

2048

2048

The State of Alabama,
Baldwin County,

}

CIRCUIT COURT
JANUARY SESSION

1956

~~XXXXXXXXXXXXXXXXXXXX~~

THE STATE vs. ROSA LOUISE WITHERSPOON

The State of Alabama, by its Solicitor, complains of ROSA LOUISE WITHERSPOON

that
in said county and within twelve months before the commencement of this prosecution she did
feloniously take and carry away one hundred and sixty-five dollars,
lawful currency of the United States of America, the personal property
of Mrs W.M. Harden,

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

Kenneth Cooper
KENNETH COOPER Solicitor.

Received 9 day of Jan 1955
and on 10 day of Jan 1956
served a copy of the within Compt.
on Rosa Louise Witherspoon
by service on Rosa Louise Witherspoon

TAYLOR WILKINS, Sheriff
By J. Brown D.S.

0 miles

Received 10 day of Jan 1956
and on 10 day of Jan 1956
served a copy of the within Complaint

by service on J. M. Brantley

TAYLOR WILKINS, Sheriff
By J. Brown D.S.

0 miles

No. 2048

STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE
vs.

ROSA LOUISE WITHERSPOON

CHARGE:

GRAND LARCENY

COMPLAINT

Filed 7 January 1956

Alice J. Duck
Alice J. Duck Clerk

MOORE PTG. CO.

2048

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
CRIMINAL DIVISION

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA:

Come your petitioner ROSA LOUISE WITHERSPOON

and respectfully represent that she (is) ~~x(xe)x~~ confined in the Baldwin, County, Alabama, jail under a commitment issued by Justice of the Peace Court of Hon. T. C. Hand, charged with the offense of Grand Larceny, and that said offense occurred; and that (I) ~~(we)~~ have been committed for fifteen days; and that (I) ~~(we)~~ (do) ~~(do not)~~ desire the Court to appoint (me) ~~(us)~~ an attorney; and that (I) ~~(we)~~ desire to plead guilty to said offense in said Circuit Court before indictment under the provision of Section 260, Title 15, Code of Alabama, 1940, as amended.

And I pray the Court to instruct and request and notify the Circuit Solicitor of the 28th Judicial Circuit, Baldwin County, Alabama, to file a sworn verified charge in the manner and form as prescribed by law. And that Your Honor forthwith set same down for hearing and trial, not less than three days from the date of the Solicitor filing said charge; and that on said date of hearing Your Honor hear and determine your petitioner's plea of guilty, and fix your petitioner's punishment and forthwith sentence your petitioner to the penitentiary of the State of Alabama. And (I) ~~(we)~~ pray for general relief.

Rosa L. Witherspoon

Subscribed and sworn to before me this 4 th day of January, 1956

Emilia S. Suddell
Notary Public

FILED
JAN 9 1956
SHERIFF'S OFFICE

2048

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

CRIMINAL DIVISION

State of Alabama,
Plaintiff,
vs.

ROSE LOUISE WITHERSPOON

Defendant

Now come the above named defendant, ROSE LOUISE WITHERSPOON

and show unto the Court that She (is) ~~(was)~~ now confined in the Baldwin County, Alabama, jail, under a commitment issued by Justice of Peace Court of T.C. Hand charged with the offense of Grand Larceny

The defendant further show that She (has) ~~(been)~~ ^{does} been committed to jail for more than fifteen days; and that she ~~(is)~~ / ~~(is not)~~ need the service of an attorney appointed by the Court; and further, that She ^{does} desire to waive indictment by the grand jury of Baldwin County, Alabama, and plead guilty to said offense charged against her. It is therefore Considered, Ordered and Adjudged that Kenneth Cooper, as Circuit Solicitor for the 28th Judicial Circuit, State of Alabama, Baldwin County, the prosecuting officer of said Baldwin County, do forthwith prefer and file against the said defendant a solicitor's complaint, charging ~~(her)~~ / ~~(them)~~ ^{her} with the said charge of Grand Larceny

It is further Considered, Ordered and Adjudged that the said Kenneth Cooper (will) ~~(will not)~~ secure a member of the Bar of this Court to act as counsel for the said defendant.

