

The State versus W. B. Waller -

The State of Alabama

Baldwin County

Circuit-Court-fall Term 1910

Organization
of Court
Grand
Jury.

Be it remembered that at a regular term of the Circuit-Court of Baldwin County Alabama held at the said Court House of said County, on the fourth Monday of October A D 1910, the same being the 24th day of said month. His Honor Samuel B Brown Judge presiding and also were present the clerk of said Court and the Sheriff of said County.

Previous to the adjournment of the last term of this Court. to wit; on the 7th day of April A D 1910 the judge of this drew from the jury box in open Court fifty cards on each of which was a name to supply the Grand Jury for this term and Petit Jurors for the first week and the names of the persons drawn are; Jesse C Nelson. John M Bishop. Noah Silcox. Leslie H Bryars. Sam Martin. George W Miller. James T Brackley. James C Stapleton. Sam McParren. George H Ward. Chas E Wilson. D Richard Catrell. Henry Giffson. John B Shipp. Wm H Chandler. Dan W Stewart. Sam Arne. Arthur Nixon. James R Hammet. William Lambert. Jesse Batson. Joe B Johnson. Paul Rolfe. W Douglas Durant. Randolph McBowen. Joseph B Vauhn. James Holton Beasley. John Pittman Jr. Wm G Bishop. Cleeland. Will Wm L Barrette. Rosco. Elzie. John W. Gorden. Frank P. Redmond. Chas O Phillips. John H. Carver. Robert L. Pulford. Harrison S Goursley. John W. Baggett. Joe Dyess. Chas B. Davison. Richard B. Baggett. Giles L. Phillips. H Lee Perry. Allen C. Grimes. Chas P. Stanton. H. Ed. Burgett. Jas B. McGrew and the Judge placed them in an envelope. Sealed same, and on the 5th day.

Of a Walter, continued

original
of Court
and
Grand Jury

October 1910. delivered them to the clerk of the Court, who forthwith issued to the Sheriff a venire facias containing the names of the persons. drawn the day they are to appear. their occupation. and the place of business and residence. and now comes Thos A Booth Sheriff of said County. and returns into Court. his venire facias served upon all of said jurors. Except Noah Silcox. H Lee Perry H Ed Burgett. and Leslie H Bryans. all of whom answered to their except

James C Stapleton. John B Shipp. Sam Leane. Arthur Dixon. and it appearing to the Court that said persons have a good and sufficient excuse for non attendance, at this term of the Court it is ordered that they be and are excused and the following of said persons redrawn and summoned viz: Henry Gipsen. J Assee Bateson. John Pittman Jr. Vern L Barnette. Roscoe Clisbe. appear and in open Court. submitted reasons why they should not serve as jurors. it is ordered that they be and are hereby excused and now after hearing excuses, claims of exemptions and disqualifications and passing upon the same. it appears to the Court that there are not enough qualified jurors in attendance upon the Court to form the jury required the Judge of the Court drew from the jury box the names of the following jurors viz:

George W Humphries. Calonga Huggins
Barthus Drvin. Herbert Millcrease

John Schumaker. Pete H Jones.
John W Miller James M Thompson,
John F Campbell. Benjamin C Britt
Almie C Hall. Don M Burns. James L Brown,
Morgan Nixon. Mrs P Mathis.

Will Leonardie, Willard W. Anley, J P Mix

W. A. Waller continued.

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who were then within or reside within five miles of the Court House, to complete all juries, then required the Sheriff forthwith to summon such jurors to attend Court instant, and now on this the 24th of October 1910, the Judge presiding in open Court required to be called all the persons in attendance upon the Court named in the venire to be called and after hearing excuses claims of exemption and disqualifications and passing upon the same caused to be placed in a hat the cards containing the names of all the persons present, who were not excused by the Court, or exempt or disqualified and the Judge first drew there from eighteen of said cards containing the following names:

Jay P. Nick, Will Leromartie, Chas. P. Hanson,
Allen L. Sprimes, Christopher Columbus Rodgers,
Robert L. Guilford, Giles L. Phillips,
James Holton Beasley, W. Douglas Durant,
Richard B. Padgett, Chas. B. Davison,
Joe Dyess, John W. Baggett, Ray Brewster
Wm. W. Barnes, Jay B. McCreb

Arrie L. Hall and George W. Humphries,
who compose the Grand Jury for this term
and it appearing to this Court, that the
Grand Jury is now complete and is com-
posed of the said eighteen named jurors,
the Court appointed George W. Humphries
as foreman of the Grand Jury and
administered to him the oath as set
forth in section 7284 of the Criminal Code
of Alabama. while the oath set forth
in section 7285 was duly administer-
ed to the other Grand Jurors, and.

H. H. Wilkins was sworn in as
Bailiff in attendance to the Grand Jury,
thus organized, who being duly char-
ged in reference to the business to be tran-
sacted by them retired to the Grand Jury room

D A Waller vs. [unclear]

No 40

The State of Alabama } Circuit-Court Fall term 1910

Indictment Baldwin County }

The Grand Jury of said County charges that, before the finding of this Indictment, D A Waller whose Christian name otherwise is to this Grand Jury unknown, knowingly, and willingly, and without the consent of the owner,

James A Garney, entered upon the land of James A Garney, and cut and carried off timber to wit 266 cross ties of the value of twenty six dollars and sixty cents

Prosecutor - A True Bill

S W Humphries foreman of the Grand Jury

Witnesses James A Garney, Robert Pleasure, Mose Pleasure, Mack Blackmon, Eli Garner, Frank Daniels.

Bail fixed in open Court at Five Hundred Dollars.

this 11th day Nov 1910.

Samuel B. Brown

Judge.

Filed in open Court November 2nd 1910

S A Brown

Clerk.

W. A. Waller Continued

The State of Alabama
Baldwin County }

Yoany Sheriff of the State
of Alabama.

An indictment having been found against
W. A. Waller at the fall Term of 1910 of the Circuit
Court of Baldwin County, for the offense of
Grand Larceny. 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 2nd day of November 1910.

J. Q. Batson
Clerk of Circuit Court of Baldwin County

The State of Alabama
Baldwin County }

We W. A. Waller
J. Q. Batson, agree to pay the State of
Alabama Five Hundred Dollars
unless the said W. A. Waller appears at
the next 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 offence of Grand
Larceny.

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

Witness our hands and seals this
9th day of Jan 1911.