



INQUEST

**upon the deaths of
ANDREW J. BORDEN and
ABBY D. BORDEN**

Created in 2003 by Stefani Koorey and Kat Koorey
For LizzieAndrewBorden.com

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Foreword

The following document includes all testimony presented at the inquest into the deaths of Mr. and Mrs. Andrew J. Borden, held August 9-11, 1892, with the exception of that of Bridget Sullivan and Lizzie Borden, which has been missing since 1893. Volume I originally contained both Bridget Sullivan's and Lizzie Borden's testimony. Volume II contains the testimony of all other witnesses.

All Volume II testimony presented here has been transcribed with all grammatical and typographical errors left intact. Handwritten edits to the stenographer's minutes have been included. These edits are placed in brackets. The pagination of the hardcopy in the Historical Society's archive for Volume II of the inquest has also been retained.

If you discover any difference between the testimony contained in this document and any other source, let us know by emailing Stefani Koorey at koorey@lizzieandrewborden.com

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**Stefani Koorey
May, 2003**

Stenographer's Minutes

Inquest upon the deaths of Andrew J. Borden and Abby D. Borden

WITNESSES

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ANNIE M. WHITE, Stenographer
New Bedford, Mass.

JOHN V. MORSE.

Q. (Mr. Knowlton) What is your name?

A. John V. Morse.

Q. What does the V. stand for?

A. Vinnicum.

Q. What is your place of residence, Mr. Morse?

A. For the last year it has been South Dartmouth; my real home is in the West.

Q. Whereabouts in South Dartmouth?

A. William A. Davis.

Q. I shall have to ask you many questions.

A. I will answer any questions.

Q. What is your business?

A. When I am home, farming.

Q. Here?

A. Nothing particular. I have been helping Mr. Davis some in the meat business he is in there.

Q. Have you had any connection with the horse business?

A. Not recently. I brought some horses here when I came two years and a half ago.

Q. All sold out now?

A. Yes Sir.

Q. Have you had any dealings in horses since then?

A. A little along occasionally, not to amount to anything.

Q. What relation is Mr. Davis to you?

A. None. Years before I went West, I worked for them in the meat business. I have always kept up correspondence since. It seems like home to me, and I like to stay there. Isaac C. Davis, his son, is in the meat business with him. The old man cannot see now, has a cancer. I stay there with them.

Q. Are you a married man?

A. No Sir.

Q. Never have been?

A. No Sir.

Q. This question you are not obliged to answer, unless you want to. Are you a man of some property?

A. Yes Sir.

Q. Enough to live on without working?

A. Yes Sir.

Q. What relation were you to Mr. Borden?

A. Mr. Borden's first wife was my sister.

Q. What was her name?

A. Sarah A. Morse.

Q. How long ago did she die?

A. Well, I cant tell exactly, but somewhere during War Times.

Q. How old was her youngest child?

A. About 30. I cant tell exactly.

Q. No, when she died?

A. I think about three years old.

Q. How long have you been in the west?

A. Since I first went West?

Q. Yes.

A. I think about 38 years.

Q. What part of the west?

A. When I first went West I went to Minnesota, stayed about a year, and came from there to McC--- County Illinois.

Q. Where have you spent the largest portion of your time?

A. The largest portion I guess in Iowa, Hastings, Mills County.

Q. Is that your last residence in the West?

A. Yes, my property is there.

Q. Did you come here with the intention of remaining here?

A. I rented my farm for one year. I did not know how long I might stay. I calculated to stay, then I rented it for another year.

Q. Where did you come to here first?

A. Warren, Rhode Island.

Q. Who did you know there?

A. I have an Uncle there.

Q. No relative of Mrs. Borden?

A. No, brother to my father.

Q. On the other side?

A. Yes Sir.

Q. Then that is Uncle to Mrs. Borden too?

A. Yes Sir.

Q. What is his name?

A. Charles.

Q. Charles Borden?

A. No, Morse.

Q. How long did you stay there?

A. I guess about a year and a half.

Q. When did you first come to see Mr. A. J. Borden?

A. After I came back this time from the West, do you mean?

Q. Yes.

A. A few weeks after, I cant tell just when.

Q. You were on terms of acquaintance with him and his family, I suppose?

A. Yes Sir.

Q. Had you visited him during your absence in the West, or had you been East during that time?

A. I dont understand.

Q. Had you been East during the 38 years?

A. O, yes. I came the first time just after the War, I guess the same year the War ended. Then I was here the year before the Centennial, and the year afterwards; and I were here, I think seven years

ago previous to this. I think those are all the times.

Q. On those visits did you come to the Bordens too?

A. Always stayed there; at one time nearly a year of the time.

Q. Have you kept up a correspondence with the Bordens?

A. Yes Sir.

Q. During the whole time?

A. That is, with his oldest daughter.

Q. Which one is that?

A. Emma.

Q. Never with any of the rest of them?

A. I used to have a letter occasionally from my brother in law.

Q. From Borden himself?

A. Yes Sir.

Q. How frequent was the correspondence with Miss Emma?

A. Probably once in three or four months.

Q. When you came back, after you had been here a short time, you came to see them, this time?

A. Yes. When I first came, my horses were troublesome, I could not come for three or four weeks.

Q. How often did you come to see them after that? Are you a trifle hard of hearing?

A. No, I thought I could hear as well as any one.

Q. How often did you come to see them after that?

A. Sometimes once a week; sometimes once in three or four weeks; sometimes once in three months, just as it happened.

Q. Did you often stay over night?

A. Yes Sir, quite often.

Q. Were you on good terms with all the family?

A. Yes Sir.

Q. The last time you were there before this murder was when?

A. I should think somewhere about the 10th of July.

Q. How long did you stay then?

A. I did not stay but a short time. I was here over night, but I went down to an Aunt's on the Stafford Road at that time.

Q. What is her name?

A. Catherine Boudray.

Q. Before that, can you recall the last time you were there?

A. It was somewhere the last of June. I know Phebe Curry was sick at that time, she died a little afterwards, I think about the last of June.

Q. Did you stop all night then?

A. No Sir, came over in the morning and went back at night. I can tell all about that time if you want me to.

There was a lady came over, Mr. Davis' daughter, with me. We drove over in the afternoon. I hired a horse, and Mr. Borden's daughter went to ride, we went down to the steam boat. I took her home after dark.

Q. Did you see much of Miss Lizzie when you came to the house?

- A. Sometimes; sometimes I did not see either of the girls, stayed a few minutes and talked with Mr. Borden, and went out.
- Q. Take the last time but one in July, when you went down to Boudray's, did you see Miss Lizzie then?
- A. I dont think I saw either of them at that time.
- Q. Take the time before that, when Miss Davis came over with you, did you see the girls then?
- A. I saw Emma; I went to ride, I told you.
- Q. Did you see Lizzie?
- A. I dont think I did.
- Q. The day of the tragedy, the visit on the occasion when the murder happened, did you see her?
- A. No. I came here about half past one a week ago today, I think it was---
- Q. Did you see Miss Lizzie before the murder?
- A. No, I did not.
- Q. Had you often stopped over night?
- A. Why, occasionally.
- Q. Had you seen much of the state of the domestic relations in the family?
- A. No. I dont know but I saw.
- Q. So you could speak with any positiveness as to the relations between Lizzie and her mother?
- A. They were always on good terms, as far as I know.
- Q. I might make the same remark. Did you see enough of her, when you were there, and of her relations, to speak with positiveness as to what her relations were with her mother?
- A. I should think they were pleasant. She used to eat to the table with her, and I did not see anything.
- Q. Did she usually eat with her?
- A. Occasionally sometimes in the morning she would not eat there, probably would not be up.
- Q. The last three times you were there, you did not see Miss Lizzie at all?
- A. I dont think I did.
- Q. You ate meals there?
- A. The last time I ate dinner there, the last time I was there, that is all.
- Q. You did not see her then?
- A. I take that back, dinner and breakfast.
- Q. You did not see her then?
- A. No Sir.
- Q. The time before, did you eat there?
- A. No, I think I went down to Aunt's.
- Q. When Miss Davis came over, did you eat there then?
- A. Yes, we took dinner and supper.
- Q. And did not see Miss Lizzie then?

A. No.

Q. When is the last time you remember eating at the table with Miss Lizzie, before the tragedy?

A. I dont know as I can call to mind.

Q. You have done so?

A. Yes.

Q. Have you done so in six months?

A. O, yes several times.

Q. You say that the day before the tragedy, you came about what time?

A. I left New Bedford on the 12.35 train. I suppose I got to his house about half past one.

Q. Eat dinner there?

A. Yes Sir, they had been to dinner.

Q. Had you written you were coming?

A. I think not.

Q. Were you in the habit, since this year and a half of being here, of writing to any of them?

A. I wrote to Mr. Borden.

Q. Had you written to either of your neices?

A. Emma has to me.

Q. Never to Lizzie?

A. No.

Q. Lizzie has not written you, nor you to her?

A. No Sir.

Q. You have no letters from Lizzie in your possession?

A. No Sir.

Q. You do not think you had written announcing your visit at this time?

A. I dont think I did. Let me see, let me tell it as I can think of it. Mr. Borden, when I was over here sometime in July, that I speak of, wanted to know if I knew of a man he could get on his farm, to take charge of it, I told him I did not know, I would see. When I got back I wrote him I knew of a man I thought would suit him, I would send him over. He wrote back to me he had rather I would wait until I saw him. I have his letter in my pocket, if you want to see it.

Q. What was the date of that letter? You may refresh your memory. If you have no objections, I will see it.

(Witness produces the letter dated July 25, 1892.)

Q. Have you any objection to me keeping this?

A. No Sir, I would not like it lost, because it was the last one I ever had from him.

Q. That, then, was the last correspondence before you came over?

A. That is the last.

Q. You did not write him you were coming?

A. No Sir.

Q. You came partially in pursuance of that request?

A. Yes Sir.

Q. Was that about ten days before you came?

A. Yes Sir.

Q. So they were not expecting you that particular day, but were looking for you at any time?

A. Yes Sir.

Q. Who did you see at the house when you got there that noon?

A. Mr. Borden, that is Andrew, and his wife.

Q. And the servant girl?

A. Yes, I saw her first.

Q. Emma was away?

A. Yes.

Q. Now then, tell what happened that day.

A. Well, I went in there, and the first thing, I asked the girl, she was the first person I saw when I got there, I asked if Mr. Borden was at home, or Andrew, I dont know which. She said he was on the lounge.

Q. Go on.

A. I went in, and he got up. The lounge was on this side of the room; him and Mrs. Borden sat there and chatted. He asked if I had been to dinner. I told him I had not, but was not hungry at all. Mrs. Borden said "we have just had dinner, a little while ago, it is all warm, I will put it on." She did, in the dining room. I sat down and ate, and we went back in the sitting room and chatted again until between three and four. I was going to Swansea. I came over to Kirby's stable, hired a horse and buggy and went over to Swansea.

Q. With Mr. Borden?

A. No Sir. I asked him to go. He said he did not feel able to; they were indisposed, all of them that day.

Q. And the daughter?

A. Yes, Mrs. Borden told me they had all been sick.

Q. Who did you see at the farm?

A. A man by the name of Frank ---

Q. The Swede?

A. No, an American, Frank Eddy. I can think, if you give me a little time.

Q. Anybodyelse?

A. I saw what I supposed to be his wife; I never was acquainted with her.

Q. Any other farm hands?

A. No Sir.

Q. Stay to supper over there?

A. No Sir. I ate supper at William Vinnicum's, a little beyond there.

Q. In Warren?

A. No, in Swansea.

Q. Got back home about what time?

A. I got back to the house probably quarter to nine, not far from that, after dark.

Q. When you got there, who did you find at home then?

A. I think the girl was there, the servant, and Mr. and Mrs. Borden.

Q. And Lizzie?

A. I know they were there.

Q. Did you make any inquiries about Lizzie?

A. I did not.

Q. Nothing was said about her?

A. No Sir.

Q. Did she come in while you were there? Did you hear or see her come in?

A. I heard the front door shut. The girls usually come in, and go up stairs when they come in with their clothes on in that way. I heard her come in, I supposed it was her; Emma was not at home.

Q. What time did you retire that night?

A. Mr. and Mrs. Borden and me sat there and talked half an hour probably, and Mrs. Borden retired. Mr. Borden and me probably sat there until about ten o'clock. He says "John, is it not about time we went to bed"? I says "it is about ten, isnt it?" I think it is.

Q. So you both went to bed together?

A. No, he went up to ---

Q. At the same time?

A. Yes Sir.

Q. You slept in the same room where this woman was found dead the next day?

A. Yes Sir.

Q. In the morning, what time did you arise?

A. I think I got up about six o'clock.

Q. Was you the first one up?

A. I think so, I did not see anybody in the room when I got up.

Q. Was the servant up?

A. I think not, she was not down stairs.

Q. Who was the first one you did see?

A. Mr. Borden.

Q. He got up before the servant girl?

A. I saw him first.

Q. What time did he come out?

A. I think he had been up some half hour when he came down, very near to it.

Q. How did he appear to be that morning in his health?

A. He said he felt some better.

Q. Did you happen to know of his taking some medicine?

A. I asked him to go over to Swansea. He said he did not feelable to. I says "I will wait until morning, if you will go". He said no he had been taking some medicine, and did not think he would go.

Q. Did he say what it was?

A. Physic, I supposed.

Q. He did not say what it was?

A. No Sir.

- Q. Did you see Mrs. Borden?
 A. She came down soon after.
- Q. How did she appear to be?
 A. She said she felt real well that day, that is, to what she had done.
- Q. What time did you have breakfast?
 A. A little after seven I think.
- Q. Are you pretty sure about the time of breakfast?
 A. I dont think it could have been more than twenty minutes past seven; I judge abut that time.
- Q. Can you remember what you had for breakfast?
 A. I dont know as I do know. I know what we had the day before for dinner.
- Q. What did they have the day before for dinner?
 A. Some veal, sort of a soup like.
- Q. That would not warm over for breakfast then?
 A. I could not tell what they had.
- Q. Did they have some kind of meat?
 A. I think some kind.
- Q. Do you remember whether they had some sort of fruit, apples, pears, or bananas?
 A. There was bananas on the table.
- Q. Further than that, you cannot remember?
 A. No Sir.
- Q. Did they all eat pretty heartily?
 A. Not very.
- Q. They both ate, both Mr. and Mrs. Borden?
 A. Yes Sir.
- Q. Did they eat the fruit?
 A. I dont think they did.
- Q. When did you leave the house?
 A. Well, about nine, but I should think maybe quarter or twenty minutes of nine.
- Q. What was going on in the intervening time, before you went?
 A. We went out in the sitting room from the dining room, and Mr. and Mrs. Borden and I talked a little while; then she went to dusting around, doing her little chores. Then Mr. Borden and I talked about some cattle I had; and then I went away.
- Q. Did you say where you was going?
 A. Yes Sir. He was telling the night before, up at Mr. Emery's I had a nephew and neice from the West, and he told me where they lived, and wanted me to go and see them.
- Q. Did he tell you where they lived?
 A. Yes Sir, 4 Weybosset street.
- Q. Did you tell him you were going?
 A. Yes Sir. As I went out the door, he says "John, come back to dinner with us". That is that last he spoke to me. I said I would. I

came to the Post Office and got a car.

Q. When you came from New Bedford to Fall River did you have any set time to go back?

A. Not particular, no. I told Mr. Davis I would try to get back the next day. He says you will be gone two days, I guess, I will give you that. I could have gone back the night before at six o'clock or half past.

Q. You told Mr. Borden you would come back to dinner, when he asked you?

A. Yes Sir.

Q. Had Lizzie got up when you went away?

A. I had not seen her.

Q. When you went away was Mrs. Borden down stairs?

A. I dont think she was when I went away, she was there a few minutes before. I dont think I saw her when I came out.

Q. How long before you went away, did you see her?

A. I think not more than ten minutes.

Q. She had been about most of the time?

A. Yes.

Q. Which door did you go out of?

A. The back door.

Q. Was it fastened when you went out?

A. Yes, and Mr. Borden opened it and let me out, and hooked it himself.

Q. After you got out?

A. Yes Sir.

Q. Was it the habit to keep that hooked?

A. Always.

Q. And the front door?

A. Always keep it fastened; they have been very cautious, always have been, about the doors.

Q. Did you take notice what the servant girl was doing when you went out?

A. I dont know. I heard Mrs. Borden tell her at breakfast time, if it was so she could, she would like for her to wash the windows.

