

7319

AFFIDAVIT

Meare Printing Co., Bay Minette, Ala

STATE OF ALABAMA, {
Baldwin County

In the Justice Court of T. C. HAND

Before me, T. C. HAND, Justice of the Peace

in and for said County, personally appeared H. 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 19 November 1950 that one Harold W. Newman
did in the daytime, with intent to steal break
into and enter the Western Auto Store, owned by Clyde
M. Steel which is especially constructed to keep for
sale, guns, bicycles, radios, and auto accessories.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 19
day of November, A. D. 195 0
H. F. Hall J. P.

H. F. Hall

Warrant

STATE OF ALABAMA {
Baldwin County

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Harold W. Newman

and bring him

before me to answer the State of Alabama on a charge
Burglary

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

Witness my hand this 19 day of Nov., 195 0
H. F. Hall, J. P.

RECORDED

No. 1486

Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

JUSTICE COURT OF

T. C. HAND

AFFIDAVIT

THE STATE OF ALABAMA,
vs.

Harold W. Newman

WITNESSES FOR THE STATE:

H. F. Hall.
Clyde M. Steel
Howard Phillips Jr.
Relph Sutton
James Moore
Louis Francis Brown
Martin Taylor

Justice Court of
Baldwin County

WARRANT OF ARREST

The State of Alabama
vs.

Harold W. Newman

Executed this 19 day of Nov 1950

By arresting the within

named Defendant

and placing him in jail

Taylor Wilkin Sheriff

H. F. Hall Deputy Sheriff

0 miles

STATE OF ALABAMA)

BALDWIN COUNTY)

CIRCUIT COURT -- CRIMINAL

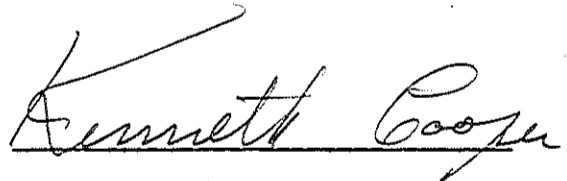
STATE OF ALABAMA

Vs.

HAROLD W. NEWMAN

Now comes the undersigned Kenneth Cooper, as Solicitor of the Circuit Court of Baldwin County, Alabama; and having been first notified by the Circuit Court of Baldwin County, Alabama, that one Harold W. Newman is confined in the County Jail of Baldwin County, Alabama, charged with the offense of second degree burglary under a commitment issued by Justice of the Peace Court of Hon T. C. Hand, of Bay Minette, Alabama, and that said defendant Harold W. Newman has been committed to prison for said offense for more than fifteen days last past, and has notified the Court that he has no attorney to represent him, and that he desires to plead guilty to said offense and begin his sentence before being indicted by the Grand Jury of Baldwin County, Alabama,

Now, therefore, I, Kenneth Cooper, as Solicitor of Baldwin County, Alabama, under and by virtue of the provisions of Code 1940, Title 15, Section 260, do aver and allege that within the past twelve months in Baldwin County, Alabama, the said Harold W. Newman did, with intent to steal, break into and enter the Western Auto Store located in Bay Minette, Alabama, the property of Clyde Steele, which is especially constructed or made to keep goods, wares, or merchandise and in which goods, wares or merchandise were kept for sale or deposit, against the peace and dignity of the State of Alabama.



Solicitor of the Circuit Court of Baldwin
County, Alabama, 28th Judicial Circuit.

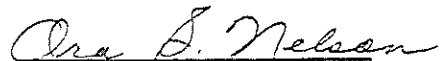
State of Alabama

Baldwin County

Before me, Ora S. Nelson, a notary public in and for said County in said State, personally appeared Kenneth Cooper, known to me and who by me being first duly sworn on oath, says: That he is the solicitor for Baldwin County, Alabama, and that the foregoing statement and allegations are true to the best of his knowledge, information and belief.



Subscribed and sworn to before me this the 29th day of December 1950.



