M Report of the Testimony Elicited.

The Circuit Court for Lane County conver at the Court House last Monday at 2 P. M. for the purpose of trying H. W. Abrams, who less charged by the last grand jury with mur-ier in the first degree for killing Dr. J. G. number at Junction City, January 19th, 1883. The entire session of Monday and Tuesday orenoon were consumed in the examination of grors as to their qualifications to sit on the At about 12 o'clock Tuesday the follow ing jurors were sworn in to try the prisoner the charge: Alex. Taylor, Aaron Lynch, S. R. Jenkins, F. M. Nighswander, J. C. Watkins, J. H. McFarland, Jas. Perkins, G. B. ney Hursh, Rufus Mallory, G. B. Porris and prosecution of the case. The prisoner was bly defended by Messrs. R. Williams, R. S. Strahan, L. Bilyeu, John Burnett, J. K. Weatherford, D. R. Blackburn, N. B. Humphrey and J. W. Wright, Geo. S. Washburne wiefly stated to the jury the case which the State proposed to prove, and the reply of the defense was presented in an able speech by J. K Weatherford.

The following is a brief summary of the testimony as elicited at the trial

PROSECUTION. loux Surre, called and sworn Aged years; reside 10 miles west of Junction; am Brownles, I was in the store on the evening of January 19th, last. Dr came in the store shout 4 o'clock; Dr B said something to Harry when he came in and called Harry to him; Hidn't hear what they said; nobody came into the room while I was there; heard no shot that day; the parties were coming close logether near end of counter when I left.

C BARER called and sworn: Have lived In Harrisburg and vicinity for 29 years; have sen acquainted with Abran's for 11 years: we are good 'riends; slight acquaintance with Dr B; saw the Dr last on the 19th of January 1883, in Mr Abrams store; went in the store to 11 Hanry good bye, between 4 and 5 c'clock, p. m.; saw Harry and Dr Browillee standing hear south counter when I entered store, with their arms around each other's necks; then walked to stove and sit down; heard Harry say: "Dr. you are not mad at me," Or. said 'nor" then they began to scuffle and Harry fell, but not hard; I got up then; Dr. when down had his left arm around Harry's neck; took hold of Dr. and he said; I won't hurt aim: had to use very little force to part them: got in between the two; Mr. Abrams, Sr. then came in and we tried to pacify Harry; the bld gentleman was between Harry and I: Harry went off and got the hatchet and passed he;he was going toward Brownlee. I then took ed toward the door; and then Harry took the blet is there the dank and went toward the threw to his hands; Harry then fired the second that and Brownie full to the floor on his side, third shot he fell clear to the floor; then Harry Steined back and fire! three more shots into the Doctor's body; he was about two or three set of when he fire I the third shot. I then dutied out the door and hallood murder. The Histol was a self-cocker; when he got the pistol he hassel me, and when he tried to shoot I lerkel his arm: after I took the hatchet from m it was a short time before he fired the thot. In the scuffle when I took the Doctor off of Harry he was not angry; Brownled did hat do anything after I took him off of Harry and had nothing in his hands; after I hallooed murder I walked down the street; Abrams balled me and said: "Kit, you and I have seen all this and you know we have been good friends." When he started for Brownlee with a pistol I told him to stop more than once;

hever saw more than one tistol. CROSS EXAMINATION. - Carde to Junction on afternoon passenger train; extried on a saloon at Harrisburg; had a barkeerer; which I got off the train I think I went directly into Abrams' store; was around town all afternoon; also went to the different saloons; I was in Mr. Berry's last; I might have taken a drink during the afternoon; don't think that I drank often; don't remember of saying near Craig's saloon, "I'm full;" do not remember taking a drink in Majors'; was not "full" at that time. Went Into Abrams' store at the front door : think the door was partly open; went down the south aisle and passed Abrams and Brownlee, who were talking. My attention was called to them by Harry saying, "You are not mad at me, Doe!" The Dr. said "No." Don't know who started the scuffle; Brownlee might have struck him, but I did not see it; did not hear Brownlee say "I will kill my best friend:" When I took him off of Alfants; Abrams said, "Kit, don't let him hurt me." After I got the Dr. off of Harry I got between them. Abrams, Sr., came in after I separated them; did not see old man Abrams or Brownlee have hold of the hatchet: faw Harry as he passed me to go to the desk to get his pistol; the old man was hallooing to Harry, but do not know what he said. At the second shot, B. fell to his kin and elbow; the third shot he fell clear to the floor; after third that Abrams advanced toward him. Saw no flass broken. Have talked to several persons fince the houricide, but do not remember making certain statements to J. S. Watkins, Mr. Bramwell, G. B. Howard, P. Johnson, S. S. Train or Will Ware.

