Levi Leeder, Anne Blair, Levina Shriver, and Jacob Schoch. We were dancing. I was playing the fiddle—don't know how many were there—the house was full—John Eisenhart was there and Lanky Jo. William Haas was there also, and Isaac Rake was there. I did not hear any rap at the door—there were four men on the floor dancing—there were three or four playing, there were some in who were not dancing or playing—there were more than one. I was playing when the first shots were fired—saw Schoch fire out of the door. He fired towards town. Don't know what Schoch said. We was excited. After the last two shots Schoch went out into the kitchen. William Haas told Schoch there was a man shot. Schoch then went away. Did not see him go away. We went out afterwards and saw Matthew Kearney dead.

Cross Ex.—The men whom I saw at Schoch's were there during the evening.—There were four men dancing and three playing—this was while the firing was going on. There were some others there too—I saw them. I stood at the door leading from the east to the west room. I was sitting when the first three shots were fired—we were sitting on a bench on the side of the house towards Shamokin. When the first shot was fired the dancers were between me and Schoch—Then I got up and went to the middle door and saw Schoch fire two more shots. We did not keep on dancing—right after the first shot we rushed to the middle door. I stopped fiddling. Did not hear Schoch say anything—don't know if any one else could have seen Schoch firing. Don't mind if Schoch was angry—did not see Schoch take aim when he fired. Our family and Schoch's are on speaking terms.

Anna Blair, sworn.—I lived in Shamokin last October, at Schoch's. I was in the house the night Matthew Kearney was shot. I heard a rap during the evening at the east door. Schoch was in the house. He went to the south door. I saw him come in and take a club off the bureau, which he called a "shelaly." He then went back to the south door. He came back into the room where we were dancing, and he had not the club. He asked for a revolver. I don't know whether he got one or not. I did not see him have one. He then went back to the door. I then heard firing. He then went through to the east door, and opened it. He fired twice out of that door. I heard Schoch say as he passed through that he would shoot. I heard three shots out of the first door, and two out of the second. I was at Schoch's more than two hours before the first shots were fired. I stand there till I was taken up to the Squire's office to the inquest. I did not hear any other shots fired around or in the house that evening. When the shots were fired there were a great many people there. There were 12 or 14 men there. I did not hear Schoch commence with any one. I did not see Schoch leave the house. He and his wife and me went up stairs together after we heard Kearney was shot. I think Schoch bid his wife good-by. He did not say he was going away. He went down stairs.—I don't know where he went to afterwards. I don't mind whether his wife went down stairs. When the shots were fired I stood near the middle. I saw Schoch at the south door when the first three shots were fired. I did not see the shots. The door was partly open. I saw the flashes, and heard the reports.

Cross Ex.—I don't know how long I was at Schoch's. It was over a week. I went there from Sunbury. From the flashes I saw I judge fired towards town. After the first shot was fired the dance stopped. Mrs. Holshoe and me went then and sat down on a lounge. I don't know where the musicians were when the shots were fired. The first three shots were fired pretty close together. The dance stopped after the first or second shots were fired. We were sitting down on the lounge when Schoch passed through the room from the south to the east door. Josiah Holshoe was some where in the room. Schoch was excited. I did not hear Schoch say anything. I heard the shooting at the east door. I did not see Schoch have a revolver. Schoch was at the house about three-quarters of an hour after the firing. There was light in the east room.

Jesse Cable, sworn.—I was at Shoch's last October the night of the 31st. I was dancing. I did not hear any rap at the door. I was there when he went out of the house, the first time. He came in, and went to the bureau and got out a revolver. I did not see him have a club. I did not hear him say anything. He went out into the kitchen. I saw him then go to the door. I heard the report of three shots. I did not see Schoch at the time of the firing. He came through the room where we were dancing, and went to the east door. He did not say anything that I heard. Schoch opened the door. I did not see the revolver. After Schoch fired the last two shots he came into the room, where we had been dancing while the three shots were fired. I did not see any one take the revolver away from Schoch. I did hear him ask for another revolver after he fired these shots. I heard five shots altogether. I heard Schoch's wife say to him there was a man dead outside. Schoch replied that he did not care. He was going to be boss about his own house. I heard Isaac Rake tell him also that there was a man outside dead. I heard William Haas tell him there was a man dead. He replied to him that he did not care a d—n. He was going to be boss about his own place. I heard Schoch say nothing about going away.

