

1667

1667

**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 MACK OWENS, 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.

MACK OWENS

INDICTMENT

Overweight vehicle

No. Prosecutor.

WITNESSES:

W. W. Jeffries 1/24/53

GRAND JURY NO. 17

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 \$ 200.00

*W. W. ...*

Judge.

CAPIAS

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

An indictment having been found against

MACK OWENS

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

Alex J. Smith  
Clerk Circuit Court of Baldwin County.

THE STATE OF ALABAMA }  
Baldwin County }

We, Mack Owens, as principal and

the other undersigned as sureties, agree to pay the State of Alabama Two Hundred

Dollars, unless the said Mack Owens appears

at the next 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

Overweight Vehicle

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 18 day of May, 1953

Mack Owens (L. S.)  
Carroll (L. S.)  
M. R. Smith, Jr (L. S.)  
\_\_\_\_ (L. S.)

Taken and approved 26 day of May, 1953

John Wilkerson  
Sheriff of Baldwin County.

*I consider this a good and sufficient bond, and would accept same if presented to me in Clarke County, Alabama - This 5-18-53 - Jenkins A. Hill*

**CAPIAS**

No. 17

THE STATE

vs.

MACK OWENS

*Co M.W. Smith Lumber Co.  
Jackson, Ala.*

Bail Fixed in This Case in Open Court at

\$ 20000

By HUBERT M. HALL  
Judge Presiding.

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

Executed this 25 day of May, 1953

By arresting the within

named Defendant

and placing him on bond

Taylor Wilburn, Sheriff

W.F. Hall, Deputy Sheriff

0 miles

140-1

*Quas*  
**CAPIAS**

Moore Printing Co.

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

An indictment having been found against

Mack Owens

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

Overwidth Truck

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

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

Dated this 29<sup>th</sup> day of Sept, 1953

Archie [Signature]  
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.

*Quas*

**CAPIAS**

No. *1667*.

THE STATE

vs.

*Mack Owen*

Bail Fixed in This Case in Open Court at

\$ \_\_\_\_\_

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

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

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

By arresting the within

named Defendant

*Returned By Order  
of Court*

and placing him \_\_\_\_\_

*Naylor Wilkins*, Sheriff

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

Printed at Sheriff's Office

11667

4307

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

County

THE

J. P.

COURT OF

Baldwin

COUNTY

We,

Mack Owens

Principal,

and \_\_\_\_\_

sureties, agree to pay to the State of Alabama

Two Hundred and 00/100

Dollars,

unless the said Mack Owens

appears before the J. P. Court of Baldwin County on the 31 day of

Jan

1953

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 1250#

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 \_\_\_\_\_ 19/ \_\_\_\_\_

Sign Top Line	NAME	ADDRESS
x	Mack Owens (L. S.)	M. W. Smith Lumber Co.
	(L. S.)	Jackson.
	(L. S.)	
	(L. S.)	

Approved this the 28 day of Jan, 1953  
 J. E. Lindsey Arresting Officer.  
 By P. Whalley

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. 12

THE \_\_\_\_\_ COURT OF

\_\_\_\_\_ COUNTY

THE STATE

vs.

BOND

Filed \_\_\_\_\_

Sheriff.

By \_\_\_\_\_

Deputy Sheriff.



1667

Democrat Press, Grove Hill, Ala.

APPEARANCE BOND.

STATE OF ALABAMA,  
Clarke County.

APPEARANCE BOND

We, *Mack Owen & sureties*

agree to pay the State of Alabama

*Three Hundred (300<sup>00</sup>)*

Dollars

unless *Mack Owen*

appears at the next term of the Inferior Court of Clarke County, and from term to term thereafter, until discharged, to

answer a charge now pending against him in said Court for the offense of

*Circuit Court Baldwin County*

*Overweight Truck*

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

Witness our hands and seals, this *31* day of *Jan*, 19 *53*

Name *Mack Owens*

Address *Jackson, Alabama*

Name *M W Smith & Co Inc*

Address *My Crossed up Bee*

Name *J. Swanson*

Address *Jackson, Alabama*

Name

Address

Approved *Jan 31* 19 *53*

*W. E. Miller* Deputy Sheriff.

Witness:

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

The State of Alabama, Clarke County

INFERIOR COURT

**SHERIFF'S OFFICE**

THE STATE

vs.

**APPEARANCE BOND**

SURETIES:

Amount of Bond, \$ \_\_\_\_\_

Filed \_\_\_\_\_, 195 \_\_\_\_\_

\_\_\_\_\_  
Sheriff.

1667  
AFFIDAVIT

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. Lindsey \_\_\_\_\_ 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 Jan 28-1953 that one Mark Owen  
did operate a truck on the  
high way that was overweight

\_\_\_\_\_ against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 28

day of Jan, A. D., 19 53  
H. Mills, J.P.

J. Lindsey

WARRANT

State Of Alabama, }  
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Mark Owen  
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 28 day of Jan, 19 53  
H. Mills, J.P.

MITTIMUS OR COMMITMENT

State Of Alabama, }  
Baldwin County. }

To the Jailer of 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.

The State of Alabama,  
Baldwin County

Justice Court of  
H. E. MILLS

AFFIDAVIT

THE STATE OF ALABAMA,  
VS.

*Mack Owen*

Witnesses for the State:

*W. C. Jeffers*  
*J. E. Lindsey*

Baldwin County

WARRANT OF ARREST

THE STATE OF ALABAMA,  
VS.

*Mack Owen*

Executed this *28* day of *Jan* 19 *53*

By arresting the within

named Defendant

and placing him

*under Bond*

*J. E. Lindsey*, Sheriff

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

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.

1609

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No.	Vs.	
	<i>Mack Owens</i>	<i>Overweight Truck</i>

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>J. Lindsey</i> Returnable Witness—for State <i>W. W. Jeffries</i>	Judge's Fees Warrant at 50c, Affidavit at 25c.....	75
<i>Trial by Jury demanded</i> <i>Bond set &amp; made at</i> <i>(300.00) for appearance</i> <i>at Circuit Court</i>  <i>H. Hill</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..... Mitimus at 25c..... 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..... 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..... " 50c..... DEFENDANT'S COSTS Witnesses' Recognizance at 25c..... Subpoenas at 25c..... Executing Subpoenas.....	

1667