THE DAILY PITTSBURGH GAZETTE.

ESTABLISHED IN 1786. PITTSBURGH, WEDNESDAY, MORNING, JANUARY 25, 1860. VOLUME LXXIII---NUMBER 43

Manufacturers.

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MANUFACTURERS OF
Pressed Fire Brick,
MILTENBERGER'S STATION,
officially FAYETTE COUNTY, PA.

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[SUCCESSORS TO J. SEIBERT,]
No. 100 Third Street, Pittsburgh,
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WILLIAM BARNHILL, JAMES M. KEUS
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Penn Cotton Mills, Pittsburgh.
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Carpet Chain of all colors and shades,
Cotton Twine;
" Bed Cords;
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" Rope of all sizes and descriptions;
Kegs, &c.
Orders left at the Hardware Store of Logan & Gregg, Wood street, will have attention. je23-tf

JAMES IRWIN,
MANUFACTURER OF
SULPHURIC ETHER; Sulphuric Acid;
Pyroxilic of Nitre; Nitric Acid;
Rectified Acetic Acid; Muriatic Acid;
Aqua Ammonia; Nitrous do
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May be had of John Irwin & Sons, 57 Water street. my2

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PLUMBERS AND GAS FITTER, No. 10 South Kecksler (Pittsburgh), and Federal street, under Allegheny. Every description of Fittings for Water, Gas and Steam. mo3lly

Commission, &c.

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BECK & LAZEAR,
COMMISSION MERCHANTS
AND DEALERS IN
RIDDLE'S WRITS & CO.,
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Liberty street, Pittsburgh. Consignments of Cheese, Butter, Eggs, Grain, etc., solicited and satisfactory returns made. Liberal cash advances made. Warehouse and Office, No. 185 Liberty street, Pittsburgh. Refer to Messrs. Jas. Marshall & Co., Pittsburgh Merchants generally. je27-dly

A. S. HUNTER. ROBT. ROBINSON.
HUNTER & ROBINSON,
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Dealers in FLOUR, GRAIN, PRODUCE, SEEDS, FEED, and every kind of Country Produce. Sole agents for Brown's Superlative Family Flour. Liberal cash advances made. Refer to Messrs. Jas. Marshall & Co., Pittsburgh Merchants generally. Attention given to Canvassing for Merchandise generally. ocl3-y

WM. KIRKPATRICK. M. S. BROWN. WM. KIRKPATRICK.
BROWN & KIRKPATRICK,
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AND DEALERS IN PRODUCE,
FLOUR AND SEEDS,
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J. R. CAMPBELL & CO.,
Commission & Forwarding Merchants
AND Wholesale Dealers in
WESTERN RESERVE CHEESE,
BUTTER, LARD, EGGS, PRODUCE, FLOUR, Fish, Pot & Pearl Ashes, Saleratus, Linseed Oil, Fish, Fruit and Produce generally. Dried Fruit, No. 141 and 143 Front Street, PITTSBURGH.

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COLP & SHEPARD,
COMMISSION MERCHANTS
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No. 243 Liberty Street,
PITTSBURGH, PA.
Choice brands of FLOUR, for Baker's and Family use, constantly on hand. Particular attention paid to filling orders for Merchandise generally. octl-y

JAMES A. FETZER, Forwarding and COMMISSION MERCHANT, for the sale of FLOUR, GRAIN, BACON, LARD, BUTTER, SEEDS, DRIED FRUIT, and Produce generally, No. 16 Market Street, corner First, Pittsburgh, Pa.
Refer to F. G. Bailey, Esq., Pittsburgh, William Dilworth, Esq., do, S. Cuthbert & Son, do, Atwell, Lee & Co., do, John Dunlap, Esq., do, D. Harper & Co., Cincinnati; S. Brady, Orangle & Co., do, Paxton & Donlon, do; Cookman & Bro., Philadelphia. ja25-dly

L. O. GRAFF. FRANK VAN GORDER.
GRAFF & VAN GORDER,
COMMISSION MERCHANTS,

Pittsburgh Gazette.
OFFICIAL PAPER OF THE CITY.
PUBLISHED DAILY AND WEEKLY BY
R. ERRETT & CO.,
FIFTH STREET, ABOVE SMITHFIELD.
WEDNESDAY MORNING, JAN. 25, 1860.

CITY AFFAIRS.

METEOROLOGICAL Observations for the *Gazette*, by G. E. Shaw, Optician, 58 Fifth St.—corrected daily:

	IN SUN.	IN SHADE.
9 o'clock A. M.	60	36
12 " M.	64	63
6 " P. M.	64	59
Barometer	29 5-10	

COURT OF OYER AND TERMINER—Before Judges M'Clure, Mellon and Parke.

Jan. 24.—On Tuesday morning, Richard Jones was arraigned, charged with the murder of his wife, Mary Jones, *nee* Mary Delany.

For the prosecution appeared Messrs F. H. Collier, J. H. Miller and W. M. Moffit.

