

3249

INDICTMENT

3249

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The State of Alabama, }
Baldwin County

CIRCUIT COURT, Spring SESSION, 1961

The Grand Jury of said County charge that before finding this indictment James Earl Bonds, alias James Earl Barnes, feloniously took forty-three dollars and thirty-five cents (\$43.35) in lawful currency of the United States, the denomination of which is known to the Grand Jury as eighteen one dollar bills, one ten dollar bill, three five dollar bills, one quarter, and one dime, the property of Arnold Dorman from the person of Robert Godwin, and against his will, by violence to his person,

against the peace and dignity of the State of Alabama.

James C. Hendrix
Solicitor of the Twenty-Eight Judicial Circuit.

State of Alabama

No. _____

The State of Alabama
Baldwin County

Circuit Court

SPRING Term, 1961

The State
vs.

James Earl Bonds, alias James Earl
Barnes

INDICTMENT

ROBBERY

NO Prosecutor

WITNESSES:

W.A. Tolbert

Robert Godwin

Bill Tingle

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GRAND JURY NO. 63

A TRUE BILL

James W. Crosby
Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the 25 day of
May, 1961.

Alice J. Ruck
Clerk.

Presented in open Court to the presiding
Judge by the Foreman of the Grand Jury, in
the presence of 1 other Grand Jurors.

Alice J. Ruck
Clerk.

Bail fixed \$ No Bail

W. B. Ruck
Judge.

*We, the jury find the defendant guilty
and set his sentence at 20 years.*

*William R. Stocke,
Foreman,*

State Ex 3

THE STATE OF ALABAMA,

VS.

James Earl BondsNo. 3249alias James Earl Barnes

On this the 18 day of March, 1941, the Defendant, being in open Court in person, and it being made known to the court that the Defendant in this case is indicted for a capital offense and that he is unable to employ counsel, it is ordered by the Court that John P. Beebe & John C. Hunter, who are a regularly licensed attorney practicing in this Court, be, and _____ hereby appointed counsel for the Defendant in this case.

On this the 18 day of March, 1941, the Defendant being in open Court in person, and attended by his counsel, is duly and legally arraigned upon the indictment, and for his plea thereto says that Not guilty

On this 18 day of March, 1941, in the cause of the State of Alabama against James Earl Bonds, alias James Earl Barnes wherein the Defendant is charged with the offense of Robbery the Defendant in person being then and there in open Court and attended by his counsel, the following proceedings were had and orders made in open Court in the presence of the Defendant and his counsel:

It is ordered and adjudged by the Court that the 27 day of March, 1941, it being Monday of the Second Week of this Term of the Court, be and the same is hereby fixed for the date of the trial of this cause, and that the Sheriff of this Court summons _____ persons in this cause, including those persons drawn on the regular juries for the second week of this term of this Court:

It is ascertained and adjudged by the Court that 80 persons have been drawn on the regular juries for the said Second Week of this Term of this Court. And the Court ordered that the legal jury box of this County be brought into open Court, and the Court ascertained and adjudged that said order had been obeyed, and that said box was, in open Court, well shaken. The Court then and there in open Court, publicly drew from the said jury box the names of 5 persons, the same being the number of persons required, with the regular juries drawn for the Second Week of this Term of this Court, to make the number of persons the Sheriff was commanded to summons in this cause by order of the Court herein-before set forth. The Clerk of the Court, in the presence of the Court, immediately made a list of the names drawn by the Court from the jury box in this cause. And it is ordered and adjudged by the Court that the said Clerk forthwith issue a mandate to the Sheriff of this County, commanding him to summons said persons whose names the Court drew from the jury box in this cause and the regular jurors drawn for the Second Week of this Term of this Court to appear in this Court as jurors in this cause at the Court House of this county at 9 o'clock on Monday morning of the Second Week of this Term of this Court, the same being the 27 day of March, 1941.

It is ordered and adjudged by the Court that the Sheriff of this County forthwith serve on the Defendant a list of the names drawn in this cause by the Court from the jury box, and a list of the names of all the jurors drawn for the Second Week of this Term of this Court, together with a copy of the indictment in this cause.

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- ~~1. Rieben, Everette, Brookley, Bay Minette~~
- ~~2. Chastang, James, Paper Mill, Bay Minette~~
- ~~3. King, Millard, Merchant, Mag. Spgs.~~
- ~~4. Ganaan, Don S., Foreman Chemstrand, Loxley~~
- ~~5. Coots, Robert E., Jr., Merchant, Bay Minette~~

