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After having traced the rifle through the manufacturer and to Birmingham, the State would show through Mr. Hugh L. Baker of Aero Marine, a sporting goods place located in Birmingham, that on Friday, March 29th, he sold a 243 caliber Winchester rifle, which is a little smaller caliber than this 30.06, to the Defendant under the name of Harvey Lowmeyer, with an address in

1 Birmingham that was different to the
2 2608 South Highland, proved to be no one
3 of that name living at that address.

4 Capt. John DeShazo would be brought
5 from his duty station in Japan to testify
6 as to his being present and observing the
7 purchase of this rifle along with a
8 Redfield Scope which was mounted on the
9 rifle by Mr. Baker at that time.

10 Mr. Donald F. Woods of the Aero Marine
11 Supply Company would be called to testify
12 that later in the evening or afternoon of
13 March the 29th, he received a phone call
14 from a person identified as Harvey Lowmeyer
15 with reference to exchanging the rifle,
16 the 243 caliber for a 30.06 caliber. Mr.
17 Woods gave directions with reference to
18 bringing the gun in at 9:00 o'clock on
19 Saturday morning, which would have been
20 Saturday morning, and that was done. He
21 changed the scope from the 243 to the 30.06,
22 and at 3:00 o'clock that afternoon de-
23 livered the 30.06, which is the same rifle
24 which has been identified here in the

1 courtroom to the Defendant along with --
2 he didn't have a box with a scope on it.
3 The regular Remington box wouldn't fit
4 and that's the reason for the Browning
5 automatic shotgun box being used to deliver
6 this rifle in.