

AFFIDAVIT

Moore Printing Co.

STATE OF ALABAMA, {
BALDWIN COUNTY

In the Justice Court of

653

Before me, Charles H. Hallin and for said County, personally appeared Grover, Grace 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 April 10 - 1943 that one Jack Garnerforcibly ravished Marjorie Keil, a woman

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 12day of April

A. D., 194

Charles H. Hall, J. P.Grace Hall

WARRANT

STATE OF ALABAMA, {
BALDWIN COUNTY

TO ANY LAWFUL OFFICER OF SAID COUNTY, Greetings:

You are hereby commanded to arrest

before me to answer and bring him
to answer the State of Alabama on a chargeRape

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

Witness my hand this

12

day of

April

194

Charles H. Hall

J. P.

No. 771

Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

JUSTICE COURT OF

Eric A. Kaud

AFFIDAVIT

The State of Alabama,
VS.

Jack Garner

WITNESSES FOR THE STATE

*Minnie Keil
John Schnatz
Erwin Kochler*

*Francis Kichler**R. C. Wilson**H. C. Phillips**Mrs. W. C. Holmes*

JUSTICE COURT OF
BALDWIN COUNTY

WARRANT OF ARREST

State of Alabama

VS.

*Jack Garner*Executed this 11 day of April 1943

By arresting the within

named Defendant

*Jack Garner*and placing him in jail*W. P. Stuart*

Sheriff.

Deputy Sheriff.

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

ATTORNEYS

CASE

CHARGE

No. 771

THE STATE OF ALABAMA

vs.

Jack Garner

Rape

DISPOSITION OF CASE

FEEES

AMOUNT

Affidavit made and Warrant issued to

Returnable

Witness—for State

*Minnie Keil
John Schmatz
Gavin Koehler
Francis Kichler
R.C. Wilson
G.W. Phillips
Mrs W.C. Holmes*

Grady Nace

JUDGE'S FEES

Warrant at 50c Affidavit at 25c
Bond at 50c Sci Fa at 50c
Witnesses' Recognizances at 25c
Subpoena or notice at 25c
Continuance at 25c
Trial of Misdemeanor at \$1.00

Mittimus at 25c
Judgment on Forfeited Bond at 50c
Taking Bond, etc. on Appeal at \$1.00
Execution for Costs at 25c

CONSTABLE'S FEES

Subpeona or Notice at 25c
Carrying defendant before Justice,
each mile for himself & guard at 10c
Arrest 50c

SHERIFF'S FEES

Arrest \$2.00 Bond \$1.00 Sci Fa 50c
Committing \$1.00 Releasing \$1 00
Subpoenas at 25c Days's Board at 30c

WITNESSES FEES

Days at 50c
" 50c
" 50c
" 50c
" 50c
" 50c
" 50c
" 50c

DEFENDANT'S COSTS

Witnesses' Recognizance at 25c
Subpoenas at 25c
Executing Subpoenas

W

W

6.00

THE STATE OF ALABAMA } CIRCUIT COURT, Spring TERM, 1943
Baldwin County }

The Grand Jury of said County charge that before the finding of this indictment
Jack Garner did assault Minnie Kiel, a woman, with the intent forcibly
to ravish her;

against the peace and dignity of the State of Alabama.

Ralph L. Jones

Solicitor of the Twenty-first Judicial Circuit.

No. 1

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Spring Term, 1943

THE STATE
vs.
Jack Garner

INDICTMENT

Assault to Ravish
No Prosecutor

WITNESSES:

Minnie Kiel
John Schnatz
Ervin Koehler
R. C. Wilson
G. C. Phillips

RECORDED

GRAND JURY NO. 27

A TRUE BILL.

Henry Bryan
Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the 14 day of
April, 1943.

R. S. Luck, Clerk.

Presented in open Court to the presiding
Judge by the Foreman of the Grand Jury, in
the presence of 12 other Grand Jurors.