Q. Did you hear Mrs. Borden say anything about going out that morning?

A. No Sir.

Q. Did you know about her receiving any note?

A. Only by hear-say since.

Q. What was that?

A. I heard there was a note came, and that somebody was sick.

Q. Who told you that, anybody of the family?

A. Lizzie.

Q. You did not hear anything of it at the time?

A. No Sir.

Q. When did Lizzie first tell you that?

A. I think in the afternoon.

Q. That same afternoon?

A. I think so.

Q. She did not say who the note came from?

A. No, she did not.

Q. Nor where she was to go?

A. No Sir.

Q. But she had not gone when you came away?

A. I think not.

Q. How came Mrs. Borden to speak to the servant girl at the breakfast table?

A. I dont know, I suppose it came into her mind.

Q. The servant girl did not eat with you?

A. No Sir.

Q. Was she in the room there?

A. In and out of the room, the door was open.

Q. Into the kitchen. Had she begun to wash the windows when you went away?

A. I could not tell you that.

Q. Did you see her when you went out through the kitchen?

A. Yes Sir.

Q. What did she appear to be doing then?

A. I did not notice.

Q. Wont you detail your movements after you left the house?

A. That day?

Q. Yes.

A. I left there 15 or 20 minutes of nine, came down to the Post Office, wrote a postal, and went up Bedford street to Third street, and went from there to Pleasant street, and up to Weybosset street, No. 4, Dan Emery's.

Q. Go on. How long did you stay there?

A. I think I stayed there until about twenty minutes past eleven, maybe a little later.

Q. You got there about ten?

A. It must have been earlier.

Q. Did you see the relatives you went there to see?

A. I saw one; the young man was out, I did not see him.

Q. What was the young woman's name?

A. Annie Morse, she was indisposed while I was there, she was on the lounge part of the time. She is my brother's daughter.

Q. You had not seen her for a good while?

A. A great many years.

Q. Did she come from the same part of the West you lived?

A. She belonged up in Minnesota. I went there first.

Q. The first you heard of her being there was from Mr. Borden?

A. No, I was at her Grandmother's, they told me she was there, and had gone to Providence with one of her cousins. When I got off the cars, they got on. I just barely saw her.

Q. Had you ever been to Emery's before?

A. Not this time, I had six or seven years before when they lived on

North Main street.

Q. What occasioned you to leave at twenty minutes past eleven?

A. Nothing, I thought it was about time to be going down.

Q. What time did the Borden family dine?

A. Twelve, about.

Q. Did they ask you to stay to dinner?

A. Yes Sir. I told them I had another engagement.

Q. The engagement you had was that engagement to dine with your brother?

A. Yes.

Q. Did you walk up?

A. No, came on the street car.

Q. What time did you get to the Borden house?

A. I think it must be pretty well towards twelve, within 15 or 20 minutes of it, I dont know but it is quite that.

Q. Where did you get off the car?

A. At Second street.

Q. And walked up Second street?

A. Yes Sir.

Q. When was the first you heard that Mr. Borden was killed?

A. When I went into the door. I went around, before I went into the house, to a pear tree to get a couple of pears. When I came back, the servant girl met me at the door, and asked if I had heard the news. I said no. She said Mr. and Mrs. Borden were both murdered. A man named Sawyer stood there at the time.

Q. Was anybodyelse in the house then?

A. A man named Bowen, I think several policemen, I dont know. There was so much excitement, I know there was several women there.

Q. Had Dr. Dolan, this man here, come, the Medical Examiner?

A. I could not tell you.

Q. They had found Mrs. Borden at that time?

A. Yes, or she could not have told me.

Q. Where did you see Lizzie when you got in there?

A. I think in the dining room.

Q. Who was she with?

A. That I could not tell.

Q. How many people were in the house, do you think, when you got there?

A. I dont know, I think six or seven or eight. There was quite a number there.

Q. Were there any people out on the street?

A. I did not see them when I went in.

Q. You did not see any excitement in the yard or ot the street?

A. Nothing to attract my attention at all.

Q. The car you came down on , came straight down Pleasant street from where you got on?

A. Yes Sir.

Q. How far is it up there?

A. I should think a good mile.

Q. Was not there a good many people in the street about that time, when you came down?

A. I did not see anything to attract my attention at all.

Q. Did you not see anything to attract your attention to the house when you went by?

A. No Sir, saw nothing to attract my attention at all.

Q. Nobody in the house at all?

A. All I could see in was in the screen door, I went right by, the same as I would on any occasion.

Q. Did you get your pears?

A. Yes Sir.

Q. Then started for the house?

A. Yes Sir.

Q. Did you stop to eat the pears?

A. I think I was eating one when I went to the door.

Q. Tell me please, as near as you can, who you saw there that you can name, when you got into the house?

A. Why, the first two that were right together, were a man named Sawyer, and this servant girl, Bridget something.

Q. Maggie we will call her.

A. Yes. The next I recognized was Dr. Bowen. There was such an excitement, and I was nerved up, I saw a number. I noticed Dr. Bowen right away.

Q. Did you see anybody else you did know besides those three and Lizzie?

A. Yes, Lizzie. I dont know of anyonelse, I cant say now.

Q. How many people altogether in the house?

A. Seven or eight I think I saw, I dont think more than that.

Q. What officers were there?

A. I could not tell you.

Q. Some officers have talked with you since that time; were any of the officers that have talked with you there then?

A. I could not tell you, I did not notice.

Q. Did you know anything about the condition of Mr. Borden's property?

A. Nothing particular.

Q. Had he ever talked with you about his property?

A. Some, occasionally.

Q. Ever give you an idea of how much he was worth?

A. No Sir.

Q. Did he ever talk with you about a will?

A. Yes Sir, he has.

Q. When was the last time?

A. Somewhere within a year.

Q. When you were there at the house?

A. No Sir, I think we were outside at the time.

Q. What was the talk?

A. He said he thought he should make some bequests outside to charitable purposes. He did not say any more either one way or the other.

Q. Did he say he had made a will?

A. He did not say .

Q. He did not say whether he had or not?

A. Whether he had or had not.

Q. Did he talk as though he was intending to make a will?

A. I judged from that that he was intending to, I drew my conclusions that he had not, but was thinking of it.

Q. Did he mention the bequests outside he thought he should make?

A. He did not.

Q. How came he to be speaking about it?

A. Common conversation, I suppose, same as about his land. Before he bought the Birch land, I was down there with him. He says lets go up Main street. We went up. He says "here is a piece of property, dont say anything about it, I have got a chance to buy. What is your opinion about it?" I asked what it could be bought for. I dont know as he told me direct, but about. I says "I think it is good property in the heart of the city. The city will be coming towards it all the time. I believe it will be a good investment." Several months afterwards, one Sunday, he says "John, I did as you told me to". I says "what is that," I forgot all about it. "I bought that Birch land."

Q. I wish you would recall the conversation about the will as explicitly as you have this.

A. That is all he said about the will, he thought of making some bequests out, you know, for charitable purposes. His farm over there, he was talking about the Old Ladies Home, "I dont know but I would give them this, if they would take it."

Q. Was that the same talk?

A. I dont think it was the same time.

Q. Did he talk to you any other time about a will?

A. I think that is all.

Q. That is the first and last time?

A. Years ago, out West at my place one time, he said he had a will; several years ago he told me he had destroyed it.

Q. How long ago did he tell you he had destroyed it?

A. 15 years ago.

Q. Did he tell you anything about the contents of the will?

A. He did not.

EMMA L. BORDEN

Q. (Mr. Knowlton) What is your full name?

A. Emma L. Borden.

Q. What does the L. stand for?

A. Lenora.

Q. You are older than Miss Lizzie.

A. Yes Sir.

Q. What is your age?

A. Forty- one.

Q. How old were you, as near as you can recollect, when your father married the second time?

A. Just a trifle over fourteen.

Q. So that you probably remember your Mother?

A. Yes Sir.

Q. Have you lived at home most of the time?

A. Yes Sir.

Q. H ave you ever lived away from home?

A. I was away at school about a year and a half.

Q. That was sometime ago?

A. Yes Sir.

Q. Did you go to Europe with your sister?

A. No Sir.

Q. When was it she went?

A. Two years ago this Summer I think.

Q. Gone how long?

A. Nineteen weeks.

Q. How long had you been away when this tragedy happened?

A. Two weeks.

Q. Visiting in Fairhaven?

A. Yes Sir.

Q. Where were you visiting there?

A. 19 Green street.

Q. Who?

A. Miss Helen Brownell and her mother.

Q. What time did you get back?

A. I came on the train that left New Bedford 3.40.

Q. You came right to the house. You went up to Weir Junction and came down. Who sent for Mr. Jennings?

A. I think I did. I know I did.

Q. In relation to Administration?

A. Not then.

Q. I have no business to ask you what you sent for him for. Did you ever hear your father speak of a will?

A. No Sir.

Q. Did you understand that he had a will?

A. I knew he had had one, I did not know whether it was destroyed or not.

Q. When was it you understood that he had had one?

A. O, I dont know, a long while ago.

Q. A number of years?

A. Yes Sir.

Q. More than ten?

A. Well, I dont know, it seems as if it was longer than that.

Q. How did you get the information that he had a will then?

A. My Uncle, John Morse told me.

Q. That is not the one that is at the house now?

A. Yes.

Q. You did not hear that it had been destroyed?

A. No Sir.

Q. That is, your Uncle John never told you that?

A. No Sir.

Q. Did you know anything of the provisions of the will?

A. No Sir.

Q. It was not before your father married the second time, was it?

A. That my Uncle told me? No, I dont think it was.

Q. Was it about that time?

A. It dont seem as if it was as long ago as that, but I am not sure.

Q. You have never heard your father speak of a will?

A. No Sir.

Q. Had you ever talked the matter of the will over with your sister Lizzie? Had you ever talked over the matter of a will of your father with your sister Lizzie?

A. We had wondered if there was one, something like that; that was all.

Q. When, do you recollect, was the last time the subject was mentioned between you?

A. I cant tell, I dont know.

Q. Were you away a good deal of the time, or mostly at home?

A. Mostly at home.

Q. Who kept the house, your step mother, that is, who had charge of the management?

A. Yes Sir.

Q. She filled the place of housekeeper?

A. Yes.

Q. Did you have, yourself, any particular duty in connection with the house?

A. Some things I always did.

Q. What were they?

A. I always took charge of the parlor, my sister and I, we always took charge of the guest chamber and our own rooms.

Q. That is, you and your sister did that?

A. Yes Sir.

Q. Not your separate duty, but yours and hers?

A. I did most of it, sometimes she assisted.

Q. Did your mother never have charge of the guest chamber?

A. I did not know that she ever did. When I was home I dont think she ever did.

Q. You dont know how it happened that she was having the work of the guest chamber on this morning that she died?

A. No Sir.

Q. Any other duties that you and Lizzie did about the house, regular duties I mean?

A. No. I dont think there was anything that we did steadily; just a as we felt, if we wanted to, we did.

Q. Did Lizzie stay at home most of the time?

A. I dont know how to answer. Do you mean that she went away out of town visiting?

Q. The question perhaps embraces that and day absences too.

A. She was out a good deal days, but she was not away visiting very much.

Q. She did not go out to work?

A. No Sir.

Q. You mean she was away at other places?

A. Out visiting friends, and she had a good deal of mission work, and things like that that she did.

Q. Did she usually eat with the family?

A. Just as it happened. If she was there, sometimes she did, and a good many times she did not get in.

Q. Did she usually have breakfast with the family?

A. Hardly ever.

Q. Did not get up soon enough?

A. No Sir.

Q. Did you?

A. Not always.

Q. But oftener than she did?

A. Yes Sir.

Q. Who did the marketing?

A. Father or Mrs. Borden, I dont know.

Q. Who usually?

A. I dont know, one or the other.

Q. Do you know where the marketing was done?

A. No.

Q. Didnt have any particular place?

A. We always had the groceries from Mr. Wades and John M. Deane's. My sister used to order a great many things from John M. Deane's.

Q. Was that a meat market?

A. No Sir.

Q. Where was the meat usually purchased?

A. I dont know.

Q. Who usually purchased the meat?

A. Father or Mrs. Borden.

Q. Do you know anything about those axes that were said to have been found down stairs?

A. No Sir.

Q. Do you know whether there were two axes down stairs before about this time?

A. No Sir.

Q. Do you mean by that that you dont know whether there were or not, or that you know there were not any?

A. I dont know whether there were or not.

Q. There might have been for all you knew?

A. Yes Sir.

Q. You had no occasion to use them, of course?

A. No Sir.

Q. Probably did not have a great deal of business down cellar?

A. No Sir.

Q. The water closet I believe was down cellar?

A. Yes Sir.

Q. Besides that, you did not go down very much?

A. Not very often. I had nothing to go for.

Q. A short handled hatchet it is said was also found down there, assume that it was, do you know anything about that?

A. No Sir.

Q. Do you know whether your father kept any such instrument or not?

A. No Sir.

Q. That is, you would not know whether he did or not?

A. I know the farmer used to come over and cut up wood. I suppose he had something to do it with, but I dont know.

Q. Whether any such instrument had been previously kept there, you dont know?

A. No Sir, I never saw one, but there must have been one.

Q. Assume there were three found ---

A. Yes Sir, I think I have seen a hatchet down there in the wood room, I am quite sure I have.

Q. You understand, of course, what I mean by a hatchet, a short handled, wide bladed instrument, differs from an ax in being wider bladed.

A. I guess it is an ax I mean; I dont know which I do mean; if I saw them, I might tell.

Q. An ax is longer handled and smaller bladed. The blade of an ax dont differ much from the shape of that, not quite so long, about that shape. A hatchet is shorter handled, and is more such shape as that blotting paper, the handle going in there, and wider at the bottom.

A. I cannot tell you which it was, I dont remember.

Q. When do you think you saw, whatever you did see, there?

A. I havnt any idea.

Q. Sometime before that, or recently?

A. I should say it might have been several months that I had not been in the wood room for anything.

Q. Your remembrance of it, so far as you have remembrance, is that it

was a hatchet?

A. I cannot tell which.

Q. You spoke of a hatchet?

A. When you describe them, I dont know which it was the most like.

Q. You dont know of anything being done with an ax or a hatchet that would cause blood to come on it, do you?

A. Not unless father killed pigeons with them; I dont know whether he did or not.

Q. You did not see him kill the pigeons?

A. No Sir.

Q. Further than that you have no remembrance of anything that would cause blood?

A. No.

Q. Do you know of anybody that was on unpleasant terms with your father?

A. Only the rumors that I have heard, since I came home.

Q. At that time did you know of anybody, before you went away, who was on unpleasant terms with your father?

(The Marshal produces an instrument which is something between an ax and a hatchet.)

A. I cant tell, I just know there was something there the farmer used, but I have no idea.

Q. I did not hear the answer, if you did make one, to the question I put, whether you knew of anybody that was on bad terms with your father?

A. There was one man he did not speak to.

Q. Who was that?

A. Mr. Harrington.

Q. A connection of his first wife?

A. No Sir, his sister's husband.

Q. Did that extend to his siter as well as the husband?

A. No Sir.

Q. She was on good terms with the family.

A. Yes Sir.

Q. Came there to visit?

A. Yes Sir.

Q. He did not come?

A. No Sir.

Q. He did not come to the house?

A. No Sir.

Q. But she did?

A. Yes Sir. He has been to the door to call my sister or I.

Q. He was not particularly on bad terms with you or your sister?

A. No Sir.

Q. Did you know of anybody who was not on good terms with your step mother?

A. No Sir, I dont think I did.

Q. Or of any trouble she had ever had with anybody?

A. No Sir.

Q. Were the relations between you and your step mother cordial?

A. I dont know how to answer that. We always spoke.

Q. That might be, and not be at all cordial.

A. Well, perhaps I should say no then.

Q. Were the relations between your sister Lizzie and your mother, what you would call cordial?

A. I think more than they were with me.

Q. Somewhat more than they were with you, but not entirely so, you mean perhaps? I do not want to lead you at all. I judged from your answer you mean that, or dont you mean that? You say somewhat more than your relations were, do you mean they were entirely cordial between your step mother and your sister Lizzie?

