FEDERAL BUREAU OF INVESTIGATION
ENCLOSURE COVER SHEET

SUBJECT: Miburn

FILE: 44-25706

SECTION 52 OF 78

THIS SECTION IS COMPRISED OF 253 PAGES
WHICH WERE REVIEWED FOR THIS RELEASE.

131 PAGES ARE AVAILABLE FROM THIS SECTION
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THIS IS ENCLOSURE 4 OF 5 ENCLOSURE(S)

NO DUPLICATION FEE
FOR THIS PAGE

pages 779 - end

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* *

F E D E R A L B U R E A U O F I N V E S T I G A T I O N

* *

Title: BERNARD L. AKIN, ET AL; JAMES EARL CHANEY; MICHAEL HENRY SCHWERNER, aka Mickey; ANDREW GOODMAN - VICTIMS

Character: CIVIL RIGHTS - ELECTION LAWS; MISPRISION OF FELONY; JUVENILE DELINQUENCY ACT

Bureau File: 44-25706

Jackson File: 44-1

Prosecutive Summary report of SA [redacted] at Jackson dated December 19, 1964. b7c

V O L U M E

I V

* *
* This report consists of four *
* volumes, including a Digest of the *
* Table of Contents and complete Index *
* in each volume. Included in each *
* volume is a detailed Table of Contents *
* pertaining to that volume. *
* This is Volume IV. *
* *

44-25706 pt. 4

1b1a Only pgs. 779 - end

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XI. INFORMATION CONCERNING SUBJECTS' ACTIVITIES ON JUNE 21 AND 22, 1964 AND ALIBI INTERVIEWS OF SUBJECTS

302

BERNARD L. AKIN

It is noted that JAMES EDWARD JORDAN, in his signed statement concerning the murder and burial of the civil rights workers, stated that the individuals who came from Neshoba County to recruit citizens of Lauderdale County to participate in the action against SCHWERNER, CHANEY and GOODMAN met at Akin's Mobile Homes and that BERNARD L. AKIN was there though he did not participate in the actual murders. He did have knowledge of the planning.

HORACE DOYLE BARNETTE in his signed statement [redacted] b7C, b7D

[redacted] b7C, b7D

In view of the above, it appears there is no conflict in AKIN's statement and information furnished by the two witnesses, and no further investigation is felt warranted along this line.

EARL BERNARD AKIN

EARL BERNARD AKIN is charged with withholding information concerning the murder of the three civil rights workers near Philadelphia, Mississippi, on June 21, 1964. JAMES E. JORDAN, who has admitted participation in this murder, stated [redacted]

b7C, b7D

AKIN has been contacted on several occasions and questioned as to any information which he had concerning the murders, however, he steadfastly denies any knowledge concerning the murders other than that gained through reading the newspapers.

JIMMY ARLEDGE

With regard to the activities of JIMMY ARLEDGE on the night of June 21, 1964, the following information was furnished by JAMES E. JORDAN:

ARLEDGE was among the individuals who met at the rear of Akin's Mobile Homes at Meridian, Mississippi, and he accompanied DOYLE BARNETTE, TRAVIS BARNETTE, JIMMIE SNOWDEN and JAMES JORDAN on the trip from Meridian, Mississippi, to Philadelphia, Mississippi, in DOYLE BARNETTE's car. ARLEDGE was in the car at the time the group awaited the release of the civil rights workers from the jail at Philadelphia and he accompanied this group to the point where the civil rights workers car was stopped by Deputy Sheriff CECIL PRICE. After the civil rights workers were removed from their car, ARLEDGE drove their station wagon to the scene of their murder. [redacted] ARLEDGE was at this scene, but JORDAN did not describe ARLEDGE's activities during the remaining portion of the night. b7C, b7D

HORACE DOYLE BARNETTE furnished the following information with regard to the activities of JIMMY ARLEDGE on the night of June 21, 1964:

[redacted]

b7C, b7D

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306

FBI/DOJ

HORACE DOYLE BARNETTE

HORACE DOYLE BARNETTE has admitted his participation in the crime and signed a written statement implicating himself in the murder of the three civil rights workers on June 21, 1964. He has presented no alibi.

TRAVIS MARYN BARNETTE

[redacted] b7C

JAMES JORDAN states that on June 21, 1964, TRAVIS was one of the men who was present at the time of the abduction and killing of the three civil rights workers.

DOYLE BARNETTE, [redacted], states [redacted] b7C, b7D

TRAVIS refuses to furnish an alibi for his whereabouts during the pertinent period, claiming he will be able to establish his whereabouts when the proper time comes and that he will not divulge his whereabouts except on advice of his attorney. [redacted] b7C

[redacted] b7C

858

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date December 14, 1964

1

[redacted]

BARNETTE again declined to say where he had been on the night of June 21, 1964. [redacted]

[redacted]

all
b7C
b7D

On 12/8/64 at Meridian, Miss. File# Jackson 44-1

by SAs [redacted] and b7C Date dictated 12/8/64 JOA

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FBI/DOJ

OLEN LOVELL BURRAGE

BURRAGE offered no alibi for the night of June 21, 1964, other than being at home.

[redacted] b7C, b7D

[redacted] b7C, b7D

HORACE DOYLE BARNETTE in his signed statement, stated [redacted] b7C, b7D

JAMES E. JORDAN stated that on the night of June 21, 1964, he picked up WAYNE ROBERTS at BURRAGE's garage following the murders, prior to returning to Meridian, Mississippi.

811

[redacted]

b7C, b7D

812

4-750 (2-7-79)

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FBI/DOJ

OTHA NEAL BURKES

With regard to the activities of OTHA NEAL BURKES on the night of June 21, 1964, the following information was furnished by JAMES EDWARD JORDAN:

JORDAN identified a photograph of OTHA NEAL BURKES, Philadelphia, Mississippi Policeman, as being identical with the officer who notified the group of Meridian men, who were waiting near the Neshoba County Jail, that the civil rights workers who were confined to the jail were leaving the Philadelphia area on Highway 19. He also said that BURKES was identical with the policeman who was with CECIL RAY PRICE, Neshoba County Deputy Sheriff, and who stopped the Meridian group in Philadelphia, Mississippi [redacted] after the burial of the three murdered civil rights workers. JORDAN stated there was a third person in the Philadelphia, Mississippi Police Department automobile and that he is unable to identify this person [redacted] JORDAN stated the occupants of DOYLE BARNETTE's car, when stopped by the Philadelphia Police Department automobile in Philadelphia, did not get out and that BILLY POSEY was the only person who went over and talked to PRICE and BURKES who were in this Police Department automobile. b7C, b7D

It is noted that in the signed statement of HORACE DOYLE BARNETTE, he stated [redacted] b7C, b7D

317

4-750 (2-7-79)

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FBI/DOJ

JAMES THOMAS HARRIS

[redacted] HARRIS identified by JAMES JORDAN [redacted] as being present at Akin's Trailer Court the night of June 21, 1964. Prior to this time, HARRIS reportedly was at the Longhorn Cafe with FRANK HERNDON when PREACHER KILLEN came to the Cafe and informed them that the three civil rights workers were in custody in Philadelphia, Mississippi, and that a job was going to be done on them. HARRIS reportedly made some telephone calls from the Longhorn to recruit fellow Klansmen for the job. [redacted]

b7C
b7D

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FBI/DOJ

FRANK JAMES HERNDON

On June 21, 1964, FRANK JAMES HERNDON was reported as employed [redacted] b7C

On June 21, 1964, EDGAR RAY KILLEN and others came to the Longhorn Drive-In from Philadelphia, Mississippi and advised FRANK J. HERNDON of the fact that CHANEY, SCHWERNER and GOODMAN were then in jail at Philadelphia, Mississippi. At this time, HERNDON, [redacted] then participated in making plans as well as selecting and obtaining individuals from Meridian, Mississippi to proceed to Philadelphia to participate in the assault and later murder of these individuals. HERNDON did not leave the Longhorn Drive-In. b7D

[redacted] b7D

HERNDON has refused to discuss and denies any knowledge concerning this matter, declining to say where he was on June 21, 1964.

[redacted] b7C, b7D

[redacted] recalled FRANK HERNDON and PETE HARRIS being at the Longhorn Drive-In on June 21, 1964. b7C, b7D

4-750 (2-7-79)

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819

FBI/DOJ

TOMMY ARTHUR HORNE

TOMMY ARTHUR HORNE was charged with having knowledge of the murder of the three civil rights workers on June 21, 1964, and not with participation in the actual crime. He has refused to talk about the facts that are within his knowledge.

HORACE DOYLE BARNETTE reported in his statement

[redacted]

b7C, b7D

HORNE would not present any alibi.

