

No. 44,

The State vs John Poston.

The State of Alabama,

Baldwin County

County Court.

Before me, Jas M. Veltz, clerk of the Circuit Court and Ex officio Clerk of the County Court of said County, in said State, personally appeared R. E. Catrett who, being duly sworn according to law, doth depose and say that he has probable cause for believing, and does believe, that John Poston and Rose Poston, unlawfully, wantonly or maliciously killed, disabled, disfigured or injured a cow of the value of twenty dollars, the property of affiant R. E. Catrett, and that said offense has been committed in said County and State by the said John Poston & Rose Poston, within the last past 12 months and before the making of this affidavit, against the peace and dignity of the State of Alabama.

R. E. Catrett.

The above subscribed and sworn to before me this 9th day of Sept. 1908.

Jas M. Veltz,

Clerk of the Circuit Court and Ex officio Clerk of the County Court.

Filed this 9th day of Sept 1908.

J. M. Veltz, Clerk County Court.

The State of Alabama,

Baldwin County

County Court.

To any lawful officer of the State of Alabama:
You are hereby commanded to arrest John Poston and bring him before the Judge of the County Court on the 5th day of October, 1908, to answer to the State of Alabama on a charge of Unlawfully, wantonly, or maliciously killing, disabling, disfiguring or injuring a cow the property of R. E. Catrett preferred by R. E. Catrett.

Witness my hand this 9th day of Sept. 1908.

J. M. Veltz,

Clerk of the Circuit Court and Ex officio Clerk of the County Court.

Received Sept 9th 1908, Executed the within writ by arresting John Poston and released on Bond Sept 10th 1908.

J. A. Booth, Sheriff
by H. O. Booth, D.C.

(over)

Sheriff's ap-
pearance Bond.

The State of Alabama,
Baldwin County,

County Court.

We John Poston, Defendant, and John Langham, and
agree to pay to the State of Alabama, One Hundred
Dollars unless John Poston appear at the next term of
the County Court at Bay Minette, in Baldwin County, Alabama
and from day to day and from term to term thereof, until
discharged by law, to answer a complaint against him
in said Court, for the offense of Injuring or killing a
cow.

And we, and each of us hereby waive all rights to
claim of exemption we or either of us have now or may
hereafter have under the Constitution and Laws of Alabama
and we hereby severally certify that we have property
free from all incumbrance to the full amount of
above Bond.

Witness our hands and seals this 10th day of September
1908.

John ^{his} Poston Seal
John ^{mark} Langham Seal
Tom Crobbree Seal

Taken and approved Sep 10th 1908.
J. A. Booth, Sheriff.

Organization
of Court and
Grand Jury.

The State of Alabama,
Baldwin County,

Circuit Court.

Fall Term 1908.

Be it Remembered that a court was begun and
held for the County of Baldwin, State of Alabama, on the
Fourth Monday in October 1908, the same being the 26th
day of the Month; His Honor Saml B Browne, Judge
Presiding, also were present the Clerk of said Court
and the Sheriff of said County, when the following
proceedings were had; And now comes Thomas A Booth
Sheriff of said County and returns into Court his
return facias served upon the following good and
lawful men who had been duly and regularly
drawn in accordance with law, to serve as Grand
Jurors at the present term of the Circuit Court
to wit: C. S. Thompson, P. W. McAdams, John Mobley,
J. T. Bradley, Chas Head, James Byars, Jos Fennick,
Mc Underwood, Oscar Johnson, F. D. Group, Thos Hadley

W.B. Gumm, G.B. Childress, W.B. Thornley, N. Mershon,
G.R. Snares, J.P. Lipscomb, and Gillman Lambert.

