Democratic Watchman.

Bellefonte, Pa., October 3, 1924.

A. 45 steps. The camp was used every winter. Road into hunting COMPLETE RESUME OF EVI-DENCE IN THE MUSSER MURcamp not used by general public.

the ground.

Earl Peck. Told about meeting Mr.

DER TRIAL.

Letters Written by Prisoner are Blow to Defense. Musser Goes on Stand the body was found and the position in Own Behalf and Blames Killing on Heaton. In evidence as Exhibits No. 1, 2 and in evidence as Exhibits No. 1, 2 and

Morbid curiosity kept the court in detail as to distances, location of house jammed to its capacity during body, etc., stating that a person on the Friday and Saturday with those anx- main road could not see the spot where the body was found. ious to hear every word of the testimony in the case of Harry Musser, sheriff Taylor and still later going with of Brush valley, on trial for the murder of his uncle, William Musser, early on the morning of July 20th. Be-cause of this unusual interest the which he identified as that of William "Watchman" has covered the testi- Musser. No cross-examination. mony at greater length than usual, and all the salient points and features defense objected to his testifying as to the holding of an inquest, will be found in the following story:

as he is not the coroner. Counsel for When the "Watchman" went to press last Thursday afternoon only the Commonwealth submitted an act authorizing justices of the peace holdfive jurors had been accepted for serving inquests. Counsel for defense ice in the trial, and it took all of the afternoon to complete the selection. the report of inquest is not signed by any of the jury. Court overruled all Sixty-seven men were called all told, thirty-six of whom were regularly objections, but noted counsel's exceptions. Mr. Keichline then told of holdsummoned jurors and thirty-one talessummoned jurors and thirty-one tales-men. The complete list is as follows: Dave Washburn, Bellefonte. Edward W. Kane, Bellefonte. J. F. Bible, Haines township. Geo. Culver, Snow Shoe (accepted.) Glover C. Weaver, Potter township. John S. Lambert, Bellefonte. Clyde Vonada, Haines township. Geo. E. Longe, Walker Twp., (accepted.) Fred Moore, Phillpsburg. John W. Eby, Walker township. James Keed, Bellefonte. William George, Philipsburg, (accepted.) Harry Woodring, Worth township. R. G. Fye, Burnside township. Kobert Brennan, State College, (accepted.) Ralph A. Lingle, Penn township. Frank Beals, Rush township. I. F. Heaton, Snow Shoe. H. H. Roan, State College. Victor Erungart, Miles township. Frank M. Fisher, Centre Hall. James W. Evans, Gregg Twp., (accepted.) John Banks, Snow Shoe. Lloyd F. Bressler, Miles township. John W. Rachau, Gregg township. W. T. Harrison, State College. John Hollick, Philipsburg. James I. DeHaas, Liberty township. H. E. Johnson, Rush township, (accepted.) Henry Cole, Worth township, (accepted.) men. The complete list is as follows: ing the inquest on the body of William Musser. Found the body covered with his overcoat, and hat pulled over his face. Also found a bullet hole in his head and a pool of blood under it. Death was evidently the result of a testifying as coroner, and objections sustained, although witness was permitted to testify as an individual, but merely told of seeing the body and its position and condition. Dr. David Dale told of going to Howard on July 21, and holding an autopsy on body of William Musser. Found

