

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court, SPRING Session, 195

The Grand Jury of said County charge that before finding this indictment Joseph Martin and James Daniel Lane, whose names are to the Grand Jury otherwise unknown, did, in the nighttime, with the intent to steal, break into and enter a shop, store, warehouse or other building, to-wit, Lovell's Cafe at Loxley, Alabama, which was operated by Daniel N. Slay, in which goods, wares, merchandise or other valuable things were kept for use, sale or deposit,

against the peace and dignity of the State of Alabama.

Samuel Cooper
Solicitor of the Twenty-Eighth Judicial Circuit.

No.

THE STATE OF ALABAMA,

BALDWIN COUNTY

Circuit Court

SPRING SESSION 1954 Term 1005x

THE STATE

Vs.

JOSEPH MARTIN and

JAMES DANIEL LANE

INDICTMENT

BURGLARY, 2nd DEGREE

No. Prosecutor.

WITNESSES:

EDLEIGH STEADHAM

DANIELN. SLAY

G.F. TEDDER

RECORDED

GRAND JURY NO. 44

A TRUE BILL

Ernest Lullidge
Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the 11th day of

MARCH, 1954.

W. J. Wicks Clerk.

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

the presence of 17 other Grand Jurors.

W. J. Wicks Clerk.

Bail fixed \$1000⁰⁰ each

W. J. Wicks
Judge.

In jail.

STATE OF ALABAMA

VS

JOSEPH MARTIN & JAMES
DANIEL LANE,

DEFENDANTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW

CASE NO. 1783

Comes the defendant, James Daniel Lane, and demurs to the indictment presented against him by the Grand Jury of the Circuit Court of Baldwin County, Alabama, at its Spring Term of 1954, and filed in the office of the Circuit Court of Baldwin County, Alabama, on the 11th day of March 1954, and as grounds for demurrer says:

1. That the said indictment does not state with certainty the offense for which the defendant is charged.

2. Said indictment charges no offense known to the law.

3. That the said indictment does not describe with sufficient certainty the building alleged to have been entered by the defendant.

4. Said indictment does not allege the name of the owner or persons in charge of the building allegedly entered by the defendant.

5. For ought that appears in the said indictment the building entered into was owned by the defendant.

6. For ought that appears in the said indictment the defendant has a right to enter the said building.

7. Said indictment does not allege with sufficient certainty the character of the goods, wares, merchandise or other valuable things which were kept therein.

8. Said indictment does not allege with sufficient certainty the goods, wares, merchandise or other valuable things which were kept therein.

9. Said indictment charges the defendant with entering one or more places, in the alternative, in which one or more things were kept, without stating what was on deposit, or that such thing was of value.

J. B. Swearingen
Attorney for defendant

1783

State of Ala

vs.

Joseph Martin &
James Daniel Lane

Deceased

FILED
MAR 23 1954
ALICE A. DUCK, Clerk

STATE OF ALABAMA

vs.

JOSEPH MARTIN AND
JAMES DANIEL LANE,

defendants

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 1783~~DEMURRER~~

Comes now the defendant, Joseph Martin, and demurs to the indictment presented against him by the Grand Jury of the Circuit Court of Baldwin County, Alabama, at its Spring Term of 1954, and filed in the office of the Circuit Clerk of Baldwin County Alabama, on the 11th day of March, 1954, and assigns as grounds for demurrer the following;

1. For that the said indictment does not state with certainty the offense for which the defendant is charged.
2. For that the said indictment charges no offense known to law.
3. For that the said indictment does not describe with sufficient certainty the building alleged to have been entered by the defendant.
4. For that the said indictment does not allege the name of the owner or persons in charge of the building allegedly entered by the defendant.
5. For aught that appears in the said indictment the building allegedly entered into was owned by the defendant.
6. For aught that appears in the said indictment the defendant had a right to enter into the said building.
7. For that the said indictment does not allege with sufficient certainty the character of the goods wares, merchandise or other valuable things which were kept therein.
8. For that the said indictment does not allege with sufficient certainty the goods, wares, merchandise or other valuable things which were kept therein.
9. For that the indictment charges the defendant with entering one or more places, in the alternative, in which one or more things were kept, in the alternative, without stating what was on deposit nor what was of value.

Wilson Hayes
ATTORNEY FOR DEFENDANT

1983

State of Ala

vs.

Joseph Martin &
James Daniel Lane

DEMURRER

FILED

MAR 23 1954

ALICE J. DUCK, Clerk

AFFIDAVIT

Printed by Moore Printing Co.

1783
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 Edleigh Steadham 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 11 February 1954 that one Joseph Martin
did in the nighttime with intent to steal, break into Lovell's Cafe operated by Dennis Slay
and especially constructed to house food and other merchandise he offered for sale.

against the peace and dignity of the State of Alabama.

Sworn to and subscribed before me this 11day of February, A. D., 1954O. J. Sand, J. P.Edleigh Steadham

WARRANT

State Of Alabama, }
Baldwin County. }

To Any Lawful Officer of Said County. Greetings:

You are hereby commanded to arrest Joseph Martinand bring himbefore me to answer the State of Alabama on a charge
Burglary in 2nd Degree

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

Witness my hand this 11 day of February, 19 54O. J. Sand, J. P.

No. _____ Page _____

The State of Alabama,
Baldwin County.

