

STATE OF ALABAMA.

BALDWIN COUNTY.

Before me, the undersigned authority in and for said county in said state personally appeared James A. Drew who is known to me and who, after being by me first duly and legally sworn, doth depose and say under oath as follows:-

That his name is James A. Drew; he is 32 years of age and is a resident of Baldwin County, Alabama; that he is personally acquainted with Jim Ernest Amos, who lives at Lottie, Alabama, in said county of Baldwin, having known him for the past 15 years.

That the said Jim Ernest Amos is a sober, industrious and peaceable citizen, that his reputation both generally and in these particulars is of the best.

That affiant knows of no reason why the said Jim Ernest Amos should not be again permitted to contract the marriage relation. That affiant is not related by blood or marriage to the said Jim Ernest Amos.

Sworn to and subscribed before me, a Notary Public whose seal is hereto affixed this 25 day of February, 1928.

James A. Drew

R. M. Schambless
Notary Public, Baldwin County, Ala.

Ex-offi. J. P.

STATE OF ALABAMA.

BALDWIN COUNTY.

Before me, the undersigned authority in and for said county in said state personally appeared J. C. Chambless who is known to me and who, after being by me first duly and legally sworn, doth depose and say under oath as follows:-

That his name is J. C. Chambless; he is 25 years of age and is a resident of Baldwin County, Alabama; that he is personally acquainted with Jim Ernest Amos, who lives at Lottie, Alabama, in said county of Baldwin, having known him for the past 12 years.

That the said Jim Ernest Amos is a sober, industrious and peaceable citizen, that his reputation both generally and in these particulars is of the best.

That affiant knows of no reason why the said Jim Ernest Amos should not be again permitted to contract the marriage relation. That affiant is not related by blood or marriage to the said Jim Ernest Amos.

Sworn to and subscribed before J. C. Chambless me, a Notary Public whose seal is hereto affixed this 25 day of February, 1928.

J. M. Chambless
Notary Public, Baldwin County, Ala.
-6-1928 J.P.

EX PARTE JIM ERNEST AMOS.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

DECREE GRANTING PERMISSION TO REMARRY.

This cause coming on to be heard at this time was submitted for decree on the Ex-Parte petition of Jim Ernest Amos for leave to again contract marriage, the Ex-Parte affidavits of James A. Drew and J.C. Chambless and a certified copy of decree of divorce in cause number 454, Maggie Amos complainant versus Jim Ernest Amos, defendant, rendered by this court on the 22nd. day of July, 1924 and upon consideration thereof,

IT IS ORDERED, ADJUDGED AND DECREED that the petitioner is entitled to the relief prayed for in his said petition and upon the payment of the costs herein accrued said petitioner be and he is hereby granted leave to again contract marriage.

It is further ordered, adjudged and decreed that said petitioner be taxed with and pay the costs herein accrued for which execution may issue.

This th 29 day of February, 1928.

John P. Leigh
As Judge.

EX PARTE JIM ERNEST AMOS

IN THE CIRCUIT COURT EQUITY SIDE

STATE OF ALABAMA.

BALDWIN COUNTY.

TO THE HON. THE CIRCUIT COURT-EQUITY SIDE, STATE OF ALABAMA, BALDWIN COUNTY, AND THE HON. JOHN D. LEIGH, JUDGE THEREOF:-

Comes your Petitioner Jim Ernest Amos and respectfully represents unto your Honor and unto this court that a Decree of Divorce was granted by your Honor against your petitioner in favor of Maggie Amos on the 22nd. day of July, 1924, on the grounds of voluntary abandonment, said cause being numbered 454 in this court. *a Copy of said decree is hereto attached, marked Exhibit "A"*

That more than three years have elapsed since said decree was granted as aforesaid during all of which time your petitioner has been sober, industrious and a peaceable citizen; that there is no reason why your petitioner, the said Jim Ernest Amos, should not be again permitted to contract the marriage relation.

WHEREFORE, your petitioner prays that your Honor will take jurisdiction of this petition and the evidence submitted herewith and that petitioner may be granted the right to re-marry.

Sworn to and subscribed before me, a Notary Public whose seal is hereto affixed this 25th. day of February, 1928.

Jim Ernest Amos

A. W. Thompson
Notary Public, Baldwin County, Ala.

The State of Alabama, } No. 454 Circuit Court, in Equity.
Baldwin County.

