was not hurting him. I saw a poker and a chair raised. I saw a something I thought was a hammer, because it had a knob on it, but it might have been a poser. I was examined before the Coronor's inquest the next day after the transaction; also a week or two afterwards.—

The weenvall as weak pooks of the control of the room. I turned away when Oliver was knocked down; next saw, when I went back, Oliver and Shaffer fighting Teeple. He said, "for sad, if there are any men with you, come one at a time." I think it was Teeple used this language. I saw John

when Adlington butchered. I have seen no such knife as you are after since the transaction. I lived at the furnace before I came to Adlington's. He did not sit down when he came to see the chiladren. I was sitting in the front room. There was no fire in the cooking stove Mr. Adlington came home with his wife. She told me one of the men was dead, and the other was very badly hurt. She said they were a couple of strangers. I

and the other was very badly hurt. She said they were a couple of strangers. I don't think he said anything about Oliver at that time. I don't think they told me, and I did not inquire how they were killed.

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so the sting room. I shuped to see of the

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sitting room. I shuped to see of the mingham then called a set and let me dance; think he played the violin for one or two dances. At the time the fight commenced, I went to the door, they were picking Bowder up; just as he got up he bit Kirker is the eye; Oliver went in and Cunningham knocked him down. I went back to let some others in; that was the last I saw of Cunningham that night. George Pringle went in, for one, with the crowd Henry Bowder went in, but I could not say whether it was before Oliver was knocked down, or after. Calvin Weller went in. I think I may have seen the defendant in the sitting room, but I was not acquainted with him at the time. I saw him in the dancing room. I saw him in the sitting room before the fight. Saw Bidney Oliver in there. He handed the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the fact of the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took it from the lamp out to me. He took of it; there was a crowd standing around; the room was middling full; the one who drew the chair was standing close to Ol-iver; I thought it was drawn to strike him. First thing I saw of Oliver, after the got up, was fighting with Teeple on

the other side of the room. I turned away when Oliver was knocked down; next saw, when I went back, Oliver and Shaffer fighting Teeple. He said, of for God sake, if there are any men with you, come one at a time." I think it was Teeple used this language. I saw John L. Jones in the room; think he plead for peace; think it was his voice; this was in the beginning of the fight.— Pringle may have been near me, but I don't recollect that he was; saw John Oliver come out of the room; I went into the room when Oliver came out; the boys had most all gone out. Teeple as all bloody; looked at him by the light of the fantern. Thought oliver had Teeple by the right arm; the crowd was between me and those was knot on its bat might have been not knot on its acaptined before the Core ker. I was acaptined before the Core ker. I was acaptined before the class of the was acaptined before the control of the contr

cool, caim and collected. This was the second time he had come over. He said nothing about any other person being; hurt. He remained but a few minutes. I had the baby on my lap; it was awake he spoke to it; I den't think he went any place else in the house at that time. I have no recollection of his going to any other part of the house the first time he came over. He talked to the baby. I don't know whether he did or did not go to any other part of the house the first time he came over. I am certain h did not the last time. I was before the inquest on New Year's day. I suppose I gould recollect better at that time than now. I think I know as much about it, now as aye'r I did. I did not know of Adlington having a knife, other than case knives, about the house. No such knife as you are after. I lived at Adlington such having a knife, other than case knives, about two weeks before the difficulty at Oliver's. I was not there when Adlington butchered. I have seen no such knife as you are after since the transaction. I lived at the furnace before I came to Adlington's. He did not sit down when, he came to see the chiladren. I was sitting in, the front room. There was no fire in the cooking stoye Mr. Adlington came hopse with his wife, She told me one of the men was dead, and the other was very badly hurt. She said they were a couple of strangers. I don't think he said anything about (1) through; as I passed into the dancing the through; as I passed into the dancing the foruit don't think he said anything about (1) through; as I passed into the dancing the foruit don't think he said anything about (1) through; as I passed into the dancing the through; as I passed into the dancing the foruit don't think he said anything about (1) through; as I passed into the dancing the foruit don't think he said they were a couple of strangers. I don't think he said they were a couple of strangers. I

uel McClymonds, William Moore and A. H. Arkens searched for the knife, but it was not found; I was not along; in the office when they started to the search.
Court adjourned to meet at 9. s. m. to

norrow.

WEDNESDAY, March 20, 1867. Prisoner brought into court by the Sheriff. The fury were called and found

oberin. The jury were called and found to be present.

A. H. Carrol, sworn.—I helped lay out Sidhey B. Canningham, and place him in the coffin at Wurtemburgh. He was builed in the clothes he was murdered in. Cross examined.—I was not at the

Cross examined.—I was not at the burial. I saw the cuts in his clothes and on his body. I live about twenty miles from here. I came from Canada West; have been in the United States rbout two years; I was acquianted with Cunningham ever since I came to the States. Mr. Teeple asked me to stay at the counsel rable after he left. I suppose he's had been murdered; I saw the cuts th hip. I meant that he had the same clothes on that he was hurt in; I saw him at Foriersville, deed, in the same clothes.

law requires that each circumstance shall be established clearly and beyond a reasonable doubt. The circumstances should, to a moral certainty, exclude every hypothesis but the one proposed to be proved by the Commonwealth.