JUSTICE COURT OF
T. C. HAND

AFFIDAVIT

The State of Alabama,
vs.

Joseph Martin

Witnesses for the State:

Edleigh Steadham
Taylor Wilkins
R. E. Logan
Charles Griffith
G. F. Todder
Dennis Slay

Justice Court of
Baldwin County

Warrant of Arrest

The State of Alabama,
vs.

Joseph Martin

Executed this 11 day of Feb 1954

By arresting the within

named Defendant

and placing him

in Jail

Taylor Wilkins Sheriff
Edleigh Steadham Deputy Sheriff
Laxley

THE STATE OF ALABAMA, } To Any Sheriff of the State of Alabama:
Baldwin County

An indictment having been found against

Joseph Martin

at the Spring Term, 1954, of the Circuit Court of Baldwin County, for the offense of

Burglary, 2nd degree

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 11th day of March, 1954

David J. Neusch
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. 44

THE STATE

vs.

Joseph Martin

Bail Fixed in This Case in Open Court at

\$ 1000.00

By Hubert M. Hall
Judge Presiding.

Attest: _____
Clerk.

Executed this 15 day of Mar, 1954

By arresting the within

named Defendant

and placing him in Jail

Jay Withers, Sheriff
Peterson, Deputy Sheriff

O Miller

THE STATE OF ALABAMA, } To Any Sheriff of the State of Alabama:
Baldwin County

An indictment having been found against

James Daniel Lane

at the Spring Term, 1954, of the Circuit Court of Baldwin County, for the offense of

Burglary, 2nd Degree

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 11th day of March, 1954

Bert J. Duck
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. 44

THE STATE

vs.

James Daniel Lane

Bail Fixed in This Case in Open Court at

\$ 1000.00

By

Hubert M. Hall

Judge Presiding.

Attest:

Clerk.

Executed this 15 day of Mar, 1954

By arresting the within

named Defendant

and placing him

in Jail

Taylor Within, Sheriff

Pat Seller, Deputy Sheriff

O Miller

AFFIDAVIT

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 appearedEdlaigh Steadham 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 11 February 1954 that one James Daniel Lane

did, in the nighttime with intent to steal, break into Lovells Cafe operated by Dennis Slay
and especially constructed to house food and other merchandise he offered for sale .

_____ against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 11

day of February _____, A. D., 1954

_____, J. P.

Edlaigh Steadham

WARRANT

State Of Alabama, }
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest James Daniel Lane

_____ and bring him

before _____ me _____ to answer the State of Alabama on a charge
Burglary in 2nd Degree

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

Witness my hand this 11 day of February _____, 19 54

_____, J. P.

No. _____ Page _____

The State of Alabama,
Baldwin County.

JUSTICE COURT OF

T. C. HAND

AFFIDAVIT

The State of Alabama,
vs.

James Daniel Lane

Witnesses for the State:

Edleigh Steadham
Taylor Wilkins
R. E. Logan
Charles Griffith
G. F. Tedder
Dennis Slay

Justice Court of
Baldwin County

Warrant of Arrest

The State of Alabama,
vs.

James Daniel Lane

Executed this 11 day of Feb 1954

By arresting the within

named Defendant

and placing him

in Jail

Taylor Wilkins Sheriff
Edleigh Steadham Deputy Sheriff
Lapley

1783

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No. 5841	Vs.	
	James Daniel Lane	Burglary
		2nd degree

	Disposition of Case	Fees	Amount
	Affidavit made and Warrant Issued to <i>Edling H. Steadham</i>	Judge's Fees	
	Returnable <i>Grand Jury</i>	Warrant at 50c, Affidavit at 25c	75
	Witness—for State <i>Edling H. Steadham</i>	Bond at 50c, Sci Fa. at 50c	
	<i>Jay Lee Wilkins</i>	Witnesses' Recognizances at 25c	
	<i>R. E. Loran</i>	Subpoenas or notice at 25c	
	<i>Charles H. Spivey</i>	Continuance at 25c	
	<i>G. F. Liddell</i>	Trial of Misdemeanor at \$1.00	25
	<i>Hennis Flay</i>	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	400
		Guard \$2.00, Finger Printing 10c	210
		Subpoenas at 50c, Mileage 40	400
		Witness Fees	200
		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	

13 Feb. 54

*Having waived Grand Jury
Bond set \$2000*

*sy. being unable to make bond
was ordered committed to jail.*

(P. L. Liddell)

1783

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No. 5843	Vs.	
	Joseph Martin	Burglary in 2nd degree

	Disposition of Case	Fees	Amount
	Affidavit made and Warrant Issued to Edleigh Stalham	Judge's Fees	
	Returnable Grand Jury	Warrant at 50c, Affidavit at 25c	75
	Witness—for State Edleigh Stalham	Bond at 50c, Sci Fa. at 50c	
	Jagler Wilkins	Witnesses' Recognizances at 25c	
	R. E. Logan	Subpoenas or notice at 25c	
	Charles Gignick	Continuance at 25c	
	Senius Day	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	4.00
		Guard \$2.00, Finger Printing 10c	2.10
		Subpoenas at 50c, Mileage 40	4.00
		Witnesses to jail	2.00
		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	

13 Feb 54

Warrant Grand Jury

Bond set \$2,000

Applying to make bond

Was added committed to jail

D. J. Ladd
Justice of Peace

1783