

1528

INDICTMENT

THE STATE OF ALABAMA  
Baldwin County.

Circuit Court, Fall Session, 195 2

The Grand Jury of said County charge that before the finding of this indictment DOROTHY MAE WATTS, alias DOROTHIA MAE WATTS, alias DOROTHY WATTS, whose name is to the Grand Jury otherwise unknown, unlawfully and with malice aforethought killed Ruby Mae Caron, alias Ruby Mae Caron Robertson, by shoving her into the path of a moving truck, and as a result of said act of said Dorothy Mae Watts, the said Ruby Mae Caron, alias Ruby Mae Caron Robertson, was killed, against the peace and dignity of the State of Alabama.

2. The Grand Jury of said County further charge that before the finding of this indictment DOROTHY MAE WATTS, alias DOROTHIA MAE WATTS, alias DOROTHY WATTS, whose name is to the Grand Jury otherwise unknown, unlawfully and with malice aforethought killed RUBY MAE CARON, alias RUBY MAE CARON ROBERTSON, by shoving her against a moving motor truck, and as a result of said act of said Dorothy Mae Watts, the said Ruby Mae Caron, alias Ruby Mae Caron Robertson, was killed

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

Fall Session, 1952

THE STATE

Vs.

DOROTHY MAE WATTS, alias

DOROTHIA MAE WATTS, alias

DOROTHY WATTS

INDICTMENT

Murder, First Degree

No Prosecutor.

WITNESSES:

Buford Jones

R. J. Granger

Taylor Wilkins

GRAND JURY NO. 32

A TRUE BILL

*John H. Evans*  
Foreman Grand Jury.

Filed in open Court and in the presence of  
the Grand Jury on the 16<sup>th</sup> day of  
Oct, 1952.

*Beicy J. Weeks*, Clerk

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

the presence of 17 other Grand Jurors.

*Beicy J. Weeks*  
*no bail* Clerk.

Bail fixed \$.....

*J. J. Mansberry, Jr.*  
Judge.

*we the jury find the defendant  
not guilty as charged.  
J. J. Mansberry, Jr.  
Foreman.*

THE STATE OF ALABAMA, }  
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

Dorothy Mae Watts, alias Dorothy Mae Watts, alias Dorothy Watts

at the Fall Term, 1942 of the Circuit Court of Baldwin County, for the offense of

Murder, First degree

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

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

Dated this 11th day of Oct, 1942

Acacia J. ...  
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 Alabama.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 1942.

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

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

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

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

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

Taken and approved \_\_\_\_\_ day of \_\_\_\_\_, 1942.

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

**CAPIAS**

No. 32

**THE STATE**

vs.

Dorothy Mae Watts

Bail Fixed in This Case in Open Court at

\$ no Bond

By \_\_\_\_\_  
Judge Presiding.