Exhibit A

Maggie Amos Complainant

vs.

Jim Ernest Amos Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the testimony as noted by the Register; and upon consideration thereof, the Court is of opinion that the Complainant is entitled to the relief prayed for in said bill.

IT IS, THEREFORE, Ordered, adjudged and decreed by the Court, that the bonds of matrimony heretofore existing between the Complainant and Defendant be, and the same are hereby dissolved, and the Complainant is forever divorced from the Defendant.

on account of Voluntary Abandonment

It further orderd, that the said Maggie Amos be, and she is hererby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Maggie Amos pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said Jim Ernest Amos

It is further ordered, adjudged and decreed that said Maggie Amos shall not again marry except to said Jim Ernest Amos until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Jim Ernest Amos

during the said pendency of appeal

This 22nd day of July 1924

John D. Leigh Judge of the Circuit Court of Baldwin County.

STATE OF ALABAMA, } Circuit Court, in Equity.
Baldwin County.

I, T. W. Richerson Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the 22nd day of July 1924, in the cause of Maggie Amos

Complainant

vs.

Jim Ernest Amos Defendant as appears of record in said Court.

Witness my hand and the seal of said Court, this the 25th day of Feb. 1928

T. W. Richerson Register

THE STATE OF ALABAMA EX-REL:
RALPH L. JONES, SOLICITOR,
Complainant,

Vs.

A. PERSKE,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

454

No. _____

DECREE OF CONFIRMATION.

A decree having heretofore been rendered in this Court on the 1st day of February, 1939, wherein the Sheriff of Baldwin County, Alabama, was ordered to destroy a slot machine, namely:

One five cent slot machine of the type commonly known as a roscoe;

and whereas; the sheriff has this day reported to me that the same has been destroyed in accordance with the terms of such decree.

It is, therefore, ordered, adjudged and decreed by the Court that the said report of the said Sheriff be in all things approved and confirmed; and it is hereby ordered that same be and is hereby approved and confirmed.

It is further ordered that the Register of this Court proceed forthwith to carry out the further directions and orders of the decree rendered on the 1st day of February, 1939.

This 27th day of March, 1939.

F. W. Hare
F. W. Hare, Judge of the
Circuit Court.

THE STATE OF ALABAMA, EX-REL:
RALPH L. JONES, SOLICITOR,

Complainant

Vs.

A. PERSKE,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 454

TO HON. W. R. STUART, SHERIFF OF BALDWIN COUNTY, ALABAMA:

You are hereby commanded in accordance with that certain decree of this Court made and rendered on the 1st day of February, 1939, by Hon. F. W. Hare, Judge of said Court, to destroy in the presence of the Register of said Court, the following named articles:

One (1) five-cent slot machine, of the type commonly known as a Roscoe;

The above property is to be destroyed within twenty (20) days from the date of said decree.

You are further directed to report to this court your compliance with said decree of Condemnation.

WITNESS my hand this 10th day of February, 1939.

R. S. Duck
R. S. DUCK, Register of the
Circuit Court of Baldwin
County, Alabama, in Equity.

BY: *Walter Thompson*
Deputy Register.

THE STATE OF ALABAMA, EX-REL:
RALPH L. JONES, SOLICITOR,

Complainant,

Vs.

A. Pender,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 454

TO THE HON. F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA:

In accordance with an order issued by you under date
of February 1st, 1939, I beg to report that I have this day in
the presence of

destroyed the following:

*One (1) five cent slot machine of the type commonly
known as a rose*

I further beg to report that above stated machine
has been completely wrecked and is of no further use or value.

WITNESS my hand this the 19th day of February, 1939.

W. R. Stuart
W. R. STUART, Sheriff of
Baldwin County, Alabama.

The State of Alabama,
Ex-Rel: Ralph L. Jones,
Solicitor,
Complainant.

Vs.
A. Perske,
Respondent.

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA. IN EQUITY.

DE CREE.

This cause coming on to be heard in Term time, and the Court having overruled respondent's demurrer to the bill of complaint, the respondent refuses to plead further. The Court, therefore is of the opinion that the complainant is entitled to the relief prayed for in the bill of complaint and is entitled to a final decree in this cause condemning the slot machine, the subject of this suit, as a gambling device under the laws of the State of Alabama, declaring the same to be contraband property and forfeited, along with its contents, to the State of Alabama, and ordering said machine to be destroyed and its contents distributed as provided by law, and


It is, therefore, ordered, adjudged ~~xxxxxx~~ decreed by the Court that the slot machine seized from the possession of the respondent in this suit, as set out in the bill of complaint and being described as one five-cent slot machine of the type commonly known as a Roscoe, be and the same is hereby adjudged and declared to be a gambling device under the laws of Alabama, and the same is hereby declared and adjudged to be contraband property and is hereby condemned and forfeited, along with its contents to the State of Alabama, as being a gambling device prohibited by law.