JAMES EDWARD JORDAN

It is noted that HORACE DOYLE BARNETTE, in his signed statement, stated that JAMES EDWARD JORDAN took an active part in the murders of the three civil rights workers in Neshoba County on June 21, 1964.

On November 5, 1964, JAMES EDWARD JORDAN furnished a signed statement regarding the details of the murder of the civil rights workers during which he implicated himself as well as a number of other individuals.

4-750 (2-7-79)

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FBI/DOJ

EDGAR RAY KILLEN

[redacted]

b7C
b7D

[redacted] does not remember seeing EDGAR RAY KILLEN at the funeral home.

[redacted] does not remember seeing EDGAR RAY KILLEN at the funeral home.

[redacted] was at the funeral home [redacted] June 21, 1964, [redacted] KILLEN was there [redacted] remember seeing EDGAR RAY KILLEN at the funeral home but cannot remember exactly when.

[redacted] does not remember seeing EDGAR RAY KILLEN there at any time.

[redacted] EDGAR RAY KILLEN was there [redacted]

all b7c b7D

FEDERAL BUREAU OF INVESTIGATION

1

Date December 16, 1964

[redacted] EDGAR RAY KILLEN was at the funeral home [redacted]

b7C, b7D

On 12/16/64 at Philadelphia, Mississippi File # Jackson 44-1

by SAs [redacted] and [redacted] mtl b7C Date dictated 12/16/54

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FEDERAL BUREAU OF INVESTIGATION

Date December 16, 1964

1

[redacted] knows EDGAR RAY KILLEN and that he does not remember seeing KILLEN at the funeral home. He added that he does not believe that EDGAR RAY KILLEN was there since he believed that he would have remembered if he had seen him. b7C, b7D

On 12/16/64 at Philadelphia, Mississippi File # Jackson 44-1

SAs [redacted] and [redacted] mtl b7C

by Date dictated 12/16/64

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FD-302 (Rev. 4-15-64)

FEDERAL BUREAU OF INVESTIGATION

December 16, 1964

[redacted]

[redacted] members seeing

[redacted] Y KILLEN at the funeral home [redacted]

b7C, b7D

On 12/16/64 at Philadelphia, Mississippi File # Jackson 44-1

SAs [redacted] and [redacted] ntl

by [redacted] b7C Date dictated 12/16/64

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FD-302 (Rev. 4-15-64)

FEDERAL BUREAU OF INVESTIGATION

Date December 16, 1964

1

[redacted] EDGAR RAY KILLEN was at the funeral home off and on during the period he was there [redacted]

b7c, b7D

On 12/16/64 at Philadelphia, Mississippi File # Jackson 44-1

SAs [redacted] and [redacted] b7c

by Date dictated 12/16/64

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FD-302 (Rev. 4-15-64)

FEDERAL BUREAU OF INVESTIGATION

Date December 16, 1964

[redacted]

b7C, b7D

[redacted] does know EDGAR RAY KILLEN and that he does not remember seeing Mr. KILLEN at the funeral home [redacted] from about 9:30 to about 10:15 PM. b7C, b7D

On 12/16/64 at Philadelphia, Mississippi File # Jackson 44-1

by [redacted] and [redacted] b7C Date dictated 12/16/64

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FD-302 (Rev. 4-15-64)

FEDERAL BUREAU OF INVESTIGATION

Date December 16, 1964

1

[redacted]

EDGAR RAY KILLEN was at the funeral home [redacted]

b7C, b7D

On 12/16/64 at Philadelphia, Mississippi File # Jackson 44-1

by [redacted] and mtl b7C Date dictated 12/16/64

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FD-302 (Rev. 4-15-64)

FEDERAL BUREAU OF INVESTIGATION

Date December 16, 1964

[redacted] does know EDGAR RAY KILLEN and added that he does not remember seeing EDGAR RAY KILLEN at the funeral home. [redacted] if EDGAR RAY KILLEN had been at the funeral home when he was there he would have remembered seeing EDGAR RAY KILLEN.

all
b7C
b7D

On 12/16/64 at Philadelphia, Mississippi File# Jackson 44-1

SAs [redacted] and [redacted] :mtl b7C

by Date dictated 12/16/64

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FD-302 (Rev. 4-15-64)

FEDERAL BUREAU OF INVESTIGATION

Date December 16, 1964

[redacted] does not remember ever going by the funeral home [redacted]

b7C, b7D

On 12/16/64 at Philadelphia, Mississippi File# Jackson 44-1

by [redacted] and [redacted] b7C Date dictated 12/16/64

332

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[redacted] b7c

[redacted] b7c, b7D

[redacted] b7c, b7D

333

BILLY WAYNE POSEY

HORACE DOYLE BARNETTE, in a signed statement furnished on November 20, 1964, advised that [redacted]

b7C
b7D

JAMES E. JORDAN, in a signed statement furnished on November 20, 1964, advised that he first saw BILLY POSEY on Highway 19 South of Philadelphia, Mississippi, on the night of June 21, 1964, in a 1955 or 1956 red and white Chevrolet along with SHARPE, WAYNE ROBERTS and another young man believed to be TOWNSEND. POSEY was driving the red and white Chevrolet which pulled alongside a patrol car outside of Philadelphia. Deputy Sheriff PRICE drove up and joined the

group and BILLY POSEY and he had a short conversation. POSEY then indicated that all cars should follow him and he drove away southward on Highway 19. [redacted] POSEY had carburetor trouble and his car pulled off the road. After pursuing and capturing the civil rights workers, they returned to POSEY's parked vehicle [redacted]

POSEY [redacted] got into the 1963 Ford station wagon owned by the civil rights workers after the bodies had been loaded into it. POSEY said "Everyone follow me, [redacted] POSEY led the way over back roads to a dam alongside of which he parked the station wagon. [redacted]

Upon their arrival at the dam POSEY got out of the station wagon and said, [redacted] "someone go and get the operator."

JORDAN then left the dam site to stand watch at the gate and later heard a tractor running for about 15 minutes. [redacted] asked if the station wagon was [redacted] POSEY replied "No, HERMAN will take it to Alabama where it will be burned."

DOYLE then came by and picked up JORDAN and POSEY in his car and they all drove to the garage of OLEN BURRAGE. [redacted] got into DOYLE's car [redacted] and drove down the main street of Philadelphia where they encountered a police vehicle. POSEY got out, conversed with

all
b7C
b7D

835

one of the officers and then got back in. [redacted]

b7C, b7D

Following his arrest, BILLY WAYNE POSEY was taken to the Naval Auxiliary Air Station, Meridian, Mississippi, and questioned regarding his participation in the murders. POSEY denied any knowledge or involvement and stated he could not recall where he was or what he was doing on the night of June 21, 1964.

[redacted]

b7C

336

CECIL RAY PRICE

[redacted] PRICE arrested CHANEY, GOODMAN and SCHWERNER sometime prior to 4:00 P.M. on June 21, 1964, and released them at approximately 10:20 P.M., June 21, 1964. [redacted] followed them on Highway 16, trailing them to Philadelphia, Mississippi, clocked them speeding within the Philadelphia City Limit going between 65 and 70 miles an hour in a 30 mile speed limit, came upon them where their automobile had a flat tire, awaited them to change the flat tire and took them to the Neshoba County Jail with the assistance of Mississippi Highway Safety Patrolmen EARL ROBERT POE and HARRY J. WIGGS. They were incarcerated with CHANEY being charged with speeding and GOODMAN and SCHWERNER being held for investigation. [redacted]

[redacted]

Several individuals including [redacted]

all
b7C
b7D
337

Philadelphia, Mississippi, and Patrolman POE and Patrolman WIGGS all observed victims in subject's custody at approximately 3:30 to 4:00 P.M., June 21, 1964. WIGGS and POE assisted PRICE in transporting the victims to the jail.

Records of the Neshoba County Jail reflect that the three victims were jailed and released on June 21, 1964, without times being indicated. Mrs. MINNIE HERRING, wife of Neshoba County Jailer, states that the victims were brought to jail at approximately 5:00 P.M. and released about 10:30 P.M. [redacted] the victims were in jail at 5:30 or 6:00 P.M. [redacted] and were gone at 11:00 P.M. [redacted]

[redacted] recalled observing PRICE with the victims at about 3:30 P.M. on Main Street and victims were not observed at the Neshoba County Jail at 11:45 P.M., June 21, 1964, [redacted] were arrested upon a complaint by [redacted] arrest as being no earlier than 10:30 P.M., June 21, 1964, [redacted] e victims were not in jail [redacted] all state that they saw victim CHANEY in the Neshoba County Jail on June 21, 1964. [redacted] CHANEY was in jail from approximately 5:00 until 10:00 P.M. [redacted] they were still in jail [redacted] 6:30 or 7:00 P.M., June 21, 1964. [redacted] they were in jail until about 10:00 P.M.

