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VOL. XI. NO. 306.

ATLANTA, GA., TUESDAY, JULY 29, 1918.

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2 CENTS.

RAY NO  
MORNING

# LEE TELLS HIS STORY ON STAND

## Little Mary Phagan's Mother Weeps Testifying

### RICH GEORGIA GIRL LOST 3 WEEKS

Lynette Awtry, Acworth Heiress,  
Strangely Missing, Wires Plea  
for Help From Utah.

A dramatic story behind the mysterious disappearance of Miss Lynette Awtry, 18-year-old daughter of wealthy Orlando Awtry, one of the leading citizens of Acworth, Ga., and a member of one of Cobb County's most prominent families, who, after a tour of Europe, boarded a train in New York for Atlanta and then vanished as utterly as though she had left the earth, is expected to be heard this week when the girl arrives home from Ogden, Utah, where she has been located.

Miss Awtry has been missing for nearly two weeks. Becoming homesick during her European trip, she returned to New York and wired her father to send her money to come home. Mr. Awtry wired her \$20 and the same day received a telegram asking him to meet her in Atlanta. Miss Awtry came on the train on which she was supposed to come, but there was no trace of the girl.

Since then her family has exhausted every means to locate the missing girl. The aid of the William J. Burns Detective Agency was enlisted and the operatives of the famous sleuth scoured the cities of the United States; the aid of police departments all over the country was invoked—but with no result. For all the detectives were able to ascertain to the contrary the girl had dissolved into thin air. After she boarded the train in New York absolutely no trace could be found of her.

**Bonds Mysterious Telegram.**  
With constant reports of failure being filed by America's most noted sleuths, Mr. Awtry redoubled his efforts to find his missing daughter. Here appeals were made to police departments, private detective agencies were enlisted in the search, and photographs of the young girl were sent out secretly by the Burns men in the hope that someone could find who had seen her.

Sunday morning Miss Awtry broke her silence of two weeks with a telegram from Ogden that internated the mystery. It contained no explanation of her disappearance. The telegram was a piteous appeal for aid—a cry that she was alone and penniless in a strange land.

"Please help me," the telegram said. "I have no money. I am sorry I left home, but can not explain how. I will tell you about it when I get home."

The message was signed "Lynette," with no address in Ogden save the Western Union. Mr. Awtry immediately wired his daughter money and a ticket to Acworth by way of the Union Pacific. It is probable that either he or one of the girl's brothers will meet her at Nashville or Chattanooga.

The disappearance of Miss Awtry is almost identical with the case of Dorothy Arnold, the missing New York heiress, who still is being sought by detectives after a disappearance of more than a year, and had strayed and perplexed Cobb County more than any mystery of recent years.

**Comes From Leading Family.**  
The fact that the girl comes from one of the leading families of North Georgia makes the interest in the mystery all the greater. Her father is president of the Acworth Cotton Mills Manufacturing Company of Acworth, and is interested largely in the commercial life of the town. She is the niece of Mrs. D. P. McClellan, wife of the reading clerk of the Georgia House of Representatives, and a niece of John Awtry, a prominent attorney of Marietta, and of Bernard Awtry, editor of The Marietta News. She is also related to Mrs. R. M. Moon and a number of other prominent Marietta and Cobb County people.

Miss Awtry is prominent in Acworth, and is expected to be met by Sam Jackson, a freight engineer on the Georgia Railroad, was shot and fatally wounded by Grover Cleveland Partee, also an engineer, at the roundhouse in Inman Park about 2 o'clock Monday afternoon.

### ENGINEERS QUARREL; KILLED

Sam Jackson Is Fatally Shot by  
Grover Cleveland  
Partee.

Sam Jackson, a freight engineer on the Georgia Railroad, was shot and fatally wounded by Grover Cleveland Partee, also an engineer, at the roundhouse in Inman Park about 2 o'clock Monday afternoon.

According to witnesses of the shooting, Jackson had just come in from a run, and on leaving his engine met Partee. It is said that there had been bad feeling between the two men for some time, and after a few words, Partee drew a revolver and fired one time, the bullet striking Jackson in the neck. The Grady ambulance was at once called, and the wounded man rushed to the hospital, but he died on the operating table without ever regaining consciousness.

### Conduct of Chipley Marshal Questioned

CHIPLEY, Fla., July 28.—City Council to-day appointed a committee of three to ascertain whether charges should be preferred against the town Marshal, with instructions to institute impeachment proceedings if deemed necessary.

It is alleged that on Saturday the Marshal arrested a negro woman dressed in men's clothing, but failed to arrest a white man who furnished her with the clothes and was following her to Council Saturday night, demanding the Marshal's resignation, but, acting on advice of his attorney, he refused to resign.

### Two Men Drowned in Jacksonville Region

JACKSONVILLE, July 28.—Jesse Kramer, a newcomer to this city, was drowned at Pablo Beach to-day. His cries for help were not heard and his body floated ashore shortly afterward. The life savers and physicians who were summoned were unable to restore respiration, although they worked over him for two hours.

### Speeding Auto Turns Turtle; Four Injured

JACKSONVILLE, July 28.—While speeding on Atlantic Boulevard Sunday afternoon Conrad and John Mann, 12, H. Giesel and William Hicks, a negro chauffeur, were injured when the car left the highway and turned turtle.

### Miss Painter Sues Insurance Company

JACKSONVILLE, July 28.—Miss Orel Painter, daughter of the late E. G. Painter, filed suit this morning against the United States Fidelity and Guaranty Company, of Baltimore, for \$50,000.

### FRANK SKETCHED IN COURT



The prisoner is apparently the calmest and most collected person in the crowded courtroom. He is in the best of health and is keenly alive to every proceeding in the trial.

The accused appeared to agree largely in the defense's rejection of jurors.

### NEGRO WATCHMAN SWEARS FRANK ACTED ODDLY DAY OF CRIME

Here are the important developments in the trial of Leo M. Coleman, mother of murdered Mary Phagan. Jury chosen at 1:30 p. m.

Mrs. Coleman, girl's mother, takes stand after recess, at 3:10, and tells of Mary leaving for the factory 11:45 a. m. on April 26.

George W. Epps, boy companion of Mary Phagan, repeats his story that he had an engagement to meet her on the afternoon of the fatal day.

New Lee, night watchman at the factory, tells his story of the finding of the body and subsequent developments. He says Frank acted queerly the day of the crime, and is cross-examined by Luther Rosser.

Court adjourned at 6:15 after an interesting session.

Mrs. J. W. Coleman, mother of murdered Mary Phagan, was the first witness for the prosecution at the trial of Leo Frank Monday afternoon. After answering several questions she broke down completely when the solicitor exhibited the little lavender shirt worn by her daughter when she last saw her alive. She covered her face with a fan and for several minutes could not answer a question.

The first question asked her was: "What is your name?" "Mrs. J. W. Coleman."

"When did you last see Mary Phagan alive?" "April 26 at 11:45."

"What was she going to do when she left home?" "She was going to the pencil factory to draw her pay."

Not Yet 14 Years Old.  
Q. What did she eat before leaving?—A. Cabbage and bread.  
Q. What was the age?—A. Nearly 14 years.

Q. Was she pretty or an ugly girl?—A. She was very pretty.  
At this point Mrs. Coleman's voice began faltering.

Q. Did she have dimples in her cheeks?—A. Two pretty ones.  
Q. What did she wear when you saw her the last time?—A. Lavender dress trimmed in lace.  
Shows Victim's Dress.

Here Solicitor Dorsey took a large suitcase from the floor and opened it and laid before the witness the clothes taken from Mary Phagan's body. It was then that Mrs. Coleman broke down and no more questions were asked for several minutes.

Between sobs Mrs. Coleman identified the clothes of Mary Phagan, which were laid at her feet. Deputy Miles gave her a glass of water. Solicitor Dorsey closed his questioning and Mr. Rosser took up the cross-examination.

Q. What trimming was on Mary's hat?—A. Pale blue ribbon and some small pink flowers.  
Q. How far do you live from the car line?—A. Two blocks.  
Boy Accompanied Her.  
Q. Is there a store there?—A. Yes.  
Q. Who kept the store?—A. Mrs. Smith.

Q. Do you know that Mary caught a car immediately leaving home at 11:45 o'clock?—A. Yes, she caught a car in five or seven minutes.  
Q. Do you know the boy who was with her?—A. Yes, Epps.  
Solicitor Dorsey objected, desiring to know who the boy was and what about him.

"It is necessary for me to know the relation between Little Mary Phagan and the boy," answered Mr. Rosser.  
"I don't know what's on his mind," declared Dorsey. "I've ought to know if he intends to cross-examine or impeach this witness."

"We are simply trying to find how Mary Coleman regarded this boy," declared Rosser. "The cross-examination was resumed."  
State Objects Again.  
Q. Isn't it true that Mary told you she was fasted?—Epps—that she didn't like him?  
Dorsey objected again and Attorney Rosser withdrew his question.

Q. Didn't you tell L. P. Whitfield

### FRANK JURY.

Here is the Frank jury complete:  
A. H. Henstee, 74 Oak street, salesman.  
F. V. L. Smith, 481 Cherokee avenue, manufacturers' agent.  
J. P. Higdon, 108 Ormeewood avenue.

F. E. Winburn, 213 Lucile avenue, claim agent.  
A. L. Winbooy, 31 Hood street, cashier of the Dickses Oil Company.

W. M. Jeffries, a real estate man, with offices at 318 Empire building.  
Marcellus Jochanning, 161 James street, a machine shop foreman with offices at 281 Marietta street.

M. L. Woodward, cashier King Hardware Company, 182 Park avenue.  
J. T. Oshurn, an optician for A. K. Hawkes, was chosen from the fifth panel to be the ninth juror.

D. Townsend, 84 Whitehall Terrace, cashier Central Bank and Trust Corporation, tenth juror.

W. S. Medcalf, 136 Kirkwood avenue, circulation man. C. J. Bosshardt, pressman, employed by Foote & Davies, 216 Bryan street.

that Mary told you she detected Epps?  
Objection again by the State, claiming that the question was immaterial and was more hearsay.

Rosser said: "I am going to show the improbability of Mary Phagan making an engagement to meet this boy Epps."

Objection was overruled.  
Says Girl Made Remark.  
Mrs. Coleman finally replied that she thought Mary had made that remark.

Mrs. Coleman was excused with the intimation that she might again be called to testify.

Following Mrs. Coleman, George Epps was called to the witness stand. Solicitor Dorsey opened the questioning.

Q. Where do you live?—A. No. 314 Rosa street.  
Q. How old are you?—A. Fourteen.  
Q. How long have you known Mary Phagan?—One year.

Q. When did you see her last alive?—A. Saturday morning, April 21.  
Q. Where were you?—A. I came to town with her.  
Q. Where did you catch the car?—A. At Lindsey street.

Q. What time was the car stopped by the detectives (including Mary Phagan's

FRANK ASSISTS HIS ATTORNEYS IN ELIMINATING VENIREMEI Wife Sits With Dagger-Like Gaze on the Prosecutor of Her Husband

ACCUSED CLOSE WATCHER AS THE MEN WHO ARE TO DECIDE FATE ARE PICKED

Continued From Page 1.

Q. What time did you leave her?—A. Seven minutes past twelve.

Q. Did you ever see these clothes?—A. She had them on when I left her.

Q. Where did she say she was going?—A. Right to the factory to draw her pay.

Q. Did you expect to meet her again?—A. She said she would meet me at 2 o'clock to see the parol.

Q. What did she say about Frank?—A. She said she was going to the factory.

Q. How do you know the time?—A. I saw a clock at Oliver street.

Q. Where did your mind first get on the clock?—A. They were talking me about it.

Q. Where were you at 12 o'clock?—A. I don't know exactly where the car was.

Q. How do you tell the time when you can't see a clock?—A. I'll try by the sun.

Q. Can you come pretty close?—A. Yes.

Q. Are you sure Mary Phagan got out of the car with you?—A. I am certain before 10 o'clock.

Q. What were you doing between 2 and 3 o'clock?—A. I was waiting for Mary Phagan to meet me at the Dillingham drug company.

Q. What time did you get to the car?—A. I got to the car at 3 o'clock.

Q. Did you see Mary Phagan again?—A. I never left there until 4 o'clock.

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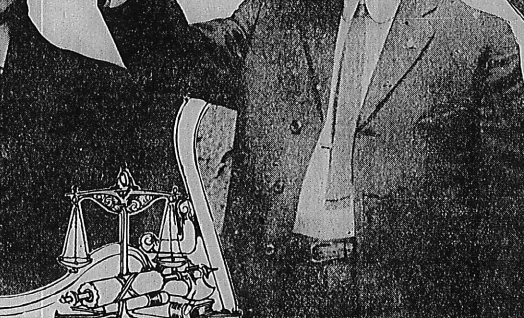
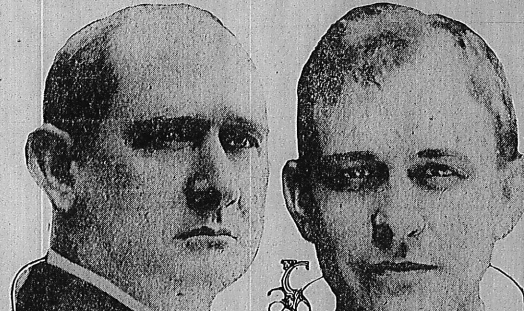
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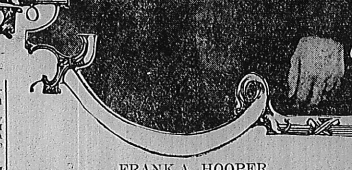
Q. Did you see Mary Phagan again?—A. I never left there until 4 o'clock.

OPPOSING LAWYERS IN FRANK CASE

LUTHER Z. ROSSER, SOLICITOR HUGH DORSLEY.



REUBEN R. ARNOLD.



FRANK A. HOOPER.

day was my shortest day, but I agreed to come back early.

Q. How many times did Mr. Black go over this statement with you?—A. I don't know.

Q. How many Saturdays were there on the pencil factory?—A. Four.

Q. How many times did you usually get there on Saturdays?—A. At 11 o'clock.

Q. Did you stay there after that?—A. No.

Q. How far away?—A. About fifteen or sixteen feet.

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DANGEROUS CALOMEL GOING OUT OF USE

A Safer, More Reliable Remedy Has Taken Its Place in the Drug Store in the Home.

A few years ago men, women and children took calomel for a cough, for a cold, for a fever.

But the drug trade has found a safer, more pleasant remedy than calomel in Dodson's Liver Tonic.

SEASHORE EXCURSION AUGUST 7.

Jacksonville, Brunswick, St. Simon, Cumberland, Atlantic Beach, \$6.00—Limited 6 days.

TWO SPECIAL TRAINS, 10 p. m. solid Pullman train.

10:15 p. m. Coach train. Make Reservations Now. SOUTHERN RAILWAY.

PAY ME FOR CURES ONLY

DR. J. D. HUGHES, 36 So. Third National Bank Bldg., Atlanta, Ga.

KIDNEY, BLADDER AND URINARY TROUBLE STRICTLY CONFIDENTIAL. HYDROGEN NERVOUS DEBILITY.

DR. J. D. HUGHES, 36 So. Third National Bank Bldg., Atlanta, Ga.

Cash Grocery Co. 118 Whitehall. 17-1-2 Armour's. 6 Grape Juice, 10 Pinks, 140 Q Quarts, 275-60, 2 Gallon, 45c, 25lbs Granulated Sugar \$1.25, 10lbs Granulated Sugar 50c, 5lbs Granulated Sugar 25c.

National Life Insurance Company of the U. S. of A. OF CHICAGO, ILL. Organized under the laws of the State of Illinois, made its home office in the City of Chicago, Ill. Amount of capital stock \$100,000,000. Total Assets \$114,468,432.25. Total Liabilities \$11,824,813.63.

# THROUGH AT THE COURTHOUSE DOORS AS THE TRIAL OPENED



## FRANK, FEELING TIPTOP, SMILING AND CONFIDENT, IS UP LONG BEFORE TRIAL

Frank was escorted from the Tower to the courthouse shortly after 6 o'clock in the morning, nearly three hours before the trial was scheduled to begin. This was done to avoid the curious crowd which it was expected would be about the courthouse and thronging the corridors at 9 o'clock.

Frank was up and dressed and freshly shaved when Deputy Sheriff Piemie Minor appeared before his cell at the early hour.

"How are you feeling this morning, Mr. Frank?" the deputy inquired.

"Tip top, only I'm mighty hungry," replied Frank.

Exhibiting the same poised confidence that has characterized him through three months since he was locked in a cell in the county jail, the young factory superintendent chatted freely with Minor on the way to the courthouse.

Sure He Will Be Freed.

He was attired in a light gray mohair suit and wore a fancy gray tie. His face was fuller and he appeared slightly heavier than when he was arrested shortly after the murder of the Pragan girl. He seemed cheerful and in the best of health.

"I am very sure of acquittal," he said as he arrived at the courthouse.

"I am glad that the trial is about to begin after this long wait. I have no fear of the outcome. I am not only innocent of the terrible crime but I am innocent of any knowledge of it. As far as the information has come to me since the officers came to my house that morning three months ago."

His mother, P. C. Eisenbach, a relative of Frank, appeared with

## Venire Whipped Into Shape Rapidly; Negro Is Eligible

Within a minute or two after Deputy Sheriff Piemie Minor had called the court to order the examination process was applied to the venire panel of 144 men. From each panel of twelve or more men were excused after being asked the formal questions and furnished a sufficient reason for their absence.

J. H. Jones, Deputy Clerk, called the names. F. W. Stone, No. 82 East Linden street, was excused on account of illness. R. F. Sheddren was refused on an excuse of military exigency. Only one man was excused from the first twelve men.

Frank greeted his relative cheerfully and conversed with him for more than an hour. The topic seldom was on the crime of the trial which was about to begin. Long before the time set for the judge to take the bench other friends and relatives of the prisoner had appeared and some of them were permitted to talk to him.

Conley Ready For the Stand.

Jim Conley, Frank's accuser, was made ready for the trial early in the morning, although it was not probable that he would be called during the day.

He was given a shave and a new suit of clothes, as he had worn for the last three months the same shabby garments that he had on at the time he was arrested while washing a shirt at the National Pencil Factory.

Conley said that he was ready to go on the witness stand at an instant's notice. He declared that he would stick to the same story that he told in his last affidavit and which he has since repeated many times for the benefit of Holter Dorsey.

"If they had just let me face Mr. Frank, I could have made him tell the truth long before this," he asserted.

Less than half a hundred persons were waiting about the courthouse at 9 o'clock, an hour before the time set for the beginning of the trial. It was thought that not a large crowd would be clamoring for admission to the courtroom as it had become quite generally known that the small room would accommodate hardly more than the witnesses and the veniremen and that it would be necessary to exclude practically all spectators.

Much Preparation Made.

For no trial in the history of Georgia have such elaborate arrangements been made for the comfort of the comparatively small number of spectators who will gain admission, the attorneys who will handle the case, the jury and the newspaper men.

Deputy Sheriff Piemie Minor has received much praise for the splendid preparations made.

Electric fans have been installed at every window and on the railing separating the spectators' seats from the bar. The roomers have been placed to keep the air purified. It probably will be the most comfortable courtroom place in Atlanta.

Not more than 250 spectators will be admitted. Approximately that number of chairs have been placed outside the inclosure. When they are full and the doors will be closed and no one will be permitted to occupy standing room.

The usual custom of permitting

## GEORGIA HEIRESS LOST 3 WEEKS IS LOCATED

Lynette Awtry Wires Piteous Plea From Utah to Father in Acworth, Ga.

Continued From Page 1.

... and Martetta and she considered one of the most beautiful girls in the former town. The circumstances surrounding the disappearance of the young girl are shrouded in mystery, owing to the unwillingness of her relatives to discuss the matter. According to her friends, however, this is all that is known of the case.

Early in June Miss Awtry left New York to tour Europe under the care of Miss Olive Paw, of Martetta, who takes parties of Cobb County girls across the Atlantic each year. There were a number of Miss Awtry's friends in the party, and she had been viewing the trip with pleasure. Her first letters from abroad were optimistic in tone. She declared she was having a glorious time. Suddenly there was a change. In her letters the girl reflected the homesickness that she declared, was making Purose distasteful to her. She said she wanted to return home and see her friends.

Miss Paw conducts two tours during the summer, and Miss Awtry had arranged to take both of them. When she reached London, on the second tour, however, she wrote to her parents that she was coming home. She was next heard of in New York about two weeks ago. She wired her father that she was homesick and wanted to come home, and asked him to send her some money and a letter. He wired her the \$25.

That same evening Mr. Awtry received a telegram asking him to meet her in Atlanta a few days later.

Found Terms-Not Daughter.

On the day mentioned Mr. Awtry was in Atlanta, and he was met by his daughter. The train pulled in, and she was being escorted out by her father. Thinking perhaps the girl was a stranger, he asked her name. A later one, he stayed in Atlanta all day and met every train from New York. Miss Awtry still did not come. Her father then came to Atlanta and had arrived on the trial trial day had met her.

