THE DAILY PITTSBURGH GAZETTE.

ESTABLISHED IN 1786. PITTSBURGH, MONDAY MORNING, JANUARY 30, 1860. VOLUME LXXIII---NUMBER 47.

Manufacturers.

STEWART & FAULKNER, MANUFACTURERS OF **Pressed Fire Brick,** MILTENBERGER'S STATION, FAYETTE COUNTY, PA. octlydly*

HOLTZMAN & WIEDERHOLD, [SUCCESSORS TO J. SCHERR,] No. 100 Third Street, Pittsburgh, *Manufacturers and Dealers in* Curtains, Cornices, Bands, Shades, Blinds, Mattresses, Comforts, Cushions, &c. ☞Particular attention paid to STEAMBOAT WORK. *CARPETS FITTED AND LAID TO ORDER.* aug15dly

WELLS, RIDDLE & CO., 80 Fourth Street, Pittsburgh, Pa., MANUFACTURERS OF WHIPS, THONGS AND SWITCHES. Orders solicited from the trade, and promptly shipped as per instructions. TERMS—6 months, or 5 per cent. discount for cash. se25dly&w2

Iron City Stove Warehouse. W. BRADSHAW, (Successor to T. & J. CRAIG & Co.) Manufacturer of TIN, IRON and COPPER WARE, and Dealer in STOVES, &c., No. 124 WOOD STREET, between Fifth and Virgin alley, Pittsburgh, Pa. fe26dyd

CARTWRIGHT & YOUNG, (Successors to John Cartwright,) MANUFACTURERS and Importers of Pocket and Table Cutlery, Surgical and Dental Instruments, Guns, Pistols, Fishing Tackle, &c., No. 86 Wood street. They give special attention to the manufacturing of Trusses, Supporters, &c. Jobbing and Repairing with punctuality and despatch. apl6dly

WILLIAM HARNHILL & CO., WILLIAM HARNHILL. JARED M. BEDEN. 61 Pennst., below Marbury, Pittsburgh, Pa. STEAM BOILER MAKERS AND SHEET Iron Workers, Manufacturers of Barnhill's Patent Boilers, Locomotive, Flood and Cylinder Boilers, Chimneys, Breichen, Fire Sled, Steam Pipes, Condensers, Salt Pans, Sugar Pans, Iron Yawls, Life Boats, etc. Also, Blacksmiths' Work, Bridge and Viaduct Irons, done at the shortest notice. All orders from a distance promptly attended to. jy22

FORK COTTON MILLS, Pittsburgh. KENNEDY, CHILDS & CO., MANUFACTURERS of— Fenn A No. 1 heavy 4-4 Sheetings; Carpet Chain of all colors and shades; Cotton Twine; " Bed Cords; " Plough Lines and Sash Cord; " Rope of all sizes and descriptions; Batting. ☞Orders left at the Hardware Store of Logan & Gregg, No. 82 Wood street, will have attention. je23:1y

JAMES IRWIN, MANUFACTURER OF SULPHURIC ETHER; Sulphuric Acid; Sweet Spirits of Nitre; Nitric Acid; Hoffmann's Anodyne; Muriatic Acid; Aqua Ammonia, *fff*; Nitrous do Powder's Solution; may 8 Sold by Druggists generally. Manufactory and Office, No. 57 Water street, Pittsburgh, Pa. my3

WILLIAM TATE & SON, PLUMBER AND GAS FITTER, No. 10 Fourth street, Pittsburgh, and Federal street, under Exchange Hall, Allegheny. ☞Every description of Fittings for Water, Gas and Steam. no31:1y

Commission, &c.

W. P. BECK, Cincinnati. J. S. LAZEAR.

BECK & LAZEAR, SUCCESSORS TO RIDDLE, WIRTS & CO., Wholesale Grocers, Commission and Forwarding Merchants and Dealers in Western Produce and Provisions, at No. 185 Liberty street, Pittsburgh, Penna. Consignments of Cheese, Butter, Eggs, Grain, etc., solicited and satisfactory returns guaranteed. Liberal cash advances made. je2dtf

A. S. HUNTER, ROBT. ROBINSON. HUNTER & ROBINSON, PRODUCE AND COMMISSION MERCHANTS, No. 6 Smithfield Street, Opposite Monongahela House, PITTSBURGH, PENN'A. Dealers in FLOUR, GRAIN, MILL FEED, and every kind of Country Produce. Special attention given to consignments of Produce. Refer to Pittsburgh Merchants generally. jan21yd

JOS. KIRKPATRICK, M. B. BROWN, WM. KIRKPATRICK. BROWN & KIRKPATRICKS, WHOLESALE GROCERS AND DEALERS IN FLOUR AND SEEDS, Nos. 191 and 193 Liberty Street, Pittsburgh. ja23yd

J. B. CAMPBELL, M. B. BARBOUR. J. B. CAMPBELL & CO., Commission & Forwarding Merchants, And Wholesale Dealers in WESTERN RESERVE CHEESE, BUTTER, LARD, PORK, BACON, FLOUR, FISH, Pot & Pearl Ashes, Saleratus, Linseed & Lard Oil, Dried Fruit and Produce generally. Nos. 141 and 143 Front Street, oc2 PITTSBURGH, PA.