R. S. Luck, Clerk.

Bail fixed at \$2000.00

H. N. Stare
Judge

~~we the jurors.
find the defendant
of assault to
guilty as charged
in the indictment~~
Curtis L. Davis
Foreman

We the jury find the defendant
guilty of assault with intent
to ravish as charged in the
indictment

Curtis L. Davis
Foreman

State vs - Jack Garner
assumed to furnish

Jury List, Second Week

Spring Term, April 26, 1943

No.	Name	Occupation	Address
1	Dennis B. Howell	barber	Bay Minette
2	John J. Lewis	auto dealer	Foley
3	Joseph Lynd	clerk	Bay Minette
4	John W. Pittman	farmer	Gateswood
5	Elbert Boone	oil truck	Foley
6	Frank T. Peterson	farmer	Gateswood
7	Harry Beemis	Oysterman	Bon Secour
8	Frank A. Propst	farmer	Bay Minette
9	J. Emory Johnson	grist mill	Silverhill
10	Herman O. Krueger	farmer	Magnolia Springs
11	Aaron R. Rider	farmer	Bay Minette
12	John P. Bertolla	farmer	Loxley
13	Charles W. Barnhill	farmer	Loxley
14	Leon P. Comstock	contractor	Loxley
15	Calvin I. Long	clerk	Rabon
16	Robert M. Chaffin	farmer	Stockton
17	James M. Weekley	farmer	Rabon
18	Mack Aylin	forester	Bay Minette
19	W. Hence Fall	merchant	Bay Minette
20	Julian Hilary Brown	cobbler	Bay Minette
21	Curtis B. Daniels	merchant	Greens, Bay Minette
22	Shelby Folmer	farmer	Bay Minette
23	Edward D. Noonan	Newport	Bay Minette
24	Frank M. Feminear	clerk	Bay Minette
25	Michael A. Weeks	farmer	Foley
26	Emett Howell	turpentine	Foley
27	D. Arky Beech	farmer	Foley
28	William Lenz	garage	Elberta
29	Harry C. Bill, Jr.	farmer	Robertsdate
30	Norman Racine	clerk	Robertsdate
31	Fred R. Walker	farmer	Foley
32	William W. Manning	barber	Foley
33	Julio Corte	farmer	Loxley
34	Joseph X. Krob	farmer	Silverhill
35	Frank J. Knowles	electrician	Bay Minette
36	Hendon H. Hurley	farmer	Daphne
37	Mack Baggett	merchant	Daphne
38	Ernest D. Corte	producer	Daphne
39	Alex Bertolla	farmer	Daphne
40	R. Howard Vaughn, Jr.	farmer	Robertsdate
41	Connie A. Gaston	editor	Fairhope
42	Louis Brannan	turpentine operator	Foley
43	Bernard D. Hendrickson	office manager	Bay Minette
44	Toney J. Klumpp	auto dealer	Fairhope
45	Mack I. Moore	merchant	Magnolia Springs
46	Peter J. Morris	farmer	Gateswood
47	William A. Allen	farmer	Summerdale
48	John J. Jurkiewicz	merchant	Summerdale
49	George Holk	merchant	Foley
50	Otto Aanaeker	salesman	Foley
51	Andrew C. Benton	farmer	Bon Secour
52	Max Davis	merchant	Foley
53	Joseph W. Pittman	school bus	Gateswood
54	Ladie N. Scarborough	farmer	Bay Minette
55	John Russell	saw mill	Loxley
56	Claude S. Woodson	furniture	Bay Minette
57	Charles J. Ebert	real estate	Foley
58	Joseph A. Vaughn	clerk	Perdido
59	John T. Hadley	laborer	Foley
60	Walter T. Nall	farmer	Foley

59 / IIII
517 / IIII IIII IIII II

less
State
W
Jack Larue

No. 1.

The Court charges the jury that good character itself is part of the evidence in this case and if the Jury upon a consideration of all the evidence have a reasonable doubt growing out of any part of the evidence the jury will give the defendant the benefit of such doubt and acquit him.

Given
J. M. Ware
Judge

No. 2.

The court charges the jury that if from the evidence in this case you have a reasonable doubt that defendant was sufficiently sober to form a specific intent to commit an assault with intent to ravish you can not convict him of assault with an intent to ravish.

Given
J. M. Ware
Judge

Given
J. M. Ware
Judge

No. 3.

The Court charges the jury that the presumption in this case is that the defendant is innocent until the State has proven beyond all reasonable doubt that he is guilty and if the jury have a reasonable doubt growing out of the evidence as to whether he was sufficiently sober to form a specific intent to commit an assault with intent to ravish, then the jury can not find the defendant guilty of an assault with intent to ravish.