Cross Ex.—I did not hear Schoch say nothing before he shot. I was dancing when he shot the first time. If Schoch had said anything in a loud voice I could heard it. He did not say anything. I was not asked to come here as a witness last Court for the defendant. When the first three shots were fired I was dancing.

Levi Leeder, (colored) sworn.—I live in Shamokin. I was at Schoch's on that night of October 31st 1870. I was present when the shots were fired. I heard them. Wm. Haas, Josiah Holshoe, Anna Blair, Jesse Cable and others were there.

Cross Ex.—On the 31st of October last I was at Schoch's house. Mr. Hoover and me went to Schoch's that evening. I saw Matthew Kearney after he was dead. I seen Schoch come out of the house. He asked me if I saw a man run. I told him I did. I said to him; "there lays a man that you shot." "By Josh!" "he ought to be shot," was Schoch's reply.

Cross Ex.—I went to Schoch's down the Railroad from the saloon, I had been drinking two or three glasses of lager beer at Hauck's saloon. We went to Cahoen's saloon, under Moury's tavern. I left Hoover at Schoch's and I went back with a $1 bill and bottle to get liquor. I got it at Moury's and then went back again to Schoch's. when I got back Cary was leaning over the dead body of Kearney. Schoch came to the door. He said. "Rake did you see that man run?" I told him I did, but here laid a man who would never run. Schoch said, "By Gosh, he ought to be shot." when this conversation took place, Schoch stood in the door and I was outside. I went in the house, and then Schoch had gone. I went into the house and brought out a light to see if Kearney was dead or not. I had one drink this morning before I began to testify.

William Fillman, sworn.—I live in Shamokin. I am a gun smith. I know Jacob Schoch. I repaired a revolver for him last April a year. This evidence was objected to by the defende[illegible]sel, and the objection sustained by [illegible]

John Caldwell, Esq., sworn.—I remember the night Matthew Kearney was shot; when I got to the place it was the first of November, 1870; I went up to Schoch's after 1 o'clock; found the body near the corner of the house; his feet lay about five feet from the corner; he was dead; I saw a wound on the back part of his head; it was a small hole above the line of the ears; I issued two warrants for the arrest of Jacob Schoch; I gave them to Patrick Kearney; I don't remember to have seen these warrants since.

Cross Ex.—The warrants were not executed; Schoch came to me and gave himself up on the morning of November 8, 1870; he was on my back porch; I got up out of bed; he said he come to give himself up to the law; I made out a commitment and gave it to Joseph Ditchfield, then Constable; he took Schoch in charge.

Jos. Ditchfield, swern—I lived in Shamokin, October, 1870; I was constable; I had a warrant in my possesion for Jacob Schoch; I have it at home yet; the warrant was handed to me on the morning of November 1, 1870; I searched for Schoch but did not find him; I think there was only one warrant issued; Schoch gave himself up; Schoch told me afterwards that the reason he had not given himself up sooner was because he was afraid they would kill him; he said Thomas Burk passed by him in the search, but if it had been me he would have given himself up to me.

Cross Ex.—It is supposed Thomas Burk is an Irishman; Schoch said Burk had passed him back of the cemetery, in his search.

Thomas Burk, sworn.—I live in Shamokin; I was born in Centre county, Penn'a; I remember to have seen Matthew Kearney after he was shot; I was a Constable at that time; I had a warrant in my hands for the arrest of Schoch; it was issued by John Caldwell, Esq. I searched for the prisoner; I got the warrant the morning after the shooting; I searched through Shamokin, and in Mt. Carmel, and over at Roaring Creek; I looked around on the mountain for him also; I did not find him; I looked backed of the cemetery; I talked to Schoch after he was in the hands of Jos. Ditchfield to be brought down here; he said he would have given himself up to me if he had not been afraid I would shoot him; he told me that I passed about nine feet from him.

Cross Ex.—Schoch did not say why he was afraid I would shoot him. My parents are Irish.

