

The State of Alabama, {

Baldwin County

CIRCUIT COURT, SPRING SESSION, 19 58

The Grand Jury of said County charge that before finding this indictment

Willie Walton, whose name is to the Grand Jury otherwise unknown,
unlawfully, and with malice aforethought, killed L.C. Autrey, by
shooting him with a pistol,

against the peace and dignity of the State of Alabama.

Kenneth Cooper
Solicitor of the Twenty-Eight Judicial Circuit.

use the jurors find the defendant
not guilty

Charles Hester

No. _____
The State of Alabama
Baldwin County

Circuit Court

SPRING SESSION ~~XXXX~~ 19-58

The State
vs.
WILLIE WALTON

INDICTMENT

MURDER, 1st Degree
No. _____ Prosecutor

WITNESSES:
CHARLISLE CHILDRESS
ROBERT AUTREY
EVANS FINLEY
JEAN BARNETT
BESSIE LEE AUTREY
FRANK OSBORNE

RECORDED

GRAND JURY NO. 23

A TRUE BILL.
Amos Bullidge
Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the 14 day of
Mar, 19-58
Willie French
Clerk.

Presented in open Court to the presiding
Judge by the Foreman of the Grand Jury, in
the presence of 17 other Grand Jurors.
Willie French
Clerk.

Bail fixed \$ *No Bail*
1 Cur Jan
Judge.

3/17/58 Bail fixed
at \$1000
10 March Judge

JURY LIST

Spring Term March 24th 1958

| NO | NAME | OCCUPATION | ADDRESS |
|---------------|----------------------------------|-----------------------------|------------------------|
| 1 | Cox, Percy B. | Farmer | Stockton |
| 2 | Cooper, Willie R. | Farmer | Rosinton |
| 3 | Goldman, Jessie A. | Restaurant Oper. | Gulf Shores |
| 4 | Gerald, Steven A. | Farmer | Perdido |
| 5 | Calloway, John C. | Fisherman | Gulf Shores |
| 6 | Morton, Roy R. | Garage Owner | Elberta |
| 7 | Vaughn, Boyd | Farmer | Seminole |
| 8 | Harrington, Lewis C. | Gov't Emp. | Gulf Shores |
| 9 | Harrison, Clarence | Fisherman | Gulf Shores |
| 10 | Williamson, Huston | Civil Service | Elberta |
| 11 | Civens, Clyde | Pulp wood | Seminole |
| 12 | Grimes, James | Merchant | Loxley |
| 13 | Dawson, Roy S. | Livestock Dealer | Robertsdale |
| 14 | Comstock, Leon P. | Filling Sta. | Loxley |
| 15 | Kaemmerer, Otto Leo | Mechanic | Gulf Shores |
| 16 | Plavanich, Mathew | Farmer | Rabon |
| 17 | Lewis, C. V. | Farmer | Elberta |
| 18 | Schultz, Gustav | Banker | Foley |
| 19 | Bauer, Elbert | Farmer | Summerdale |
| 20 | Zaborney, Stanley J. | Civil Service | Lillian |
| 21 | Teel, Daniel L. | Farmer | Robertsdale |
| 22 | VanLierop, Carlton E. | Farmer | Foley |
| 23 | Armstrong, Jordan | Farmer | Perdido |
| 24 | Kiefer, Mathias | Retired | Lillian |
| 25 | Fretwell, Ted L. | Farmer | Perdido |
| 26 | Heidelberg, George | Farmer | Robertsdale |
| 27 | White, Alton | Farmer | Robertsdale |

