

THE STATE OF ALABAMA
Baldwin County

Circuit Court, SPRING Session, 1958

The Grand Jury of said County charge that before the finding of this indictment _____
Lester Lee Tillman,
whose name is to the Grand Jury otherwise unknown, feloniously took and carried away _____
one automobile radio of the value of twenty-five dollars and ten gallons
of gasoline of the value of three dollars,
the personal property of Gray Moore,

against the peace and dignity of the State of Alabama.

Kenneth Cooper
KENNETH COOPER,

RECORDED

2538

2540

Grand Jury No. 145

A TRUE BILL—:

Emmett Bulldge
Foreman Grand Jury.

Filed in open Court on the 14 day of
Mar, 1958
in the presence of the Grand Jury.

Reice French
Clerk.

Presented to the presiding Judge in open
Court by the Foreman of the Grand Jury, in the
presence of 17 other Grand Jurors,
and filed by order of Court this 14

day of Mar, 1958

Reice French
Clerk.

Bail fixed at \$ 500

this 14 day of Mar, 1958

J. K. Hudson
Judge Presiding.

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

SPRING Session, 1958

STATE OF ALABAMA
vs.

LESTER LEE TILLMAN

GRAND LARCENY
INDICTMENT

No Prosecutor.

WITNESSES:

GRAY MOORE

CARLISLE CHILDRESS

AFFIDAVIT

Printed by Moore Printing Co.

State Of Alabama, }
Baldwin County. }In the Justice Court of M. R. HOWELLBefore me, M. R. HOWELL, Justice of the Peacein and for said County, personally appeared Carlisle C. Hildress 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 Dec 20th that one Lester Lee Tillmanis knowingly and willfully enter the Fargo
Bray Moore and carried away Auto Radio
and 10 gal of Gas, the property of Bray Moore
Value \$25.00. against the peace and dignity of the State of AlabamaSworn to and subscribed before me this 6day of Feb, A. D., 1958
M R Howell, J. P.Carlisle Hildress

WARRANT

State Of Alabama, }
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest

Lester Lee Tillmanand bring himbefore me Feb 19th at 11 am to answer the State of Alabama on a chargeGrand Larceny

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

Witness my hand this 6th day of Feb, 1958M R Howell, J. P.

No. 3216 Page _____

The State of Alabama
BALDWIN COUNTY

Justice Court Of

M. R. HOWELL

AFFIDAVIT

THE STATE OF ALABAMA

vs.

Witnesses for the State:

2540

JUSTICE COURT OF
BALDWIN COUNTY

Warrant Of Arrest

THE STATE OF ALABAMA

vs.

Lester Lee Tillman

Executed this the 4 day of Feb 1958

By arresting the within

named Defendant

and placing him

in jail

James W. Wike, Sheriff
Charles E. Wike, Deputy Sheriff

Mobile 60

States Esq 2540
Transcript of Criminal Cases from Justice Court of Baldwin County, Ala.

| | | |
|-----------|---------------------------|----------------------|
| Attorneys | Case | Charge |
| | THE STATE OF ALABAMA, | <i>Grand Larceny</i> |
| No. | Vs. | |
| | <i>Lester Lee Tillman</i> | |
| | | |
| | | |

| Disposition of Case | Fees | Amount |
|---|---|--------|
| Affidavit made and Warrant Issued to <i>Sheriff</i> | Judge's Fees | |
| Returnable <i>Feb 19th 1958</i> | Warrant at 50c, Affidavit at 25c | 75 |
| Witness—for State | Bond at 50c, Sci Fa. at 50c | |
| <i>Erasmus magnolia Spgs</i> | Witnesses' Recognizances at 25c | |
| <i>Carlisle Childress Foley</i> | Subpoenas or notice at 25c | |
| | Continuance at 25c | |
| | 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 <i>trans</i> | 25 |
| | 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 | 6.00 |
| | 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 | |

Defendant waived the hearing to the Circuit Court to the action of the Grand Jury, March Term 1958

MR Howell J.C.

The State of Alabama, }
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

LESTER LEE TILMAN

at the _____ Term, 19____ of the Circuit Court of Baldwin County, for the offense of
SPRING 58

GRAND LARCENY

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 _____ day of _____, 19____
14 March 58

[Signature]
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 hand and seal this _____ day of _____, 19____

(L. S.)

