

1508

INDICTMENT

THE STATE OF ALABAMA }
Baldwin County.

Circuit Court, Fall Session, 195 2

The Grand Jury of said County charge that before the finding of this indictment DOROTHY MAE WATTS, alias DOROTHIA MAE WATTS, alias DOROTHY WATTS, whose name is to the Grand Jury otherwise unknown, unlawfully and with malice aforethought killed Ruby Mae Caron, alias Ruby Mae Caron Robertson, by shoving her into the path of a moving truck, and as a result of said act of said Dorothy Mae Watts, the said Ruby Mae Caron, alias Ruby Mae Caron Robertson, was killed, against the peace and dignity of the State of Alabama.

2. The Grand Jury of said County further charge that before the finding of this indictment DOROTHY MAE WATTS, alias DOROTHIA MAE WATTS, alias DOROTHY WATTS, whose name is to the Grand Jury otherwise unknown, unlawfully and with malice aforethought killed RUBY MAE CARON, alias RUBY MAE CARON ROBERTSON, by shoving her against a moving motor truck, and as a result of said act of said Dorothy Mae Watts, the said Ruby Mae Caron, alias Ruby Mae Caron Robertson, was killed

against the peace and dignity of the State of Alabama.

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

RECORDED

No.

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court

Fall Session, 1952

THE STATE

Vs.

DOROTHY MAE WATTS, alias

DOROTHIA MAE WATTS, alias

DOROTHY WATTS

INDICTMENT

Murder, First Degree

No Prosecutor.

WITNESSES:

Buford Jones

R. J. Granger

Taylor Wilkins

GRAND JURY NO. 32

A TRUE BILL

John H. Evans

Foreman Grand Jury.

Filed in open Court and in the presence of

the Grand Jury on the 16th day of

Oct, 1952.

Alicia J. French Clerk

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

the presence of 17 other Grand Jurors.

Alicia J. French
no bail Clerk.

Bail fixed \$.....

J. J. Mansberry, Jr.
Judge.

*We the jury find the Defendant
not guilty as charged. in
all I.
O. H. H. Jr. Foreman.*

THE STATE OF ALABAMA. }

Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

Dorothy Mae Watts, alias Dorothea Mae Watts, alias Dorothy Watts

at the Fall Term, 1945 of the Circuit Court of Baldwin County, for the offense of

Murder, First degree

you are, therefore, commanded forthwith to arrest the said Defendant and commit her

to jail, unless she give bail to answer said indictment, and that you return this Writ according to law.

Dated this 16th day of Oct, 1945

Archie J. Hensley

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 _____, 1945.

(L. S.)

(L. S.)

(L. S.)

(L. S.)

(L. S.)

Taken and approved _____ day of _____, 1945.

Sheriff of Baldwin County.

CAPIAS

No. 32

THE STATE

vs.

Dorothy Mae Watts

Bail Fixed in This Case in Open Court at

\$ no Bond

By _____
Judge Presiding.

Attest: _____
Clerk.