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

Executed this 22 day of Feb, 1942

By arresting the within

named Defendant

and placing him in Jail

Jaybe Wilkins, Sheriff

H. F. Hall, Deputy Sheriff

O. W. H.

# Jury List

## Criminal Session November 10, 1952

No.	Name	Occupation	Address
1	CHARLES C. HAND, JR.	Real Estate	Bay Minette
2	ROY GRIMES	Newport	Bay Minette
3	W. W. FACKLER	Mechanic	Loxley
4	ALFRED M. NEUMANN	Banker	Elberta
5	SAM BRUFFE	Clerk	Bay Minette
6	ELLYN D. RIGBY	Scout Master	Daphne
7	JERRY REZZEK	Farmer	Silverhill
8	FRANK S. DAVIS	Farmer	Blackshear
9	LITTLE D. OWEN, JR.	Merchant	Bay Minette
10	CHARLES GILL	Farmer	Babon
11	ALFRED MOSLEY	Farmer	Robertsdale
12	JAMES BOSWELL	Salesman	Foley
13	EMER V. NORTHGATE	Farmer	Robertsdale
14	BERCY J. POSE	Carpenter	Fairhope
15	DANIEL L. TEEL	Farmer	Robertsdale
16	REINHOLD GEIGER	Farmer	Elberta
17	ARTHUR CARVER	Farmer	Bon Secour
18	VAN COOPER	Merchant	Bon Secour
19	DAN CAMP	Health Inspector	Bay Minette
20	CHARLES J. GIBBS	Retired Navy	Foley
21	ART VERNON	Retired	Magnolia Springs
22	R. C. CHERRY	Turnerman	Elberta
23	W. H. POLLARD	Merchant	Daphne
24	BRUCE GRIMES	Farmer	Belforest
25	REUBEN NALTE	Farmer	Fairhope
26	RAY REED	Laborer	Bay Minette
27	ARTHER BOLLER	Oil Dist.	Foley
28	GUY PRESLEY	Farmer	Lottia
29	GEORGE DOBEN	Farmer	Summerdale
30	D. E. WIGGINS	Reserve Fleet	Stapleton
31	WILL MCKEE	Laborer	Bay Minette
32	RAYMOND ANDERSON	Farmer	Summerdale
33	REES MATTHEWS	Furniture	Robertsdale
34	JOHN WOODYARD	Laborer	Foley
35	REINHARDT BIERER	Farmer	Elberta
36	CHARLES WENZEL	Clerk	Bon Secour
37	ARON G. WEBBER	Merchant	Bay Minette
38	RANDOLPH MARSHALL	Insurance	Bon Secour
39	LAMAR IRWIN	Produce Buyer	Foley
40	HOMER L. FLOWERS	Farmer	Foley
41	JIM TONI ANDERSON	Farmer	Bon Secour
42	PALE RATCLIFF	Merchant	Fairhope
43	ROBERT GILL	Cafe	Robertsdale
44	EVAN S. HIGBEE	Farmer	Belforest
45	NED BUDWIG	Blacksmith	Fairhope
46	KENNETH CAIN	Merchant	Fairhope
47	GEORGE LUCAS	Farmer	Robertsdale
48	HERBERT C. ENGLAND	Millman	Robertsdale
49	GEORGE CHIDRESS	Farmer	Robertsdale
50	JOSEPH R. KROB	Farmer	Silverhill
51	K. LATNER	Carpenter	Loxley
52	HERBERT M. EDMUNSON	Farmer	Silverhill
53	DWIGHT STEELE	Bridge Tender	Gulf Shores
54	HOLEY RAINS	Farmer	Daphne
55	GRADY LAMBETH	Saw Mill	Babon
56	ROBERT HOKK	Burder	Magnolia Springs
57	FRED C. GREEN	Garage Owner	Loxley
58	ARTHUR HARTSHORN	Farmer	Fairhope
59	GEORGE RYBAR	Farmer	Silverhill
60	ERNEST ALVIN CLARK	Instructor	Robertsdale
61	M. J. REEDY	Postal Clerk	Bay Minette
62	FRANK EUBANKS	Carpenter	Bay Minette
63	R. L. HUBBARD	Farmer	Summerdale
64	LOUIS W. MANNICH	Farmer	Summerdale
65	OAKLEY LEE	Farmer	Summerdale
66	C. CHRISTENSEN	Farmer	Foley
67	JACOB KRASS	Farmer	Elberta
68	CURLY W. PUGH	Restaurant	Bay Minette
69	BRADY POWELL	Newport	Bay Minette
70	ORRVILLE WENZEL	Farmer	Bon Secour
71	E. F. Benoist	Railroad	Bay Minette
72	CLAUDE ANDREWS	Mechanic	Fairhope
73	STEVE KICKER	Merchant	Elberta
74	B. A. ANDERSON	Farmer	Silverhill
75	ALFRED STEWART	Farmer	Bon Secour

State XXXX XXXX XX  
 N.Y. HHHHH HHHHH HHHHH 27

Case No 1528

State of Ala -

vs.

Dorothea Mae Watts

Given Charges

*Given*  
*Jeffrey J. Maslukovsky, Jr., Judge.* No 12

The court charges the jury that if any individual juror is not convinced of defendant's guilt beyond all reasonable doubt, and to a moral certainty, the jury cannot convict.

Given  
Joseph J. Maschbury, Jr. No 10  
Judge.

The court charges the jury that if, from the testimony, there is a probability of defendant's innocence, that is a just ground for a reasonable doubt: and, if such probability exists in this case, you cannot convict the defendant.

