

1960

INDICTMENT

Printed by Moore Printing Co.

The State of Alabama, }
Baldwin County. } Circuit Court, SPRING Session, 1955

The Grand Jury of said County charge that before finding this indictment WILLIAM EARL GARDNER, WHOSE NAME IS TO THE GRAND JURY OTHERWISE UNKNOWN, DID, IN THE NIGHTTIME, WITH INTENT TO STEAL, BREAK INTO AND ENTER A SHOP, STORE, WAREHOUSE OR OTHER BUILDING OWNED OR OPERATED BY G. F. STEVENSON, OPERATING GULF OIL COMPANY OF BAY MINETTE, ALABAMA, WHICH IS SPECIALLY CONSTRUCTED OR MADE TO KEEP GOODS, WARES, MERCHANDISE OR OTHER VALUABLE THING, TO-WIT OILS, GREASES, GASOLINES, TYPEWRITERS AND MONEY, IN WHICH GOODS, WARES, MERCHANDISE OR OTHER VALUABLE THINGS WAS KEPT FOR USE, SALE, OR DEPOSIT,

against the peace and dignity of the State of Alabama.

Kenneth Cooper
Solicitor of the Twenty-Eighth Judicial Circuit.

No. _____

The State of Alabama
Baldwin County.

Circuit Court

SPRING SESSION ~~XXX~~, 19-55

The State
vs.

WILLIAM EARL GARDNER

INDICTMENT

BURGLARY, 2nd DEGREE
NO. Prosecutor

WITNESSES:

G.F. STEVENSON 75'
J.D. HORN

GRAND JURY NO. 22

A TRUE BILL

Gene L. Bloyhan
Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the 16 day of

March, 1955
Benjamin
Clerk.

Presented in open Court to the presiding
Judge by the Foreman of the Grand Jury, in the
presence of 17 other Grand Jurors.

Benjamin
Clerk.

Bail fixed \$ 500⁰⁰
Hunter
Judge.

AFFIDAVIT

1960

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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 J. D. Horn 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 3 January 1955 that one William Earl Gardner did in the nighttime with intent to steal break into office of Gulf Refining Co., Agency G. F. Steverson Manager, which was especially constructed to house Gulf products and other things of value were kept for use or sale.

against the peace and dignity of the State of Alabama.

Sworn to and subscribed before me this 5

day of January, A. D., 19 55

T. C. Hand

J. P.

J. D. Horn

WARRANT

State Of Alabama, }
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest William Earl Gardner

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 5 day of January, 19 55

T. C. Hand

J. P.

The State of Alabama
Baldwin County

JUSTICE COURT OF

T. C. HAND

AFFIDAVIT

THE STATE OF ALABAMA
VS.

William Earl Gardner

Witnesses for the State:

- J. D. Horn
- G. F. Steverson
- J. L. Barrow
- J. T. Jerkins

Justice Court of
Baldwin County

Warrant of Arrest

THE STATE OF ALABAMA,
vs.

William Earl Gardner

Executed this 5 day of Jan 1955

By arresting the within

named Defendant

William Earl Gardner

and placing him

in jail

Jay W. Wilkins, Sheriff

J. Horn, Deputy Sheriff

1960

6920

The State of Alabama, }
Baldwin County.

Justice Court of T. C. HAND
Precinct 4, Bay Minette, Alabama

To Any Sheriff of the State of Alabama:
You are hereby Commanded to Summon

J. D. / Tom G. F. Stevenson

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

26 day of Jan 10 AM, 1954, 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

William Earl Gardner

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

Witness my hand this 10 day of Jan A. D. 1954

T. C. Hand

Justice of the Peace

Executed in full, this the

16 day of

Jan., 1955

Jayby Wilkins
Sheriff

J. Brown
Deputy Sheriff

[Faint, illegible text, likely bleed-through from the reverse side of the document]

State of Alabama,

Dr.

