

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 FRANKLIN HAYES, whose name is to the Grand Jury otherwise unknown, with intent to steal, broke into and entered the shop of Jean Pollard, in which goods, wares, merchandise, or chewing gum, things of value, were kept for use, sale or deposit, 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 FRANKLIN HAYES, whose name is to the Grand Jury otherwise unknown, feloniously took and carried away from the shop of Jean Pollard, to-wit, eight boxes of chewing gum, of the value of, to-wit, eight dollars, the personal property of Jean Pollard, and, to-wit, four boxes of candy, of the value of, to-wit, four dollars, the personal property of Jean Pollard,

against the peace and dignity of the State of Alabama.

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

**RECORD**

No. ....

**THE STATE OF ALABAMA,  
BALDWIN COUNTY**

**Circuit Court**

Spring Session, 1953

**THE STATE**

Vs.

FRANKLIN HAYES

**INDICTMENT**

Burglary, second degree  
Prosecutor.

**WITNESSES:**

H. F. Hall  
Clarence Jarman  
Jean Pollard

GRAND JURY NO. 2B

A TRUE BILL

*Robert E. Stapleton*  
Foreman Grand Jury.

Filed in open Court and in the presence of  
the Grand Jury on the 12<sup>th</sup> day of  
March, 1953.

*Archie J. ...* 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 J. ...* Clerk.

Bail fixed \$ 500<sup>00</sup>

*H. M. Wallace*  
Judge.

11648

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 H. F. Hall 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 28 Dec 1952 that one Franklin L. Lacy

did with intent to steal, break into and entered Messrs.  
Ploce, Loxley, Ala and owned by Clara J. Jernan and constructed  
to keep merchandise, and other items for sale.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this

day of

Jan 1

A. D., 1952

, J. P.

H. F. Hall

WARRANT

THE STATE OF ALABAMA,  
Baldwin County

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest

Franklin Lacy

and bring

him

before

me

to answer the State of Alabama on a charge

Burglary.

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

Witness my hand this

day of

Jan

, 1952

A. J. Lacy

, J. P.

State of Alabama,  
Baldwin County

Justice Court of  
T. C. HAND

**AFFIDAVIT**

The State of Alabama,  
vs.

*Franklin Hayes*

Witnesses for the State:

*H. F. Hall.*  
*Edleigh Steadham*  
*Oste Keller*  
*Clarence Jernan*  
*Miss Clarence Jernan.*

Justice Court of  
BALDWIN COUNTY

**Warrant of Arrest**

THE STATE OF ALABAMA,  
vs.

*Franklin Hayes*

Executed this 1 day of Jan 1953

By arresting the within

named Defendant

and placing him in jail

*Taylor Wilkin*, Sheriff

*Steadham Keller*, Deputy Sheriff

*3 Mir East: Hayes*

1648

STATE OF ALABAMA

Baldwin County

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

No. **4233**

The State of Alabama  
vs.

In the \_\_\_\_\_ Court of  
Baldwin County, Alabama

*[Handwritten signature]*

Before me, *[Handwritten signature]*, Clerk of the \_\_\_\_\_ 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, \_\_\_\_\_ Sheriff *[Handwritten signature]*

Subscribed and sworn to before me this 6 day of April 1953

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

11648

STATE OF ALABAMA

Baldwin County

Case No.

4258

No.

3993

The State of Alabama

vs.

*[Handwritten signature]*

In the

Justice Court of Baldwin County, Alabama

Before me, *[Signature]*, Clerk of the *[Signature]* 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 46 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

3 mi. E Selby

Sheriff

*[Signature]*

Subscribed and sworn to before me this

day of

195

6 Jan 3

Disposition

warrant to Grand Jury

Clerk Circuit Court

*[Signature]*

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 \$ 4.60 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

2 day of Jan

195

*[Signature]*

Judge of the above named court

1648  
4058

✓

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

*H. F. Hall, Edleigh Steadman*  
*Pete Sellers, Clarence Jarman, Mrs. Clarence Jarman*

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the  
*2* day of *Jan*, 19*53* 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

*Franklin Hayes*

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

Witness my hand this *1* day of *Jan*, A. D. 19*53*

*T. C. Hand*  
Justice of the Peace, Precinct 4

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Executed in full, this the

7 day of

Jan, 1953

Taylor Wilkins  
Sheriff.

