FOR THE MURDER OF MIS BROTHER

WILLIAM ARCHER.

Reported for The Montrose Democrat.

EVIDENCE FOR THE COMMONWEALTH.

JOSEPH WAEHBURS, SWORN,-George Archer came to; my house on the morning of

their house as soon as I could. He said Bill his back towards the store, on the left side of going after the Doctor. I went up to Mr. and pulled the hammer from under his finger. closely. Archor's They live in Ararat. Su-q'a Co. Re having hold of it as he ran, he brought it Joseph WASHBURN, recalled. I did not As I went to the house, the old lady sat in a against his lock, and the gun went off. He chair on one side of the house and her son did not think it hit him. He told about his Theodore on the other. The old lady made falling outside the gate. The gate is about old motions as if badly hurt, or insane. I 8 or 9 paces from the door. He then started etood a moment or so, and then passed into the room where Wm. was. He laid in bed groaning, and said he was badly hurt. He ing Rabbit hunting. He said he held his gun William to the house. He said he was goon his left arm. the back bone, on the left side, near the short Cross-examined. Mr. West was present at

ribs. I remained there an hour. George did the time of the conversation. 1 did not innot return while I staid. William was in quire of George, he told of his own accord .-great distress. I reside about 80 rods from He said there had been a fuss, cannot tell them. I think it was about 8 o'clock in the what, he did not describe the fues. This is morning. Cross examined. I did not say much to as he told it. He did not say the gun was

George when he came to my house. He aphad not had any fuss. The bars are about peared some sgitated. He started away, after 30 rods from the house. He directed his the one question. I did not ask him what Dr. be was going after. I did not notice how fast he went. He went to the east, towards The Constable was along. It was Saturday night about ten o'clock, soon after the ar-Gibson. I did not notice which way after a rod or so. I think the wound was on the

left side of the back bone. I could hardly tell which side it was the nearest. It was not over half an inch. I staid there an hour. When going up-Mr. Reynolds overtook me where I was at work, and wanted I should and we went up together. Ha was there while I staid, and I left him there. I did not stay over 10 minutes in the room. I think cher was sitting in a chair by the fire. Mr. A. no one came while I was there. Mr. Archer

came into the room, soon after I went in. I noticed Wm's nose was bloody and swollen. D. F. BRUNDAGE, SWORD.-George came 'after me to go and see his brother Win. He

said Wm: and the old man had a fuss and Bill got badly hurt. I cannot tell what day the back bone. of the month it was. I asked George how it happened. He said Wm. and the old man pain at first, but soon got over it. .

had a fuss; Win. had a gun and wanted to shoot the old man, and the old man tried to wrest it from him, and it went off accidentally and shot Win. in the leg. He said he did not think it bled much, but did not know, as to obstruct its natural course. he came right away. It was about noon

when he came to my house. I live 7 or 8 miles from Mr. Archer's. George immediately returned. My horse was gone and I did He appeared to be in very great distress. -not start till about 2 o'clock, P. M. I arrived at Mr. Archer's near 4 o'clock. Roads

He said he feared he would not. were rough. I am a practicing Physician & Surgeon. I found Wm. laboring under great Apsin, lying upon his back, rolling and turning m his side every moment. Mrs. Archer was in the house. Mrs. Archer and Theodore came ed hard for him to speak. out to take care of my horse. I went in to examine the would. Mr. Archer turned the boy over on his face. I glanced at the about 21 years old. He was not very tall.

THALSE of WALKER GEORGE ARCHER was three and a half inches from the hip, on | coat exhibited here in court is the same coat | When Wm. started to run, I saw him. When Wm. never had any trouble. They spoke the gun the night before Wm. was shot. the left side of the back bone. The shape was round, and appeared to be nearly straight in. George was there the night of the inquest. It was Saturday hight. When we were go-ing through the bars, George said there is nothing to fear, or no fear now, that we have would probably have been burnt. But I do nothing to fear, or no fear now, that we have would probably have been burnt. But I do think my mother was sitting in the chair at ed before breakfast in the other room. I although he did not seem much confused at ject of the Sound Dues. got rid of Lill. When we were going home, not remember when he said so. that time. did not see nim iong it. I said to would be would When father came down stairs mother was Brush if Wm. had not got would de would be would be whole of me I did not tell he told how it happened. He was then in

It was near the back bope. There was no ap- lying on the floor, and father helped her up, have killed the whole of us. I did not tell the custody of the constable. He told how had got d-dly hurt. I fisked him how it happened l He said Bill and the old got let fisked bim how it happened l He said Bill and the old get let man had been fighting sgain, and he gut. I the jury that the statements of the winnesses with the gun. I do not think Geo. came into the back cone, and water. I do not the back cone, an with the gun. He then left and said he was going after the Doctor. I went up to Mr. B. spoke one hour going after the Doctor. I went up to Mr. Houston announced the death of Sens get shot.

