

1233

AFFIDAVIT

Moore Printing Co., Bay Minette, Ala.

STATE OF ALABAMA,
Baldwin County

In the Justice Court of H. E. MILLS

Before me, H. E. MILLS, Justice of the Peace

in and for said County, personally appeared N. C. Stanley 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 Aug 14 - 1950 that one Lucille Smith
did operate a vehicle on the High
way in a reckless manner

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 14
day of August, A. D. 1950
H. E. Mills J. P.

N. C. Stanley

Warrant

STATE OF ALABAMA,
Baldwin County

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Lucille Smith
and bring her

before me to answer the State of Alabama on a charge
Reckless Driving

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

Witness my hand this 14 day of Aug, 1950
H. E. Mills, J. P.

MITTIMUS OR COMMITMENT

To the Jailer of Baldwin County: { THE STATE OF ALABAMA
BALDWIN COUNTY

On complaint of _____
charging _____
with the offense of _____

it appearing that such offense has been committed, and that there is sufficient cause to believe that _____
has been guilty thereof, you are
therefore commanded to receive him into your custody, and detain him until he is legally discharged.

Dated this _____ day of _____, 195...

Justice of the Peace

THE STATE OF ALABAMA
BALDWIN COUNTY

JUSTICE COURT OF
H. E. MILLS

A F F I D A V I T

THE STATE OF ALABAMA,
vs.

Lucille Smith

WITNESSES FOR THE STATE:

N. C. Stanley
Paul Jones

Justice Court of
Baldwin County **RECORDED**

WARRANT OF ARREST

The State of Alabama
vs.

Lucille Smith

Executed this *14* day of *Aug* 195*0*

By arresting the within

named 'Defendant

and placing him

under bond

N. C. Stanley Sheriff

Deputy Sheriff

THE STATE OF ALABAMA,
BALDWIN COUNTY.

JUSTICE COURT OF
H. E. MILLS

The State of Alabama,
vs.

M I T T I M U S

THE STATE OF ALABAMA,
Baldwin County

I, _____
a Justice of the Peace in and for said State and
County, do and hereby certify that _____

the Defendant, is required to give bail in the sum
of \$ _____ for his appearance at the
195 ____ Term of the _____
Court of _____ County, Ala.

Given under my hand this the _____
day of _____ 195 ____

J. P.

THE STATE OF ALABAMA,
Baldwin County

KNOW ALL MEN BY THESE PRESENTS:

That we, Lucius Smith
are held and firmly bound unto State of Alabama
in the sum of (30000) DOLLARS,

for the payment of which, well and truly to be made, we bind ourselves and each of us, our and each of our
heirs, executors and administrators, jointly and severally. But upon condition, that if the above bound

Lucius Smith shall prosecute to effect an appeal by him taken this day to
the next term of the Circuit Court of Alabama from a judgment

rendered against him in favor of said State of Alabama
by W. H. H. H., a Justice of the Peace for said County, for the

sum of (6500) Dollars, debt

in said appeal, shall pay such judgment, both as to debt and costs as may be rendered against him by the
said W. H. H. H. then, in either

of said events, this obligation to be void, otherwise to remain in full force and effect.

Given under our hands and seals, this the 19 day of Aug 1945

Approved:

(W. H. H. H.) (L. S.)

W. H. H. H. (L. S.)

H. C. Rice J. P.

W. H. H. H. (L. S.)

8-19-50

RECORDED

No. _____ Page _____

THE STATE OF ALABAMA,
Baldwin County

APPEAL BOND

JUSTICE COURT OF

Plaintiff

Defendant

Filed this _____ day of _____ 194_____

H. E. MILLS

JUSTICE OF THE PEACE

DAPHNE, ALABAMA

Mr. Leroy Lynch testified that he was the operator of a truck going west on U. S. 31 near Spanish Fort. A vehicle ahead of him going the same direction gave signal to make a right turn. Also he ^{Mr. Lynch} gave the signal to slow down, and pulled over to the left to pass the vehicle ahead making the turn. A vehicle that Mrs. Smith was operating attempted to pass him then without any signal at all, with no room to pass, the vehicle Mrs. Smith was

H. E. MILLS

JUSTICE OF THE PEACE

DAPHNE, ALABAMA

operating left the Highway
to the left, but passed Mr.
~~Smith~~ Lynch's truck, then
came back on the highway
in front of his truck, and
came to a complete stop, with
Mr. Lynch's truck running into
the back of her car. The officers
~~said~~ investigating the accident
testified that the evidence at
the scene, showed that Mr.
Smith did pass the truck,
going into the ditch, returning
to the road again and

H. E. MILLS

JUSTICE OF THE PEACE

DAPHNE, ALABAMA

making a complete stop on
the Highway causing the
accident

H. Mills

156-a

Notice: This Bond must be signed with Ink and will not be approved if signatures are made with Pencil.

APPEARANCE BOND

THE STATE OF ALABAMA } THE Judge COURT OF Baldwin COUNTY
Baldwin County } We, Jucille Heath Smith Principal,
 and _____

_____ sureties, agree to pay to the State of Alabama _____ Dollars,
 unless the said Jucille Heath Smith
 appears before the Judge Court of Baldwin County on the 19 day of
Aug 1945, and from day to day, and from term to term, thereafter, until discharged by
 due course of law, to answer a criminal prosecution for the offense of _____
Reckless Driving

And we, and each of us, hereby waive all rights of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of the State of Alabama, and we hereby severally certify and solemnly swear that we have property free from all encumbrance, to the full amount of the above bond.

