

THE STATE OF ALABAMA,  
Baldwin County

No. 2

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You are hereby commanded to summon H. C. Phillips's John R. Davis,  
D. W. Lane, Mrs. Roy Underwood, Cecil  
Windbeyler,

to be and appear on the 5<sup>th</sup> day of Nov, 1945, 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 20<sup>th</sup> day of Oct A. D., 1945

R. S. duck Clerk.

*McKell*

ORIGINAL

No. 2

**GRAND JURY SUBPOENA**

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

- G. C. Phillips* 10-26
- John R. Davis* ..
- D. W. Lane* ..
- Mrs. Roy Underwood* ..
- Cecil Windhager* ..

~~\_\_\_\_\_~~  
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~~\_\_\_\_\_~~  
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this 26 day of Oct, 1940

*C. E. Garrett* Sheriff

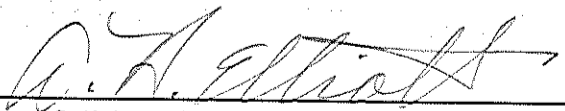
THE STATE OF ALABAMA, }  
Baldwin County }

Circuit Court, Fall Session ~~1944~~ Term, 194

The Grand Jury of said County charge that before the finding of this indictment

and after the Nineth day of July, 1945, John McGill, who was driving a motor vehicle upon a highway in Baldwin County, Alabama, which was involved in an accident resulting in damage to an automobile which was being driven by Mrs. Roy Underwood, did not immediately stop such motor vehicle at the scene of such accident, and did not give his name, address and the registration number of the motor vehicle he was driving, to the driver or occupant of the motor vehicle which he collided with or damaged, contrary to law, and

against the peace and dignity of the State of Alabama.

  
Solicitor of the Twenty-first Judicial Circuit.

The State of Alabama,  
BALDWIN COUNTY  
CIRCUIT COURT

Fall Session Term, 1945

THE STATE  
vs.

John McGill

INDICTMENT

Leaving scene of an  
accident

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

WITNESSES:

Geo. C. Phillips

John R. Davis

D. W. Lane

Mrs. Roy Underwood

Cecil Windbigler

GRAND JURY NO. 2

A TRUE BILL,

Wm Dyer  
Foreman Grand Jury.

Filed in open Court and in the presence of the

Grand Jury on the 7th day of

November, 1945  
R. Deech Clerk

Presented in open Court to the presiding  
Judge by the Foreman of the Grand Jury, in  
the presence of 1 other Grand Jurors.

R. Deech Clerk.

Bail fixed \$ 500<sup>00</sup>

J. N. Hare  
Judge.

RECORDED

THE STATE OF ALABAMA,

CIRCUIT COURT

BALDWIN COUNTY

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

Case No. 811

Term Dec, 1945

To Any Sheriff of the State of Alabama:

You are hereby commanded to Summon

John R. Davis

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 4<sup>th</sup> day of Dec, 1945, 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

John C. McGill

Defendant, and have you then and

there this Writ, with your endorsement thereon.

Witness my hand this 19 day of March

A. D. 1945

R. S. DUCK, Clerk.

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT

Sub No. \_\_\_\_\_  
Case No. 811 Term Dec., 194 5

To Any Sheriff of the State of Alabama:

You are hereby commanded to Summon J.C. Phillips. John R. Davis.  
D. W. Eane, Mrs Roy Underwood, & Cecil Winbigler.

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., 194 5, 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 John McGill.

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

Witness my hand this 19th day of November. A. D. 194 5 R. S. DUCK, Clerk.

Received in office 11-19, 1945

Executed this Nov. 23rd, 1945

By Serving

J. C. Phillips

D. W. Lane

Mrs. Roy Underwood

Cecil Winbisher

John T. Davis out of State

C. E. Garrett

(Signature) Sheriff

ORIGINAL

For \_\_\_\_\_

No. 811 Page \_\_\_\_\_

The State of Alabama,  
Baldwin County.

CIRCUIT COURT

THE STATE  
Vs.

JOHN MCGILL.

STATE SUBPOENA

Issued this 19th day of

November, 1945

R. S. Duck

Clerk.

THE STATE OF ALABAMA,  
Baldwin County

We, John C. McGill, as

principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Five Hundred & 5 DOLLARS

unless the said John C. McGill appear at the Fall Term, 1945 of the Circuit Court of Baldwin County, Alabama, and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of leaving scene of accident

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  
the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_, Baldwin County, Ala.