A. No.

Q. Can you tell me the cause of the lack of cordiality between you and your mother, or was it not any specific thing?

A. Well, we felt that she was not interested in us, and at one time father gave her some property, and we felt that we ought to have some too; and he afterwards gave us some.

Q. That, however, did not heal the breach, whatever breach there was? The giving the property to you did not entirely heal the feeling?

A. No Sir.

Q. That was sometime ago?

A. Yes Sir, sometime ago.

Q. How long after he gave the property that he did give to your step mother, was it before he gave some property to you and Lizzie?

A. Well, not very long.

Q. He did it because you and Lizzie claimed that he ought to do it, I suppose? That is, you put in a claim that he should do it?

A. No Sir we did not.

Q. How then, did he happen to?

A. A friend came to us, and told us that they heard him say that he thought of giving us the homestead on Ferry street, and advised us to ask for it.

Q. How often has Mr. Morse been in the habit of coming to the house?

A. Just as it happened.

Q. That is sometimes oftener, and sometimes not so often?

A. Yes Sir.

Q. That is since he has been here this time?

A. Yes Sir.

Q. It was not an unusual thing for him to come and spend the night?

A. O, no Sir.

Q. Did you know he was coming here this last time?

A. No Sir.

Q. Did he ever write to any members of the family?

A. He wrote to me, and I think to father.

Q. A regular correspondence?

A. No.

Q. More than once a year, I mean before he came East?

A. O, I corresponded with him regularly when he was West.

Q. He was enough of an Uncle then to be a correspondent?

A. He is a very dear Uncle of ours, of mine.

Q. You corresponded with him regularly?

A. Yes Sir.

Q. How long has Maggie worked for you? I call her Maggie.

A. Her name is Bridget.

Q. Did she go by the name of Maggie?

A. My sister and I called her Maggie.

Q. How long had she worked for you?

A. I think it is three years this Fall; it may be four.

Q. Did she use to wait on the table?

A. Not always.

Q. I mean in the sense of standing around the table as a waiter does?

A. We generally waited on the table ourselves. She would come in occasionally and bring anything we needed.

Q. She did not serve as a stand up waiter, did not stand behind the party. When you got home, was she at home?

A. Thursday night, yes sir.

Q. What did she tell you about it?

A. She did not tell me anything. I dont remember asking her but one question, two questions.

Q. What was that, please?

A. I asked her if she would stay with us.

Q. If the other one has no more to do with this matter than that, I dont care for it.

A. I asked her if she saw any boy come with a note. I do not remember asking her any other questions.

Q. You never have seen the note that you speak of?

A. No Sir.

Q. You have not been able to find who sent it?

A. I have not tried.

Q. Have you looked for the note?

A. No Sir.

Q. Do you know whether your step mother was in the habit of destroying her letters?

A. I dont know, but I think she did, I am not sure.

Q. Did she receive many?

A. Not that I know of.

Q. Did your father use to preserve his letters, mostly? Did your father preserve his letters usually?

A. I dont think he did, unless they were business letters.

Q. After you got home that night, you did not hear Maggie say anything about where she was when the thing happened?

A. No Sir.

Q. Nor have any talk with her at all?

A. No Sir.

Q. Did you see your sister then when you came home?

A. Yes Sir.

Q. What did she say about it?

A. I dont know, there was so much going on.

Q. I dont think I will trouble you with that question any how. Did you use to keep the back door, the screen door, fastened, was that the habit of the household?

A. Intended to when they were in.

Q. How about the front door?

A. We locked that with a spring lock.

Q. Did the spring lock work?

A. Once in a while we would find it did not, but very seldom.

Q. The few times it did not work, did it not come from the fact the door was not slammed too enough to catch the spring?

A. I suppose that must have been it.

Q. You had not had it repaired?

A. No Sir.

Q. It is in the same condition now it had been?

A. Yes Sir.

Q. You have lived there since the tragedy; you are still living in the house?

A. Yes Sir.

Q. It works as well now as it did; there is no difference in it?

A. So far as I know, it does.

Q. Was it the habit to keep the front door locked with the spring lock?

A. Yes Sir.

Q. How about the bolt and the big lock?

A. We used those only when we went to bed.

Q. When did they get unlocked in the morning?

A. Usually when my sister or I came down stairs, one or the other unlocked them.

Q. I understand you are not feeling well?

A. No Sir, not very well.

So I have omitted a good many questions I should have asked you on that account.

DR. SEABURY W. BOWEN

Q. (Mr. Knowlton) Dr. Seabury W. Bowen?

A. Yes.

Q. You are a physician?

A. Yes.

Q. You lived next to the Bordens?

A. Yes.

Q. How long have you lived there?

A. I lived across the street from Mr. Borden twenty years.

Q. You undoubtedly were well acquainted with the family?

A. Yes Sir.

Q. And intimately so?

A. Well, yes, neighbors.

Q. You were their family physician?

A. Yes Sir.

Q. They did not need much doctoring?

A. No Sir.

Q. Had you attended Mr. Borden recently, previous to his being killed?

A. No Sir.

Q. Had you given him any bismuth powders, or anything of that sort?

A. No Sir.

Q. Do you know whether he had such things around the house?

A. I dont know.

Q. Have you ever prescribed them for him?

A. No Sir.

Q. Or for any member of the family?

A. Not that I remember of, I dont think I have.

Q. So far as you know, was he a man that knew enough about that branch of science to take medicine himself, if he had occasion to?

A. That is a question I could not answer; I am sure I dont know.

Q. Assuming that bismuth was found in his stomach, you would not have any idea how it got there?

A. No Sir.

Q. You had not been called that week to the family?

A. No Sir, I had not been called. I went over to see them. The day before, Wednesday morning, about eight o'clock, or before eight, Mrs. Borden came to the door and said she was frightened, said that she was afraid she was poisoned. I told her to come in. She sat down, and she said the night before about nine o'clock she and her husband commenced to vomit, and vomitted for two or three hours until twelve, I understood.

Q. What morning was this?

A. Wednesday morning. I asked her what she had eaten for supper, and she told me. She said she had eaten some baker's white bread, and she had heard of baker's cream cakes being poisonous, and was afraid there was something poisonous in the bread that made her vomit. She said

she only ate cake and baker's white bread. At that time she had a sort of an eructation of vomiting, slightly. I was afraid she was going to vomit there, I rather got ready for her. I told her to go home, and told her what to take; and she took it.

Q. Do you recollect what it was you prescribed for her?

A. I told her to take some castor oil, and take it in a little port wine to take the taste off, and probably that would be all she would want. I think immediately after breakfast, I thought they were neighbors, I would just go over. Before that, she said Lizzie came down, she heard them vomiting, I think she was in the next room, and she was up too, and she commenced to vomit at that time, about twelve. I thought if they did not call me I would go over and make a friendly call. I went over after breakfast. I think Bridget let me in, I am very sure it was the front door. I says "Mr. Borden, what is the matter?" He looked at me and wanted to know if anybody had sent for me. I told him no, Mrs. Borden was over, I thought I would just come over and see. He seemed well enough then. He said he felt a little heavy, and did not feel just right, but said he did not think he needed any medicine. I did not urge him at all, of course, and I went home. I did not think much about it. I saw Mr. Borden out two or three hours afterwards. When I went in, I saw Lizzie run up stairs. Mrs. Borden I did not see, because I had seen her before.

Q. Did you see Lizzie that morning?

A. She was just going up stairs as I went in the front door; I thought it was her, I am not quite sure.

Q. It was somebody you thought was Lizzie?

A. Yes Sir, somebody I supposed was Lizzie, I did not see her face.

Q. And did not talk to her?

A. No Sir.

Q. You did not see them again to speak to them before they were killed?

A. No, I did not see any of them to speak to them, I dont think, I am very certain I did not.

Q. Where did you afterwards see Mr. Borden, did you see him Thursday?

A. I dont remember of seeing him Thursday. I might possibly. I saw him Wednesday, walking along between the side door and gate. Lizzie I saw walking up the street, and I concluded they were all right, all of them.

Q. You dont recollect seeing Mr. Borden out on the street Thursday at all?

A. I dont recollect it.

Q. Did you see Mrs. Borden on Thursday?

A. No, I did not see her Thursday. I dont remember.

Q. Did you see Lizzie on Thursday before you were called in?

A. I dont think I did. I dont remember seeing any of them. I started off probably at nine o'clock.

Q. You go out on your travels at nine o'clock, or thereabouts?

A. I intend to.

Q. Get back when, or no habit about it?

A. I intend to be around probably once an hour, if I can.

Q. What was the first information that you had of the tragedy.

A. I drove up to my house, and my wife came to the door, and made a motion, and says "they want you quick over to Mr. Borden's." The same time I think Thomas Bowles, a man that works across the street told me, at the same time, I dont know which was first. I thought probably they were worse, so I went right over quick.

Q. When you got there who did you find?

A. I found Miss Lizzie.

Q. Anybodyelse?

A. Bridget.

Q. You were the first outsider then to get there?

A. So far as I know.

Q. Mrs. Churchill had not then got there?

A. No Sir.

Q. Did Miss Lizzie speak to you?

A. Yes Sir.

Q. Tell exactly what happened now.

A. I went to the door, and I met them in the hall, I went in the side door, I thought I would get in there quicker, I was so much in a hurry I happened to go that way. I met Miss Lizzie in the hall, and Bridget. I says "Lizzie what is the matter?" I spoke pretty quick. I says "what is the matter Lizzie?" She said she was afraid her father had been stabbed or hurt. I think the word stabbed was used. I says "has there been anybody here"? She said no, not as she knew of, I would not say that she said "no", I take that back; she said not as she knew of, I think. She said she had overheard her father several times talking loud recently, and said she was afraid some of the tenants had had some trouble with him. That is just as near as I can remember it.

Q. That conversation took place immediately?

A. That took place immediately, the first thing. I says "where is he?" The door was shut, as it usually is, I never saw it open hardly, between the kitchen and the sitting room. I went through the dining room.

Q. You said "where is he", what answer did she give?

A. In the sitting room. She beckoned along through the dining room. I went through the dining room to the door between the dining room and the sitting room, that was directly at the head of the sofa. As soon as I got at the door, I could see the whole room, and saw him. Of course I was prepared for something awful, as I did not hear him, and there was no sound. He lay there still, unrecognizable, his face was cut in such a manner I never should have known who it was. I stepped in a second, looked around the room to see if there was any disturbance. It struck me like a flash to see if there was anything left in the room. Then I went right back again, and told them that their father was dead. I took hold of his pulse, and found he was dead, satisfied

myself. I did not know that he was when I saw him. I took hold of his pulse, and found he was pulseless. Then I went back and informed them that he was dead.

Q. Then what? Then what did she say to that, or what did she do?

A. I cant tell, I dont know. I was stunned myself.

Q. What was said about the mother, if anything?

A. There was an inquiry made, I dont know whether I made it, somebody said, where is Mrs. Borden, where is Mrs. Borden? Lizzie said, I think, I think she said “she had a note this morning to go and see a sick friend”. That is all; such a serious affair as that, I did not stop, and could not do anything, I was satisfied of that, In that time I said I must go and get some of the officers right off, perhaps I said I would get the officers. Lizzie said that Emma was in Fairhaven, and wanted me to telegraph to her. Before I went out she said if you telegraph to her, perhaps she will come on this noon train. I went directly across to my house, and told my wife, and told her about telegraphing. I was satisfied she could not come on the noon train direct, so my boy drove me down to the telegraph office, and I telegraphed to Miss Emma Borden.

Q. You had not then heard that the mother had been killed too?

A. No Sir. Then I went across to Baker’s drug store, I motioned the boy to come along. I stopped two or three minutes there and told them of it. When I came out, I got in my carriage again and drove directly to the house again and stopped at Mr. Borden’s door and went in. There were no crowds there at that time, that I remember of. I drove up on his side and told the boy to stand there.

Q. Had the crowd began to collect around there then?

A. No Sir.

Q. The news had not got around?

A. No Sir. I dont know as I saw anybody going in at that time. Then I went directly to the same side door, and was met there by Mrs. Churchill and Alice Russell, I think, Mrs. Churchill I am sure. One of them, or somebody, I think Mrs. Churchill, said “they have found Mrs. Borden”. I said “where”? She said she was up stairs “you better go up”. Then I went up stairs.

Q. Up the front stairs?

A. Yes, went up the front stairs. As I got at the top of the stairs, as soon as I got up on the second story, I could look right over the deb, and I saw her lying there flat, prone. My thought was, that she had run up there and fainted. I went right around the foot of the bed and satisfied myself in an instant that she was not living. I dont know whether I got hold of her pulse, but I satisfied myself some way, I dont know how, that she was not living. I went right down stairs again and told them Mrs. Borden was dead, killed the same instant, I think I said that.

Q. When you looked over the bed and saw the form on the floor, where were you, in the hall way?

A. I think I must have been. I dont think I should probably have

looked until I got up to the top of the stairs. I could, if I had been looking, have looked as soon as my head got level, I might then have seen her under the bed. I went directly up fast, and as soon as I looked in the door, I looked over the bed.

Q. So where she was lying, you could see it from the head of the stairs?

A. Not exactly. You would have to come up the head of the stairs and go back a little.

Q. You went down stairs, and what then?

A. I told them she was dead, then it is pretty confused, the rest of it along there for sometime. I could not say who they were exactly they kept coming and going. I told Bridget to get a sheet, and covered up Mr. Borden, and kept the door shut so the women would not see, and let the men go along.

Q. When you came back from going down street, who did you find there besides those you named?

A. I named Mrs. Churchill and [Miss] Lizzie Borden, and Miss Russell and Bridget. Do you mean when I came back from up stairs?

Q. No, down town.

A. Whether Mr. Sawyer was there before I got back from down town, or directly after, I cannot tell myself. Mr. Charles Sawyer was there very near I think the time.

Q. Was he a neighbor?

A. No, I dont know where he does live, I have known him sometime.

Q. When you came down from up stairs, were more there?

A. Yes, my wife was there then. I told her to go right home.

Q. Had anybodyelse besides your wife come?

A. I could not swear to that.

Q. If you are not sure Mr. Sawyer had got there when you came in from down town, was he there when you came down from up stairs?

A. I know he was there almost the first man, I could not swear to that.

Q. How long before the first police officer came, pretty soon after that?

A. I dont know whether Mr. Allen came before Sawyer or not. I dont think he was there before I started down town.

Q. Before you came back from down town?

A. I could not say.

Q. So far as you remember now, excepting the three that you have named, Sawyer possibly, and Mrs. Churchill, and Alice Russell, were the only ones that had got there?

A. And Bridget.

Q. No outsiders had got there but those three, if they had all got there, when you got back from down town?

A. I dont remember of seeing anybody. I would not want to say.

Q. It did not take you a great while to go down and back?

A. I drove right down to the telegraph office quick.

Q. Your horse was there all ready?

A. Yes Sir.

Q. You notified the police office?

A. I notified somebody there to get the police, I told them at the house.

Q. When you came back?

A. Yes Sir, at the house.

Q. The second time you came to the house the crowd had not begun to collect?

A. I dont remember of seeing anybody on the sidewalk, there was no carriage there as I drove up under the tree close to the door.

Q. You do not remember of seeing Morse when you got back the second time?

A. No Sir.

Q. Nor when you got down from up stairs?

A. No Sir, not directly. I did not see him for some little time, I dont know when.

Q. Had the crowd begun to collect a great deal when he came?

A. Yes, a good many were there, I cant say who, people that I knew; I knew almost everybody that came in.

Q. Did Bridget have anything to say when you first went into the house, at all?

A. I dont know, I cant remember.

Q. Was Mr. Borden's body warm when you felt of it?

A. There was nothing that attracted my attention. The main thing was, I found he was dead.

Q. Which would more likely attract your attention, because coldness would attract my attention.

A. He was pulseless; that is what would attract me. If he was cold, it would attract my attention.

Q. You infer inferentially that he was not cold?

A. I dont think he was cold. I think if he had been cold, it would attract my attention probably; it might, and might not. I felt of his pulse, and found he was pulseless, and found he was dead. I did not stop for a minute in the room, I dont suppose.