> notice any powder near the wound. I exam- took hold of the gun. When the gun went the back of my head and saw the other one. ined it closely when I haid him out. I should off, Geo. set his gun up by the door. I do I was not with Wm. until a quarter of an think by the appearance of the hole on the not know as I saw Wm. between the door hour before he died. outside, that the ball went straight in. The and the gate. Geo. had been standing in the URBANE BLOXOM. mer stand. He held the gun all the time in It appeared round. Dr. BRUNDAGE, recalled. I think William's death was caused by the wound before ward. It was in that position when it went off. Can't recollect that either said anything. it stand cocked it went off. mentioned.

DAVID AVERY, sworn .-- I was on the in- Geo. stood in the door when father went up quest. I think the wound was a little one stairs. Father and Wm. talked reasonably before father went up stairs. There was noside of the back bone. W. K. TYLER, sworn.-I saw the wound thing said hard by either for ten minutes. before mentioned. It was a little one side of There was no harsh talk after they talked accustomed to go off. He said he and Wm. the back bone. It appeared to go directly reasonably. Wm. said before father went up

conversation to any one-that had a mind to wound: It was round, and appeared to go six shillings a day, he had better go and also had difficulty the same day in getting a work. W. W. STEARNE, Sworn.-I examined the He told him this before he went up stairs. wound before mentioned. It was a round I can't tell whether I did tell what father

wound and appeared to go directly in. There went up stairs for. Did not say that he went somewhat acquainted with rifles in my time, rest. STEPHEN A. REYNOLDS, SWORD.—I went to Mr. Archer's the morning Wm. was shot, with Mr. Washburn. George came down would and appeared to go directly in. And a would and appeared to go directly in. And a would and appeared to go directly in. And a would and appeared to go directly in. And a would and appeared to go directly in. And a would and appeared to go directly in. And a up-to get William's clothes or that Bill went and I should think that a rifle would carry up and pointed the gun at him. I did not through any man if it did not hit any bone with Mr. Washburn, Mr. Walker, or Mr. Rey-in the body, at the distance of thirty rods. I depends on the loading of the gun. It will holds, that I did not know how Bill was come up there as soon as I could. Mrs. Ar- not burn or blacken so much in the wind as shot. I did not say I was up stairs when it behind a building. Here the Commonwealth rested, and the happened. Did not say I did not know whether George shot Bill out of the door or

and Theodore, were standing on the other side. I went into the room where Wm. was. Defence was opened by the Ilon. William window. George loaded his gun that morn-Mr. Washburn was standing by the side of Jessup with a few brief, but eloquent remarks. | ing. Did not tell Mr. Washburn that I loaded him. He was in pain, rolling and tumbling After which the Defence proceeded with their about: I asked him how he was hurt. He testimony.

directly in.

EVIDENCE FOR THE DEFENCE. said he was shot. I saw Mr. Washburn ex amine the wound. It was on the left side of GEO. WALKER, sworn.-I am acquainted

with the house and premises of Wm. Archer, Cross-examined. - Mrs. Archer seemed in Ararat. (He then examined a map exhibited in court.) and said "it is a correct represent-D. F. BRUNDAGE, recalled .- I believe the tion of the place." I drew it. The house is amined to see if the ball hit the spine. It post. WR. ARCHER, SWORD.--On the 19th of did not hit the second. There was nothing

November, there came a little snow. Mr. MRS. H. T. BRUSH, SWORN.-I was at Mr. Washburn's two boys were at my house that | I recollect, that " I brought him in." I think evening, and agreed to go a hunting the next I told George to go after the doctor. Don't day with my boys. I got up early the next know as I did. George-was standing by the Archer's in the forenoon after Wm. was shot. inquired of Mr. Archer if he thought the wound

was fatal, or if he would ever be any better. Cross-examined. I stood at the foot of the bed by the window. He groaned most of the time. When he called for anything it seem-