To Taylor Wilkins

Sheriff of Baldwin County,

For removal of William Earl Gardner

from Clarke County to jail in Baldwin County

Date or dates of removal, January 5 1955

To Taylor Wilkins	Sheriff,	1	days, at \$3.00 per day,	\$ 3 00
To J. D. Horn	Guard,	1	days, at \$2.00 per day,	2 00

DATE	TO WHOM PAID	FOR WHAT PAID	
1-5-55	Traveling from Bay Minette, Ala. to Chatom, Ala. and return 202 miles @ 5¢ per mile		10 10
1-5-55	Meals as per receipt		3 40
			18 50

The State of Alabama, Baldwin County

I, T. C. Hand, Justice of Peace

of the Justice Court in and for said County, do hereby certify that the case against William Earl Gardner was pending in and triable before said Justice Court at the time he was arrested for the offense charged, and that the fees have been reported to and docketed by me this 5 day of January 1955.

T. C. Hand
 Justice of Peace

The State of Alabama, Baldwin County

Personally appeared before me,

Taylor Wilkins Sheriff of Baldwin County, who, being duly sworn, says the above account for the sum of \$18.50 Dollars is correct; that he has never received the same or any part thereof; that he had 1 guard employed; that said account embraces, aside from per diem for self or deputy and guard, only actual necessary traveling expenses, and that without any unnecessary delay the nearest route usually traveled was followed from Baldwin County to the jail in ~~Clarke~~ Washington County.

Taylor Wilkins Sheriff.

Sworn to and subscribed before me this 5 day of January 1955.

W. R. Sturt Judge of Probate.

Mr. _____ of _____ is hereby authorized to receipt for the Auditor's Warrant in payment of this account, and collect the same from the State Treasurer.

69 20
69 21

Gardner

State of Alabama,

County.

SHERIFF'S ACCOUNT
FOR
Removal of Prisoner

1960

C A P I A S

Printed by Moore Printing Co.

THE STATE OF ALABAMA, }

Baldwin County

To Any Sheriff of the State of Alabama:

An indictment having been found against

William Carl Gardner

at the Spring Term, 1955, of the Circuit Court of Baldwin County, for the offense of

Burglary, 2nd 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 according to law.

Dated this 16th day of March, 1955

David H. Cook
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.

CAPIAS

No. 22

The State

vs.

Executed this 18 day of Nov, 1905

By arresting the within

named Defendant

William Carl Gardner William Carl Gardner

Bail fixed in this Case in Open Court at

\$ 5000⁰⁰

and placing him in jail

By H. M. Hall
Judge Presiding

Jay L. Wilkins, Sheriff
W. S. Sawyer, Deputy Sheriff

Attest: _____
Clerk.

1960

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

Attorneys	Case	Charge
No. 6920	THE STATE OF ALABAMA, Vs. William Earl Gardner	Burglar

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>J. D. Horn</i>	Judge's Fees	
Returnable <i>Grand Jury</i>	Warrant at 50c, Affidavit at 25c	<i>75</i>
Witness—for State <i>J. D. Horn</i>	Bond at 50c, Sci Fa. at 50c	
<i>G. J. Stevenson</i>	Witnesses' Recognizances at 25c	
<i>J. L. Banow</i>	Subpoenas or notice at 25c	<i>1.25</i>
<i>J. J. Jenkins</i>	Continuance at 25c	
<i>wanted Grand Jury.</i>	Trial of Misdemeanor at \$1.00	
<i>Bond set \$1000.00</i>	Mittimus at 25c	<i>25</i>
<i>by being unable to make bond was</i>	Judgment on Forfeited Bond at 25c	
<i>ordered committed to jail.</i>	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 \$4.00, Bond \$1.00, Sci Fa. 50c	
	Guard \$2.00, Finger Printing 10c	<i>2.10</i>
	Subpoenas at 50c, Mileage	<i>2.50</i>
	<i>General Witness Fees</i>	<i>18.50</i>
	<i>Re committed to jail</i>	<i>2.00</i>
	<i>J. D. Horn</i> Days at 50c	<i>50</i>
	<i>G. J. Stevenson</i> Days at 50c	<i>50</i>
	Days at 50c	
	Days at 50c	
	Days at 50c	
	Days at 50c	
	Defendant's Costs	
	Witnesses' Recognizance at 25c	
	Subpoenas at 50c	
	Executing Subpoenas	

26 Jan 55

*J. D. Horn
Justice Court*

1960