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**INDICTMENT**

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**THE STATE OF ALABAMA**  
**Baldwin County.**

**Circuit Court, Fall Session, 195 2**

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 T. C. Downey, known as The Breezy Pines, in which goods, wares, merchandise, or coin 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.

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RECORDED

No. ....

THE STATE OF ALABAMA,

BALDWIN COUNTY

Circuit Court

Fall Session, 1952

THE STATE

Vs.

HOWARD PHILLIPS, JR.

INDICTMENT

Burglary, Second Degree

No Prosecutor.

WITNESSES:

T. C. Downey

Taylor Wilkins

GRAND JURY NO. 11

A TRUE BILL

*John J. 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. Wacker* Clerk

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

the presence of 17 other Grand Jurors.

*Archie J. Wacker*  
Clerk.

Bail fixed \$50000

*J. J. Madlbury, Jr.*  
Judge.

Shond fang  
no 11

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Case No. 3212 4145

Justice Court of  
**T. C. HAND**  
Bay Minette, Ala.

**THE STATE**  
VS.

Howard Phillips, Jr.

Charge:

Burglary, First Degree  
21 June Disposition:

Wanted to bond

sum  
Bond set at \$500.00  
by J. Steel bond

Moore Ptg. Co.

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Spec 29 - 52

Received of Howard Phillips Jr. 12.00  
JC Downey

W157D

Receipt

Fried

12-1-52  
Alice French  
Clerk

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4-1-57

Howard Phillips Jr.

M. O. Receipts for

\$4.00 to Mrs. Anacker

\$22.00 to Mr. Harvie.

6- 58,841,490

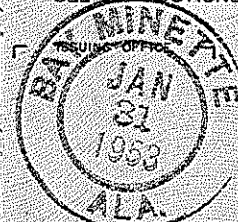
United States  
Postal Money  
Order

DOLLARS	
4	4
CENTS	

PURCHASER'S RECEIPT

DETACH AND HOLD

SEE INSTRUCTIONS ON REVERSE SIDE



6

STAMP

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Howard Philip

PHONES 6-8106, 6-8107, 6-8108, 6-8109

# McQUIDDY PRINTING COMPANY

Printers, Lithographers, Stationers, Engravers

NASHVILLE 1, TENNESSEE

Amounts due to Paul  
to Injured Persons

\$ 22.00 Hawke  
9 4.00 Mrs Anacker  
17.00 To Mr. Murray  
Total -  
\$ 38.00  
Howard Philip  
Case

Office Supplies, Loose Leaf Devices, Desks, Filing Equipment

BRUCE FULK



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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

J. C. Downey, H. F. Hall  
Leon Gibson, Geo. Hartley, Joe Dickman

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

21 day of June, 1952, 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

T. C. Hand  
Justice of the Peace, Precinct 4

Executed in full, this the

20

day of

June, 1952

Taylor Wilkins

Sheriff.

George Gatty

Deputy Sheriff.

## AFFIDAVIT

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Printed by Moore Ptg. Co.

The State of Alabama,

Baldwin County

In the Justice Court of

T. C. HAND

Before me,

T. C. HAND

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 T. C. Downey, in Bay Minette, known as Breezy Pines, and used as a place of amusement in which soft drinks, cigarettes and other merchandise were had for sale.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 17

day of

JuneA. D., 1952

, J. P.



## 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

, 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:

T. C. Downey  
H. F. Hall  
Leon Gibson  
George Hartley  
Joe Dickman

Justice Court of  
BALDWIN COUNTY

Warrant of Arrest

THE STATE OF ALABAMA,  
vs.

HOWARD PHILLIPS, JR.

Executed this 17 day of June 1952

By arresting the within

named Defendant

and placing him

In Jail

Lester Wilkins, Sheriff

George Hartley Deputy Sheriff

0 mileage

**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, 195 2 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 exempt-  
ing 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.  
William L. S.  
Leslie Bryan L. S.  
Henry Hadley L. S.  
John H. Hadley L. S.  
H. L. Phillips

Taken and approved this the 21 day of June 195 2\_\_\_\_\_  
Taylor Weipman, SheriffBy W. D. Taylor, Deputy Sheriff

THE STATE OF ALABAMA,  
Baldwin County

To Any Sheriff of the State of Alabama:

An indictment having been found against

Howard Phillips Jr.

at the Fall Term, 1922 of the Circuit Court of Baldwin County, for the offense of

Burglary, 2nd degree

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, 1922

W. C. Duck  
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.

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CAPIAS

No. 11

THE STATE

vs.

Howard Phillips Jr.

Bail Fixed in This Case in Open Court at

\$ 500.00

By J. Mashburn Jr.  
Judge Presiding

Attest: Eric J. Leuck  
Clerk.

Executed this 20 day of Oct, 1952

By arresting the within

named Defendant

and placing him

Jay W. Wilkins, Sheriff

W. F. Hall, Deputy Sheriff

0 miles

## 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<sup>00</sup> DOLLARS

unless the said Howard Phillips appears at the

Next Term, 1952 of the Superior 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

\_\_\_\_\_ day of \_\_\_\_\_, 195\_\_\_\_\_

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

Howard Phillips Jr L. S.

Elmer Hadley L. S.

Henry Hadley L. S.

Leslie Bryan L. S.

J. H. Seaborn L. S.

Taken and approved this the 20 day of Oct, 1952

Taylor Wilkins, Sheriff

By W. D. Taylor, Deputy Sheriff



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

ATTORNEYS	CASE	CHARGE
	THE STATE OF ALABAMA	
No. 3212	Vs. Howard Phillips Jr.	Burglary 1st degree.

	DISPOSITION OF CASE	FEES	AMOUNT
	Affidavit made and Warrant Issued to Geo. Hartley.	JUDGE'S FEES	
	Returnable Grand Jury.	Warrant at 50c, Affidavit at 25c	.75
	Witness—For State J.C. Sawyer,	Bond at 50c, Sci. Fa. at 50c	
	H.F. Hall, Leon Gibson, Geo. Hartley, Joe Pickens.	Witnesses' Recognizances at 25c	
21 June 52	ref. suggested hearing he wanted to be heard by Grand Jury. Bond was set at \$5000.	Subpoena or Notice at 25c	1.25
	ref. Bonded bond.	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	
		CONSTABLE'S FEES	
		Subpoena or Notice at 25c	
		Carrying Defendant before Justice, each mile for himself and guard at 10c	
		Arrest, 50c	
		SHERIFF'S FEES	
		Arrest, \$4.00; Bond \$1.00; Sci. Fa., 50c	5.00
		Committing, \$2.00; Releasing, \$2.00	2.00
		Subpoenas at \$504 Day's Board at 30c	2.50
		WITNESS FEES	
		Days at 50c	.50
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		DEFENDANT'S COSTS	
		Witnesses' Recognizance at 25c	
		Subpoenas at 25c	
		Executing Subpoenas	

at  
P. J. Land  
Justice of Peace

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