

1081

THE STATE OF ALABAMA, }

TO ANY SHERIFF OF THE STATE OF ALABAMA:

Baldwin County

An indictment having been found against

John B. Stuart

at the Spring Term, 1949, of the Circuit Court of Baldwin County, for the offense of

Driving While Intoxicated

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 24 day of March, 1949

W. J. Duck

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.

✓
1081

CAPIAS

No. 18

THE STATE

vs.

John B. Stuart

Bail Fixed in This Case in Open Court at
\$ 500

By William D. Mashburn
Judge Presiding.

Attest: Alice J. Duch
Clerk.

Executed this 7 day of April, 1949

By arresting the within
named Defendant

and placing him

Taylor Wilkins, Sheriff

H. F. Hall, Deputy Sheriff

**THE STATE OF ALABAMA, }
Baldwin County }**

We, John B. Stuart, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Three hundred DOLLARS unless the said John B. Stuart appear at the next Term, 19 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 Driving while intoxicated

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.

[Signature] (Seal)
G. F. Stuart - by Maria Colley (Seal)
[Signature] (Seal)
[Signature] (Seal)

Taken and approved this the 2 day of April, 1919

Taylor Wilkins, Sheriff
By [Signature], Deputy Sheriff

THE STATE OF ALABAMA,
Baldwin County

Circuit Court, Spring Session, 1949

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

John B. Stuart did operate, or drive, a motor vehicle upon a highway of Baldwin County, State of Alabama, while under influence of intoxicating liquors, or drugs,

against the peace and dignity of the State of Alabama.

Kenneth Cooper
Solicitor of the Twenty-eighth Judicial Circuit.

No. _____

RECORDED

THE STATE OF ALABAMA,
Baldwin County

Circuit Court

Spring Session, 194 9

THE STATE

Vs.

JOHN B. STUART

INDICTMENT

DRIVING WHILE INTOXICATED

NO

Prosecutor.

WITNESSES:

J. L. BARROW

PETE SELLERS

ZOLLIE GRIFFIN

GRAND JURY NO. 18

A TRUE BILL

Frank J. Peterson

Foreman Grand Jury.

Filed in open Court and in the presence of

the Grand Jury on the 23rd day of

March, 194 9

Alvin J. Smith, Clerk.

Presented in open Court to the presiding
Judge by the Foreman of the Grand Jury, in
the presence of 18 other Grand Jurors.

Alvin J. Smith
Clerk.

Bail fixed \$ 300⁰⁰

Walter J. Madbury Jr.
Judge

THE STATE OF ALABAMA,

Baldwin County.

Justice Court of FRANK P. PROPST, Notary
Public, Ex-Officio Justice of the Peace, Precinct 4,
Bay Minette, Alabama

To Any Sheriff of the State of Alabama:
You Are Hereby Commanded to Summon

John Barrow, Pete Sellers
John B. Griffin, Gayla Wilkin

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

24 day of Nov, 1948, 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 B. Stuart

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

Witness my hand this 22 day of Nov, A.D. 1948

Frank P. Propst
Justice of the Peace, Precinct No. 4

Executed in full, this the

22

day of

Nov

, 19

Taylor Wilkins
Sheriff.

Jessie B. Griffin
Deputy Sheriff.

THE STATE OF ALABAMA,

Baldwin County.

Justice Court of FRANK P. PROPST, Notary Public, Ex-Officio Justice of the Peace, Precinct 4, Bay Minette, Alabama

To Any Sheriff of the State of Alabama You Are Hereby Commanded to Summon

J. L. Barron - Pate Sellers

Zollie Griffin - Taylor Wilkins

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the 11 day of Dec, 1948, 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 B. Stuart Defendant, and have you then and there this Writ, with your endorsement thereon.

Witness my hand this 7 day of Dec, A.D. 1948

FRANK P. PROPST
NOTARY PUBLIC, Ex-Officio
JUSTICE OF THE PEACE

Justice of the Peace, Precinct No. 4

Executed in full, this the

8 day of

dec, 1948

Taylor Jenkins
Sheriff.

Gene B. Griffin
Deputy Sheriff.

AFFIDAVIT

Moore Printing Co., Bay Minette, Ala.

STATE OF ALABAMA,
Baldwin County.

IN THE JUSTICE COURT OF
FRANK P. PROPST

Before me, FRANK P. PROPST, Justice of the Peace

in and for said County, personally appeared J. L. Barron 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 Nov 20 - 1948 that one John B. Stuart

did operate a motor vehicle on Highway of
State of Ala while it was intoxicated

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 20
day of Nov, A.D. 19 48
Frank P Propst, J. P. J L Barron

WARRANT

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY LAWFUL OFFICER OF SAID COUNTY, GREETINGS:

You are hereby commanded to arrest John B. Stuart
and bring him

before me to answer the State of Alabama on a charge
D. W. I.

