

THE STATE OF ALABAMA, {  
Baldwin County

IN THE JUSTICE COURT OF

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

in and for said County personally appeared Sam J Whitley  
who, being duly sworn, deposes and says on oath that he has probable cause for believing and does be-  
lieve that in said county, on or about July 23rd 1940, that one  
Wallace W Gross did assault and beat Sam J Whitley

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this

24th day of JulyA.D. 1940J. M. Franklin N.P. Ex-O. J. P.Sam J. Whitley

THE STATE OF ALABAMA, {  
BALDWIN COUNTY

TO ANY LAWFUL OFFICER OF SAID COUNTY, Greetings:

You are hereby commanded to arrest Wallace W Grossand bring Him before The Judge of the county courtthe State of Alabama on a charge Assault and battery

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

Witness my hand this 24th day of July, 1940J. M. Franklin N.P. Ex-O. J. P.

No. 459 Page \_\_\_\_\_

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

JUSTICE COURT OF

J.M. Franklin

THE STATE  
vs.

Wallace W Gross

WARRANT AND AFFIDAVIT

WITNESSES FOR THE STATE

Sam J Whitley,

Executed this 25 day of July 1948

By arresting the within

named Defendant

Wallace W. Gross.

and placing him

in jail

W.R. Stuart  
Sheriff

B.L. Kuewa  
D.S.

## SHERIFF'S APPEARANCE BOND

Printed By Baldwin Times, Bay Minette, Ala.

THE STATE OF ALABAMA,  
Baldwin County

We, Wallace Gross, as  
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Two Hundred DOLLARS  
unless the said Wallace Gross appear at the August Term, 1940 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 Assaulting P J Whitley

We hereby waive as to all amounts that may become due hereunder the benefit of all laws  
exempting personal property from levy and sale under execution or other process for the collection  
of debt, by constitution or laws of the State of Alabama, and we hereby severally certify that we  
have property over and above all debts, liabilities, exemptions and this bond to the amount of: real  
property of the value of \$2,000.00 and personal property of the value of \$1,000.00.

Sworn to and subscribed before me this 20th day of August, 1940,  
the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,  
\_\_\_\_\_, Baldwin County, Alabama.

W. W. Gross (Seal)  
James P. Kirk (Seal)  
W. H. Carpenter (Seal)  
\_\_\_\_\_, (Seal)

Taken and approved this the 25 day of July, 1940,  
W. E. Stuart, Sheriff  
By B. L. Freeman, Deputy Sheriff

No. 459

**THE STATE OF ALABAMA**  
**BALDWIN COUNTY**

\_\_\_\_\_  
Court

**SHERIFF'S OFFICE**

**THE STATE**

VS.

**Sheriff's Appearance Bond**

Amount of Bond, \$ \_\_\_\_\_

Filed \_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_, Clerk.

ORIGINAL — State Subpoena.

Printed by The Baldwin Times, Bay Minette.

THE STATE OF ALABAMA

Baldwin County.

COUNTY COURT

SUB NO. \_\_\_\_\_

Case No. 459

Term, August, 1940.

To Any Sheriff of the State of Alabama — Greeting:

You are hereby commanded to summon

Sam J. W. Litley

to appear

at the next term of the County Court, on the 5 day of August, 1940, at 9 o'clock  
a.m., and to continue from day to day and from term to term thereafter, until legally discharged, to give evidence  
in behalf of the State in a cause now pending in said Court, wherein the State of Alabama is Plaintiff,  
and Wallace W. Gross Defendant, and this he shall in no wise omit under  
the penalty prescribed by law.

Witness this 25 day of July, 1940.

R. S. Duch

S clerk

Received in  
this 25 day of July, 1940  
W. R. STUART, Sheriff

Received in office \_\_\_\_\_, 19\_\_\_\_

Executed this 8/2, 194

By Asst. Sec. Tamm

J. W. Hatter

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\_\_\_\_\_

W. R. Stuart  
Sheriff.

By M. B. Hantz

ORIGINAL

For \_\_\_\_\_

No. 1459 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

County Court

THE STATE  
Vs.

