

STATE OF ALABAMA, EX REL
KENNETH COOPER, SOLICITOR,
COMPLAINANT,

VS. QUINTON MITCHELL

RESPONDENT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

DECREE

This cause coming on to be heard, was submitted for final decree on the bill of complaint and decree pro confesso on personal service against the respondent QUINTON MITCHELL, and the Court having considered the same is of the opinion that the complainant is entitled to the relief prayed for, and that said machines namely: One 5¢ Mills Electric Slot Machine

which machines ^{was} ~~were~~ seized from the possession of the respondent, QUINTON MITCHELL on the 16th day of July, 1949~~1950~~, by TAYLOR WILKINS, Sheriff of Baldwin County, Alabama, which machine is the subject of this suit, was and is a gambling device as defined by the laws of the State of Alabama and as such is contraband property and forfeited to the State of Alabama, and is subject to be condemned and destroyed as such.

It is therefore ordered, adjudged and decreed by the Court that the device hereinabove described be and the same is hereby declared to be a gambling device and is hereby adjudged and declared to be contraband property and is condemned and forfeited to the State of Alabama, along with its contents as a gambling device prohibited by law.

It is further ordered, directed and decreed by the Court that one half of the money seized in said devices be paid over by the Register of this court to the officers making the seizure of said device as above set out, and that remaining one half of said money or monies be paid into the General Fund of Baldwin County, Alabama as provided by law.

It is further ordered and decreed by the Court that the Sheriff of Baldwin County, Alabama, in the presence of the Register of this Court destroy the gambling device hereinabove described, within twenty days of the date of this decree unless an appeal is taken from this decree as provided by law.

It is further ordered and decreed by the Court that the cost of this suit be taxed against the respondent, for which let execution issue. If, however, such costs are not collected by such execution, then the Register shall tax and collect the cost from Baldwin County, to be paid as in criminal cases where the State fails.

Done, ordered and decreed, this 1st day of March, 1950.

Julian A. Mashburn Jr.
Judge, Circuit Court of Baldwin
County, Alabama

STATE OF ALABAMA, EX REL) IN THE CIRCUIT COURT OF
KENNETH COOPER, SOLICITOR OF) BALDWIN COUNTY, ALABAMA,
BALDWIN COUNTY, ALABAMA) IN EQUITY.

Vs.)

QUINTON MITCHELL)
AND ONE 5¢ MILLS ELECTRIC)
SLOT MACHINE)

TO THE HONORABLE TELFAIR J. MASHBURN, JR., OF THE CIRCUIT COURT
OF BALDWIN COUNTY, IN EQUITY SITTING.

Comes your petitioner, KENNETH COOPER, as Solicitor of the
28th Judicial Circuit of Alabama, and respectfully shows and in-
forms the Court of the following facts:

(1) That your Complainant, KENNETH COOPER, is the Circuit
Solicitor of Baldwin County, Alabama, and is authorized by law
to bring this bill.

(2) That QUINTON MITCHELL is a resident of Baldwin
County, Alabama, and is over the age of twenty-one years.

(3) That on, to wit, July 16 1949, TAYLOR
WILKINS, Sheriff of Baldwin County, Alabama, did find and seize
in Baldwin County the gambling devices hereinafter described,
and has reported such seizure and detention to your Complainant.

(4) That the said report of seizure and detention of said
personal property shows that said Sheriff has seized the following
described gambling devices, to wit:

One 5¢ Mills Electric Slot Machine, console type,
Manufactured by Mills Novelty Company.

(5) That said above described machines when seized and
removed were in the possession of QUINTON MITCHELL
and your orator is informed and on such information believes
and states that the said machines are the property of
said QUINTON MITCHELL .

(6) Your Complainant charges and avers that the above described
machines are gambling devices within the meaning of Code of
Alabama, 1940, Title 14, Section 283 .

The premises considered, your orator prays that the said QUINTON MITCHELL be made a party respondent to this bill of complainant, that summons issue requiring him to plead, answer or demur to this bill of complainant under the rules of this Honorable Court, and within the time prescribed by law; and that on the final hearing of this cause that the Court will make and enter a decree declaring that the above named articles/ is a gambling device, that same be forfeited with its contents to the State of Alabama, and be destroyed.

And the Complainant prays for such other, further and additional relief, decrees and orders as may be necessary to accomplish such condemnation and destruction of said gambling devices as an illegal gambling device under the laws of Alabama.


Solicitor

28th Judicial Circuit of Alabama

THE STATE OF ALABAMA, }
Baldwin County } No. _____ Circuit Court, In Equity.

STATE OF ALABAMA, EX REL KENNETH COOPER, SOLICITOR OF
BALDWIN COUNTY, ALABAMA, Complainant.---

Vs.

