

### CENTRE COUNTY HOSPITAL IN THE WEEK'S NEWS

#### Girl Fractures Arm

Janet Noll, aged 7, daughter of Mr. and Mrs. Ray C. Noll, of Pleasant Gap, suffered a fracture of the left arm between the wrist and elbow about 6:30 last Tuesday night when she fell over a log while gathering apples.

#### Breaks Arm in Fall

Mrs. Curtin Taylor, North Thomas street, Bellefonte, is a patient in the Centre County Hospital suffering from injuries received when she fell Saturday night at her home.

#### Undergoes Operation

James Craig, Jr., son of Mr. and Mrs. James B. Craig, Sr., of West Curtin street, underwent an emergency appendectomy last Thursday night at the hospital.

#### Kicked by Horse

Donald Orr, 10 son of Mr. and Mrs. Leo Orr, of Ferguson township is a patient in the Centre County Hospital suffering from injuries received late Monday afternoon when he was kicked on the head by a horse.

#### Notes of Patients

Monday of Last Week. Discharged: Mrs. Richard M. Colborn and infant daughter, of Bellefonte; Miss Shirley Arlene McClinty, Bellefonte R. D. 3.

### Accused Slayer Takes Stand to Deny Evidence

(Continued from page one)

**Other Defense Witnesses**  
Highlights of the testimony of other defense witnesses heard yesterday afternoon after the first witness, Millinder, left the stand, are reviewed below. There was no night session last night and when Court convenes this morning 7 other defense witnesses together with a number of character witnesses are scheduled to be heard before rebuttal begins.

After Millinder stepped down from the stand late yesterday afternoon his wife, the former Evelyn Leathers, niece of Nancy Leathers, was called.

She said that she was home in bed the morning of May 5 when Richard came home and awakened her by knocking on the door and calling. She said emphatically that she noticed it was 12:45 when she got up to open the door. The witness added that she fixed him a lunch and both went to bed, Dick going to sleep almost immediately. She said he looked normal when he arrived home and wore the same clothing the next day.

Mrs. Millinder denied that her husband confessed to her at the jail on June 17, that he had committed the crime and contended that Sheriff Miller was in error in saying that he heard Millinder make such a confession.

Defense attorney Lewis Orris Harvey, the next witness, said he didn't recall of Millinder saying "he did it" or anything that could be construed as such at the jail on June 17. He said he couldn't recall everything, since Millinder was sobbing and Mrs. Millinder was hysterical. He was apprehensive lest Millinder make some damaging statement since Sheriff Miller was close by, Harvey said.

Milford Lucas, who lives along the detour, and with whom Millinder talked the evening of May 4 while on his way to the Leathers home, described Millinder's clothing and said he wore the same clothing the next day.

Joe Leathers, with whom Millinder played cards until he left to go home early on the morning of May 5, substantiated Lucas' testimony about the clothing Millinder wore that night and the next day. He added that the following day he visited the scene of the crime and saw what he thought were Millinder's footprints down the road east of the murder scene. He said they appeared regular as though Millinder had been walking normally.

Nancy Leathers was called to testify as to the clothing Millinder wore the night of May 4, and morning of May 5. Her testimony was in accord with the previous witnesses in this matter.

Ruth Robinson and Maude Rager, the girls who accompanied Faye to Mt. Eagle the night of the crime, again told about the car which followed the Gates car from near Curtin to the barrier, and said the machine followed Faye's car over the detour after they got out. They said they saw the lights of the two cars moving along the detour past the Leathers home when a dip in the road hid them from further view. They then heard a horn sound in that direction, they said.

The jury of 9 men and 3 women, drawn late Monday afternoon, is housed at the Brockerhoff Hotel. The 12 jurors and 2 alternates retire for meals and at night.

Large crowds jam the Court House entrance at the beginning of each session in the hope of getting a seat. State Police close and guard the doors when all seats have been taken, and order within the Court room is strictly maintained.

A review of the Commonwealth's case follows:

**Trial Begins Monday**  
The trial of Richard Millinder, 22, of Mt. Eagle, for the slaying of his neighbor, Faye Gates, last May 5, got under way here Monday morning before a near capacity crowd in the Centre County Court Room.

Spectators began assembling in front of the Court House at 7:30 a. m. in order to be sure of getting seats. As the doors opened at 9 a. m. the crowd filed into the Court Room, but about 30 seats in front remained vacant during the morning session.