Let the Clerk of this Court hand a copy of this order to the said Solicitor.

Dated this 9 th day of January, 1956

Hubert M. Hall

Hubert M. Hall

Circuit Judge

FILED

JAN 9 1956

ALICE L. BORN, Clerk

2048

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
CRIMINAL DIVISION

State of Alabama,
Plaintiff,
vs.

ROSA LOUISE WITHERSPOON

Defendant

Kenneth Cooper, as Circuit Solicitor of the 28th Judicial Circuit, Baldwin County, Alabama, having this day preferred and filed in this Court his solicitor's complaint under oath against the above named defendant, accusing her of Grand Larceny against the peace and dignity of the State of Alabama. It is therefore

Considered, Ordered and Adjudged by the Court that the 14th day of January, 1956, at 9:00 A M be and the same is hereby fixed as the date for the said defendant

Rosa Louise Witherspoon

her to formally make and enter ~~(his) (their)~~ plea of guilty in open court, which date is not within fifteen days after the arrest of said defendant, nor within three days after the defendant's her notice to the Court of ~~(his) (their)~~ intention to plead guilty. It is therefore

Considered, Ordered and Adjudged by the Court further that a copy of this order be served forthwith by the Sheriff of Baldwin County, Alabama, upon the defendant and her upon ~~(his) (their)~~ counsel, and that the Clerk of this Court hand a copy of this order to the

Circuit Solicitor. It is further Considered, Ordered and Adjudged by the Court that a summons issue to the witnesses against the defendant to be and appear before this Court at the time hereinabove named. It is further Considered, Ordered and, Adjudged by the Court that this order be entered upon the minutes of this Court.

Dated this 9 day of January, 1956.

Hubert M Hall
Hubert M. Hall
Circuit Judge

FILED
JAN 9 1956
ALICE L. DUKK, Clerk

AFFIDAVIT

2048

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 Mrs. W. M. Harden 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 13 December 1955 that one Rosie Louise Witherspoon
feloniously took and carried away One Hundred Sixty Five Dollars (\$ 165.00)
the personal property of Mrs W. M. Harden

against the peace and dignity of the State of Alabama.

Sworn to and subscribed before me this 13
day of December, A. D., 1955
T. C. Hand, J. P.

Mrs. W. M. Harden

WARRANT

State Of Alabama, }
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Rosie Louise Witherspoon

and bring her

before me to answer the State of Alabama on a charge

Grand Larceny

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

Witness my hand this 13 day of December, 1955

T. C. Hand, J. P.

The State of Alabama
Baldwin County

JUSTICE COURT OF

T. C. HAND

AFFIDAVIT

THE STATE OF ALABAMA
VS.

Rosie Louise Witherspoon

Witnesses for the State:

Mrs W. M. Harden

R. E. Edridge *Edridge*

J. M. Rich

R. J. Mawson

C. Childress

Justice Court of
Baldwin County

Warrant of Arrest

THE STATE OF ALABAMA,
vs.

Rosie Louise Witherspoon

Executed this 13 day of Dec 1955

By arresting the within

named Defendant

and placing him

Jail

Taylor Wilk, Sheriff

R. J. Mawson Deputy Sheriff

Hani So. Foley

2048

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No. 7771	Vs.	
	Rosie Louise Witherspoon	Grand Larceny.

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to Mrs. W. M. Harden	Judge's Fees	
Returnable Grand Jury	Warrant at 50c, Affidavit at 25c	75
Witness—for State Mrs. W. M. Harden	Bond at 50c, Sci Fa. at 50c	
R. E. Edridge	Witnesses' Recognizances at 25c	
J. M. Rich	Subpoenas or notice at 25c	
R. J. Granger	Continuance at 25c	
Carlisle Childress	Trial of Misdemeanor at \$1.00	
	Mittimus at 25c	25
	Judgment on Forfeited Bond at 25c	25
	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	
	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	

15 sec. 15

waved Grand jury.
 Bond set \$1,000⁰⁰
 by being unable to make bond
 was added committed to jail.
 by request permission to wave
 Grand jury and enter a plea of
 Guilty or charged.

P. J. Lacy

