

1863

The State of Alabama, }  
Baldwin County. }

CIRCUIT COURT

September

Term, 1954

On Appeal from County Court.

THE STATE vs. H.C. RICHBURG

The State of Alabama, by its Solicitor, complains of H.C. RICHBURG

\_\_\_\_\_ that  
in said county and within twelve months before the commencement of this prosecution he did  
did engage in the taking, killing or capturing of commercial or non-game fish from  
the public impounded waters and navigable streams of the State of Alabama by the use  
in such fishing operation of <sup>fishing devices, to wit</sup> lawful fish traps, without marking their location by  
bouys or floats and identifying such traps by showing the license number in plain  
figures upon the bouys or floats, and without any bouy or bouys bearing the name and  
address of the owner,

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

*Kenneth Cooper*  
Solicitor.

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

STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE  
vs.

H.C. Richburg

CHARGE:

USING UNMARKED FISHING GEAR.

COMPLAINT

Filed SEPTEMBER 7 19 54

*W. J. ...*  
Clerk

1863

APPEARANCE BOND

MPCO.

The State of Alabama, }  
Baldwin County.

We, H. C. Rickburg, as  
principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of  
Two Hundred DOLLARS  
unless the said H. C. Rickburg 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

Unlawful Fishing Gun of Commercial  
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 constitu-  
tion 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.

H. C. Rickburg I. S.  
Jaymie Hunter I. S.  
James Cotton I. S.  
\_\_\_\_\_ I. S.

Taken and approved this the 16 day of Aug, 1954

P. H. [Signature], Sheriff  
By Justice of Peace, Deputy Sheriff

*Vertical handwritten notes on the left margin:*  
W. J. [unclear]  
H. C. Rickburg

AFFIDAVIT

1863

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 \_\_\_\_\_ Fred Smith \_\_\_\_\_ 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 \_\_\_\_\_ 10th day 1904 \_\_\_\_\_ that one \_\_\_\_\_ F. C. Richburg \_\_\_\_\_

\_\_\_\_\_ will take cash, will be attempted to take  
\_\_\_\_\_ there, Bill put in that traps that were  
\_\_\_\_\_ and robbery.

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

Sworn to and subscribed before me this \_\_\_\_\_ 16th

day of \_\_\_\_\_ Aug \_\_\_\_\_, A. D., 1904  
\_\_\_\_\_ J. P.

\_\_\_\_\_ Fred Smith

WARRANT

State Of Alabama, }  
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest \_\_\_\_\_ H. C. Richburg \_\_\_\_\_ and bring \_\_\_\_\_

before \_\_\_\_\_ me \_\_\_\_\_ to answer the State of Alabama on a charge

\_\_\_\_\_ Unlawful fishing against  
\_\_\_\_\_ Commercial fishermen.

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

Witness my hand this \_\_\_\_\_ 16th \_\_\_\_\_ day of \_\_\_\_\_ Aug \_\_\_\_\_, 1904  
\_\_\_\_\_ J. P.

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

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

JUSTICE COURT OF

T. C. HAND

**AFFIDAVIT**

The State of Alabama,  
vs.

*H. C. Richburg*

Witnesses for the State:

*Fred Ornel  
Sewell Rider  
Webber Walter  
Homer Walter*

Justice Court of  
**Baldwin County**

**Warrant of Arrest**

The State of Alabama,  
vs.

Executed this 10 day of Aug 1954

By arresting the within

named Defendant

and placing him

*On Bond*

*Eus. Smith* Sheriff  
*Dist. Walker*

Deputy Sheriff

1863

THE STATE OF ALABAMA

County

We,

H L Richburg

agree to pay to the State of Alabama

100<sup>00</sup>

Dollars,

unless the said

H L Richburg

appear on the

16 day of Aug

1959

in the Justice Court

of

Judge Hunt

and from time to time thereafter

until discharged by law, to answer a criminal prosecution for the offense of

Unmarked Fishing Gear Stat Tray

and we hereby waive the benefit of all laws exempting property from levy and sale under execution or other process for collection of debt, by the Constitution and Laws of the State of Alabama, and we hereby severally certify that we have property free from all encumbrance, to the full amount of the above bond.

Approved this the 16 day of

Aug, 1959

H L Richburg

(L. S.)

(L. S.)

(L. S.)

(L. S.)

(L. S.)

(L. S.)

