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INDICTMENT

THE STATE OF ALABAMA }  
Baldwin County.

Circuit Court, Fall Session, 1952

The Grand Jury of said County charge that before the finding of this indictment HOWARD PHILLIPS, JR., whose name is to the Grand Jury otherwise unknown, with intent to steal, broke into and entered the shop or store of W. F. Hawie, known as The Fairhope Casino, in which goods, wares, merchandise, or money, things of value, were kept for use, sale or deposit,

against the peace and dignity of the State of Alabama.

WILLIAM R. LAUTEN  
Solicitor of the Twenty-Eighth Judicial Circuit.

RECORDED

No. ....

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court

Fall Session, 19 52

THE STATE

Vs.

HOWARD PHILLIPS, JR.

INDICTMENT

Burglary, Second Degree and Grand  
Larceny No Prosecutor.

WITNESSES:

W. F. Hawie

H. F. Hall

GRAND JURY NO. 14

A TRUE BILL

*John H. Evans*  
Foreman Grand Jury.

Filed in open Court and in the presence of  
the Grand Jury on the 16<sup>th</sup> day of  
Oct., 1952.

*Archie J. Newell*, Clerk

Presented in open Court to the presiding  
Judge by the Foreman of the Grand Jury, in

the presence of 7 other Grand Jurors.

*Archie J. Newell*  
Clerk.

Bail fixed \$ 500.00

*J. J. Madlibury, Jr.*  
Judge.

CAPIAS

THE STATE OF ALABAMA, } To Any Sheriff of the State of Alabama:  
Baldwin County

An indictment having been found against

Howard Phillips Jr.

at the Fall Term, 1952, of the Circuit Court of Baldwin County, for the offense of

Burglary, 2nd degree & Grand Larceny

you are, therefore, commanded forthwith to arrest the said Defendant and commit him

to jail, unless he give bail to answer said indictment, and that you return this Writ according to law.

Dated this 16<sup>th</sup> day of Oct, 1952

Benjamin H. ...  
Clerk Circuit Court of Baldwin County.

THE STATE OF ALABAMA }  
Baldwin County

We, \_\_\_\_\_, as principal and

the other undersigned as sureties, agree to pay the State of Alabama \_\_\_\_\_

Dollars, unless the said \_\_\_\_\_ appears

at the \_\_\_\_\_ Term of the Circuit Court of Baldwin County, and from Term to

Term thereafter until discharged by law, to answer a criminal prosecution for the offense of \_\_\_\_\_

In signing the above bond we and each of us hereby waive all legal rights of exemptions allowed us by the Constitution and Laws of the State of Alabama.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 19.....

- \_\_\_\_\_ (L. S.)
- \_\_\_\_\_ (L. S.)
- \_\_\_\_\_ (L. S.)
- \_\_\_\_\_ (L. S.)

Taken and approved \_\_\_\_\_ day of \_\_\_\_\_, 19.....

\_\_\_\_\_  
Sheriff of Baldwin County.

70151D

**CAPIAS**

No. 14

THE STATE

vs.

Howard Phillips Jr.

Bail Fixed in This Case in Open Court at

\$ 50000

By J. Washburn Jr.  
Judge Presiding.

Attest: A. J. Newcomb  
Clerk.

Executed this 20 day of Oct, 1922

By arresting the within

named Defendant

and placing him in jail

Taylor Walburn, Sheriff

W. F. Hall, Deputy Sheriff

0 miles

THE STATE OF ALABAMA,  
Baldwin County

We, Howard Phillips, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Fifty Hundred 500.00 DOLLARS unless the said Howard Phillips Jr appears at the Next Term, 1952 of the Circuit Court of Baldwin County, Alabama and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of Burglary 2<sup>nd</sup> Degree

We hereby waive as to all amounts that may become due hereunder the benefit of all laws exempting personal property from levy and sale under execution or other process for the collection of debt by constitution or laws of the State of Alabama, and we hereby severally certify that we have property over and above all debts, liabilities, exemptions and this bond to the amount of: real property of the value of \$2,000.00 and personal property of the value of \$1,000.00.

Sworn to and subscribed before me this the Howard Phillips Jr L. S.  
\_\_\_\_\_ day of \_\_\_\_\_, 195\_\_\_\_ Alfred H. Haddley L. S.  
\_\_\_\_\_ Henry H. Haddley L. S.  
\_\_\_\_\_ Jessie Byars L. S.  
\_\_\_\_\_ Baldwin County, Ala. J. B. Haddley L. S.

Taken and approved this the 20 day of Oct 1952  
Taylor Wilkins, Sheriff  
By M. D. Taylor, Deputy Sheriff

No. \_\_\_\_\_

The State of Alabama,  
Baldwin County.

\_\_\_\_\_ Court

**Sheriff's Office**

**THE STATE**  
vs.

**Sheriff's Appearance Bond**

Amount of Bond, \$ \_\_\_\_\_

Filed \_\_\_\_\_, 195 \_\_\_\_\_

\_\_\_\_\_, Clerk

AFFIDAVIT

Printed by Moore Ptg. Co.

1511  
The State of Alabama,  
Baldwin County

In the Justice Court of \_\_\_\_\_  
T. C. HAND

Before me, \_\_\_\_\_, Justice of the Peace

in and for said County, personally appeared George Hartley who, being  
duly sworn, deposes and says on oath that he has probable cause for believing and does believe that in said County, on  
or about 27 May, 1952 that one Howard Phillips, Jr.

did, in the nighttime, with intent to steal, break into and enter a building  
in possession of W. F. Hawie, known as the Cascino, in Fairhope, and  
used as a place of amusement in which soft drinks, cigarettes and other mer-  
chandise were had for sale.

