

1471

The State of Alabama, }
Baldwin County.

1471

CIRCUIT COURT

Fall Session

XXXXX
Term, 1952

On Appeal from County Court, Precinct 5
Justice

THE STATE vs. HUEY C. SANSPREE

The State of Alabama, by its Solicitor, complains of Huey C. Sanspree, whose name is
to your informant otherwise unknown, that
in said county and within twelve months before the commencement of this prosecution he did,
while in an intoxicated condition, drive a motor vehicle on U. S. Highway 31, a
public highway, in Baldwin County, Alabama, against the peace and dignity of the
State of Alabama.

2. The State of Alabama, by its Solicitor, complains of Huey C. Sanspree, whose
name is to your informant otherwise unknown, that in said county and within twelve
months before the commencement of this prosecution he did, while under the influence of
intoxicating liquor, drive a motor vehicle on U. S. Highway 31, a public highway,
in Baldwin County, Alabama,
contrary to law and against the peace and dignity of the State of Alabama.

William R. Fenton

Solicitor.

We the jury find
the Defendant guilty
on Count ~~1st~~ 2
+ fix his fine at ~~100.00~~ ^{\$100.00}

Roy Grimm
Foreman

We, the jury, find
the Defendant
guilty as charged
on Count 2 of the
complaint and
fix his fine at
\$100.00.

Roy Grimm
Foreman

No. 1471

STATE OF ALABAMA
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE
vs.

HUEY C. SANSPREE

CHARGE:

Driving While Intoxicated

COMPLAINT

Filed

11-4

1952

Deirdre J. ...
Clerk

STATE OF ALABAMA
BALDWIN COUNTY

IN THE JUSTICE COURT OF

Before me,

in and for said County, personally appeared

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 4 - 1952

that one

~~Walter Harrison~~ was the public roads of Baldwin County, Alabama, while he was under the influence of alcoholic liquors, did, while in an intoxicated condition, operate a motor vehicle, U.S. Highway 31 in Baldwin County, Alabama, against the peace and dignity of the State of Alabama.

Sworn to and subscribed before me this

day of

A. D. 1952

J. P.

WARRANT

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY LAWFUL OFFICER OF SAID COUNTY, GREETINGS:

You are hereby commanded to arrest

~~Walter Harrison~~ and bring him before John H. Huff to answer the State of Alabama on a charge

~~Driving an auto mobile (car truck) on the highways of Baldwin County, Alabama while under the influence of alcoholic liquors~~

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

Witness my hand this

day of

1952

July 5, 1952 John H. Huff, J. P.

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Justice Court of

John H. Huff

AFFIDAVIT

The State of Alabama
vs.

Henry C. Sanspree

WITNESSES FOR THE STATE:

Burke Sander

W. Lynn Brooks ✓

Punk White ✓

Arthur McCall ✓

Mrs Crawford ✓

(17 miles milage)

JUSTICE COURT OF
BALDWIN COUNTY
Warrant of Arrest

The State of Alabama
vs.

Henry C. Sanspree

Executed this *5* day of *July* 194*5*

By arresting the within

named Defendant

Henry C. Sanspree

and placing him *in jail*

_____, Sheriff

Clyde Dunn Constable
Deputy Sheriff

1411
State of Alabama

Plaintiff

Vs

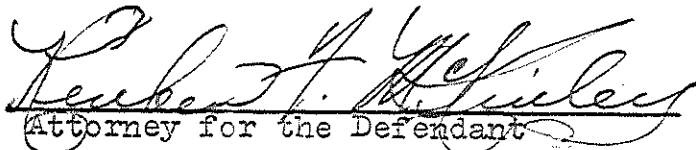
Hughey C. Sanspree

Defendant

*
*
*
*
*
*
*
*

In the Justice Court of
John H. Huff, Beat Five

Now comes the Defendant in the above styled cause by his Attorney, Reuben F. McKinley and gives notice that he is appealing from a judgment of conviction rendered July 24, 1952 for the offense of Driving While Intoxicated, in the Justice court of John H. Huff. Defendant appeals to the Circuit court of Baldwin County, Alabama and demands a trial by jury.


