

1691

INDICTMENT

Baldwin Times - 300-11-49

THE STATE OF ALABAMA,

Baldwin County.

Circuit Court, Fall Session, 19453

The Grand Jury of said County charge that before finding this indictment

Lawrence James, whose name is to the Grand Jury otherwise unknown, feloniously took and carried away seventy dollars, the personal property of Emmett Middleton.

against the peace and dignity of the State of Alabama.

*Kenneth Cooper*  
Solicitor of the Twenty-Eighth Judicial Circuit.

RECORDED

No. ....

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court

*Fall Session* Term, 194/1953

THE STATE

Vs.

*Lawrence James*

INDICTMENT

*Grand Larceny*  
no. Prosecutor.

WITNESSES:

*Emmett Wilson*  
*Emmett Middleton 2715*  
*H. F. Hall*  
*J. M. Waters*

GRAND JURY NO. *72*

A TRUE BILL

*Clyde H. Gittle*  
Foreman Grand Jury.

Filed in open Court and in the presence of  
the Grand Jury on the *16<sup>th</sup>* day of

*Sept*, 19*43*.  
*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*

*W. Mitchell*  
Judge.

THE STATE OF ALABAMA,  
Baldwin County

To Any Sheriff of the State of Alabama:

An indictment having been found against

Lawrence James

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

Grand Larceny

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 3rd day of April, 1954

Miss [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.

*Acia*

**CAPIAS**

No. 1697

THE STATE

vs.

*Lawrence James*

Bail Fixed in This Case in Open Court at

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

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

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

Executed this 3 day of April, 1954

By arresting the within

named Defendant

and placing him on Bond

*Raymond Williams*, Sheriff

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

1697

APPEARANCE BOND

Courant Print, Evergreen

STATE OF ALABAMA

Baldwin ~~Couscuh~~ County

CIRCUIT COURT

We, Lawrence James, Defendants, as principal, and the undersigned as his sureties, agree to pay the State of Alabama Five Hundred and no/100 Dollars, unless HE appears at the next term of the CIRCUIT Court of ~~Cyneguh~~ BALDWIN County, and from day to day and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of GRAND LARCENY

now pending against Lawrence James in said Court.

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

Witness our hands and seals, this \_\_\_\_\_ day of \_\_\_\_\_, 195\_\_\_\_\_.

Taken and approved

*[Signature]*  
\_\_\_\_\_, 1954  
Sheriff of ~~Couscuh~~ County, Ala.  
BALDWIN

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

Lawrence Jones (L.S.)  
John W Jones (L.S.)  
W H R Pettis (L.S.)  
Harmon Byrd (L.S.)

STATE OF ALABAMA

CONECUH COUNTY.

I, John H. Brock, Sheriff of Conecuh County, Ala., certify that this is a good and sufficient bond and if presented to me in my County, I would approve same.

This the 3rd day of April, 1954.

JOHN H. BROCK, SHERIFF

BY

*Ralph C. Russell*  
DEPUTY SHERIFF

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

THE STATE OF ALABAMA  
Conecuh County

SHERIFF'S OFFICE

THE STATE

vs.

APPEARANCE BOND

Sureties:

Amount of bond, \$ \_\_\_\_\_

, 19 \_\_\_\_\_

1071  
Hon. Taylor Wilkins

Evergreen, Alabama, April 3rd, 1954

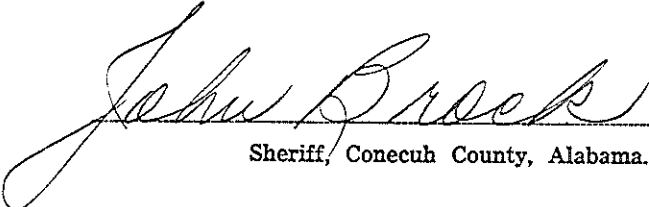
TO THE SHERIFF Baldwin COUNTY,  
Bay Minette, ALABAMA.

Dear Sir:

I enclose herewith bond for Lawrence James, W.M. For Grand Larceny, in  
Circuit Court. I talked to Judge Hall. About Mr. James and he told  
me to let him make a new bond in this case.

Yours very truly,

Please serve and return as early as possible.