Hasten F. Long, Haines Twp., (accepted.)
Geo. W. Harter, Millheim.
TALESMEN.
J. R. Frazier, Potters Mills, (accepted.)
P. G. Dale, State College.
C. C. Smull, Miles township.
Geo. W. Bean, Philipsburg, (accepted.)
John Reifsnyder, Linden Hall.
J. F. Meyers, Centre Hall.
Chas. Zimmerman, Penn township.
Blain Hall, Snow Shoe.
Herbert Stover, Miles township.
L. G. Snyder, Spring Mills.
Edward Hall, Patton township.
Shem Hockenberry, Miles township.
L. E. Kern, Penn township.
L. E. Kern, Penn township.
J. F. Moundo, Penn township.
J. C. Barnes, Spring township.
J. C. Barnes, Spring township.
M. H. Hall, Milesburg.
S. C. Mingle, Howard township.
J. I. Oswald, Milesburg.
W. H. Rishel, Gregg township. colorations above left eye and on right eyelids. Gilbert Neff. Undertaker at Howard. Told of taking charge of body of William Musser and preparing it for burial. Body had two gunshot wounds and two bruises on face. Took the body to Harry Musser's home but could find no one. Then took it to Jacob Musser's but they would not re-ceive it, so took it back to Howard and finally buried it in the Schenck cemetery. Musser's body. Offered as exhibit No. 5. Package opened and witness identifies clothing, which were also shown in evidence. Witness indicates J. I. Oswald, Milesburg. W. H. Rishel, Gregg township. Henry Kline, Bellefonte. J. H. Hartsock, Patton township. J. C. Showers, Bellefonte. Joseph Wade, Snow Shoe. W. H. Steele, Spring township. J. A. Wright, Harris township, (accepted.) Following the acceptance of Mr. Harry Musser home and saw three Wright counsel for defense asked that persons in kitchen, Mrs. Harry Musjuror No. 4, Robert Brennan, of State College be excused for cause as he is a relative of Sheriff Taylor, and after was told he was not at home. Reconsultation of counsel with the court turned to Bellefonte, secured a warhe was excused and F. W. Frazier, of rant and returned to the Musser home. Potter township, the first man called was accepted in his stead. The jury was about midnight. Mr. Musser had as finally made up was as follows: George Culver, laborer, Snow Shoe. George E. Longe, farmer, Walker township William George, miner, Philipsburg. F. W. Frazier, farmer, Potter township. F. W. Frazier, farmer, Potter township. James W. Evans, farmer, Gregg township. H. E. Johnson, laborer, Rush township. Hasten F. Long, farmer Haines township. J. R. Frazier, farmer, Potter township. G. W. Bean, inspector, Philipsburg. Howard T. Struble, retired farmer, Zion. C. H. Vonada, lumberman, Penn township. J. A. Wright, thresherman, Harris Twp. It will be noticed that there are two Fraziers on the jury, both from Potter township, who are uncle and fonte. nephew. The jury being selected they were sworn and instructed not to speak to any outside person during after 12 o'clock at night. Ran my car the trial. George W. Rees and George Weaver were sworn in as constables to take charge of them, and during the progress of the case they were quartered at the Brockerhoff house. After the work of drawing the jury had been completed court adjourned until seven o'clock Thursday evening, and it was just one minute after that hour when the judge took his chair and told counsel to proceed. John Love Esq. opened the case for Gap. Was in Noll's pool room at the Commonwealth by telling of the 12:15 o'clock a. m. July 20. Saw Herfinding of the body of William Musser in Little Sugar valley. He told 12:25. No cross-examination. how Harry Musser, William Musser and Herbert Heaton were at Pleasant Musser. He came to my house be-Gap at 12:30. Came from there to tween 12 and 1 o'clock on July 20. Bellefonte, purchased sandwiches at Blackford's restaurant. Were later asked for a drink of booze. Showed seen at Huston and the three of them going into Little Sugar valley while only Harry Musser and Herbert Heaton came out on the other side of the mountain in Brush valley. E. R. Taylor was the first witness Not sign in the difference in evidence as Exhibit No. 6. They were at my house about half an hour. Left there called. Sheriff of Centre county. about one o'clock and went back to-Told how in response to a telephone message he went to Peck's store with J. M. Keichline and taking two other the men were boozing some? They men went to Little Sugar valley and had been drinking. Counsel asked if found William Musser's body lying on he hadn't sold them whiskey, and he the ground, with a pint of liquor lying denied having sold them any. Was close to his head. He described how in bed when the Mussers came there the body was lying on the ground, with his head toward the road. He was dead, as the result of two bullet holes in the head. Inquest was held by 'Squire Keichline. No cross ex-D. O. Dorman called and sworn. Live at Huston. In the afternoon of July 20th took a walk into Little Su-gar valley. Going into the Showers' hunting camp found William Muscer's the other the other for the street in car. Didn't amination. nunting camp found William Musser's body lying in the road, head towards It was about three o'clock. the south. Did not know at the time who it was. Did not touch the body but went right home and had Mr. Peck call the sher-op street. No particular cross-examscription of the country in that sec-tion. Body was 160 steps from the main road. Waited at Peck's store o'clock on morning of July 20. Wil-