WM. CULP. JOHN SHEPARD. CULP & SHEPARD, COMMISSION MERCHANTS, AND DEALERS IN FLOUR, GRAIN & PRODUCE, No. 343 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. oct4yd

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, Sr., do, S. Cuthbert & Son, do, Atwell, Lee & Co., do, John Dunlap, Esq., do, D. Harper & Co., Cincinnati; S. Brady, Cashier M. & M. Bank, Wheeling, Samuel Orr, Esq., do, Crangle & Co., do, Paxton & Donlon, do; Cookman & Bro., Philadelphia. de3dly

L. G. GRAFF, FRANK VAN GORDER. GRAFF & VAN GORDER, MERCHANDISE BROKERS, AND *COMMISSION MERCHANTS,* 114 Second Street, Pittsburgh. REFER TO E. W. Tiers & Co., New York, Shriver & Dilworth, Pittsburgh. Fenner & Co., " Spr. Harbaugh & Co., " Thompson, Clark & Young, McCandless, Means & Co., " Philadelphia. Harrison & Hopper, Cincin. T. A. Newhall & Sons, Phila. R. S. Rogers & Son, " T. Whitridge & Co., Baltimore, H. D. Newcomb & Co., Louisville, Ky. Armistead, Riggs & Co., " oct7-1yd

HERBST & BARKER, PRODUCE AND PROVISION COMMISSION MERCHANTS, 257 Liberty Street, corner of Hand, PITTSBURGH, PENN'A. ☞Particular attention given to the purchase and sale of Flour, Grain, Dried Fruits, Potatoes, Pork, Lard, Butter Cheese, Clover and Timothy Seeds, &c. Orders promptly filled at the lowest market prices. Advances made on consignments. ☞Office of the Pittsburgh Bag Manufactory. aug11yd

SAMUEL B. FLOYD & CO., COMMISSION MERCHANTS, And dealers in Flour, Grain and Produce Generally, 334 LIBERTY STREET, near Pa. R. R. Depot, PITTSBURGH, PA. se21yd

J. W. CHADWICK. CHAS. CHADWICK. CHADWICK & SON, COMMISSION MERCHANTS, DEALERS IN PAPER AND RAGS, And Agents for the Sale of Mahoning Fire Brick and Pot Clay, Nos. 149 and 151 Wood Street, near Sixth, Pittsburgh. ☞Wrapping Paper at Manufacturers' prices. Cash paid for Rags. jan21yd

LLOYD & FORSYTH, WHOLESALE GROCERS, AND DEALERS IN PRODUCE, COMMISSION MERCHANTS for the sale of PIG METAL AND BLOOMS, No. 257 Liberty Street, Feby 3, 1859:y20 PITTSBURGH, PA.

HITCHCOCK, McCREERY & CO., (Successors to Hoffman, McCreery & Co.) Forwarding and Commission Merchants, And Wholesale Dealers in Produce, Flour and Wool, *No. 153 Front and 122 Second st., Pittsburgh, Pa.* aplyd—my20

SPRINGER HARBAUGH. BENJAMIN F. PETTIT. WM. H. WHITACRE. SPRINGER HARBAUGH & CO., COMMISSION MERCHANTS, DEALERS IN Wool, Hides, Provisions & Produce Generally, No. 209 Liberty Street, Pittsburgh. ja19

McBANE & ANJER, DEALERS IN Flour, Grain and Produce, Commission and Forwarding Merchants, *No. 124 Second St., Pittsburgh, Pa.* my19:1yd

S. CUTHBERT. S. L. CUTHBERT. S. CUTHBERT & SON, General Commission & Forwarding Agents for the Sale and Purchase of Real Estate, No. 51 Market street, Pittsburgh. jel5yd

ROBERT DICKEY, Wholesale Grocer, and Produce and Commission Merchant, No. 348 Liberty street, near Railroad Passenger Depot, Pittsburgh, Pa. apl

WOOLEN AND COTTON FLANNELS, FALLINETS, CHECKS AND MUSLINS Vending very low at jal9 C. HANSON LOVE, 74 Market street.

CARB. AMMONIA—5 casks for sale by B. A. FAHNESTOCK & CO., de28 corner of First and Wood sts.

200 TONS RAGS WANTED.—We will pay the highest market price in cash for Rags, in large and small quantities. CHADWICK & SON, de31 Nos. 149 and 151 Wood st., Pittsburgh.

1860. DIARIES. 1860. Counting House Diaries, for sale by de23 W. G. JOHNSTON & CO., Wood st.

PEA NUTS—50 sacks prime now arriving for sale by ROBT. DICKEY, 348 Liberty st.

