

Annie Lou Peach)
vs.) Petition for divorce.
Lucas Peach)

It appearing to the court when this case came on for trial that the plaintiff having failed to appear and prosecut~~ex~~ his case. Therefore the Court ordered that this case be dismissed, and dropped from the docket and the plaintiff taxed with the cost, of this case accrued, for which execution may issue.

D.V. Dell)
vs.) Appealed J.P.
G.W. Buchanan)

In this case all matters and questions therein involved have been settled out of court. It is ordered by the court that the costs be equally divided between the plaintiff/except the state and County tax which does not accrue, and if the costs is not paid in 30 days from the adjournment of court at this term execution will issue against the plaintiff and defendant both for their half of the costs.

F.P. Ladd)
vs.) Appealed J.P.
Bud Guthrie)

Came the parties who appeared before the Clerk of this Court, and directed a dismissal of the cause out of term time, the defendant agreeing to pay the cost. And it appearing to the court that this is the first term since the appeal it is adjudged that the defendant Bud Guthrie, and M.F. Qualls his surety on this appeal bond pay all the costs accrued in the cause for which let execution issue.

F.P. Ladd)
vs.) Appealed J.P.
Roy Hays)

Came the parties who appeared before the Clerk of this Court, and directed a dismissal of the cause out of term time, the defendant agreeing to pay the costs. And it appearing to the Court that this is the first term since the appeal it is adjudged that the defendant Roy Hays, and his surety on his appeal bond to wit: M.F. Qualls, pay all the costs accrued in the cause for which let execution issue.

E.E. Shadle)
vs.) Appealed J.P.
S.C. & St. L. Ry.)

In this case all matters and questions therein involved have been settled and adjusted out of court. It was further agreed between them that the defendant would pay all the costs, in the case.

It is ordered by the court that plaintiff recover of defendant (for the use of those entitle to the same) all the costs in the cause, and if same is not paid within 30 days from the adjournment of this court at this term that execution may issue against defendant for the said cost so adjudged.

J.W. Byrn)
vs.) Appealed J.P.
Blumefield Co.) In Circuit Court Waverly, Tenn.,

In this cause came the parties by their attorneys without the intervention of a jury, when this cause was heard by the court on the the 15th. day of December 1931, and after hearing all the evidence introduced on both sides as well as the argument of counsel, and the court being of the opinion that the plaintiff had fully made his case by a preponderance of the evidence. The Court was satisfied that the plaintiff was entitle to a judgment against the defendants, Blumefield Co. It is therefore ordered adjudged and decreed by the court that the plaintiff recover of defendants Blumefield co the sume of \$6.35, and all the costs of this court including the costs of the Justice of the Peace Court, for which execution may issue.

F.P. Ladd)
vs.) Appealed J.P.
Otis Moseley)

Came the plaintiff by his attorney, and moved the court to dismiss the appeal for want of prosecution, and the defendant being called to come and prosecute his appeal, came not, but made default: It is therefore, adjudged by the court that the judgment of the Justice of the peace be affirmed, and that the plaintiff recover of the defendant Otis Moseley, and M.F. Qualls, his surety on his appeal bond, five dollars the amount of said judgment, five cents interest thereon from the 22nd. day of October 1921 the date of judgment, and also the costs in the Circuit Court as well as the costs in the Justice of the Peace court, for which let execution issue.

State of Tennessee
vs.)
DrumKennes
Doyle Bell)

In this case came the Attorney General for the State and the defendant in person, who being arraigned on said bill of indictment plead not guilty.

Therefore to try the issue joined came a jury of good and lawful men of Humphreys County, to wit: H.H. Carnell, G.G. Jarrell, A.L. Allison, J.F. Daniel, H.M. Turner, George Wyatt, Brown Morrisett, Lester West, Joe Carroll, ----- and ----- who being elected tried and sworn according to law who after hearing all the evidence, and chareg of the court upon their oath do say that they find the defendant not guilty.

It is therefore ordered adjudged and decreed by the court that the defendant be discharged and go hence without day.

Lizzie Mays)
vs.) In Circuit Court at Waverly, Tenn.,
Jesse Mays)

This cause was this day heard on motion of the attorney for petitioner for an order proconfesso against the defendant Jesse Mays, when it appeared to the satisfaction of the court, that the defendant was regularly brought before the court by publication duly and legally made as in non resident cases, and that up to this the last day of the present term he has failed to appear and make defense to the petition of the plaintiff, it is therefore ordered, adjudged and decreed that the petitioner be taken for confessed and set for hearing exparte as to said defendant.

The case was then further heard upon the petition, the order proconfesso, and oral

testimony in open court, when it appeared to the court that the defendant had neglected and refused to provide for the plaintiff, that he had turned her out of doors and abandoned her, that he had wilfully and maliciously deserted her without a reasonable cause for more than two whole years next before the filing of this petition. It is therefore ordered adjudged and decreed that the bonds of matrimony now subsisting between the plaintiff and defendant be dissolved and rendered void and for nothing held and that she be restored to all the rights of a single woman. That the defendant pay the cost of this cause for which execution will issue.

Court then adjourned until court in course.

W. L. Cook
Judge.

CAPTION APRIL TERM OF CIRCUIT COURT A. D. 1922

STATE OF TENNESSEE
HUMPHREYS COUNTY.

Be it remembered that a Circuit Court was opened and held in and for the County of Humphreys, at the court house in the town of Waverly, Tenn, on the 17th day of April, it being the 3rd Monday in said month, And the One Thousand Nine Hundred and Twenty Second year of our Lord, And the One Hundred and Forty Sixth year of American Independence.

Present and presiding the Hon. W. L. Cook, Judge of the 9th Judicial Circuit of the State of Tennessee.

Court was opened in due form of law by J. L. Smith Sheriff of Humphreys County,

Tennessee, and by him was returned into open court a writ of venire Facias showing

that the following named persons, were appointed by the County Court at its, April Term 1922, to appear and to serve as jurors at this the present term of this court to wit: Lee Edwards, S. G. Scholes, Bob Allison, Lee Parker, Sidney Johnson, J. B.

Bell, Will Turner, A. C. Mims, J. M. C. Young, J. L. Hickman, W. H. Pickett, C. E. Bracher, Vernon Deck, Will McDaniel, Cyrus Hooper, Will Cannon, Will May, J. T. Anderson, Joe White, J. M. Williams, Sam Wright, Monroe Owens, Pitts Ladd Charley Allen. And it

appearing to the court, that the above named parties were regularly summoned by the sheriff of Humphreys County, and that said jurors so summoned appeared and answered said summons except, Sidney Johnson, Charley Allen, Monroe Owens, W. H. Pickett, J. M. C.

and Joe White who were excused by the court for various causes, and H. H. Carnell G. W. Few, Sam Rushing C. A. Summers, and, Mulliniks, were appointed by the court to fill vacancies do appearing.

who were appointed by the court and duly qualified to fill said vacancies, out of said jurors so summoned and appearing were drawn a Grand Jury to wit: J. T. Anderson Pitts Ladd, Will May, A. C. Mims, W. T. Cannon, S. H. Scholes, J. B. Bell Jim Williams, Lee

Parker, Lee Edwards, J. W. James and Coleman James, and D. D. Collier having been

appointed Foreman of the Grand Jury at a former term of this court, and the said Grand Jury is in all things as the law directs having been duly elected, tried and

sworn by the Court retired to their room in charge of their sworn officer J. A. Crowell a deputy Sheriff of Humphreys County sworn according to law to attend them in the considering presentments and indictments.

The Following cases were continued until next term. Western Union Tel. Co, against N. C. & St. L. Ry, G. R. McKeel against W. S. Mays, Luff-Bowen Co, against Mrs. Nannie C. Teas, Talmage Mims against T. E. Ayers, A. W. Lucas against Thomas A Horton et, al, H. H. Ross against Union Mercantile Co, Continued and set for Thursday of Next term.

State of Tennessee
vs.)
Amy Garrett) Drunkenness

In this case came the Attorney General upon the part of the State and the defendant in his proper person and plead guilty as charged, whereupon the court assessed the penalty and say he shall pay a fine of five dollars together with all the cost, then came into open court the defendant and paid to the clerk of this court all of said fine and costs.

It is therefore ordered adjudged and decreed by the court that the defendant be dismissed and go hence without day.

