

obstruction.

2nd It does not state the kind or description of the alleged obstruction.

3rd It does not allege that said alleged act was wantonly or maliciously done.

4th It does not allege whether the Louisville & Nashville Railroad Company was a corporation or a partnership.

Leslie Hall, Atty for Defendants.

Filed April 6 - 1910

W. H. Hall, clerk

No 43. The State versus Percy Roberts.

Offidavit

The State of Alabama, } Justice Court of
Calhoun County

Personally appeared before me, H. W. Slaughter, a Justice of the Peace in and for said County, Longworth who being duly sworn says, that William Roberts, Tom Roberts, & Percy Roberts within twelve months before making this affidavit in said County committed an assault and battery with a knife stick and other weapons on the person of Henry Reese against the peace and dignity of the State of Alabama.

Longworth

Subscribed and sworn to before me this 2nd day of Decr 1909,
H. W. Slaughter.

Warrant

The State of Alabama,
Calhoun County

To any lawful officer of said County, Greeting:-
You are hereby commanded to arrest William Roberts, Tom Roberts & Percy Roberts and bring take them before the County Court in order to answer the State of Alabama on a charge of Assault & Battery with a knife and other weapons preferred by Longworth.

Witness my hand this 28 day of June, 1910

H. W. Slaughter, J. P. Acting Public & off.

Percy Roberts (Contd)

The State of Alabama,

Baldwin County,

Circuit Court

The Percy Roberts defendant and and agree to pay to the State of Alabama One Hundred and fifty Dollars unless Percy Roberts 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 any indictment that may be found against him in said Court for the offense of Assault & Battery with a weapon. 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 4th day of Feb'y 1910

Percy Roberts (Seal)

Sam Thomas (Seal)

Tom Kennedy (Seal)

Taken and approved Feb'y 7th 1910

J. A. Barth, Sheriff.

Organization
of Court and
Grand Jury

The State of Alabama

Baldwin County,

Circuit Court

Spring Term, 1910

Be it remembered that a Court was begun and held for the County of Baldwin, State of Alabama on the Fourth Monday in March, 1910 the same being the 28th 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. Barth, 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 jurors at the present term of the Circuit Court to wit:- Louis Rose, Luther Arnett, Andrew Hymn, Kensey Lyne, Sam Page, Earle Perkins, Thomas Ashtie, John Hymn, Isidore Phil, Kimmon R. White, Alex. Adrew, George Swift, Chas. T. Clark, Rufus Byars, George Foster, James M. Thompson, Joseph Hymn, John H. Hymn, Jack Hymn, Charles Thompson, John H. Underwood

Perry Roberts Court

Joseph A. Weeks, Henry J. Williams, Fred Thompson, Thomas H. Taylor, Marshall O. Underwood, W. Frank Barberow, Thomas Wilson Sr., Joe Worcester, James Owen, Charles Styron, Joe Page, Cary Person, Joseph Pierce, James A. Byars, Charles Dues, Walter Watts, Carl White, Donald J. Wallace, Warren Taylor, Fred Sweet, Thomas E. Preister, Manuel Rose, Sam Cransteth, Carl Schudler, G. Levi Clark, Abner K. Ardis, Peter Seibert, Thereupon the Court required all persons named in the venire to be called all of whom answered to their names except Chas T Clark, James M Thompson, Joseph Hymn, Marshall O. Underwood, W. Frank Barberow, Fred Sweet and Manuel Rose and proof having been made to the satisfaction of the Court that the said Chas T Clark, James M Thompson, Joseph Hymn, Marshall O. Underwood, W. Frank Barberow, Fred Sweet and Manuel Rose have good and sufficient excuse for their non attendance, it is ordered by the Court that they be and are excused. Alx Adrew and G. Levi Clark in open Court submitted reasons why they should not serve as jurors at the present term of this Court and asked the Court to excuse them which upon consideration it is ordered by the Court that they be and are excused, Thereupon after hearing all excuses and claims of exemptions and disqualifications and after passing upon all of the excuses or claims, caused the names of all the jurors in attendance upon the Court who were not excused by the Court to be written on separate slips of paper or cards and placed in a hat or box and thereupon the judge of the Court did in open Court draw from the hat or box the names of eighteen jurors who were then duly and legally empanelled, sworn and charged by the Court as the Grand Jury for the present term of the Court as follows: John H. Underwood having been appointed and sworn by the Court as foreman of said Grand Jury, George Foster, John H. Hymn, Charles Thompson, Rufus Byars, Jack Hymn, Joseph A. Weeks, Henry J. Williams, Thomas H. Taylor, Thomas Wilson Sr, Fred Thompson, Charles Styron, James Owen, Joseph Pierce, Joe Worcester, Cary Person, Joe Page, and James A. Byars And the said Grand Jury then retired under the charge of Walter H. Seibley who had been duly appointed and sworn by the Court as Bailiff to said Grand Jury's

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

Indictment } Circuit Court
The State of Alabama } Spring Term 1910
Baldwin County }
The Grand Jury of said County charge the
the finding of this Indictment Percy Roberts, before
and beat Henry Reese. to assaulted

2. And the Grand Jury of said County further charge that before the finding of this Indictment Percy Roberts assaulted Henry Reese with a weapon, to wit: a knife.

3. And said Grand Jury further charge that, before the finding of this Indictment Percy Roberts assaulted Henry Reese with a weapon to wit: a staff, against the peace and dignity of the State of Alabama.

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

Enclosed No. Prosecutor. A true Bill
J. H. Underwood,

Witnesses: Henry Reese, Lorenzo Barth, Levi Robbins
Dr. Coughlan,
Foreman of the Grand Jury

Filed in Court 1st day of April, 1910
D. G. Hall, Clerk

No. 44, The State versus Thomas Roberts

Bond. The State of Alabama, } Circuit Court
Baldwin County. }

Mr. Tom Roberts defendant and agree to pay to the State of Alabama One Hundred and fifty Dollars unless Tom Roberts 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 to answer a complaint against him in said Court for