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104

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91,726,834

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1	Allegri, Joe, Hardware, Belforest		
2	Allen, H. Hays, Brookley Field, Gulf Shores		
3	Anderson, Morris, Jr., Millman, Bay Minette		
4	Anderson, Roosevelt, D., School Prin., Bay Minette		
5	Averitt, Chester C., Farmer, Mag. Spgs.		
6	Barton, John, J., Newport, Bay Minette		
7	Baskin, Herbert T., Civil Service, Bay Minette		
8	Bauer, Hilbert, Farmer, Summerdale		
9	Benton, George H., Fisherman, Gulf Shores		
10	Bentzel, Carl, U.S. Engineers, Spanish Fort-Daphne		
11	Berglin, Lavine, Jr., Creamery, Fairhope		
12	Bianco, Cyril P., Conservation Dept., Foley		
13	Bishop, Curtis, Farmer, Fairhope		
14	Bornholt, Roy H., Farmer, Elberta		
15	Boros, Anthony J., Farmer, Elberta		
16	Bradley, James T., Merchant, Bay Minette		
17	Bush, McNeal, Mechanic, Stapleton		
18	Chafin, J. Horace, Trk. Driver, Perdido		
19	Childress, Lewis E., Farmer, Fairhope		
20	Comstock, Earl J., Contractor, Gulf Shores		
21	Conroy, Al. E., Brookley Field, Fairhope		
22	Countryman, Byron C., Mechanic, Bay Minette		
23	Crosby, Martin G., Retired, Foley		
24	Dabose, Jim, Civil Service, Foley		
25	Freeman, Ross, Brookley Field, Robertsdale		
26	Gray, Tom, Farmer, Rosinton		
27	Hammond, J. Comer, Stuart Cleaners, Bay Minette		
28	Hardy, Wendell B., Salesman, Bay Minette		
29	Hastie, W. Darrington, Farmer, Stockton		
30	Haupt, William, Farmer, Elberta		
31	Hawkins, Ernest B., Public Accountant, Foley		
32	Hayes, Howard, Farmer, Gulf Shores		
33	Head, Perry, C-Service, Stapleton		
34	Heidelberg, Charles, Farmer, Robertsdale		
35	Heitz, William, Farmer, Elberta		
36	Heller, Boyd O., Contractor, Foley		
37	Helton, Robert Franklin, Contractor, Foley		
38	Herron, John L., Kemstrand, Bay Minette		
39	Hobbs, Tom, Farmer, Rosinton		
40	Holmes, Ernest, Clerk, Bay Minette		
41	Humphrey, Charles C., Salesman, Bay Minette		
42	Ingram, Charles C., Linesman, Foley		
43	Johnson, Clyde M., Salesman, Barnwell		
44	Jones, Clifford, Oil & Gas Distr., Bay Minette		
45	Kaechele, John F., Mechanic, Elberta		
46	Kinsey, Elmer D., Jr., Farmer, Foley		
47	Krauss, Lawrence J., Farmer, Elberta		
48	Lamar, Reuben, Laborer, Foley		
49	Lenderman, Clarence T., Farmer, Gulf Shores		
50	Lowell, Douglas, Farmer, Point Clear		
51	Lowery, Robert, Dairyman, Fairhope		
52	Malone, J., Farmer, Seminole		
53	Mannich, Louis W., Farmer, Summerdale		
54	Mascaro, Edward, Corp. Secretary, Spanish Fort-Daphne		
55	Mason, Arnold K., Farmer, Mag. Spgs.		
56	Middleton, D.R., Mechanic, Robertsdale		
57	Miller, Harold, Newport, Bay Minette		
58	Murphy, Gus, Farmer, Bay Minette		
59	McKay, Ozell, Alcoa Emp., Gulf Shores		
60	McGill, Harold B., Merchant, Perdido		
61	Nall, Joseph C., Contractor, Bay Minette		
62	Nelson, Durwood F., Farmer, Fairhope		
63	Peterson, Elmer, Newport, Bay Minette		
64	Pizotti, Anthony, Farmer, Fairhope		
65	Price, John A., Farmer, Elberta		
66	Quinley, John H., Farmer, Bay Minette		
67	Rhodes, Charles R., Farmer, Foley		
68	Rhodes, Marvin E., Farmer, Foley		
69	Roberson, William, Laborer, Robertsdale		
70	Sellers, H.M., Farmer, Robertsdale		
71	Simmons, Martin, Brookley Field, Bay Minette		
72	Stephens, W. Henry, Millman, Stockton		
73	Stocke, William R., Farmer, Elberta		
74	Stuckey, Joe, Sawmill, Bay Minette		
75	Weeks, Oscar G., Mechanic, Mag. Spgs.		
76	Willis, Bruce, Mechanic, Elberta		
77	Wilson, Libert H., Bookkeeper, Bay Minette		
78	Weinsrite, Robert, Pres. Machinery Co., Spanish Fort-Daphne		
79	Woodward, C.H., Merchant, Fairhope		
80	Woodward, C.H., Farmer, Fairhope		

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Proton

Warrior

On James
Berds.