State of Tennessee
vs.)
Will Crowell) Drunkenness

In this case came the Attorney General upon the part of the State and the defendant in his own proper person and plead guilty as charged, whereupon the court assessed the penalty and say he shall pay a fine of five dollars together with all the cost, then came into open court Will Crowell and entered his name as surety for all of said fine and cost.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and surety all of said fine and costs for which let execution issue.

State of Tennessee
vs.)
Willie Parker) Drunkenness

In this case came the Attorney General upon the part of the State and defendant in his own proper person and plead guilty as charged, whereupon the court assess the penalty and say he shall pay a fine of five dollars together with all the costs, then came into open court J. M. Gray and entered his name as surety for all of said fine and cost.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his surety all of said fine and costs, for which let execution issue.

State of Tennessee
vs.)
George Standridge) Drunkenness

In this case came the Attorney General upon the part of the State, and defendant in his own proper person and plead guilty as charged, whereupon the court assessed the penalty and say he shall pay a fine of five dollars together with all the costs, then came into open court the defendant and paid the clerk of this court all of said fine and costs,

adjudged and decreed
It is therefore ordered by the court that the defendant go hence without day.

Court then adjourned until tomorrow morning at 9 o'clock.

W. L. Cook
Judge.

Court met pursuant to adjournment, present and presiding the Hon. W. L. Cook Judge.

The following cases were ordered retired and placed upon the dropped docket
State of Tennessee against Alice Tolor, State of Tennessee against Les Few
State of Tennessee, against Leslie Few,

State of Tennessee against Ghas Capos, State of Tennessee against Cliff Shannon
State of Tennessee against Boss Chronister, State of Tennessee against Boss Chronister
State of Tennessee against Will Gunn State of Tennessee against Wade Garrett, State
of Tennessee against Ode Peach State of Tennessee against Ode Peach State of Tennessee
Ode Peach State of Tennessee Chester Phebus, State of Tennessee against Chester
Phebus, State of Tennessee against Ernest Phebus, State of Tennessee against Ernest
Phebus, State of Tennessee against Ernest Phebus, State of Tennessee against Ernest
Phebus, State of Tennessee against Herbert Sykes, State of Tennessee against R.L.
Standridge, State of Tennessee against R.L. Standridge, State of Tennessee against
R.L. Standridge, State of Tennessee against R. Warren State of Tennessee against
Dan Young, State of Tennessee against Dan Young, State of Tennessee against Dan
Young State of Tennessee against Dan Young, State of Tennessee against Jim Mallard.
In the twenty five styled cases alias capias is ordered issued for the defendants.

The following cases were continued upon a plea of guilty State of Tennessee against
Rich Smith, State of Tennessee against Henry Cameworth, State of Tennessee against
Henry Cameworth, State of Tennessee against Marion Plant State of Tennessee against
Rob Wright et al,

State of Tennessee

vs.

Don Wright

A.D.

In this case came the Attorney General upon the part of the State
and the defendant in person and by Attorney, who arraigned on said bill of indictment
plead not guilty therefore to try the issue joined came a jury of good and lawful
men of Humphreys County, to wit: Jno Mulliniks, Len Stanfield, --- Elliott Albert
Lewis, W.B. Carroll, J.L. Hickman, Cecil Davis, J.E. Parker, W.A. Hopkins, C.L. Black
Craft, and G.H. Yarbrough, who being elected tried and sworn upon their oath
who after hearing all the evidence and charge of the court
do say they find the defendant guilty, whereupon the court assess the penalty and say
he shall pay a fine of five dollars together with all the costs, and in the event of his
failure to pay or secure said fine and costs he will be confined in the county Jail or
work house until he pay secure or work out all of said fine and cost.

State of Tennessee

vs.

Boyd Adams

false presents.

In this case came the Attorney General upon the part of the State
and the defendant in his own proper person and by attorney, who being arraigned on said
bill of indictment plead not guilty, therefore to try the issue joined came a jury of
good and lawful men of Humphreys County to wit: H.M. Turner, C.A. Summers, Rob Allison
Cyrus Hooper, Sam Rushing C.E. Moore, A.V. Anderson, C.E. Bratcher, G.W. Few, M.M.
Anderson, and M.C. Mims.

Sam Warren, who being elected tried and sworn ^{according to law} to try the issue joined who after hearing
all the evidence upon their oath to say they find the defendant not guilty.

It is therefore ordered and adjudged by the court that the defendant go hence
with out day

State of Tennessee

vs.

J.T. Bewitt

Tippling

In this cause came the Attorney General upon the part of the
State and the defendant in person by attorneys who being arraigned on said bill of
indictment, plead not guilty. Thereupon the following good and lawful men of Humphreys
County were legally selected as jurors to try issues joined to wit: H.M. Turner, J.L.
Hickman Dave Cullum, C.E. Bratcher, G.W. Few, J.E. Parker Will McCantless Sam Rushing
Cyrus Hooper, Rob Allison, Jno. Mulliniks and Sam Wright and there not being time to
complete the trial said jury was respite until tomorrow morning at 9 o'clock.

State of Tennessee

vs.

Kelly Simpson

Carrying a pistol.

In this case came the Attorney General upon the part of the State
and J.N. Simpson the father of the defendant and ANTHONY idea of guilty for the
defendant, whereupon the court assess the penalty and say he shall pay a fine of
fifty dollars together with all the costs, then came into open court J.N. Simpson
and paid to the Clerk of this court all of said fine and cost.

It is therefore ordered adjudged and decreed by the court that the defendant go hence
with out day.

State of Tennessee

vs.

Hafford Boyd

Carrying a pistol.

In this case came the Attorney General upon the part of the State
the defendant in person and plead guilty as charged, whereupon the court assess the
penalty, and say he shall of fifty dollars together with all the costs, then came
into open court the defendant and paid to the Clerk of this court all of said fine
and cost.

It is therefore ordered adjudged and decreed by the court that the defendant go hence
with out day.

State of Tennessee

vs.

Frank Stegall

Murder

In this case the Grand Jury return an indictment marked not a true bill.
It is therefore ordered by the court that the defendant be discharged, and go hence
with out day.

The day the Grand Jury come into open court and present an indictment against Dick
Mayberry, Murder which indictment is in the words and figures following. to wit:
State of Tennessee Humphreys County. April Term of the Circuit Court, A.D. 1922.
The Grand Jurors for the State of Tennessee, duly elected, sworn, and charged to inquire
for the County of Humphreys and State aforesaid, upon their oath aforesaid, present that
Dick Mayberry heretofore, to wit, on the 5th. day of March 1922 in the State and
County aforesaid, unlawfully willfully, deliberately and maliciously made an assault upon

the body of one Will Capps with a pistol inflicting deep, dangerous, and mortal wounds, from from, and on account of which he, the said Will Capps, died, and so the Grand Jury aforesaid, upon their oath aforesaid, present and say that the said Dick Mayberry on the day and year aforesaid, by the means and in the manner aforesaid, and in the state and county aforesaid, unlawfully, feloniously, wilfully, deliberately, pre-meditatedly, and of his malice aforethought, did kill and murder him, the said Will Capps, and commit the crime of murder in the first degree, to the evil example of all others likewise offending, and against the peace and dignity of the State.

Jno. B. Bowman Attorney General. THE STATE vs. Dick Mayberry, Murder, Albert Capps Prosecutor, Subpoena for the State: J.R. Shipp, Len Stanfield, Mrs. Will Capps, D.M. Owens, Brown Wilkins, Carl Victory, Lon Clayborn, Wylly Tully, or J.M. Capps Prim Baugus Albert Capps, G.E. Miller, Roy Ingram, Wylly Terry, J.L. Smith, Witnesses to testify before before the Grand Jury upon sworn by me on this indictment at April Term 1922. D.D. Collier Foreman Grand Jury. A TRUE BILL D.D. Collier Foreman Grand Jury.

Court then adjourned until to morrow morning at 9 o'clock,

W. L. Cook
Judge.

Court met pursuant to adjournment, present and presiding the hon. W.L. Cook Judge.

This day the Grand Jury came into open court in a body and present the following indictment and presentments.

Against Sol Forester Assault with intent to commit murder in the first degree which indictment is in the words and figures following to wit:

State of Tennessee, Humphreys County, April Term of Circuit Court, A.D. 1922.