No. 4.

The Court charges the Jury that if they believe all the evidence in this case they must acquit the defendant.

Refused
J. M. Ware
Judge

THE STATE OF ALABAMA,
Baldwin County }

No. 27

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You are hereby commanded to summon

Minnie Kiel,
John Schratz, Terwin Koehler
Francis Kehler, Margaret Kehler
R. C. Wilson, Mrs W. C. Holmes
Lawford Kehler

to be and appear on the 12 day of April, 1943, before the Grand Jury
of said County, at the Court House thereof, then and there to testify and give evidence on behalf of the
State of Alabama. Herein fail not, and make due return of this writ with your endorsement thereon.

Witness my hand this 17 day of Apr A. D., 1943

R. S. Duck
Clerk.

8-9

Jack Barnett JB

ORIGINAL

No. 27

GRAND JURY SUBPOENA

I have executed this Subpoena by serving a copy thereof on the following persons, to-wit:

executed in full

this 12 day of April, 1943

W R Stuart, Sheriff

ORIGINAL — STATE SUBPOENA

Baldwin Times, Bay Minette 3 - 24 - 39 - 1M

THE STATE OF ALABAMA }
Baldwin County.

CIRCUIT COURT

SUB. No. _____

Case No. 653

Term, April, 1934

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Commanded to Summon Minnie Kiel, John Schnatz,

Ervin Koehler, R. C. Wilson, G. G. Phillips

Mrs. W. C. Holmes

personally to be and appear before the Circuit Court, to be holden for Baldwin County, at the Court House thereof, in Bay Minette, on the 26 day of April, 1934 at 8:30 a.m., 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 JACK GARNER

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

Witness my hand this 15th day of April A. D., 1934

R. S. DUCK, Clerk.

By service in full

[illegible]

W.R. Stuart
By B. J. Jones of Sheriff.

No. 655 Page

JACK CARROLL

April, 19343

Received in Sheriff's Office Clerk.
this 16 day of April, 1943.
W. R. STUART, Sheriff

Clerks Fees		AMOUNT	Sheriff's Fess		AMOUNT
Taking Affidavit	50		Executing Warrant	\$2 00	
Issuing Capias	50		Approving Bond	1 00	
Docketing	10		Serving Subpoenas each	50	
Issuing Subpoenas	25		Serving Sci Fas.		
Each Order of Continuance	25		Guard's Fee	2 00	
Entering Forfeiture	50				
Final Judgment of Forfeiture vs Defendant	50				
Entering Forfeiture vs Witness	25				
Final Judgment vs Witness	25				
Trial	50				
Judgment	25				
Final Judgment	25				
Order of Removal and Incidents	1 00				
Issuing Execution	50				
Issuing Scire Facias	50				
Recognizance	50				
Certificate	25				
Total Clerk's Fees		9 35.	Total Sheriff's Fees		13 50.
COUNTY COURT TAX			RECAPITULATION		
Taking Affidavit and Issuing Warrant	\$1 00		Fine		
Trial, Judgment, Entry, Etc.,	5 00		Clerk's Fees	9 35.	
Judgment Forfeited Bail	3 00		County Court Tax	3 00	
Judgment, Defaulting Witness	2 00		Sheriff's Fees	13 50.	
			Removal Fee		
			Solicitor's Fee	30 00.	
			Justice of Peace Fees	1 00	
			Constable's Fees		
			Witness Fees	60 00	
			Board Days @		
Total County Court Tax			Total Fine and Costs		116 85

The State of Alabama, Baldwin County

To any Sheriff of the State of Alabama—Greeting:

You are hereby commanded that of the goods and chattels, lands and tenements of

Jack Garner.

Defendant

and

as Sureties, you cause to be made the sum of ~~\$137~~ ^{116 85} 85.

Dollars,

which the State of Alabama, for the use of Baldwin County, recovered of Him.

on the 26th day

April, 1943, by the judgment of the County Court, held for the County

of , for a fine of \$ and cost of prosecution amounting to \$ 117 85 and have the same to render to the said State for the use aforesaid; and make return of this Writ, and the execution thereof, according to law.