QUENTON MITCHELL AND ONE 5¢ MILLS SLOT MACHINE Defendant. S---

Motion is hereby made for a Decree Pro Confesso against _____

QUENTON MITCHELL AND ONE 5¢ MILLS SLOT MACHINE Defendant. S---

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant. S--; and that said summons was duly served according to law, and that said Defendant. S have failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 17th day of September 19 49

Kenneth Cooper
Solicitor.

RECORDED

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, In Equity

STATE OF ALABAMA, EX REL

KENNETH COOPER, SOLICITOR OF

BALDWIN COUNTY, ALABAMA,

Vs.

QUENTON MITCHELL AND ONE 5¢

MILLS SLOT MACHINE.

Motion for Decree Pro Confesso on
Personal Service

Filed 17th September 19 49

Alvin J. White
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

CIRCUIT COURT COMPLAINT

Printed By Baldwin Times, Bay Minette, Ala.

STATE OF ALABAMA, EX REL KENNETH COOPER,
SOLICITOR OF BALDWIN COUNTY, ALABAMA

Complainant,

Vs.

QUENTON MITCHELL AND ONE 5¢ MILLS
SLOT MACHINE

Respondent.

In the Circuit Court.

In Equity No. _____

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent _____

QUENTON MITCHELL AND ONE 5¢ MILLS SLOT MACHINE

by the Sheriff of BALDWIN County, on the 13th day of August,
1949.

And it further appears to the Register, that the said QUENTON MITCHELL AND ONE 5¢
MILLS SLOT MACHINE

_____, the Respondents, having to the date hereof,
failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,
on motion of KENNETH COOPER Solicitors
for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,
and it hereby is, in all things taken as confessed against the said QUENTON MITCHELL AND ONE
5¢ MILLS SLOT MACHINE

This 17th day of September, 1949.

Herice J. Duck
Register.

RECORDED

No. 2333

CIRCUIT COURT OF
BALDWIN COUNTY,
ALABAMA.
IN EQUITY

STATE OF ALABAMA, EX REL. KENNETH
COOPER, SOLICITOR OF BALDWIN
COUNTY, ALABAMA
Complainant,
Vs.

QUENTON MITCHELL AND ONE 5¢ MILLS

SLOT MACHINE

Respondent.

DECREE PRO CONFESSO ON
PERSONAL SERVICE.

Issued this 17th day of September,
1949.

Register.

THE STATE OF ALABAMA, EX-rel:
KENNETH COOPER, SOLICITOR,

Complainant,

VS.

QUENTON MITCHELL

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 2333

TO HON. TAYLOR WILKINS, SHERIFF OF BALDWIN COUNTY, ALABAMA:

You are hereby commanded in accordance with that certain decree of this Court made and rendered on the 1st day of March, 1950, by Hon. Telfair J. Mashburn, Jr., Judge of said Court, to destroy in the presence of the Register of said Court, the following named articles; ONE 5¢ MILLS SLOT MACHINE (Electric)

The above named property is to be destroyed within twenty (20) days from the date of said decree.

You are further directed to report to this court your compliance with said decree of Condemnation.

WITNESS my hand this 17th day of March, 1950.

Telfair J. Mashburn, Jr.
Register of Circuit Court,
In Equity.

John South of Marsh, 1950,
presides of the Circuit Court
machines named herein in the
office of the district the above
I have executed the within

Sheriff of Baldwin County

Notice to Sheriff

State of Ala.
vs.

Quinton Mitchell

I have executed the within notice by distroying the slot machines named herein in the presents of the Circuit Clerk this 20th day of March, 1950.

Leola Wilkins
Sheriff of Baldwin County

m 2333

IN WITNESS WHEREOF
I have hereunto set my hand and the seal of the Court at Baldwin County, Alabama, this 20th day of March, 1950.

decree of condemnation.

order to show cause.

that upon being properly so to be destroyed within twenty (20) days from the

following named machines: ONE (2) SLITS AND MACHINES (continued)

large of said game, to destroy in the presence of the Register of said Court, the
made and returned on the 1st day of March, 1950, by Hon. Justice J. H. Thompson, Jr.,
and the judge commencing the execution with that certain decree of said Court.

TO HON. JUSTICE J. H. THOMPSON, JR., CLERK OF BALDWIN COUNTY, ALABAMA.

Quinton Mitchell
JAMES H. HITCHCOCK

Comptroller

RECEIVED COURT CLERK'S OFFICE
THE STATE OF ALABAMA, BALDWIN COUNTY

IN WITNESS WHEREOF
BALDWIN COUNTY, ALABAMA
IN THE CIRCUIT COURT OF

2333