

TRANSCRIPT

Appeal from County Court to Circuit Court.

AFFIDAVIT OR COMPLAINT.

THE STATE OF ALABAMA,
Baldwin County.

COUNTY COURT.

R. S. DUCK

Before me, ~~T. W. RICHMONSON~~, Clerk of the Circuit Court of said County, in said State,
personally appeared D. A. SMITH

who, being duly sworn according to law, doth depose and say that he has probable cause for
believing, and does believe, that on or about July the 9th, 1937, Cleveland Judge,
did enter on the lands of D. A. Smith, and take with the intent to
convert the same for his own use, watermelons, the personal property
of D. A. Smith,

2. On, to-wit, July 9th, 1937, Cleveland Judge feloniously took and carried
away, two watermelons, of the value of fifty cents, the personal prop-
erty of D. A. Smith,
and that said offense has been committed in said County and State by the said

CLEVELAND JUDGE

within the last twelve months and before the making of this affidavit, against the PEACE and DIG-
NITY of the State of Alabama.

D. A. SMITH

The above subscribed and sworn to before me this 27th day of July 1937.

R. S. DUCK,

Clerk of the Circuit Court.

WARRANT OF ARREST.

THE STATE OF ALABAMA,
Baldwin County.

COUNTY COURT.

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

You are hereby commanded to arrest CLEVELAND JUDGE

and bring him before the Judge of the County Court on the 2nd day of
August 1937, to answer the State of Alabama on a charge of

PETIT LARCENY

preferred by D. A. SMITH

Witness my hand, this 27th day of July 1937

R. S. DUCK,

Clerk of the Circuit Court.

AMOUNT OF BAIL FIXED.

I hereby fix bail in this case at \$ 150.00, which the arresting officer may take.

R. S. DUCK

Clerk of the Circuit Court.

SHERIFF'S RETURN.

Received July 24th, 1937, and Executed July 24th, 1937, by arresting
the within named Defendant CLEVELAND JUDGE

M. H. WILKINS, Sheriff.

By C. N. ANDERSON, Deputy Sheriff.

APPEARANCE BOND.

MPCO.

THE STATE OF ALABAMA,
Baldwin County.

COUNTY COURT.

We, CLEVELAND JUDGE, as principal, and
the undersigned

as sureties, agree to pay the State of Alabama, the sum ONE HUNDRED FIFTY Dollars,

unless the said CLEVELAND JUDGE appears at the

AUGUST 2nd 1937 Term, 192 of the County Court of Baldwin County, Alabama,
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the

offense of PETIT LARCENY
and we hereby waive the benefit of all laws exempting property from levy and sale under execution
or other process for the collection of debt, by the constitution State of Alabama, and we hereby
severally certify that we have property over and above all debts and liabilities to the amount of the
above bond.

ARCHIE McMILLAN (Seal)

W. M. RICHESON (Seal)

CLEVELAND JUDGE (Seal)

(Seal)

Taken and approved 26th day of July 1937

M. H. WILKINS Sheriff.

By C. N. ANDERSON Deputy Sheriff.

JUDGMENT ENTRY.

THE STATE
No. 459 vs.

COUNTY COURT,

CLEVELAND JUDGE

AUGUST 2nd Term. 1937

August 2nd, 1937 On hearing the evidence in this case the Court is
satisfied of the guilt of the Defendant and hereby awards the following punishment; A fine of

TWENTY-FIVE DOLLARS and the costs of this
proceeding, The Defendant having failed to pay said Fine

and Costs or to secure the same, it is hereby ordered by the Court that he be and hereby is sen-
tenced to perform hard labor for the State of Alabama for the use of Baldwin County for a period of

..... days

to pay said fine, and an additional period of days

to pay the costs of this proceeding.

G. W. ROBERTSON Judge of County Court

The Defendant prays an appeal from the Judement of this Court to the next ensuing Term
of the Circuit Court, which is hereby granted, and his Bond fixed at \$ 150.00, and Defen-
dant demands trial by a jury, sentence is hereby suspended pending appeal.

G. W. ROBERTSON Judge of County Court.

CERTIFICATE TO TRANSCRIPT.