  
Sheriff, Conecuh County, Alabama.

(If not found in your county please advise promptly, giving information as to present location, if possible).

1691

CAPIAS

Moore Printing Co.

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

An indictment having been found against

Lawrence James

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

Grand Larceny

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 17th day of September, 1953.

[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.





1697

The State of Alabama,  
Baldwin County.

No. 1697

Circuit COURT

Term, 19

To Any Sheriff of the State of Alabama—Greeting:

You are Hereby Commanded to Notify Lawrence James, H. N. Pettis, Vernon Ryals,  
and John W. Jones

that at the March Term, 1954 of the Circuit Court of said County, a Judgment  
was rendered against Lawrence James of which the following is a copy:

THE STATE

vs.

Lawrence James

Indictment for

Grand Larceny

It appearing to the Court that the said Lawrence James  
together with H. N. Pettis, Vernon Ryals, and John W. Jones

agreed to pay the State of Alabama  
the sum of Five Hundred and No/100 DOLLARS

unless the said Lawrence James appeared at this term of the  
Court to answer in this case; and the said Lawrence James

having failed to appear, it is therefore ordered that the State of Alabama for the use of Baldwin  
County, recover of the said

Lawrence James, H. N. Pettis, Vernon Ryals, and John W. Jones

on said undertaking,  
the sum of Five Hundred and No/100 Dollars  
unless they appear at the next term of this Court and show cause why this judgment should not be made  
absolute.

You will therefore, by serving a copy hereof, notify the said Lawrence James, H. N. Pettis,  
Vernon Ryals and John W. Jones that the said judgment will be  
made absolute against them at the next term of said Court,  
unless they then appear and show cause against the same.

Witness my hand this 7th day of May A. D. 1954

Archie W. Smith Clerk

RECEIVED IN OFFICE

*May 8*, 19*54*

*Myron Wilkins*, Sheriff

I have executed this writ,

this *May 21*, 19*54*

by serving copy on

*Lawrence James*  
*H. N. Gullett*  
*Vernon Royals +*  
*John W. James*

*J. H. Brock*, Sheriff  
*Ralph Crayell*, Deputy Sheriff

Hoore Printing Co., Bay Minette, Ala

No. 1697 Page \_\_\_\_\_

The State of Alabama,  
Baldwin County

COURT

The State  
VS.

LAWRENCE JAMES

Sci. Fa. to Defaulting Defendant  
and Bail

Issued 5-7-54, 19\_\_

Alice J. Duok, Clerk

The State of Alabama, {  
Baldwin County

We, Lawrence James, as  
principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of  
Five hundred DOLLARS  
unless the said Lawrence James 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  
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 X Lawrence James L. S.  
H. N. DAVIS L. S.  
Vernon Rusk L. S.  
John W. James L. S.  
\_\_\_\_\_ Baldwin County, Ala.

Taken and approved this the 17<sup>th</sup> day of September 1953

Taylor Wilkins, Sheriff  
By [Signature], Deputy Sheriff

This is a good and sufficient bond if presented to me in my County I would approve same.

This the 17th day of September 1953

John H. Brock  
SHERIFF

BY \_\_\_\_\_  
DEPUTY SHERIFF

*Address is to be verified*

Evergreen Ala.

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

The State of Alabama,  
Baldwin County.

\_\_\_\_\_ Court

Sheriff's Office

THE STATE

VS.

Sheriff's Appearance Bond

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

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

\_\_\_\_\_, Clerk

1697

The State of Alabama, {  
Baldwin County

We, Lawrence James, as  
principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of  
Five Hundred DOLLARS  
unless the said Lawrence James appears at the  
next Term, 1953 of the Circuit Court Court of Baldwin County, Alabama  
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of  
Embezzlement

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 14 day of Sept, 1953  
Baldwin County, Ala.

✓ Lawrence James L. S.  
✓ H. R. Patton L. S.  
✓ Vernon R. ... L. S.  
John W. Jones L. S.

Taken and approved this the 14 day of Sept, 1953  
John W. Jones Sheriff  
By \_\_\_\_\_, Deputy Sheriff

Address is Emerygreen,  
Ala.

No. 1697

The State of Alabama,  
Baldwin County.