It is further ordered, directed and decreed by the Court that one-half of the money seized in said machine, and now held by the Register of the Court, be paid over by him to the officers making the seizure of said machine, and that the remaining one-half of such money be paid by said Register into the general fund of Baldwin County, Alabama, as provided by law.

It is further ordered and directed by the Court that M.H. Wilkins, former Sheriff of Baldwin County, Alabama, who now has custody of said machine, deliver the same over to the present Sheriff of said County, and that said present Sheriff of said County in the presence of the Register of this Court, destroy said machine, hereinbefore described, within twenty days from the date of this decree.

It is further ordered and directed by the Court that the costs in this suit be taxed against the respondent, for which let execution issue. If, however, the costs herein taxed are not collected on or by such execution, then the Register shall tax and collect such costs from Baldwin County, to be paid as in criminal cases in which the State fails.

Done, ordered and decreed in open Court, this the 1st day of February, 1939.



Judge of the Circuit Court of Baldwin
County, Alabama. In Equity

STATE OF ALABAMA, EX-REL:
RALPH L. JONES, SOLICITOR,

Complainant,

-vs-

A. PERSKE,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Now comes the Defendant, and files this, his Demurrer to the Bill of Complaint in this cause filed, and as grounds therefor, says:-

1. That the Bill of Complaint does not contain equity.
2. That this is a proceedings in rem and should be made against the articles therein described.
3. That this proceedings should also be against the articles, machines or mechanisms mentioned in the Bill of Complaint.
4. Without proceedings of condemnation against the articles mentioned in the Bill of Complaint this Court has no authority to condemn the same.
5. Without the articles mentioned in the Bill of Complaint being proceeded against, this Court has no authority to order their destruction.
6. That for aught appearing in the Bill of Complaint said articles, mechanisms or machines in their operation could be influenced by the will or skill of the person operating same.
7. That for aught appearing in the Bill of Complaint the operator could operate the articles, machines or mechanisms therein mentioned so by will or skill as to influence the results of winning or losing.
8. That the allegation in the Bill of Complaint that the articles mentioned therein are gambling devices as defined by the laws of Alabama, is but a conclusion of the pleader.
9. That said device mentioned in the Bill of Complaint is not properly or clearly described by the pleader.
10. That said device being described as a pin table machine with automatic pay-out means nothing, and the statement that such mechanism is a gambling device is nothing more than a conclusion of the pleader.

(page two)

11. That said complaint fails to define what a pin ball machine is or what a pay-out is, and the allegations that the same is a gambling device is but a conclusion of the pleader.

12. That the said device being described as a Roscoe means nothing, and the statement that such machine is a gambling device is nothing more than a conclusion of the pleader.

Walter A. Charney
Solicitors for Respondent.

The State Of Alabama, }
Baldwin County } Circuit Court of Baldwin County, In Equity.

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon

A. PERSKE

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

STATE OF ALABAMA, EX REL: Ralph
L. Jones, Solicitor,

against said A. PERSKE,

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. Duck, Register of said Circuit Court, this 28th day of July, 1938.

R. S. Duck, Register

N. B. — Any party defendant is entitled to a copy of the bill upon application to the Register.

appliance or invention in the use of which a consideration is paid or deposited, and there is gambling or the hazarding of small amounts of money to win larger amounts of money.

That the possession, ownership and use of said gambling device was illegal and contrary to law, and such device is contraband property and forfeited to the State of Alabama, under the terms and provisions of an Act of the Legislature of Alabama, approved July 25th, 1931, and appearing at pages 806-809 of the Acts of said 1931 Legislature of Alabama. That on, to-wit; the 15th day of July, 1938, J. W. McClung, a law enforcement officer for the State of Alabama, did seize the said slot machine, in Baldwin County, Alabama, while it was in the possession of said Respondent, and did duly report said seizure to the said Ralph L. Jones, as such Solicitor, and said device is being held as contraband property, subject to the orders of this Court.

