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Attorney for Petitioner

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

ELIZABETH DIANE DOWNS,)
) CV No. 96-900 HA
)
) Petitioner,)
)
) AFFIDAVIT OF
)
 vs.) JANET REXROAD
)
)
)
) SONYA HOYT, Superintendent,)
) Oregon Women's Correctional Center,)
)
) Respondent.)

STATE OF OREGON)
) ss.
)
 County of Lane)

I, Janet Rexroad, being duly sworn, depose and say:

1. I have known James Haynes since 1987, but I never heard about him shooting the Downs family until 1990. Teresa Nyjordet told me about the composite picture in Anne Rule's book, "Small Sacrifices," and that it looked like Jim Haynes. Teresa also told me that Jim Haynes had confessed the shooting to her. I went and

looked at the composite which looked just like Jim Haynes did then. I then went to visit Mr. Haynes. When I asked him if he had shot the Downs family, he admitted it and said it was a hired hit. I told him the picture looked just like him, and he replied, "Yea, but they'll never catch me." This was the only time I ever heard about it, and it bothered me enough that I wanted to do something about it in 1990 but could not find a way to bring it to the attention of the authorities.

I don't remember the date, but James Haynes told me that he was going to kill Teresa Nyjordet's children. He also said that would be the best way to make her suffer.

In the early 1990's, I asked Lee Theoming of INET to investigate James Haynes and check his photograph against the composite, and he told me it was a dead issue.

I believe James Haynes is the man who shot Diane Downs and her children on May 19, 1983. An innocent woman sits in prison for a crime she did not commit.

Janet Rexroad - Mongillo
JANET REXROAD *Mongillo*

SUBSCRIBED AND SWORN TO BEFORE ME this 11 day of

SEPTEMBER, 1997.



Toni Pisani
Notary Public for Oregon -
MY COMMISSION EXPIRES:
6-17-2001