[redacted]

[redacted]

ad
b7C
b7D

838

HAROLD BURNIS HOLLY, Patrolman, Philadelphia Police Department, advised he worked the 4:00 P.M. to 12 midnight shift, June 21, 1964. He arrived at the Police Station between 4 and 4:05 P.M. [redacted] 9:00 P.M. and then went to headquarters and operated the radio until midnight. [redacted]

WILLIAM D. PERRY, Patrolman, Philadelphia, Police Department, advised [redacted]

b2C
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L-750 (2-7-79)

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340

FBI/DOJ

[redacted]

Patrolman POE stated that BILLY WAYNE POSEY came to him and WIGGS while they were parked at Pilgrims Store at a time calculated from Mississippi Highway Safety Patrol radio logs to be 10:22 to 10:24 P.M., June 21, 1964, and asked if they had seen PRICE. [redacted]

JAMES E. JORDAN in a signed statement stated that at about 6:30 P.M., June 21, 1964, he was at the Longhorn Drive-In, Tom Bailey Drive, Meridian, Mississippi, with others when EDGAR RAY KILLEN of Philadelphia, Mississippi, came to the Longhorn Cafe and stated that they had three civil rights workers in jail in Philadelphia. JORDAN stated that he with others went to Philadelphia, Mississippi, placed themselves in a position to observe the Neshoba County Jail and when the three civil rights workers were released from the jail they followed Deputy Sheriff CECIL PRICE who stopped the individuals at an area now believed to be 16 miles from Philadelphia on Highway 492 between House and Union, Mississippi, loaded them in his car, returned to Highway 19, drove north a short distance and pulled off a side road to the left or west from Highway 19 where the three civil rights workers were killed.

b7C
b7D

HORACE DOYLE BARNETTE in a signed statement stated

[redacted]

It is noted that it would appear that the civil rights workers were released from the Neshoba County Jail sometime around 10:30 P.M., June 21, 1964, as according to information furnished by Patrolman POE [redacted] that BILLY WAYNE POSEY was looking for PRICE before 10:22 and 10:24 P.M., which was the time logged by the Highway Patrol Dispatcher that two calls were made from their car. It appears that PRICE then proceeded to follow the civil rights workers approximately 16 miles from Philadelphia where they were stopped, loaded into his car. He then returned to the point where they were killed off of Highway 19 about 100 yards. [redacted] PRICE would have traveled a total distance not exceeding 33 miles which would have made it possible for him to have left Philadelphia at about 10:20 P.M. and return by approximately 11:30 P.M. when he participated with [redacted] in the arrest of COWAN and DOMINICK.

all
b7C
b7D

342

4-750 (2-7-79)

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FEDERAL BUREAU OF INVESTIGATION

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843

FBI/DOJ

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

1

Date July 4, 1964

[redacted]

Deputy Sheriff PRICE and "HOP" BARNETT came out in response [redacted]. The Deputy Sheriff and BARNETT arrived sometime between 7 - 8 P. M. They came in the Deputy Sheriff's car and were the only officers to come out on the call. [redacted]

It took 30 or 40 minutes to settle the complaint and when the Deputy Sheriff and BARNETT left it was full dark. [redacted]

[redacted] had heard of the disappearance of three civil rights workers but knew only what he had learned from the TV concerning it.

all
b7C
b7D

[redacted]

On 7/2/64 at [redacted] File # NO 44-2227

by SAs [redacted] sal b7C Date dictated 7/3/64

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844

INTERVIEWS WITH [redacted]
WHICH ARE GERMANE TO CECIL RAY PRICE'S
ALIBI ARE INCORPORATED INTO SECTION IX
ENTITLED "ACTIVITIES OF LOCAL LAW
ENFORCEMENT AUTHORITIES AT PHILADELPHIA,
MISSISSIPPI ON JUNE 21, 1964"

b7C, b7D

845

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

1

Date July 4, 1964

[redacted] on June 21, 1964, Deputy Sheriff PRICE and "HOP" BARNETT had come to [redacted]

The Deputy Sheriff and BARNETT arrived [redacted] before it got completely dark, probably around 7 or 8 P. M. They drove up in the Deputy's 1956 Chevrolet. [redacted]

[redacted] The Deputy Sheriff and BARNETT remained [redacted] for approximately 30 or 40 minutes settling the matter.

[redacted] altogether the Deputy Sheriff and BARNETT were at [redacted] for an hour or little more. [redacted]

[redacted] the only thing he knew about the disappearance of three civil rights workers was learned from TV news broadcasts and that he had no information to offer regarding it.

all b7C b7D

[redacted] 840

On 7/2/64 at [redacted] File # NO 44-2227 846

by SA [redacted] b7C Date dictated 7/3/64

4-750 (2-7-79)

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347

FBI/DOJ

NO 44-2227
2

[redacted] some Klan-type literature had been thrown on their driveway by persons unknown and that he has never joined or been invited to join any Klan. He added he knows nothing abcut the Klan or its activities.

[redacted] this literature, which was a pamphlet of some sort, had been thrown on their driveway a month or so ago and he did not know where this literature could be located at this time.

b7C
b7D

348

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

1

Date July 4, 1964

[redacted] on June 21, 1964, Deputy Sheriff CECIL PRICE and "HOP" BARNETT had come [redacted]

The Deputy Sheriff and BARNETT had arrived in the 1956 Chevrolet of the Deputy Sheriff sometime around 7 or 8 P. M. [redacted]

[redacted] knew nothing of the disappearance of the three civil rights people except that heard on TV. He said he had no information concerning the matter.

[redacted]

all
b2
b7D

On 7/2/64 at [redacted] File # NO 44-2227

by SAs [redacted] b2 Date dictated 7/3/64 849

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FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

1

Date July 4, 1964

[redacted] did not know that the law had been called until the officers actually arrived [redacted]

On 7/3/64 at [redacted] File # NO 44-2227

all b7C b7D

by SAs [redacted] b7C Date dictated 7/4/64

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850

4-750 (2-7-79)

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851

FBI/DOJ

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date July 6, 1964

1

[redacted]

[redacted] The law was called and Deputy Sheriff PRICE and "HOP" BARNETT came out on the call. [redacted]

[redacted] altogether, PRICE and BARNETT were at [redacted] for about five or ten minutes and left. It was their only visit on June 21, 1964, and they have not returned since then.

[redacted] denied that the call for the police was, in any way whatever, a coverup for PRICE or BARNETT to assist them to account for any part of their time on June 21, 1964. He concluded that this was all he had to say on the affair.

all b7C b7D

On 7/4/64 at [redacted] File # NO 44-2227

SAs [redacted] b7C [redacted]

by [redacted] /esp Date dictated 7/4/64

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FEDERAL BUREAU OF INVESTIGATION

1

Date July 2, 1964

[redacted]

[redacted] three officers came out [redacted] as well as he could remember, the officers' names were HOLLEY, PRICE, and he believed SKINNER.

[redacted] this would have been between 11:00 p.m. and 11:30 p.m. when the officers were [redacted]

[redacted]

all 3-3 b7C b7D

On 7/1/64 at Philadelphia, Mississippi File # NO 44-2227

SA [redacted] and [redacted] 7/1/64

[redacted] none of them heard anything about the victims being arrested until they heard over the radio on June 22, 1964, they had disappeared. b7C, b7D

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

1

[redacted]

Date July 3, 1964

[redacted] to the City Hall in Philadelphia, Mississippi, arriving there between 11:00 p.m. and 11:30 p.m.

[redacted] there was only one policeman and two other men at the City Hall [redacted]

[redacted] two more Philadelphia policemen as well as two other uniformed officers came into the City Hall, [redacted] did not know what kind of officers the latter two were.

[redacted] sometime between 11:30 p.m. and Midnight a Deputy Sheriff, [redacted] drove up and arrested [redacted]

[redacted] were in the City Hall one of the officers stated that Sheriff RAINEY was out of town and he did not know how to get in touch with him.

[redacted] called one of the officers at the City Hall by the name of PRICE.

all b7C b7D

[redacted]

On 7/3/64 at Philadelphia, Miss. File # NO 44-2227

by SAs [redacted] b7C Date dictated 7/3/64

mem/sal

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4-750 (2-7-79)

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850

FBI/DOJ

4-750 (2-7-79)

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FBI DOJ

JN 44-1
2

[redacted]

had no knowledge whatsoever concerning the arrest of the three civil rights workers and their subsequent release. [redacted] the first time he heard the three civil rights workers were missing was on Tuesday morning, June 24, 1964.

all b7c b7D

JN 44-1
3

[redacted] was at the Philadelphia Police Department at around 12:15 a.m. on June 22, 1964. He observed there at that time Neshoba County Sheriff LAWRENCE ANDREW RAINEY, [redacted] Also observed at the Police Department at that time was Deputy Sheriff CECIL RAY PRICE, Constable CLAYTON LIVINGSTON, Beat #1, Neshoba County, and Patrolman NEAL BURKES.

