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△ Hannah

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- ~~1. John Howard, Laborer, 411~~
- ~~2. Samuel J. ... 55~~
- ~~3. ... 34~~
- ~~4. ... 18~~
- ~~5. ... 14~~
- ~~6. Sidney Cameron, Barber, Foley 13~~
- ~~7. ... 12~~
- ~~8. ... 11~~
- ~~9. ... 10~~
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- ~~11. ... 8~~
- ~~12. George Richter, Jr., Farmer, Seminole 5~~
- ~~13. ... 4~~
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- ~~23. ... 46~~
- ~~24. ... 45~~
- ~~25. John Lindsay, Machinist, Foley 58~~
- ~~26. Morgan Lovell, Mechanic, Louley 57~~
- ~~27. ... 56~~
- ~~28. E. Volpe Thomas, Farmer, Louley 55~~
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- ~~81. ... 2~~
- ~~82. ... 1~~

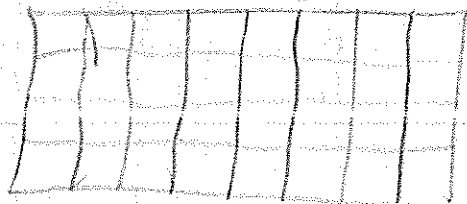
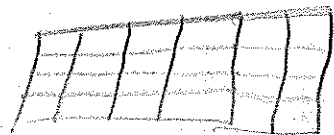
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Statz  
↳  
Cornelius Clapton

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The State of Alabama, }  
Baldwin County

Circuit Court, September Term, 1936

The Grand Jury of said County charge that before the finding of this indictment Cornelius Clopton, whose name is to the Grand Jury otherwise unknown, unlawfully and with malice aforethought, killed Clarence Valree, by shooting him with a gun,

against the peace and dignity of the State of Alabama.

Ralph L. Jones  
Solicitor of the Twenty-first Judicial Circuit.

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

**THE STATE OF ALABAMA,**  
BALDWIN COUNTY.

**CIRCUIT COURT**

September Term, 193 6

The State  
VS.

Malina Clopton

**INDICTMENT**

Murder First Degree

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

WITNESSES:

Hannah Clopton

Leila Valree

Maryin Valree

Clarence Valree, Jr.

Ethel Crook

Ruby Crook

Susie Crook

M. H. Wilkins

GRAND JURY NO. 12

A TRUE BILL.

Sibley Richerson

FOREMAN GRAND JURY.

Filed in open court and in the presence of the

Grand Jury on the 16 day of

September 193 6

R. S. Duck Clerk.

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

R. S. Duck Clerk.

**THE STATE**  
vs.  
**Cornelius Clopton**

**In the Circuit Court of Baldwin County,**

September Term, 1936

Venire of the jurors in the above stated cause, names herein stated from No. 1 to No. 6, both inclusive, being the special jurors drawn in open Court by the presiding Judge, in said cause, and the other names, from No. 7 to No. 61, both inclusive, being the regular jurors drawn and summoned for the Second week of the September Term of said Court, the said cause having been set for trial on the 29th day of September, 1936, which is a day of said Second week of the September, 1936 Term of said Court, to-wit:

NO.	NAME	OCCUPATION	RESIDENCE ADDRESS	BUSINESS ADDRESS
1	John Hammond	Laborer	Stockton	Stockton
2	Tom Walters	Farmer	Bon Secour	Bon Secour
3	Sprewell Callaway	Farmer	Bon Secour	Bon Secour
4	Gordon E. Childress	Farmer	Bon Secour	Bon Secour
5	Fred Duchesneau	Farmer	Robertsdale	Robertsdale
6	W. Amos Bozone	Merchant	Bay Minette	Bay Minette
7	Howell W. Slaughter, Jr.	Farmer	Tensaw	Tensaw
8	Sidney Cameron	Barber	Foley	Foley
9	Neal McDuffie	Cafe	Bay Minette	Bay Minette
10	Peyton R. Bryars	Merchant	Latham	Latham
11	Jesse E. Nelson	Timberman	Latham	Latham
12	James M. Weekley	Farmer	Rabon	Rabon
13	William H. McMillen	Farmer	Stockton	Stockton
14	Adolph Sunda	Farmer	Lillian	Lillian
15	Clyde Gordon	Dealer	Foley	Foley
16	Joseph Miller	Farmer	Lillian	Lillian
17	George Richter, Jr.	Farmer	Seminole	Seminole
18	Walter Fulford	Oysterman	Bon Secour	Bon Secour
19	James A. Kee	Laborer	Lillian	Lillian
20	Oscar Hooper	Merchant	Fairhope	Fairhope
21	Ray Parks	Fisherman	Bon Secour	Bon Secour
22	William Burmester	Butcher	Fairhope	Fairhope
23	Frank Nelson	Oysterman	Bon Secour	Bon Secour
24	Raymond Fulford	Oysterman	Bon Secour	Bon Secour
25	Winsome Dusenberry	Plumber	Foley	Foley
26	Hayden Lewis	Laborer	Fairhope	Fairhope
27	Hurdis McGill	Mechanic	Perdido	Perdido
28	Marvin Peterson	Carpenter	Fairhope	Fairhope
29	Homer Flowers	Farmer	Bon Secour	Bon Secour
30	Frank J. Boxmure	Farmer	Elberta	Elberta
31	J. Herbert King	Farmer	Foley	Foley
32	Robert M. Carr	Farmer	Perdido	Perdido
33	Charles Street	Farmer	Point Clear	Point Clear
34	Tillman Allen	Farmer	Styx	Styx
35	Albert Erickson	Farmer	Silverhill	Silverhill
36	John Lindsey	Machinist	Foley	Foley
37	Morgan Lovell	Mechanic	Loxley	Loxley
38	August H. Mueller	Contractor	Foley	Foley
39	Herbert Crandall	Clerk	Foley	Foley
40	E. Velpo Thomas	Farmer	Loxley	Loxley
41	J. Dougal Crosby	Naval Stores	Bay Minette	Bay Minette
42	Fred Thompson	Farmer	Bay Minette	Bay Minette
43	Clio Booth	Cafe	Bay Minette	Bay Minette
44	George S. McLeod	Filling Station	Bay Minette	Bay Minette
45	Thomas L. Taylor	Farmer	Bay Minette	Bay Minette
46	J. Holten Beasley	Brick Mason	Bay Minette	Bay Minette
47	Thomas J. Earle	Farmer	Blacksher	Blacksher
48	Hilary A. Nelson	Oysterman	Bon Secour	Bon Secour
49	Peter Morris	Farmer	Gateswood	Gateswood
50	Admiral Dewey Jackson	Farmer	Lottie	Lottie
51	George Edward Bryant	Farmer	Stockton	Stockton
52	Dallas M. Cushion	Mill Men	Stockton	Stockton

NO.	NAME	OCCUPATION	RESIDENCE	BUSINESS ADDRESS
53	Preston McMillan	Laborer	Stockton	Stockton
54	Henry A. Allen	Farmer	Gateswood	Gateswood
55	G. Mac Humphries	Bookkeeper	Bay Minette	Bay Minette
56	W. Silsbee Alexander	Naval Stores	Bay Minette	Bay Minette
57	Joe White	Farmer	Loxley	Loxley
58	Ort E. Ertzinger	Insurance	Bay Minette	Bay Minette
59	Robert M. Newton	Mill Men	Bay Minette	Bay Minette
60	P. Grey Cane	Agent, Sinclair Refining Co.	Bay Minette	Bay Minette
61	John Canaan	Merchant	Loxley	Loxley
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I hereby certify that the foregoing is a correct list of the venire in the case of the State vs Cornelius Clopton charged with Murder First Degree; that the names of jurors from No. 1 to No. 6, both inclusive, are the special jurors drawn by the presiding Judge, in open Court, and that the names of jurors from No. 7 to No. 61, both inclusive, is a correct list of the regular jurors drawn and summoned for the Second week of the September Term, 1936, of the Circuit Court of Baldwin County, Alabama. I further certify that the foregoing copy of the indictment is a true and correct copy of the indictment in this case.

Witness my hand, this 18th day of September 1936.

M. W. Williams  
 Sheriff Baldwin County, Ala.

Executed by serving a copy of the indictment and a correct list of the jurors in this case, on this the 19th day of September 1936, upon Cornelius Clopton the Defendant

M. W. Williams Sheriff.

The State of Alabama,  
 Baldwin County

CIRCUIT COURT

List of Jurors and Copy of Indictment

STATE

Vs.

