

**The State of Alabama,**  
**Baldwin County**

Before me, J.M. Franklin, N.P. Ex-O. J.P.

personally appeared B.F. Kucera

who, being duly sworn, deposes and says that he has probable cause for believing and does believe that

Tom Crabtree has in his possession or under his control spirituous,

Vinous and Malt liquors contrary to law.

Sworn to and subscribed before me this

25th day of November

A. D. 1938

J.M. Franklin, N.P. Ex-O. J.P.

B.F. Kucera

**SEARCH WARRANT**

**THE STATE OF ALABAMA, BALDWIN COUNTY:**

TO THE SHERIFF OR ANY CONSTABLE OF SAID COUNTY:

Proof by affidavit having been made this day before me, by B.F. Kucera

that he has probable cause for believing and does believe, that Tom Crabtree has in his  
possession or under his control Spirituous, Vinous and Malt Liquors  
contrary to law,

You are hereby commanded, in the day time, <sup>or night</sup> to make immediate search on the person of \_\_\_\_\_

Tom Crabtree his residence, barn, or other outhouses

on his premises or within the curtilags, thereof, \_\_\_\_\_

for the following property Spirituous, Vinous and Malt Liquors

and if you find the same or any part thereof, to bring it forthwith before me, at my office at \_\_\_\_\_

the court house at Bayminette, Alabama

Dated the 25th day of November 1938

J.M. Franklin, N.P. Ex-O. J.P.

**STATE OF ALABAMA**

**Baldwin County**

**Affidavit and Writ for Search  
Warrant**

**JUSTICE COURT OF**

**J. M. Franklin**

**Executed by**

*This 25th day of Nov*

*1938 Searching*

*the premises of*

*John Crabtree and*

*finding 1 gal. of*

*Whispering Liquor*

*and taking same*

*into my possession*

*W. K. Wilkins*

*Sheriff*

*By B. J. Green*

*23*

The State of Alabama, Baldwin County.

COUNTY COURT, January Term, 1939

KNOW ALL MEN BY THESE PRESENTS, That we Tom Crabtree and

are held and firmly bound unto the State of Alabama, in the sum of Five Hundred 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 January day of 1939

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Tom Crabtree was, on the 9<sup>th</sup> day of January 1939 convicted in the County, of the offense V. P. L.

and by the judgment of said Court sentenced to \$100<sup>fine</sup> & 6 mo. Land labor

And, whereas, the said Tom Crabtree has this day prayed an appeal from said judgment to the Circuit Court of said County:

Now, if the said Tom Crabtree 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 Tom Crabtree (L. S.)

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

J. L. Brown (L. S.)

W. H. Higgs (L. S.)

Approved:

McColleton  
County Court Judge.

Wait to  
Tom Crabtree's  
signature  
affidavit

The State of Alabama,  
County.

County Court

The State  
vs.

*Tom Crabtree*

APPEAL BOND

Sureties.

Filed in the office of the Clerk of the Circuit  
Court \_\_\_\_\_ day of  
\_\_\_\_\_, 193\_\_\_\_\_

Clerk.

APPEARANCE BOND

MOORE PRINTING CO., BAY MINETTE, ALA.

The State of Alabama, {  
Baldwin County

COUNTY COURT

We, TOM CRABTREE, as principal, and  
the undersigned

as sureties, agree to pay the State of Alabama, the sum Three hundred Dollars,

unless the said TOM CRABTREE appears at the

Dec. 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 V. P. L.  
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.

TOM CRABTREE (SEAL)

J. L. STYRON (SEAL)

F. O. WATERS (SEAL)

(SEAL)

Taken and approved 25th day of November 1938

M. H. WILKINS Sheriff.

By TAYLOR WILKINS Deputy Sheriff.

JUDGMENT ENTRY.

THE STATE  
No. 163 vs.

COUNTY COURT,

TOM CRABTREE

Term, 1938

JAN. 9th 1939. 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  
\$100.00 & 6 months hard labor 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 \$ 300.00, and Defendant de-  
mands trial by a jury, sentence is hereby suspended pending appeal.

G. W. ROBERTSON Judge of County Court.

CERTIFICATE OF TRANSCRIPT.

The State of Alabama, {  
Baldwin County.

R. S. DUCK

I, ~~MISSISSIPPI~~ 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.

