

INDICTMENT

1629

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 a wheel load in excess of nine thousand pounds,

against the peace and dignity of the State of Alabama.

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

No. **RECORDED**

**THE STATE OF ALABAMA,**

**BALDWIN COUNTY**

**Circuit Court**

..... Spring..... Session, 19 53.....

**THE STATE**

**Vs.**

ELBERT THOMAS

**INDICTMENT**

Overweight vehicle

No Prosecutor.

**WITNESSES:**

J. E. Lindsay

GRAND JURY NO. .... 28B.....

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..

*Beirg. W. ...* Clerk

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

the presence of 17 other Grand Jurors.

*Beirg. W. ...* Clerk.

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

*J. M. ...*  
Judge.

1629  
STATE OF ALABAMA

VS.

ELBERT THOMAS,

Defendant.

)

)

)

)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 1629

DEMAND FOR JURY TRIAL

Now comes the defendant and demands a jury trial of this  
cause.

J. T. 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. 1629

FILED

3-17-53

WILL L. DICK, Clerk

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  
Two Hundred (\$200.00) 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

1 day of Nov, 1952  
H.E. Miles

\_\_\_\_\_ Baldwin County, Ala.

Albert Thomas L. S.  
C.E. Windham L. S.  
Bay Murrell L. S.  
\_\_\_\_\_ L. S.

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

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

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

1629

1968

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

J. P.

COURT OF

Baldwin

COUNTY

County

We,

E. L. Thomas

Principal,

and

sureties, agree to pay to the State of Alabama

Dollars,

unless the said

E. L. Thomas

appears before the

J. P.

Court of

Baldwin

County on the

1

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

Overweight on John Jordan 37200 over 1200 lbs.

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 30 day of

Oct

1952

Sign Top Line

NAME

ADDRESS

E. L. Thomas (L. S.)

(L. S.)

(L. S.)

(L. S.)

Pepper Lumber Co.  
Bay Minette Ala

Arresting Officer.

By

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, 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

       day of       , 195      

       Baldwin County, Ala.

E. Herbert Thomas L. S.  
H.B. Carbett L. S.  
C.E. Winchman L. S.  
       L. S.

Taken and approved this the 17 day of March 1953

Jaybor Wilkins, Sheriff

By H. F. Hall, Deputy Sheriff

1629

THE STATE OF ALABAMA, }

Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

Elbert 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 12<sup>th</sup> day of March, 1943.

[Signature]

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.



MD 1629

CAPIAS

No. 28 B.

THE STATE

vs.

Elbert 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 on Bond

Jay W. Wilkins, Sheriff

W. F. Hall, Deputy Sheriff

0 miles

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 M. Daughtry 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. 30-1952 that one C. L. Thomas

was operating a truck on the  
highway that was overweight

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 30day of Oct. A. D., 1952H. E. Mills, J. P.M. Daughtry

## Warrant

STATE OF ALABAMA, {  
BALDWIN COUNTY

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest C. L. Thomasand 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 30 day of Oct., 1952H. E. Mills

, J. P.

## Mittimus or Commitment

To the Jailer of Baldwin County: {

The State of Alabama,  
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 \_\_\_\_\_, 195\_\_\_\_

Justice of the Peace.

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

The State of Alabama,  
Baldwin County

JUSTICE COURT OF

H. E. MILLS

AFFIDAVIT

THE STATE OF ALABAMA,  
vs.

*E. L. 2 Roman*

Witnesses for the State:

*J. E. Lindsay ✓*  
*M. B. Hargrave ✓*

Justice Court Of  
Baldwin County

WARRANT of ARREST

The State of Alabama,  
vs.

*E. L. 2 Roman*

Executed this *30* day of *Oct.* 195 *2*

By arresting the within

named Defendant

and placing him

*under Bond*

*M. B. Hargrave* **DHP**  
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.

1629 Transcript of Criminal Cases from Justice Court of Baldwin County, Ala.

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No.	Vs.	
	Elbert Thomas	Overweight Truck

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

1629