

1628
INDICTMENT

THE STATE OF ALABAMA }
Baldwin County.

Circuit Court, Spring Session, 1953

The Grand Jury of said County charge that before the finding of this indictment ELBERT THOMAS, 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, 1953

THE STATE

Vs.

ELBERT THOMAS

INDICTMENT

Overweight vehicle

No Prosecutor.

WITNESSES:

C. L. Blackburn

GRAND JURY NO. 28A

A TRUE BILL

Robert E. Stapleton

Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the 12th day of

March, 1953

Amie 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.

Amie J. French Clerk.

Bail fixed \$ 200

W. M. J. Lee

Judge.

1628

THE STATE OF ALABAMA, }

Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

Elbert M. Thomas

at the Spring Term, 1943 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, 1943

Eric J. Henrich
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 _____, 194____.

(L. S.)

(L. S.)

(L. S.)

(L. S.)

(L. S.)

Taken and approved _____ day of _____, 194____.

Sheriff of Baldwin County.

no 1628

CAPIAS

No. 28 A

THE STATE

vs.

Albert Thomas

Bail Fixed in This Case in Open Court at

\$ 200.00

By Robert M. Hall
Judge Presiding.

Attest: _____
Clerk.

Executed this 17 day of March, 1943

By arresting the within

named Defendant

and placing him in bond

Joseph W. White, Sheriff
W. F. Hall, Deputy Sheriff
O. Miller

1628

1854

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

We,

COURT OF

COUNTY

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

1952

due course of law, to answer a criminal prosecution for the offense of

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 13 day of

, 1952

Arresting Officer.

By

Sign Top Line

NAME

ADDRESS

Elbert Thomas (L. S.)

(L. S.)

(L. S.)

(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.

THE STATE OF ALABAMA,

Baldwin County

We, Albert Thomas + C.E. Windham, as
 principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of
(\$2000) Two Thousand DOLLARS
 unless the said Albert Thomas 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 exempt-
 ing personal property from levy and sale under execution or other process for the collection of debt by con-
 stitution 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
H. Mills

Baldwin County, Ala.

Albert Thomas L. S.

C.E. Windham L. S.

Bay Minnett L. S.

_____ L. S.

Taken and approved this the _____ day of _____ 1952

_____, Sheriff

By _____, Deputy Sheriff

AFFIDAVIT

Printed by Moore Printing Co.

State Of Alabama, }
Baldwin County.

In the Justice Court of _____

Before me, H. Mills, Justice of the Peace

in and for said County, personally appeared J. 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 Oct 13-1952 that one E. C. Thomas 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 13 day of Oct., A. D., 19 52
H. Mills, J. P.

J. E. Lindsay

WARRANT

State Of Alabama, }
Baldwin County.

To Any Lawful Officer of Said County. Greetings:

You are hereby commanded to arrest E. C. Thomas 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 13 day of Oct., 19 52
H. 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

AFFIDAVIT

THE STATE OF ALABAMA,
VS.

C. C. Thomas

Witnesses for the State:

C. L. Blackburn
W. H. Hornsby
J. E. Lindsay

Justice Court of
Baldwin County

WARRANT OF ARREST

THE STATE OF ALABAMA,
VS.

C. C. Thomas

Executed this 13 day of Oct, 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

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.

1628
STATE OF ALABAMA

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

VS.

) AT LAW

NO. 1628

ELBERT THOMAS,

)
Defendant.

DEMAND FOR JURY TRIAL

Now comes the defendant and demands a jury trial of this

cause.

J. B. Blackburn
Attorney for defendant.

DEMAND FOR JURY TRIAL

STATE OF ALABAMA

VS.

ELBERT THOMAS,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

NO. 1628

FILED

3-17-53

ALICE J. DUCK, Clerk

THE STATE OF ALABAMA,
Baldwin County }

We, Elbert Thomas, as
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of
Two Hundred- - - - - DOLLARS
unless the said Elbert Thomas appears at the
next Term, 1953 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 Vehicle

We hereby waive as to all amounts that may become due hereunder the benefit of all laws exempt-
ing personal property from levy and sale under execution or other process for the collection of debt by con-
stitution 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

Elbert Thomas L. S.

----- day of -----, 195-----

W. B. Coakley L. S.

C. E. Williams L. S.

----- Baldwin County, Ala.

C. E. Williams L. S.

Taken and approved this the 17 day of March 1953

Taylor Wilkins, Sheriff
W. F. Hall, Deputy Sheriff

1628

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA.	
No.	Vs.	
	Albert Thomas	Overweight truck

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>G. C. Lindsey</i>	Judge's Fees	
Returnable	Warrant at 50c, Affidavit at 25c	75
Witness—for State <i>C. L. 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 demanded
Bond set & forfeited at \$200.00
for appearance at Circuit Court

H. C. Thie

1628