

1631

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 ELIJAH L. FOLEY, whose name is to the Grand Jury otherwise unknown, while intoxicated, drove a motor vehicle on U. S. Highway 90, a public highway, in Baldwin County, Alabama, against the peace and dignity of the State of Alabama.

2. The Grand Jury of said County charge further that before the finding of this indictment, ELIJAH L. FOLEY, whose name is to the Grand Jury otherwise unknown, while under the influence of intoxicating liquor or drugs, drove a motor vehicle on U. S. Highway 90, a public highway, in Baldwin County, Alabama,

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, 1953

THE STATE

Vs.

ELIJAH L. FOLEY

INDICTMENT

Driving while intoxicated

No Prosecutor.

WITNESSES:

R. J. Granger

Robert Slay

M. Doughty, 1st 530-2725

GRAND JURY NO. 22

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.

*Wesley J. Beach*, Clerk

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

the presence of 17 other Grand Jurors.

*Wesley J. Beach*, Clerk.

Bail fixed \$ 500

*W. H. Murrell*  
Judge.

*We the Jury find  
the defendant  
Not guilty*

*Duncan J. Beach*

Printed by The Baldwin Times, Bay Minette.

Evergreen Dist.

1631

ALABAMA HIGHWAY PATROL

ARREST TICKET

MONTGOMERY, ALABAMA

No. A15516

E

Date Oct 23 1952

Baldwin County Justice Court H. F. Miles Case No. \_\_\_\_\_ Judge or J. P. \_\_\_\_\_

Name EDWARD L. FOLEY ☒ W. ☐ C. ☒ M. ☐ F. Age 46 Drivers License No. 503336

Address \_\_\_\_\_ City ROBERTS DALE State ALA

Charge DRIVING WHILE INTOXICATED No. 1 of TITLE 24 - 1950 CODE

Place of Arrest US 90 Time ( ) A. M. ( ) P. M.

Model 1950 Make CHEV Body Type PAPER WOOD

Motor No. \_\_\_\_\_ License No. NOT IN Carrier Tag No. \_\_\_\_\_

Owner DRIVER Address SAME

Employed by SELF EMPLOYED - PAPERWOOD Address SAME

Case Set for OCT 35 1952 ( ) A. M. ( 11:00 ) P. M. Case Closed \_\_\_\_\_ 19 \_\_\_\_\_

Disposition—Sentence ( ) Mo. ( ) Yr. Fine \$ \_\_\_\_\_ Arrest \$ \_\_\_\_\_ Bond \$ \_\_\_\_\_ Witness \$ \_\_\_\_\_

Final Disposition \_\_\_\_\_

Remarks \_\_\_\_\_

This is to Certify that this Court has received the Fine and Cost or Closed this case as stated above.

Signed \_\_\_\_\_

Officers R. J. Morgan & M. J. Morgan Badge Nos. 215 & 282

Quadruplicate—To Defendant \_\_\_\_\_

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

An indictment having been found against

ELIJAH L. FOLEY

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

Driving while intoxicated

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

[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 the State of Alabama.

Witness our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

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

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

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

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

Taken and approved \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

\_\_\_\_\_  
Sheriff of Baldwin County.

701631

**CAPIAS**

No. 22

THE STATE

vs.

ELIJAH L. FOLEY

Bail Fixed in This Case in Open Court at

\$ 500.00

By HUBERT M. HALL  
Judge Presiding.

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

Executed this 16 day of March, 1953

By arresting the within

named Defendant

Elijah Foley

and placing him On Bond

Taylor Wilkins, Sheriff

Colleigh Stoddard, Deputy Sheriff

Robert Adair  
aka

THE STATE OF ALABAMA,  
Baldwin County

We, Elijah L. Foley, as  
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of  
Five Hundred Dollars \$500.00 DOLLARS  
unless the said Elijah L. Foley 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 Driving While Intoxicated

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

\_\_\_\_\_ day of \_\_\_\_\_, 195\_\_\_\_\_

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

Elijah L. Foley L. S.

