



1954

1954 Trial testimony of Richard Knitter providing information on the bushy-haired man

Cuyahoga County Court of Common Pleas

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(After recess at 11:05 o'clock a.m.)

Thereupon the defendant, further to maintain the issues on his part to be maintained, called as a witness RICHARD E. KNITTER, who, being first duly sworn, was examined and testified as follows:

DIRECT EXAMINATION

By Mr. Garmone:

Q Will you state your name, please?

A Richard E. Knitter.

Q Where do you live?

A 785 Kenilworth Drive, Sheffield Lake.

Q How long have you lived at that address?

A Approximately two years.

Q Who do you live there with?

A My wife, brothers and sisters.

Q Are you employed?

A Yes.

Q Where is your place of employment?

A Fruehauf Trailer Company in Avon Lake.

Q How long have you been with the Fruehauf Trailer Company in Avon Lake?

A Two years.

Q Did you have employment prior to that time?

- A Yes, sir.
- Q Where?
- A Nickel Plate Railroad in Lorain, Ohio.
- Q How long were you with the Nickel Plate?
- A Five years.
- Q Now, Mr. Knitter, directing your attention to the 3rd day of July, 1954, did you and Mrs. Knitter go somewhere?
- A Yes.
- Q Where did you go?
- A To Cleveland to the theater.
- Q What time did you leave your home that evening?
- A It was approximately 8:30, quarter to 9.
- Q Did you go to a show downtown, you said?
- A Yes.
- Q Do you recall the picture that you saw?
- A Gone With the Wind.
- Q It was a rather lengthy picture, is that right?
- A That's right.
- Q After leaving the theater, did you then, with Mrs. Knitter, go some place else?
- A Yes.
- Q Where did you go?
- A To a Drive-In in Rocky River.
- Q Now, that Drive-In that you speak of in Rocky River, what

is the fact as to whether or not it is located on West Lake Road?

A Yes.

Q Your address -- withdraw that. As you drove into the theater, did you come down West Lake Road and travel east?

A Yes.

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Q Now, about what time was it when you arrived at the drive-in theater?

A It wasn't a drive-in theater.

Q I mean a drive-in restaurant? Pardon me.

A Approximately ten to three.

Q And about how long did you remain there with Mrs. Knitter?

A From a half hour to 45 minutes.

Q And then did you get back in your automobile?

A Yes.

Q And which direction did you head the car in?

A West.

Q On West Lake Road?

A Yes.

Q Now, as you drove along West Lake Road, did you make an observation that evening?

A Yes.

Q And where did you make that observation, Mr. Knitter?

A It was in Bay Village.

Q And at approximately what location in Bay Village?

A As you come off the brick to the asphalt.

Q Was there something there that reminds you of the point where you first made the observation?

A Yes.

Q What is it?

A A cemetery.

Q And when you first made your observation of the cemetery -- withdraw that.

What did you observe at that time?

A A person walking on the road.

Q And in what direction was he walking?

A East.

Q And you were travelling west?

A That's correct.

Q Now, as he walked in an easterly direction, was he on the south or north side of the highway?

A The north side.

Q When you first saw this person, how far were you away from him?

A Approximately 200 feet.

Q Was it a male or a female?

A Male.

Q Was he a white man?

A Yes.

Q Now, when you next saw him, how close were you to the person?

A Approximately four feet.

Q You made an observation of him?

A Yes.

Q Did you notice his facial features?

A Yes.

Q Will you describe, to the best of your knowledge, to the Court and jury his facial features?

A Well, he had short hair, bushy, I mean like a crew cut growing in, and large eyes, large nose, and his eyes appeared to be bulging like.

Q Did you notice anything about his dress?

A Yes.

Q What portion of his wearing apparel did you observe?

A His shirt.

Q And what observation did you make of the shirt?

A That it was white or a light color.

Q You didn't see his trousers?

A Well, they were dark.

Q Dark?

