

# THIRD MAN BROUGHT INTO PHAGAN MYSTERY BY FRANK'S EVIDENCE

Lemmie Quinn, Foreman of the Department in Which the Little Girl Worked, Was in His Office Just a Few Minutes After She Received Her Pay on the Day of the Murder, He Tells the Coroner's Jury at Inquest on Monday Afternoon.

## LEO FRANK INNOCENT NEW WITNESS TELLS ATLANTA DETECTIVES

Quinn Declares That Officers Accused Him of Being Bribed to Come to the Aid of Superintendent—Frank Is on Stand for Four Hours Answering Coroner's Questions—Body of Mary Phagan Exhumed and Stomach Will Be Examined.

The Mary Phagan murder mystery assumed a new aspect yesterday afternoon, when Leo M. Frank, the suspected factory superintendent, introduced a third man in the baffling mystery, who, the witness stated, called to see him after the girl had drawn her pay and departed.

Frank was testifying before the coroner's inquest when he startled his audience with the declaration that he was visited by Lemmie Quinn, a pencil plant foreman, less than 10 minutes after the girl of the tragedy had entered the building Saturday.

Quinn immediately was summoned before Chief Lanford and Harry Scott, of the Pinkertons. He corroborated Frank's story in detail. After being quizzed for an hour or more, he was permitted to return to his home at 31-B Pulliam street.

### Foreman of Girls' Department.

Quinn was foreman of the department in which the victim worked. He had known her ever since she first was employed with the concern. A stormy scene is said to have ensued during the interrogation to which he was subjected at headquarters. To a reporter for The Constitution, he last night declared that Scott and Solicitor Dorsey charged him with having accepted a bribe from Frank's counsel for the story he was telling of the visit to the factory.

He says he retorted to the charge: "Show me the man that says I took a bribe, and I'll whip him on the spot."

Quinn was seen last night by a reporter for The Constitution when he returned to his home from police headquarters. When asked if Frank's statement were true, he said:

"Yes. It's true. I left my house Saturday morning about 11:45 o'clock.



# Testimony Taken in Mary Phagan Case

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night watchman came."  
"Why were you washing your hands?"  
"It's awfully dirty in the building." "You went out and washed your hands upon beginning work, too, didn't you?"  
"Yes."  
"Negro Has a Pass Key."  
"How did the negro watchman get in?"  
"He has a pass key."  
"How frequently do you wash your hands?"  
"Whenever they get dirty."  
"What did you say to the watchman?"  
"I said: 'Howdy, Lee. I didn't go to the baseball game. I'm sorry I put you to this trouble. You may go out on the street and enjoy yourself for an hour and a half. Be sure and be back within that time, though.'"  
"Had you told him to come at 4 o'clock?"  
"Yes. Friday I told him I wanted to go to the ball game."  
"When did you actually finish working on your books?"  
"About 5:30 o'clock."  
"Your work occupied your whole time?"  
"It did."  
"You saw no one but Lee?"  
"No one else."  
"Heard no noise in the building?"  
"None."  
"Couldn't Go to Game."  
"Who were you intending going to the ball game with?"  
"My brother-in-law, Mr. Hirzenbach."  
"When did you tell him you could not go?"  
"I tried to get him at noon Saturday, but failed."  
"Did you notify him at all?"  
"No."  
"Did you go downstairs after 4 o'clock?"  
"No."  
"What were you doing when Lee came in?"  
"Fixing the time-clock slips."  
"Were you at the factory Monday?"  
"No."  
"When Lee came in, was it light or dark?"  
"It wasn't light. Two lights were burning near the time clock."  
"Did you wash your hands then?"  
"I think so."  
"Did you and Lee go out together?"  
"No. He went first."  
"Factory Employees Excused."  
"At this juncture of the examination the 200 or more factory employees who were summoned to the inquest by Coroner Donohoe were notified that they were excused for the day, but were subject to further summons. They had been sitting in the assembly hall. It was later than 4 o'clock when they left police headquarters."  
"What time did he get downstairs?"  
"Shortly after 6 o'clock."  
"Did you follow him?"  
"Yes; I went downstairs to lock the door."  
"What did you see, if anything?"  
"I saw Newt Lee talking to J. M. Gantt, a former employee of the pencil factory. Lee said: 'Mr. Gantt wants to get his shoes.' I asked him what shoes. Gantt said either black or tan, I forget which color. He said that I didn't like the idea of letting him in the building. He said, 'You can go with me, or let the watchman go.' Lee can go, I told him. They went in together, Lee locking the door behind him."  
"What did you then do?"  
"I went down Alabama street to Whitehall to Jacobs' where I bought a drink and box of candy."  
"Did you talk with anyone there?"  
"Yes. I held a short conversation with the young lady at the candy counter. Following that, I went directly home, arriving there about 6:25 o'clock."  
"Went to His Home."  
"Who was at home?"  
"My father-in-law and Minola, the negro servant."  
"How long before your wife arrived?"  
"She came about 6:30 o'clock."  
"Were you inside your home at the time she returned?"  
"Yes."  
"What were you doing?"  
"Telephoning."  
"Telephoning who?"  
"The night watchman at the fac-