Court

Sheriff's Office

THE STATE  
vs.

Sheriff's Appearance Bond

Amount of Bond, \$

Filed, 195

, Clerk

Printed by Moore Printing Co.

This is a good and sufficient bond if presented to me in  
my County I would approve same.

This the 14th day of September 1953

*John H. Black*  
SHERIFF

BY \_\_\_\_\_  
DEPUTY SHERIFF

1697

STATE OF ALABAMA

Baldwin County

Case No. 5229

No. 4694

The State of Alabama vs.

In the Justice Court of Baldwin County, Alabama

Lawrence James vs. J. C. Wood

Before me, J. C. Wood, Clerk of the Justice 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 100 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: Duly sworn Taylor Wilkins Sheriff

Subscribed and sworn to before me this 14 day of Sept 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



AFFIDAVIT

1697

5

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 Emmett Middleton 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 26 June 1953 that one Lawrence James embezzled, or fraudulently converted to his own use, money to about the amount of \$ 70.00 in U. S. Currency. The personal property of Emmett Middleton

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 27

day of June, A. D., 19 53

*T. C. Hand*

, J. P.

*Emmett Middleton*

WARRANT

State Of Alabama, }  
Baldwin County.

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Lawrence James

and bring him

before me to answer the State of Alabama on a charge

EMBEZZLEMENT

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

Witness my hand this 27 day of June, 19 53

*T. C. Hand*

, J. P.

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

**The State of Alabama,**  
Baldwin County.

JUSTICE COURT OF

T. C. HAND

**AFFIDAVIT**

THE STATE OF ALABAMA,  
VS.

LAWRENCE JAMES

Witnesses for the State:

Emmett Middleton

J. M. Waters.

H. F. Hall

*Address: Emergreen, Ala*

Justice Court of

Baldwin County

**WARRANT of ARREST**

THE STATE OF ALABAMA,  
VS.

LAWRENCE JAMES

Executed this 14 day of Sept 1953

By arresting the within

named Defendant

and placing him *in jail*

*Joseph Welkin*, Sheriff

*H. F. Hall*, Deputy Sheriff

*Presented by  
Gullshore*

1697  
STATE OF ALABAMA

vs.

LAWRENCE JAMES,

Defendant.

I

I

I

I

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW NO. 1697

Comes the Defendant in the above styled cause and demurs to the indictment returned against him in said cause by the Grand Jury of Baldwin County, Alabama, and assigns the following separate and several grounds, viz:

1. That said indictment does not state a crime under the laws of the State of Alabama.
2. That the allegation in the said indictment that the Defendant feloniously took and carried away seventy dollars (\$70.00) does not allege that the seventy dollars (\$70.00) was in lawful currency of the United States of America.
3. For aught that appears from said indictment the seventy dollars (\$70.00) referred to could be Confederate money and have no legal value.
4. That the personal property alleged to have been taken by the Defendant is not sufficiently described.
5. That said indictment does not state the denomination of the pieces of money stolen or that such denomination is unknown to the Grand Jury.

  
Attorneys For Defendant.

Filed 7-28-54  
Dingelbach  
clerk

11694

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

Attorneys	Case	Charge
No. 5229	THE STATE OF ALABAMA, Vs. Lawrence Jarnes	Embezzlement

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>Emmett Middleton</i>	Judge's Fees	
Returnable <i>Grand Jury</i>	Warrant at 50c, Affidavit at 25c	75
Witness—for State <i>Emmett Middleton</i>	Bond at 50c, Sci Fa. at 50c	
<i>J. M. Waters</i>	Witnesses' Recognizances at 25c	
<i>H. F. Hall</i>	Subpoenas or notice at 25c	
	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	4.00
	Guard \$2.00, Finger Printing 10c	
	Subpoenas at 50c, Mileage	
	Witness Fees	
	Days at 50c	
	Days at 50c	
	Days at 50c	
	Days at 50c	
	Days at 50c	
	Days at 50c	
	Days at 50c	
	Defendant's Costs	
	Witnesses' Recognizance at 25c	
	Subpoenas at 50c	
	Executing Subpoenas	

14 Sept 53

Placed before Grand Jury for action

D. J. Sand, Justice of Peace

1697