GEO. A. BRUSH, Sworn.-I. have known Win. Archer several years, I think he was any longer. With that he rushed at me. I after he was shot. George went after the were present at the time of the conversation. wound to see its locality. Mr. Archer made not taller than George; well built, thick set, down, and I could not get for the shingle father went out to bring him in. Wm. was heavy he knew, for he loaded it himself the wound to see its locality. Mr. Archer made a statement that George was loading the gun and the ball stuck when down a faw inches. He then put on a cup and Wm. passed out the door, by the muzze, and the gun went off of the bed. It is a small room, but large the door, by the muzze, and the gun went off of the bed. It is a small room, but large the door, by the muzze, and the gun went off or a bed room. I do not get for the shingle was in great pain. I asked Mr. Archer, what the thought of the wound, I stood near the fot of the bed. It is a small room, but large the door, by the muzze, and the gun went off or a bed room. I do not get for the shingle in the door, by the muzze, and the gun went off for a bed room. I do not stay out long. Father was coming out when I went in. I was with fot of the bed. It is a small room, but large the and Theodore got between us. He then got

Cross-examined. Theodore's statements mitting a copy of the convention between

were contradicted before the Coroner's Jury the United States and Denmark, on the subdid not see him lond it. I said to Mrs. the time.

On motion of Mr. Seward, a resolution was adopted requesting the President, if not in-After the above evidence was submitted to compatible with the public interests, to com-Nov. 2011, and wanted I should go up to the custody of the constance of powder near the would not hurt Geo, as the jury, Mr. Bushnell in behalf of the Com- municate to the Senate any information in wound was on the left side of the back bone, and water. I do not think Geo. came into the be was fighting in his own defence. I did monwealth, reviewed the evidence with some his possession derived from officers of the Uni-

He

Cross-examined .-- I hallooed before Wm. the door. Mrs. Brush felt of the bunch ou Jessup, for the defence. Mr. Jessup was much ator Rusk, his late collengue, and stated that moved in his opening remarks, showing that deceased was born in Pendleton, South Caro

his beart was in his work, at the time, if never | lins, and descended from an Irish patriot who before. He of course took the opposite side, immigrated to this country in consequence of maintaining that the occurrence was purely the troubles of 1791. He traced the history URBANE BLOXOM, SWOIN .--- I was acquaintwound was on the left side of the back bone. door ten minutes, trying to make the ham- ed with George Archer's gun; it was difficult accidental, and that the prisoner should be ac- of his life, and feetingly alluded to his eminent at some times to make it stand cocked. Mr. quitted for that reason. His argument oc- services in the Texas Revolution, and the one position across his arm, inclined down. Archer had trouble with it at one time while cupied the court and jury three and a half various offices filled by that gallant gentlemen.

hours, during which time, the spectators filling who was not less distinguished for his most shooting ducks; while he was trying to make the court room to overflowing, gave the esty of character than he was for heroism and closest attention. He was followed by the practical genius. He stood conspicuous in THOMAS BALL, SWOIN .--- I have seen Geo. Hon. Wm. Jessup, also for the defense, in an everything that was good and great, and his Archer's gun several times. I have seen it able, clear and pathetic argument of two and death could not but be regarded as a national go off accidentally. At one time when Thos.

a half hours. Mr. Bentley then closed the calamity. Resolutions of respect were adop. Archer endeavored to shoot a deer it went argument on the part of the Commonwealth. ted. in a masterly effort of reason and facts found

off accidentally. Cross-examined. It was three or four weeks in. I did not notice any powder at all. Win. RETROLDS, Sworn.-I examined the in the house." Father said if he could earn accidentally. I was near by at the time. Geo. spoke two and a half hours, and Judge Wilmot delivered his charge to the jury on Monday ball down his gun, and I assisted him in getafternoon, the 25th, as follows:

ting it down. F. B. CHANDLER, SWORD.-I have been The Court read to the jury the definition of murder as given in the first paragraph on have a rifle in my possession that I can shoot a ball through a chestnut post six inches

leave powder on the cluthes at the distance of six feet.

the gun with a small charge with which he (The remaining testimony was called out was shot. Did not say before the Coroner's by the Commonwealth as rebutting testimothe jury should be fully satisfied, that the killing was not only done wilfully, but with

Jury that I loaded George's gun, but my gun. ny I said that George got the ball part way down, THEODORE ARCHER, recalled .--- I stated deliberation and premeditation. The law imand I then helpod him. Did not tell Mrs. efore the Coroner's Jury that Wm. ran into plies the malice necessary to constitute mur-Brush that Wm. fell close by the door. When the bedroom with the beetle. I have said nothing about what to swear to with father Wm. was brought into the house I could not such as the prisoner had in his hands; but tell-I might have been taking care of mothor mother this week. I have not heard fain order to constitute murder in the first deball went to the right of the false rib. I ex- 16 fect by 20. It is twenty-four feet to the gate er. I did not help get him in. I did not say ther or mother talk about the affair since gree, under our statute, something more is to Mrs. Brush "I brought Wm. in." I had Wm. was shot. I recollect about father talkno conversation with her that day or the day ing with Mr. Jessup about it in his office

with deliberate and premeditated intent to before. I did not tell the Coroner's Jury, as last evening. take life, not upon sudden impulse and pas-WM. ARCHER, recalled .--- I do not know sion, or under circumstances indicating the but I stated before the Coroner's Jury that absence of such deliberate and premeditated design.

