

CASE NO. 1-93-003336

ROWAN COUNTY SHERIFF'S OFFICE

DATE OF OCCURENCE: 12-8-93

TIME OF OCCURENCE: 10:00

DATE OF REPORT: 12-9-93

TIME OF REPORT 10:10

## STATEMENT NARRATIVE

INTERVIEW: TERRY OSBORNE

ON THE DAY CATHERINE MILLER WAS MURDERED AT APPROXIMATELY 3:30 P.M. ON DECEMBER 8, 1993. HE WAS RETURNING FROM SCHOOL AND OBSERVED A DARK COLORED MONTE CARLO PARKED ON THE LEFT SIDE OF ENON CHURCH RD HEADED TOWARDS HWY 70. HE STATED HE HEARD OTHERS SAY THE VEHICLE HAD ITS FLASHERS ON, BUT HE CANNOT SAY ONE WAY OR THE OTHER. HE STATED IT WAS A DREARY DAY, BUT DAYLIGHT. HE FIRST OBSERVED A WHITE MALE SUBJECT WALKING BRISKLY ACROSS A YARD OF A RESIDENCE (LAST HOUSE ON ENON CHURCH ON THE LEFT PRIOR TO THE ENTRANCE TO WESTCLIFF) WALKING TOWARDS WESTCLIFF. HE DESCRIBED THE SUBJECT AS FOLLOWS: WHITE MALE, TALL, 6'6"2, SLENDER BUILD, WITH LONG HAIR, WEARING A TOP COAT WITH THE COLLAR TURNED UP, NO HAT OR CAP. SUBJECT WAS "BABY FACED", AGED LATE TEEN TO EARLY 20'S. HE DOES NOT REMEMBER SEEING ANYTHING IN THE SUBJECTS HANDS. OSBORNE OBSERVED THE SUBJECT FOR THIRTY SECONDS. HE STATED HIS WALK WAS BRISK AND "SPRINGY" LIKE THAT OF A YOUNG PERSON.

OSBORNE STATED THAT HE WAS SHOWN PHOTOS OF A NUMBER OF PEOPLE HE HEARD ON OF THE OFFICERS SAY, HE BELIEVES IT WAS AGENT GALE OF THE S.B.I. SAY THIS "PERSON WAS PROBABLY THE KILLER, AND THE DESCRIPTION DID NOT FIT L.C. UNDERWOOD, BUT IT DIDN'T MATTER BECAUSE HE WAS GOING TO PUT THE MURDER ON HIM. OSBORNE THOUGHT THIS VERY INAPPROPRIATE FOR A POLICE OFFICER THAT, SINCE THIS WAS JUST A DAY AFTER THE MURDER, AND HE KNEW THE POLICE HAD NOT INVESTIGATED THIS MATTER. HE HEARD AGENT GALE SAY THAT SINCE UNDERWOOD HAD A MONTE CARLO IT MUST BE HIM. BUT OSBORNE WAS NEVER SHOWN UNDERWOOD'S VEHICLE, WHICH HE THOUGHT WAS STRANGEE, SINCE HE HAD SEEN A CAR NEAR MILLER'S RESIDENCE.

OSBORNE STATED THAT HE HAS SINCE SEEN PHOTOGRAPHS OF L.C. UNDERWOOD AND THE PERSON AND THE PERSON HE SAW THAT DAY OF THE MURDER. NEAR MILLER'S HOME WAS NOT L.C. UNDERWOOD, AND THAT HE WAS SURE OF. OSBORNE STATED AFTER REPORTING WHAT HE SAW OF THE MAN NEAR MILLER'S RESIDENCE. HE CALLED THE ROWAN COUNTY SHERIFF'S OFFICE AND BASED ON THE INFORMATION HE GAVE AND THE DESCRIPTION OF THE MAN, A COMPOSITE SKETCH WAS PUT TOGETHER, THAT WAS LATER PUBLISHED IN THE SALISURY POST NEWSPAPER. HE STATED THE PERSON HE SAW

RESEMBLED THE CRAZY FOREIGN EXCHANGE STUDENT THAT WAS STAYING WITH KAY WEDEN. OSBORNS STATED THAT THE PERSON HE SAW NEAR MILLER'S HOUSE THE DAY SHE WAS MURDERED WAS NOT L. C. UNDERWOOD, THAT HE WAS SURE OF.

.....END OF STATEMENT.....