

L.Z.ROSSER, MORRIS BRANDON, R. R. ARNOLD, HERBERT J.

HAAS, LEONARD HAAS, Sworn for the Movant. We did not, at the date of the trial, nor until after the Supreme Court had affirmed the case of Leo M. Frank have any knowledge of the fact that J.W. Boozer knew and would testify that Jim Conley was on Peters Street in the City of Atlanta, on the 26th day of April, 1913, between the hours of four and four thirty o'clock. We (except Morris Brandon, who did not have active control of the case, and whose firm was represented by L.Z. Rosser) made active search to trace Conley during each hour of the day of April 26, 1913, and did not, until the date of the affidavit of said Boozer find anyone who would testify to seeing Conley at that date. Neither of us had any knowledge until the date of the affidavit of said Boozer, to-wit, April 17, 1914, that the said Boozer knew and would testify to the facts set up in the affidavit of said date.

LEO M. FRANK, Sworn for the Movant. I did not, at the time of the trial, nor until after the Supreme Court had affirmed my case, have any knowledge of the fact that J.W. Boozer knew and would testify that Jim Conley was on Peters Street, in the City of Atlanta, on the 26th day of April, 1913, between the hours of four and four thirty o'clock. I made active search to trace the movements of said Jim Conley during each hour of the day of April 26, 1913, and did not until the affidavit of said Boozer find anyone who would testify to seeing Conley at that date. Neither did I have any knowledge that the said Boozer knew and would testify to the facts set up in his affidavit made on the 17th day of April, 1914.

*attested by C.W. Burke as Notary.*

2ND AMENDMENT TO MOTION FOR NEW TRIAL.

MRS. MAUD BAILEY, Sworn for the Movant. On Saturday, April 26, 1913, I was living at 253 Humphries Street. At eleven o'clock A.M., or a very few moments after that time I boarded a Stewart Avenue car and left the car at Forsyth and Mitchell Streets. My mother, Mrs. May Barrett was with me, and after leaving the car we both walked together to the store of Alverson Brothers, located on Forsyth Street and near Mitchell Street, which time I think was about eleven thirty o'clock A.M. when we reached Alverson's store, and my