- 28 Avera, Walter, Trk. Driver, Summerdale
- ~~29 LeDrew, Roy C., Auditor, Foley~~ 106
- ~~30 Duck, Robert S., Nursery Mgr., Loxley~~ 107
- ~~31 Coats, Robert E. Jr., Merchant, Bay Minette~~ 108
- ~~32 Celoy Luke Mc., Fisherman, Gulf Shores~~ 109
- ~~33 Moyer Roy, Druggist, Fairhope~~
- ~~34 King Henry A., Farmer, Foley~~ 110
- 35 Beverly, John, Laborer, Robertsdale
- 36 Grantham, Houston D., Farmer, Mag. Spgs.
- ~~37 Drinkard, M. Dorsey, Farmer, Bay Minette~~ 111
- ~~38 Willis, Wilbur Lee, Forest Ranger Elberta~~
- ~~39 Steazit, William, Beer Distributor Fairhope~~ 112
- ~~40 Middleton, D. R., Mechanic Robertsdale~~ 113
- ~~41 Lewis, Hayden Jr., Salesman Fairhope~~ 114
- ~~42 Pucky, Charlie, Farmer Rosinton~~ 115
- ~~43 McDill, Sam C., Farmer Bay Minette~~ 116
- ~~44 Kottin J. E. Butcher Fairhope~~
- 45 Giuliani M. C. Merchant Loxley
- ~~46 Corte, Albert Farmer Beiforest~~ 117
- ~~47 Slaughter Ashton B. Timberman Tensaw~~ 118
- ~~48 Catrett George Edward Millman Stockton~~ 119
- ~~49 Herron John L. Paper Mill Bay Minette~~ 120
- 50 Cox M. Douglas Farmer Stockton
- ~~51 Bryers Harold I. Farmer Stockton~~ 121
- ~~52 Roussiau, William L, Implement Dealer, Foley~~ 122
- ~~53 Rutiman, Carl E., Salesman, Foley~~ 123
- ~~54 Stacey, Robert E., Druggist, Foley~~
- ~~55 Galloway, Jessie Willard, Fisherman, Gulf Shores~~ 124
- ~~56 Sanders, E. Frank, Banker, Foley~~ 125

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50
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38
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24

MS 2581
Willie Walton

2551
STATE OF ALABAMA

Baldwin County

Case No. 10468

No. 8767

The State of Alabama

vs.

In the Justice Court of
Baldwin County, Alabama

Willie Walton

Before me, D.C. Hank, Clerk of the Justice 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, I or one of my duly authorized deputies,

traveled 72 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 Foley Taylor Wilkins Sheriff

Subscribed and sworn to before me this 20 day of Sept 1957

Disposition waved Grand jury D. Hank 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 \$ 7.20 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 20 day of Sept, 1957

D. Hank
Judge of the above named court

AFFIDAVIT

2001

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State Of Alabama, }
Baldwin County. }

T. C. HAND

In the Justice Court of _____

T. C. HAND

Before me, _____, Justice of the Peace

in and for said County, personally appeared J. D. / Sen 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 13 Sept. 1957 that one Willie Waltonunlawfully, and with malice aforethought, killed
L. C. Autry, by shooting him with a pistol

_____ against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 14day of September A. D., 1957.T. C. Hand, J. P.J. D. / Sen

WARRANT

State Of Alabama, }
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Willie Waltonand bring himbefore me

to answer the State of Alabama on a charge

murder

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

Witness my hand this 14day of Sept, 1957T. C. Hand, J. P.

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

Justice Court Of

T. C. HAND

AFFIDAVIT

THE STATE OF ALABAMA

vs.

Willie walton

Witnesses for the State:

Edhigh Stodham

J. D. Horn

~~*Willie walton*~~

Evans Finley

Robert Autery

Jean Barnett

Bessie Lee Autery

JUSTICE COURT OF
BALDWIN COUNTY

Warrant Of Arrest

THE STATE OF ALABAMA

vs.

Willie walton

Executed this the *14* day of *Sept* 195*7*

By arresting the within

named Defendant

and placing him

in jail

Jay W. Wilkins, Sheriff

W. J. Horn, Deputy Sheriff

STATE OF ALABAMA

Baldwin County

Case No.

23

No.

9225

The State of Alabama

vs.

