

street or coming down the street? A. Yes, sir; I saw a little boy; he was right in front of the house at the time of the noise and he stopped there and stood there until this noise ceased.

Q. What did he have? A. He had a little sack of flour on his shoulder, a little paper sack and he was going toward Murray Hill.

Q. Did you know that little boy? A. No, sir; I did not.

#### CROSS-EXAMINATION.

Q. (Mr. Brady): What time did you say you were sitting at the window writing those letters? A. I said I went in the parlor about eleven o'clock or a few minutes after.

Q. Eleven or a few minutes after? A. A few minutes after eleven.

Q. You were sitting at the window? A. At the window.

Q. How were the blinds? A. I had my shutters closed, and the blinds were partly open.

Q. You heard noise? A. I heard this noise.

Q. You say it sounded somewhat like a chair dropping? A. I said it sounded as though somebody was wrestling in there.

Q. I thought you said like somebody fell up against the door? A. Yes, after this rushing noise towards the door and this bump against the door and the chair against the window.

Q. Very much of a racket there? A. Yes, sir; it was so, because I told my sister about it.

Q. When was your sister? A. My sister was not in there at the time the noise was going on, she came in afterwards, she was in the kitchen.

Q. Where was she? A. She was in the kitchen.

Q. How long after that was it that she came in there? A. Well, I guess she came in about five minutes after that as near as I can judge it.

Q. What did she do then? A. She sat in there with me.

Q. How far from you? A. It was not no distance from me, she was sitting at the window, only she was sitting in the corner and I was sitting right in front of the window.

Q. She was not near the window? A. Yes, she was near the window, but she was sitting in the corner on the settee, it was sitting cat-acorned.

Q. Was she at the window? A. After I called her.

Q. When did you call her? A. After the man walked off the porch.

Q. Going up the street? A. Yes, sir; and I asked her what his name was.

Q. How far was he from the porch; the man you saw, when you asked her his name? A. Well, he was between the Brandon's home and Mrs. King's home.

Q. When did you tell her of the noise? A. I told her of the noise as soon as she came in.

Q. As soon as she came in, and when you asked her who that was going up the street, this man then was the distance of right in front of Mrs. King's, I understand? A. Yes, between the Brandons and Mrs. King, I know he was not far.

Q. Then she came to the shutter and looked out? A. She looked out.

Q. And saw this man? A. She did.

Q. Saw his face? A. She certainly did.

Q. Full face? A. I don't know whether full face, she saw him as he turned his face around and when he turned around looking behind he had turned towards us, he turned around that way.

Q. Then he went right towards West street? A. Towards West street.

Q. And that is where Mr. Martin's saloon is? A. He lives up that way.

Q. As I understood you to say, that you kept your eye across that street after having heard that noise and you saw this man put his head out the door, look up the street, down the street, is that what you said? A. Yes, sir; that was about fifteen or twenty minutes after I heard this noise.

Q. But your sister was in the corner? A. I didn't say she was in there then, I said I told her about it shortly after she came in, she was not in there when I heard the noise.

Q. I understand that, but she was in there then when you saw her put her head out the door? A. She was in there when the man put his head out the door.

Q. And looked up and down the street, is that right? A. That is right.

Q. Did you call her attention to that? A. I did, but she didn't get up right then, when she got up the man was off the porch, that was when I wanted her to see him walking off the porch.

Q. I thought you said to her who is that man going up there? A. I said "Look, quick, quick, who is that man" and then I told her about him coming out of the house.

Q. Then it took him a little time no doubt to look up and down the street and you called her attention to that and she didn't get up? A. No, I didn't call her attention at the time he was looking up and down the street because I was gazing in his face myself.

Q. Why didn't you tell her then when you saw him put his face out the door and looked up and down the street? A. I called her, I wanted her to see him before he got off the porch, but she didn't come right then and he had gotten off the porch when she saw him.

Q. He had gotten off the porch and walked about how many feet, do you suppose, can you measure it, was it the distance from where I am to you (indicating)? A. No, it was not that far, I don't think.

Q. Was it this far (indicating)? A. I guess about that far, that is on the pavement, I mean on the pavement.

Q. In going from the door on the porch it is about how many feet, do you know? A. No, I don't know, it is not a wide porch.

Q. Four feet? A. I don't know, I guess so.

Q. Six feet? A. I don't know how many feet it is, it is a narrow porch.

Q. Where was your sister, how far was she from you, she sat right in the corner, I understand? A. Yes, all she had to do was to get up and look out the window.

Q. Look out the shutters? A. Yes.

Q. But she didn't see him until he had gotten up the street? A. He was not far up the street.

Q. Now, how long was your sister in the room with you before you saw this man that you speak of come out of that house? A. How long was she there before I saw the man?