The Grand Jurors for the State of Tennessee, elected, sworn, and charged to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid present that Sol Forester of said county, heretofore, to wit, on the 28th day of March 1922 with force and arms, in the County aforesaid, unlawfully, feloniously, wilfully, deliberately, premeditatedly, and maliciously, did make an assault upon the body of one Jim Stewart with a certain rock, with the unlawful and felonious intent, then and there, him, the said Jim Stewart unlawfully, feloniously, wilfully, deliberately, premeditatedly, and of his malice aforethought, to kill, and upon him to commit the crime and felony of murder in the first degree, against the peace and dignity of the State. Jno. B. Bowman Attorney General, Apr. Term 1922. THE STATE vs. Sol Forester, assault with intent to commit murder in the first degree Jim Stewart Prosecutor, Subpoena for the State: Jim Stewart, Will Pace, Spicer Simpson, Tom Shaw. Witnesses sworn by me on this indictment before the Grand Jury Apr. Term 1922.

D.D. Collier Foreman Grand Jury, Jno. B. Bowman Attorney General.

One against Sam Phillips desertion of children, which indictment is in the words and figures following to wit: State of Tennessee Humphreys County, Apr. Term of Circuit Court A.D. 1922. The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn and charged to inquire for the body of the County of Humphreys and State aforesaid upon their oath aforesaid, present that Sam Phillips heretofore to wit; on the 1st day of May 1921, in said County and State, unlawfully, wilfully, and without good cause did neglect and fail to provide for Bessie Lou and Geo Phillips, his children under the age of 16 years, according to his means, he the said Sam Phillips being

legally chargeable with the care of the said Bessie Lou and Geo. Phillips contrary to the statute and against the peace and dignity of the State Jno. B. Bowman Attorney General, April Term, 1922. THE STATE vs. Sam Phillips Desertion of children Sallie Phillips Prosecutor Subpoena for the State: Sallie Phillips Bessie Lou Phillips Geo. Phillips. Witnesses sworn by me on this indictment before the Grand Jury Apr. Term 1922 D.D. Collier, Foreman Grand Jury. Jno. B. Bowman Attorney General, A TRUE BILL D.D. Collier Foreman Grand Jury.

One against Burnie Burns, B.D. Subpoena for the State J.L. Smith, Prim Baugus, J.W. Phillips V.A. Hopkins.

One against Gafford Boyd Carrying a pistol, Subpoena for the State Henry Boyd.

One against Laura Valentine Col. Carrying a pistol, Subpoena for the State Eliza Russell, Marie Stokes.

State of Tennessee
vs.
German Choate

In this case came the Attorney General upon the part of the State and the defendant in person and by attorneys, and plead guilty to the second count in the indictment for procuring liquor, whereupon the court assess the penalty, and say he shall pay a fine of twenty five dollars together with all the costs, then came into open court A.V. Choate and enter his name as surety for all of said fine and costs. It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his surety all of said fine and costs, for which execution may issue.

State of Tennessee
vs.
Mace Houser col.

In this case came the Attorney General upon the part of the State and the defendant in person and by attorney, and plead guilty as charged, whereupon the court assess the penalty and say he shall pay a fine of fifty dollars and all the cost, then came into open court the defendant and paid to the clerk of this court all of said fine and costs.

It is therefore ordered adjudged and decreed by the court that the defendant be discharged, and go hence without day.

State of Tennessee
vs.
Laura Valentine col.

In this case came the Attorney General upon the part of the State and the defendant in person and plead guilty as charged, whereupon the court assess the penalty and say she shall pay a fine of fifty dollars together with all the costs, then came into open court Frank Sanders, Herlie Collier Pink Turner, and G.W. Turner, and entered their names as sureties for all of said fine and costs.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and her sureties all of said fine and costs for which let execution issue.

The following cases were continued by consent until next term State against Walter Gatlin, State against Thurman Davidson, State against John Smith, State against Wylly Terry,

Minutes Circuit Court, Humphreys County, April Term, 20 day of April 1922

The following cases were continued upon a plea of guilty until next term.

State against Albert Capps, State against Paul Wright. State against Goley Wright.

The following cases were continued upon application of State until next term.

State of Tennessee against Henry Phebus,

The following cases were continued, by the defendant, Burnie Burn State against

Sol Forester, State against Ike Hooper.

State of Tennessee)

vs.) Manufacturing Liquor for the purpose of sale.

Dick Mayberry et al,)

In this case the defendant enter a plea of guilty, and this case is continued until next term.

State of Tennessee)

vs.) Gaming.

Lenard Dowling et al)

In this the defendant Poor enter a plea of guilty, and the case as him is continued until next, and Alias Capias issue as to the defendant Lenard Dowling.

State of Tennessee)

vs.) Carrying a pistol

Grady Stewart)

In this case came the Attorney General upon the part of the State and the defendant in his own proper person and plead guilty as charged, whereupon the court assess the penalty and say he shall pay a fine of fifty dollars together with all the costs, then came into open court J.C. Parks and J.A. Turner and enter their names as sureties for all of said fine and costs.

It is therefore ordered adjudge and decreed by the court that the state of Tennessee recover of the defendant and his sureties all of said fine and costs for which let execution issue.

Court then adjourned until tomorrow morning at 9 o'clock.

W. L. Cook
Judge.

Court met pursuant to adjournment present and presiding the Hon. W.L. Cook, Judge.

State of Tennessee)

vs.) Drunkenness

Floyd Nix)

In this cause comes the Attorney General for the State and the defendant in person and by attorney, who being duly charged and arraigned on said bill of indictment plead not guilty.

Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County, to wit: Jno. Mulliniks, J.L. Hickman, G.W. Few, H.H. Carnell, Bob Allison, C.A. Summers, Will McCanless, Cyrus Hooper, C.E. Bratcher, Sam Wright, Sam Rushing, and J.E. Parker, who being duly elected tried and sworn according to law, after hearing all the proof and the charge of the court upon their oath do say that they find the defendant guilty. Thereupon defendant moved the court for a new trial, which motion is as follows:

Minutes Circuit Court, Humphreys County, April Term, 20 day of April 1922

State of Tennessee)

vs.)

Floyd Nix)

In the Circuit Court, Humphreys County Tennessee, April

State of Tennessee)

vs.)

Jim Miller)

State of Tennessee)

vs.)

Walter Miller)

State of Tennessee)

vs.)

Walter Miller)

MOTION FOR A NEW TRIAL.

In each of the above cases, all of which was tried together comes each of the defendant and by attorney moves the Court for an arrest of judgment and for a new trial in each case and for grounds of the motion says-

1st.

That the verdict of the jury in each case is not supported by the preponderance or weight of the testimony.

2nd.

That the verdict of the jury in each case is against the preponderance or weight of the testimony.

3rd.

That in the deliberation of the jury as to the guilt or innocence of the defendants and each of them, one of the jurors stated that he had seen the defendants drunk a numbers of times, and gave to the jury other facts outside the testimony in the case, derogatory to the standing of the defendants, all of which was considered against the defendants in making up their verdict of guilty, and the same being heard, and fully understood by the court it is in all things over ruled except as to the last ground stated which is sustained and, and this cause is continued until next Court.

State of Tennessee)

vs.)

Jim Miller)

Drunkenness

In this cause comes the Attorney General for the State, and the defendant in person and by attorney, who being duly charged and arraigned on said bill of indictment pleads not guilty.

Therefore to try the issue joined came a Jury of good and lawful men of Humphreys County to wit: Jno. Mulliniks, J.L. Hickman, G.W. Few, H.H. Carnell, Bob Allison, C.A. Summers, Will McCanless, Cyrus Hooper, C.E. Bratcher, Sam Wright, Sam Rushing and J.E. Parker who being duly elected tried and sworn according to law, after hearing all the proof, and the charge of the court upon their oaths do say that they find the defendant guilty.

Therefore defendant moved the for a new trial which motion is as follows:

State of Tennessee)

vs.)

Floyd Nix)

State of Tennessee)

vs.)

Walter Miller)

State of Tennessee

vs.

Jim Miller) In the Circuit Court, Humphreys County, Tennessee April
Term 1922.

State of Tennessee

vs.

Walter Miller

MOTION FOR NEW TRIAL.

In each of the above cases, all of which was tried together comes each of the defendants and by his attorney moves the Court for an arrest of judgment and for a new trial in each case and for grounds of the motion says-

1st.

That the verdict of the jury in each case is not supported by the preponderance or weight of the testimony.

2nd.

That the verdict of the jury in each case is against the preponderance or weight of the testimony.

3rd.

That in the deliberation of the jury as to the guilt or innocence of the defendants and each of them, one of the jurors stated that he had seen defendants drunk a number of times, and gave to the jury other facts outside the testimony in the case derogatory to the standing of the defendants, all of which was considered against the defendants in making up their verdict of guilty, and the same being heard and fully understood by the court it is in all things over ruled except as to the last ground stated which is sustained and a new trial is granted and the cause is continued until next Court.

