

1304

INDICTMENT

THE STATE OF ALABAMA }
Baldwin County.

Circuit Court, Fall Session, 1952

The Grand Jury of said County charge that before the finding of this indictment RICHARD COATES, whose name is to the Grand Jury otherwise unknown, unlawfully drove a motor vehicle on U. S. Highway 90, a public highway, in Baldwin County, Alabama, which vehicle was equipped with low pressure or balloon tires and unlawfully carried a wheel load in excess of nine thousand pounds, contrary to law and

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, 19 52

THE STATE

Vs.

RICHARD COATES

INDICTMENT

Overweight Motor Vehicle

No Prosecutor.

WITNESSES:

H. Baker

J. C. Whidden

Gene Curtis

GRAND JURY NO. 35

A TRUE BILL

John D. Evans
Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the 16th day of

Oct, 1952.
W. J. H. H. H., Clerk

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

the presence of 17 other Grand Jurors.

W. J. H. H. H.
Clerk.

Bail fixed \$200.00

J. J. Massey Jr.
Judge.

STATE OF ALABAMA, {

Baldwin County.

In the Justice Court of H. E. MILLS

Before me, H. E. MILLS Justice of the Peace

in and for said County, personally appeared J. J. Hammond 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 Nov 14-1951 that one Richard Coates

did operate a truck on the highway with a weight in excess of that allowed by law

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 14

day of Nov A. D., 1951

H. E. Mills J. P. J. J. Hammond

WARRANT

STATE OF ALABAMA, {
BALDWIN COUNTY }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Richard Coates

and bring him

before me to answer the State of Alabama on a charge

Overweight truck

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

Witness my hand this 14 day of Nov, 1951

H. E. Mills, J. P.

MITTIMUS OR COMMITMENT

To the Jailer of Baldwin County: {

THE STATE OF ALABAMA
BALDWIN COUNTY

On complaint of _____ charging _____ with the offense of _____

it appearing that such offense has been committed, and that there is sufficient cause to believe that _____ has been guilty thereof, you are therefore commanded to receive him into your custody, and detain him until he is legally discharged.

Dated this _____ day of _____, 19____

Justice of the Peace

No. _____ Page _____

THE STATE OF ALABAMA

Baldwin County.

JUSTICE COURT OF

H. E. MILLS

AFFIDAVIT

THE STATE OF ALABAMA,

vs.

Richard Coates

Witnesses for the State:

H. Baker

J. E. Whiddens

Gene Curtis

Justice Court of
Baldwin County

WARRANT of ARREST

The State of Alabama,

vs.

Richard Coates

Executed this 14 day of July, 1957

By arresting the within

named Defendant

and placing him

under Bond

J. Hammond Sheriff
A. H. P. Deputy Sheriff

Criminal Docket No. _____

No. _____ Page _____

THE STATE OF ALABAMA,

Baldwin County.

Justice Court of

H. E. MILLS

The State of Alabama,

vs.

MITTIMUS

The State of Alabama,

Baldwin County.

I, _____
a Justice of the Peace in and for said State and
County, do and hereby certify that _____

the Defendant, is required to give bail in the sum

of \$ _____ for his appearance at the
19 _____ Term of the _____

Court of _____ County, Ala.

Given under my hand this the _____
day of _____, 19 _____

_____, J.P.

1554

STATE OF ALABAMA }
Baldwin County

Case No. 35-Cr. No. 3910

The State of Alabama
vs.

In the Circuit Court of
Baldwin County, Alabama

Richard C. [unclear]

Before me, W. C. [unclear], Clerk of the Cir Court of
Baldwin County, Alabama, personally appeared Taylor Wilkins, who being duly sworn deposes and says:

I am the Sheriff of Baldwin County, Alabama. In the above case, 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 72 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 July Taylor Wilkins Sheriff

Subscribed and sworn to before me this 20 day of Nov 1952

Disposition _____ 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 \$_____ 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 _____ day of _____ 195_____

Judge of the above named court

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Notice: This Bond must be signed with Ink and will not be approved if signatures are made with Pencil.

APPEARANCE BOND

THE STATE OF ALABAMA

THE JUSTICE COURT OF Baldwin COUNTY

Baldwin County } We, Richard Coates Principal,

and L. J. Early

sureties, agree to pay to the State of Alabama (2000) Dollars,

unless the said Richard Coates

appears before the Circuit Court of Baldwin County on the Next term day of 1945

, and from day to day, and from term to term, thereafter, until discharged by due course of law, to answer a criminal prosecution for the offense of Overweight truck

And we, and each of us, hereby waive all rights of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of the State of Alabama, and we hereby severally certify and solemnly swear that we have property free from all encumbrance, to the full amount of the above bond.

Witness our hands and seals this 17 day of Nov. 1945

| Sign Top Line | NAME | ADDRESS |
|-----------------------|---------|-------------------|
| <u>Richard Coates</u> | (L. S.) | <u>Foley, Ala</u> |
| <u>L. J. Early</u> | (L. S.) | <u>Foley, Ala</u> |
| <u>[Signature]</u> | (L. S.) | |
| <u>[Signature]</u> | (L. S.) | |

By [Signature] Arresting Officer.

WARNING

Any person who willfully violates the above written bond, and fails to appear on the date and time set, shall be guilty of a misdemeanor punishable by fine and imprisonment regardless of the disposition of the charge above made.

1554

Notice: This Bond must be signed with Ink and will not be approved if signatures are made with Pencil.

