

1751

1751

The State of Alabama,  
Baldwin County.

CIRCUIT COURT

*Spring Session* Term, 1954  
On Appeal from County Court.

THE STATE vs.

*J. W. Hobbs*

The State of Alabama, by its Solicitor, complains of

*J. W. Hobbs*

that

in said county and within twelve months before the commencement of this prosecution he did

~~take part in a hunt or attempt to take such  
or kill an animal protected by the laws of this  
state with headlight or other artificial  
light and with a rifle or shotgun between  
sunset and daylight of the following day.~~

contrary to law and against the peace and dignity of the State of Alabama.

*Kenneth Cooper*

Solicitor.

No. 1751

STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE  
vs.

*J W Hobbs*

CHARGE:

*Hunting at Night  
With Artificial Light*

COMPLAINT

Filed

*3-1*

19 *54*

*Arise J. Newck*

Clerk

AFFIDAVIT

1751

5

Printed by Moore Printing Co.

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 Harner Walters 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 20 Dec 1953 that one J. W. Hobbs.

did take, catch, kill or attempt to take  
catch or kill protected game at night  
with light and gun

against the peace and dignity of the State of Alabama.

Sworn to and subscribed before me this 21

day of Dec, A. D., 1953

O. J. Searcy, J. P.

Harner S. Walters

WARRANT

State of Alabama, }  
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest

J. W. Hobbs

and bring

before

me

to answer the State of Alabama on a charge

Hunting at night with Light &  
Gun.

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

Witness my hand this 21 day of Dec, 1953.

O. J. Searcy

, J. P.

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

The State of Alabama,  
Baldwin County.

JUSTICE COURT OF

T. C. HAND

**AFFIDAVIT**

The State of Alabama,  
vs.

*J. W. Hobbs*

Witnesses for the State:

*Homer walter*  
*Franklin Paul*  
*S. W. walter*  
*newood Rider*

Justice Court of  
Baldwin County

**Warrant of Arrest**

The State of Alabama,  
vs.

*J. W. Hobbs*

Executed this 20 day of Dec 1953.

By arresting the within

named Defendant

and placing him

*in jail*

-----  
Sheriff

*James S. Walter* Deputy Sheriff

Appearance Bond 1751

Printed by Moore Printing Co.

The State of Alabama, {  
Baldwin County

We, J. W. Hobbs, as

principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of  
Three Hundred- - - - - DOLLARS

unless the said J. W. Hobbs appears at the

next Term, 1954 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

Hunting At Night

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.

J. W. Hobbs L. S.

Nannie B Earle L. S.

J. B. Stetson L. S.

Vine Brown L. S.

Taken and approved this the        day of        195   

Approved  
At said  
Justice of Peace

J. S. Mills, Sheriff

By Charles A. Shanks, Deputy Sheriff

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

*J. J. Mills*  
~~John W. Mills~~, Sheriff

BY *Charles Shoups* S.

*James*  
*Department Demand to Trial by*  
*Bill Walker*

No. *5636*.

The State of Alabama,  
Baldwin County.

\_\_\_\_\_ Court

Sheriff's Office

THE STATE

VS.

Sheriff's Appearance Bond

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

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

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

1751

take, catch or kill or attempt to take, catch or kill an animal, to-wit, a deer, protected by the laws of this State with a headlight or other artificial light, and with a shotgun or rifle, between sunset and daylight of the following day, said act complained of being done in violation of rules and regulations duly promulgated by the Director of Conservation of the State of Alabama,

5836 1751

*Wms*

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

*Franklin Paul, D. W. Walters, Rowland Rider*

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

*22* day of *Dec.*, 195*3*, 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

*J. W. Hobbs*  
\_\_\_\_\_ Defendant, and have you then and

there this Writ, with your endorsement thereon.

