

a part hereof as fully as if the same were herein repeated at large, witness GEORGE HARTMAN, being called on behalf of the defense, testified as follows:

GEORGE HARTMAN, a witness of lawful age, being produced on behalf of the defense, and duly sworn, testified as follows:

#### DIRECT EXAMINATION.

Q. (By Mr. Grason): We know who you are, Mr. Hartman. Were you in Baltimore City at the detective headquarters at any time when they were interviewing or questioning Snowden about this case? A. Yes, sir.

Q. When were you there? A. I do not recall the date that I was there. From the testimony in this case, they talked to him on Tuesday and Wednesday. As far as the testimony goes, I would say that I was there on the following Friday. I would say that I was there on Friday morning. I recall that I went away that afternoon, and it was the day that I went away.

Q. Do you mean the Friday following the discovery of the body? Was that the day you went away? A. I mean Friday one week after the discovery of the body. August 8th was on Wednesday, the following Wednesday was the fifteenth, and it was about the 17th that I was there.

Q. Where did you see Snowden? A. In Marshal Carter's office.

Q. Who was in there? A. Detectives Doherty, Kratz and Pohler, Marshal Carter and Deputy Marshal House. I was only there about fifteen minutes. I went there on other business, and stopped in to see the accused.

Q. You were not asked to come in there, were you? A. No, sir; but I was invited to go in and see the accused when I was there.

Q. Weren't you invited to go in and see the third degree administered? A. No, indeed.

Q. Didn't you receive an invitation like that? A. No, sir.

Q. Can you give the jury some idea of how long you were there? A. About fifteen minutes. I know that I was in a hurry at the time, as I wanted to purchase a ticket for my train and I had failed to do it the day before.

Q. Did they question Snowden while you were there? A. Yes, sir.

Q. Who questioned him? A. I think all of them asked him some questions. I couldn't detail any particular one asking him questions.

(The Court): As I understand it, this was on the 17th. What is the purpose of this testimony? Any statements that the prisoner made and which were brought out by the State were either on the evening on the 13th and not later than the 15th. What is the object of this testimony after these statements had been obtained?

(Mr. Grason): The object of the testimony is this: The State has produced its witnesses, and they have detailed the manner in which they talked to Snowden, and how and under what circumstances various statements were obtained from Snowden. It is for the purpose of contradicting these statements.

(The Court): Certainly, nothing later than the 15th is admissible.

(Mr. Grason): If your Honor pleases, suppose it was after the 15th. Suppose that I show that on the 17th I show there was rough treatment of Snowden. Wouldn't that throw some light on the manner in which he was treated before that, and have a tendency to corroborate this man Snowden in the story he told on the stand as to his treatment on the 15th and before that date. That is the purpose of the testimony.

(The Court): I don't think any formal objection has been made to it.

(Mr. Green): I object.

(The Court): Anything that was said or done to the prisoner before he made the statements would be evidence and is admissible. What happened on August 17th, September 24th

or October 13th, after the time the statements were made, is not evidence.

(Mr. Grason): I will dictate the question to the stenographer.

Q. Didn't you say to people in the Court House at Towson, between the time of the removal of this case from Anne Arundel County to this Court and the date that it was taken up for trial here, that upon the occasion when you were there at police headquarters in Baltimore City, when the detectives that have been mentioned, Marshal Carter and Deputy Marshal House were questioning Snowden, you stated you were there about fifteen minutes; and that you were so disgusted at the conduct of the Marshal, Deputy Marshall and detectives in the way in which they handled and questioned the accused that you left?

(Mr. Grason): And we further offer to prove that Mr. Hartman made the statement embodied in the question.

(Mr. Green): I object both to the question and the offer.

(The Court): It appears from the testimony of Mr. Hartman that the occasion upon which he was there when Snowden was being questioned was on August 17th, after any statement made by the prisoner and introduced in evidence had been made. I sustain the objection.

(Mr. Grason): I note an exception.

To which ruling of the Court the traverser by his counsel excepted, and prays the Court to sign and seal this, his Fifty-third Bill of Exceptions, which is accordingly done this 23rd day of September, 1918.

FRANK I. DUNCAN. (Seal)

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(No cross-examination.)

(Examination concluded.)

(By Mr. Brady): This is our case.

(The Court): The defense closes.