A They were not light.

Q They were not light. What was the approximate height of this man; if you are able to state to the Court and jury, Mr. Knitter?

A He appeared to be about five-eight.

Q Are you able to give the Court and jury the approximate weight?

A 175, approximately.

Q Now, you made this observation the early morning of July 4, 1954?

A Yes.

Q Are you able at this time, Mr. Knitter, to approximate the time that that observation was made?

A It was about ten to four.

Q About ten minutes to four?

A Yes.

Q On the morning of July 4, 1954?

A Yes.

Q After you made this observation, did you make a statement to Mrs. Knitter? Answer that question yes or no.

A Yes.

Q Will you state to the Court and jury what that statement was that you made to Mrs. Knitter after the observation?

MR. MAHON: Objection.

THE COURT: Objection sustained.

Q Then you continued to drive to your home, is that right?

A Yes.

Q Now, did you at a later date report to the police what you had seen?

A Yes.

Q And when was that, Mr. Knitter?

A July 12th.

Q And who did you make your first report to?

A To Mr. Drenkhan and Hubach.

Q Did you later learn that they were both members of the Police Department of the City of Bay Village?

- A Yes.
- Q And where was that report made?
- A At the police station.
- Q At the police station. Now, your observation, Mr. Knitter, was made on the early morning of the 4th of July, 1954, and your first statement was made, I believe, you said on the 12th day of July, 1954?
- A Yes.
- Q About what time of the day or evening was that statement made to Officer Drenkhan and Officer Hubach?
- A Around 5:30.
- Q In the evening?
- A In the evening.
- Q Was there a reason that you had for the span of time between the observation and the 12th day of July?
- A Yes.
- Q Will you state to the Court and jury at this time what your reason was?
- A Well, we didn't want to become involved, yet we felt it was our duty to report such a thing.
- Q Had you up to that time had any knowledge about any reward that was being made?
- A No.
- Q Now, you went down to the Bay Village Police Department, is that correct?

- A Yes.
- Q And you talked to Officers Drenkhan and Hubach?
- A Yes.
- Q And you made the statement, in substance, what you have just given to this Court and jury for their consideration?
- A Yes.
- Q Were you shown any pictures of any persons at any time by anyone?
- A Yes.
- Q And when is the first time you were shown pictures of any person?
- A The same evening that we reported to the Bay Village police.
- Q And about how many pictures were you shown by the officers at the Bay Village police department?
- A I would say a couple hundred, anyway.
- Q Were you ever taken downtown -- I'll withdraw that.
- After you had viewed these couple hundred pictures at the police station in Bay Village, were you ever brought down to the Central Police Station in the City of Cleveland, Ohio?
- A No.
- Q Was there at any time, from the time that you had the statement to the police officers of Bay Village up until today, that you were asked to view any person in a line-up?
- A No.

- Q Now, you have given a description here of the observation that you made at about ten minutes to four on the morning of July 4, 1954. I will ask you, Mr. Knitter, whether the defendant here, Sam Sheppard, is the man that you saw and described for this Court and jury?
- A No.
- Q Now, was there ever a line-up made whereby the defendant, Sam Sheppard, was placed in?
- A No.
- Q When did you first learn, Mr. Knitter, where Sam Sheppard lived?
- A It was the same night that we reported to the Bay Village police.
- Q Were you taken in an automobile by anyone to point out the approximate place where this observation was made?
- A No.
- Q Have you since the time that you made the report to the Bay Village Police Department had the occasion to drive that road?
- A Not very often.
- Q But you do now know where Sam Sheppard lives, is that right?
- A Yes, sir.
- Q Now, next to Sam Sheppard's home in a westerly direction is another home, is that correct?

