

A. Well, I don't know if she had any other bills; I am pretty sure she didn't have any change to my knowledge she might have had a little change, it would not have been enough for what I went to the store after.

Q. After your wife's death, Mr. Brandon, did you miss anything from the house? A. Well, I never saw any money there. I never saw that dollar bill again.

Q. You never saw that dollar bill? A. No, sir.

Q. When you first went in the front room, did you notice anything about that? A. I noticed the rug was kind of rumpled, I didn't pay much attention to it at the time, because I didn't think anything had happened in there.

Q. What did you do when you first opened the front door?  
A. I called my wife and whistled to her?

Q. Is that your custom and habit? A. I always did that when I came home.

Q. Did you say anything to her? A. I called her.

Q. What were the words you used, do you remember?

Objected to.)

(The Court): I don't see the purpose of it.

(Mr. Green): Showing what he did just previous to finding the body, how he came to go in the other room to see her, when he entered the front door he whistled and called to her and didn't get an answer, that made him go in the other room to look for her.

(The Court): He said he did that, no matter what he said,

#### CROSS-EXAMINATION.

(Mr. Brady): The night before, what time did you arrive home from work? A. The usual time about quarter of five. he went.

Q. What did you do after that, did you remain home? A. After supper we—I don't recall exactly what we did do.

Q. What time did you go to bed? A. About a little after ten.

Q. A little after ten? A. I think so, I am not sure.

Q. Did you that night, Mr. Brandon, have any marital relations with your wife? A. Yes.

(Objected to.)

(The Court): There may be some reason for that, I will let it stand.

Q. About what time was that? A. Well, little after ten, not long after we retired.

Q. The next morning I understand you rose about seven o'clock? A. Yes.

Q. You had your breakfast and went to work? A. Yes, sir.

Q. You said something about when you returned home and called your wife and not having received an answer that you went in this middle room and you thought she had fainted, is that what I understood you to say? A. That is what I said.

Q. Why did you think she had fainted, was she in the habit of fainting? A. She never fainted before, but I knew women in these conditions were subject to faints at most any time.

Q. Now, had your wife up to that time shown a little fainty effect from the cause of her condition? A. No, sir.

Q. Now, you went in the room as I understood and opened the door and the only thing you noticed was that the rug was a little rumped, is that right? A. That is the front room.

Q. What kind of a rug was that, how large? A. 9 by 12.

Q. Now, will you tell me just how it was rumped, were the corners turned up? A. No, the corners were tacked down, but it looked like something had been dragged across it, a little whirly or wavy course there.

Q. Had you known whether those little waves were there the day before? A. No, they were not there before. Any one walking over them would have kicked them out.

Q. Any one walking over them would have kicked them out?  
A. Yes, more than likely.

Q. What was the size of the room? A. Good size room, about 12 by 18, I guess.

Q. What furniture did you have in that room? A. We had a library table in the center of the room, Grafonola, a cot and about three or four, or maybe five chairs.

Q. Now, when you went in the middle room and saw your wife, just describe to the Court and the jury how she was lying on the bed? A. She was lying on her side with one arm thrown out like that (indicating) and her lower limbs were crossed.

Q. The lower limbs were crossed, what was the condition of the body? A. I don't recall exactly the condition of the body now.

Q. You don't recall that, did you look at her features? A. I didn't take any—I was only in there a couple of seconds, I didn't notice very closely.

Q. You didn't know whether she was dead or fainting when you saw her first? A. No, that is when I went out for help, I spoke to her and she didn't speak.

Q. When did you see the marks on her neck? A. When I was in there.

Q. In those one or two seconds? A. Yes, I saw that and came out.

Q. And you say she was lying on her side with one arm under her and one over this way (indicating)? A. I don't recall whether one arm was under her, but one arm was thrown over.

Q. You were very much excited, were you not? A. Yes, sir.

Q. Why did you—if you can't describe with any more particularity, then you have described, why did you observe these

marks so closely on her neck, that that was so bruised and torn and scratched? A. I didn't notice so bruised and torn and scratched that time as I did the next day.

Q. The next day? A. When I first went in I noticed her neck was bruised, and the whole thing was told to me what had happened the next time I was down to the undertaker's and I noticed a little closer.

Q. That was after the autopsy had been performed? A. I don't know whether it had or not.

Q. It was the next day? A. The next morning.

Q. Had you observed her face? A. When do you mean, the next morning or when I first went in there?

Q. That same evening that you went in there and were in there a couple of seconds? A. I didn't observe closely.

Q. Did you look at her face? A. Yes, sir.

Q. What did you see, what was the color of her face, what was on her face? A. Her face seemed to be natural, I could only see one side of her face, that seemed to be the natural color, except two marks there that looked like pencil marks not any wider than a pencil mark and about an inch long.

