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.
/3/ PAGES ARE AVAILABLE FROM THIS SECTION FOR RELEASE.

THIS IS ENCLOSURE 4 OF 5 ENCLOSURE(S)

NO DUPLICATION FEE FOR THIS PAGE

pages 779 - end

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 Jackson dated December 19, 1964.

at b7C

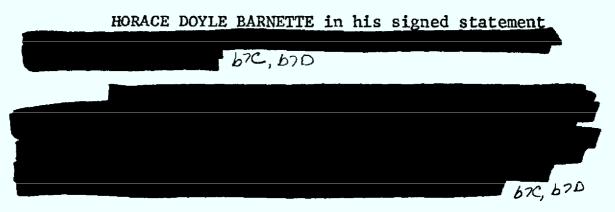
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XI. INFORMATION CONCERNING SUBJECTS'
ACTIVITIES ON JUNE 21 AND 22, 1964
AND ALIBI INTERVIEWS OF SUBJECTS

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.



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

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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.

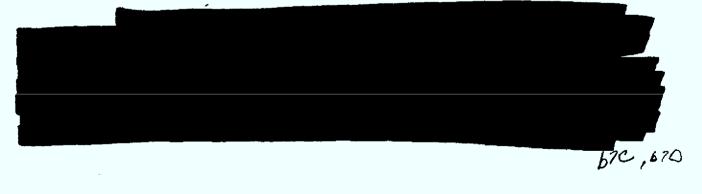
JIMMY ARLEDGE

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.

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:



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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

bic

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,
, states

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.

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FEDERAL BUREAU OF INVESTIGATION

December 14, 1964

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

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SAS Date dictated Jackson 44-1

Date dictated 12/8/64

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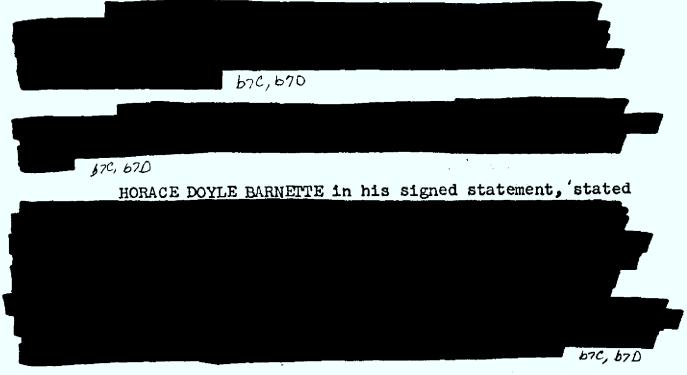
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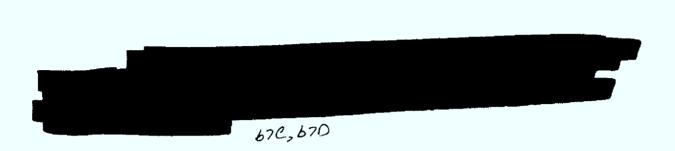
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BURRAGE offered no alibi for the night of June 21, 1964, other than being at home.



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.

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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, after the burial of Mississippi | 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

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. bro, bro

It is noted that in the signed statement of HORACE DOYLE BARNETTE, he stated

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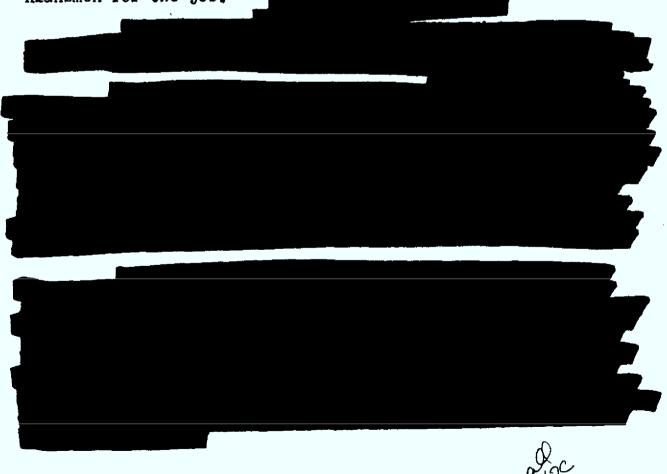
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FBI/DOJ

JAMES THOMAS HARRIS

HARRIS identified by JAMES JORDAN 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.



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FRANK JAMES HERNDON

On June 21, 1964, FRANK JAMES HERNDON was reported as employed

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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.

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

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

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recalled FRANK HERNDON and PETE HARRIS being at the Longhorn Drive-In on June 21, 1964. 670, 670

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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

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.

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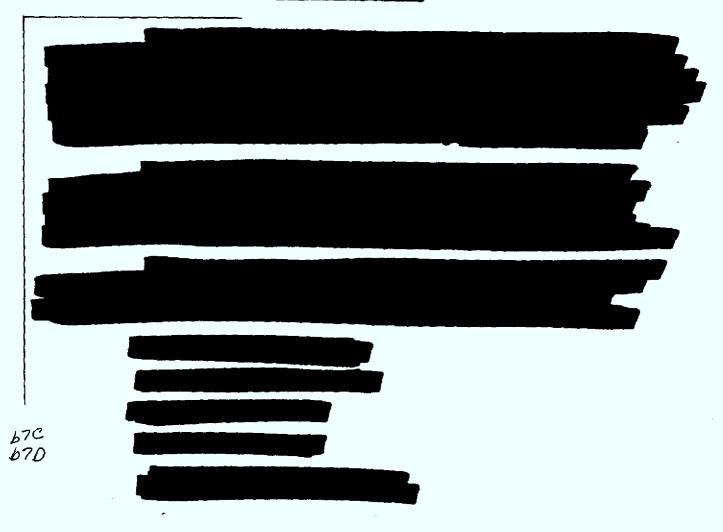
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EDGAR RAY KILLEN



does not remember seeing EDGAR RAY KILLEN at the funeral home. does not remember seeing EDGAR RAY KILLEN at the funeral home. was at the June 21, 1964, funeral home KILLEN was there remember seeing EDGAR RAY KILLEN at the funeral home but cannot remember exactly when. does not remember seeing EDGAR RAY KILLEN there at any time. ROGAR RAY KILLEN was there

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Dote December 16, 1954

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FEDERAL BUREAU OF INVESTIGATION

December 16, 1964

History India PAY RELAM, and that he does not remainer peeting KINDIN at the funeral home. He added that he does not believe that Timber Fin History was those same he believed that he would have remainered if he had seen him. p2C, 67D

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FEDERAL BUREAU OF INVESTIGATION

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December 16, 1964 ENTAR RAY KILLIN was at the funeral home off and the period he was there 67C, 67D Jackson 44-1 Philadelphia, Mississippi 12/16/64 and 12/16/64 This document contains neither recommendations nor conclusions of the F81. It is the property of the F81 and is loaned to your agency. FEDERAL BUREAU OF INVESTIGATION