- A Yes.
- Q And then there is another home, isn't that right?
- A Yes, sir.
- Q And then there is another home, is that right?
- A Yes, sir.
- Q And after the third home is the cemetery that you have described as where you saw this person, is that correct?
- A Yes.
- Q How many feet, would you say, if you know now, is the distance between the point where you saw this man at the cemetery and the location of Sam Sheppard's home, if you know? If you don't know, that's --
- A I have no idea. I mean --
- Q Well, can you give us an approximate number of feet, to the best of your judging ability?
- A I would say approximately maybe a hundred feet.
- Q A hundred feet?
- A A hundred feet or more.
- Q A hundred or more. And the man that you saw was walking in an easterly direction as you were travelling west?
- A Yes.
- Q And he was on the north side of the highway?
- A Yes.
- Q That would be on the same side that the right-hand side of your automobile would be on, is that correct?

A Yes.

MR. GARMONE: Thank you, Mr.
Knitter. You may have the witness.

CROSS-EXAMINATION OF RICHARD E. KNITTER

By Mr. Mahon:

Q Mr. Knitter, before July 3rd, had you travelled that highway very often?

A No.

Q When had you travelled that highway before the 3rd of July?

A Well, I don't recall right offhand.

Q Well, was it months?

A Yes.

Q How many months?

A A good six to eight months.

Q And have you travelled the highway, that highway, very often since July 4th?

A Well, except in going to work on West Lake Road.

Q Where do you work on West Lake Road?

A It's a plant off of Lake Road, Fruehauf Trailer.

Q Well, where is that at?

A It's in Avon Lake.

Q I mean through Bay Village have you driven? Avon Lake is some distance west of Bay Village, isn't it?

A Yes.

Q Is that right?

A Yes.

Q Have you driven through Bay Village on West Lake Road since July 4th?

A Since July 4th?

Q Yes.

A Yes.

Q How many occasions?

A I would say four.

Q And when was the first time after July 4th that you drove through?

A It was when we reported to the police in Bay Village.

Q And that was on the 12th of July?

A That was on the 12th.

Q And you passed through there about ten minutes to four and you saw this man?

A Yes.

Q And what kind of a night was it?

A Well, it was a windy night, rather -- sort of cool for summer.

Q And was it dark at that location?

A Well, not too dark.

Q Do they have street lights on West Lake Road through Bay Village?

A Yes.

Q That is, overhanging lights?

A Yes, I believe so.

Q And the highway through Bay Village is just a row of trees alongside the road all the way through, isn't it?

A Yes.

Q Is that right?

A Yes.

Q On both sides of the highway?

A Yes.

Q And those trees, the branches of them extend over the highway, do they not?

A Yes.

Q And the street lights do not reflect much light down on the roadway itself, do they?

A Well, in certain areas it does.

Q Only right where the street light is, isn't that so?

Is that right? It doesn't spread out very much, does it?

A Well, some distance.

Q How?

A Some distance it does.

Q Well, it doesn't spread out very much because of the foliage on the trees, isn't that right?

A I imagine.

Q How?

A I imagine.

Q And in July, July 3rd and 4th, there was a lot of foliage

on the trees at that time, wasn't there?

A Yes, I believe so.

Q Well, it was right in the middle of summer, wasn't it?

A Yes.

Q Is that right?

A Yes.

THE COURT:

Speak a little

louder, please.

Q Now, as you drove along driving west, you saw a man alongside the highway?

A Yes.

Q What was he doing?

A He was walking.

Q And walking in which direction?

A East.

Q To the east?

A Yes.

Q And you say that this man was at a cemetery?

A Near the cemetery.

Q Had you observed that cemetery before?

A Well, yes, I have.

Q You had observed it before?

A Yes.

Q When had you observed it before?

A Well, when I would go into Cleveland, maybe, on one of the

trips.

Q You knew where it was?

A Yes.

Q You knew the location of it, is that right?

A Yes.

Q You said something about where the highway surface changed from brick to asphalt?

A Yes.

Q Well, where does it change?

A Right near the park there.

Q How?

A Right near the park.

Q What park?