Druggists.

H. KEVIN, S. M. FINLEY, S. P. KEVIN. T. H. NEVIN & CO., No. 24 Wood St., Pittsburgh, Manufacturers of WHITE AND RED LEAD, ZINC PAINTS AND LITHARGE, and Wholesale Dealers in Oils, Paints Varnishes and Turpentine. ja18yd

S. JOHNSTON, (successor to L. Wilcox,) RETAIL DRUGGIST, *Corner Smithfield and Fourth Streets,* would respectfully call attention to his assortment of Pure Drugs and Chemicals, Perfumery and Fancy Goods, valuable Family Medicines, Oils, Alcohol, Burning Fluid, Pure Liquors, favorite brands of Cigars, &c., &c., all of which are offered as unsurpassed in quality and at lowest prices. Physician's prescriptions carefully compounded. oct1:1yd

W. MACKEOWN, Wholesale Druggist, Carbon Oil Manufacturer and Agent for Thayer's Solid and Fluid Extracts, No. 107 Liberty street, Pittsburgh, Pa.

B. L. FAHNESTOCK & Co., late of the firm B. A. Fahnestock & Co., and successors to Fleming Bros., Wholesale Druggist No. 60, corner Wood and Fourth sts., Pittsburgh, Pa.

B. A. FAHNESTOCK & CO., WHOLESALE Druggists and Manufacturers of White Lead, Lead and Litharge, corner Wood and Front streets, Pittsburgh. mch7

FREDERICK BRAUN. GEORGE REITER. BRAUN & REITER, WHOLESALE AND Retail Druggists, corner of Liberty and St. Clair sts., Pittsburgh.

JOSEPH FLEMING, (SUCCESSOR TO L. Wilcox & Co.) corner Market street and Diamond, keeps constantly on hand a full and complete assortment of Drugs, Medicines, Medicinal Cheets, Perfumery, and all articles pertaining to his business. ☞Physicians prescriptions carefully compounded at all hours. jaly

DR. GEO. H. KEYSER, DRUGGIST, 140 Wood street, corner of Wood street and Virgin Alley, Pittsburgh, Pa.

JOHN P. SCOTT, Wholesale Dealer in Drugs, Paints, Oils, Varnishes and Dyestuffs, No. 293 Liberty street, Pittsburgh. All orders will receive prompt attention. mr 24

Produce Dealers.

JAMES HOLMES & CO., Pork Packers and Dealers in Provisions, corner of Market and Front streets. jal1yd*

A. HUTCHINSON. D. H. LEECH. LEECH & HUTCHINSON, Commission and Forwarding Merchants, dealers in Western Reserve Cheese, Flour, Fish, Bacon, Butter, Linseed Oil, Pot and Pearl Ashes, Seeds, Grain, Dried Fruit, and Produce generally. Best brands Family Flour always on hand.— Agents for the sale of Madison Co's celebrated Patented Pearl Starch. Nos. 136 Second and 134 First sts., between Wood and Smithfield sts., Pittsburgh, Pa. ap24yd

CHEESE WAREHOUSE.—HENRY H. COLLINS, Forwarding and Commission Merchant, and Dealer in Cheese, Butter, Lard and Produce generally, 20 Wood st., above Water, Pittsburgh. my21

EAGLE WAREHOUSE.—JAS. GARDINER, Wholesale Dealer in Flour, Provisions and Produce generally, No. 6 Seventh street, between Liberty and Smithfield, Pittsburgh, Pa. ☞Terms cash. my8ly

F. SELLERS & CO., Dealers in Provisions, Lard Oil, &c., No. 329 Liberty street, opposite the head of Smithfield street. no25:1yd

Books.

DAVISON, **No. 93 Wood Street,** Corner of Diamond Alley, HAS FOR THE HOLIDAY TRADE THE New and Illustrated Books OF THE SEASON, Including the Finest and Latest LONDON AND EDINBURGH **HOLIDAY BOOKS!!!** suitable for all ages. STANDARD BOOKS IN FINE BINDINGS; Religious and Devotional BOOKS, Elegant BIBLES PRAYER and HYMN BOOKS; and a most extensive assortment of CHILDREN'S BOOKS. STEREOSCOPES AND VIEWS. He was the first to introduce this beautiful invention to Pittsburgh, and is not behind the times in variety, novelty or price. JOHN S. DAVISON, de17-dtf 93 Wood street and Diamond Alley.