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December 16, 1964 Date_ 67C, 670 does know EDGAR emomber seeing in. KIMEH at the funeral home 9:30 to about 10:15 PM. 67C, 670 from about

Jackson 44-1 Philadelphia, Mississippi 12/16/64 bic 12/16/34

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FEDERAL BUREAU OF INVESTIGATION

December 16, 1964

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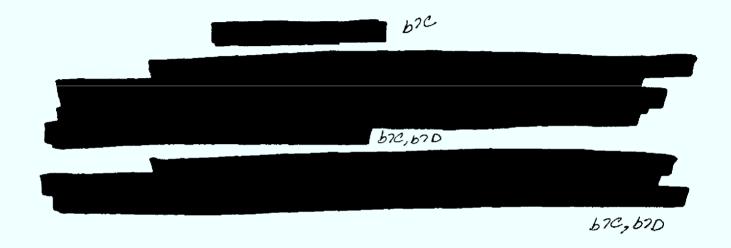
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FEDERAL BUREAU OF INVESTIGATION December 16, 1964 coes know EDGAR M MALINI and added that he does not remember seeing EDGAR RAY MANUT at the funeral home. if EDGAR RAY KILLEN had been at the funeral home when he was there he would have remembered seeing LDMR RAY KILLAH. 12/16/64 Philadelphia, Kississippi sua# Jackson 44-1 12/16/64

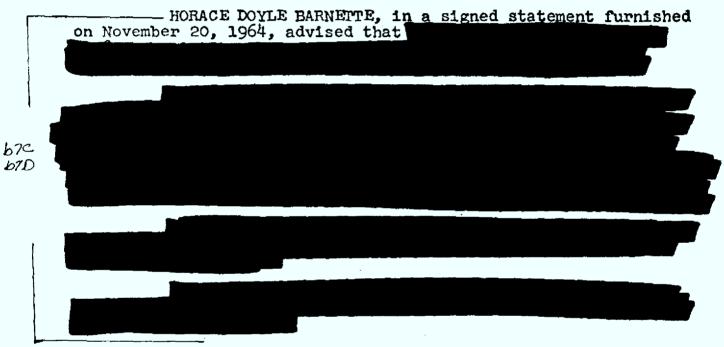
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December 16, 1964 coes not remember ever going by the funeral home bxc, 620 Philadelphia, Mississippi File# Jackson 44-1 On 12/16/64 12/16/64

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BILLY WAYNE POSEY



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. then indicated that all cars should follow him and he drove away southward on Highway 19. 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

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

Upon their arrival at the dam POSEY got out of the station wagon and said, 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.

POSEY replied "No, HERMAN if the station wagon was 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. got into DOYLE's car and drove down the main street of Philadelphia where they encountered a police vehicle. POSEY got out, conversed with

one of the officers and then got back in.

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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.

67C

CECIL RAY PRICE

CHANEY, GOODMAN and SCHWERNER sometime prior to 4:00 P.M. on June 21, 1964, and released them at approximately 10:20 P.M., 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

Several individuals including

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.

the victims were in jail at 5:30

or 0:00 P.M. were gone at 11:00 P.M.

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,

were arrested upon

a complaint by

June 21. 1964, arrest as being no earlier than 10:30 P.M.,

CHANEY in the Neshoba County Jail on June 21, 1964.

CHANEY was in jail from approximately 5:00 until 10:00 P.M.

they were still in jail

6:30 or 7:00 P.M., June 21, 1964. were in jail until about 10:00 P.M.

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they

and



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. 9:00 P.M. and then went to headquarters and operated the radio until midnight. WILLIAM D. PERRY, Patrolman, Philadelphia, Police Department, advised

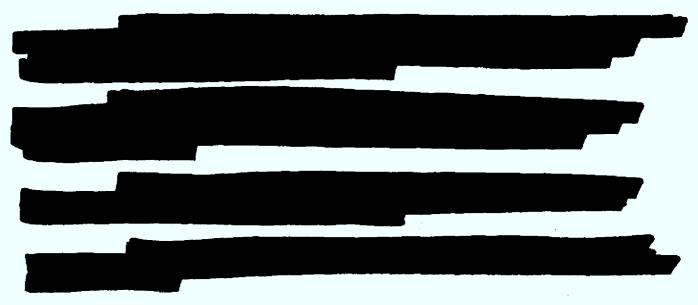
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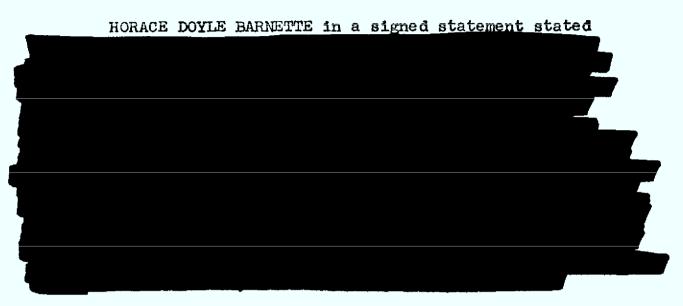
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Patrolman POE stated that BILLY WAYNE POSEY came to him and WIGGS while they were parked at Pilgrims Store at a time calculated from Mississippi Highway Safety Patrol radio logs to be 10:22 to 10:24 P.M., June 21, 1964, and asked if they had seen PRICE.

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.

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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 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.

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 in the arrest of COWAN and

DOMINICK.

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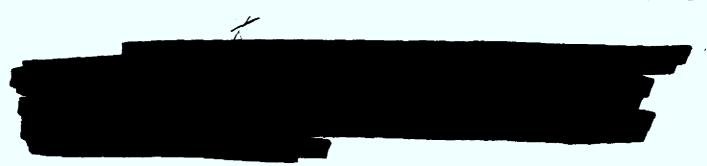
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FEDERAL BUREAU OF INVESTIGATION

1

Date July 4, 1964

4.



The Deputy Sheriff PRICE and "HOP" BARNETT came out in response. 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.

It took 30 or 40 minutes to settle the complaint and when the Deputy Sheriff and BERNERI left it was full derit.

of three civil rights workers but knew only what he had learned from the TV concerning it.

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On _7/2/64at	File # NO 44-2227
by SAs	bace dictated 7/3/64
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INTERVIEWS WITH
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"

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SA_S

FD-302 (Rev. 10-11-63)		~ ***		
	FEDERAL BUREAU OF 1	NVESTIGATION		
<u>1</u>		Date	July 4,	1964
	1			•.
and "HOP" RARNERT	on June 21, 1	954. Deputy S	heriff PRI	HS
asid Hot Livis College	Mad Come to			
The Per	uty Sheriff and RARKA	MT arrived		tefore
it got completely	dark, probably aroun s 1936 Chevrolet	d 7 or 8 P. 1	1. They dr	ove
	The Deputy Sheriff	and BARNETT	remained	
for	approximately 30 or 4	O minutes set	tling the	matter.
the Deputy Sherif	f and PARNETT were at	•		together n hour
or little more.				
the disappearance	of three civil right	the only this	ing he knew	about
news broadcasts a	nd that he had no inf	ormation to o	ffer regar	ding it.
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On 7/2/64 at		File #	10 44-2227	844

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FB1/DOJ

NO 44-2227

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 about the Klan or its activities.