[redacted] did not remember seeing Neshoba County Justice of the Peace of Beat #1 LEONARD WARREN present in the area of the Police Department at that time nor did he see former Neshoba County Sheriff "HOP" BARNETT [redacted]

While present at the Police Department during the early morning hours of June 22, 1964, [redacted] heard no one, including the law enforcement officers present, mention the three civil rights workers, MICHAEL HENRY SCHWERNER, ANDREW GOODMAN and JAMES CHANEY.

During the period from 12:15 a.m. until 3 a.m., June 22, 1964, [redacted] never observed the station wagon of the three missing civil rights workers.

[redacted]

[redacted] b7C b7D

[redacted] professed to have no knowledge as to what a klan-type organization was. [redacted]

856

[redacted]

does not know any members of any klan-type organizations.

[redacted]

[redacted] had no knowledge of the beatings of the Negroes and the burning of the Mount Zion Methodist Church on June 16 or June 17, 1964. [redacted] nor could he furnish any information as to who might have been responsible for the beatings and the burning.

[redacted] was asked if he murdered the civil rights workers, MICHAEL HENRY SCHWERNER, ANDREW GOODMAN and JAMES CHANEY, and he advised that he did not. He was asked if he was present when they were murdered and answered that he was not. He was asked if he knew who murdered the civil rights workers and he advised he did not. He was asked if he knew to whom the civil rights workers had been turned over and he advised he did not.

[redacted] denied any knowledge whatsoever of the detention, release and murder of the civil rights workers.

[redacted]

all b2c b7D 300

[redacted]

4-750 (2-7-79)

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361

FBI DOJ

[redacted]

[redacted]

[redacted]

[redacted]

[redacted] first heard about the 1963 Ford station wagon being located [redacted] on Tuesday afternoon [redacted] said that the station wagon had been found in the Bogue Chitto Swamp. [redacted] started to go to the scene but heard on the radio that the officials wanted the people to stay away.

all b7C b7D

[redacted] he has no information regarding plans to intercept the victims. He did not know that the victims were coming to Neshoba County and he has never seen victims CHANEY, SCHWERNER, or GOODMAN at any time to his knowledge nor has he observed their automobile at any time. He added that nothing has come to his attention from any source as to how the three victims disappeared, or where they are located at the present time.

862

[redacted] has no information whatsoever concerning a Klan organization in Neshoba County or elsewhere. [redacted] two or three months ago twelve crosses were burned in various parts of the county, all during one evening but he has no information who burned the crosses or the significance of the cross burnings.

all
b7c
b7D

[redacted]

Name	[redacted]
Race	
Sex	
Date of Birth	
Place of Birth	
Age	
Height	
Weight	
Hair	
Eyes	
Complexion	
Father	
Mother	
Brothers	

b7c

863

4-750 (2-7-79)

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FBI DOJ

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

1

Date August 3, 1964

[redacted] was contacted at his home [redacted] was advised of the identity of the Agents and told by SA [redacted] that he did not have to make any statement and any statement he did make could be used against him in a court of law. He was told he had a right to consult an attorney before making any statement.

[redacted]

He said that since he was previously interviewed nothing has come to his attention regarding the individuals responsible for the assaults and burning of the Mount Zion Church, whereabouts of the victims or who caused their disappearance or klan-type activities.

[redacted] was asked if he had knowledge of any Negro males being told to leave Philadelphia or Neshoba County. [redacted] replied that everyone in Neshoba County knew about a young Negro male, name not recalled, having telephoned a young white girl at Thompson's Drugstore and thereafter [redacted] was jailed and later told to leave Philadelphia [redacted]

all b7c b7D

On 8/1/64 at Philadelphia, Miss. File # NO 44-2227

by SA [redacted] b7c SA [redacted] mjh [redacted] Date dictated 8/1/64

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not know who caused the Negro male to leave Neshoba County in the early part of June, 1964. [redacted] had no part in the incident whatsoever.

[redacted]

[redacted] on June 16, 1964, he did not visit the Mount Zion Community at any time and he had no knowledge of the individuals responsible for the assaults there or the burning of the church. [redacted]

all
b7C
b7D

[redacted]

366

4-750 (2-7-79)

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867

FBI DOJ

FEDERAL BUREAU OF INVESTIGATION

Date September 10, 1964

1

[redacted] voluntarily furnished the following information:

[redacted] could furnish no information concerning the murder of the three civil rights workers or the burning of the Mount Zion Methodist Church. [redacted]

all b7C b7D

On 9/10/64 at Philadelphia, Miss. File # JN 44-1

by SA [redacted] b7C esp Date dictated 9/10/64

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868

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date September 21, 1964

1

[redacted] voluntarily furnished the following information: Philadelphia, Miss.

[redacted] had no information concerning the disappearance and murder of the three civil rights workers or the burning of the Mount Zion Methodist Church.

all
b7C
b7D

On 9/18/64 at Philadelphia, Miss. File # JN 44-1

by SA [redacted] esp b7C Date dictated 9/19/64

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309

[redacted]

4-750 (2-7-79)

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870

FBI/DOJ

LAWRENCE ANDREW RAINEY

[redacted]

b7C
b7D

871

was arrested by Sheriff RAINEY and LEONARD WARREN at approximately 11:45 PM on June 21, 1964.

all b7C b7D 872

[redacted]

[redacted] saw Sheriff RAINEY at approximately 12 midnight, June 21, 1964, at Police Headquarters, Philadelphia, Mississippi.

[redacted]

On November 20, 1964, HORACE DOYLE BARNETTE stated [redacted]

On December 4, 1964, Sheriff LAWRENCE ANDREW RAINEY was placed under arrest and during the subsequent interview refused to furnish any information concerning his whereabouts on June 21 and June 22, 1964, stating that he had already furnished Bureau Agents with information pertaining to his activities.

all b7C b7D

873

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date July 4, 1964

1

[redacted] was advised by SA [redacted] of the identity of the interviewing agents; that no threats, promises or offers of reward were being made to induce him to make a statement; that any statement he did make must be voluntary, and can be used against him in a court of law; and that he had a right to an attorney before making a statement. [redacted] was familiar with the investigation that the FBI was conducting in the area and that he had no objection to talking to the agents of the FBI, but that he felt that the missing persons involved in this case had "got what was coming to them if they had been put away."

[redacted] did not see any unusual activity around the jail at that time and that he does not recall seeing the station wagon of the missing persons.

[redacted] the only way that he knew that the missing persons had a station wagon was that he saw a photograph in the newspaper of the station wagon after it had been burned.

b7c
b7D

On 7/3/64 at [redacted] File # NO 44-2227

by SAs [redacted] /esp/bjm b7c [redacted] Date dictated 7/4/64 874

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NO 44-2227
2

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

all
b7C
b7D

[redacted] had no sympathies with the missing persons or with their integration activities in Mississippi. [redacted] was not aware that they were in the state or active in the Philadelphia area until he learned

875

about it in the newspaper after they had been reported missing. [redacted] saw nothing wrong with having disposed of them or with having them killed if they were attempting to further mix the "niggers" in Mississippi. [redacted] felt that they have no right to come to the state of Mississippi and that if any of his white neighbors asked him to join them in whipping them or even killing them, that he guesses that he would be willing to do it. At this point, he was asked if he feels that Sheriff RAINEY feels the same way about this matter as he does, and he said, "I guess [redacted] b7C, b7D

The following description of [redacted] was obtained by observation and interview:

Race [redacted]
Born

Height
Weight
Hair
Eyes
Employed

Relatives

b7C

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date July 4, 1964

1

[redacted] was advised of the identity of the interviewing Agents and was advised by SA [redacted] that he had a right to an attorney prior to making any statement, that no threats or promises were being made to him to give a statement to the FBI, and that any statement he did give to the FBI could be used against him in a court of law.

[redacted]

[redacted] was advised at the outset of the interview that the FBI was conducting investigation involving three missing persons that had been arrested by the Sheriff's Department of Neshoba County on June 21, 1964. He stated that he was familiar with the investigation inasmuch as it had received considerable publicity.

[redacted]

[redacted]

[redacted]

all b7c b7D

On 7/3/64 at [redacted] File # NO 44-2227

by SAs [redacted] and [redacted] /esp b7c. Date dictated 7/4/64 877

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878

FBI DOJ

[redacted] wished to cooperate fully with the FBI in this investigation and that the above information was furnished truthfully and that he would be willing to so testify in a court of law. b7C, b7D

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date August 21, 1964

1

[redacted]

[redacted] at 6:30 P.M., Sheriff RAINEY's car, a gray Oldsmobile with Neshoba County Sheriff's Office markings on it, was parked [redacted] at about 8:30 P.M., [redacted] is not sure whether the car was there or not, but that he does not recall seeing the car.

