

H. B. ELLIOTT, JR.
TO DIE IN CHAIR

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mercy on your soul!"
The case went to the jury at 12:35 Friday after the defense had sprung a surprise by not offering any defense witnesses. The jury went to dinner shortly after receiving the case. Returning to the jury room after lunch the jury deliberated nearly three hours before returning to the court room with a verdict at 4:00. The jury had choice of four verdicts, Murder Murder with Recommendation of Mercy of the Court, Man Slaughter, and Not Guilty. A mild surprise was manifest when the verdict of Guilty was read. Mr. Jenerette at this time notified the court of his intention to make a motion for a new trial. He was granted an hour in which to prepare his motion a few minutes later, this time was extended until Saturday morning at 9:30.

The last week's issue of this paper carried the opening of the trial and testimony of the first three witnesses. The remainder of the testimony, beginning Thursday after the noon recess is as follows:

Court convened at 2:45 P. M. K. C. Hardwick who was on the stand before the recess resumed his testimony. Cross examined by Mr. Jenerette for the defense was concluded.

Mrs. Lizzie Page being sworn, testified that she went to the Elliott home about 3 or 3:30 the evening of the day Mrs. Elliott was murdered. She saw her lying on the bed, helped dress her and saw a wound over her left breast and discolorations about her neck and face. Saw the knife, blood lying flat on her stomach with arms stretched out. She testified that the clothing taken off of Mrs. Elliott was placed over the head of the bed. Bed clothing consisting of 1 quilt and 1 sheet, the mattress showed blood stains. She identified the quilt which was on the bed, also the sheet. Clothing was produced by the prosecution and offered in evidence, which was identified by Mrs. Page as being the clothing which was removed from the dead body. The clothing had many red stains resembling blood spots. She stated that the mass of the corpse showed blood stains which resembled the finger prints of a large masculine hand.

Mrs. Mary A. Bryant being sworn, testified that she went to the Elliott home the next morning and helped dress body for burial; stated that back of corpse was black, and mouth purple. Stated that she saw wound on breast.
Mrs. Evelyn Lewis being sworn testified that she visited the home of the Elliotts on the morning after the tragedy and helped dress the body for burial, saw the wound on the breast of corpse and a scratch on the left shoulder.
Mrs. Ollie Lewis being sworn testified that she visited Elliott home morning after tragedy. She corroborated statements of previous witnesses in regards to the condition of the body at the time the body was prepared for burial.

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Court at this point took short recess.
Mrs. Eunice Johnson being sworn testified that she was at the Elliott home about 9:00 the night of the tragedy. She stated that she saw the body on the bed, face down, saw body a little while later after it had been turned over, saw stains of bloody finger prints on the arm of corpse. She corroborated parts of testimony given by Mrs. Page. She stated that she saw nothing unusual in Elliott's attitude at the time. Saw him at the funeral the next day and he just acted natural. On cross examination Mrs. Johnson stated that she saw a hole on the arm and side of the body, which gave appearance of having been made with a switch.

Luther Watson testified that he was at his father's farm at the home of F. M. Page about the time H. B. Elliott came back from Washington. Elliott came to the house one night in a car, went out to see what was wanted, carried on conversation with Elliott about 15 or 20 minutes. Elliott said that he was going to get his wife back and that when he did he would kill her before he would permit her to go back to stay with her father or her sister.

Mr. Fernie M. Page's testimony substantiated parts of the testimony given by Luther Watson, stated that he heard Elliott say when he got her back he would kill her before he would permit her to return to her father's or her sister's home.

Mr. B. S. Watson of Aynor, testified that he was at his farm in the home of F. M. Page on the night described by preceding witnesses, Luther Watson and F. M. Page. He stated that Elliott came into the home and made the statement that he was

going after his wife and that when he got her he was going to keep her if he had to kill her to do it.

Marion Elliott, first cousin of the defendant, testified that he and Wesley Elliott were in conversation some time in January of this year with H. B. Elliott, stated that Elliott had knife, and that he sharpened knife that afternoon. While comparing knives with Wesley, H. B. stated that he could do all that he wanted to with one stab of his knife. Marion's testimony described H. B.'s knife as having a streaked handle.

Wesley Elliott, first cousin of the defendant, gave testimony that enlarged upon and corroborated testimony given by Marion Elliott.

Mrs. Harry Rabon, grandmother of Mae Elliott, testified that she visited the Elliott home the night of the tragedy but did not go in. Went back on Wednesday and saw Elliott, he told me that he didn't get things washed and I told him to put the things in a box.

Mr. C. Lee Melton, officer of the State constabulary force, stated that he started on the case about the 17th or 18th of April. Visited Elliott's home, found blood on floor in three different places, furniture had been moved out of house. After conferring with several witnesses and obtaining the deceased woman's clothes from Mrs. Page, I arrested H. B. Elliott about noonday of Thursday the 21st. Brought Elliott to Conway and investigated him in the office of the solicitor in the presence of Solicitor Ford, Lawyer Long and a deputy sheriff. No threats or hope of reward was made to Elliott and his statement was made voluntarily after having warned him that what he said could be used for or against him. He stated that Elliott said, that he had been fishing Tuesday night and that he went home the next morning. Worked in the field that morning and had dinner at his father's home. Went back to tobacco bed, stayed there until about 2 o'clock. Went to the house and carried slops to the hogs. Went back to house where wife was washing face and hands. The bus went by at this time and Elliott said I guess you can't go because the bus is already gone. Said that he loaned his wife his knife to fix a table. Went on to water tobacco bed, came back about 5 o'clock and saw his wife lying on the bed with knife partly under her. Stated that he notified his father that Mae had killed