Mr. Awtry then returned to his

## Giant Negro Hunted For White Slavery

WINCHESTER, Va., July 18.—Despite the fact that several hundred regulars of the various cavalry regiments camped near town at the manly grounds have searched for him, the giant negro Franklin, who it is alleged, was engaged in a white slave traffic and whose place near the hamlet was raided on Thursday night by the Sheriff, so far has eluded capture.

The white women who were found in the company of a number of negro cooper of the Third Cavalry at 3 o'clock in the morning, when Franklin's tent was surrounded, are still in jail.

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## Princeton Seniors Rivals for Hand of Esther Cleveland

BALTIMORE, July 18.—Filed with a youthful ardor to win the hand of Miss Esther Cleveland, second daughter of Mrs. Thomas J. Preston, Jr., and the late President Grover Cleveland, Herman Stump and H. Gordon Ewing, both of Baltimore, are rivals in a "race for love" which is interesting not only the friends of the girl but a considerable portion of Baltimore society.

Both youths are about 21 years old and both are members of the senior class at Princeton University, which is in the town where Miss Cleveland has spent most of her life. The classmates have been friends for years.

TOWN TO SEE COUNTY.

COLUMBUS—The town of Harborside, Russell County, Ala., Edward Meyer Williams, will bring suit against the State for libel, which the State Attorney has refused to drop.

## Fasting and Feast Cause Man's Death

ANNISTON, July 18.—After fasting twelve days to reduce his weight and then eating with intemperance, J. M. Mills, manager of the Postal Telegraph Company's Anniston office, died to-day of typhoid fever.

Business men are making an effort to have Mrs. Mills, his widow, appointed manager to succeed him.

BALTIMORE, MD. \$20.85 Round Trip \$20.85 Tickets on sale August 1, 2 and 3. Return limit August 15. Through electric lighted steel sleeping cars on most convenient schedules. SOUTHERN RAILWAY.

## Climate Failed; Medicine Effective

Frank, fresh and well-rested, meeting the jury and the spectators with a smile. This was done to avoid the curious crowd which it was expected would be about the courthouse and thronging the corridors at 9 o'clock.

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## disinterested attorneys to occupy seats inside the bar will not be followed, and the particular part of the courtroom will be less crowded than during the average criminal trial.

How They Will Line Up.

Prosecuting Attorney Dorsey and at least five assistants will occupy a table directly in front of the bench and witness stand with the jury box close on the right-hand side. Attorney Bosser with his assistants and the accused will be seated at a table to the left of the State's table and facing the jury. The table for newspaper men is back of the State's table. The arrangements were agreed upon by the attorneys and the judge.

The table for the defense was selected by Attorney Bosser with a view to the number of persons who will be in admission to the court. With anyone except a fellow juror.

Attorney Bosser's table will not be in handling the crowd that will daily throng the courtroom. He will bring the day for news of the proceedings in the trial to the streets around the building.

## U. S. Health Chief Gives New List of 'Dog Days' Don'ts

WASHINGTON, July 28.—Surgeon General Hiss, of the public health service, today gave "couch hot" weather advice, as follows:

1. Eat plenty of fruits, all the fresh vegetables that agree with you, a little meat as possible, and starched foods, like potatoes, in moderate quantities.

2. Drink beverages of the soft, non-alcoholic variety; plenty of buttermilk and pure sweet milk, strained milk preferred; alcoholic drinks in great moderation; avoid coffee and carbonated or oxygenated drinks.

3. Avoid all stimulants, such as beer, whiskey, soft collars, straw hats and

## SEMI-ANNUAL STATEMENT For the six months ending June 30, 1918, in accordance with the condition of the Pan-American Life Insurance Company

OF NEW ORLEANS.

Organized under the laws of the State of Louisiana, made to the Governor of the State of Georgia in pursuance to the laws of said State.

Principal office, 1101-1111 Bayou Building, New Orleans, La.

17 Amount of capital stock and surplus . . . \$1,780,000.00

2 Amount of capital stock paid up in cash . . . 1,600,000.00

3 Amount in notes of the stockholders . . . 180,000.00

4 Market value of real estate owned by the company . . . 45,000.00

5 Loans on bonds and mortgages (less liens) on real estate . . . 75,153.60

6 Loans on bonds and mortgages of other parties on real estate . . . 74,380.00

7 Cash in company's office . . . 1,000.00

8 Cash deposited in bank (less of company's deposits) . . . 2,815.18

9 Interest due or accrued and unpaid . . . 23,851.28

10 Accrued balance . . . 11,778.28

11 Return due or accrued and unpaid . . . 216.88

12 Net amount of uncollected and deferred premiums (less deduction 30 percent for average loss from gross amount) . . . 34,832.80

13 All other assets, both real and personal, not included hereinafore . . . 67,000.00

Total assets . . . \$3,953,144.18

III. LIABILITIES.

1 Net premium reserve . . . \$ 870,112.38

2 Death losses and matured endowments in process of payment . . . 11,000.00

Total policy claims . . . 1,000.00

10 Amount of all other claims against the company . . . 45,847.80

11 Amount of cash premiums received by the company . . . 1,179,891.28

12 Interest received . . . 1,181.28

13 Amount of notes received for premiums . . . 61,785.40

14 Dividend salaries . . . 31,781.27

Total liabilities . . . \$3,953,144.18

V. DISBURSEMENTS DURING THE FIRST SIX MONTHS OF THE YEAR 1918.

1 Losses paid . . . \$5,000.00

Total amount actually paid for losses and matured endowments . . . \$ 5,000.00

2 Surrender policy . . . 1,181.28

3 Interest paid on policy loans or other . . . 1,181.28

4 Expenses paid, including commissions to agents, and office expenses . . . 1,181.28

5 Taxes paid . . . 1,181.28

6 Dividend salaries and expenditures . . . 1,181.28

Total disbursements . . . \$14,722.80

Gross amount insured in any one risk . . . \$500,000.00

Total amount of insurance outstanding . . . \$4,875,000.00

OF WHICH \$10,000 IS RESERVED. Largest net amount carried is \$30,000.

A copy of the act of incorporation, duly certified, is on file in the office of the Insurance Commissioner.

STATE OF LOUISIANA—Parish of Orleans.

I, JAMES L. WRIGHT, Notary Public, do hereby certify that the foregoing statement is a true and correct statement of the condition of the Pan-American Life Insurance Company, and that the same was prepared and sworn to by the Board of Directors of said company, on the 28th day of July, 1918.

JAMES L. WRIGHT, Notary Public.

P-R-I-N-T-O-R-I-A-L-S No. 194

Plan Your Printing for Fall Business NOW!

Don't wait until the "eleventh hour," but get in ahead of the rush and have your printing done by the Byrd Printing Co. before the end of the season. Use their plan. You will find it the most profitable and the most economical. You will find it the most profitable and the most economical.

ADVERTISING BY THE BYRD PRINTING CO. is the best plan for your business. It is the best plan for your business. It is the best plan for your business.

Byrd Printing Co. 46-48-50 W. Alabama, Atlanta, Ga.

Phone M. 1560-2608-2614.

OPENING CLASHES LOST BY DEFENSE; FROG AT START TO TAKE TIME WITNESSES

At 9:55 o'clock Solicitor Dorsey announced that he was ready to open the case of the State against Leo M. Frank, charged with having killed Mary Phagan by strangulation. This was followed by the request of the defense that the State's witnesses be called, sworn and put under the rule. The prosecution opened by announcing its readiness to go on with the trial and called the list of witnesses. It called the first witness, Mrs. J. W. Coleman, mother of Mary Phagan's body...

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JUDGE PRESIDING IN TRIAL OF LEO FRANK



Judge L. S. Roan, of Stone Mountain Circuit.

Judge Roan has presided in nearly all of Atlanta's celebrated murder trials in the past ten years. He is distinguished for his knowledge of criminal law and procedure.

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WHOLE OF EVIDENCE TRIAL INTEREST ENTERTAINED BY PHAGAN CASE FOR COURT

Story of Pretty Little Girl's Death Gripped Her, Eager to Discover Her Slayer.

As Leo Frank faces today the ordeal decreed by law that for many a life, man's life shall pass, interest in his case that has held Atlanta, Georgia and the South enthralled for three months has diminished not a whit since the Sunday morning when the girl's body was found. Wise judges of new men who are paid thousands of dollars to give their knowledge of the sciences of the law to the public are of the opinion that the trial would be of the ordinary. Neither has the reputation of making a half-hearted case of it when there is anything at stake. This time it is a trial that is being held upon their legal ability, their brains and their courage.

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STREET CAR HITS WAGON KILLING DAIRYMAN

R. R. Gresham, Father of Ten, Dies Three Hours After Crash, Through Forty Feet.

R. R. Gresham, a dairyman residing in Wynona street, Kirkwood, was struck by an outboard Kirkwood car at Whiteford square early Monday morning and received injuries from which he died three hours later with out regaining consciousness. Gresham's wagon was fractured, his throat gashed and his ankle broken. The accident occurred at the intersection of Wynona street and Whiteford square. Gresham was driving his wagon into a street car track in front of an approaching car. The wagon was smashed into splinters by the speeding car and the driver was thrown 40 feet into a ditch. The horse was killed and the driver was killed.

Strike Situation in Transvaal Ominous

Special Cable To The Atlanta Georgian. JOHANNESBURG, July 28.—The situation in South Africa, where the white men and miners threaten to strike, is becoming more and more ominous. The situation is becoming more and more ominous. The situation is becoming more and more ominous.

HEAT FATAL IN EAST PHILADELPHIA

PHILADELPHIA, July 28.—A Philadelphia man is experiencing one of the hottest days of his life. He is experiencing one of the hottest days of his life. He is experiencing one of the hottest days of his life.

BALTIMORE, MD. \$20.85 Round Trip \$20.25

Tickets on sale August 1, 2 and 3. Return limit August 15. Through electric lighted steel sleeping cars. Dining cars on most convenient schedules. SOUTHERN RAILWAY.

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TRIAL OF FRANK MORNING WITH A WITNESS

Negro Lee on Stand as First Day's Sessions End—His Testimony Hits Prisoner.

Continued From Page Two. D. Townsend, No. 4 Whitehall terrace, cashier Central Bank and Trust Corporation...

SIDELIGHTS on GEORGIA POLITICS

There seems to be little, if any, doubt that the Legislature is to hurry along the general tax act, just as has hurried along the general appropriation bill.

It is, therefore, more than probable that the appropriations bill and the tax act—the general tax act, at least—will be passed by the Legislature before adjournment, as has been the case in the past.

SEARCY'S LIQUOR BILL REPEALED IN SENATE

Resolution Providing for Its Reconsideration Adopted—White-washing of Soule Opposed.

The adoption of a resolution calling for the reconsideration of the Searcy prohibition bill, making the selling of liquor purchased from a "blind license" a misdemeanor, which was defeated in the Georgia Senate Friday, featured the adoption of a resolution...

Clarence H. Mackay Sued for \$2,000,000

NEW YORK, July 28.—That Clarence H. Mackay, who has been a millionaire's man, borrowed heavily in Wall Street and failed to pay after he had inherited \$40,000,000 from the estate of his father, is charged in a suit brought by W. L. Shaw a broker, for failing to meet obligations contracted in a pool organized to buy and control stocks and bonds of the Mexican Central Railway.

REMOVAL OF U. S. BOOZUL ASKED BY TEXANS

American Envoy at Juarez Charged With Neglecting to Protect His Countrymen.

WASHINGTON, July 28.—The removal from office of Thomas Ed. Edwards, American Consul at Juarez, Mex., was requested of the State Department today by Representative Smith of Texas, who charges that Edwards has been negligent in protecting American refugees at Madera, Tex., from American refugees at Madera, Tex., from American refugees at Madera, Tex.

Marriage Ties Odd Relationship Knot

FRANKLIN, Pa., July 28.—A relationship mix-up occurred in Venetia County when Elizabeth Gertrude Jones, whose father married a second time, wedded Lee McClimlin, a brother of the girl's stepmother. This made the bride's father, who was McClimlin's brother-in-law, also his father-in-law.

PHENIX CITY GETS POSTAL BANK... COLLABORERS... IS EPILEPSY CONQUERED? New York Physicians Have Many Cures to Their Credit.

Mr. Shuppine, of Chatham, is very much interested in the measure permitting the addition of a kindergarten system to the public schools of the county.

Mr. Shuppine does not believe that the Constitution of the State contains anything of the kind, and, moreover, he thinks it would be the first step in the direction of "grafting" the school fund, already smaller than the necessities of the State.

Mr. Shuppine is proposed to add this feature to the school system of the county, but that it merely a step toward the larger measure, we shall see in the future.

Mr. Searcy's bill to make the buyer and the seller equally guilty in the "blind license" case, was killed in the Senate, upon the theory that it is a "white-washing" of Soule, and that it is a "complete" white-washing without any sort of investigation.

The most important new bill introduced in the Senate Monday was the Searcy bill, limiting the power of the Governor in calling out troops in case of disaster. It is believed that the bill will pass.

Senator Taylor's bill providing for the appointment of a State commission to investigate conditions as regards the sale of animals of all species found in the region.

Senator Bush's bill making the State superintendent of education an ex-officio member of the eleven agricultural schools of the State was lost after President Randolph Anderson made a motion to table it.

Senator McNair's bill providing for the celebration of the centennial of the Declaration of Independence, was sent back to the committee.

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PHENIX CITY GETS POSTAL BANK... COLLABORERS... IS EPILEPSY CONQUERED? New York Physicians Have Many Cures to Their Credit.

SEASHORE EXCURSION AUGUST 7. Jacksonville, Brunswick, Atlantic Beach, Panama City, Limited 6 days. \$6.00. Two SPECIAL TRAINS. 10 p. m. solid Pullman train. 10:15 p. m. Coach train. Make Reservations Now. SOUTHERN RAILWAY.

Are You Looking for a Boarder? There are no empty chairs at the table where the lady is wise and uses Georgian "Wash" A. S. just the people you are looking for.

DR. STARNES BIDS ADIEU TO GOODBYE. One-third of the seats in the Auditorium were filled Sunday afternoon for the farewell concert given by Dr. Percy Starnes and Mrs. Starnes.

The Hills Are Always Healthy. The mountain people are proverbially strong and healthy. The dry, high altitudes are a string with vital forces.

Rock Island Lines through sleeping car to Colorado. offers the best service to the Rockies. Electric lighted, fan cooled sleeper through to Colorado Springs, Denver and Pueblo.

A Vastly Different Kind of Furniture Sale. Stores that hold Furniture Sales every thirty or sixty days must do one of two things: 1st—Stock inferior furniture for sale purposes.

\$1.00 Waists at 59c. A grouping of broken lines, including:—\$1.75 linen skirts, detachable soft collars; soft or stiff bosoms.

# CARRANZA TRIES TO INVOLVE LEE

## JURY IS EXCLUDED AS LAWYERS CLASH

### PRESIDENT IS SET AGAINST MEDIATION

Carranza, Therefore, Looks Up as the Hope for Peace in Mexico.

By JOHN TEMPLE GRAVER.  
WASHINGTON, July 29.—From information which seems to me in the last degree reliable, I have it that the Administration-White House and President are highly set against intervention in Mexico.

All forms of diplomacy they are willing to apply and exhaust. All efforts of mediation they are willing to try. Perhaps in co-operation with other nations they might be willing to intervene, but as an abstract American proposition, neither the President nor Mr. Bryan will ever consent to intervention by the United States in Mexico unless the conditions should be such as to be clearly and forced by evident unavoidable necessity.

So, Carranza looms up on the Mexican horizon as the man of the future, the next revolutionary dictator or President of the so-called Mexican republic.

At the present attitude of neutrality regarding the advance of Carranza, the experts of our own arm corps particularly with the opinion of the constitutionalists and revolutionists that within sixty days Huerta will be obliged to resign the office of President and Huerta and Carranza, for a time at least, will be the dictator. This makes Carranza a man of great importance, romance and revolution in Mexico.

Carranza's Spokesman.  
There speaks for Carranza in Washington, Escudero, his Minister of Finance, his expert in political economy, soldier, economist, statesman and dreamer—was a career as romantic and a temper as flaming as Madero, who he loved and served. He was Madero's bosom friend and followed the monarchical fortunes of the late President with courage and devotion. He was a member of the Mexican Congress and was Madero's ally. He was Mexico's spokesman and leader upon the floor of the United States Congress and the vital role of Mexico on that midnight, Huerta lavished all his blandishments and promises upon Escudero to attach him to himself. He offered him office and power. Escudero refused. Huerta threatened, but Escudero refused. Huerta set out on Escudero's acceptance or his banishment.

Finally one day in the Mexican Congress with Huerta's soldiers still in the galleries and Huerta's soldiers full armed in the basement of the Capitol, Escudero mounted the rostrum and in a speech ringing with fire and the fervor of the Armas denounced the usurpation of Huerta, his tyranny and his part in Madero's death. In the storm that followed he walked through a window of the Congressional chamber, fumed on a dispute and escaped by a waiting train to Vera Cruz.

### Ex-Georgian, Held As Kidnaped, Wins First Tilt for Child

LOS ANGELES, July 29.—A. T. Martin, a real estate dealer, formerly of Fulton County, Georgia, won the first round in his fight against his divorced wife, Lillie, for the custody of their child Sarah, who Mrs. Wilbur allowed him to retain the custody of the child pending the hearing of the writ of habeas corpus.

### Crazed at Sight of Ex-Wife, Man Kills Her; Wounds Self

BIRMINGHAM, July 29.—Frenzied at sight of his former wife, Henry W. Naff, son of one of the oldest families in Birmingham, today walked next door to his home, where Mrs. M. Naff, from whom he was divorced six months ago was sitting on the porch, pulled out a pistol and shot her, and then put a bullet into his own head.

### Moore's Aide Heads U. S. Weather Bureau

WASHINGTON, July 29.—Professor Charles F. Marvin, chief of the instrument division of the Weather Bureau, was today named by President Wilson to be chief of the Weather Bureau.

### Wins Pie-Eating, but Dies Within an Hour

WADSWORTH, COLO., July 29.—Caleb Evans, 23 years old, consumed eleven pies in ten minutes during a pie-eating contest here. He died an hour later.

### Court Too Small; Trial Held Outdoors

BARNWELL, KY., July 29.—The preliminary hearing of May Copeland, charged slayer of her brother-in-law, Hugh A. Johnson, and Luten Turk, her fiancé, held as an accomplice, was held in the courthouse yard today.

### Sylvia Pankhurst's Arrest Causes Riots

SPECIAL CABLE TO THE GEORGIAN.  
LONDON, July 29.—Charged with making a demonstration in front of Holywell jail, where Sylvia Pankhurst, daughter of the militant leader, was taken yesterday, two women suffragettes were today sentenced to two months imprisonment and a man sympathizer to four months in jail.

### Bitter Fight Certain Over Currency Bill

WASHINGTON, July 29.—A bitter fight on the question of prohibiting interfering directors in all banks in the proposed Federal reserve system, provided for by the new currency bill, is anticipated in the House Banking and Currency Committee which has passed a proposal by a vote of 8 to 5.

### Slays Husband Who Didn't Support Her

BIRMINGHAM, Ala., July 29.—Mrs. B. Leopold today declared she killed her husband because he would not support her.

### Underwood Denounces Mulhall

House Leader Calls Lobbyist Blackmailer to His Face Before Inquiry Committee.

WASHINGTON, July 29.—Representative Underwood, Democratic leader of the House, appeared before the House Lobby Investigation Committee today and charged that Colonel M. Mulhall, the lobbyist, was a blackmailer.

The appearance of Underwood was an event not on the program. He came unexpectedly, and his usual bland smile was not on his face. Instead his eyes flashed fire and he was clearly angry through and through.

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### PRISONER FRANK AND SHERIFF ON WAY FROM JAIL TO COURT



Leo M. Frank, on left, and Sheriff C. W. Mangum

### Army Paymaster Liable for \$86,510

WASHINGTON, July 29.—Captain R. C. Williams, U. S. Army paymaster at Chicago, P. I., personally is liable to the Government for \$86,510 until he presents receipts and evidence that he paid out this amount.

### Highwaymen Slug Guest at Waldorf

NEW YORK, July 29.—Evidently the victim of a highwayman's assault, Frederick B. Wells, millionaire merchant of Minneapolis, was found today lying on the sidewalk at a corner of the lower West side. He was killed and carried to a hospital.

### The Weather Forecast for Atlanta and Georgia—Local thunderstorms are Tuesday and Wednesday.

### 65 Sing Sing Rioters Transferred in Irons

SINGING, N. Y., July 29.—Sixty-five of the most fierce prison "toughs" who have been holding the prison in a state of terror, were taken, heavily shackled, to Auburn prison today.

