

14 17

(1479)

The State of Alabama, }
Baldwin County. }

CIRCUIT COURT

Fall Session

Term, 19 52

On Appeal from County Court.
Justice

THE STATE vs. DAVID MADISON

The State of Alabama, by its Solicitor, complains of David Madison, whose name is to
your informant otherwise unknown, that

in said county and within twelve months before the commencement of this prosecution he did

unlawfully take, catch, stun or kill, or attempt to take, catch, stun or kill,

catfish by means of the use of an electrical hand generator,

contrary to law and against the peace and dignity of the State of Alabama.

William R. Furrer

Solicitor.

No. 1179

STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE
vs.

DAVID MADISON

CHARGE:

Electrocuting Fish

COMPLAINT

Filed

11-4

19-57

W. J. ...
Clerk

THE STATE OF ALABAMA

Baldwin County

We, _____, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Five Hundred \$500.00 DOLLARS

unless the said David Madison appear at the

July 28 at 10 am Term, 1922 of the J. Justice T.C. Hand Bay Murrells Court, of Baldwin County, Alabama, and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of

Electrocuting fish

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

X David Madison (Seal)

_____ day of _____, 19_____

_____ (Seal)

_____ (Seal)

_____, Baldwin County, Ala.

_____ (Seal)

Taken and approved this the

24

day of

July

, 1922

_____, Sheriff

By

James S. Walker

, Deputy Sheriff

3401

1477

✓

THE STATE OF ALABAMA,
Baldwin County

Justice Court of T. C. HAND
Precinct 4, Bay Minette, Ala.

To Any Sheriff of the State of Alabama:

You are hereby Commanded to Summon

Homer Walters, Frank Paul, J. L. Deese, Rufford Smith, Sam Busley, Bud Woodson, J. R. Richardson
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

28 day of *July*, 19*53*, 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

David Madison

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

Witness my hand this *24* day of *July*, A. D., 19*53*
E. J. Lund
Justice of the Peace, Precinct 4

Executed in full, this the

28 day of

July, 1952

Taylor Wilson
Sheriff.

Deputy Sheriff.

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AFFIDAVIT

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The State of Alabama,
Baldwin County

In the Justice Court of

T. C. HAND

Before me,

T. C. HAND

Justice of the Peace

in and for said County, personally appeared James S. Walter 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 14 July 1952 that one David Madison

did take, capture, kill, or attempted to
take, capture or kill fish in the waters of
the State of Alabama in Baldwin County with
an electric hand generator.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this

day of

July A. D., 1952
T. C. Hand, J. P.

James S. Walter

WARRANT

THE STATE OF ALABAMA,
Baldwin County

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest

David Madison

and bring

him

before

me
Electrocuting fish

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

day of

July, 1952
T. C. Hand, J. P.

State of Alabama,
Baldwin County

Justice Court of
T. C. HAND

AFFIDAVIT

The State of Alabama,
vs.

David Madison

Witnesses for the State:

Homer Walter.
Frank Paul.
Hufford Bailey.
Sam Bailey.
Bud Harding.
J. B. Richardson.
H. L. Reese.

Justice Court of
BALDWIN COUNTY

Warrant of Arrest

THE STATE OF ALABAMA,
vs.

David Madison

Executed this 24 day of July 1952

By arresting the within

named Defendant

David Madison

and placing him

On Bond

_____, Sheriff

Homer D. Walter, Deputy Sheriff

THE STATE OF ALABAMA,
BALDWIN COUNTY

We, David Madison, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of Three Hundred DOLLARS unless the said David Madison appears 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 Illegal Fishing.

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.

David Madison L. S.

Frank Burgess L. S.

Jama Hodge L. S.

_____ L. S.

Taken and approved this the 28 day of July 1952

J. F. Miller Taylor Wilkins, Sheriff

By H. F. Hall Deputy Sheriff

quick report must be

No.-----

The State of Alabama,
Baldwin County

Court-----

Sheriff's Office

THE STATE
vs.

Sheriff's Appearance Bond

Amount of Bond, \$-----

Filed-----, 195

Clerk

This is a good and sufficient bond and if presented to me in my county I would accept same

J. L. Miller Sheriff
by Clarence Bryan Deputy

1417

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No. 3401	Vs.	
	David Madison	Electrocuting Fish.

	Disposition of Case	Fees	Amount
	Affidavit made and Warrant Issued to / Homer S. Walter	Judge's Fees	
	Returnable Circuit Court	Warrant at 50c, Affidavit at 25c	75
	Witness—for State / Homer S. Walter, Frank	Bond at 50c, Sci Fa at 50c	
	Paul, / Hupford Bailey, Sam Bailey,	Witnesses' Recognizances at 25c	1.50
	Bud / Harding, J. R. Richardson	7 Subpoena or notice at 25c	
	J. L. Reese.	Continuance at 25c	1.00
28 July 52	After hearing evidence in case	Trial of Misdemeanor at \$1.00	1.00
	def. was found guilty and fined	Mittimus at 25c	25
	\$300.00 plus cost.	Judgment on Forfeited Bond at 25c	1.00
	my attorney requested an appeal	Taking Bond, etc, on Appeal at \$1.00	1.00
	on trial by jury	Execution of costs at 25c	450
	suggested bond of \$300.00	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	3.00
		Committing \$1.00, Releasing \$1.00	2.00
		7 Subpoenas at 25c Day's Board at 30c	3.50
		Witness Fees	
		Days at 50c	50
		" 50c	50
		" 50c	50
		" 50c	50
		" 50c	50
		" 50c	50
		" 50c	50
		" 50c	50
		DEFENDANT'S COSTS	
		Witnesses' Recognizance at 25c	
		Subpoenas at 25c	
		Executing Subpoenas	

D. Land
Justice of Peace.

10-19