until the sheriff came then went with liam Musser came in and got some him to where the body lay. Saw one sandwiches. Had them put in a pa-bullet hole in the head, back of right per bag. Was there only about ten minutes. Did not see where he went ear. There was a pool of blood on when he left. No special cross-exam-Cross-examination. How far beination. yond the body was the hunting camp?

Adjourned at 9:27 o'clock until 9:30 o'clock Friday morning.

FRIDAY MORNING'S SESSION.

When court convened at 9:30 H. B. Shattuck. Witness told of o'clock on Friday morning the court visiting scene of crime on September house was jammed so full that stand-15th and making a blue print map of ing room was at a premium. the locality, which indicated where

John Halderman recalled by de-Live about two miles northfense. east of Pleasant Gap.

J. Merrill Kessinger. Live at Nit-tany. Was at Penns Cave tea room at Witness then described the map four o'clock morning of July 20. Leaving there went to Madisonburg and across the mountain home. On the way, 500 yards from Laurel run bridge passed a car going towards Madisonburg. Two people were sit-ting on the front seat. That was Dorman, later communicating with him into Little Sugar valley where he about 4:30 o'clock a. m. It was light enough that I did not need lights. I knew one of the men in the car. He was Herbert Heaton, who was driv-ing the car. Had there been three men in the car I could have seen them easily. Laurel run bridge is some six or seven yards south of road going into Showers' hunting camp. Impossible to see camp from the main road. Passed but the one car on the road

further objected for the reason that and didn't see any other person. Cross-examination. It was about 4:30 when I passed the car. It was quite light. Turned off lights at Madisonburg. Have not known Heaton long. Saw him only once before, over a year ago. Car I met was traveling slow. I was going about 15 miles an hour. Car looked like an old Ford.

Re-direct. Noticed one door of the car was open-the right front door. Don't remember if it was moonlight gunshot wound. Counsel for the deor not. Saw Heaton once afterwards fense again objected to Mr. Keichline and am positive he was the man driving the car.

Charles Leahey. Live below Penn's Cave, on Brush valley road. Going to the barn between 5 and 6 o'clock saw a Ford car coming down the mountain with two men in it. Was too far away to recognize the men but knew the car to be Harry Musser's.

two gunshot wounds. One I. C. Corman. Live in Bellefonte. Am a salesman. Left here two o'clock back of right ear and the other on the left side of the neck near the shoulin the morning of July 21 as deputy under Sheriff Taylor, going to Musder. Told of finding bullet in the head and produced same. Offered in evi-dence as exhibit No. 4. Found at base ser's home. There found a paper bag in Harry Musser's car. Identiof brain. Steel jacketed bullet. Wounds undoubtedly caused Mr. Musfies bag. Offered as Exhibit No. 7. Helped to watch Musser's house and ser's death. Nothing special on cross barn. Car was in the shed. It was a examination. The doctor further stated that he found superficial dis-Ford touring car, quite old. No crossexamination.