MARVIN SMITH called and sworn: Have resided in Umatilla county for two months past, formerly lived in Junction; I was at Junction on January 19th; was acquainted with Abrams; knew Brownlee; saw both gentlemen at Abrams' store about 5 o'clock, p. m.; I was flear Abrams' store about 5 o'clock. While coming from Gilmore's hotel I heard a noise in the store and went to the front door and opened th and stepped one foot inside and saw Dr. Brownlee on top of Harry Abrams; I saw Kit Baber take hold of Brownlee, and the Dr. got off of him, and the Dr. stepped back to the southeast corner of the building: I then saw Harry Abrams have a hatchet in his hand; I saw Kit Baber take it away from him; I saw Harry Abrams step to the northwest corner of the store, and I then went up the street. Mr. Abrams, Sr., came into the building during the acuffle; Harry Abrams was 10 feet from Brownlee and had the hatchet uplifted; I saw Abrams going toward the desk; I heard the firing of a pistol when I was in front of the adjoining building, then I returned to Abrams' flore; I then saw Abram's on the walk, he was

did not see the parties until they were down on the floor.

DR. NORMAN LEE called and sworn: Am physician; am acquainted with Abrams and Dr. Brownlee; made the examination on the body; I was called to see Dr. Brownlee, who was lying on his face in Abram's store; I turned him over but he only breathed once or twice; I found three gun shot wounds on his body. He testified that afterwards he discovered three more shots in the body. One shot went through the heart, which in his opinion was the fatal one.

CLAIR Houston called and sworn: Reside in Junction; acquainted with Abrams, also knew Brownlee: at about 5 o'clock I was across the street from Abrams' store; could see the Vanscholack, H. S. Tilton, A. F. Stormant, front of Abrains' store; could see the front of Abrains' store; I heard some pistel which described the store of the store of the store; I heard some pistel shots which described the store of the store of the store of the store; I heard some pistel shots which described the store of the store of the store of the store; I heard some pistel shots which described the store of th Baber come out directly after the shooting. R Washburne were actively engaged in the Saw Abrams come out from the store and he waved his pistol over his head and shouted: "I'm a thoroughbred." I soon went over and I saw there Mr. Gilmore and Dr. Norman

> Cross Examination-I was across the street from Abrams' store, and I was in the engine house; Baber walked down the street as soon as he came out of the store; did not see Butterfield in front of the store.

Wa Risker testified at follows: Reside at Junetten; knew II. Abratis; sleo knew Dr. Brownlee; I was near A branis' store the even-ing of the shooting; I heard six or seven shoots fired; three shots were fired in succession and then after an intermission three more shots were fired; afterwards I saw in front of the store C. C. Baber, who previously I heard hallooing: I afterwards saw Harry Abrams step out of the store and he had two revolvers, and he said: "He has been trying to kill someone ever since he has been here, and I have fixed bim; I am a thoroughbred, and don't you forget it." I also heard Harry Abrams say: "Father don't worry over it, it is done: let the law take its course.

SHELL MUNDY called and sworn: Was in Janeti in Jaunary 19, 1883, about 5 o'clock; was accominted with both parties; after the last shot was fired I went in front of the store from Major's saloon and saw Abrams come out of the store and flourish his revolver over hir head and say: "By G-d I am a thorough- Abrams. [Here the pistols were produced, bred; I have killed that man; and I did it with my own hands.

Cross Examination-Abrams was not inuch excited; he said that Brownlee tried to kill him with a hatchet.

shots, which came near together, and when I first met Brownlee in November, 1881; I stepped out I heard three more shots and Brownlee was about 30 years of age, his height something fall in Abrams' store, and then was about 5 feet 8 inches, weight about 180 or some glass fell; then Baber came out 190 pounds; I kept a variety store; Brownlee and hallooed "murder." H. Abrams then and myself had been friendly, lived close tothe hatched from him; then Brownies retreat have killed Dr. Brownles with my own hands mine. The Doctor came in my store in the and don't care a d-n who knows it; no s- of afternoon of January 19th. The first I saw a b - can run over me; I'm a thoroughbrech" Brownlee he came down the street from the rout deef and fired at Brownles; the Dr. I remained in the bullding till Brownlee's body north, and came in and walked down to the was carried home. Old man Abrams sail, stove. John Smith was standing fear the "My God; Henry, see what you have done." stove at this time. I spoke to Dr. Brownlee Harry responded, "Don't worry over it; father, and said how-do-you-do, and he returned the it is done; I know I have a bad temper and compliment. I asked him where he had been, can't control it. No d-n son of a b-h can run and he said out hunting; and I said with an two pistels. There were no picture frames he walked in front of the stove near the show near where the doctor lay. I examined his case and looked in it and said, "Harry come Baber passed out at the sould of the last shot. I have had trouble with the Pitney's, and I excited at the time he came out of the store, self-cocking pistol. I told him I had none to deny telliffy different parties asked. Don't think anybody touched the body of Brownlee before Dr. Lee arrived.

