

The State of Alabama, {
Baldwin County } CIRCUIT COURT, Spring SESSION, 19 61

The Grand Jury of said County charge that before finding this indictment Charles Leon Allen unlawfully, but without malice, or the intention to kill, killed John Wesley Jenkins by negligently driving an automobile into, over or against an automobile which the said John Wesley Jenkins was driving, at a point on the Loxley-Daphne Road approximately one mile east of the city limits of Daphne, Alabama,

against the peace and dignity of the State of Alabama.

Solicitor of the Twenty-Eight Judicial Circuit.

No. _____

The State of Alabama
Baldwin County

Circuit Court

Spring Term, 1961

The State

vs.

Charles Leon Allen

Manslaughter, 2nd

INDICTMENT

No _____ Prosecutor

WITNESSES:

Charles Hughes

Jim McOrvery

GRAND JURY NO. 83

A TRUE BILL

Foreman Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the _____ day of
_____, 19____.

Clerk.

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

Clerk.

Bail fixed \$ _____

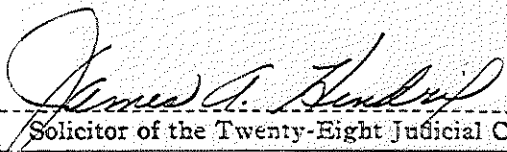
Judge.

The State of Alabama, {
Baldwin County

CIRCUIT COURT, Spring SESSION, 19 61

The Grand Jury of said County charge that before finding this indictment Charles Leon Allen unlawfully, and intentionally, but without malice, killed John Wesley Jenkins by negligently driving an automobile into, over or against an automobile which the said John Wesley Jenkins was driving, at a point on the Loxley-Daphne Road approximately one mile east of the city limits of Daphne, Alabama,

against the peace and dignity of the State of Alabama.


Solicitor of the Twenty-Eight Judicial Circuit.

RECORDED

No. _____

The State of Alabama
Baldwin County

Circuit Court

Spring Term, 19 61

The State
vs.

Charles Leon Allen

Manslaughter, 1st

INDICTMENT

No Prosecutor

WITNESSES:

Charles Hughes 1-70-4125

Jim McOrvery 1-70-4125

Blondora McOrvery 1-70-4125

GRAND JURY NO. 83

A TRUE BILL

James W. Crosby
Foreman/Grand Jury.

Filed in open Court and in the presence of
the Grand Jury on the 15 day of
May, 19 61.

Alvin J. ...
Clerk.

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

Alvin J. ...
Clerk.

Bail fixed \$ 1000

W. W. ...
Judge.

The State of Alabama,
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

Charles Leon Allen

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

Manslaughter, 1st

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

CAPIAS

No. 82

The State

vs.

Charles Lee Allen
Thope

Bail fixed in this case in open Court at

\$ 1000.00

By H. M. Hall
Judge Presiding.

Attest: _____
Clerk.

Executed this 18 day of March, 1961

By arresting the within

named Defendant.

and placing him in Jail

Taylor Walker, Sheriff

Edley Stead, Deputy Sheriff

Fairhope
Ala

STATE OF ALABAMA

Baldwin County

Case No.

83

No. 12083

The State of Alabama

In the

Circuit Court of
Baldwin County, Alabama

vs.

Charles Eugene Allen
Alvin Duck

Before me,

Clerk of the

Circuit

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 70 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

*Fairhope**Taylor Wilkins* Sheriff

Subscribed and sworn to before me this

20

day of

*March*1954

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

3275
APPEARANCE BOND

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, }

Baldwin County

We Charles L. Allen, as principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of Seven Hundred and Fifty \$ 750 00 DOLLARS

unless the said Charles L. Allen appears at the next 61 Term, 1961 of the Long Jurey Court of Baldwin County, Alabama and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of

manslaughter 2nd Degree

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 16 day of Feb 1961

Marley L. Allen L. S.
J. H. Humphreys L. S.
 _____ L. S.
 _____ L. S.

Taylor C. Wall, Sheriff
 By _____, Deputy Sheriff

3275 - 5311

State Of Alabama, }
Baldwin County. }

In the Justice Court of Baldwin Co. Prec 8

Before me, C. R. Hughes, Justice of the Peace

in and for said County, personally appeared C. R. Hughes 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 2-24-61 that one Charles Leon Allen

did unlawful, but without malice, for
the intent to kill, killed John Wesley Jenkins
by negligently running into him with a
car against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 25

day of Feb, A. D., 1961

C. R. Hughes, J. P.

Charles R. Hughes

WARRANT

State Of Alabama, }
Baldwin County. }

To Any Lawful Officer of Said County, Greetings:

You are hereby commanded to arrest Charles Leon Allen

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

manslaughter, second degree

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

Witness my hand this 25 day of Feb, 1961

C. R. Hughes, J. P.

Hughes *Page 4*
No. *100* Page *4*

Hughes
The State Of Alabama
BALDWIN COUNTY
Justice Court Of

Alton H. Heston

AFFIDAVIT

THE STATE OF ALABAMA

vs.

Charles Leon Allen

Witnesses for the State, *(AHP)*

G. C. Hendrix (AHP)
H. D. Harwood (AHP)
Jim McCreary
was Jim McCreary

DESCRIPTION

Height _____ Weight _____
Color _____ Sex _____
Age _____ Hair _____
Address _____

**JUSTICE COURT OF
BALDWIN COUNTY**

Warrant Of Arrest

THE STATE OF ALABAMA
vs.

Charles Leon Allen
Executed this the *25* day of *Feb* 19*61*

By arresting the within named Defendant

Charles Leon Allen
and placing him or her *in jail*

_____, Sheriff

_____, Deputy Sheriff
Charles R. Heston, 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

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

Signed _____
Subscribed and sworn to before me this
_____ day of _____ 19____

Clerk J. P. Court

3275
APPEARANCE BOND

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, }

Baldwin County

We Charles Leon Allen, as principal, and undersigned as sureties agree to pay THE STATE OF ALABAMA, the sum of **One thousand** DOLLARS

unless the said Charles Leon Allen appears at the next Term, 19 61 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 Manslaughter, 1st.

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

18 day of March, 1961

[Signature]

[Signature] Baldwin County, Ala.

Taken and approved this the

18th day of March, 1961

[Signature] Sheriff

By [Signature], Deputy Sheriff

3-18-61
Shannon

No. 3275

State of Alabama
Baldwin County

----- Court

Sheriff's Office

The State
vs.

Sheriff's Appearance Bond

Amount of Bond \$-----

Filed -----, 19--

-----, Clerk

3275

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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	Manslaughter 2nd Degree
No. <i>None</i>	Vs. Charles Leon Allen Montrose, Ala.	

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <i>Charles R. Hughes A.H.P. Mobile, Post</i>	Judge's Fees	
Returnable <i>Spring term of Grand Jury 1961</i>	Warrant at 50c, Affidavit at 25c	<i>.75</i>
Witness—for State	Bond at 50c, Sci Fa. at 50c	
<i>J.G. Henchry A.H.P. Mobile, Post</i>	Witnesses' Recognizances at 25c	
<i>H.D. Harwood, A.H.P. Mobile, Post</i>	Subpoenas or notice at 25c	
<i>Defendant waived preliminary hearing at Daphne J.P. Court 2-25-61</i>	Continuance at 25c	
<i>Bound over to Spring Term of Grand Jury, bond set at \$750.00</i>	Trial of Misdemeanor at \$1.00	
	Mittimus at 25c	<i>.25</i>
	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	
	Guard \$2.00, Finger Printing 10c	
	Subpoenas at 50c, Mileage	
	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	

3225