tory."  
"What time was that?"  
"Six-thirty o'clock."  
"What was your conversation with the watchman?"  
"I couldn't get him."  
"Why did you call?"  
"To see if Mr. Gantt had left the plant."  
"Have you and Mr. Gantt ever suffered personal differences?"  
"No. I discharged him for gross carelessness. I had heard that he said I had not treated him right."  
"How long before you called again?"  
"Seven-thirty o'clock—I mean?"  
"What did you do in the meantime?"  
"Ate supper."  
"What did you say over the phone to Lee?"  
"I asked if Gantt had gone and if everything was all right at the factory. He said, 'yes.'"  
"Did you fear physical violence from Gantt?"  
"Looked Big and Dangerous."  
"I can't say, exactly. He looked mighty big and dangerous when I saw him. He impresses me as a kind I'd like to have somebody with whenever I run up against him."  
"What did you do after supper?"  
"We discussed the opera which my wife had attended Saturday afternoon, and I smoked and read until 9:30 o'clock. Later, about 10:30 to be explicit, I went up and took a bath."  
"Did you leave the house?"  
"No."  
"How long were you in the bath?"  
"Until 11:30 o'clock."  
"When did you go to bed?"  
"Immediately after taking the bath."  
"When did you wake the next morning?"  
"About 7:30 o'clock."  
"What did you do?"  
"Answered the telephone. It awakened me."  
"How were you dressed?"  
"In my nightgown and bathrobe."  
"Was anyone else up at that time?"  
"No."  
"What was the message you received over the telephone?"  
"It was from Detective Starnes. He said he wanted me to identify someone at the pencil factory—that there had been a tragedy. I started to dress."  
"How long did it take you to dress?"  
"Then Detectives Come."  
"I don't know. I went at it hurriedly, though. I told my wife to meet Starnes at the door when he arrived—No! I went down myself. He came in an automobile with Detective Black and a man named Rogers—Boots Rogers. I had no more than got into my top shirt and socks when they arrived."  
"Who spoke first—you or they?"  
"I don't remember. I dressed and jumped into the machine. We went to Bloomfield's, the undertaker, and I went in and saw the 'poor little thing.' I said: 'That is the girl I paid off yesterday afternoon.'"  
"Describe her, will you?"  
"She was bruised and cut about the face—a horrible sight. I saw a piece of wrapping cord around her throat and a strip of cloth."  
"In what department in the pencil factory is used the cord that was around her throat?"  
"On the second floor for bundling pencils."  
"Is any used on the office floor?"  
"Yes. Some."  
"How long were you at the undertakers?"  
"Only a few minutes."  
"What did you do upon leaving?"  
"Went immediately to the factory building."  
"Went to the Basement."  
"To which part of the building did you first go?"  
"The basement with Mr. Darley, who arrived at the same time I did, and the detectives."  
"What time did you remove the tape from the watchman's clock?"  
"I don't remember."  
"Did you examine the back door?"  
"Yes, upon being told that it had been open."  
"Was it a part of the night watchman's duty to go into the basement?"  
"Yes."  
"How far was he supposed to go?"  
"To the dust pan, which is situated only a few feet from the back door."  
"Were you aware that the building—or some parts of it—had been used

