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The State of Alabama, }
Baldwin County.

CIRCUIT COURT

Spring Session

~~XXXX~~ 1954

On Appeal from County Court.

THE STATE vs. Rosetta Brown

The State of Alabama, by its Solicitor, complains of Rosetta Brown

that

in said county and within twelve months before the commencement of this prosecution ~~She~~ did
assault Lydia Nell Gray with a weapon,

contrary to law and against the peace and dignity of the State of Alabama.

Kenneth Cooper
Solicitor.

No. 1688

STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE
vs.

Rosetta Brown

CHARGE:

Assault With A Weapon

COMPLAINT

Filed 3-1 19 5-26

Reverend J. H. H. H.
Clerk

*We the jury find the defendant
Guilty As charged
Fine .01 and cost of court
C M Coyle*

12. The court charges the jury that if after looking at all the evidence in this case and considering it fully, your minds are left in such a state of uncertainty that you cannot say beyond a reasonable doubt that the defendant is guilty of the offense charged, then this is such a doubt as would entitle the defendant to an acquittal and you should so find.

*For
Hudson
page*

5. The court charges the jury that, if the jury, upon considering all the evidence, have a reasonable doubt about the defendant's guilt, arising out of any part of the evidence, they should find her not guilty.

Swi
10/11/19
Just

14. The court charges the jury that a reasonable doubt may arise, though there is no probability of the defendant's innocence in the testimony; and, if the jury have not an abiding conviction to a moral certainty of her guilt, then they should find her not guilty.

7. The court charges the jury that if the evidence, is *from*
not so convincing as to lead the minds of the jury to the conclusion *Michael*
that she is guilty, they must find her not guilty. *Paul*

9. The court charges the jury that defendant cannot be convicted in this case unless each and every juror is not only reasonably satisfied from the evidence of defendant's guilt, but is satisfied from the evidence, and the evidence alone, beyond all reasonable doubt, and to a moral certainty, of her guilt.

13. The court charges the jury that if, upon a consideration of all the evidence, the minds of the jury or any member of the jury is left in a state of reasonable doubt and uncertainty, by the evidence or any part of the evidence, of defendant's guilt, then you cannot convict the defendant.

*Give
10/26/68
JMP*

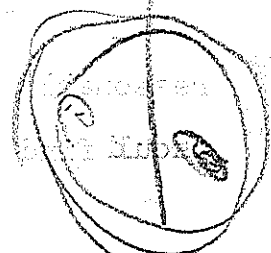
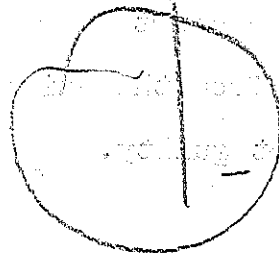
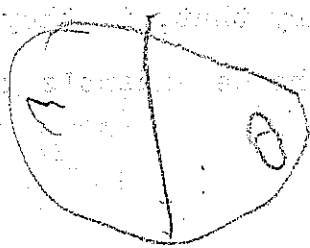
11. The court charges the jury that each juryman must be separately satisfied, beyond a reasonable doubt and to a moral certainty, that defendant is guilty of the crime charged, or you cannot convict her.

*on
Peculiar
jury*

15. The court charges the jury that, if they have a reasonable doubt from the evidence of the defendant's guilt, they should find her not guilty.

*Wm
H. Miller
Jury*

1. And with the same spirit, and
with the same spirit, and with the same spirit,



6. The court charges the jury that if there is one single fact proved to the satisfaction of the jury which is inconsistent with the defendant's guilt, this is sufficient to raise a reasonable doubt, and the jury should acquit her.

James Lee
James Lee

8. The court charges the jury that unless each of you is convinced beyond a reasonable doubt of the guilt of the defendant, from the evidence in the case, then you should not convict her.

*Gwen
Hutchins
Jury*

2. The Court charges the jury that the defendant in this case was under no legal obligation to retreat from the place where the difficulty occurred, but she had a right to stand her ground and repel an attack, if any such attack was made.

