

THE JOURNAL  
COVERS DAVIS  
LIKE THE DEW

THE WEAVERS  
Edit. by George and Frank

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ATLANTA, GA., THURSDAY, EVENING, AUGUST 16, 1934.

LAW SECTION.

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## Frank's Story of Before and After Conviction Contradicted Defense's Motion to Strike Cross-Questioning from

SULZER AND GLYNN  
EACH CLAIMS HE'S  
GOV. OF NEW YORK

MOTHERS GET EQUAL  
CUSTODY OF CHILDREN  
BY ACTION OF SENATE

Machinery of State, Government Threatens to Be Thrown Out of Gear by Attempts of Rivals to Direct It

MRS. SIEZER'S CONDITION GROWS MORE CRITICAL

Specialists Are at Her Bedside Constantly—Her Temperature Rises Gov. Sulzer Keeps Silent

Upper Branch of Legislature Follows Action of House and Upsets Old Law Handled Down by England

MEASURE NOW ONLY NEEDS SIGNATURE OF GOVERNOR

Two Senators Vote Against Bill Giving Mothers Right to Equal Custody With Fathers for Minor Children

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ADJOURNED



FRANK WAS SEEN BY WITNESSES  
ON HIS WAY TO AND FROM HOME.  
DAY LITTLE GIRL WAS KILLED

Solicitor Declares That Outburst of Yesterday Should Not Be Allowed and That as There is Further Unpleasant Testimony to Be Heard, He Suggests That Frank's Wife and Mother Do Not Hear It—Judge Issues Caution

MOTION OF ATTORNEY ROSSER TO STRIKE OUT SENATIONAL QUESTIONS IS OVERRULED

Solicitor Dorsey's Questions Put to John Ashley Jones Will Stand and the Defense Will Be Forced to Disprove Suggestions Given to Jury by Cross-Questioning Witness Whom Solicitor Will Summon in Rebuttal

There were three big addressees in the Thursday morning session of the trial of Leo M. Frank:

First, the request of Solicitor Hugh M. Dorsey that the mother and mother-in-law of the accused be excused from the courtroom during an intermission similar to that made by Mrs. Leo Frank Wednesday afternoon. Judge Roan did not grant the request but cautioned the defense that they must consider it when they make their motion for a mistrial.

Second, the demand of a motion made by the defense to strike from the record the sensational questions and answers relating on Frank's character elicited Wednesday afternoon during the examination of John Ashley Jones.

Third, a formidable presentation of evidence corroborating Frank's story of reference to his moonlighting on the day of the trial.

Through the witnesses who testified Thursday the defense showed that Frank was in Atlanta on the night of January 11, 1933, when he was arrested, and that he had been in the factory at 3 o'clock. Previously Frank had reported there. Frank reached his home at 81 East Georgia Avenue about 11 o'clock, dressed in his usual clothes and carrying a briefcase containing his papers and money.

On the way to his home he stopped at the home of his mother, where he remained until about 11:30 o'clock.

Oscar Lusk, of the Washington street, testified that he had seen Frank in the city on the night Frank was as he was returning to the factory about 11 o'clock.

Mr. Montag, one of the proprietors of the factory, proved an important witness. In addition to corroborating Frank's statement that he was in the factory at 3 o'clock, he also testified that he was in the office when the negro was brought in, and that he was in the office when the negro was released the next morning.

The master of the negro equalization was retained by the defense to testify that the negro was released because he had no place to go. The negro equalization was retained by the defense to testify that the negro was released because he had no place to go.

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John Ashley Jones, the Negro witness, gave testimony to the effect that he was in the office when Frank was brought in, and that he was in the office when Frank was released.

Among the witnesses examined during the morning was Charles Lee, employed as a messenger at the factory and well known to police.

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Lee, a Negro, was examined as a messenger at the factory and well known to police.

Attorneys for both the state and the defense continued to contest every point and there were frequent clashes during the morning. Mr. Arnold and Holtorff became particularly vigorous.

At noon, the defense moved for a mistrial on the ground that the negro witness was being harassed.

When court convened before the jury was brought in, Solicitor Dorsey moved for a mistrial on the ground that Mrs. Leo Frank and Mrs. Leo Frank, wife and mother, respectively, of the accused, had sat in the courtroom during the trial.

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### DEATH MAY FREE HIM



### SENATE RECOMMENDS A WAYWARD GIRLS' HOME

Committee: However, Cuts Apportionment by One-Third

Its Size

The appropriations committee of the Senate recommended a bill providing for a home for wayward girls in Georgia to meet the needs of the state.

The bill, introduced by Senator John W. Davis, would provide \$100,000 for the construction of a home for wayward girls in Georgia.

The bill would also provide \$100,000 for the construction of a home for wayward girls in North Carolina.

The bill would also provide \$100,000 for the construction of a home for wayward girls in South Carolina.

The bill would also provide \$100,000 for the construction of a home for wayward girls in West Virginia.

### Rain Steps First Game

The first game of a doubleheader between the Atlanta Crackers and the Birmingham Barons was postponed because of rain.

The game was originally scheduled for 7:30 p.m. on Friday evening.

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