Executed this 21 day of Feb, 1942

By arresting the within

named Defendant

and placing him in Jail

Jay L. Wilkin, Sheriff

H. F. Hall, Deputy Sheriff

O. J. Hall

State vs. Dorothy Mae Watts

Jury List

Criminal Session
November 10, 1952

No.	Name	Occupation	Address
1.	CHARLES C. HAND, JR.	Real Estate	Bay Minette
2.	ROY GRIMES	Newport	Bay Minette
3.	W. W. FACKLER	Mechanic	Loxley
4.	ALBERT M. NEUMANN	Banker	Elberta
5.	SAM BLUETT	Clerk	Bay Minette
6.	RELY D. RIGBY	Scout Master	Daphne
7.	JERRY REZEK	Farmer	Silverhill
8.	THOMAS TAREE	Farmer	Blacksher
9.	LITTLE D. OWEN, JR.	Merchant	Bay Minette
10.	CHARLES GILL	Farmer	Rabon
11.	ALFRED MOSLEY	Farmer	Robertsdale
12.	JAMES BOSWELL	Salesman	Foley
13.	ELMER V. NORRIS	Farmer	Robertsdale
14.	BERRY J. POSE	Carpenter	Fairhope
15.	DANIEL L. TEEL	Farmer	Robertsdale
16.	REINHOLD GEIGER	Farmer	Elberta
17.	ARTHUR CARVER	Farmer	Bon Secour
18.	VAN COOPER	Merchant	Bon Secour
19.	DAN CAMP	Health Inspector	Bay Minette
20.	CHARLES J. GIBBS	Retired Navy	Foley
21.	ART VERNON	Retired	Magnolia Springs
22.	E. C. GILLEY	Timberman	Elberta
23.	W. H. POLLARD	Merchant	Daphne
24.	BRUCE GRIMES	Farmer	Belforest
25.	REUBIN NALTE	Farmer	Fairhope
26.	RAY REED	Laborer	Bay Minette
27.	ARTHUR BOLLER	Oil Dist.	Foley
28.	GUY PRESLEY	Farmer	Lottie
29.	GEORGE BOEHM	Farmer	Summerdale
30.	D. B. WIGGINS	Reserve Fleet	Stapleton
31.	WILL MCKEE	Laborer	Bay Minette
32.	RAYMOND ANDERSON	Farmer	Summerdale
33.	REID MATTHEWS	Furniture	Robertsdale
34.	JOHN WOODYARD	Laborer	Foley
35.	REINHARDT REMER	Farmer	Elberta
36.	CHARLES WENZEL	Clerk	Bon Secour
37.	AARON C. WEAVER	Merchant	Bay Minette
38.	RANDOLPH MARSHALL	Insurance	Bon Secour
39.	LAMAR HWIN	Produce Buyer	Foley
40.	HOMER L. FLOWERS	Farmer	Foley
41.	JIM TONI ANDERSON	Farmer	Bon Secour
42.	DALE RATCLIFF	Merchant	Fairhope
43.	ROBERT GILL	Cafe	Robertsdale
44.	EVAN S. HIGBEE	Farmer	Belforest
45.	N. W. REDWIG	Blacksmith	Fairhope
46.	KENNETH GAIN	Merchant	Fairhope
47.	GEORGE LUCAS	Farmer	Rosinton
48.	HERBERT C. ENGLAND	Millman	Robertsdale
49.	GUY CHILDRRESS	Farmer	Robertsdale
50.	JOSEPH R. KROB	Farmer	Silverhill
51.	A. K. LATNER	Carpenter	Loxley
52.	EVERETT M. GIDMUNSON	Farmer	Silverhill
53.	DWIGHT STEELE	Bridge Tender	Gulf Shores
54.	HOLLY RAINS	Farmer	Daphne
55.	GRADY LAMBETH	Saw Mill	Rabon
56.	HAROLD HOLK	Builder	Magnolia Springs
57.	FRED C. GRIFFIN	Garage Owner	Loxley
58.	ARTHUR HARTSHORN	Farmer	Fairhope
59.	JOE RYBAR	Farmer	Silverhill
60.	ERNEST ALVIN CLARK	Instructor	Robertsdale
61.	M. J. REEDY	Postal Clerk	Bay Minette
62.	FRANK EUBANKS	Carpenter	Bay Minette
63.	R. L. HUBBARD	Farmer	Summerdale
64.	LOUIS W. MANNICH	Farmer	Summerdale
65.	OAKLEY LEE	Farmer	Summerdale
66.	C. CHRISTENSEN	Florist	Foley
67.	JACOB KRAUSS	Farmer	Elberta
68.	CURLEY W. PUGH	Restaurant	Bay Minette
69.	GRADY POWELL	Newport	Bay Minette
70.	ORRUVILE WENZEL	Farmer	Bon Secour
71.	E. F. Benoist	Railroad	Bay Minette
72.	CLAUDE ANDREWS	Mechanic	Fairhope
73.	STEVE KICKER	Merchant	Elberta
74.	B. W. ANDERSON	Farmer	Silverhill
75.	ALFRED STEWART	Farmer	Bon Secour

State XXXX XXXX XX

Wif. HHHHH HHHHH HHHHH 27

Case No 1528

State of Ala -

vs.

Dorothea Mac Watts

Given Charges

Given
John P. Maslandbury Jr., Judge. No 12

The court charges the jury that if any individual juror is not convinced of defendant's guilt beyond all reasonable doubt, and to a moral certainty, the jury cannot convict.

Given
Jefair J. Washburn, No 10
Judge.

The court charges the jury that if, from the testimony, there is a probability of defendant's innocence, that is a just ground for a reasonable doubt: and, if such probability exists in this case, you cannot convict the defendant.

since
Referring. Marshallbury Jr, Judge. No 9

The court charges the jury that if the evidence of the state consists in the statement of a witness, of the truth of which the jury has a reasonable doubt, they cannot convict on such evidence, although they may not believe the testimony of defendant's witness.

Sir
Joseph M. Mansbury Jr.
Judge.

No. 9

The court charges the jury that a man may, in many instances, be so drunk as to be incapable of forming or entertaining any specific intention at all.

The court charges the jury that a probability of defendant's innocence is a just foundation for a reasonable doubt, and, therefore, for her acquittal.

Given
William H. Mallory Jr.
Judge.