All of whom, answered to their names except M.C. Underwood, and proof having been made to the satisfaction of the Court that the said M.C. Underwood has a good and sufficient excuse for his non-attendance, - it is ordered by the Court that he be and is excused. It is further ordered by the Court that P.H. McAdams (who was present in Court) be and he is excused upon a sufficient excuse being rendered. And the following of said persons so summoned to serve as Grand Jurors were then duly examined as to qualification by the Court, and were then duly and legally empanelled, sworn and charged by the Court, J.H. Bradley having been appointed and sworn by the Court as Foreman of said Grand Jury; C.F. Gompers, John Mobley, Chas. Head, James Byars, Joe Ferris, Oscar Johnson, H.D. Group, Thos. Hadley, W.B. Gumm, G.B. Childress, W.B. Thornley, N. Mershon, G.R. Snares, J.P. Lipscomb and Gillman Lambert. And the said Grand Jury then retired under the charge of W.O. Booth who had been duly appointed and sworn by the Court as Bailiff to said Grand Jury.

And the said Grand Jury among other Indictments returned the following:

Indictment. The State of Alabama, { Circuit Court,
Baldwin County } Fall Term, 1908.

The Grand Jury of said County charge that before the finding of this Indictment John Poston unlawfully, wantonly, or maliciously, killed, disabled, disfigured or injured a cow, the property of R.E. Catlett against the peace and dignity of the State of Alabama.

James M. Granade,
Solicitor of the Thirteenth Judicial Circuit,

Indorsed. No Prosecutor, a true Bill.

J.H. Bradley, Foreman of the Grand Jury.
Witnesses: Marion Copers, Monroe Foster, Willis Catlett, Pettie Catlett, R.E. Catlett.

Filed in open Court 30th day of October 1908.

J.M. Valtz, Clerk

(over)

Sherriff's
Affidavit Bond

The State of Alabama,
Baldwin County

Circuit Court.

We, John Poston defendant and — and agree to pay to the State of Alabama One Hundred \$100.00 Dollars unless John Poston appears at the next term of the Circuit Court at Bay Minette, in Baldwin County, Alabama and from day to day and from term to term thereof, until discharged by law, to answer a complaint against him in said Court for the offense of Killing and shooting cow.

And we and each of us, hereby waive all rights to Claim of exemption we or either of us have now or may hereafter have under the Constitution and Laws of Alabama, and we hereby severally certify that we have property free from all incumbrance to the full amount of the above Bond.

Witness our hands and seals this 5 day of Oct. 1908

John Poston } Seal
J. J. McGill } Seal
John Lughorn } Seal

Taken and approved Oct 5, 1908.

J. A. Booth, Sheriff

No. 45.

The State vs William Munnelynn.

The State of Alabama,
Baldwin County

Justice Court of
H. J. Davis.

Personally appeared before me H. J. Davis, a Justice of the Peace in and for said County J. E. Nelson who, being duly sworn, says on oath that within the past 12 months before making of this affidavit in said County William Munnelynn did cruelly Beat and tortured a team of Oxen & is charged with Cruelty to animals against the peace and dignity of the State of Alabama.

J. E. Nelson

Subscribed and sworn to before this 18 day of August, 1908.

H. J. Davis, J.P.

Warrant.

The State of Alabama,
Baldwin County

To any lawful officer of said

Greeting:

You are hereby commanded to arrest William Munnelynn and bring him before me at my office in said County to answer the State of Alabama on a charge of Cruelty to animals preferred by J.E. Nelson.

Witness my hand this 18 day of August, 1908.

H.J. Davis, J.P.

Witnessed: E.E. Nelson and J.E. Nelson, and Sam Nelson.

Return Received Aug 18/08. Executed by arresting William Munnelynn
Returned Sept 5th/08.

L.F. Slaughter

Bond:

The State of Alabama,
Baldwin County } We, William Munnelynn, Principal
and Hilary Carter & Charlie Costie his sureties, acknowledge
ourselves indebted to the State of Alabama in the sum of
One Hundred and fifty Dollars Dollars to be void if
the said William Munnelynn appear before the Circuit
Court on the fourth Monday in October, 1908, and from
time to time thereafter, until legally discharged and answer
the charge of Cruelty to animals preferred against him
by J.E. Nelson and as a part of the consideration of this
Bond, we, the principal and sureties, do hereby waive
all our exemption and homestead rights under the
Constitution and Laws of the State of Alabama, to any
property, real or personal, as to the collection of the
penalty of this bond.

