

3644

The State of Alabama, }  
Baldwin County        }    CIRCUIT COURT,    Fall    SESSION, 19 62

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

James S. McKinney, an agent, servant or employee of Claude Phillips, did embezzle or fraudulently convert to his own use, or the use of another, or fraudulently secrets with intent to convert to his own use, or the use of another, one 1954 Buick automobile, motor number V5716625 of the value of Six Hundred (\$600.00) Dollars, which had come into his possession by virtue of his agency or employment,

against the peace and dignity of the State of Alabama.

  
Solicitor of the Twenty-Eight Judicial Circuit.

RECORDED

No. \_\_\_\_\_

STATE OF ALABAMA

Baldwin County

Circuit Court

Fall Term 19 62

THE STATE

vs.

James S. McKinney

INDICTMENT

EMBEZZLEMENT

NO Prosecutor

WITNESSES:

Claude Phillips 1-50-3125

W.M. Wilson 1-10-1175

GRAND JURY NO. 39

A TRUE BILL

George P. Wood  
Foreman Grand Jury

Filed in open Court and in the presence of  
the Grand Jury on the 12 day of

Sept, 1962  
Rein 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.

Rein French  
Clerk

Bail fixed \$ 750

W. H. Hester  
Judge

State of Alabama,

Dr.

To Taylor WilkinsSheriff of Baldwin

County,

For removal of James Shelton McKinneryfrom Baton Rouge, La.

County to jail in

Baldwin

County

Date or dates of removal, March 291962

To	Taylor Wilkins	Sheriff,	1	days, at \$8.00 per day,	\$	8	00
To	W. O. Garner	Guard,	1	days, at \$8.00 per day,		8	00
Date	To Whom Paid		For What Paid				
3-29-62	Traveling from Bay Minette, Ala. to Baton Rouge, La. and return 502 mi. @10¢ per mile					50	20
	Tunnell and Toll Fare as per receipt		2			1	50
	Meals as per receipts					4	03

The State of Alabama, {

Baldwin County

I, A. K. Latner

Clerk

Justice of Peaceof the Justice Court in and for said County, do hereby certify that the case againstJames Shelton McKinney was pending in and triable before saidJustice Court at the time he was arrested for the offense charged, and that thefees have been reported to and docketed by me this 29 day of March 1962A. K. Latner  
Justice of PeaceThe State of Alabama,  
Baldwin County.

Personally appeared before me,

Taylor Wilkins

Sheriff of Baldwin County, who, being duly sworn, says the above

account for the sum of \$71.73 Dollars is correct; that he has never received the same or anypart thereof; that he had 1 guard employed; that said account embraces, aside from per diem for self or

deputy and guard, only actual necessary traveling expenses, and that without any unnecessary delay the nearest

route usually traveled was followed from Baldwin County to the jail in Baton Rouge, La. CountyTaylor Wilkins  
Sheriff.Sworn to and subscribed before me this 29 day of March 1962W. R. Stuart  
Judge of Probate.

Mr. \_\_\_\_\_ of \_\_\_\_\_ is hereby authorized to receipt for the Auditor's Warrant in payment of this account, and collect the same from the State Treasurer.

\_\_\_\_\_  
Sheriff.

AUDITOR'S OFFICE, Montgomery, Ala., \_\_\_\_\_ 19\_\_\_\_

Received the Auditor's Warrant on the State Treasurer in full payment of the above account.

3644  
file

State of Alabama

County

SHERIFF'S ACCOUNT  
For  
Removal of Prisoner

The State of Alabama, }  
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

An indictment having been found against

James L. McKinney

at the Fall Term, 1962 of the Circuit Court of Baldwin County, for the offense of

Embezzlement

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 12 day of Sept, 1962

Willie 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

3644

CAPIAS

No. 29

THE STATE

vs.

James L. McKinney

Bail fixed in this case in open Court at

\$ 25.00

By H. M. Hall  
Judge Presiding.

Attest: \_\_\_\_\_  
Clerk.

Executed this 13 day of Sept, 1962

By arresting the within

named Defendant

and placing him in jail

Joyles Wilkins, Sheriff

W. O. Garner, Deputy Sheriff

O. mi



**AFFIDAVIT**

Printed by Moore Printing Co.

State Of Alabama, }  
Baldwin County. }

In the Justice Court of A. K. LATNER

Before me, A. K. LATNER, Justice of the Peace

in and for said County, personally appeared Claude G. Phillips 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 Feb. 15th. 1961 that one James S. McKinney  
Did feloniously take and carry away one 1954 2 Dr. Buick Century hardtop  
Automobile Motor No. V5716625, Tag No. 5-9072 Ala. (61) valued at \$500.00  
In violation of the Law of he State of Ala.

against the peace and dignity of the State of Alabama.

Sworn to and subscribed before me this 16th.  
day of February, A. D., 1961

A. K. Latner, J. P.

Claude G. Phillips

**WARRANT**

W. S. 7-5453

State Of Alabama, }  
Baldwin County. }

To Any Lawful Officer of Said County. Greetings:

You are hereby commanded to arrest James S. McKinney

and bring Him  
before Me to answer the State of Alabama on a charge  
Grand Larceny

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

Witness my hand this 16th. day of February, 1961

A. K. Latner

J. P.

## The State Of Alabama

BALDWIN COUNTY

Justice Court Of

A. K. LATNER

## AFFIDAVIT

THE STATE OF ALABAMA

vs.

James S. McKinney

Witnesses for the State  
 Claude G. Phillips  
 Robertsdale Ala.

*E L Ruill*  
*Robertsdale*  
*ala,*

Received in Sheriff's Office  
 this 27 day of Aug, 1961  
 TAYLOR WILKINS, Sheriff

## DESCRIPTION

Height \_\_\_\_\_ Weight \_\_\_\_\_

Color \_\_\_\_\_ Sex \_\_\_\_\_

Age \_\_\_\_\_ Hair \_\_\_\_\_

Address \_\_\_\_\_

JUSTICE COURT OF  
BALDWIN COUNTY

## Warrant Of Arrest

THE STATE OF ALABAMA  
vs.

James S. McKinney

Executed this the 30 day of March 1961

By arresting the within named Defendant

James S. McKinney

and placing him or her in fail*Taylor Wilkins*, Sheriff*W. O. Saines*, 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

30  
 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



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

Attorneys	Case	Charge
	THE STATE OF ALABAMA,	
No.	Vs.	
	James S. McKinney	Grand Larceny

Disposition of Case	Fees	Amount
Affidavit made and Warrant Issued to <b>Claude G. Phillips</b>	Judge's Fees	
Returnable <b>Justice of Peace Court</b>	Warrant at 50c, Affidavit at 25c	<b>.75</b>
Witness—for State <b>Claude G. Phillips and E. L. Russell</b>	Bond at 50c, Sci Fa. at 50c	
<b>Defendant waived preliminary hearing to action of</b>	Witnesses' Recognizances at 25c	
<b>Grand Jury Sept. 1962.</b>	Subpoenas or notice at 25c	<b>.25</b>
	Continuance at 25c	
	Trial of Misdemeanor at \$1.00	<b>.25</b>
	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	<b>7.00</b>
	Guard \$2.00, Finger Printing 10c	<b>3.00</b>
	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	

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200

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