Attorney for the Defendant

State of Alabama

Plaintiff

Vs

Hughey C. Sanspree

Defendant

Notice of Appeal

From the Law office of
Reuben F. McKinley
Bay Minette, Alabama

MO 1471

FILED

JUL 24 1952

ALICE L. DUCK, Clerk

1411

THE STATE OF ALABAMA,

BALDWIN COUNTY

To Any Sheriff of the State of Alabama:

Justice Court of

Precinct No.

Ala.

You Are Hereby Commanded to Summon

Bay M. M. M. Ala
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
10th day of July 1932 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, wherein the State of Alabama is Plain-
tiff, and Henry C. Simpson

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

Witness my hand this

day of

19

NOTARY PUBLIC AND EX OFFICIO J. P.

Executed in full, this the

9

day of

July

, 19 52

~~Sheriff~~

Clyde Dunn

Deputy Sheriff

Constable

1471

THE STATE OF ALABAMA,

BALDWIN COUNTY

To Any Sheriff of the State of Alabama:

Justice Court of

Precinct No.

Ala.

You Are Hereby Commanded to Summon

Agnes McLean
Attn: Ada Rt 1 Near Padenburg Texas
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
10th day of *July* 19*52*, 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, wherein the State of Alabama is Plain-
tiff, and *Henry C. Smith*

your endorsement thereon.

Witness my hand this

day of

19

Defendant, and have you then and there this Writ, with

NOTARY PUBLIC AND EX-OFFICIO J. P.

Executed in full, this the

9

day of

July

, 1952

~~Sheriff.~~

Clyde Dunn

~~Deputy Sheriff~~

Constable

1471

THE STATE OF ALABAMA,

BALDWIN COUNTY

To Any Sheriff of the State of Alabama:

Justice Court of

Precinct No.

Ala.

You Are Hereby Commanded to Summon

Ray M. Smith Ala.
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
10th day of July 1932 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, wherein the State of Alabama is Plain-
tiff, and Henry C. Smith

your endorsement thereon.

Witness my hand this

Defendant, and have you then and there this Writ, with

day of

19

NOTARY PUBLIC AND EX OFFICIO J. P.

Executed in full, this the

9

day of

July

, 1952

Sheriff

Chas. D. Dumas

Deputy Sheriff

Constable

1971
State of Alabama

Plaintiff

Vs

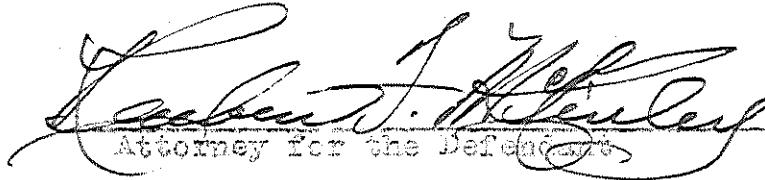
Hughes C. Sanspree

Defendant

*
*
*
*
*
*
*
*

In the Justice Court of
John H. Huff, Seat Five

Now comes the Defendant in the above styled cause by his Attorney, Reuben F. McKinley and gives notice that he is appealing from a judgment of conviction rendered July 24, 1952 for the offense of Driving While Intoxicated, in the Justice court of John H. Huff. Defendant appeals to the Circuit court of Baldwin County, Alabama and demands a trial by jury.


Attorney for the Defendant

State of Alabama

Plaintiff

Vs

Hughey C. Sanspree

Defendant

Notice of Appeal

From the Law office of
Reuben F. McKinley
Bay Minette, Alabama

FILED

JUL 24 1952

ALICE I. DUCK, Clerk

1471

THE STATE OF ALABAMA,
Baldwin County

Justice Court of

Alabama

To Any Sheriff of the State of Alabama:
You are hereby Commanded to Summon

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
10th day of July, 1952, 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

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

Witness my hand this 7 day of July, 1952, A. D., 1952
Justice of the Peace, Precinct _____

Executed in full, this the

9

day of

July

, 1952

~~Sheriff.~~

Clyde Dunn

~~Deputy Sheriff.~~

Constable

1471

THE STATE OF ALABAMA,
Baldwin County

Justice Court of

Alabama

To Any Sheriff of the State of Alabama:
You are hereby Commanded to Summon

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
10th day of July, 1957, 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

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

Witness my hand this 7 day of July, 1957 A. D., 1957
John H. Smith Justice of the Peace, Precinct 52

Executed in full, this the

9

day of

July

, 1952

Clayton Dunn

Sheriff.

