

1614

INDICTMENT

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THE STATE OF ALABAMA }  
Baldwin County.

Circuit Court, Spring Session, 195 3

The Grand Jury of said County charge that before the finding of this indictment ERNEST HENRY, whose name is to the Grand Jury otherwise unknown, unlawfully drove a motor vehicle on U. S. Highway 90, a public highway, in Baldwin County, Alabama, which vehicle was equipped with low pressure or balloon tires, and unlawfully carried an axle load in excess of eighteen thousand pounds,

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 53 .....

**THE STATE**

**Vs.**

ERNEST HENRY

**INDICTMENT**

Overweight vehicle

No Prosecutor.

**WITNESSES:**

C. L. Blackburn

GRAND JURY NO. 23B

A TRUE BILL

*Robert E. Stapleton*  
Foreman Grand Jury.

Filed in open Court and in the presence of  
the Grand Jury on the *12<sup>th</sup>* day of  
*March*, 1953.

*Wingfield*, Clerk

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

the presence of *17* other Grand Jurors.

*Wingfield* Clerk.

Bail fixed \$ *200<sup>00</sup>*

*Wingfield*

Judge.

## AFFIDAVIT

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1614  
State Of Alabama, }  
Baldwin County. }

In the Justice Court of \_\_\_\_\_

Before me, H. E. Miles, Justice of the Peacein and for said County, personally appeared C. L. Blackburn 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 Oct. 14 - 1952 that one Ernest Henry  
did operate a truck on the High  
way that was overweight

\_\_\_\_\_ against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 14day of Oct., A. D., 19 52H. E. Miles, J. P. C. L. Blackburn

## WARRANT

State Of Alabama, }  
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Ernest Henry and bring himbefore me to answer the State of Alabama on a chargeOverweight Truck

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

Witness my hand this 14 day of Oct., 19 52H. E. Miles, J. P.

## MITTIMUS OR COMMITMENT

State Of Alabama, }  
Baldwin County. }

To the Jailer of 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 \_\_\_\_\_, 19 \_\_\_\_\_

Justice of the Peace.

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

The State of Alabama,  
Baldwin County

Justice Court of

AFFIDAVIT

THE STATE OF ALABAMA,  
VS.

*Ernest Henry*

Witnesses for the State:

*C. L. Blackburn*  
*J. C. Lindsay*

Justice Court of  
Baldwin County

WARRANT OF ARREST

THE STATE OF ALABAMA,  
VS.

*Ernest Henry*

Executed this *14* day of *Oct.* 19 *52*

By arresting the within

named Defendant

and placing him

*under Bond*

*C. L. Blackburn*, Sheriff

\_\_\_\_\_, Deputy Sheriff

Criminal Docket No. \_\_\_\_\_

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

The State of Alabama,  
Baldwin County

Justice Court of

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.

THE STATE OF ALABAMA,  
Baldwin County

We, Ernest Henry & E. C. Johnson, as  
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of  
(\$200.00) Two Hundred DOLLARS  
unless the said Ernest Henry 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 Overweight Truck

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

18 day of Oct, 1952  
N. Price

Baldwin County, Ala.

E. C. Johnson L. S.

E. C. Johnson L. S.

Bay Minette Ala L. S.

L. S.

Taken and approved this the \_\_\_\_\_ day of \_\_\_\_\_ 195\_\_\_\_

\_\_\_\_\_, Sheriff

By \_\_\_\_\_, Deputy Sheriff

1614 1879

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

COURT OF

COUNTY

County

We,

Principal,

and

sureties, agree to pay to the State of Alabama

Dollars,

unless the said

appears before the

Court of

County on the

day of

Two Hundred and 00/100  
 Ernest Henry  
 J. P. Baldern  
 Oct 1952  
 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

Overweight 19350-1350 Louis Ayler

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 \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

Approved this the 14 day of

Oct, 1952

Arresting Officer.

By

Sign Top Line

NAME

ADDRESS

Ernest Henry (L.S.)

(L. S.)

(L. S.)

(L. S.)

Ray M. Mettles

## 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.

1614  
CAPIAS

Moore Printing Co.,

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

An indictment having been found against

ERNEST HENRY

at the SPRING Term, 1953, of the Circuit Court of Baldwin County, for the offense of

Overweight vehicle

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 12th day of March, 1953

Reed J. Smith  
Clerk Circuit Court of Baldwin County.

THE STATE OF ALABAMA }  
Baldwin County }

We, Ernest Henry, as principal and

the other undersigned as sureties, agree to pay the State of Alabama \$200.00 (Two Hundred)

Dollars, unless the said Ernest Henry appears

at the next 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

Overweight Vehicle

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\_\_\_\_\_.

Ernest Henry (L. S.)

CC Johnson (L. S.)

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

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

Taken and approved 14th day of March, 1953

Layton W. O'Brien  
Sheriff of Baldwin County.

701614

**CAPIAS**

No. 23 B

THE STATE

vs.

ERNEST HENRY

Bail Fixed in This Case in Open Court at

\$ 200<sup>00</sup>

By HUBERT M. HALL  
Judge Presiding.

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

Executed this 14th day of March, 1953

By arresting the within

named Defendant

and placing him under Bond

[Signature], Sheriff

\_\_\_\_\_, Deputy Sheriff

[Signature]



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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No.	Vs.	
	Ernest Henry	Overweight Truck

Disposition of Case		Fees	Amount
Affidavit made and Warrant Issued to	C. L. Blackburn	Judge's Fees	
Returnable		Warrant at 50c, Affidavit at 25c	75
Witness—for State	J. E. Lindsay	Bond at 50c, Sci Fa at 50c	
	Trial by Jury demanded.	Witnesses' Recognizances at 25c	
	Bond set & made at \$200.00	Subpoena or notice at 25c	
	for appearance at Circuit Court	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	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	

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