Wallace W. Gross

STATE SUBPOENA

Issued this \_\_\_\_\_ day of

\_\_\_\_\_, 1940.

\_\_\_\_\_  
Clerk.

ORIGINAL — State Subpoena.

Printed by The Baldwin Times, Bay Minette.

THE STATE OF ALABAMA

Baldwin County.

COUNTY COURT

SUB NO. \_\_\_\_\_

Case No. 459

Term, September, 1940.

To Any Sheriff of the State of Alabama — Greeting:

You are hereby commanded to summon Sam J. Whitley

\_\_\_\_\_ to appear  
at the next term of the County Court, on the 3rd day of September, 1940, at 9 o'clock  
a.m., and to continue from day to day and from term to term thereafter, until legally discharged, to give evidence  
in behalf of the State in a cause now pending in said Court, wherein the State of Alabama is Plaintiff,  
and Wallace W. Cross Defendant, and this he shall in no wise omit under  
the penalty prescribed by law.

Witness this 24th day of August 1940.

Robt. Duck, Clerk

Received in office 8/24, 19 40.

Executed this 8/28/1940, 19

By serving

Sam J. Whitley

ORIGINAL

For

No. 459

Page

THE STATE OF ALABAMA  
BALDWIN COUNTY

County Court

THE STATE  
Vs.

WALLACE W. GROSS

STATE SUBPOENA

Issued this \_\_\_\_\_ day of

\_\_\_\_\_, 1940.

W. R. Stuart

Sheriff.

By M. B. Hamilton D. S.

Clerk.

Received in Sheriff's Office  
this 24 day of Aug, 1940  
W. R. STUART, Sheriff



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

Sub. No. \_\_\_\_\_

COUNTY COURT

Case No. 459September Term, 1940

To Any Sheriff of the State of Alabama--Greeting:

You are hereby commanded to summon Melton White,, Elmer Godwin,  
Otis Williams,

\_\_\_\_\_ to appear  
at the next term of the County Court, on the 3rd day of September 1940  
a. m , and to continue from day to day and from term to term thereafter, until legally discharged, to give evidence in  
behalf of the DEFENDANT in a cause now pending in said Court, wherein the State of Alabama is Plaintiff, and

Wallace W. Cross

\_\_\_\_\_ Defendant\_\_\_\_\_, and this he shall in no wise omit  
under the penalty prescribed by law.

Witness this 24th day of August 1940

R. S. Duck

Clerk

Received in office Aug 24 19340

Executed this Aug 31 19340

By Sheriff

Milton White

Elmer Kaderkin

Otis Williams

W. R. Stuart Sheriff

By M. B. Hammett Jr.

Sheriff

ORIGINAL

For 459

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

THE STATE OF ALABAMA,

BALDWIN COUNTY

COUNTY COURT

THE STATE

VS.

Wallace W. Gross

STATE SUBPOENA

Issued this \_\_\_\_\_ day of

\_\_\_\_\_, 193\_\_\_\_

Received in Sheriff's Office Clerk

this 24 day of Aug, 1940

W. R. STUART, Sheriff

ORIGINAL — DEFENDANT SUBPOENA

Printed by The Baldwin Times, Bay Minette

THE STATE OF ALABAMA

COUNTY COURT

Baldwin County.

SUB NO. \_\_\_\_\_

Case No. 459

Term, August, 1940.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Commanded to Summon Milton W. Tate, Elmer Godwin,  
Otis Williams

personally to be and appear before the County Court, to be holden for Baldwin County, at the Court House thereof, in Bay Minette, on the 5 day of Aug, 1940, at 9:00 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 \_\_\_\_\_

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

Witness my hand this 25 day of July, A. D., 1940.

R. S. DUCK, Clerk

Received in office 7-25, 1940.

Executed this 7-25, 1940.

By Serving a copy

Melton White

Elmer Godwin

Otis Williams

ORIGINAL

For \_\_\_\_\_

No. 459 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

County Court

THE STATE  
Vs.

Wallace W. Guss

STATE SUBPOENA

Issued this 25 day of

July, 1940.

R.S. Duck  
Clerk.

W.D. Stuart  
By B.H.V. Sheriff.