David Trutt, sworn.—I live in Union county; I know Schoch when I see him; the last time I saw him was in jail; Schoch was in jail; he was in the south-west room; this was about the month of December last; Elias Shadel said to Schoch: "d—n you, you shot a man;" he replied, "yes, I did," "I would shoot any man that would come into my yard."

Cross Ex.—Elias Shadel and William Trutt were by when this was said; Wm. Trutt, my brother, is now in the penitentiary; Shadel is in the penitentiary also; I went there to take provisions to my brother; Schoch was making fun of Shadel for having hobbles on, when Shadel said to Schoch: "you killed a man;" I told this to Patrick Kearney.

Edward Cary, re-called by defendant's counsel for re-cross Ex.—I was at the inquest held upon the body of Kearney; I don't remember to have talked to any one; I did not say to Samuel Yost that Kearney and me were determined to get into Schoch's house; I did not say that to any body; I had not been drinking anything; I was not examined as a witness.

The testimony on the part of the Commonwealth here closed, and the defendant's defence was opened by W. M. Rockefeller, Esq., on Tuesday afternoon.

John B. Douty, sworn.—I have known Jacob Schoch since 1855; he has been living in Shamokin since that time; Schoch is a stone mason; he has worked for me; I never heard any intimation before this occurrence that he even had a quarrel with any body; he has a family; it is about 800 feet from my house to Schoch's.

Cross Ex.—I suppose Schoch has lived in his present residence five or six years; I have seen much of him; he has done much work for me; I was never in his house; I know that Jacob Schoch is a peaceable man; I never heard any body say that he had a violent temper.

James Gilger, sworn.—I have known Jacob Schoch since 1856; he is a stone mason by trade; his reputation as that of a quiet, peaceable man, is good; he has worked for me and lived near me; I never saw him, nor never heard of him quarreling with any one; I was at the inquest held on the body of Matthew Kearney; Edward Cary was there; he was either drunk or very much excited; I did not think he was sober; he was examined as a witness.

Cross Ex.—I have known Schoch since 1855; I never heard any talk partienlarly about his character. I have seen him under the influence of liquor. I never knew him to quarrel. I think Cary's answers before the inquest faltered some. Cary was either drunk or very much excited. It was hard to get out of him what was fit to be put down.

Rev. N. S. Buckingham, sworn.—I reside in Shamokin; I am a Methodist clergyman, and reside in the parsonage; the parsonage is about 300 or 350 feet from Jacob Schoch's; my house is on an elevation from Schoch's; there is a public street and a new channel for the creek between Schoch's and my house; the Reading railroad also runs between; I was at home on the night of October 31, 1870; I was at home the night it was reported to me next morning there was a man killed at Schoch's; it was a dark night; I heard that night somewhere between 11 and 12 o'clock, some boisterous and angry language, from whom I do not know; I heard some one say, "leave my premises, or I will put a ball through you." Shortly after I heard a pistol or gun shot; I then looked out and saw two flashes more, and heard the reports.

Cross Ex.—My house is nearly south-east from Schoch's; I think our house is 75 or 100 feet higher than Schoch's; I looked out of the window, and could designate the outlines of Schoch's house; I thought the noise I heard came from the same voice which gave the orders to go away; I could not see from what part of the house the shots came; I am positive the bolsterous language was in one tone of voice; there may have been others, but I did not hear them; I heard other voices; they were close together; I could not hear what they all said.

Reuben Fagely, sworn.—I have known Jacob Schoch for 12 or 15 years; I think I have known him ever since he came to Shamokin; I never knew him to be quarrelsome; he worked for me; his reputation for quiet and usefulness is good; he is spoken well of.

Cross-Ex.—I don't know that anything has been said against him; I talked to others about his peaceable disposition; I have seen him under the influence of liquor; I never knew him to quarrel.

Samuel Yost, sworn.—I have known Jacob Schoch since 1856; I never heard anything but what he was a peaceable man as a citizen; I was one of the Jury on the inquest upon the body of Matthew Kearney; Edward Cary was there; Carey said, after we got to the Squire's office, that he and Kearney were determined to go