Sheriff Taylor recalled. Identifies paper bag was one given him by Corman. Counsel for defnse objected to the offering of the bag as the one containing the sandwiches bought at Blackford's restaurant. Objections overruled as it is only a question of

fact for the jury. Robert Williams. Live in Brush valley, near Harry Musser. Lease a farm from him. Musser came to my house Monday morning, July 21. Was Witness identifies package containing clothing he took from William only partially dressed. He said "Old Bill got killed on Saturday night, and they are after me." He also said that he positively did not kill him. He said the last he had seen him was in Sand the last her had seen him was in a solution of the vorse. For doors side we have got the Bellefonte is a many black to get him a pair of my overalls. His wife then brought in his clothing. I came to Bellefonte to see what was best to do. It was partially through my efforts that Musser surrendered. When he came to my place that morning he was somewhat excited. Don't know whether he was scared or chilly, as he had no clothing on. Mr. Musser asked me to clothing on. Mr. Musser asked me to clothing on. Mr. Musser asked me to clothing bail for his appearance at court. I then went to see the sheriff and returned home.
Cross-examination. Mr. Gettig told me to tell Mr. Musser to surrender himself. The sheriff was called into Mr. Gettig's office and told where Hall. Was at home on July 20 and 21. On the latter day, with L. L. Smith went to the spot where William Musser was killed. Found there will get.
Sind the rask here to the spot where Will and the spot where Will and the spot where Will and the spot where Will at the spot where Will was at home on July 20 and 21. On the latter day, with L. L. Smith went to the spot where Will at the spot where Will was at home on July 20 and 21. On the latter day, with L. L. Smith went to the spot where Will at the spot where Wil Bellefonte. He asked me to get him Smith went to the spot where Wil-liam Musser was killed. Found there an empty shell. I marked it. Shell

gun and he positively said it was his. No cross-examination.

R. Mattern. Live at Julian. Writing xepert, engineer, etc. Wit-ness shown revolver, loaded shell and bullet taken from William Musser's body and identified them as those he examined on September 19th. He also read several pages of typewritten matter giving his reasons for stating it as his opinion that the loaded shell, the exploded shell and the bullet all belonged to the particular gun secur-ed from Seymore Stover at the Harry Musser home. Cross-examination. Your final conclusion is that the bullet that killed William Musser was fired from that pistol? Yes.

FRIDAY AFTERNOON'S SESSION. Court convened at 1:30 o'clock on Friday afternoon.

Dr. John Sebring called. His testimony was merely in the line of cor-roboration of Dr. Dale, whom he assisted in performing the autopsy on the body of William Musser. No cross-examination.

DAMAGING LETTER OFFERED IN EVIDENCE.

12. Letter from Harry Musser to his wife. Apprehended the letter, which was dated July 24. Robert Hendershot called. Was in

jail 24th. Harry Musser gave me a letter to take to his wife. Is shown letter and identifies same. The sheriff took it from me. Letter offered in evidence as Exhibit No. 13, and read

to jury. It was as follows: Bellefonte, Pa., July 24, 1924. My dear Mother and Boys:

Bellefonte, Pa., July 24, 1924. My dear Mother and Boys: For God's sake do not say any more to Dick about me. Herb let everything out he knew and also said I done it, which you know I did not, thinking he can clear himself. Now the only thing we can do is to get Grenobles to stick on our side and some other people and say I did not do it. You know I did not do it. Tell Williams not to say anything as it just makes it worse on my side. Now do not worry and try to get everybody on our side. You know Herb has not too good a name. Any-thing Bob and you told Dick I was going to shoot myself, now that makes it so much worse for me. I get to hear it again as Dick treats me so much worse. Do not tell anybody I wrote to you as he is try-ing to get everything out of you people he can. I suppose he tells you some things, that he has me not locked up all the time, but he has. Now God's sake no not say anything, no, no, no, nobody. I am writ-ing to you as they will examine all the mail that comes into jail for me as we have to get proof that Herb done it. Do not write to me and do not tell nobody. Get-tig is going to get another atty, and Plead me out of it and do not tell nobody that I wrote this to you. They do not let Herb and I talk to me as this is an awful wor-ry on me. Now the only salvation I got is to mail my letters out of the jail in some-body else's name as we have to but it off on Herb. If you want to clear me for God's sake do not say anything to nobody, if it cost all I got and get \* \* home, Just so I do not get killed through it. If you get to talk to aunt Beckie for God's sake try to tell them Herb did it. You know he done it. If you talk to attys, al-ways say he done it and get busy and see what you can do for me to always put it on Herb as he left things spill. Let Clarence cut the wheat and make sale in Fall and we will move out of Brush valley. Keep this to yourself and don't say no-body. The least we say about it the better it is. Always say Herb stick together and put Herb up. Now R. A. Hendershot No. 10 Ridge Street. Yoy write to him for me. For God's sake keep quiet I wrote by you to nobody. Yours, etc., HARRY MUSSER.