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

Witness my hand this 20 day of Nov, 19 48
Frank P Propst, J. P.

No. 1410

Page _____

THE STATE OF ALABAMA

BALDWIN COUNTY

JUSTICE COURT OF

FRANK P. PROPST

AFFIDAVIT

THE STATE OF ALABAMA

vs.

John B. Strout

WITNESSES FOR THE STATE:

J. L. Barner
Pete Sellers
Zollie Griffin
Taylor Wilkins

JUSTICE COURT OF
BALDWIN COUNTY

WARRANT OF ARREST

THE STATE OF ALABAMA

vs.

John B. Strout

Executed this _____ day of _____, 19____

By arresting the within

named Defendant

and placing him

_____, Sheriff

_____, Deputy Sheriff

THE STATE OF ALABAMA, }
Baldwin County

No. 18

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You are hereby commanded to summon

J. L. Barrow
Dute Sellers

to be and appear on the 21st day of March, 1949, 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 26th day of Feb A. D., 1949

Alice J. Welch Clerk.

ORIGINAL

No. 18

GRAND JURY SUBPOENA

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

J. S. Bannan
Pete Sellers

this 25 day of Feb., 1949

Hayden Wilkins, Sheriff

H. H. Wall P.S.

THE STATE OF ALABAMA }
Baldwin County

We, John B. Stuart, as

principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of \$300.00

Three Hundred DOLLARS

unless the said John B. Stuart appear at the

Nov 27 10 AM Term, 1948 of the Prostat & P. Court of Baldwin County, Alabama,
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of

U.W.I

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.

[Signature] (Seal)
[Signature] (Seal)
[Signature] (Seal)
[Signature] (Seal)

Taken and approved this the 26th day of November 1948

[Signature], Sheriff

By [Signature], Deputy Sheriff

THE STATE OF ALABAMA,

CIRCUIT COURT

BALDWIN COUNTY

Sub No. _____

Case No. 1081

Term Spring, 194 9

To Any Sheriff of the State of Alabama:

You are hereby commanded to Summon J. L. BARROW, PETE SELLERS, ZOLLIE GRIFFIN

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 7th day of April, 194 9, 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 B. STUART

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

Witness my hand this 29th day of March A. D. 194 9

ALICE J.

~~XXXX~~ DUCK, Clerk.

B. M. ✓

Received in office 3-28, 1949

Executed this 31 March, 1949

By Sevin in Bell

ORIGINAL
For
No. 1081 Page

The State of Alabama,
Baldwin County.

CIRCUIT COURT

THE STATE
Vs.

JOHN B. STUART

STATE SUBPOENA

Issued this 29th day of

March, 1949

ALICE J. DUCK

Clerk.

Taylor Wilkins
Sheriff
F. N. Zinda D. S.

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

ATTORNEYS	CASE	CHARGE
	THE STATE OF ALABAMA	
No.	Vs.	
	<i>J. B. Stuart</i>	<i>Driving While Intoxicated</i>

DISPOSITION OF CASE	FEES	AMOUNT
Affidavit made and Warrant Issued to <i>J. L. Barrow</i>	JUDGE'S FEES Warrant at 50c, Affidavit at 25c	75
Returnable <i>J. P. Court</i>	Bond at 50c, Sci. Fa. at 50c	
Witness—For State <i>J. L. Barrow - Pete Sellers - Zollie Griffin - Taylor Wilkins</i>	Witnesses' Recognizances at 25c	
	8 Subpoena or Notice at 25c	200
	3 Continuance at 25c	75
	Trial of Misdemeanor at \$1.00	100
	Mittimus at 25c	25
<i>Dec 11 - 1948 appeared the defendant and waived his preliminary hearing - Was bailed out to the Grand Jury - 1949 Spring Term of Circuit Court under \$500⁰⁰ bond</i>	Judgment on Forfeited Bond at 25c	
	Taking Bond, etc., on Appeal at \$1.00	575
	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	300
	Committing, \$1.00; Releasing, \$1.00	200
	8 Subpoenas at 25c Day's Board at 30c	400
	WITNESS FEES Days at 50c	9.75
	" " 50c	
	" " 50c	
	" " 50c	
	" " 50c	
	" " 50c	
	" " 50c	
	" " 50c	
	DEFENDANT'S COSTS Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing Subpoenas	

Frank P. Probst J.P.
Peggy Minette Present 9

1081