

HARD LABOR TRANSCRIPT

THE STATE OF ALABAMA, } County Baldwin Court of Baldwin County.
Baldwin COUNTY }

I, R. S. DUCK, Clerk of the Circuit
 Court of Baldwin County, do hereby certify that
'BAMA MITCHELL was convicted of the offense
 of Vagrancy in said Court and was sentenced
 to hard labor for the County of Baldwin, on the date, for the term and
 amount of costs, stated and itemized below:

Case No. 325

THE STATE OF ALABAMA

Vs.

'BAMA MITCHELL, Color white

Term

OFFENSE: Vagrancy

Additional Hard Labor: _____

Fine of \$.01 paid; _____ days

Costs \$92.00; 103 days

Total Sentence; 103 days

Date: April 29th, 1940, 193_____

Serial No. _____

Arrive Kilby _____, 193_____

Transferred to _____ Prison

_____, 193_____

If Case Appealed:

Date appealed: _____

Court from which appealed: _____

Date of final determination: _____

Date sentence begins: _____

Remarks

If original charge of offense different from con-
 viction, state original charge of offense here _____

Sentence suspended pending good behavior

WITNESS my hand, this 29th day of April, 1940, 193_____

R.S. Duck
 By Shelley Thompson
 Clerk of the Circuit Court of Baldwin County

Clerks are urged to use this form in Hard Labor Cases

Hard Labor and Misdemeanor Cases Only

Date of original conviction 4/22/40

STATE OF ALABAMA, BALDWIN COUNTY.

I hereby certify that BAMA MITCHELL
was convicted in the Circuit Court of said county and sentenced to Hard Labor on the date, for the term
and the amount of costs itemized as follows:

THE STATE, No. 325

BAMA MITCHELL

Offense Vagrancy

(Date of Sentence) 4/22/40

(Date of Affirmance) same

Term of Sentence .01 Fine and costs (fine paid)

CLERK'S FEES	Charged to Defendant	Paid Per Sec 3667	sentence suspended	Miles 5c Per Mile	Days 75c a Day	Charged to Defendant	Paid Per Sec 3667
Recording Indictment			State Witnesses Before Grand Jury			Amount	Amount
Issuing <u>27</u> Subpoena for State Witness	6.75	6.75					
ocketing cause	.10	.10					
Issuing capias or warrant once							
trial	.50	.50					
entering Judgment	.25	.25					
entering final judgment	.25	.25					
Record for court for							
each 100 words							
inal record for each 100 words	3.00	3.00					
entering forfeiture against defendant							
taking transcript and certificate for each 100 words	.45	.45					
ontinuance							
Total	11.30	11.30					
heriff <u>W. R. Stuart</u>							
Name							
xecuting writ or warrant of arrest							
pproving bond							
erving Subp. for <u>27</u> State Witness	13.50	13.50					
uard fee							
ate Committed							
ileage Seizure							
Total	13.50	13.50					
ustice			Subpoened and served 3 terms of Court.				
Name							
omplaint			Clyde Dunn	62	2	4.60	
arrant			Vernon Weekley	58	2	4.40	
aking bond			Gasque Bryars	132	2	8.10	
suings Subpoenas			Mrs. Sam Hadley	32	1	2.35	
ond or undertaking of witness			John R. Davis		1	.75	
ittimus			Taylor Wilkins		1	.75	
ontinuance			Irwin Robinson	48	2	3.90	
xecuting Warrant			Truman Bryars	60	2	4.50	
erving subpoenas			Orrie Bryars	30	2	3.00	
aking prisoner to jail mi., at 10c							
Total (not to exceed \$5.00)							
Recapitulation							
olicitor's Fee	10.50	10.50					
ontinuances in County Court							
rial Tax Fee	3.00						
ee when stenographer used							
erk's Fees	11.30	11.30					
heriff's Fees	13.50	13.50					
agistrate and Constable							
ate Witness Fees	32.35	32.35					
emoval Bill							
alue of Property	31.85	25.85					
ase Appealed — Total costs							
lower Court — Over							
Total amount of costs	92.00	83.00	Total Witness Fees	422	15 32	.35	

STATE OF ALABAMA, BALDWIN COUNTY.