(L. S.)

(L. S.)

(L. S.)

Taken and approved _____ day of _____, 19____

Sheriff of Baldwin County

CAPIAS

No. 7-540

The State

vs.

Lester Lee Tullman

Executed this 21 day of March, 1958

By arresting the within

named Defendant

and placing him in jail

Taylor Wilkins, Sheriff

W. D. Zeller, Deputy Sheriff

o mi

Bail fixed in this case in open Court at

\$ _____

By _____
Judge Presiding.

Attest: _____
Clerk.

THE STATE OF ALABAMA
Baldwin County - Circuit Court

TO ANY SHERIFF OF THE STATE OF ALABAMA — GREETING:

Whereas, at a Term of the Circuit Court of Baldwin County, held on the _____
December 5, 1962 ~~Monday~~, 196____, in a cer-
tain cause in said Court wherein LESTER LEE TILLMAN, Petitioner
Plaintiff and State of Alabama, Respondent
~~Defendant~~, a judgement was rendered against said
Petitioner
to reverse which judgment, the said Petitioner
applied for and obtained from this office an APPEAL, returnable to the ~~Court of Appeals~~ next
Term of our ~~Court of Appeals~~ Court of the State of Alabama, to be held at Montgomery, on
the _____ day of _____, 196____ next, and ~~the necessary bond~~
~~having been given by the said~~ no bond given - Petitioner in prison
with _____, ~~sureties~~

Now, You Are Hereby Commanded, without delay, to cite the said State of Alabama
_____ or James A. Hendrix, Circuit Solicitor of the
Judicial Circuit
Twenty-Eighth, ~~attorney~~ to appear at the _____ next _____ Term of our
Court of Appeals
said ~~Supreme~~ Court, to defend against the said Appeal, if they think proper.

Witness, ALICE J. DUCK, Clerk of the Circuit Court of said County, this 9th
day of January, A. D., 1963

Attest:

Alice J. Duck, Clerk.

2540 1/2

CASE NO. 2540 1/2

CIRCUIT COURT
Baldwin County, Alabama

LESTER LEE TILLMAN,
Petitioner

Vs. } Citation in Appeal

STATE OF ALABAMA,
Respondent

Issued 9th day of Jan., 1963

To serve: James A. Hendrix

I hereby accept service & copy of
the foregoing - 1/9/63 James A. Hendrix

| | | |
|---------------------|---|----------------------------------|
| LESTER LEE TILLMAN, |) | |
| |) | IN THE |
| Petitioner, |) | |
| |) | CIRCUIT COURT OF BALDWIN COUNTY, |
| VS. |) | |
| |) | ALABAMA. December 5, 1962. |
| STATE OF ALABAMA, |) | |
| |) | |
| Respondent. |) | |
| |) | |

This cause coming on for hearing was submitted upon the Petition for writ of error Coram Nobis on behalf of the Petitioner, motion to dismiss the petition, and testimony of the witnesses taken ore tenus in open Court.

The Court finds as follows:

1. The Court on the date of the trial appointed Hon. Tolbert M. Brantley, a practicing Attorney in Bay Minette, Baldwin County, Alabama, to represent the interest of the Petitioner. At the request of the Attorney for the Petitioner the hearing was delayed for one week in which the said Attorney was given time to prepare his case for hearing.
2. The Petitioner was arrested under a warrant sworn out of the Justice of the Peace Court of Mr. M. R. Howell, Foley, Alabama, and under a warrant issued by said Justice of the Peace, the Petitioner was confined in the Baldwin County Jail.
3. On the date of hearing, the Petitioner appeared before the said Justice of the Peace and waived his preliminary trial and was placed in the Baldwin County jail to await the action of the Grand Jury.
4. The Petitioner was duly indicted by the Grand Jury of Baldwin County, Alabama, at the Spring Session of the Circuit Court of Baldwin County, Alabama, for the offense of Grand Larceny.

5. The Petitioner, on March 14, 1958, appeared before the Circuit Court of Baldwin County, Alabama, under an indictment charging him with Grand Larceny, and on arraignment plead guilty.

6. The Petitioner was remanded to jail until a future date, at which time sentence would be pronounced.

7. On March 25, 1958, the Petitioner, in his own proper person, appeared before the Court and plead guilty to the offense of Grand Larceny and being asked if he had anything to say as to why the sentence of the law should not be passed upon him, said nothing. He was then sentenced to imprisonment in the Penitentiary for a period of two and one half years.


