

Dalton Recalled by Defense Admits Having Served on Gang

Following the departure of Miss Hat-
tle Hall from the stand a short recess
was taken and then C. B. Dalton,
who, when called by the state, testi-
fied that Leo Frank had had women
in his office and that he had taken
Daisy Hopkins to the factory, was
called to the stand by the defense.

He was made to admit having
served in the chain-gang before the de-
fense got through with him and later
other witnesses were called who came
from Walton county and all of whom
swore they would not believe Dalton
on oath.

"Who is Andrew Dalton?" asked Mr.
Arnold.

"He is my brother-in-law," replied
the witness.

"Your brother-in-law and yet bears
the same surname you do?"

"Yes."

"Well, who is John Dalton?"

"He's my cousin."

"Well, didn't all of you go to the
chain-gang in Walton county for steal-
ing?"

"Yes, I did, but I was pardoned be-
fore my term was out."

"In another case a little later weren't
you sent to the gang for stealing
again?"

"No."

"You deny that?"

"I do."

"In 1894 didn't you plead guilty in
three cases and go to chain-gang?"

"No, I pleaded guilty to one thing,—
stealing a shop hammer,—and the other
Dalton pleaded guilty to the rest."

"Well, in the February term of 1899,
weren't you indicted for stealing cot-
ton?"

"I was indicted for helping to steal
the cotton."

"Yes, and they found you guilty and
you went to the chain-gang, didn't
you?"

"No, I paid a fine of \$141 and some
costs."

"Oh, you paid out."

"Yes."

"Well, later on in Gwinnett county,

didn't they find you guilty of stealing
corn?"

"No, they didn't find me guilty."

"Well, how long since you have been
in trouble?" asked Solicitor Hugh Dor-
sey, who here took up the cross-ex-
amination.

Happened 18 Years Ago.

"It's been something like 18 years,
I think," said the witness.

"What was your condition when you
stole that shop hammer?"

"Me and the other Dalton boys was
drunk."

"You haven't been in trouble in 18
years?"

"No."

"That's all, then," said Mr. Dorsey.
"No it ain't," said Mr. Arnold, let-
ting his grammar slip, but putting a
decided emphasis on his assertion.

"You are right now under four in-
dictments in Walton county for sell-
ing liquor, aren't you?" he continued.

"Not that I know of, I'm not," re-
plied Dalton.

"Your honor, I make the point that
for a man to be indicted doesn't mean
anything about his guilt," said Mr.
Hooper.

"That is right," replied Judge Roan.

"Well, he said he hadn't been in any
trouble," replied Mr. Arnold.

Saw Miss Hopkins With Frank.

Mr. Dorsey then took up the cross-
examination again.

"Do you know whether or not Daisy
Hopkins knows Leo Frank?"

"Yes, I know that she knows him;
I've seen them talking together and
then she has told me she know him."

"I move to rule out what she told
him," said Mr. Arnold.

"Well, that's all right, I'm going to
put her on the stand, anyway," said
Mr. Dorsey. "I suppose you have kept
her here as you said you would."

"All right, I've certainly no objec-
tion. She has already said she didn't
know Frank," said Mr. Arnold.

It was then 11:20 o'clock and Dalton
was excused. Witnesses who swore
they would not believe him on oath
were next put up.