.
Towanda, June 8, 1871—tf.

The oldest, largest, and safest purely Mutual Life Insurance Company in the United States!

THE MUTUAL

Life Insurance Co.

*OF NEW YORK.*

W. W. KINGSBURY, Agent.

—ALSO—

Attorney in fact for Mrs. WM. H. MILLER, in the settlement of her interests arising out of the Estate of the late C. L. WARD.

*OFFICE:*

*Cor. Main & State Sts.*

*TOWANDA, PA.*

aug.23'71-tf

FALL & WINTER MILLINERY

AND

FANCY GOODS!

MRS. J. D. HILL

Has just returned from New York City, with a full stock of Fall and Winter Millinery, comprising all the Latest Novelties in Hats, Bonnets, Feathers, Ribbons, Laces, real and imitation, Sashes, Bows, Scarfs, &c. She has bought a large assortment of Fancy Goods, including Shell ornaments, Bracelets, Pins, Ear Rings, Gilt Jewelry, Ladies Neck Ties, Kid Gloves, Corsets, Hosiery, &c. Also a full line of Worsted Knit Goods.

First door east of Red, White and Blue Store, Bridge Street, upstairs.

Towanda, October [illegible], 1871.

CAUTION.—Whereas, my wife LOTTIE, has left my bed and board without just cause or provocation, all persons are hereby forbid harboring or trusting her on my account, as I will pay no debts of her contracting after this date.

P. O. [illegible]
LeRoy, Pa., Sept. 25, 1871.

NOTICE.—Having been appointed Trustee of the estate of Henriett Gilmore, late of Canton township, Bradford county, Pa., deceased, by her last will and testament: I hereby warn and forbid all persons from purchasing any property on the premises, from Isaiah Gilmore, or removing the same without my consent, under penalty of prosecution.

WM. S. JAYNE,
sep6-w Trustee.

DR. J. S. SMITH'S

DETERGENT POWDER,

For sale at

POWELL & CO'S, TOWANDA.

CLEANS EVERYTHING.

Try it and be convinced. sep20'71

NEW COAL FIRM

On Canal Street, fronting William Street

TOWANDA, PA.

We are receiving direct from the mines the very best PITTSTON, PLYMOTH, and SULLIVAN ANTHRACITE COAL, which we propose to sell at the lowest market price.

We respectfully invite those wishing to purchase to call and examine our Coal.

We also keep Lime, fresh from the kiln.

We will deliver Coal or Lime whenever desired on short notice, adding only the customary prices.

sep20'71-tf L. S. CASE & CO.

MONEY SAVED,

BY PURCHASING YOUR

STOVES AND HARDWARE

OF

W. L. PENDLETON.

Orwell, Pa., July 21, '71.

PUBLIC SALE OF A GOOD FARM.—The undersigned will offer at Public Vendue on SATURDAY, NOVEMBER 18, 1871, at 10 o'clock, a. m., on the premises, the farm lately owned by Jesse Smith, deceased, situate in Wysox twp. Said farm contains 51 acres, all improved except about 3 acres. Good fences and well watered. One good dwelling house, large barn, granery and other outbuildings. Two orchards of choice fruit trees, about ½ acre grape vines in bearing. For terms, &c., apply to MYRON SMITH.

Towanda, Oct. 20, 1871.—ts*

FOR SALE.—A House and Lot on Railroad street, opposite John Beidleman's residence and convenient to the Iron Works. The house is new, contains 5 room and a brick basement; a well and other necessary convenecies on the premises. Apply to WM. HENRY, at the Bradford Hotel, Bridge street, Towanda, Pa. aug2'71-tf

CASEVA INSURANCE AGENCY.

TROY, PA.

FIRE, LIFE and ACCIDENT INSURANCE effected in first-class companies. Also Land Surveying and Conveyancing. Twenty-seven years experience. Orders by mail promptly attended to.

Aug.3-'71.-1y H. A. CASE.

COAL AT WYALUSING!

The undersigned have on hand, and intend to keep, a supply of Sullivan Anthracite, Barclay, and hard Anthracite Coal of the various sizes.

Sept. 25, 1871. G. H. WELLES & CO.

PURE CIDER VINEGAR AT FOX & MERCUR'S.