On David W. Newman

Printed this _____ day of _____ 19 _____

[illegible]

L. A.

1486

THE STATE OF ALABAMA, }

Baldwin County.

Justice Court of T.C. / Land

Precinct No. 4, Bay Minette Ala.

To Any Sheriff of the State of Alabama:
You Are Hereby Commanded to Summon

Howard P. Phillips Jr. Relpa Sutton, James Moore Louis Francis Moore
H. F. / Hall, Clyde W. Steel
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

16 day of Dec. 9 AM, 1950, 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 STATE, in a prosecution now pending in said Court, wherein the State of Alabama

is Plaintiff and Laurel W. Newman

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

Witness my hand this 11 day of Dec

A. D. 1950
T.C. / Land

Justice of the Peace, Precinct No. ---

Executed in full, this the

15 day of

Dec., 1950

Taylor Wilkins
Sheriff.

V. F. Hall
Deputy Sheriff.

STATE OF ALABAMA)

BALDWIN COUNTY)

CIRCUIT COURT — CRIMINAL

STATE OF ALABAMA

Vs.

HAROLD W. NEWMAN

Now comes the above named defendant, Harold W. Newman, and shows to the Court that he is now confined in the jail of Baldwin County, Alabama, under a commitment issued by Justice of the Peace Court of Hon. T. C. Hand, of Bay Minette, Alabama, charged with the offense of second degree burglary. The said defendant further shows that he has been committed to jail for more than fifteen days; and that he desires to waive indictment by the grand jury and plead guilty to said offense charged against him.

The Court having ascertained that the defendant has not engaged counsel to represent him, now appoints Hon W. C. Beebe, a member of the bar of this court, to represent the defendant Harold W. Newman on the hearing in this matter. It is, therefore,

Considered, ordered and adjudged that Kenneth Cooper, as Solicitor of the 28th Judicial Circuit of Alabama, the prosecuting officer of Baldwin County, Alabama, do forthwith prefer and file against the said defendant on information under oath, accusing the said defendant with the said charge of second degree burglary; or said information may be under the oath of some witness having knowledge of said offense.

Let the clerk hand a copy of this order to the said solicitor

Dated this 29th day of December, 1950.

Julius J. Marshall, Jr.
Circuit Judge

STATE OF ALABAMA)
BALDWIN COUNTY)

CIRCUIT COURT -- CRIMINAL

STATE OF ALABAMA

Vs.

HAROLD W. NEWMAN

Kenneth Cooper, Esp., as solicitor of the 28th Judicial Circuit of Alabama, having this day preferred and filed in court his information under oath against the above named defendant, accusing the said defendant of second degree burglary, against the peace and dignity of the State of Alabama, it is

Considered, ordered and adjudged by the court that the 2nd day of ~~January~~ January 1951, at 10:00 A.M., be and the same is hereby fixed as the date for the said defendant, Harold W. Newman, to formally make and enter his plea of guilty in open court which date is not within fifteen days after the arrest of the said defendant, nor within three days after the defendant's notice to the Court of his intention to plead guilty.

Considered, ordered and adjudged by the court further that a copy of this order be served forthwith by the sheriff of Baldwin County upon the defendant and upon his counsel, and that the clerk hand a copy of this order to the solicitor.

Considered, ordered and adjudged by the court further that a summons issue to the witnesses against the defendant to be and appear before the Court at the time hereinabove named.

Considered, ordered and adjudged by the Court further that this order be entered upon the minutes of the Court.

Dated this 29th day of December, 1950.

Jeffrey M. Madbury, Jr.
Circuit Judge

Presented 29 Dec 1950
by serving copy of within Summons and
complaint on

complaint on

Filed W. New York

Days at witness

by D. Jackson Deputy Sheriff

[illegible]

STATE OF ALABAMA)

BALDWIN COUNTY)

CIRCUIT COURT -- CRIMINAL

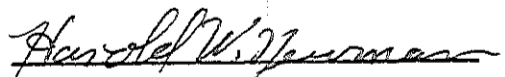
STATE OF ALABAMA)

Vs.)