A I believe it's Huntington.

Q Huntington Park?

A Huntington Park.

Q And where is Huntington Park with relation to this cemetery?

A It is east.

Q East?

A East.

Q How far east?

A I would say 200 feet.

Q 200 feet from the cemetery?

A Well, about 250; between 200 and 250.

Q Between 200 and 250 feet?

- A Yes.
- Q Now, this man was walking on the north side of the roadway?
- A Yes.
- Q Was there very much traffic that morning?
- A Not too much.
- Q Was there any traffic that you passed or that was coming towards you?
- A Well, there was traffic. I mean, it wasn't heavy. Approximately eight, ten cars passed.
- Q Between what distance?
- A Well, between Rocky River at the drive-in.
- Q And where?
- A From Rocky River at the drive-in to about Avon Lake Corporation limits.
- Q To Avon Lake?
- A I imagine.
- Q From the Rocky River drive-in to Avon Lake there was, you say, how many cars passed?
- A About six to eight.
- Q Six to eight cars?
- A I imagine.
- Q And how long did it take you to drive from Rocky River drive-in to Avon Lake?
- A Well, I would say about maybe 35 minutes.
- Q And how many miles is it between those two points?

A I have no idea.

Q So in 35 minutes you only observed six to eight cars on that highway?

A That's that I recall.

Q Is that right?

A That I can recall.

Q So that's not very much traffic, is it?

A No.

Q How close was this man to the paved section of the highway?

A I'd say about a foot and a half, two feet.

Q A foot and a half or two foot?

A Yes.

Q Off of the pavement?

A Yes.

Q To the north?

A Yes.

Q Is that right?

A Yes.

Q Walking along that shoulder?

A Yes.

Q And how close was your car travelling to the north edge on the pavement?

A Approximately a foot.

Q A foot?

A Yes.

Q When you passed this man, you were pretty close to him,
is that right?

A Yes.

Q How?

THE COURT: He said, "Yes."

THE WITNESS: Yes.

Q That would be about three feet between the man and the
north side of your car?

A Yes, I believe.

Q Is that right?

A Yes.

Q How far back were you from this man when you first observed
him?

A It was after we left the brick to the asphalt, about 200
feet.

Q And did you continue to watch him as you approached him?

A Yes.

Q Was there any special reason for that?

A Only that I could see a figure walking on the highway.

Q Well, was there any special reason outside of just seeing
a man walking that attracted you to him?

A Only that it was so early in the morning.

Q And did you continue to watch him as you approached him?

A Well, except for watching the road, too.

Q Did you get a good look at him?

- A Yes.
- Q And will you describe him again to us, please?
- A Well, he had large eyes, a large nose; his hair was short to the side but it was bushy. It was like a crew cut, it was growing in. The attention that we gave to him was because he had the large eyes and the large nose.
- Q Large eyes and large nose?
- A That's right.
- Q You observed that?
- A Yes.
- Q And you observed that his hair was, did you say, short?
- A It was short at the base by the ears.
- Q Short by the ears?
- A Yes.
- Q Is that right?
- A Yes.
- Q And will you describe the rest of the hair?
- A Well, it was fairly back from his forehead, receded a little.
- Q Yes.
- A And there was no part.
- Q Yes.
- A And it was fairly long on top.
- Q How long?
- A I would judge about maybe three inches, anyway.

Q Three inches?

A Three or four.

THE COURT: A little louder.

Q You mean that the hair was standing up three or four inches?

A Well, from the front where we could see, it was.

Q How?

A The front where we could see, it was.

Q That's that much (indicating)?

A If that is three inches.

Q You point out how much three or four inches is, will you?

A About like that (indicating).

Q Here, take this pencil and mark off about what you consider three or four inches? Hold it up so the jury can see it.

A Three inches would be about here. (Indicating)

Q From your thumb nail here?

A From the thumb to the top.

Q To the top would be about three inches.