For the defence Messrs. M. Swartzwelder, R. Biddle Roberts, Andrew Burke and John Coyle.

The indictment having been read, the prisoner pleaded not guilty.

The circumstances of this case are abundantly fresh in the minds of the public, so that it is not necessary we should recapitulate them. They will moreover appear in the course of this trial.

The Court proceeded to empanel a jury. The first juror called was John McCord.

Mr. Collier, after the juror was called before the bar and the prisoner asked if he challenged said juror asked that jurors should be placed on his *voir dire* to say, that he, under oath whether they had formed or expressed an opinion as to the guilt or innocence of the prisoner at the bar. He said he did not pretend that there were any cases in the books to sustain his position, but he claimed that the general principles of the common law demanded that *all* answers made by a juror should be under oath. To this he quoted several authorities. He quoted 17 Serg. & Rawle; Wharton's Criminal Law.

Mr. Swartzwelder, for the defence, opposed this view. He did not see why the usual practice in trials of this sort should be departed from. No authorities appeared upon the question because it had not been raised.

Mr. Collier having proceeded 17 S. & R. stated that the case did not appear to bear upon the question raised.

Mr. Roberts said the defence objected to the course, not because it would have any bearing upon the interests of their client, but because it is an unusual proceeding and one which has never been resorted to by the prosecuting attorney in similar cases, heretofore. It is important, therefore, as singling out this man and placing him in a position different from that of other men tried for the same offence.

Judge McClure said the Court could not assign any legal objection to the request coming either from the Commonwealth or the defence. It could in no possible manner work injustice to either side.

Mr. Swartzwelder said the defence would take an exception to the ruling of the Court. The offer of the Commonwealth was then made in writing and the exception taken in due legal form.

Some discussion ensued as to the form in which the offer and exception were drawn up, but they were finally both submitted to the court, filed and the empanelling of the jury proceeded.

The venire was called. There were fifty-two jurors returned by the Sheriff and most of them answered to their names. The jury, the name of which may be found below, were procured after challenges, etc., as follows:

Requested to stand aside by the Commonwealth—David Aughinbaugh, Edward Joyce, James Graham, John McCord, John F. Hicks, David Wright.

Challenged for cause by defence—Jacob Stotler, William Payne, J. S. Beal, Samuel Boyd, David Chambers, Wm. Hinds, James M. Bailey, Henry Hespenbied, Guy Freeborn.

Challenged peremptorily by defence—Robt. F. Logan, James Connor, Jacob Robinson, Wm. G. Noble, David L. Boyd, Peter Winter, James Gibson, Samuel Hazen, Wm. Flacons, Michael Creese, J. O. S. Golden, Matthew Henderson, Wm. Rea, Wm. McCallion.

Alex. Laughlin, Esq., was excused from serving as a juror on account of ill health, on a certificate from Dr. Dake, his physician.

Wm. K. Nimick was challenged peremptorily by commonwealth, as he had [illegible] pies in respect to capital punishment.

George Duff, challenged peremptorily by commonwealth for same reason as Mr. Nimick.

JURY, AS FAR AS OBTAINED.

1. Bernard Boisol, conductor, Birmingham.
2. John Munn, manufacturer, Eighth ward.
3. Henry Cloley, carpenter, Sixth ward.
4. Michael Knowles, glass cutter, Birmingham.
5. John McCord, blacksmith, E. Birm'gham.
6. David Aughinbaugh, tioner, Birmingham.
7. Edward Joyce, carpenter, Collins tp.
8. James Graham, drayman, 3d ward, P'gh.
9. John F. Hicks, glass-cutter, Birmingham.
10. David Wright, shoemaker, 3d ward, P'gh.

[But four members (the first named) were added during the forenoon session.]

Afternoon Session.—John M'Cord was again called and appeared at the bar.

Mr. Swartzwelder said: "The juror has been changed for favor by the Commonwealth, and defence ask that triers be sworn." He then left the room.

The Commonwealth assented and the Court appointed the two first named, Messrs. Bernard Boisol and John Munn, triers in accordance with the custom in such cases.

The triers took their places by the juror and Collier asked him:

"Have you been in attendance on the Court when cases were summoned? Answered, yes. Have you been spoken to about the case now on trial? Answered, nothing more than perhaps a word or two with some of the jurors.

"Have you expressed or formed an opinion that the juror was qualified?" Answered, no.

The juror was then sworn.

"Stand for the next juror, David Aughinbaugh." He was then sworn, viz: the two above named triers, with Mr. M'Cord. In answer to him by Mr. Collier, he said he had never spoken to him on the subject of the course of the last month. He then put the question to him, "Have you formed or expressed an opinion, or taken a challenge for cause, or have you anything he had heard would prevent you from giving an impartial verdict." To which he objected, that in a criminal case such a question could not be put, and here were discussed the merits of the question.

Mr. Collier put his offer (his question) to which he received the objection of defence to which the Commonwealth involve sioner or [illegible] in that question, which the triers could not answer without abstract opinion.

Mr. Collier then put the question,