NEW AND ENTERTAINING BOOKS. Self Help, by Samuel Smiles. Seven Years, by Julia Kavenaugh; Sir Roslane Ghost; Parker's Reminiscences of Rufus Choate; The Professor at the Breakfast Table; The Queen of Hearts, by Wilkie Collins; Beulah, by Agnata J. Evans; Compensation, a musical novel, by Anne M. A. Brewster; The Rivals, or Times of Hamilton and Burr, by Hon. J. Clemens; Footfalls on the Boundary of Another World, by R. D. Owen; How Could He Help It, by A. S. Roe; Stanley's Life and Correspondence of Thomas Arnold; The American Almanac for 1860. KAY & CO., 55 Wood street. jan20

CANNON FALLS, Nov. 12, 1859. MESSRS. HUNT & MINER, Pittsburgh, Pa.—Dear Sirs: While passing through your city a year ago, I was induced to purchase an Almanac of the newsboy in the cars. I am so well pleased with it that I should like another; for the ensuing year. Please send me, if published, by return mail, HUNT & MINER'S PITTSBURGH ALMANAC for 1860, enclosed and addressed to Hill. Could you not be able to send the book in question, send me the equivalent of my remittance in something as good, though I hope you will be able to send the Almanac. Yours, truly, J. K. CHAPMAN, Cannon Falls, Goodhue county, Minnesota.

THE PITTSBURGH ALMANAC, calculated and edited by SANFORD C. HILL, Esq., Is for sale by all enterprising dealers in this region. de19 Price, Five Cents.

NEW BOOKS AT DAVISON'S, 93 Wood street: Gil Blas—Bohn's new illustrated; Father Prout's Reliques, do Chamber's Parlor Atlas; Darwin's Origin of Species; Peter the Great, by Abbott; Gosses' Evenings at the Microscope; Life and Correspondence of Dr. Arnold; Hawthorne's Heraldus; Hopkins' High of the Puritans; The Nonnesch Professor and Wedding Ring, by Dreker; Introduced by Dr. Kraith; Hasts to the Rescue, Life of Knill; Chambers' Domestic Annals of Scotland. ja28 JOHN S. DAVISON.

THE GREAT TRIBULATION, by Cumming—1st and 2d series; White's History of France; The Boy Tar—Capt Reed; Helps to the Pulpit; Revival Melodies, with notes; Hunter's Songs of Devotion, with notes; Harper & Bros' New Publications. Received by (ja28) J. L. READ, 78 Fourth st.

COPELAND'S COUNTRY LIFE; a Handbook of Agriculture, Horticulture and Landscape Gardening. In 1 volume, 8vo., with illustrations. KAY & CO., 55 Wood street. ja24

WILLARD HARVEY & CO. 84 MAIDEN LANE, AND 17 CEDAR STREET, NEW YORK. PAPER WAREHOUSE. Every description of WRAPPING, PRINTING AND WRITING **PAPER,** ON HAND OR MADE TO ORDER, *FANCY, COLORED AND TISSUE PAPERS,* BLOTTING PAPERS, ENVELOPES, Straw and Bonnet Boards.

TWINE HOUSE. WILLARD HARVEY & CO., 84 *Maiden Lane and 17 Cedar Street,* NEW YORK. *HEMP, COTTON, FLAX AND LINEN* TWINES, IMPORTED AND MANUFACTURED CORDAGE Of every description, COTTON, JUTE, MANILLA AND AMERICAN HEMP **ROPE,** Tarred Stiff, Fishing Lines, Oilling Threads; SEINE TWINES, SHOE THREAD, WICK, and all kinds of COR DS AND LINES. ap26:3m&ttfeb?20

HELMBOLD'S GENUINE PREPARATION.— HELMBOLD'S BUCHU for the Bladder; HELMBOLD'S BUCHU for the Kidneys; HELMBOLD'S BUCHU for the Gravel; HELMBOLD'S BUCHU for the Dropsy; HELMBOLD'S BUCHU for Nervousness; HELMBOLD'S BUCHU for Loss of Memory; HELMBOLD'S BUCHU for Dimness of Vision; HELMBOLD'S BUCHU for Difficult Breathing; HELMBOLD'S BUCHU for Weak Nerves; HELMBOLD'S BUCHU for General Debility; HELMBOLD'S BUCHU for Universal Lassitude; HELMBOLD'S BUCHU for Horror of Disease; HELMBOLD'S BUCHU for Night Sweats; HELMBOLD'S BUCHU for Wakefulness; HELMBOLD'S BUCHU for Dryness of the Skin; HELMBOLD'S BUCHU for Eruptions; HELMBOLD'S BUCHU for Pain in the Back; HELMBOLD'S BUCHU for Heaviness of the Eyelids, with Temporary Suffusion and Loss of Sight; HELMBOLD'S BUCHU for Mobility and Restlessness with Want of Attention, Horror of Society; HELMBOLD'S BUCHU for Obstructions; HELMBOLD'S BUCHU for Excesses arising from Indiscretion, and all diseases of the Sexual Organs, existing in either sex, from whatever cause originating. Sold only by DR. GEO. H. KEYSER, 140 Wood street, Pittsburgh. oc22:d&w*