for assignation?"  
"No."  
"How often have you been in the basement since your connection with the plant?"  
"Not more than a dozen times."  
"How was the clock tape when you removed it?"  
"Clock Was in Error."  
"I thought at the time that it was correct but, upon further thought, I have concluded that it was punched inaccurately during Saturday night and Sunday morning."  
"How many misses did it contain?"  
"Three, I think."  
"Why was one tape stamped and the other pencilled?"  
"It was a mere coincidence. I pencilled one because it would have been impossible to apply the stamp."  
"Did you go over the factory premises on an inspection tour with the detectives?"  
"Yes."  
"Did you go to the dressing room used by Mary Phagan?"  
"Yes."  
"Did you see anything unusual in it?"  
"No, not that I noticed."  
"How long were you in the building at that time?"  
"I don't remember."  
"Where did you go upon leaving?"  
"Went to Police Station."  
"I went with the detectives in the automobile that carried the watchman to police headquarters. I talked with Chief Lanford and offered him all the assistance I could possibly give in running down the murderer. I told him I was naturally interested in the case, and that I would give most anything to find the girl's slayer. Then, I walked uptown with Mr. Darley."  
"What suit did you wear Sunday?"  
"A blue one."  
"What kind of suit on Saturday?"  
"A brown one—the one I am wearing at present."  
"Can you run the elevator in the plant?"  
"Yes, but I don't make a practice of operating it."  
"Have you ever called up the office at night before you telephoned last Saturday night?"  
"Yes, several times."  
"Had you ever let Lee go away before as you let him go last Saturday?"  
"No. That happened to be the first whole holiday during the time he has been at work."  
"Were you nervous and agitated when you saw Gantt Saturday afternoon?"  
"No."  
"When did you first see the notes found beside the dead girl's body?"  
"About the Two Letters."  
"In Chief Lanford's office Tuesday, when Detective Starnes dictated them for me to copy."  
"When you began them, was the first letter a capital or small letter?"  
"I don't recollect."  
"Did you recognize the handwriting on the notes?"  
"No."  
"Could you make out their composition?"  
"No. Both were incoherent and illegible."  
"What was it in the dead girl's appearance which caused you to recognize her body?"  
"Her face."  
"How did you identify her as the girl to whom you gave the pay envelope last Saturday week?"  
"I saw her plainly that day."  
"Wasn't she badly bruised and cut about the face?"  
"She was, badly."  
"How long have you had this blue suit which you wore Sunday?"  
"Three or four months."  
"Did you ever wear it at the factory?"  
"No."  
"Didn't you tell Mr. Darley Sunday that you had on a new suit?"  
"No. I merely remarked of the freshness of the suit I wore."  
"Did you change clothes Sunday morning?"  
"Yes. I always change on Sundays."  
"Conversation With Lee."  
"How about the private conversation you had with Lee in the cell at police headquarters?"  
"It was this way: The detectives asked me to talk to Lee. They said