fered in evidence as Exhibit No. 11. Spring township. Not quite 18 years fense was Harry Musser, the prisone Later I told Harry Musser about the old. Last work I did was for my Live in Brush valley, have a wife an grandmother, Mrs. Green Heaton. Besaid to me that "Bill was in Canada now, and he hoped he wouldn't get caught." Last fall I took Bill to Lewistown to sell some potatoes but nothing unusual happened. The night be-fore I took William Musser to Canada we were all at William Musser's. After we went home Harry told me he would give me a gallon of whiskey, that Bill had \$540 in his pocket and that he would give me his .38 and I could get rid of Bill. When I returner he would deed his property to me. I told him I couldn't do it. On July 13th of this year Harry told me if I took Bill out and done away with him he would buy me a new Ford coupe and give me \$500. I told him I could E. R. Taylor recalled. Witness time Bill was sentenced to jail Harry

and would know where he was. He Centre Hall in the afternoon and to the Musser home. About 5:30 Harry Musser, Bill and I went to Pine Grove to see a team of horses. Before we started Harry and Bill went to the cellar to get a drink of cider. Later Bill and I got a half pint of whiskey

and drank it. Harry and I were in front, he driving. Witness described in detail their trip to Pine Grove Mills, back to State College, where we inquired as to a team of horses for sale, then left for Lemont. We stopped there then came to Pleasant Gap. We went to Noll's coal shed and I went to the pool room to get some ci- of moonshine and hard cider. garettes. When I returned the car Peck's store we started across t was gone. Some time later Harry and Bill returned. From there we went to Haldermans. Harry and Bill both went in. Harry came back and made me walk down the road and wait | of moonshine, after which Heaton a until they came, which I did. We my uncle went into the woods. rage. Bill Musser went to Black-ford's and got the sandwiches. I asked him where my upple came to Bellefonte and got gasoline and a spark plug at the Cadillac ga-drunk. Soon I heard two shots fir got in the car at the restaurant. We killed him. We started on and h started down the Nittany valley road not gone far when we met a Fo and soon ate our sandwiches. Below Zion Harry turned the car over to me and he went back with Bill. At Huston we took the road across to Madisonburg. On the way Harry took the wheel and drove a short distance then turned the car over to me. When we got to the road to the hunting camp Harry and Bill both told me to stop. They both got out and walked up the old road. I fell into a doze and it was some time later when Harry returned, got in and said "Let her go." After we had gone a little ways I asked him where Bill was and he told me he had gone across the mountain to his sister's at Howard, but that I was to keep my  $d_{---}$ n mouth shut about it. bringing in the cows. Was still pr Before we reached home Harry got in ty drunk. My wife came out when the back seat and covered up, giving was half done milking; helped fin as the reason that if any one saw him coming home at that time they would think he had been bootlegging. When we got home we went to the house the barn and put the cows out. Wi and to bed. About nine o'clock Sun- I went in I asked my wife what s day morning Harry came to my room | and Heaton had been talking abo and told me if Stover asked where we and she told me to keep quiet. I th had left Bill to tell him in Bellefonte. found the pocketbook taken from In the afternoon Stover and I went to uncle in my coat pocket. Star Penns Cave. Was sitting on the porch across the field to my brothers, 1 Sunday evening when sheriff E. R. Mrs. called me back. With her ar Taylor and two men came to the around my neck she asked me not house. Taylor asked for Harry, then say a word. Heaton came around told Mrs. Musser to get the front room ready, that "Bill was killed and said a word. Heaton and I went i they're bringing him here." Witness then detailed the arrival of the dead body and also the taking of it over to Howard, as well as facts in connection with his own arrest. Cross-examination. Counsel for defense failed to make witness contradict his story as above told in any essential point, but did exact the admission that he had been in the booze business. Witness denied having heard the shots that killed Bill Musser. Witness stated that some time before the murder Harry had told him that he had been out with a load of booze and a prohibition officer got after him, but that he had never been heard of afterwards. Defense showed witness a letter and asked if that wasn't his writing? But he denied that it was. After giving a sample of and his handwriting counsel admits he didn't write it. Counsel for Commonwealth offer in evidence the record showing the ar-rest and sentence of William Musser for bootlegging. Also a deed on rec-ord transferring William Musser's property in Gregg township to Harry Musser; said deed having been exe-cuted November 12th, for a consideration of \$1,500. Offer was made as showing a possible motive for the murder. E. R. Taylor recalled for cross-examination. Counsel for defense exhibits paper and asks if it is in his handwriting, and he admitted it was. At 4:21 o'clock counsel for the Commonwealth closed their testimony and announced that they rested their case. DEFENSE OPENS ITS CASE. At 4:43 o'clock attorney S. D. Gettig opened the case for the defense. In his opening address to the jury he stated that they would show that the prisoner and William Musser did leave me some clothes. My wife came la home on Saturday evening, July 19, and made the trip by car, as testified to by Herbert Heaton, with the ex-ception that instead of the prisoner going into the mountain with Bill Musser it was Heaton that went; and while they were in there the prisoner heard two shots and Heaton returned without Bill.

two children. Worked in the hay fiel fore that worked for Harry Musser. most of the day. Left home betwee Went there in June 1923. Lloyd 5 and 6 o'clock to go to Pine Grov White was there while I was there. Mills to look at a team of horses. M Knew William Musser. Saw him on uncle, William Musser, Herbert Her different occasions at the Harry Mus- ton and myself were in the party. W ser home. When Bill Musser was ar-rested for bootlegging I took him to Canada in his own car. Harry was not with us. When I returned Harry Old Fort, Tusseyville, Boalsburg Pine Grove Mills. There we inquire for team of horses but found non Then started for State College, inqui ing along the way for team. At th College we also asked about a tea: but could find none at the right pric We had several drinks along the wa both hard cider and moonshine. Fro the College we went to Lemont the down to Pleasant Gap. Went to Son mers' garage then to Noll's coal she While there a young man drove in ar helped us fix a spark plug. From th coal shed we went down the Zion roa At uncle's suggestion we went dow to John Halderman's. By that tin and give me \$500. I told him I could the quart of whiskey and thre not do it, and he said he could if he fourths of the cider had been consur had a couple drinks in him. At the ed. At Halderman's uncle and I we in, Heaton remaining in the car. W shown Commonwealth's Exhibit No. said he was glad of it; that now he took chairs and Halderman insisted ( would not have any trouble with him us taking a drink. We had three four rounds. At uncle's suggestion also said he hoped they would keep went out and got the cider and took him for life. On July 19th I went to into the house. Uncle then asked Ha dermen if he could spare a gallon that moonshine. We emptied the der and getting a can Halderman fill the jug. I paid for it, \$8.00. We al got a pint bottle filled to drink on o way home, uncle putting that in h pocket.