### Eugenic Bride of a Month Deserts

BOSTON, July 29.—Eugenic marriage may be all right as a health proposition, but it isn't a guarantee of future happiness, declared Edwin Barton of Lynn, the first eugenic husband in Massachusetts.

### Town of 200 To Be Sold Under Hammer

SUNBURY, PA., July 29.—Pristina, a town of 200 population, owned by Warner Mifflin, a brick manufacturer, is to be sold at auction.

### 25 Young Men Held For Death of Typist

DALLAS, TEXAS, July 29.—Twenty-five young men rounded up by the police after the murder of Miss Florence Brown, were being held today on a suspect.

### FRANK ATTEMPTING TO GRILL ABOUT NOTES FOUND BESIDE BODY

A startling turn to the trial of Leo M. Frank was given Tuesday by the determined efforts of Frank's attorneys to connect New Lee, nightwatchman at the National Penitentiary, with the murder of little Mary Phagan.

Luther Z. Rosser, chief of counsel for Frank, revealed the hand of the defense for the first time when he began a merciless cross-examination of the negro which was intended utterly to discredit Lee's testimony and show that he knew much more about the crime than he ever had told in his two appearances before the Coroner's Jury and in his sweating at the police station.

Rosser's inquisitorial tactics brought remonstrance after remonstrance from Solicitor Dorsey, but was allowed to continue on a ruling from Judge Ross.

After a short battle of words between Rosser and Solicitor Dorsey, Rosser asked for the first time during the day to be heard, and plainly indicated that it was his intention to prove that New Lee was concerned in the writing of the two mysterious notes found by the mutilated body of Mary Phagan.

Lee denied when questioned that he had said, "That's me, Boss; that means night watchman." He testified that he sold the officers the notes, was trying to put the crime on him.

Rosser supplemented Arnold's argument by remarking that he regarded Lee's alleged remarks as highly suspicious, and that he considered he had the right to question a witness with a view of showing that a person or persons other than the defendant had a part in the crime.

FLASHLIGHT PHOTOGRAPH OF COURTROOM OF FRANK TRIAL



KEY: 1—Solicitor Hugh M. Dorsey; 2—Chief of Detectives Newport Lanford; 3—Reuben R. Arnold, attorney for defense; 4—Luther Z. Rosser, attorney for defense; 5—Mrs. Leo M. Frank, wife of accused; 6—Leo M. Frank, on trial for murder; 7—Mrs. Frank, mother of accused; 8—Judge L. S. Roan, presiding.

FRANK LISTENS TENTATIVELY TO GRILLING OF NEWPT LEE

think I told them it was a white woman... A. No. I stood up, picked up lantern and went toward the dust pan... Q. How far were you from the body when you first saw it?—A. About ten feet... Q. How far did you walk?—A. A little piece below the light... Q. How far did you walk?—A. A little piece below the light... Q. How far did you walk?—A. A little piece below the light... Q. How far did you walk?—A. A little piece below the light...

born whom I have got to accommodate... Judge Roan ruled that Mr. Rosser must state what Coroner's jury he was referring to... Rosser resumed his questioning... Q. I asked you if you were before the Coroner's jury at the police station?—A. Yes... Q. How about the first one?—A. I just paid board... Q. Were you down in the basement when the police found some notes?—A. Yes... Q. They read you something about the night walk doing it?... Q. Is that all you said?—A. No, sir... Q. Did you say anything else?—A. Yes... Q. How far did you walk?—A. A little piece below the light... Q. How far did you walk?—A. A little piece below the light... Q. How far did you walk?—A. A little piece below the light...

look under a minute or over a minute... Q. Who did you live with?—A. No one... Q. Who lived with you?—A. A woman... Q. Did you and her live together?—A. No... Q. Did you pay the rent for the first one?—A. Yes... Q. How about the first one?—A. I just paid board... Q. Were you down in the basement when the police found some notes?—A. Yes... Q. They read you something about the night walk doing it?... Q. Is that all you said?—A. No, sir... Q. Did you say anything else?—A. Yes... Q. How far did you walk?—A. A little piece below the light... Q. How far did you walk?—A. A little piece below the light... Q. How far did you walk?—A. A little piece below the light...

PEACE HOPE RESTS WITH CARRANZA

Two negro burglars made two attempts Monday night to enter the home of F. V. L. Smith... The burglars were seen to enter the house... The burglars were seen to enter the house... The burglars were seen to enter the house...

Burglars Make Two Attempts to Break Into Home of Juror

Two negro burglars made two attempts Monday night to enter the home of F. V. L. Smith... The burglars were seen to enter the house... The burglars were seen to enter the house... The burglars were seen to enter the house...

Old Marshal to Give Successor Pointers

Howard Thompson is expected to arrive in Atlanta from Gainesville today to confer with Walter Johnson regarding the transfer of the office of United States marshal... The transfer of the office of United States marshal... The transfer of the office of United States marshal...

Space in Demand at Local Goods Exhibit

Space for the manufacturers' exhibit in the Chamber of Commerce building is being rapidly taken up... The exhibit is being rapidly taken up... The exhibit is being rapidly taken up...

NUXCARA FOR THE STOMACH

Nuxcara is a pure vegetable preparation which acts directly on the stomach and bowels... Nuxcara is a pure vegetable preparation which acts directly on the stomach and bowels... Nuxcara is a pure vegetable preparation which acts directly on the stomach and bowels...

DINING CARS WITH ATA CARTE SERVICE TO CINCINNATI & LOUISVILLE

Reservations for dining cars... Dining cars for Cincinnati and Louisville... Dining cars for Cincinnati and Louisville...

LEE'S QUIANT ANSWERS  
ROB LEO FRANK'S TRIAL  
OF ALL SIGNS OF RANCOR

By L. F. WOODRUFF

A page was ripped from a story of Harris Dickson. "Old Reliable" was handed in the life in a bomb as a letter as he was ever conceived, and the temper of the audience that is following the fortunes of Leo Frank through his struggle for life and liberty was revealed.

"Some minister there has been said of the spirit of Atlanta in reference to the trial of the pencil factory superintendent as the slayer of Mary Phagan. It was whispered once that the law would not be allowed to take its course, but that those who believe Frank guilty would take vengeance as their own. Another hand, it has been said, in solid voice took the course of Frank's friends who opened to the people the way to take the verdict of acquittal.

"Laugh O'live's life to Rancor. But right at the start the whisperings were given the lie, just as when the people were made aware of the law and the story of a people torn by national feeling by the case was crushed. The first important witness looked and spoke like "Old Reliable."

"People who are willing to spend tens of dollars to see a man tried on a single page in a witness relation of circumstances, which, the opposition would say, was a straw to the corral, are not likely to be interested in a trial that is to be held in a public room.

"Fortune favored both sides when the prosecution decided to call upon the stand against the man. When the story-making began, it was Frank or the cross-examination of the man. The reception of the testimony by the public thought and enabled them to know that the case will be tried in a public room which is open to all.

"Nave Enjoy His Fame. A look at Leo Frank's life is not learned from the history books. He has a joyous realization of his own importance. He has known how to enjoy the thrilling pleasure of the public and how to win the respect of the public. He is typical of the type that Judge Dickson so vividly depicts. His head is that of a falcon, but his heart is that of a man who is not content with the natural largeness of sympathy that has been open to him for his months in jail. He is admittedly innocent of any crime, has been respected in jail. He has been having the time of his life. He looks and puts in the white folks' papers. Don't dem his lawyers' pay."

PRISONER AND WIFE  
SNAPPED IN COURT  
FOR THE GEORGIAN

Leo M. Frank and Mrs. Frank, who appeared in the courtroom Monday, were Frank's wife and her husband as the defense's jury, and assisted in the selection of a jury. They were seen to appear solemnly at her husband's prosecutors.

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Lee's Testimony Feature  
of First Day of Trial

Alroy Roeser began cross-examination of Leo Lee at the point he had reached when Judge Hooper asked the "advertising man" to tell what he knew of the night. Frank's leading counsel did not succeed in his early questioning to make the negro's reply relevant.

Lee, in fact, stuck with his smiling indifference to every statement he had made previously and was inclined to believe that the steps were at the court's hands. He was successful in getting all of his testimony. That he had been quoted as saying that Frank of the afternoon of April 28 had told him to go away and have "some fun" instead of "a good time" and to return and meet him at the court. He said he had no objection to this testimony.

Mincey Adheres to  
Published Statement

W. H. Mincey, the school teacher, who says that Jim Conley, the negro, was at the National Penicillin Company, confessed to him that he had killed a girl, declared Tuesday that he had conferred with attorneys for Leo Frank, and that he was ready to make the statement from the witness stand.

Mincey said his statement would be identical with the one already published in The Georgian. He claimed to have met Conley on the Saturday afternoon of the same week that Conley killed a girl that afternoon.

Husband and wife note  
move in the trial

Mrs. Frank and her husband as the defense's jury, and assisted in the selection of a jury. They were seen to appear solemnly at her husband's prosecutors.

Tragedy, Ages Old, Lurks in  
Commonplace Court Setting

Outwardly Quiet and Singularly Lacking in Excitement, Frank Trial Is Emactment  
of Grim Drama

By JAMES B. NEVIN

One of the most commonplace things in the world—crime—is riveting the attention of Atlanta and Georgia today. It is almost as commonplace as death and yet death in a thousand ways, never in commonplace at all. It is an strange to Atlanta and Georgia that a man who is a murderer should walk into the courthouse where Leo Frank is being tried for the murder of Mary Phagan, should be seen by the jury, and should be seen by the public. It should be utterly astounding to discover what I had walked into.

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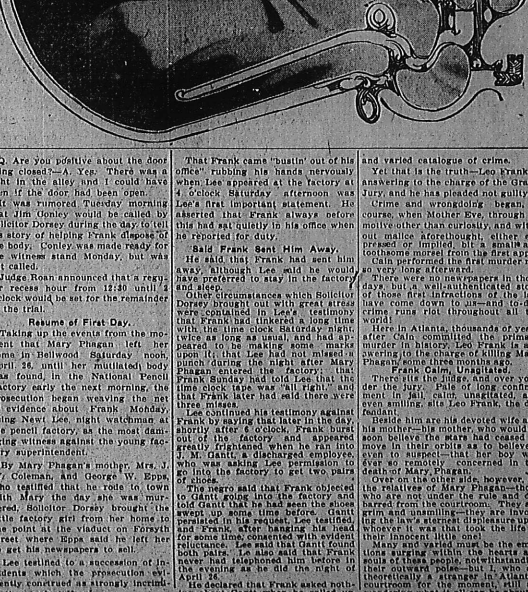
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RESINOL STOPS BABY'S ECZEMA

Relieves itching instantly and keeps skin clean and soft.

Paternal Designs and Flowers

PORCELAIN—NO GOLD CROWN AND BRIDGE WORK



Kills His Sister by  
Mistake for Burglar

ELBERTON, July 28.—Jack Oweit, 48, was indicted yesterday for the murder of his sister, 20-year-old Mabel Oweit, mistaking her for a burglar. She was visiting from Atlanta.

Bees Usurp Bed and  
Couple Can't Sleep

BURTON, IOWA, July 28.—A swarm of bees does not sleep as easily as a nesting pair on a Peachtree, as Mr. and Mrs. W. H. Wray discovered. Getting to bed at 11 o'clock on a Saturday night, the bees invaded their room. They heard the noise of the bees and awoke. It was discovered that a swarm of bees had settled in their bed.





# DIAGRAM USED BY DORSEY TO ILLUSTRATE STATE'S THEORY

## DIAGRAM OF PHAGAN MURDER - VENABLE BUILDING

### KEY TO DIAGRAM -

- (BLACK DOTTED LINE) Indicates Course Taken by the Accused (RED DOTTED LINE) Indicates Course Taken by Accused (GREEN DOTTED LINE) Indicates path of movement (CROSSES) Indicate where witness found in Court Room and where found in Diagram
- (1) FRANK'S DESK (2) SHELVES where NOTES WERE FOUND (3) BOX WHICH CONTAINED ELEVATOR SWITCH (4) LAVATORY (5) FINISHING ROOM (6) POST where CORDS WERE HUNG (7) WHERE MARY PHAGAN LEFT HER WORKING CLOTHES (8) CHEMICAL ROOM (9) GUNN'S ROOM (10) M.I.N. and WOMEN'S TOILET (11) COY. or MAKEUP D.D. (12) TOILET, where NEW HAT discovered (13) GIRL'S HAT and SLIPPERS (14) PENCIL FILING DUST BIN (15) PARASOL and BAGGAGE

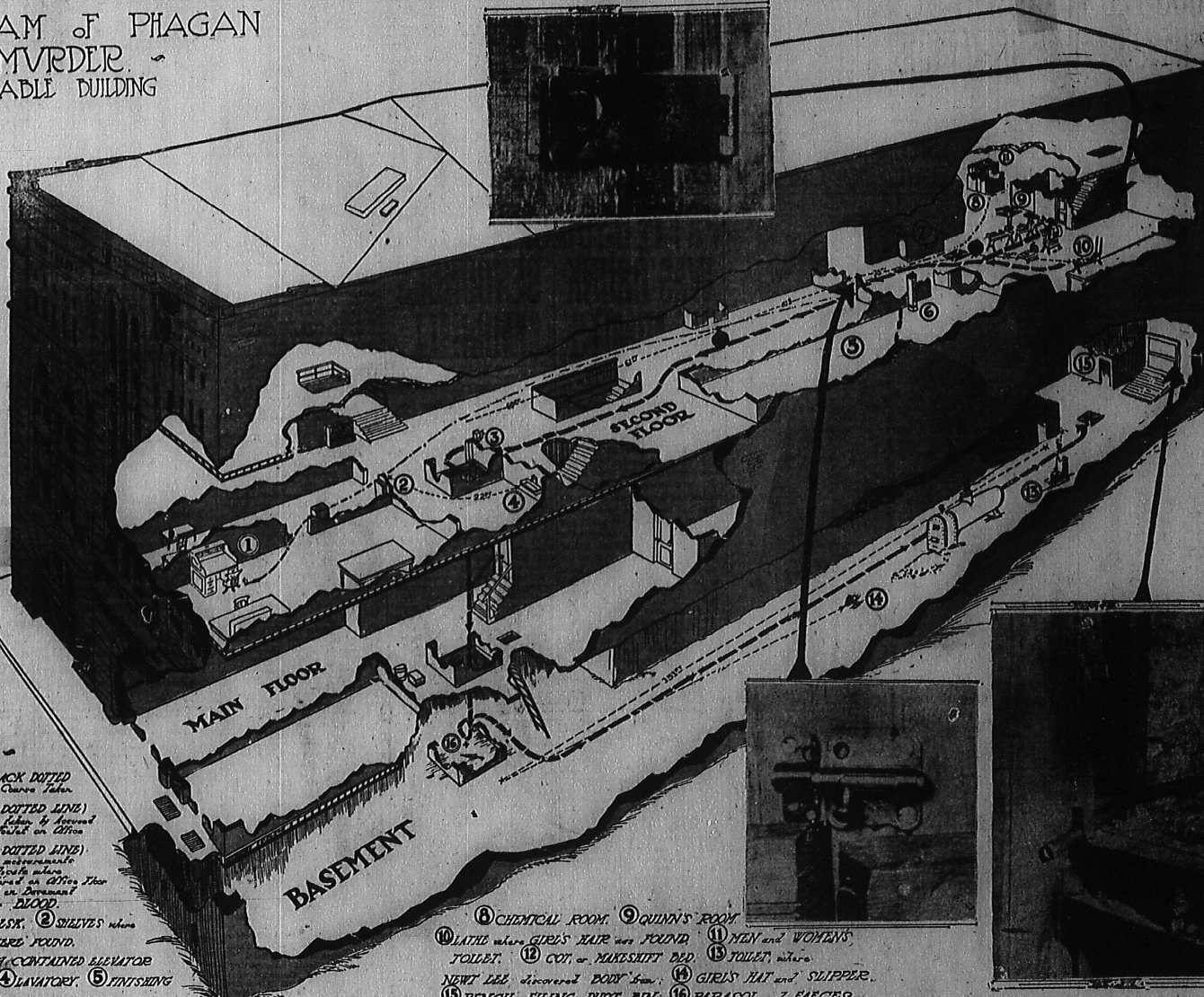


Diagram for State's Theory of Phagan Murder, Venable Building, Atlanta, Georgia.

## DEFENSE FAILS TO OBTAIN CRIMINATIONS FROM LEE

Continued From Page 1.

Arnold outlined the purpose of the defense.

"We expect to show that two notes were found by the body of Mary Phagan," said Arnold.

Solicitor Dorsey had just given Mr. Arnold the two notes found in the basement, and Judge Roan ordered the jury to retire. Mr. Arnold said:

"The defense expects to show that the two notes found in the basement of the National Pencil Factory were very obscure notes, and the police were trying to read them in the presence of Lee.

"They read this one: 'He said he would love me, laid down, played the night which did it, but that long tall black negro did it, by his self.'

"Lee's Explanation.

"An instant, Lee said, 'That high-which means me,' said Arnold. 'It showed familiarity with the notes, this negro who is so dull that Mr. Phagan has to repeat his questions and again interpreted his mysterious notes in a second and a half,' Mr. Dorsey interrupted.

"Solicitor Arnold has the notes here," there is no reason to ask

That's me, boss. That means night watchman."

"It's strange that a negro so ignorant and dull that Mr. Rosser had to ask him a question ten times over could in a flash interpret this illegible scrawl."

Rosser supplemented Arnold's argument by remarking that he regarded Lee's alleged remarks as highly suspicious, and that he considered he had the right to question a witness with a view of showing that a person or persons other than the defendant had a part in the crime.

Judge Roan ruled with the defense, and the jury was returned. The judge declared:

"The attorneys for Frank are privileged to bring out evidence showing anxiety or fear on the part of the negro."

Lee Makes Denial.

Lee denied when questioned that he had said, "That's me, boss," that means night watchman." He testified that he told the officers that someone was trying to put the crime on him.

Sergeant L. S. Dobbs, one of the officers who visited the factory after Lee called the police station, testified before the coroner's jury in regard to Lee's ready explanation of the notes.

Rosser ended his cross-examination of Lee at 10:10 a. m. Tuesday, after the negro had been on the grill two hours Monday afternoon and nearly he long Tuesday.

The effort to discredit Lee's story began the moment Rosser got him on the stand. He sought first to show that it was a very peculiar circumstance that Lee went clear to the rear of the factory basement, where he

found the girl's body, when all through the earlier part of the night he had gone only a short distance from the foot of the ladder in the front of the basement.

Gail's Lee's Excuse Fails.

"Every time you went down into the basement you went only about 45 feet from the ladder to see if there were any signs of a fire," said Rosser, repeating Lee's testimony, "and yet at this time, when you say you found the girl's body, you assert that it was necessary to go clear to the rear to ascertain the same fact."

Lee replied that he had gone to the rear of the basement for another purpose and Rosser attempted to show that this was only a flimsy excuse.

By his line of questioning Rosser endeavored to ridicule the idea that Lee could have identified Mary Phagan as a white girl by the dim light of his dirty lantern when, as he testified, he got no nearer than five or six feet to the body, and when the officers with electric searchlights were not able to determine whether the girl was white or a negro because of the grime and clinders on her body until they had pulled down her stockings.

Session Full of Clashes.

The session was full of spirited clashes between Rosser and Dorsey. It was a favorable forenoon for the defense. Rosser almost invariably being permitted to continue the line of questioning which he was pursuing.

Rosser, while he succeeded in showing up discrepancies in Lee's present story with that before the coroner's jury, was unable to show

once that night—A. Mr. Frank told me not to go near it with the lantern.

Shows How He Held Light.

Q. How close did you go to the body?—A. That wall there.

Q. How far is that?—A. About six feet.

Q. How did you hold the lantern to see it?—A. Like this. (Holding hand over head)

Q. What did you see first?—A. The feet.

Q. How far was the body from the closet?—A. I don't know.

Q. Was it two feet, ten feet or twenty feet?—A. I don't know.

Q. Was it fifty feet, forty feet or thirty feet?—A. Somewhere about thirty feet, maybe not that much.

Q. How long did you look at the body?—A. I looked to see whether it was a natural body.

Q. You didn't linger?

At this question Lee arose and pointed his finger at Rosser. "I am not going to answer that question. I have nothing to conceal and nothing to fear."

Grilling of Lee Resumed.

The cross-examination of Lee was resumed as soon as court opened.

Q. How far were you from the body when you first saw it?—A. About ten feet.

Q. Could you see to either side?—A. No. I stood up, picked up lantern and went toward the dust bin.

Q. Why didn't you go to the pan earlier in night?—A. I just happened to take a notion to go this time.

Q. When you were in closet, which way did you look?—A. Toward the wall.

Q. What do you call the right?—A. This (indicating right hand).

Q. Well, the dust pan was on your right, wasn't it?—A. Not exactly.

Q. Where you were sitting, you had to walk quite a distance to see whether there was any fire in the dust pan, didn't you?—A. Yes, sir.