they wanted to find if he had ever let couples go in the factory building at night. Detective Black asked me to get all I could out of him. 'Got all you can,' he told me, 'for we think he knows more than he's told us or will tell. Tell him that the police have got you both and that you'll go to hell if he doesn't talk.' I didn't use those exact words, although I did say something similar. Lee said to me: 'Pore God, Mr. Frank, I'm, telling the truth. I told him, 'Lee, they've got us both, and we'll swing if you don't tell the straight of it.' I did not say anything about going to hell—I positively did not."  
"Are you accustomed to going to ball games?"  
"No."  
"What did you do with the underclothes you took off Saturday?"  
"I threw them into the washbag. Detective Black saw them."  
"Who notified the employees that Friday would be pay day?"  
"It was posted in the plant."  
"Did Newt Lee accuse you of murdering Mary Phagan?"  
"No."  
"When you and Lee were talking in the cell at police station, didn't he describe the body and didn't you ask him not to talk about it?"  
"No."  
"Nobody Notified Her."  
"Who notified Mary Phagan to come and draw her pay envelope Saturday at noon?"  
"No one of whom I know."  
"Do you ever tie bundles with the kind of cord with which she was strangled?"  
"No."  
"Do you ever use that kind of twine?"  
"Yes, occasionally."  
"Are you right or left-handed?"  
"Right-handed."  
"Were you the first to hear the telephone ring when Detective Starnes called you early Sunday morning?"  
"Yes. I thought at first that I was dreaming."  
"When was the first time that you were told the dead girl's name was Mary Phagan?"  
"When Mr. Starnes called me and asked me if I had paid Mary Phagan, a girl who worked in the tip plant."  
"Following this question Frank was excused. He probably will be put on the stand again before the inquest ends. He did not appear fatigued or agitated when the ordeal was finished. He was carried to the Tower in custody of Deputy Sheriff Plennie Miner, quest in the neighborhood of \$100-"  
"Father-in-Law Goes on Stand."  
"Emil Selig, of 68 East Georgia avenue, father-in-law of the suspected superintendent, took the stand when it was deserted by Frank."  
"How long has Lee Frank, your son-in-law, been married?"  
"Three years."  
"Do you live with him?"  
"No; he lives with me."  
"When did you first see him Saturday?"  
"At dinner."  
"How long did he stay at dinner?"  
"Quite a while."  
"When did you next see him?"  
"At supper."  
"What did he first do upon arriving for supper?"  
"Sat down at the table."  
"What did he do afterward?"  
"Read in the hallway."  
"How long did you see him?"  
"Until about 10 o'clock. Mr. and Mrs. Maurice Goldstein, my wife, Mrs. Ike Strauss, Mrs. Wolfshelmer and my daughter, Mrs. A. Marous, were playing cards until 11 o'clock. Lee returned about 10 o'clock, I think."  
"Did Frank see these people?"  
"I suppose he did."  
"How was he dressed?"  
"In a brownish suit."  
"What time did you wake Sunday morning?"  
"At 8 o'clock."  
"Frank Called Up Factory."  
"Did he often call up the factory upon coming home at night?"  
"Yes."  
"Did Mrs. Frank tell you anything Sunday morning?"  
"Yes. She said something terrible had happened."  
"Didn't she say that a girl who

worked at the factory named Mary Phagan had been murdered?"  
"No, sir."  
"Did you talk to Frank that day?"  
"Yes."  
"Did you find out anything about the murder?"  
"No."  
"Didn't you get any information from him about it?"  
"No."  
"Did Mr. Frank say anything about it when he came back from the factory?"  
"No; not that I recollect."  
"All you know was what your daughter had told you?"  
"Yes. She said, 'Papa, something terrible has happened at the pencil factory.'"  
"Mrs. Selig On Stand."  
"Mrs. Josephine Selig, wife of Emil Selig, and mother-in-law of Frank, was next called for examination."  
"Did you see Frank on Memorial day—at supper?"  
"Yes. He was in the hall, reading a paper."  
"Did Frank know you were in the house when he went to bed Saturday night?"  
"Yes—he must have."  
"Did he talk to the guests in your home?"  
"Yes."  
"Do you remember any of the conversation?"  
"No."  
"How long did he talk with any of them?"  
"About twenty minutes, I suppose."  
"When did you go in to see Mrs. Frank Sunday morning?"  
"About 9 o'clock."  
"Did she tell you anything about Mr. Frank?"  
"No."  
"Did you ask her about him?"  
"Yes. She said he had gone to town."  
"When did she speak about the murder?"  
"When Mr. Frank came home that afternoon."  
"Did he speak of it?"  
"Yes. He said a little girl had been murdered at the plant."  
"Did you ask him anything about it?"  
"No. I didn't think it had any bearing on us."  
"How did he seem to take it?"  
"He seemed unconcerned."  
"He didn't express any anxiety or curiosity about it?"  
"No."  
"Did he read the paper that afternoon?"  
"Yes."  
"Did he read it just as studiously as he read it the preceding night?"  
"Apparently so."  
"Did he seem to feel apprehensive?"  
"No."  
"When did Frank first mention the name of the slain girl?"  
"I don't think I remember."  
"The inquest was adjourned at 7:15 o'clock. It will be resumed at 9:30 Thursday morning. The two-days' postponement is to permit detectives to garner evidence they announce available."  
"Following up a new theory advanced last night, detectives are said to have searched the roof of the National Pencil factory building in search of the victim's missing pocketbook and pay-envelope, neither of which have ever been found."  
"Police headquarters could not verify the report at midnight. Two men with lanterns, however, were seen walking over the roof about 10 o'clock. They were noticed from the Constitution reportorial rooms. After remaining on the building for thirty minutes or longer, they disappeared through a scuttle hole."