Court convened at 10 a. m. when Judge Ivan Walker called for preliminary business, including the reading of the Sheriff's, Prothonotary's and Register's account and a review of the trial list for the regular September Civil Court scheduled for next week. These preliminaries occupied about 15 minutes.

At about 10:15 Millinder, in the custody of Sheriff Edward R. Miller, entered the Court Room. Millinder, dressed in a new blue suit and sporting a fresh haircut, seated himself beside his attorney, Lewis Orris Harvey, of Bellefonte, at the defense table. Beside the defendant was his wife, first cousin of the slain Faye Gates, who greeted him warmly and who sat beside him throughout the trial.

After the court reporter had been sworn in, Millinder was directed to stand while Prothonotary Bond C. White read the indictment of the Grand Jury charging him with "feloniously, willfully and with malice aforethought killing and murdering Faye Gates." When asked how

he pleaded to the charge, Millinder said in a firm voice, "not guilty."

Meanwhile the prosecution, headed by District Attorney Musser W. Gettig, was getting in readiness with Sheriff Miller and State Motor Police Detective William A. Miller seated at the counsel table.

The long process of selecting a jury got under way immediately and after 11 men and 3 women had successfully passed close questioning by the attorneys for both sides, the jurors were polled and the trial of the case got under way at 4 p. m. Monday.

In his opening address to the jury, District Attorney Gettig expected to prove briefly that Faye Gates was driving alone along the Spook Hollow detour shortly after midnight, she saw Millinder walking toward his home from the Nancy Leathers home where he had been playing cards.

Faye, the District Attorney contended, stopped and asked Millinder if he wanted to ride home, and he accepted. Upon getting into the car, the youth made improper advances to the 24-year-old girl, who resisted him. She halted the car less than 900 feet from the Leathers home, he said, and a struggle ensued.

Gettig continued that the Commonwealth would prove that the youth pulled the girl from the car, struck her repeatedly over the head with a rock and left the scene after turning the car around on the narrow road.

The county prosecutor added that he would show that Millinder was the author of the crime, that he re-enacted the crime for police on June 14 and 15; and that he made damaging statements to police.

In conclusion he asked the jury to return a verdict of first degree murder, and asked that in arriving at a verdict, the jury should recommend the extreme penalty provided by law.

The first witness, Miss Maude Rager, of Mt. Eagle, took the stand at 4:05 and completed her testimony in 15 minutes. Miss Rager, at the time of the murder a Howard High school student, said she and a friend, Miss Ruth Robinson, also of Mt. Eagle, and a Howard High student, had spent the evening of May 4 in Bellefonte, and that shortly before midnight they met Faye Gates at the PeRo Dairy Store, West High street, who agreed to take them home.

The three girls left Bellefonte at 12:10 a. m., she said, adding that when about one-half mile this side of the road barrier, at the detour entrance, they noticed a car following them. Passing the barrier, the Gates car continued a short distance to the home of one of the girls where both Miss Robinson and Miss Rager got out. Warning them not to let the bogey-man get you, Faye Gates turned her car around, drove back to the barrier, and turned north on the detour, the witness said.

Ruth Robinson was the next person called to the stand. She said that earlier in the evening they had made arrangements to go home with Phil Buddinger, who lives at the Nancy Leathers home, but got the ride with Miss Gates because the windows of Phil's truck were broken and it was a cool, damp night. Miss Robinson mentioned the car that followed them for a distance before they reached the barrier, and expressed her belief that it was a Plymouth with a buggy-whip aerial on the left side. They left Bellefonte at 12:10 o'clock and the trip to the detour took about 20 minutes, she said.

The final witness at Monday's session was Richard Wallace of Milesburg, who related that while on his way home about 2:15 a. m. from the Gates home where he had spent the evening with Faye's younger sister, Lois, he saw Faye's car parked on the detour about a mile from the Gates home. As he passed, he said he saw what looked like a body lying in the rear.

Wallace said he drove to the Leathers home, stopped and blew his horn, and when no one answered, he sped on to Milesburg to notify Sheriff Edward R. Miller. He accompanied the Sheriff and his deputy James H. Hugg back to the scene and identified the body on the ground by the clothing.