morning-about 5 o'clock to go to work, ma-king shingtes. While Mrs. Archer was mak-ing breakfast, the prisoner at the bar, the out to him. I can't answer what the car ing breakfast, the prisoner at the bar, the out to him. I can't answer what the first JOSEPH WAHSBURN, recalled.-I have deceased and another had some words. I did thing was that I did. I think I stood by heard Theodore say that he was up stairs at not heed it at first, or pay much attention to mother. Can't tell how long. I went out the time Wm. was shot. I heard him say it. Wm. began to curse and swear. I said to see Wm. before father came down. Mother that he did not know whether Wm. was shot Wm. stop that, there has been fuss enough was sitting in a chair. I believe father out of the door or window as he was up stairs. for the last two years, and I won't have it brought Wm. in. I can't tell how long it was I think Mr. Reynolds and Alonzo Walker hit him on the nose. He then knocked me doctor very soon. I was not out there when Theodore said the gun was not loaded very

Cross-examined. My conversation with is given with a deadly weapon, in the slayer's previous possession, there being no evidence of provocation, the evidence is prima facie At ber in the baue atter he brought Wm. in. bim was about noon. Theodore said he sup-It was after this that he washed mother's posed Wm. was trying to rub away but the mouth. She was in the chair when it was done. It was not done before. Father met talking about the affair with Mr. Bushnell the door, by the muzzle, and the gun went off accidentally and shot him. Theodore said don't go in front of the gun, as it is cocked. After this conversation, George took the gun and showed how it was when it went off a time huit is a small room, but large and showed how it was when it went off a time huit is a small room, but large and showed how it was when it went off a time huit is a small room, but large and showed how it was when it went off a time huit is a small room, but large and showed how it was when it went off a time huit is a small room, but large a the court room and only one be called in at the court room and only one be called in at the time huit is a small room. I have been a the court room and only one be called in at the time huit is a small room and only one be called in at the time huit is a small room and only one be called in at the time huit is a small room and only one be called in at the time huit is a small room and only one be called in at the time huit is a small room and only one be called in at the time huit is a small room and only one be called in at the time huit is a small room and only one be c

HOUSE .- Mr. John Cochrane presented a petition from Isaac V. Fowler and others for the appropriation of public lands in limited quantities to actual settlers, and remonstrating against further trafic in and monopoly

XXXVth Congress-First Session.

SENATE .- The Vice President laid before

the Senate a message from the President trans-

WASHINGTON, Jan. 19, 1858.

of the same. CHARGE OF THE COURT.

der from the killing with a deadly weapon,

necessary-the weapon must have been used

murder: the burden of extenuation being then

thrown on the defendant: and such is un-

doubtedly the general rule. In Ohio, the presumption of killing, alone, is that of mur-

der in the second degree, and so also is held to be the law in Virginia. In the latter State

however, it said that when the mortal wound

The speaker announced Messrs. Hughes, Jenkins, Purviance, Brran and Thompson as Special Committee to examine the accounts and official conduct of of N. Dailing, late Doorkeeper of the House.

The proceedings of the Senate consequent. on the death of Senator Rusk having beeu received, Mr. Beagan paid a tribute to the illustrious deceased-the brave, the generous, popular commandant in battle, and a statesman who so long and so faithfully served in Before rendering a verdict of guilty against the prisoner of murder in the first degree, the councils of the nation. Resolutions of respect were adopted.

- WASHINGTON, Jan. 20. House .- The Speaker laid before the House the resolves of the Nebraska Legislative Assembly, stating that a very large majority of the legal voters of the Territory voted for Mr. Ferguson, whose seat as delegate was contested by Mr. Chapman, and repelling certain aspections that had been cast on Mr. Ferguson's character.

WASHINGTON, Jan. 21. SENATE .- On motion of Mr. Yulee a resolution was adopted requesting the Secretary of War to furnish such estimates of the

amount of the appropriation necessary to The Court here read from the 34th page of such parts of the volunteer force operating in the "Law of Homicide " before referred to, as Florida during the past year as had not been follows: "The killing proved, even though paid, for want of appropriations applicable to nothing else be shown, it has been repeatedly this purpose. held in Massachusettss that the offence is

Mr. Johnson of Tennessee, from the Committee on Public Lands, reported back the Homestead bill and recommended its passage. Made a special order for the second Monday in February.

