

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court, FALL Session, 194 ~~4~~ 50

The Grand Jury of said County charge that before finding this indictment

Clinton NEE, whose name is to the Grand Jury otherwise unknown, unlawfully,
and with malice aforethought, killed James Reynolds, by shooting him with
a gun,

against the peace and dignity of the State of Alabama.

KENNETH COOPER
Solicitor of the Twenty-Eighth Judicial Circuit.

No.

**THE STATE OF ALABAMA,
BALDWIN COUNTY**

Circuit Court

FALL SESSION 11/11/ 194 50

THE STATE

Vs.

CLINTON NYE

INDICTMENT

MURDER, 1st DEGREE

NO. Prosecutor.

WITNESSES:

HENDERSON FIELDS

SANDERS HORACE

JOHNNIE BOSTON

TAYLOR WILKINS

H. F. HALL

GRAND JURY NO. 25

A TRUE BILL

OCIE GULLEDGE

Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the 6th day of
Nov., 194 50.

ALICE J. DUCK, Clerk.

Presented in open Court to the presiding
Judge by the Foreman of the Grand Jury, in
the presence of 17 other Grand Jurors.

ALICE J. DUCK

Clerk.

Bail fixed \$ 5000.00

TELFAIR J. MASHBURN, JR.

Judge.

THE STATE
vs.

In the Circuit Court of Baldwin County,

CLINTON NYE

SPRING

Session, 19 ~~23~~* 51

Venire of the jurors in the above stated cause, names herein stated from No. 1 to No. 5 both inclusive, being the special jurors drawn in open Court by the presiding Judge, in said cause, and the other names, from No. 6 to No. 85, both inclusive, being the regular jurors drawn and summoned for the Third week of the Spring Term of said Court, the said cause having been set for trial on the 10th day of May 1951, which is a day of said Third week of the Spring Term of said Court, to-wit:

No.	NAME	Occupation	Residence Address	Business Address
1	PETE FRANKOS	FARMER	DAPHNE	
2	CLARENCE HAND	FARMER	FOLEY	
3	RICHARD H. DAWSON	FARMER	ROBERTSDALE	
4	HARRY C. BILL, JR.	FARMER	LOXLEY	
5	ERNEST M. HOWELL	UTILITIES	FOLEY	
6	ELLIS WEEKS	FARMER	FOLEY	
7	SHULA McDANIEL	FARMER	ROBERTSDALE	
8	EMMETT WENZEL	FARMER	SILVERHILL	
9	GEORGE H. CARR	FARMER	FOLEY	
10	CHARLES E. GANTT	MILLMAN	LITTLE RIVER	
11	NEWTON BEASLEY	FURNITURE MFG.	B. M.	
12	THEDFORD EASLEY	SAW MILL OPER	B. M.	
13	ARTHUR HAVEL	FARMER	SILVERHILL	
14	COLIN DUKES	RESTAURANT	FOLEY	
15	JOHN MURPHY McMILLAN	MILL MAN	STOCKTON	
16	REID MATTHEWS	FURNITURE	ROBERTSDALE	
17	HIRAM C. TAYLOR	FARMER	B. M.	
18	MACK L. FELL	DEFENSE	FOLEY	
19	M. O. BERGLIN	MERCHANT	FAIRHOPE	
20	C. D. SWEAT	REAL ESTATE	ROBERTSDALE	
21	ALFRED H. HOLMAN	FARMER	FAIRHOPE	
22	HILBERT BAUER	FARMER	SUMMERDALE	
23	HERBERT C. HILL	MERCHANT	DAPHNE	
24	HERBERT FOSHEE	CONTRACTOR	FAIRHOPE	
25	S. E. PRESLEY	PAPER WOOD	FOLEY	
26	WINN MARTIN	CLERK	FOLEY	
27	JAMES C. STAPLETON	FARMER	BELFOREST	
28	H. M. HAMBERG.	CLERK	FOLEY	
29	DAN C. HAYES	FARMER	FOLEY RT.	
30	MARTIN SIMMONS	SURVEYOR	BM.	
31	FRED COUSINS	FISHERMAN	FOLEY	
32	CHESTER A. STAPIETON	MERCHANT	B. M.	
33	THOMAS L. STEELE	DEFENSE	FOLEY	
34	J. ARTHUR BRYARS	FARMER	STOCKTON	
35	FRANK J. LEUTNER	CLERK	SUMMERDALE	
36	ROBERT COOTS.	MECHANIC	B. M.	
37	WM. P. BALDWIN	PRODUCE AGENT	ROBERTSDALE	
38	HENRY BIGGS	FARMER	LOTTIE	
39	PAUL E. TETER	ABTRACTOR	B. M.	
40	RUDOLPH DOERING	TIRE VULCAN	FOLEY	
41	PAUL L. CLEVERDON	FARMER	SUMMERDALE	
42	J. GLEO BOOTHE	CARPENTER	FAIRHOPE	
43	JOHN L. DAVISON	CLERICAL WORKER	LOXLEY	
44	DOCK GANEY	FARMER	TENSAW	
45	NORMAN McINNIS	SUPT. MILL CO.	STOCKTON	
46	THOMAS GILLEY	TIMBER	LILLIAN	
47	RANDOLPH McGowan	MGR. A. B. C. store	B. M.	
48	JOHN R. MONTGOMERY	MERCHANT	FOLEY	
49	J. S. STIEGERWALD	LAUNDREY	FOLEY	
50	MARSHALL N. WHITE	ELECTRICIAN	FAIRHOPE* B. M.	
51	PAUL GREYOR	ELECTRICIAN	FAIRHOPE	
52	RUBE CHIDRESS	FARMER	LOXLEY	