I. R. Howand called and sworn: Reside at ipants; was in Junction on Jan. 19th at 5 o'clock; was in Majors' saloon, and after hearing a pistol shot, I started for the door, and went to Abrams' store; I saw Harry Abrams coming out in front of the store, and, waving his pistol, he said, "I am a thoroughbred;" he aid sordething about a man getting lilm down twice.

Cross examination. He said scorpal differ ent things afterwards; don't remember all he sid- I was somewhat excited.

MILTON COOK called and sworn: Reside in Washington Territory; was acquainted with both the participants; was in Junction at time of shooting; I went out of Majors saloon immediately after the shooting; saw Abrams on the walk, and saw him wave his revolver over his head, and heard him say, "I am a thoroughbred, and I have fixed him."

Cross examination. - Can't tell whether Talked over the filatter with Howard and Mundy. Think I saw some broken glass on the floor. I was sober.

John Monron, caffed and sworn: Was in Junction Jan. 19th, 1883, about 5 o'clock; was in Lee's drug store, and heard the shooting ; there were five or six shols, with an intermission after three shots. After the firing I went out ou the walk, and saw Kit Baber; he was standing as if scared; then I saw Mr. Gilmore; I then saw Harry Abrams come out on the walk. He was talking, and I heard him say, "I want you to know I am a thoroughbred;" he also said to his father, "Shut up the store; I have done it and it can't be helped." His father said, "You had no business to do it" Mr. Gilmore arrived at the store first.

Cross examination .- Could not say exactly how many shots were fired; but there was five, six or seven. Harry was somewhat excited; he said, "No sont of a b-h of a mith could

come in his store and run över him." W. S. Len called and sworn : I was in my tore on the 19th of Jan: Last saw Brownlee alive about 5 o'clock near my store, going towards Abranis' store. I saw him dead in Abrams' store about 15 mautes after he passed. After hearing pistel shots, I walked down the street to Abrams' store, and when I arrived there I when somebody took it away from me. Then saw Brownlee lying on the floor, dead. I saw the Dr. ran at me again, and father said, Abrams in the rear end of the building with "run Harry, for God's safe; or he will kill his father. His father said to him, "My God, what have you done? You have ruined yourself and also me." Harry responded, "Father, and I looked up and saw it was C. C. Baber, it is done, and it is no use to fret; it can't be helped." He then said to me, "Bill, where is your officers? I diff it and I want to give my grabbed the revolvers and put them in my self up." There were scales on south side of the store, some three feet from show case. It By this time Dr. B. had shifted his position

was a spring scale; no weights are used. was in Junction Jan. 19, in my store, at about marked, "yes I will kill my best friend." The start of the front door. After the start of the start of the front door. After the start of the front door. After the start of the start

Abrams, Sr., came in just after the scuffle; I heard H. Abrams say, "Russ, you did wrong threw a two-pound weight at me, and it hit R. M. MULHOLLAND called: Brownlee

ple out; they will rob (or mob) me." A. S. Joxes, called and sworn: I was in town Jan. 19th, and heard the alarm. I went to Abrams' store; eight or ten men were present. Mr. Abrams, Sr., said, "What will we threw the frames down. After that he kept do?" Harry Abrams said, "Father, I don't advancing, and I kept shooting until the third know what we will do." Mr. Abrams said, time; then he whirled around to the fruit "Harry, I would rather you would have killed stand, I shot the fourth time, hitting him in

19th of Jan. Several men were in the store again, and I shot him with my left hand with when I got there. I helped dress the body I the non-acting pistol. He still kept advanc-

went to Abrama' store after hearing of it. H. walked to the front door and met father, and mother. When he returned; the doctor said the lady had an dimameable disease. Harry in trouble for talking about that lady, and that "some son of a b—h would get his foot in trouble." Brownlee replied "Why; Harry, I was in fun; can't you take a joke!"