The court charges the jury that as fair-minded and honest men, the law enjoins upon you, gentlemen, the imperative duty of giving defendant the benefit of every reasonable doubt arising from the evidence before you can find her guilty.

Given
Frederic J. Maslibury Jr.

No. 5

The court charges the jury that if the defendant was so drunk that she was incapable of volition, incapable of voluntary doing anything, and incapable of entertaining malice, then the defendant cannot be convicted of anything more than manslaughter in the second degree.

Given
Walter J. Mallory Jr.

p. 3

The court charges the jury that intoxication may render the accused incapable of forming or entertaining the specific intent which is a material ingredient of the crime of murder.

Given
J. J. Mansbury Jr.
Judge.

The court charges the jury if, by a preponderance of the evidence, the jury are satisfied that, at the time of the fatal encounter, defendant was afflicted with a mental disease, and that by reason of the duress of such mental disease she had so far lost the power to choose between right and wrong (although she may have known right from wrong as applied to the killing), and the alleged killing was so connected with such mental disease in the relation of cause and effect as to have been the product of it solely, the jury should acquit the defendant.

Seen
Jeffrey H. Mashburn Jr.
judge

Sicen
Jessie H. MacLure, Jr.
Judge

No 15

The court charges the jury that if there is, from the evidence, a reasonable probability of defendant's innocence, the jury should acquit the defendant.

~~State~~
J. J. Mansfield, Jr., Judge No. 16

The court charges the jury that if the evidence for the state consists of testimony as to the truth of which the jury have a reasonable doubt, the jury must not convict the defendant, although they may not believe the testimony of the defendant's witnesses.

No 18

The court charges the jury that if, upon a consideration of all the evidence, the minds of the jury or any member of the jury is left in a state of reasonable doubt and uncertainty, by the evidence or any part of the evidence, of defendant's guilt, then you cannot convict the defendant.

Given
Julian J. Maduburn, Jr.
Judge.

From
Jeffrey G. Washburne No 21
Judge

The court charges the jury that if after a full consideration of all the evidence the guilt of defendant is not proven to a moral certainty, then the jury must find defendant not guilty.

No 22

The court charges the jury that defendant cannot be convicted in this case unless each and every juror is not only reasonably satisfied from the evidence of defendant's guilt, but is satisfied from the evidence, and the evidence alone, beyond all reasonable doubt, and to a moral certainty, of her guilt.

Sven
Jeffrey J. Madbury Jr. Judge

The court charges the jury that the only foundation for a verdict of guilty in this case is that the entire jury shall believe from the evidence, beyond a reasonable doubt and to a moral certainty, that the defendant is guilty as charged in the indictment, to the exclusion of every probability of her innocence, and every reasonable doubt of her guilt, and, if the prosecution has failed to furnish such measure of proof, and to so impress the minds of the jury of her guilt, they should find her not guilty.

No 1

Given

Jeffrey J. Mashburn Jr.
Judge

ALICE J. DUCK, Circuit Clerk

Baldwin County
BAY MINETTE, ALA.

State
v.
Dorathia Mae Watts

Refused Charges

The court charges the jury that each juror is required to be satisfied of the guilt of defendant beyond a reasonable doubt before they are authorized to find a verdict of guilt. And each juror must separately and segregately be so satisfied to support a conviction.

Refused
Wesley J. Maslbury Jr. Judge

No 25
The court charges the jury that, if the jury, upon considering all the evidence, have a reasonable doubt about the defendant's guilt, arising out of any part of the evidence, they should find her not guilty.

Refused
Jeffrey J. Maslowski, Jr.

The court charges the jury that if there is one single fact proved to the satisfaction of the jury which is inconsistent with the defendant's guilt, this is sufficient to raise a reasonable doubt, and the jury should acquit her.

Refused
J. J. Madbury, Jr.
Judge.

refused
Jeffery M. Marshall, Jr. Judge

The court charges the jury that unless each of you is convinced beyond a reasonable doubt of the guilt of the defendant, from the evidence in the case, then you should not convict her.

Refused
Jefferson J. W. Wadsworth No 20
Judge.

The court charges the jury that each jurymen must be separately satisfied, beyond a reasonable doubt and to a moral certainty, that defendant is guilty of the crime charged, or you cannot convict her.

Refused
Jeffrey F. Maduberry, Jr. No. 19

The court charges the jury that if after looking at all the evidence in this case and considering it fully, your minds are left in such a state of uncertainty that you cannot say beyond a reasonable doubt that the defendant is guilty of the offense charged, then this is such a doubt as would entitle the defendant to an acquittal and you should so find,

Refused
affair of Mrs. Leary, Jr. No 17
judge.

The court charges the jury that, if they have a reasonable doubt from the evidence of the defendant's guilt, they could find her not guilty.