TEETH. N. STEBBINS, M. D., DENTIST, 191 PENN STREET, opposite St. Clair Hotel, inserts Teeth on Plates of Coralite and Porcelain: also, on Gold and other Metallic Bases when desired. All other Dental operations carefully attended to.—Electrical Anæsthesia applied to extracting teeth. no15:1y

GENTS' STOUT BOOTS for $2.25, BOYS' do do 1.75, YOUTHS' do do 1.50, CHILDREZS' do do 1.00. Call and get a bargain at the Peoples' Cheap Shoe Store, (Brewer's Block.) D. B. DIFFENBACHER. ja27

SUNDRIES—1 Dry Hide; 5 sacks Feathers; 50 sacks Dry Apples; 2 bales Sheep Pelts; 6 tierces No. 1 Lard; 12 bales Mattress Cotton; 25 do 2 do On steamer Lebanon to arrive for sale by ja20 ISAIAH DICKEY & CO.

ANTHRACITE COAL—12 tons in store and for sale by ja17 KIER & MITCHELL.

Pittsburgh Gazette.

OFFICIAL PAPER OF THE CITY. PUBLISHED DAILY AND WEEKLY BY R. HERBERT & CO., FIFTH STREET, ABOVE SMITHFIELD. MONDAY MORNING, JAN. 30, 1860.

CITY AFFAIRS.

Wanted,

A good Job Printer, to take charge of the GAZETTE JOB OFFICE. None other need apply.

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

FIFTH DAY.

Jan. 28.—The defense presented the following additional testimony:

A. W. Foster, sworn—Jones left Ald. Rogers' office about five minutes after 8 o'clock, on the evening of June 24th. [This witness' testimony was similar to that of Mr. Brush, the previous day, as to character, for last three years, etc.]

James Fagan was called to prove that defendant kept house for the last year, and provided well for his family. Objection was made by commonwealth and sustained by the Court.

James Lowrie, John H. Phillips, James Blackmore, John Phillips, Luke Chapman, Robert M'Knin, Dr. A. G. M'Candless, Dr. A. M. Pollock and W. H. Whitney, testified to the good character of defendant for peace for the last three years. Mr. Whitney had heard of Mary attacking Jones once, but never that Jones had quarreled with her. Dr. M'Candless had heard of his being in one difficulty.

Alex. Beel, sworn—Was at the scene the morning after the homicide, about 4½ o'clock, there are two paths down the bank, one leading to the abutment of the bridge, the other to an uninhabited house; it is about 60 steps from the bullet hole to the old house; there are no windows in it; it is from 18 to 24 inches down the board walk to the bank.

H. J. Rogers, recalled—There is an old uninhabited house between the board walk and the river; a path runs down from the board walk to the house; you can get from the path to the board walk by stooping under the railing; it would take three or four minutes to go from my office to Huish's restaurant; (where Jones drank that evening;) it would take a person about 20 minutes to go by way of Nicholson's steps over the hill, from my office to the end of the bridge; the steps over the hill are not regular; the hill is quite precipitous in some places and the steps are in sections.

Cross-examined—A wagon road leads from some lime kilns past the old house to the river.

The draft of the scene of the homicide was offered in evidence.

Thomas O'Connor, sworn—Went from Mr. Huish's through Pipetown to the end of the bridge, and returned in 23½ minutes: ran part of the way.

Mr. Swartzwelder announced that the evidence on the part of the defense would close here.

Rebutting—The Commonwealth called the following rebutting testimony:

Isaac Baker, recalled—Am acquainted with the vicinity where the bullet hole was found in the board walk; examined the ground and measured distances; the way from the bullet hole to the old house is very rough and percipitous; the only direct way is by an old wagon road from Pipetown. [Witness described the distance, etc.]

Cross-examined—Am toll-keeper; my position is at the Birmingham end of the bridge, there are a great many weeds on the bank at the lower side of the board walk; there are no paths leading to the river from the bullet hole to the old house, or to the abutment; it would be possible but difficult to get up the bank to the board walk at the bullet hole, especially so after night; by one unacquainted with the locality.

Aug. Ammon, sworn—Am acquainted with the locality of the homicide; the best way from the old house to the walk is by the wagon road; a person would have to crawl up any other way. The testimony on both sides was closed here.

Recess till 2 o'clock P. M.

Afternoon Session.—Mr. Roberts presented the following points to the Court on the part of the defence:

The counsel for the defense respectfully ask the Court to charge the jury—

1st, That if the jury believe that the defendant detected his wife in the act of adultery, accidentally, and while engaged in the transaction of his ordinary business, at most the offense cannot amount to more than manslaughter.

2d, If they believe that from the knowledge communicated to the defendant by the witness Kemp, on the day of the alleged homicide, and he came upon his wife suddenly, and detected her in *flagrante delicto*—that the verdict should be either acquittal or at most manslaughter.

3d. If the jury find that Jones killed his wife while in criminal intercourse, the defendant cannot be convicted of either murder or manslaughter; and that the evidence of H. J. Rogers, adduced by the Commonwealth, of the declaration of Jones, is evidence of such actual criminal connection at the time.

