

said facts were discovered after the verdict and sentence of the court in the case above stated, and the affidavits of said witnesses were taken on the dates shown in the jurat to each affidavit, and the same are brought to the attention of the court by being presented on the day for the return of the rule nisi, which is October 4th, 1913, and which is the earliest time at which such affidavits could be brought to the attention of the court.

Affiant further says that had he known at the trial of any facts or statements which would disqualify, or tend to disqualify said jurors, or either of them, when said jurors were upon their voir dire in said case, that this affiant would have had his counsel bring the same to the attention of the Court promptly at that time.

Leo M. Frank.

Sworn to and subscribed before me,  
this 3 day of October, 1913.

Sam A. Boocstin,  
Notary Public Fulton Co., Georgia.

*L. S. Oram, Judge*