

EX PARTE

8002

JOHN R. JARRELL

TO TAYLOR WILKINS, SHERIFF OF BALDWIN COUNTY:

You are hereby commanded to have the body of John R. Jarrell, alleged to be detained by you, by whatsoever name the said John R. Jarrell is called or charged, with the cause of such detention, before me Telfair J. Mashburn, Judge of the Circuit Court of Baldwin County, Alabama, on the 23rd day of January, 1968, at the Court house at Bay Minette, Alabama, at 11:00 A.M. to do and receive what shall then and there be considered concerning the said John R. Jarrell.

Dated this the 19th day of January, 1968.

Telfair J. Mashburn
Circuit Judge.

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EX PARTE

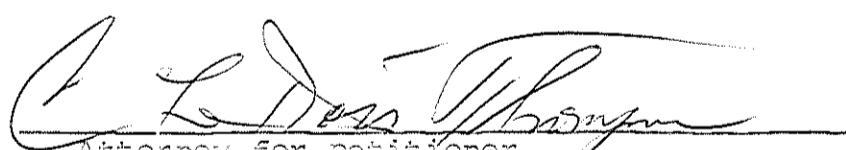
JOHN R. JARRELL

TO THE HONORABLE JAMES A. HENDRIX, DISTRICT ATTORNEY:

You will please take notice that a petition for writ of habeas corpus has been filed before the Honorable Telfair J. Mashburn, as judge of the Twenty-eighth Judicial Circuit of Alabama, in behalf of John R. Jarrell, who is imprisoned in Baldwin County Jail.

You will also take notice that writ of habeas corpus has been issued in pursuance of said petition by the Honorable Telfair J. Mashburn, as Judge of the Twenty-eighth Judicial Circuit, returnable before him at the County Courthouse in the City of Bay Minette, Alabama, on the 23 day of Feb, 1968, at the hour of 11:00 AM o'clock.

This the 19 day of Feb, 1968.


C. L. Doss Thompson
Attorney for petitioner.

REC'D FEB 19 1968

JAMES A. HENDRIX CLERK
MICHAEL W. DOUGHERTY REGISTER

Ex parte

JOHN R. JARRELL
STATE OF ALABAMA
BALDWIN COUNTY

#8002

TO HONORABLE TELFAIR J. MASHBURN, AS JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

The petition of John R. Jarrell, who is over the age of 21 years and who is a resident citizen of Jefferson County, Alabama, respectfully shows and represents unto your Honor:

FIRST

That he is now illegally restrained of his liberty and is imprisoned in the county jail of Baldwin County, Alabama, at Bay Minette, in said County, by Taylor Wilkins, the Sheriff of said County, the said Taylor Wilkins, as Sheriff of said County restrains your petitioner under a commitment issued February 4, 1968, by Pervi Thames, Justice of the Peace, Beat 9. That he was arrested and committed contrary to law.

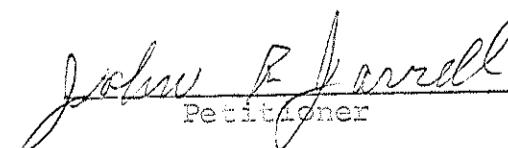
SECOND

That said petitioner was not furnished an attorney at the alleged hearing.

THIRD

That your said petitioner was sentenced to six months in the County Jail and he submits to this Honorable Court that he had not violated the law at the time of this arrest and commitment and that he is being illegally imprisoned.

Your petitioner prays that a writ of habeas corpus be issued, directed to said Taylor Wilkins, as Sheriff of Baldwin County, Alabama, commanding him to bring the body of your petitioner, John R. Jarrell, before your Honor at the time and place to be by you appointed, together with the cause of petitioner's detention.


John R. Jarrell
Petitioner

STATE OF ALABAMA

BALDWIN COUNTY

Before me,

C. LeNoir Thompson, Notary Public, personally appeared John R. Jarrell, the above named petitioner, who being first by me duly sworn doth depose and say that the facts stated in said petition are true.

John R. Jarrell
Petitioner.

Sworn to and subscribed before me this 19 day of

Feb, 1968.

C. LeNoir Thompson
Notary Public, Baldwin County, Alabama.

C. LeNoir Thompson
Attorney for John R. Jarrell

I hereby certify that I have served a copy of this petition and order on Taylor Wilkins, Sheriff, and a notice on Jim Hendrix, D.A. This 19th of Feb 1968

C. LeNoir Thompson

FILED

FEB 19 1968

ALICE J. BROWN CLERK
REGISTER

Ex Parte John R. Jarrell

In The Circuit Court of

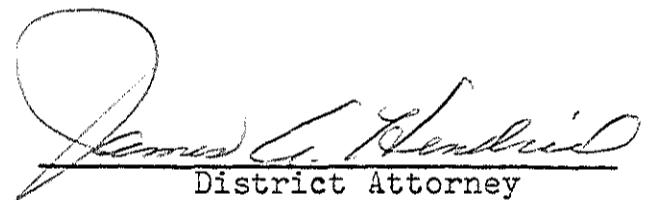
Baldwin County

Civil -8002

Demurrer

Comes now The State of Alabama in the above styled cause by its District Attorney, James A. Hendrix, and demurrs to said writ, and to each count separately and severally thereof; and assigns the following grounds:

1. That a Writ of Habeas Corpus will not lie in said cause and that the only remedy available to petitioner is that of appeal, from judgment entered by the Court.



James A. Hendrix
District Attorney

Ex Parte John R. Pennell
Civil - 8002

COUNSEL FOR PLAINTIFFS AND DEFENDANT

JOHN R. PENNELL, JR., Esq., 1000 Peachtree Street, N.E., Atlanta, Georgia.

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CLERK'S OFFICE
CLERK OF COURTS CLERK
REGISTER