Cross examined .- I will say I never knew

J. R. CAMPBELL called and sworn: Am Sher iff of county. Two pistols were handed to me by James Casteel, who said they belonged to but not allowed to go in evidence on account of their Mentity not being proven.] State rests.

BEFENSE.

H. W. ARRAMS called and sworn: Aged 84 N. Gilmore, called and sworn: I was at my years; have resided in Oregon since 1865; hotel at 5 P. N., Jan. 19th; heard some three moved to Junction in 78; occupation, merchant; came out with two pistols, and he said, "I gether and met often. His home was near over me; take him out." He met Marshal "F." He then smiled, and I noticed that he Casteel and gave hildself up, and said "that was very much intoxicated. After the story he wanted a fair trial;" he then handed Casteel | was told the Dr. did not seen to enjoy it, and person somewhat; but found no weapons, here." I got up and went to him and he said, Cross examination - Baber was some little am going to kill them, and I want to buy a lee fell sell except those in the show case. He then took his right hand and put it on his hip and said, "I have one in my pocket but in don't suit me." I said to him what seems to be the Lancaster; acquainted with both the partic- matter between you and the Pitney's; his answer was, "that they and their d-m wives have been talking about ms and I intend killing then." I then spoke up and said, they are not dangerous people; what de you want to kill them for? I said I will go to them and try and settle the matter for you; he said, the matter has gone too far and he intended to kill therit." At this time I had my hand on his shoulder and we were looking into the case, and he turned partly around and said, "have you got any books, papers or money in this store?" I said yes. Then he said, "you had better take them out for I'm going to burn the d-m town to-night;" and politting his finger at me, he said, "and G-d d-m you f intend to kill you!" When I took my hand off of him I stepped across the aisle, and he said, "d-m you I can make you get down on your knees to me." I answered him and said, you are a big stout man and you can handle me, lad been playing cards, pool, or drinking, and he said, "yes, d-m you, and I intend to make you quail;" I said, what do you come in here and want to pick a quarrel with me for? what have I done to you that you threaten my life and want to whip me? I them made one step toward the rear of the store; when Dr. B. grabbed me by the coat with his right light and trushed me back against the center counter. At that time I had my hand in my

pocket. He then reached his hand over my pocket, and, in my opinion, he tried to search it; I had nothing in my pocket. He then threw his arm to a back pocket, and then he struck me at the point of the lower rib; I then looked down to see if he had a knife or anything, and I tried to get away from him, but he threw me to the floor on some boxes, and got me down on my left side and had his arm around my neck. I hollowed, "for God's sake, Kit, don't let him hurt me." I heard Baber jump up, and heard my father come runing in the store and saying, "For (lod's sake don't kill him!" and Baber and father pulled him off. When I got up I was standing at the north end of the south counter, then I walked to where my father stood, and when I got there Brownlee ran towards me to attack mr again. Father at that time stood near me and had a hatchet in his left hand, and I grabbed the hatchet and raised it up, you," and I ran to near the stove. At this time I heard somebody running to front door, who ran down the south aisle and out of the store. I then went and opened the desk and coat pocket, and stood still for a few momenta to near the show case. Father then said, "run R. M. MULITOLLOND: called and sworn: I Harry, or he will kill you!" Brownlee re-

in kicking my door." He stepped back and some boxes. He then grabbed some picture said to Marshal Casteel, "Jim, keep the peo- frames and ran at ms, and struck me on the ple out; they will sale for the peoarm with them. The next time he struck me over the head. He then raised the frames, and at this juncture I shot the first time. the shoulder, and then he grabbed me and BARNEY MARTIN sworn and said: I saw the threw me down, and he sprang over to the corbody of Dr. Brownies at Abrams' store on the ner of the store. He then ran toward me found no weapons on the body.

ing, and then the sixth shot was fired, and J. W. Tunnen called and sworn: I was in Brownlee fell on his side, and then on his face. unction on the 19th of Jan. Heard no shots; I did not know he was struck during the shootwas at home at time I heard of homicide, and ing. After he fell I stopped shooting and