HAROLD W. NEWMAN)

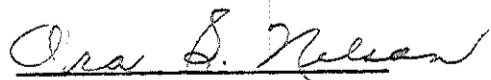
Comes your petitioner, Harold W. Newman, and respectfully represents that he is confined in the County Jail of Baldwin County, Alabama, under a commitment issued by Justice of the Peace Court of Hon T.C. ^{and}, of Bay Minette, Alabama, charged with the offense of second degree burglary, and said offense occurred and he has been committed for more than fifteen days; and that he has not been financially able to employ an attorney, and that he desires to plead guilty to said offense in said Circuit Court before indictment under the provisions of Code 1940, Title 15, Section 260.

And he prays the Court to instruct and request and notify the Solicitor of Baldwin County, Alabama, to file a sworn verified charge in the manner and form prescribed by said section, describing said offense, as provided by law. And that Your Honor forthwith set same down for hearing and trial, not less than three days from date of the Solicitor filing said charge; and that on said date of hearing, Your Honor hear and determine your petitioner's plea of guilt, and fix your petitioner's punishment and forthwith sentence your petitioner to the penitentiary of the State of Alabama. And he prays for general relief.



Petitioner

Subscribed and sworn to before me, this the 29th day of
December, 1950.



Notary Public, Baldwin County, Alabama

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

ATTORNEYS	CASE	CHARGE
<i>Kenneth Cooper.</i>	THE STATE OF ALABAMA	
No. <i>1486</i>	Vs.	
	<i>Harold W. Newman</i>	<i>Burglary</i>

	DISPOSITION OF CASE	FEE'S	AMOUNT
	Affidavit made and Warrant Issued to <i>H. F. Hall</i>	JUDGE'S FEES	
	Returnable <i>Grand Jury.</i>	Warrant at 50c, Affidavit at 25c	<i>75</i>
	Witness—For State <i>H. F. Hall, Clyde M. Steel</i>	Bond at 50c, Sci. Fa. at 50c	
	<i>Howard Phillips, Ralph Sutton</i>	Witnesses' Recognizances at 25c	
	<i>James Moore, Louis Francis Brown,</i>	<i>7</i> Subpoena or Notice at 25c	<i>1.75</i>
	<i>Martin Taylor.</i>	Continuance at 25c	<i>25</i>
<i>16 Dec. 50</i>	<i>Case Continued to 19 Dec 50.</i>	Trial of Misdemeanor at \$1.00	
<i>19 Dec 50</i>	<i>Def. was brought before me</i>	Mittimus at 25c	<i>25</i>
	<i>and requested of the Court that</i>	Judgment on Forfeited Bond at 25c	
	<i>hearing he waived to Grand</i>	Taking Bond, etc., on Appeal at \$1.00	
	<i>Jury. The Court granted request</i>	Execution of costs at 25c	
	<i>Bond was set at \$1,500. def</i>	CONSTABLE'S FEES	
	<i>being unable to make bond</i>	Subpoena or Notice at 25c	
	<i>was ordered committed to jail.</i>	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	<i>4.00</i>
		Committing, \$2.00; Releasing, \$1.00	<i>2.00</i>
		<i>7</i> Subpoenas at 50c Day's Board at 30c	<i>3.50</i>
		WITNESS FEES	
		Days at 50c	<i>50</i>
		" 50c	<i>50</i>
		" 50c	<i>50</i>
		" 50c	<i>50</i>
		" 50c	<i>50</i>
		" 50c	<i>50</i>
		" 50c	<i>50</i>
		" 50c	<i>50</i>
		DEFENDANT'S COSTS	
		Witnesses' Recognizance at 25c	
		Subpoenas at 25c	
		Executing Subpoenas	

H. F. Hall
Justice of Peace

1319