

IN RE, APPLICATION OF GEORGE NIGOMAR FOR TERMINATION
OF SENTENCE.

STATE OF UTAH)
County of Salt Lake) ss.

AFFIDAVIT

Samuel A. King, being first duly sworn, on oath deposes and says, that he is one of the attorneys for George Nigomar who heretofore applied for parole, and which said application was considered at the June meeting of the Board of Pardons, and the same was denied. Now on behalf of the said George Nigomar, this affiant respectfully asks for a rehearing of said cause, and for a termination of the sentence imposed upon him, and upon the following grounds, to-wit:

That affiant was one of the attorneys for the applicant when his case was before the District Court of the Third Judicial District of the State of Utah, and at that time this affiant was jointly informed against with one Pete Mandarich; that after a full and complete investigation of all of the facts and circumstances in the case, the Assistant District Attorney in and for the Third Judicial District, agreed to dismiss the case against Pete Mandarich provided George Nigomar would enter a plea of guilty of voluntary manslaughter, and it was then and there agreed by said District Attorney that if such a plea was entered that he would recommend to the court that the defendant serve but one year's time upon such plea of guilty; that upon said proposition having been submitted by the District Attorney this affiant, in connection with the District Attorney, presented all of the facts in relation to said case to Judge William M. McCrea, and after the same was fully considered by said Judge, he agreed to follow the recommendations of the District Attorney and to recommend that the sentence of the said defendant be terminated after he had served one year at the Utah State Penitentiary; that the one year's time will expire before the September meeting of the Board of Pardons to be held in September, 1925, and