Abrams came out of the back room with his he said, "What will we do?" I said, "I will father, and I heard him say, "I have killed give myself up," I stepped in the street, but Dr. Brownlee; you know he would have saw no one, and I walked past Beebe's shop. killed me if I had not him, as he is a powerful I then met a boy, who saked, "What's the man." He said to me, you know Brownlee tried matter?" I said, "Brownlee tried to kill me to kill you once." Abrams, Sr., said to Harry, and I shot him." Don't know of waving the "You have ruined me." Harry stated, "You pistols. I do not rethember saying anything know I had to kill him or he would have killed after the homicide, except that "Dr. Epownlee me." Abrams, Sr., then said, "If I had been came in and tried to take my life and I killed here it would not have happened." Heard H. him in self defense," I believe that he intend Abrams say, when he gave himself up to Cas-ed to kill me at the time of the shocking. He teel, "I have killed Dr. Brownlee and I want was in the habit of going armed, and I saw to be protected from the mob." I asked him with a pistol the morning of the shooting Abrams, Sr., what made Harry do it, and ne Have seen him drunk a good many times, and said, "The Dr. was going to hit him with a when he was drunk he was duarrelsome and weight" I was present at a conversation of wanted to fight. At such times he carried Harry and the doctor three weeks prior. It arms, and if he didn't have arms at the time was thus: A little boy came in after Dr. he would go and arm himself. [A hat was Brownlee and wanted him to go and see his handed Abrams, and he said that it was broken by the frames in Brownlee's hands at the time of the shooting.] I started to go out of the Abrams remarked that some person would get store to avoid trouble. Brownles could have went out before any shot was fired.

Cross examination. - I tried hard to get away from him during the scuffle. No words passed between Brownlee and I during the row. I stood still when I got the hatchet from father. that he tried to kill me. We never had any He threw the weight at me and hit me with the picture frames. Baber run out of the store at the time my father said, "Run, Henry." It was 10 or 15 seconds after Baber ran out of the store before the first shot was fired. Do not remember swinging the pistols over my head while on the walk. After I went up the street with the marshal I met Baber, and he spoke to me and said he was my friend. Did not tell Sam Houser that I shot Brownlee three times with the self-cocker and three times with the non-acting pistol. Did not have the conversation with Clay Zumwalt mentioned by the

James Casrett called and sworn: I was Marshal of Junction at the time of the homicide; have seen Brownlee dridak three times; saw him the first time in Major's and he was quarrelsome; the other two times he seemed crazy. I have known of him being armed twice, once with a dissecting knife and once with a pistol. He generally showed his arms when drunk. Brownlee gave me a pistol about three weeks prior to the killing: I had a talk with him in the morning before the shooting, and he wanted the pistol and seemed very muchintoxicated; did not let him have the pistol. He said that he had had trouble with the Pitney's and the had had trouble with the Pitney's and titefided to kill them before night. I I have seen I.r. B' driuk three times after night. After the shooting I went to Abrams' store and Harry gave me two pistols and said, "I want you to protect me." the party who locked the door, the party who locked the door, I noticed that evening broken glass on the floor, and picked up the picture frames spoken of near to south counter, and I also found a two

W. H. BABER catted and sworn: Rememmy store twice during the day; he my store about twenty minutes previous to the shooting and asked me if I had any piatols in the store for sale or loan. Don't think Brownlee was drunk.

CASTREL re-called; Brownles would weigh about 180 pounds; he was a very stout man.

Cross examination-Have taken no partie ular interest in defense of this case.

M. ABRAMS: Am father of the prisoner aged 69 years; saw Brownlee shortly before the difficulty in my store, between 3 and 4 the difficulty in my store, between 3 and 4 o'clock, p. m. Doctor came in and said, "where is Harry?" He then called to me and said, "God d—m the s- of a b—h of Pitney's, I am going to kill them," He also stated he had just taken an onnce and a quarter of whisky. Frownlee then said, "you outfit to fetch those spn of a b—s of Pitney's in town, and I will show you a little fun cost have never seen before," and little fun you have never seen before," and then he left. In about twenty minutes my son came in, and I left and went into a saloon and stayed ten or fitteen minutes and when I came out of the saloon I heard a rumpus and run into the store; I saw Brown lee have my son down on the floor and Kit When Brownlee got up Baber took him off. he had a hatchet and I took it away from him, and I said "You will kill my boy," and Brownlee said, "Yes, I will kill my best friend. When he got up he got to the scales and grabbed a weight and I hallooed to Harry to "run for God's sake; he's going to kill you!" and he looked towards Harry to see what he was doing. Brownlee then started after Harry and headed him off, and threw a weight across to the opposite and which hit some boxes; I then saw Brownlee have some picture frames and hit my son on the head with them. I then heard a shot fired but did not know who fired it; if I had not been afraid I could have rushed either one out of the front door. The other shots were fired very rapidly; during the shooting the Doctor kept advancing. When I hallooed Doctor kept advancing. When I hallooed "for God's sake Harry, rdn," Haber rdn out

of the store. Cross Examination-When I shoved the Doctor over after the scuffle, he resisted somewhat, and I stood and held him a short time, but when he grabbed the weight he got away. The first shot was fired after the Doctor had dropped the picture frames. Am not positive that Baber ran efear out of the store before the shooting.