8. The Petitioner was given much freedom in presenting evidence on the hearing of his said petition, in which he attempted to impeach the indictment charging him with the offense of Grand Larceny.

9. The Petitioner had much to say as to his confession, in that it was not voluntary; however, the officers of the Court - the Sheriff and his deputy - fully satisfied the Court that there were no threats or promises of any kind made to induce the said confession; the court found the confession was freely and voluntarily made.

10. The Petitioner presented other evidence as to his trial; however, the Court was, and is of the opinion that there is no merit in said accusation made by the Petitioner.

The Court, after hearing the pleadings and considering all of the testimony in the case, is of the opinion and finds that the Petition should be, and it is hereby denied.

Dated this 5th day of December, 1962.



Judge, 28th Judicial Circuit of
Alabama.


8. For that the allegations of said petition fail to allege petitioner's innocence or show a valid defense.

WHEREFORE, the above premises considered, the State of Alabama respectfully moves this Honorable Court to dismiss the petition for writ of error coram nobis heretofore filed in this cause.


SOLICITOR, TWENTY-EIGHTH JUDICIAL
CIRCUIT OF ALABAMA

CERTIFICATE OF SERVICE

I, James A. Hendrix, Solicitor of the Twenty-Eighth Judicial Circuit of Alabama, hereby certify that I have served a copy of the foregoing motion upon the petitioner, Lester Lee Tillman, by handing a copy of same to him at Baldwin County jail, on this the 27th day of November, 1962.


SOLICITOR OF THE TWENTY-EIGHTH
JUDICIAL CIRCUIT OF ALABAMA.

FILED

NOV 26 1962

ALICE J. DUCK, CLERK
REGISTER

FILED

NOV 26 1962

ALICE J. DUCK, CLERK
REGISTER

RECEIVED

NOV 26 1962

FILED

RECEIVED

TO THE HONORABLE CLERK OF THE SUPREME COURT
OF THE STATE OF CALIFORNIA
FROM THE ATTORNEY GENERAL
RE: [illegible]

BY [illegible]

[illegible signature]

THE ATTORNEY GENERAL
OF THE STATE OF CALIFORNIA
[illegible text]

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the State of California this [illegible] day of [illegible] 1962.

EX PARTE

LESTER LEE TILLMAN

VS:

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

THE TWENTY-EIGHTH JUDICIAL

CIRCUIT OF ALABAMA

MOTION TO DISMISS

Comes now the State of Alabama, by and through, James A. Hendrix, Solicitor, Twenty-Eighth Judicial Circuit of Alabama, and respectfully moves this Honorable Court to dismiss the petition for writ of error coram nobis heretofore filed in this cause, and as grounds for said motion sets down and assigns the following grounds, separately and severally:

1. For that the allegations of said petition are vague, indefinite, uncertain, confusing, completely unintelligible and are mere naked conclusions of the petitioner.

2. For that it affirmatively appears that the allegations of said petition seeks to establish matters which were available to petitioner at the time of trial.

3. For that it affirmatively appears that the allegations of said petition are not concerned with questions of fact.

4. For that it affirmatively appears that the allegations of said petition are insufficient to show that the matters alleged would have prevented the rendition of judgment.

5. For that it affirmatively appears on the face of the petition that the allegations contained therein are unreasonable and lack the probability of truth.

6. For that the allegations of said petition fail to make a credible showing or a substantial foundation of the matters which petitioner seeks to establish.

7. For that the allegations of said petition fail to set forth particular facts which make an adequate showing of the substantiality of petitioner's claim to enable this Honorable Court to ascertain whether facts alleged would afford prima facie just grounds for relief.

