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No. 17 The State of Alabama vs. Anthony J. Mathes.

Organization
of Court & Grand
Jury.

The State of Alabama,
Baldwin County

Circuit Court of Baldwin County
Spring Term 1909.

Be it remembered that a Court was begun and held for the County of Baldwin, State of Alabama on the Fourth Monday in March 1909 the same being the 22nd day of the Month; His Honor Samuel 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 venire facies 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 S. S. White, W. M. Gilmore, W. A. Trunstead, J. M. Standard, E. L. Ard, Aubrey Suarez, Louis Glendenning, W. M. Harding, ~~H. H.~~ E. M. Richardson, W. M. Howard, G. L. Durant, T. H. Boyles, Chas. A. Swift, W. M. Haldroup, Jas. A. Carney, J. G. Trimney, R. T. Shipway, John J. Johnson, J. B. Davis all of whom answered to their names except Aubrey Suarez and Chas. A. Swift, and proof having been made to the satisfaction of the Court that the said Aubrey Suarez and Chas. A. Swift have good and sufficient excuse for their non attendance it is ordered by the Court that they be and are excused. 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 and there duly and legally empanelled, sworn and charged by the Court, T. H. Boyles having been appointed and sworn by the Court as Foreman of said Grand Jury: S. S. White, W. M. Gilmore, W. A. Trunstead, J. M. Standard, E. L. Ard, Louis Glendenning, W. M. Harding, E. M. Richardson, W. M. Howard, W. M. Dehaut, W. M. Haldroup, Jas. A. Carney, J. G. Trimney, R. T. Shipway, John J. Johnson, J. B. Davis. And the said Grand Jury then retired under the charge of S. C. Byrne 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 on next page)

The State of Alabama, Baldwin County

Indictment

The State of Alabama,
Baldwin County

Circuit Court
Spring Term 1909.

1. The Grand Jury of said County Charge that before the finding of this Indictment Andrew Mathes sold spirituous, vinous, or malt liquors without a license and contrary to law.

2. And said Grand Jury further charge that before the finding of this Indictment Andrew Mathes sold, gave away, or otherwise disposed of spirituous, vinous or malt liquors or intoxicating bitters or beverages without a license and contrary to law against the peace and dignity of the State of Alabama.

James A. Granade,
Solicitor of the Thirtieth Judicial Circuit.

Advised.

No prosecutor. A true bill.

J. H. Boyles, Foreman of the Grand Jury.

Witnesses: J. M. Carpenter, Ches Elliott, Richard Wilson, O. B. Drake, Bruno Bunker, Wade Irwin, U. A. Irwin, Caleb Garner, C. P. Conway

Filed in open Court 27th day of March, 1909.

W. Hall, Clerk

Copied.

The State of Alabama,
Baldwin County

To any sheriff of the State of Alabama:

An Indictment having been found against Andrew J. Mathes at the Spring Term, 1909, of the Circuit Court of Baldwin County, for the offense of Violating Prohibition Law 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 27 day of March, 1909.

W. Masque Hall, Clerk of the Circuit Court of Baldwin County.

Bond.

The State of Alabama,
Baldwin County

I, the Andrew J. Mathes and agree to pay the State of Alabama, One Hundred fifty Dollars unless the said Andrew appears at the Spring 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 Violating Prohibition Law.

In signing the above Bond we and each of us, agree to waive all legal rights of exemptions allowed us by the Constitution and Laws of Alabama.

Witness our hands and seals this 31 day of March, 1909

A. J. Matthes
Joseph Hall
W. C. Watson

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Taken and approved 31st day of March 1909.
T. A. Booth, Sheriff Baldwin County

Answers

State
vs
Matthes
Comes the defendant and answers to the indictment and to each count thereof separately upon each of the following grounds
1st It does not state the time when the offense was committed.
2nd Because time is a material ingredient of the offense and is not alleged.
3rd It does not allege whether the alleged offense was committed before or after Jan 1st 1909.
J. S. Stone & L. Hall
Attys for Deft

Filed Nov 21 - 1909,
W. G. Hall, Clerk

No. 30. The State vs Wallace Thompson.

Organization
of Court and
Grand Jurys

The State of Alabama, Circuit Court Baldwin County
Baldwin County Spring Term 1909.
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