In the

Court of
Baldwin County, Alabama

Before me, W. L. Buck, Clerk of the 1st 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, I or one of my duly authorized deputies,

traveled 60 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

Mobile Co. Jail Taylor Wilkins Sheriff

Subscribed and sworn to before me this 15 day of Nov, 1958

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

The State of Alabama }
Baldwin County }

We, WILLIE WALTON, as
principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of
SEVEN HUNDRED FIFTY \$750.00 DOLLARS

unless the said WILLIE WALTON appears at the
SPRING Term, 19 58 of the GRAND JURY Court of Baldwin County, Alabama
and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of

MURDER

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 _____, 19____

_____ Baldwin County, Ala.

Taken and approved this the 21 day of Sept 19 57

By Taylor Willis, Sheriff
Banner, Deputy Sheriff

Willie Walton L. S.

Mobile Banking Co L. S.

Harold Page L. S.

_____ L. S.

Steadham - 9-14-57

Foley -

No. 2551

The State of Alabama,

Baldwin County

Court

Sheriff's Office

THE STATE

VS.

Sheriff's Appearance Bond

Amount of Bond, \$

Filed, 195

, Clerk

APPEARANCE BOND

Printed by Moore Ptg. Co.

The State of Alabama, {

Baldwin County

We, Willie Walton, as
principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of
One thousand + 00/100 DOLLARS
unless the said Willie Walton appears at the
Next Term, 1958 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

Murder

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 _____, 19____

_____ Baldwin County, Ala.

Taken and approved this the 17 day of March, 1958

Willie Walton L. S.

Maple Bonding Co L. S.

Harold Payne L. S.

_____ L. S.

Taylor Williams, Sheriff

By Braman, Deputy Sheriff

No. 2551

State of Alabama
Baldwin County

_____ Court

Sheriff's Office

The State
vs.

Sheriff's Appearance Bond

Amount of Bond \$ _____

Filed _____, 19____

_____, Clerk

Mark 15-58

2551
Transcript of Criminal Cases from Justice Court of Baldwin County, Ala.

| Attorneys | Case | Charge |
|-----------|---|---------|
| No. 10468 | THE STATE OF ALABAMA, Vs. Willie Walton | Murder. |

| | Disposition of Case | Fees | Amount |
|------------|---|---|--------|
| | Affidavit made and Warrant Issued to J. D. / Horn | Judge's Fees | |
| | Returnable Grand Jury | Warrant at 50c, Affidavit at 25c | 25 |
| | Witness—for State Edleigh Statham | Bond at 50c, Sci Fa. at 50c | 50 |
| | Evans Finley, J. D. / Horn | Witnesses' Recognizances at 25c | |
| | Robert Autery, Jean Barnett, Bessie La Autery | Subpoenas or notice at 25c | |
| 20 Sept 57 | wanted Grand Jury | Continuance at 50c | 25 |
| | Bond set \$750 | Trial of Misdemeanor at \$1.00 | |
| | Re Committed to jail | Mittimus at 25c | 25 |
| 21 Sept 57 | by Postal Bond | 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 \$4.00, Bond \$1.00, Sci Fa. 50c | 5.00 |
| | | Guard \$2.00, Finger Printing 10c | 2.10 |
| | | Subpoenas at 50c, Mileage 72 | 7.20 |
| | | Re Committed to jail | 2.00 |
| | | Witnesses' 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 | |

The State of Alabama, }
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

Willie Walton

at the Spring Term, 1958 of the Circuit Court of Baldwin County, for the offense of

Murder 1st 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 14 day of Mar, 1958

Reed J. Luck
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

2551

2551

CAPIAS

No. 23

The State

vs.

Willie Walton

Bail fixed in this case in open Court at

\$ No Bail

By H. M. Hall
Judge Presiding.

Attest: _____
Clerk.

Executed this 15 day of Mar, 1958

By arresting the within

named Defendant

and placing him in jail

Taylor Watkins, Sheriff

J. P. Harn, Deputy Sheriff

Mobile Co. line