The court charges the jury that before they can convict the defendant the evidence must be so strong as to convince each juror of her guilt beyond a reasonable doubt: and if, after considering all the evidence, a single juror has a reasonable doubt of the defendant's guilt, arising out of any part of the evidence, then they cannot convict her.

Refused
Jesse J. Mashebury, Jr.
Judge.

The court charges the jury that if there is a reasonable doubt as to whether the killing was done with malice, defendant cannot be convicted of murder at all.

Refused
John J. Madaleno, Jr., Judge

No 11

The court charges the jury that if any individual juror is not convinced of the defendant's guilt beyond a reasonable doubt and to a moral certainty, you cannot convict.

Refused
J. A. Madbury Jr.

Grand Jury
no 32

Case No. 3510

3611

Justice Court of

T. C. HAND

Bay Minette, Ala.

The State

vs

Dorothy Mae Watts
alias

Dorothy Watts

Charge:

Murder

Disposition:

wanted to Grand

Jury
I Adjudged / Held Out
Bonds.

28 Aug 57

Moore Ptg. Co.

570

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

Raymond Wilkins, B. J. Jones,
R. J. Brannon, Kelly Allen, Robert
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the
28 day of *Aug*, 19*57*, 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 *23* day of *Aug*, A. D. 19*57*.
T. C. Hand
Justice of the Peace, Precinct 4

Executed in full, this the

23

day of

Aug

, 1952

Ray W. Wilburn
Sheriff.

W. F. Wall
Deputy Sheriff.

AFFIDAVIT

Printed by Moore Printing Co.

State Of Alabama, }
Baldwin County.

In the Justice Court of T. C. H A N D

Before me, T. C. HAND, Justice of the Peace

in and for said County, personally appeared Taylor Wilkins 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 27 May 1952 that one Dorothia Mae Watts Alias Dorothy Watts unlawfully, and with malice aforethought, killed Ruby Mae Canon, by pushing her in front of a moving motor vehicle, whereby she was killed by being hit by said Motor vehicle.

Sec. 314-Tib 14.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 20

day of August A. D., 19 52

J. P.

WARRANT

State Of Alabama, }
Baldwin County.

~~To Any Lawful Officer of Said County~~
TO ANY LAWFUL OFFICER OF THE STATE OF ALA., GREETINGS.

You are hereby commanded to arrest Dorothia Mae Watts

Alias Dorothy Watts and bring her before me to answer the State of Alabama on a charge

MURDER

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

Witness my hand this 20 day of August, 19 52.

J. P.

The State of Alabama,
Baldwin County

Justice Court of

T. C. HAND

AFFIDAVIT

THE STATE OF ALABAMA,
VS.

DOROTHIA MAE WATTS

Alias

Dorothy Watts

Witnesses for the State:

Taylor Wilkins

B. L. Jones

R. J. Granger

Holly Allen Morrow,
Clyde Texas,
Box 41 A.

Justice Court of

Baldwin County

WARRANT OF ARREST

THE STATE OF ALABAMA,
VS.

DOROTHIA MAE WATTS

Alias

Dorothy Watts

Executed this 23 day of August 1952

By arresting the within

named Defendant

and placing him

Taylor Wilkins, Sheriff
B. L. Jones, Deputy Sheriff
Bogaloussa

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA.	
No. 3510	Vs.	
	Sorochia Mae Watts	Murder.
	alias	
	Sorochy Watts.	

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>Jaylor Wilkins</i>	Judge's Fees	
Returnable <i>Grand Jury</i>	Warrant at 50c, Affidavit at 25c	25
Witness—for State <i>Jaylor Wilkins,</i>	Bond at 50c, Sci Fa at 50c	
<i>D. J. Jones, R. J. Bringer,</i>	Witnesses' Recognizances at 25c	
<i>Hally Allen, minor.</i>	1/2 Subpoena or notice at 25c	100
	Continuance at 25c	
	Trial of Misdemeanor at \$1.00	
	Mittimus at 25c	25
	Judgment on Forfeited Bond at 25c	
	Taking Bond, etc. on Appeal at \$1.00	25
	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	4.00
	Committing \$1.00, Releasing \$1.00	2.10
	1/2 Subpoenas at 25c 1/2 Day's Board at 30c	2.00
	Witness Fees	
	Days at 50c	
	" 50c	50
	" 50c	50
	" 50c	50
	" 50c	50
	" 50c	50
	" 50c	50
	DEFENDANT'S COSTS	
	Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing Subpoenas	

28 Aug 12 def. requested hearing be waived
to Grand Jury.
The Court Ordered def. held
with out bond.

D. J. Jones
Justice of Peace

1528