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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.

Object by 1D

	•
FEDERAL BUREAU OF INV	ESTIGATION
<u>1</u>	Date July 4, 1964
<u></u>	•
Ch June 21, 1964, Deputy Sh	eriff CECIL PRICE and "HOP"
The Deputy Sheriff and BARNETT Chevrolet of the Deputy Sheriff sometime	had arrived in the 1956 around 7 or 8 P. M.
of the three civil rights people except ne had no information concerning the mat	w nothing of the disappearan that heard on TV. He said ter.
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7/2/64 at	File #NO 44-2227

brc 7/3/64 by SAs Date dictated

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FEDERAL BUREAU OF INVESTIGATION

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1 -			
		Date July 4, 1964	
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ne officers actually	ent that the	law had been called until	
to officers accountify	CT L'IVSTI		
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FD-302 (Rev. 10-11-63)

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FEDERAL BUREAU OF INVESTIGATION Date ___ July 6. 1964 The lawwas called and Deputy Sheriff PRICE and "HOP" BARNETT came out on the call. altogether, PRICE and BARNETT were for about five or ten minutes and left. It was their only visit on June 21, 1964, and they have not returned since then. 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.

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FEDERAL BUREAU OF INVESTIGATION July 2, 1964 j Date officers came out as well as he could remember, the officers' names were HOLLEY, PRICE, and he believed SKINNER. his would have been between 11:00 p.m. and 11:30 p.m. when the officers were 44-2227 7/1/64 Philadelphia, Mississippi NO

Cir.

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at

and

File # .

7/3/6/1

NO 114-55**5**4

none of them heard anything about the victims being arrested until they heard over the radio on June 22, 1964, they had disappeared. 670,670

FEDERAL BUREAU OF INVESTIGATION

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J	L

Date __ July 3, 1964

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

men at the City Hall

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

and Midnight a Deputy Sheriff, up and arrested

sometime between 11:30 p.m. drove

were in the City Hall one of the officers stated that Sheriii nainEY was out of town and he did not know how to get in touch with him.

of the officers at the City Hall by the name of PRICE.

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

by SAS Date dictated 7/3/64

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JN 44-1

whatsoever concerning the arrest of the three civil rights workers and their subsequent release.

he heard the three civil rights workers were missing was on Tuesday morning, June 24, 1964.

bro 3

JN 44-1

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,

Also observed at the Police Department at that time was Deputy Sheriff CECIL RAY PRICE, Constable CLAYION LIVINGSTON, Beat #1, Neshoba County, and Patrolman NEAL BURKES.

did not remember seeing Neshoba County Justice of the Peace of Beat #1 LEONARD WARREN present in the area of the Folice Department at that time not did be see former Neshoba County Sheriff "HOP" BARNETT

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

June 22, 1964.

June 22, 1964.

never observed the station wagon of the three missing civil rights workers.

of contract of the contract of

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

JN 44-1

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

had no knowledge of the beatings of the Negroes and the burning of the Mount Zien Methodist Church on June 16 or June 17, 1964.

mor could be furnish any information as to the might have been responsible for the beatings and the burning.

was asked if he mildered the civil rights workers, MICHAEL HENRY SCHWERNER, ANDREW GOODMAN and MAMES CHANEY, and he advised that he did not. He was asked if he was present when they were mildered and answered that he was not. He was asked if he knew who mirdered 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.

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

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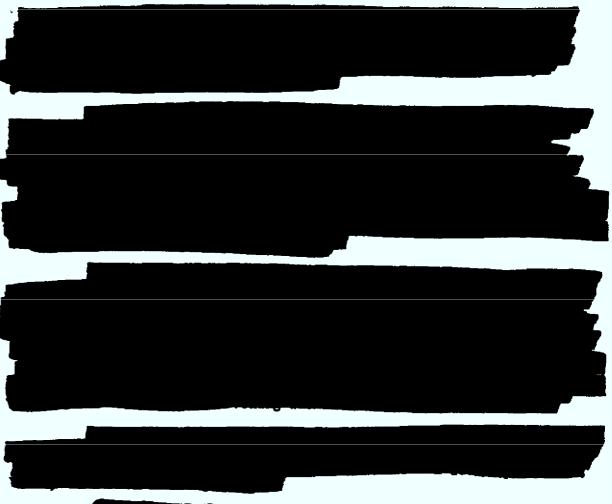
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NO 44-2227

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wagon being located en Tuesday after-

said that the station wagon had been found in the Bogue Chitto Swamp.

started to go to the scene but heard on the radio that
the officials wanted the people to stay away.

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 G. JDMAN 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.

NO 44-2227

has no information whatsoever concerning a Klan organization in Neshoba County or elsewhere.

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.

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Name

Race Sex Date of Birth Place of Birth Age

Height Weight

Hair Eyes

Complexion

Father

Mother

Brothers



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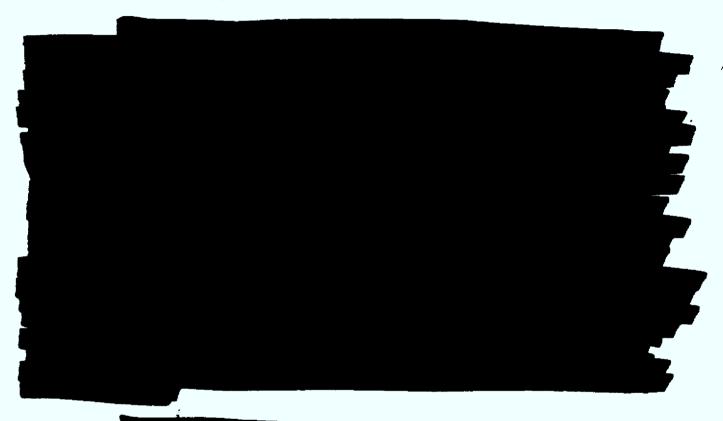
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-	FEDERAL BUREAU OF INVE	ESTIGATION
1	,	Date August 3, 1964
in a court o		identity of the Agents d not have to make any could be used against him a right to consult an
has come to for the assa	his attention regarding the	nt Zion Church, whereabouts
replied that male, name n at Thompson'	was asked if he had known to leave Philadelphia or Nesserveryone in Neshoba County ot recalled, having telephons Drugstore and thereafter the Philadelphia	knew about a young Negro ned a young white girl
8/1/64	Philadelphia, Miss.	NO 44-2227
SA SA	byc mjh!	Date dictated 8/1/64

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NO 44-2227

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



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.

