

THE BROWN MURDER CASE

Now on in the First District Court at Provo.

TESTIMONY FOR THE PROSECUTION

Witnesses for the Defense called.—A Horrible Case.

The Brown wife murder case, which was commenced in the First District Court at Provo before Judge Blackburn a few days ago, is at present the main topic of discussion in Utah and other counties west. The case occupied the attention of the court the whole of yesterday.

An important witness was Ann Bird, mother of the murdered girl. She testified—*I saw my poor girl for the last time in May of this year. Don't remember the date, but it was Thursday. She had her body sent to Jacob Russell's ranch on May 28th. Since had been killed the night before. The defendant was married to my daughter John Bird. My daughter was living with me at least twelve months prior to the killing. Brown had been living with me two years. He had not been to the ranch for nine weeks before this child was born in March, but came after the birth. Seven days before the murder he was at our house. There was a reason for my daughter not living with Brown. She refused to room with him, which brought out an article in the paper which I remember about him and he said 'I'm a man of honor if I can't provide my own means.' The child lived eight days after it was born. My daughter was killed about a mile from the Jacob Russell ranch. I never heard a curse word between the man and his wife which seemed to think great deal of each other."*

A third sister of the murdered woman testified. I saw Mary on the 24th day of May last at my sheep camp about 12 o'clock. Brown came with her. They were talking and walking and they went up a side road behind the house. They were two miles away when I saw them last. Her husband was with her and seemed to be indicating towards her and she to him. They were wearing the same clothes.

Christian Madson, a physician of Salt Lake City, knew the defendant. I have been treating him for a venereal disease. I visited him not to associate him with any crime as was done by the physician who treated him. This was nearly a month before the killing. I saw the dead body of Mary B. Brown on the 28th or 29th of May. There were signs of violence on the person, arms and hands. There must have been a blow administered on the head. I believe the blow originated with the defendant.

Bingham County—Was at Oberley last May. Mary Brown was staying at the home of Mrs. H. C. Bingham. We met also. On Monday the 28th I heard of the missing woman and started in search. Two men accompanied me and we searched for a grizzly where he slept, and found him after calling three times, and told him we were in search of him and his wife. When we got near the grizzly another one ran toward Cache Creek hollow. When we got to the top of the hollow he refused to go back, so we followed him. We found him in a thick willow thicket. His wife was not there. We went in that direction and found Brown on my horse, running and whipping him.

The boy was in full cry. I measured the tracks and they corresponded with the tracks of the grizzly. The tracks were mounted. I noticed black marks on the ground, which proved great violence. I carried the body to the saloon. I then took off his coat and said my horse was in a thick willow thicket. A man named Mr. Cuddeback found my horse. Saw Brown again the next morning. Mr. Cuddeback and I found him in a potato hole and ordered him out. He said he had been shot. He was taken away. There were marks of the shot and knife in the potato hole. The marks were a few rods apart.

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Statalt Cuddeback was recalled and said that Brown had said he had killed his wife and had laid her down beside him. He also said that she had made him mad and he chased her out. A man named Mr. Leonard remained and said that hanging was too good for a man who had committed the crime. He also said that if I had known more about the case, I would have done more than McFarland, the Manut number. He stated that since committing this terrible deed he had thought more than ever before that there was no God.

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Congressman Brown and Leonard was advised to plead guilty in his case, but he did not do so.

The prosecution rested, and Ann Bird, mother of the defendant, was called by the defense. She testified something about trouble with Brown's wife. She said that she had no reason, and at times was in a hating condition. It was a girl eighteen years of age, and was a widow. She said that she had been married to Brown for twenty years and all right. A number of her friends and a cousin were reported to go out of town.

D. C. E. West lived in Salt Lake City

a year, and I know Brown traveled last December for specimens and various business. I presented him with some of the skins which would interest him. At the time of killing his wife I believe he was insane. I saw actions that were crazy. I saw actions that were wild, violent acts. After the homicide he showed the same symptoms. He gazed at the men who had come to see him. I believe he was insane. I had continued to live with him since that time he got settled here.

Mary P. Brown said—The defendant is a man of honor. He lived at Salt Lake City in those days with him. He used to be very absent in his health before his marriage. Should he be tried for this offense? After marriage he became very interested in his dress, and at times became delirious and foolish; talked about strange dreams and visions. He was tried in the criminal court because he was not to live with him, not as a separator but to keep the same room.

Congressman Brown—I think he had melancholia, and I think he had delusions. He was ill for a week before the killing. Did not notice how he was ill at that time. The cause was of the option of the doctor, not of the defendant. I had continued to live with him since that time he got settled here.

Mary P. Brown said—The defendant is a man of honor. He lived at Salt Lake City in those days with him. He used to be very absent in his health before his marriage. Should he be tried for this offense? After marriage he became very interested in his dress, and at times became delirious and foolish; talked about strange dreams and visions. He was tried in the criminal court because he was not to live with him, not as a separator but to keep the same room.

JOSEPH SMITH AS A PURCHASER.

A very interesting and instructive article in the "Utah Journal" in Salt Lake City, just the thing to be shown to friends or for circulation use. Only 3 cents per copy. At Deseret News office.

RAILROADS.		
Bio Grande Western Railway.		
STANDARD GAUGE.		
CURRENT TIME TABLE.		
In Effect Saturday, August 1, 1861.		
CLASSIFICATION TRAINS.		
No. 1. "M. & S." No. 4.		
1. Express	2. Freight	3. Pass.
4. Freight	5. Freight	6. Freight
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