

with M. Jochenning, one of the jurors who served in the trial of Leo M. Frank for murder of Mary Phagan; that during May, 1913, said M. Jochenning met deponent and deponent's daughter on Forsyth Street, Atlanta, Georgia, and then and there the said M. Jochenning expressed to the deponent and deponent's daughter his firm belief that Leo M. Frank was guilty of the murder of Mary Phagan. This statement was made by M. Jochenning forceably and positively and as his profound conviction.

H. C. Loevenhart makes the following affidavit, deposing and saying as follows: that for some eighteen months prior to July, 1913, he was connected with the Hodges Broom works in the City of Atlanta; that he is personally acquainted with M. Jochenning, one of the jurors in the above case, and that during the month of May, 1913, said M. Jochenning had a conversation with this deponent, in which he discussed the death of little Mary Phagan; that in said conversation the said juror, M. Jochenning, expressed his opinion to deponent that Frank was guilty of the murder of Mary Phagan, and that it was his profound conviction.

Miss Miriam Loevenhart makes the following affidavit, deposing and saying as follows: that she is personally acquainted with M. Jochenning, a juror, who served in the above stated case; she says that prior to the trial of Leo M. Frank, said juror, M. Jochenning, had a conversation with this deponent and deponent's mother, and in their presence expressed his profound conviction that Leo M. Frank was certainly guilty of the murder of Mary Phagan; that said M. Jochenning made this statement, positively, almost vehemently, and that his exact language, which was in response to a remark from this deponent in reference to the case was, as near as deponent recalls, "I know that he is guilty", referring to Leo Frank; that said Jochenning made this statement more than once to this deponent before the commencement of the trial of Leo M. Frank for murder.

Leo M. Frank makes the following affidavit, deposing and saying as follows: that he is the defendant in the above stated case, and that his sole counsel in said case were L. Z. Rosser, Morris Brandon, R. R. Arnold and H. J. Haas; that at and before said trial was entered on, and during the whole of said trial that affiant had