

## AFFIDAVIT

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STATE OF ALABAMA, {

Baldwin County. }

In the Justice Court of

(1416)

T.C. Hand

Before me,

T.C. Hand

Justice of the Peace

in and for said County, personally appeared W.M. Richardson 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

19 Oct 1951

that one

Everett Peacock

feloniously took and carried away a truck loaded with lumber, the personal property of W.M. Richardson.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this

19

day of

Oct

A. D., 1951

J. P.

W.M. Richardson

## WARRANT

STATE OF ALABAMA, {  
BALDWIN COUNTY }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest

Everett Peacock

and bring

him

before

me  
Grand Larceny

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

19

day of

Oct

, 1951

T.C. Hand

J. P.

No. 2364 Page \_\_\_\_\_

THE STATE OF ALABAMA

Baldwin County.

JUSTICE COURT OF

AFFIDAVIT

THE STATE OF ALABAMA,

vs.

Everett Peacock

Witnesses for the State:

W. M. Richardson

Norman Stewart

Everett Briggs

Samuel Bryant

Justice Court of  
Baldwin County

WARRANT of ARREST

The State of Alabama,  
vs.

Everett Peacock

Executed this 24 day of Oct 1951

By arresting the within

named Defendant

and placing him

in Jail

Jay W. McPhis, Sheriff

Geo. Hartley, Deputy Sheriff

Attn: Mr. C. E. Co. fine 40 mi

364

THE STATE OF ALABAMA, {

Justice Court of T. C. HAND

Baldwin County

Precinct No. 4, Bay Minette, Ala.

To Any Sheriff of the State of Alabama:

You are Hereby Commanded to Summon

*W. M. Richardson, Herman Stewart, Everett Briggs, Jammal Brown, Geo. Hatley*

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

*25* day of *Oct*, 195*1*, 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 *Everett Brucack*

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

Witness my hand this *27* day of *Oct*, A.D. 195*1*

*T. C. Hand*  
Justice of the Peace Precinct No. 4

Executed in full, this the

24 day of

Nov, 1951

Jaylor Wilkins  
Sheriff

W F Hall  
Deputy Sheriff

I am could not furnish name  
of atmore Police officer making  
arrest -

A. L. Lundy

THE STATE OF ALABAMA  
Baldwin County

We, Everett Peacock, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of

Three Hundred DOLLARS

unless the said Everett Peacock appear at the

Next Term, 1952 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

Using Truck Without Owners Consent

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.

Everett Peacock (Seal)

F. Q. Watson (Seal)

E. S. Peacock (Seal)

\_\_\_\_\_, (Seal)

Taken and approved this the 28 day of March, 1952

J. W. Wilkins, Sheriff

By J. W. Wilkins, Deputy Sheriff

STATE OF ALABAMA }  
BALDWIN COUNTY }

N<sup>o</sup> 2879

Case No. 2364  
The State of Alabama

IN THE Justice COURT OF  
BALDWIN COUNTY, ALABAMA

vs.

Court Clerk  
Before me, J. C. Donald, Clerk of the Circuit Court of  
Baldwin County, Alabama, personally appeared Jay W. Williams,  
who being duly sworn deposes and says:

I am the Sheriff of Baldwin County, Alabama. In the case of the State of Alabama vs. Court Clerk  
Donald in the above mentioned court, in executing the warrant  
of arrest or in arresting the said defendant, I or one of my duly authorized deputies, traveled 40 miles  
by the most direct route to the point of arrest and return, and I am entitled to mileage at ten cents per mile  
to be taxed as costs in the case.

Point of Arrest Columbia Co - Fine  
Subscribed and sworn to before me this 26 day of October, 1951.  
Sheriff

Disposition of Case waved to Grand Jury  
Clerk Circuit Court

After considering the above affidavit made by the sheriff of Baldwin County, Alabama, I, as the trial  
Judge of said court, do hereby approve the claim for mileage in the sum of \$ 4.00 incurred in the  
making of the arrest or executing the warrant of arrest in the above styled cause and I hereby order the  
clerk of the court to tax the said sum as part of the costs in said case.

This the 26 day of Oct, 1951.