Constable

Deputy Sheriff.

1471

THE STATE OF ALABAMA,
Baldwin County

Justice Court of

Alabama

To Any Sheriff of the State of Alabama:
You are hereby Commanded to Summon

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
7 day of July, 1932, 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

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

Witness my hand this

7 day of

July, A. D., 1932

Justice of the Peace, Precinct

Executed in full, this the

9

day of

July

, 1952

~~Sheriff.~~

Clyde Dunn

~~Deputy Sheriff.~~

Constable

1471

THE STATE OF ALABAMA,
Baldwin County

Justice Court of

Alabama

To Any Sheriff of the State of Alabama:
You are hereby Commanded to Summon

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
10 day of July, 1952, 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

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

Witness my hand this 7 day of July, 1952, A. D., 1952
Justice of the Peace, Precinct 2

Executed in full, this the

9

day of

July

, 1952

Clyde Damm

~~Sheriff.~~

Constable

Deputy Sheriff.

1471

THE STATE OF ALABAMA,

BALDWIN COUNTY

To Any Sheriff of the State of Alabama:

Justice Court of

Precinct No

Ala.

You Are Hereby Commanded to Summon

Ray M. Mott Ala
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
10th day of July 10th 1957 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, wherein the State of Alabama is Plain-
tiff, and Ray E. Sampson

your endorsement thereon.

Witness my hand this

day of

1957

Defendant, and have you then and there this Writ, with

NOTARY PUBLIC AND EX. OFF. CIO J. P.

Executed in full, this the

9

day of

July, 19 52

~~Sheriff~~

Clyde Dunn

Deputy Sheriff

Constable

1911
APPEAL BOND.

THE STATE OF ALABAMA.
Baldwin County.

Justice Court, July Term, 1952

KNOW ALL MEN BY THESE PRESENTS, That we

J. P. Sims, J. A.
Walton and Hugh C. Sanspree

are held and firmly bound unto the State of Alabama, in the sum of three hundred 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 24th day of July, 1952

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bound-
en Hugh C. Sanspree, was on the 24 day of July, 1952
convicted in the County, of the offense of Driving while Intoxicated

and by the judgment of said Court sentenced to

\$100 and costs

And, whereas, the said

Hugh C. Sanspree

has this day prayed an appeal from said judgement to the Circuit Court of said County:

Now, if the said Hugh C. Sanspree 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.

H. C. Sanspree (L. S.)

J. P. Sims (L. S.)

J. A. Walton (L. S.)

(L. S.)

Approved:

John H. Self
County Court Judge.

THE STATE OF ALABAMA
Baldwin County

June COUNTY COURT

THE STATE

VS.

Hugh C. Sanspree

APPEAL BOND

H. C. Sanspree

J. A. Sims

F. P. Wallace

Sureties.

Filed in the office of the Clerk of the
Circuit Court _____ day of
_____, 195____.

_____, Clerk.

1471

THE STATE OF ALABAMA,
Baldwin County

Justice Court of

Alabama

To Any Sheriff of the State of Alabama:

You are hereby Commanded to Summon

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
10th day of July, 1952, 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

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

Witness my hand this 7th day of July, A. D., 1952.
Justice of the Peace, Precinct 5

Executed in full, this the

9

day of

July

, 1952

Clyde Damm

~~Sheriff.~~

Constable

~~Deputy Sheriff.~~

1471

THE STATE OF ALABAMA,
Baldwin County

Justice Court of

Alabama

To Any Sheriff of the State of Alabama:
You are hereby Commanded to Summon

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
19th day of July, 1902, 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

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

Witness my hand this 7 day of July, A. D., 1902.
Justice of the Peace, Precinct 2

Executed in full, this the

9th

day of

July, 193

Sheriff.

Deputy Sheriff.