State of Tennessee

vs.

Drunkenness

Walter Miller

In this cause comes the Attorney General for the State and the defendant in person and by attorney, who being duly charged and arraigned on said bill of indictment pleads not guilty.

Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County to wit: John Mulliniks J.L. Hickman, G.W. Few, H.B. Carnell, Bob Allison, C.A. Summers, Will McCannless, Cyrus Hooper, C.E. Bratcher, Sam Wright, Sam Rushing, and J.E. Parker who being duly elected tried and sworn according to law after hearing all the proff and the charge of the court upon their oath do say that they find the defendant guilty whereupon defendant moved for a new trial which motion is as follows

State of Tennessee

vs.

Floyd Nix.

State of Tennessee

vs.

Walter Miller) In the Circuit Court, Humphreys County, Tennessee,

State of Tennessee) April Term 1922.

vs.

Jim Miller

State of Tennessee

vs.

Walter Miller

MOTION FOR NEW TRIAL

In each of the above cases, all of which was tried together comes each of the defendants and by his attorneys moved the Court for an arrest of judgment and for a new trial in each case and for grounds of the motion says-

1st.

That the verdict of the jury in each case is not supported by the preponderance or weight of the testimony,

2nd.

That the verdict of the jury in each is against the preponderance or weight of the testimony.

3rd.

That in the deliberation of the jury as to the guilt or innocence of the defendants and each of them, one of the jurors stated that he had seen the defendants drunk a number of times, and gave to the jury other facts outside the testimony in the case derogatory to the standing of the defendants, all of which was considered against the defendants in making up their verdict of guilty, and the same being heard and fully understood by the court it is in all things over ruled except as to the last ground stated which is sustained and a new trial is granted and this cause is continued until next Court.

State of Tennessee

vs.

Walter Miller

B.D.

In this cause comes the Attorney General for the State and the defendant in person and by attorney who being duly charged and arraigned on said bill of indictment pleads not guilty.

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County to wit: John Mulliniks J.L. Hickman, G.W. Few, H.B. Carnell, Bob Allison, C.A. Summers, Will McCannless, Cyrus Hooper, C.E. Bratcher, Sam Wright, Sam Rushing, J.E. Rushing and J.E. Parker, who being duly elected tried and sworn according to law, after hearing all the proof and charge of the Court upon their oath do say that they find the defendant guilty.

Thereupon defendants moved for a new trial which motion is as follows:

State of Tennessee

vs.

Flody Nix

State of Tennessee

vs.

Walter Miller

State of Tennessee

Jim Miller

State of Tennessee

vs.

Walter Miller

MOTION FOR A NEW TRIAL.

In each of the above cases, all of which was tried together comes each of the defendants and by his attorney moves the Court for an arrest of judgment and for a new trial in each case and for grounds of the motion says-

1st.

That the verdict of the jury in each case is not supported by the preponderance or weight of the testimony.

2nd.

That the verdict of the jury in each case is against the preponderance or weight of the testimony.

3rd.

That in the deliberation of the jury as to the guilt or innocence of the defendants and each of them, one of the jurors stated that he had seen the defendants drunk a number of times, and gave to the jury other facts outside of the testimony in the case derogatory to the standing of the defendants, all of which was considered against the defendants in making their verdict of guilty, and the same being heard and fully understood by the court it is in all things over ruled except as to the last ground stated which is sustained and a new trial is granted and this cause is continued until next Court:

State of Tennessee
vs.
G.W. Few) forfeiture,

In this cause, on motion of the Attorney General for final judgment in this case, sufficient reason appearing to the court therefor, the forfeiture is reduced to the sum of fifty dollars and the costs of the forfeiture.

It is therefore ordered, adjudged and decreed by the court that the State of Tennessee for the use and benefit of Humphreys County, recover of the defendant G.W. Few and his surety C.E. Bratcher forty dollars and the cost of the forfeiture for all of which let execution issue, and the defendant is released of all other liability, on said bond.

State of Tennessee
vs.
Sam Phillips) Failure to support children.

In this cause comes the Attorney General for the State and the defendant in person when by agreement, it is ordered by the Court that the defendant pay to the hands of Albert Binkley, Circuit Court Clerk, the sum of Ten Dollars per month for the support of his two children under 16 years of age, and that the Clerk pay said sum of money to said children for their support.

In the event of the sickness of the defendant or for other reasonable cause, he should be unable to meet said payment, they will not be executed by the clerk, and and this cause is continued and will remain on the docket.

State of Tennessee
vs.
Ed Sharp) In Circuit Court Waverly Tennessee, Larceny.

In this cause came the Attorney General upon the part of the State, and the Deft. in his own proper person and by his Attorney, and moved the Court a further suspension of the judgment against him in the above case for the reason given in the suspension thereof at the last term of the Court, which motion the Court was pleased to and did allow, and it was ordered that said judgment be and is hereby suspended until the next term of this court.

Waverly Motor Company)
vs.) In Circuit Court of Humphreys County, Tennessee
Mrs. B.A. Stephanny)

Came the parties and also a jury of good and lawful men, to wit: J.L. Hickman, H.H. Carnell, G.W. Few, Sam Wright, Bob Allison, C.A. Summers, Jno. Mulliniks, C.E. Bratcher, Cyrus Hooper, Sam Rushinbing, J.E. Parker, and Will McCanless, who being duly elected true and sworn the truth to speak upon the issues joined and duly charged by the court upon their oaths do say they find the issues in favor of the defendant.

It is therefore considered by the court that the defendant Mrs. B.A. Stephanny, recover of the plaintiff, Waverly Motor Company and ----- surety on its cost bond, all the costs of this cause for which let execution issue, and the defendant go hence without date.

Ike B. Webb,) Order pro confesso and final decree.
vs.)
Martha Webb)

This cause came on to be heard at the regular April term of this court, when upon motion of the complainant, and it appearing to the court, that the defendant Martha Webb has been regularly brought before this court by publication duly made for nonresidence, she being a non-resident of the state of Tennessee, and that she has failed to appear and make defense to the petition filed herein within the time prescribed by law, it is therefore ordered, adjudged and decreed that the petition be and is taken for confessed in all things and the cause set forth bearing exparte.

The case was further heard on the bill and exhibits, the order pro confesso and the testimony of the witnesses introduced in behalf of the plaintiff, and it satisfactorily appeared to the court that from the proof the facts as charged in the petition are true; that the defendant had been guilty of adultery with one F.B. Littlepage at the Palmer House in Paducah, Ky., on or about October---1921, that she had been guilty of adultery with BP. H.E. Martin at Hardis, Tenn, on or about Nov. 18, 1921 that the plaintiff never condoned said offense nor was he similarly guilty.

Be it therefore ordered, adjudged and decreed that the bonds of matrimony now subsisting between the plaintiff and defendant be dissolved and for nothing held, but that the plaintiff pay the cost of this cause, for which let execution issue.

Court then adjourned until tomorrow morning at 9 o'clock.

W. L. Cook
Judge.

Court met pursuant to adjournment present and presiding the Hon. W.L. Cook, Judge. Because of the noise and confusion in the court room because of the walking on bare floor, Sheriff J.L. Smith, County Judge, J.R. Morris and Albert Binkley Circuit Court Clerk are appointed a committee to purchase cork Lenoleum for the Circuit Court room and the Clerk of this Court is hereby directed and authorized to pay for the same out the fines and forfeitures now in his hands or which may come into his hands.

This day the Grand Jury came into open court in a body and present the following indictments and presentments

One against Sam Spencer, drunkenness. Subpoena for the state Jack Nash, T.P. Nash Jess Owens.

One against Troy Ferguson Tippling Procuring Liquor, Subpoena for the State T.O. Perkins, Clint Parker, Otto Sanders,

One against Carlos Brown, Drunkenness, Subpoena for the Jno. Curtis, Skyler Arnold Bud Smith, Pete Curtis.

One against Troy Ferguson Tippling Procuring liquor, Subpoena for the State H.H. Cooley Hamilton Parks, Clint Parks, Otto Sanders, T.O. Perkins.

One against Ned Hogan Tess Ramsey, Ab Story, and Tom Byrns. gaming subpoena for the state Otto Sharp, Fred Heath.

One against Bob Lawrence Tippling Procuring Liquor, subpoena for the state Bob Ramsey, Dick Weather spoon, Herbert Hudgins, Lehman Yates, Orland Few, J.L. Smith Prim Baugus, M.C. Murrell.