From Halderman's we started f Pleasant Gap but turned and took t old pike, coming into Bellefonte. G a spark plug at the Cadillac garag I paid the bill. Uncle went to Blac fords and got some sandwiches. V then started down Nittany valley, a the sandwiches and had another dri of moonshine and hard cider. mountain for home. Before we car to the bridge uncle insisted on sto ping but we went to the bridge a stopped. There we had another rou runabout. Crossing the mounta Heaton insisted on taking the upp road and not going through Madiso burg, which we did. We finally read ed home, pretty drunk. Called 1 wife to open the door and we we into the room. I started to get rea for bed but Heaton walked about t room and with the .32 automatic in pocket threatened both of us. Th he went up stairs and to bed with t other hired man. I started to cry a so did the Mrs. Heaton came do and asked what was wrong. He la drew the gun and threatened both us if we told a thing. 1 finally dress and went out. Saw Seymore Stor it. Then went in and ate breakfa Heaton then went into front roc the house and I lay down on the b thinking of my Uncle William Muss which Heaton said he had killed. M and I talked the matter over, Hea and Seymore Stover going up to old house. When they returned H ton wanted to know what we was w rying about. Mrs. said "Herbert, h could you kill uncle William Musse Tears came into all of our eyes. Corman came to the house in afternoon. Heaton and Stover w at the barn and I was still worry about my uncle. Later Richard lor and two others came and asked me. Mrs. said she did not know wh I was. I was going up the lane w rying about my trouble. He then s he would be back in the morning Witness then told of the underta taking the body there and then b to his morgue. I at the time told 1 he could bring him there for bur About nine o'clock Sunday even Sheriff Taylor and Mr. Duker came. I went to the door and t said they wanted to come in. Kn ing that Heaton had killed my un I got nervous again and instead dressing went out the back door ran away. Did not want to get mi up in the thing. Went up the st road and stayed there a long ti Thought I heard some one coming threw up my hands and said I'd g up. Nobody came and I then star down across the fields. Reached old barn and went up on the hayl Stayed there all night crying all time. In the morning when Willia came to the barn I went down asked for some clothes, telling hi was in trouble. When he asked w told him uncle William Musser been shot and killed over in Little gar valley by Herbert Heaton ar and told me they had taken Her Heaton to jail the night before that they were also after me. As Mr. Williams to go to Bellefonte see my attorney, S. D. Gettig, and advised me to surrender, which a hard thing to do, leaving my and children. (Here prisoner w the tears from his eyes.) Wit-then told of his final arrest and be brought to Bellefonte and put in He then appealed to the jury to

and tells of bullet hole in overcoat, similar holes in other clothing. No cross-examination.

E. R. Taylor recalled. As the result of finding the body went to the ser, Howard Heaton and Seymore Stover. Asked for Harry Musser and on only his underwear and told me to wait till he got his clothing on. Instead of coming out he went out the back door and escaped. Made two more trips back and on the afternoon of July 21st found Harry at home. He came out and came with me to Bellefonte. Made no further trouble whatever.

Cross-examination. It was in pursuance of information I received that I went over and placed Harry Musser under arrest, bringing him to Belle-

Earl Lego. Live at Pleasant Gap. Got home from Bellefonte shortly in Noll's coal shed. Saw Harry Musser and William Musser in the coal shed. They had a lantern and Harry said their car was not working right. I helped fix it. Herbert Heaton came in about that time and the three men got in the car and started toward Bellefonte.

Cross-examination. The men went down the Horntown road.

Musser Irvin. Live at Pleasant bert Heaton there. He left about

John Halderman. Know Harry me an automatic pistol. Counsel produces gun which witness identifies looking like the gun shown him by Mr.

ward the Gap. Cross-examination. Didn't you say hund, but got up. Didn't see Heaton in au-He tomobile. Counsel for defense at-ullet tempted to make Halderman admit furnishing the men with booze but he denied having done so.