Personally appeared before me, R. S. Duck, Clerk of the Circuit Court of said county, who, being by me first duly sworn, says on oath, that the above is true and correct, and is a just charge against the defendant, and that only such charges are embraced in said account as are allowed by the Criminal Code of Alabama of 1923, Section 3667, as amended, and the Chief Accountant State Board of Administration is hereby authorized to receipt for Comptroller's warrant for the foregoing account.

Clerk, Circuit Court.

Sworn to and subscribed before me this 29th day of April, 194 0

See Next Page

Case No. 91-Docket
21-

TO THE HONORABLE STATE COMPTROLLER

Case No. 326

Receipt No. 554

Bay Minette, Alabama, May 28 1940

RECEIVED OF State

Eighty Three & 00/100 DOLLARS

ACCOUNT OF FINE AND COSTS.

Circuit Court--Criminal Division--Baldwin County, Alabama

In case of STATE OF ALABAMA vs. Bama Mitchell

\$ 83.00

R. S. Dush
Clerk of Circuit Court, Baldwin County, Alabama

THE STATE OF ALABAMA
Baldwin County.

CIRCUIT COURT

SUB. No. _____

Case No. 325 Term. Face, 1939

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Commanded to Summon A. Huggins, M. D. Parker,
I. E. Hadley, E. C. Weasley, Clyde Parker, Arthur
Harold, L. B. McMill

personally to be and appear before the Circuit Court, to be holden for Baldwin County, at the Court House thereof, in Bay Minette, on the 28 day of September, 1939, at 8:30 a.m., and from day to day of said term and from term to term thereafter until discharged, to give evidence and the truth to speak in behalf of THE DEFENDANT in a prosecution now pending in said Court, where-

in the State of Alabama is Plaintiff and Bama Mitchell

_____ Defendant, and have you then and there this Writ, with your endorsement thereon.

Witness my hand this 25 day of Sept A. D., 1939.

R. S. DUCK, Clerk.

Received in office 9-25, 1939

Executed this 9/26, 1939

By Serving Subpoena on

N.B. Mc Gill X

Arthur Howard X

Clyde Parker X

E.C. Weekley X

2nd Hadley X

M.D. Parker X

N. Huggins X

W.R. Hunt

Sheriff.

W.R.

ORIGINAL

For _____

No. 325 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court

THE STATE
Vs.

Bama Nitebell

STATE SUBPOENA

Issued this 25th day of

September, 1939

R.S. Duck

Clerk.

ORIGINAL---STATE SUBPOENA

MOORE PRINTING COMPANY BAY MINETTE, ALA.

THE STATE OF ALABAMA, }
Baldwin County.

CIRCUIT COURT

SUB. No. _____

Case No. 325

Term. Spring 1939

To Any Sheriff of the State of Alabama :

You are Hereby Commanded to Summon Clyde Dunn, Vernon Weasley

Jasque Byars, Mrs. Sam Hadley, (Perdido) John R. Davis, Taylor
Wilkins, (Bm) Irwin Robinson (Rabon) Freeman Byars, Orie
Byars.

personally to be and appear before the Circuit Court, to be holden for Baldwin County, at the Court House thereof, in Bay Minette, on the 25 day of April 1939, at 8:30 a. m., and from day to day of said term and from term to term thereafter until discharged, to give evidence and the truth to speak in behalf of THE STATE in a prosecution now pending in said Court, wherein the State of Alabama is Plaintiff and Bama Mitchell

Defendant, and have you then and there this Writ, with your endorsement thereon.

Witness my hand this 21 day of March A.D., 1939.

R. S. DUCK, Clerk.

Received in office 3-23 1939

Executed this 4-5 1939

By in full

Beards
ORIGINAL

For _____

No. 325 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

THE STATE

vs.

Barnes Mitchell

STATE SUBPOENA

Issued this 21 day of

March 1939

R. S. Dorch

Clerk.

W. R. Stuart

R. R. D. S.

Sheriff.

THE STATE OF ALABAMA, {
Baldwin County.

