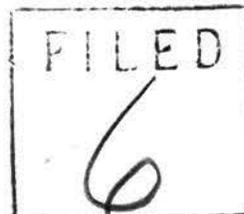


BOMBING: Approved form of information for destruction of buildings by explosives.

September 7, 1939

Honorable G. C. Beckham  
Prosecuting Attorney  
Crawford County  
Steelville, Missouri



Dear Sir:

We are in receipt of your letter of September 4, 1939, enclosing form of an information drawn by you in the case of State of Missouri v. Isadore Londe, said information, omitting caption, reading as follows:

"Comes now G. C. Beckham, Prosecuting Attorney within and for the County of Crawford and State of Missouri, and upon his official oath informs the Court that in the township of Benton, County of Crawford and State of Missouri, on or about the 7th day of June, 1939, one Isadore Londe did then and there wilfully, maliciously and feloniously injure a building, to-wit, a factory building then and there located, the property of Edward F. Wall, A. J. Barnett and George B. Hamilton, trustees for the Business Men of Cuba, Missouri, by the use of two bombs composed of black powder or other high explosives unknown to the Prosecuting Attorney, against the peace and dignity of the State."

We are suggesting three minor changes, which are:

1. That the building be described more exactly, both as to composition and location.
2. That said building be described as the property of the proper trustees by virtue of their offices as trustees of the business men of Cuba, and you

should set out the nature of the organization, whether a corporation or co-partnership.

3. We are suggesting that you omit any description of the contents of the bombs used since the statute does not require it and since you possibly would have some difficulty in proving the exact contents. The word "bomb" is defined in the Laws of Missouri, 1935, at page 226, which, we believe, will cover any imaginable device which could have been used by the offender in your case.

We are unable to find any cases in which an information for bombing is set out, but are suggesting the following form:

"Comes now G. C. Beckham, Prosecuting Attorney within and for the County of Crawford and State of Missouri, and upon his official oath informs the court that in the Township of Benton, County of Crawford and State of Missouri, on or about the 7th day of June, 1939, one Isadore Londe did then and there wilfully, maliciously, unlawfully and feloniously injure a building, to-wit, a factory building composed of (brick, wood, stone or other materials) located on the following described real estate, situated in the Town of Cuba, County of Crawford and State of Missouri; (give legal description of real estate on which building is located) the said building being the property of Edward F. Wall, A. J. Barnett and George B. Hamilton by virtue of their offices as trustees for the business men of Cuba, Missouri, (state whether a corporation or co-partnership) by the use of two (2) bombs, against the peace and dignity of the State."

Honorable G. C. Beckham

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September 7, 1939

We believe that the above form of information fully complies with the statute and sets out all necessary requirements.

Respectfully submitted,

ROBERT L. HYDER  
Assistant Attorney General

APPROVED:

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J. E. TAYLOR  
(Acting) Attorney General

RLH:VC