[redacted] thinks that if the car had been there at this time, he would have seen it.

[redacted]

all b7C b7D

On 8/19/64 at [redacted] File # JN 44-1

by SA [redacted] /esp bnc [redacted] Date dictated 8/21/64

880

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FBI DOJ

NO 44-2227
2

[redacted] has no information which would be of any value in finding out what happened to the missing persons involved in this matter.

[redacted] personally doubts that Sheriff RAINEY was involved in any plan or in any other activity which would be responsible for the disappearance of these persons. [redacted]

all
b2
b7D

882

[redacted]

4-750 (2-7-79)

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FBI/DOJ

FD-302 (Rev. 10-11-65)

FEDERAL BUREAU OF INVESTIGATION

Date October 3, 1964

1

[redacted] furnished the following information:

[redacted]

[redacted] did not see the 1964 gray Oldsmobile with the official Neshoba County Sheriff's seal, belonging to Neshoba County Sheriff LAWRENCE ANDREW RAINEY, parked in the vicinity of [redacted] when he arrived at that location some time between 11:30 and 12 P.M. on the night of June 21, 1964.

[redacted]

[redacted] could furnish no information regarding the case involving the murder of the three civil rights workers in Neshoba County on or about June 21, 1964.

all b7C b7D

On 10/1/64 at [redacted] File # JN 44-1

by SA [redacted] esp b7C Date dictated 10/1/64

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JN 44-1
2

[redacted] wished to fully cooperate with the Federal Bureau of Investigation in this investigation, but could furnish no additional information. b7C, b7D

845

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date July 7, 1964

1

[redacted]

to be around 6 P.M., he noticed that Sheriff RAINEY's gray 1964 Oldsmobile, which has a siren on the top of it, was parked [redacted] recalls seeing this car later in the evening parked [redacted] is certain it was still there at about 10 o'clock in the evening, [redacted]

[redacted] was unable to explain how he arrived at the times other than to say that he definitely recalls this information.

[redacted]

all b7C b7D

On 7/6/64 at [redacted] File # NO 44-2227 386

b7C SAs [redacted] and 902 [redacted]

by [redacted] /esp Date dictated 7/7/64

4-750 (2-7-79)

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887

FBI DOJ

ALTON WAYNE ROBERTS

It is noted that JAMES EDWARD JORDAN, in his signed statement concerning the murder and burial of the civil rights workers, stated that several individuals from Neshoba County, came to Meridian, Mississippi, on the afternoon of June 21, 1964, to recruit citizens of Lauderdale County to participate in the action against SCHWERNER, CHANEY and GOODMAN. JORDAN advised that one of the persons recruited from Lauderdale County was ALTON WAYNE ROBERTS and that ROBERTS was definitely a member of the action group.

HORACE DOYLE BARNETTE, in his signed statement, stated that [redacted]

b7C, b7D

ALTON WAYNE ROBERTS, when interviewed December 4, 1964, at the time of his arrest, at the outset of the interview refused to furnish any information other than physical description and background data without first contacting his attorney.

Prior to ROBERTS' arrest on December 4, 1964, he had been interviewed several times and refused to furnish any information.

JERRY MC GREW SHARPE

JERRY MC GREW SHARPE was implicated by JAMES E. JORDAN as a participant in the killing of the three civil rights workers. He was arrested for violation Title 18, Section 241, U. S. Code, and during subsequent interview, he would furnish no account of his activities during period of June 21 and 22, 1964, stating he could not recall what he did on any specific date due to the lapse of time since that period.

384

4-750 (2-7-79)

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FBI DOJ

JIMMIE SNOWDEN

SNOWDEN has been identified by JAMES JORDAN [redacted] as being present at Akin's Trailer Park on June 21, 1964. SNOWDEN has been further identified as one of a group of persons who traveled from Meridian to Philadelphia, Mississippi, on the evening of June 21, 1964. SNOWDEN, according to JORDAN [redacted] was present at the time of the slaying of victims by JORDAN and WAYNE ROBERTS and was also present at the burial site on the BURRAGE property later the same evening. b7c, b7D

When interviewed both prior and subsequent to his arrest on December 4, 1964, SNOWDEN has maintained that he knows nothing concerning Klan matters, knows nothing concerning the slayings of victims and was noncommittal concerning his acquaintance with, or knowledge of the other participants in this case. SNOWDEN advised that he could not recall his whereabouts on the night of June 21, 1964.

JIMMY LEE TOWNSEND

According to JAMES E. JORDAN, at about 6:30 P.M. on June 21, 1964, PREACHER EDGAR RAY KILLEN from Philadelphia, Mississippi, came to the Longhorn Drive-In, Tom Bailey Drive, Meridian, Mississippi, along with JERRY SHARPE and JIMMY LEE TOWNSEND, also of Philadelphia, Mississippi. They were driving a 1959 Chevrolet, gray and white in color allegedly belonging to JERRY SHARPE. KILLEN had a conversation with FRANK HERNDON at the Longhorn Drive-In and then all went to B. L. AKIN's trailer, Akin's Mobile Homes, Tom Bailey Drive, Meridian, Mississippi.

JORDAN further stated that after their arrival at AKIN's trailer, PREACHER KILLEN said that WAYNE ROBERTS, SHARPE, TOWNSEND and himself should go in SHARPE's 1959 Chevrolet to Philadelphia to see if everything was okay. TOWNSEND went on to Philadelphia and according to JORDAN sometime shortly after the civil rights workers were released from jail at Philadelphia and the civil rights workers had started to drive south on Highway 19 out of Philadelphia, SHARPE, BILLY POSEY, WAYNE ROBERTS and TOWNSEND appeared on Highway 19[redacted]in POSEY's 1955 or 1956 red and white Chevrolet. They drove south on Highway 19 apparently following the civil rights worker's station wagon. BILLY POSEY was driving[redacted]BILLY POSEY's car pulled over to the right side of the road and POSEY said he was having carburetor trouble. b7C, b7D

POSEY's car was left by the side of the road with JIMMY LEE TOWNSEND to work on the carburetor. The other occupants of the car, ROBERTS, SHARPE, and POSEY later got into another car and left. TOWNSEND stayed with POSEY's car

892

during the murder and burial of the civil rights workers. POSEY was eventually taken back to his car where TOWNSEND was still working on the automobile.

TOWNSEND, upon interview regarding the above, advised that he was probably at home the night of Sunday, June 21, 1964, and would say nothing further regarding this night.

[redacted]

all b7C b7D

843

4-750 (2-7-79)

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FBI/DOJ

HERMAN TUCKER

It is noted that JAMES EDWARD JORDAN, in his signed statement concerning the murder and burial of the civil rights workers, stated while he was near the BURRAGE dam site on the evening of June 21, 1964, he heard [redacted] ask BILLY POSEY if the station wagon belonging to the civil rights workers was [redacted] POSEY replied, "No, HERMAN will take it to Alabama where it will be burned."

HORACE DOYLE BARNETTE, in his signed statement, [redacted]

Background on HERMAN TUCKER dated August 24, 1964, shows TUCKER owned a green and white Chevrolet, approximately a 1955 model.

The following description of HERMAN TUCKER was obtained through interview and observation:

Race	White
Sex	Male
Age	[redacted]
Height	6' 1"
Weight	165 pounds

[redacted]

all b7C b7D

895

4-750 (2-7-79)

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FBI/DOJ

OLIVER RICHARD WARNER, JR.

OLIVER RICHARD WARNER, JR., [redacted] Mississippi, is the operator of Warner's Drive In Grocery Store at the same address.

JAMES E. JORDAN advised that on the evening of June 21, 1964, a meeting of Klan members was held at Akin's Mobile Homes. [redacted] suggested that DICK WARNER, [redacted] might have some type of gloves to use on the job that evening. JORDAN, along with JERRY SHARPE and WAYNE ROBERTS, drove to WARNER's store in SHARPE's 1959 Chevrolet. [redacted]

HORACE DOYLE BARNETTE advised that [redacted]

all b7C b7D

897

XII. ABDUCTION OF [redacted] SUBSEQUENT TO HIS RELEASE FROM THE NESHOBA COUNTY JAIL ON [redacted]

b7C

898

ABDUCTION OF [redacted]
SUBSEQUENT TO HIS RELEASE FROM
THE NESHOBA COUNTY JAIL, [redacted] b7C

Although the facts of the [redacted] case were presented to a Federal Grand Jury at Biloxi, Mississippi in September, 1964, and a no bill was returned on October 2, 1964, this incident is included in this brief to relate a previous event concerning an abduction subsequent to incarceration at the Neshoba County Jail. b7C

[redacted]

b7C
b7D
199

[redacted]

4-750 (2-7-79)

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FBI/DOJ

JN 44-127
JN 44-1
b7C [redacted]mem/bjm
1

The following investigation was conducted by SAs [redacted] b7C

[redacted] identified on July 22, 1964, as being located on the JUNIUS and O. A. FOX Farms where there is a small pump house over a well. b7C, b7D

This area was thoroughly searched on July 22, 1964 with negative results.

