

after the elevator and freight that come in and out and people that come in and out. The elevator was locked Friday night when I left there; went off from there Saturday and forgot to lock it. Don't remember stating that I locked it Saturday; did say in an affidavit it is kept locked all the time. Left the factory at 11:45 on Saturday; about 9:30 Mr. Frank and Mr. Darley went over to Montag Bros.; have seen Gantt talking to Mary Phagan frequently.

*Cross-examined.* Never seen Mr. Frank speak to Mary Phagan.

*To Mr. Dorsey.* On May 12, 1913, I told you that the elevator was locked because I forgot to tell you I done some sawing; took the key out, left the elevator unlocked and took the key back and put it in the office.

*N. V. Darley.* Am manager of the Georgia Cedar Company, a branch of the National Pencil Company; was at the factory Saturday, April 26th; saw Mr. Frank. I was there Sunday morning at about 8:20; saw Mr. Frank; noticed his hands were trembling; observed that he seemed still nervous when he went to nail up the back door. He said that he had not had breakfast and didn't get any coffee and that they had rushed him by Bloomfields, carried him in a dark room and turned the light on and he saw the girl instantly and that was why he was nervous. Newt Lee seemed to be thoroughly composed. Heard him speak of the murder numerous times. When we started down the elevator Mr. Frank was nervous, shaking all over. I can't say positively as to whether

his whole body was shaking or not, but he was shaking.

Don't think a day passed at the factory that Mr. Frank did not get nervous. When anything went wrong he would wring his hands and I have seen him push his hands through his hair. When things went wrong it would upset him. If anything out of the ordinary happened I have seen him a thousand times, I suppose, rub his hands. Never saw Mr. Frank speak to Mary Phagan; don't know whether he knew her or not; didn't know we had a girl by that name in the factory until I found it out afterwards.

*W. F. Anderson.* Was at police headquarters April 26th; got a call from the night watchman at the pencil factory that a woman was dead at the factory; asked him if it was a white woman or a negro woman. He said it was a white woman; went there and Newt Lee came down from the second floor. I called up Mr. Frank on the telephone at 3:30 or 4 and got no answer.

*Cross-examined.* Newt Lee was asked the following questions and gave the following answers at the coroner's jury: "Q. Had you ever seen him change that before? A. Well, he put the tape in once before. Q. When was that? A. I don't know, sir, when it was, it was one night. Q. How long did it take him the first time you ever saw him put the tape on? A. I never paid any attention to him. Q. Well, about how long did it take him, five minutes? A. No, sir, it didn't take him that long. Q. Did it take him a minute? A. I couldn't tell exactly how long. Q. How long did it take the other night, on Saturday night? A. Well, it took him a pretty good