Witness my hand this the 10th day of May, 1943

Clerk County Court.

W. R. STUART, SHERIFF
BY *Louise S. Wilson*
D. S.

No. 653,

The State of Alabama, _____ County

By virtue of the within execution, I have levied

APPEAL BOND.

THE STATE OF ALABAMA,
Baldwin County.

County Court, July Term, 1943

KNOW ALL MEN BY THESE PRESENTS, That we

Oneal Bodiford
As Principal and the undersigned
As Sureties

_____, are held and firmly bound unto the State
of Alabama, in the sum of Three Hundred & Dollars
for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, and
administrators, jointly and severally, firmly by these presents.

Witness our hands and seals, this the 12 day of July, 1943.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bound-
en Oneal Bodiford, was, on the 12 day of July, 1943
convicted in the County, of the offense

Assault with a Weapon

and by the judgment of said Court sentenced to

Fifty Dollars
and Costs

And, whereas, the said

Oneal Bodiford
has this day prayed an appeal from said judgment to the Circuit Court of said County:

and demands
a trial by
jury

Now, if the said Oneal Bodiford shall appear at
the next term of the Circuit Court, and from term to term thereafter until discharged, and abide
by and perform whatever sentence may be adjudged in said Court against him, then the above ob-
ligation to be void, otherwise to remain in full force and effect.



Approved:

R. Woodruff

County Court Judge.

Approved
[Signature]

County Court Judge.

Oneal Bodiford (L. S.)

Hester R. Beck (L. S.)

W. H. Hight (L. S.)

J. B. [Signature] (L. S.)

THE STATE OF ALABAMA

Baldwin County

COUNTY COURT

THE STATE

VS.

APPEAL BOND

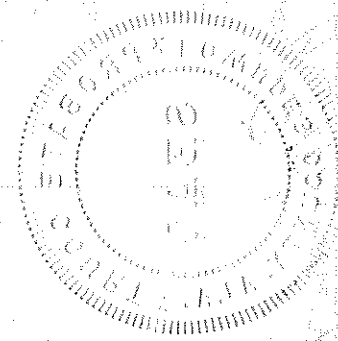
Sureties.

Filed in the office of the Clerk of the

Circuit Court 14 day of

July, 1942
J. S. Dyer, Clerk.

Baldwin Times Print



THE STATE OF ALABAMA, {
Baldwin County

We, Oneal Bodiford, H. R. Ellis, M. R. Norman, as
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA the sum of _____
THREE HUNDRED DOLLARS

unless the said Oneal Bodiford appear at the
May Term, 1943, of the County Court of Baldwin County, Alabama,
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the
offense of Assault with a weapon.

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 con-
stitution 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 _____, 194_____

+ Oneal Bodiford (Seal)

H R Ellis (Seal)

M R Norman (Seal)

_____, Baldwin County, Ala.

_____, (Seal)

Taken and approved this the 15 day of April, 1943.

M R Bunt Sheriff

By _____, Deputy Sheriff

STATE OF ALABAMA,
LOWNDES COUNTY.

I hereby certify that the within bond is a good
and sufficient bond and would be approved by me if presented to
me in Lowndes County, Alabama.

O C Moore
Sheriff of Lowndes County, Alabama.

No. 1164

THE STATE OF ALABAMA

BALDWIN COUNTY

Court

SHERIFF'S OFFICE

THE STATE

VS.

Sheriff's Appearance Bond

Amount of Bond, \$

Filed _____, 194

Clerk

THE STATE OF ALABAMA**Baldwin County.**

Sub. No. _____

COUNTY COURTCase No. 1761 _____ Term, 1943

To any Sheriff of the State of Alabama — Greetings:

You are hereby commanded to summon J. C. Davis, Edmon Daniel, Will Hill, Fannie LouChatom, Fay Ingram, Tommie Downs, Edward Cheaton

_____ to appear

at the next term of the County Court, on the 3rd day of May, 1943, at 9 o'clock
a. m., and to continue from day to day and from term to term thereafter, until legally discharged to give evidence
in behalf of the STATE in a cause now pending in said Court, wherein the State of Alabama is Plaintiff, andO'NEAL BONIFORD Defendant, and this he shall in no wise
omit under penalty prescribed by law.Witness this 14 day of April, 1943. R. S. Luck, Clerk.