One against Csey Carneil-drunkenness, subpoena for the state Hiram Wiles, Chas Wiles.

One against Sol Forester B.D. subpoena for the state Jim Stewart, Bill Clements.

One against Durant Forest and Harild Gibbs, disturbing worship, subpoena for the state Emma Bradford, Franklin Gibbons, Porter Bradford, Jno. Bradford, William Gibbons Geo. Hall, D.J. Adie.

One against Sol Forester, drunkenness, subpoena for the state, Jim Stewart, Bill Clements, Bill Page J.D. Stokes, S.D. Simpson.

One against Durant Forest drunkenness subpoena for the state Dave Cullum, Mrs. Dave Cullum.

One against Jno. Wells, Col. Ned Hogan Col. Jess Jackson, and Ike Jackson, gaming Subpoena for the state Otto Sharp, Fred Heath

One against Bob Lawrence B.D. subpoena for the State Bob Ramsey, J.L. Smith Prim Baugus, M.C. Murrell,

One against Billie Hoover Miss subpoena for the state H.B. Parker, Wilson Parker, Ray Brown, Carl Mallard.

One against Buck Eibbs Vaughn L. Jackson, Sam Brigham and Jno. Wells Gaming Subpoena for the state Otto Sharp, Fred Heath.

One against Harold Gibbs Carrying a pistol subpoena for the state Mrs. Mollie Allison Minnie Allison Chas Stanfield.

One against Sam Brigham, Frank Plant Buck Eibbs and Tess Ramsey.

One against Pert Henry, A.D. Subpoena for the state Pete Deasley Delbert Bradley Albert Larkins Will Robertson, C.O. Bradshaw.

One against John Davis, Murder which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County. April Term of the Circuit Court A.D. 1922 The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn and charged to inquire for the County of Humphreys and State aforesaid, upon their oath aforesaid, present that John Davis heretofore, to wit, on the 12th. day of February 1922 in the State and County aforesaid, unlawfully, deliberately, premeditatedly, and maliciously made an assault upon the body of one Boss Smith, with a certain piece of plank inflicting deep, dangerous, and mortal wounds, from and on account of which he the said Boss Smith died, and so the Grand Jurors aforesaid, present and say that the said John Davis, on the day and year aforesaid, by the means and in the manner aforesaid

and in the state and county aforesaid, unlawfully, feloniously, willfully, deliberately, premeditatedly, and of his malice aforethought, did kill and murder him, the said Boss Smith, and commit the crime of murder in the first degree, to the evil example of all others likewise offending, and against the peace and dignity of the state.

Jno. B. Bowman Attorney General. THE STATE vs. John Davis, Murder Walter Smith Prosecutor. Subpoena for the State : Walter Smith Dr. W.W. Slayden, Earl Trotter, Fred McIntosh, Gordon Richardson, Geo. Ridings, Jno. B. Bowman Attorney General.

Witnesses sworn by me to testify before the Grand Jury upon this indictment at Apr. Term, 1922. D.D. Collier Foreman Grand Jury A TRUE BILL D.D. Collier Foreman Grand Jury.

One against Claud Shank, Larceny, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County, Apr. Term of Circuit Court, A.D. 1922 The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn and inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid, present that Claud Shank of said county, heretofore, to wit, on the 7th. day of March 1922, in the County aforesaid, unlawfully and feloniously did steal, take and carry away two hens of two dollars, the property of Hardy Stringer of said County, then and there being found, contrary to the form of the statute in such cases made and provided, and against the peace and dignity of the State. Jno. B. Bowman Attorney General. April, Term 1922. THE STATE vs. Claud Shank, Larceny. Hardy Stringer Prosecutor. Subpoena for the State. Hardy Stringer, Charlie Stringer, Daniel Roper, J.A. Pace. Witnesses sworn by me on this indictment before the Grand Jury Apr. Term 1922 D.D. Collier, Foreman Grand Jury. Jno. B. Bowman Attorney General. A TRUE BILL D.D. Collier Foreman Grand Jury.

One against Newt Bowles, Sidney Harris, and John O Guinn, Felony, which indictment is in the words and figures following to wit:

State of Tennessee, Humphreys County, Apr. Term of Circuit Court, A.D. 1922. The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn and charged to inquire for the body of the County of Humphreys, and State aforesaid, upon their oath aforesaid, present that Newt Bowles, John O Guinn and Sidney Harris heretofore, to wit, on the 21st. day of March 1922, in said County and State, unlawfully, maliciously and feloniously did put upon the main track of the Nashville Chattanooga & St. Louis Railway Company an obstruction, to wit: an Automobile contrary to the statute and against the peace and dignity of the State.

And the Grand Jurors aforesaid upon their oath aforesaid, further present that the said Newt Bowles, John O'Guinn and Sidney Harris, on the day and year aforesaid, in the State and County aforesaid unlawfully, willfully and maliciously did run an Automobile upon the main track of the Nashville, Chattanooga and St. Louis Railway Co. and across the Bridge spanning Tennessee River at Johnsonville Tenn., thereby endangering the safe running of trains upon said track, and endangering human life and to the great damage of the traveling public, to the evil example of all others likewise offending and against the peace and dignity of the State. Jno.B. Bowman Attorney General. April Term 1922. THE STATE vs. Newt Bowles et.al. Felony. T.J. Waller Prosecutor, Subpoena for the State: T.J. Waller, Seran E. Summers, Brady Wilson, Taps Lee. Witnesses sworn by me on this indictment before the Grand Jury Apr. Term 1922. D.D. Collier Foreman Grand Jury. Jno. B. Bowman Attorney General. A TRUE BILL. D.D. Collier Foreman Grand Jury.

One against H.A. Buchanan Larceny. Which indictment is in the words and figures following to wit. State of Tennessee, Humphreys County.

Apr. Term of Circuit Court, A.D. 1922. The Grand Jurors for the State of Tennessee, elected, empaneled, sworn, and charged to inquire for the body of the county Humphreys and State aforesaid, upon their oath aforesaid, present that H.A. Buchanan of said County, heretofore to wit, on the 1st. day of November 1921, in the County aforesaid, feloniously and unlawfully did steal, take and carry away 20 stacks of pea nuts of the value of forty dollars, the property of Stewart Strahley Constable of said county, then and there being found contrary to the form of the statute in such cases made and provided, and against the peace and dignity of the State.

Jno. B. Bowman Attorney General. And the Grand Jurors aforesaid, upon their oath aforesaid, do further present that said H.A. Buchanan of said County, on the day and year aforesaid, in the County aforesaid, unlawfully and feloniously did receive, buy, conceal, and aid in concealing 20 stacks of peanuts of the value of forty dollars the property of Stewart Strahley Constable of said county, before then feloniously stolen, taken and carried away by some one, to the Grand Jury unknown, he the said H.A. Buchanan, then and there knowing the said pea nuts to have been feloniously stolen, taken, and carried away, and he the said H.A. Buchanan intending then and there fraudulently to deprive the owner thereof, contrary to the form of the statute in such cases made and provided, and against the peace and dignity of the State.

Jno. B. Bowman Attorney General.

Apr. Term, 1922 THE STATE vs. H.A. Buchanan (George Lee, Smith Prosecutor. Subpoena for State: Lee Smith Stewart Strahley, J.W. Bell. Witnesses sworn by me on this indictment before the Grand Jury Apr. Term, 1922. D.D. Collier Foreman Grand Jury Jno. B. Bowman Attorney General. A TRUE BILL D.D. Collier Foreman Grand Jury.

One against Coby Hogan col. which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County. April Term of Circuit Court, A.D. 1922. The Grand Jurors for the State of Tennessee, elected, empaneled, sworn, and charged to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid, present that Coby Hogan col. of said County, heretofore, to wit, on the 15th. day of Apr. 1922 with force and arms, in the County aforesaid, unlawfully, feloniously, willfully, deliberately and maliciously, did make an assault upon the body of one Joe Johnson, col. with a certain knife with the unlawful and felonious intent, then and there, him, the said Joe Johnson, col. unlawfully feloniously, willfully, deliberately premeditatedly, and of his malice aforethought, to kill and upon him to commit the crime and felony of murder in the first degree, against the peace and dignity of the State. Jno. B. Bowman Attorney General.