Now, you say that his hair was standing up that high over his head?

MR. GARMONE: I don't think he heard your question, John.

A Yes.

Q You say it was standing up that high on his head, is that right?

THE COURT: You have to answer.

A In the front, yes.

Q What do you mean, in the front?

A Well, as we observed him, we could see just the front of his head.

Q And you observed, also, that it was very closely clipped?

A Yes, sir.

Q Down alongside by the ears, is that right?

A Yes.

Q And that he had a large nose?

A Yes.

Q And did you say large eyes, too?

A Yes.

Q Anything else about his face?

A Well, he was clean shaven.

Q Clean shaven?

A Didn't have a beard.

Q Anything else?

A That is all.

Q Do you know -- you know now where the Sheppard home is, don't you?

A Yes.

Q Did you at that time?

A No, I did not.

Q Did you know anyone that lived along there?

A No.

Q What?

A No.

Q And you learned where the Sheppard home was when?

A When we reported to the Bay Village police on July 12th.

Q When you reported to the Bay Village police on July 12th, is that right?

A Yes.

Q And did they point it out to you?

A No.

Q Well, how did you learn where it was?

A We saw the name on the mailbox.

Q And when did you see the name on the mailbox?

A That was on July 12th.

Q And were you looking for the name?

A We were looking at the mailboxes to see the distance between the cemetery and the house, and we noticed it on the mailbox.

Q And did you notice that as you were driving by?

A Yes.

Q And which way were you driving when you observed that?

A We were going east.

Q Going east?

A Yes.

Q And you saw that on the mailbox?

A Yes.

Q Is that right?

A Yes.

Q Don't you know that the name on that mailbox, you can't see it driving east?

A Well, we saw it.

Q Do you know that you can only read that name if you are travelling west?

A I have no idea.

Q How?

A I have no idea.

Q Did you stop your car or did you look around to look at the mailbox?

A We did not stop the car.

Q But as you drove along the highway driving east, you saw the name of Sheppard on a mailbox?

A Yes.

Q And as you were driving east, that would be to the north, would it not, that mailbox?

A Yes.

Q Is that right?

A Yes.

Q Did you read that yourself?

A My wife.

Q Now, Mr. Knitter, will you please tell what you know, what you saw, not what your wife told you she saw? Will

you please do that?

A Yes.

Q Did you see the name on the mailbox?

A Yes.

Q Yourself?

A Yes.

Q Well, what did you mean a moment ago when you said your wife saw it?

A She pointed it out to me.

Q As you were driving along?

A Yes.

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Q Were you particularly looking for that place?

A No.

Q Well, why did the name of Sheppard attract you?

A Well, we were looking -- when we went by the cemetery, we passed the cemetery, and we noticed the name on the mail box. I noticed the name on the mail box.

MR. PARRINO: I didn't hear that.

MR. GARMONE: He said "I noticed the name on the mail box," as he went by the cemetery.

Q Well, there are other mail boxes in front of other homes along there, aren't there?

A Yes.

Q Did you observe any names on the other mail boxes?

A There was -- I believe Schuele lives right next to the cemetery.

Q Did you observe that?

A Yes.

Q You say Schuele lives next to the cemetery?

A Yes, sir.

Q Are you sure about that?

A Yes, sir.

Q Are you as sure about that as you are about everything else you have testified to?

A I believe so, to the best of my knowledge.

- Q How?
- A To the best of my knowledge.
- Q Don't you know that the Schuele's house is right next door to the Sheppard's house?
- A I did not.
- Q You didn't know it?
- A I just remember seeing the name on the mail box.
- Q The cemetery is not next door to the Sheppard house, is it?
- A No.
- Q There are three other houses between the Sheppard house and the cemetery, is that right?
- A I believe so.
- Q Well, do you know, sir? You have testified --
- A Yes.
- Q You have testified here that there was?
- A Yes.
- Q Is that right?
- A Yes.
- Q And how wide is that cemetery?
- A About 50 feet.
- Q 50 feet wide?
- A I would say, to the best of my knowledge. I am not too good at judging distance.
- Q And how far is it from the cemetery to the Sheppard home?
- A Well, I would say about a hundred feet, hundred, hundred

and fifty feet.