CIRCUIT COURT

Case No. 325 Term, Spring 1939

To Any Sheriff of the State of Alabama :

You Are Hereby Commanded to Summon N. Huggins, M. D. Parker,The Hallen, E. C. Washley, Clyde Parker, Arthur Howard,
H. B. McGill

personally to be and appear before the Circuit Court, to be holden for Baldwin County, at the Court House thereof, in Bay Minette, on the 25 day of April 1939, at 8:30 a. m., and from day to day of said term and from term to term thereafter until discharged, to give evidence and the truth to speak in behalf of THE DEFENDANT in a prosecution now pending in said Court, wherein the State of Alabama is Plaintiff and Bama Mitchell

Defendant, and have you then and there this Writ, with your endorsement thereon.

Witness my hand this 21 day of March A.D., 1939R. S. Dorch

Clerk.

Received in office 3-23 1939

Executed this 4-5 1939

By Serving in full

Perdido

ORIGINAL

For _____

No. 325 Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE

vs.

Bama Mitchell

STATE SUBPOENA

Issued this 21 day of

March 1939

R. S. Duck

Clerk.

W. R. Stuart

Sheriff.

THE STATE OF ALABAMA

Baldwin County.

CIRCUIT COURT

SUB. No. _____

Case No. 325Term, Free1939

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Commanded to Summon Clyde Dunn, Vernon
Weekley, Gasque, Byars, Mrs. Sam, Habley,
John R. Davis, Jasper Wilkins, Edwin
Robinson, Herman Byars, Orie Byars

personally to be and appear before the Circuit Court, to be holden for Baldwin County, at the Court House thereof, in Bay Minette, on the 28th day of September, 1939, at 8:30 a.m., and from day to day of said term and from term to term thereafter until discharged, to give evidence and the truth to speak in behalf of THE STATE in a prosecution now pending in said Court, wherein the State of Alabama is Plaintiff and Bama Mitchell

_____ Defendant, and have you then and there this Writ, with your endorsement thereon.

Witness my hand this 25th day of Sept. A. D., 1939

R. S. DUCK, Clerk.

Received in office 9-25, 1939

Executed this 9-26, 1939

By Herring

John R. Davis 9-25

Gayle Wilkins 9-25

Clyde Dunn ✓

Vernon Weekley ✓

Gargue Bayard 9-26 WC

Mrs Sam Hadley 9/26/39 WC

Irvin Robinson 9/26 WC

Eric Bryan 9/26 WC

Immaah Bryan 9/26 WC

Immaah Bryan 9/26 WC

Sheriff.

ORIGINAL

For _____

No. 325 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court

THE STATE

Vs.

Bama Ditchell

STATE SUBPOENA

Issued this 25th day of

September, 1939

R. S. Deick

Clerk.

County Court of Baldwin County

STATE VS. Bama Mitchell

(91)

CLERK'S FEES	AT	AMOUNT	SHERIFF'S FEES	AT	AMOUNT
Taking Affidavit	50	50	Executing Warrant	2.00	2 00
Issuing	50	50	Approving Bond	1.00	1 00
Docketing	10	10	Serving ⁹ Subpoenas Each	.50	4 50
Issuing ⁹ Subpoenas	25	2.25	Serving Sci. Fa.		
Each order of Continuance	25	25	Guard Fee	2.00	2 00
Entering	50		Seizure	3.00	
Final Judgment of Forfeiture vs Defendant	50		Miles		
Entering -- Forfeiture vs Witness	25		Total Sheriff's Fees		9 50
Final Judgment vs. Witnesses	25		COUNTY COURT TAX		
Trial	50	50	Taking Affidavit and Issuing Warrant	1.00	
Judgment	25	25	Trial, Judgment, Entry, etc.	5.00	
Final Judgment and Sentence	25	25	Judgment Forfeited Bail	3.00	
Final Record		1.50	Judgment Defaulting Witness	2.00	
Issuing	50		Total County Court Tax		5 00
Issuing	50	5.65	RECAPITULATION		
Recognizance	50		Fine		
Certificate	25		Clerk's Fees	5 65	
			Sheriff's Fees	9 50	
			County Court Tax	5 00	
			Solicitor's Fee	10 00	
			Witness Fee	5 25	
			Justice of Peace Fees	35	40
			Constable's Fees		
			Removal Bill		
			Board		
			Board		
			Trial Tax	\$3.00	
Total Clerk's Fees			Total Fine and Cost		