Received in office 4-14, 1943

Executed this 4-14, 1943

By Reming in full

ORIGINAL

For _____

No. 1164 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

County Court

THE STATE
Vs.

O'NEAL BONIFORD

STATE SUBPOENA

Issued this 14 day of

April, 1943

R. S. Leuck

Clerk.

W. R. Stunt.
Sheriff.

By M. R. Stunt

AFFIDAVIT

Moore Printing Co.

STATE OF ALABAMA,
BALDWIN COUNTY

In the Justice Court of

Before me,

Chas. Hand
Justice of the Peace
 in and for said County, personally appeared *W. H. Stuckey* 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 *April 13-1943* that one *Oneal Bodiford*

did assault and beat Luther Carter with
a weapon - to wit a stick -

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this

day of

A. D., 194

J. P.

WARRANT

STATE OF ALABAMA,
BALDWIN COUNTY

TO ANY LAWFUL OFFICER OF SAID COUNTY, Greetings:

You are hereby commanded to arrest

Oneal Bodiford
 and bring *him*
 before *Judge of County Court* to answer the State of Alabama on a charge

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

Witness my hand this

day of

194

J. P.

No. 1164

Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

JUSTICE COURT OF

AFFIDAVIT

The State of Alabama,
VS.

Oneal Boniford

WITNESSES FOR THE STATE

J. C. Davis *Pistol*
Edison Daniel *Pistol*
Will Hill *Pistol*
Fannie Lee Chester
Jay Ingram
Tommye D. D.
Edward Chester *Pistol*

JUSTICE COURT OF
BALDWIN COUNTY

WARRANT OF ARREST

State of Alabama
vs.

Executed this 13th day of April 1943

By arresting the within

named Defendant

Oneal Boniford

and placing him in jail

W. R. Stewart Sheriff.

Deputy Sheriff.

THE STATE OF ALABAMA }
Baldwin County. }

CIRCUIT COURT

SUB. No. _____

Case No. 653 ATerm Dec., 1943

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Commanded to Summon J C Davis Edmond DanielX Will Hill. X Fannie Lou Chatom. Fay Ingram Tommie Downs.X Edward Cheatom.

personally to be and appear before the Circuit Court, to be holden for Baldwin County, at the Court House thereof, in Bay Minette, on the 6th day of Dec, 1943, at 8:30 a.m., 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 O Neal Boniford.

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

Witness my hand this 12th day of Nov, A. D., 1943.

R. S. DUCK, Clerk.

By _____

Exacted in full

[Handwritten signature]

Sheriff.

ORIGINAL

For

No. 653A Page

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court

THE STATE

Vs.

O'Neal Bodiford.

STATE SUBPOENA

Issued this 12th day of

Nov. _____, 193⁴³

R S Duck,

Clerk.

AFFIDAVIT

Moore Printing Co., Bay Minette, Ala.

STATE OF ALABAMA, }
BALDWIN COUNTY }

IN THE JUSTICE COURT OF

Before me,

Lee A. Land Justice of the Peace
in and for said County, personally appeared A. P. 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 Dec. 18 - 1942 that one Willie Lynn

illegally took and carried away one car
the personal property of G. W. Robertson

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 28

day of

A. D. 194

J. P.

A. P. Smith

WARRANT

STATE OF ALABAMA, }
BALDWIN COUNTY }

TO ANY LAWFUL OFFICER OF SAID COUNTY, Greetings:

You are hereby commanded to arrest

and bring

before

the State of Alabama on a charge

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

Witness my hand this

day of

194

J. P.

No. 341

Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

JUSTICE COURT OF

Chas. H. H. H.

AFFIDAVIT

The State of Alabama
vs.

Willie Wynn

WITNESSES FOR THE STATE

B. H. Robertson
H. Taylor
W. A. H. H.
A. H. H.
B. F. H.
G. H. H.
Andrew H.

JUSTICE COURT OF
BALDWIN COUNTY

Warrant of Arrest

State of Alabama
vs.

Willie Wynn

Executed this 28th day of Dec 1942

By arresting the within

named Defendant

Willie Wynn

and placing him in jail

W. H. H.

A. H. H.
D.