

the warrants in his official capacity; he asked the Court to issue warrants for Messrs. Young and Valiant; the court ordered them to give bail to keep the peace; there was no effort made by them to examine witnesses in their behalf; the parties declined to give the bail.

Cross-examined.—Witness made no affidavit in the case; the Judge was on the bench; saw no actual evidence; in his judgment, the act of swearing in men by the Sheriff was an unlawful assemblage. Mr. Maund then related the circumstances under which the warrants for the arrest of Messrs. Young and Valiant were issued.

Robert E. Eccleston sworn.—Is a policeman; was at the Western station on Saturday morning; saw two men on the street with white ribbons; one was named James Rhodes, and both were intoxicated; spoke to James Rhodes, he was formerly on our force; did't know the other; witness was not at the court house that day; thinks he saw these men about the middle of the day.

Mr. Stirling presented a copy of the Baltimore American, of Monday, 5th of November, containing an order from the new board of police commissioners to the marshals and police force, to refrain from obeying any other board, &c., and asked to have the same admitted as testimony.

Thos. H. Carmichael sworn.—Is marshal of the police force of Baltimore; was in the court house on Saturday, 3d November, in the exercise of his duty, with forty officers, and cleared the court house out, and selected some good officers, placed them at the doors with orders to let no one in unless on business; the court house was packed with people; it was impossible to pass through the crowd without pushing; didn't remain long in the court house; great crowds were on Baltimore street at that time, the largest crowd witness ever saw in the square was on that day; has seen larger crowds at mass meetings there; the crowd on Baltimore street extended from Frederick to Light street; Holliday street was also greatly crowded; had a large police force on these streets, every available man being sent there; the crowd was pushing around, and appeared considerably excited; on North street the crowd was very great, extending from Baltimore to Fayette street; sent no officers into the Criminal Court; saw no one knocked down in the rotunda of the court house; saw no one draw a pistol there.

A discussion arose between counsel as to the admissibility of evidence; by the witness in relation to his knowledge of certain arms in South Charles street, and his action in reference thereto, on Monday, the 5th November, 1866.

The court ruled the testimony inadmissible.

Examination resumed.—Witness saw persons loading muskets on the 5th instant.

Cross-examination.—Does not know the hour that witness