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FE RAL BUREAU OF INVESTIGATION

Date September 10, 1964

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voluntarily furnished the following information:

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

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On 9/10/64 at _	Philadelphia, Miss.	File # JN 44-1
SA by SA	esp bic	

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9/18/64	at Philadelphia, Miss	•File # _ JN 44-	-1
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		a°	
the burning	g of the Mount Zion Me	thodist Church.	
e disappeara	had no ance and murder of the	information concer three civil right	rning cs workers
luntarily fo	urnished the following	information:	Kila, Missa
		Date	
		Doto Sei	otember 21, 1

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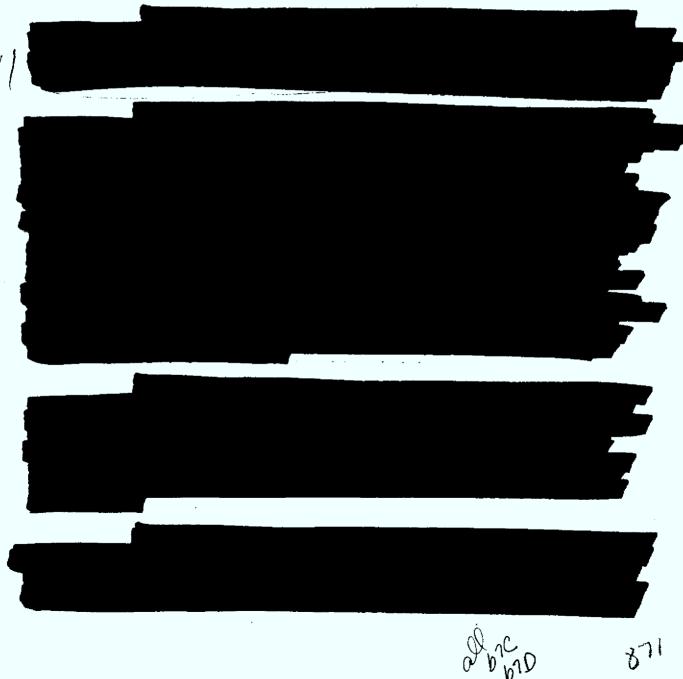
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LAWRENCE ANDREW RAINEY

(;)



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

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£,-_.

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

On November 20, 1964, HORACE DOYLE BARNETTE stated

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.

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FEDERAL BUREAU OF INVESTIGATION

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	TEDERAL BOREAG OF INV	ESTIGNION	
		Date	July 4, 1964
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made to induce he did make must be court of law; an making a stateme investigation the had no object that he felt that	threats, promises or o im to make a statement voluntary, and can be d that he had a right	ffers of reward; that any state used against to an attorney was familiarding in the areagents of the involved in the	tement he him in a before with the ea and that FBI, but his case had
•			
	around the jail at the grant the station wagon of		nat he does
missing persons in the newspaper	the only way had a station wagon wa of the station wagon	s that he saw	a photograph
			67pD
$\frac{7}{3}/64 - at$		le# NO	14-2227
SAS	/esp/bjm		874 7/4/64
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NO 44-2227 had no sympathies with the missing persons or with their integration activities in Mississippi. Was not aware that they were in

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the state or active in the Philadelphia area until he learned

NO 44-2227

about it in the newspaper after they had been reported missing.

saw nothing wrong with having disposed of them or with having them killed if they were attempting to further mix the "niggers" in Mississippi.

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 he does."

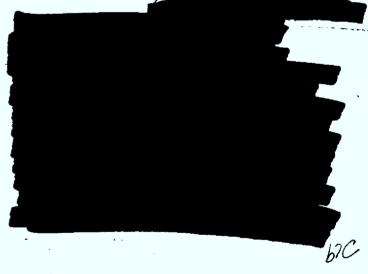
b.C., b70

The following description of was obtained by observation and interview;

Race Born

Height Weight Hair Eyes Employed

Relatives



FEDERAL BUREAU OF INVESTIGATION

	•	Date .	July 4, 1964
	1		
	Agents and was advised of Agents and was advised by SA attorney prior to making any spromises were being made to hi FBI, and that any statement he used against him in a court of	that he had tatement, that no m to give a state did give to the	threats or ment to the
			<u> </u>
	was advised that the FBI was conducting in missing persons that had been Department of Neshoba County of that he was familiar with the had received considerable publ	arrested by the S n June 21, 1964. investigation ina	ving three heriff's He stated
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		<u> </u>	•
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On	7/3/64at	_File #	NO 44-2227
by .	SAs		ted 7/4/64 877
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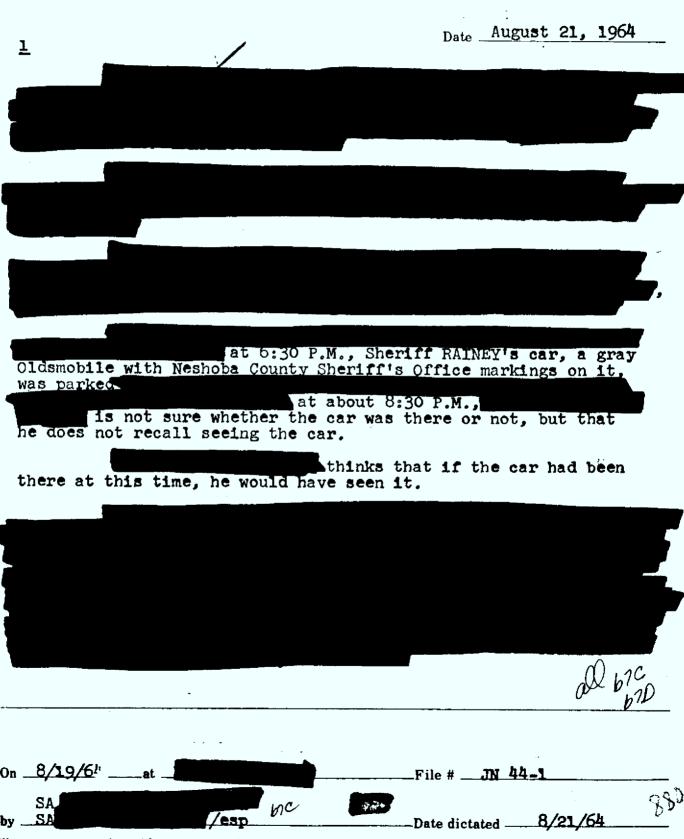
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cooperate fully with the FBI in this investigation and that the above information was furnished truthfully and that he would be willing to so testify in a court of law. b7C, b7O

FEDERAL BUREAU OF INVESTIGATION



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FBI DQJ

NO 44-2227

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

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.







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FEDERAL BUREAU OF INVESTIGATION

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JN 44-1 2

wished to fully cooperate with the Federal Bursau of Investigation in this investigation, but could furnish no additional information.

