

1913

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court, FALL Session, 1953

The Grand Jury of said County charge that before finding this indictment Ernest Durden, whose name is to the Grand Jury otherwise unknown, while intoxicate, drove a motor vehicle on U.S. Highway 31, a public highway in Baldwin County, Alabama, 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, Ernest Durden, 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 31, a public highway in Baldwin County, Alabama,

against the peace and dignity of the State of Alabama.

*Kenneth Cooper*  
Solicitor of the Twenty-Eighth Judicial Circuit.

RECORDED

No. ....

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court

FALL SESSION Term, 1953....

THE STATE

Vs.

ERNEST DURDEN

INDICTMENT

DRIVING WHILE INTOXICATED.

No. Prosecutor.

WITNESSES:

H. Corgile

J.L. Fuqua

GRAND JURY NO. 63.

A TRUE BILL

*Clyde H. Gittle*

Foreman Grand Jury.

Filed in open Court and in the presence of  
the Grand Jury on the 16<sup>th</sup> day of  
September, 1953.

*Alvin J. Jacobs*, Clerk.

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

the presence of 17 other Grand Jurors.

*Alvin J. Jacobs*, Clerk.

Bail fixed \$ 300<sup>00</sup>

*W. M. Fall*  
Judge.

1713

Please subpoena Cecil Johnson of  
Loxley, Ala. for the Defendant  
in the Case of State vs. Earnest Under  
to be tried in the next term of  
no. jury criminal court.

Nov 19, 1953

Walter M Brantly  
Atty for the Defendant

1713  
CAPIAS

Moore Printing Co.

THE STATE OF ALABAMA,  
Baldwin County

To Any Sheriff of the State of Alabama:

An indictment having been found against

Ernest Durden

at the Fall 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 17th day of September, 1953

Deirdre  
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.

**CAPIAS**

No. 63

THE STATE

vs.

ERNEST DURDEN

Bail Fixed in This Case in Open Court at

\$ 300.00

By H. M. Hall  
Judge Presiding.

Attest: Alice J. Duck  
Clerk.

Executed this 24 day of Sept, 1953

By arresting the within

named Defendant

and placing him in Jail

Taylor Wilkins, Sheriff

Clough Steadman, Deputy Sheriff

Robert Dale

1713

(OT) B. J. Freund  
C.F.

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 COURT OF COUNTY  
Baldwin County } We, Ernest Durdan Principal,  
and Carl Durdan

2 Two Hundred (\$200.00) sureties, agree to pay to the State of Alabama Dollars,

unless the said appears before the Circuit Court of Baldwin County on the day of

Next Term 19, 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

D. W. D.

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

Sign Top Line	NAME	ADDRESS
Approved this the 28 day of Aug, 1953	Ernest E. Durdan (L. S.)	Robertsdale Ala.
L. E. Meier	Carl Durdan (L. S.)	" "
Arresting Officer.	(L. S.)	
By	(L. S.)	

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.

AFFIDAVIT 1713

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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 H. Cargile 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 Aug. 15 - 1953 that one Ernest Durdan

Did operate a vehicle on the Highway while under the influence of intoxicating liquors or drugs

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 15

day of Aug, A. D., 19 53

H. Mills, J. P.

H. Cargile

WARRANT

State Of Alabama, }  
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest

Ernest Durdan

him  
and bring

before me to answer the State of Alabama on a charge

Driving while intoxicated

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

Witness my hand this 15 day of Aug, 19 53

H. Mills, J. P.

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

**The State of Alabama,**  
Baldwin County

Justice Court of

H. E. MILLS

**AFFIDAVIT**

THE STATE OF ALABAMA,  
VS.

*Ernest Dunder*

Witnesses for the State:

*J. L. Dugan*

Printed by Moore Printing Co.

Justice Court of

Baldwin County

**WARRANT OF ARREST**

THE STATE OF ALABAMA,  
VS.

*Ernest*

*Dunder*

Executed this *15* day of *Aug* 19*53*

By arresting the within

named Defendant

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

and placing him

*in jail*

*H. Regili*, Sheriff

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



6037  
1713  
5348  
Appearance Bond

Printed by Moore Printing Co.

The State of Alabama, {  
Baldwin County

We, Ernest E. Darden, as

principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of  
Three Hundred DOLLARS

unless the said Ernest E. Darden appears at the

August 22 Term, 1953 of the Justice 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 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.

Ernest E. Darden L. S.  
Paul J. Ewing L. S.  
Ernest E. Darden L. S.

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

Taken and approved this the

17th day of August, 1953

L. J. Wilk, Sheriff  
By \_\_\_\_\_, Deputy Sheriff

The State of Alabama, {  
Baldwin County

We, Ernest Durden, as  
principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of  
Three Hundred - - - - - DOLLARS  
unless the said Ernest Durden 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 constitu-  
tion 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  3         Baldwin County, Ala.Ernest E. Durden L. S.Carl D. Durden L. S.Anna W. Durden L. S.       L. S.Taken and approved this the 24 day of Sept 1953Taylor Wilkins, SheriffBy Edna H. Stedman, Deputy Sheriff

1713  
STATE OF ALABAMA

Baldwin County

Case No.

*Capias 63*

No.

*4707*

The State of Alabama

In the

*Circuit* Court of  
Baldwin County, Alabama

vs.

*Conist Darden*

Before me, *Alice 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, for 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.

*Robertsdale*

*J. B. Wilkins* Sheriff

Subscribed and sworn to before me this

*25*

day of

*Sept*

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

1713

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No.	Vs.	
	<i>Ernest Darden</i>	<i>D.W.D.</i>

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>H. Cargile</i>	Judge's Fees	
Returnable	Warrant at 50c, Affidavit at 25c .....	<i>75</i>
Witness—for State <i>J. L. Dugan</i>	Bond at 50c, Sci Fa. at 50c .....	
<i>Trial by Jury demanded</i>	Witnesses' Recognizances at 25c .....	
<i>Bond set &amp; made for</i>	Subpoenas or notice at 25c .....	
<i>appearance at Circuit</i>	Continuance at 25c .....	
<i>Court</i>	Trial of Misdemeanor at \$1.00 .....	
<i>H. D. Hill</i>	Mittimus at 25c .....	<i>25</i>
	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 .....	<i>1.00</i>
	Guard \$2.00, Finger Printing 10c .....	<i>2.10</i>
	..... Subpoenas at 50c, Mileage .....	
	Witness Fees	
	..... Days at 50c .....	
	..... Days at 50c .....	
	..... Days at 50c .....	
	..... Days at 50c .....	
	..... Days at 50c .....	
	..... Days at 50c .....	
	..... Days at 50c .....	
	Defendant's Costs	
	..... Witnesses' Recognizance at 25c .....	
	..... Subpoenas at 50c .....	
	Executing Subpoenas .....	

Inventory of Personal Effects and Clothing to be removed

1000

1000

1000

1000

1000

1000

1000

1000