Witness our hands and seals this 13 day of Sept
1908.

Approved this 13th day
of Sept. A.D. 1908.

H.J. Davis J.P.

William Munnelynn

Hilary Carter

Charlie Costie

L.S.
L.S.
L.S.

Organization
Court and
Grand Jury

The State of Alabama,
Baldwin County }

Circuit Court
Fall Term 1908

Be it Remembered that a Court was begun
and held for the County of Baldwin, State of Alabama,
on the Fourth Monday in October 1908 the same
being the 26th day of the Month; His Honor Saml.
B. Browne Judge Presiding, also were present the

Clerk of said Court and the Sheriff of said County where the following proceedings were had:

And now comes Thomas A. Booth Sheriff of said County and returns into Court his venire facias served upon the following good and lawful men who had been duly and regularly drawn in accordance with law to serve as Grand Jurors at the present term of the Circuit Court to wit: C. S. Tompkins, P. W. McAdams, John Mobley, J. H. Bradley, Chas. Head, Ed. James Byars, Joe Fennear, M. O. Underwood, Oscar Johnson, F. D. Troup, Thos. Hadley, W. B. Ginn, G. B. Childers, W. B. Thomley, St. Mershon, G. R. Squares, J. P. Lipscomb, and Tillman Lambert.

All of whom answered to their names except M. O. Underwood and proof having been made to the satisfaction of the Court that the said M. O. Underwood has a good and sufficient excuse for his non-attendance, - it is ordered by the Court that he be and is excused. It is further ordered by the Court that P. W. McAdams (who was present in Court) be and he is excused upon a sufficient excuse being rendered. And the following of said persons so summoned to serve as Grand Jurors were then duly examined as to qualification by the Court and were then duly and legally empanelled, sworn and charged by the Court. J. H. Bradley having been appointed and sworn by the Court as Foreman of said Grand Jury: C. S. Tompkins, John Mobley, Chas. Head, James Byars, Joe Fennear, Oscar Johnson, F. D. Troup, Thos. Hadley, W. B. Ginn, G. B. Childers, St. M. Thomley, St. Mershon, G. R. Squares, J. P. Lipscomb and Tillman Lambert. And the said Grand Jury then retired under the charge of St. O. Booth, who had been duly appointed and sworn by the Court as Bailiff to said Grand Jury.

And the said Grand Jury among other Indictments returned the following:

Indictment, The State of Alabama, / Circuit Court,
Baldwin County / Fall Term, 1908.

The Grand Jury of said County charge that, before the finding of this Indictment, William Wimmerly

did overdrive, or overload, or drive when overloaded or torture or deprive of necessary sustenance, or mutilate an ox, a domestic animal; the personal property of Edward Nelson against the peace and dignity of the State of Alabama.

James N. Granade,
Solicitor of the Thirteenth Judicial Circuit.
Prosecutor. E. G. Nelson, Attorney at Law

Witnesses: E. G. Nelson, J. E. Nelson, Sam Nelson,
Filed in open Court 30th day of October 1908.
J. M. Valtz, Clerk.

Case No. 90.

The State vs. Clem Askew
(Selling Liquor to Convict)

Indictment The State of Alabama, } Circuit Court,
Baldwin County, } Special Term, 1907.

1. The Grand Jury of said County charge that, before the finding of this Indictment, Clem Askew did sell, give or furnish an Intoxicating Beverage or Drink to Thomas Long, a Convict;

2. And the Grand Jury of said County further Charge that, before the finding of this Indictment, Clem Askew sold Spirituous, Vinous or Malt Liquors without a License and Contrary to Law.

3. And said Grand Jury further Charge that before the finding of this Indictment, Clem Askew did sell, give or furnish whiskey an Intoxicating Beverage for Drink to Thomas Long, who was then and there a Convict Sentenced to Imprisonment for Twenty (20) years for Murder in the Second Degree in the City Court of Mobile, Alabama, on or about February 3, 1900; and while said sentence was yet in force against the said Thomas Long.

Against the peace and dignity of the State of Alabama.

James N. Granade
Solicitor of the Thirteenth
Judicial Circuit.