Wallace said that while he and Lois Gates were parked beside the latter's home, one car came down the detour from the direction of the Leathers home; two cars went up toward Milesburg, and two came through the underpass at Mt. Eagle and turned in a road leading past the Gates home.

Court adjourned at 5:10 p. m. until 9 a. m. Tuesday when Sheriff Miller was called to the stand.

The Sheriff said he received the call from Wallace at 2:30 a. m. and he and Mr. Hugg went at once to the scene where everything was done to preserve all evidence while Deputy Hugg led the girl's police to determine whether she was alive. The same car was observed while covering the body with a blanket and during the several hours wait until State Motor Police crime experts from Harrisburg arrived on the scene.

The Sheriff said the road was closed to traffic and that only one truck, which could not turn on the narrow muddy road, was permitted to go through. Under cross examination

he pleaded to the charge, Millinder said in a firm voice, "not guilty."

Other testimony given by previous witnesses in regard to the physical evidence at the scene was substantiated by the Sheriff.

Willard Neff, of Howard, funeral director and embalmer, said that in response to orders from Coroner Charles Sheekler, of Milesburg, he went to the scene shortly after 9 a. m. and took the body to the funeral home. Police arrived at his home in 5 or 10 minutes, he said, and continued their examination of the body and clothing.

P. F. Schuster, of Harrisburg, photographer for the State Motor Police, testified that he arrived at the scene about 7:30 a. m., and identified Commonwealth exhibits 1 to 4, as photos of the scene and exhibits 5 to 7 as photos of the victim's body. He said the 8 by 10 photos at the scene were contact prints, while the photos of the body, also 8 by 10 in size, were enlarged from 4 by 5 negatives.

L. Donald Wagner, of Hershey, communications officer for the State Motor Police, followed Schuster to the stand.

Lt. Wagner produced a sketch he had made from measurements at the scene of the crime, and related in detail the distances between various objects in evidence, namely, the car, the body, the Leathers home, the location of the stone, tire marks in the road, footprints and other items. He identified Commonwealth exhibit 8 as the sketch he had made, and exhibit 9, as the stone he personally picked up at the scene and which is believed to have been the death weapon.

Wagner continued that after the body had been removed to the Neff funeral home he took scrapings from under each of the victim's fingernails, and took possession of the girl's clothing, including a gray coat with fur collar, blue dress, pair of shoes, pair of stockings, and four items of underclothing. Samples of the material in each piece of clothing, the fingernail scrapings, were submitted to Dr. Theodore G. Anderson, bacteriologist at Penn State, for examination.

Of his examination of the interior of the Gates car, Lt. Wagner said the left front window was down; the seat cover over the upholstery in front was badly torn; there was a hole in the cover over the back seat; four buttons were found in the front seat, and that a pink hat, piece of rayon, pair of glasses and a handkerchief were found scattered around in the car.

Continuing, Wagner recited that the Gates car had been turned around in the road, making tire patterns in the mud which he said were clearly those of the Gates car. The stone, he said, was 14 feet east of the center of the body.

At this juncture a group of exhibits, numbered from 10 to 20, was introduced. Exhibits introduced Tuesday morning and afternoon seemed to have little real meaning until later in the day when the testimony tied the evidence in with the case and the complete picture of the Commonwealth's stand became apparent. During the day there was much testimony regarding the handling of the evidence by police and later in the day when the time it was obtained until it was produced in the Court room.

The next witness called was Dr. David A. Johnston, of Harrisburg, part-time surgeon for the State Motor Police. He said that as Dr. W. J. Schwartz and Dr. J. A. Parrish of Bellefonte performed the autopsy at the Neff Funeral home, Howard, the afternoon of May 5, he took notes as they were given him by the two physicians.

Dr. Schwartz was next called to review the findings of the autopsy. He described in detail the multiple crush fractures of Faye's head; and noted that the lacerations over the fractures had ragged edges as though made by a blunt instrument. He added that there were scratches about the victim's chest and about the lower part of her body.

Dr. Schwartz was followed to the stand by William Gates, of Mt. Eagle, father of Faye, who went to the crime scene the morning of May 5 to identify the body. He said he couldn't identify her by her face.

but recognized the clothing as Faye's.

