

STATE OF ALABAMA,)

CRIMINAL DIVISION

BALDWIN COUNTY.)

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

STATE OF ALABAMA VS. W. E. GRUBBS

ON APPEAL FROM JUSTICE COURT, PRECINCT #8, BALDWIN COUNTY, ALABAMA.

The State of Alabama, by its Solicitor, complains of W. E. Grubbs, whose name is to your informant otherwise unknown than as stated, that in said County and within twelve months before the commencement of this prosecution he did use in the operation of a motor vehicle over U. S. Highway 31, a public highway of the State of Alabama, in Baldwin County, Alabama, liquefied gas upon which the excise tax of six cents per gallon upon the withdrawal from storage in the State of Alabama of liquefied gas had not been paid and the payment thereof had not been assumed by a distributor or storer or user licensed by the Department of Revenue of the State of Alabama, contrary to law and against the peace and dignity of the State of Alabama.

William R. Fenton
Solicitor, 28th Judicial Circuit of Alabama.

Affidavit

Printed by Moore Ptg. Co.

STATE OF ALABAMA, {
Baldwin County.

In the Justice Court of H. E. MILLS

Before me, H. E. MILLS, Justice of the Peace

in and for said County, personally appeared H. C. Woodside 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 July 26, 1951 that one W. E. Gumbert did usemotor fuel on the highways of the state on which no tax
has been paid in violation of Section 665(4) Article 5A,
Title 51, 1940 Code

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 26day of July A. D., 1951, J. P. H. C. Woodside

Warrant

STATE OF ALABAMA, {
BALDWIN COUNTY

To Any Lawful Officer of Said County, Greetings :

You are hereby commanded to arrest W. E. Gumbertand bring himbefore me to answer the State of Alabama on a chargeViolation Section 665(4) Article 5A; Title 51, 1940 Code

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

Witness my hand this 26 day of July, 1951, J. P. H. C. Woodside

Mittimus or Commitment

To the Jailer of Baldwin County: {

The State of Alabama,
Baldwin County.

On complaint of _____

charging _____

with the offense of _____

it appearing that such offense has been committed, and that there is sufficient cause to believe that _____

_____ has been guilty thereof, you are
therefore commanded to receive him into your custody, and detain him until he is legally discharged.Dated this _____ day of _____, 1951

Justice of the Peace.

No. _____ Page _____

The State of Alabama,

Baldwin County

JUSTICE COURT OF

H. E. MILLS

AFFIDAVIT

THE STATE OF ALABAMA,

vs.

W. E. Grubbs

Witnesses for the State:

H. C. Woodard

Justice Court Of
Baldwin County

WARRANT of ARREST

The State of Alabama,

vs.

W. E. Grubbs

Executed this 26 day of July 1951

By arresting the within

named Defendant

Before the Court
and placing him
H. C. Woodard

_____, Sheriff

_____, Deputy Sheriff

Criminal Docket No. _____

No. _____ Page _____

The State of Alabama,

Baldwin County.

Justice Court of

H. E. MILLS

The State of Alabama,

vs.

MITTIMUS

The State of Alabama,

Baldwin County.

I, _____
a Justice of the Peace in and for said State and
County, do and hereby certify that _____

the Defendant, is required to give bail in the sum
of \$ _____ for his appearance at the
19____ Term of the _____
Court of _____ County, Ala.

Given under my hand this the _____
day of _____, 19____,
_____, J. P.

APPEAL BOND.

THE STATE OF ALABAMA,

Baldwin COUNTY.

Justice Court of

Term, 19

We,

are bound unto

in the sum of (\$100.00) Dollars, for the payment of which we (jointly and severally) bind ourselves, our heirs, executors, and administrators.

Sealed with our seals, and dated the

15 day of

19

The condition of the above obligation is such that, on the

15 day of

19

51 N.E. Meier Justice of the Peace in and for said State and County,

rendered a judgment in favor of the said

against the said

for the sum of

\$25.00

dollars, debt, and

\$5.75

dollars, costs, from which judgment the said

N.E. Meier has applied for and obtained an appeal to the

term of the

Circuit Court of

in the said

shall prosecute said appeal to effect, or, if he fail in said appeal, shall pay such judgment, both as to debt and costs, as may be rendered against him by the said

then in either of said events, this obligation to be void, otherwise to remain in full force and effect.

Taken and approved this

15 day of

19

N.E. Meier

J. P.

(or N. P. with power of J. P.)

W.E. Grubbs

(Seal)

Frank De Gruy

(Seal)

STATE OF ALABAMA,
Baldwin County.

JUSTICE COURT

THE STATE
Vs.

APPEAL BOND

Sureties.

Filed....., 194.....

Clerk.

Notice: This Bond must be signed with Ink and will not be approved if signatures are made with Pencil.

APPEARANCE BOND

THE STATE OF ALABAMA

THE JUSTICE COURT OF BALDWIN COUNTY

Baldwin County } We, *W. E. Gubbs* Principal,
and *Frank De Grey*

One Hundred (\$100.00) sureties, agree to pay to the State of Alabama Dollars,
unless the said *W. E. Gubbs*

appears before the Justice Court of *Baldwin* County on the *4* day of
Aug 194*5*, and from day to day, and from term to term, thereafter, until discharged by
due course of law, to answer a criminal prosecution for the offense of

driving fuel on Highway without paying tax

And we, and each of us, hereby waive all rights of claim of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of the State of Alabama, and we hereby severally certify and solemnly swear that we have property free from all encumbrance, to the full amount of the above bond.

Witness our hands and seals this *26* day of *July* 194*5*

Sign	Top Line	NAME	ADDRESS
Approved this the <i>26</i> day of <i>July</i> 194 <i>5</i>	<i>W. E. Gubbs</i>	(L. S.)	
	<i>Frank De Grey, Jr.</i>	(L. S.)	
		(L. S.)	
By <i>H. Mice</i>		(L. S.)	

WARNING

Any person who willfully violates the above written bond, and fails to appear on the date and time set, shall be guilty of a misdemeanor punishable by fine and imprisonment regardless of the disposition of the charge above made.

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

ATTORNEYS		CASE	CHARGE
W. L. H. Halberg		THE STATE OF ALABAMA	
No.		Vs.	
Burton for State		W. E. Guebb	Using Motor fuel in trucks without paying State tax

DISPOSITION OF CASE	FEES	AMOUNT
Affidavit made and Warrant Issued to <i>H. C. Woodside</i>	JUDGE'S FEES	
Returnable	Warrant at 50c, Affidavit at 25c	75
Witness—For State	Bond at 50c, Sci. Fa. at 50c	1.00
<i>State gave evidence that no record was filed, that showed tax had been paid on the fuel in truck tanks. Defendant offered no defense at all. He was judged guilty & assessed a fine of \$25.00 & cost which he appealed - bond set & made at (\$100.00)</i>	Witnesses' Recognizances at 25c	
	Subpoena or Notice at 25c	
	Continuance at 25c	
	Trial of Misdemeanor at \$1.00	1.00
	Attimus at 25c	
	Judgment on Forfeited Bond at 25c	
	Taking Bond, etc., on Appeal at \$1.00	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	
	Committing, \$1.00; Releasing, \$1.00	
	Subpoenas at 25c Day's Board at 30c	
	WITNESS FEES	
	Days at 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	DEFENDANT'S COSTS	
	Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing Subpoenas	

W 135-1

1351

FILED

AUG 29 1951

AUG 1 1951