4th. That the testimony of Metz is to be received by the jury with extreme caution, because of the peculiar relation he bore to the parties.

5th. That if the jury believe that Metz swore willfully and knowingly falsely in any one material particular of his evidence, then they are to reject the whole.

6th. If they believe Metz swore falsely to any one material fact which has been successfully contradicted, they are to reject the whole.

7th. That if the jury should, under the above instructions, decide to reject the testimony of Metz entirely, then the testimony of Rogers stands uncontroverted, as to the statement of defendant.

8th. That if the jury believe, under the evidence, that defendant committed the act while under the influence of temporary frenzy or insanity, then he is in law not guilty of any offense, and then the verdict should be acquittal.

9th. If they believe that Metz and Mary Jones were seen by the defendant on the evening of June 24th, in such position or under such circumstances as would naturally lead to the conclusion of present criminality, it is such a finding in the act of adultery as the law contemplates.

Mr. Miller, District Attorney, then addressed himself to the court, presenting numerous authorities bearing upon the subject, and contending against an affirmative charge by the court on points presented by the defence.

He then addressed himself to the jury, in whose hands, he said, the case was now placed entirely. He confined himself to an elaborate consideration of the testimony, as bearing on the question of degree. No denial had been made, and the fact was established, that at the time and place charged, defendant did commit the deed, violently, and this being established, it was murder, either in the first or second degree. The defense must satisfy the jury conclusively before the offense can be reduced to manslaughter. The gentleman then went into a lengthy recapitulation of the evidence, contending that all the facts proved, both by Metz, and other witnesses who corroborated him in several particulars, that the parties were not found in a criminal act, but were walking along the board walk, side by side. He contended that Jones, finding his wife was not at home, and hearing that she was in company with this Dutchman, whom he no doubt heard lived in Birmingham, he started in that direction with jealousy and vengeance in his heart, determined, as testified he had exclaimed to Helen McGraw, to "make his wife feel him before she slept;" and if this be so, and he was not in that vicinity in the transaction of his regular business, he is guilty of murder in the first degree. But if he did meet them casually, the offense can be no less than murder in the second degree. The gentleman, after delving into the minute particulars of the case, concluded with an eloquent peroration, hoping the jury would do justice both to the Commonwealth and the defendant.

Mr. Swartzwelder, for the defense, after adverting to the points presented for the consideration of the court, applied himself to an earnest address to the jury. He said the jury were there, not to convict the defendant, but to elicit the truth. He gave a number of axioms of law bearing upon a trial of a man for his life. He contended that Jones, after hearing of the faithlessness of his wife, and while in the pursuance of his official occupation, proceeding to arrest a man living near the scene of the homicide, he surprised the parties under the circumstances which the declaration of Jones establishes, and under the frenzy created by all the circumstances he shot at the man and, after a struggle, during which the woman drew a knife upon him, he snatched the weapon himself and slew her. The defendant could have no motive for the commission of the act, were not the statement true which he made to Ald. Rogers. His previous good character is another point which would lead to a doubt of such a deed being done under any other circumstances. Metz' testimony must be doubted from all the circumstances surrounding the case.

Mr. Swartzwelder, about six o'clock, concluded an earnest and powerful speech, claiming an acquittal of his client on the law and the evidence, bringing both to the minds of the jury in a clear and comprehensive light.

Court then adjourned till 10 o'clock, Monday morning.

BUCKLEY'S Serenaders perform their burlesque opera of Cinderella to-night.

SPAULDING'S Prepared Glue is sold by Hunt & Miner.

OUR BOOK TABLE.

"The Adopted Heir; by Miss Pardoe. Philadelphia; T. B. Peterson."

This is one of those light and easily read stories, the advantage of which, to the reader is some times problematical. It is well printed on good paper, and will do a person when a body has nothing else to do. It is for sale at the store of W. A. Gildenfenny, Fifth street, opposite the old theatre.

METEOROLOGICAL OBSERVATIONS for the *Gazette*, by G. E. Shaw, Optician, 55 Fifth St.—corrected daily:

		IN SHADE.
9 o'clock A. M.	SNOW,	32
12 " M.	"	34
3 " P. M.	"	30
Barometer		29 7-10