House.-At the instance of Mr. Burlingame the oath of office was administered to Mr. Gooch, the successor of Mr. Banks.

From the North Branch Democrat. Hon, R. R. Little.

murder in the first degree; and so, also is the Mr. LITTLE, after an absence of about nine (Here the Commonwealth requested, that the door. I was not over a minute in bine of the door. I was not over a minute in since I have been in Court, although but little, the Defendant's Witnesses, should all leave going to the gate. There was nothing said a time, but it was finally agreed that they come and bring him in, and he (Geo.) would be the work of the William by George. I called to father to time Win. was shot. I think it was on the show of the state of the sta upon with safety. We may with safety say Judge Little has proven himself every way from the evidence, that the deceased came to fitted for the position to which he was called, bands of the prisoner. Here we have a kil- and the Administration have expressed their ling by the prisoner, with a deadly weapon, discharged the arduous duties of his office. and the legal presumption, as we have seen, It; will be seen from the following paragraph is murder at common law, and as we have which we clip from the Herald of the Union, our Statute. We can probably proceed one of the Judge have been appreciated, and the step further with certainty, and say that there high compliments awarded him must be a was an angry and exciting quarrel in the source of gratification to himself, as well as family that morning, immediately preceding or at the time the gun was discharged. Man-slaughter is the anlawfu! and felouious kil-duties in such a manner as to command the duties in such a manner as to command the ling of another, without malice, express or im-plied. When upon a sudden quarrel, two respect and approbation of Mr. Buchanans persons fight and one of them kills the other, ded to :--Administration. Here is the paragraph alluthis is voluntary manslaughter. So if a man be greatly provoked by any gross indignity, Washington, passed through this place on "Hon. R. R. Little, Judge of the Inquiry at and immediately kills the aggressor, it is Wednesday last, en route for his home in manslaughter. In considering, however, of Wyoming County. Notwichstand his anduthis case, you should not lose sight of the ous duties which occupied his time nearly weat on used. Of all the circumstances surfourteen hours out of every twenty-four. Mr. rounding a homicide, it often happens that Little looks remarkably well, and his many the wespon used affords the best clue to the friends, both political and personal, will be intent with which the act was done. Death gratified to learn of his popularity at the seat might arise from a blow with a cane, as well as from a gun shot, but the inference as to the a visit to Washington, heard Mr. Buchanan of Government .- A friend of ours recently on intent of the slayed arising out of the two intent of the slayed arising out of the two cases, would be wholly different. The instru-ment of death in this case was one of the most dangerous and deadly that can be em-ployed. intent of the slayed arising out of the the transforming bis duties with great credit to himself, and perfect satisfaction to the Administration. Secretary Toucey, also, lately looking over the legal opinions of that Here the Judge proceed to consider the Court, took occasion to say, they, were evi-hypothesis of innocence set up on the part of dence of a high degree of legal ability and the defence. After he closed his charge to the Jury they retired to their room at 4 has always been a firm and reliable Demo-o'clock P. M. Tuesday morning at 10 o'clock crat and for this reason we like to see him the Jury rendered a verdict of "guilty of tewarded."

33d page of Wharton's" Law of Homicide.' and remarked that our statute had divided this offence into two degrees-that our statute had not given a new definition of this crime, different from the common law, but had provided that only certain kinds of murder therein described, should be deemed murder in the first degree, and punishable with death.

through at the distance of 10 rods. Cross examined. I should think it would

into he room to try my probe in the wound. the ground that there was not sufficient evi-

inches. I It appeared to pass a livie below the would do him any good. This was Friday

I made no other examination. There was o'clock. blood on his shirt, a spot as large as two hands G. A. BRUSH, recalled .- As near as I can but it was then dry. I regarded the wound recollect my conversation was before noon .-as fatal, and so told Mr. Archer, near the bed. Wm. sppeared to be badly hurt. He had the Mr. Archer told me he had given Wm. some appearance of a dying man. He was very salts. I again told him Wm. could not live nervous, could not stir without help. He apand I should like to trace out the ball after peared cold much of the time.

on Sunday. (The Dr. then showed the jury ing cold, and called for more bed clothes. the direction the ball must have taken.)

wound on the back was caused by a rifle quite two rods from the house. hall. I should think about the same size the rifle here would carry.

