

made an affidavit, of date April 23, 1914. Said affidavit was read aloud by said Annie Mand Carter and she thereupon signed it and was duly sworn by the notary J.O. Knight. Some of us questioned the said Annie Mand Carter and asked her whether she had received any money or promise of reward of any character and she answered that she had not, and that she had not been coerced or intimidated in any way to make said affidavit. She further stated that every statement contained in said affidavit was true.

Movant also introduced the following testimony:

GEORGE EPPS, Sworn for the Movant. I am at present at the Reformatory in Millidgeville, Ga. In August 1913, I was witness for the State in the case against Leo M. Frank. I was also a witness before the Coroner's inquest. Both at the Coroner's inquest and the trial of Leo M. Frank I swore falsely. I was persuaded to give the false testimony in both of the hearings by police detective John Black. The only statements in my testimony at either the coroner's inquest or at the trial that is of truth is that I knew Mary Phagan and that I rode on a street car with her on the 26th day of April, 1913. My home is in the neighborhood in which Mary Phagan lived and most of the neighborhood knew her, and it was known that John Black was making inquiries there for boys or girls or neighbors that knew her. In May 1913, I was employed at the Hirsch & Spitz Spring Bed Factory, and one day I was told somebody wanted to see me. The man who wanted to see me said he was detective John Black, and that he understood I knew something about the Mary Phagan case. In reply to his further questions, I admitted that I knew Mary Phagan, and also told him that I rode down town on the same car with her on April 26, 1913. I told him it was between ten and fifteen minutes to twelve when I boarded the car. I told him I had seen a clock in Mr. Bryant's store at the corner of Oliver and Bellwood Avenue. I do not know that this clock is not reliable as to time. Sometimes it don't run at all, but it is the only clock I saw. Being Saturday, I did not work at the factory on Saturdays but went down town and sold newspapers, and I generally left home to go down town about 11:00 o'clock, and I was afraid I would be late