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FEDERAL BUREAU OF INVESTIGATION

<u>1</u>	'		Date _	July 7, 19) 64
Oldsmobil	und 6 P.M., he e. which has a	siren on the	top of it,	NEY's gray was parked alls seeing	
in the ev	in the evening is certain i	g parked t was still	there at abo	ut 10 o'clo	ek
the times	other than to	was unable t say that he	o explain ho definitely r	w he arrived ecalls this	i at
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				DIN	
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奻	The following number is to be used for reference regarding these pages: 44-25706 Surial 1613 page (5) 903-908

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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

67C, 67D

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

(E)

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.

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JIMMIE SNOWDEN

SNOWDEN has been identified by JAMES JORDAN 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 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. 676,670

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

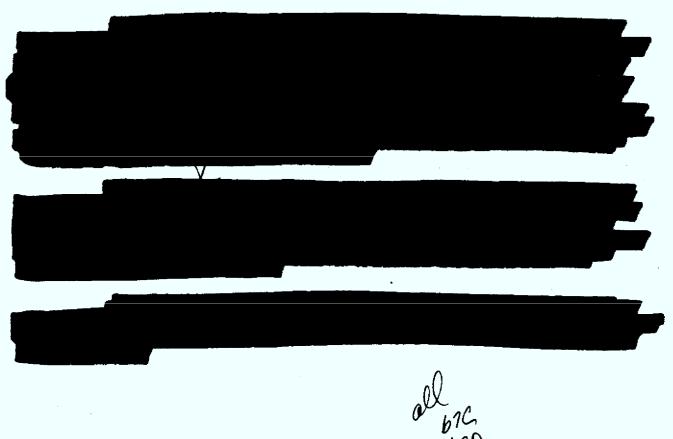
In POSEY's 1955 or 1956 red and white Chevrolet. They drove south on Highway 19 apparently following the civil rights worker's station wagon. BILLY POSEY was driving

pulled over to the right side of the road and POSEY said he was having carburetor trouble. by, by

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

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.





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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 ask BILLY POSEY if the station wagon belonging to the civil rights workers was POSEY replied, "No, HERMAN will take it to Alabama where it will be burned."

HORACE DOYLE BARNETTE, in his signed statement,

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 Sex Age Height Weight White Male

61 1"

165 pounds

all bic





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òξ	The following number is to be used for reference regarding these pages: 44-25706 Serial 1613 page (5) 9194-920

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OLIVER RICHARD WARNER, JR.

OLIVER RICHARD WARNER, JR., 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. Suggested that DICK WARNER, might have some type of gloves to use on the job that evening. JORDAN, along with JERRY SHARE and WAYNE ROBERTS, drove to WARNER's store in SHARPE's 1959 Chevrolet.

HORACE DOYLE BARNETTE advised that

all pro

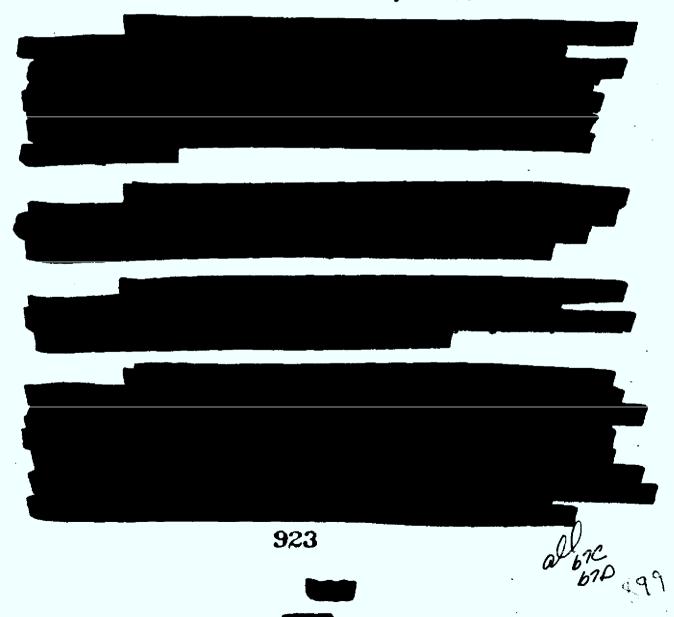
XII. ABDUCTION OF SUBSEQUENT TO HIS RELEASE FROM THE NESHOBA COUNTY JAIL ON

67C

ABDUCTION OF SUBSEQUENT TO HIS RELEASE FROM THE NESHOBA COUNTY JAIL.

67C

Although the facts of the 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. 67C





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JN 44-127 JN 44-1 mem/bjm

SAS The following investigation was conducted by 67C

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. 670, 670

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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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

Neshoba County, Mississippi,
is included to show involvement in this investigation
inasmuch as was reportedly seen with PRICE subsequent
to the arrests of the victims. h7C



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FBI/DQJ

NO 44-2227 5

is signed by LEONARD WARREN

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. the date of the cash bond, which is shown as June 22, 1964, is the date that the bond was received 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

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





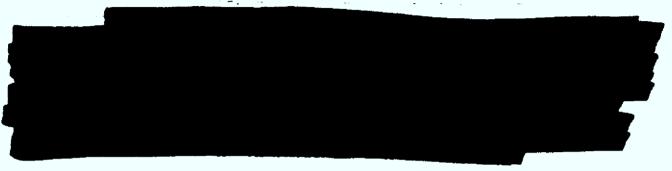
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FEDERAL BUREAU OF INVESTIGATION

		Date August 8, 196	<u> </u>
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did not have to make could be us promises, or retto the FBI and a statement.	sed against him in a cou wards were being made to that he had a right to a	hat any statement he did rt of law; no threats, him to give a statement in attorney prior to make an advised on another occ	; ng
			-
but I don't bel:	"I leve in murder, and it's	may be a strong segrega wrong."	tionis
to this matter a knows there was murdered.	and that he should coope	ould give deep considera rate with the FBI now th civil rights workers had	at he
		* * * * * * * * * * * * * * * * * * *	
		all bic	
•			
On 8/7/64 at	Philadelphia, Miss.	File #JN 44-1	
SAS SAS	and bic	Date dictated 8/8/64	801
This document contains neither your agency; it and its contents	recommendations nor conclusions of the F are not to be distributed outside your ages	BI. It is the property of the FBI and is los	med to

that while he has strong feelings about the race question, he would never take part in or condone murder.



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FEDERAL BUREAU OF INVESTIGATION

Date September 24, 1964

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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	pgh	5.00	2.00	5.00	12,00
Public Dru	nk	10.00		5.00	15.00

"If put in jail \$1.00 extra."