Witness my hand this *21* day of *Dec.*, A. D. 195*3*

*C. T. Lewis*  
\_\_\_\_\_  
Justice of the Peace



---

Executed in full, this the

7 day of

Dec, 1953

Taylor Wilkins  
Sheriff

H. Hall  
Deputy Sheriff

1751

THE STATE *of Alabama*  
PLAINTIFF

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

VS

*W*  
JOHN HOBBS  
DEFENDANT

Now comes the defendant and demurs to the affidavit heretofore filed in this cause, which said affidavit is the basis of this prosecution, and as grounds therefor assigns the following:

1. That said affidavit charges no offense known to the law.
2. The affidavit is defective as being so uncertain and indefinite that same charges no offense.
3. The acts of defendant as set forth in the affidavit do not constitute a violation of law.
4. The affidavit is fatally defective in that it fails to charge an offense in the manner required by law.

*Home & Webb*  
*By J. M. Brantley*  
ATTORNEYS FOR THE DEFENDANT

*Wilton & Brantley*  
*by J. Albert M. Brantley*

100-10000-1

and... of... the... of...  
to... of... the... of...  
... of... the... of...  
... of... the... of...

... of... the... of...  
... of... the... of...  
... of... the... of...

... of... the... of...  
... of... the... of...  
... of... the... of...

Miss  
Mrs. J. J. J.  
Mrs. J. J. J.  
Mrs. J. J. J.

Appearance Bond 1751

Printed by Moore Printing Co.

The State of Alabama, {  
Baldwin County

We, J. W. Hobbes, as  
principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of  
Two Hundred 9200<sup>00</sup> DOLLARS  
unless the said J. W. Hobbes appears at the  
Dec 22 at 10 AM Term, 1953 of the Justice 10th Court of Baldwin County, Alabama  
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of

Hunting at night

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\_\_\_\_\_

J. W. Hobbes L. S.

A. N. Stackey L. S.

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

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

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

Taken and approved this the \_\_\_\_\_ day of \_\_\_\_\_, 1953

J. W. Wilkins, Sheriff

By \_\_\_\_\_, 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

1751

THE STATE *of Alabama*  
PLAINTIFF

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

VS

JOHN HOBBS  
DEFENDANT

Now comes the defendant and demurs to the complaint heretofore exhibited in this cause and as grounds therefor assigns the following:

1. That the affidavit upon which the complaint is based is void and charges no offense.
2. That the affidavit upon which the complaint is filed is fatally defective in that it is so uncertain and indefinite that it charges no offense.
3. That said complaint fails to charge any offense known to the law.
4. That the complaint is defective as being so uncertain and indefinite that same charges no offense.
5. The acts of the defendant as set forth in the complaint do not constitute a violation of law.

*James D. Webb*  
*By J. S. Webb*  
\_\_\_\_\_  
ATTORNEYS FOR THE DEFENDANT

April 3-4-54  
King Ranch  
Austin

Dear Mr. [illegible]

[illegible text]

[illegible text]

[illegible text]

1751

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

Attorneys	Case	Charge
No. 5636	THE STATE OF ALABAMA, Vs. J. W. Hobbs.	Hunting & protected game at night.

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>Homer S. Walters</i>	Judge's Fees	
Returnable <i>Circuit Court</i>	Warrant at 50c, Affidavit at 25c	75
Witness—for State <i>Homer S. Walters</i>	Bond at 50c, Sci Fa. at 50c	
<i>Franklin Paul.</i>	Witnesses' Recognizances at 25c	
<i>J. W. Walters.</i>	4 Subpoenas or notice at 25c	1.00
<i>Newwood Rider.</i>	Continuance at 25c	
	Trial of Misdemeanor at \$1.00	1.00
	Mittimus at 25c	25
	Judgment on Forfeited Bond at 25c	
	Taking Bond, etc., on Appeal at \$1.00	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	3.00
	Guard \$2.00, Finger Printing 10c	2.10
	Subpoenas at 50c, Mileage	2.00
	Witness Fees	2.00
	Days at 50c	
	Days at 50c	50
	Days at 50c	
	Days at 50c	
	Days at 50c	
	Days at 50c	
	Defendant's Costs	
	Witnesses' Recognizance at 25c	
	Subpoenas at 50c	
	Executing Subpoenas	

22 sec 52

After hearing evidence in case  
 he was found guilty and fined \$500  
 plus cost.  
 My attorney requested appeal to Circuit  
 Court trial by jury  
 Bond set \$300.00  
 My being unable to make bond  
 was ordered committed to jail  
 My later made bond.

*It found  
 Justice of Peace*