IN THE 28TH JUDICIAL CIRCUIT COURT OF BALDWIN COUNTY
BAY MINETTE, ALABAMA

| | | |
|--------------------|---|------------------------------|
| LESTER L. TILLMAN, | 0 | WRIT OF ERROR CORAM NOBIS TO |
| PETITIONER | 0 | THE CIRCUIT COURT OF BALDWIN |
| VS. | 0 | COUNTY, BAY MINETTE, ALABAMA |
| STATE OF ALABAMA, | 0 | CASE NOS. 2534, 2535, 2538, |
| RESPONDENT | 0 | 2539, 2540 |

TO THE HONORABLE JUDGE HUBERT HALL

This petition of Lester L. Tillman respectfully submits to the Court the following facts from the records in this case for redress:

STATEMENT OF FACTS

Petitioner was arrested at Mobile, Alabama, on or about October 2, 1957, and taken to Mobile City Jail. From there he was transferred to Bay Minette and placed in the Baldwin County Jail. He was placed in isolation for approximately 35 days. During this time he was not permitted any visiting, or to contact an attorney, even though petitioner requested the jail warden to do so for him. Petitioner was not granted permission to make the customary one phone call. All during petitioner's confinement in the Baldwin County Jail he was under constant duress from the County Sheriff, Taylor Wilkins. Sheriff Wilkins threatened on many occasions to beat his brains out if he didn't make a statement and plead guilty. Petitioner was forced to plead guilty on March 24, 1958, before the Honorable Judge Hubert Hall.

BRIEF AND ARGUMENT

1.

Petitioner alleges his trial was conducted in a manner of fundamental unfairness and that said trial and conviction were obtained without due process of law as is required and guaranteed him by the 14th Amendment to the U. S. Constitution.

2.

Petitioner was never advised of his Constitutional rights.

3.

Petitioner was never granted a preliminary hearing.

4.

Petitioner was never granted an arraignment as is required by law. See Criminal Code of Alabama, Title 15, Sec. 317.

5.

Petitioner was never served with a copy of his indictment.

6.

Petitioner did not have the assistance of counsel as is required and guaranteed by the U. S. Constitution. See, Cash vs. Culver, 385 U.S. 109-117. Also, Parker vs. Ellis, 80 U.S. 909. The U. S. Supreme Court ruled in these said cases that where a person convicted in a State Court has not intelligently and understanding waived the benefit of counsel and that the circumstances show that his rights could not have been fairly protected without counsel the due process clause invalidates his conviction.

7.

Petitioner was forced to plead guilty by threats of physical harm, which is in violation of his Constitutional rights.

Petitioner prays this Honorable Court take charge of this cause; that it cause petitioner to be produced before this Court for a hearing and judgment of the fundamental Constitutional violation herein complained of and prays for such relief as may be meet in this cause.

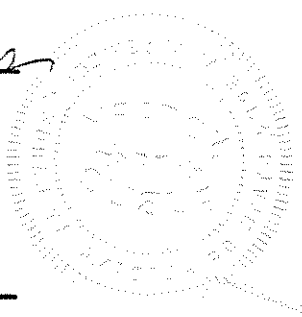
Respectfully submitted,

Lester Lee Tellman
LESTER L. TELLMAN, PETITIONER

Sworn to and subscribed before me this 24 day of Sept 1962

Joe M. Gunn
NOTARY PUBLIC

My commission expires: May 13, 1966



State of Alabama
Montgomery County

Title 28, U.S. Code, Section 1915; also, sought under, Adkins vs. Dupont, Sec. 1915.

Before me a notary public in and for said County authorized by law to administer oaths, on this date personally appears Lester Lee Tillman, an inmate of Kilby Prison, Alabama, who after being duly sworn according to law disposes and says, I, Lester Lee Tillman, petitioner in this cause and affiant herein, am a citizen of the United States by birth, am of legal age. I am a pauper within the meaning of the word and the law. I do not have any monies concealed or set aside for future use. I own no property, either real or otherwise in excess of fifty dollars. Because of poverty I am unable to pay the cost of hearing the appended documents file, and it is prayed by petitioner that appropriate orders be issued by the Court for the filing of this case in forma pauperis.

Respectfully submitted,

Lester Lee Tillman
LESTER LEE TILLMAN, PETITIONER

Sworn to and subscribed before me this 24 day of Sept 1962

Joe M. McGinnis
NOTARY PUBLIC

My commission expires: May 23, 1966

PROOF OF SERVICE

I hereby certify that I have this day mailed a copy of the foregoing petitions to the State Solicitor, Kenneth Cooper, counsel for the respondent, by placing a copy in the United States Mail, properly addressed in Baldwin County, Bay Minette, Alabama, in care of the Solicitor's Offices.