W. B. Foley L. S.

W. H. Hammer L. S.

\_\_\_\_\_ L. S.

Taken and approved this the 16 day of March, 1953

Taylor Wilkins, Sheriff

By E. L. Steadman, Deputy Sheriff

11031  
STATE OF ALABAMA

Baldwin County

Case No.

No.

4173

The State of Alabama

vs.

In the

Circuit Court of  
Baldwin County, AlabamaBefore me, W. J. Wilkins, Clerk of the Circuit Court of  
Baldwin County, Alabama, personally appeared Taylor Wilkins, who being duly sworn deposes and says:

I am the Sheriff of Baldwin County, Alabama. In the above case, in the above mentioned court, in  
executing the warrant of arrest or in arresting the said defendant, I or one of my duly authorized deputies,  
traveled 50 miles by the most direct route to the point of arrest and return, and I am entitled to  
mileage at ten cents per mile to be taxed as costs in the case.

Point of Arrest, Robert Dale Taylor Wilkins SheriffSubscribed and sworn to before me this 17 day of May 1953

Disposition \_\_\_\_\_ Clerk Circuit Court

After considering the above affidavit made by the Sheriff of Baldwin County, Alabama, I, as the trial  
Judge of said court, do hereby approve the claim for mileage in the sum of \$\_\_\_\_\_ incurred in the  
making of the arrest or executing the warrant of arrest in the above styled cause and I hereby order the  
clerk of the court to tax the said sum as part of the costs in said case.

This the \_\_\_\_\_ day of \_\_\_\_\_ 195\_\_\_\_

Judge of the above named court

Affidavit 11631

Printed by Moore Ptg. 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 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. 23-1952 that one Elijah Foley

did operate a vehicle on the  
highway, while under the influence  
of intoxicating liquor or drugs

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 23

day of Oct. A. D., 1952  
H. 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

Elijah Foley

and bring him

before me

to answer the State of Alabama on a charge

D. W. D.

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

Witness my hand this 23 day of Oct., 1952

H. E. Mills, J. P.



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The State of Alabama,

## Baldwin County

JUSTICE COURT OF

H. E. MILLS

# AFFIDAVIT

THE STATE OF ALABAMA,

vs.

Olijah Daley

Witnesses for the State :

P. J. Hanger  
M. Rangkay ✓

Justice Court Of  
Baldwin County

# WARRANT of ARREST

The State of Alabama,

vs.

Elijah Foley

Executed this 23 day of Oct. 1952

By arresting the within

named Defendant

and placing him

in June

Mr. Wright

7A10  
Sheriff

Deputy Sheriff

THE STATE OF ALABAMA,  
Baldwin County

We, Elijah L. Foley & C. H. Foley, as  
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of  
(\$300.00) Three hundred DOLLARS  
unless the said Elijah Foley 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 D. W. D.

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.

E. L. Foley L. S.

C. H. Foley L. S.

Roberts L. S.

\_\_\_\_\_ L. S.

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

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

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

THE STATE OF ALABAMA,  
Baldwin County

We, Elijah L. Haley, as  
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of  
Three Hundred DOLLARS  
unless the said Elijah L. Haley appears at the  
Oct. 25 Term, 1952 of the H.E. Mills Court of Baldwin County, Alabama  
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense  
of Driving While Intoxicated

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.

Taken and approved this the 24 day of Oct, 1952

Elijah L. Haley Sheriff

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

1631

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No.	Vs.	
	Elijah Daley	D. W. I.

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>M. Daughtry</i>	Judge's Fees	
Returnable	Warrant at 50c, Affidavit at 25c	75
Witness—for State <i>R. J. Granger</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	25
	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 & made at \$300.00  
for appearance at Circuit  
Court*

*H. Miller*

1631