

...hes in their defence. Convenience had been caused by the re of the case, but he did not com- hen he considered the grave respon- ested on the counsel, and therefore hey had only done their duty. He ark on the great patience and for- hich the prisoners had been tried. e eminent leader, Mr. Heron, and d counsel, Mr. O'Loughlin, who de- risoner Hourigan, he should express e of the very able manner in which harged their duty; and the eloquent of Mr. Blackall was deserving of all counsel, his lordship noticed, had not with discharging their own duty, but r performed that of the attorney ng the jury. He would not wil- y any obstacle in the way of rs' counsel in acting as they thought interests of their clients or in having ce done to the prisoners. He would ; in that court day after day in order to justice done. He referred to this mat- to hold up the great advantages of the v and the fairness with which it always ed men. The indictment in this case nslaughter, although in a branch of this had been tried at the assizes the indict- for murder, but in consequence of the e jury on that occasion the Crown t advisable to reduce the charge. And was now merely a case of manslaughter, as a crime of the most aggravated and nature and was perpetrated under the nful circumstances under which any crime committed. Two members of the Kear- ly who were examined on the table there ad already been sentenced for the crime. ng the hearing of the present case circum- transpired which even increased the heis- of the crime and made it repugnant to ings of every well-regulated mind. It ap- from the evidence that while three persons ngaged in battering to pieces the head of nfortunate young man no less than seven talwart men were standing on the road all e and had not even the humanity of going escue him from his murderers or to relieve him in his sufferings after murderers had decamped. The defence orward on behalf of the prisoner, Hori- was that while Conway was being murdered in eld he was engaged in the rather mild occu- n of battering an old man named Ryan. Of e if he had killed that old man on that oc- n there is no doubt that he would be arraigned charge of murder, and would not be connected e present homicide. But, leaving out this osition they should simply determine whether as or was not present at this homicide. He ld not relate to the jury the law on the case, the popular was that if they believed the evice brought forward by the Crown they must e the prisoners guilty. There was no doubt that if a ty of persons assembled together, and if one of t party possessed a pistol or some other deadly apou unknown to the others, and also unknown them inflicted a deadly wound, that they would t be held accountable for his act—or else the v should be strained very much. But if several rsons were engaged in a common pursuit for the rpose of aiding and abetting in a murder, then ach of the party would be liable for the offence. f such were not done the consequence would be hat the ends of justice would never be obtained, ecause amongst persons who go to perpetrate a ommon crime it would be almost an impossibility o find out the person who actually struck the fatal low. The real question for the jury was—were he prisoners there taking part in the general ransaction. If they believed that, though it did not transpire that they struck a blow, yet they were guilty of the crime of manslaughter. His lordship then reviewed the evidence. Re- ferring to the copy of an information by Anne Conway, which, during the hearing of the case, was put forward as a copy of her deposition before the Coroner, his Lordship made some comments. It was a most extraordinary thing that such a mistake should occur, but such is the fact that he was led to understand it was the deposition. His Lordship then referred minutely to the evidence of Anne Conway, and to the discrepancies pointed out by Mr. Blackall, who told them point blank that she was swearing what was not true. This was a mat- ter for the jury. They should recollect, notwith- standing the allusions made to her previous evi- dence, that there was no proof of her previous evi- dence. With regard to the testimony of Honorah Bourke, she swore most positively that Hourigan and Patrick Kearney went into the field. This evi-

old Kearney ... him; he then struck him with a stone, ... his head into the ground; Con. Carthy struck him the last blow.

Cross-examined by Mr. Heron, Q.C.—Young Pat Kearney struck my brother; Carty was the last man that gave a stroke to my brother; did not see him till then.

To his Lordship—After they had beaten my brother they ran again back to the road.

Honora Bourke was next examined by Mr. DeMoleyns—Was in Gallagher's car on the day of the murder coming home from Newpallas; the Kearneys were after us; Conway's car was before our car; when the Kearneys came up Conway ran into the field, followed by four of the Kearneys, and Cornelius M'Carthy and Timothy Hourigan, they gathered round him and knocked him down; after they had beaten him Pat. Kearney sen., John Kearney, and Timothy Kearney came back out of the field together; Con. Carthy, Timothy Hourigan, and Pat. Kearney, jun., came out together at another part of the field.