Archer. as I was going to the store above I saw the wound. It was on the left side, Potter's Mill, the same day Wm. was shot - | about one half inch from the back bone and He had been after the Doctor. I told him he about 3 inches above the hip. It was perthe store pipe. Mr. Archer then clinched G. A. Bausu, Recalled. I saw a coat lay him and took the gan away from him, took on the bed which Mr. Archer said was Win's. the snow. Mr. Archer came into the bouse | coat being produced was identified as the same | cateful. to get Wm's clothes to send him away_ one.) I looked to see if there was any pow- Cross-examination. I should think the

now hew that could be, when Wm. was trials were made. It was George Archer's Joseph and Loren Washburn were inten-oming at im. Cross-examined. I was described. Mr. Webster had the link were made. It was George Archer's Joseph and Loren Washburn were inten-ding to go a hunting with my boys that day. the morning between 8 and 9 oclock. The truth were made. It was George Archer's Joseph and Loren Washburn were inten-ding to go a hunting with my boys that day. Todd Wm. he was always kicking up a row, the gun and then went up stairs. He struck WM. REYNOLDS, recalled. I was one of Gov. PACKER's coming at lim.

Here within about 4 mit of Archer's. My father jeast me in the morning up to Mr. Archer's. The land then went as it is not safe to fire unless it is. We expected some of my boys would get shot, father jeast me in the morning up to Mr. Archer's. The land then went about fire more, and fell.
Here within about 4 mit of Archer's. My father jeast me in the morning up to Mr. Archer's. The land then went about fire more, and fell.
Was shot.
Was shot.
Was shot.
Was shot.
Was shot.
Supreme Beach Attorney General.
Was shot.
<

either swort the gun or pulled it, and it went off, and shot him. He did not state where off, and shot him. He did not state where buse as the muzzle vase of the house. Size of the house. Size of the house. Size of the bound the stars at he did not stand. He harmeer vas rike rough to the triang the vold at the harmeer vas rike to skie then, sud it stood the stars at he did not stand. He harmeer vas rike to skie then, sud it stood the stars at he did not stand. He harmeer vas rike to skie then, sud it stood the store only, to the did not stand. He harmeer vas rike rough to the did not stand. He harmeer vas rike rough to the did not stand. He harmeer vas rike rough to the store of the did not stand. He harmeer vas rike rough to the store of the did not stand. He harmeer vas rike rough to the hare been as the the introduction of erergime, it was as to the rough to the did not stand. He harmeer vas rough to the introduction of erergime, it was as to he vert in the would it be vice of the introduction of the store rough to the did not stand. He harmeer vas rough to the did not stand. He harmeer vas rough to the did not stand. He harmeer vas rough to the did not stand. He harmeer vas rough to the did not stand. He harmeer vas rough to the did not stand. He harmeer vas rough to the did not stand. He harmeer vas rough to the did not stand. He harmeer vas rough to the did not stand. He harmeer vas rough to the did not stand. He harmeer vas rough to the did not stand. He would store of the door to hard went out stand. He would were rough to the store of hard of the bore out to the door to hard of the bore out to the door to hard or the to door to hard were rough to the store out to the door to hard out stand. He would were rough to the did not stand. He would were rough to the store out to the door to hard were rough to the did not stand. He would were rough to the store out to the door to hard were rough to the did not stand. He would stand to the store

hear. We started from the house together.

Mr. Archer assisted me as before. Wm's dence to show that he was conscious of his started off, thought I would have Wm arrestmy Arches hout 30 per minute; his counter real condition, which objection was sustained ance was very deathly, with a cold clammy by the Court.) ed the wound as far as I could, say 2 or 21 could take some salts, but did not think they

second false lib, on the right side, obliquely, night. He died on Saturday, at half nast 7

a row. He said that he could get six shillings' a day cutting logs I told him he'd better go, up stairs to get his clothes. He swore he

bis death. Bafore I left for home Mrs. Archer requested me to call again, I told her I would peared very chilly, complained much of be-

S. A. RETNOLDS, Recalled. I saw Wm's the gun and sat down by the store. I then Cross-examined. George said Wm. had got bat as I passed through the bars, some two went up stairs myself to get his clothes. _____ caught it and took it away from him. His door and he went and brought him into the past the gun when it went off. (The gun was rods from the house. It lay up from the gar- While up stairs, I heard a great noise below then exhibited in Court, and the Dr.-thought den on the right side, some 5 or 6 feet from A groan soon followed; and also the report of it was the same gur, and he'd it upon his left the gate. There were some tracks where the a gun. I ran down stairs and found his his clothes, and when he came down he broke Wm. ran into the bedroom with the beetle. arm in the manner George had described it to hat lay. Did not see any blood there, but mother on the floor. I first thought she was his clothes, and when he came down he broke Wm. ran into the bedroom with the beetle.

apon Wra's nose of a triffing nature. The notice in particular for that. The gale is not Theodore and went and brought him in. He was the last I knew until Wm. drew his gun down by Wm. and had also been insensible.

