

CONFIDENTIAL

Broad at 1:10, and yet here is the paper containing your admission made in the presence of your attorney, Monday morning, April 28th, that you didn't ~~have~~ leave the factory until 1:10. Gentlemen, talk to me about sad spectacles, but of all the sad spectacles that I have witnessed throughout this case, - I don't know who did it, I don't know who's responsible and I hope that I'll go to my grave ~~in ignorance~~ in ignorance of who it was that brought this little Curran girl, the daughter of a man that works for Montag, into this case, to prove this alibi for this red-handed murderer, who killed that little girl to protect his reputation among the people of his own race and religion. Jurors are sworn, and His Honor will charge you, you have got the right to take into consideration the deportment, the manner and bearing, the reasonableness of what any witness swears to, and if any man in this courthouse, any honest man, seeking to get at the truth, looked at that little girl, her manner, her bearing, her attitude, her actions, her connections with Montag, and they not know that she, like that little Bauer boy, had been riding in Montag's automobile, I am at a loss to understand your mental operations. But if Frank locked the factory door at ten minutes past one, if that be true, how in the name of goodness did she ever see him at Alabama and Broad at 1:10? Mark you, she had never seen him but one time; had never seen him but one time, and with the people up there on the street, to see the parade, waiting for her companions, this daughter of an employe of Montag comes into this presence and tells you the unreasonable absurd story, the story that's in contradiction to the story made by Frank, which has been introduced in evidence and will be out with you. She saw that fellow up there at Jacobs'

MRS. MAX MEYER, Sworn for the Movant. I am a sister of Mrs. Ethel Harris Miller, formerly Ethel Harris. On April 26, 1913, Mrs. Miller, together with Maier Lefkoff met me at the department store of J.P. Allen Company, where I worked, in front of said store, in the middle of the block of Whitehall Street between Alabama and Hunter Streets, in the City of Atlanta, at about one o'clock of said day. After meeting in front of said store, Mrs. Miller, Lefkoff and I walked down Whitehall Street until we reached the corner of Alabama Street. We turned up Alabama Street and walked to the corner of Forsyth and Alabama Streets, where we caught the Magnolia Street car for our home. In my opinion we reached the corner of Alabama and Whitehall Streets between one o'clock and 1:10. I am not acquainted with Leo M. Frank and do not recall whether my sister bowed to anyone at that corner or not.

FREDERICK J. PAXON, JAKE E. NEWMAN, Sworn for the Movant. We are personally acquainted with Maier Lefkoff, of Atlanta, Fulton County, Georgia, and said Maier Lefkoff is a person of good moral character and credibility and we would believe him on oath in a court of law.

F. J. PAXON MISS MAY EVENS, Sworn for the Movant. We know personally Mrs. Ethel Harris Miller, of Chattoonga, Tenn.