Q A hundred or a hundred and fifty feet?

A Yes.

Q Isn't it more than that?

A It may be, but judging myself --

Q There are three houses between the cemetery and the Sheppard home, aren't there?

A Yes.

Q Now, as you drove on the 12th of July, as you drove along that highway driving east, were you going someplace?

A Pardon?

Q Were you going to go someplace?

A I did not get the question.

Q What were you driving down West Lake Road, driving east -- where were you going at that time?

THE COURT: Where were you going
at that time?

Q That's right. When you noticed the name of Sheppard on the mail box, where were you going?

A To the police station.

Q And when had you decided you were going to the police station?

A It was on the 12th.

Q And did you want to find out where the Sheppard home was before you went to the police station?

A Well, yes.

- Q Did you read about the murder of Marilyn Sheppard?
- A Well, the next morning.
- Q That would be the morning of the 5th of July?
- A If there was a paper on the 5th.
- Q Well, did you read about it the next morning, sir?
- A Well, yes, I did.
- Q And in what paper did you read it?
- A Cleveland Plain Dealer.
- Q Did you read any other papers that day?
- A No.
- Q That was a holiday, was it not, celebrated as a holiday, July the 5th?
- A I believe it was.
- Q And you read about the murder of Marilyn Sheppard, is that right?
- A Yes.
- Q And you read as to where it occurred?
- A Yes.
- Q Is that right?
- A Yes.
- Q And did it occur to you when you read that that you had seen a man in the vicinity of that home?
- A Yes, it did.
- Q Did you know -- have any idea where the Sheppard home was in relation to that cemetery when you read that in the

newspaper?

A No, not at the time.

Q You did not. And then on Tuesday did you read about it, also, July the 6th?

A I can't recall.

Q Well, you read the newspapers every day, don't you?

A Well, sometimes.

Q Do you have the newspaper delivered to your home?

A Yes.

Q And what newspaper?

A Lorain Journal.

Q And do you have the Plain Dealer?

A No.

Q Did you have the Lorain Journal on the 5th of July?

A I can't recall if we did or not.

Q You did read the Plain Dealer, though?

A Yes.

Q Where did you get that?

A From my mother-in-law.

Q Were you visiting your mother-in-law?

A She lives right next door.

Q And then during that entire week of June the 5th -- or July, from July 5, did you read the newspapers about the murder of Marilyn Sheppard?

A Well, not too much.

Q Did you read something about it?

A I would say something, yes.

Q And did you read something every day about it?

A No, I would not say every day.

Q Well, how many times and in how many papers did you read about it up until July the 12th?

A Well, I can't recall.

Q Well, had you read many articles about it up until that day?

A No.

Q Well, how many did you read?

A Articles?

Q That's right.

A Maybe three or four.

Q Now, when you went over to the police station after you saw the name of Sheppard on the mail box, who did you see there?

A At the police station?

Q Yes.

A Fred Brenkhan.

Q And you told him about seeing a man alongside the cemetery there, did you?

A Yes.

Q And did you tell him you knew where the Sheppard home was?

A I can't recall of telling him.

Q Did he ask you if you knew where the Sheppard home was?

A No, I don't believe he did.

Q And you were shown a lot of pictures?

A Yes. The evening of the 12th.

Q Did you go over to the Sheppard home with the officer?

A No.

Q Well, didn't he ask you if you knew where it was?

A No.

Q Well, what was the conversation you had about it?

A We just gave him the description of the person that we had seen and the location that we had seen him.

Q Well, did you tell him how close it was to the Sheppard home?

A I can't recall.

Q What?