Q. Yes, how long? A. I don't know, she was not in there long.

Q. She was there long enough for you to tell her about the noise? A. Yes.

Q. And the racket you heard across the street? A. She was.

Q. Now when did you first hear of Mrs. Brandon's death? A. Well, I heard that a few minutes after—I don't know about five o'clock, I don't know what time it was in the afternoon or the evening.

Q. Quite an excitement around there, was it not? A. Yes, sir; it was.

Q. What? A. It was.

Q. Did you hear that she had been murdered? A. I did.

Q. When did you hear that? A. I think I heard it that evening.

Q. Do you know who told you? A. Who told me?

Q. Yes? A. Why, no, I heard it singing around, the people out in the street said it.

Q. Who was the first one that told you? A. I don't know that any one told me personally, of course, it was singing in the street, anybody would be liable to have heard it.

Q. You don't know who told you of it first? A. No, I don't.

Q. Did you talk to any one about it, after you heard it? A. Yes, I talked to several persons.

Q. Who was the first you talked to after you heard it? A. Well, the first one was Mr. and Mrs. Harris.

(Mr. Hartman): What are you asking her about now, about the murder or what she testified to?

(Mr. Grason): The question speaks for itself.

(The Court): Who she told about what she saw?

(Question repeated.)

A. The very first was my mother, I told my mother of it even before I heard she was murdered.

Q. After you heard she was murdered, I asked you who you talked to first about it?

(Mr. Green): About what?

(Mr. Brady): About the murder?

A. Well, the very first person was Mr. and Mrs. Harris.

Q. What did you say to them?

(Objected to; objection sustained.)

Q. Did you make known to them what you saw? A. I did.

Q. That was about what time on the evening of the afternoon of the Wednesday, when this unfortunate occurrence took place? A. Well, I guess, it was about half-past six as near as I can get at it, I can't tell you the exact time, as near as I can get at it, I guess, it was six or seven o'clock but I know it was that very evening.

Q. Did you talk to Catherine Brown? A. No, I did not.

Q. Shortly after the occurrence? A. I did not.

Q. Did you talk to Reverend Williams? A. No, he was in the home and I had been out and came in and he was talking to my mother.

Q. When was that? A. I think it was the evening that this man was arrested.

Q. I am trying to confine yourself to the Wednesday, the 8th of August, last, after you heard that Mrs. Brandon had been murdered? A. Did I talk to him then?

Q. Yes? A. I did not.

Q. Did you talk to Catherine Brown? A. I did not.

Q. Did you talk in the presence of Mary Markell that lives on Clay street? A. No, I have not; I don't know when I have had any conversation with her, or even talked with her. I know her.

Q. Talk in her presence? A. No, I have not.

Q. Did you have any conversation at the time with Fannie Hall? A. Yes.

Q. Was not Fannie Hall, Reverend Williams, Catherine Brown and Mary Makel together at the time? A. No, I told this Mrs. Fannie Hall about it in my home, because she was living with us.

Q. Told her what? A. What I had seen and what I had heard.

Q. What you had seen and what you had heard? A. Because she was living at my home.

Q. We are talking about the Wednesday, August 8th, and you are confining yourself to that, are you? A. Yes, sir; I did not have any talk with these women.

Q. Did you make the statement in the presence of Reverend Williams, Catherine Brown and Mary Makel, that you thought it strange that you had not seen Mrs. Brandon all that day, that you had noticed that the house had been closed and saw no one about there the entire day? A. I did not mention it to them.

Q. That was right near your home? A. Yes, sir; it is.

Q. I am talking about right near your home that you talked to these people and made this statement or statements to that effect on that same day in the evening? A. Well, I know the ones I told it to that very evening and in fact I know every one that I mentioned it to.

Q. But you didn't make those statements to those people? A. That evening I did not; I know to Mrs. Fannie Hall, because she lived in the house.

Q. What did you tell Mrs. Fannie Hall? A. I told her just what I had heard and seen.

(Objected to; objection sustained.)

Q. I will ask you further, that the following Sunday did you say to Lottie Hamilton—do you know Lottie Hamilton? A. I do.

Q. Did you talk to her after this Wednesday at any time, about what you had heard? A. I did not.

Q. Did you talk about Mrs. Brandon having been murdered? A. I remember talking to her and she was telling me about it, but I did not explain anything to her what I had seen or heard.

Q. You talked to her about it on Friday, was it not? A. I don't know whether on Friday or what day it was I stopped in and she was talking to me about it.

Q. You talked to her about it? A. She talked to me about it, but I didn't tell her what I knew about it.

Q. Why didn't you, she is a friend of yours? A. Well, she is a friend of my mother's; she is an old lady, and, of course, I didn't feel it was my duty to explain and tell her about it because I had told several of them and some of them I had told advised me not to tell it to any one else.