PRAYER FOR PROCESS.

The premises considered, Complainant prays that the usual process issue out of this Court, directed to the said A. Perske, making him a party respondent to this Bill of Complaint, and that he be required to answer, plead or demur to the same within the time and under the penalties prescribed by law, and show cause, if any he has, why the said described slot machine should not be declared contraband property, and the same, together with its contents, forfeited to the State of Alabama.

PRAYER FOR RELIEF.

Complainant further prays that, upon a final hearing of this cause, Your Honor will enter a decree declaring said seized slot machine to be a gambling device, and as such to be contraband property and forfeited with its contents to the State of Alabama, and further directing that the same be destroyed and its contents distributed as provided by law.

And Complainant prays for such other,
further and additional relief, decrees and orders as may
be necessary to accomplish the condemnation of said machine,
as an illegal gambling device under the laws of Alabama.

Respectfully submitted,

Ralph L. Jones

Solicitor of the 21st Judicial Circuit
of Alabama.

FOOT-NOTE.

Respondent is required to answer each and
every allegation contained in paragraphs FIRST and SECOND
of this Bill of Complaint, but not under oath, answer under
oath being hereby waived.

Ralph L. Jones

Solicitor of the 21st Judicial Circuit
of Alabama.

IN THE CIRCUIT COURT OF THE
FIRST JUDICIAL DISTRICT
OF THE STATE OF FLORIDA
IN AND FOR THE COUNTY OF
DADE

THE STATE OF FLORIDA
vs.
JAMES EARL RAY
Defendant

A. BREWER
Plaintiff

DECREE OF CONFIRMATION

Whereas a decree having been rendered in this Court
on the 1st day of February, 1968, wherein the Sheriff of Dade
County, Florida, was ordered to destroy a list consisting of
a five cent slot machine of the type commonly known
as a "rocker";

DECREE OF CONFIRMATION

Filed March 25 1968
R.S. DDOCK
clerk - register
By *[Signature]*
Deputy

and whereas the Sheriff has this day reported to me
that the same has been destroyed in accordance with the terms of such decree,
It is, therefore, ordered, adjudged and decreed by
the Court that the said report of the said Sheriff be in all things
approved and confirmed; and it is hereby ordered that same be and
it hereby approved and confirmed.

It is further ordered that the Register of this Court
cause a certified copy of this decree to be made and
of the same be placed on the 1st day of February, 1968.
This 27th day of March, 1968.

[Signature]
Circuit Court

454

THE STATE OF ALABAMA,
EX-REL; etc.
Complainant,

VS.

A. PERSKY,
Respondent.

DEORRE

Filed February 10, 1939

R. S. DUCK

Deputy Registrar

W. H. H. H. H.
Deputy

DEMANDER.

STATE OF ALABAMA, EX-REL:
RALPH L. JONES, SOLICITOR,

Complainant,

-VS-

A. PERSKE,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Filed August 31, 1938

R. S. Duck
As Register.

By: Maudie Thompson
Deputy

(original) RECORDS, *Rec'd*
7.3.38

TTTTCCTT

Serve On _____

Circuit Court of Baldwin County
IN EQUITY

No. 454

Summons

STATE OF ALABAMA, EX. RET.;
Ralph L. Jones, Solicitor,
Complainant.

VS.

A. PERSKE,
Respondent

Ralph L. Jones,
Solicitor for Complainant

Recorded in Vol. _____ Page _____

THE STATE OF ALABAMA,
Baldwin County

Received in office this _____

day of August, 1938

Walter J. Jones
Sheriff.

Executed this 2nd day of _____

by leaving a copy of the Summons with
A. Perske

Defendant

Walter J. Jones
Sheriff

By *Walter J. Jones*
Deputy Sheriff

NO. 484

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY,
BALDWIN COUNTY, ALA.

Maggie Amos

vs.

Jim Ernest Amos

DECREE OF DIVORCE.

Filed in office ~~8th~~ 20th

day of JULY, 1924

T. W. RICHMOND
Register.

E. O. M.

Moore Printing Co. :::: Bay Minette, Ala.

nr 1

Ernest Bennett

DOFFEE.

Siuel Lees 3/22

Dr. R. R. R. R. R.

Register

RECORDED

3

Filed Feb 27/1928
J W Neillman
Register

2

Rec'd Feb 27/1928.
A. W. Heiman
Register

RECORDED