Q. How far did you walk?—A. A little piece below the light.

Q. How far exactly?—A. About as far as that man there. (About 25 feet).

Q. You only went to the dustpan

### NUXCARA FOR THE STOMACH

Nuxcara is a pure vegetable preparation which acts directly on the stomach and bowels, restoring them to their natural and healthy condition. There is no better remedy for stomach trouble.

Read the testimonial from the Hon. H. M. HARVEY, ex-Governor of Georgia, president of the National Pencil Factory, who has cured by Nuxcara.

TESTIMONIAL.

"I sincerely recommend Nuxcara to be the ideal remedy for depression after eating, nervousness caused by fermentation of food forming gases and preventing the regular action of the stomach and bowels. Nuxcara acts directly upon the membranes of the digestive system and restores them to a healthy condition. I weighed 140 pounds when I began to take Nuxcara. I now weigh 185 pounds."

**\$1 a Bottle**  
EDMONDSON DRUG CO.  
Special Atlanta Agents,  
11 N. Broad St., 106 N. Pryor St.

LEE'S GUANT... FOR LEON FRANK'S TRIAL... OF ALL SIGNS OF RANCOR

By L. F. WOODRUFF.

A page was ripped from a story of Harris Dickson...

Some sinister things have been said of the spirit of Atlanta in reference to the trial of the pencil factory superintendent...

And, on the other hand, it has been said in sotto voce that the purpose of Frank's friends would be opened to the last penny to see that no rancor...

Laugh gives lie to rumor. But right at the start the whippersnags were given the lie...

The first important witness looked and spoke like "Old Reliable."

People inflamed by a passion as deadly as they are willing to defy the law to obtain their vengeance do not laugh when the issue is being fought.

People who are willing to spend their last dollar to see a man freed do not giggle when a witness relates circumstances which, the opposition maintains, add a strain to the cord of hemp which it is striving to weave about his neck.

Frank Getting Fair Trial. New Lee, black, leucora, cornfield pod-licker-red derby...

New Lee, black, leucora, cornfield pod-licker-red derby...

New Lee, black, leucora, cornfield pod-licker-red derby...

New Lee, black, leucora, cornfield pod-licker-red derby...

New Lee, black, leucora, cornfield pod-licker-red derby...

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New Lee, black, leucora, cornfield pod-licker-red derby...

New Lee, black, leucora, cornfield pod-licker-red derby...

PRISONER AND WIFE SNAPPED IN COURT FOR THE GEORGIAN

Leo M. Frank and Mrs. Frank appear in the courtroom. Mrs. Frank aided her husband as he defended his wife...



Husband and wife note keenly every move in the trial.

Mincey Adheres to Published Statement

W. H. Mincey, the school teacher, who says that Jim Conley, the negro sweeper at the National Pencil Company...

Mincey said his statement would be published in the Georgian...

Mincey came to Atlanta from Ringwood Monday afternoon...

One of the most commonplace things in the world—crime—is riveting the attention of Atlanta and Georgia today.

Crime is almost as commonplace as death—and yet death, in a thousand ways, never is commonplace at all.

That pale-faced, slight, boyish-looking party over there in the aisle...

It is much the same way with crime, I think.

It is much the same way with crime, I think.

It is much the same way with crime, I think.

It is much the same way with crime, I think.

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Tragedy, Ages Old, Lurks in Commonplace Court Setting

Outwardly Quiet and Singularly Lacking in Excitement, Frank Trial Is Enactment of Grim Drama.

By JAMES B. NEVIN.

Gradually I realize a senseless in the atmosphere, perhaps—and there may be some who will feel that way...

It is much the same way with crime, I think.

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It is much the same way with crime, I think.

It is much the same way with crime, I think.

heard, and never will or can be heard in the one other extreme of the tragedy...

In the previous exhibition of Mary Phagan's clothing, just as it was removed from her dead body...

It is much the same way with crime, I think.

It is much the same way with crime, I think.

It is much the same way with crime, I think.

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It is much the same way with crime, I think.

Lee's Testimony Feature of First Day of Trial

Attorney New Lee began cross-examination of New Lee at the point where he had reached...

Lee, in fact, stuck with amusing steadfastness to every statement he had made previously...

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Lee, in fact, stuck with amusing steadfastness to every statement he had made previously...

Q. Are you hostile about the door being closed? A. Yes. There was a light in the alley and I could have seen if the door had been open.

Q. Then, your first trial at that time was that Frank was afraid Jim Gaunt at account of the difficulty they had had? A. Yes.

Q. How big a man is Gaunt? A. He is about seven feet tall. I'm five feet.

Q. Attorney Rower brought out the peculiar circumstance that the back door of the factory was closed when Lee found the body of Mary Phagan...

Q. You didn't get any closer to the basement door than the body was? A. No, sir.

Q. Could you have seen out of the back door? A. Yes, if it was open.

That Frank came "bustin' out of his office" rubbing his hands nervously when he appeared at the factory...

Said Frank Bent Him Away. He said that Bent had sent him away, although Bent said he would have preferred to stay in the factory...

That Frank came "bustin' out of his office" rubbing his hands nervously when he appeared at the factory...

That Frank came "bustin' out of his office" rubbing his hands nervously when he appeared at the factory...

That Frank came "bustin' out of his office" rubbing his hands nervously when he appeared at the factory...

That Frank came "bustin' out of his office" rubbing his hands nervously when he appeared at the factory...

And varied catalogue of crime. Yet that is the truth—Leo Frank is answering to the charges of the grand jury...

That Frank came "bustin' out of his office" rubbing his hands nervously when he appeared at the factory...

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That Frank came "bustin' out of his office" rubbing his hands nervously when he appeared at the factory...

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It is much the same way with crime, I think.

It is much the same way with crime, I think.

It is much the same way with crime, I think.

RESNOL STOPS BABY'S ECZEMA

Relieves itching instantly and soon clears away all eruptions.

There would be fewer babies tortured and distressed by eczema, fever mothers worn out by constant worry and loss of sleep...

Simple baby with Resnol Soap and a little Resnol Ointment spread on the tortured skin...

Simple baby with Resnol Soap and a little Resnol Ointment spread on the tortured skin...

Simple baby with Resnol Soap and a little Resnol Ointment spread on the tortured skin...

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Simple baby with Resnol Soap and a little Resnol Ointment spread on the tortured skin...

CORALINE—NO GOLD

Proclaiming the fact that our specialty is a \$3.00.

Gold Crown (\$2.00) to \$3.00. Bridge Work (\$1.00) to \$3.00.

Gold Crown (\$2.00) to \$3.00. Bridge Work (\$1.00) to \$3.00.

Gold Crown (\$2.00) to \$3.00. Bridge Work (\$1.00) to \$3.00.

Gold Crown (\$2.00) to \$3.00. Bridge Work (\$1.00) to \$3.00.

Kills His Sister by Mistake for Burglar

ELIZABETH, July 28.—Mack Guest, 22, of Elizabeth, was today indicted for the murder of his sister...

Guest's sister had been killed in a rooming house...

Guest was indicted for the murder of his sister...

Guest was indicted for the murder of his sister...

Guest was indicted for the murder of his sister...

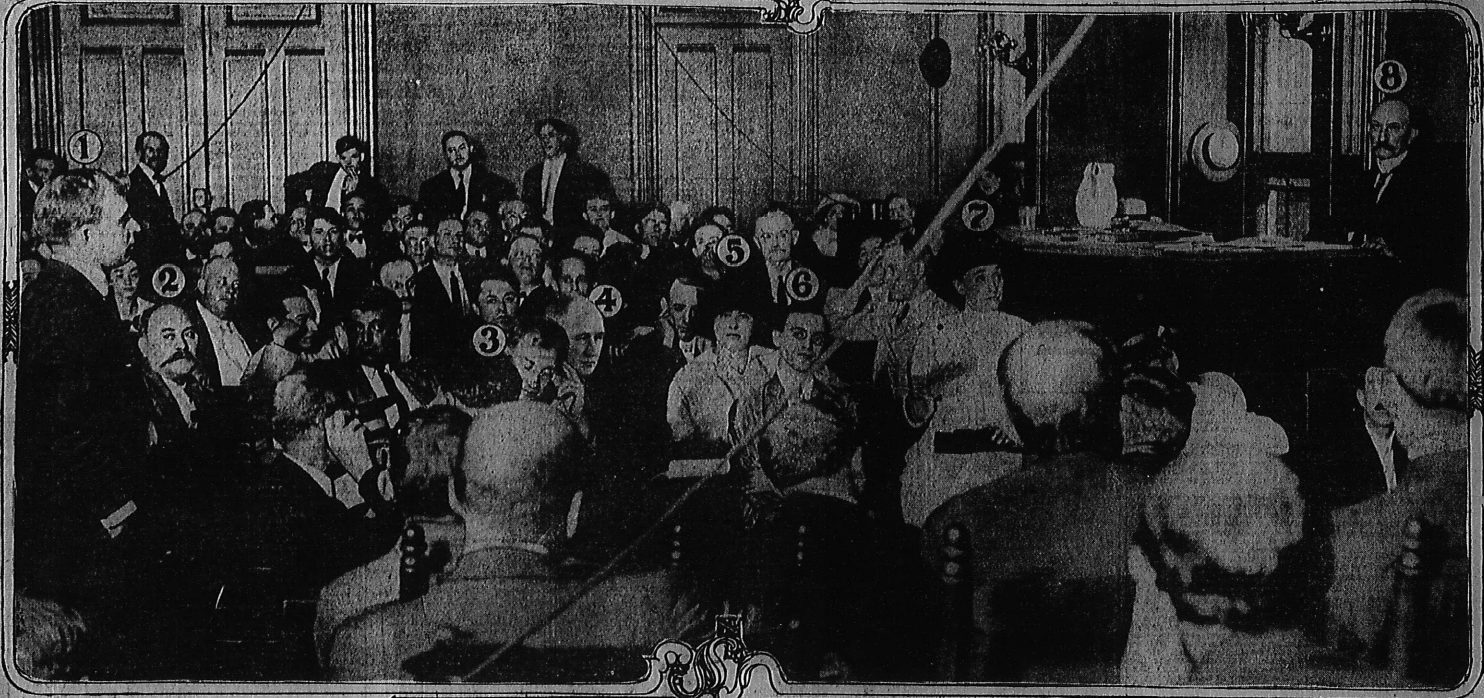
Bees Usurp Bed and Couple Can't Sleep

BUCK OROVER, Iowa, July 28.—A couple of bees from a nearby hive...

The bees were found in the couple's bed...

The bees were found in the couple's bed...

FLASHLIGHT PHOTOGRAPH OF COURTROOM OF FRANK TRIAL



KEY: 1—Solicitor Hugh M. Dorsey; 2—Chief of Detectives Newport Lanford; 3—Reuben R. Arnold, attorney for defense; 4—Luther Z. Rosser, attorney for defense; 5—Mrs. Leo M. Frank, wife of accused; 6—Leo M. Frank, on trial for murder; 7—Mrs. Frank, mother of accused; 8—Judge L. S. Roan, presiding.

WATCHMAN STICKS TO HIS TALE OF FINDING OF BODY

Continued From Page 2. With blood on her head. Q. Which side was the blood on? A. It was on the right side. It was dry. Q. Are you sure it was the right side? A. No, sir, her left side was turned up to me. Q. Gill Grows More Severe. Q. You swear she was on her back? A. Yes, sir, her face was turned up kind of to one side. Q. When you went up to the office the first time, did Mr. Frank close his office door? A. I don't know, I couldn't see his office. Q. I mean the outside door? A. It was open. Mr. Rosser then read Lee's testimony about the time she left before the coroner's jury. Q. You helped him put the page in, didn't you, Mrs. Frank? This is right, isn't it? A. Read that again. Mr. Rosser read it. A. No, sir, you got me wrong. He didn't come out of his office. Q. You said yesterday that Mr. Frank jumped back when he met Mr. Gantt? A. Yes, sir. Dorsey Objects to Methews. Mr. Rosser read Lee's testimony before the coroner's jury, which said nothing about Frank jumping back. Lee—"Well, they got that wrong"

asked that Mr. Rosser's claim that Coroner's inquest he was referring to. Attorney in Chief. "I am always glad to accommodate these men whenever I can," said Rosser. "You have got to accommodate me, too." "No, I haven't. The man never was born 'fore I had you," said Rosser. Judge Roan ruled that Mr. Rosser must state what Coroner's jury he was referring to, as there were two one in April and one in May. Rosser resumed his questioning. Q. I asked you if you were before the coroner's jury at the police station? A. Yes, sir. Q. State's Objection Overruled. Q. Did you the first time say anything about Mr. Frank jumping back when he met Mr. Gantt? Dorsey again objected, and was overruled. A. Yes, sir, I did. Rosser read Lee's testimony before the coroner's first hearing, saying he was going to ask him if that was all he had to say. "This testimony was in the effect that Frank looked as though he was frightened. It did not mention, however, that Frank jumped back when he met Gantt." "Is that all you said?" A. No, sir, that was all I said. Q. Now, I ask you if you didn't see right out of there and run, and call the police when you saw that body? A. Just as soon as I saw what it was. Q. Didn't you say this before the coroner's jury? "I thought some devil boys had put something there to fool me. I got close enough to see it was a body and leaped right away." A. No, sir, I'll tell you what I said. Mr. Rosser interrupted Lee. Mr. Frank told you if anything serious happened, to call the police, and if anything trivial, to call him? A. Yes. Q. When Frank told you to go off and have a good time, you lit right out of there, didn't you? A. No, sir. Q. Didn't you say that after two or three minutes you lit out? A. Not exactly that way. Bayne Doesn't Recall. Q. You said yesterday that when

drawn at our statements," said Mr. Rosser. "I understood Mr. Rosser to say he would not introduce the contents of the notes of one of the notes," asked Dorsey. "No, I didn't say we were not going to present the contents of the notes. I am going to introduce what I please," answered Rosser. Judge Roan again sustained the defense and ordered the jury brought back. Attorney Rosser then resumed his cross-examination. Q. When you were in the basement, didn't one of the policemen read a note which said something about a long, tall, black negro? "I object," said Dorsey. "I understand his honor to rule that the contents of the notes can't go into the case before the jury, after we just had them sent out," asked Rosser. "Let the question be put," said Judge Roan. Lee Danes Saying "That's Me." Q. When he said the right with, didn't you say "Boss, that's me?" A. No, sir, I said, "Boss, it looks like they are trying to lay it on me." Q. No, I want you to say no from this—"That tall, black, long negro?" Here Dorsey interrupted with an objection. "Now where did Lee swear that he asked a section of the Code says that you can't question a man like that unless you first present some certain evidence of the statement having been made or written." A. I think, Attorney Rosser set down and Dorsey began questioning Lee on the indirect examination. Q. You said something about somebody trying to put it off on you? A. Yes, sir. Q. Did you know Jim Conley? A. I never saw him until that time last week. Q. Have you talked to anybody about this? A. Yes. Q. Did you ever talk to this man (indicating Arnold)? A. Yes, he was over to the jail after you were. Lee Quizzed on Diagram. Q. The first time Frank put that tape on the clock, did he say anything? A. No. Q. Did he say anything the second

time? A. He made a remark about his talking longer. Q. What was the reason he charged the tape? A. It had been used. Q. Was it as dark in the basement at night as it was in the daytime? A. It was dark. Q. Now, say whether the body of Andy Phinigan was lying the same way as the diagram? A. It was. Q. Now, say whether the body of Andy Phinigan was lying the same way as the diagram? A. It was. Q. Now, say whether the body of Andy Phinigan was lying the same way as the diagram? A. It was. Continued on Page 5, Column 1.

Federal Designs and Flowers for all occasions. Atlanta Floral Company, 405 EAST FAIR STREET.

THE \$55 SHORTHAND COURSE AND \$55 BOOKKEEPING COURSE, BOTH FOR THE PRICE OF ONE, THIS WEEK ONLY AT THE SOUTHERN BUSINESS COLLEGE

As the Southern's Great Offer. Draws to a Close the Demand for Scholarships Becomes More Lively—Last Week in Which to Obtain Two \$55.00 Courses for the Price of One.



HERMAN STRAUSS, The Former Pupils who wrote 125 words a minute after 30 days' study at the S. B. & B. U. is now a leading reporter in South Georgia.

Saved \$51. Are you one of the fortunate ones? The unusual midsummer offer of the Southern Shorthand and Business University, 19 West Mitchell street, this city, will close on Saturday, August 1. Until then the \$55 Shorthand Course and the \$55 Bookkeeping Course both combined are offered for the price of one course—\$55! While this extraordinary offer is in effect either of the \$55 courses may be obtained at \$10! Since this special offer was announced just two days ago, the demand for scholarships has been unprecedented. And included check for \$55 for which please send me one of the combined scholarships, although I shall not enter school until October," writes a young man at Tallahassee, Fla.

Others are securing scholarships which please send me one of the combined scholarships, although I shall not enter school until October," writes a young man at Tallahassee, Fla. "This is the first time in three years that we have put on sale our scholarships at a reduced rate," said the managers, "and we are doing this merely as a midsummer advertising proposition to invade new territory, the plan being to secure a large list of names of prospective pupils from those who obtain this low-priced scholarship. From this list we hope to secure many more pupils at the regular rates, which will be in effect by August 1, and thus be reimbursed for the loss we are now sustaining by this advertising offer." Call, phone or write A. C. H. Rice, President, or E. W. Arnold, Vice President, Atlanta, Ga. Professor Thomas G. Bryan, Lecturer and Representative.

"Law Bros. for Quality" To-morrow morning we will place on sale our entire stock of Straw Hats at Half Price. All \$5 Straws at \$2.50. All \$4 Straws at \$2.00. All \$3 and \$3.50 Straws at \$1.50. All \$2 and \$2.50 Straws at \$1.00. All \$6 Bangkoks at \$3.50. All \$6 Panamas at \$3.50.

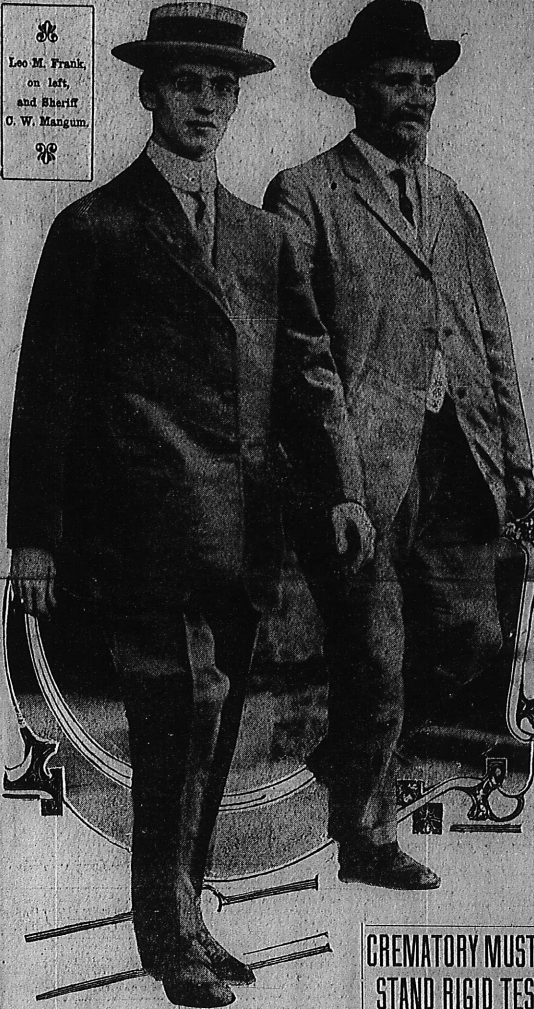
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# POLICE ATTACK FRANK'S DEFENSE

### PRISONER FRANK AND SHERIFF ON WAY FROM JAIL TO COURT



### Bitter Fight Certain Over Currency Bill

WASHINGTON, July 28.—A bitter fight on the question of prohibiting interstate directorates in all banks under the proposed Federal reserve system, provided for by the Glass currency bill, is anticipated in the Democratic caucus of the House to be called August 11.

### Do You Know?

The largest and smallest books in the world. See Page 14.

### Sylvia Pankhurst's Arrest Causes Riots

LONDON, July 28.—Charged with making a demonstration in front of Holloway jail, where Sylvia Pankhurst, daughter of the militant leader, was taken yesterday, two women suffragettes were today sentenced to two months' imprisonment and a man, sympathizer to four months in jail.

### Powers Threaten To Drive Out Turks

VIENNA, July 28.—It was officially confirmed today that if Turkey fails to evacuate Adrianople the powers will land troops and drive the Turks from the city.

### CREMATORY MUST STAND RIGID TEST

Penalty Clause To Be Enforced If Plant Is Not in Operation by August 15.

"If the crematory is not completed and in operation by August 15, as called for in the contract, the penalty of \$12 per day will be paid by the contractor," said Councilman Claude Ashley, chairman of the committee on sanitation.