Donald Snyder. Employed by Cadknow the others. Got five gallons of gasoline and spark plug. The old the second note because Mrs. Musser man went to Blackford's restaurant said she didn't know anything about to get some sandwiches. After car the gun. When I went back on the

was shown witness and he identified it as one found. Offered in evidence without any objections by defense. L. L. Smith called, who corroberated story told by Mr. Whiteman. On the morning of July 24 went with sheriff Taylor to the Harry Musser home. There we met Seymore Stover. He was carrying a neck-yoke which he dropped. We went with him to the barn and into the horse entry where he dug up a gun, which he gave to the sheriff. Gun shown him and identified. Mr. Stover had to be com-

gun. Witness shown gun and iden-tifies it as similar to the one he de-

livered to Mr. Musser. Gun was bought of the Price Cutlery Co., New York city. Gun was 32 calibre, auto-matic. No cross-examination. E. R. Taylor was recalled. Stated

that Harry Musser gave him a note to Mrs. Musser. When he went there as Exhibit No. 10. Note read by sheriff in which Musser wrote his wife to come to see him, and to turn the gun over to the sheriff if she knew where it was. A second note to Seymore Stover told him to "give the automat-ic to the sheriff which he and Heaton people. had buried back of the house." Got 24th Stover at first refused to get the gun. I finally put the handcuffs on him and threatened to take him to

E. R. Taylor recalled. Testified that he received one more letter and a note, the former to Frank Grenoble and the latter to Seymore Stover. He took them from Hendershot. They were offered as Exhibits 14 and 15.

Robert Hendershot recalled identified the letters as those taken from him by the sheriff. The letter and note as read follows:

Com. Ex. No. 14 (Note Musser wanted Hendershot to give to Stover).

to the sheriff. Gun shown him and identified. Mr. Stover had to be com-pelled to get the gun. No cross-ex-amination. Mrs. Robert Williams. Live in Brush valley. Frequently visited the Musser home. On one occasion saw a gun hanging in the room. Gun shown witness who said it was similar to the one she saw in the Musser home. No cross-examination. Domer Ishler. A federal employee in the postal service. Live in Centre Hall, a rural mail carrier. Route is down Brush valley, Harry Musser be-ing one of my patrons. November 12, 1923, delivered a c. o. d. package to him which he opened. It contained a gun. Witness shown gun and iden-

Musser). Bellefonte, Pa., July 24, 1924.

Musser). Bellefonte, Pa., July 24, 1924. Mr. B. F. Grenoble, Centre Hall, R. F. D. No. 2, Centre County. Dear Sir: Will you please do me a favor and I will nevr forget as I am not supposed to write to nobody. Herb went and told a lot of stuff and told I done it which I never done it and you know how Herb is a blowey fellow and Elda also knows I did not do it, and get things in shape for my suit. Do not say I wrote to you to nobody, no-body, as I have to \* \* \* this around. Nobody see me and do not vrite to me and go over and get things in shape for me until after court and you do not need to do this for nothing. I will pay you when I get out. You get proof and Herb said it to me. For God's sake don't write to me, write to Robert Hendershot. He brings my meals in. You address it to him. Iso Paul wrote, and I will never forget you people.

Yours respectfully

Burn, burn this letter when you are done with it. Do not tell nobody I wrote to you. I have Gettig and Spangler for attorneys. Herb did it and he is doing this so he can come out of it. At 2:30 court took a recess until

3:04 during which time Herbert Heaton was brought into court.

HERBERT HEATON'S STORY. Herbert Heaton sworn. Live in SATURDAY MORNING'S SESSION. Though court did not convene until

9:30 o'clock the court house was crowded an hour before that time, many of the morbidly curious throng coming with lunch boxes under their arms so they could stay all day with- of whiskey had all been consumed out losing the small bit of space they

occupied. HARRY MUSSER'S OWN STORY. The first witness called for the de-

what "is just and right." In response to questions of his torney Musser stated that the q the bottle thrown away. That the has been taken up back of the barn and buried so Heaton coul

(Continued on page 3, Col. 1.)