

1764

1764

The State of Alabama, {  
Baldwin County.

CIRCUIT COURT

Spring Session

~~Term~~ 1954

On Appeal from County Court.

THE STATE vs. Orbie James Mosley

The State of Alabama, by its Solicitor, complains of Orbie James Mosley

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 a 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. 1764

STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT

THE STATE  
vs.

Orbie James Mosley

CHARGE:

Hunting At Night With  
Artificial Light,

COMPLAINT

Filed

3-1

19

54

Reice J. Smith

Clerk

The State of Alabama, Baldwin County

Justice Court 29 Dec Term, 1953.

Know all Men by These Presents:

That we,

Orbie James Mosley

are held and firmly bound unto the State of Alabama in the sum of Three hundred 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 29 day of Dec, 1953.

The Condition of the Above Obligation is Such, That whereas, the above bounden

Orbie James Mosley

was, on the 29 day of

Dec,

1953 convicted in the County Court of said County, of the offense of

1 hunting at night

and by the judgment of said Court sentenced to \$500.00 fine + cost

And, whereas, the said

Orbie James Mosley

has this

day prayed an appeal from said judgment to the Circuit Court of said County:

Now, if the said

Orbie James Mosley

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; and each of us waive our exemptions as to personal property.

Orbie James Mosley (S.)

J H Milton (L. S.)

J E Mosley (L. S.)

(L. S.)

Approved:

C. S. King

Justice

County Court Judge.

This to certify that this a good  
Bond and if presented to me  
in my County, I would accept  
same.

E. E. Nicholas

Sheriff Monroe County,

Case No. ....

The State of Alabama

County

COUNTY COURT

STATE

Vs.

*Orbis James Mosley*

APPEAL BOND

Sureties.

Filed in the office of the Clerk of the Cir-

cuit Court, this ..... day of

....., 19.....

Clerk.

I hereby demand a jury for the trial of  
this cause in the Circuit Court.

....., 19.....

The State of Alabama, {  
Baldwin County

We, Archie James Mosley, as  
principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of  
Three Hundred DOLLARS  
unless the said Archie James Mosley appears at the  
Dec 29 Term, 1953 of the Justice T.C. HEND Court of Baldwin County, Alabama  
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of

Night Hunting  
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.

Archie James Mosley L. S.

Leola Mosley L. S.

J. H. Melton L. S.

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

Taken and approved this the \_\_\_\_\_ day of \_\_\_\_\_ 195\_\_\_\_\_

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

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

This is to certify  
that this is a good  
Bond and if presented  
to me in my County  
I would accept same

E. E. Nicholas  
Sheriff Monroe Co

No. ....

The State of Alabama,  
Baldwin County.

Court

Sheriff's Office

THE STATE

VS.

Sheriff's Appearance Bond

Amount of Bond, \$ .....

Filed ....., 195 .....

....., Clerk

## AFFIDAVIT

Printed by Moore Printing Co.

1764  
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 D. W. Walters 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 22 Dec 1953 that one Orbie J. Mosleydid take, capture, kill or attempted to take,  
capture or kill protected game at night  
with light & gun.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 23day of Dec, A. D., 1953T. C. Hand, J. P. D. W. Walters

## WARRANT

State Of Alabama, }  
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Orbie J. Mosleyand bring himbefore me to answer the State of Alabama on a chargeHunt night w/ light w/ light &  
gun.

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

Witness my hand this 23 day of Dec, 1953A. Hand, J. P.

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

**The State of Alabama,**  
Baldwin County.

JUSTICE COURT OF

T. C. HAND

**AFFIDAVIT**

The State of Alabama,  
vs.

*Orbie J. Mooley*

Witnesses for the State:

*H. W. Walter*  
*W. S. Wharton*  
*Darwood Rider*  
*Homer S. Walter*

Justice Court of  
**Baldwin County**

**Warrant of Arrest**

The State of Alabama,  
vs.

*Orbie J. Mooley*

Executed this 22 day of Dec 1953

By arresting the within

named Defendant

and placing him

*to jail*

*D. W. Walter* Sheriff

*Gen. Walter*  
Deputy Sheriff

5661

1764

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

D. W. Walters W. S. Wharton

Recurso Rider, Horner S. Walters

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

29 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

Orkie J. Mosley

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

Witness my hand this 23 day of Dec, A. D. 1953.

T. C. Hand

Justice of the Peace

Executed in full, this the

28 day of

Dec, 1953

Taylor Wilkins

Sheriff

W. F. Hall

Deputy Sheriff

1764  
STATE OF ALABAMA,

BALDWIN COUNTY.

JUSTICE COURT, BEAT NO. \_\_\_\_\_

Comes Orbie James Mosley, the defendant and takes  
an appeal from the Judgment of this Court to the Circuit Court  
of Baldwin County, Alabama.

Defendant demands a trial of his case by a jury in said  
Circuit Court.

WITNESS

J H Melton

Orbie James Mosley

1764

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No. 5661	Vs.	
	Orbie J. Mosley.	Hunting at night with
		Fire & Gun.

	Disposition of Case	Fees	Amount
	Affidavit made and Warrant Issued to S. W. Walters	Judge's Fees	
	Returnable Circuit Court:	Warrant at 50c, Affidavit at 25c	.75
	Witness—for State S. W. Walters.	Bond at 50c, Sci Fa. at 50c	
	W. G. Wharton.	Witnesses' Recognizances at 25c	
	Seewood Rider.	+ Subpoenas or notice at 25c	1.00
	Homer S. Walters.	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	
		----- Days at 50c	.50
		----- Days at 50c	.50
		----- Days at 50c	.50
		----- 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	

29 Dec 53

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

Jud by jury

def requested appeal to Circuit Court  
 Bond set at \$300.00.  
 def posted bond.

O. J. Lewis  
 Justice of Peace.

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