

EX PARTE)
)
LONNIE CASEY)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

9193

To the Honorable TELFAIR J. NASHBURN, as Judge of the Circuit Court of Baldwin County, Alabama:

The petition of LONNIE CASEY, who is over the age of twenty-one years and who is a resident citizen of Baldwin County Alabama, respectfully represents and shows unto your Honor:

FIRST

That he is now illegally restrained of his liberty and is imprisoned in the county jail of Baldwin County, Alabama, at Bay Minette, Alabama by Taylor Wilkens, the Sheriff of said County, the said TAYLOR WILKENS, as Sheriff of said County restrains your petitioner under a commitment issued on the 28th day of March, 1970, after an illegal charge and finding of guilty of assault and battery and your petitioner respectfully shows unto your Honor:

SECOND

That your petitioner after being brought into the Court on the charge of operating a vehicle without a driver's license, was summarily charged or accused by the Court of assault and battery upon the petitioner's wife and then and there without benefit of counsel, written charges or testimony, the Court found the petitioner guilty of the charge of assault and battery and sentenced the petitioner to Six months in the County Jail over the objections and denial of any such acts on the part of the petitioner.

THIRD

Your petitioner further shows that by reason of his unlawful conviction of the charge his said detention in the County jail is not lawful, that he is illegally being restrained of his liberty and that he is being illegally imprisoned;

Your petitioner prays that a writ of habeas corpus be issued, directed to said Taylor Wilkins, as Sheriff of Baldwin County, Alabama, commanding him to bring the body of your petitioner, LONNIE

CASEY, before your Honor at the time and place to be by you appointed, together with the cause of petitioner's detention.

Lonnie Casey
Petitioner

STATE OF ALABAMA

BALDWIN COUNTY

Before me, ARTHUR C. EPPERSON, a Notary Public, in and for the State of Alabama, personally appeared LONNIE CASEY, the above named petitioner, who being first by me duly sworn doth depose and say that the facts stated in said petition are true.

Lonnie Casey
Petitioner

Sworn to and subscribed before me this 31st day of March, 1970.

Arthur C. Epperson
Notary Public, State of Alabama
at large

FILED

MAR 31 1970

ALICE J. DUEK CLERK
REGISTER

no. 9193

affair

Lonnie Casey

a. G. Peters

STATE OF ALABAMA)
BALDWIN COUNTY) CIRCUIT COURT

TO TAYLOR WILKINS, Sheriff of Baldwin County

You are hereby commanded to have the body of LONNIE CASEY, alleged to be detained by you, by whatsoever name the said LONNIE CASEY, is called or charged, with the cause of such detention, before me Telfair J. Mashburn, Judge of the Circuit Court of Baldwin County, Alabama, on the sixth day of April, 1970, at the Court House at Bay Minette, Alabama, at 10:00 AM. to do and receive what shall then and there be considered concerning the said LONNIE CASEY.

Dated this the 31st day of MARCH, 1970.

Telfair J. Mashburn
Circuit Judge

605

Service accepted 3-31-70
on the within writ

91916

James Wilkins Sheriff

THE STATE OF CALIFORNIA, COUNTY OF ALBANY, ss.
I, JAMES WILKINS, Sheriff of said County, do hereby certify that
the within writ was duly served on the person named therein
on the 31st day of March, 1970, at the County Jail, Albany, California.
In testimony whereof, I have hereunto set my hand and the seal of said
County at Albany, California, this 31st day of March, 1970.

WITNESSED my hand and the seal of said County at Albany, California, this 31st day of March, 1970.

91916

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, LONNIE CASEY,
, are held and
firmly bound unto the State of Alabama, in the sum of THREE
HUNDRED DOLLARS (\$300.00), for the payment of which, well and
truly to be made, we bind ourselves, our heirs, executors and
administrators, jointly and severally, firmly be these presents.

Witness our hands and seals, this the 31st day of
March, 1970.

The condition of the above obligation is such that,
whereas the above bounden, LONNIE CASEY, is now being confined
in the County Jail, at Bay Minette, Alabama, and has heretofore
filed with the Honorable Telfair J. Mashburn, one of the Judges
of the Circuit Court of Baldwin County, Alabama, a petition for
the writ of habeas corpus, alleging therein that he, the said
LONNIE CASEY, is being illegally restrained of his liberty, and
whereas the said Judge has issued said writ of habeas corpus and
has continued the hearing of said writ to the 6th day of April
1970.

Now, therefore, if the said LONNIE CASEY shall appear
before the said judge on the day set for the further hearing of
said writ and from day to day thereafter until discharged by due
process of law, then this obligation shall be null and void, but
otherwise the same is to remain in full force and effect.

Lonnie Casey (L.S.)

____ (L.S.)

____ (L.S.)

TAKEN AND APPROVED:

This the 31st day of March, 1970.

Telfair J. Mashburn
Judge

9193

1. The first part of the document is a list of names and addresses of the persons who have been notified of the hearing.

2. The second part of the document is a list of the names and addresses of the persons who have been notified of the hearing.

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