

1633

INDICTMENT

THE STATE OF ALABAMA }
Baldwin County.

Circuit Court, Spring Session, 1953

The Grand Jury of said County charge that before the finding of this indictment ALBERT LEE FUQUA, 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 an axle load in excess of eighteen thousand pounds;

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, 1953

THE STATE

Vs.

ALBERT LEM PUQUA

INDICTMENT

Overweight vehicle

No. Prosecutor.

WITNESSES:

J. M. Floyd 144 1207th 6115

GRAND JURY NO. 36

A TRUE BILL

Foreman Grand Jury.

Filed in open Court and in the presence of

the Grand Jury on the 12th day of

March, 1953.

Clerk

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

the presence of 17 other Grand Jurors.

Clerk

Bail fixed \$ 2000

J. M. Floyd

Judge.

1633

STATE OF ALABAMA

Baldwin County

Case No.

1633

No.

4171

The State of Alabama

In the

Circuit Court of Baldwin County, Alabama

vs.

Before me, *Alfred Duck*, Clerk of the *Circuit* 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 *20* 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.

Lawrence

Sheriff

Subscribed and sworn to before me this

16

day of

Taylor Wilkins

195

3

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

CAPIAS

Moore Printing Co.,

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

An indictment having been found against

Albert Lee Fuqua

at the Spring Term, 1953, of the Circuit Court of Baldwin County, for the offense of

overweight 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 12th day of March, 1953

Deirda Welch
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.

M1633

CAPIAS

No. 36.

THE STATE

vs.

Albert Lee Ingua

Bail Fixed in This Case in Open Court at

\$ 2000

By Hubert M. Hall
Judge Presiding.

Attest: _____
Clerk.

Executed this 14 day of March, 1953

By arresting the within

named Defendant

and placing him on Bond

Jay L. Wilkins, Sheriff

H. F. Hall, Deputy Sheriff

Fairhope

Appearance Bond 1633

Printed by Moore Pig. Co.

THE STATE OF ALABAMA,
Baldwin County

We, Albert Lee Fugua, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Two Hundred DOLLARS unless the said Albert Lee Fugua appears at the NEXT Term, 1953 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 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.

Albert L. Fugua L. S.
J. J. Farmer L. S.

_____ L. S.

Taken and approved this the 14 day of March 1953

Taylor Wilkins, Sheriff
By W. F. Hall, 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

Deputy Sheriff

THE STATE OF ALABAMA, }
Baldwin County

We, Albert Lee Fugua - J. J. Farmer as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of (200⁰⁰) Two Hundred DOLLARS unless the said Albert Lee Fugua 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 Truck

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

24 day of Sept, 1952
H.C. Mee

Albert Lee Fugua L. S. Fairhope Ala
J. J. Farmer L. S. Fairhope Ala

_____ Baldwin County, Ala. _____ L. S.

Taken and approved this the 24 day of Sept, 1952
H.C. Mee, Sheriff

By J, 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

STATE OF ALABAMA, {
Baldwin County.

H. E. MILLS

In the Justice Court of _____

Before me, H. E. MILLS

Justice of the Peace

in and for said County, personally appeared M. Daughtry 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 Sept. 23-1952 that one Albert Lee Fugate

did operate a truck on the Highway
way that was overweight

_____ against the peace and dignity of the State of Alabama _____

Sworn to and subscribed before me this 23

day of Sept. A. D., 1952

_____, J. P.

M. Daughtry

RHP

Warrant

STATE OF ALABAMA, {
BALDWIN COUNTY

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Albert Lee Fugate

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 23 day of Sept., 1952

H. 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 _____, 195____

Justice of the Peace.

No. _____ Page _____

The State of Alabama,
Baldwin County

JUSTICE COURT OF

H. E. MILLS

AFFIDAVIT

THE STATE OF ALABAMA,
vs.

Albert Lee Tugues

Witnesses for the State:

J. Lloyd
R. C. Etheridge

Justice Court Of
Baldwin County

WARRANT of ARREST

The State of Alabama,
vs.

Albert Lee Tugues

Executed this 23 day of Sept 1952

By arresting the within

named Defendant

and placing him

under Bond

_____, Sheriff
M. D. Anger 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.

11633

HEMINGS

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

BALDWIN

County

THE JUSTICE

COURT OF

BALDWIN

COUNTY

We, ALBERT LEE FUGUA

Principal,

and

THREE

ONE HUNDRED

sureties, agree to pay to the State of Alabama

Dollars,

unless the said

ALBERT LEE FUGUA

appears before the JUSTICE Court of

BALDWIN

County on the 27

day of

September 1952, 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

Over weight trucks

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 23 day of September 1952

Approved this the 23 day of

September, 1952

Sign Top Line

NAME

ADDRESS

A. L. Fugua (L. S.)

(L. S.)

(L. S.)

(L. S.)

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.

NO. _____

THE _____ COURT OF
_____ COUNTY

THE STATE

vs.

BOND

Filed _____

Sheriff.

By _____

Deputy Sheriff.

1633

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No.	Vs.	
<i>John Chasan</i>	<i>Albert Lee Fugua</i>	<i>Overweight Truck</i>

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>M. Daughtry</i>	Judge's Fees	
Returnable	Warrant at 50c, Affidavit at 25c	<i>75</i>
Witness--for State <i>J. Floyd - R.E. Etheridge</i>	Bond at 50c, Sci Fa at 50c	
	Witnesses' Recognizances at 25c	
	Subpoena or notice at 25c	
	Continuance at 25c	
	Trial of Misdemeanor at \$1.00	
	Mittimus at 25c	
<i>Trial by jury demanded</i>	Judgment on Forfeited Bond at 25c	
<i>Bond set at made at</i>	Taking Bond, etc, on Appeal at \$1.00	<i>1.00</i>
<i>(\$200.00) for appearance</i>	Execution of costs at 25c	
<i>at Circuit Court</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	
	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	
	" 50c	
	DEFENDANT'S COSTS	
	Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing Subpoenas	

H. C. Miles

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