H F Hall  
Deputy Sheriff.

1648

THE STATE OF ALABAMA,  
Baldwin County

We, Franklin Hayes, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Five Hundred DOLLARS

unless the said Franklin Hayes 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 Burglary, 2nd degree and 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

Franklin Hayes L. S.

\_\_\_\_\_ day of \_\_\_\_\_, 195\_\_\_\_\_

Martin Hayes L. S.

\_\_\_\_\_

W. E. Bargainier L. S.

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

\_\_\_\_\_ L. S.

Taken and approved this the 4 day of April, 1953

Jay W. Wilkins, Sheriff

By H. J. 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

THE STATE OF ALABAMA,

Baldwin County

We, Franklin Hayes, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Five Hundred DOLLARS unless the said Franklin Hayes appears at the next Term, 1953 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 Burglary

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 Franklin Hayes L. S.  
Martin Hayes L. S.  
W. E. Bingham L. S.  
 \_\_\_\_\_ L. S.  
 \_\_\_\_\_ Baldwin County, Ala.

Taken and approved this the 2 day of Jan 1953  
Taylor Wilkins Sheriff  
 By H. 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

THE STATE OF ALABAMA, }  
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:  
An indictment having been found against

FRANKLIN HAYES

at the SPRING Term, 19453, of the Circuit Court of Baldwin County, for the offense of  
Burglary, Second Degree

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 accord-  
ing to law.

Dated this 12th day of March, 19453.

*Reid Jones*  
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 al-  
lowed us by the Constitution and Laws of Alabama.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 194\_\_\_\_\_

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

Taken and approved \_\_\_\_\_ day of \_\_\_\_\_, 194\_\_\_\_\_

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

NO 1648

**CAPIAS**

No. 2 B

**THE STATE**  
vs.

FRANKLIN HAYES

Bail Fixed in This Case in Open Court at

\$ 500<sup>00</sup>

By HUBERT M. HALL  
Judge Presiding.

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

Executed this 4 day of April, 1943

By arresting the within

named Defendant

and placing him on Bond

Paul Wilkins, Sheriff

H. Hall, Deputy Sheriff

Foley & me

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

Attorneys	Case	Charge
No. <i>4058</i>	THE STATE OF ALABAMA, Vs. <i>Franklin Hayes</i>	<i>Burglary</i>

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>H. F. Hall</i>	Judge's Fees	
Return <i>Grand Jury</i>	Warrant at 50c, Affidavit at 25c	.75
Witness—for State / <i>H. F. Hall, Ed Hugh Steadham,</i> <i>Pete Selle, Clarence Jerman</i> <i>Mr Clarence Jerman</i>	Bond at 50c, Sci Fa at 50c	
	Witnesses' Recognizances at 25c	
	Subpoena or notice at 25c	1.25
	Continuance at 25c	
	Trial of Misdemeanor at \$1.00	
	Mittimus at 25c	.25
	Judgment on Forfeited Bond at 25c	
	Taking Bond, etc, on Appeal at \$1.00	
	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	5.00
	Committing \$1.00, Releasing \$1.00	2.00
	Subpoenas at 25c Day's Board at 30c	2.40
	Witness Fees <i>46 mi.</i>	4.60
	Days at 50c	
	" " 50c	.50
	" " 50c	.50
	" " 50c	
	" " 50c	
	" " 50c	
	" " 50c	
	DEFENDANT'S COSTS	
	Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing Subpoenas	

*2 Jan 53.*

*wanted to Grand Jury.  
Bond \$500.00  
by Peter bond.*

*P. J. Land  
Justice of Peace*

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