Lester Lee Tillman
LESTER LEE TILLMAN

Sworn to and subscribed before me this 24 day of Sept 1962

Joe M. McMan
NOTARY PUBLIC

My commission expires: May 23, 1966

2540 1/2

Sept. 1962
Route 3, Box 115
Montgomery, Alabama

Honorable Judge Hubert Hall
Circuit Judge
Judicial Circuit
Baldwin County
Bay Minette, Alabama

Before me a Notary Public in and for said County in said State, authorized by law to administer oaths, on this date personally appears Lester L. Tillman, an inmate of Kilby Prison, Alabama, who after being duly sworn according to law disposes and says, I, Lester L. Tillman, petitioner in this cause and affiant herein, am a citizen of the United States by birth and of legal age. I am a pauper within the meaning of the words and the law. I do not have any money concealed or set aside for future use. I own no property either real or otherwise in excess of fifty dollars. Because of my poverty I am unable to pay for transcript, which I need in order to perfect motions back to my trial Court on criminal convictions in Court Cases Nos. 2534, 2535, 2538, 2539 and 2540 of March 1958, or to perfect future appeals if that be necessary. It is prayed by petitioner that appropriate orders be issued by this Court for petitioner's transcript, pleadings, indictments, arraignments, motions, etc., to be mailed to petitioner at this address, Route 3, Box 115, Montgomery, Alabama. Upon this motion petitioner ever prayed.

Lester Lee Tillman
LESTER LEE TILLMAN

Sworn to and subscribed before me on this 24 day of Sept 1962

Joe W. W. W. W.
NOTARY PUBLIC

My commission expires: May 23, 1966

Mrs. Alice J. Duck
Circuit Court Clerk
Baldwin County
Bay Minette, Alabama

Motion for full and complete transcript of Criminal Cases Nos. 2534, 2535, 2539 and 2540, State of Alabama vs. Lester Lee Tillman. Motion for full and complete transcript of record proper Cases Nos. 2534, 2535, 2538 and 2539 and 2540, State of Alabama vs. Lester Lee Tillman, which consist of all pleadings, motions, indictments, arraignments, etc.

Comes now Lester Lee Tillman, petitioner, and requests of this Honorable Court to provide him with a complete transcript of testimony of Cases Nos. 2534, 2535, 2538, 2539 and 2540, in forma pauperis and without cost because of his poverty under Act 62, Alabama Law, approved Sept. 16, 1961, by which the State of Alabama Legislature sought to meet the requirement of Griffin vs. Illinois, and makes provisions for transcript to be furnished indigent appeal under appropriate regulations in direct appeal.

Respectfully submitted,

Lester Lee Tillman
LESTER LEE TILLMAN

Sworn to and subscribed on this 24 day of Sept 1962

Joe M. McNamee
NOTARY PUBLIC

My commission expires:

May 23, 1966

IN THE 28th

2540¹/₂

Judicial Circuit Court of Bay Minette, ALABAMA.

LESTER L. TILLMAN NO. 2540

PETITIONER

VS

STATE OF ALABAMA

Respondent

NOTICE OF APPEALS AND

DESIGNATION OF RECORDS ETC.

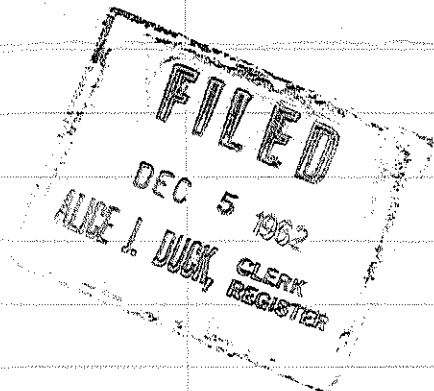
NOTICE IS HERE BY GIVEN THAT LESTER L. TILLMAN GIVES NOTICE OF HIS INTENT TO APPEAL FROM THE JUDGMENT ENTERED IN THIS CAUSE ON THE 4th DAY OF DECEMBER 1962. PETITIONER PRAYS THAT THIS HONORABLE COURT WILL ORDER THE CLERK OF THIS COURT TO PREPARE A FULL, COMPLETE AND CORRECT COPY OF THE TRANSCRIPT OF TESTIMONY AND A CERTIFIED COPY OF THE RECORDS IN THIS HEARING STYLE LESTER L. TILLMAN VS STATE OF ALABAMA TO BE TRANSMITTED TO THE ALABAMA COURT OF APPEALS IN MONTGOMERY UNDER ACT 62 PASSED SEPT 15, 1961.

