AFFIDAVIT OF SALLY WARE

State of Missouri)
) ss
County of Dunklin)

Before the undersigned Notary Public, duly qualified and acting in and for said county and state, appeared Sally Ware, to me well known to be the affiant herein, who stated the following under oath:

- "1. I, Sally Ware, am now a resident of Malden, Missouri. My date of birth is 1947. I used to be a high school art teacher at Marion High School in Marion, Arkansas.
- 2. Jason Baldwin was a student of mine at the time of his arrest in 1993.
- 3. I learned of Jason Baldwin's arrest on one of the last days of the school year in 1993. We received word that there would be an announcement on television about the murder case involving the three boys who had been found in West Memphis. I recall going to the school library to watch the broadcast. A West Memphis policeman named Gary Gitchell announced the arrests of Jason Baldwin, Damien Echols and Jessie Misskelley. I recall being shocked at the mention of Jason's name.
- 4. Shortly after the broadcast, the Principal at Marion High at the time, Mr. Wood, announced to all teachers that in general we were not to talk about the matter. He made specific mention that we were not to talk to reporters,

or people working with the media. To do so would be viewed as insubordination. My understanding of insubordination meant that we would be fired if we did so.

- I specifically recall asking to talk to Mr. Wood because at the time it was my understanding that the three young boys had been killed at some point in the afternoon or early evening on a school day. I felt that the authorities should be told that Jason had been in school on the day in question. Mr. Wood responded to me that it would not be much good for Jason if I were fired. My understanding was that Mr. Wood was letting me know that I would not have a lot of credibility if I had been fired from my job. As a result, I did not go to authorities, or to anyone else.
- 6. I further recall that I learned, either through press accounts, or through discussions, that another time for the killings was being announced, this one either late at night, or at some time other than school time.
- I recall that there was a lot of discussion among the staff members at the school about the three boys who were charged.
- 8. This case was well publicized. I clearly recall that at the time Jason was announced as one of the suspects who was being arrested for the crime, I remembered that he had been in school during the week that the killings had taken place. I still remember that. There was nothing about his behavior, or his physical presentation that caused me any suspicion about his

involvement. Jason was particularly interested in art and he was one of the students that I clearly recalled. While I admittedly did not go to the authorities, and did not volunteer information to any of the lawyers involved in the defense of the case, had law enforcement officers, or a prosecutor, or a defense lawyer approached me and had me summoned to court, I would have testified truthfully about my observations of Jason Baldwin at or near the time of the crimes. Jason never went missing during those times. I did not see anything different either in his physical presentation, or in the way he interacted with me or with other students in my presence that caused me to believe that he was in any way involved in the killings. I had never known Jason to be violent, or involved in incidents of violence, including school yard or classroom arguments or pushing and shoving. I believe that I would have noted or noticed had Jason appeared to me as though he had been involved in some kind of violent matter such as the killing of three young boys.

9. After Jason's conviction, I spoke with one of my teacher colleagues, whose name I will reveal if asked to do so by a court. This colleague was a teacher at Marion High School who had taught Jessie Misskelley, another one of our students, and another one of the boys who had been involved in the same case as Jason, at least at the time of the arrests. This teacher had been Jessie Misskelley's special education teacher at one point.

- 10. She revealed to me that Jessie had a form of claustrophobia. The special education teacher used to let him do his lessons in the doorway or outside. Because this was viewed as an accommodation to Jessie, it was never formally written up. I was not aware of it either until the teacher in question brought it to my attention either.
- 11. I have read the foregoing statements and state that they are true and accurate to the best of my knowledge and belief."

Further the affiant sayeth naught.

IN WITNESS WHEREOF, I hereunto set my hand this <u>7th</u> day of <u>June</u> 2004.

SALLY WARE

Subscribed and sworn to before me this _7thday of _____, 2004.

Notary Public Augel Moore

My commission expires:

August 21, 2005

ANGEL MOORE
Notary Public - Notary Seal
STATE OF MISSOURI
Dunklin County
My Commission Expires: Aug. 21, 2005