THE STATE OF ALABAMA,
Baldwin County.

R. S. Duck

I, R. S. Duck Clerk Circuit Court and Ex-Officio

Clerk of the County Court of Baldwin County, Alabama, hereby certify that the above and foregoing

is a true and correct copy of all the proceedings had in said County Court in the case of State of

Alabama vs. CLEVELAND JUDGE

Witness my hand, this 2nd day of August 1937

R. S. Duck
Clerk of the Circuit Court and Ex-Officio Clerk of the County Court.

Jury List, Second Week, Sept. 27, 1937

- ~~1 Cleveland C. Gantt, Merchant, Little River~~
- ~~2 Howell W. Slaughter, Jr., Farmer, Tensaw~~ 203
- ~~3 Young A. Cox, Merchant, Stockton~~
- ~~4 William H. McMillan, Farmer, Stockton~~
- ~~5 Thomas Coleman, Naval Stores, Perdido~~ 21
- ~~6 William H. Havard, Naval Stores, Perdido~~
- ~~7 James A. Morris, Farmer, Gateswood~~ 25
- ~~8 Harold Stuart, Contractor, Bay Minette~~
- ~~9 J. Carlisle McDavid, Furniture, Bay Minette~~ 24
- ~~10 J. Hilary Brown, Cobbler, Bay Minette~~
- ~~11 Fred Thompson, Farmer, Bay Minette~~
- ~~12 Ernest D. Hand, Bookkeeper, Bay Minette~~
- ~~13 Holt A. Stuart, Farmer, Bay Minette~~ 28
- ~~14 Herbert Sawyer, Farmer, Stapleton~~
- ~~15 C. Ernest Boan, Farmer, Stapleton~~
- ~~16 E. Velpo Thomas, Farmer, Loxley~~ 51
- 17 Harry Bill, Jr., Farmer, Loxley
- 18 Normin Racine, Clerk, Robertsdale
- ~~19 George Sharretts, Farmer, Summerdale~~ 54
- ~~20 William W. Manning, Barber, Foley~~
- ~~21 Charles Hecht, Taxi Driver, Foley~~
- 22 Toney Leiterman, Farmer, Elberta
- 23 Fred Tabert, Farmer, Elberta
- 24 Jim Hermetz, Farmer, Elberta
- 25 Ernest G. Heuer, Farmer, Elberta
- 26 John Schenk, Carpenter, Elberta
- 27 Jacob Frank, Farmer, Elberta
- ~~28 Paul Kaiser, Farmer, Elberta~~
- 29 Andrew Krueger, Farmer, Lillian
- ~~30 Ignatz Lurwig, Farmer, Lillian~~ 28
- ~~31 Werneth Allen, Oysterman, Bon Secour~~ 26
- ~~32 Homer Flowers, Farmer, Bon Secour~~
- 33 Clyde Robinson, Farmer, Bon Secour
- 34 Jim Beck, Clerk, Belforest
- ~~35 John H. Hill, Farmer, Belforest~~ 27
- ~~36 Ed E. Grace, Potteryman, Daphne~~ 52

54 / 111
28 / 111

Cleveland Judge

The Court charges the
jury that - if you believe
the evidence in this case
you should find the
defendant - not - guilty -

Refused
F. W. Hare,
Judge

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT

September

Term, 19*37*

On Appeal from County Court.

THE STATE vs.

Cleveland Jones

The State of Alabama, by its Solicitor, complains of

Cleveland

Judge

that

in said county and within twelve months before the commencement of this prosecution he did

On July 9th 1937 feloniously take and carry away one watermelon of the value of 25^{cts}. the personal property of W. A. Smith

contrary to law and against the peace and dignity of the State of Alabama.

T. Ralph L. Jones

Solicitor.

We the jury find the
defendant not guilty

Harry Bill
Foreman

No. _____

STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT

THE STATE

vs.