*since*  
*Jessie M. Madley, Jr., Judge No 9*

The court charges the jury that if the evidence of the state consists in the statement of a witness, of the truth of which the jury has a reasonable doubt, they cannot convict on such evidence, although they may not believe the testimony of defendant's witness.



No 7

The court charges the jury that a probability of defendant's innocence is a just foundation for a reasonable doubt, and, therefore, for her acquittal.

*Given*  
*William H. Madbury Jr.*  
*Judge.*

No 6

The court charges the jury that as fair-minded and honest men, the law enjoins upon you, gentlemen, the imperative duty of giving defendant the benefit of every reasonable doubt arising from the evidence before you can find her guilty.

*Given*  
*Jeffrey J. Madbury Jr.*

No. 5

The court charges the jury that if the defendant was so drunk that she was incapable of volition, incapable of voluntary doing anything, and incapable of entertaining malice, then the defendant cannot be convicted of anything more than manslaughter in the second degree.

~~Witness~~  
Telfair J. Mallibury Jr.

The court charges the jury that intoxication may render the accused incapable of forming or entertaining the specific intent which is a material ingredient of the crime of murder.

*Given*  
Jefair J. Mansbury Jr.  
Judge.

No 2

The court charges the jury if, by a preponderance of the evidence, the jury are satisfied that, at the time of the fatal encounter, defendant was afflicted with a mental disease, and that by reason of the duress of such mental disease she had so far lost the power to choose between right and wrong (although she may have known right from wrong as applied to the killing), and the alleged killing was so connected with such mental disease in the relation of cause and effect as to have been the product of it solely, the jury should acquit the defendant.

Sever  
Jeffrey J. Madhuberry Jr.  
Judge

*Given*  
*Jeffrey G. Madbury Jr.*  
*Judge*

*No 15*

The court charges the jury that if there is, from the evidence, a reasonable probability of defendant's innocence, the jury should acquit the defendant.

<sup>since</sup>  
J. J. Mableson, Jr., Judge, No. 16

The court charges the jury that if the evidence for the state consists of testimony as to the truth of which the jury have a reasonable doubt, the jury must not convict the defendant, although they may not believe the testimony of the defendant's witnesses.

No 18

The court charges the jury that if, upon a consideration of all the evidence, the minds of the jury or any member of the jury is left in a state of reasonable doubt and uncertainty, by the evidence or any part of the evidence, of defendant's guilt, then you cannot convict the defendant.

*D. W. C.*  
*William J. Madlener, Jr.*  
*Judge.*



No 22

The court charges the jury that defendant cannot be convicted in this case unless each and every juror is not only reasonably satisfied from the evidence of defendant's guilt, but is satisfied from the evidence, and the evidence alone, beyond all reasonable doubt, and to a moral certainty, of her guilt.

*Given*

*Telford J. Madbury, Jr. Judge*

The court charges the jury that the only foundation for a verdict of guilty in this case is that the entire jury shall believe from the evidence, beyond a reasonable doubt and to a moral certainty, that the defendant is guilty as charged in the indictment, to the exclusion of every probability of her innocence, and every reasonable doubt of her guilt, and, if the prosecution has failed to furnish such measure of proof, and to so impress the minds of the jury of her guilt, they should find her not guilty.

No 1

Green

Jelfair J. Washburn, Jr.  
Judge

ALICE J. DUCK, Circuit Clerk

*Baldwin County*  
BAY MINETTE, ALA.

*State*  
*v.*  
*Dorothy Mae Watts*

*Refused Charges*

1108

The court charges the jury that each juror is required to be satisfied of the guilt of defendant beyond a reasonable doubt before they are authorized to find a verdict of guilt. And each juror must separately and segregately be so satisfied to support a conviction.

*Refused*  
*Walter J. Masleberry Jr. Judge*

No 25

The court charges the jury that, if the jury, upon considering all the evidence, have a reasonable doubt about the defendant's guilt, arising out of any part of the evidence, they should find him not guilty.

*Refused*  
Jelfon J. Mashebury, Jr.

No 24

The court charges the jury that if there is one single fact proved to the satisfaction of the jury which is inconsistent with the defendant's guilt, this is sufficient to raise a reasonable doubt, and the jury should acquit her.