\_\_\_\_\_ against the peace and dignity of the State of Alabama \_\_\_\_\_

Sworn to and subscribed before me this 17

day of June A. D., 1952  
[Signature], J. P.

George Hartley

WARRANT

THE STATE OF ALABAMA,  
Baldwin County

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Howard Phillips, Jr.

\_\_\_\_\_ and bring him  
before me to answer the State of Alabama on a charge  
Burglary, First Degree

\_\_\_\_\_ and have you then and there this writ with your return thereon \_\_\_\_\_

Witness my hand this 17 day of June, \_\_\_\_\_, 1952

[Signature], J. P.

State of Alabama,  
Baldwin County

Justice Court of  
T. C. HAND

**AFFIDAVIT**

The State of Alabama,  
vs.

HOWARD PHILLIPS, JR.

Witnesses for the State:

- H. F. Hall
- Leon Gibson
- George Hartley
- Joe Dickman
- W. F. Hawie

Justice Court of  
BALDWIN COUNTY

**Warrant of Arrest**

THE STATE OF ALABAMA,  
vs.

HOWARD PHILLIPS, JR.

Executed this 27 day of June 1957

By arresting the within

named Defendant

and placing him

In Jail

Lyde Wilkins, Sheriff

George Hartley, Deputy Sheriff

O'Inlage



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THE STATE OF ALABAMA,  
Baldwin County

Justice Court of T. C. HAND  
Precinct 4, Bay Minette, Ala.

To Any Sheriff of the State of Alabama:  
You are hereby Commanded to Summon

*H. F. Hall, Leon Gibson,*  
*Geo. Hartley, Joe Dickman, W. F. Hawie*

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

*21* day of *June*, 19*52*, and from day to day of said term,  
and from term to term thereafter, until discharged, to give evidence and the truth to speak in behalf of  
THE STATE, in a prosecution now pending in said Court, wherein the State of Alabama is plaintiff and

*Howard Phillips, Jr.*  
Defendant, and have you then and

there this Writ, with your endorsement thereon.

Witness my hand this *17* day of *June*, A. D. *1952*

*J. J. Ladd*  
Justice of the Peace, Precinct 4

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Executed in full, this the

20 - day of

June, 1952

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*Taylor Wilkins*  
Sheriff.

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*George J. Harty*  
Deputy Sheriff.

Appearance Bond

1511

Moore Printing Co., Bay Minette, Ala.

THE STATE OF ALABAMA, }  
BALDWIN COUNTY

We, Howard Phillips Jr, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Five Hundred (\$500.00) DOLLARS unless the said Howard Phillips Jr appears at the Next Term, 1952 of the Grand Jury Court of Baldwin County, Alabama, and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of Burglary.

We hereby waive as to all amounts that may become due hereunder the benefit of all laws exempting personal property from levy and sale (under execution or other process for the collection of debt by con-stitution or laws of the State of Alabama, and we hereby severally certify that we have property over and above all debts, liabilities, exemptions and this bond to the amount of: real property of the value of \$2,000.00 and personal property of the value of \$1,000.00.

Sworn to and subscribed before me this the \_\_\_\_\_ day of \_\_\_\_\_ 195\_\_\_\_\_

\_\_\_\_\_ Baldwin County, Ala.

Howard Phillips Jr  
J. Standard L. S.  
Leshie Byars L. S.  
Henry Hadley L. S.  
D. J. Phillips L. S.  
W. L. Phillips

Taken and approved this the 21 day of June 1952

Taylor McPherson, Sheriff

By M. D. Taylor, Deputy Sheriff

No. ....

The State of Alabama,  
Baldwin County

..... Court

Sheriff's Office

THE STATE  
VS.

Sheriff's Appearance Bond

Amount of Bond, \$ .....

Filed ....., 195.....

..... Clerk

1511

Transcript of Criminal Cases from Justice Court of Baldwin County, Ala.

ATTORNEYS	CASE	CHARGE
No. 3213.	THE STATE OF ALABAMA Vs. Howard Phillips Jr.	Burglary 1 <sup>st</sup> degree.

DISPOSITION OF CASE	FEEES	AMOUNT
Affidavit made and Warrant Issued to Geo. Hartley.	<b>JUDGE'S FEES</b> Warrant at 50c, Affidavit at 25c	.75
Returnable Grand Jury.	Bond at 50c, Sci. Fa. at 50c	
Witness—For State H.F. Hall, Leon Gibson	Witnesses' Recognizances at 25c	
Geo. Hartley, Joe Dickman,	Subpoena or Notice at 25c	1.25
W.F. Lawrie.	Continuance at 25c	
	Trial of Misdemeanor at \$1.00	
	Mittimus at 25c	.25
	Judgment on Forfeited Bond at 25c	
	Taking Bond, etc., on Appeal at \$1.00	
	Execution of costs at 25c	
	<b>CONSTABLE'S FEES</b>	
	Subpoena or Notice at 25c	
	Carrying Defendant before Justice,	
	each mile for himself and guard at 10c	
	Arrest, 50c	
	<b>SHERIFF'S FEES</b>	
	Arrest, \$1.00; Bond \$1.00; Sci. Fa., 50c	5.00
	Committing, 2.00; Releasing, \$1.00	2.00
	Subpoenas at 10c Day's Board at 30c	2.50
	<b>WITNESS FEES</b>	
	1 Days at 50c	.50
	" " 50c	
	" " 50c	
	" " 50c	
	" " 50c	
	" " 50c	
	" " 50c	
	" " 50c	
	<b>DEFENDANT'S COSTS</b>	
	Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing Subpoenas	

21 June 52

def. requested hearing be waived to Grand Jury. Bond was set at \$500.00. def posted bond.

J. S. Lawrie  
Justice of Peace

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