RESPECTFULLY SUBMITTED

Lester L. Tillman

PETITIONER

5- DAY OF DECEMBER, 1962



PROOF OF SERVICE

I HERE BY CERTIFY THAT I HAVE THIS DAY MAILED
A COPY OF THE FOREGOING PETITION TO THE HONORABLE
ATTORNEY GENERAL MC DONALD GALLION COUNCIL FOR
THE RESPONDENT BY PLACING A COPY IN THE UNITED
STATES MAIL, PROPERLY STAMP AND ADDRESSED TO HIS
CORRECT ADDRESS, IN MONTGOMERY ALABAMA.

RESPECTFULLY (Submitted)
Lester J. Tillman

petitioner

IN THE 2540 1/2
22TH JUDICIAL CIRCUIT COURT OF
BALDWIN COUNTY BEYMINETTE, ALA,

LESTER L TILMAN
PETITIONER
VS
WILLIAM C HOLMAN
RESPONDANT

MOTION FOR FULL AND COMPLETE
TRANSCRIPT OF CASE No 2540
STATE OF ALABAMA VS
LESTER L TILMAN

MOTION FOR FULL AND COMPLETE TRANSCRIPT OF
RECORDS PROPER CASE No. 2540 STATE OF ALABAMA
VS LESTER L TILMAN MARCH TERM 1958 WHICH CONSIST
OF ALL PLEADINGS. MOTIONS INDICTMENTS. ARRAIGNMENT
ECT.

COMES NOW, LESTER L TILMAN, PETITIONER, AND MOVES
THIS HONORABLE COURT TO PROVIDE HIM WITH A COMPLETE
TRANSCRIPT OF TESTIMONIES HELD ON DECEMBER 4TH 1962
ON CASE NO 2540. IN FORMA PAUPERIS, AND WITHOUT
COST BECAUSE OF PETITIONER'S POVERTY. UNDER
ACT 62. APPROVE SEPTEMBER 15, 1961. BY WHICH THE
ALABAMA, LEGISLATURE SOUGHT TO MEET THE REQ-
-UIRMENTS OF GRIFFIN VS ILLNOISE, SUPRA, AND MADE
PROVISIONS FOR TRANSCRIPT TO BE FURNISHED TO THE
APPELLANTS UNDER APPROPRIATE REGULATIONS;
(14) CONSTITUTIONAL LAW KEY 250-271,
(14) CRIMINAL LAW KEY 998,

RESPECTFULLY SUBMITTED
Lester L Tilman
LESTER L TILMAN PETITIONER

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 15 DAY OF January

NOTARY PUBLIC James M. [Signature]

MY COMMISSION EXPIRES May 23, 1966

STATE OF ALABAMA
MONTGOMERY ALABAMA

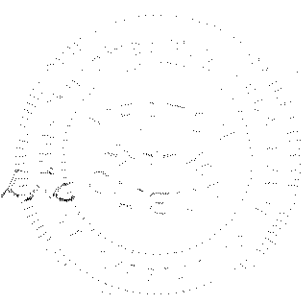
PERSONALLY APPEARS BEFORE ME THIS DAY THE
UNDER SIGNED AUTHORITY IN AND FOR THE STATE
OF ALABAMA AND COUNTY OF MONTGOMERY. LESTER
L. TILMAN, WHO FIRST BEING DULY SWORN DEPOSES
AND SAYS, HE IS (21) YEARS OLD. AND THE PERSON
STYLED PETITIONER IN HIS FOREGOING APPEAL.
HE IS A POOR PERSON AND UNABLE TO PAY THE COST
THARE OF: NOR DOES HE HAVE ANY SECURITY
UPON WHICH TO GIVE MORTGAGE. HE PRAYS THAT
THE COURT WILL GIVE HIM LEAVE TO FILE IN THIS
COURT THIS MOTION IN FORMA PAUPERIS.
MADE AND PROVED FOR TITLE 28 USC - SEC 1915 -
ADKINS VS DU PONT CO. 335 U.S. 331;

RESPECTFULLY SUBMITTED

Lester L. Tilman
LESTER L. TILMAN PETITIONER.

