

On the trial Conley testified that he was asked by Frank to come to the factory on Saturday and watch for him as he had previously done, which he explained meant that Frank expected to meet some woman and when Frank stamped his foot Conley was to lock the door leading into the factory, and when he whistled he was to open it. He said he occupied a dark place at the side of the elevator behind some boxes, where he would be invisible. He swore he saw several people, including male and female employees, go up the steps to the second floor where Frank's office was located; that Mary Phagan went up, that he heard in a few minutes footsteps going back to the metal room; that he heard a scream and then he dozed off. In a few minutes Frank stamped and he locked the door, and then Frank whistled, when he unlocked the door and went up the steps. Frank was shivering and trembling and told Conley, "I wanted to be with the little girl and she refused me and I struck her, and I guess I struck her too hard, and she fell and hit her head against something, and I don't know how bad she got hurt. Of course you know I ain't built like other men." Conley said that he found Mary Phagan in the metal room, some 200 feet from the office, with a cloth tied about her neck and under the head, as though to catch blood, although there was no blood at the place. Frank told him to get a piece of cloth and put the body in it, and Conley got a piece of striped bed-tick and tied the body in it and called on Frank for assistance in carrying it. Frank went to his office and got a key and unlocked the switchboard in order to operate the elevator to the basement, where Conley rolled the body off the cloth. They went back into Frank's private office and just at that time Frank said: "My God, here is Emma Clark and Corintha Hall," and Frank then put Conley into the wardrobe. After they left, Frank let Conley out and asked Conley if he could write, to which Conley said "yes". Frank then dictated the letters just referred to and then took out of his desk a roll of greenbacks and said, "Here is \$200," but after a while requested the money back and got it.¹⁰

¹⁰ *Post*, p. 202.