Apr. Term, 1922. THE STATE vs. Coby Hogan col. Assault with intent to commit murder in the first degree Joe Johnson Prosecutor, Subpoena for the State Joe Johnson Col. Joe Johnson col. Witnesses sworn by me on this indictment before the Grand Jury Apr. Term, 1922. D.D. Collier Foreman Grand Jury, Jno. B. Bowman Attorney General A TRUE BILL D.D. Collier Foreman Grand Jury.

One against Mage Hooper, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County. Apr. Term of Circuit Court, A.D. 1922.

The Grand Jurors for the State of Tennessee, elected, empaneled, sworn and charged to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid present that Mage Hooper col. of said County, heretofore to wit, on the 28th day of Dec. 1921 with force and arms, in the County aforesaid, unlawfully, feloniously, willfully, deliberately, premeditatedly and maliciously, did make an assault an assault upon the body of one German Lucas col

with a certain Pistol with the unlawful and felonious intent, then and there, him, the said German Lucas col unlawfully, feloniously, willfully, deliberately, and of his malice aforethought, to kill, and upon him to commit the crime and felony of murder in the first degree, against the peace and dignity of the State. Jno. B. Bowman Attorney General. Apr. Term, 1922. THE STATE vs. Mage Hooper col. Assault with intent to commit murder in the first degree. German Lucas col. Prosecutor, Subpoena for the State German Lucas col, Allen Luton, col Arthur Spicer col. Witnesses sworn by me on this indictment before the Grand Jury, Apr. Term 1922. D.D. Collier Foreman Grand Jury Jno. B. Bowman Attorney General. A TRUE BILL D.D. Collier Foreman Grand Jury.

One against Coby Hogan, which indictment is in the words and figures following to wit, State of Tennessee, Humphreys County. April Term of Circuit Court, A.D. 1922. The Grand Jurors for the State of Tennessee, elected, empaneled, sworn, and charged to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid present that Coby Hogan, col. of said County, heretofore, to wit, on the 15th. day of April 1922. with force and arms, in the County aforesaid, unlawfully feloniously, willfully, premeditatedly, and maliciously, did make an assault upon the body of one Hoyt Johnson, col with a certain rock or some instrument to the Grand Jurors unknown with the unlawful and felonious intent, then and there, him the said Hoyt Johnson, col. unlawfully feloniously, willfully, deliberately, premeditatedly, and of his malice aforethought, to kill, and upon him to commit the crime and felony of murder in the first degree, against the peace and dignity of the State. Jno. B. Bowman Attorney General.

Apr. Term, 1922. THE STATE vs. Coby Hogan Col. Assault with intent to commit murder in the first degree Hoyt Johnson Prosecutor. Subpoena for the State Hoyt Johnson Sherman Maxwell, col. Manuel May Col. Jesse Kittrell Col. Witnesses sworn by me on this indictment before the Grand Jury, Apr. Term, 1922. D.D. Collier Foreman Grand Jury Jno. B. Bowman Attorney General. A TRUE BILL D.D. Collier Foreman Grand Jury.

We, the members of the Grand Jury for the April Term of the Circuit Court for Humphreys County, beg leave to submit the following report to Your Honor.

We have true presentment made of all offenses given us in charge by Your Honor or otherwise brought to our knowledge.

We have visited the County Jail and Poor House and find the prisoners and inmates well fed and cared for but recommend that the sewer pipe at the jail be repaired as it is stooped up and in bad condition, and that a pipe be repaired which is leaking water and thus costing money.

We also recommend that one of the floors at the Poor house be relaid or repaired as it is in bad condition.

We have examined all bonds required to be examined by us and find them properly executed and good and solvent for the several amounts thereof and now having completed our labors we respectfully ask to be discharged for the term. D.D. Collier, W.H. May, J.T. Anderson, F.P. Ladd, A.C. Mims, W.T. Cannon, S.H. Scholes, J.B. Bell Jim Williams Lee Parker, Lee Edwards, J.W. James and Coleman James.

C.W. Daniel et al,)
vs.

John Mathews et al,)

Came the parties by thier attorneys, when upon agreement between the plaintiff, and defendant, it is agreed that the defendant pay a judgment of \$85.85 and costs of this cause, for which let execution issue.

Mrs. Annis Waggoner)
vs.)
Clint Ashley et al, (

In Circuit Court, at Waverly Humphreys County, Tennessee.

Plaintiff comes and dismiss this suit, and pays the costs, and the same is stricken from the docket.

W.B. Summers et al,)
vs.)
J.A. Gatlin et al.)

In the Circuit, Waverly, Humphreys County, Tennessee.

Defendant comes and dismiss this suit, and pays the costs, and the same is stricken from the docket.

State of Tennessee)
vs.)
J.T. Bewitt)

Tippeling

In this case came the Attorney General upon the part of the State, and states to the Court that he desires to prosecute this case no further. It is therefore order by the Court that the defendant be discharged.

Luff Bowen Co.)
vs.)
W.J. Lewis (

Condemnation

J.G. Luff a Justice of the Peace for Humphreys County, Tennessee filed here in court the following papers.

NOTE

\$18.40 Waverly Tenn. Feby 23 1920.
Sixty days after date, we or either of us promise to pay to the order of-----
----- One Hundred Eighty eight & No/100 Dollars, for value received at-----
----- Both makers and endorsers to this note severally and jointly waive demand, no notice of non payment and protest. In the event that suit is brought upon this note, we, both makers and endorsers ~~to this~~ agree to pay 10 per cent attorneys fee to be included in the judgment rendered for collection of same, and we and each of us, both makers and endorsers, hereby authorize, J.A. Slayden or either of them, at any time after the above becomes due, to go before any court record, or before any Justice of the Peace having jurisdiction thereof in the State of Tennessee, and confess judgment thereon, against us in favor of Luff-Bowen Co. or its assigns for the said amount with interest and costs, and the 10 percent attorneys fee, in accordance with the provisions of Section, 4705 4706 and 4707, Code of Tennessee Shannon's Edition, 18 1898, W.L. Lewis. Filed December 26, 1921. Albert Binkley, Clerk.

Judgment

Luff-Bowen Co.)
vs.) Judgment for Plff. for \$1.77.
W.J. Lewis) In this case came Ed. Luff a member of the Firm of Luff-Bowen Co. and present a note for 188.10 dated Feb. 23 1920 and due in 60 days with interest from date and signed by W.J. Lewis, and said ---- gave J.A. Slayden or Luff-Bowen Co. the authority or the right to go before any Justice of the Peace in the State of Tenn. any time after the same became due and confess judgment upon the same, and the said note has a credit of \$50.00 paid May 18 1920 and \$75.00 paid Nov. 26 1920 being a balance with interest of \$81.77 and in compliance with the said authority

the said Ed Luff comes and asked a judgment against the Defendant by confession for the sum of \$81.77 and in obedience to the authority vested in said Luff Bowen Co. by the maker, I do hereby allow the motion of the Plaintiff, and hereby give judgment in favor of the Plaintiff and against the Defendant in the sum of \$81.77 and all costs of suit for all of which execution will issue. This Nov. 25 1921 J.G. Luff J.P.

CERTIFICATE.

STATE OF TENNESSEE)
HUMPHREYS COUNTY)

I Joe G. Luff J.P. acting Justice of the peace in and for said County & State do hereby Certify the fore going to be a true and perfect copy of the judgment in the case of Luff-Bowen Co vs W.J. Lewis as can be found on my J.P. Docket Page No. 68 of my first docket Given under my hand at office in the town of Waverly Tenn. on this The 24th. day of April 1922. J.G. Luff J.P.

BILL OF COST.

Confessed Judgment \$1.00 Transcript 25 Certificate 25 Total \$1.50

EXECUTION

STATE OF TENNESSEE HUMPHREYS COUNTY. To any lawful officer to execute and return: You are hereby commanded that of the goods and chattles, lands and tenements of W.J. Lewis you cause to be made the sum of Eighty Dollars and seventy seven cents, and costs of suit, to satisfy a judgment which Luff-Bowen Co. obtained before J.G. Luff, Justice of the Peace on the 21 day of Nov. 1921, against the said W.J. Lewis and such moneys when collected, pay to the said Luff-Bowen Co. Given under my hand and seal, this 2, day of Dec. 1921 J.G. Luff Justice of the peace.

Filed Dec. 26 1921 Albert Binkley.

LEVY

This execution came to hand when issued and search being made, and no personal property being found in my county be longing to the defendant upon which to levy this execution I hereby levy the same upon the following real estate to wit: Being lots Nos. 35, 36, & 37 of the W.J. Lewis subdivision of city lots being originally a part of the W.J. Lewis or J.T. Cooley farm located about one mile west of the public square in Waverly of the 2nd. civil district of Humphreys County Tenn., and levied on as the property of the said W.J. Lewis. This Dec. 22nd. 1921. J.L. Smith Sheriff.