JAMES C. LICSHNELL, sworn.—I did not carried him into the bed room and laid him that time up stairs. measure the distance to the gate but saw it on the bed. I then went to see how his mo-DAVID A. RAUSH. sworn.-I saw George measured. It was 22 feet from the house, ther was getting along. There was no one

it out doors and laid it down by the fence in I examined it and found the ball hole. (The and could move it neither way, if he was not would have Wm. taken up, and had not more up the bestle and rap into the other room.

to get Wm's clothes to send him away_ one.) I looked to see if there was any pow-While he was going up, Wm. went put doors der or burn upon the coat, particularly. I quarrel lasted about a half an hoar. We stood still ten minutes and said nothing. I the Coronor's Jury. I heard Theodore say hilled at Fort Scott. The Missouri Democrat to jail in this place to answer the charge of the loaded the gun the day before Wm. was a letter from Leavenworth, datet Dec. passing counterfeit money. and got the gan, came into the house and sat down by the store, to wipe off the wet. Geo. said the expected the fuss was all over then, and took down his gun to go Rabbit hunting. He was not go Rabbit hunting. He did not see any, either of powder or fire. The hole appeared round as near as I could see. and took down his gun to go Rabbit hunting. He was shot at Lecompton holes in it, had it been near the gun. I have the tore the down. I have the tore the down. I found them all tied un the tore of the store of the store the store of t and took down his gun to go Rabbit hunting-baking pancakes. Wm. knocked the old woman over, and he thought he bad killed bar. He then used at lim with is gun ber. He then used at lim with is gun ber. He then used at lim with is gun ber would have been burned or blackened, as near coeked and it went off somehow but he did dately for the Dr. and did not wait to see where he was shot. I told him he had shot. I to where he was shot. I told him he had shot his broker is the back. He said he did not es.) A. L. Webster held the gun when the he does and provided always, we continue our con-to come in after he was shot, and he refused, he does and provided always, we continue our con-one of the assailants in the abdomen-what is the back when the in the house or not, by the report.

threw it as far as I could into the snow. I ent at the inquest.

AGNES ARCHER sworn.-I am the mother ed. I had no handkerchief on my neck. It was a cold morning. I went back to get one to put on my neck. When I went into the old last January. Geo. was fifteen the second day of last July. The morning Wm. was shot, house, he came with a small beetle, as he came, Henry caught hold of the beetle and I made their breakfast quite early, and while eating Wm. jumped up, and said if I was to have killed the whole family, she guessed. be boss he would kick me out of the house She said Geo. need not to be afraid of the stopped him. He then went and sat down. I told him it would be far better for him to His father told him to stop. He then knocked | law as he was fighting in his own defence. leave the house. He was always kicking up his father down, and kicked him. His father | When we were laying Wm. out, Mrs. Archer afterwards got up and they had a few rounds, said she supposed the neighbors would make for he made me much trouble. He then went and then quit. His father then told him he a fuss about it. She said on the morning wished he would leave home. Wm. then took | Wm. was shot, Wm. always had been boss, would not leave a living soul in the house his gun down, and I saw a cap on it. His but she guessed he would find he would have when he left, While he was up stairs, his father took the gun away from him, and to come under. Mrs. Archer called upon ma father took the gun away from him, and to come under. Mrs. Archer called upon me mother tried to fasten him up, but when he tried to snap it; but it would not go, and he to examine her head. I found a buuch on afterwards threw it away in the snow. Wm. her forehead, but none on the back part of by force. After he came down stairs, he took then made for his father with the beetle. her head. (bunches from bruizes, I mean, of When in about three feet of his father, Henry | course.) Theodore said Wm. fell right by the father again told him he had better leave. house. This statement was made at the in the garden, when it went off. A young see his coat. The garden, when it went off. A young see his coat. The garden, when it went off. A young see his coat. The other for nearly ten minutes. Geo. then cher on my arrival at the house, in the corner, complaining of her head being very sore. I do not know whether he was there when I the ground. Did not see the marks of a per-help him into the house, and I will go for the structure help him into the house, and I will go for the afterwards got a cap to put on his gun, that was there. She said she had been knocked the for nearly ten minutes. Geo. then complaining of her head being very sore. I do not know whether he was there when I the ground. Did not see the marks of a per-help him into the house, and I will go for the help him into the house, and I will go for the afterwards got a cap to put on his gun, that was there. She said she had been knocked the for nearly ten minutes. Geo. then cher on my arrival at the house, in the corner, being are the names of the Jurymen impannel-in the ground. Did not see the marks of a per-help him into the house, and I will go for the afterwards got a cap to put on his gun, that was there. She said she had been knocked the for nearly ten minutes. Geo. then cher on my arrival at the house, in the corner, being are the names of the Jurymen impannel-ing are the names of the Jurymen impannel-being the the other for nearly ten minutes. Geo. then being was there. She said she had been knocked the for nearly ten minutes. The follow-