3rd. If the moral would were inflicted by whomsoever done—under the belief that it was necessary to save the life of a friend, it would be homicide in self defense.

4th. That the possession of a knife by the defendant before the commission of the homicide, was received for the purpose of showing the defendant had the means of inflicting such woulds as those found on the bodies of deceased, but not as a fact from which it might be inferred that the defendant would have a tendency to commit the deed.

5th. That the possession of a knife is not competent to be shown for the purpose of prejudicing the character of the defendant, or from which the jury might infer that the defendant probably did the act.

tion in the county jail of a man charged with the high crim; of homicide instills into the minds of the community against him. He then went on to discant upon the evidence at length. He spoke of the rudeness and vulgariy of Teeple and Cunningham; of the manner in which they entered the hoel; the threats they made, that they could whip any man in Portersville or Butler county; their size—both six feet tall, and weighing 200 pounds. No wonder the landlord, after he had mildly requested them to be peaceable and quiet, when they made a demonstration by throwing off overcoats—retreated before them to the street. No wonder he put a revolver into his pocket and requested others to put stones and tumblers in theirs. He feared that the secret for which they had been seeking for the last two weeks, might be found in the landlord's or Weller's pocket. He traced them (Cunningham and Teaple,) to the Oyster room; the threats used there that Uunningham said—the could whip that landlord, or any other d—d lord who had insufted him; he traced hum up to Mr. Pyte's Hotel, where he famed and made threats; came back to the party; and after having assured the committee that he could and would behave as a gentleman—but does just assevery one does who foists himself in troduced to a hady and dances. He is treated as a gentleman—but does just assevery one does who foists himself in troduced to a hady and dances. He is treated as a gentleman—but does just assevery one does who foists himself in troduced to a hady and dances. He is treated as a gentleman—but does just assevery one does who foists himself in troduced to a hady and dances. He is treated as a gentleman—but does just assevery one does who foists himself in troduced to a hady and dances up some coasion to commence a row.

Mr. M'Can less discanted yery logically from the evidence at large, but which,

Mr. Purviance requested the Court to instruct the jury on the following points:

1st, That the jury must be satisfied beyond a reasonable doubt, of the guilt of the defendant, before they are justified in rendering a verdict of guilty; and shat if a reasonable doubt exists in the minds of the common to discant upon the evidence at length. He spoke of the law when to to discant upon the evidence at length. He spoke of the was the pet of his regiment, he was defended and a suspicious. The he had served with him in the ermy, when he was the pet of his regiment, he was do done the stabbing as lington. He knew then petsoner well.—

He had served with him in the ermy, when he was the pet of his regiment, he who done the stabbing as the thetath the theory of the Commonwealth him in the ermy, when he was the pet of his regiment, he had served with him in the ermy, when he was the pet of his regiment, he was defended in t

A control of the cont

done the stabbing aside from John Adlington. He kney the prisoner well—
He had served with him in the army, when he was the pet of his vegiment; he knew him to praise him. He was the last to be suspected of a cowardly and dast ardly deed. He could fall or his knees before the jury and say, "gentlemen, this prisoner could never be guitty of the invitamous murder for which he is indicted." But, it is not for his life that he would plead;—though life is sweet to him, and liberty is dear to him—but for his wife and babes. Your verdict may bring them more than life—it may indict upon them them worse than death.

Mr. Lyon made a strong appeal in behalf of the wife and family of the prisoner.

Court adjourned till 9 a. m., to-mer row.

Thursday, March 21st, 1867.
The controlled the defendant was brought into court by the Shiriff. The jury were called over and found to be present.

John' M. Thompson, for defendant, said; after the tedious review of this case which had already been had, he obly proposed to take a cursory review of the facts. It is a fact that the men, Tepela and Cuaningham, same to the party univited, and behaved in a manner which resulted fearfully and terribly. They were strangers and foisted themselves upon that quiet, peaceful party.

The defendant was pony, with a family of its children, comparative stranger, and he was charged with the high carried known to our law He (Thompson, carried the best crime known to our law He (Thompson, read he was charged with the high cat crime known to our law He (Thompson, carried the best crime known to our law He (Thompson, with a family of the refered to the complained of his left it the theory of the community; his character is not furned in a day, not have a conduct. The defendant was pony, with a family of six children, comparative stranger, and he was charged with the high cat crime known to our law He (Thompson could not have get the knife. The was not still strange comparatively a stranger in that community; his children, comparative stranger, and he was c