A I just told him it was near the cemetery.

Q Because when you drove along that day you were looking for the name of Sheppard on the mail box, weren't you?

A Well, we saw the name, yes.

Q I say, that is what you were looking for, isn't it?

A Yes.

Q When you left your home in Avon on July the 12th to go to the Bay Village police station, and as you drove along on the West Lake Road, you were looking for the name of Sheppard on the mail box, isn't that right?

A Well, we saw the name, yes.

Q You were looking for it, weren't you?

A Yes.

Q You wanted to know where that house was, isn't that right?

A In regard to the location, yes.

Q Is that right?

A Yes.

Q And you wanted to be able to tell that to the police when you went there, didn't you?

A Yes.

Q Is that right?

A Yes, sir.

Q And you did tell them, didn't you?

A I do not recall.

Q Well, you went there for that purpose, didn't you?

A Just to report what we had seen.

Q And to tell them how close it was to the Sheppard house?

A No, I didn't.

Q How?

A No.

Q Now, in these articles that you read in the newspaper concerning this murder, you read about there being a reward of \$10,000 offered, didn't you?

A I don't recall at the time.

Q How?

A I don't recall.

Q Didn't you read on Thursday or Friday, the 8th or 9th or

10th or 11th, in the newspapers, that there had been a reward of \$10,000 offered?

A I don't recall of reading that.

Q How?

A I do not recall of reading that.

Q And isn't that the reason that you decided on the 12th of July to go to the Bay Village police station?

A No.

Q Had you had some suspicions about the man you saw, before the 12th of July?

A We had talked about what we had seen.

Q And you talked about that when you read the first article in the newspaper on the 5th of July, didn't you?

A Yes.

Q Why didn't you go to the police and report it at that time?

A We did not want to become involved.

Q Involved in what, sir?

A In what had taken place.

Q And why didn't you want to become involved?

A I have no reason why.

Q How?

A I don't know.

Q You certainly realize that it is the duty of a citizen to report things of that kind, don't you?

A We realized that later.

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Q You realized that later?

A Yes.

Q Now, as you drove along that highway that morning to go to your home, 10 minutes to 4, July the 4th, did you have a radio in your car, by the way?

A Yes, I do have a radio.

Q Was it on?

A No.

Q How fast were you traveling?

A Approximately 35 miles an hour.

Q 35 miles?

A Yes.

Q Is that the usual speed that you travel?

A Around that, yes.

Q What?

A I very seldom go over 50, very seldom.

Q Very seldom go over 50?

A That's correct.

Q And there you had a highway all to yourself, didn't you?

A Yes.

Q And it was approximately four o'clock in the morning and you were traveling only 35 miles an hour?

A Yes.

Q What?

A Yes.

MR. MAHON: That is all, sir.

REDIRECT EXAMINATION OF RICHARD E. KNITTER

By Mr. Garmone:

Q When you went to the police station did you go there primarily to tell what you had seen?

A Yes.

Q And you had no interest or thought in the \$10,000 reward?

A No.

MR. GARMONE: That is all.

Thank you.

(Witness excused.)

MR. DANACEAU: May I suggest a recess at this time? It is quarter to 12. Would it be agreeable to have a recess at this time?

MR. GARMONE: Sure.

THE COURT: Let me find out something more important than that.

Are you willing to come back at one o'clock?

MR. GARMONE: 1:15, Judge.

Is 1:15 agreeable with you, Saul?

MR. DANACEAU: 1:30 would be all right.

MR. GARMONE: I think it is agreeable with the jury, too.

THE COURT: Ladies and gentlemen
of the jury, in spite of everything, we will now
adjourn until 1:15 this afternoon, and will you
please observe the caution which the Court has
told you? Do not discuss the case.

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(Thereupon at 11:45 o'clock a.m. a recess
was taken to 1:15 o'clock p.m., Thursday,
December 9, 1954, at which time the following
proceedings were had):