Circuit Court of Baldwin County

STATE VS. 335

Berna Mitchell

CLERK'S FEES	AT	AMOUNT	SHERIFF'S FEES	AT	AMOUNT
Taking Affidavit	50		Arrest	2.00	
Issuing Capias	50		Bond	1.00	
Docketing	10	10	Guarding Prisoner	2.00	
State Subpoenas 27	25	6 75	Serving 27 Subpoenas 4.50	.50	13 50
Recognizance	50		Summoning Jury in Capital Case 5.90		
Continuance by Defendant	25		Seizure	3.00	
Et. Forfeiture vs. Defendant	50		Mileage Miles at 10c		
Trial	50	50	Fees in County Court		
Judgment	25	25	Total Sheriff's Fees		13 50
Sentence	25	25	RECAPITULATION		
Order of Removal and Indictments	1 00		Clerk's Fees		8 90
Issuing Execution	50		Sheriff's Fees		13 50
Issuing Scire Facias	50		Fine		01
Transcript and Cert. Folios	15		Solicitor's Fee		
Final Record Folios	15	1 05	County Court Tax		
Record for Supreme Court	15		Justice of Peace Fees		
Certifying same	25		Constable's Fees		
Rec. Indict. at 15c per 100 words			Witness Fees in Circuit Court		34.30
			Witness Fees in County Court		
County Court Costs			Removal Bill		
			Stenographer	5.00	
			Board Days at		
			Trial Tax	3.00	3 00
Total Clerk's Fees		8 90	Total Costs and Fines		59 71

WITNESSES:	AMOUNT
Grand Jury Term 193	
STATE WITNESSES	
Before Court of Conviction	
Term, 193	

County Court Costs 35.40
\$ 85.11

THE STATE OF ALABAMA,

BALDWIN COUNTY.

Comes now

Bama Mitchell

and enters this his written plea of guilty to

Vagrancy

as charged in the

affidavit

and agrees to a fine of \$.010 and costs; to be paid

by face term the Court

Witness my hand this the

20

day of

April

, 193

9

WITNESS:

[Signature]

Bama Mitchell

Defendant.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

Comes now Bama Mitchell

and enters this his written plea of guilty to Vagrancy

as charged in the Complaint

and agrees to a fine of \$.01 and costs; to be paid By the Spring Term

of Circuit Court - 1939

Witness my hand this the 13 day of April, 1939.

WITNESS:

Bama Mitchell
Defendant.

Handwritten signature

ORIGINAL---STATE SUBPOENA

MOORE PRINTING COMPANY BAY MINETTE, ALA.

THE STATE OF ALABAMA, }
Baldwin County.

CIRCUIT COURT

SUB. No. _____

Case No. 375

Term. fall

1938

To Any Sheriff of the State of Alabama :

You are Hereby Commanded to Summon

Clyde Dunn
Vernon Weekley - Eugene Byars
Mrs Sam Hadley - John R Davis
Jaylin Wilkins

personally to be and appear before the Circuit Court, to be holden for Baldwin County, at the Court House thereof, in Bay Minette, on the 20th day of Sept 1938, at 8:30 a.m., and from day to day of said term and from term to term thereafter until discharged, to give evidence and the truth to speak in behalf of THE STATE in a prosecution now pending in said Court, wherein the State of Alabama is Plaintiff and

Bama Mitchell Defendant, and have you then and there this Writ, with your endorsement thereon.

R. S. DUCK

clerk, - register

R. S. DUCK, Clerk.

Witness my hand this

3rd day of

Sept

A.D., 1938

By

Walter Thompson
Deputy

Received in office _____ 193_____

Executed this 9/5 1938

By _____

Searcher Gull

Perdido

ORIGINAL

For _____

No. 325 Page (23)

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

THE STATE

vs.

Berna Mitchell

STATE SUBPOENA

Issued this 3 day of

Sept 1938

R. S. Dush

Marshall Thompson Clerk.