was lying just outside the gate. I carried and knocked me down. Mr. Archer was at She said she did not know when Wm, was that time up stairs. Cross examined.—The first thing I knew, nolds would make a fuss about it. I noticed Mr. Archer was washing my mouth with al- a bruise on her forehead that morning not present at the time but our family. Me and cohol and water, and I was sitting in a chair, very old. I noticed nothing unusual in the my wife, Henry, William, George and Theo-lore. Henry is now at home, he is not felt as if the chair and all was lifting up, 1 manners of Mrs. Archer. She appeared some dore. Henry is now at home, he is not felt so bad in my head. I did not know exited by times. I asked her where her hus-He had been sker the Doctor. I told him he had done a bal job for his bother Wm. He ad done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had done a bal job for his bother Wm. He had been skew that but he could not help it. George said the fuss commenced at the table. Wm. first clinched Mr. Archer and threw him down. Mrs. Archer and threw him off. Wm. then took down the gun to shoot his father but could not get his gun round for the store nine. Mr. Archer then clinched the store nine the store nine. Mr. Archer then clinched the store nine t

house. I saw George trying to get a bail down his gun a short time before Wm. was He told me slyly as he came into the house G. A. BRUSH, recalled.—Mr. Archer said shot. I told him he would get the ball fast after his handkerchief, that he thought he when he let Wm. up from the floor he caught

Wm. tushed at him with the beetle. He EBENEZER BUSHNELL; sworn.-I was one of Missouri papers of a week ago said he was Lewis Pugh Esq., examined and committee

Cross-examined. I was at Ar. Arcners V Cross-examined. Mr. Webster had the I told Wm. he was always kicking up a row, in the morning between 8 and 9 o'clock.— By conversation was with George in the P. We conversation was with George in the P. I was one of Joy. FACKER'S CABINET.—Hon. Wm. M. believed be should fire his gun off at a stump. I have within shoul a miles of more from Archer's.— I have within shoul a mile of Archer's. My fire within shoul a mile of Archer's. My conversation was all and be had better leave home. Geo. said he believed be should fire his gun off at a stump. I have within shoul a mile of Archer's. The within shoul a mile of Archer's. The said he did not see Wm. fall when he of the commonwealth; and Hon. John C. Knox of Tioga county (late of the common wealth; and the morning to the form and the morning to the

fled up stairs for safety. There were some questions asked about the affair by my wife, but I cannot recollect now exactly what. of Geo. and Wm. Wm. was twenty years Theodore said they had a quarrel that morning, but could not say much about it.-

Mis. Brush, Recalled .- Mrs. Archer told me that, if Geo. had not shot Wm, he would

Harford, Foreman, Charles Dunn of Mon-Hill, and Edward Hoag, of Silver Lake,

seven. tention to the proceedings of the trial.

tence. than got the words out of his mouth, when He did not say what he went in there for.

The prisoner has not vet received his sen-

Gen. Lane Not Dead.

0.0.

Connterfeiters Arrested !

ed on the above trial. Millbourn Oakley, of Desperate Fight near Providence !- Two.

Men Mortally Wounded !! There appears to be an organized gang of trose Joseph Stanly, of Choconut. George There appears to be an organized gang of Stevens of Dimock, Lucius Smith of Jessup, counterfeiters operating at the present time ard, John Brown, and Thomas Meehan, of with their operations for the week past affords Forest Lake, Mortimer Gaige, Jr., Michael us materials for quite a chapter on the sub-

The number of witnesses on the part of the On S On Saturday evening last a man by the Commonwealth was fifteen; on the defence name of John Robbins called at the hotel of W. M. Keen in Archbald, and in payment for During the entire trial there has been a drinks obtained, offered, first a \$5 counter-large concourse of citizens present including feit bill on the Onondaga Bank, Syracuse, many ladies who gave the most profound at- which was refused. Next he offered a worthless \$2 bill which was refused. He then presented a \$10 note on the Roundout Bank, N. Y., which was accepted, and change given him in good money. After Robbins left a close inspection demonstrated that also to be Hardly a week passes that the press has spurious. He was followed late in the even-not a rumor of Gen. LANE'S death. The ing to Carbondale, was arrested, taken before

a large reinforcement was obtained and nine Gov. PACKER'S CABINET.-Hon. Wm. M. arrested. Barrested. We understand that Lyons, who passed the

counterfeit money up the valley, as chroni-

3