### 25 Young Men Held For Death of Typist

DALLAS, TEXAS, July 28.—Twenty-five young men rounded up by the police after the murder of Miss Florence Brown, were being held today as suspects.

# BITTER FIGHT OVER DEATH NOTES

## UNDERWOOD DENIGES MULLALL

House Leader Calls Lobbyist Blackmailer to His Face Before Inquiry Committee.

WASHINGTON, July 28.—Representative Underwood, Democratic leader of the House, appeared before the House Lobby Investigation Committee today and charged that Colonel M. M. Mullall, the lobbyist, was a blackmailer.

"The appearance of Underwood was an event not on the program. His claims unexpectedly, and his usual bland smile was not on his face. Instead his eyes flashed fire and he was clearly angry through and through."

Underwood was not sworn, having been involved in an argument with Senator Reed before Chairman Overman of the committee had an opportunity to place the House leader under oath.

"Is this Mullall?" inquired Underwood, pointing his finger at the lobbyist, who was sitting in the witness chair in an apparently distracted attitude.

"In the public interest," declared Underwood, "I think men who take bribes and engage in such practices should be confined and made to prove their charges."

Underwood declared that Mullall was giving false information to his employers. The testimony which Underwood objected to was developed at the session of the committee yesterday.

Mullall said in this letter that he had learned from Underwood that Wilson first was considered for chairman of the Census Committee.

## PATTERSON WAS DRUNK HE ADMITS

Former Tennessee Governor Assumes Blame for Arrest in Raid—Wife is Loyal.

NASHVILLE, July 28.—Ex-Governor M. R. Patterson, who was caught in a raid on a household in the restricted district last Thursday night, crushed and deeply mortified over the affair, has been joined by a faithful wife in a statement to the public and in breaking the silence which he has steadfastly maintained admits that he was in a stupor from drink at the time of the arrest.

"I am leaving for home to-night with Mrs. Patterson, who has been with me for two days, and before going I wish to express the deepest appreciation of us both to the friends and those who were not my friends in the past for their kind and generous sympathy."

"For my own part in this unfortunate affair, I have no excuse to offer and have borne the condemnation of my own senses. My mission in Nashville was not political, as has been erroneously assumed, but purely legal, and while waiting the return of Mr. Nail, of Nashville, from Red Bull Springs, who had in his possession certain papers which I was to examine, I began to drink, and continued until all sense of responsibility was gone."

However gross my delinquency, I want the world to know that it is my last offense, and the weakness will never be repeated which brought upon me and mine this deep humiliation and gave to my enemies an opportunity for revenge."

Mrs. M. R. Patterson, who has been with me for two days, and before going I wish to express the deepest appreciation of us both to the friends and those who were not my friends in the past for their kind and generous sympathy."

MASSACHUSETTS, July 28.—Hillsborough County, which tramps in the county seats, voted today on an issue of \$1,000,000 of bonds to be devoted to building brick roads. There was a general sentiment for the bond issue, especially in the city, where 80 per cent of the voting strength is located and more than 40 per cent of the tax is paid.

It is planned to build about 60 miles of brick roads.

## Asks Congressional Inquiry in Mexico

WASHINGTON, July 28.—A resolution proposing that Senate and House committees investigate conditions in Mexico and recommend a solution of the present difficulties there was introduced today in the House by Representative Stephens, of Texas.

## Triples 'Alibi' Fails To Save Dr. E. Bird, Autoist, From Fine

Dr. Frank Bird, whose automobile ran down C. H. Phillips Monday afternoon in Lee street near Murphy avenue, was arraigned before Recorder Nash Broyles Tuesday morning charged with reckless driving. He pleaded guilty and was fined \$15.75.

## Mayor Swearingen Starts Warfare On Auto Speed Demons

JACKSONVILLE, July 28.—Mayor Van O. Swearingen's suit against the Board of Bond Trustees to decide who has the right to control the police department has not as yet been filed. Inquiry to-day at the Mayor's office elicited the fact that a rough draft of the bill had been prepared, but that the paper had not been filed and might not be until Wednesday afternoon.

## Thief Gets \$75,000 in Gems From Former Miss Mary Harriman

NARRAGANSETT, R. I., July 28.—The entire collection of jewels of Mrs. Mary Harriman, former Miss Mary Harriman, daughter of the late E. H. Harriman, has been stolen. It was announced today that the gems are worth \$75,000, one "piccolo" string of pearls—being valued at \$25,000.

## Says He Married While On a Spree; Seeks Annulment

PENSACOLA, July 28.—Nathaniel Allen, Jr., has filed suit in Circuit Court to annul his marriage to Katie Drew Waters, which occurred in Pensacola, Fla., in March, 1910.

## Buffalo Organizer Located in Chicago

MACON, July 28.—S. S. Bak and W. E. Stumpson today returned to the city of the Benevolent Order of Builders, who have come to Macon to conduct the annual convention of the order, which were put in such tangled shape that they were unable to obtain cash payments from scores of members. A letter from Mr. Goldberg, of Atlanta, an organizer, advised that the members were given a warrant now outstanding against Dr. W. W. Allen, who has apprehended Dr. Goldberg in Chicago, and had taken him back to Macon for prosecution.

# STATE TRIES TO SHOW GIRL WAS STRANGLER ON THE SECOND FLOOR

Here are Tuesday's important developments in the trial of Leo M. Frank on the charge of murdering Mary Phagan in the National Pencil Factory, Saturday, April 26.

Next Lee, negro night watchman at the pencil factory, leaves the stand after four hours and forty minutes of examination and cross-examination with the essential points of his story unshaken.

Effort to discredit the negro's story result only in showing several discrepancies in the story he told before the coroner's jury and his testimony on the stand at the trial.

All attempts to confuse Lee by telling him that the stenographer's report of the inquest has him making slightly different statements met invariably with his declaration that "they didn't get it right down there."

L. S. Dobbs, police sergeant, testifies to the finding of the body of the Phagan girl and says that Lee had a ready interpretation of the two notes when they were found by the dead body.

City Detective Starnes testifies to finding bloodstains on second floor and says Frank was nervous the day after the crime. He says he found what he took to be fingerprints of blood on a door in the basement.

Starnes is closely cross-questioned by the defense in an effort to show the spots he thought blood might have been aniline dye. In a lawyer's clash over certain questions Solitor Dorsey is told to "sit down" by the judge.

Court adjourned until 9 a. m., Wednesday.

City Detective J. M. Starnes told Tuesday afternoon at the trial of Leo Frank of the finding of a number of red spots resembling blood in the northeast corner of the woman's dressing room in the National Pencil Factory, testimony on which the prosecution relies to support its theory that Mary Phagan was murdered on the second floor of the building.

Starnes said that the principal part of the largest sploit was about as big as the palm of his hand.

He also testified that he found blood about 40 or 60 feet from the dressing room toward the front of the building, and that he discovered what he took to be fingerprints of blood on the floor of the basement. The fingerprints, he said, he clipped off and now has the chips of wood in his pocket.

Starnes asserted that there were indications that a white substance had been used with the evident purpose of eradicating what appeared to be bloodstains. The detective described Frank as nervous when he was brought down to the factory the morning after the crime.

Tells of Clock Tests. He said in reply to Solitor Dorsey's new questions that he had witnessed the night watchman make a complete series of punches in the time clock for an entire twelve hours within a space of five minutes. In an effort to support the theory the State is expected to advance that Frank detected the time taps submitted to the police department, which seemed to show that the night watchman, Lee, had made three punches.

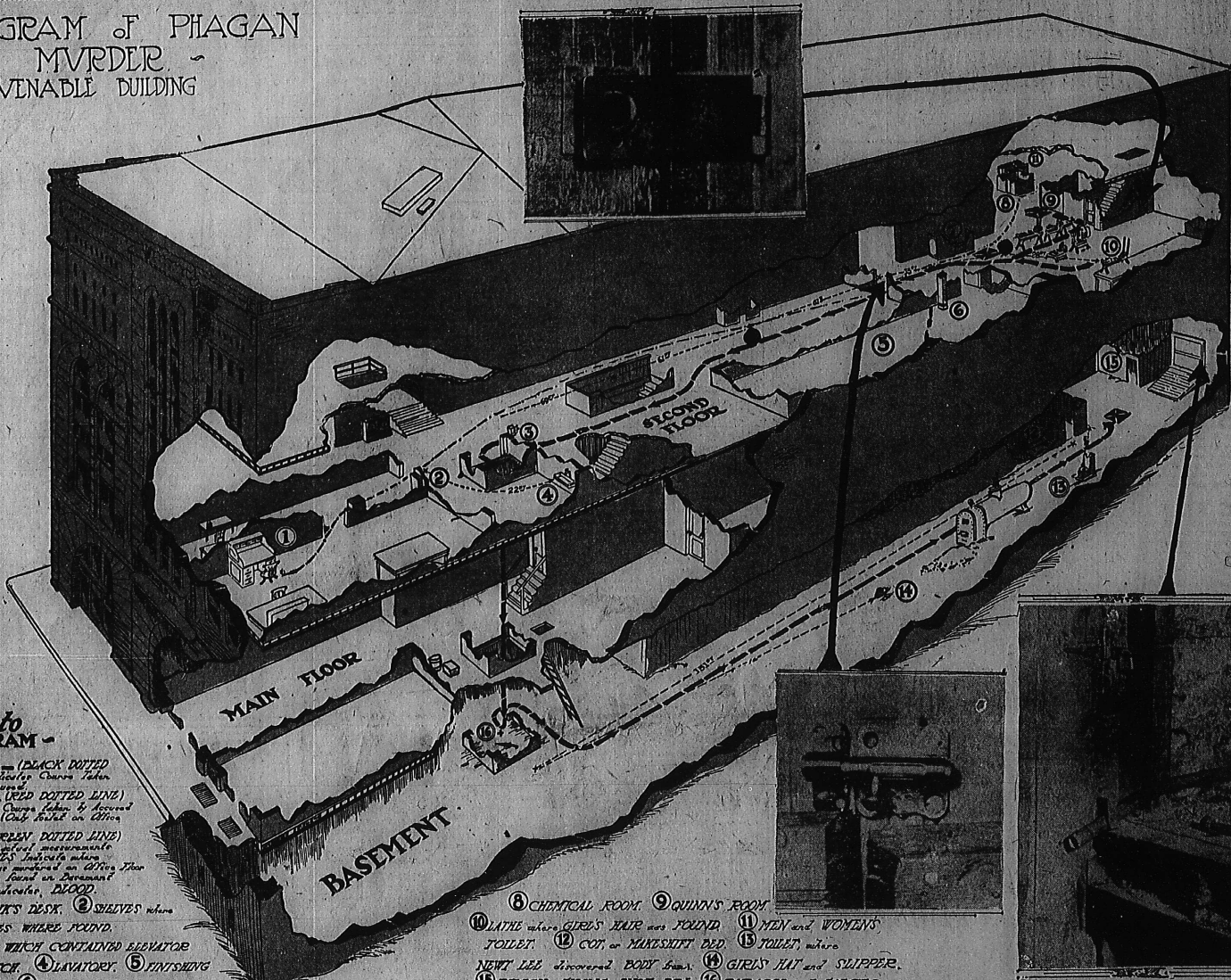
Attorney George A. Lee, New Lee, night watchman at the National Pencil Factory, was harassed and assailed by counsel for Frank in a vain effort to win from him admissions aiding the theory that he was otherwise involved in the crime than as the man who found the body. Lee was on the stand from 9 o'clock to 1:15 a. m.

However, through Lee and Sergeant L. S. Dobbs, one of the officers called to the stand the morning of Friday, April 27, the attorneys for Frank laid the groundwork for the elaboration of their theory that Lee Phagan was the murderer of Mary Phagan and that Lee assisted in writing the notes that were found by the body.

From Starnes Dobbs, Luther Ross, THE WEATHER. Forecast for Atlanta and Georgia—Local thunderstorms Tuesday and Wednesday.

# DIAGRAM USED BY DORSEY TO ILLUSTRATE STATE'S THEORY

## DIAGRAM OF PHAGAN MURDER VENABLE BUILDING



### Key to Diagram

- 1. FRANK'S DESK. 2. SHELVES where NOTES WERE FOUND.
- 3. BOX WHICH CONTAINED ELEVATOR SWITCH. 4. LAVATORY. 5. FINISHING ROOM.
- 6. POST where COEDS WERE HUNG. 7. WHERE MARY PHAGAN KEPT HER WORKING CLOTHES.
- 8. CHEMICAL ROOM. 9. GUINN'S ROOM.
- 10. MATHS where GIBBS' HAIR was FOUND. 11. MEN and WOMEN'S TOILET.
- 12. COAT or MANSUETT DED TOILET, where NEW LEE discovered BODY.
- 13. GIRLS HAT and SLIPPER. 14. PENCIL FILING DUST BIN. 15. PARASOL and PAPERES.

## DEFENSE FAILS TO OBTAIN CRIMINATIONS FROM LEE

Continued From Page 1.

indicated that it was the intention to prove that Newt Lee was concerned in the writing of the two mysterious notes found by the mutilated body of Mary Phagan.

Judge Roan, from Room.

The Solicitor objected strenuously to arguing before the jury the admissibility of the testimony of Lee's and the jurors were excused while Arnold outlined the purpose of the defense.

"We expect to show that two notes were found by the body of Mary Phagan," said Arnold.

Solicitor Dorsey had just given Mr. Arnold the two notes found in the basement and Judge Roan ordered the jury to retire. Mr. Arnold said:

"The defense expects to show that the two notes found in the basement of the National Pencil Factory were very obscure notes and the police were trying to read them in the presence of Lee."

"They read this one: 'He said he would love me, laid down, played like the night-witch did it, but that long black hair did it by his self.'"

Clerk Lee's explanation.

"The night-witch means me," said Arnold.

"It showed familiarity with the notes. This negro who is so dull that Mr. Rosser has to repeat his questions now and again interpreted the mysterious note in a second and a half," here Dorsey interrupted.

"Since Attorney Arnold has the note itself, there is no reason to ask what somebody else said about it," Assistant Prosecutor Hooper here joined in.

"Unless it was intended to try to connect Lee with the crime, what someone else said about the notes of Lee is wholly inadmissible. The charge first must be made against him."

"We don't have to photograph a criminal. We have got to begin somewhere," retorted Rosser.

Judge Roan sustained the defense, saying that it might produce evidence to show anxiety on the part of the negro, or a lucid interpretation of the notes.

"Anxiety on Lee," says Rosser.

"We expect to show that the notes were obscure and doubtful in meaning. We expect to show that the officers were endeavoring to read them, but they were of doubtful and strange

meaning. In one of them we will show that the wording was something like this, so far as I can decipher it: 'He said he would love me, laid down, played like the night-witch did it, but that long, tall, black negro did it by his self.'"

"We want to show," continued Arnold, "that Lee spoke up and said, 'That's me, boss. That means night watchman.'"

"Isn't it strange that a negro so ignorant and dull that Mr. Rosser had to ask him a question ten times over could in a flash interpret this illegible scrawl?"

Rosser supplemented Arnold's argument by remarking that he regarded Lee's alleged remarks as highly suspicious, and that he considered he had the right to question a witness with a view of showing that a person or person other than the defendant had a part in the crime.

Judge Roan ruled with the defense, and the jury was returned. The judge declared:

"The attorneys for Frank are privileged to bring out evidence showing anxiety of fear on the part of the negro."

Lee Makes Denial.

Lee denied when questioned that he had said, "That's me, boss, that means night watchman." He testified that he told the officers that someone was trying to put the crime on him.

Sergeant L. S. Dobbs, one of the officers who visited the factory after Lee called the police station, testified before the coroner's jury in regard to Lee's ready explanation of the notes. Rosser asked his cross-examination of Lee at 10:30 a. m. Tuesday, after

it was a favorable forenoon for the defense. Rosser almost invariably being permitted to continue the line of questioning which he was pursuing.

Rosser, while he succeeded in showing up discrepancies in Lee's present story with that before the coroner's jury, was unable to force the negro to any admissions implicating in himself.

Dorsey questioned Lee in recross-examination. Lee left the stand at 11:40 o'clock, after a total of four hours and forty minutes grilling.

Sergeant L. S. Dobbs followed Lee on the stand. He told the story of finding the body and identified the Phagan girl's clothes and the cord that was used to strangle her.

Frank, his face a mask, was brought into the courtroom just before the court was called to order by Deputy Sheriff Pierre Miner.

After taking a cool survey of the courtroom, the factory superintendent covered a moment with his counsel and then centered his attention on the night watchman. Frank took no notice of the negro's testimony, but he evidently was making a mental record of every word of it.

What he thought of the negro's statements could not be guessed from his features. Whether the negro was giving testimony which might be considered as favorable or as most damaging, there was not the shade of a change in the expression of the young factory superintendent.

He only took his eyes from the witness to speak a word to his wife or to answer an occasional question whispered to him by one of his coun-

sel. He was brought to the courthouse by a relative, and consisted only of two slices of toast and a bottle of milk.

"I am well pleased with the progress of the trial to this point, he said in his conversation with Eschenbach. 'Nothing has been developed which has not already been well known to the public and attorneys and which will be explained in the light of the negro's case.'"

"I am feeling well and contented. Nothing has taken place to disturb me in the least. I hope that the trial will move as rapidly toward its conclusion as the first day's session gave promise. I have nothing to conceal and nothing to fear."

Drilling of Lee resumed.

The cross-examination of Lee was resumed as soon as court opened.

Q. How far were you to the pan when you first saw it?—A. About ten feet.

Q. Could you see to either side?—A. No. I stood up, picked up lantern and went toward the dust pan.

Q. Why didn't you go to the pan earlier in night?—A. I just happened to take a notion to go this time.

Q. When you were in closet, which way did you look?—A. Toward the wall.

Q. What do you call the night-witch (indicating right hand)?—A. Well, I don't know who he was on your right, wasn't it?—A. Not exactly.

Q. Where were you sitting, you

had to walk quite a distance to see where there was any fire in the dust pan, didn't you?—A. Yes, sir.

Q. How far did you walk?—A. A little piece below the light.

Q. Tell me exactly how far it was?—A. About as far as that man there (About 25 feet).

Q. You only went to the dustpan once that night?—A. Mr. Frank told me not to go near it with the lantern.

Q. How close did you go to the body?—A. That wall there.

Q. How far was that?—A. About six feet.

Q. How did you hold the lantern to see it?—A. Like this. (Holding hand over head).

Q. What did you see first?—A. The feet.

Q. How far was the body from the closet?—A. I don't know.

Q. Was it two feet, ten feet or twenty feet?—A. I don't know.

Q. Was it fifty feet, forty feet or thirty feet?—A. Somewhere about thirty feet, maybe not that much.

Q. How long did you look at the body?—A. I looked to see whether it was a natural body.

Q. You didn't linger?

At this question Lee arose and pointed his finger at Rosser. "Just as soon as I saw what it was I want to tell you I lit a rag."

"Saw it was white girl?"

Q. You saw it was a white woman?

—A. There were one or two white spots on the face and her hair was frizzed.

Q. How long did it take the police to find she was a white girl?—A. I don't know; they arrested me.

Q. What did they say?—A. One of them said this girl had been dead three or four days.

Q. When you came up you did go back down in the cellar?—A. I don't

remember.

Q. Did you notice whether the floor

Continued on Page 4, Column 2.

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Nuxcara is a pure vegetable preparation which acts directly on the stomach and bowels, restoring them to their natural and healthy condition. There is no better remedy for stomach trouble.

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**TESTIMONIAL.**

I sincerely recommend Nuxcara to be the ideal remedy for depression after eating, nervousness caused by fermentation of food forming gas and preventing the regular action of the stomach and bowels. Nuxcara acts directly upon the membrane of the digestive system and restores them to a healthy condition. I weighed 135 pounds when I began to take Nuxcara. I now weigh 165 pounds.

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# DEFEAT BY DETECTIVE

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VOL. XI, NO. 307. ATLANTA, GA., TUESDAY, JULY 29, 1913. CENTRAL BLDG. & CORP. CO. 2 CENTS. PAY NO.

### PATTERSON WAS DRUNK HE ADMITS

Former Tennessee Governor Assumes Wife for Arrest in Raid--Blame is Loyal.

NASHVILLE, July 28.—(Special Correspondent.)—R. Patterson, who was caught in a raid on a house in the restricted district last Thursday night, crushed and deeply mortified over the affair, has been joined by a faithful wife in a statement to the public and in breaking the silence which he has steadfastly maintained since that time. He offers no apology for his transgression, but makes a public plea that such an occurrence shall not be repeated. This statement follows:

"I am leaving my home to-night with Mrs. Patterson, who has been with me for two days and before going I wish to express the deepest appreciation of us both to the friends and those who were not my friends in the past for their kind and generous sympathy."

"I am my own man in this unfortunate affair. I have no excuse to offer and have borne the condemnation of my wife's conduct. My mission in Nashville was not political, as has been erroneously claimed, but purely legal, and while waiting the return of Mr. Hall of Nashville, from Red Bank, Tenn., who had in his possession certain papers which I was to examine, I began to drink, and continued until all sense of responsibility was gone."