Wm. B. [unclear]

10. The court charges the jury that if after a full consideration of all the evidence the guilt of defendant is not proven to a moral certainty, then the jury must find defendant not guilty.

no mistakes

State vs. Arthur Brown
JURY LIST

Fall Term, September 27th, 1954

NO	NAME	OCCUPATION	ADDRESS
1	Joe T. Worcester, farmer, Fairhope		
2	Louis Jurkiewicz, farmer, Rabon		121
3	E. C. Johnson, logging, Bay Minette		61
4	Frank A. Kucera, Jr., farmer, Silverhill		122
5	Charlie Zehner, inspector, Bay Minette		122
6	Charles M. Underwood, farmer, Summerdale		
7	M. D. Drinkard, dairy, Bay Minette		510
8	John William Spaulding, truck driver, Foley		
9	Ossie V. Morris, farmer, Gateswood		
10	Hugh S. Metcalf, Sr., farmer, Foley		51
11	Charles E. Gantt, millman, Little River		126
12	Melvin Pash, fisherman, Bon Secour		
13	Eugene E. Callaway, seafood dealer, Foley		
14	Sibley B. Richardson, clerk, Stockton		126
15	G. M. Mills, turpentine, Magnolia Springs		
16	William E. Boykin, laborer, Robertsedale		51
17	Herman Dodge, merchant, Elberta		123
18	Howard Hall, parts clerk, Bay Minette		
19	John M. Dukes, restaurant, Foley		124
20	Linden Rhodes, farmer, Summerdale		
21	Henry C. Crawford, Jr., farmer, Belforest		58
22	Cecil Vinson, laborer, Stapleton		
23	Norman McInnis, Supt. Mill Co., Stockton		51
24	Bud Sheria, laborer, Elberta		123
25	George H. Baldwin, produce dealer, Robertsedale		53
26	Mike Kaiser, Jr., farmer, Elberta		51
27	Roy Norris, sea food dealer, Bon Secour		
28	Dan Jurkiewicz, Magnolia Springs		
29	Julius Schwart, farmer, Lillian		57
30	Louis Potlard, (negro) merchant, Foley		
31	Ben C. Gates, M. P. dealer, Foley		
32	George Dyson, farmer, Fairhope		
33	M. O. Berghin, merchant, Fairhope		54
34	Charlie Horzatic, electrician, Foley		
35	Dan C. Hayes, farmer, Foley		
36	Elbert E. Killion, carpenter, Foley		128
37	Jesse Porter, insurance, Foley		1210
38	McNeil Bush, merchant, Stapleton		
39	Henry Bishop, bank cashier, Fairhope		
40	Elbert M. Rhodes, farmer, Summerdale		1215
41	R. Harold Agee, merchant, Foley		
42	Alfred Riebe, farmer, Elberta		
43	Orlando J. Maner, farmer, Bay Minette		128
44	B. Marco, farmer, Belforest		
45	George H. Carr, farmer, Foley		
46	William C. Mayo, fisherman, Foley		56
47	W. D. Mitchell, laborer, Seminole		59
48	Walter L. Hammond, merchant, Robertsedale		124
49	Roy E. Dawson, live stock dealer, Robertsedale		
50	Brick Fauder, carpenter, Foley		54
51	Henrin Parker, farmer, Bon Secour		
52	Wm. P. Baldwin, produce agent, Robertsedale		
53	Owen Eubanks, mechanic, Bay Minette		511
54	Verdis Verlon Hudson, liquid carriers, Bay Minette		55
55	John Gottler, farmer, Elberta		125
56	Lovick Allen, inn keeper, Gulf Shores		125
57	C. M. Coghlan, farmer, Latham		
58	I. B. Byrd, farmer, Stapleton		
59	William C. Osborne, laborer, Foley		
60	Litcher Davis, electrician, Foley		129

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Rosetta Brown

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APPEAL BOND. 11088

THE STATE OF ALABAMA,
Baldwin County.

County Court, August 3 Term, 1953.

KNOW ALL MEN BY THESE PRESENTS, That we Rosetta Brown

are held and firmly bound unto the State of Alabama, in the sum of \$150.00 Dollars for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, and administrators, jointly and severally, firmly by these presents.

Witness our hands and seals, this the 3rd day of August, 1953.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bound-
en Rosetta Brown, was on the 3rd day of August, 1953
convicted in the County, of the offense Assault with a weapon

and by the judgment of said Court sentenced to \$10.00 fine and costs of court

And, whereas, the said Rosetta Brown

has this day prayed an appeal from said judgement to the Circuit Court of said County:

Now, if the said Rosetta Brown shall appear at the next term of the Circuit Court, and from term to term thereafter until discharged, and abide by and perform whatever sentence may be adjudged in said Court against him, then the above obligation to be void, otherwise to remain in full force and effect.

August 3, 1953

Defendant demands a trial of said cause by jury.

James R. Owen
Attorney for Defendant

Approved:

W. R. Stewart
County Court Judge.

Rosetta Brown (L. S.)
H. N. Stucky (L. S.)
Alvin T. Stucky (L. S.)
____ (L. S.)

1683

THE STATE OF ALABAMA
Baldwin County

COUNTY COURT

THE STATE
VS.

APPEAL BOND

Sureties.

Filed in the office of the Clerk of the

Circuit Court _____ day of

_____, 195__.

_____, Clerk.