Cleveland Judge

CHARGE:

P. L.

COMPLAINT

Filed Sept 30th 1937

Proctor

Clerk

SHERIFF'S APPEARANCE BOND

THE STATE OF ALABAMA }

BALDWIN COUNTY

We, Cleveland Judge as principal and

the undersigned
as sureties, agree to pay the State of Alabama the sum of One Hundred Fifty dollars,

unless the said Cleveland Judge appears at the

Aug. 2 Term, 1937 of the County Court of Baldwin County, Alabama,

and from term to term thereafter, until discharged by law, to answer a criminal prosecution of the offense
of Petit Larceny

and we hereby waive the benefit of all laws exempting property from levy and sale under execution or other process for the collection of debt, by the constitution of the State of Alabama, and we hereby severally certify that we have property over and above all debts and liabilities to the amount of the above bond.

Archie McMillan (Seal)

W. H. Richardson (Seal)

Cleveland Judge (Seal)

____ (Seal)

Taken and approved this the 26 day of July 1937

M. H. Wilkins Sheriff

By C. N. Anderson Deputy Sheriff

No. _____

THE STATE OF ALABAMA
Baldwin County

County

Court

SHERIFF'S OFFICE

THE STATE

vs.

Cleveland Judge

SHERIFF'S APPEARANCE BOND

Amount of Bond \$

150.00

Filed

, 193

Clerk

THE STATE OF ALABAMA, }
Baldwin County.

COUNTY COURT

Before me, Robert S. Duck, Clerk of the Circuit Court of said County, in said State, personally appeared

D A Smith

who, being duly sworn according to law, doth depose and say that he has probable cause for believ-

ing, and does believe that on or about July the 9th 1937 Cleveland Judge.

did inter on the lands af D A Smith. and take with the intent
to convert to his on us watermelons the personal property

of D A Smith.

*2 on to wit July 9th 1937 Cleveland
Judge. Longish took and carried
away 1000 watermelons of the value of \$175
cents the personal property of D A Smith*
and that said offense has been committed in said County and State by Cleveland Judge.

_____ within the past twelve (12) months and before
the making of this affidavit, against the peace and dignity of the State of Alabama

D. A. Smith

The above subscribed and sworn to before me this 27th day of July, 1937

Done witness an also can can

Robert S. Duck

Clerk of the Circuit Court.

WARRANT OF ARREST.

MOORE PTG CO.

THE STATE OF ALABAMA, {
Baldwin County.

COUNTY COURT

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA :

You are hereby commanded to arrest Cleveland Judge.

and bring him. before the Judge of the

County Court on the 2 day of August., 1937 to answer the State

of Alabama on a charge of Petit Larceny.

preferred by D A Smith

Witness my hand, this 27 th day of July. 1937

R. S. Smith
Clerk of the Circuit Court.

Presented this 24 day of July 1937

By arresting the within

named Defendant

Cleveland Judge

and placing him in jail

M. H. Wilkins
Sheriff

C. N. Anderson
D. S.

THE STATE OF ALABAMA
BALDWIN COUNTY.

COUNTY COURT
WARRANT OF ARREST

THE STATE
VS.

For the offense of _____

STATE WITNESSES:

DEFENDANT'S WITNESSES:

I hereby fix bail in this case at \$ _____
which the arresting officer may take.

Clerk Circuit Court.

The State of Alabama, Baldwin County

COUNTY COURT, Aug Term, 1937

KNOW ALL MEN BY THESE PRESENTS, That we, Reuben Judge
as Principal and the undersigned
as Sureties

are held and firmly bound unto the State of Alabama, in the sum of One Hundred - fifty Dollars for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, and administrators, jointly and severally, firmly by these presents.

Witness our hands and seals, this the 2nd day of Aug 1937

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Reuben Judge was, on the 2nd day of Aug 1937 convicted in the County, of the offense P. I.

and by the judgment of said Court sentenced to Twenty-five dollar fine

And, whereas, the said Reuben Judge has this day prayed an appeal from said judgment to the Circuit Court of said County: and demands trial by jury
Now, if the said Reuben Judge shall appear at the next term of the Circuit Court, and from term to term thereafter until discharged, and abide by and perform whatever sentence may be adjudged in said Court against him, then the above obligation to be void; otherwise to remain in full force and effect.

X Reuben Judge (L. S.)
W. M. Richardson (L. S.)
Intseng (L. S.)

Approved [Signature] [L. S.]
County Court Judge.