Refused  
J. P. Masbury Jr.  
Judge.

Refused  
Jefair J. Masliburn, Jr. Judge.

The court charges the jury that unless each of you is convinced beyond a reasonable doubt of the guilt of the defendant, from the evidence in the case, then you should not convict her.

refused  
Jefair J. Mansbury No 20  
Judge.

The court charges the jury that each juryman must be separately satisfied, beyond a reasonable doubt and to a moral certainty, that defendant is guilty of the crime charged, or you cannot convict her.

*Refused*  
*Jeffrey J. Madlener, Jr. No 19*

The court charges the jury that if after looking at all the evidence in this case and considering it fully, your minds are left in such a state of uncertainty that you cannot say beyond a reasonable doubt that the defendant is guilty of the offense charged, then this is such a doubt as would entitle the defendant to an acquittal and you should so find,

Refused  
Joseph J. Maschbauer, Jr.  
Judge.

No 17

The court charges the jury that, if they have a reasonable doubt from the evidence of the defendant's guilt, they could find her not guilty.

The court charges the jury that before they can convict the defendant the evidence must be so strong as to convince each juror of her guilt beyond a reasonable doubt: and if, after considering all the evidence, a single juror has a reasonable doubt of the defendant's guilt, arising out of any part of the evidence, then they cannot convict her.

Refused  
Jesse A. Madley, Jr.  
Judge.

No 13

The court charges the jury that if there is a reasonable doubt as to whether the killing was done with malice, defendant cannot be convicted of murder at all.

*Refused*  
*Telford J. Madley, Jr., Judge*

No 11

The court charges the jury that if any individual juror is not convinced of the defendant's guilt beyond a reasonable doubt and to a moral certainty, you cannot convict.

*Refused*  
*J. J. Madbury Jr.*

Grand Jury  
no 32

Case No. 3510 3611

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

The State  
vs

Dorothia Mae Watts  
alias

Dorothy Watts

Charge:

Murder

Disposition:

wanted to Grand

Jury  
Advised / Held w/out  
bonds.

28 Aug 57

3570

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

*Jayles Wilkins, B. J. Jones,  
R. J. Branger, Kelly Allen Morsan*

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the  
*28* day of *Aug*, 19*57*, 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

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

Witness my hand this *23* day of *Aug*, A. D. 19*57*

*T. C. Hand*

Justice of the Peace, Precinct 4

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Executed in full, this the

23 day of

Aug, 1952

Jay W. Wilkins  
Sheriff.

W. F. Wall  
Deputy Sheriff.

AFFIDAVIT

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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 Taylor Wilkins 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 27 May 1952 that one Dorothia Mae Watts Alias Dorothy Watts unlawfully, and with malice aforethought, killed Ruby Mae Caron, by pushing her in front of a moving motor vehicle, whereby she was killed by being hit by said Motor vehicle. Sec. 314-Tit 14.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 20

day of August A. D., 1952

T. C. Hand, J. P.

Taylor Wilkins

WARRANT

State of Alabama, }  
Baldwin County. }

~~To Any Lawful Officer of Said County, GREETINGS.~~  
TO ANY LAWFUL OFFICER OF THE STATE OF ALA., GREETINGS.

You are hereby commanded to arrest Dorothia Mae Watts and bring her before me to answer the State of Alabama on a charge

MURDER

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

Witness my hand this 20 day of August, 1952.

T. C. Hand, J. P.

The State of Alabama,  
Baldwin County

Justice Court of

T. C. HAND

**AFFIDAVIT**

THE STATE OF ALABAMA,  
VS.

DOROTHIA MAE WATTS

Alias  
Dorothy Watts

Witnesses for the State:

Taylor Wilkins

B. L. Jones

R. J. Granger

Holly Allen Morrow,  
Clyde Texas.  
Box 41 A.

Justice Court of

Baldwin County

**WARRANT OF ARREST**

THE STATE OF ALABAMA,  
VS.

DOROTHIA MAE WATTS

Alias

Dorothy Watts

Executed this 23 day of August 1952

By arresting the within

named Defendant

and placing him

Taylor Wilkins, Sheriff

J. James Hood, Deputy Sheriff

W. H. Galouza



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