

1052

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 JOHNNY HAYES, whose name is to the Grand Jury otherwise unknown, with intent to steal, broke into and entered the Loxley Junior High School building, a building of the State of Alabama, in which goods, wares, merchandise, or soft drinks and money, 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 JOHNNY HAYES, whose name is to the Grand Jury otherwise unknown, feloniously took and carried away from the Loxley Junior High School house, to-wit, money in about the amount of ten dollars in lawful United States money, the denominations of said money and a further description of the amount of said money being unknown to the Grand Jury, of the value of, to-wit, ten dollars, the personal property of the Baldwin County Board of Education, in the custody of Samuel Gates,

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.

JOHNNY HAYES

INDICTMENT

Burglary, second degree and Grand  
Larceny No Prosecutor.

WITNESSES:

H. F. Hall

Prof. Samuel Gates *10a 40m 2:15*

GRAND JURY NO. 5A

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 Furman* 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 Furman* Clerk.

Bail fixed \$ *500*

*H. F. Hall*

Judge.

11652  
STATE OF ALABAMA

Baldwin County

Case No.

No. 4002

The State of Alabama

In the

Justice Court of  
Baldwin County, AlabamaBefore me, J. C. Ward, 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 45 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 1L. H. D. B. Sheriff

Subscribed and sworn to before me this

day of

195

Disposition

Warrant Grand JuryJ. C. Ward 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 \$ 4.50 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

195

3J. C. Ward  
Judge of the above named court

1652

4067

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. Wall, G. Leigh Stephens,*  
*Pete Sellers, Prof. Gates*  
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

*2* day of *Jan*, 19*53*, 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

*Johnnie Keyes*  
Defendant, and have you then and  
there this Writ, with your endorsement thereon

Witness my hand this *1* day of *Jan*, A. D., 19*53*  
*J. F. Hand*  
Justice of the Peace, Precinct 4

Executed in full, this the

2 day of

Jan, 1953

Taylor Wilkine  
Sheriff.

W F Hall  
Deputy Sheriff.

1652  
STATE OF ALABAMA

Baldwin County

Case No. Exhibit 5 A

No. 4237

The State of Alabama  
vs. Johnnie Hayes

In the Cir Court of  
Baldwin County, Alabama

Before me, Alfred Duck, Clerk of the Cir 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 40 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 Gettysburg Sheriff Taylor Wilkins

Subscribed and sworn to before me this 6 day of April 195 3

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

1652  
AFFIDAVIT

Printed by Moore Ptg. Co.

The State of Alabama,

Baldwin County

*Boxley School*  
In the Justice Court of T. C. HAND

Before me, T. C. HAND, Justice of the Peace

in and for said County, personally appeared H. F. Hall 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 2 Nov 1952 that one Johnny Lee

*and with intent to steal, broke into and entered the*  
*locked building, a building which was here, it is constructed*  
*to keep merchandise, books and other things of*  
*value as a deposit, and belonging to Baldwin County*  
*Board of Education*  
against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this

day of Nov, A. D., 1952

H. F. Hall, J. P.

WARRANT

THE STATE OF ALABAMA,

Baldwin County

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Johnny Lee

and bring him

before me to answer the State of Alabama on a charge

Burglary

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

Witness my hand this Jan day of 1953

T. C. Hand, J. P.

State of Alabama,  
Baldwin County

Justice Court of  
T. C. HAND

AFFIDAVIT

The State of Alabama,  
vs.

*Johnnie Hayer*

Witnesses for the State:

*✓ F. Hall.*  
*Edleigh Steadham*  
*Beto Sellers.*  
*Prop. Gates.*

Justice Court of  
BALDWIN COUNTY

Warrant of Arrest

THE STATE OF ALABAMA,  
vs.

*Johnnie Hayer*

Executed this *1* day of *Jan* 195*3*

By arresting the within

named Defendant

and placing him

*in Jail*

*Joseph Wilkins*, Sheriff  
*Steadham's Hall*, Deputy Sheriff

*3 mi East Foley*



THE STATE OF ALABAMA,  
Baldwin County

We, Johnny Hayes, as  
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of  
Five Hundred DOLLARS  
unless the said Johnny Hayes appears at the  
Nest Term, 1953 of the Grand Juror 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 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.

Johnny Hayes L. S.

(Mack Hayes) L. S.

W. E. Baggett L. S.

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

Taken and approved this the 2 day of Jan 1953

Taylor Wilkins, Sheriff

By H. F. Wolf, Deputy Sheriff

THE STATE OF ALABAMA, }  
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:  
An indictment having been found against

Johnny 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 12<sup>th</sup> day of March, 1943

W. J. French  
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 1652

**CAPIAS**

No. 5A

**THE STATE**

vs.

Johnnie Hayes

Bail Fixed in This Case in Open Court at

\$ 500.00

By Robert M. Hall  
Judge Presiding.

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

Executed this 4 day of April, 1943

By arresting the within

named Defendant

and placing him in Jail

on Bond

Jay W. Wilkins, Sheriff

W. F. Wal, Deputy Sheriff

L. P. L. L. L.

1652  
THE STATE OF ALABAMA,  
Baldwin County }

We, Johnny Hayes, as  
principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of  
Five Hundred ----- DOLLARS

unless the said Johnny Hayes appears at the  
----- next ----- Term, 195 3 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 and Grand Larceny

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.

X Johnny Hayes ----- L. S.

Martin Hayes ----- L. S.

W E Bargain ----- L. S.

----- L. S.

Taken and approved this the 4 day of April 1953

Lester Wilburn -----, Sheriff

By W F Hall -----, Deputy Sheriff

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

Attorneys	Case	Charge
No. 4007.	THE STATE OF ALABAMA.	
	Vs.	
	Johnnie Taylor	Burglary.

Disposition of Case		Fees	Amount
	Affidavit made and Warrant Issued to L.F. Hall.	Judge's Fees	
	Returnable Grand Jury.	Warrant at 50c, Affidavit at 25c	75
	Witness—for State L.F. Hall, Elliott Steadham	Bond at 50c, Sci Fa at 50c	
	Pete Sellers, Prop. Sister.	Witnesses' Recognizances at 25c	
		Subpoena or notice at 25c	100
		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	
		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	5.00
		Committing \$1.00, Releasing \$1.00	2.00
		Subpoenas at 25c Day's Board at 30c	2.00
		Witness Fees 40m	4.00
		Days at 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		" 50c	
		DEFENDANT'S COSTS	
		Witnesses' Recognizance at 25c	
		Subpoenas at 25c	
		Executing Subpoenas	

2 Jan 53.

waived to Grand Jury.  
Bond \$500.00  
see Petal Bond.

P. J. and  
J. J. of Day

1652