Jury List *State vs* Criminal Session *Haynes* November 10, 1952 *Sampson*

No.	Name	Occupation	Address
1	CHARLES C. HAND, JR.	Real Estate, Bay Minette	31
2	ROY GRIMES	Newport, Bay Minette	
3	PAUL W. FACKLER	Mechanic, Loxley	
4	SAM PRUETT	Clerk, Bay Minette	
5	FELIX D. RIGBY	Scout Master, Daphne	164
6	JERRY REZER	Farmer, Silverhill	191
7	THOMAS EARL	Farmer, Elberta	
8	CHARLES GILL	Farmer, Babon	
9	ELMER V. NORTHCUPT	Farmer, Robertsdale	56
10	PERCY J. POSE	Carpenter, Fairhope	54
11	DANIEL L. TEEL	Farmer, Robertsdale	
12	REINHOLD GEIGER	Farmer, Elberta	
13	ARTHUR CARVER	Farmer, Bon Secour	
14	WAN COOPER	Merchant, Bon Secour	
15	DAN CAMP	Health Inspector, Bay Minette	21
16	CHARLES J. GIBBS	Retired Navy, Foley	191
17	ART VERNON	Retired, Magnolia Springs	
18	R. G. GILLEY	Timberman, Elberta	
19	REUBIN NALTE	Farmer, Fairhope	
20	RAY REED	Laborer, Bay Minette	
21	ARTHUR BOLLER	Oil Dist., Foley	
22	GUY PRESLEY	Farmer, Lottie	
23	D. B. WIGGINS	Reserve Fleet, Stapleton	
24	RAYMOND ANDERSON	Farmer, Summerdale	
25	REID MATTHEWS	Furniture, Robertsdale	
26	REINHARDT REIMER	Farmer, Elberta	
27	CHARLES WENZEL	Clerk, Bon Secour	
28	AARON G. WEAVER	Merchant, Bay Minette	
29	ROVER L. FLOWERS	Farmer, Foley	
30	JIM TONI ANDERSON	Farmer, Bon Secour	
31	DAVE RATCHLIF	Merchant, Fairhope	
32	ROBERT CHIL	Cafe, Robertsdale	162
33	EVAN S. HIGBEE	Farmer, Belforest	
34	KENNETH CAIN	Merchant, Fairhope	
35	HERBERT C. ENGLAND	Millman, Robertsdale	52
36	GUY CHIDRESS	Farmer, Robertsdale	
37	JOSEPH R. KROB	Farmer, Silverhill	193
38	A. K. LATNER	Carpenter, Loxley	
39	DWIGHT STEELE	Bridge Tender, Gulf Shores	
40	HOLLY RAINS	Farmer, Daphne	154
41	FRED C. GRIFFIN	Garage Owner, Loxley	
42	JOE RYBAR	Farmer, Silverhill	
43	ERNEST ALVIN CLARK	Instructor, Robertsdale	191
44	M. J. REEDY	Postal Clerk, Bay Minette	
45	FRANK EUBANKS	Carpenter, Bay Minette	
46	LOUIS W. MANNICH	Farmer, Summerdale	
47	OAKLEY LEE	Farmer, Summerdale	
48	V. C. CHRISTENSEN	Florist, Foley	192
49	BRADY POWELL	Newport, Bay Minette	53
50	ORRUVILLE WENZEL	Farmer, Bon Secour	

50
24
26
12
314

S XXXX

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

1000 1000

State v.
Hughy Sunepree
Refused Charges

1471

I charge you
1. Gentlemen of the jury, you must find
for the defendant. Refused
Sefair H. Madeline

2. ~~Charge you~~ Gentlemen of the jury, If you believe the evidence in this case, you must find for the defendant. Respected
Jesse J. Muddsberry

I charge you

3. Gentlemen of the jury, unless you believe beyond a reasonable doubt that the defendant was drunk and operated a motor vehicle while drunk, you cannot find him guilty. Refused
Defendant's Motion

I charge you

4. Gentlemen of the jury, ^{for the defendant} to be convicted
of driving while intoxicated, someone
must have seen the defendant drink
an intoxicating beverage.

Refused

Joseph J. Massaro, Jr.
Judge

& charge you
V. Gentlemen of the jury, the burden
is on the State to produce a witness
who saw one accused of driving
while intoxicated take a drink.