On	9/24/64	at Philadelphia, Miss.	File #
by	SA	67C esp	Date dictated9/24/64

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thought the column entitled "D.E." had something to do with drivers tests. could not further explain this abbreviation and could offer no information as to its exact meaning. 670,670

(),

does not remember the exact date which this notice was placed in the jail, but it is several months duration. 67C, 670

On

by

FEDERAL BUREAU OF INVESTIGATION

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	ملت ا	Ds	ote 9/39	<u>/64</u>	
1	* =				
furn	ished the roll	wing informs	tions		
				,	
	was gir	ven a ticket	for speedi	ng. The	
charge was 60 mile PRICE informed within two days. and he was allowed officer with PRICE	to drive his	estice of Pea	ce LEONARD	WARREN erreat	
		Callowing day			
WARREN replied the	fice of Justice asked WARES fine would be	of Feace WAEN how much to \$39.	RREN and the fine wo asked what recourt co	uld be. the \$9 sts."	
that he could take	this matter t	to court.			
			***		7
outside the city l he was not traveli	Imits of Phila	e stopped by delphia, Mis highway.	PRICE, he sissippi a	was 1though	0) b7
					67
<u>.</u>					
9/29/64 at Phil	adelphia, Mi	issippi File #	JN 44-	1	
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FEDERAL BUREAU OF INVESTIGATION

Date September 30, 1964

1

the month of June, 1962. was traveling into the City of Philadelphia from the country on State Route 15 from the north and was heading south.

drove into town he pulled up behind a Philadelphia Police Car and noticed that he was speeding.

slowed up and the police car gained distance on his car.

continued toward town and later the police car pulled in behind him and stopped him near the intersection of State Route 15.

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.

paid a \$25.00 fine and could not remember the person to whom he paid this money. It is no longer in his possession.

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.

ollopic

On9/29/64at	Philadelphia, Mississippfile # J	N 44-1
SA SA	and BC 1. Date dictat	ed 9/30/64
This document contains neith	her recommendations nor conclusions of the FBI. It is the properts are not to be distributed outside your egancy.	

On _

by _

FEDERAL BUREAU OF INVESTIGATION

	Date10/3/6	54
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_	1	
was	interviewed pertaining to his arrest	by
Deputy Sheriff C Office, Philadel	ECIL RAY PRICE, Neshoba County Sherii phia, Mississippi,	ff's_
for "Speeding -	65 miles per hour in a 30 mile zone.	(
he was fined \$16 by the arresting Justice of Peace	could not recall cer who arrested him nor the date but for speeding as charged. He was ins officer to pay his fine to the local , name not recalled, within two days, and was not abused in any way.	t that structed l ;
The d	ay following his arrest, paid in local Justice of Peace.	nis
	a_{b7D}^{0}	
	$^{\prime\prime}_{b}$ $^{\prime\prime}$ $^{\prime\prime}$	
	,	
		<u> </u>
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	Date October 1, 1964
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1	
	was given a traffic
	ticket exact date not recall, in Philadelphia
	Mississippi. to downtown Philadelphia.
	was speeding but did not believe
	he was going 60 miles per hour as charged.
	was stopped by a Philadelphia,
	Mississippi Police Car and Patrolman walked up to the
	car and told him "kill the engine." Patrolman then
	yelled to Patrolman to "Make it a good one. I've stopped him before."
	that he had not been stopped by him before.
	told to make it a good one anyway.
	told him "If I ever
	catch you driving like this again I will throw you in
	jail." asked asked was a f he believed him, and answered yes. The stated he had better
	pelieve it.
	the state of the s
	him with speeding 60 miles per hour in a 30 mile per hour
	zone.
	was informed by
	Patrolman that he could go to the City Hall and pay
	the fine or come into court the following Monday.
	went to the Philadelphia,
	Mississippi City Hall the following day and talked with
	g lady, whose last name he believes is paid \$12 and produced a receipt with the following
	paid \$12 and produced a receipt with the lollowing
	oll re
	67D
	9/30/64 at Philadelphia, Mississippi File # JN 44-1
	SA SA SANDER AND 127
	SA sab b7C Date dictated 10/1/64
	200 01000

2 JN 44-1/sab

CS

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

three phone calls asking persons how much the fine would be and one of the persons told her the amount.

to the charge and he was not asked to appear in court.

all bic

FEDERAL BUREAU OF INVESTIGATION

	, , , , , , , , , , , , , , , , , , , ,	TE DONERO O			
	,			Sept	ember 29, 1964
<u>1</u>				Date	
_	<u>Y_</u>				
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This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is lossed to your agency; it and its contents are not to be distributed outside your agency.

Date dictated

XIV. PRELIMINARY PROSECUTIVE ACTION

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 FBI, Washington, D. C., who forwarded this information to the Jackson Division of the FBI. 67C



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

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.

"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:



> 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

"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

"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,



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



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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.

XV. DEFENDANTS IN THIS CASE

DEFENDANTS

NAME

JIMMY (NMN) ARLEDGE

EARL BERNARD AKIN

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

ADDRESS

2718 Vally Street Meridian, Mississippi

DEFENDANTS

NAME

JIMMIE SNOWDEN

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



XVI. APPENDIX

WHITE KNIGHTS OF THE KU KLUX KLAN OF MISSISSIPPI

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.

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.

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

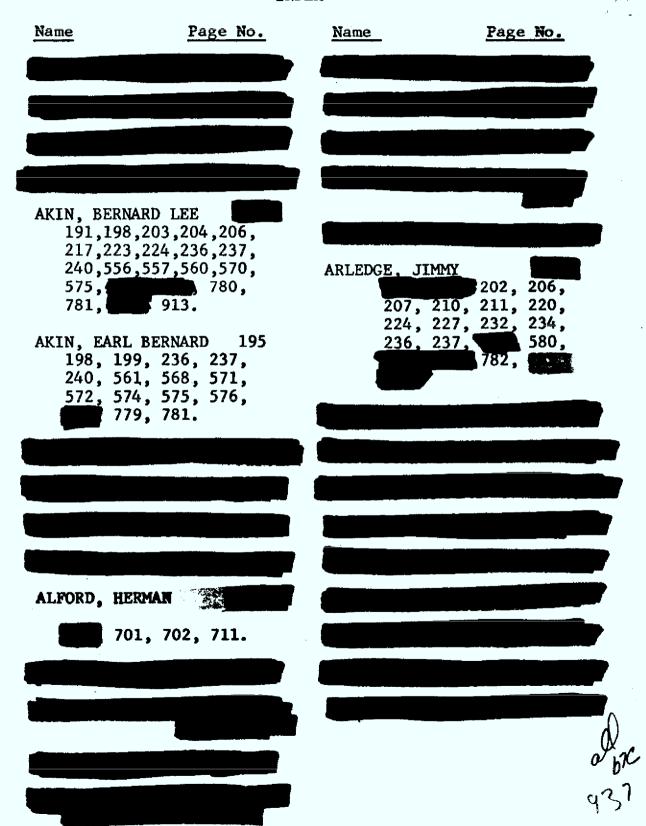
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December, 1960, a group was organized at Shreveport, Louisiana, known as the Original Knights of the Ku Klux Klan (OKKKK). The purpose of this organization was to promote Americanism, white supremacy, and the maintaining of segregation. 670

that this OKKKK continues to be active and that the aims and purposes continue to be the same. 670