Cornelius Clopton

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

ATTORNEYS	CASE	CHARGE
	THE STATE OF ALABAMA	
No.	Vs.	
J. B. Blackburn	Cornealius Clopton	Murder

	DISPOSITION OF CASE	FEES	AMOUNT
	Affidavit made and Warrant Issued to M.H. Wilkins	<b>JUDGE'S FEES</b>	
	Returnable to justice court	Warrant at 50c, Affidavit at 25c	75
	Witness--- for State M.H. Wilkins, Marvin Valroe, Clarence Valre	Bond at 50c, Sci Fa at 50c	
John Chason	Jr and Hannah Clopton	Witnesses' Recognizances at 25c	
		Subpoena or notice at 25c	
		Continuance at 25c	1.00
		Trial of Misdemeanor at \$1.00	
		Mittimus at 25c	25
		Judgment on Forfeited Bond at 50c	2.00
		Taking Bond, etc, on Appeal at \$1.00	
		Execution for costs at 25c	
	Preliminary heraing had and	<b>CONSTABLE'S FEES</b>	
	defendant Cornealius Clopton bound over to grand	Subpoena or Notice at 25c	
	jury without bail.	Carrying Defendant before Justice,	
		each mile for himself and guard at 10c	
		Arrest 50c	
		<b>SHERIFF'S FEES</b>	
		Arrest \$2.00, Bond \$1.00, Sci Fa 50c	4.00
		Committing \$1.00, Releasing \$1.00	2.00
		Subpoenas at 25c Day's Board at 30c	6.00
		<b>WITNESSES FEES</b>	
		Days at 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		<b>DEFENDANT'S COSTS</b>	
		Witnesses' Recognizance at 25c	
		Subpoenas at 25c	
		Executing Subpoenas	

*July 11th 1936*

*J. M. ...*  
N.P. Ex-O.J.P



W

The Court charges  
the jury the as good  
character to gether  
with the evidence in the  
case may be sufficient  
to generate a reasonable  
doubt of the defendant's  
guilt.

Wm  
A. W. Starke  
Judge

*Witness  
A. W. Hare  
Judge*

CHARGE NO. 1.

The Court charges the Jury that if after considering all the evidence you have a reasonable doubt of Defendant's guilt arising out of any part of the evidence, then you must find the Defendant not guilty.

CHARGE NO. 2.

*Witness  
A. W. Hare  
Judge*

The Court charges the Jury that the evidence in this case must be so strong as to convince each juror of the Defendant's guilt beyond a reasonable doubt, and if any single juror has a reasonable doubt of the guilt of the Defendant growing out of any part of the evidence, or lack of evidence, then you cannot convict him.

*Witness  
A. W. Hare  
Judge*

CHARGE NO. 5.

The Court charges the Jury that if they have a reasonable doubt, growing out of the evidence, as to whether the killing was done deliberately, or as to whether it was done premeditatedly, then they cannot find the Defendant guilty of murder in the first degree, and if they have a reasonable doubt growing out of the evidence as to whether the killing was done out of malice, then they cannot find the Defendant guilty in either degree, but only of manslaughter at the most, and, if, after considering all the evidence, the Jury have a reasonable doubt as to the Defendant's guilt of manslaughter arising out of any part of the evidence, then they should find the Defendant not guilty.

CHARGE NO. 4.

*Winn  
J. W. Hare  
Judge*

The Court charges the jury that if, after considering all the evidence in the case, that tending to show guilt together with the tendency to show innocence, there should spring up involuntarily in the minds of the jury from any part of the evidence, a probability of the innocence of the defendant, the jury must acquit.

CHARGE NO. 6.

The Court charges the jury that the Defendant interposes the plea of not guilty by reason of insanity in this cause, and the burden of proof is not changed when he undertakes to prove it, and if, by reason of the evidence in relation to such plea of not guilty by reason of insanity when taken and considered by the jury, together with all the other evidence in the case, the jury entertains a reasonable doubt of the defendant's guilt, he should be acquitted, though the jury may not be able to find that the plea of insanity has been fully proven.

*Winn  
J. W. Hare  
Judge*

CHARGE NO. 3.

The Court charges the jury that you may look to the acts and declarations of Defendant and to all the evidence in the case to ascertain whether he was insane at the time of the commission of the offense.

*Winn  
J. W. Hare  
Judge*

THE STATE OF ALABAMA, }  
Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

Cornelius Clonton.

at the September. Term. 1936, of the Circuit Court of Baldwin County, for the offense of  
Murder First 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 ac-  
cording to law.