Q. As he looked to you when you went in, was it pretty plain that he was badly cut up?

A. O, yes sir. I did not recognize him, I should not have recognized him.

Q. Was the blood on his face?

A. Yes, the blood was on his face, and his eye ball cut directly in two. He lay on his right side, the right side of his face was not seen. I saw the whole of the cut then, and none of the healthy part.

Q. Do you recollect how Lizzie was dressed that morning?

A. It is pretty hard work for me. Probably if I could see a dress something like it, I could guess, but I could not describe. It was sort of a drab, or not much color to it to attract my attention, sort of a morning, calico dress I should judge.

Q. Did she change her dress?

A. She changed her dress sometime in the course of two or three hours. I noticed she had on a wrapper I think afterwards. She did not do that until she went up into her room to stay.

Q. When did she go up to her room to stay?

A. It is pretty hard saying what time. Very soon after the crowd--I should say---It is pretty hard saying how long. I could not tell.

Q. When you first came, you all came to the side door?

A. Yes Sir.

Q. Where was she standing, exactly?

A. I could not say exactly whether she met me at the end of the entry, or where. I could not say. I have the impression now that she was at the side door, and opened the screen door, and the door was half opened, and ready for me; that is my impression.

Q. Where was Bridget?

A. She was very near. The entry is very short, and she was very near. I could not say exactly.

Q. What was Miss Lizzie's appearance and manner?

A. Well, she was excited, and --well it is hard to describe it she was somewhat excited; in a hurry for me to come.

Q. In tears?

A. No Sir.

Q. What was Miss Bridget's appearance and manner?

A. She was calm, so far as any excitement in her face was concerned, she was uneasy and excited in action, but not in her face. I dont think I am prepared to say much about that.

Q. Perhaps you did not take much notice of Bridget.

A. I did not take much notice of either of them; the main thing was to see what the matter was, and get at it quick.

Q. The conversation with relation to Mr. Borden's having had trouble with some man was all right there?

A. Yes, before I went in to see him. She said Mr. Borden I am afraid is injured, or father, I dont know whether it was Mr. Borden or father; "I am afraid he is stabbed". And just the same as I have said.

Q. Was is not very apparent when you went in that he was not only stabbed, but very much cut up; was it not very apparent that he was very badly cut up?

A. Yes.

Q. Have you attended Miss Lizzie since that time?

A. Since it was done, yes, I have seen her every day.

Q. Has she had any physical difficulties, been ill? I ask mostly on account of the newspapers, they say she has had fainting fits.

A. Nothing more than I should expect, nothing special, no more than I should expect from anybody that is undergoing a severe strain.

Q. Has not fainted?

A. No Sir, not fainted. By the way, I might put in, it does not

connect, but I will go back to the time when I came down the second time. I can describe her condition at that time when I came down stairs the second time, after I found the mother was dead. Miss Russell was at her side in a chair, and was working over her at that time; in a minute or two she got her into the dining room on a sofa or lounge, on the end of that. She was lying down, and she was fanning her, and had wet cloths put on her head, and they were working over her in that way.

Q. Was she faint?

A. Not as I know of at that time. As I found two people murdered there, I supposed the rest would take care of themselves pretty well.

Q. Had you known of anybody working around the house there recently before that?

A. No Sir, I did not know of anybody. If they had been, I dont know as I should have known it.

Q. Do you know whether Mr. Borden kept axes or hatchets?

A. O, no sir.

Q. You did not go into his affairs enough for that?

A. No Sir, never went into the cellar in my life as I remember of.

Q. Were you intimate enough with the family to know what the relations were between Mr. and Mrs. Borden?

A. In what way?

Q. As husband and wife, were they cordial and intimate and affectionate?

A. So far as I ever saw, I never saw anything to the contrary; that is all I can tell, of course.

Q. You had no reason to suppose to the contrary?

A. No Sir.

Q. Had you enough knowledge of the relations to know what the relations were between Miss Emma and her step mother?

A. From all I ever saw or heard directly myself, I dont know anything but what they were. If you want hear say, I can tell all there is in the papers.

Q. What did you know of the relations between Miss Lizzie and the step mother?

A. I think the relations were, I should judge by what I have seen, seeing them together a good deal, I should judge that the relations were harmonious and perfect and natural.

Q. Did you ever hear Lizzie say anything about her step mother?

A. I dont think I ever did.

Q. How did she address her, do you remember?

A. Well, I dont know, I am sure I dont remember. I never was in the house, except on business affairs, and connected with sickness.

Q. Suppose Miss Lizzie and Miss Emma should say that the relations were not pleasant, would you be surprised, from what you have seen of it?

A. If they should say so, I dont know anything to the contrary. I dont know anything in favor of it. I spoke from all I ever saw and

heard, directly, myself.

Q. Did Miss Lizzie tell you at any time where she was when this thing happened?

A. The first time when inquiry was made where Mrs. Borden was?

Q. No, did she tell you where she was herself when her father was killed?

A. Yes, she said the first time, or I wont say when, very early, that she was out of doors, out to the barn, had been out a while.

Q. Did she say how long she had been there?

A. No, I dont think she did, I dont remember of her saying how long. I dont doubt but I asked the question where she was. She said she was out in the barn.

Q. Didnt she say what she was doing there?

A. She told me sometime, I dont know whether just then or a short time afterwards, that she was looking after some irons, or tin. The remark she made the first time was she was looking after some irons, not flat irons, I mean irons, it might have been pieces of iron, "irons" was the words used. Says I "where was Bridget"? I don't know but I asked Bridget. Somebody said, one of them said, Bridget had been washing windows, and she went up stairs, and was up stairs. When those questions were asked, whether it was before I went down to telegraph, or after, I dont know. I have the impression it was before.

Q. When was this that Lizzie told you she was out around looking for iron?

A. I have the impression it was very soon after I went over first.

Q. Were you the first one to see Mrs. Borden?

A. No Sir, I was not. I was sent up by Mrs. Churchill. Mrs. Churchill says "we have found Mrs. Borden". I says "where is she"? "She is up stairs, go right up."

Q. Did you notice then whether the front door was shut or not?

A. If it had been open I think I should have known it.

Q. You did not attempt to go in or out the front door?

A. No Sir.

Q. You did not notice whether the front door was open or not?

A. If it had been open, I think I should have noticed it, I dont think it was open.

Q. Did Miss Lizzie have her meals sent up? You say she went to her room and stayed there?

A. Yes, they got some toast. I think they went over to my house, across the street and toasted some white bread for her. I dont think she ate it, I dont know about that though; perhaps they got some tea.

Q. Was Dr. Abbott there?

A. Dr. Abbott was there some time.

Q. Not that day?

A. Yes, that day.

Q. I got a rumor that some comment was passed between you and him about the size or quantity of the amount of food that was sent up to her.

A. Between Dr. Abbott and I? Never a word, I would swear to that, not a word. I did not know anything about it. Never anybody, except my wife, has mentioned the fact. I knew Alice, I think, came over and got some tea and white bread toast. Then I think my wife said she did not eat any of it, or something to that effect. I accidentally heard of it, that is all.

Q. Was Mr. Borden a man of quick temper?

A. Well, no, I should not hardly think he was a man of quick temper.

Q. If they are going up stairs, does not that front door, if it is open, does it not shut off the stairs? You cannot go up stairs when the door is open, you have to shut the door to get up, the hall is so narrow, is not that so?

A. Perhaps so.

Q. Dont it open back against the stairs?

A. Perhaps it does. I should rather think it did.

Q. At any rate you did not have to get rid of the front door to get up stairs?

A. No Sir. If the door had been open, I should have seen it.

Q. Your impression is that the door was shut?

A. Yes, a very decided impression that the door was shut.

Q. The marshal reminds me to ask you, dont you think on recollection, the first man that got there after you did, was Officer Allen?

A. I could not say. It might have been.

Q. Do you remember of saying to Mr. Allen "go and get the police as fast as you can?"

A. I said that to somebody, I was excited.

Q. Have you been able to fix the time when you first went over to the house?

A. I have changed my mind on the time. I had no means only guess at first, but I deliberated, and finding out as near as I can, I must have been---I must have stopped my horse in front of my house not very far from ten minutes past eleven. That is about ten minutes earlier than I thought at first. But on asking my boy, he told me where I was at a certain time when the clock struck. By thinking it over sufficiently I think it was earlier than my first impression. My first impression was just an impression.

Q. What was your first impression?

A. Between 20 and 25 minutes.

Q. On further reflection?

A. On further reflection, and judging from what my boy told me where I was, and who we met at a certain time, I think it must have been quite a good deal earlier.

Q. About what time do you now think it was?

A. Not very far from ten minutes past eleven. It might have been five or ten minutes either way, when I drove up to the house and went in.

Q. When you got the news and went in?

A. Yes Sir. I could not have stayed in there more than five minutes.

I went directly to the house, and down to the telegraph office, and must have been back at half past eleven.

Q. You think you did stay in the Borden house five minutes?

A. I dont believe I was more than five. I am only guessing.

Q. Do you think it was more than two?

A. It might not have been.

Q. Who was the first person you notified of the thing?

A. The first I spoke was in Baker's drug store, Samuel Flint was in the store, stood at the corner, I told him Mr. Borden was murdered.

Q. That was on your first visit down town?

A. I went directly from the telegraph office right to the store across the street.

Q. You wrote a dispatch here?

A. I wrote a dispatch, and paid for it, and sent it.

Q. Have you looked at the dispatch to see what time it was?

A. No Sir, I have not. I suppose the time would be on that, that would show exactly the time.

Q. That was the first thing you did afterwards?

A. I drove directly to the office from my house.

Q. Had you just as lief go with Mr. Seaver over there and get out that dispatch, and see if it marks the time?

A. Yes Sir.

Q. After writing the dispatch you told Mr. Flint?

A. Yes. I went directly across South Main street. I was well acquainted with Mr. Flint, and I told him about it, and then left him and got into the carriage and drove back again to the Borden house, and went in a second time.

Q. You did not notify any policeman or anybody then?

A. No Sir.

Q. How soon after you got back the second time was it before the officer got there?

A. I dont know, I could not say.

Q. Where was you when the clock struck eleven?

A. My boy said that I was on South Main street, and we met a fire department team near the head of Union; we heard the clock strike.

Q. You mean your own son?

A. My driver.

Q. You dont know anything about that message for Mrs. Borden to go out nursing somewhere that day?

A. No Sir.

Q. Is your boy around here now?

A. Yes Sir.

Q. Now you figure from that it would take you something like ten minutes to get down--

A. No, it would not take over five.

Q. How do you get at the ten minutes?

A. I leave a lee way of ten minutes, I did not mark it definitely.

ADELAIDE B. CHURCHILL

Q. (Mr. Knowlton) What is your full name?

A. Adelaide Buffington Churchill.

Q. You live in the next house to Mr. A. J. Borden?

A. Yes Sir.

Q. Up or down stairs?

A. Down stairs, or all over the house, there is only one family.

Q. How long have you lived there?

A. With the exception of we moved away from the house a while the day the Granite Mill burned in October, and we were away until May, I think, we have lived there the rest of the time, forty-two years.

Q. So you were well acquainted with the Bordens?

A. Very well acquainted.

Q. Do your windows look out on their yard?

A. On the south side of the house they do.

Q. Is that the side where your living part is?

A. The kitchen was on the south side and two lodging rooms. The sitting room windows face the west, one long window in the sitting room faces south.

Q. Were you at home that Thursday morning?

A. I was down street. I went from the house near eleven o'clock to do my marketing.

Q. Do you know where the Bordens marketed?

A. I dont. I think to Whitehead's, I am not sure.

Q. Who usually did the marketing for the Bordens, Mr. or Mrs. Borden?

A. Mrs. Borden went a good many times out. I dont know that, I dont know their private affairs at all.

Q. Up to eleven o'clock had you been at home?

A. I was at home until about eleven.

Q. Had you seen any of the household, or anybodyelse in the yard?

A. I saw Mr. Borden I should think about nine o'clock, the hour he usually goes down street. I was in my kitchen doing kitchen work. I happened to see him out in the yard.

Q. You saw him going out?

A. Yes, he was going as if he had been out in the yard, out by the barn, coming out around the back steps.

Q. He went out on the street?

A. I dont know. When I looked at him he was standing there by the steps as if he was headed for the street, to the west.

Q. You did not see him go to the street?

A. No Sir, I was tending my work, I did not look after he went by.

Q. Did you see any other member of the household?

A. No Sir. I saw the girl later washing the windows.

Q. How much later was it she was out washing windows?

A. It might have been ten o'clock. I cant tell.

Q. Washing windows on the outside?

A. Yes Sir.

Q. How long should you say she was out there, that you saw her washing windows?

A.. I cant tell. I stepped into my bed room for something, I saw her throwing water up on to the parlor window.

Q. She was washing the parlor window then?

A. Yes Sir.

Q. Do you remember how long before that time she had been out washing the windows, whether that same week, or the week before?

A. I dont think she washed windows but once a week, and Thursday was generally the day.

Q. It was the habit to wash the windows once a week?

A. She generally did.

Q. Did you see her wash any other window beside the parlor window?

A. No Sir.

Q. Did you see any other member of the household beside Mr. Borden and the girl?

A. I did not.

Q. You did not see anything of Mr. Morse?

A. No.

Q. Did not see him go away?

A. No.

Q. Nor you did not see Miss Lizzie out in the yard?

A. No Sir.

Q. Or any other person not a member of the household, before the tragedy?

A. No Sir, I did not see anybody pass out there that morning.

Q. What was the first thing to which your attention was attracted?

I was coming down Second street, I had been to Hudner's market. I got about half way between Mrs. Burts house and mine, and I saw Bridget going from Dr. Bowen's door over to the Borden House, running, and she looked as if she was scared.

Q. That was the first?

A. Yes Sir.

Q. How far were you then from the house?

A. Half way between Mrs. Burts house and mine. I went in my back gate.

Q. Were you twice the length of this room?

A. It was a good deal further than that corner.

Q. Twice as far perhaps?

A. I cant get at distances.

Q. What time, as near as you can judge from everything, was that?

A. I dont know, I think it was about eleven o'clock when I started out of the house, somewhere in that vicinity. I knew I had got to get down street and get back time enough to get potatoes for dinner, so to have them at twelve o'clock. I only gave a short order, did not stay long there, and came right back.

Q. What was the first thing you did?

A. I went into the house, stepped through to the kitchen, laid my parcels on a bench which runs right across one of the south windows that looks into Mr. Borden's back yard. At the screen door, standing by the screen door I saw Lizzie as if she was in great distress.

Q. How did she show that?

A. Perhaps she rubbed her head. I knew something was wrong, of course, by the appearance. I opened one of the south windows, one had a screen in and the other did not, I says "what is the matter Lizzie?" She said "O, Mrs. Churchill, do come over, somebody has killed Father." I went right through the house and went out the front door and went over. When I got there she sat on the second stair which is right at the right of the screen door as you come in, the back stairs.

Q. Crying?

A. No Sir. I put my hand on her arm, this way, and said "Lizzie, where is your father?" She says "in the sitting room". I said "where was you when it happened?" She said "I went to the barn to get a piece of iron." I said "where is your mother?" She says "I dont know, she had a note to go and see some one that was sick this morning, but I dont know but they have killed her too." She said "father must have had an enemy, for we have all been sick, and we think the milk has been poisoned." The she said "Dr. Bowen is not at home, but I must have a Doctor". I says "shall I go and try to find someone to go and get a doctor"?