**Millinder First Mentioned**  
Joseph Leathers, of Mt. Eagle, was the first witness to bring Millinder into the picture. According to his testimony, Dick Millinder went to the home of Joe Leathers' mother, Mrs. Nancy Leathers, about 7:30 a. m. May 4 to help Joe butcher a calf. After the butchering Millinder helped Joe load the carcass on Phil Buddinger's truck to bring the meat to Bellefonte. In addition to Joe and Millinder, George Robinson and Phil Buddinger made the trip to Bellefonte, he said.

They spent the day here and Millinder, Leathers and Robinson went home with Laird Corman, arriving there about 7:30 p. m. Robinson went to his home about half an hour later, and Leathers, his wife and Millinder played cards in the Leathers kitchen until about 11:30 when Mrs. Leathers went to bed.

Millinder and Joe continued playing cards until about 12:15 a. m. when Millinder went home, borrowing a pair of Phil Buddinger's galoshes for the trip over the mud-soaked detour.

Leathers said that before Millinder left, both CCC trucks had gone down the detour toward the CCC camp near Mt. Eagle. The witness continued that after he was in bed a little while he heard two cars go by, headed toward Mt. Eagle. A short time later he heard a horn toot twice, then he "heard a holler, which sounded like it was shut off."

That was all he heard, he said. He described Millinder as wearing brown trousers, a reddish shirt, blue gray jacket and a hunting cap. He carried in a newspaper a pair of blue trousers and a butcher knife, Leathers testified.

Under cross examination Leathers said he knew he went to bed at 12:15 because he looked at a clock on the kitchen wall. He said he saw Millinder the next morning and he was wearing the same clothing he had on the night before.

Joseph Kalets, member of the Howard CCC camp was the next witness. He testified that he came to Bellefonte on a truck with 24 other camp members Saturday night, May 4, and that the truck left Bellefonte for camp at 11:55, by the Court House clock. He said they reached camp at 12:25 a. m., and that he saw no traffic, no parked cars and no pedestrians on the Spook Hollow detour. He explained that CCC trucks have governors which prevent them from going more than 25 miles an hour. Kalets was the last witness at the Tuesday morning session.

When Court reconvened Tuesday afternoon Ludwig Zarembski, driver of the truck in which Kalets had ridden to Bellefonte the night of the murder, was the first witness. He corroborated Kalets' version as to the time and speed.

Clement Stoner, driver of the second CCC truck to come to Bellefonte that night, said the machine left Bellefonte at 11:40 by the Bellefonte Lunch Room clock, and arrived in camp at 12:10 a. m., a few moments before the Zarembski-driven machine. The camp had only two trucks, he said. A portion of Stoner's testimony was stricken from the record on a defense objection.

**Gates Clock Was Fast**  
The next witness, Lt. Norman E. Annich, of the State Motor Police, Harrisburg, testified that shortly after he arrived in Spook Hollow to supervise the investigation, Ruth Robinson and Maude Rager came to him to report their ride with Faye Gates a short time before she was murdered. Lt. Annich said he checked the clock in Faye Gates' car and found it was nine minutes fast. The Gates clock read 8:30 and Annich said his watch read 8:21. He checked the accuracy of his watch with those of several other officers.

Pvt. Joseph Jordan, of the State Motor Police at Rockview substation, one of the officers with whom Lt. Annich checked his watch, testified to that effect after Annich left the stand. Jordan said he had set his watch the night before, and was convinced of its accuracy.

**Get Suspect's Clothing**  
Pvt. S. R. Richardson, of the Rockview barracks, the next witness, related that he and Pvt. George A. Parrock, also of Rockview, were sent to the Millinder home May 15, by State Police Detective William A. Miller, to get a pair of brown trousers, hunting cap, shirt, handkerchiefs and sweater Millinder wore the night of May 5.

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**J. Rand Miller Regains Title**  
(Continued from page one)

to enter the last round. A large group of spectators followed the match which was close throughout. Miller also took medal honors, the prize being a "stormograph"—weather indicator.

Other results of the annual Labor Day tournament were as follows:

Second Eight won by Don Montgomery over Richard Valentine. Walter Forster won the beaten fours. Third eight won by T. H. Mensch over Dr. W. J. Schwartz. J. Mac Curtin was the winner of the beaten fours. Fourth eighth won by R. C. Blaney over Charles Scott. Fifth eighth won by Dr. D. L. Fiegler over Jack Wilkinson. Stanley Bierly of Millheim won the beaten fours. The winners were rewarded with appropriate prizes at the conclusion of the matches.

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