J. C. Donald  
Judge of the above named court

INDICTMENT

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THE STATE OF ALABAMA }  
Baldwin County. }

Circuit Court, Spring Session, 195 2

The Grand Jury of said County charge that before the finding of this indictment Everett Peacock, whose name is to the Grand Jury otherwise unknown, with the intent to deprive the owner of a motor vehicle, or the person in lawful possession thereof, out of the temporary use, or benefit, or enjoyment of said motor vehicle, obtained the custody of said motor vehicle from the owner thereof, or from said owner's agent, or from the person in lawful possession thereof, by a trick,

against the peace and dignity of the State of Alabama.

WILLIAM R. LAUTEN  
Solicitor of the Twenty-Eighth Judicial Circuit.

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RECORDED

No. ....

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court

Spring..... Session, 19..52....

THE STATE

Vs.

EVERETT PEACOCK

INDICTMENT

Using Motor Vehicle without owner's

Consent No Prosecutor.

WITNESSES:

W. M. Richerson

Norman Stewart

Everett Biggs

H. F. Hall

GRAND JURY NO. 6

A TRUE BILL

W. R. L. L. L.  
Foreman Grand Jury.

Filed in open Court and in the presence of  
the Grand Jury on the 26th day of  
March, 1952.

W. R. L. L. L. Clerk

Presented in open Court to the presiding  
Judge by the Foreman of the Grand Jury, in

the presence of 17 other Grand Jurors.

W. R. L. L. L. Clerk.

Bail fixed \$ 300.00

J. F. M. M. M.  
Judge

THE STATE OF ALABAMA,  
Baldwin County

We, Everette Pearce, as  
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of  
Eight Hundred DOLLARS  
unless the said Everette Pearce appears at the  
Spring Term, 1952 of the Grand Jury Court of Baldwin County, Alabama  
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense  
of Grand Larceny.

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 \_\_\_\_\_ 195\_\_\_\_\_

\_\_\_\_\_ Baldwin County, Ala.

Everette Pearce L. S.

F. A. Waters L. S.

M. C. Waters L. S.

E. S. Pearce L. S.

Taken and approved this the 25 day of Oct. 1952

Taylor Wilkins Sheriff

By J. W. Doyle Deputy Sheriff

No.

2364

The State of Alabama,  
Baldwin County.

Court

Sheriff's Office

THE STATE

VS.

Sheriff's Appearance Bond

Amount of Bond, \$

Filed

195

Clerk

CAPIAS

Moore Printing Co.,

THE STATE OF ALABAMA, } To Any Sheriff of the State of Alabama:  
Baldwin County }

An indictment having been found against

Everette Pearce

at the Spring Term, 1952, of the Circuit Court of Baldwin County, for the offense of

Using Truck Temporarily Without Consent

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 27th day of March, 1952.

David L. Leach  
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 the State of Alabama.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

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

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

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

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

Taken and approved \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

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

CAPIAS

No. 6

THE STATE

vs.

Everette Peacock

Bail Fixed in This Case in Open Court at

\$ 300.00

By Welford Washburne,  
Judge Presiding.

Attest: \_\_\_\_\_  
Clerk.

Executed this 28 day of March, 1952

By arresting the within

named Defendant

and placing him

in Jail

Taylor Wilkins, Sheriff

W F Hall, Deputy Sheriff

0 miles

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

| ATTORNEYS |  | CASE  | CHARGE                                     |
|-----------|--|---|--|
| No. 2364  |  | THE STATE OF ALABAMA                                  |  |
|           |  | Vs.   |  |
|           |  | Everett Prescott                                      | Grand Larceny.                             |
|           |  |   |  |
|           |  |   |  |
|           |  |   |  |
|           |  | DISPOSITION OF CASE                                   | FEES                                       |
|           |  | Affidavit made and Warrant Issued to W. M. Richardson | JUDGE'S FEES                               |
|           |  | Returnable Grand Jury.                                | Warrant at 50c, Affidavit at 25c           |
|           |  | Witness—For State W. M. Richardson                    | Bond at 50c, Sci. Fa. at 50c               |
|           |  | Norman Stewart, Everett Riggs                         | Witnesses' Recognizances at 25c            |
|           |  | Samuel Bryans.  | Subpoena or Notice at 25c                  |
|           |  |   | Continuance at 25c                         |
|           |  |   | Trial of Misdemeanor at \$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, \$1.00; Bond \$1.00; Sci. Fa., 50c |
|           |  |   | Committing, \$2.00; 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                        |

22 Oct 51 def. requested hearing be waived to Grand jury. The Court granted his request and bond was set at \$800.00.

def being unable to make bond was ordered committed to jail.

25 Oct 51 def. posted bond.

J. L. Land

Justice of Peace.

1416