

1650

INDICTMENT

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 FRANKLIN HAYES, whose name is to the Grand Jury otherwise unknown, with intent to steal, broke into and entered the Robertsdale High School building, a building of the State of Alabama, in which goods, wares, merchandise, or candies, things of value, were kept for use, sale or deposit, against the peace and dignity of the State of Alabama.

2. The Grand Jury of said County further charge that before the finding of this indictment FRANKLIN HAYES, whose name is to the Grand Jury otherwise unknown, feloniously took and carried away from the Robertsdale High School house, to-wit, thirty boxes of candy, of the value of, to-wit, thirty dollars, the personal property of the Baldwin County Department of Education, in the custody of C. F. Taylor,

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, 1953

THE STATE

Vs.

FRANKLIN HAYES

INDICTMENT

Burglary, second, degree & Grand
Larceny No Prosecutor.

WITNESSES:

H. F. Hall
J. D. Meredith
C. F. Taylor

GRAND JURY NO. 3C

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.

Archie 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.

Archie French Clerk.

Bail fixed \$ 500⁰⁰

H. F. Hall

Judge.

THE STATE OF ALABAMA, }

Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

Franklin Hayes

at the Spring Term, 1943 of the Circuit Court of Baldwin County, for the offense of

Burglary 2nd degree & Grand Larceny

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

Desha F. Nesbitt

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 1650

CAPIAS

No. 30

THE STATE

vs.

Franklin Hayes

Bail Fixed in This Case in Open Court at

\$ 500.00

By Hubert M. Hall
Judge Presiding.

Attest: _____
Clerk.

Executed this 4 day of April, 1943

By arresting the within

named Defendant

and placing him on bond

Ray W. Wilkins, Sheriff

W. F. Hall, Deputy Sheriff

Foyles 48 m

THE STATE OF ALABAMA,
Baldwin County }

We, Franklin Hayes, as
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of
Five Hundred ----- DOLLARS
unless the said Franklin Hayes 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 Burglary, 2nd degree

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.

Franklin Hayes L. S.

Martin Hayes L. S.

W E Burdine L. S.

----- L. S.

Taken and approved this the 4 day of April 1953

Jay B Wilkins, Sheriff

By W F Hall, Deputy Sheriff

1650

STATE OF ALABAMA

Baldwin County

Case No. 4235No. 4235

The State of Alabama

vs.

In the Circuit Court of
Baldwin County, AlabamaBefore me, W. C. Black, 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 20 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. Goody Sheriff Taylor WilkinsSubscribed and sworn to before me this 6 day of April 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

1650
STATE OF ALABAMA
Baldwin County

Case No.

4055

No.

3990

The State of Alabama
vs.

In the

Justice Court of
Baldwin County, Alabama

Before me, J. C. [Signature] Clerk of the Justice 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 46 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

3 mi. E. of Hwy

Taylor Wilkins Sheriff

Subscribed and sworn to before me this

16

day of

Jan

1953

Disposition

warrant to Grand Jury

[Signature]

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 \$ 4.60 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

2

day of

Jan

1953

[Signature]
Judge of the above named court

1650

4053

THE STATE OF ALABAMA,
Baldwin County

Justice Court of T. C. HAND
Precinct 4, Bay Minette, Ala.

To Any Sheriff of the State of Alabama:

You are hereby Commanded to Summon

H. F. Hall
Edleigh Steadman, Pete Sellers Prof. 4 School
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

2 day of Jan, 1953 and from day to day of said term,
and from term to term thereafter, until discharged, to give evidence and the truth to speak in behalf of
THE STATE, in a prosecution now pending in said Court, wherein the State of Alabama is plaintiff and

Franklin Hayes
Defendant, and have you then and
there this Writ, with your endorsement thereon.

Witness my hand this 1 day of Jan, A. D., 1953
T. C. Hand
Justice of the Peace, Precinct 4

Executed in full, this the

2 day of

Jan, 1953

Taylor Wilkin
Sheriff.

W F Hall
Deputy Sheriff.

1650
AFFIDAVIT

Printed by Moore Ptg. Co.

The State of Alabama,
Baldwin County

In the Justice Court of T. C. HAND
T. C. HAND

Before me, _____, Justice of the Peace

in and for said County, personally appeared J. F. Ladd 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 _____ that one Franklin Leyer
did with intent to steal books into and entered the
Robert Dale School House, a building of the Baldwin County Board
of Education, which building was specially constructed to keep
membership books along with other things of value or deposit.

_____ against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this _____

day of Jan A. D., 1953

_____, J. P.

147 Hall

WARRANT

THE STATE OF ALABAMA,
Baldwin County

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Franklin Leyer

_____ and bring _____

before _____ to answer the State of Alabama on a charge

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

Witness my hand this _____ day of Jan, 1953

_____, J. P.

State of Alabama,
Baldwin County

Justice Court of
T. C. HAND

AFFIDAVIT

The State of Alabama,
vs.

Franklin Hayer

Witnesses for the State:

H. F. Hall
Edleigh Steadham
Pete Sellers
Prop.

Justice Court of
BALDWIN COUNTY

Warrant of Arrest

THE STATE OF ALABAMA,
vs.

Franklin Hayer

Executed this 1 day of Jan 1953

By arresting the within

named Defendant

and placing him

in jail

Taylor Wilkins, Sheriff
Steadham & Sellers & Hall, Deputy Sheriff
3 Mi East Foley

THE STATE OF ALABAMA,
Baldwin County }

We, Franklin Hayes, as
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of
Five hundred DOLLARS
unless the said Franklin Hayes appears at the
next Term, 1953 of the Grand Jury Court of Baldwin County, Alabama
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense
of Burglary

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.

Franklin Hayes L. S.
Martin Hayes L. S.
W E Balgoin L. S.
_____ L. S.

Taken and approved this the 2 day of Jan 1953

Taylor Wilkins, Sheriff
By H F Hall, Deputy Sheriff

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

Attorneys	Case	Charge
No. <u>4055</u>	STATE OF ALABAMA.	
	Vs. <u>Franklin Hayes</u>	<u>Durphy</u>

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <u>H. F. Hall</u>	Judge's Fees	
Returnable <u>Grand Jury</u>	Warrant at 50c, Affidavit at 25c	<u>75</u>
Witness—for State <u>H. F. Hall, Edna Statham</u>	Bond at 50c, Sci Fa at 50c	
<u>State Seller, Professor of School.</u>	Witnesses' Recognizances at 25c	
	4 Subpoena or notice at 25c	<u>2.00</u>
	Continuance at 25c	
<u>2 Nov 53. Hearing was waived to Grand Jury.</u>	Trial of Misdemeanor at \$1.00	
<u>Bond was set at \$500.00</u>	Mittimus at 25c	<u>25</u>
<u>say I still bond.</u>	Judgment on Forfeited Bond at 25c	
	Taking Bond, etc, on Appeal at \$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	<u>5.00</u>
	Committing \$1.00, Releasing \$1.00	<u>2.10</u>
	4 Subpoenas at 25c Day's Board at 30c	<u>2.00</u>
	Witness Fees 40c	<u>4.60</u>
	Days at 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	" 50c	
	DEFENDANT'S COSTS	
	Witnesses' Recognizance at 25c	
	Subpoenas at 25c	
	Executing Subpoenas	

1650