

AFFIDAVIT

1416

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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 W. M. Richardson 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 Oct 1951 that one Everett Peacock feloniously took and carried away a truck loaded with lumber, the personal property of W. M. Richardson.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 19

day of Oct A. D., 1951  
T. C. Hand J. P.

W. M. Richardson

WARRANT

STATE OF ALABAMA, }  
BALDWIN COUNTY }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Everett Peacock and bring him

before me to answer the State of Alabama on a charge Grand Larceny

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

Witness my hand this 19 day of Oct, 1951  
T. C. Hand J. P.

No. 2364 Page \_\_\_\_\_

**THE STATE OF ALABAMA**

Baldwin County.

JUSTICE COURT OF

**AFFIDAVIT**

THE STATE OF ALABAMA,

vs.

Everett Peacock

Witnesses for the State:

W. M. Richerson  
Harmon Stewart  
Everett Briggs  
Samuel Boyer

Justice Court of  
**Baldwin County**

**WARRANT of ARREST**

The State of Alabama,  
vs.

Everett Peacock

Executed this 24 day of Oct 1951

By arresting the within

named Defendant

and placing him

in Jail

Jay G. McPhis, Sheriff

Geo. Hartley, Deputy Sheriff

Attest  
Clerk of Court

2364

THE STATE OF ALABAMA, }  
Baldwin County

Justice Court of T. C. HAND

Precinct No. 4 Bay Minette, Ala.

To Any Sheriff of the State of Alabama:

You are Hereby Commanded to Summon

*W. M. Richardson, Norman Stewart, Everett Briggs, J. M. Bryan, Geo. Hatley*

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

*25* day of *Oct*

, 195*1*, 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 *Everett Brooks*

Defendant, and have you then and

there this Writ, with your endorsement thereon.

Witness my hand this *27* day of *Oct*, A.D. 195*1*

*T. C. Hand*

Justice of the Peace, Precinct No. 4

Executed in full, this the

24. day of

~~Jan~~ Oct, 1951

Taylor Wilkins  
Sheriff

H F Hall  
Deputy Sheriff

I am could not furnish name  
of atmore Police officer making  
arrest.

D. L. Lacy

SHERIFF'S APPEARANCE BOND

Moore Printing Co.

THE STATE OF ALABAMA  
Baldwin County

We, Errett Peacock, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of

Three Hundred DOLLARS unless the said Errett Peacock appear at the

Next Term, 1952 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

Using Truck Without Owners Consent

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.

Errett Peacock (Seal)

F. O. Waters (Seal)

C. S. Peacock (Seal)

\_\_\_\_\_ (Seal)

Taken and approved this the 28 day of March, 1952

Jayson Wilkins, Sheriff

By W. D. Taylor, Deputy Sheriff

No. \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

\_\_\_\_\_ COURT

Sheriff's Office

THE STATE

VS.

Sheriff's Appearance Bond

Amount of Bond, \$ \_\_\_\_\_

Filed \_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_, Clerk

STATE OF ALABAMA }  
BALDWIN COUNTY }

N<sup>o</sup> 2879

Case No. 2364  
The State of Alabama  
vs.

IN THE Justice COURT OF  
BALDWIN COUNTY, ALABAMA

Ernest D. Mackey, Jr., Clerk of the Circuit Court of  
Baldwin County, Alabama, personally appeared Jaylon Wilkins,  
who being duly sworn deposes and says:

I am the Sheriff of Baldwin County, Alabama. In the case of the State of Alabama vs. \_\_\_\_\_  
Ernest D. Mackey, Jr. in the above mentioned court, in executing the warrant  
of arrest or in arresting the said defendant, I or one of my duly authorized deputies, traveled 40 miles  
by the most direct route to the point of arrest and return, and I am entitled to mileage at ten cents per mile  
to be taxed as costs in the case.

Point of Arrest Columbia Co - Line Jaylon Wilkins Sheriff  
Subscribed and sworn to before me this 26 day of October, 1951.

Disposition of Case waved to Grand Jury Clerk Circuit Court

After considering the above affidavit made by the sheriff of Baldwin County, Alabama, I, as the trial  
Judge of said court, do hereby approve the claim for mileage in the sum of \$ 4.00 incurred in the  
making of the arrest or executing the warrant of arrest in the above styled cause and I hereby order the  
clerk of the court to tax the said sum as part of the costs in said case.

This the 25 day of Oct, 1951.

J. P. Sand  
Judge of the above named court



INDICTMENT

THE STATE OF ALABAMA }  
Baldwin County. }

Circuit Court, Spring Session, 1952

The Grand Jury of said County charge that before the finding of this indictment Everett Peacock, whose name is to the Grand Jury otherwise unknown, with the intent to deprive the owner of a motor vehicle, or the person in lawful possession thereof, out of the temporary use, or benefit, or enjoyment of said motor vehicle, obtained the custody of said motor vehicle from the owner thereof, or from said owner's agent, or from the person in lawful possession thereof, by a trick,

against the peace and dignity of the State of Alabama.

WILLIAM R. LAUTEN  
Solicitor of the Twenty-Eighth Judicial Circuit.

RECORDED

No. ....

THE STATE OF ALABAMA,

BALDWIN COUNTY

Circuit Court

Spring..... Session, 19..52....

THE STATE

Vs.

EVERETT PEACOCK

INDICTMENT

Using Motor Vehicle without owner's  
Consent No Prosecutor.

WITNESSES:

W. M. Richerson .....

Norman Stewart .....

Everett Biggs .....

