

the case, and on April 9, 1914, I, together with Dan S. Lehon and J.O. Knight, retook the affidavits, hereto attached, marked Exhibits C and D. When affidavit Exhibit D was being taken by J.O. Knight, a Notary Public, Miss Lillie Pettis declined to testify that she did not believe her sister was telling the truth about Mr. Frank winking at her, and that statement was stricken out of the affidavit

(The following are the exhibits attached to the above affidavit.)

"Georgia, Fulton. Personally appeared Mrs. Lillie May Pettis, of No. 43 Gurrard Street, in the City of Atlanta, Fulton County, Georgia, who upon oath, deposes and says that she worked at the National Pencil Company's factory in this city for three years, off and on, leaving the services of the factory about three weeks previous to the murder of Mary Phagan.

Deponent says that she knows one Jim Conley, colored, who used to be employed at the factory as a sweeper, also stating that she is acquainted with Mr. Leo M. Frank.

Deponent states that never, during her employment at the Pencil Factory, did she see Mr. Frank act in any way unbecoming to a gentleman, and that, at no time during her employment at the factory, did Mr. Frank ever say anything to her approaching familiarity, or of an insulting nature. Deponent further says that, through the capacity in which she was employed at the pencil factory, she was thrown in contact with Mr. Frank several times every day and that she never saw him laughing and joking with any of the girls and that his demeanor and actions at all times was business-like in every way.

Deponent further says that never, during her employment at the factory, has any girl or woman ever remarked in her presence that Mr. Frank had been familiar with them, or had in any manner insulted them, and she never heard any of the employees at the factory make any complaint regarding any attempts at familiarity on the part of Mr. Frank toward them.

Deponent further states that she and other girls have worked at the factory as late as nine o'clock at night and that Mr. Frank was present with them; and, aside from certain directions that he was obliged to give them concerning their business and their work, he had nothing whatever to say to them, and that he never committed any acts that anyone could take exception to.

Deponent also says that she is a sister-in-law of Nellie Pettis, who, she says, has stated that Mr. Frank on one occasion while she was at the factory, winked at her and asked her the question "how about it". Deponent says that she does not believe her sister in law Nellie Pettis is telling the truth when she makes this statement; that she does not believe Mr. Frank ever winked at Nellie Pettis or made any of the remarks referred to by her.

Deponent also says that on one occasion, before the murder of Mary Phagan, she, in company with one Catherine Christian, another girl who was employed at the factory were entering the building from the street and met the negro sweeper, Jim Conley, standing at the foot of the ~~the~~ stairs near some old boxes, near the elevator and that he accosted them and said: "I understand you girls have quit your position", and they told him that he was mistaken, that they had not quit, and had no intention of doing so at that time. Then Conley said: "I am sure glad to hear that you are not going to leave, as I am going to buy both of you girls a Christmas present, because you are both such pretty girls."

Deponent says that, on another occasion, she was standing near the elevator on the second floor of the factory, and that Conley approached her and said: "Miss Lillie, you are sure a good looking girl" and I sure am sorry that I am not a white man."

Deponent further states that she was always afraid of Jim Conley, and that she made it a point never to place herself in such a position as she would be caught alone with Conley.

Deponent further says that once, before the trial of Leo M. Frank, and three times during the trial, that detective Bass Rosser