Filed Dec. 26 1921. Albert Binkley Clerk.

And on motion of the plaintiff, it is ordered by the court that the lands so levied upon be sold by the Sheriff of Humphreys County, Tenn. to satisfy the aforesaid judgment of J.G. Luff, Justice of the peace, and the costs of this proceedings.

SHERIFF'S BOARD BILL FOR BOARDING PRISONERS CHARGED WITH FELONIES

This day came into open court J.L. Smith Sheriff and Jailor of Humphreys County, Tennessee, present and read in open court his against the State of Tennessee, for for keeping prisoners charged with felonies.

Richard Mayberry murder March 5th. 1922 to March 22nd. 1922 18 days \$13.50 2 turn keys \$2.00 Total, \$15.50.

Ray Turner Incest April 5th. 1922, to April 10 1922 6days \$4.50 2 turn keys \$2.00 total \$6.50.

Sol Forester March 18 1922 to March 20 1922 3 days \$2.25 2 turn keys \$2.00 total \$4.25 Grand total \$26.25

which amount is allowed by the court, and ordered paid out of the State Treasury and that the Clerk of this court make out and certify the same to the Comptroller of the State for payment as the law directs.

SHERIFF BOARD BILL JURY

This day came J.L. Smith Sheriff and Jailer into open court and present his board for boarding the jury in case of State against Ray Turner, to the amount of \$7.00 which was read in open court, and allowed approved, and ordered paid out of the Treasury of the State of Tennessee, and that the Clerk of this court make out and certify the same to the Comptroller for payment as the law directs.

State of Tennessee
vs.
Spencer Qualls) Carrying a pistol

In this case came the Attorney General upon the part of the State and the defendant in person, who being duly arraigned on said bill of indictment plead not guilty. Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County, to wit, J.L. Hickman, H.H. Carnell, G.W. Few, Sam Wright, Bob Allison, C.A. Summers, Jno. Mulliniks, C.E. Bratcher, Cyrus Hooper, Sam Rushing, Will McCannless, and J.E. Parker, who being duly elected tried and sworn to well and truly try the issue joined according to law who after hearing all the evidence, and charged of the court who upon their oath do say that they find the defendant not guilty.

It is therefore ordered adjudged and decreed by the court, that for offense aforesaid that the defendant be discharged, and go hence without day.

State of Tennessee
vs.
Monroe Woods) B.O.

This case is continued upon the application of the defendant, because of the absence of his witnesses.

State of Tennessee
vs.
Good Wright) A.B.

In this case came the Attorney General upon the part of the State and the defendant in person and by attorneys, who being duly arraigned upon said of indictment not guilty. Therefore to try the issue joined, came a jury of good and lawful men of Humphreys County, wit: Jno. Mulliniks, Len Stanfield, Elliott Albert, H.H. Carnell, J.L. Hickman, Cecil Davis, J.E. Parker, W.A. Hopkins, Tady Black, Bert Craft, and G.W. Yarbrough, who being duly elected tried and sworn according to law to well and truly try the issue joined, who after hearing all the evidence argument of counsel and charged of the court upon their oath do say they find the defendant guilty as charged in said bill of indictment.

Whereupon the court assess the penalty and say he shall pay a fine of five dollars to gether with all the cost then came into open court L.W. Slayden and enter his his name as security for all of said fine and costs.

It is therefore ordered adjudged and decreed by the court, that the state of Tennessee of the defendant and his surity all of said fine and costs for which let execution issue.

State of Tennessee
vs.
Ray Turner) Incest

In this case came the Attorney General for the State and the defendant in person, and by attorney, and also a jury of good and lawful men of Humphreys County to wit: M.M. Anderson, A. V. Anderson, C.A. Summers, Sam Wright, J.E. McCannless, G.W. Few, Cyrus Hooper, Will McCannless, C.E. Bratcher, Sam Rushing, Bob Allison, and C.E. Stringer who were sworn according to law to well and truly try the issues joined between the State of Tennessee and the defendant on a charge of Incest to which the defendant plead not guilty, and after hearing all the evidence the argument of counsel and the charge of the Court, upon their oath do say they cannot agree on a verdict.

It is therefore considered by the Court that the said jury be discharged, a mistrial entered and the case continued until the next term of this court.

State of Tennessee
vs.
Will Capps) A.B.

It appearing to the Court that the defendant is dead. It is ordered by the Court that the case be stricken from the Docket.

State of Tennessee
vs.
Willie Capps) Drunkenness

It appearing to the Court that the defendant is dead. The case is by the court stricken from the Docket.

State of Tennessee
vs.
Henschell Elliott et al,)

In this case it appearing to the Court, that the defendants are in the custody of the U.S. Marshall. This case is continued by the State until next term.

State of Tennessee
vs.
Earnest Curtis) Tippling Procuring Liquor.

This case is continued upon application of the State.

State of Tennessee
vs.
Leonard Downing et al,) D.W.

In this case comes the defendant Douglas Poor, and enter a plea of guilty, and the case is continued until next term as to Poor, and that ALIAS Capias issue for the defendant Leonard Downing.

State of Tennessee
vs.
L.A. Black et al,) Attachment

In this case came the Attorney for the State, and for sufficient reason appearing this case is dismissed upon the defendant paying the costs. then came into open court the defendants and paid to the clerk of this all the costs. It is therefore ordered adjudged and decreed by the court that the defendants be discharged, and go hence without date.

State of Tennessee)
 vs.) Contempt of Court.
 Virgil Carnell et, al,)

In this case, came the Attorney General upon the part of the State, and the defendants in person, and for sufficient reason appearing this case is dismissed upon the defendants paying the costs.

Then came into open court the defendants and paid to the Clerk of the Court all of said costs.

It is therefore ordered by the court, that the defendants be discharged and go hence without date.

State of Tennessee)
 vs.) Attachment
 Jno. Mulliniks)

In this case, came the Attorney General upon the part of the State and the defendants in person, and for sufficient reason appearing this case is dismissed upon the defendants paying the costs.

It is therefore ordered adjudged and decreed by the court, that the State of Tennessee recover of the defendant the costs of this case, for which let execution issue, and in the event of his failure to pay or secure said cost he will be confined in the County Jail or work House until he pay secure or work out all of said costs.

State of Tennessee)
 vs.) Forfeiture
 Wade Garrett)

In this case came the Attorney General for the State and, appearing to the court that the defendant was indicted at a former term of this court for the offense of Drunkenness and that the said defendant was arrested and entered into bond with Jorsey Garrett, and H.H. Joy as his sureties which bond is the words and figures following to wit: STATE OF TENNESSEE, HUMPHREYS COUNTY, We, Wade Garrett agree to pay the State of Tennessee Two Hundred and Fifty \$250.00 Dollars unless the said Wade Garrett appear at the next term of the Circuit Court of Humphreys County, to be held at the Courthouse in the town of Waverly, on the 2 Monday in Dec. 1921 on Tuesday of said term, to answer the State of Tennessee for the offense of Drunkenness, and do not depart the Court without leave.

Wade Garrett Principal
 Josie Garrett Surety
 H.H. Joy Surety.

Approved J.L. Smith Sheriff, This 4 day of Nov 1921.

And the defendant Wade Garrett being solemnly called to come into open court and answer the State of Tennessee, upon a charge of Drunkenness came not but made default and said Josie Garrett and H.H. Joy was also solemnly called to come into court and bring with them the body of the said Wade Garrett according to the tenor and affect of their said bond came not but made default, neither came the defendant Wade Garrett nor his said sureties but made default.

It is therefore considered by the Court that the defendant Wade Garrett, and Josie Garrett, and H.H. Joy for their said default, do forfeit and pay unto the State of Tennessee the sum of Two Hundred Dollars according to the tenor and affect of their said bond. And it is further ordered by the court that Sci. Fa. Issue to the said defendant and his sureties requiring them to appear at the next term of this court

and show cause if any they have, why this judgment should not be made final. And And further that ALIAS CAPIAS issue for the defendant.

