

661

APPEAL BOND.

THE STATE OF ALABAMA,
Baldwin County.

County Court, _____ Term, 194__.

KNOW ALL MEN BY THESE PRESENTS, That we

W. P. Randall and
J. Gaston

_____, are held and firmly bound unto the State of Alabama, in the sum of One Hundred & no/100 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 3 day of May, 194__3

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bound-
en W. P. Randall, was, on the 3 day of May, 194__3
convicted in the County, of the offense Obstructing a road

and by the judgment of said Court sentenced to pay a fine of One Cent

And, whereas, the said W. P. Randall
has this day prayed an appeal from said judgment to the Circuit Court of said County:

Now, if the said W. P. Randall 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 obligation to be void, otherwise to remain in full force and effect.

W. P. Randall (L. S.)
J. Gaston (L. S.)
____ (L. S.)
____ (L. S.)

Approved:

[Signature]
County Court Judge.

WARRANT OF ARREST

Moore Printing Co.

THE STATE OF ALABAMA,
BALDWIN COUNTY

TO ANY LAWFUL OFFICER OF SAID COUNTY—GREETING:

You are hereby commanded to arrest O. P. Randall.

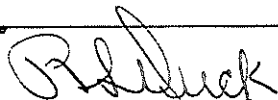
and bring him. before the Judge of the County Court on the 3rd. day of May.

_____, 1943; to answer to the State of Alabama on a charge _____

Obstructing Road.

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

Witness my hand this 20th day of April., 1943



Clerk of the Circuit Court.

Received in Sheriff's Office
this 23 day of April, 1943
W. R. STUART, Sheriff

No. 1168 Page _____

The State of Alabama,
BALDWIN COUNTY

COUNTY COURT

THE STATE
VS.

O PnRandall.

Pt Clear.

Warrant of Arrest

WITNESSES FOR THE STATE

Executed this 27 day of Apr, 1943

By arresting the within named Defendant

D. P. Randall

and placing him under bond

W. R. Stuart
Sheriff.

B. J. Spencer
D. S.

On motion of W. J. Hall, seconded by J. B. Childress, the following resolution was unanimously adopted:

WHEREAS it appears that the County has a graded road along the center line of Section 33, Township 6 South, Range 2, to the West line of the East half of the East half of said Section but that the County never has recognized, worked or accepted as a public road any road or trail East of the West line of the East half of the East half of said Section, and there has been no evidence of a dedication of a road beyond said point and that there is little or no traffic beyond said point,

NOW, THEREFORE, BE IT RESOLVED, that there is no public road along the center of said Section East of the West line of the East half of the East half of said Section nor through the Section East thereof connecting with said graded road West of said line.

STATE OF ALABAMA)

BALDWIN COUNTY)

I, C. O. Weekley, Chairman, County Commission, Baldwin County, Alabama, hereby certify that the above and foregoing is a true and complete copy of a resolution adopted by the County Commission of said County at a meeting held April 3, 1945, as the same appears of record on page 458, Minute Book 1, minutes of County Commission of Baldwin County, Alabama. Given unto my hand this April 3, 1945.

C. O. Weekley
Chairman County Commission

Fairhope Ala
March 27-44

Judge Fare

Dear Sir:

Some time during the week of April 24th I am to appear in court at Bay Minette charged with a Misdemeanor for fencing an Old Trail that crossed some new land that I wanted to cultivate.

Mr. Lloyd Magney used to handle my business but now I dont have any Attorney.

If it is possible, I would like to have this case continued to the Fall Term of court because I will be very busy digging Potatoes after April 20th and will lose a lot of my hands if I have to take time off to appear in court.

Sincerely

Otto P Bandell
Fairhope, Ala.
Route 1 Box 176

March 29, 1944.

Mr. Otto P. Randall,
Route 1, Box 176,
Fairhope, Alabama.

Dear Mr. Randall:-

I have your letter of March 27th relative to your case set for trial during the fourth week in April.

From the facts stated in your letter, I am disposed to think that the right to obstruct the trail mentioned should be settled on the civil side of the Court rather than the criminal, but I am not sufficiently acquainted with the facts to say definitely as to this.

I will grant your request and continue the case at the spring term and am sending a copy of this letter to Mr. Hubert M. Hall, County Solicitor with the request that he stop the State's witnesses if possible.

Yours very truly,

F. W. HARE

TWENTY-FIRST JUDICIAL CIRCUIT
OF ALABAMA
F. W. HARE, JUDGE
R. L. JONES, CIRCUIT SOLICITOR
LOUISE JOHNSON, COURT REPORTER
MONROEVILLE, ALABAMA

March 29, 1944.

Mr. Hubert M. Hall,
Bay Minette, Alabama.

Dear Hubert:-

I am enclosing letter from Mr. Randall at Fairhope
and a copy of my reply.

If you can stop these witnesses without inconvenienc-
ing or troubling you too much, I would appreciate it.

With regards and best wishes, I am

Your friend,



F. W. HARE

THE STATE OF ALABAMA
Baldwin County.