Mrs. Conn called and sworn: Am a sister

of M. Abrams: was in the store on January 19th between 4 and 5 o'clock; saw Brownlee in Abrams' store; he was very angry. He inquired for Harry when he came in.
J. M. BEERE called: Live in Junction;

my shop is near A'brams' store; I heard a difficulty in the store, and went to the front and I saw Dr. Brownlee feeling over the counter, about middle way of the counter. He was looking toward the northwest corner. Heard loud talk after the scuffling. Wм. A. GOTHER called: Knew Brownles

one year; have seen him drunk; whisky made him boisterous; when drinking he generally went armed.

Cross Examination-I have seen him armed four or five times; have taken no

At. Charg called: Live in Junction; keep saloon. Brownlee was in my saloon on the day he was killed, about 2 o'clock. I asked Re said."I den't drink

in my drug store between 3:30 and 4 P. M. on the day of the shooting. He took one drink of whisky, but was sober when he left my

place.
Dati as Harpote called: Was in Junction on Jap. 19th. I was with Dr. Brownlee at the head of his office stairs between the hours of 4 and è P. M.; and saw him take a drink. He said nobaly would get up there. Said Casteel would never arrest him. He seemed to be un-

der the influence of liquor.

f. B. Lewis called: Saw Brownlee at about 4 o'clock on the day he was killed, at Lee's drug store. Do not think he was drunk. Doc. had a gun with him, and he said, "they think they are d-n smart, but I will show them they are not so smart as they think they are by night."

HENRY HUFFMAN called Knew Brownies

HENRY HUPPMAN callot. Knew Excenses one year. I can't say I ever saw him, under the influence of liquor. I went to the score after the killing and heard Harry say. "I had to kill the doctor or he would have killed me," and he said the doctor had a historiet and attempted to cut him in two. I talked to Brown, lee 10 or 15 minutes before the killing, and he

seemed to be sober,
MR. STEWART called: At the time of the homicide I was in Salomon's store, and heard what I thought was shooting. When I got out of the store I saw Kit Baber on the side-walk, after which I heard two shots fired inside the store. Cross examination.—When I went out Ba

ber was hallooing something. Have had conversation about what I would testify.

J. R. MILER called: I heard the shooting, and was at Salomon's store. Just as I got out on the sidewalk I heard two shots fired, and saw Baber spring out just at the two last

saw Baber spring out just at the two has reports.

W. J. Branwren called: Have known Kit Baber 14 years. Had a conversation with him the day after the abooting. He said that he could not hear any conversation at the time of the scuffle. He slice stated that he stood right behind Abrams when the last shot was fired, or words to like effect.

Dr. J. F. Hendern called: Am a physician. Have known Baber 13 years. Had a conversation with him after the killing. He said that old man Abrams did not come into the store will after Harry set the hatchet.

sation with him after the killing, He said that old man Abrams did not come into the store until after Harry got the hatchet.

J. F. WATERS called: Hava known Baber four or five years. I had a conversation with him, in which he stated that Harry said, "Doctor, you are not mad at me, are you?" The doctor said, "No, but I can whip two of you." Also said, that "the old man got hold of the hatchet."

batchet. G. W. HOWARD called: Know Baber. Had a conversation with Baber, in which he stated that "Brownlee had his hand on Harry's neck."

J. J. Hay called: Know C. C. Baber. Had a conversation with him, in which he states!: "I was scared so I did not know anything. I just stood and hallooed,"

Mr. Johnson called: Know Baber. Had a conversation with him to this effect: Brownlee and Abrams were standing talking together, and the doctor hit Harry, and then Abrams shot and killed him, and it served him

S. S. Train called I am publisher of the Disseminator; know Mr. Paker; had conversation with Baber in my office; he said, "I followed Abrams and tried to prevent the shooting, but he jerked away from me; and I also was there and did not leave the room until after the shooting." He also stated that Brownlee fell near the door, and after the fall Abrams fired three more shots into

the body.