Q. What was that?

A. She said "Dr. Bowen is not at home, and I must have a Doctor." I says "shall I go, Lizzie, and try to find someone to go and get one"? She said yes. I went out and ran across the street, because I knew the young man that worked for us had gone in a yard where they sell horses, Mr. Hall's yard, with a carriage he had been washing in our yard. He was going out of the yard that day when I went in with my bundles. I went across and called for Thomas Bowles. I says "somebody has killed Mr. Borden; go and get a Doctor." I dont know where he went. I went back. Soon after I got back she says "I shall have to go to the Cemetary myself". "O, No," I says, "Lizzie, the undertaker will attend to all such things as that for you; they generally do." Very soon Dr. Bowen came in, and I said to him "he is in the sitting room." Dr. Bowen went directly to the door that opens from the kitchen into the dining room, at the right of the door as you come into the back entry, just beyond it, and Lizzie and Bridget and I, Bridget had come back, she had been for Alice Russell, a friend of Lizzie's, and had got back, and Lizzie, Bridget and I went as far as the dining room. Lizzie sat down on the lounge, Bridget and I stood there. Dr. Bowen went into the sitting room, came out and shook his head and says "that is awful". He said to me, he was very much confused, "Addie", he says, "wont you go in and look at Mr. Borden"? I says "O, no Doctor, I dont want to see him. I looked at him out in the yard this morning, he looked nice to me, I dont want to see him." He says "perhaps it is best you should

not”, or “it is just as well.” Lizzie says “Doctor, will you send a telegram to Emma, my sister, for me”? He says “I will do anything for you”. She wished him not to tell the worst, if he could help it, for the old lady where Emma was visiting was feeble, she had better not have the shock. He went out. I think a policeman by the name of Allen came in back of him, and Charles Sawyer, a man that lived below us on Second street, Miss Russell had got there in the mean time, and asked Mr. Sawyer if he would please tend the door so that no one would come in that had not ought to come in, so we stayed in the kitchen. I found Alice Russell sat down on a rocking chair, with Lizzie, and Lizzie had her head on Alice Russell’s shoulder. Mrs. Dr. Bowen came in in a few moments, and came and stood beside me. Miss Lizzie did not seem to know Mrs. Dr. Bowen, she asked who that woman is. Miss Russell said “that is Phebe Bowen.” Bridget was in the kitchen at the time. Lizzie says “I wish someone would go and try to find Mrs. Borden--- no--Dr. Bowen said he would like a sheet to cover up Mr. Borden. Bridget was to go and get it. Lizzie told her to go up in a small room, adjoining her mother’s room, I think she called it a dressing room. I went with Bridget, because she did not want to go alone. I stood in the doorway of the little room while she went to the bureau and took out two sheets. She says to me “is two enough”? I says “I should think a plenty”. We came down stairs, and Dr. Bowen took one, and the other sheet was laid on the dining room table. I am not sure but she handed me both of the sheets, and I laid one on the dining room table. Dr. Bowen went in, I presume he covered up Mr. Borden next. Then Lizzie said she wished someone would go and try to find Mrs. Borden up stairs, so I went with Bridget. I think Bridget went ahead of me. I got half way up the front stairs, I got just far enough so my head was level with the front entry floor, I turned my head to the left, and in turning my head to the left, I could see straight across the spare bed room floor, and at the north side of the bed I saw something that looked like a prostrate form of something. I could distinguish nothing, the room was not light, it was a little darker, darker than down stairs. It looked more than any mat would be on the floor. I turned around and went back. I dont know whether I said out loud “that must be her”. I think Bridget went up stairs, how far she went, I dont know, because I was so shocked. I went down stairs, went into the dining room, and Alice Russell says, “is there another”? “Yes, she is up there”. When Dr. Bowen came in again I says “Dr. Bowen, you must go up stairs in the spare bed room”. And he went.

Q. That part happened while he was out?

A. I dont think he was in there, I cant tell certainly. I told him when he came in that he must go up stairs. After that, there was a great deal of confusion. I did not stay very much longer after that. I went into the dining room, told Lizzie I must go home. If there was anything I could do for her, I was willing to do it. She said perhaps there would be something later that I could do.

Q. Before Dr. Bowen came, you came? You came before he did?

A. Yes, we stood in that entry. I went again to find a doctor before he got there.

Q. You got back the second time before Dr. Bowen came?

A. Yes.

Q. While you were gone, you went to where Thomas Bowles was?

A. Yes, to L. L. Hall's boarding stable on the opposite side of the street.

Q. It was after you got back the second time Dr. Bowen came?

A. Yes Sir, then Miss Russell soon came.

Q. While you were gone down to Bowles', there was nobody there, so far as you know, but Lizzie and the servant?

A. I left her alone when I went, the servant had not got back from the other errand.

Q. The first one that came after you got back the second time, was Dr. Bowen.

A. Yes Sir.

Q. Nobody went into the sitting room to see the body until Dr. Bowen went in?

A. No Sir, not that I know of.

Q. When you looked and saw Lizzie in great distress, the first time, was she standing inside the screen door?

A. That was before I went over, and I was in my own house, and she stood by the screen door.

Q. Outside the door or inside?

A. No Sir, inside, and the door was closed.

Q. Then you ran out the front door, around through the yard, and right over to where she was?

A. Yes Sir, from my house.

Q. How did you get through the screen door, did she unhook it?

A. I think I opened it myself. She sat on the stairs as I went in.

Q. It was not locked?

A. No Sir, the girl had run again, after she came from Dr. Bowens.

Q. Did you see Mr. Morse before you went home?

A. Yes Sir, he came before I went home.

Q. About what time in the order of events did he come?

A. Both Mr. and Mrs. Borden had been found when he came. I think I was the first one that let him in. I says "Mr. Morse, something terrible has happened, somebody has killed both Mr. and Mrs. Borden." He says "what", and hollered "Lizzie", as loud as he could holler, and rushed into the dining room. Alice Russell heard him, and I think let him in, and he went into the sittig room and the door was closed between the sitting room and the kitchen.

Q. That was after both were discovered?

A. Yes Sir.

Q. Was it pretty soon after both were discovered?

A. I dont know.

Q. Was it before or after Mr. Allen got there?

A. Mrs. Borden was not discovered until after Mr. Sawyer got there, because I told Mr. Sawyer what we thought we had found up stairs.

Q. Was there much of a crowd there when Mr. Morse got home?

A. Quite a number out in the yard, they had not got into the house, a great many of them.

Q. Where did Mr. Morse come from?

A. The back part of the yard, or from the street.

Q. Where did you first see him?

A. He stepped up on to the steps. I think he came from the east, the steps that come from the yard, but I am not sure, I cant tell you surely.

Q. As your memory is, there were some people in the yard at the time?

A. I think the crowd had come; it is my impression they had. I dont know how much of a crowd there was until I went home.

Q. Can you give any impression you think would be of value as to how long a time elapsed after the finding of the first body before the finding of the second?

A. No Sir, I have no idea of that.

Q. You knew nothing about the internal affairs of the household?

A. No Sir. They were always the pleasantest to me whenever I was there, whenever I called there, I never passed pleasanter calls than in that house, by every member.

Q. You did not know about what tools they kept down cellar?

A. Nothing.

Q. Did you know anything about the relations between the girls and their father and mother?

A. I dont.

Q. Did you ever notice anything out of the way about them?

A. No Sir.

Q. Did you ever notice that they were cordial?

A. I never thought they were as cordial as they might be, but I dont know nothing about it.

Q. What was it you observed that led you to think they were not?

A. Because I never saw them together.

Q. Anythingelse?

A. No Sir, I think nothing I can say that I know anything about. I know nothing. They always spoke in the pleasantest terms of each other when I saw them. I know nothing further.

Q. So far as you can observe, they went their way, and she went her way?

A. Yes, that is all I know about it.

Q. Did you happen to see Bridget washing the windows inside the house that morning?

A. No Sir.

Q. Lizzie said she was in the barn getting a piece of iron?

A. Yes Sir.

Q. Did she explain to you then what she was going to do with the iron?

A. No Sir, I never asked her.

Q. And she never has explained it?

A. No Sir.

Q. Have you now told all you know of all that happened in your presence with relation to the affair?

A. Yes Sir.

Q. And all that was said in your presence?

A. I cannot tell you when she said it, I am very particular what I tell, she said once she wished somebody would try to find Mrs. Borden because she thought she heard her come in. Whether she sat on the stairs when she said it, I cant tell you. She thought she heard her come in. I cant tell when she told it to me, whether before or after I went after the Doctor; she said it to me.

Q. You are sure you did hear it?

A. O. yes.

Q. Was that the occasion of your going to look for Mrs. Borden?

A. No Sir. After that she said again she wished we would go up stairs and see if we could find Mrs. Borden.

Q. When she said she thought she had heard her come in, was said before she said she wished you would go up stairs?

A. Yes, before that.

Q. Have you now told all that was said in your presence, that you have heard?

A. Yes Sir.

Q. Did you see around there any indications of blood, such as bloody cloths, or cloths with blood on them?

A. I only went in the kitchen and entry until Dr. Bowen came in, and I saw nothing.

Q. No indications, bloody cloths or anything?

A. No Sir, and she looked clean, perfectly clean.

Q. What dress did she have on, Lizzie?

A. She had on a blue and white calico. Blue and white with a deeper navy blue diamond on it; of a deeper shade of blue, this diamond was, as near as I can tell it; I am not observing of clothes.

Q. That is the pattern of the cloth?

A. Yes Sir, the diamond was printed on it.

Q. Did she have on an apron?

A. I dont think she did, but I cant tell you certain.

Q. Are you sure it was calico?

A. No, it might be gingham; it is cotton goods I think.

Q. It could not have been india silk, or anything of that pattern?

A. No, I dont think it was; it was calico or gingham I think. I do not think she would wear an india silk in the morning, unless she was going out.

Q. Do you think you would know the dress if you saw it again?

A. I think I should, I never saw it near to, though, until that day.

Q. You have described it as fully as you can?

A. Yes Sir.

Q. Was it all one piece, like the dress you have on now?

A. It was a looser waist, more like a blouse waist.

Q. All one kind of cloth, as you are now?

A. Yes Sir.

Q. Not as she (reporter) is, but all one kind?

A. Yes Sir.

Q. Did you see any ironing board in the dining room?

A. I did not.

Q. Did you see whether it was there or not?

A. I dont think it was, but I am not very observing.

Q. You did not carry the ironing board out?

A. No Sir.

Q. Did you see any signs of ironing anywhere?

A. I did not, to my knowledge.

Q. Did you notice the flats on the stove?

A. I did not.

Q. You mean by that, you did not notice anything about it, not that they were not there?

A. I did not notice anything about it.

Q. Who took charge of things, of matters there after this tragedy? Did anybody come in there that took charge of things?

A. No Sir.

Q. Do you mean nobody did, or you dont know?

A. I dont know of anybody. Miss Russell looked out for Lizzie, and took her in the dining room soon after she came in, and the dining room door was shut. If anybody wished to see her, they had to go in there.

Q. You are pretty sure, Mrs. Churchill, that, as you remember it, the waist was the same kind of stuff as the skirt?

A. I am. I told you that I am not observing as a great many.

Q. You took it to be the same?

A. I did.

Q. Not different kind of cloth of a similar color?

A. No Sir.

Q. You say the waist was something of the blouse order?

A. Loose.

Q. Belted in?

A. I cannot tell you how it was made. I know it hung loose here, because I know Miss Russell thought she would open it to give Lizzie a better chance to breathe. Lizzie says "my clothes are loose."

Q. Did you not notice then the dress was the same kind as the skirt?

A. I saw the waist had spots on it of the dark blue. I had seen it before at a distance when she came to the door, from my window. It was navy blue, with a darker shade blue and white, a diamond printed on the cloth.

HIRAM C. HARRINGTON

Q. (Mr. Knowlton) What is your name?

A. Hiram C. Harrington.

Q. You live in Fall River?

A. I do, sir.

Q. Were you related or connected with Andrew J. Borden?

A. I am not connected with him any more than I married his sister.

Q. Is your wife living?

A. She is.

Q. What part of the city do you live in?

A. No. 12 Turner street.

Q. Is that in that neighborhood?

A. No Sir.

Q. What part of the town is that?

A. Up near the depot.

Q. Were you on familiar terms with all the household?

A. No Sir.

Q. Were you with any of them?

A. Yes Sir.

Q. Which of them were you not?

A. All except Mr. Borden.

Q. Mr. Borden himself?

A. Mr. Borden himself.

Q. You and he did not speak? You and he were unfriendly? You and he were not on good terms?

A. We never had no words, or anything of that kind. Some years ago I thought he was hard, and I cut his acquaintance; that is, he came to my house, and I would leave the room; and he very soon saw I cut his acquaintance; and he did mine.

Q. But you continued on good terms with the rest of the family?

A. Yes, friendly to them.

Q. That takes in the wife and the daughters?

A. Yes.

Q. Did you go to the house any?

A. No, I did not go to the house, any more than sometimes on business, that is, sometimes my wife wanted to send a letter or to invite the girls, or something of that kind, I would go to the house; sometimes I met him at the door, and have spoken.

Q. Do you know what the relations were between the daughters and the mother?

A. I did not go into the house; all I can tell is hear say, that is from them. The step mother never mentioned it in my presence.

Q. Did Lizzie?

A. Lizzie has, yes.

Q. What has Lizzie said about it?

A. I dont know as I could put anything together now to tell you, any more than to tell you there was some difficulty some way. She thought

she equivocated. I dont know as I could put enough of it together now, I can just give you an idea. I cant remember words that were passed at the time, any more than just this much, that she thought she equivocated.

Q. About what, did she say?

A. In regard to something about Bertie, that is, Mrs. Whitehead, a half sister of Mrs. Borden. I think it was something about helping her, or that her father had bought the property. The general construction I have got of what she said, and from what little I learned, was that he had bought the property and gave it to his wife; and of course that meant giving it to her half sister.

Q. Did Lizzie speak about it to you more than once?

A. Sometimes it has been mentioned in a joking way, about the difficulties. I dont know as I could put enough together to say really what was passed.

Q. How long ago was the last time she said anything about it?

A. I think last Winter sometime. I have not seen her at the house for, I might say all Summer, and I have inquired of my wife how it was that Lizzie had not been down. Emma has always come. And the reply I would get from her was that Lizzie was into everything, that is, the works in the church, and her time was occupied; that is what I would get from her.

Q. When she spoke about it last Winter, what did she say about it?

A. I dont know as I could tell any more than to speak kind of sneeringly of Mrs. Borden. She always called her Mrs. Borden or Mrs. B. I dont know as I could remember anything to put together to make any sense.

Q. Did she speak in an unfriendly way of her?

A. Unfriendly, yes.

Q. You never heard Mrs. Borden say anything about it at all?

A. Never mention it. I have heard my wife say that Abby never mentioned it.

Q. But it was understood there was trouble in the family?

A. O, yes there has been I guess. For several years, I guess, of his early marriage with her, everything was very, very pleasant, uncommonly so for a step mother.

Q. This trouble is of recent years?

A. Quite a number of years, I should think. They were rather reticent about telling these affairs, although sometimes it would crop out.

Q. You don't know of anybody that was hostile to Mr. Borden?

A. Not a person.

Q. Nor Mrs. Borden?

A. Nor Mrs. Borden.

Q. Was that the step sister that married Whitehead?

A. A half sister of Mrs. Borden.

Q. That is the one that married Whitehead that you have been telling about?

A. Yes Sir.

August 11, 1892

CHARLES S. SAWYER

Q. (Mr. Knowlton) What is your name?

A. Charles S. Sawyer.

Q. Where do you live?

A. At 78 Second Street.

Q. How far is that from the Borden House?

A. The third house.

Q. The third house south?

A. The third house north.

Q. This way?

A. Yes Sir.

Q. On the same side of the street?

A. Yes Sir.

Q. Were you acquainted with Mr. Borden?

A. Yes Sir I knew him, not intimately; I had had some business with him.

Q. Did you visit the family?

A. No Sir, I was not in the habit. I have been there in the house. I used to go there once in a while to make some little purchases in vinegar and stuff.

Q. You were not a calling acquaintance of the family?

A. No Sir.

Q. What was the first you saw that attracted your attention with reference to this matter?

A. I was in the machine shop opposite where I live, and a gentleman came in there, a drummer from Providence, and he reported that a man named Borden just above here had been stabbed. I started out to make some inquiries, and as I stood talking with three gentlemen at the foot of the stairs, this was up stairs, I saw Miss Alice Russell going up on the other side of the street. Knowing that she had been a near neighbor, and quite intimate with the girls, of course I went over to inquire if she had heard. She told me yes she had heard, and was going right up there; so I followed along to see if I could get any particulars about it. I went as far as the gate. She did not seem to be very talkative, but considerably excited.