No.	NAME	Occupation	Residence Address	Business Address
53	THOMAS K. JACKSON	FARMER	DAPHNE	
54	FRED KICHLER	FARMER	ELBERTA	
55	DORRIS DUKES	RESTAURANT	FOLEY	
56	GEORGE WENZEL	FARMER	FOLEY	
57	SILAS D. POWERS	FARMER	BON SECOUR FOLEY RT.	
58	W. P. DRISKELL	BARBER	LOXLEY	
59	J. GREEN JORDAN	MGR. STORE	B. M.	
60	HENRY S. SKIPPER	DEFENSE	LOXLEY	
61	GROVER CORLEY	HAULING CONT'R	B. M.	
62	HENRY MILLER	FARMER	B. M.	
63	D. O. STUART	AUDITOR	*BOBBY FOLEY	
64	EDWARD McDANIEL	FARMER	ROBERTSDALE	
65	A. C. CARMEIL	FARMER	DAPHNE	
66	OSSIE V. MORRIS	FARMER	GATESWOOD	
67	NOAH W. DEAN	FARMER	LITTLE RIVER	
68	WALTER KRUEGER	BUTANE DIST.	F OLEY	
69	B. GILBERT	MECHANIC	B. M.	
70	EARL BECKER	POSTAL CLERK	B. M.	
71	O. C. SHORES	MECHANIC	PERDIDO	
72	WILLIAM GULLEDGE	FARMER	ROBERTSDALE	
73	GUY PRESLEY	FARMER	LOTTIE	
74	BERTRAM F. BRYANT	MILLMAN	B. M.	
75	ROY MAHATHY	DEFENSE	STAPLETON	
76	A. J. ENGEL	FARMER	SUMMERDALE	
77	JOHN BROUGHTON	BARBER	B. M.	
78	JOHN STORKA	FARMER	DAPHNE	
79	REL COOPER	MERCHANT	ROSINTON	
80	JENNINGS THOMAS	FARMER	FOLEY	
81	JESSIE MIDDLETON	FARMER	HOLEMAN	
82	WALLACE PARKER	MILL &	STOCKTON	

I hereby certify that the foregoing is a correct list of the venire in the case of the State vs. _____

_____ charged with
 _____; that the names of jurors from
 No. 1 to 5, both inclusive, are the special jurors drawn by the presiding Judge, in
 open Court, and that the names of jurors from No. 16 to No. 85, both inclusive, is a correct list
 of the regular jurors drawn and summoned for the second week of the week Term, 1957, of the
 Circuit Court of Baldwin County, Alabama. I further certify that the foregoing copy of the indictment is a true and correct
 copy of the indictment in this case.

Witness my hand this 24 day of April, 1957
 _____ Sheriff Baldwin County, Ala.

Executed by serving a copy of the indictment and a correct list of the jurors in this case, on this the 24 day of
April, 1957, upon Clinton Nye
 the Defendant.
 _____ Sheriff.

THE STATE OF ALABAMA,
 Baldwin County.

CIRCUIT COURT

List of Jurors and Copy of Indictment

STATE
 vs.

Clinton Nye

THE STATE OF ALABAMA }
Baldwin County

We, Clinton Hye, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Five Hundred DOLLARS unless the said Clinton Hye, appear at the Fair Term, 1950 of the Circuit Court, of Baldwin County, Alabama, and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of Assault with Intent to Murder

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 the _____ day of _____, 19____

_____, Baldwin County, Ala.

Clinton Hye (Seal)
W.D. Hastie (Seal)
J.A. Cox (Seal)
_____, (Seal)

Taken and approved this the 24th day of November, 1950

Jayson Wilkins, Sheriff
By _____, Deputy Sheriff

RECORDED

No. _____

THE STATE OF ALABAMA
BALDWIN COUNTY

_____ COURT

Sheriff's Office

THE STATE

VS.