Q. You didn't touch the body? A. I laid my hand on her shoulder when I first went in.

Q. You didn't lift her up to see whether she was fainting or she was dead? A. No, sir.

Q. That is all you did, laid your hand on her shoulder? A. Yes, sir.

Q. That was as far as you went?

(No answer.)

Q. Did you see any marks on her face? A. I noticed those two marks on her cheek, like pencil marks.

Q. Were they dark? A. They were only about as wide as a pencil mark and about an inch long, I would not say they were black or red, or what color, but they were dark color.

Q. On which side of the face were those marks? A. It was on the right cheek, right side of the face.

Q. The other side, I understand, was down? A. Was on the bed.

Q. Now, what kind of a bed was that? A. It was a double bed, brass bed.

Q. How was it located in this room, how was it situated, where was it placed? A. The head of the bed was against the wall and very nearly in the center of the room.

Q. You could get on either side of it? A. Yes, sir.

Q. How near to the head of the bed was your wife's head about? A. Well, not anywhere near it, she was lying with her head at the foot of the bed.

Q. How near was it to the foot of the bed? A. I don't recall exactly, it was no more than a foot, I don't suppose.

Q. Was there anything else on that bed, that you observed?  
A. No, sir.

Q. Then you went out and called Mrs. Birch, did you say?  
A. Yes, sir.

Q. Was she a white or colored woman? A. White woman,

Q. Who else in there besides Mrs. Birch, if you can recall?  
A. I called Mrs. Birch first and then I called Mrs.—I can't recall her name now—Mrs. Mrs. Sorrells.

Q. Any one else? A. I can't remember just at the time now.

Q. How long were you out of the house? A. Not more than about ten minutes I guess.

Q. When you came back, did Mrs. Birch and Mrs. Sorrells come with you, or had they gone ahead of you? A. They were already in the house when I came there.

Q. Anybody else in the house? A. Yes, quite a few.

Q. Who were they? A. There was Mrs. Birch and Mrs. Sorrells and Mrs. Grant, Mrs. Birch's sister.

Q. Any one else? A. Well, there were several friends that I knew by sight, I didn't know them by name.

Q. Quite a number of them in there? A. There were five or six.

Q. What were they doing, did they do anything at all? A. I didn't notice closely, I didn't notice them doing anything.

Q. Did they disturb the body, touch it or move it in any way? A. I could not say whether they did or not.

Q. How long after that was it that the doctor came? A. The doctor went in the same time I did, may be one or two steps ahead of me.

Q. Who lived next door to you? A. Mr. and Mrs. King.

Q. On the other side? A. Mr. Williams.

Q. How far does Mrs. Sorrell and Mrs. Birch live from you? A. Mrs. Birch lives next door to where Kings live and Mrs. Sorrell next door to Birches.

Q. Mrs. Birch on the porch? A. No.

Q. You had to call her? A. Yes.

Q. Why didn't you go directly next door, to Mrs. King? A. They had only been there a day or so and more or less strangers.

Q. Didn't you know them? A. Yes, I had met them and talked to them, but didn't want to go to somebody that I hardly knew, I would rather have somebody that knew my wife and knew the condition, older women.

Q. Was Mr. King very friendly with you and at your home? A. He was a friend of mine, yes; always used to stand on the back porch and talk about different things.

Q. Is that the only reason you didn't go next door and call Mrs. King, instead of going up and calling Mrs. Birch? A. Yes.

Q. Your only reason? A. I didn't want to bother them, she is a younger woman than Mrs. Birch and Mrs. Sorrell and they knew more about my wife's condition than Mrs. King did.

Q. Now, how long did you remain at home? A. You mean after the doctor came there?

Q. Yes? A. I was in the front room there continuously until about eleven o'clock I guess, I don't know what time it was, Mr. Green and myself and Mr. Dougherty—no, not Mr. Dougherty, Mr. Pohler, and several other men and we all left together.

Q. What time was that? A. I don't know, it was late.

Q. Some where near the time? A. I could not give you any idea what time we did leave, I didn't get back there I know until one or two o'clock in the morning.

Q. You say you were there at the time Mr. Green, the State's Attorney, was there? A. Yes.

Q. And Mr. Dougherty and two detectives? A. Not Mr. Dougherty.

Q. Mr. Kratz and Mr. Pohler? A. Yes, sir.

Q. How long did you stay there with Mr. Kratz and Mr. Pohler and Mr. Green? A. After we left the house?

Q. No, I am talking about whilst you were in there? A. I stayed there the whole evening, I was not bothering about time.

Q. Why did you go out? A. They asked me to go out.

Q. Where did they go? A. We got in a machine and went up to the Court House.

Q. You got in the machine, who was in the machine with you? A. Mr. Green, the detectives from Baltimore; I do not recall who they were.

Q. Why did they carry you to the Court House?

(Objected to.)

(The Court): Unless you can show me some reason for it.