Q. Running?

A. No Sir she was not running, but walking quite fast. I turned to leave the gate, and had got down some little distance from the gate, Officer Allen came along, and I walked along with him a little ways to see if he had heard anything. When he got to the gate he says "you better come right in. I want you to tend the door;" so I followed him in. When we got to the door he says "now you stand right here at the door, and allow no one to go in or out. I want to make some investigation here." I dont know as that was the exact words, but that was the purport of it. So he went in, and went through the house, I supposed, and I stood at the gate all that time. During that time Miss Borden was in the kitchen with Miss Russell, Mrs. Churchill and Dr.

Bowen and the servant girl; that was all that were there at that time, except Officer Allen who had gone in.

Q. When you got in there, who did you find?

A. I found the servant girl, Lizzie Borden, Miss Alice Russell, the lady I had been up with before, and Mrs. Churchill. Dr. Bowen I think was there, and I could not say whether he had been there before, and just gone out or not, I could not say about that.

Q. Allen went in with you?

A. Yes, I went in when Officer Allen did.

Q. What was Miss Borden's appearance?

A. Miss Borden sat in a chair in the kitchen; she seemed to be considerable excited I thought, as though she was apparently grief stricken, or something, although I might not be a judge in that respect. She seemed to be considerably excited and very uneasy, and the ladies seemed to be ministering to her, that is bathing her face.

Q. Crying?

A. I cant say that she was crying. I could not tell exactly. I did not go way into the kitchen at all [until] after that some little time. I stood near that door. You know there is quite an entryway.

(Judge Blaisdell) Which door?

A. At the door facing north, the side door with the screen and hook.

Q. You could see into the kitchen?

A. I could look into the kitchen. I could not see the whole of it, but I could see the biggest part of it.

Q. Did you go into the house?

A. I walked into the door. I kept the door locked on the inside. I walked in at the door; the cellar door, which was right close there, I bolted it. There was a bolt on the side in the entry. I did not know but from the actions around there, there might possibly be somebody in there.

Q. What was the appearance of the servant girl?

A. The servant girl appeared to be, well, somewhat frightened. I thought she acted as though she was considerably excited, although she talked intelligently, anything that was said to her, and she seemed very willing to give any information that she knew anything about.

Q. Did you hear the servant girl say anything?

A. Yes, I heard her mention something about that note that had been sent.

Q. What was that she said?

A. I heard her say something about Mrs. Borden saying that she had received a note, but I cant seem to recollect just how she put it, whether she said Mrs. Borden told her, or somebodyelse told her. I also heard Mrs. Churchill mention that fact.

Q. What did she say?

A. I think she said that Mrs. Borden had received a note calling her out. At that time I was not actually sure that Mr. Borden was killed I understood he had been stabbed.

Q. You did not go in to see him?

A. No Sir, not then. Finally I went in. I says "is he dead"? "Yes",

they says, "he is dead."

Q. Who said that?

A. Mrs. Churchill says "O, yes he is dead." Dr. Bowen stood there, and asked me if I would like to see him. I dont know as he opened the door, he turned and pointed in, and I saw a sheet thrown over a body, some little signs of blood on it. Dr. Bowen asked me if I would like to see it. I did not particularly want to see it, but at the same time I went in and I looked at it.

Q. Did you hear Miss Lizzie say anything?

A. No, I did not hear Miss Lizzie say but very little, I dont know that I heard her say anything that I could really repeat. She did speak to some of the ladies there.

Q. Were you there when Mrs. Borden was found?

A. Yes Sir I was. She was found sometime after I had been there.

Q. Do you know how she happened to be found?

A. Somebody had said, although I was out in the entry at the time, I understood it there was some inquiry made where Mrs. Borden was. Who made that inquiry, I dont know.

Q. What reply was made to the inquiry?

A. I did not hear that. After that inquiry had been made, I stood in the kitchen, just inside of the door, and Mrs. Churchill came up to me, apparently had come from some other part of the house, she says "Mrs. Borden is dying". She seemed to be quite excited. She says "Mrs. Borden is dying, I think from the shock". Where she got her information, I dont know, whether she went up to see or not.

Q. Were you there when Morse returned?

A. I was there when Morse returned, I suppose the time he returned; whether he had been there before, I dont know.

Q. Where did you first see him?

A. He came towards me from the gate. I stood on the steps at that time, standing outside of the door and holding the door outside. He came along to the steps, and he says "for Gods sake what has happened here"? I looked at him, I had not seen him, he was a stranger to me, I told him Mr. and Mrs. Borden have been murdered, been killed, something to that effect. "My God", he says, "and I left Mr. Borden right at this door, and he told me to come back to dinner."

Q. How long was that after you got there, as far as you can estimate time?

A. I should judge somewhere in the neighborhood of very near twelve o'clock, or a little after; of either way, I should say a little after.

Q. Where did you see him first?

A.. Coming [from] towards the gate, along the walk; whether he had come through the gate or not, I dont know.

Q. Was anybody with you at the time?

A. I am not sure about that, I dont think that there was, unless the servant girl might have been inside the door, or somebody inside the door at that time. The servant girl would go out and in there through that entry sometimes, when I was outside.

Q. Was there much of a crowd there at that time?

A. At that time there was quite a little crowd there.

Q. In the house, or out in the street?

A. They had been driven out of the yard by an officer there in attendance.

Q. The officers were there then?

A. Yes, when he came.

Q. Were the people in the street?

A. Yes Sir.

Q. Many?

A. Well, yes sir I should say there was. My view was limited, not more than the width of the yard, but the fences appeared to be pretty well filled up; and previous to that, there had been quite a crowd in the yard.

Q. Did you notice whether Mr. Morse was eating a pear or not, or eating anything?

A. No Sir he was not when he spoke to me, at that time.

Q. What did he do when you told him?

A. "My God", he says, "what kind of a God have we got that will permit a deed like this to be done?"
Something like that.

Q. What did he do then?

A. He stood there a few minutes, and finally went inside of the door.

Q. Whether he had been in before or not, you dont know?

A. No Sir, he had not been in at that door before; that was the first time I had seen him.

Q. You had been near the door all the time?

A. Yes Sir, from the time I went there with Officer Allen, I should judge that might have been a little after eleven.

Q. Have you any way of fixing the time when the thing was told you by this Providence man?

A. Not exactly. While I was up in that machine shop, this gentleman came in and reported it, and he told a man there afterwards that he came from Providence that morning, and had landed at the Mellen House. I judged that he came from the Mellen House direct to his store, I judged from that he came on the half past ten o'clock train, although it seemed to me a little earlier than [that]. I thought I was there about eleven or a little before. I might be mistaken, I did not note, or look at the time.

Q. Who was the man?

A. He sells machinist supplies for a firm in Providence. I suppose Mr. Rich could tell that. I have seen him once or twice there, but I dont know who the man was.

Q. Is there any other fact you have not told us that you saw or heard, connected with the affair?

A. I went up to the room where Mrs. Borden was found, and saw her laying there, and saw the blood on the bed, or at least on the shams, apparently a smooch it struck me, on the counterpain or coverlet.

Q. Did you see any more bloody cloths around there?

A. No, except what was around Mrs. Borden. I did not stop there long, I thought I had got to stay to the door. I stayed around there until six o'clock.

(Mr. Sawyer returns.)

While I was there the story was going around with regard to a Portugee or some foreigner that was working on the farm. Miss Alice Russell came to me and said that Miss Lizzie Borden was very anxious that that story should be suppressed, because she said he was a very nice man, and a very old and tired servant in the family, and she was deeply concerned about it. Miss Russell made this talk with me. Lizzie did not say anything about it.

Q. Was Miss Lizzie present at the time Miss Russell told you that?

A. No, she had been sent up to her room at this time. When they came down and reported that her mother had been killed, she apparently went off into some kind of a swoon or hysterical fit, I dont know exactly what, and Dr. Bowen said she better be carried up to her room.

Q. Which room was she taken to?

A. I dont know, I did not go up.

Q. Was it up the front or back way?

A. I could not say that, either.

Q. Who went up with her?

A. I think Miss Russell.

AGUSTA D. TRIPP

- Q. (Mr. Knowlton) What is your name?
 A. Agusta D. Tripp?
 Q. Where do you live?
 A. Westport.
 Q. Were you related in any way to Mr. or Mrs. Borden?
 A. No Sir.
 Q. Or connected by marriage?
 A. No Sir.
 Q. Did you know them?
 A. Yes sir, I know them.
 Q. Did you ever visit the family?
 A. Yes Sir.
 Q. When did you first begin to visit there?
 A. When I was a school girl, I think in the year 1875.
 Q. Have you been visiting them since, more or less?
 A. Very little since.
 Q. When was the last time you were there, do you think?
 A. To make a visit?
 Q. Yes.
 A. I went there the 13th of July of last year.
 Q. Not this year?
 A. No Sir. I made a call there this year, but not a visit.
 Q. How long did you stay when you were there the 13th of July?
 A. I went Monday and came back Saturday.
 Q. You were there nearly a week?
 A. Yes Sir.
 Q. Was Miss Lizzie at home?
 A. Yes Sir.
 Q. And Miss Emma?
 A. Yes Sir.
 Q. And the old people?
 A. Mrs. Borden I did not see.
 Q. Where was she?
 A. In Swansea I think they said.
 Q. During the whole time?
 A. Yes Sir.
 Q. Mr. Morse was not there?
 A. No Sir.
 Q. The same domestic, Bridget Sullivan, was she there?
 A. They always called her Maggie.
 Q. The same girl that worked for them since?
 A. I have not seen her, I suppose so.
 Q. I did not know but you had seen her since the affair happened?
 A. No Sir.
 Q. Have you seen either Miss Emma or Miss Lizzie since then very much?

- A. Since that visit, no sir, I have only seen them a very short time, I think less than an hour, that was this Spring I made a call.
- Q. Where was it?
- A. I made a call on them at the house, just made a call.
- Q. Who did you see then?
- A. Miss Emma and Miss Lizzie.
- Q. And Mrs. Borden?
- A. Nor Sir I did not.
- Q. Were you acquainted with Mrs. Borden?
- A. A very little from meeting her with Lizzie.
- Q. Your friends were more particularly the daughters?
- A. Yes Sir.
- Q. Were you a school mate of either of the daughters?
- A. With Miss Lizzie.
- Q. So that your most intimate friend in the family was Miss Lizzie?
- A. Yes Sir.
- Q. Did you ever hear either Miss Emma or Miss Lizzie say anything about their step mother?
- A. I have heard them speak of her of course.
- Q. And about their feeling towards her?
- A. I think I have heard them say but very little.
- Q. Which one have you heard talk about it?
- A. I think Miss Lizzie.
- Q. When was it you heard her talk about it?
- A. I could not tell you when.
- Q. Was it the time of your visit there?
- A. Very little said about her; Mrs. Borden was away, and there was very little said about her.
- Q. What do you remember of hearing Miss Lizzie say about it?
- A. About Mrs. Borden then?
- Q. Yes, or at any time.
- A. Well, I dont know what to tell you, for I have seen them so little that they did not go to tell me all their---
- Q. I want to know what they did tell you, that is all.
- A. It would be rather hard for me to remember what they tell me.
- Q. Remember what you can. Do you remember what you told the officer about it, Mr. Medley, did you have a talk with him?
- A. Yes Sir, I have had a talk with him.
- Q. Do you remember what you told him?
- A. I dont remember that he asked me such a question as that, I answered his questions.
- Q. What did he ask you?
- A. He asked me several questions, and I answered them.
- Q. Had you any opportunity of observing what the relations were between the daughters and the mother, or between Miss Lizzie and the mother?
- A. Whenever I saw them together, they had very little to say to each other, seemed to have very little to say to each other. Everything

went along quietly. They did not seem to make very much conversation with each other.

Q. Did they eat at the same table?

A. O, yes sir.

Q. Did you ever hear Mrs. Borden say anything about either Emma or Lizzie?

A. No Sir.

Q. She made no talk?

A. No Sir. I have seen very little of the family since I have been married, since I have been away from the city.

Q. What can you tell us about the relations between Lizzie and her mother, so far as you observed it, and heard it from Lizzie?

A. All I can tell you is that I dont think that they were agreeable to each other.

Q. What made you think so?

A. I have seen them together very little. What should make me think so, would be--- if I were there, why, they did not sit down, perhaps, and talk with each other as a mother and daughter might. They were very quiet.

Q. That is, they were together so little that you observed the fact?

A. No, I dont think I should, they were around in the same room together, the dining room.

Q. They associated together so little you noticed the fact they did not associate together?

A. I noticed it; not that they kept away from each other, not that at all, but that they did not enter into conversation, perhaps, with each other, perhaps.

Q. Was that so with Lizzie as well as Emma, or with one daughter more than the other?

A. I think Lizzie talked with her mother more than Emma.

Q. Emma had less to say to her?

A. Yes Sir.

Q. What else did you notice that led you to think that Lizzie and the mother did not get along well together, or were not agreeable to each other, as you expressed it?

A. I dont know of anything, I cant recollect anything.

Q. What you noticed was their manner towards each other?

A. Yes Sir.

Q. That is all, not from any words?

A. Their manner to each other was not that of those persons that are agreeable to each other, or it did not seem to be.

Q. When was it that you have seen them together?

A. I could not tell you surely; it is as much as five years since I have seen Mrs. Borden at all.

Q. So all this was based on what was quite a while ago?

A. O, yes sir.

Q. The officer reports that you told him that Lizzie told you at some time, that she thought her step mother was deceitful, one thing to

her face and another behind her back.

A. Did he say I said Lizzie told me so?

Q. Yes.

A. I did not think I told him so. It seemed to me so; it seemed to me that she did not like one way appearing to her face, you know deceitful, she could not bear deceitfulness, and she could not bear one thing to her face, and find out another thing to her back; she could not bear deceitfulness.

Q. Was that what Lizzie told you?

A. I could not say she told me that, that was the idea I got from what--- well, I dont know as I could say from being there, or from being with Lizzie perhaps, for I have been there very little.

Q. You also told the officer that Lizzie told you that her step mother claimed not to have any influence with the father, but Lizzie thought she did have an influence with him.

A. Yes, I think Lizzie thought she did.

Q. Did Lizzie tell you that her step mother claimed not to have any influence with him?

A. I dont remember any such talk.

Q. With relation to giving some property to the step mother?

A. Lizzie, from what I have heard her say, but I could not tell you the words, Lizzie said, but I gathered from what I heard her say, it was a long time before I heard her say it, that she thought her mother must have had an influence over her father, or he would not have made a present to her half sister. It was a long time ago, not expecting this to come up, I could not swear to one word Lizzie said.

Q. This was all prior to the last visit, nothing was said about this at the last visit?

A. No Sir.

Q. Did Lizzie say to you she did not know that either Emma or she would get anything in the event of her father's death?

A. I did not hear her say so.

Q. Who told you she said so?

A. I think my invalid sister told me so.

Q. What is her name?

A. Miss Carrie M. Poole, she is very feeble, she lives on Madison street New Bedford, she is very feeble indeed.

Q. You never heard Lizzie say that?

A. No Sir, I never heard Lizzie say that.

Q. The officer says you said explicitly, Mrs. Tripp, that Lizzie told you that she thought her step mother was deceitful, one thing to her face, and another thing behind her back, not in so many words, but that was the substance of what she said.

A. I dont remember of her saying that.

Q. Do you remember of telling that to the officer?

A. I remember very well talking to him that I thought Lizzie thought her mother was deceitful, one thing to her face, and another to her

back. I could not say Lizzie told me that, I cant say so. I was taken very much by surprise at seeing Officer Medley come in, and I tried to tell; but those things were years back, and thinking they never would come up, I cant recollect word for word things that occurred years ago. I cant say that Lizzie told me she thought so; but it would be from little things I might have heard her say that would cause me to think she could not bear deceitfulness, being such an honorable person as she was, square person.

Q. Did she appear to be fond of her step mother in her talk with you?

A. No, I dont think she was fond of her.

Q. Did she appear to be unfriendly towards her?

A. No Sir.

ALICE M. RUSSELL

Q. (Mr. Knowlton) What is your name?

A. Alice M. Russell.

Q. Where do you live?

A. 33 Borden street.

Q. How far is that from the Borden house?

A. It is the next square.

Q. Between second and main streets?

A. Yes Sir, Borden street is the next street.

Q. You were well acquainted with the Borden family, all of them?

A. Yes Sir.

Q. Was it at your house Miss Lizzie was visiting the night before?

A. Yes Sir.

Q. Spent the evening there?

A. Yes Sir.

Q. When did she go home?

A. I think about nine o'clock; it may have been five minutes before or after.

Q. Was that quite a frequent thing, for her to visit you?

A. She has done so more this Summer, because she has not had quite so much outside work, but we have always visited, been friends.