On July 29, 1964, a search party of 100 naval officers and enlisted men, two Mississippi Highway Safety Patrolmen and four FBI Agents searched 300 acres including 12 wells owned by O. A. FOX, Box 245, Route 5, Philadelphia, Mississippi. This land is located six miles southwest of Philadelphia, Mississippi, halfway between State Highway 488 and State Highway 21.

This search was conducted negatively in an effort to locate SCHWERNER, GOODMAN and CHANEY.

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4-750 (2-7-79)

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902

FBI DOJ

XIII. BACKGROUND CONCERNING PREVIOUS INCIDENTS OF ARRESTS FOR TRAFFIC VIOLATIONS IN NESHOBA COUNTY

This section is incorporated in this brief to furnish background concerning previous incidents of arrest for traffic violations in Neshoba County, Mississippi, and disposition of the penalties imposed.

Also, background information concerning [redacted] Neshoba County, Mississippi, is included to show [redacted] involvement in this investigation inasmuch as [redacted] was reportedly seen with PRICE subsequent to the arrests of the victims. b7C

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4-750 (2-7-79)

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FBI/DOJ

NO 44-2227
5

[redacted]

[redacted] exhibited Neshoba County Docket Book, 1964, which is Docket No. 5, and indicated that on page 579 he has recorded a charge of speeding against JAMES CHANEY. The charge indicates "speeding 65 - 35 mile zone". The docket contains a notation that CHANEY plead guilty and was fined $8 plus cost, plus $2 driver education fee and was released on a cash bond June 22, 1964. [redacted] the date of the cash bond, which is shown as June 22, 1964, is the date that the bond was received [redacted] not the date that CHANEY was actually released. The docket also indicates that CHANEY's case was ordered for adjudication on July 3, 1964, and that the entry in the docket is signed by LEONARD WARREN [redacted]

[redacted] has no information concerning the disappearance of the victims nor does he feel that he could furnish any information pertinent to this matter.

all b7C b7D

1 - [redacted]

906

4-750 (2-7-79)

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907

FBI/DOJ

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date August 8, 1964

1

[redacted]

Neshoba County, was again advised by SA [redacted] that he did not have to make a statement, and that any statement he did make could be used against him in a court of law; no threats, promises, or rewards were being made to him to give a statement to the FBI and that he had a right to an attorney prior to making a statement. [redacted] had previously been advised on another occasion by SA [redacted] of the identity of the interviewing Agents.

[redacted]

[redacted] "I may be a strong segregationist, but I don't believe in murder, and it's wrong."

[redacted] was advised that he should give deep consideration to this matter and that he should cooperate with the FBI now that he knows there was foul play and that the civil rights workers had been murdered.

[redacted]

all b7C b7D

On 8/7/64 at Philadelphia, Miss. File # JN 44-1

by SAs [redacted] and [redacted]/esp b7C [redacted] Date dictated 8/8/64 908

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JN 44-1
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[redacted] is a deeply religious man and that while he has strong feelings about the race question, he would never take part in or condone murder.

[redacted]

all
b7C
b7D

909

4-750 (2-7-79)

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FEDERAL BUREAU OF INVESTIGATION
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910

FBI/DOJ

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date September 24, 1964

1

The following observation was made at the Neshoba County, Mississippi, Jail, Philadelphia, Mississippi, on September 24, 1964:

The following is posted just inside the prisoner and public entrance to the jail on a makeshift bulletin board. A piece of paper bearing the following was observed:

"LEONARD WARREN, Justice of the Peace, Beat 1,
Neshoba County, Philadelphia, Mississippi

"Charge	Miles	Fine	D.E.	Cost	Total
Speeding	Up to 75	$ 5.00	$ 2.00	$ 5.00	$ 12.00
Speeding	76-85	10.00	2.00	5.00	17.00
Speeding	86-100	30.00	4.00	5.00	39.00
Reckless D		25.00	4.00	5.00	34.00
Reckless D (Drinking)		50.00	6.00	5.00	61.00
DWI		150.00	16.00	5.00	171.00
No DL or Exp DL		5.00	2.00	5.00	12.00
No Tag or Emp Tag		10.00	2.00	5.00	17.00
Following Too Close		5.00	2.00	5.00	12.00
Public Drunk		10.00		5.00	15.00

"If put in jail $1.00 extra."

On 9/24/64 at Philadelphia, Miss. File # JN 44-1

by SA [redacted] esp b7C Date dictated 9/24/64

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911

JN 44-1
2

[redacted] thought the column entitled "D.E." had something to do with drivers tests. [redacted] could not further explain this abbreviation and could offer no information as to its exact meaning. b7C, b7D

[redacted] does not remember the exact date which this notice was placed in the jail, but it is several months duration. b7C, b7D

[redacted]

912

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date 9/29/64

1 [redacted]

[redacted] furnished the following information:

[redacted]

[redacted] was given a ticket for speeding. The charge was 60 miles per hour in a 30 mile per hour zone. PRICE informed [redacted] to go see Justice of Peace LEONARD WARREN within two days. [redacted] was not placed under arrest and he was allowed to drive his car home. There was no other officer with PRICE.

[redacted] the following day, [redacted] he went to the office of Justice of Peace WARREN and talked with him. [redacted] asked WARREN how much the fine would be. WARREN replied the fine would be $39. [redacted] asked what the $9 was for to which WARREN replied, "That is for court costs." [redacted] was not asked how he pleaded to the charge or that he could take this matter to court.

[redacted]

[redacted] when he was stopped by PRICE, he was outside the city limits of Philadelphia, Mississippi although he was not traveling on a state highway.

all b7C b7D

[redacted]

On 9/29/64 at Philadelphia, Mississippi File # JN 44-1

by SAs [redacted] b7C :bjm Date dictated 9/29/64

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4-750 (2-7-79)

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FEDERAL BUREAU OF INVESTIGATION
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FBI/DOJ

FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date September 30, 1964

1

[redacted] remembered getting a traffic ticket during the month of June, 1962. [redacted] was traveling into the City of Philadelphia from the country on State Route 15 from the north and was heading south.

[redacted] drove into town he pulled up behind a Philadelphia Police Car and noticed that he was speeding. [redacted] slowed up and the police car gained distance on his car. [redacted] continued toward town and later the police car pulled in behind him and stopped him near the intersection of [redacted] State Route 15.

[redacted] was not arrested and was allowed to continue driving home. He was given a written ticket for speeding 55 miles per hour in a 30 or 35 mile per hour zone.

[redacted] appeared at City Hall and paid a $25.00 fine and could not remember the person to whom he paid this money. [redacted] did receive a receipt but is no longer in his possession.

[redacted] was not mistreated by the officers in any manner, but WILLIS had informed him that if he caught him speeding again he would put him in jail.

all b7C b7D

On 9/29/64 at Philadelphia, Mississippi File # JN 44-1

by SA [redacted] and SA [redacted] :sab b7C [redacted] Date dictated 9/30/64

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FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date 10/3/64

1

[redacted] was interviewed pertaining to his arrest by Deputy Sheriff CECIL RAY PRICE, Neshoba County Sheriff's Office, Philadelphia, Mississippi, [redacted] for "Speeding - 65 miles per hour in a 30 mile zone."

[redacted] could not recall the name of the officer who arrested him nor the date but that he was fined $16 for speeding as charged. He was instructed by the arresting officer to pay his fine to the local Justice of Peace, name not recalled, within two days, was not incarcerated and was not abused in any way.

The day following his arrest, [redacted] paid his $16 fine to the local Justice of Peace.

all
b7C
b7D

On 10/1/64 at [redacted] Mississippi [redacted] File # JN 44-1

by SA [redacted] b7C /bjm Date dictated 10/1/64 916

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FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date October 1, 1964

1 [redacted]

[redacted]

[redacted] was given a traffic ticket [redacted] exact date not recall, in Philadelphia Mississippi. [redacted] was enroute [redacted] to downtown Philadelphia. [redacted] was speeding but did not believe he was going 60 miles per hour as charged.