M. H. Williams
Sheriff.

**STATE OF ALABAMA,
Baldwin County**

TO ANY LAWFUL OFFICER OF SAID COUNTY, GREETING:

You are hereby commanded to arrest 'BAMA MITCHELLand bring her before the Judge of the Circuit Court on the INSTANTER day of _____, 1939; to answer to the State of Alabama on a charge _____VAGRANCY

and have you then and there this writ, with your return thereon _____

Witness my hand this 25th day of April, 1939.**R. S. DUCK**Clerk of the Circuit Court.

By

Sanctus Younger
Deputy

ALIAS.

No. _____ Page _____

The State Of Alabama
BALDWIN COUNTY

COUNTY COURT.

CIRCUIT COURT.

The State

VS.

'BAMA MITCHELL

Warrant Of Arrest

WITNESSES FOR THE STATE

Baldwin Times Print

Executed this 25th day of April, 1939

By arresting the within, named Defendant,

Bama Mitchell

and placing him

her in jail

A. A. Street

Sheriff.

R. P. Smith

D. S.

The State of Alabama, Baldwin County.

COUNTY COURT, July Term, 1938

KNOW ALL MEN BY THESE PRESENTS, That we

Velma (Barma) Mitchell and the undersigned

....., are held and firmly bound unto the State of Alabama, in the sum of Two 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 11th day of July 1938

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Velma Mitchell was, on the 11th day of July 1938 convicted in the County, of the offense Vagrancy

and by the judgment of said Court sentenced to

And, whereas, the said

Velma Mitchell
has this day prayed an appeal from said judgment to the Circuit Court of said County:

Now, if the said Velma Mitchell 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.

Approved:

[Signature]
County Court Judge.

X Barma Mitchum (L. S.)
L. A. Young (L. S.)
J. H. Melice (L. S.)
L. P. Shockey (L. S.)

APPEARANCE BOND

MOORE PRINTING CO., BAY MINETTE, ALA.

The State of Alabama, {
Baldwin County

COUNTY COURT

We, VAMA MITCHELL, as principal, and

THE UNDERSIGNED

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

unless the said VAMA MITCHELL appears at the

July Term, 1938, 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 VAERANCY 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.

L. R. WEEKLEY (SEAL)

H. B. MCGILL (SEAL)

BAMA MITCHELL (SEAL)

(SEAL)

Taken and approved 6 day of July 1938

M. H. WILKINS Sheriff.

By TAYLOR WILKINS Deputy Sheriff.

JUDGMENT ENTRY.

No. 91 THE STATE vs.

COUNTY COURT,

BAMA MITCHELL

JULY Term, 1938

July 2, 1938. 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 _____ 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 sentenced 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 Judgment of this Court to the next ensuing Term of the Circuit Court, which is hereby granted, and his Bond fixed at \$_____, and Defendant demands trial by a jury, sentence is hereby suspended pending appeal.

Judge of County Court.

CERTIFICATE OF TRANSCRIPT.

The State of Alabama, {
Baldwin County.

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.

Bama Mitchell

Witness my hand this 4 day of August 1938

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

By Wanille Thompson
Deputy-Clerk

TRANSCRIPT

APPEAL FROM COUNTY COURT TO CIRCUIT COURT

AFFIDAVIT OR COMPLAINT

The State of Alabama, {
Baldwin County S. DUCK

COUNTY COURT

Before me, ~~W. A. STONE~~, Clerk of the Circuit Court of said County, in said State, personally appeared ~~BAMA MITCHELL~~ *Clyde Dunn* who, being duly sworn according to law, doth depose and say that ~~HER~~ has probable cause for believing, and does believe, that on or about the 1st day of July, 1938 was a Vagrant:

and that said offense has been committed in said County and State by the said BAMA MITCHELL

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

CLYDE DUNN

The above subscribed and sworn to before me this 2 day of July 1938

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 BAMA MITCHELL

and bring HER before the Judge of the County Court on the day of 11th July 1938 to answer the State of Alabama on a charge of VAGRANCY

preferred by _____

Witness my hand this 2 day of July 1938

R. S. DUCK

Clerk of the Circuit Court

AMOUNT OF BAIL FIXED

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

Clerk of the Circuit Court

SHERIFF'S RETURN

Received _____, and Executed July e, 1938, by arresting the within named Defendant placing in jail

M. H. WILKINS

Sheriff.

By JOHN R. DAVIS Deputy Sheriff.