

Thereupon the State of Ohio, further to maintain the issues on its part to be maintained, called as a witness JERRY P. SCHUMACHER, who, being first duly sworn, was examined and testified as follows:

DIRECT EXAMINATION

By Mr. Mahon:

Q Will you tell us your name, please?

A Jerry P. Schumacher.

Q Where do you live?

A 1818 West 47th Street.

Q How old are you?

A 19.

Q Do you go to school?

A No, sir. I work.

Q Where do you work?

A H. Leff Electric Company.

Q How long have you worked there?

A It will be a year come January.

Q Well, now, I want to call your attention to the early morning of July the 4th. Can you tell us where you were right after midnight or about midnight of the 3rd and the early morning of the 4th?

A We were on the beach in Bay Village.

Q And what beach were you on?

A Well, when we went down there -- when we went through Huntington Park down the stairway, then we walked west.

Q To where?

A Well, to a pier where we saw a light. We went out to see what the light was.

Q What did you see?

A Well, there was some fishermen on the edge of the pier, so we walked out and talked to them.

Q How many men were on the pier?

A Three, possibly four. I couldn't say for sure.

Q And you had some talk with them?

A Yes, sir.

Q What did you talk about?

A Well, we asked them if we saw -- if they saw any party down on the beach around there. They said no. I asked them if they were catching any -- getting any bites, and they answered, "There's no fish around here."

Q Was anyone with you?

A I had a couple of friends of mine, yes, sir.

Q Who were they?

A Bill Hearn and George Tenaglia.

Q Boys about your age?

A They are about a year or two younger.

Q And how long did you remain there on the pier?

A We weren't on the pier any more than five, ten minutes.

Q About what time was that?

A I couldn't say for sure. Possibly around one, maybe later.  
I couldn't say for sure.

Q Now, when you left there which direction did you go?

A We headed back in the same direction in which we came.  
That would be east. Left off of the pier.

Q And did you go up some stairs?

A Yes, sir.

Q And where did you go then?

A Well, we went through this yard where the stairs lead to  
out onto Lake Road, headed left back to where our car was  
parked.

Q Where was your car parked?

A Opposite Huntington Park.

Q And then where did you go?

A We got back in the car and we headed back to Cleveland.

Q Now, as you left the beach, or left the pier there, did you  
have to walk over onto the beach?

A I don't understand what you mean.

Q As you step off of the pier, what did you step onto, the  
ground there or the beach?

A No -- well, I think there were a few other rocks which we  
stepped onto. I couldn't say for sure.

Q Did you observe the condition of the lake that morning?

A It was quite rough.

Q And did you observe how far the water was coming up onto the beach?

A At that time there was considerable space, as far as the beach was concerned.

Q On which side of the pier?

A The side we were on. We were only on one side of the pier. That was the left side.

Q That would be the east side?

A No -- that would -- yes, that's right. That would be the east side.

Q That is quite a large beach there, is it not?

A It is, yes, sir.

Q Had you been there before?

A Yes, we have been there before, swimming.

Q Did you observe the beach to the left or west of the pier as you left that pier?

A I couldn't say for sure.

Q Now, did you later -- was your attention later called to the fact that someone had been -- some boys had been down on the pier?

A You mean as far as --

Q Did you see something in the newspaper about that?

A Yes, sir, in the Plain Dealer.

Q When did you see it?

A Well, actually it happened Saturday sometime after the July 4th.

Q Well, July 3rd was Saturday, July 4th was Sunday.

A Well, then, it was the following Saturday. That was the day I came out to Bay Village.

Q The following Saturday you saw something in the newspaper about it?

A Well, I didn't actually see it myself. My sister --

Q Somebody called your attention to it, or something?

A Yes, sir.

Q And what did you do then?

A Well, I talked to --

Q Well, did you go out to the police in Bay Village?

A Yes, sir.

Q Did you identify yourself there?

A Yes, sir.

Q Did you tell them about your visit to the pier?

A Yes, sir.

MR. MAHON: You may inquire.

CROSS EXAMINATION OF JERRY P. SCHUMACHER

By Mr. Garmone:

Q Jerry, what time did you leave the pier that night?

A Well, as I said before, I don't think we were on the

beach or the pier any longer than 15 minutes. I mean we talked to the fishermen for a short time. It wasn't too long.

Q Now, do you live on 37th Street?

A No. 47th.

Q Is that East or West?

A That is West.

Q Did you drive out there that night with your two friends?

A Yes, sir.

Q And you parked your car where?

A Opposite Huntington Park. There is a parking lot, or a road, more or less, which -- I think it leads into part of Huntington Park itself.

Q And what time was it that you parked in this road that leads into part of Huntington Park?

A Well, I couldn't say for sure, but it was around one o'clock.

Q And as you walked through Huntington Park to get to the steps that took you down to the pier, you saw some other automobiles parked, didn't you, there?

A Well, there were some parked in the same area where we were parked.

Q And about how many?

A Five, possibly. Possibly more.

Q Was there any people in those cars?

A Yes. We saw some activity.

- Q And how many of those cars did you see parked there when you left Huntington Park?
- A I can't recall any change in number.
- Q Any change in number. Now, you said that there was considerable space on the beach. About how many feet of beach was there when you left the pier to go to the stairs that lead up into the park portion? 15 feet, or more?
- A About that, yes.
- Q Would it be more than 15 feet?
- A It could be. It could be --
- Q Could it have been 30 feet of beach?
- A I don't think so.
- Q But it was at least 15?
- A 15 or 20.
- Q And it could have been more than 15, is that right?
- A It could have been, yes.
- Q And you left the park at about 1:30, or --
- A Within that time.
- Q Within that radius of time?
- A Yes.

MR. GARMONE: That is all. Thank  
you.

MR. MAHON: That is all.  
(Witness excused.)

THE COURT: Ladies and gentlemen  
of the jury, we will now have a few minutes'  
recess.

Please do not discuss the case.

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(Thereupon a recess was taken at 10:45  
o'clock a.m.)

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