H. F. Hall .....

GRAND JURY NO. 6

A TRUE BILL

W. R. Lippincott  
Foreman Grand Jury.

Filed in open Court and in the presence of  
the Grand Jury on the 26<sup>th</sup> day of  
March, 1952.

Archie Ketch Clerk

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

the presence of 17 other Grand Jurors.

Archie Ketch  
Clerk.

Bail fixed \$ 300 ~~00~~ ~~xx~~

Jeffery J. Madley, Jr.  
Judge.

THE STATE OF ALABAMA,  
Baldwin County

We, Everett Peacock, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Eight Hundred DOLLARS unless the said Everett Peacock appears at the Spring Term, 1952 of the Grand Jury Court of Baldwin County, Alabama and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of Grand Larceny.

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 Everett Peacock L. S.  
day of \_\_\_\_\_ 1952 F. A. Waters L. S.  
\_\_\_\_\_ M. C. Waters L. S.  
\_\_\_\_\_ Baldwin County, Ala. C. S. Peacock L. S.

Taken and approved this the 25 day of Oct 1952  
Taylor Wilkins Sheriff  
By J. W. Taylor Deputy Sheriff

No. 2314

The State of Alabama,  
Baldwin County.

\_\_\_\_\_ Court

Sheriff's Office

THE STATE

vs.

Sheriff's Appearance Bond

Amount of Bond, \$ \_\_\_\_\_

Filed \_\_\_\_\_, 195

\_\_\_\_\_  
Clerk

CAPIAS

Moore Printing Co.

THE STATE OF ALABAMA, } To Any Sheriff of the State of Alabama:  
Baldwin County }

An indictment having been found against

Everette Pearce

at the Spring Term, 1952, of the Circuit Court of Baldwin County, for the offense of

Using Truck Temporarily Without Consent

you are, therefore, commanded forthwith to arrest the said Defendant and commit him

to jail, unless he give bail to answer said indictment, and that you return this Writ according to law.

Dated this 27th day of March, 1952.

David L. Wessick  
Clerk Circuit Court of Baldwin County.

THE STATE OF ALABAMA }  
Baldwin County }

We, \_\_\_\_\_, as principal and

the other undersigned as sureties, agree to pay the State of Alabama \_\_\_\_\_

Dollars, unless the said \_\_\_\_\_ appears

at the \_\_\_\_\_ Term of the Circuit Court of Baldwin County, and from Term to

Term thereafter until discharged by law, to answer a criminal prosecution for the offense of \_\_\_\_\_

In signing the above bond we and each of us hereby waive all legal rights of exemptions allowed us by the Constitution and Laws of the State of Alabama.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

\_\_\_\_\_  
(L. S.)

\_\_\_\_\_  
(L. S.)

\_\_\_\_\_  
(L. S.)

\_\_\_\_\_  
(L. S.)

Taken and approved \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

\_\_\_\_\_  
Sheriff of Baldwin County.

**CAPIAS**

No. 6

THE STATE

vs.

Everette Peacock

Bail Fixed in This Case in Open Court at

\$ 30000

By Welford Washburne,  
Judge Presiding.

Attest: \_\_\_\_\_  
Clerk.

Executed this 28 day of March, 1952

By arresting the within

named Defendant

and placing him in jail

Taylor Welkins, Sheriff

W F Hall, Deputy Sheriff

0 miles

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

ATTORNEYS	CASE	CHARGE
	THE STATE OF ALABAMA	
No. <i>2364</i>	Vs.	
	<i>Everett Placocks</i>	<i>Grand Larceny.</i>

	DISPOSITION OF CASE	FEES	AMOUNT
	Affidavit made and Warrant Issued to <i>W. M. Richardson</i>	<b>JUDGE'S FEES</b> Warrant at 50c, Affidavit at 25c	<i>75</i>
	Returnable <i>Grand Jury.</i>	Bond at 50c, Sei. Fa. at 50c	
	Witness—For State <i>W. M. Richardson</i>	Witnesses' Recognizances at 25c	
	<i>Norman Stewart, Everett Biggs</i>	5 Subpoena or Notice at 25c	<i>1.25</i>
	<i>Hammond Bryan.</i>	Continuance at 25c	
		Trial of Misdemeanor at \$1.00	
		Mittimus at 25c	<i>25</i>
		Judgment on Forfeited Bond at 25c	
		Taking Bond, etc., on Appeal at \$1.00	
		Execution of costs at 25c	
		<b>CONSTABLE'S FEES</b>	
		Subpoena or Notice at 25c	
		Carrying Defendant before Justice, each mile for himself and guard at 10c	
		Arrest, 50c	
		<b>SHERIFF'S FEES</b>	
		Arrest, \$1.00; Bond \$1.00; Sei. Fa., 50c	<i>5.00</i>
		Committing, \$2.00; Releasing, \$1.00	<i>2.10</i>
		5 Subpoenas at 25c	<i>2.50</i>
		Day's Board at 30c	<i>4.00</i>
		<b>WITNESS FEES</b>	
		Days at 50c	
		" " 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>
		<b>DEFENDANT'S COSTS</b>	
		Witnesses' Recognizance at 25c	
		Subpoenas at 25c	
		Executing Subpoenas	
<i>22 Oct 51</i>	<i>Def. requested hearing be waived to Grand Jury. The Court granted his request and bond was set at \$8000.</i>		
	<i>Def being unable to make bond was ordered committed to jail.</i>		
<i>25 Oct 51</i>	<i>Def. posted bond.</i>		
	<i>T. J. Land</i> <i>Justice of Peace.</i>		

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