L. Stitks called: Mr. Baber in his conversation with me left the impression that only Brownie, Harry Abrams and himself were present at the time of the homicide. WARE called: I know Baber; had a

onversation with him in which Baber stated "I hope he will be acquitted, or, he ought to be as he did it in self-defense;" he also stated that Dr. Brownlee was a bad and dangerous J. A. CHMORE called: I am acquainted

with N. Gilmore; he stated to me that he was sitting in his room and heard two or bree shots and then ran outside and saw Mr. Baber or the walk,

JAMES RILEY called: Know N. Gilmore: he stated to me that Baber was wild and did not know what he was doing; also stated

that he was on the sidewalk hallooing murder JAMES LUPER called: Knew Dr. Brownee: saw him on a spree one night, and he

duarrelsome. V. KRATZ called; Knew Dr. Brownlee; have seen him several times when he was under the inflictice of liquor; at one time he was pretty drunk and boisterous and quar-

relsome.

Cross Examination—Only saw him drunk once; never saw him under the influence of liquor more than two or three times.

The defense rests.

E. BUTLER called: Live in Jungtion; an 6 years old. Am acquainted with Harry Abrams; was present at the time of a souffle in December last and saw the rim broken in his hat by being kicked by one George Fos-

CLAY ZUMWALT called: I am acquainted with Abrams; had a conversation in the county jail with him in which he stated that when Brownlee came into the store he said:
"Harry, I want to buy a pistol; I had one
but it did not suit me and I gave it to Jim
Casteel." He also said: "While Brownlee
had me down he reached up on top of a box

and fook the hatchet down.

Casper Bickard, J. W. Harpole, Henry Moore, B. S. Hyland, S. Norman, J. W. Lingo, John Morgan and N. Gilmore were each called and teatified that James Casteel's reputation for truth and verseity was

SAM HOUSER called, I had a conversation with Harry Abrams at the county jail about two weeks after his incarce ation, in which he stated; "I shot him three times with self-cocking pistol and I did not see him flinch or any blood, and I then changed and took another pistol and shot him three times," or words to that effect.

W. S. Lee called: When the Doctor was drunk I could tell it by his manner and walk, and he would talk eilly and laugh. I think that it would take eight ounces of whisky to effect him; an ounce and a half would have no effect upon him. He was in my drug store fifteen minutes before shooting, and was sober. When Mr. Moore was in the store, Brownlee came in and asked if the boys had gone hunting; I said yes. Brownlee had made an arrangement to go hunting that evening with a couple of parties. Afterwards Brownlee said some-body was d-m smart, and they had better look out. He carried the shot gen cut of my store upstairs to his office, about fifteen my store upstairs to his office, abo

minutes previous to the shooting.

JOHN MILLIORN, SR.: Retide at Junction knew Dr. Brownlee, he was my family physician. He came to see my wife who was sick, about noon, and he was entirely

J. C. CAMPRELL! I met Dr. Brownlee just after 4 o'clock and talked with him until 4:30, p. m., and he was perfectly sober. It was about twenty-five minutes before the shooting. Took no drinks during the day

of shooting.

J. H. Bowerman called: Knew Brown leer came from Corneil Bluffs, Iowa, with him to Oregon, and have seen him drink liquor but have never knew him to get

J. H. Breev called: I keep a saloon in Junction: I was acquainted with Dr. Brown-lee; never saw him drunk. Saw the Doctor at 3 or 4 p. m on the day of killing, and he

was sober.
J. K. PAPKER called: Saw Dr. Brownlee on the 19th of January; the last time that I saw him was at 3:20, p. m. of that day, and he was sober.

R. M. MULHOLLAND called: He was solved

when he was last in my store.

N. L. Lee, Wm. Pitney, C. W. Wash-burne, V. Kratz, J. M. Reebs, John Wort-man, T. A. Milliorn, J. N. Luper and Jas. Crawford called, and testified that James

Casteel's reputation for truth and verseity Was good.

H. W. Annams recalled: Heard testimony of Emmet Butler. The tearing of the rim of the hat was first done while out fish-

WM: GUTHRIE recalled: Said that he noticed the break in rim of the hat spoken of by E. Butler, next morning after the

killing.
Cross Examination—Do not know positively when the hat was broken on the rim. At this time both sides rested.

ARGUMENTS BY COUNSEL.

Thursday evening Mr. Geo. B. Dorris, for the prosecution, opened the argument and cited numerous authorities to the Court. and cited numerous authorities to the Court,
Mr. Mallory also offered some authorities.
Friday morning Mr. Dorria, spoke to the
jury and reviewed the testimony in full in
an hour's apecach.

After Mr Dorris' asgument Mr Richard
Williams appeared for the defense, and cited
to the Court pumerous authorities, and theu
made a special of an hour before the jury,
and a valuining the testimony

made a speech of an hour before the jury; reviewing and explaining the testimony elicited during the trial.