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ed herself. "Gave no reason why his wife should kill herself. Elliott first said 2 or 3 quilts on bed and then said there was only 2. Was told that Mr. Melton had one of the quilts and was asked where the other was; Elliott said that the quilt was bloody and he burned it. After conversation in solicitor's office saw Elliott next morning about 8 o'clock, placed him in car and carried him to Columbia to be finger-printed and photographed. This was done to save the expense on the county. Left Conway 8:30 alone with Elliott. Went to the governor's office, got permit and went to penitentiary with Constable Richardson, turned Elliott over to authorities at 11:45 on Friday and recorded as being incarcerated for safe keeping. Came back to Conway and continued work on the case that afternoon.
Saw Elliott next Sunday afternoon, was accompanied by Mr. Richardson and Mr. Newman, both of the governor's office, and Mr. Sanders of the penitentiary guards. When Elliott came into Mr. Fearman's office, Mr.

Sanders cautioned him that anything he said could be used for or against him. Mr. Richardson and Mr. Newman left the room and left Melton and Elliott alone in the room about 25 or 30 minutes. Melton testified that Elliott admitted the killing of his wife and related the circumstances appertaining thereto, that when the bus passed the house he told his wife that the bus had already passed and she would be unable to go. Deceased said she would go anyhow. Elliott said we will see about that, Mrs. Elliott then slapped him and angered H. B. that he drew his knife and stabbed her in the breast.
After making these statements I, Melton, called in Mr. Richardson and Mr. Newman and Mr. Sanders put the statement in writing, and then read it over carefully to Elliott and asked him if that was the statement he wished to make. Elliott said that it was and then signed the confession which was witnessed by Mr. Melton and Constable Richardson and Newman.

Sanders cautioned Elliott about making statement.
John F. Hydrick, guard of State Penitentiary was in charge of the yard. Elliott placed in cell block on the 4th tier in the block for safe keeping. Was there when Elliott arrived, carried him to the cell block and saw that he was given dinner. Stated Elliott received all of his meals.
J. S. Clark, jailor at Chesterfield, being sworn said he saw Elliott the 25th of April on Monday morning. Talked with him that morning before Mr. Melton carried him away. Stated he knew nothing of details of case. As jailor he asked Elliott who brought him what he was charged with, and Elliott said charged with murder of his wife, said he and wife were on bed about noon, he was mad and they were arguing, she slapped him and he stabbed her. Asked him why he did it, stated that it was just the devil in him, he guessed.
Robert Huntley, son-in-law of Clark sworn says he stayed at jail at jail Sunday night when Elliott arrived with Melton, locked Elliott up, asked what they had him for, he said murder. No more conversation at the time, heard conversation between Clark and Elliott the next morning, corroborated Clark's testimony.
Mrs. C. Lee Melton testified she rode with her husband from Columbia to Cheraw and to Florence the next day. Saw Melton and Elliott talking near the car in Florence after they got out of car.
Van Hendricks, deputy sheriff, stated he was present when Elliott made statement in solicitor's office, heard Elliott say he thought his wife killed herself because he saw blood. Stated he helped Mr. Melton examine Elliott's house, saw stains on floor which he testified was blood.
State rested its case at 11 o'clock. Court took short recess.
Defense decided to offer no testimony. Defense waived the privilege of the opening argument.
Solicitor Ford made his arguments to the jury at 11:10 A. M. for 30 minutes. He was followed by Mr. Jenerette for the defense.

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Court adjourned for the day before the defense examined Mr. Melton.
Friday Morning
Court convened at 9:30 o'clock Friday morning. Testimony in the H. B. Elliott murder case was resumed. C. Lee Melton who was on the stand at adjournment of court yesterday, returned to the stand for examination by prosecuting attorney. Testified that he carried Elliott with him to Cheraw Sunday afternoon and there to the county jail at Chesterfield. Took him to Florence Monday morning and turned him over to Sheriff Chestnut during the day. When getting out of car at Florence asked Elliott to explain to him how he stabbed his wife, Elliott said that they were sitting on the bed side by side, he pulled out his knife, caught his wife by the arm and stabbed her with the knife in his right hand. Testified that he had not talked with Elliott since that time.
Constable J. W. Richardson gave testimony that substantiated parts of testimony given by Mr. Melton. Went to penitentiary with Melton on Friday, did not see defendant until he and Melton went back to see him Sunday afternoon. Stated that nothing was done to over persuade or promise of reward to the defendant to cause him to sign statement. Stated that he wrote the statement which Elliott signed: Was talking to Elliott in Mr. Fearman's office. Said to Elliott: You talk to Mr. Melton, you know him better than you know us, and we will leave you two alone to talk together.
Constable W. F. Newman could add nothing to the testimony of Mr. Richardson. His testimony corroborated with that of Mr. Melton's and Richardson. Said he heard Mr.

THIRTEEN CONWAY BOYS LEAVE FOR FORT BRAGG
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sport under supervision of the athletic officers. During the whole of the months stay the boys receive the best of care and the training they receive physically and mentally proves to be of big help to them.
Among those attending camp from Conway are Deany Garret, Richard Oliver, Robert Chestnut, J. M. Marlow, Jr., Jack Johnson, Claude Livingston, Ray Norris, Watson McCaskill, Olin Dusenbury and Edward Jordan.