John C. McGill (Seal)  
John W. Taylor (Seal)  
J. H. Steacy (Seal)  
J. P. ... (Seal)

Taken and approved this the 5 day of \_\_\_\_\_, 1945.

H. C. Garrett, Sheriff  
By \_\_\_\_\_, Deputy Sheriff



*10/14/45*  
*Am D*  
*This is to certify that this is a good*  
*W.R. Stewart*

*J. R. Davis*

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

**THE STATE OF ALABAMA,  
BALDWIN COUNTY**

\_\_\_\_\_ Court

**SHERIFF'S OFFICE**

**THE STATE**

VS.

*John C. McMill*

**Sheriff's Appearance Bond**

Amount of Bond, \$ \_\_\_\_\_

Filed \_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_, Clerk.

THE STATE OF ALABAMA, {  
Baldwin County

To Any Sheriff of the State of Alabama:

An indictment having been found against

John McGill

at the Fall Term, 1945, of the Circuit Court of Baldwin County, for the offense of

Leaving Scene of ~~Accident~~ Accident

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 7th day of November, 1945

[Signature]  
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 Alabama.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 194\_\_\_\_\_

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

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

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

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

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

Taken and approved \_\_\_\_\_ day of \_\_\_\_\_, 194\_\_\_\_\_

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

811

**CAPIAS**

No. 2

THE STATE  
vs.

JOHN MCGILL

Executed this 9 day of Nov 1945

By arresting the within

named Defendant

Bail Fixed in This Case in Open Court at

\$ 500.00

By F. W. Hare  
Judge Presiding.

Attest: R. S. Duck  
Clerk.

and placing him on Bond

C. E. Gurnett Sheriff.

W. D. Taylor Deputy Sheriff.

*10-12*

AFFIDAVIT

Moore Printing Co., Bay Minette, Ala.

IN THE JUSTICE COURT OF

STATE OF ALABAMA,  
BALDWIN COUNTY

*John R. Davis*  
*John R. Davis Sp. Beat 14*

Before me,

in and for said County, personally appeared *Geo. C. Phillips* 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 *Sept 30<sup>th</sup> 1945* that one *John C. Mc Gill*

*left the scene of an accident*  
*violation of Sec 31 - Highway Law of Ala*

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this *30*

day of *Sept* A. D. 194*5*

*John R. Davis*, J.P.

*George C. Phillips*

WARRANT

STATE OF ALABAMA,  
BALDWIN COUNTY

TO ANY LAWFUL OFFICER OF SAID COUNTY, GREETINGS:

You are hereby commanded to arrest *John C. Mc Gill* and bring *him*

before *me* to answer the State of Alabama on a charge *leaving the scene of an accident*  
*violation Sec 31 -*

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

Witness my hand this *30* day of *Sept* 194*5*

*John R. Davis*, J. P.

**THE STATE OF ALABAMA**  
BALDWIN COUNTY

Justice Court of

*John R. Davis*

**AFFIDAVIT**

The State of Alabama  
vs.

*John C. Mc Gill*

WITNESSES FOR THE STATE:

*Geo C Phillips*  
*DW Lane*  
*Mrs Roy Underwood*  
*Cecil Windbigler*

JUSTICE COURT OF  
**BALDWIN COUNTY**  
Warrant of Arrest

The State of Alabama  
vs.

*John C. Mc Gill*

Executed this 7 day of Oct 1945

By arresting the within

named Defendant

*John C. Mc Gill*

and placing him under Bond

\_\_\_\_\_, Sheriff.

*G.C. Phillips*, Deputy Sheriff

*Highway Patrol*

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	<i>Leaving the scene of accident</i>
No.	Vs. <i>John C. Mc Gill</i>	

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>Geo C P Phillips</i>	Judge's Fees	
Returnable to <i>John R Davis, J.P.</i>	Warrant at 50c, Affidavit at 25c	75
Witness—for State <i>Geo C P Phillips</i>	Bond at 50c, Sci Fa at 50c	
<i>D W Lane</i>	Witnesses' Recognizances at 25c	
<i>Mrs. Roy Underwood</i>	Subpoena or notice at 25c	1.00
<i>Cecil Windbyler</i>	Continuance at 25c	.25
	Trial of Misdemeanor at \$1.00	1.00
	Mittimus at 25c	
	Judgment on Forfeited Bond at 25c	
	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	2.00
	Committing \$1.00, Releasing \$1.00	2.00
	4 Subpoenas at 25c Day's Board at 30c	2.00
	Witness Fees	
	4 Days at 50c	2.00
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	DEFENDANT'S COSTS	
	Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing Subpoenas	

*91200*