ITEMS.—The next Ohio State Fair will be held at Dayton.....The Beaver County Convention, to elect delegates to the State Convention, meets on Wednesday next.....A new counterfeit is in circulation on the Merchants' Bank, Syracuse, N. Y., which is also altered to Merchants' Bank, Boston, Mass.....The People's party of Elk county, at a meeting at Ridgeway recently, passed resolutions favoring Gen. Cameron for President and A. G. Curtin for Governor. The Huntingdon County People's Convention passed a very strong resolve in favor of Cameron.....Legislative prayer meetings are being held with good results in Harrisburg.....Two boys were arrested last week near Millersburg, Pa., for placing obstructions on the railway.....The mineral oil mills in Venango and other counties along the Allegheny river are said to be yielding largely, and are destined to become a source of wealth to those regions.....The Fayette county Teachers' Institute held an interesting session at Bridgeport, recently. Prof. B. M. Kerr, of this city, was present and participated. They adjourned to meet at Connellsville on the first Tuesday of September, 1860.....A large party of alleged counterfeiters were arrested at Toledo, Ohio, recently. Their names are as follows: Alvah Kingsley, Bob Jordan, Thomas A. Raine, J. D. Richardson, —— Van Valkenberg, Mrs. Eubody, Mrs. Van Valkenberg and Capt. J. Smith .....The editor of the Cleveland *Leader* has been challenged to fight a duel by Edwin H. Tenney, a lawyer of Nashville, Tenn., based on remarks in regard to a spread-eagle Fourth of July Oration delivered by Tenney. The editor says:—"We are opposed to dueling, but stand on Senator Wilson's platform."....Festivals in commemoration of the birthday of Robert Burns were held this year in nearly all our principal cities. The proceedings were enthusiastic.....The farmers have commenced plowing in some of the rolling bottom lands near Ceredo, Wayne county, Va.....The express train on the Connellsville Railroad was thrown from the track, near West Newton, a few days since, by a rock; the locomotive was wrecked, the cars badly smashed and engineer Price slightly bruised .....The sale of the Orizaba iron works, at New Castle, has been postponed till April next..... A few days since the house of Geo. Davis, Esq., in West Greenville, Mercer county, was consumed by fire. Loss about $1000; no insurance.....The Mercer county Republican Convention, to appoint Harrisburg delegates, meets Feb. 6.....A child of Mr. Cowden, of West Harrisburg, died on the 22d inst., of hydrophobia. The child was bitten some two months previously.....Trains on the Pittsburgh & Erie railroad are now running regularly between the Lake Shore road and Jamestown—as far south as the road is completed—and a well-paying business is reported.

BUCKLEY'S Serenaders perform their burlesque opera of Cinderella to-night.

OUTRAGEOUS.—We are informed that on Thursday evening last, about 7½ o'clock, while two respectable young ladies, who had been at Semple's dry goods store, were passing the Allegheny market house, they were grossly insulted by a crowd of rowdies. One of them caught a Miss Anghinbaugh around the neck, using her very roughly, tearing her clothing and veil. She escaped to a house in the neighborhood. Miss A. resides at Butchers' Run. This outrage, committed so near the Allegheny Mayor's office, is disgraceful to our sister city, and naturally suggests the inquiry, where are the Allegheny police? It is only exceeded in atrocity by the attack upon Miss Thompson, on Sandusky street, some time since.

BUCKLEY'S Serenaders perform their burlesque opera of Cinderella to-night.

PAINTED DOUGHBOYS.—The *Chronicle* states that on Friday last the village of Tarentum, on the Allegheny river, some twenty miles from the city, was the scene of a very distressing occurrence. The house of James Orr, one of the residents of the village, took fire, and before aid could be rendered her, his mother was suffocated in her room. She was taken out at the earliest possible moment, but life was then extinct, and all efforts to restore animation proved vain. The house was burned to the ground, with most of its contents. Loss about $500. The cause of the fire is unknown.

BUCKLEY'S Serenaders perform their burlesque opera of Cinderella to-night.

A METEOR.—Early on Tuesday morning of last week, a meteor passed, high in the air, to the westward of the city of Wheeling. It was at an elevation of about 25 degrees, describing in its course the arca of a circle of about 20 degrees in length. The impression was that of a ball of blue fire, about the size of a man's fist, very perceptibly illuminating the darkness of the hour.

BUCKLEY'S Serenaders perform their burlesque opera of Cinderella to-night.

MORTALITY.—The deaths in this city for the week ending Jan. 28d, as reported by Dr. Murdoch, physician for the Board of Health, number 14—adults 9, children 5: male 8, females 6.

BUCKLEY'S SERENADERS perform all this week at the National Theatre.

THE Allegheny County Educational Association held its regular monthly meeting on Saturday, when the usual exercises were performed, and Prof. Dickson delivered a lecture.

BUCKLEY'S SERENADERS perform all this week at the National Theatre.

LARCENY.—Some person carried off a number of switch latches of the Citizens' Passenger Railway, a few nights since. A reward is offered for the arrest of the guilty parties.

BUCKLEY'S SERENADERS perform all this week at the National Theatre.

TILL twelve o'clock, Tuesday, subscriptions to Cosmopolitan Art Association will be received by Hunt & Miner, the Agents for Pittsburgh.

BUCKLEY'S SERENADERS perform all this week at the National Theatre.

VALENTINES for 1860, Hunt & Miner have a splendid assortment. Call and see them if you wish to purchase.