Cross-examined by Mr. Heron—Could not say that any of them struck a blow, but they were all about the deceased; after coming out of the field the Kearneys went home; am certain that I saw Conway knocked; saw him running, it was after he had run I saw him down; could not say that Pat Conway was drunk; he got down off the car before it stopped.

To his Lordship—After Pat Conway and his sister got down off the car, Gallagher's car went on slowly; when Conway was lying down the people were round him.

Darby Ryan, examined by Sir Colman O'Loughlin—On the day that Patrick Kearney was murdered I was coming home from Newpallas with a car and creel, and was after Mrs. Gallagher's car; saw the car in which the Kearneys were coming up after us; when Conway saw them he jumped off Mrs. Gallagher's car, and ran into the field; he was followed by the prisoner Hourigan, and the Kearneys also followed him; saw Timothy Kearney strike deceased with something like a stone.

Cross-examined by Mr. Heron—Am not on very good terms with the prisoner; was bound over to keep the peace four or five times for wheeling against him; knows Carty is a farmer; my own first cousin put me into gaol for assaulting him; never broke into his house; never broke the windows of David Connell's house, but got four weeks in gaol on the charge; was in Limerick gaol only twice, but was in bridewell about five or six times, or more; did not see Con Carty going away on a car; his farm is about two miles from Pallas.

Re-examined by Sir C. O'Loughlin—About 12 months ago I was summoned by my cousin, and sooner than he bound to the peace for twelve months I spent a month in gaol.

To a juror—Heard Carty say, don't leave him boys 'till he is cold; was only about two or three perch away from him at the time.

To Mr. Heron—Saw Anne Conway in the field on that day; she was nearer Carty at the time he made use of that expression than I was, but she was minding her brother; Hourigan and Carty came out of the field.

To the Court—Hourigan struck my father on that day.

Margaret Duggan was next examined by Mr. DeMoleyns, and stated she remembered the day on which Pat Conway was killed; Timothy Kearney was the first who struck him a blow and knocked him; saw three other members of the Conway family and Martin Hourigan and the prisoner Carty also after him; Carty was the last to come up after Conway had been knocked down.

Martin Bourke was next examined, and corroborated the evidence of the former witness.

Dr. Keyes was examined, and deposed to the nature of the wounds inflicted on deceased.

This closed the case for the Crown.

Mr. Heron then addressed the jury in a very able speech on behalf of the prisoner. He pointed out to the jury that justice had already been satisfied by the conviction of four of the parties implicated, but the prisoner's was a different case altogether. He was simply one of the victims of the deceased's sister's suspicion—the poor girl seeming to have thought that everybody she saw on that occasion were engaged in the murder of her brother.

The case is at hearing.

RECORD COURT.—THIS DAY.

Chief Justice Monaghan sat at ten o'clock this morning in the Record Court and took up the following case:—

Pigott v. Waller.

This was an action for trespass, in which the plaintiff claimed £1,000 from the defendant, the

There were also in attendance J.P.; Daniel O'Brien, John McMahon, James McNamara, Daniel O'Keeffe, and Michael Butler. After the minutes had been read and affirmed, the Board proceeded to appoint the seven dispensary committees as last year.

A committee of the guardians inspected the farm; and it was agreed to advertise for an Agriculturist in consequence of the resignation of the labour master on the former day of meeting.

The question of defective sewerage was deferred for a fortnight, when it is to be considered before a full Board.

A letter was read from the Commissioners informing the Board, in reply to a query put, that they had no authority to apprentice the pauper boys to any persons, except in the merchant service.

After the admission of paupers the Board adjourned.

DREADFUL SUICIDE AT CRUSHEEN.—On yesterday evening, about five o'clock, a young woman named Tierney committed suicide by hanging herself in the garden near her house. She had been supposed for some time to be labouring under aberrations of the mind. She was a country girl of good character.

The title to be assumed by Lord Ronald Graham is Marquis of Buchanan, not Marquis of Bushan, as stated before.

Their Majesties the King and Queen of Saxony leave for Riva, on the Lake Garda, to-morrow, for a stay of several weeks. The Crown Princess will, during the absence of the King, take charge of the government.