Judge Burnett then appeared before the jury in behalf of the defense and delivered a very able argument, theroughly explaining the evidence, and appealing to the jury to carefully consider every point as the life and liberty of his client depended apon their action in the matter. It was one of the ablest effort we have ever heard the Judge make before a jury. The speaker held the

make before a jury. The speaker held the attention of the jury and audience as if by magic. He spoke nearly two hours.

Mr. Rufus Mallory then made the closing argument of the case in behalf of the State. He reviewed the testimony from the beginning to the end, and said that the State only wanted justice done to all concerned. He held the jury and the large audience present by his able argu-ment for over the law, hours. Mr. Mallory then closed his able spench with an eagnest appeal to the jury to do their duty in the matter; no dif-

ference what the consequences of their decision might be...

[We were compelled to go to press before Judge Bean delivered his opinion to the jury. We will publish the jury's verdict next week.

NOTES. . A very large number of spectators have been present during the entire trial.

The rulings in the Abrams case by Judge Bean are universally commended by the people.

There were 160 witnesses subpoensed in the Abrams case. Only about 60 were put on the stand.

Fine Colts.

We have seen to-day four fine colts belonging to Win. Smith, from the Hadley herse; two two year olds and two yearings.

They are fine and large colts of their age.

Mr. Hadley has taken a great deal of pains to show his horse's colts. Two years ago he gave a premium of \$20 for the best colt, and there was quite a number shown at that time, and they were hard to beat.

Last year he gave three premiums, \$5, \$10 and 85, at which time there were about 20 of his livrse's colts shown. They were a very fine lot, and it is hard for any horse to show better.

Mr. Hadley says that in Illinois, where the horse was raised, they saw a good many of his colts from 1 to 3 years old and they showed so well and proved him to he a good breeder,

\$2500 Appropriated.

Just as we go to press we learn that the County Court ha appropriated \$2500 for

Farmers.

We have a machine for tightening Wagon Wheel Tires without removing the tire from the wheel, or the wheel from the wagon; can tighten four tires in thirty minutes can tighten four tires in thirty minutes with out fire or water, at a cost of one cent for each tire. If this matter has any interest to you, please call at my store in Eugene City, where the machine will be shown and tested.

T. G. HENDRICKS.

Belknap Springs.

Mr J W Hixen has rebuilt the bridge across the river to these noted springs and has also put the wagon road in excellent shape. He ti busily engaged at present renovating the hotel bath houses, etc. Give him a call this Sum

INSTALLATION .- At a regular meeting of Butte Lodge, No. 367, I. O. G. T., the following officers were installed by F. A. Rankin Lodge Deputy: Bertha Cook, W. C. T.; J. H Houston, R. N. S.; S. S. Spencer, L. N. S.; Mrs. J. D. Smith, W. V. T.; A. O. Condit. Sec.; Mertie Griven, A. S.; T. L. Grave, F. S.; Lethe Keeney, T.; Alice Babb, C.; J. W. Christian, M.; Minnie McCain, D. M.; Lou Rush, Q. G.; Geo. Smith, O. G.

MARRIED. -On Sunday, May 6th, at 5 o'clock, at the residence of H. C. Vestel, near Cottage Grove, by the Rev. W. M. Houston, Mr. S B Morse, of Cresswell, 66 Miss Fannie Wallace of Cottage Grove.

Norice. - A third payment of 25 per cent. has been authorized by the Board of Directors of the L.C. M. A Stockholders can get their money by calling on John McClung. Rosco Knox, Sec'y.

CRYSTAL WEDDING .-- Mr. and Mrs. A. S. Patterson celebrated their fifteenth anniversary last Wednesday evening. Many costly presents were received from their many friends.

To ADVENTISERS.—Out of the 60 jurymen examined in the Abrams' case, when asked the question what paper they read the account of the killing in, all but three responded, in the EUGENE GUARD.

DRILL.—The Eugene Engine Co. and E. H. & L. Co. gave a joint drill last Thursday, which was witnessed by a large assemblage of poo-

ple. WANTED -A good girl to do general he work. Wages, 830 per month. Inquire at the IXL Store.

DIED .- At the family residence near Spri field, Jacuary 10, 1883, Mrs. Robt. Scott, aged 84 years.

Bons. -In Junction City, May 5th, 1883, to the wife of M. Pitney, a son.

The circulation of the GUARD is rap ncreasing. Advertisers should make a so