Conservation Officer

Fred Smith

Deputy Conservation Officer

By

State 14 1863

# JURY LIST *H. C. Ruckberg*

Fall Term, September 27th, 1954

NO.	NAME	OCCUPATION	ADDRESS
<del>1</del>	<del>Joe T. Worcester</del>	<del>farmer</del>	<del>Fairhope</del> 31
<del>2</del>	<del>Louis Jurkovich</del>	<del>farmer</del>	<del>Rabon</del> 101
<del>3</del>	<del>E. C. Johnson</del>	<del>logging</del>	<del>Bay Minette</del>
<del>4</del>	<del>M. D. Drinkard</del>	<del>dairy</del>	<del>Bay Minette</del>
<del>5</del>	<del>Frank A. Kucera, Jr.</del>	<del>farmer</del>	<del>Silverhill</del>
6	Charlie Zehner	inspector	Bay Minette
<del>7</del>	<del>John William Spaulding</del>	<del>truck driver</del>	<del>Foley</del>
<del>8</del>	<del>Ossie V. Morris</del>	<del>farmer</del>	<del>Gateswood</del> 32
<del>9</del>	<del>Hugh S. Metcalf, Sr.</del>	<del>farmer</del>	<del>Foley</del> 102
<del>10</del>	<del>Charles E. Gantt</del>	<del>millman</del>	<del>Little River</del> 103
<del>11</del>	<del>Sibley B. Richerson</del>	<del>clerk</del>	<del>Stockton</del>
<del>12</del>	<del>G. M. Mills</del>	<del>turpentine</del>	<del>Magnolia Springs</del>
13	William E. Boykin	laborer	Robertsdale
<del>14</del>	<del>Herman Dodge</del>	<del>merchant</del>	<del>Elberta</del> 85
15	John M. Dukes	restaurant	Foley
<del>16</del>	<del>Henry C. Crawford, Jr.</del>	<del>farmer</del>	<del>Belforest</del> 107
<del>17</del>	<del>Cecil Vinson</del>	<del>laborer</del>	<del>Stapleton</del>
<del>18</del>	<del>Norman McInnis</del>	<del>Supt. Mill Co.</del>	<del>Stockton</del>
19	Bud Sheria	laborer	Elsanor
<del>20</del>	<del>George H. Baldwin</del>	<del>produce dealer</del>	<del>Robertsdale</del>
21	Mike Kaiser, Jr.	farmer	Elberta
<del>22</del>	<del>Roy Norris</del>	<del>sea food dealer</del>	<del>Bon Secour</del>
<del>23</del>	<del>Julius Schwartz</del>	<del>farmer</del>	<del>Lillian</del> 106
24	Ben C. Gates	M. P. dealer	Foley
<del>25</del>	<del>George Dyson</del>	<del>farmer</del>	<del>Fairhope</del> 104
<del>26</del>	<del>M. O. Berglin</del>	<del>merchant</del>	<del>Fairhope</del> 104
<del>27</del>	<del>Dan C. Hayes</del>	<del>farmer</del>	<del>Foley</del> 33
28	Elbert E. Killion	carpenter	Foley
<del>29</del>	<del>Jesse Potter</del>	<del>insurance</del>	<del>Foley</del> 103
<del>30</del>	<del>McNeil Bush</del>	<del>merchant</del>	<del>Stapleton</del>
31	Elbert M. Rhodes	farmer	Summerdale
<del>32</del>	<del>Orlando J. Mancini</del>	<del>farmer</del>	<del>Bay Minette</del>
<del>33</del>	<del>William C. Mayo</del>	<del>fisherman</del>	<del>Foley</del> 36
<del>34</del>	<del>W. D. Mitchell</del>	<del>laborer</del>	<del>Seminole</del>
<del>35</del>	<del>Walter L. Hammond</del>	<del>merchant</del>	<del>Robertsdale</del>
<del>36</del>	<del>Roy E. Dawson</del>	<del>live stock dealer</del>	<del>Robertsdale</del>
37	Brick Lauder	carpenter	Foley
38	Heurlin Parker	farmer	Bon Secour
<del>39</del>	<del>Owen Eubanks</del>	<del>mechanic</del>	<del>Bay Minette</del> 107
40	Verdis Verlon Hudson	liquid carriers	Bay Minette
<del>41</del>	<del>John Gottler</del>	<del>farmer</del>	<del>Elberta</del>
<del>42</del>	<del>Lovick Allen</del>	<del>inn keeper</del>	<del>Gulf Shores</del> 108
<del>43</del>	<del>C. M. Coghlan</del>	<del>farmer</del>	<del>Latham</del> 34
<del>44</del>	<del>I. B. Byrd</del>	<del>farmer</del>	<del>Stapleton</del>
<del>45</del>	<del>William C. Osborne</del>	<del>laborer</del>	<del>Foley</del> 106
<del>46</del>	<del>Litcher Davis</del>	<del>electrician</del>	<del>Foley</del> 101

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

Attorneys	Case	Charge
No. 6438	THE STATE OF ALABAMA, vs. H. C. Richburg	Unmarried, fishing gear of Commercial fishermen

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>Fred Smith</i>	Judge's Fees	
Returnable <i>Geo. D. King</i>	Warrant at 50c, Affidavit at 25c	75
Witness—for State <i>Fred Smith</i>	Bond at 50c, Sci Fa. at 50c	
<i>newood, Wiley</i>	Witnesses' Recognizances at 25c	
<i>Walter Watten</i>	Subpoenas or notice at 25c	
<i>Walter Watten</i>	Continuance at 25c	
<i>16 Aug 24</i>	Trial of Misdemeanor at \$1.00	1.00
<i>After hearing evidence in case</i>	Mittimus at 25c	
<i>Def was found guilty and</i>	Judgment on Forfeited Bond at 25c	
<i>found \$1.50<sup>00</sup> plus cost.</i>	Taking Bond, etc., on Appeal at \$1.00	1.00
<i>Def. appealed Circuit Court trial</i>	Execution of costs at 25c	
<i>by jury.</i>	Constable's Fees	
<i>120<sup>00</sup> set 200<sup>00</sup></i>	Subpoena or Notice at 25c	
<i>my total 100<sup>00</sup></i>	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	
	Subpoenas at 50c, Mileage	
	Witness Fees	
	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	

*P. J. David*  
*Justice (P. J.)*

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