Sub. No. _____
Case No. 1163

COUNTY COURT

May Term, 19 43

To any Sheriff of the State of Alabama — Greetings:

You are hereby commanded to summon W. D. Booth, W. M. Stelzenmuller, Wm Pierce

_____ 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, and

C. P. RANDALL Defendant, and this he shall in no wise omit under penalty prescribed by law.

Witness this 26th day of April, 1943.

R. S. Duck

_____, Clerk.

Received in office _____, 19____

Executed this 4-26, 1943

By serve in full

ORIGINAL

For _____

No. 1168 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

County Court

THE STATE

Vs.

W. P. Randall

STATE SUBPOENA

Issued this 26th day of

April, 1943

R. L. Duck

Clerk.

W. R. Stuart

Q. F. Guerra Jr.

Sheriff.

THE STATE OF ALABAMA,

Baldwin County

We, O. P. Randall, as

principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Two Hundred DOLLARS

unless the said O P Randall appear at the

May 30 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 Obstructing Road

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 constitution 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

O P Randall (Seal)

the _____ day of _____, 19____

_____ (Seal)

_____, Baldwin County, Ala.

Taken and approved this the 24 day of April, 1943

W R Stewart, Sheriff
By _____, Deputy Sheriff

No. 1168

THE STATE OF ALABAMA,
BALDWIN COUNTY

_____ Court

SHERIFF'S OFFICE

THE STATE

VS.

Sheriff's Appearance Bond

Amount of Bond, \$ _____

Filed _____, 19____

_____, Clerk.

THE STATE OF ALABAMA

Baldwin County.

COUNTY COURT

SUB NO. _____

Case No. 1164

Term, April, 1940

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Comanded to Summon Hon. James Gaston, Robert Nye

personally to be and appear before the County Court, to be holden for Baldwin County, at the Court House thereof, in Bay Minette, on the 3rd day of May, 1940, at 9:00 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 DEFENDANT in a prosecution now pending in said Court, where- in the State of Alabama is Plaintiff and O. P. RANDALL

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

Witness my hand this 28th day of April A. D., 1940.³

R. S. Duck
R. S. DUCK, Clerk

Received in office _____, 19____

Executed this 5/1, 1943

By Serving

Jim Gaston
Robert Nye

W.R. Stewart
Sheriff.

A.P. Smith

ORIGINAL

For _____

No. 1168 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

County Court

THE STATE
Vs.

O. P. RANDALL

STATE SUBPOENA

Issued this 28th day of

April, 1943

B.S. Lucke
Clerk.

**STATE OF ALABAMA,
Baldwin County**

County Court

Before me, Robert S. Duck, Clerk of the Circuit Court of said County, in said State, personally appeared _____ H B Boothe _____

who, being duly sworn according to law, doth depose and say that _____ has probable cause for believing and does believe that About Feb 1st 1943, O P Randall.
did Close a ^{Public} Road.

Contrary to Law,

and that said offense has been committed in said County and State by _____
O P Randall. _____ within the past twelve (12) months and before the making of this affidavit, against the peace and dignity of the State of Alabama.

H. B. Boothe

The above subscribed and sworn to before me this 20th day of April, 1943.

R. Duck

Clerk of the Circuit Court.

No. _____

COUNTY COURT

BALDWIN COUNTY

Complaint of _____

Against O P Randall.

For the offense of _____

Filed this 20th day

of April., 1943.

_____, Clerk.

STATE WITNESSES:

W H Baerthel

~~W M Stelzenmuller~~

W M Stelzenmuller.

Wm Pierce.

DEFENDANT MAY GIVE BAIL OF

\$ _____

Clerk Circuit Court.

Baldwin Times Print

THE STATE OF ALABAMA
Baldwin County.

CIRCUIT COURT

SUB. No. _____

Case No. 661. Term, Dec., 1944

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are Hereby Comanded to Summon W M Stelzenmuller. Wm Pierce.
Mr Booth.

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 4th day of December., 1944, 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 A. P. Randall.

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

Witness my hand this 17th day of Nov., A. D., 1944.

R. S. DUCK, Clerk.

Received in office _____, 193

Executed this 11-30, 1944

By Serving in full

ORIGINAL

For _____

No. 661.

Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court

THE STATE

Vs. J.P. Pore

O P Randall.

Fairbridge

STATE SUBPOENA

Issued this 27 day of

Nov,, 19344

W.R. Strait
By Glady Hall D.S. Sheriff.

R.S. Smith
Clerk.

THE STATE OF ALABAMA, }

Baldwin County.

CIRCUIT COURT

Fall Session

Term, 19*24*

On Appeal from County Court.

THE STATE vs.

Otto P. Randall

The State of Alabama, by its Solicitor, complains of

Otto P. Randall

that

in said county and within twelve months before the commencement of this prosecution he did

*obstruct a public road by a fence
built across said road*

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

Ralph L. Jones

Solicitor.

No. _____

STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT

THE STATE

vs.

Otto P. Randall

CHARGE:

*Obstructing a public
road*

COMPLAINT

Filed

Dec 4,

193*4*

[Signature]
Clerk

1934