Witness our hands and seals this 14 day of Aug 1945

Sign Top Line	NAME	ADDRESS
Approved this the <u>14</u> day of <u>Aug</u> , 194 <u>5</u>	<u>Mrs H C Smith</u> (L. S.)	
<u>John F Stanley</u> Arresting Officer.	(L. S.)	
By <u>H. W. P</u>	(L. S.)	

WARNING

Any person who willfully violates the above written bond, and fails to appear on the date and time set, shall be guilty of a misdemeanor punishable by fine and imprisonment regardless of the disposition of the charge above made.

7m 4800

NO. _____

THE _____ COURT OF

_____ COUNTY

THE STATE

vs.

BOND

Filed _____

Sheriff.

By _____

Deputy Sheriff.

Mill

1350

Indemnity bond for the State of Michigan

for the purpose of securing the faithful discharge of the duties of the office of Sheriff of the County of _____



KENNETH COOPER
CIRCUIT SOLICITOR

STATE OF ALABAMA
OFFICE OF CIRCUIT SOLICITOR
28TH JUDICIAL CIRCUIT
BAY MINETTE, ALABAMA

25 August 1950

Hon H.E. Mills
Justice of the Peace
Daphne, Alabama

RE: State
Vs.
Lucille Smith
Reckless Driving

Dear Mr Mills:

Your transcript in above styled case has been received, and is being returned herewith.

Attention is invited to Title 15, Section 135 and 136, Code of Alabama, 1940. It is requested that the evidence for both the State and Defendant Smith be reduced to writing, and signed by the witnesses as required by said sections of the Alabama Code.

You will recall that this particular question arose at the conference held in this office 5 May 1949. In paragraph E, sub-paragraphs 4 and 5, NOTES FOR JUSTICE OF THE PEACE CONFERENCE held as indicated, this point received special emphasis. The present transcript is being returned so that you may correct it accordingly. A record of the case is being kept.

Reference the Affidavit in this case, it is pointed out that the year of the Reckless Driving does not appear thereon. Where the Affidavit reads "on or about Aug 14" the year "1950" should follow. Regarding the Appeal Bond it would appear proper for your name to appear thereon, in the space indicated in the lower-left-hand corner thereof.

4 incls:
1-Affidavit
1-Appearence Bond
1-Appeal Bond
1-Transcript of
Record

Sincerely,

Kenneth Cooper
Kenneth Cooper

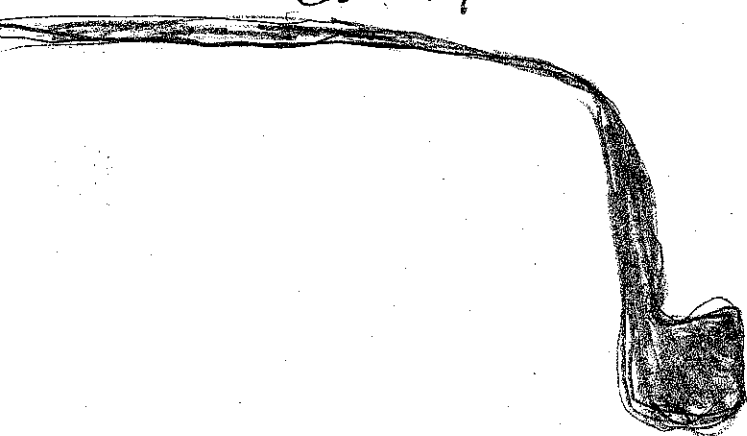
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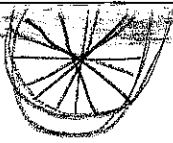
H.C. Smith

165 A Sipsay St.

Prichard, re R.D.

Case appealed from
Miss. Court.





Transcript of Criminal Cases from Justice Court of Baldwin County, Ala.

ATTORNEYS	CASE	CHARGE
	THE STATE OF ALABAMA	
No.	Vs.	
	<i>Lucille Smith</i>	<i>Reckless Driving</i>

DISPOSITION OF CASE	FEES	AMOUNT
Affidavit made and Warrant Issued to <i>N.C. Stanley</i>	JUDGE'S FEES	
Returnable	Warrant at 50c, Affidavit at 25c	<i>75</i>
Witness For State <i>N. C. Stanley</i>	Bond at 50c, Sci. Fa. at 50c	
<i>Paul Jones G. H. D. &</i>	Witnesses' Recognizances at 25c	
<i>Leroy Lynch</i>	Subpoena or Notice at 25c	
<i>After hearing the case the</i>	Continuance at 25c	
<i>defendant was found guilty &</i>	Trial of Misdemeanor at \$1.00	<i>1.00</i>
<i>assessed a fine of \$25.00</i>	Mittimus at 25c	
<i>& cost. Decision was appealed</i>	Judgment on Forfeited Bond at 25c	
<i>& bond set & made for \$300.00</i>	Taking Bond, etc., on Appeal at \$1.00	<i>1.00</i>
<i>for appearance at next term</i>	Execution of costs at 25c	
<i>of Circuit Court</i>	CONSTABLE'S FEES	
<i>S. Price</i>	Subpoena or Notice at 25c	
	Carrying Defendant before Justice,	
	each mile for himself and guard at 10c	
	Arrest, 50c	
	SHERIFF'S FEES	
	Arrest, \$2.00; Bond \$1.00; Sci. Fa., 50c	
	Committing, \$1.00; Releasing, \$1.00	
	Subpoenas at 25c Day's Board at 30c	
	WITNESS FEES	
 Days at 50c	
 " 50c	
 " 50c	
 " 50c	
 " 50c	
 " 50c	
 " 50c	
 " 50c	
	DEFENDANT'S COSTS	
	Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing	
	Subpoenas	