LESLIE'S Magazine and Knickerbocker Magazine, for February, have been received by Hunt & Miner.

THE Young Men's Christian Association holds a meeting on Monday evening, at their rooms in Reed's building, Fifth street.

BUCKLEY'S SERENADERS perform all this week at the National Theatre.

VERY LATEST.—The Univers is the only paper allowed to publish the Pope's discourse. The impression produced by the imperial mission is generally favorably regarded at Paris, and it produced nearly as much sensation as the pamphlet.

The Independence Belge says that there was no foundation for the statement that Marshal Canrobert was to be sent on an extraordinary mission to Rome, and that he has already returned to his command at Marseilles.

ITALY.—The aspect of the Italian question has caused much rejoicing, both at Venice and Milan. The first Electoral College of the latter place chose Count Cavour as its candidate, after previously obtaining his consent.

AUSTRIA.—The agitation against the Concordat was increasing. The Austrian public openly speak of the propriety of selling Venetia.

Employees and some government officers have received orders not to take part in public conversation respecting the events of the times.

FRANCE.—The Gazette de France had received a first warning from the Minister of the Interior.

CINCINNATI, Jan. 28.—At the banquet last night, Gov. Dennison read a dispatch from Gov. Morgan, in behalf of the Legislature of New York, inviting the Legislators of Kentucky, Tennessee and Ohio to visit Albany, which was read with great enthusiasm. The guests this morning, after witnessing the operations of the Fire Department, visited Nicholas Longworth's house, where they were hospitably entertained. The Kentucky Legislators left for Frankfort at one o'clock and the Tennessee at four o'clock this afternoon.

CINCINNATI, Jan. 28.—The steamer A. O. Tyler, with 400 tons freight from Cincinnati to New Orleans, struck an old wreck and sunk of the thirteen feet of water, thirty miles below Cincinnati, yesterday morning. Heavy loss on the cargo. The steamer was valued at $25,000, and was insured for $15,000. She can probably be raised.

LEAVENWORTH, January 28.—In addition to the amount of gold received by the Pike's Peak Express yesterday, about $20,000 are reported by private hands. The winter in Salt Lake Valley is reported as having been very severe. Considerable disorder existed at Camp Floyd, and a soldier had been murdered by an unknown assassin.

The Salt Lake Valley Tan says:—"Of over 200 murders committed in that Territory within the past three years, not a single offender has been convicted or punished."

SAVANNAH, Jan. 28.—The steamship Isabel, has arrived off Lybco, on her way to Charleston, with Havana advices of the 24th. Sugars: Arrivals of white muscovado, at 8@8½ reals; molasses quiet; freights dull; exchanges on New York, 3@4 per cent premium.

The steamer Empire City, from New Orleans for New York, has been ashore at the entrance of the harbor at Havana; but she got off without material damage.

LEAVENWORTH, Jan. 28.—The Pike's Peak Express Company has decided to run a pony express from Leavenworth to Sacramento city. The time is fixed at ten days.

The Post Office Department has ordered the Utah mail service back to its original time, and will make a monthly instead of a semi-monthly mail.

LATEST NEWS.

BY TELEGRAPH.

RECEIVED AT THE DAILY GAZETTE OFFICE.

LATEST FROM EUROPE.

Arrival of the Nova Scotian.

PORTLAND, Jan. 28.—The steamer Nova Scotian, from Liverpool via Queenstown, has arrived. The news is unimportant.

A Paris dispatch says it was becoming every day more doubtful whether the Congress would assemble, and a Paris correspondent of the London Times says the chances of the Congress meeting are of the most shadowy kind.

A French journal is of the opinion of the Nationale, which was supposed to speak with some authority, and believes that if Italy decided for the annexation of the north and centre of the Italian peninsula, England would gladly accept the combination, whilst France would accept it with still greater eagerness, on condition that Savoy and Nice would be restored to her. Opinion does not anticipate that the Cabinet of Turin would object, and after arguing that neither Austria, Russia or Prussia has the power, will or right to interfere, says that it is assured that this combination is seriously entertained by the Governments of London and Paris.

GREAT BRITAIN.—The funeral of Lord Macaulay took place at Westminster Abbey on the 9th inst.

The London News comments on a summary of the President's Message. It says there is no reason to complain of the manner in which the President deals with the general relations between England and the United States.

ITALY.—The Prussian Ministerial organ, though still of the opinion that the restoration of the Grand Duke in Italy would have been the most desirable solution of the Italian question, gives up the project as impossible, and thinks annexation to Sardinia is by far the best thing.

CHINA.—Canton advices, of the 24th of November, say the treaty between the United States and China has been in force.

Liverpool, Tuesday Evening.—Cotton; the sales to-day were 8000 bales at yesterday's quotations, which are barely maintained. Breadstuffs dull and sales unimportant. Provisions dull.

London, Tuesday Evening.—Consols closed at 95¼@95⅝ for money and 95⅝@95¾