"However gross my delinquency, I want the world to know that it is my last offense, and the weakness will never be repeated which brought upon me and mine this deep humiliation and gave to my enemies an opportunity for revenge."

### Bitter Fight Certain Over Currency Bill

WASHINGTON, July 28.—A bitter fight on the question of prohibiting stockholding directors in all banks under the proposed Federal reserve system, provided for by the clause Democratic caucus was held August 11. President Wilson is opposed to the proposal, although the Democrats of the House Banking and Currency Committee have accepted such a proposal by a vote of 4 to 2.

### Soldier Injured in Fall on House Step

Berlin Leach, a young soldier stationed at Fort McPherson, is recovering slowly in Grady Hospital Tuesday from the effects of injuries sustained in tripping on the front door step at the home of Miss Elizabeth Papp No. 41 Gray street, at 10 o'clock Monday night as he left the house.

**Do You Know?**  
The largest and smallest books in the world.  
See Page 14.

### RACING RESULTS

**AT HAMILTON.**  
FIRST RACE—Two-year-olds and three-year-olds. 1st, Wm. W. Clark (Dobbs), 117; 2d, Wm. W. Clark (Dobbs), 117; 3d, Wm. W. Clark (Dobbs), 117.  
SECOND RACE—Two-year-olds and three-year-olds. 1st, Wm. W. Clark (Dobbs), 117; 2d, Wm. W. Clark (Dobbs), 117; 3d, Wm. W. Clark (Dobbs), 117.

### HOUSE LEADER CALLS LOBBYIST BLACKMAILER TO HIS FACE BEFORE INQUIRY COMMITTEE

WASHINGTON, July 28.—(Special Correspondent.)—The House Lobby Investigation Committee today charged that Colonel M. M. Mulhall, the lobbyist was a blackmailing scoundrel. The appearance of Underwood was an event not on the program. He came unexpectedly, and his usual bland smile was not on his face. Instead his eyes flashed fire and he was clearly angry through and through.

### ENTRIES

**AT HAMILTON.**  
FIRST RACE—Two-year-olds and three-year-olds. 1st, Wm. W. Clark (Dobbs), 117; 2d, Wm. W. Clark (Dobbs), 117; 3d, Wm. W. Clark (Dobbs), 117.  
SECOND RACE—Two-year-olds and three-year-olds. 1st, Wm. W. Clark (Dobbs), 117; 2d, Wm. W. Clark (Dobbs), 117; 3d, Wm. W. Clark (Dobbs), 117.

### AT BELMONT.

FIRST RACE—Handicap. 1st, Wm. W. Clark (Dobbs), 117; 2d, Wm. W. Clark (Dobbs), 117; 3d, Wm. W. Clark (Dobbs), 117.  
SECOND RACE—Two-year-old maid. 1st, Wm. W. Clark (Dobbs), 117; 2d, Wm. W. Clark (Dobbs), 117; 3d, Wm. W. Clark (Dobbs), 117.

### AMERICAN ASSOCIATION.

Members: 100,000. Officers: 100,000. Secretary: 100,000. Treasurer: 100,000. President: 100,000.

### FEDERAL LEAGUE.

Members: 100,000. Officers: 100,000. Secretary: 100,000. Treasurer: 100,000. President: 100,000.

### RAIN BLOCKS THIRD GAME AT MOBILE

House Leader Calls Lobbyist Blackmailer to His Face Before Inquiry Committee.

### MOBILE, ALA., July 28.—(Special Correspondent.)

The appearance of Underwood was an event not on the program. He came unexpectedly, and his usual bland smile was not on his face. Instead his eyes flashed fire and he was clearly angry through and through.

### LATEST NEWS

WASHINGTON, July 28.—(Special Correspondent.)—The House Lobby Investigation Committee today charged that Colonel M. M. Mulhall, the lobbyist was a blackmailing scoundrel.

### INTERNATIONAL LEAGUE.

Members: 100,000. Officers: 100,000. Secretary: 100,000. Treasurer: 100,000. President: 100,000.

### Who Wants a Position Wants a Room Wants a Clerk

Our "Ads" on swift and silent wings, Tell to the world ten thousand things.

### 25 Young Men Help For Death of Tylist

DALLAS, TEXAS, July 28.—Twenty-five young men rounded up by the police after the murder of Miss Florence Brown, were being held today in the city jail.

### SOUTHERN LEAGUE

Atlanta-Mobile; no game, rain. FIRST GAME.  
AT NEW ORLEANS—NEW ORLEANS 201 00 - 3 6 5 BIRMINGHAM 120 01 - 4 4 0

### NATIONAL LEAGUE

AT PITTSBURGH—PHILADELPHIA 100 201 012 - 7 12 0 PITTSBURGH 002 020 000 - 4 7 2

### AMERICAN LEAGUE

AT WASHINGTON—ST. LOUIS 100 100 000 - 1 3 4 WASHINGTON 100 001 00X - 2 8 2

### EMPIRE LEAGUE

AT WAGYROSS—WAGYROSS 000 000 70 - 4 9 6 MAON 000 000 002 - 2 9 0

### SOUTH ATLANTIC LEAGUE

AT CHARLESTON—CHARLESTON 031 000 00X - 4 9 6 MAON 000 000 002 - 2 9 0

### CAROLINA LEAGUE.

Members: 100,000. Officers: 100,000. Secretary: 100,000. Treasurer: 100,000. President: 100,000.

### STATE TRIES TO SHOW GIRL WAS STRANGLED ON THE SECOND FLOOR

Here are Tuesday's important developments in the trial of Leo M. Frank on the charge of murdering Mary Phagan in the National Pencil Factory Saturday, April 26.

Efforts to discredit the negro's story result only in showing several discrepancies in the story he told before the Coroner's jury and his testimony on the stand at the trial. All attempts to confuse Leo by telling him that the stenographer's report of the inquest has him making slightly different statements met invariably with his declaration that "they didn't get it right down there."

City Detective Starnes testifies to finding bloodstains on second floor and says Frank was nervous the day after the crime. He says he found what he took to be fingerprints of blood on a door in the basement.

Starnes is closely cross-questioned by the defense in an effort to show the spots he thought blood might have been calling dye. In a lawyer's clash over certain questions Solicitor Dorsey is told to "sit down" by the judge.

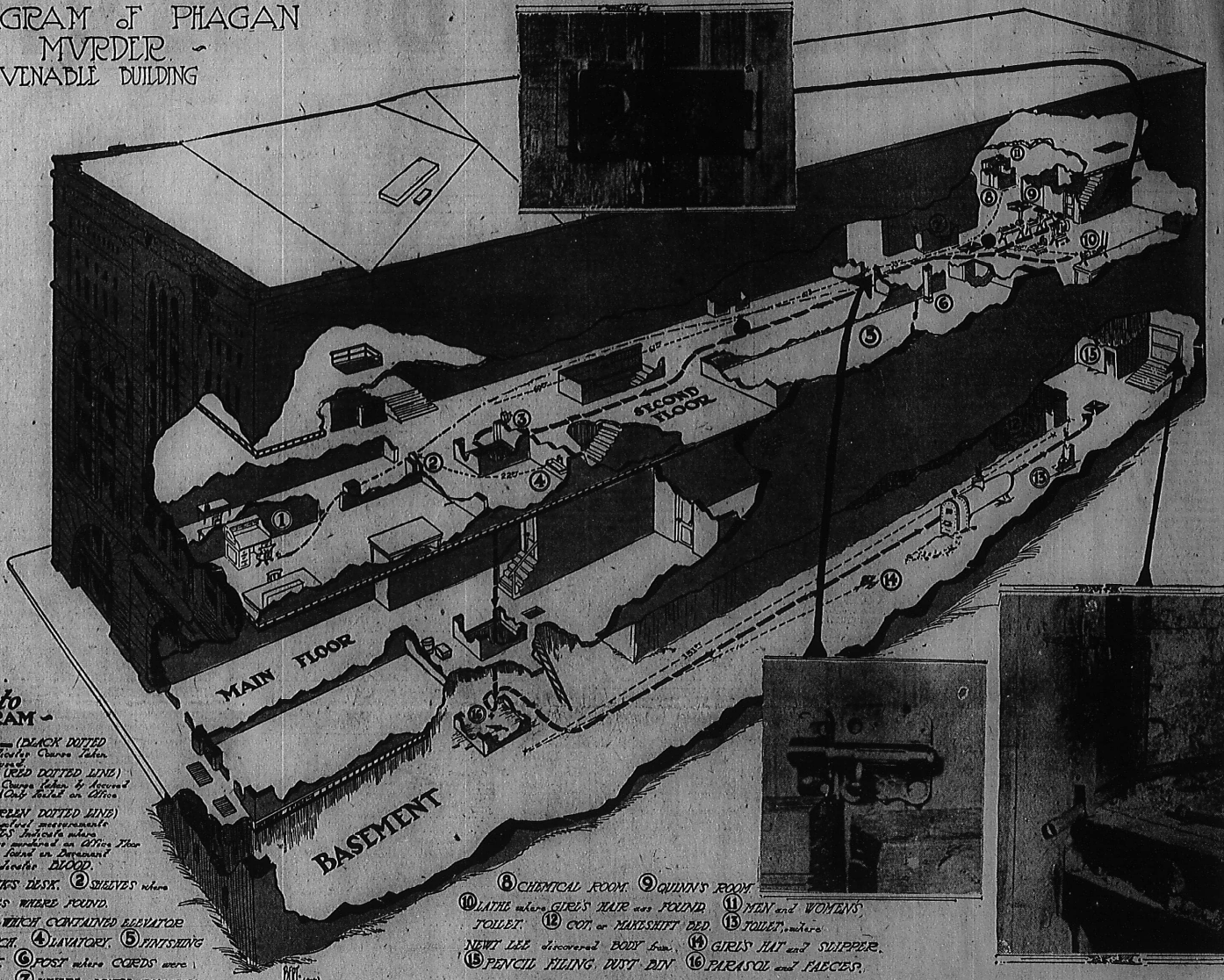
City Detective J. M. Starnes told late Tuesday afternoon at the trial of Leo Frank of the finding of a number of red splashes resembling blood in the northeast corner of the women's dressing room in the National Pencil Factory, testimony on which the prosecution relies to support its theory that Mary Phagan was murdered on the second floor of the building.

Starnes said that the principal part of the largest splotch was about as big as the palm of his hand. He also testified that he found blood about 40 to 50 feet from the dressing room toward the front of the building, and that he discovered what he thought was blood on the door of the basement. The fingerprint, he said, he clipped and took home with him the night of the crime.

**THE WEATHER.**  
Forecast for Atlanta and Georgia—Local thunderstorms Tuesday and Wednesday.

# DIAGRAM USED BY DORSEY TO ILLUSTRATE STATE'S THEORY

## DIAGRAM OF PHAGAN MURDER - VENABLE BUILDING



### KEY TO DIAGRAM

- BLACK DOTTED LINE** (Indicating Crown later by the accused)
- RED DOTTED LINE** (Indicating the path of the girl, Mary Phagan, from the office to the elevator)
- GREEN DOTTED LINE** (Indicating the path of the girl, Mary Phagan, from the office to the elevator)
- GREEN DOTTED LINE** (Indicating the path of the girl, Mary Phagan, from the office to the elevator)
- COGDS** (Indicating the path of the girl, Mary Phagan, from the office to the elevator)
- Indicating BLOOD**
1. FRANKS DESK. 2. SWEETS where notes were found.
3. BOX WHICH CONTAINED ELEVATOR SWITCH. 4. LAVATORY. 5. HINTSING ROOM. 6. POST where COGDS were found. 7. WHERE MARY PHAGAN LEFT HER WORKING CLOTHES.
8. CHEMICAL ROOM. 9. QUINN'S ROOM.
10. MATHE where GIRL'S HAIR was FOUND. 11. MEN and WOMEN'S TOILET. 12. COAT or MANISHEIT DED. 13. TOILET, where NEWLY LEE discovered BODY from. 14. GIRL'S HAT and SLIPPERS. 15. PENCIL HILING WIT DIN. 16. PARASOL and PAPERES.

Diagram by JAMES W. DORSEY, 5, 1227 GASTON, Street, Atlanta, Georgia, March 14, 1930.

## DEFENSE FAILS TO OBTAIN CRIMINATIONS FROM LEE

Continued From Page 1.

indicated that it was the intention to prove that New Lee was convicted in the writing of the two mysterious notes found by the mutilated body of Mary Phagan.

**Jurors Sent From Room.**

The collector objected strongly to arguing before the jury the admissibility of this testimony of Lee, and the jurors were excused while Arnold outlined the purpose of the defense.

"We expect to show that two notes were found by the body of Mary Phagan," said Arnold.

Bolton Dorsey had just given Mr. Arnold the two notes found in the basement and Judge Ross ordered the jury to retire. Mr. Arnold said:

"The defense expects to show that the two notes found in the basement of the National Pencil Factory were very obscure notes and the police were trying to read them in the presence of Lee."

"They read this one: 'He said he would love me, laid down, played like the night-witch did it, but that long and black negro did it by hisself.'"

Chief Lee's explanation, "I began to take Nuxcara. I low weigh 185 pounds."

That there were doubtful and strange of Lee at 10:30 a. m. Tuesday, after

meaning. In one of them we will show that the wording was something like this, so far as I can decipher it."

He said he would love me, laid down, played like the night-witch did it, but that long, tall, black negro did it by hisself."

"We want to show," continued Arnold, "that Lee spoke up and said, 'That's my, boss. That means night-witchman.'"

"Isn't it strange that a negro so ignorant and dull that Mr. Rosser had to ask him a question ten times over, could in a flash interpret this illegible scribble?"

Rosser supplemented Arnold's argument by remarking that he regarded Lee's alleged remarks as highly suspicious, and that he considered he had the right to question a witness with a view of showing that a person or persons other than the defendant had a part in the crime.

Judge Ross ruled with the defense, and the jury was returned. The judge declared:

"The attorneys for Frank saw privilege to bring out evidence showing anxiety or fear on the part of the negro."

Lee, Makas Denial.

Lee denied when questioned that he had said, "That's my, boss, that means night-witchman." He testified that he told the officers that someone was trying to pull the crime on him.

Sergeant L. S. Dobbs, one of the officers who "filled" the factory after Lee called the police station, testified before the coroner's jury in regard to Lee's ready explanation of the notes.

Rosser ended his cross-examination of Lee at 10:30 a. m. Tuesday, after

the negro had been on the grill two hours Monday afternoon and nearly as long Tuesday.

The efforts to discredit Lee's story began the moment Rosser got him on the stand. He sought first to show that it was a very peculiar circumstance that Lee went clear to the rear of the factory basement, where he found the girl's body, when all through the earlier part of the night he had gone only a short distance from the foot of the ladder in the front of the basement.

**Calls Lee's Excuse Flimsy.**

"Every time you went down into the basement you went only about 25 feet from the ladder to see if there was fire in the dust pan," said Rosser, repeating Lee's testimony, "and yet at this time, when you say you found the girl's body, you assert that it was necessary to go clear to the rear to ascertain the same fact?"

Lee replied that he had gone to the rear of the basement for another purpose and Rosser attempted to show that this was only a flimsy excuse.

"By his line of questioning Rosser endeavored to ridicule the fact that Lee could have identified Mary Phagan as a white girl by the dim light of his dirty lantern when, as he testified, he got no nearer than five or six feet to the body, and when the officers with electric searchlights were not able to determine whether the girl was white or a negro because of the crime and riddler on her body, until they had pulled down her stockings."

**Reason Fall of Chin.**

The session was full of spirited clashes between Rosser and Dorsey.

had to walk quite a distance to see whether there was any fire in the dust pan, didn't you?"—A. Yes, sir.

Q. How far did you walk?—A. A little piece below the light.

Q. Tell me exactly how far it was?—A. About as far as that man there (About 25 feet).

Q. You only went to the dustpan once that night?—A. Mr. Frank told me not to go near it with the lantern.

**Shows How He Held Light.**

Q. How close did you go to the body?—A. That will there.

Q. How far is that?—A. About six feet.

Q. How did you hold the lantern to see it?—A. Like this (holding hand over head).

Q. What did you see first?—A. The feet.

Q. How far was the body from the closest?—A. I don't know.

Q. Was it fifty feet, forty feet or thirty feet?—A. Somewhere about thirty feet, maybe not that much.

Q. How long did you look at the body?—A. I looked to see whether it was a natural body.

Q. You didn't linger?

A. I lingered. Lee gross and pointed his finger at Rosser. "Just as soon as I saw what it was I want to tell you I lit a rag."

Q. You saw it was a white woman?

A. There were one or two white spots on the face and her hair was frizzled.

Q. How long did it take the police to find she was a white girl?—A. I don't know; they arrested me.

Q. What did they say?—A. One of them said this girl has been dead three or four days.

Q. When you came up did you go back down in the cellar?—A. I don't remember!

Q. Did you notice whether the door was closed?

Continued on Page 5, Column 2.

**NUXCARA FOR THE STOMACH**

Nuxcara is a pure vegetable preparation which acts directly on the stomach and bowels, restoring them to their natural and healthy condition. There is no better remedy for stomach trouble.

Read this testimonial from the Hon. R. M. Harwell, ex-member Park Board, president of Bankers and Gas Commission and prominent business man. We have scores of other testimonials from Atlanta citizens who have been cured by Nuxcara.

**TESTIMONIAL.**

"I alternately roomed Nuxcara to be the ideal remedy for depression after getting nervous food forming gases and preventing the regular action of the digestive system and I got directly upon the membranes of the stomach. I weighed 185 pounds when I began to take Nuxcara. I low weigh 185 pounds."

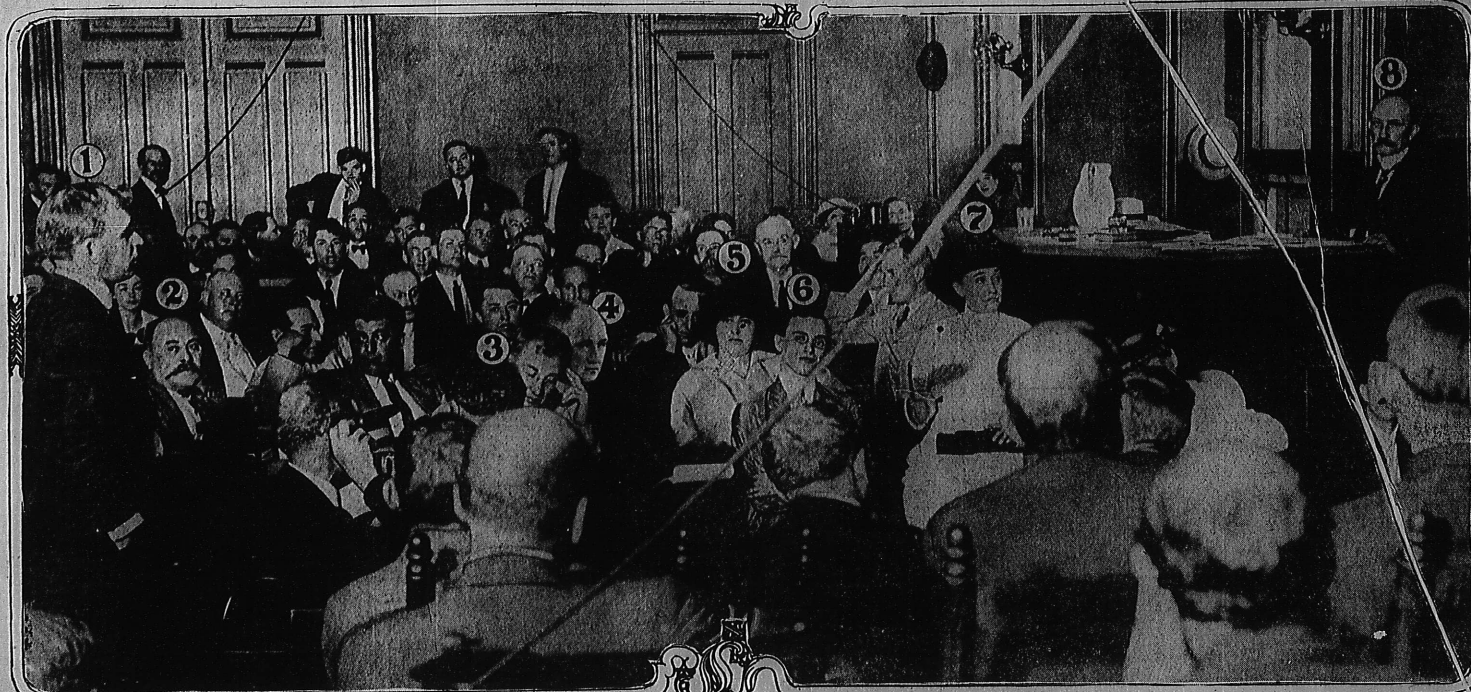
**\$1 a Bottle**

EDMONSON DRUG CO. Special Atlanta Agents

11 N. Broad St., 106 N. Pryor St.



FLASHLIGHT PHOTOGRAPH OF COURTROOM OF FRANK TRIAL



KEY: 1—Solicitor Hugh M. Dorsey; 2—Chief of Detectives Newport Lanford; 3—Reuben E. Arnold, attorney for defense; 4—Luther Z. Rosser, attorney for defense; 5—Mrs. Leo M. Frank, wife of accused; 6—Leo M. Frank, on trial for murder; 7—Mrs. Frank, mother of accused; 8—Judge L. S. Roon, presiding.