Q. Who did you tell? A. Who did I tell?

Q. Yes? A. What do you mean altogether?

Q. Yes, I want to know every one you told, the names of them, what you saw that morning and what you heard? A. Well it was told to Mr. and Mrs. Harris, I told them.

Q. They are residents? A. They live on Morris street.

Q. Who else? A. And I told Mrs. Anita Parlett, she was the next one.

Q. Where did she live? A. She lives on Morris street.

Q. Who else? A. Then I told Mrs. Scott, she lives on Second street, that is Mr. Fletcher's mother.

Q. Who else?

(Objected to.)

(The Court): Let her answer, I see the purpose of it. You mentioned Fannie Hall, you want to include her?

(Witness): Yes, she knew all about it and Mr. and Mrs. Johns on Second street, of course, I recall them because my mother explained it to them, but I told it to Mrs. Carroll, she lived right on the next corner.

Q. What was her first name? A. I think Mrs. Ella Carroll. I am not sure but she lived on the corner.

(The Court): Who did you say your mother told?



A. I say my mother told Mr. and Mrs. Johns and she told the Doctor and she told several of them also.

Q. Now, you say the first you told was Mrs. Harris? A. They were the very first I told to the outside.

Q. They advised you not to say anything about it? A. They did.

Q. You didn't follow their advice? A. I had no intention of hiding it, not telling it at all.

Q. You didn't follow their advice, because you told it to a number of others? A. Yes, and those I told it to they said not to mention it and they were telling it themselves because somebody came right back and told me they heard it.

Q. When were you telling all this? A. Well, after it happened.

Q. How long after? A. Well, I told it before that following Monday.

Q. All this was before that? A. Yes, I told it to these people.

Q. You knew there were a number of detectives down there looking for a suspect, didn't you? A. I did.

Q. You know there was a good deal of excitement going on down there in the town as to who did it, did you? A. Yes, sir.

Q. You never told any of the authorities that, did you? A. No, I didn't tell any of them until that Monday.

Q. Until Monday? A. Until Monday.

Q. That was from Wednesday until Monday? A. Yes, sir.

Q. That was Thursday, Friday, Saturday, Sunday and Monday, why did you then tell the authorities? A. Well I didn't tell it to them, I told it to Mrs. Murray that Monday and then she made it known to the authorities.

Q. You went down and told it to Mrs. Murray that Monday and she made it known to the authorities? A. Yes, sir.

Q. Did any of the authorities come to your home to talk to you? A. Yes, sir; they came to my home, but they didn't see me.

Q. Where were you? A. I was there when two ladies came there.

Q. I am talking about the authorities? A. No; they did not; I didn't see any of them.

Q. You say you were not home when the authorities came there; I mean the officers of the law? A. I don't remember any coming there.

Q. Were you there all that week? A. I was.

Q. And no one came to see you about it? A. If they came there, they didn't see me—yes; I remember one night a man came there and said he was a newspaper man, and this was about 10 o'clock and he asked to see me.

Q. Did you see him? A. I was upstairs. No; I would not be seen by him.

Q. You don't know whether any of the officers of the law came there to see you? A. Not to my knowledge.

Q. You were not seeing officers, any of the officers? A. No; I didn't see any of them.

Q. Did you stay home all that week? A. Yes; I was home that week, at home all the time.

Q. At home all the time? A. Yes, sir.

Q. You don't work, do you? A. No; I am not working now.

Q. You were not working that day? A. What do you mean; did I work that day?

Q. Yes. A. I sewed; no, I don't work out; I was home.

Q. Had you known Mrs. Murray? A. Well, I knew her through my mother.

Q. You knew her through your mother? A. Yes.

Q. You didn't know her personally? A. Yes, I did; have seen her, several times.

Q. You had never spoke to her before? A. Oh, yes; I had.

Q. Are you not a total stranger to her? A. No, sir; I am not. I have talked to her, I guess, about once or twice. I went over there once when my mother was over there doing some laundry work for her. I went over to see my mother.

Q. Now, I want to call your attention to the Sunday following. On your way home from church Sunday morning, did you stop and talk to Julia Carroll about this unfortunate occurrence. A. Yes. We stopped, but she began talking of the affair; but I never told her anything of what I had seen or heard.

Q. Who was present then? A. My sister.

Q. Her sister? A. My sister, and I think her daughter was on the porch.

Q. What is her daughter's name? A. I think, Julia.

Q. Is it Clara Bell Roberts? A. Yes; that is right.

Q. Anyone else? A. I don't remember.

Q. Was a woman there by the name of Mary Bias, a very elderly, old woman? A. I don't think, on her porch.

Q. Or nearby? A. I think she was nearby.

Q. You talked about it with those people? A. No, I didn't talk about it; they were the ones that were talking.

Q. Did you make any comment at all? A. Nothing of what I had seen or heard to them.

Q. Did you say to them, or say to Julia Carroll, or one of the three, in each other's presence, that "You had seen no one come out of the house or about that house that day"? A. I positively did not.