(Mr. Brady): My only reason in asking these questions is to show that the detectives were hunting for some one who committed that act and they first suspected Brandon.

(The Court): You had better ask them that; if permissible at all, it would be in the examination of them.

(Objection sustained; exception noted.)

To which ruling of the Court the traverser by his counsel excepted and prays the Court to sign and seal this his Second Bill of Exceptions, which is accordingly done this 23rd day of September, 1918.

FRANK I. DUNCAN. (Seal)

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VALENTINE N. BRANDON, testimony continued.

Q. Now, Mr. Brandon, what furniture was in that middle room, your bed room? A. There was a bed and dresser and chiffonier and couple of chairs.

Q. How did you find that room when you went in there first? A. I don't recall whether the chairs were, but the single pieces were not moved away.

Q. Everything was in order, nothing there disturbed as far as you saw, is that right? A. I would not say they were not disturbed; the room was kind of dark and the kitchen door was shut and the shades pulled down and the door locked on the inside.

Q. What was the condition of the front room, were the blinds down? A. I don't recall whether the blinds were down, but the door was partly open and the light came in the door.

Q. Why can you say you noticed the rugs in the front room when you went in there first were slightly disturbed just as if some one had scraped over them and you can't now say as to the condition and the order of the furniture in the middle room? A. Well, the front room is a large room and I walked right straight from the door through and could not help seeing the room and the middle room was a small room and very little floor space outside of the furniture and I didn't notice anything.

Q. As a matter of fact, you saw nothing, nothing was disturbed? A. I didn't notice anything disturbed.

Q. How long had the Kings lived next door to you? A. I don't know. Mr. King had been there two or three weeks, I think; I am not sure.

Q. When did Mrs. King come? A. This happened on Wednesday, I think she came down the Sunday or Monday previous to that.

Q. Monday previous to that? A. I think so.

Q. After you discovered your wife in that condition, did you go to the drug store to telephone? A. No, sir.

Q. You didn't telephone to any one? A. Not from the drug store; no.

Q. Any place? A. From the bakery.

Q. Who did you telephone to? A. I didn't do the telephoning directly myself; I asked her to call a doctor for me; I didn't know any doctors in Annapolis, never had occasion to call them before.

Q. Did you call anybody out of town? A. When in the bakery Mr. O'Neill came out and I asked him—he had lived there longer than I had, and he tried to get his doctor for me, and while trying to get his doctor I went couple of doors below and called up Washington, my home.

Q. Who did you call up? A. My mother.

Q. Did you get your mother? A. Yes, sir.

Q. When did she come over? A. She came over that evening.

Q. What time did she come over? A. I guess about seven or eight o'clock.

Q. Seven or eight o'clock? A. Yes, sir.

Q. Just try to give me an idea of the size of the middle room? A. Well it was a 9 by 12 rug on it and not more than a few inches to the width of it and may be a foot or more to the length.

Q. Very small room? A. Yes, sir.

Q. 9 by 12? A. A little more than 9 by 12.

Q. You had a bed and three chairs and a chiffonier? A. Had a bed and dresser and chiffonier and one or two chairs.

Q. That pretty well crowded the room? A. Yes, sir.

Q. Now the kitchen, did you go in the kitchen? A. No, sir.

Q. You didn't observe the kitchen? A. No, sir.

Q. A brass bed, you said? A. Yes, sir.

Q. Was any one taking care, or with your wife at the time of this, while she was with child, the latter part? A. There was a Mrs. Stewart that called there occasionally to talk to her and advise her.

Q. Who is Mrs. Stewart? A. She is the nurse that lived there in town.

Q. What kind of a nurse? A. I don't know what kind of a nurse you would call her.

Q. For treatment of women? A. For these kind of cases.

Q. Mid-wife? A. I guess you would call her a mid-wife.

Q. I want to call your attention—was there not a colored woman by the name of Carroll who also came over there when you discovered your wife in that condition? A. What name?

Q. Carroll, I think her name is? A. I don't know her, she might have been over there.

Q. Ella Carroll? A. I don't know her by name.

Q. She may have been? A. She may have been for all I know.

#### RE-DIRECT EXAMINATION.

Q. How old was your wife? A. She was one year senior to me 22 I guess.

Q. How big a woman was she? A. Very small woman, shorter than me and not very heavy.

Q. About what did she weigh, do you know? A. No, about 115 pounds, I suppose.

Q. On Tuesday night after you retired, it has been testified you had intercourse with your wife, what did you do after that intercourse, what was done, what did your wife do? A. She got up right away and went out in the other room.

Q. What did she do?

(Mr. Brady): If he knows.

A. Well, she didn't tell me what she was doing, but I know what she was doing.

Q. Did she bring you anything? A. Yes.

Q. What did she bring you? A. A small wash cloth.

Q. For what purpose? A. We always used a cloth after intercourse.

Q. For what purpose? A. For cleansing ourselves.