SWORN TO AND SUBSCRIBED BEFORE ME
THIS 15 DAY OF JULY 1963

Joe M. [Signature] NOTARY PUBLIC



MY COMMISSION EXPIRES MAY 23, 1966

THIS IS TO CERTIFY THAT I THE UNDERSIGNED
LESTER L TIIMAN HAVE ON THIS DATE SERVED A
COPY OF THE FOREGOING DOCUMENTS TO
THE HONORABLE MAC DONALD GALLION BY
PLACING A COPY IN THE UNITED STATES
MAIL TO THE COUNSEL FOR THE
RESPONDENT. ADDRESSED TO HIS CORRECT
ADDRESS AT MONTGOMERY ALABAMA.

NOTARY PUBLIC
MONTGOMERY ALABAMA

NOTARY PUBLIC
MONTGOMERY ALABAMA

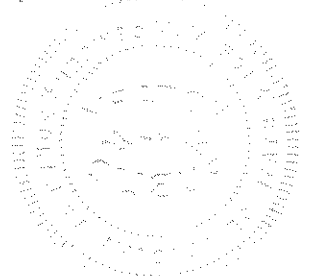
NOTARY PUBLIC
MONTGOMERY ALABAMA

RESPECTFULLY SUBMITTED
Lester L Tiiman
LESTER L TIIMAN PETITIONER

SWORN TO AND SUBSCRIBED BEFORE ME THIS
19 DAY OF January 1963

MY COMMISSION EXPIRES May 23, 1966

Joe M. Tiiman NOTARY PUBLIC



Div. No. _____

CERTIFICATE OF APPEAL. (Criminal Cases.)

2540 1/2

No. 2540 1/2

Baldwin County, Circuit Court

LESTER LEE TILMAN

Appellant

VS.

The State of Alabama,
Appellee

The State of Alabama,

Ma Baldwin County, The Circuit Court of Baldwin

County.

I, Alice J. Duck, Clerk of the Circuit Court
of Baldwin County in and for said County and State, do
hereby certify that in the above stated case, which was tried and
determined in this Court on the 25th day of March 58, and
plea of Guilty,
the defendant convicted by a ~~jury~~ of the offense of Grand Larceny
_____, and that on the 25 day of March 1958,
said defendant was sentenced to a term of Two and one half years
_____, which said sentence was ~~suspended~~
on writ of coram nobis, which was denied December 5, 1962,
pending an appeal/to the Courts of Appeal Court of Alabama.

I further certify that on this the 5th day of December
19 62, the defendant gave notice in writing of an appeal to the
Court of Appeals Court of Alabama.

Witness my hand and the seal of this Court, this the 8 9th
day of January 1963.

Alice J. Duck
Clerk of Circuit Court of

Baldwin County, Alabama,

Lester Lee Gillman

THE STATE OF ALABAMA---JUDICIAL DEPARTMENT

THE COURT OF APPEALS OF ALABAMA

October Term, 19 64

To the Clerk of the Circuit Court of Baldwin County, Greeting:

Whereas, the Record and Proceedings of the Circuit Court of said County, in a certain cause lately pending in said Court between

Lester Lee Tillman, alias, Appellant,

and

The State, Appellee,

wherein by said Court, at the Term, 19 , it was considered adversely to said appellant , were brought before our Court of Appeals, by appeal taken, pursuant to law, on behalf of said appellant .

Now, it is hereby certified, That it was thereupon considered by our Court of Appeals on the 17th day of August 19 65 that the motion of the Attorney General be granted and ~~that~~ the said appeal be and stand dismissed; and that it was further considered that the appellant, ~~and~~

~~submit on the appeal bond~~

pay the costs accruing on said appeal in this Court and in the Court below

Cates, Judge, dissents.

Witness Charles Bricken, Jr., Clerk of the Court
of Appeals of Alabama, at the Capitol, this the
17th day of August 19 65

Charles Bricken, Jr.
Clerk of the Court of Appeals of Alabama.

2540 1/2

THE COURT OF APPEALS OF ALABAMA

October Term, 1964

1st Div. No. 931

Lester Lee Tillman

Appellant,

v.

The State

Appellee.

From Baldwin Circuit Court
(Coram Nobis)

CERTIFICATE OF DISMISSAL

No Opinion

The State of Alabama,

County.

} Filed

this day of 19