

In his evidence before the jury in the redirect examination, Conley thought it necessary to account for the mesh bag, and for the first time, said that "Mary Phagan's mesh bag was lying on Mr. Frank's desk, and Mr. Frank put it in the safe." This is the first mention of the mesh bag.

The first suggestion that was made of Frank being a pervert was in Conley's testimony. On the stand, he declared Frank said "he was not built like other men."

There is no proof in the record of Frank being a pervert. The situation in which Conley places him and upon Conley's testimony must that charge rest, does not prove the charges of perversion if Conley's testimony be true.

On argument before me, I asked what motive Conley would have to make such a suggestion, and the only reason given was that someone may have made him the suggestion because Jews were circumcised.

Conley, in his evidence, shows himself amenable to suggestion. He says, "If you tell a story, you know you have got to change it. A lie won't work, and you know you have got to tell the whole truth."

Conley, in explaining why his affidavits varied, said: "The reason why I told that story was I do not want them to know that these other people passed by me, for they might accuse me. I do not want people to think that I was the one that did the murder."

Author of the Notes.

Conley admits he wrote the notes found by the body of Mary Phagan. Did Frank dictate them?