

on North street was just the same as is in front of the newspaper offices when the people are waiting for news. The Sheriff had sworn in about sixty men when he was arrested; they were ordered to keep quiet, and told that they were to protect the headquarters of the new Commissioners; they went up in squads of four or five at a time. Marshall Carmichael said he had orders to clear the Court house; there was a crowd of one hundred or more on the stairway and passages. The old police ordered everybody out of the Court house; there was no confusion until the old police ordered them out; witness had an order from the new Commissioners to sign from Sheriff Thomson, to summon 2,000 men as *posse comitatus* to protect their rooms; the Commissioners afterwards said 100 were enough; the Sheriff selected the men from those whom witness summoned; Mr. Amos and himself summoned them; did not know any political test in selecting them; a good many of them he judged would like to become police officers.

Cross-examined.—The Police Commissioners were preparing to attend to business in their office; there was no violent or riotous conduct among the men in the Sheriff's office; there was no riotous demonstration at the office of the Police Commissioners; saw nobody struck.

William Fuller sworn.—Had a note from Mr. Maund to come up to the Criminal Court; was sworn before the Judge. This witness then repeated the testimony given by him in the Criminal Court on Saturday last. Mr. Valiant said he was going to ask in a civil way of Messrs. Hindes and Wood to deliver up, then, if they did not he would take it by a *posse comitatus*; witness told him he had better consult Mrs. Valiant, Mr. Valiant said he had already consulted Mrs. Valiant and she had advised not to take the office.

Cross-examined.—Received a note from Mr. Maund, earnestly requesting him to call on him; did not report the conversation with Valiant to Mr. Maund or the Police Commissioners; received afterwards a second note; witness was not a volunteer in the case; never spoke of Mr. Young as having said anything to him on the subject; Mr. Valiant used the word "we" in conversing with witness.

By Judge Bartol.—Mr. Valiant said to him, we would go down to the old commissioners' office, and, if necessary, have a *posse comitatus* and put them out; I mentioned the word *mandamus*. Mr. V. said; "We want no *mandamus*; if the *posse* cannot put them out, then we have the Government forces."

Thomas Sewell Ball sworn.—Was present when the conversation took place between Mr. Valiant and Mr. Fuller, on Friday afternoon. (This witness then repeated the conversation as testified to by Mr. Fuller.) Mr. Valiant said he was sorry he was appointed, but as long as he was appointed, he