

Schuck Grill Ends After Nine Hours

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room, though it was known she was in each reach should she be needed.

After asking thirty questions or more concerning the Philadelphia trip with results, the prosecutor at last brought in Mrs. McGarvey's name, though he himself was the one to mention it. Schuck spoke of Mrs. McGarvey impersonally as "she" or "her."

James Was "Not Afraid"

"When did you see James next after October 9?" the prosecutor asked.

"I think on October 13, at my home. He came to the house and said he had called at the office several times for me, but did not find me in. He rushed in the house and upstairs where I was in bed and told me to brush up. He said: 'I have been at the prosecutor's office and have fixed things up pretty well. I am not afraid of him or 100 policemen telling me anything.'

"Did you call a certain party in Philadelphia on the telephone that day and tell her that Frank had been questioned?" "I didn't call her," he replied.

"Well, then, who did call Mary on the telephone?" Jesse Sage called her up.

"Why? To tell her you were sick?" "It was because I had an engagement and was too sick to keep it."

"Where were you Monday?" "I buried the money that afternoon. I was alone and buried it in the lot in Evergreen Cemetery." He testified he had bought a plant because "it just came into my mind." James said:

" Didn't you buy a plant to diversify?" "That might have been my reason." He said he went to the cemetery in a borrowed automobile.

Borrowed Friend's Car

"For what purpose did you borrow Harry Robinson's car?" "To take the money to the Broadway Trust Co., and throw it in the door."

"Did you tell Robinson you wanted the car to move your clothes to your father's house?" Yes, I couldn't tell him the real purpose."

"Did you make an effort to return the money?" "Yes, I drove down to the bank the day after I got it."

"What changed your mind?" "There were too many people standing around. I couldn't get a chance to leave it."

Schuck said he drove up and down three or four times before he gave up.

"Why didn't you return the money by parcel post or by mail or by messenger?" "I didn't think of those methods."

The prosecutor once more switched his examination back to the counting of the money, and Mr. Wolverton demanded to know why Schuck had counted the cash.

"I was curious to see how much I had spent when I was drunk," said Schuck, for the twentieth time.

"Did you buy a \$450 for coat?" "I did."

"For whom?" "For a friend, of mine."

"Why did you buy the coat?" "Because I had promised it to her."

"When did you promise it to her?" "When I visited her a night or two after the murder."

"Were you drunk then?" "I might have been."

The prosecutor hammered away for nearly an hour on Schuck's statement that he had planned to return the money and had borrowed Robinson's automobile for that purpose.

Planned to Restore Loot

"When did you next see James?" The prosecutor asked the witness.

The question had the effect of unlocking for him, in a technically legal way, the book of visits Schuck and James paid to Philadelphia, which had not been mentioned in Schuck's main testimony.

"On Friday I gave James some money in Philadelphia."

He was then asked whether the money had been in one package, wrapped in newspaper, from the time it was taken until the time it was buried. He replied in the affirmative, saying he had locked it over in the cellar of his own home.

"I opened the package in the cellar and took the wrappers off," he said. "I could see how much was spent. I planned to make restitution of the money we had spent, taking money that was due me from my grandparents' estate."

"Is it not true that you really took the wrappers off so you could hide the identity of the money?" asked Mr. Wolverton.

"No," he answered. "It was so my wife wouldn't see them. It was so we could keep my wife from knowing them. I went to the Broadway Trust Co., but finally I went away after driving up and down several times, and gave elusive answers."

Charles H. Davenport, an uncle of Schuck, was the next witness.

"Do you know whether the defendant had any money coming to him from his grandmother's estate?" asked Mr. Carrow.

The prosecution objected and was sustained and the witness left the stand.

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