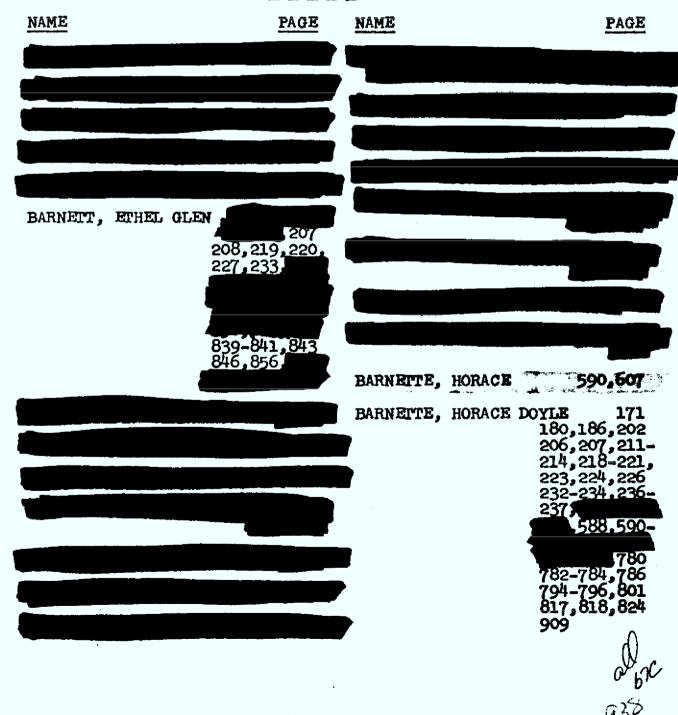
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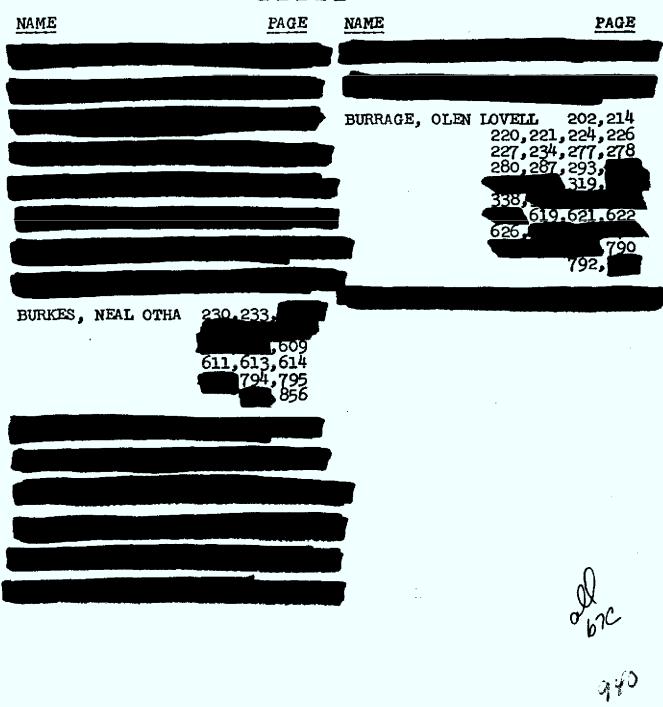


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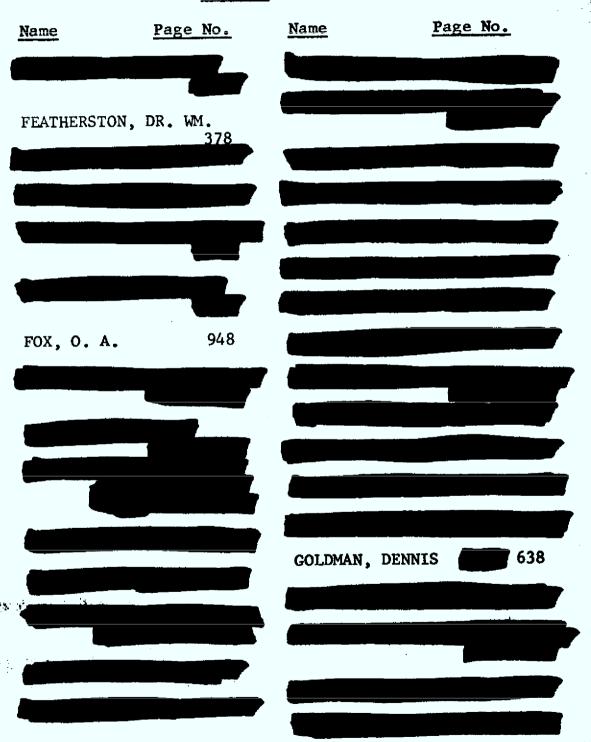


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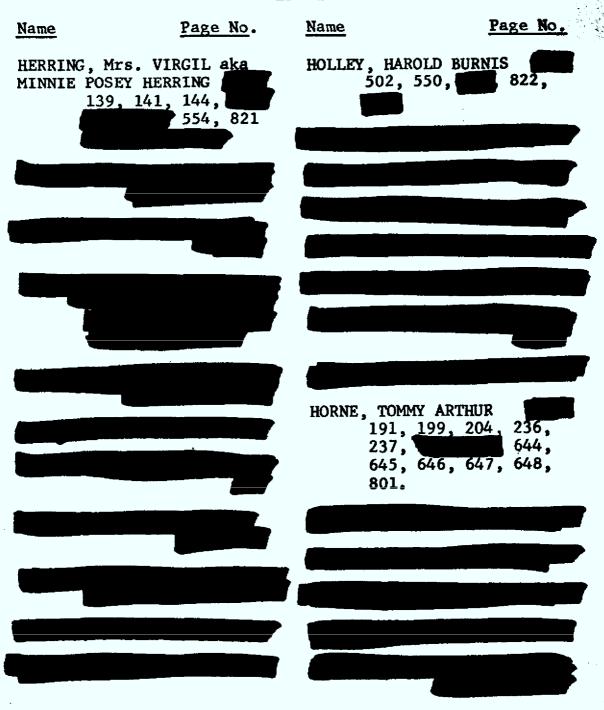