WATCHMAN STICKS TO HIS TALE OF FINDING OF BODY

He's not asking about anything but the physical appearance of the building, replied Judge Roon. Solicitor Dorsey then had New Lee point out the various parts of the building shown on the diagram; Dorsey used as a pointer Mary Phagan's pencil. Q. Now, say whether the body of Mary Phagan was lying the same way when you first saw it?—A. Yes, sir. Q. You said something about some body trying to put it off on you?—A. Yes, sir. Q. Did you know Jim Conley?—A. I never saw him until that time last week. Q. Have you talked to anybody about this?—A. Yes. Q. Did you ever talk to this man (indicating Arnold)?—A. Yes, he was over to the jail after you were. Q. Was Quizzed on Diagram. Q. The first time Frank put that tape on the clock, did he say anything?—A. No. Q. Did he say anything the second time?—A. He made a remark about it taking longer. Q. Was that the reason he changed the tape?—A. It had been used. Q. Was it as dark in the basement at night as it was in the daytime?—A. Mostly dark. Solicitor Dorsey started over the diagram drawn by Bert Green, coroner's staff artist, of the National Pencil Factory, and proceeded to ask Lee a question and pointed at the diagram. Q. object to that picture, said Attorney Arnold. "It is nothing but Mr. Dorsey's theory of the case. He got all kinds of marks here.

Q. Were the shutters on the north side of the second floor of that building closed on Saturday, April 18?—A. Yes, sir; they were closed. Q. Were there apartments back there on the third floor?—A. Yes, sir. Q. Who were they for?—A. White people. Q. Did white people use the closest to the basement?—A. No, sir. Q. Who told you to see 117-A, Mr. Frank took me down there and told me to use it. Q. What did he call 117-A? He called it a toilet. Q. At night it is darker in the rear of that basement than it is outside?—A. You can't see inside there at all back where the body was found. Q. Try to Descend Diagram. Q. This ended the redirect examination, and Mr. Rosser began the recross-examination. He took up the questioning in an effort to prove that Lee did not understand the diagram of the pencil factory. Q. What is this? He asked, pointing to some blue coloring representing the bank wall. "I don't know, sir," the negro replied. Q. It looks like a mill pond, doesn't it?—A. I don't know just what it meant for. Q. The policemen and detectives talked to you all the time, didn't they? They fired a pistol beside you; they cussed you and they praised you; they didn't praise me none. Q. My friend, John Black, and those fellows talked to you day and night, didn't they?—A. Well, just in the jail, I couldn't sleep even for two nights after I was put in jail. They just questioned me all the time, policeman and everybody. Q. Is there any other way to get out of the basement except by the ladder?—A. Only the back door. Q. Are there not some steps between the boiler and the back door up to the first floor?—A. It is. Q. And this (exhibiting a torn piece of cloth)—A. It is. Q. Was this much blood?—A. Very little. I had to almost reach the skin to feel blood. Q. Was this hair blood?—A. Very little. I had to almost reach the skin to feel blood. Q. Was it moist?—A. Dry. Q. Are these the notes you found near the body? (Establishing notes.) Q. Who talked longer to you, Frank

of John Black, the detective? Rosser objected, saying the Solicitor had gone over the interview between Frank and Lee and no one had referred to him. "We want to know if repetition is going to be allowed," Rosser asked Judge Roon. "It is simply to repeat. If we start a repeating contest we will be here forever." Judge Roon overruled the objection. Lee replied: "Detective Black talked to me the most. Q. Who talked to you longer, the detectives or Mr. Arnold, when he came to see you the other day?—A. Mr. Arnold. Q. New Lee was then called off the stand, after having been questioned for 4 hours and 15 minutes. Q. Where were you at about 3 o'clock April 17?—A. At the station house. Q. Did anything unusual happen?—A. At about 1:25 a call came to go to the pencil factory. When we got there the door was locked. Later a negro came and let us in. He said there was a woman murdered in the basement. The negro led the way down and about fifteen feet he found the body. She was lying with her face down. We couldn't tell whether she was white or black except that her hair was light. I don't know how to turn her over. A coroner was around her neck and stuck in her death. There was also a piece of cloth. I began to look around and found a couple of notes. One of them read: "Handwritten Code and Cloth." Q. I will first get you to identify this card (taking the death loop from a suitcase)—A. That looks like it. Q. And this (exhibiting a torn piece of cloth)—A. Very little. Q. Was this hair blood?—A. Very little. I had to almost reach the skin to feel blood. Q. Was it moist?—A. Dry. Q. Are these the notes you found near the body? (Establishing notes.)

Q. You found the notes under the body?—A. Yes. Q. How were they lying?—A. Near the head. Q. Were they close together?—A. Yes. Q. What did you do with Lee?—A. Took him to the station. Q. What was his bearing?—A. Cool. Q. Mr. Dobbs, look at this (pointing to diagram of factory), point where the body was found?—A. Right here. (Indicating spot.) Q. Dorsey—A. object to that picture until the witness says it is a fair representation of the building. Judge Roon—"I sustain the objection." Q. Dorsey—"Is it a fair representation of the building?" A. It is. Q. Rosser—"That's All." Rosser took up the cross-examination. Q. The negro told you she was a white woman?—A. Yes. Q. You had to look very closely to find out?—A. Yes. Q. What kind of light did you have?—A. We lit some gas jets and had janteria. Q. You found the notes under the body?—A. Yes. Q. You were not able to see them until you raked in the sawdust?—A. No, sir. Was the note attached to the pad?—A. No. Q. How far from the child's head was the first note?—A. Not over eight or ten inches. Q. What note did you find first. A. The white one. Q. Did you find much trash in the building?—A. Yes. Q. What was the condition of the child's face?—A. You mean about dust? Q. No, was there any indication that she was dragged?—A. I thought there was a woman excited because he left the factory?—A. Yes. Q. From the place where Lee stood, could he have seen the body?—A. Yes, part of it. Q. Didn't you make any experiment in the day time to see whether Lee could see the body?—A. Yes. Q. Could you?—A. Yes, sir; the feet and part of the legs. Q. I asked you, you said the evidences of dragging did not begin immediately in front of the elevator?—A. No, I said it appeared to me to begin immediately in front of the elevator. Q. As a matter of fact, you didn't find the hat and the shoes close together?—A. The hat and the shoes were on the garbage pile. Q. The floor was rough and one being dragged over it would be scoured up?—A. Yes. Q. Captain, you are mistaken about the wound being on the right side of the head, aren't you?—A. I would be positive. It was near the rear of the head. Q. Was the blood wet or dry?—A. Dry. Q. This little trail which you

Continued on Page 5, Column 1.

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- All \$5 Straws at . . . \$2.50
All \$4 Straws at . . . \$2.00
All \$3 and \$3.50 Straws at \$1.50
All \$2 and \$2.50 Straws at \$1.00
All \$6 Bangkoks at . . . \$3.50
All \$6 Panamas at . . . \$3.50

Palm Beach Suits A new shipment--just arrived--sizes 34 to 40. . . \$7.50

Law Bros. Co. 10 WHITEHALL ST. Watch Our Show Windows

THE \$55 SHORTHAND COURSE AND \$55 BOOKKEEPING COURSE, BOTH FOR THE PRICE OF ONE, THIS WEEK ONLY AT THE SOUTHERN BUSINESS COLLEGE

As the Southern's Great Offer Draws to a Close the Demand for Scholarships Becomes More Lively--Last Week in Which to Obtain Two \$55.00 Courses for the Price of One.



HERMAN STRAUSS, The Former Pupil who won 125 weeks a month after 30 days' study at the S. B. & B. U. is now a leading reporter in South Georgia.

Saved \$55! Are you one of the fortunate ones? The unusual midsummer offer of the Southern Shorthand and Business University, 10 West Mitchell street, this city, will close on Saturday, August 15. Until then the \$55 Shorthand Course and the \$55 Bookkeeping Course, both combined, are offered for the price of one course--\$50! While this extraordinary offer is in effect, either the \$55 courses may be obtained at \$40. Since this special offer was announced just a few days ago, the demand for scholarships has been unprecedented. Send a check for \$55, for which please send me one of the combined scholarships. A reduced rate shall not enter school until October 1st, writes a young man at Tallahassee, Fla. Others are securing scholarships to be used in August, September and later, just to receive the benefit of the overwhelming reduction now made. It is not a question of obtaining a low or even a lower rate at some other college, but the point of great interest is that you can receive security, equipped and well-known Southern Shorthand and Business University, a high school that gets results, and national the school you prefer to attend. Remember, the low \$55 courses for the price of one, this week only! Some delay, after now, or less than a scholarship now for future entrance, and save this big discount.

"This is the first time in three years that we have put on sale our scholarships at a reduced rate," said the managers, "and we are doing this merely as a midsummer advertising proposition to invade new territory. The plan being to secure a large list of names of prospective pupils from those who obtain this low-priced scholarship. From this list we hope to secure many pupils at the regular rates, which will be in accord with August 1, and thus be reimbursed for the loss we are now sustaining by this advertising offer." Caution of write A. C. Christie, President of L. W. Arnold, The President, Atlanta, Ga. Professor Thomas H. Bryan, Lecturer and Representative.

Endorsed by Physicians, Chemists and State Pure Food Department. Pura Water Used in Homes and Business Places by "People Who Know." If you buy water for drinking purposes, get what you pay for. For best health protection use Pura Distilled Water--the only absolutely pure, germless water--the only safe water to drink. Order a supply to-day for your office and home. Supplied to stores, offices, hotels, etc., in the Pura cooler. To residences in half-gallon bottles. Our representative will call and explain fully. Telephone Bell, Ivy 3226 Atlanta Enlarged capacity, improved prompt delivery service



# FRENCH WINS POINT AFTER FIERCE LAWYERS' CLASH

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VOL. XL, NO. 307. ATLANTA, GA., TUESDAY, JULY 29, 1918. CENTS 2. "A" NO.

### PATTERSON WAS DRUNK HE ADMITS

Former Tennessee Governor Assumes Blame for Arrest in Raid—Wife is Loyal.

NASHVILLE, July 29.—Gov. Nathan M. R. Patterson, who was caught in a raid on a house in the restricted district last Thursday night, crushed and deeply mortified over the affair, has been joined by a faithful wife in a statement to the public and in shaking the blame which he has creditably maintained admits that he was in a stupor from drink at the time of the arrest. He offers no apology for his transgression, but makes a public plea that such an occurrence shall not be repeated. The statements follow:

I am leaving for home to-night with Mrs. Patterson, who has been with me for two days, and before going I wish to express the deepest appreciation of you both to the friends and those who are not my friends in the past for their kind and generous sympathy.

For my own part in this unfortunate affair I have no excuse to offer and have borne the condemnation of my own constituents. My position as a legislator was not political, as has been arrogantly assumed, but purely legal, and while waiting the return of Mr. Nail, of Nashville, from Red Bolling Springs, who had in his possession certain papers which I was to examine, I began to drink and continued until all signs of reasonability were gone.

However gross my delinquency, I want the world to know that it is my last offense and the weakness will never be repeated which brought upon me and mine this deep humiliation and gave to my enemies an opportunity for revenges.

MALCOLM R. PATTERSON.

My heart and my sympathies are all with my husband, and I love him with all the strength of my soul. He has been shamefully, cruelly treated, and I do not wish him with all the strength of my soul. He has been shamefully, cruelly treated, and I do not wish him with all the strength of my soul.

### Bitter Fight Certain Over Currency Bill

WASHINGTON, July 29.—A bitter fight on the question of prohibiting interlocking directorates in all banks under the proposed Federal reserve system, provided for by the Glass currency bill, is anticipated in the Democratic caucus of the House to be called August 11.

### Soldier Injured in Fall on House Step

Edwin Leach, a young soldier stationed at Fort McPherson, is recovering slowly in Grady Hospital Tuesday from the effects of injuries sustained in tripping on the front doorstep at the home of Miss Elizabeth Penn, No. 48 Gray street, at 10 o'clock Monday night as he left the house.

### Do You Know?

The largest and smallest books in the world. See Page 14

### RACING RESULTS

**AT HAMILTON.**  
**SEVEN-MILE RACE.**—2-year-olds and 3-year-olds. Winner, 1st. 2nd, 3rd, 4th, 5th, 6th, 7th.  
**SIXTY RACE.**—2-year-olds and 3-year-olds. Winner, 1st. 2nd, 3rd, 4th, 5th, 6th, 7th.

### ENTRIES

**FIRST AT HAMILTON.**  
**SEVEN-MILE RACE.**—2-year-olds and 3-year-olds. Entries for July 30: 1st, 2nd, 3rd, 4th, 5th, 6th, 7th.

### AMERICAN ASSOCIATION.

**AT ALBANY.**  
**SEVEN-MILE RACE.**—2-year-olds and 3-year-olds. Entries for July 30: 1st, 2nd, 3rd, 4th, 5th, 6th, 7th.

### VIRGINIA LEAGUE.

**AT RICHMOND.**  
**SEVEN-MILE RACE.**—2-year-olds and 3-year-olds. Entries for July 30: 1st, 2nd, 3rd, 4th, 5th, 6th, 7th.

### UNDERWOOD RAIN BLOCKS DEMOCRATS DEBOUNCES MULHALL AT MOBILE

House Leader Calls Lobbyist Blackmailer to His Face Before Inquiry Committee.

WASHINGTON, July 29.—Representative Underwood, Democratic leader of the House, appeared before the House Lobby Investigation Committee today and charged that Colonel M. H. Mulhall, the lobbyist, was a blackmailer.

The appearance of Underwood was an event not on the program. He came unexpectedly and his usual bland smile was not on his face. Instead his eyes flashed fire and he was clearly angry through and through.

### LATEST NEWS

WASHINGTON, July 29.—Senator Shepard of Texas today introduced the Senate Foreign Relations Committee.

NEW YORK, July 29.—The United States Corporation today reported record earnings for the July quarter ended July 27.

### INTERNATIONAL LEAGUE.

**AT CHICAGO.**  
**SEVEN-MILE RACE.**—2-year-olds and 3-year-olds. Entries for July 30: 1st, 2nd, 3rd, 4th, 5th, 6th, 7th.

### EMPIRE LEAGUE.

**AT WAYROSS.**  
**SEVEN-MILE RACE.**—2-year-olds and 3-year-olds. Entries for July 30: 1st, 2nd, 3rd, 4th, 5th, 6th, 7th.

### 25 Young Men Held For Death of Typist

DALLAS, TEXAS, July 29.—Twenty-five young men, rounded up by the police after the murder of Miss Florence Brown, were held here today as suspects.

### Who Wants a Position Wants a Room Wants a Clerk

Our "Ads" on swift and silent wings. Tell to the world ten thousand times.

Read for Profit "Geogan" "Want Ads" Use for Results

### SOUTHERN LEAGUE

Atlanta-Mobile; no game, rain.  
**AT NEW ORLEANS.**  
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### AMERICAN LEAGUE

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### SOUTH ATLANTIC LEAGUE.

**AT CHARLOTTE.**  
**CHARLOTTE.** . . . 031 000 00X - 4 9 6  
**MACON.** . . . 000 000 002 - 2 9 0

### Trainman Killed by Lake Shore Bandits

HAMMOND, IND., July 29.—Bandits held up a East Chicago bound Lake Shore train near near the station, today. J. P. Roy, a trainman, was killed. Three men were arrested at East Chicago, Ind., as suspects.

### STATE TRIES TO SNOW GIRL WAS STRAGGLED ON THE SECOND FLOOR

Here are Tuesday's important developments in the trial of Leo M. Frank on the charge of murdering Mary Phagan in the National Penitentiary, Saturday, April 25.

Newly Lee, negro night watchman at the penitentiary, leaves the stand after four hours and forty minutes of examination and cross-examination with the essential points of his story unshaken.

Efforts to discredit the negro's story result only in showing several discrepancies in the story he told before the Court's jury and his testimony on the stand at the trial. All attempts to confuse Lee by filling him that the stenographer's report of the longest has him making slightly different statements met invariably with his declaration that "they didn't get it right down there."

L. S. Dobbs, police sergeant, testifies to the finding of the body of the Phagan girl and says that Lee had a ready interpretation of the two notes when they were found by the dead body.

City Detective Starves testifies to finding bloodstains on second floor and says Frank was nervous the day after the crime. He says he found what he took to be fingerprints of blood on a door in the basement.

Starves is closely cross-questioned by the defense in an effort to show the spots he thought blood might have been spilled there. In a lawyer's clash over certain questions Solicitor Dorsey is told to "sit down" by the judge.

City Detective J. M. Starnes told Tuesday afternoon at the trial of Leo Frank of the finding of a number of red splashes resembling blood in the northeast corner of the women's dressing room in the National Penitentiary, testimony on which the prosecution relies to support its theory that Mary Phagan was murdered on the second floor of the building.

Starnes said that the principal witness chief of counsel for Frank obtained these admissions: Points in Dobbs' Story.

That Lee, servant and Phagan's uncle, was able to decipher and explain in a flash the mysterious notes over which the case has puzzled for several minutes.

That Lee spoke up and said, referring to the words which were "cut" in one of the notes: "That's my boss; that means the night watchman."

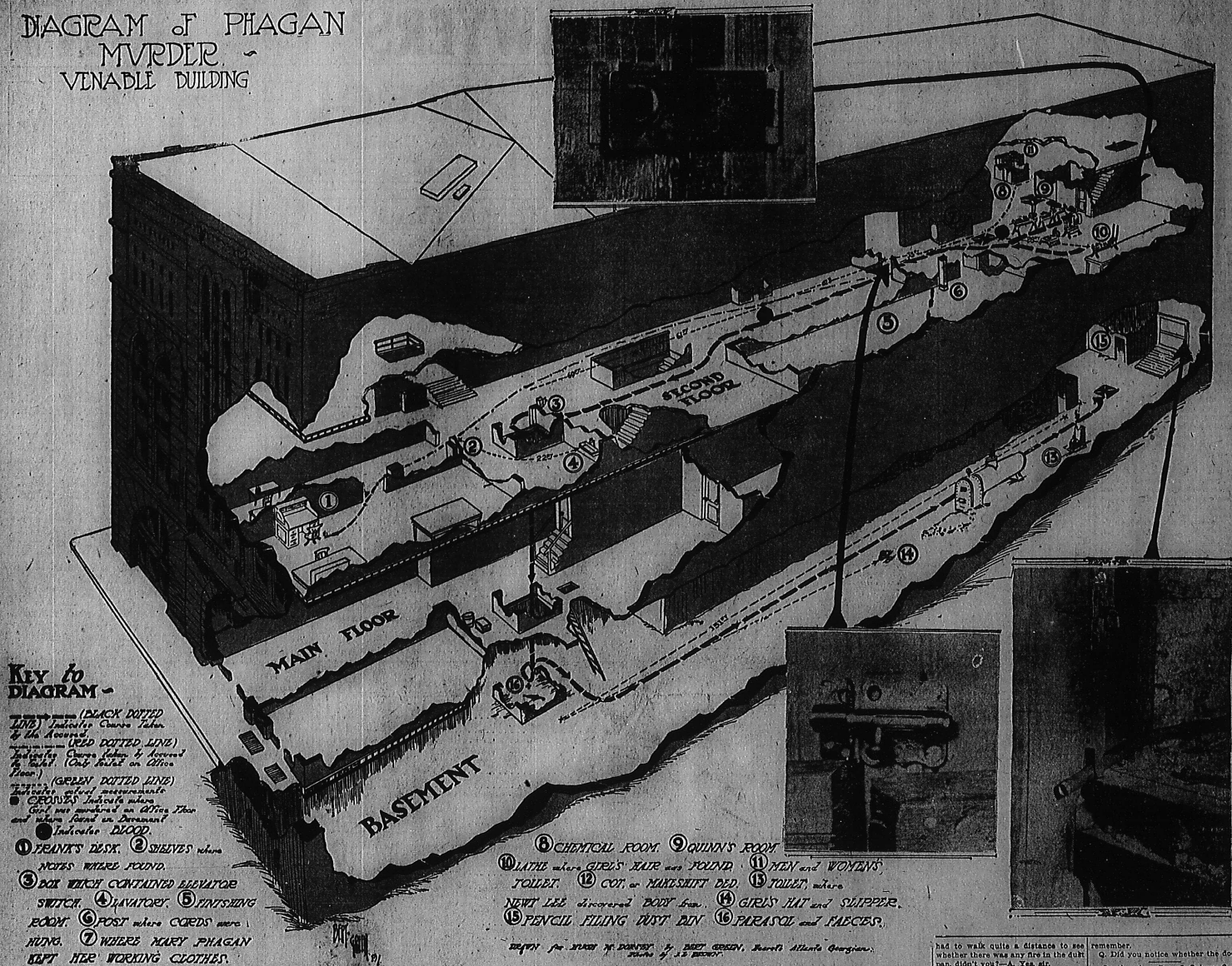
That the time he found the body was the first time he had seen the girl in the place where Mary Phagan's body was found since she was making the pillow. Lee said he was in when he first saw the body and discovered that as a matter of fact, the body could hardly be seen from this point unless one was looking especially for it.