BIRTHS.

Grubb—On the 10th inst., at the residence of her father, Pearce Brown, Esq., of Brownville, in this county, Sarah, wife of James G. Grubb, Esq., Manager of the National Bank, Bruff, of a daughter.

Matterson—April 8th, at Endsleigh, Streatham, the wife of William Matterson, Esq., of a daughter.

Skill—At the Curragh Camp, the wife of Capt. H. H. Skill, 11th Regt., of a daughter.

M'Laughlin—At The Lodge, Roscommon, the wife of H. B. M'Laughlin, Esq., M.D., &c., of a daughter.

Ryan—At Ozier-bank Cottage, Waterford, the wife of John Ryan, Esq., of a son.

Corrigan—At Ranelagh, county Dublin, the wife of James Corrigan, of a son.

Bright—At Armagh, the wife of John Bright, of a son.

Murray—At Aberturret, Crief, Lady Keith Murray, of a son and heir.

Esmonde—At Villa Anais, Cannes, France, Lady Esmonde, of a son.

Moorsom—At Southsea, the wife of Captain H. Manvers Moorsom, Royal Artillery, of a daughter.

MARRIAGES.

O'Meara and Webb—At Hatfield, Herts, Timothy O'Meara, of Tewkesbury, Gloucester, sixth son of the late Timothy O'Meara, of Caherelly, co. Limerick, to Caroline, second daughter of Edward Webb, of Hatfield, Herts.

O'Brien and MacGrath—At the Catholic Church of the Sardinian Embassy, London, Colonel B. O'Brien, h. p. Military Train, to Anna, youngest daughter of the late John MacGrath, Esq., M.D., Ennis, county Clare.

Hewson and Bingham—By special license, at Pentardulais Church, George Hewson, of Ennismore, co. Kerry, Esq., J.P., to Lalia Marcella (Glencora) (Lillie), eldest daughter of Charles Henry Bingham, of Gwynfain, Llanelly, Carmarthenshire, Esq.

Black and Smith—At Cullen Church, county Tipperary, J. H. Black, Esq., to Annie B. Smith, youngest daughter of A. Smith, Esq., Ballykisteon.

Cleary and Carroll—At St. Mary's Roman Catholic Church, Clonmel, Mr. James Cleary, Master of the Clonmel Workhouse, to Anne, youngest daughter of Mr. Carroll, Mainstreet, Clonmel.

DEATHS.

Monnoyeur—This morning, at 239, Rue St. Honoré, Paris, Mons. Joseph Monnoyeur, brother-in-law to Mr. Ambrose Hall, of this city.

Cullinan—On Sunday night, at Ballybrody, county Clare, Mr. P. Cullinan. Deceased was a respectable farmer, and extensively connected.

Going—At his residence, Irishtown, Clonmel, John Going, Esq.

Russell—At Laurel Lodge, county Tipperary, Elizabeth Russell, relict of the Rev. George Russell, rector of Holy-cross.

Hunt—At Thurles, Mary, eldest daughter of the late Wm. Hunt, Esq., of Ballyduff, Thurles, aged 82 years.

MacMahon—At her residence, Barrack-street, Nenagh, Catherine, wife of Mr. Joseph MacMahon, merchant.

Browning—At Castle-avenue, Clontarf, county Dublin, Hull Stephen Browning, late of Clonypost, county Cork, Esq., eldest son of the late Hull I. Browning, of Richmond, county Waterford, Esq.

Alexanders—At Seville-place, Dublin, Annie, relict of the late David Alexander, Esq., of Carrickfergus.

Bor—At his residence, Ballinodolin, Humphry Bor, late 2nd Battalion 8th Regiment, in the 24th year of his age.

Butler—At Markfield Rectory, Leicestershire, Jane, wife of the Rev. Alfred S. Butler, rector of Markfield.

Gordon—At Landport-terrace, Southsea, Mary Anne, widow of the late Adam Gordon, 8th Viscount of Kenmore, N.B.

Downall—At Springmount, Bournemouth, the Ven. John Downall, Archdeacon of Totnes, Prebendary of Exeter, and for 25 years vicar of Okehampton, Devon.

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