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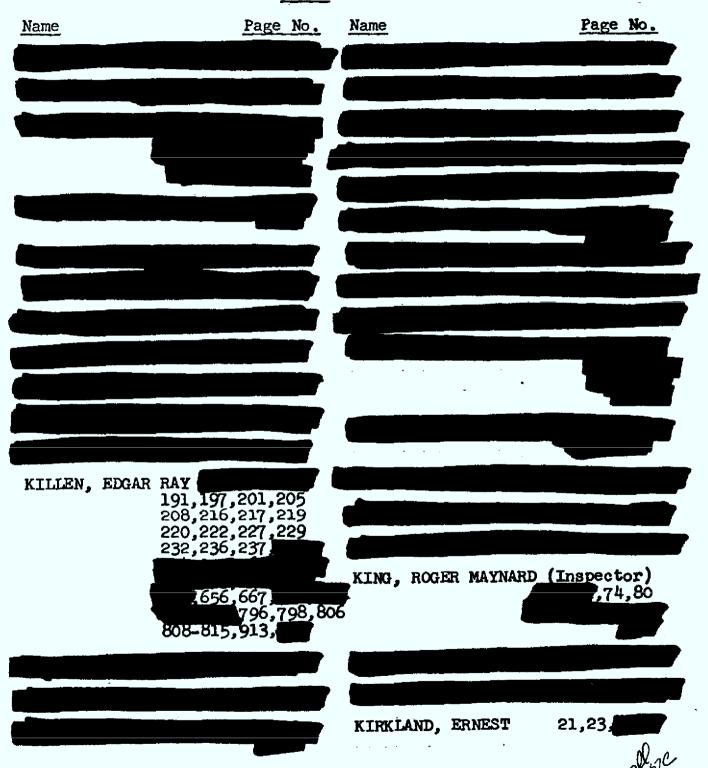
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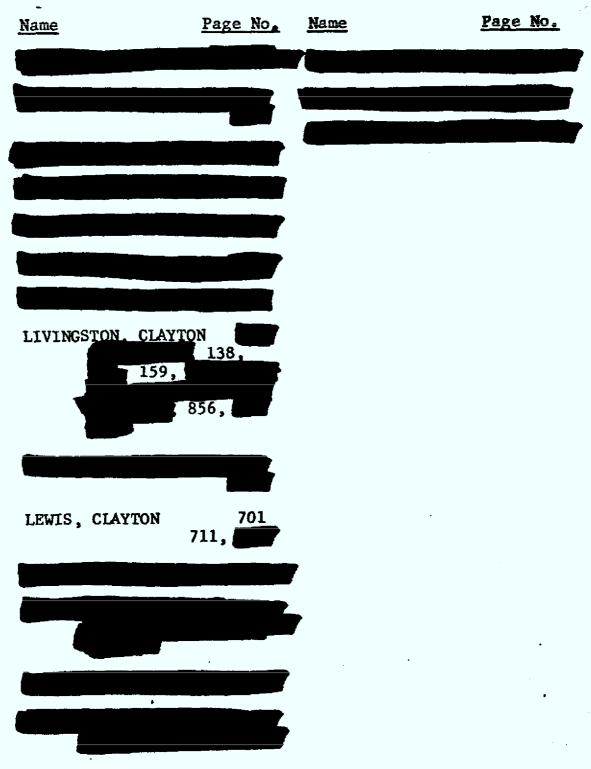
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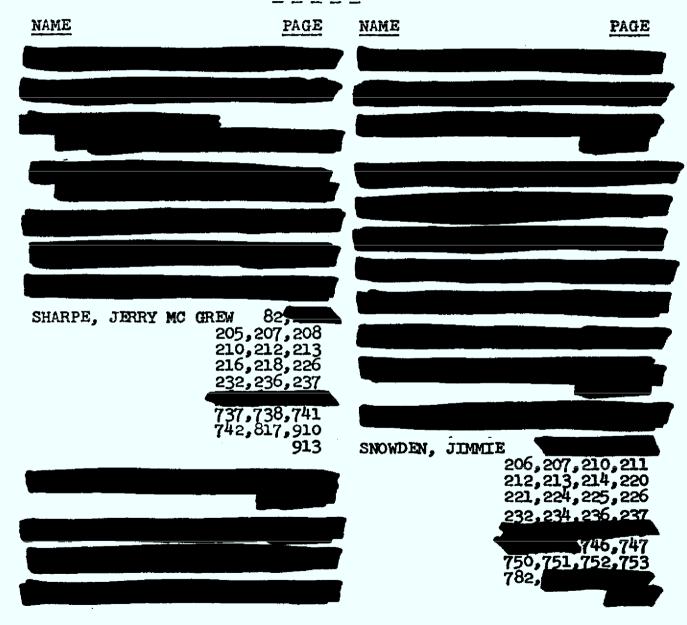
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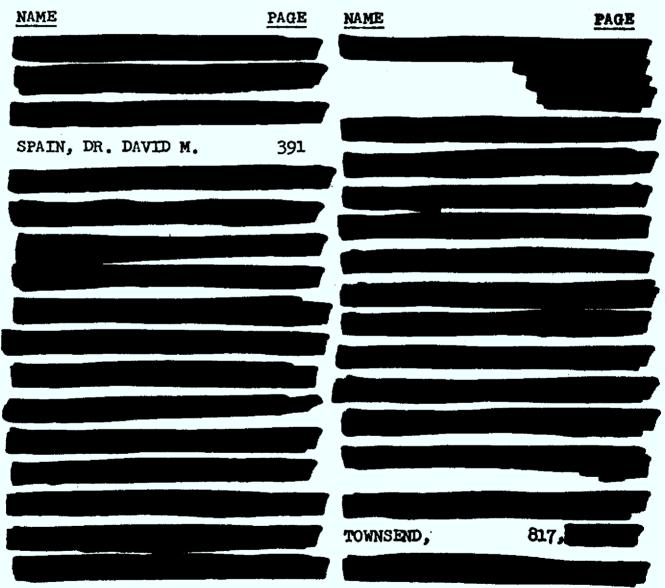
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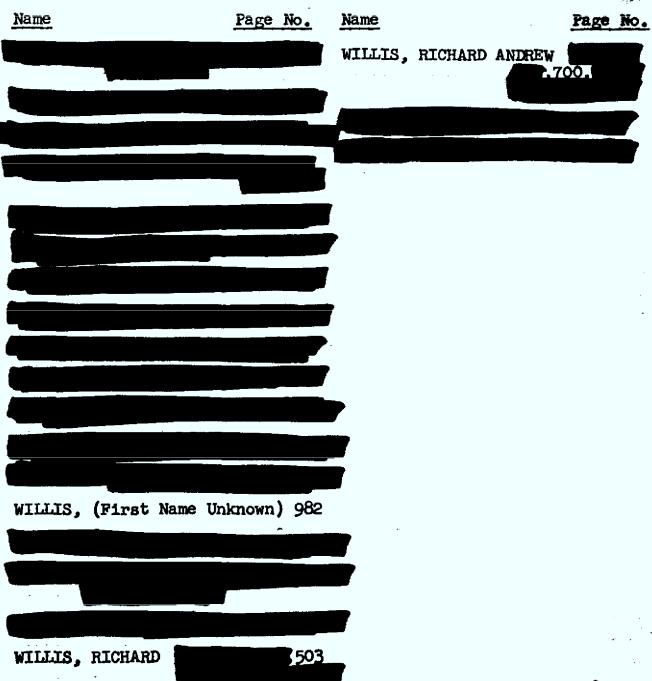
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Automobile

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License Number H25503, 1964 Mississippi

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