

James Clabaugh. - Mary Mundrick.

Q. No further questions.

By Mr. Pierro:

Nothing more.

By The Court:

You are prohibited from discussing your testimony with anyone, except the District Attorney or his staff.

(Excused from witness stand.)

MARY A. MUNDRICK, being duly sworn according to law, testified as follows:

DIRECT EXAMINATION

By Mr. Ertel:

Q. Mrs. Mundrick, would you state your full name?

A. Mrs. Mary Agnes Mundrick.

Q. Mrs. Mundrick, where do you reside?

A. 905 West Central Avenue, South Williamsport.

Q. How far is that from the Hubbard home?

A. About a block.

Q. Where is it in relation to St. Lawrence Church?

A. Right opposite it, not the Church, the School, opposite the School.

Q. Returning to the 19th of October, did you have the occasion to see a girl at some time in the afternoon?

A. Yes, I did.

Q. Can you tell us what time in the afternoon that was?

A. I would judge about quarter of four.

Q. And can you describe that girl as you saw her that

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afternoon?

A. Yes, she was wearing dungarees and she carried a little bag, a white and pink bag from her side, I mean from her hand.

Q. Where was she at the time you saw her, Mrs. Mundrick?

A. Opposite my home, and other side of the street, the north side of the street.

Q. When you say "the north side", then that would be the side towards the river?

A. Towards the City, that is right.

Q. And do you recall what she had on as far as the shoulder area?

A. She had a coat on, and I don't remember whether it was three-quarter length or to the knees, I can't remember, but it was not a long coat.

Q. The bag you say she had, did you recognize that as any particular type of bag?

A. Yes, it was a plastic bag similar to a shoe bag that one of the merchants put out here in the City.

Q. Do you know what merchant that would be?

A. I think it was Glick.

Q. Where were you located at the time you saw this child?

A. In my kitchen window, it faces the street.

Q. Which direction was the child travelling and on what street?

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A. She was travelling east and she crossed Kane Street and right opposite of the school is the last I had seen her.

Q. Have you seen her since that time?

A. No, I have not.

Q. Did you ever see a picture of that girl anywhere?

A. Only in the paper, I never saw the girl before, I would not have known her.

Q. Did you recognize the girl at that time, the picture in the paper?

By Mr. Fierro:

I object to that, that picture is not here, it is not in evidence.

By The Court:

The objection is sustained.

(Commonwealth's Exhibit No. 48 marked.).

By Mr. Fierro:

I would like to come to Side Bar.

By The Court:

Side Bar.

(Side Bar consultation not made a part of the record.).

By Mr. Ertel:

Q. The picture you saw in the paper, did it have a caption under, a person's name that you identified?

By Mr. Fierro:

I object to that, that would be the best evidence, and furthermore this may be now recalling whatever a newspaper may have printed.

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By The Court:

Reword your question.

By Mr. Ertel:

Q. I show you marked as Commonwealth's Exhibit No. 48, and ask you if you can identify that?

A. Yes, that is the girl.

By The Court:

You will follow it up later?

By Mr. Ertel:

Yes.

Q. Thank you.

By The Court:

Mr. Fierro?

CROSS EXAMINATION

By Mr. Fierro:

Q. Mrs. Mundrick, this girl that you saw around quarter to four that afternoon, you said she was wearing dungarees?

A. They were not tight, they were bell bottoms.

Q. Do you know what color?

A. They were dark blue. Jennie left my home in

Q. You could tell that they were bell bottom, you call it?

A. Yes.

Q. Well, did you notice anyother markings on those dungarees?

A. No, I didn't, not knowing the girl I would not....

Q. All right, you didn't notice any of the markings.

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You noticed she was carrying this plastic Glick or whatever bag?

A. That is right.

Q. You said she was wearing a three-quarter length or to the knees coat?

A. I don't think it was a long coat, I can't quite remember.

Q. Well, your testimony was that she was wearing a three-quarter length or to the knees?

A. It was more to the knees, it was not three-quarters.

Q. More to the knees?

A. Yes.

Q. Do you know if that coat had any markings on it?

A. No, I don't, I was not that close to the girl.

Q. Were you able to tell the color of the coat?

A. I can't remember the color.

Q. Now...

A. My most vivid recollection of seeing her go down was this little bag she held.

Q. Could you tell what she wore under the coat?

A. No, I was not that close to her.

Q. So that your recollection of this girl at quarter to four was that you can't remember the type of colored coat she was wearing, it was probably to her knees and she had on dark blue dungarees?

A. That is right.

Q. You live across the street from the Grimes?

A. No.

Q. You don't?

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A. No.

Q. This is all you know about this case?

A. That is all I can tell you on this girl.

Q. That is all.

By Mr. Ertel:

That is all.

By The Court:

You are prohibited from disclosing what your testimony was and discussing your testimony further except with the District Attorney or a member of his staff.

A. I understand.

By Mr. Fierro:

It may be some of these witnesses, I don't know about the District Attorney's position, but some of these witnesses may be excused, I don't know.

By The Court:

You will inform each one as they get through?

By Mr. Ertel:

The people know outside what to tell them.

By The Court:

You will be informed by a member of the staff when to be excused.

By Mr. Fierro:

That does not take into account whether I would like to have them excused.

By The Court:

Would you check with Mr. Fierro on each of those?

By Mr. Ertel:

I was not familiar he subpoenaed any of these people.

By Mr. Fierro:

I don't have to, they are in the Court and subject to recall.

By The Court:

Would you indicate to the Court before they leave which ones you would like to have remain?

By Mr. Fierro:

I didn't think about it this morning. Now, this lady I know I don't need her, and as far as I am concerned she may be excused.

By The Court:

If there are any that has been excused, you can discuss it with the Court at that time.

By Mr. Ertel:

Gary Whiteman.

GARY WHITEMAN, being duly sworn according to law, testified as follows:

By Mr. Fierro:

I would like an offer on this, your Honor.

By The Court:

Q. How old are you, Sir?

A. 10.

By The Court:

On or off the record?