

(Cook having been tried separately and convicted, see *ante*, p. 654) was placed on trial today.

*John A. Boykin*,<sup>3</sup> Solicitor General, and *Reuben R. Arnold*,<sup>4</sup> for the State.

*Richard B. Russell*,<sup>5</sup> *John R. Cooper*<sup>6</sup> and *James S. Bedgood*<sup>7</sup> for the Prisoner.

The following jurymen were selected and sworn: R. L. Crawford, W. H. Blackstock, L. C. Berry, J. T. Carroll, W. L. Holcomb, V. R. Hollis, C. A. Meager, J. R. Lee, M. B. Hinton, Jacob Heiman, J. T. Stark, H. L. Dewell.

#### THE WITNESSES FOR THE STATE.

*Asa G. Candler*. (His evidence in chief was substantially the same as that given on the trial of Cook. See *ante*, p. 629.)

*Mr. Russell*. Did you buy any chances on the automobile raffled by Mrs. Hirsch? Yes, I took several chances at her solicitation, though I do not remember exactly where or when I bought them, but my impression is that I bought them at the Rotary luncheon in the Piedmont hotel. Do you recall Mrs. Hirsch laughingly make the remark to you in your office, when you bought some of the tickets, that you were an accessory before the fact? I do not. When Mrs. Hirsch spoke to you on James Street, in front of the Candler building, wasn't she

across the street from you? Yes, I think she was. Did you not cross over and tell her you were glad to see her out of the hospital? I think I did cross the street, and I might have made some such remark. Did not you tell her you had tried to call her on the phone while she was in the hospital? I did not; I never telephoned her, or wanted to telephone her, on any occasion; my recollection is that she always did the calling. When Mrs. Hirsch called at your office in the Candler building on Wednesday, February 6, did you ask her to sit down? Perhaps I did. Didn't you remark that it was warm, and ask her to remove her coat? I did not.

*Mr. Russell*. When she called

<sup>3</sup> See *ante*, p. 625.

<sup>4</sup> See *ante*, p. 189.

<sup>5</sup> RUSSELL, RICHARD BREVARD. Born, Cobb County, Georgia, near Marietta, 1861; graduated, University of Georgia, 1880; admitted to Bar, 1880; Solicitor General of the Western Circuit, 1888-1896; Judge of Superior Court, Western Circuit, 1898-1906; Associate Judge Court of Appeals, 1906-1916; member of Legislature, Clark County, for a number of years; he now resides at Winder, Georgia.

<sup>6</sup> See *ante*, p. 628.

<sup>7</sup> See *ante*, p. 628.