Refused
Selfish measure

78 Charge you

7. Gentlemen of the jury, unless someone saw the defendant take a drink and later drive, you cannot convict him of driving while intoxicated.

^{Refused}
Deputy J. Madbury, Jr.

I charge you
8. Gentlemen of the jury, unless the
state has met the burden of proof
by someone who saw the Defendant
take a drink, that he was intoxicated
it is your duty to find him Not
guilty.

Refused
Jelfair J. Massberry, Jr.

State vs
Hayden Sumner

Given Charge

11/11

I charge you

9. Gentlemen of the jury, unless you are convinced beyond a reasonable doubt of defendant's guilt, you must find him not guilty.

Given
J. A. M. Jr.

I charge you

10. Gentlemen of the jury, an accused is presumed to be innocent until he is proven guilty. The state must meet this burden before an accused can be convicted.

Given

J. J. M. Jr.

I charge you
11. Gentlemen of the jury, the presumption
of innocence attends an accused all
the way through the trial, until the
State convinces you beyond a
reasonable doubt of his guilt.
Given
J. H. M. G.

I charge you
12. Gentlemen of the jury, the State
must prove an accused guilty
before he can be convicted.

Given
J. J. M. J.

THE STATE OF ALABAMA }
Baldwin County

We, Hughes C. Samspe, as
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of
Three Hundred 1 \$300⁰⁰ 1 DOLLARS

unless the said Hughes C. Samspe appear at the
July 10 Term, 1952 of the Justice 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 constitu-
tion 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.

Hughes C. Samspe (Seal)
J. B. Davis (Seal)
J. B. Davis (Seal)
_____ (Seal)

Taken and approved this the 6 day of July, 1952

Taylor Wilkins, Sheriff
By T. D. Taylor, Deputy Sheriff

4257

1411

5
Warr

1411
Transcript of Criminal Cases from Justice Court of Baldwin County, Ala.

Attorneys	Case	Charge
Rubin L. McKee	THE STATE OF ALABAMA,	Driving an Automobile
No. 217	Vs.	While under the influence of
Laurel Thompson	John C. Samspru	Alcohol in U.S. 131

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>Clayde Dunn, Constable</i>	Judge's Fees	
Returnable <i>John J. Huff Jr.</i>	Warrant at 50c, Affidavit at 25c	75
Witness—for State <i>Burton, Samspru, Burling</i>	Bond at 50c, Sci Fa at 50c	
<i>Samspru, 7 Edlyst White, Arthur</i>	Witnesses' Recognizances at 25c	6
<i>Mc Gill, Lena Crawford,</i>	1/2 Subpoena or notice at 25c	275
<i>Ewing Thacker</i>	Continuance at 25c	25
	Trial of Misdemeanor at \$1.00	100
	Mittimus at 25c	25
	Judgment on Forfeited Bond at 25c	
	Taking Bond, etc, on Appeal at \$1.00	100
	Execution of costs at 25c	475
	6-1/2 Constable's Fees	1150
Witnesses for Defendant:	Subpoena or Notice at 25c	275
<i>Gayel Sands, Leonard</i>	Carrying Defendant before Justice	
<i>Sands - George Pinner,</i>	17 each mile for himself and guard at 10c	170
<i>Houston Samspru Agnus</i>	Arrest 50c	150
<i>McLenn</i>	Sheriff's Fees	
	Arrest \$2.00 Bond, \$1.00, Sci Fa 50c	100
	Committing \$2.00, Releasing \$1.00	200
	Subpoenas at 25c Day's Board at 30c	470
	Witness Fees	
	<i>Burton Samspru</i> Days at 50c	100
	<i>Burling Samspru</i> " 50c	100
	<i>Edlyst White</i> " 50c	100
	<i>Arthur McGill</i> " 50c	100
	<i>Lena Crawford</i> " 50c	100
	<i>Ewing Thacker</i> " 50c	100
	" " 50c	
	" " 50c	
	DEFENDANT'S COSTS	
	3 Witnesses' Recognizance at 25c	300
	Subpoenas at 25c	
	Executing Subpoenas	

Defendant was fined
100 and can't put ask
for an appeal to Circuit
Court which was granted

1471