TOM CRABTREE

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 Paul H. Thompson  
Deputy

# TRANSCRIPT

APPEAL FROM COUNTY COURT TO CIRCUIT COURT

## AFFIDAVIT OR COMPLAINT

The State of Alabama, {  
Baldwin County

COUNTY COURT

Before me, R. S. DUCK  
~~XXXXXXXXXX~~ Clerk of the Circuit Court of said County, in said State,  
personally appeared B. F. KUCERA  
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 November 25th, 1938, that one  
Tom Crabtree did give, barter, sell, exchange, carry, ship or  
have in his possession, spirituous, vinous or malt liquors, contrary  
to law;

and that said offense has been committed in said County and State by the said TOM CRABTREE  
within the last twelve months and before the making of this affidavit, against the PEACE and DIG-  
NITY of the State of Alabama.

B. F. KUCERA

The above subscribed and sworn to before me this 25th day of November 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 TOM CRABTREE

and bring him before the Judge of the County Court on the day of December 5th  
1938 to answer the State of Alabama on a charge of  
V. P. E.

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

Witness my hand this 25th day of November 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 Nov. 25, 1938, by arresting the  
within named Defendant TOM CRABTREE

M. H. WILKINS

Sheriff.

By B. F. KUCERA Deputy Sheriff.

ORIGINAL---STATE SUBPOENA

MOORE PRINTING COMPANY, BAY MINETTE, ALA.

THE STATE OF ALABAMA, }  
Baldwin County.

CIRCUIT COURT

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

Case No. 394

Term. Spring 1939

To Any Sheriff of the State of Alabama :

You are Hereby Commanded to Summon B. G. Kears, Taylor Wilkins,

John R. Davis

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 24 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 \_\_\_\_\_

Tom Crabtree

Defendant, and have you then and

there this Writ, with your endorsement thereon.

Witness my hand this 29 day of March A.D., 1939.

R. S. DUCK, Clerk.

Received in office 3-29 1939

Executed this 3-29 1939

By Serving in full

ORIGINAL

For

No. 394

Page

THE STATE OF ALABAMA  
BALDWIN COUNTY

CIRCUIT COURT

THE STATE

vs.

Tom Crabtree

STATE SUBPOENA

Issued this 29 day of

March 1939

R. S. Duck

Clerk.

Chester

W. C. Stuart  
Sheriff.



**THE STATE OF ALABAMA,**  
**Baldwin County**

COUNTY COURT  
 Baldwin County.

Before, me, R. S. DUCK, Clerk of the Circuit Court of said county, personally appeared  
E. F. KUCERA.

\_\_\_\_\_, who, being duly sworn, deposes  
 and says on oath that he has probable cause for believing and does believe that in said county, on or  
 about November 25th, 1938, that one Tom Crabtree did give, barter,  
sell, exchange, carry, ship or have in his possession, spiritous,  
vinous or malt liquors, contrary to law;

against the peace and dignity of the State of Alabama \_\_\_\_\_

Sworn to and subscribed before me this  
25th day of November, A. D., 1938

**R. S. DUCK**

Clerk, Register  
 Clerk of the Circuit Court

By W. H. H. H. H. H.  
 Deputy

B. F. Kucera

**THE STATE OF ALABAMA,**  
**Baldwin County**

TO ANY LAWFUL OFFICER OF SAID COUNTY, GREETING:

You are hereby commanded to arrest TOM CRABTREE

and bring him before the Judge of the County Court on the 5th day of December  
1938; to answer to the State of Alabama on a charge \_\_\_\_\_

V. P. L.

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

Witness my hand this 25th day of November, 1938

**R. S. DUCK**

Clerk, Register  
 Clerk of the Circuit Court.

By W. H. H. H. H.  
 Deputy

The State Of Alabama  
BALDWIN COUNTY

COUNTY COURT.

THE STATE

VS.

TOM CRABTREE

V. P. L.

WARRANT and AFFIDAVIT

WITNESSES FOR THE STATE

B. F. Kucera and Taylor

Wilkins.

Baldwin Times Print.

Executed this 25 day of Nov, 1938

By arresting the within named Defendent

Tom Crabtree

and placing him under bond

M. H. Wilkins  
Sheriff.

B. F. Kucera  
D. S.

*we the jury find the defendant  
guilty as charged in the  
indictment and place the fine at  
Fifty dollars. (\$ 50.00 )*

*Wm. B. Brown*