STATE OF ALABAMA

ORDER OF PROBATION AND PAROLE OFFICER
AUTHORIZING ARREST OF PAROLE VIOLATOR

Mobile, Alabama

March 6, 1961

TO: SHERIFF OF Baldwin COUNTY OR
ANY LAWFUL OFFICER OF THE STATE OF ALABAMA

James Earl Bonds NO. 72,948 who was convicted
in Baldwin County of the offense of Burg. 2nd deg. (2 cs.)
and who was sentenced to a term of 2½ yrs. years in the
penitentiary or to Hard Labor for the county and who was
paroled on 5-9-60, has in the judgment of the under-
signed probation and parole officer violated the conditions
of his parole. Therefore, by virtue of the authority vested
in me by Title 42, Section 10, Code of Alabama, 1940, as
amended, you are hereby given this written authority to take
the said James Earl Bonds into your custody and
hold him until the arrival of the warrant from the Board of
corrections, but not for more than 10 days.

Dated at Mobile, Alabama, this the 6th
day of March 1961.

Joseph N. Birma
Probation and Parole Officer

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Executed this 18 day of Feb 1961
By arresting the within named Defendant

James Earl Bonds

and placing him in Jail

Jaylor Wilkins

Attest Frank

By W. O. Garner

D. S.

Place of arrest Bay Minette

STATE OF ALABAMA

ORDER OF PROBATION AND PAROLE OFFICER

Mobile, Alabama

COUNTY OF

ANY INMATE OF ANY OF THE STATE OF ALABAMA

who was convicted

of the offense of

for the purpose and who was

use in the judgment of the proba-

tion and parole officer advised the conditions

of the offense of

Section 17, Code of Alabama, 1960, as

into your custody and

the warrant from the Board of

into your custody and

into your custody and

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into your custody and

The State of Alabama, }
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

James Earl Bonds alias James Earl Barnes

at the Spring Term, 1961 of the Circuit Court of Baldwin County, for the offense of

Battery

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 15 day of March, 1961

Alice 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 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

No. 3249

CAPIAS

No. 63

The State

vs.

Executed this 15th day of Mar, 1961

By arresting the within

named Defendant

James Earl Bonds alias
James Earl Barnes

Bail fixed in this case in open Court at

\$ No Bond

By _____
Judge Presiding.

Attest: _____
Clerk.

and placing him in jail

Taylor Melkins, Sheriff

By W. D. Larnier, Deputy Sheriff

0 miles

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 W. A. Tolbert 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 17 February 1961 that one James Earl Bonds
feloniously took \$ 53.08 from the person of Robert Godwin, and against his will, by
violence to his person, or byb putting him in such fear as unwilling to part with
the same

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 18

day of February, A. D., 19 61

J. P.

W A Tolbert

WARRANT

State Of Alabama, }
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest James Earl Bonds

and bring him
before me to answer the State of Alabama on a charge

Robbery

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

Witness my hand this 18 day of February, 19 61

J. P.

No..... Page.....

The State Of Alabama

BALDWIN COUNTY

Justice Court Of

T. C. HAND

AFFIDAVIT

THE STATE OF ALABAMA

vs.

~~James Earl Bonds~~

Witnesses for the State

W. A. Tolbert
Tingle
Trough
Robert Godwin

DESCRIPTION

Height..... Weight.....

Color..... Sex.....

Age..... Hair.....

Address.....

JUSTICE COURT OF
BALDWIN COUNTY

Warrant Of Arrest

THE STATE OF ALABAMA

vs.

~~James Earl Bonds~~

Executed this the.....17 day of Feb......1961

By arresting the within named Defendant

and placing him or her in jail

Taylor Williams, Sheriff

W. A. Tolbert, Deputy Sheriff

....., Highway Patrol

Personally appeared the under signed,
who being duly sworn desposes and says:
I am a Deputy Sheriff of Baldwin Co.,
Ala., In the above case, in the above
mentioned Court in executing the warr-
ant of arrest of the defendant. I traveled

4
miles by the most direct route to point of
arrest and return, and the Sheriff is en-
titled to mileage at 10c per mile. Point of
arrest: D. Valley

Signed Tolbert

Subscribed and sworn to before me this
24 day of Feb 1961

C. J. Court
Clerk J. P. Court

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

Attorneys	Case	Charge
No. 15048	THE STATE OF ALABAMA, Vs. James Earl Bond.	Robbery
Disposition of Case		
Affidavit made and Warrant Issued to W. A. Ischert		
Returnable Grand Jury		
Witness—for State W. A. Ischert.		
W. V. Single		
Hough.		
Robert Ischert		
24 Feb 61	Sent to Grand Jury no more	
Of Grand Justice Court		
Fees		
Judge's Fees		
Warrant at 50c, Affidavit at 25c ----- 75		
Bond at 50c, Sci Fa. at 50c -----		
Witnesses' Recognizances at 25c -----		
Subpoenas or notice at 25c -----		
Continuance at 25c -----		
Trial of Misdemeanor at \$1.00 ----- 25		
Mittimus at 25c -----		
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 ----- 5.00		
Guard \$2.00, Finger Printing 10c ----- 3.00		
Subpoenas at 50c, Mileage 4 ----- 4.00		
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 -----		

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