Dated this 17th day of September. 1936

*R. L. Duck*

Clerk of the 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 Alabama.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_ 193\_\_\_\_\_

\_\_\_\_\_  
(L. S.)  
\_\_\_\_\_  
(L. S.)  
\_\_\_\_\_  
(L. S.)  
\_\_\_\_\_  
(L. S.)  
\_\_\_\_\_  
(L. S.)

Taken and approved \_\_\_\_\_ day of \_\_\_\_\_ 193\_\_\_\_\_

\_\_\_\_\_  
Sheriff of Baldwin County.

**CAPIAS**

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

THE STATE  
vs.

**Cornelius. Clopton.**

Bail Fixed in this Case in Open Court at

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

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

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

MOORE PRINTING CO., BAY MINETTE, ALA.

Executed this 16th day of Sept 1913

By arresting the within

named Defendant

Cornelius Clopton

and placing him in jail

M. W. Oliver  
Sheriff

U. S.

Receipts of Post. S. News, One ~~#~~ 32 Pts  
taken from Cornelius Glopston and used as  
an exhibit in the case of State vs Cornelius  
Glopston — dated then March 5<sup>th</sup> 1957 -

John Mason  
Atty for Glopston.

The State of Alabama, }  
Baldwin County

Circuit Court, September Term, 19 36.

The Grand Jury of said County charge that before the finding of this indictment Cornelius Clopton, whose name is to the Grand Jury otherwise unknown, unlawfully and with malice aforethought, killed Clarence Valree, by shooting him with a gun,

against the peace and dignity of the State of Alabama.

*Ralph L. Jones*

Solicitor of the Twenty-first Judicial Circuit.

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

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT

September \_\_\_\_\_ Term, 193 6

The State  
VS.

Cornelius Clopton

INDICTMENT

Murder First Degree

NO \_\_\_\_\_ PROSECUTOR.

WITNESSES:

Hannah Clopton

Leila Valree

Marvin Valree

Clarence Valree, Jr.

Ethel Crook

Ruby Crook

Susie Crook

M. H. Wilkins

*Ed Clopton*

RECORDED

*Book*  
*P-257*

GRAND JURY NO. *12.*

A TRUE BILL.

*Sibly Richardson*  
FOREMAN GRAND JURY.

Filed in open court and in the presence of the

Grand Jury on the *16* day of

September 193 *6.*

*R. D. Dues* Clerk.

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

*R. D. Dues* Clerk.

*Sept 29-30*

*We the jury find  
the defendant  
Cornelius Clopton  
Guilty of Murder  
in the first  
degree as charged in and  
by the indictment and  
at his punishment  
at Life imprisonment  
in the penitentiary  
P. J. Carey  
Foreman*



The State of Alabama, }  
Baldwin County

IN THE JUSTICE COURT OF  
J.M. Franklin

Before me, J.M. Franklin, N.P. Ex-O. J.P.

in and for said County, personally appeared M.H. Wilkins

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 June 30th 1936 that one

**CORNELIUS.**

Corneal Clopton unlawfully and with malice aforethought, killed

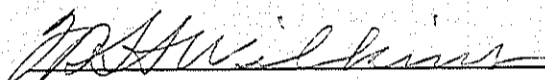
Clarence Valrie by shooting him with a Gun,

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this

1st day of July A. D., 1936

J.M. Franklin N.P. Ex-O, J. P.



THE STATE OF ALABAMA, }  
Baldwin County.

TO ANY LAWFUL OFFICER OF SAID COUNTY, GREETING:

You are hereby commanded to arrest Corneal Clopton

and bring Him before Me to answer

the State of Alabama on a charge Of murder

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

Witness my hand this 1st day of July 1936

J.M. Franklin  
N.P. Ex-O----J. P.

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

Page \_\_\_\_\_

Executed this 11th day of July 1936

By arresting the within

named Defendant.

Corneal Clonton

and placing him in jail

M. H. Wilkins

Sheriff

W. S.

**THE STATE OF ALABAMA,**  
BALDWIN COUNTY.

JUSTICE COURT OF

J. M. Franklin

**THE STATE**  
VS.

Corneal Clonton

**WARRANT and AFFIDAVIT**

WITNESSES FOR THE STATE

M. H. Wilkins, Marvin Valree

Clarence Valree, Jr, Hannah Sizer

Clonton