Q. Have you visited there a great deal?

A. Yes, sometimes perhaps I would go in quite often, and then again quite a spell I would not go.

Q. When you went in, did you see the whole family, or Miss Lizzie or Emma?

A. I saw the girls mostly.

Q. Your acquaintance was mostly with the daughters?

A. Yes Sir.

Q. Not so much with the old people?

A. No Sir.

Q. Where did you usually see them?

A. Up stairs, what they used for a sitting room usually.

Q. Which room was that?

A. What they call the guest chamber.

Q. It was used as a sitting room?

A. Generally, for them.

Q. Who used that as a sitting room?

A. The two girls.

Q. Was that where they usually sat when they were at home?

A. I think so.

Q. That is, so far as you know?

A. So far as I know.

Q. Do you recollect the last time you visited them?

A. The last time I visited them, or visited there?

Q. Either one.

A. I went in there, I am sure, once after Emma had gone to Fairhaven.

Q. Who were you more particularly intimate with, Emma or Lizzie, or both?

A. I dont think there was very much difference.

Q. What was the first that you saw or observed, or heard, of this tragedy?

A. I think It was about quarter past eleven when I saw Bridget coming up the steps, and my work is so I can see any one coming up the steps, where I was at work. I knew there was trouble because Lizzie told me Mr. and Mrs. Borden were sick the night before, very sick, so the first impression I got was that somebody was sick there.

Q. She told you Tuesday night they were sick?

A. Yes Sir. I stepped to the door, and I says "what is it Bridget, are they worse", or Maggie. She says, "yes, I dont know but what Mr. Borden is dead." I dont know whether she said "come over". I dont remember what she said. I said "I will come right over as soon as I change my dress; which I did.

Q. She did not tell you how he had been killed, or anything of that sort?

A. She did not, no.

Q. She said what?

A. She says "he is worse, I dont know but what Mr. Borden is dead."

Q. You did not take much time to change your dress?

A. No Sir I did not.

Q. You went over as quick as you could?

A. Yes Sir.

Q. When you got there, who did you find there?

A. I have a very confused idea. I met Lizzie, at the same time there was somebodyelse there, who I dont know.

Q. Mrs. Churchill?

A. I think so.

Q. Where did you meet Miss Lizzie?

A. I think about the threshold of the kitchen door, where the screen door is--- No, I think the kitchen door.

Q. From the hall into the kitchen?

A. I think so.

Q. You found the screen door unfastened, and went right in?

A. Yes.

Q. Did Maggie go back with you?

A. No, she went ahead of me.

Q. What was said and done when you got there, as well as you remember it?

A. I have a very confused idea of it. I have tried my best to have it clear. I met Lizzie, and I said "sit right down here Lizzie in the kitchen"; and she sat down. I dont seem to remember what she said or done, except she says "will somebody find Mrs. Borden". She seemed to

be very much overcome.

Q. Did she tell you anything about where to look for her?

A. No Sir. Then I remember of Maggie and Mrs. Churchill starting, and Maggie says "O, I cant go through that room". Dr. Bowen says "get me a sheet, and I will cover Mr. Borden over". They started and went after that. Then when they came down I remember Mrs. Churchill saying "O, Mrs. Borden" this way. Whatever she said or did gave me that impression that she had gone too. I did not then know either of them were murdered. I supposed it was from this impression of the poison that I had had in my mind.

Q. When did you first learn that they were murdered?

A. I got Lizzie into the dining room, on to the dining room lounge, and we were there, I dont know how long, when her Uncle came in.

Q. That is Morse?

A. Yes Sir. And something he said about their being murdered, and looked up to her, then it dawned on my mind that it was cold blooded murder. That is the first idea that I had that it was murder.

Q. You did not see Morse until he got into the room where Lizzie was?

A. No. I had not seen Mr. Morse for years before.

Q. That room where you were with Lizzie, was what room?

A. The dining room. The first room I was in was the kitchen.

Q. The sitting room was where the murdered man was?

A. Yes Sir.

Q. Who was with you and with Lizzie?

A. In the dining room, I dont think there was any one, no one in the dining room, except when Mr. Morse came in.

Q. What did you find Lizzie's appearance and condition to be, when you got there?

A. Dazed.

Q. I suppose she made no talk at all, excepting what you have said?

A. I dont know what she said. She said something. I says "Lizzie, dont talk".

Q. When you found her, she was in the kitchen, you say?

A. Yes Sir.

Q. She went with you then into the dining room?

A. Yes Sir.

Q. How long did you remain there with her?

A. Remain where?

Q. In the dining room.

A. I havnt any idea.

Q. Where then?

A. I dont know whether I suggested, or who suggested, her going up stairs; but I know she went up stairs.

Q. Did you go up with her?

A. I dont remember that.

Q. Were you up stairs?

A. Yes Sir I was up there. I think if I did not go with her, I

must have been there very soon after.

Q. Did she go straight to her room, so far as you remember?

A. Yes Sir.

Q. Did she take off any of her clothes?

A. I dont know what I was doing, but I came into the room, and found her fastening a pink wrapper on.

Q. Did she change her shoes or stockings?

A. No Sir, she could not have done that, I was not out of the room long enough.

Q. Did you remain there with her?

A. Where, and how long?

Q. How long did you remain there with her in her room, after she got to her room?

A. I dont know. I think she sent me down-- I dont remember, I cant tell it--- I know she made this remark when she said it, I dont know, something about an undertaker. She says "if they have to have an undertaker, as I suppose they will, have Winwood."

Q. Did you stay until supper time, or anything like it?

A. What do you mean, in the room? I was in and out of the room all the afternoon.

Q. She remained in the room?

A. Yes, so far as I know.

Q. When did you finally go home, and leave the house, somewhere near supper time?

A. No, I dont think so. I went home near six-- I dont know, it seems to me it was day light, because I remember somebody stepping up to me and walking over home with me.

Q. You dont mean the next morning?

A. No. I remember one of my old friends walking down with me, and my excusing myself and going up stairs; it must have been before dark.

Q. Had Emma got there before you went home?

A. O, yes.

Q. Who did you leave Miss Lizzie with?

A. Who do you mean in the house?

Q. She remained in her room, as I understand you?

A. Yes Sir. I dont know who I left her with, but I think Mrs. Holmes and Emma.

Q. Mrs. Charles J. Holmes?

A. Yes Sir, they were there. We intended, some of us, not to leave Lizzie; we knew the state she was in. When one was out, the other made a point to be there; which was which, I dont know.

Q. At any time did you have any talk with the servant girl, that you recollect?

A. I dont remember of ever saying a word to her.

Q. Or of hearing her say anything?

A. No Sir, I did not hear Maggie talk much, and I have not at any other time.

Q. Did you hear Mr. Morse say anything about it at any time that day?

A. I dont remember of anything; there might have been general talk; I dont remember of anything.

Q. Do you remember of anything that Lizzie said about it, that remains in your memory?

A. No, I have not asked her but one question all through it.

Q. Will you tell me what that is?

A. Yes Sir, I asked her what she went to the barn to do. She says my screen and window--- she gave me to understand they did not come together right, or something, ; “I was ironing handkerchiefs, and my flat iron was not hot, and I thought I would go and get that while I was waiting.”

Q. What did she say she went to get?

A. A piece of tin or iron to fix the screen. I found the handkerchiefs part ironed, and part damp. I took the damp ones and shook them out.

Q. Did you find the ironing board?

A. I dont remember seeing it.

Q. A little ironing board?

A. I dont remember it.

Q. When did she tell you of the piece of tin for the screen?

A. The first day; I remember asking her that question, and her answering me.

Q. I suppose you had heard from somebody that she was at the barn?

A. Yes.

Q. Do you remember who you heard that from?

A. I think I heard her say it. I think somebody asked her in the kitchen before we went out.

Q. And she said she was in the barn?

A. That she went to the barn.

Q. A piece of tin for the screen for which window?

A. A piece of tin or iron. She says “you know there is everything up there, and I went to see if I could not get a piece of tin or iron to fix it. The screen or the window, I dont know which she was going to fix.

Q. Do you recollect anything else that she said?

A. I cant unless something was asked me; it might come to me then; I cant, as I am trying to tell you.

Q. I do not like to ask this question, but I feel obliged to. Did you see enough to notice what the relations were between Miss Lizzie and her mother?

A. In all my acquaintance, which is ten years sure, and most of that time has been, part of the time quite intimate, I never yet heard any wrangling in the family. I have got to answer the question, and I will say I dont think they were congenial.

Q. What gave you the impression they were not congenial?

A. Because their tastes differed in every way; one liked one thing, and the other liked another.

Q. Were they together very much?

A. I dont think they were very much.

Q. I suppose what you say about Lizzie is also true of Emma?

A. About the same; it was not always the same, but it would be hard work to tell.

Q. I judge by your saying they had a sitting room up stairs---

A. They sat up there a great deal.

Q. Their step mother did not sit up there with them?

A. I dont think so.

Q. Did you ever hear Lizzie speak of any trouble she had had with her mother?

A. Yes, I suppose I have. I have heard her say that Mrs. Borden thought so and so; the same as any family.

Q. Did she express to you ever that she regarded her mother as untruthful or deceitful?

A. I dont think she ever did.

Q. Did she ever allude particularly to any trouble she ever had with her mother?

A. No Sir.

Q. Did she ever tell you what the trouble was?

A. Nothing further than she was a step mother. The whole thing was as far as I could see, that an own mother might have had more influence over the father; it was the father more than the mother.

Q. What do you mean?

A. The father was the head of the house; they had to do as he thought. Mrs. Borden did not control the house; the whole summing up of it, was that.

Q. Were her relations with her father cordial?

A. So far as I know. I never saw anything different.

Q. Were they congenial?

A. I should not suppose they would be - knowing their different natures.

Q. The different nature of the father and mother and Lizzie?

A. Yes, each of them.

Q. What was the difference in their natures?

A. Mr. Borden was a plain living man with ridgid ideas, and very set. They were young girls. He had earned his money, and he did not care for the things that young women in their position naturally would; and he looked upon those things--- I dont know just how to put it.

Q. He did not appreciate girls?

A. No, I dont think he did.

Q. Their ideas were more modern than his with regard to the way of living, do you mean?

A. Yes Sir.

Q. How did you get this, from the girls talk, or what you observed?

A. From what I observed. Everybody knew what Andrew Borden's ideas were. He was a very plain living man; he did not care for anything

different. It always seemed to me as if he did not see why they should care for anything different.

Q. Did they complain about it?

A. Yes, they used to think it ought to be different; there was no reason why it should not be. They used to think it might be different.

Q. Lizzie or Emma, or both?

A. Both.

Q. There never was any wrangling between them?

A. No, I never heard any. They had quite refined ideas, and they would like to have been cultured girls, and would like to have had different advantages, and it would natural for girls to express themselves that way. I think it would have been very unnatural if they had not.

Q. He did not give them the advantages of education that they thought they ought to have had?

A. I dont know as it is just that; but people cannot go and do and have, unless they have ample means to do it.

Q. Which stair way did she go up when she went to her room?

A. The front stair way.

Q. Do you remember of Lizzie going into the room where her father lay dead, after you got there?

A. No Sir. We had to pass through; we passed through this way.

Q. Did you go into the hall?

A. We had to, and we had to go through the sitting room; and we went right so. That is all she was in the room, I am positive of, until he was removed.

Q. Passed through the corner?

A. Yes.

Q. Did she go into the room where her mother was?

A. No Sir.

Q. This is an inquiry in which every person is interested, to get at the bottom facts; is there any other I have not asked you about, which you know which is material to the question, that you have not stated? Can you tell me anythingelse concerning this matter that you have not already done? It is as much your duty to tell, as it is mine to ask.

A. Well, I am in a much better condition to tell it than I have been.

Q. That is one reason why I postponed it as long as I could. Is there any other fact that you can tell me that you have not told me?

A. The morning of the funeral I went out to do some errands; and when I came back my hair was tumbled, and I took my dress waist off, and combed my hair. When I had gotten through I put my waist on again, and had nearly finished it, and I turned, and I saw something in under the bed that frightened me almost to pieces.

Q. You were sleeping in the house?

A. Yes Sir.

Q. That big stick?

A. Yes Sir.

Q. It is the one you gave to the marshal, the round whittled stick?

A. Yes Sir.

Q. Had you been sleeping in the house every night?

A. Yes Sir.

Q. You slept there that night?

A. Yes Sir, that is what frightened me so much, it was in my room.

Q. That was the room Mr. and Mrs. Borden occupied?

A. Yes Sir. I occupied that when I was there.

Q. When you went into the daughter's room, did you have to go down stairs and come up?

A. You dont have to if the other side was unlocked.

Q. After the tragedy was it unlocked so you could go through?

A. Yes Sir.

Q. It was open then?

A. Yes Sir.

Q. After the tragedy the door was unlocked?

A. Yes Sir.

Q. So when you wanted to go to Lizzie or Emma's, you went in through?

A. Yes Sir.

Q. When did you first see that stick?

A. I think between nine and ten. I dont think I could have been gone longer than that.

Q. It was not while you were at the funeral?

A. No Sir. When I came back, my clothes were there, my dress was there, I went into this room I had occupied to change my dress, and turned, when I saw it.

Q. Where was it exactly?

A. At the head of the bed.

Q. Under?

A. Yes Sir.

Q. How much in sight?

A. So that I saw it as I turned.

Q. Had it been there before?

A. I had not seen it before.

Q. Had you done, what they say women do?

A. No, I had not done that.

Q. Had not looked under the bed?

A. No Sir.

Q. So it may have been under the bed all the time?

A. Yes. I think in my frightened condition, as I look at it now, it might have been there. Then I was terribly alarmed, because I felt as if in some way it implicated me.

Q. About as much as it implicates me, just about.

A. Yes, as I look at it now.

Q. When you saw it, it was plainly visible?

A. Yes, I saw the end of it.

Q. How much was it out? Indicate by your fan.

A. It was not out from under the bed at all. I could see a little ways under the bed.

Q. It had no flap hanging down, a modern french bedstead?

A. It was not a french bedstead; it had no varlance.

Q. You would have been likely to have seen it before that if it had been in the same place?

A. I thought so.

Q. Did you every find out what it was?

A. I think it was something that her father had kept in the house.

Q. Who told you that?

A. I told it to Detective Handscomb; and he asked Emma. I dont think the girl knew anything about that I found it.

Q. Is there any other fact that has to do with this matter that you can tell us, that you think of? My inquiry is not directed to, or at, or against anybody, or in favor of anybody.

A. I dont know of anything.

Q. What sort of a dress was it Miss Lizzie had on before she changed it?

A. I dont know. I have not any idea.

Q. You must have been badly frustrated.

A. Perhaps it does seem so to you. I can tell you, any other time I have been out with the girls, sometimes a whole season, and I could not tell you what kind of hats they wore. That was not as strange as it would seem to some people. I do not observe, and I care very little about such things.

Q. You know she changed her dress and put on a pink wrapper?

A. Yes Sir.

Q. Whether the dress she had on before that was dark or light?

A. I havnt any idea, I cant recollect a thing.

Q. Do you remember whether the dress she had on was all one piece, or a two part dress?

A. No, I cant.

Q. Different skirt and a different waist?

A. No, I cant.

Q. You spent the night there?

A. Yes Sir.

Q. Where did you sleep that night?

A. The first two nights I slept in what was Mr. and Mrs. Borden's room; the next two nights I slept in what was Emma's room.

Q. After you found that stick, you changed?

A. No, that did not make me change.

Q. You did change after that?

A. Yes. Saturday I found the stick.

Q. Did you have occasion to go down stairs with Miss Lizzie that night?

A. Yes Sir.

Q. The first night?

A. Yes Sir.

Q. For some purpose connected with her sickness?

A. It was just wash water, water we had been using for bathing that

afternoon. She started to get it out of the wash bowls &c. I said "I will go down with that". She says "I will go, if you will go and hold the lamp." I went down with her, and she emptied it. Then she went into the laundry and rinsed out the pail. I stood at the door and held the lamp.