[redacted] was stopped by a Philadelphia, Mississippi Police Car and Patrolman [redacted] walked up to the car and told him "kill the engine." Patrolman [redacted] then yelled to Patrolman [redacted] to "Make it a good one. I've stopped him before." [redacted] informed Patrolman [redacted] that he had not been stopped by him before. [redacted] told [redacted] to make it a good one anyway.

[redacted] told him "If I ever catch you driving like this again I will throw you in jail." [redacted] asked [redacted] if he believed him, and [redacted] answered yes. [redacted] then stated he had better believe it.

[redacted] was given a ticket charging him with speeding 60 miles per hour in a 30 mile per hour zone.

[redacted] was informed by Patrolman [redacted] that he could go to the City Hall and pay the fine or come into court the following Monday.

[redacted] went to the Philadelphia, Mississippi City Hall the following day and talked with a lady, whose last name he believes i[redacted] [redacted] paid $12 and produced a receipt with the following

all b7c b7D

On 9/30/64 at Philadelphia, Mississippi File # JN 44-1

by SA [redacted] and SA [redacted] :sab b7C Date dictated 10/1/64 917

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JN 44-1/sab

information: "Philadelphia, Mississippi, [redacted] fine $10, assessment $2, amount paid $12. (first name illegible, possibly [redacted]

[redacted] that this woman made two or three phone calls asking persons how much the fine would be and one of the persons told her the amount.

[redacted] was not asked to plea to the charge and he was not asked to appear in court.

[redacted]

all b7C b7D

[redacted]

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FD-302 (Rev. 10-11-63)

FEDERAL BUREAU OF INVESTIGATION

Date September 29, 1964

1

[redacted] voluntarily furnished the following information:

[redacted] was arrested for speeding by the Mississippi Highway Safety Patrol approximately 15-20 miles south of Philadelphia, Mississippi. The arresting officers were Mississippi Highway Patrolmen and he believes that their names were WIGGS and POE.

When he was stopped for speeding the officers informed him that he was exceeding the speed limit, the exact miles per hour that he was speeding he does not recall. He was given a ticket and was not incarcerated or placed on bond, nor was the Justice of the Peace contacted at that time.

After he returned home he wrote a letter to Justice of the Peace LEONARD WARREN at Philadelphia, Mississippi, and explained the circumstances of his arrest and inquired as to what his fine might be. He later received a letter from Justice of the Peace WARREN stating his fine was $17 and that he could pay this by mailing it to Philadelphia, Mississippi. [redacted] neglected to pay this fine until [redacted] when a Constable from Meridian, Mississippi, contacted him regarding payment of this fine and he then went to Justice of the Peace CRAWFORD in Meridian, Mississippi, and paid him the amount of the fine.

all b7c b7D

On 9/29/64 at [redacted] Mississippi File # JN 44-1

by SA [redacted] mjh b7c [redacted] Date dictated 9/29/64 919

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XIV. PRELIMINARY PROSECUTIVE ACTION

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PRELIMINARY PROSECUTIVE ACTION

On December 3, 1964, the facts of this investigation were presented to the Civil Rights Section of the Department of Justice who authorized prosecution of subjects charging EARL B. AKIN and TOMMY A. HORNE with violation of Title 18 Section 4, U. S. Code, and BERNARD L. AKIN, JIMMY ARLEDGE, HORACE DOYLE BARNETTE, TRAVIS MARYN BARNETTE, OTHA NEAL BURKES, OLEN LOVELL BURRAGE, JAMES T. HARRIS, FRANK J. HERNDON, JAMES E. JORDAN, EDGAR RAY KILLEN, BILLY WAYNE POSEY, CECIL RAY PRICE, LAWRENCE ANDREW RAINEY, ALTON WAYNE ROBERTS, JERRY MC CREW SHARPE, JIMMY SNOWDEN, JIMMY LEE TOWNSEND, HERMAN TUCKER, and OLIVER RICHARD WARNER, JR., with violation Title 18, Section 241, U. S. Code.

The language set forth in the complaints was furnished by the Department of Justice to Bureau Supervisor [redacted] FBI, Washington, D. C., who forwarded this information to the Jackson Division of the FBI. b7C

JN 44-1
b7C [redacted]bjm

On December 4, 1964, a complaint was filed before Miss ESTHER CARTER, U. S. Commissioner, Meridian, Mississippi, charging EARL B. AKIN with violation of U. S. Code, Title 18, Section 4, and is set forth as follows:

"UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI

"UNITED STATES OF AMERICA	COMPLAINT FOR VIOLATION U. S. CODE, TITLE 18, SECTION 4
V	
"EARL B. AKIN	

"Before Esther Carter, Meridian, Mississippi.

"The undersigned complainant being duly sworn states and disposes that he is a Special Agent of the Federal Bureau of Investigation duly appointed according to law and acting as such.

"That on or about June 21, 1964, and thereafter in the Southern District of Mississippi Earl B. Akin, having knowledge of the actual commission of a felony cognizable by a court of the United States, that is, a conspiracy to injure, oppress, threaten and intimidate Michael Henry Schwerner, James Earl Chaney and Andrew Goodman, citizens of the United States, in the free exercise and enjoyment of rights secured to them by the Constitution and laws of the United States, in furtherance of which conspiracy, the conspirators threatened, assaulted, shot and killed Michael Henry Schwerner, James Earl Chaney and Andrew Goodman on or about June 21, 1964, and did willfully conceal the same and did not as soon as possible make known the commission

[redacted]

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of said felony to a judge or other person in civil authority under the United States.

"Wherefore, your deponent respectfully requests that the above-named defendant be dealt with according to law.

"United States Commissioner

"Special Agent
"Federal Bureau of Investigation"

The above complaint was filed by SA JOHN H. PROCTOR, JR.

On December 4, 1964, complaint was filed before Miss ESTHER CARTER, U. S. Commissioner, Meridian, Mississippi, charging TOMMY A. HORNE with violation of Section 4, Title 18, U. S. Code, and is set forth as follows:

"UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI

"UNITED STATES OF AMERICA	COMPLAINT FOR VIOLATION U. S. CODE, TITLE 18, SECTION 4
V	
"TOMMY A. HORNE	

"Before Esther Carter, Meridian, Mississippi.

"The undersigned complainant being duly sworn states and disposes that he is a Special Agent of the Federal Bureau of Investigation duly appointed according to law and acting as such.

[redacted]

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"That on or about June 21, 1964, and thereafter in the Southern District of Mississippi Tommy A. Horne, having knowledge of a felony cognizable by a court of the United States, that is, a conspiracy to injure, oppress, threaten and intimidate Michael Henry Schwerner, James Earl Chaney and Andrew Goodman, citizens of the United States, in free exercise and enjoyment of rights secured to them by the Constitution and laws of the United States, in furtherance of which conspiracy, the conspirators threatened, assaulted, shot and killed Michael Henry Schwerner, James Earl Chaney and Andrew Goodman on or about June 21, 1964, did willfully conceal the same and did not as soon as possible make known the commission of said felony to a judge or other person in civil authority under the United States.

"Wherefore, your deponent respectfully requests that the above-named defendant be dealt with according to law.

"United States Commissioner

"Special Agent
"Federal Bureau of Investigation"

The above complaint was filed by SA JOHN H. PROCTOR, JR.

On December 4, 1964, complaints were filed before Miss ESTHER CARTER, U. S. Commissioner, Meridian, Mississippi, by SA JOHN H. PROCTOR, JR., charging the following with violation U. S. Code, Title 18, Section 241:

[redacted]

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BERNARD L. AKIN
JIMMY ARLEDGE
HORACE DOYLE BARNETTE
TRAVIS MARYN BARNETTE
OTHA NEAL BURKES, PATROLMAN, POLICE DEPARTMENT, PHILADELPHIA, MISSISSIPPI
OLEN LOVELL BURRAGE
JAMES T. HARRIS
FRANK J. HERNDON
JAMES E. JORDAN
EDGAR RAY KILLEN
BILLY WAYNE POSEY
CECIL RAY PRICE, DEPUTY SHERIFF, NESHOBA COUNTY, MISSISSIPPI
LAWRENCE ANDREW RAINEY, SHERIFF, NESHOBA COUNTY, MISSISSIPPI
ALTON WAYNE ROBERTS
JERRY MC GREW SHARPE
JIMMY SNOWDEN
JIMMY LEE TOWNSEND
HERMAN TUCKER
OLIVER RICHARD WARNER, JR. - DEFENDANTS

The complaint is set forth as follows:

"UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI

"UNITED STATES OF AMERICA	COMPLAINT FOR VIOLATION U. S. CODE, TITLE 18, SECTION 241
V	

"BERNARD L. AKIN
JIMMY ARLEDGE

[redacted]

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5

HORACE DOYLE BARNETTE
TRAVIS MARYN BARNETTE
OTHA NEAL BURKES, PATROLMAN, POLICE DEPARTMENT,
PHILADELPHIA, MISSISSIPPI
OLEN LOVELL BURRAGE
JAMES T. HARRIS
FRANK J. HERNDON
JAMES E. JORDAN
EDGAR RAY KILLEN
BILLY WAYNE POSEY
CECIL RAY PRICE, DEPUTY SHERIFF, NESHOBA COUNTY,
MISSISSIPPI
LAWRENCE ANDREW RAINEY, SHERIFF, NESHOBA COUNTY,
MISSISSIPPI
ALTON WAYNE ROBERTS
JERRY MC GREW SHARPE
JIMMY SNOWDEN
JIMMY LEE TOWNSEND
HERMAN TUCKER
OLIVER RICHARD WARNER, JR. - DEFENDANTS

"Before Esther Carter, Meridian, Mississippi.