### THE WEATHER.

Forecast for Atlanta and Georgia—Local thunderstorm on Tuesday and Wednesday.

# DIAGRAM USED BY DORSEY TO ILLUSTRATE STATE'S THEORY

## DIAGRAM OF PHAGAN MURDER - VENABLE BUILDING



## DEFENSE FAILS TO OBTAIN CRIMINATIONS FROM LEE

Continued From Page 1.

indicated that it was the intention to prove that New Lee was concerned in the writing of the two mysterious notes found by the mutilated body of Mary Phagan.

Judge Ross from Room.

The Solicitor objected strongly to arguing before the jury the admissibility of this testimony of Lee's and the jurors were excited while Arnold outlined the purpose of the defense.

"We expect to show that two notes were found by the body of Mary Phagan," said Arnold.

"The defense expects to show that the two notes found in the basement and Judge Ross ordered the jury to retire," Mr. Arnold said.

"The defense expects to show that the two notes found in the basement of the National Paint Factory were very obscure notes and the police were trying to read them in the presence of Lee."

"They read this one: 'He said he would love me, laid down, played like the night-witch did it, but that long, tall, black negro did it by himself.'"

night-witch means me," said Arnold. "It showed familiarity with the notes. This negro who is so dull that Mr. Rosser has to repeat his questions and again interpreted the important notes found by the mutilated body of Mary Phagan."

"Since Attorney Arnold has the note itself, there is no reason to ask what somebody else said about it," Assistant Prosecutor Hooper here pointed in.

"Please it is intended to try to connect Lee with the crime, what someone else said about the notes to Lee is wholly inadmissible. The charge first must be made against him."

"We don't have to photograph a criminal. We have got to beat someone," retorted Rosser.

Eddie Roan questioned the defense, saying that it might produce evidence to show anxiety on the part of the negro, or a light interpretation of the notes.

"Suspicion on Lee," says Rosser. "We expect to show that the notes were obscure and doubtful in meaning. We expect to show that the officers were endeavoring to read them."

the negro had been on the grill two hours Monday afternoon and nearly as long Tuesday.

The efforts to discredit Lee's story began the moment Rosser got him on the stand. He sought first to show that it was a very peculiar circumstance that Lee went close to the rear of the factory basement, where he found the girl's body, when all through the earlier part of the night he had gone only a short distance from the foot of the ladder in the front of the basement.

"That's a lie," said Lee. "I was in the front of the basement."

"Every time you went down into the basement you went only about 25 feet from the ladder to see if there was fire in the dust pan," said Rosser, repeating Lee's testimony, "and yet at this time, when you say you found the girl's body, you assert that it was necessary to go clear to the rear to ascertain the same fact."

Lee replied that he had gone to the rear of the basement for another purpose and Rosser attempted to show that this was only a flimsy excuse.

By his line of questioning Rosser endeavored to ridicule the idea that Lee could have identified Mary Phagan as a white girl by the dim light of his dirty lantern when, as he testified, he got no nearer than five or six feet to the body, and when the officers with electric searchlights were near by to determine whether the girl was white or a negro because of a change in the expression of the young factory apartment."

He only took his eyes from the witness to speak a word to his wife or to answer an occasional question.

had to walk quite a distance to see whether there was any fire in the dust pan, didn't you?—A. Yes, sir.

Q. How far did you walk?—A. A little piece below the light.

Q. Tell me exactly how far it was?—A. About as far as 134 man there (About 25 feet).

Q. You only went to the dustpan once that night?—A. Mr. Frank (old me not to go near it with the lantern.

Q. Shows How He Held Light.

Q. How close did you go to the body?—A. That wall there.

Q. How far is that?—A. About six feet.

Q. How did you hold the lantern to see it?—A. Like this (Holding hand over head).

Q. What did you see first?—A. The feet.

Q. How far was the body from the closet?—A. I don't know.

Q. Was it twenty feet, ten feet or twenty feet?—A. I don't know.

Q. Was it fifty feet, forty feet or thirty feet?—A. Somewhere about thirty feet, maybe not that much.

Q. How long did you look at the body?—A. I looked to see whether it was a natural body.

Q. You didn't linger?

Q. At this question Lee across and pointed his finger at Rosser. "Just as soon as I saw what it was I want to tell you I lit a rag."

Q. You saw it was a white girl?

Q. You saw it was a white girl?—A. There were one or two white spots on the face and her hair was frizzled.

Q. How long did it take the police to find she was a white girl?—A. I don't know, they arrested me.

Q. What did they say?—A. One of them said this girl has been dead three or four days.

Q. When you came up did you go

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Nuxcara is a pure vegetable preparation which acts directly on the stomach and bowels, restoring them to their natural and healthy condition. There is no better remedy for stomach trouble.

Read this testimonial from the Hon. R. M. Harwell, ex-member Park Board, president of Bowles and Gas Commission and prominent business man. We have scores of other testimonials from Atlanta citizens who have been cured by Nuxcara.

**TESTIMONIAL.**

"I thoroughly recommend Nuxcara to be the ideal remedy for depression after eating overindulging the regular action of the stomach and bowels. Nuxcara acts directly upon the mechanism of the digestive system and restores them to a healthy condition. I weighed 125 pounds when I began to take Nuxcara. I now weigh 135 pounds."

**\$1 a Bottle**

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LEE'S QUAIN ANSWERS  
ROB LEO FRANK'S TRIAL  
OF ALL SIGNS OF RAINCO

A page was ripped from a story of Harry Dickson, "Old Reliable" was handed in the life in a somber setting as was ever conceived, and the tempo of the audience that is following the fortunes of Leo Frank through his struggle for life and liberty was revealed.

Some sinister things have been said of the spirit of Atlanta in reference to the trial of the pencil factory superintendent as the lawyer of Leo Frank. It was whispered once that the law would not be allowed to take its course, but that those who believe in the law would take vengeance as their own.

And, on the other hand, it has been said in so many words that the Frank's friends would be opened to a verdict of acquittal, and that the law would be applied as it is.

Laugh Over Leo's Rummy. But right at the start the witnesses were given the full story of what happened to most whiffling. A jury was selected and sworn in record and the story of a week was covered by fictional feigned by the case was crushed.

First Important Witness Looked and spoke Leo "Old Reliable." And his hearers roared. He was welcomed by a passion as ready that they are willing to defy the law to obtain their vengeance do though when the trial is held.

People who are willing to spend no dollar to lose a man dead do not judge when a witness relates circumstances which the opposition faints, adds a stress to the court in which it is striving to weave about his neck.

Frank Getting Fair Trial. New Leo, black, ignorant, cowardly, homeless of his words proved himself a man of the law. He is getting a fair and impartial trial as the law decrees, and that is the best thing in the public mind for the time being.

Fortune favored both sides when the jury decided to place the trial on the stand among the first. Whether the trial is to be held in the city or in the country is a matter of indifference to the jury, who are following the lead of the public. The jury is interested in the case in a public that is the best thing in the public mind for the time being.

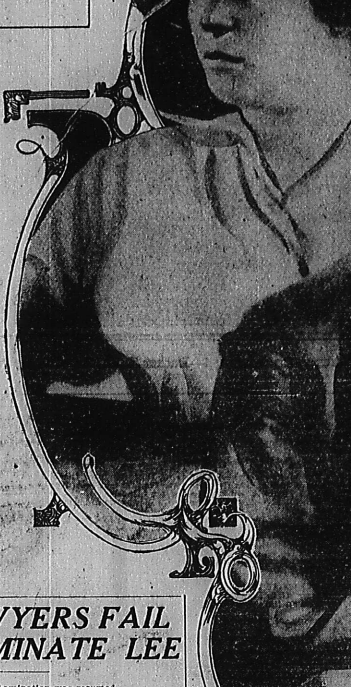
Next Enjoy His Name. Leo has a look at New Leo. There is a lot to be learned from the home-made, negro. When his name was heard he uttered the name of his home, a joyful realization of his own name. He faces about to be again entering the thrilling pleasure of a name, thro' or going on a name.

It is typical of the type that Judge Dickson so vividly depicts, his head in a flat as a ballroom floor. His hair is slightly bent, not from nervousness, but from the natural laziness of his type.

Sympathy that has been spent on him for his months in the jail, has made him more of a man. He has been having the time of his life. He has perfect faith in the jury, and he took up in the white folks papers: "Don't dem his lawyers pay."

PRISONER AND WIFE  
SNAPPED IN COURT  
FOR THE GEORGIAN

Leo M. Frank and Mrs. Frank as they appear in the courtroom. Mrs. Frank aided her husband as he appeared to gaze scornfully at her husband's prosecutors.



Mincey Adheres to  
Published Statement

W. H. Mincey, the school teacher, who says that Jim Conley, the negro sweeper at the National Pencil Company, confessed to him that he had killed a girl, declared Tuesday that he had conferred with attorneys for Leo Frank, and that he was ready to make his statement from the witness stand.

Mincey said his statement would be identical with the one recently published in The Georgian. He claims to have met Conley on the Saturday afternoon that Conley confessed he killed a girl, saying that he had already killed a girl that afternoon.

Tragedy, Ages Old, Lurks in  
Commonplace Court Setting

Outwardly Quiet and Singularly Lacking in Excitement, Frank Trial Is Enactment of Grim Drama.

By JAMES B. NEVIN. Gradually I realize a senseless to the atmosphere, perhaps—and there may steal over me as I grope mentally for something to fasten upon, a feeling that, after all, tragedy is in the air, and that its sinister shadow has fallen about this courtroom, the while I still recall that outside the sunshine is very bright, and is beaming upon the just and the unjust alike.

One of the world's truly great physical phenomena is death. It is a mystery that no really great physical scientist possibly can find it. It may become used to it, he may grow to view the mere physical fact of death itself as not a particularly astounding phenomenon, but even so he sees in any one death the same sequenced things he has observed in another.

It is much the same way with crime. It is the same way with the crime as it is on the hills—old as laughter, love, and the hate of hell—but it never loses its repugnant appearance, and, all Atlanta and all Georgia today is watching the progress of the Frank trial, because Atlanta and Georgia are made up of human beings—like all.

Two conductors are unmetamorphically in the trial in a hall of court, the trial is to be held in the city or in the country is a matter of indifference to the jury, who are following the lead of the public. The jury is interested in the case in a public that is the best thing in the public mind for the time being.

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FRANK LAWYERS FAIL  
TO INCRIMINATE LEE

Continued From Page 2. was open when you went back?—A. No, sir. Q. Did you tell the police it was a white girl or a white woman?—A. No, sir. I told them it was a woman.

Q. She was lying on her back, with her face up?—A. Yes, sir, she was lying on her back with her face up. Q. Which side was the blood on?—A. It was on the right side. It was on the right side.

Q. Are you sure it was the right side?—A. No, sir, I don't know. Q. You saw her face was turned up?—A. Yes, sir, her face was turned up. Q. When you went up to the office the first time did Mr. Frank close his office door?—A. I don't know.

Q. I mean the outside door?—A. Yes, sir. Q. Mr. Frank then read Leo's testimony about the time she fell before the coroner's jury?—A. Yes, sir. Q. You helped him put the paper in the jury's hands?—A. Yes, sir. Q. He read it to them?—A. Yes, sir.

Q. He read it to them?—A. Yes, sir. Q. He read it to them?—A. Yes, sir. Q. He read it to them?—A. Yes, sir.

Husband and  
wife note  
every  
move in  
the  
trial.

Leo and Mrs. Frank as they appear in the courtroom. Mrs. Frank aided her husband as he appeared to gaze scornfully at her husband's prosecutors.

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Q. You could not say whether it took under a minute or over a minute?—A. I don't know. Q. Who did you live with?—A. I lived with my mother. Q. Who lived with you?—A. I lived with my mother. Q. When you lived with your mother, did you cook for her?—A. Yes, sir.

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Kills His Sister by  
Mistake for Burglar

REVEREND July 28—Mack Quester, a 40-year-old Alton, N. J., was yesterday indicted on a charge of killing his sister by mistake for a burglar. The indictment was returned by the grand jury in the county court.

Quester was indicted on a charge of killing his sister by mistake for a burglar. The indictment was returned by the grand jury in the county court. Quester was indicted on a charge of killing his sister by mistake for a burglar.

Bees Usurp Bed and  
Couple Can't Sleep

BRICK GROVE, Iowa, July 28—A couple who were unable to sleep last night because of a swarm of bees that had entered their bedroom, were discovered today by a man who was looking for a place to sleep. The man was discovered by a man who was looking for a place to sleep.



FLASHLIGHT PHOTOGRAPH OF COURTROOM OF FRANK TRIAL



KEY: 1—Solicitor Hugh M. Dorsey; 2—Chief of Detectives Newport Lanford; 3—Reuben R. Arnold, attorney for defense; 4—Luther Z. Rosser, attorney for defense; 5—Mrs. Leo M. Frank, wife of accused; 6—Leo M. Frank, on trial for murder; 7—Mrs. Frank, mother of accused; 8—Judge L. S. Roan, presiding.

WATCHMAN STICKS TO HIS TALE OF FINDING OF BODY

Continued From Page Three.

he asked: "A section of the Code says that you can't question a man like that unless you first present some certain evidence of the statement having been made or written."
At this, Attorney Rosser sat down and Dorsey began questioning Lee on the redistrict examination.
Q. You said something about somebody trying to put it off on you?—A. Yes, sir.
Q. Did you know Jim Conley?—A. I never saw him until that time last week.
Q. Have you talked to anybody about this?—A. Yes.
Q. Did you ever talk to this man (indicating Arnold)?—A. Yes, he was over to the jail after you were.
Q. Lee Quized on Diagram.
The first time Frank put that tape on the clock, did he say anything?—A. No.
Q. Did he say anything the second time?—A. He made a remark about the clock being longer.
Q. What was the reason he changed the tape?—A. It had been used.
Q. Was it as dark in the basement at night as it was in the daytime?—A. Mightily near.
Q. Mr. Rosser asked you how far it was from the stairs leading up to the second floor to Mr. Frank's office?—A. How far was it?—A. About as far as from here to that wall across the room.
Called Only Police.
Q. Did you call anybody on the phone, that night but the police?—A. No, sir.
Q. Did you call Mr. Haas?—A. No.

711's not asking about anything but the physical appearance of the building," replied Judge Roan.
Solicitor Dorsey then had Newt Lee point out the various parts of the building shown on the diagram; Dorsey used as a pointer Mary Pilsan's person.
Q. Now, say whether the body of Mary Pilsan was lying the same way when you saw it with the officers at when you first saw it?—A. I don't know officers were all around it, and I couldn't see very good.
Lawyers Clash Again.
Mr. Rosser took a stand directly behind Mr. Dorsey and objected to Dorsey leading the witness.
"Very well, this negro is not as well educated as some of these lawyers," said Mr. Dorsey. "It takes a little patience to get him to understand. What lawyers are you referring to?" asked Mr. Rosser. "Do you mean yourself?"
"Of course, myself," answered Mr. Dorsey.
Q. Was the toilet west or east from the body in the basement?—A. West.
Q. Was the body west or east?—A. The body was kinder west.
Q. Could you see Frank from that clock up stairs?—A. No, sir.
Q. Mr. Rosser asked you how far it was from the stairs leading up to the second floor to Mr. Frank's office?—A. How far was it?—A. About as far as from here to that wall across the room.
Called Only Police.
Q. Did you call anybody on the phone, that night but the police?—A. No, sir.
Q. Did you call Mr. Haas?—A. No.

Q. Were the shutters on the north side of the second floor of that building closed on Saturday, April 18?—A. Yes, sir; they were closed.
Q. Were there apartments back there on the third floor?—A. Yes, sir.
Q. Who were they for?—A. White people.
Q. Did white people use the closet in the basement?—A. No, sir.
Q. Who told you to use it?—A. Mr. Frank took me down there and told me to use it.
Q. What did he call it?—A. He called it a toilet.
Q. At night it is darker in the rear of that basement than it is outside?—A. You can't see inside there at all back where the body was found.
This ended the redistrict examination, and Mr. Rosser began the re-cross-examination. He took up the questioning in an effort to prove that Lee did not understand the diagram of the penitentiary.
"What is this?" he asked, pointing to some blue coloring representing the plank wall.
"I don't know, sir," the negro replied.
Q. It looks like a mill pond, doesn't it?—A. I don't know. Just what it is meant for.
Q. The policemen and detectives talked to you all the time, didn't they? They fired a pistol beside you; they missed you and they pressed you, didn't they?—A. No, sir; they didn't press me none.
Q. When John Black and those fellows talked to you day and night, didn't they?—A. Well, just let me tell you, I couldn't sleep even for two nights after I was put in jail. They just questioned me all the time, policemen and everybody.
Q. Is there any other way to get out of the basement except by the ladder?—A. Only the back door.
Q. Are there not some steps between the boiler and the back door up to the first floor?—A. If there are any there, I don't know.
Black Talked to Him More.
Solicitor Dorsey at this point took up the examination.
Q. Did Frank talk to you in jail?—A. Yes, sir.
Q. Who talked longer to you, Frank

or John Black, the detective? Rosser objected, saying the Solicitor had gone over the interview between Frank and Lee and no one had referred to it since.
"Who want to know if repetition is going to be allowed," Rosser asked Judge Roan. "It is simply to repeat. I've asked a repeating contest we will be here forever."
Lee replied: "Detective Black talked to me the most.
Q. Who talked to you longer, the detectives or Mr. Arnold, when he came to see you the other day?—A. Mr. Arnold.
Newt Lee was then called out of the stand after having been questioned for 4 hours and 15 minutes.
Bergant Dobbs Testifies.
Dorsey said, "Bring in L. B. Dobbs, sergeant of police."
Q. Where were you at about 5 o'clock April 17?—A. At the station house.
Q. Did anything unusual happen?—A. At about 1:30 a call came to go to the penitentiary. When we got there the door was locked. Later a negro came and let us in. He said there was a woman murdered in the basement. The negro led the way down and about fifteen feet he found the body. She was lying with her face down. We couldn't tell whether she was white or black except that her hair was light. I told someone to turn her over. A cord was around her neck and sunk in her throat. There was also a piece of cloth. I began to look around and found a couple of notes. One of them read—
Mr. Dorsey interrupted: "Never mind about the notes," he said.
Identified Card and Cloth.
Q. I will first get you to identify this card (taking the death book from a suitcase)—A. That looks like it.
Q. And this (exhibiting a torn piece of cloth)?—A. It is.
Q. Was there much blood?—A. Very little.
Q. Was the hair bloody?—A. Very little. I had to almost reach the skin to feel bloody.
Q. Was it moist?—A. Dry.
Q. Are these the notes you found near the body? (Exhibiting notes.)

A. Yes.
Q. And this part?—A. Yes.
Q. How were they lying?—A. Near the head.
Q. Were they close together?—A. Yes.
Q. What did you do with Lee?—A. Took him to the station.
Q. What was the hearing?—A. Cook.
Q. Mr. Dobbs, look at this (pointing to diagram of factory); point where the body was found?—A. Right here.
Rosser—"I object to that picture unless the witness says it is a fair representation of the building."
Judge Roan—"I sustain the objection."
Dorsey—"Is it a fair representation of the building?"
A. It is.
Rosser—"That's all."
Dorsey took up the cross-examination.
Q. No, was there any indication that she was dragged?—A. I thought there was.
Q. Lee did become excited because he left the factory?—A. Yes.
Q. From the place where Lee stood could he have seen the body?—A.

Yes; part of it.
Q. Didn't you make any experiment in the day time to see whether Lee could see the body?—A. Yes.
Q. Could you?—A. Yes, sir; the first part of the legs.
Q. I asked you if you said the evidence of dragging did not begin immediately in front of the detector?—A. No, sir; it appeared to me to begin immediately in front of the detector.
Q. As a matter of fact, you didn't find the hat and the shoes close together?—A. The hat and the shoes were on the garbage pile.
Q. The floor was rough and one being dragged over it would be

scared up?—A. Yes.
Q. Captain, you are mistaken about the wound being on the right side of the head, aren't you?—A. I would be positive. It was near the rear of the head.
Q. Was the blood wet or dry?—A. Dry.
This little trail which you continued on Page 5, Column 1.

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