Sheriff's Appearance Bond

Amount of Bond, \$ _____

Filed _____, 19____

_____, Clerk

AFFIDAVIT

STATE OF ALABAMA, {

Baldwin County.

In the Justice Court of T. C. HAND

T. C. HAND,

Justice of the Peace

Before me,

R. F. Hall

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 20 Sept 1950 that one Clinton Nye

unlawfully, and with malice aforethought, did assault Sanders Horace with intent to murder him by shooting Sanders Horace in the leg with a shot gun.

against the peace and dignity of the State of Alabama.

Sworn to and subscribed before me this 20

day of Sept

A. D., 1950

J. P.

R. F. Hall

WARRANT

STATE OF ALABAMA, {
BALDWIN COUNTY

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest

Clinton Nye

and bring him

before me

to answer the State of Alabama on a charge assault with intent to murder

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

Witness my hand this 20

day of Sept

, 1950

R. F. Hall

J. P.

THE STATE OF ALABAMA
Baldwin County.

JUSTICE COURT OF
T. C. HAND

AFFIDAVIT

THE STATE OF ALABAMA,
vs.

Clinton Nye

Witnesses for the State :

H. F. Bell
Johannie Boston
Henderson Fields
D. A. Jackson
Jay Lee Wilkins

RECORDED

Justice Court of
Baldwin County

WARRANT of ARREST

The State of Alabama,
vs.

Clinton Nye

Executed this 30 day of Sept 1950

By arresting the within
named Defendant

and placing him in jail

Jay Lee Wilkins, Sheriff

H. F. Bell, Deputy Sheriff

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court, FALL Session, 1950

The Grand Jury of said County charge that before finding this indictment
Clinton Nye, whose name is to the Grand Jury otherwise unknown,
unlawfully and with malice aforethought, did assault Sanders Horace,
with the intent to murder him,

[Faint, illegible text from bleed-through of the reverse side of the page, including names and dates.]

against the peace and dignity of the State of Alabama.

Kenneth Cooper
Solicitor of the Twenty-Eighth Judicial Circuit.

RECORDED

RECORDED

RECORDED

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court
FALL SESSION ~~XXXX~~ 195.0...

THE STATE

Vs.

CLINTON NYE

INDICTMENT

ASSAULT WITH INTENT TO MURDER
No. Prosecutor.

WITNESSES:

SANDERS HORACE

HENDERSON FIELDS

JOHNNIE BOSTON

H.F. HALL

GRAND JURY NO. 26

A TRUE BILL

Ovie Gilledge
Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the *6th* day of
Nov, 195*0*....

Adrian... .. Clerk.

Presented in open Court to the presiding
Judge by the Foreman of the Grand Jury, in

the presence of *77* other Grand Jurors.

Adrian... .. Clerk.

~~NO BAIL~~
Bail fixed \$ *500.00*

Jelfair J. Washburne
Judge.

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

ATTORNEYS	CASE	CHARGE
<i>R. Cooper</i>	THE STATE OF ALABAMA	
No. <i>13 83</i>	Vs.	
<i>Stone, & Cheson</i>	<i>Clinton Wye</i>	<i>Assault w/ intent to murder.</i>

	DISPOSITION OF CASE	FEES	AMOUNT
	Affidavit made and Warrant Issued to <i>H. F. Hall</i>	JUDGE'S FEES Warrant at 50c, Affidavit at 25c	
	Returnable <i>Justice Court.</i>	Bond at 50c, Sci. Fa. at 50c	
	Witness—For State <i>H. F. Hall</i>	Witnesses' Recognizances at 25c	
	<i>Johnnie Boston</i>	Subpoena or Notice at 25c	
	<i>Henderson Fields</i>	Continuance at 25c	
	<i>A. A. Johnson</i>	Trial of Misdemeanor at \$1.00	
	<i>Jaylor Wilkins.</i>	Mittimus at 25c	
<i>✓ Oct 50</i>	<i>The defendant was brought before me & Solicitor & def. attorney reached an agreement that the outcome of the murder charge against def. would govern the actions on this case.</i>	Judgment on Forfeited Bond at 25c	
	<i>The def. was found not guilty of murder after viewing of evidence by that trial and was ordered released. Put out in sep. report.</i>	Taking Bond, etc., on Appeal at \$1.00	
	<i>P. L. Lacey</i>	Execution of costs at 25c	
		CONSTABLE'S FEES 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	
		DEFENDANT'S COSTS Witnesses' Recognizance at 25c	
		Subpoenas at 25c	
		Executing Subpoenas	

1268

83	EARL KILLINGSWORTH	FARMER	ROBERTSDALE	
84	CHARLES LONG	FARMER	FOLEY	
85	J. C. MORRIS	FARMER	GATESWOOD	

63

64

65
