

# TRANSCRIPT

APPEAL FROM COUNTY COURT TO CIRCUIT COURT

## AFFIDAVIT OR COMPLAINT

The State of Alabama, {  
Baldwin County

COUNTY COURT

R. S. DUCK

Before me, ~~XXXXXX~~ Clerk of the Circuit Court of said County, in said State,

personally appeared CLINTON H. THOMPSON

who, being duly sworn according to law, doth depose and say that he has probable cause for believing, and does believe, that or about the 1st day of June, 1938, that one Robert Vail, Jr., did unlawfully, wantonly or maliciously kill, disable, disfigure, or injure one cow, the personal property of Clinton H. Thompson, contrary to law;

and that said offense has been committed in said County and State by the said \_\_\_\_\_

Robert Vail, Jr.,

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

CLINTON H. THOMPSON

The above subscribed and sworn to before me this 11th day of June 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 ROBERT VAIL, JR.,

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

MALICIOUS INJURY TO ANIMAL

preferred by \_\_\_\_\_

Witness my hand this 11th day of June 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 16th day of June, by arresting the

within named Defendant ROBERT VAIL, JR.,

M. H. WILKINS

Sheriff.

By TAYLOR WILKINS

Deputy Sheriff.

APPEARANCE BOND

MOORE PRINTING CO., BAY MINETTE, ALA.

The State of Alabama, {  
Baldwin County

COUNTY COURT

We, ROBERT VAIL, JR.,, as principal, and  
the undersigned

as sureties, agree to pay the State of Alabama, the sum Two Hundred Dollars,

unless the said ROBERT VAIL, JR., 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 Malicious injury to animals  
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.

ROBERT VAIL, JR., (SEAL)

G. K. Page (SEAL)

R. B. VAIL (SEAL)

[SEAL]

Taken and approved 16th day of June 1938

M. H. WILKINS Sheriff.

By TAYLOR WILKINS Deputy Sheriff.

JUDGMENT ENTRY.

THE STATE  
No. 71 vs.

COUNTY COURT,

ROBERT VAIL, JR.,

Term, 1938

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.

\_\_\_\_\_  
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 de-  
mands trial by a jury, sentence is hereby suspended pending appeal.

\_\_\_\_\_  
Judge of County Court.

CERTIFICATE OF 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.

ROBERT VAIL, JR.,

Witness my hand this 16th day of March 1939

R. S. DUCK

Clerk of the Circuit Court and Ex-Officio Clerk of the County Court.

By [Signature] Deputy

ORIGINAL---STATE SUBPOENA

MOORE PRINTING COMPANY BAY MINETTE, ALA.

THE STATE OF ALABAMA, }  
Baldwin County.

CIRCUIT COURT

SUB. No. \_\_\_\_\_

Case No. 393

Term, Spring 1939

To Any Sheriff of the State of Alabama :

You are Hereby Commanded to Summon Fred L. Thompson

Bill Powell - Howard Lynne -

2 agts Wilkins J. C. Duckman

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 27<sup>th</sup> 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 Robert Oail Jr

Defendant, and have you then and

there this Writ, with your endorsement thereon.

Witness my hand this 23 day of Mar A.D., 1939.

R. S. DUCK, Clerk.

By: Ben A. Thompson  
Deputy

Received in office 3-23 1939

Executed this \_\_\_\_\_ 193\_\_\_\_\_

By \_\_\_\_\_

J. C. Dickman 4/7/39 PTH  
Fred L. Thompson 4/7/39 PTH  
Bill Powell 4/7/39 PTH  
Howard Lynn 4/7/39 PTH  
Taylor Wilkins 4/8/39-msh.

Sheriff.

B-Minter

ORIGINAL

For \_\_\_\_\_

No. 393 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

CIRCUIT COURT

THE STATE

vs.

Robert Vail, Jr.

STATE SUBPOENA

Issued this 23<sup>rd</sup> day of

March 1939

R. S. Duck

Clerk.

The State of Alabama, Baldwin County.

COUNTY COURT, Spring Term, 1939

KNOW ALL MEN BY THESE PRESENTS, That we Robert Vail Jr

....., are held and firmly bound unto the State of Alabama, in the sum of \$150.00 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 ..... day of ..... 1938

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Robert Vail Jr was, on the 25<sup>th</sup> day of Sept 1938 convicted in the County, of the offense Malicious Injury to Animals

and by the judgment of said Court sentenced to 25.00 fine and costs

And, whereas, the said Robert Vail Jr has this day prayed an appeal from said judgment to the Circuit Court of said County:

Now, if the said Robert Vail Jr 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.

Robert B. Vail Jr (L. S.)

R.B. Vail (L. S.)

\_\_\_\_\_ (L. S.)

\_\_\_\_\_ (L. S.)

Approved:

J. M. Robertson

County Court Judge.