

The State of Alabama, } CIRCUIT COURT, Fall SESSION, 1962
Baldwin County }

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.

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

RECORDED

No. _____

STATE OF ALABAMA
Baldwin County

Circuit Court

Fall, Term 1962

THE STATE

vs.

James S. McKinney

I N D I C T M E N T

EMBEZZLEMENT

NO. Prosecutor

WITNESSES:

Claude Phillips 1-50-3125
W.M. Wilson 1-10-1175

GRAND JURY NO. 39

A TRUE BILL

George P. Wolf
Foreman Grand Jury

Filed in open Court and in the presence of
the Grand Jury on the 14 day of

Sept, 1962

Rein J. Leuck
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 J. Leuck
Clerk

Bail fixed \$ 750

I. M. Leuck

Judge

Latner's Copy

State of Alabama,

Dr.

To _____ Taylor Wilkins

Sheriff of Baldwin

County,

For removal of James Shelton McKinnery

from Baton Rouge, La. County to jail in Baldwin County

Date or dates of removal, March 29 1962

County

1962

The State of Alabama,
Baldwin County

A. K. Latner
Justice of Peace

Clerk

of the Justice Court in and for said County, do hereby certify that the case against
James Shelton McKinney was pending in and triable before said
Justice Court at the time he was arrested for the offense charged, and that the

fees have been reported to and docketed by me this 29 day of March 2 19 62

day of March 19 62
A. K. Lofthus elect
Justice of Peace

The 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 any part 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. County

John W. Johnson Sheriff

Sworn to and subscribed before me this 29 day of

March 19 62

Judge of Probate.

Mr. _____ of _____ is here-
by 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 S. McKenna
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

Alvin D. 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. 39

THE STATE

vs.

James A. McKinney

Bail fixed in this case in open Court at

\$ 250.00

By J. M. Hall
Judge Presiding.

Attest:

Clerk.

Executed this 13 day of Sept. 1962

By arresting the within

named Defendant

and placing him in jail

Jayles Wilkins, Sheriff

W. J. Garner, Deputy Sheriff

Omni

AFFIDAVIT

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**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. 16th. 1961 that one James S. McKinneyDid 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 the 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

J. P.

Claude G. Phillips**WARRANT**W.M. 7-5436**State Of Alabama, }
Baldwin County. }****To Any Lawful Officer of Said County, Greetings:**

James S. McKinney

You are hereby commanded to arrest

and bring Himbefore 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 May, 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 19

By arresting the within named Defendant

James S. McKinney

and placing him or her in jail

Taylor Wilkins, Sheriff

W. D. Barnes, Deputy Sheriff

....., Highway Patrol

Personally appeared the under signed
who being duly sworn deposes and says
I am a Deputy Sheriff of Baldwin Co.
Ala., In the above case, in the above
mentioned Court in executing the war-
rant 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 mileage 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
No.	THE STATE OF ALABAMA, Vs. <u>James S. McKinney</u>	<u>Grand Larceny</u>
	Disposition of Case	
Affidavit made and Warrant Issued to	<u>Claude G. Phillips</u>	Judge's Fees
Returnable	<u>Justice of peace Court</u>	Warrant at 50c, Affidavit at 25c
Witness—for State	<u>Claude G. Phillips and E. L. Russell</u>	Bond at 50c, Sci Fa. at 50c
Defendant waived preliminary hearing to action of		Witnesses' Recognizances at 25c
Grand Jury Sept. 1962.		Subpoenas or notice at 25c
		Continuance at 25c
		Trial of Misdemeanor at \$1.00
		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
		Guard \$2.00, Finger Printing 10c
		Subpoenas at 50c, Mileage
		Witness Fees
		Days at 50c
		Defendant's Costs
		Witnesses' Recognizance at 25c
		Subpoenas at 50c
		Executing Subpoenas

3600

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