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1479

The State of Alabama,  
Baldwin County.

CIRCUIT COURT

Fall Session Term, 19 52

On Appeal from ~~County~~ Court.  
Justice

THE STATE vs. DAVID MADISON

The State of Alabama, by its Solicitor, complains of David Madison, whose name is to

your informant otherwise unknown, that

in said county and within twelve months before the commencement of this prosecution he did

unlawfully take, catch, stun or kill, or attempt to take, catch, stun or kill,

catfish by means of the use of an electrical hand generator,

contrary to law and against the peace and dignity of the State of Alabama.

*William R. Foster*

Solicitor.

No. 1179

STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE  
vs.

DAVID MADISON

CHARGE:

Electrocuting Fish

COMPLAINT

Filed

11-14

19 59

*W. J. ...*  
Clerk

THE STATE OF ALABAMA }  
Baldwin County }

We, \_\_\_\_\_, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Five Hundred \$500<sup>00</sup> DOLLARS

unless the said David Madison appear at the July 28 at 10 am Term, 1922 of the Justice T.C. Hend Bay Mallett Court, of Baldwin County, Alabama, and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of

Electrocuting fish

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 \_\_\_\_\_

X David Madison (Seal)

\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

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

\_\_\_\_\_

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

\_\_\_\_\_, Baldwin County, Ala.

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

Taken and approved this the 28 day of July, 1922

\_\_\_\_\_, Sheriff

By James S. Mallett, 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

3401

1479

✓

THE STATE OF ALABAMA,  
Baldwin County

Justice Court of T. C. HAND  
Precinct 4, Bay Minette, Ala.

To Any Sheriff of the State of Alabama:

You are hereby Commanded to Summon

*Homer Walters, Frank Paul, J. L. Dease,  
Kufford Bailey, Sam Bailey, Bud Gardner, J. R. Richardson*

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the  
28 day of July, 1952, 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

*David Madison*

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

Witness my hand this 24 day of July, A. D., 1952

*J. L. Dease*  
Justice of the Peace, Precinct 4

---

Executed in full, this the

28 day of

July, 1952

---

*Taylor Wilson*  
Sheriff.

---

Deputy Sheriff.

1411  
AFFIDAVIT

Printed by Moore Ptg. Co.

The 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 James S. Walter 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 14 July 1952 that one David Madison

did take, capture, kill, or attempted to  
take, capture or kill fish in the waters of  
the State of Alabama in Baldwin County with  
an electric hand generator.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this

day of

July A. D., 1952  
T. C. Hand, J. P.

James S. Walter

WARRANT

THE STATE OF ALABAMA,  
Baldwin County

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest

David Madison

and bring

him

before

me  
Electrocuting fish

to answer the State of Alabama on a charge

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

Witness my hand this

day of

July, 1952

T. C. Hand, J. P.

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

Page \_\_\_\_\_

State of Alabama,  
Baldwin County

Justice Court of  
T. C. HAND

**AFFIDAVIT**

The State of Alabama,  
vs.

*David Madison*

Witnesses for the State:

*Harold Walter.*  
*Frank Paul.*  
*Hufford Bailey.*  
*Sam Bailey.*  
*Bud Harding.*  
*J. R. Richardson.*  
*R. L. Reese.*

Justice Court of  
BALDWIN COUNTY

**Warrant of Arrest**

THE STATE OF ALABAMA,  
vs.

*David Madison*

Executed this *24* day of *July*, 195*2*

By arresting the within

named Defendant

*David Madison*

and placing him

*Ow Bond*

, Sheriff

*Harold D. Walter*, Deputy Sheriff



1479

Appearance Bond *Demand Jury trial* Moore Printing Co., Bay Minette, Ala.

**THE STATE OF ALABAMA, }**  
**BALDWIN COUNTY**

We, *David Madison*, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of *Three hundred* DOLLARS unless the said *David Madison* appears at the *next* Term, 195*2* 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 *Illegal Fishing*

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 \_\_\_\_\_ 195\_\_\_\_\_  
\_\_\_\_\_  
Baldwin County, Ala.

*David Madison* L. S.  
*Jacob Bryson* L. S.  
*Jama Hoff* L. S.  
\_\_\_\_\_ L. S.

Taken and approved this the *28* day of *July* 195*2*  
*J. F. Miller* Taylor Wilkins, Sheriff  
*H. F. Hall*  
By *Jacob Bryson*, Deputy Sheriff

*Handwritten notes at the bottom of the page, possibly a date or reference.*

No. ....

The State of Alabama,  
Baldwin County

..... Court

Sheriff's Office

THE STATE  
vs.

Sheriff's Appearance Bond

Amount of Bond, \$ .....

Filed ..... 195

..... Clerk

This is a good and sufficient bond and if presented to me in my county I would accept same.

*J. H. Smith*  
*By Return Bryan Deputy*

1479

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

Attorneys	Case	Charge
No. <i>3401</i>	THE STATE OF ALABAMA, Vs. <i>David Madison</i>	<i>Electrocuting Fish</i>

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>Homer S. Walter</i>	Judge's Fees	
Returnable <i>Circuit Court</i>	Warrant at 50c, Affidavit at 25c	<i>75</i>
Witness—for State <i>Homer S. Walter, Frank Paul, Huppard Bailey, Sam Bailey, Bud Harding, J. R. Richardson, J. L. Reese.</i>	Bond at 50c, Sci Fa at 50c	
<i>28 July 52</i>	Witnesses' Recognizances at 25c	<i>1.50</i>
<i>After hearing evidence in case def. was found guilty and paid \$300.00 plus cost.</i>	7 Subpoena or notice at 25c	<i>1.75</i>
<i>my attorney required an appeal on trial by jury &amp; my stated bond of \$300.00</i>	Continuance at 25c	<i>1.00</i>
	Trial of Misdemeanor at \$1.00	<i>1.00</i>
	Mittimus at 25c	<i>.25</i>
	Judgment on Forfeited Bond at 25c	
	Taking Bond, etc, on Appeal at \$1.00	<i>1.00</i>
	Execution of costs at 25c	<i>17.50</i>
	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	<i>3.00</i>
	Committing \$100, Releasing \$100	<i>2.00</i>
	7 Subpoenas at 25c 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>
	DEPENDANT'S COSTS	
	Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing Subpoenas	

*D. Land*  
*Justice of Peace.*

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