Q. Where was this?

A. Down cellar.

Q. What time of night was that? Was it in the night?

A. O, no, before we had gone to bed.

Q. How did you get down stairs that time, do you remember?

A. Yes, we came through the sitting room then, because the bodies had been put into the dining room.

Q. The bodies had been moved then?

A. Yes Sir.

Q. It was before you had gone to bed?

A. Yes Sir.

Q. You were both dressed?

A. Yes Sir, so far as I can remember. I was any way, and I think she was.

Q. Do you know what become of the dress that she did take off?

A. I supposed that she hung it up in the wardrobe.

Q. You did not notice?

A. No Sir. When I came up, her dress was fastened, and she was tying the ribbon.

Q. She had already changed the dress?

A. Yes, they kept coming and interviewing, and I suppose she wanted to get into a respectable appearance.

SARAH B. WHITEHEAD.

- Q. (Mr. Knowlton) What is your name?
 A. Sarah B. Whitehead.
- Q. Miss or Mrs.?
 A. Mrs.
- Q. Where do you live
 A. 45 Fourth street.
- Q. Were you there the day of the tragedy, the day of the murder?
 A. No Sir, I was out of town.
- Q. Where were you that day?
 A. I went to Rocky Point.
- Q. Are you connected, or related in any way to Mr. or Mrs. Borden?
 A. Mrs. Borden was my half sister.
- Q. The same father, or the same mother?
 A. The same father.
- Q. What was your father's name?
 A. Oliver Gray.
- Q. Her mother, I take it, was the first wife, and yours, the second?
 A. Yes Sir.
- Q. Were there other sisters or half sisters?
 A. There is one half sister to me, and own sister to Mrs. Borden.
- Q. What is her name?
 A. Priscilla Fish; she lives in Hartford.
- Q. Were you well acquainted with the daughters, Emma and Lizzie?
 A. Well, yes I was well acquainted with them.
- Q. Were you on congenial terms with them?
 A. Well, I dont know as I was. I never thought they liked me.
- Q. Not on particularly friendly terms then?
 A. No. I always thought they felt above me.
- Q. Did you know anything about the relations between Miss Lizzie and your half sister, Mrs. Borden?
 A. I dont, for I never went there, very seldom, on account of those girls.
- Q. Were you not on good terms with your half sister?
 A. Very good, more so, than anybody in the world.
- Q. I did not know but you would go there to see her?
 A. I did occasionally.
- Q. Did she come to your house?
 A. Yes Sir, she came very often.
- Q. Did she seem to be on good terms with her daughters?
 A. She never used to say but very little about them; she was a woman that kept everything to herself.
- Q. Was there some little friction about property, that you knew about?
 A. Not that I know of.
- Q. Did not Mr. Borden buy out somebody, buy you out?
 A. He bought out my mother's share of the estate. Q. What did he do with it?

- A. He gave it to my sister.
- Q. That is, Mrs. Borden, his wife?
- A. Yes Sir, I dont know whether he bought it, or she bought it.
- Q. Did your sister have property of her own, some?
- A. I dont know how much she had.
- Q. She had some?
- A. I dont know whether she had other personal property or not. I suppose she did, but I dont know.
- Q. This that was bought out, and given to Mrs. Borden, was your mother's interest?
- A. Yes Sir.
- Q. What is it in, real estate or personal property'
- A. It is real estate.
- Q. Where is it?
- A. It is the house I live in.
- Q. What is the value of it, about?
- A. Well, I think when it was sold, it brought \$3000.
- Q. It already belonged to the three of you?
- A. No, my father left half to me, and half to my mother; and my mother sold her part to my sister.
- Q. Your sister, Mrs. Borden?
- A. Yes Sir.
- Q. So it then belonged to your sister and you?
- A. Yes Sir. She bought it to keep in in the family.
- Q. It now stands so, that is, to the estate of your sister, and you? You dont know what was paid for your mother's half?
- A. I think she paid \$1500.
- Q. You say she paid it, you dont know whether she paid it or Mr. Borden?
- A. I dont know whether it was her money or his money.
- Q. Someone's money paid for it?
- A. Yes.
- Q. The deed was taken right from your mother to Mrs. Borden?
- A. I suppose it was.
- Q. How long ago was that?
- A. It dont seem more than four or five years ago. I know my father has been dead 14 years. It dont seem to me my mother kept that property long in her hands. It was as long as four or five years ago.
- Q. Is there any other fact about this matter that you can enlighten us about?
- A. No, there is not.
- Q. You dont know anything about it at all?
- A. No, I dont know much more than a stranger would.
- Q. Do you know anything about whether your sister left a will?
- A. I do not.
- Q. Did she ever speak about a will?
- A. Never.
- Q. So far as you know she did not leave any?
- A. She never told me that she made one. I dont know anything about it.

HANNAH H. GIFFORD.

Q (Mr. Knowlton) What is your name?

A. Hannah H. Gifford.

Q. Where do you live?

A. 39 Franklin street.

Q. Were you acquainted in the family of Mr. Borden?

A. Yes Sir I was.

Q. Ever go there?

A. No Sir, never.

Q. What is your business?

A. Cloak making.

Q. Ladies cloaks, I suppose?

A. Yes Sir.

Q. Did you ever make cloaks for either of that family?

A. All three of them.

Q. Mrs. Borden, Lizzie and Emma?

A. Yes.

Q. When was the last time you made any garment for Mrs. Borden?

A. It must have been as much as two or three years ago.

Q. When last for Emma?

A. This Spring, not made one for her, but I fixed one for her.

Q. When for Lizzie?

A. I made one for her also this Spring, very early this Spring.

Q. Of course that made them come to your house more or less?

A. Yes, of course.

Q. Did you ever hear either Miss Emma or Miss Lizzie say anything about their mother?

A. I never heard Emma, but I have heard Lizzie.

Q. What have you heard Lizzie say?

A. Well, she called her mother "a mean old thing."

Q. When was that?

A. That was this Spring when I was doing the last work for them.

Q. How came she to say that?

A. It was some remark I made about her mother's garment, what would be becoming for her. You know Mrs. Borden was very fleshy; I spoke to her of what I thought would be becoming to Mrs. Borden. She says "well she is a mean old thing". I says "O, you dont say that Lizzie?" She says "yes, and we dont have anything to do with her, only what we are obliged to", she says.

Q. She said that?

A. She said that, yes.

Q. Anything more?

A. Well, she says "we stay up stairs most of the time; we stay in our room most of the time." I says "you do, dont you go to your meals?" "Yes, we go to our meals, but we dont always eat with the family, with them; sometimes we wait until they are through", she says.

Q. Did she tell you why?

A. No. That is all she said. I did not say anything more. I was awfully surprised to hear her.

Q. You never heard Mrs. Borden say anything, I suppose?

A. No, I never heard any of them say anything against each other.

Q. Excepting that?

A. That is the only time I ever heard Lizzie either, and I was very much surprised.

Q. Did she seem to be joking about it, or speaking with some feeling?

A. No, she seemed to have a little feeling about it; that was all. There was no joking about it at all.

Q. That was this last Spring?

A. Yes, it was early in the Spring that I done their work.

ELI BENICE.

Q. (Mr. Knowlton) What is your full name?

A. Eli Benice.

Q. Mr. Benice, where is your place of business?

A. I work for D. R. Smith, the corner of So. Main street and Columbia, a drug store.

Q. How long has that store been there?

A. I could not say just positively. I should judge close on to ten years. I should think more than that. I don't know positively.

Q. Have you worked there during that time?

A. I worked there three years last Spring, the 8th of April.

Q. You remember the day of this murder?

A. I do positively.

Q. I suppose you heard of it very soon afterwards?

A. Yes Sir.

Q. Was your attention then attracted to the fact of anybody's endeavoring to buy poison at your store the day before?

A. My attention was directed to that point along towards six or seven o'clock in the evening of the day of the murder.

Q. What took place, what happened, about the purchasing of the poison?

A. This party came in there, and inquired if I kept prussic acid. They came in, and the second clerk went towards them to wait on them. I was standing out there, I walked in ahead. She asked me if we kept prussic acid. I informed her that we did.

Q. What happened then?

A. She asked me if she could buy ten cents worth of me. I informed her we did not sell prussic acid, unless by a physician's prescription. She then said that she had bought this several times, I think; I think she said several times before. I says "well my good lady, it is something we don't sell unless by a prescription from the doctor, as it is a very dangerous thing to handle." She then walked around, and went out, turned right around.

Q. Did she say what she wanted it for?

A. I understood her to say she wanted it to put on the edge of a seal skin cape, if I remember rightly.

Q. She did not buy anything, no drug at all, no medicine?

A. No Sir.

Q. Did you then know who it was?

A. I knew her as a Miss Borden; I have known her for sometime as a Miss Borden, but not as Andrew J. Borden's daughter until that morning. One of the gentlemen who was sitting there, when she turned around and went out, he says "that is Andrew J. Borden's daughter". I looked at her a second time then more closely than when I was talking to her. I should say it was Miss Borden.

Q. What time of day was this?

A. I should say between ten and half past eleven, somewhere. I could

not positively state the hour, as I was quite busy. I had been away on a vacation, and just came back that morning. I had lots of work in the back shop, I had been quite busy. But it was before I go to dinner, which is half past eleven, and I think between ten and half past eleven, positively.

Q. Had you ever seen her in the store before?

A. No Sir, not in that store.

Q. You had merely seen her on the street?

A. Yes Sir.

Q. Was that the day before the murder?

A. Yes Sir, that was August third.

Q. You said your attention was attracted to it six or seven o'clock in the evening; what attracted your attention then?

A. There was a lady came in the shop; she says to me, talking of it as everybody did that day, she says, "why, I understand they are suspecting Miss Borden, the daughter."

Q. This was the evening after the murder?

A. Yes.

Q. I do not care for that. I thought it was the evening before the murder?

A. No Sir.

Q. You may finish it, now you have begun.

A. I says "is that so?" She says yes, and walked out then. It started me to thinking of this that had happened the day before. The other gentleman that was there at the time, he came in shortly afterwards, and he remarked to me that that was rather a singular coincidence. I said yes I thought it was. I then spoke to one of my intimate friends, a Doctor, and I told him what I had heard &c, and he says then you ought to report it. I says I think so myself. We were busy with prescriptions at the time, I was alone at the time in the shop. About somewhere around eight o'clock Officer Doherty and Officer Harrington came up.

Q. Did you afterwards go to the house?

A. I did, yes sir.

Q. When was that?

A. I should say between eight and nine o'clock.

Q. What day was that?

A. That was the fourth, the day of the murder.

Q. When did you go to the house?

A. Eight o'clock in the evening after the murder.

Q. That same evening?

A. Yes Sir.

Q. Did you there see Lizzie Borden?

A. I did, yes sir.

Q. Where was she when you saw her?

A. In the kitchen, talking with Officer Harrington.

Q. Did you recognize her as the one that you had had the talk with the night before?

A. I did, yes sir.

Q. Positively?

A. I dont think I could be mistaken.

Q. How did you judge?

A. I judged both from seeing her before on the street, and also by a peculiar expression around the eyes, which I noticed at the time, and noticed then.

Q. Did you hear her talk?

A. I did.

Q. Did you identify the voice?

A. I did.

Q. You went in for the purpose of seeing if she was the one?

A. Yes Sir.

Q. Did you speak to her that evening in there?

A. I did not.

Q. Who was present in the shop when she came in to buy the prussic acid?

A. The second clerk, Mr. Hart, and Mr. Kilroy. The third clerk was in the back shop, and did not hear or see anything.

Q. Kilroy and Hart were in the shop?

A. Yes Sir.

Q. The law requires a record to be made of sales of poison?

A. Yes Sir. I calculate to see all people of that kind who come in the shop.

Q. How came she to say what she wanted it for; did you ask her?

A. I did, yes sir; that is what we always do.

Q. How much would ten cents worth be?

A. I never sold ten cents worth in my life. I never sold it, only on prescription.

Q. How much is in an ounce?

A. I dont know as I could really tell you how much it does cost an ounce, it is so long ago since we bought any. I could not positively say.

Q. Give me some idea what it would be worth to sell, nearer ten cents or fifty dollars an ounce?

A. I never sell it that way.

Q. Suppose I should want to buy an ounce?

A. I should not sell it to you.

Q. What does it cost you an ounce?

A. It is not expensive. I have forgotten just what it does cost, I think somewhere around 25 or 30 cents an ounce.

Q. How much of a dose of prussic acid is fatal, do you know?

A. Yes Sir, I ought to. We dont keep prussic acid in its strength; we only keep the dilute, two per cent. One drop of strong prussic acid has proved fatal; the dilution is as high as four drops. I have

given that on prescription. We never put up four drops without first inquiring of the Doctor. I would not like to give anybody five drops.

Q. Have you had any talk with anybody else about the matter, except Mr. Hilliard and his officers, and the doctor?

A. Only the doctor, that is all. Lots and lots of people have spoken to me about it. I have always referred them to Mr. Hilliard. Of course when it came out in the paper, everybody was inquiring of me if I had done this or done that.

FRANK H. KILROY.

Q. (Mr. Knowlton) What is your name?

A. Frank H. Kilroy.

Q. What is your business?

A. I am a student of medicine.

Q. Where were you last Wednesday, a week ago yesterday?

A. Wednesday morning, I called in D. R. Smith's drug store.

Q. Do you know Miss Lizzie A. Borden?

A. I have seen her. I know her by sight.

Q. Have you seen her since the tragedy?

A. No Sir.

Q. How long had you known her by sight?

A. Perhaps a year.

Q. Had you ever seen her in the store?

A. No, I saw her on the street.

Q. So you could identify her?

A. Yes Sir.

Q. Now did you see her in that store, that morning?

A. Yes Sir.

Q. What took place?

A. She came in there, I was in front of the counter under the fan, talking with Mr. Bence, She went up to the counter, Mr. Hart the clerk was behind the counter, she asked Mr. Hart for prussic acid. At that time Mr. Bence left me and went behind the counter, and asked her if she had a prescription, that they could not sell prussic acid without a prescription. I dont know just what she said. I heard her mention seal skin cape, and she left the store.

Q. How was she dressed?

A. I dont remember. I think she had a cape, or carried a cape or sack of some kind on her arm.

Q. That is all you know about it?

A. Yes Sir.

Q. You have not been to see her since that time?

A. No Sir.

Q. You feel sure that you know who she is?

A. Well, I think so.

FREDERICK B. HART.

Q. (Mr. Knowlton) What is your name?

A. Frederick B. Hart.

Q. What is your business?

A. Clerk in D. R. Smith's drug store.

Q. Were you present in the store Wednesday morning, a week ago?

A. I was.

Q. Did you see anybody coming in there, inquiring for prussic acid?

A. I did.

Q. State what you saw and heard.

A. Between ten and half past eleven o'clock Wednesday morning, a woman came in the store, and inquired for prussic acid. She said she wanted it to put on the edges of a seal skin cloak. She was refused the acid and went out.

Q. Who waited on her?

A. She was on the point of asking me, as the other clerk stepped up, and she asked him.

Q. Did you know who it was?

A. I did not at the time, no air.

Q. Have you since seen her?

A. I have not, no sir.

Q. So you dont know who it is, excepting by hear say?

A. I dont know, except from a picture I have seen.

Q. Seen in the paper?

A. In the Fall River Globe, yes sir.

Q. That is all the way you know is by the picture. Does she resemble the picture of Miss Borden you have seen in the paper?

A. She does.

Q. That is all you know about it?

A. Yes Sir.

Q. Had you ever seen that person in the store before?

A. No Sir.

(Mr. Hart recalled.)

Q. Did you see the lady that was in custody, in company with the Marshal, as you went out?

A. In black, yes sir.

Q. Is that the woman?

A. That is the woman.

Q. You are sure of it?

A. That is sure.

Q. You dont think you can be mistaken?

A. I dont think I can be mistaken.

Q. I think you said you had known her by sight before?

A. I never knew the woman by sight before.

Q. You are sure this is the woman? Ans. I am, sir, just.