

1512
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 Ada Anacker, in which goods, wares, merchandise, or cigarettes, 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

No Prosecutor.

WITNESSES:

Ada Anacker

H. F. Hall

GRAND JURY NO. 17

A TRUE BILL

John S. Evans
Foreman Grand Jury.

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

W. J. French, Clerk

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

the presence of 17 other Grand Jurors.

W. J. French
Clerk.

Bail fixed \$ 500.00

J. J. Maslibury Jr.
Judge.

1512

32 11

gg.

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

Ada Anacker, 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, 1942

Taylor Wilkins
Sheriff.

George J. Smith
Deputy Sheriff.

AFFIDAVIT

Printed by Moore Ptg. Co.

1512
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 Ada Anacker, in Fairhope, 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 June A. D., 1952

T. C. Hand, 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

T. C. Hand, 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:

Ada Anacker
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

Taylor Wilkins, Sheriff

George Hartley, Deputy Sheriff

O. Milage

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

An indictment having been found against

Harward Phillips Jr.

at the Fall Term, 1952 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 16th day of Oct, 1952

Beirf. Dicks
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.

No: 1512

CAPIAS

No. 17

THE STATE

vs.

Howard Phillips Jr.

Bail Fixed in This Case in Open Court at

\$ 5000⁰⁰

By J. J. Mashburn Jr.
Judge Presiding.

Attest: Beirf. Couch
Clerk.

Executed this 20 day of Oct, 1952

By arresting the within

named Defendant

and placing him in jail

Taylor 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 (\$500⁰⁰) 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 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.
J. M. Saunders L. S.
Leslie Boyer L. S.
Henry Hadley L. S.
Cliff Hadley L. S.
H. L. Phillips

Taken and approved this the 21 day of June 1952

Paul W. McKinnis, Sheriff

By J. H. Bayless, Deputy Sheriff

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 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 2nd 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.

Alpe Hadley L. S.

Henry Hadley L. S.

Jessie Brown L. S.

W. B. Moore L. S.

Taken and approved this the 20 day of Oct 1952

Taylor Wilkins, Sheriff

By W. B. Moore, Deputy Sheriff

1512 Transcript of Criminal Cases from Justice Court of Baldwin County, Ala.

ATTORNEYS

CASE

CHARGE

THE STATE OF ALABAMA

No. 3211

Vs.

Howard P Phillips Jr.

Burglary, First Degree.

DISPOSITION OF CASE

Affidavit made and Warrant Issued to George Hartley

Returnable Grand Jury.

Witness—For State Adp Anderson

H. F. Hall, Leon Gibson, Geo Hartley, Joe Simpson.

21 June 52 def. requested hearing he wanted to Grand Jury. Bond was set at \$500.00
def. Poted Bond.

J. L. Ford
Justice of Peace

FEES

AMOUNT

JUDGE'S FEES

Warrant at 50c, Affidavit at 25c 75

Bond at 50c, Sci. Fa. at 50c

Witnesses' Recognizances at 25c

Subpoena or Notice at 25c 1.25

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, \$1.00; Bond \$1.00; Sci. Fa., 50c 5.00

Continuing, \$1.00; Releasing, \$1.00 2.10

Subpoenas at 50c Day's Board at 30c 2.00

WITNESS FEES

Days at 50c 50

50c 50

50c 50

50c 50

50c 50

50c 50

DEFENDANT'S COSTS

Witnesses' Recognizance at 25c

Subpoenas at 25c

Executing Subpoenas

1572