"The undersigned complainant being duly sworn states and disposes that he is a Special Agent of the Federal Bureau of Investigation duly appointed according to law and acting as such.

"That on or about January 1, 1964 and continuing to the date of this complaint BERNARD L. AKIN; JIMMY ARLEDGE; HORACE DOYLE BARNETTE; TRAVIS MARYN BARNETTE; OTHA NEAL BURKES, PATROLMAN, POLICE DEPARTMENT, PHILADELPHIA, MISSISSIPPI; OLEN LOVELL BURRAGE; JAMES T. HARRIS; FRANK J. HERNDON; JAMES E. JORDAN; EDGAR RAY KILLEN; BILLY WAYNE POSEY; CECIL RAY PRICE, DEPUTY SHERIFF, NESHOBA COUNTY, MISSISSIPPI; LAWRENCE ANDREW RAINEY,

SHERIFF, NESHOBA COUNTY, MISSISSIPPI; ALTON WAYNE ROBERTS; JERRY MC GREW SHARPE; JIMMY SNOWDEN; JIMMY LEE TOWNSEND; HERMAN TUCKER; OLIVER RICHARD WARNER, JR., within the Southern District of Mississippi conspired together, with each other and with other persons unknown, to injure, oppress, threaten and intimidate Michael Henry Schwerner, James Earl Chaney and Andrew Goodman, citizens of the United States, in the free exercise and enjoyment of rights secured to them by the Constitution and laws of the United States, namely:

"A. The right not to be deprived of life or liberty without due process of law, by persons acting under color of the laws of Mississippi.

"B. The right and privilege to be secure in the presence of their persons while under custody of the State of Mississippi and its agencies and officers; the right and privilege to be immune from summary punishment without due process of law, and the right to be tried by due process of law for an alleged offense, and if found guilty, to be punished in accordance with the laws of the State of Mississippi.

"C. The right to vote for candidates for Federal office and to encourage other citizens to become qualified to vote for candidates for Federal office and to assemble for the purpose of discussion and education with respect to the political and administrative processes incident to such right to vote.

"It was a part of the plan and purpose of the conspiracy that Cecil Ray Price, Deputy Sheriff of Neshoba County,

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Mississippi, acting under the color of his office, would arrest Michael Henry Schwerner, James Earl Chaney and Andrew Goodman without lawful cause and detain them in the Neshoba County Jail located in Philadelphia, Mississippi, and would release them from custody, and that Cecil Ray Price, Jimmy Arledge, Horace Doyle Barnette, Travis Maryn Barnette, Alton Wayne Roberts, Jimmy Snowden, James E. Jordan, Billy Wayne Posey, Jerry McGrew Sharpe and Jimmy Lee Townsend would thereupon intercept Michael Henry Schwerner, James Earl Chaney and Andrew Goodman shortly after they departed from Philadelphia, Mississippi by automobile, and did threaten, assault, shoot and kill them.

"Wherefore, your deponent respectfully requests that the above-named defendant be dealt with according to law.

"United States Commissioner

"Special Agent
Federal Bureau of Investigation"

On December 4, 1964, arrest warrants were issued by Miss ESTHER CARTER, U. S. Commissioner, Meridian, Mississippi, for the defendants named in the complaints.

All subjects named in the complaints were arrested on December 4, 1964 by Bureau Agents.

HORACE DOYLE BARNETTE was arrested at Shreveport, Louisiana, December 4, 1964, arraigned before U. S. Commissioner

[redacted]

JN 44-1
mtl

at Shreveport, Louisiana, and held in Caddo Parish Jail in lieu of $10,000 bond. On December 5, 1964, the U. S. Commissioner at Shreveport, Louisiana, reduced BARNETTE's bond to $5,000 and on December 8, 1964, BARNETTE was released on $5,000 bond. BARNETTE did not waive preliminary hearing but did not ask for a hearing at any particular time in the future. The complaint against him remains outstanding.

On December 10, 1964, at 10:00 A.M. before U. S. Commissioner ESTHER CARTER at Meridian, Mississippi, a preliminary hearing was held for BERNARD L. AKIN, EARL B. AKIN, JAMES ARLEDGE, TRAVIS MARYN BARNETTE, OTHA NEAL BURKES, OLEN LOVELL BURRAGE, JAMES T. HARRIS, TOMMY A. HORNE, EDGAR RAY KILLEN, BILLY WAYNE POSEY, CECIL RAY PRICE, LAWRENCE ANDREW RAINEY, ALTON WAYNE ROBERTS, JIMMY SNOWDEN, JIMMY LEE TOWNSEND, OLIVER RICHARD WARNER, FRANK J. HERNDON, JERRY MC GREW SHARPE and HERMAN TUCKER. At the preliminary hearing, U. S. Commissioner CARTER refused to allow FBI Agent HENRY RASK to testify concerning a signed statement he received from HORACE DOYLE BARNETTE. Miss CARTER ruled that Mr. RASK's testimony was hearsay and it would be necessary to produce the person who furnished the statement to testify as a witness. As a result of the Commissioner's ruling, ROBERT OWEN, Departmental Attorney, U. S. Department of Justice, advised Miss CARTER that the Government did not wish to present further evidence at the preliminary hearing. Miss CARTER dismissed the complaint against the defendants.

On December 4, 1964, JAMES EDWARD JORDAN was arrested at Gulfport, Mississippi by Agents of the FBI and arraigned before U. S. Commissioner at Gulfport, Mississippi, his hearing set for December 11, 1964, and he was held on $5,000 bond. JORDAN was released from the Harrison County Jail in Gulfport after his bond of $5,000 was posted, December 11, 1964.

JAMES E. JORDAN was granted a preliminary hearing at which time the U. S. Commissioner dismissed the complaint against him.

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XV. DEFENDANTS IN THIS CASE

DEFENDANTS

NAME	ADDRESS
JIMMY (NMN) ARLEDGE	2718 Vally Street Meridian, Mississippi
EARL BERNARD AKIN	[redacted]
TRAVIS MARYN BARNETTE	
OTHA NEAL BURKES	
OLEN LOVELL BURRAGE	
JAMES T. HARRIS	
TOMMY A. HORNE	
EDGAR RAY KILLEN	
BILLY WAYNE POSEY	
CECIL RAY PRICE Deputy Sheriff Neshoba County, Mississippi	
LAWRENCE ANDREW RAINEY Sheriff Neshoba County, Mississippi	
ALTON WAYNE ROBERTS	

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DEFENDANTS

NAME	ADDRESS
JIMMIE SNOWDEN	[redacted]
JIMMY LEE TOWNSEND	
OLIVER RICHARD WARNER, JR.	
BERNARD LEE AKIN	
FRANK JAMES HERNDON	
JERRY MC GREW SHARPE	
HERMAN TUCKER	
JAMES EDWARD JORDAN	
HORACE DOYLE BARNETTE	

b7C

XVI. APPENDIX

WHITE KNIGHTS OF THE
KU KLUX KLAN OF MISSISSIPPI

[redacted] approximately 200 members of the Original Knights of the Ku Klux Klan (OKKKK) from the State of Mississippi met at Brookhaven, Mississippi. Those present decided to defect from the OKKKK and to form their own klan group in Mississippi to be known as the White Knights of the Ku Klux Klan of Mississippi. b7D

[redacted] the aims and purposes of the White Knights of the Ku Klux Klan of Mississippi are to preserve Christian civilization, protect and promote white supremacy and the segregation of the races, to fight communism and to extend the dignity, heritage and rights of the white race of America.

b7D

ORIGINAL KNIGHTS OF THE KU KLUX KLAN
(LOUISIANA)
(OKKKK)

[redacted] in December, 1960, a group was organized at Shreveport, Louisiana, known as the Original Knights of the Ku Klux Klan (OKKKK). The purpose of this organization was to promote Americanism, white supremacy, and the maintaining of segregation. b7D

[redacted] that this OKKKK continues to be active and that the aims and purposes continue to be the same. b7D

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