

to go and illustrate that affidavit when he says now on the stand that much of it was a lie, and that it did not happen that way at all; that this evidence was of another transaction, not binding on this defendant.

45. Because the Court declined to allow Dr. David Marx to give testimony in behalf of the defendant as to the character of the Jewish organization known as B'Nai Brith. Defendant's counsel stated at the time that Dr. Marx would testify that while the B'Nai Brith was an international Jewish charitable organization, its charity did not extend to giving aid to persons charged with a violation of the criminal law, as was Mr. Frank in this case.

The State objected to permitting Dr. Marx to make the answer sought, and the Court declined to permit the testimony to go to the jury.

46. Because the Court permitted the witness Mrs. J. J. Wardlaw, who before her marriage was Miss Lula McDonal, to be asked by the solicitor General the following questions and to make the following answers:

Q. You never knew of his improper relations with any of the girls at the factory?

A. No, sir.

Q. Now, did you ever, do you know or did you ever hear of a girl who went with Mr. Frank on a street car to Hapeville the Saturday before Mary Phagan was murdered?

A. No sir.

Q. On the same street car with Hermes Stanton and H. M. Baker and G. S. Adams.?

A. No sir.

Q. And about his putting his arm around her and trying to get her at various places to get off with him?

A. No sir.

Q. And go to the woods with him?

A. No sir.

Q. She was a little girl that got on at the corner of Forsyth and Hunter str. Is where the car passes?

A. No, I don't know that.

Q. You never heard of it at all?

A. No sir.

Q. The Saturday before? 108.