APPEARANCE BOND

THE STATE OF ALABAMA

THE *Justice* COURT OF *Baldwin* COUNTY

Baldwin County

We, *Richard Coates* Principal,

and *L. J. Early*

sureties, agree to pay to the State of Alabama

(200.00)

Dollars,

unless the said

Richard Coates

appears before the *Circuit* Court of *Baldwin* County on the _____ day of _____

Next term 194____, and from day to day, and from term to term, thereafter, until discharged by

due course of law, to answer a criminal prosecution for the offense of _____

Overweight truck

And we, and each of us, hereby waive all rights of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of the State of Alabama, and we hereby severally certify and solemnly swear that we have property free from all encumbrance, to the full amount of the above bond.

Witness our hands and seals this _____ day of _____ 194____

| Sign Top Line | NAME | ADDRESS |
|---|-----------------------|-------------------|
| Approved this the <i>17</i> day of <i>Nov.</i> , 194 <i>5</i> | <i>Richard Coates</i> | <i>Foley, Ala</i> |
| | <i>L. J. Early</i> | <i>Foley, Ala</i> |
| Arresting Officer. | | |
| By <i>S. M. Miles</i> | | |

WARNING

Any person who willfully violates the above written bond, and fails to appear on the date and time set, shall be guilty of a misdemeanor punishable by fine and imprisonment regardless of the disposition of the charge above made.

1554

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ANP- 4

Notice: This Bond must be signed with Ink and will not be approved if signatures are made with Pencil.

APPEARANCE BOND

THE STATE OF ALABAMA

THE Joshes COURT OF Baldwin COUNTY

Baldwin County

We, Richard Crates Principal,

and

sureties, agree to pay to the State of Alabama 7100.00 Dollars, unless the said Richard Crates

appears before the Joshes Court of Baldwin County on the 17th day of Nov 1945, and from day to day, and from term to term, thereafter, until discharged by due course of law, to answer a criminal prosecution for the offense of Overweight Truck 19060# on rear axle

And we, and each of us, hereby waive all rights of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of the State of Alabama, and we hereby severally certify and solemnly swear that we have property free from all encumbrance, to the full amount of the above bond.

Witness our hands and seals this 14th day of Nov 1945

| Sign Top Line | NAME | ADDRESS |
|---------------|-------------------------------|------------------|
| X | <u>Richard Crates</u> (L. S.) | <u>Polk, Ala</u> |
| | (L. S.) | |
| | (L. S.) | |
| | (L. S.) | |

Approved this the 14th day of Nov 1945
J. Hammond
 Arresting Officer.

By _____

WARNING

Any person who willfully violates the above written bond, and fails to appear on the date and time set, shall be guilty of a misdemeanor punishable by fine and imprisonment regardless of the disposition of the charge above made.

Know all things that the undersigned has done and that the above is a true and correct copy of the same as the same appears in the original on file in the office of the undersigned.

WITNESSETH my hand and seal this _____ day of _____ 19____.

Notary Public for the State of Michigan

John J. Mills

NO. _____

THE _____ COURT OF _____ COUNTY

THE STATE

vs.

BOND

Filed _____

Sheriff.

By _____

Deputy Sheriff.

1554

Appearance Bond

Printed by Moore Ptg. Co.

THE STATE OF ALABAMA,
Baldwin County

We, Richard Coates, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Two Hundred Dollars \$200⁰⁰ DOLLARS unless the said Richard Coates appears 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 OverWeight Motor Vehicle

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.

Richard Coates L. S.
H. Steadham L. S.
Zed Johnson L. S.
_____ L. S.

Taken and approved this the 18 day of Nov 1952

Taylor Wilkins, Sheriff

By Edleigh Steadham, Deputy Sheriff

No. _____

The State of Alabama,
Baldwin County.

_____ Court

Sheriff's Office

THE STATE
vs.

Sheriff's Appearance Bond

Amount of Bond, \$ _____

Filed _____, 195 _____

_____, Clerk

1001
CAPIAS

Moore Printing Co.

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

An indictment having been found against

Richard Coates

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

Overweight motor vehicle

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 16 day of Oct., 1952

Alice Jensen
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. 35

THE STATE

vs.

Richard Coates
Foley aka Jim Del

Bail Fixed in This Case in Open Court at

\$ 200 00

By J. J. Mackburn Jr.
Judge Presiding.

Attest: Alvin J. Duck
Clerk.

Executed this 18 day of Nov, 1952

By arresting the within

named Defendant

Richard Coates

and placing him on Bond

Taylor Wilkins, Sheriff

Edleigh Steadham, Deputy Sheriff

Foley, Ala.

G. E. J. Early

Magnolia Springs

1554

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

| ATTORNEYS | CASE | CHARGE |
|-----------|--|--------|
| | THE STATE OF ALABAMA | |
| No. | <i>Richard Coates</i> vs. <i>Overweight Trucks</i> | |
| | <i>C. M.</i> | |

| DISPOSITION OF CASE | FEE'S | AMOUNT |
|---|---|--------|
| Affidavit made and Warrant Issued to <i>J. Z. Hammond</i> | JUDGE'S FEES Warrant at 50c, Affidavit at 25c | 75 |
| Returnable | Bond at 50c, Sci. Fa. at 50c | |
| Witness—For State <i>H. Baker - J. C. Whiddens</i> | Witnesses' Recognizances at 25c | |
| <i>Gene Curtis A. W. P.</i> | Subpoena or Notice at 25c | |
| | Continuance at 25c | |
| | Trial of Misdemeanor at \$1.00 | |
| | Mittimus at 25c | |
| <i>Trial by jury was demanded</i> | Judgment on Forfeited Bond at 25c | |
| <i>Bond set & made at \$200.00</i> | Taking Bond, etc., on Appeal at \$1.00 | 1.00 |
| <i>for appearance at Circuit Court</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 | |

H. Mee

1554

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Handwritten signature or name, possibly "Randolph".

FILED

DEC 1 1951

ALICE J. NICK, Clerk