Q. Did you say you noticed that the blinds were down, and remained that way all day? A. I did not, because the blinds were not down; the shades were up enough for me to see the top of this chair.

Q. I am asking you if you said those things? A. I did not say it.

Q. Did you say it was the custom of Mrs. Brandon to pull down her shades in the afternoon? A. To whom?

Q. In the presence of those people?

(Objected to.)

(Objection overruled.)

A. I don't remember saying it to them.

Q. You may have said that? A. I don't remember saying it.

Q. May you have said it? A. I know I have said it to people, but I don't remember saying it to them.

(Mr. Grason): What is that? A. I have mentioned it to people, but I don't remember saying it to them.

Q. (Mr. Brady): How long had you been sitting in that window that morning? A. Well, I went in, I said, about 11 or a little after 11.

Q. What were you doing before that time? A. I ate my breakfast; I didn't have breakfast until late, and as soon as I got through my breakfast I went in to write my letters.

Q. Did you eat your breakfast just as soon as you got up? A. No, I did not.

Q. What time did you get up that morning? A. Well, I judge it was about after 8 o'clock, between 8 and half-past.

Q. What were you doing from that time until you ate your breakfast? A. Well, I didn't get downstairs until about 9, and when I got downstairs I found that my mother had gone out and left the oil stove burning and the place was full of soot and the stove was about to explode, and then I called my sister to come down, because she was not down, to help me clean the soot up, and after I cleaned up the place, then I went on and got my breakfast.

Q. Then you say, with all this excitement down there and your knowledge that they were looking—I will ask you this question: Did you know that some other people were under suspicion?

(Objected to.)

(The Court): Get your full question in.

Q. Did you know during that week that there were other people under surveillance and suspicion as to killing Mrs. Brandon?

(Objected to.)

(Objection overruled.)

A. I don't know.

(Mr. Grason): What?

(Witness): I don't know.

Q. You didn't know, living directly across the street, that the detectives were not down there and the police officers? A. Yes. I knew they were down there.

Q. And the police officers were looking around? A. Yes. They were.

Q. For somebody that killed Mrs. Brandon? A. Yes.

Q. You knew that? A. Yes; I understand it.

Q. But you didn't feel that you ought to tell these people?  
A. I did so. That is why I asked these other people their opinion; I had mentioned it to them.

Q. Why didn't you go immediately to them so as to remove those from suspicion? A. Well, I was taken sick that evening and became all nervous, and my mother sent out for the doctor.

Q. You are of a very nervous temperament?

(Objected to; objection overruled.)

A. At times most everybody is liable to get nervous, it all depends.

Q. You are subject to hysteria? A. I am not.

Q. Don't you get hysterical sometimes? A. Well, not often, sometimes I get nervous of course.

Q. Then you get hysterical? A. Of course that night I was taken sick.

Q. When? A. That evening I was taken sick and became very nervous.

Q. Now, you do say that you knew of these things going on there, but you didn't feel it your duty to go and tell these officers? A. I did not.

Q. You didn't tell these officers there? A. It was not my place to go out and I didn't think to go out and tell the officers.

Q. Did you send for a doctor that evening you were taken sick? A. My mother sent for a doctor.

Q. Which Doctor? A. Doctor Garcia.

Q. Did he come? A. He certainly did.

Q. Did you tell him? A. My mother told him.

Q. About what? A. Of course he wanted to know why I was in that nervous condition and she up and told him, I didn't tell him, she told him herself.

Q. Did you on the day, or the Sunday, that you came from church and stopped and talked with Julia Carroll, Mary Belle Roberts and Mary Bias, go so far as to point across the street from where they lived, not where you lived, and show about how the blinds were? A. No.

Q. You didn't sit at the window that morning at all until eleven o'clock? A. What do you mean?

Q. Before that, did you sit there? A. No.

Q. You didn't see Mrs. Brandon or anybody that morning? A. No, I didn't see her the whole day.

Q. But you are positive it was about eleven o'clock or a few minutes after eleven when you first heard the racket? A. When I first went to the parlor I said it was eleven or a few minutes after eleven, when I went in the parlor.

Q. Did you see an express wagon in front of Mrs. King's that morning? A. I did not.

Q. That was a very hot day, was it not? A. Well, I don't know whether it was so hot or not, I judge it was warm.

#### RE-DIRECT EXAMINATION.

Q. You say that some of these people advised you not to tell what you saw and heard, did they? A. Yes, they did.

Q. Why did they advise you not to tell it?

(Objected to.)

Q. Why did they tell you not to tell it, what reason did they tell for not telling it?

(Objected to; objection overruled; exception noted.)

A. They said if I told it, it was liable to cause a race riot.