

1752

The State of Alabama,
Baldwin County.

CIRCUIT COURT

On Appeal from County Court.

Term, 19

54

THE STATE vs.

The State of Alabama, by its Solicitor, complains of

that

in said county and within twelve months before the commencement of this prosecution he did

*take catch or kill or attempt to take catch
or kill an animal protected by the laws of
this state with headlight or other artificial
light and with a rifle or shotgun between
sunset and daylight of the following day,*

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

Kenneth Cooper
Solicitor.

No. 1752

STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE
vs.

Chester Smith

CHARGE:

Hunting At Night
With Artificial Light

COMPLAINT

Filed

3-1

19 54

Arice J. Newck
Clerk

AFFIDAVIT

1752

Printed by Moore Printing Co.

State Of Alabama, }
Baldwin County. }

In the Justice Court of _____ T. C. HAND

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

in and for said County, personally appeared _____ Hosner Walter _____ 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 20 Dec 1953 that one Chester Smithdid take, catch, kill or attempt to take, catch
or kill, suspected game at night with
light and gun

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 20day of Dec, A. D., 1953.

J. P.

Hosner S. Walter

WARRANT

State Of Alabama, }
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest _____

Chester Smith

and bring _____

before _____

to answer the State of Alabama on a charge

Hunting at night with Light &
Gun.

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

Witness my hand this 20 day of Dec, 1953.O. S. Hand

J. P.

No. _____ Page _____

The State of Alabama,
Baldwin County.

JUSTICE COURT OF

T. C. HAND

AFFIDAVIT

The State of Alabama,
vs.

Chas. S. Smith

Witnesses for the State:

Homer Walter
Franklin Paul
O. W. Walters
Seewood Rider

Justice Court of
Baldwin County

Warrant of Arrest

The State of Alabama,
vs.

Chas. S. Smith

Executed this *20* day of *Dec* 195*3*.

By arresting the within

named Defendant

and placing him

in jail

Sheriff

Homer S. Walter
Deputy Sheriff

1752
did take, catch or kill or attempt to take, catch or kill an animal, to-wit, a deer, protected by the laws of this State with a headlight or other artificial light, and with a shotgun or rifle, between sunset and daylight of the following day, said act complained of being done in violation of rules and regulations duly promulgated by the Director of Conservation of the State of Alabama,

5641 1752

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

Franklin Paul, D. W. Walters, Herwood Rides
personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

22 day of Dec, 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

Chester Smith
Defendant, and have you then and
there this Writ, with your endorsement thereon.

Witness my hand this 21 day of Dec, A. D. 1953.

T. C. Hand
Justice of the Peace

Executed in full, this the

21 day of

Dec, 1953

Jay L. Wilkins
Sheriff

W. F. Hall
Deputy Sheriff

The State of Alabama, {
Baldwin County

We, Chester Smith, as

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

Two Hundred \$200.00 DOLLARS

unless the said Chester Smith appears at the

at 10-AM
Dec. 22 Term, 1953 of the Jessie J. Jaffard Court of Baldwin County, Alabama

and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of

Hunting at night
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.

Taken and approved this the

day of

1953

By

, Deputy Sheriff

Chester Smith L. S.

W. H. Stucky L. S.

_____ L. S.

_____ L. S.

Jay O. Walker, Sheriff

Printed by Moore Printing Co.

The State of Alabama, {
Baldwin County

We, Chester Smith, as
principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of
Three Hundred- - - - - DOLLARS
unless the said Chester Smith appears at the
next Term, 1954 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
Hunting At Night

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

 Baldwin County, Ala.

Chester Smith L. S.

Hannie B Earle L. S.

J. B. Stewart L. S.

B. B. Brown L. S.

Taken and approved this the day of 195

*Approved
J. L. Miller
Justice of Peace*

J. L. Miller, Sheriff

By Charles E. Shanker, Deputy Sheriff

This is a good and sufficient bond and it
presented to me in my county I would ac-

J. L. Miller
~~Sheriff~~ Sheriff

BY *Charles L. Shander* D. S.

*Dependant Remonda Trial
by Jury.*

Chester Smith

No. *1641*

The State of Alabama,
Baldwin County.

Court

Sheriff's Office

THE STATE

VS.

Sheriff's Appearance Bond

Amount of Bond, \$

Filed

195

, Clerk

THE STATE *of Alabama*
PLAINTIFF

VS

CHESTER SMITH
DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Now comes the defendant and demurs to the complaint heretofore exhibited in this cause and as grounds therefor assigns the following:

1. That the affidavit upon which the complaint is based is void and charges no offense.
2. That the affidavit upon which the complaint is filed is fatally defective in that it is so uncertain and indefinite that it charges no offense.
3. ~~That said complaint fails to charge any offense known to the law.~~
4. That the complaint is defective as being so uncertain and indefinite that same charges no offense.
5. The acts of the defendant as set forth in the complaint do not constitute a violation of law.

Horne & Webb
Boyd & Webb
ATTORNEYS FOR THE DEFENDANT

3-22-54

Filed 3-22-54
Audrey J. [unclear]
[unclear]

1752

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

Attorneys	Case	Charge
Cooper	THE STATE OF ALABAMA,	
No. 5641	Vs.	
Horn.	Chester Smith	Hunting & protected Game at night.

	Disposition of Case	Fees	Amount
	Affidavit made and Warrant Issued to <i>Homer S. Walter</i>	Judge's Fees	
	Returnable <i>Circuit Court</i>	Warrant at 50c, Affidavit at 25c	.75
	Witness—for State <i>Homer S. Walter</i>	Bond at 50c, Sci Fa. at 50c	
	<i>Franklin Paul</i>	Witnesses' Recognizances at 25c	
	<i>S. W. Walter</i>	4 Subpoenas or notice at 25c	1.00
	<i>Herwood Rider</i>	Continuance at 25c	
		Trial of Misdemeanor at \$1.00	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	3.00
		Guard \$2.00, Finger Printing 10c	2.10
		Subpoenas at 50c Mileage	2.00
		Witness Fees	2.00
		Days at 50c	
		Days at 50c	
		Days at 50c	
		Days at 50c	50
		Days at 50c	
		Days at 50c	
		Days at 50c	
		Defendant's Costs	
		Witnesses' Recognizance at 25c	
		Subpoenas at 50c	
		Executing Subpoenas	

22 Dec 53

After hearing evidence in case def.
was found guilty and fined \$500
plus costs.

def requested appeal Circuit Court
trial by jury.

Bond set \$300.00

def being unable to make bond
was ordered committed to jail.
def later posted bond.

P. J. Land
Justice of Peace

3

The illustration consists of two parts. Part 'a' shows the whole plant, which has a long, slender stem with narrow leaves. The inflorescence is a dense, elongated spike. Part 'b' is a close-up of the inflorescence, showing the arrangement of the flowers. The illustration is labeled with 'a' and 'b'.

1. *Phragmites australis* (Cav.) Trin. ex Steud.

The diagram illustrates a 2D lattice system. A central square unit cell is highlighted with a dashed line. The lattice is composed of small squares, each containing a dot representing a particle. The lattice is divided into two regions by a vertical dashed line. The left region is labeled 'Lattice' and the right region is labeled 'Boundary'.

[illegible]

9434

Figure 6

Age Group	Percentage of Respondents
18-29	65%
30-49	75%
50-69	80%
70+	85%

1750