

1614

1616

**INDICTMENT**

---

**THE STATE OF ALABAMA**  
**Baldwin County.**

**Circuit Court,** Spring Session, 195<sup>3</sup>

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.

---

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. 23D

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.

*Archie J. Henrich*, Clerk

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

the presence of 17 other Grand Jurors.

*Archie J. Henrich*  
Clerk.

Bail fixed \$ 700

*W. H. Moore*  
Judge.

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

15 day of Nov, 1952  
H. Miller

----- 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  
**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 accord-  
ing to law.

Dated this 12th day of March, 1953

Alvin J. ...  
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.)

W. C. Johnson (L. S.)

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

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

Taken and approved 14th day of March, 1953

James W. ...  
Sheriff of Baldwin County.

W 1616

CAPIAS

No. 23 D

THE STATE

vs.

ERNEST HENRY

Bail Fixed in This Case in Open Court at

\$ 200.00

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

Lafo W. McKin, Sheriff

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

O mi

1010  
AFFIDAVIT

Printed by Moore Printing Co.

State Of Alabama, }  
Baldwin County.

In the Justice Court of H. E. MILLS

Before me, H. E. MILLS, Justice of the Peace

in and for said County, personally appeared J. C. Lindsay 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 Nov. 11-1952 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 11

day of Nov., A. D., 1952  
H. E. Mills, J. P.

*J. C. Lindsay*

WARRANT

State Of Alabama, }  
Baldwin County.

To Any Lawful Officer of Said County. Greetings:

You are hereby commanded to arrest

*Ernest Henry*

and bring him

before

*me*

to answer the State of Alabama on a charge

*Overweight Truck*

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

Witness my hand this 11 day of

*Nov.*

19

*52*

*H. E. Mills*

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

H. E. MILLS

AFFIDAVIT

THE STATE OF ALABAMA,  
VS.

*Ernest Henry*

Witnesses for the State:

*C. Blackburn*  
*J. E. Lindsay*

Printed by Moore Printing Co.

Justice Court of

Baldwin County

WARRANT OF ARREST

THE STATE OF ALABAMA,  
VS.

*Ernest Henry*

Executed this 11 day of Nov 1952

By arresting the within

named Defendant

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

and placing him

*under Bond*

*J. E. Lindsay*

Sheriff

Deputy Sheriff

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

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

The State of Alabama,  
Baldwin County

Justice Court of

H. E. MILLS

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.

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

County

THE J. P.

COURT OF Baldwin COUNTY

We, Ernest Henry Principal,

and

sureties, agree to pay to the State of Alabama

One Hundred & 00/100 Dollars,

unless the said Ernest Henry

appears before the J. P. Court of Baldwin County on the 15 day of

Nov. 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

Over Weight

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 11 day of Nov. 1952

Sign Top Line	NAME	ADDRESS
Approved this the 11 day of	Ernest Henry (L. S.)	
Nov. 1952	(L. S.)	
C. B. Blackburn	(L. S.)	
Arresting Officer.	(L. S.)	
W. E. Lindsey	(L. S.)	

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.



1616

# 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 <i>J. Lindsay</i>	JUDGE'S FEES	
Returnable	Warrant at 50c, Affidavit at 25c.....	75
Witness—For State <i>C. Blackburn</i>	Bond at 50c, Sci. Fa. at 50c.....	
	Witnesses' Recognizances at 25c.....	
	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.....	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.....	

*Trial by Jury Bond set + made at \$200.00 for appearance at Circuit Court*

*H. C. Green*

16/16

16/16

16/16

16/16