State of Tennessee)
 vs.) A.B.
 Wm. Baker)

In this case came the Attorney General, upon the part of the State and the defendant in person and by attorney, who being duly arraigned on said bill of indictment plead not guilty, thereupon to try the issue joined came a jury of good, and lawfull men of Humphreys County, to wit: E.P. Rooper, C.E. Qualls, J.W. Tinnell, E.T. Watkins, N.M. Anderson, W.A. Hopkins, Joe Brandon, H.H. Carnell, C.A. Summers, Elbert Lewis, A.V. Anderson, and W.B. Anderson, who being duly elected tried and sworn according to law, to well and truly try the issue joined, who after hearing all the evidence argument of counsel, and the charge of the court, upon their oath do say they find the defendant guilty as charged in said bill of indictment.

It is therefore ordered adjudged and decreed by the court, that the defendant pay a fine of ten dollars together with all the costs, then come into open court, W.F. M. Baker and Frank Baker and enter their names as sureties for all of said fine and costs, and it is further ordered by the court that the defendant be confined in the County Jail for a period of 90 days, But said sentence is suspended until the next term of this court.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee of the defendant and his sureties all of said fine and costs for which let execution issue.

State of Tennessee)
 vs.) Drunkenness
 Wm Baker)

In this case came the Attorney General upon the part of the State, and defendant in person, and by attorney, who being duly arraigned on said bill of indictment, pleads not guilty. Thereupon to try the issue joined came a jury of good and lawfull men of Humphreys County to wit: E.P. Rooper, C.E. Qualls, J.W. Tinnell, E.T. Watkins, N.M. Anderson, W.A. Hopkins, Joe Brandon, H.H. Carnell, C.A. Summers, Elbert Lewis, A.V. Anderson, and W.B. Anderson, who being duly elected tried and sworn according to law who after hearing all the evidence, argument of counsel, and charge of the court, upon their oath do say they find the defendant guilty.

It is therefore ordered adjudged, and decreed by the court, that for the offense aforesaid the defendant pay a fine of Five dollars together with all the costs of this cause, for which execution may issue, and in the event of his failure to pay or secure said fine and cost he will be confined in the county jail or work house until he pay secure or work out all of said fine and costs.

State of Tennessee)
 vs.) Carrying a pistol.
 Barthell Harable) Motion to retax costs

In this case came the Attorney General upon the part of the State, and it appearing to the court, from the return of the Sheriff upon an execution an execution issued to him the Clerk of this court against the estate of the defendant for the costs of this suit, that the defendant is wholly insolvent unable to pay the cost of this suit or any part thereof, So it is therefore ordered adjudged and decreed

by the court, that the cost accruing upon the part of the State, be allowed and paid out of the County Treasury, and that the Clerk of this court make out and certify the same to the County Judge for payment as the law directs.

State of Tennessee)
vs.) Carrying a pistol
E.L. Chance)
Motion to relax cost.

In this case came the Attorney General upon the part of the State and it appearing to the court, from the return of the Sheriff upon an execution issued to him by the Clerk of this court against the estate of the defendant, for the costs of this suit, that the defendant is wholly insolvent unable to pay the cost of this suit or any part thereof. So it is therefore ordered adjudged and decreed by the court that the cost accruing upon the part of the State, be allowed and paid out of the County Treasury, and that the Clerk of this court make out and certify the same to the County Judge for payment as the law directs.

State of Tennessee)
vs.) A.P.
E.L. Chance) Motion to relax costs.

In this case came the Attorney General upon the part of the State and it appearing to the court, from the return of the Sheriff upon an execution issued to him by the Clerk of this court against the estate of the defendant, for the costs of this suit that the defendant is wholly insolvent unable to pay the cost of this suit or any part thereof. So it is therefore ordered, adjudged and decreed by the court that the costs accruing upon the part of the State, be allowed and paid out of the County Treasury, and that the Clerk of this Court make out and certify the same to the County Judge for payment as the law directs.

State of Tennessee)
vs.) Carrying
Tom Crawford et al.)

In this case came the Attorney General upon the part of the State, and it appearing to the court, from the return of the Sheriff upon an execution issued to him by the Clerk of this Court, against the estate of the defendant, for the costs of this suit, that the defendant is wholly insolvent unable to pay the costs of this suit, or any part thereof. So it is therefore ordered adjudged and decreed by the court that the costs accruing upon the part of the State, be allowed and paid out of the County Treasury, and that the Clerk of this Court, make out and certify the same to the County Judge for payment as the law directs.

State of Tennessee)
vs.) Drunkenness
Bob Stricklin) Motion to relax cost.

In this case came the Attorney General upon the part of the State, and it appearing to the court, from the return of the Sheriff, upon an execution issued to him by the Clerk of this court against the estate of the defendant, for the cost of this suit, that the defendant is wholly insolvent unable to pay the cost of this suit or any part thereof. So it is therefore ordered adjudged and decreed by the court that the costs accruing upon the part of the state, be allowed and paid out of the County Treasury, and that the Clerk of court make out and certify the same to the County Judge for payment as the law directs.

State of Tennessee)
vs.) Drunkenness.
John Bell)

In this case came the Attorney General upon the part of the State, it appearing to the court, from the return of the Sheriff upon an execution issued to him by the Clerk of this Court against the estate of the defendant, for the costs of this suit, that the defendant is wholly insolvent unable to pay the costs of this suit or any part thereof. So it is therefore ordered adjudged and decreed by the court that the costs accruing upon the part of the State, be allowed and paid out of the County Treasury, and that the clerk of this court, make out and certify the same for payment as the law directs.

State of Tennessee)
vs.) Drunkenness
Man Young) Motion to relax cost.

In this case came the Attorney General upon the part of the State, and it appearing to the court, from the return of the Sheriff upon an execution issued to him by the Clerk of this court, against the estate of the defendant, for the costs of this suit, that the defendant is wholly insolvent, unable to pay the costs of this suit or any part thereof. So it is therefore ordered adjudged and decreed by the court that the costs accruing upon the part of the state, be allowed, and paid out of the County Treasury and that the Clerk of this court make out and certify the same to the County Judge for payment as the law directs.

State of Tennessee)
vs.) Carrying a pistol
Sam Daniel) Motion to relax costs.

In this case came the Attorney General, upon the part of the State and, it appearing to the court, from the return of the Sheriff upon an execution issued to him by the Clerk of this court, against the estate of the defendant, for the cost of this suit, that the defendant is wholly insolvent unable to pay the cost of this suit or any part thereof. So it is therefore ordered adjudged and decreed by the court that the cost accruing upon the part of the state, be allowed; and paid out of the County Treasury, and that the Clerk of this court make out and certify the same to the County Judge for payment as the law directs.

State of Tennessee)
vs.) B.D.
Sam Daniel) Motion to relax costs.

In this case came the Attorney General upon the Part of the State and it appearing to the court, from the return of the Sheriff upon an execution issued to him by the Clerk of this court, against the estate of the defendant, for the cost of this suit, that the defendant is wholly insolvent unable to pay the cost of this suit or any part thereof. So it is therefore order, adjudged and decreed by the court that the cost accruing upon the part of the State, be allowed, and paid out of the County Treasury, and that the Clerk of this court make out and certify the same to the County Judge for payment as the law directs.

S.G. Pate }
 vs. } Appealed J.P.
 Leslie Brown. } In Circuit Court of Humphreys County, Tennessee

Came the parties, and also a jury of good and lawful men, to wit: H.H. Carnell, J.L. Hickman, T.J. Black, W.C. Cooley Sam Wright, J.E. Simpson, J.E. Parker, C.E. Bratcher, Sma Rushing, Cyrus Hooper Bob Allison, and C.A. Summers, who being duly elected tried and sworn the truth to speak upon the issues joined and duly charged by the court upon their oath do say they find the issues in favor of the Plaintiff.

It is therefore considered by the court that the Plaintiff S.G. Pate recover of the defendant, Leslie Brown and his Surety L.B. Brown, a judgment of \$65.00 and the cost of this cause for which let execution issue, and that the defendant go hence without date.

MOTION FOR NEW TRIAL.

S.G. Pate }
 vs. }
 Leslie Brown }

The defendant Leslie Brown comes and moves the Court for new trial of this case, and asks that the verdict of the jury be set aside for grounds of his motion he states that:

There is no evidence to support the verdict of the jury, The preponderance of the evidence or the greater weight is of the evidence is with the defendant Leslie Brown and against the plaintiff S.G. Pate. The evidence shows that the defendant Leslie Brown did not warrant the soundness of the mule to S.G. Pate. No one but S.G. Pate swore that there was a warranty and three to wit: the plaintiff Leslie Brown, his father L.B. Brown, and his brother, Lester Brown swore that there was no warranty of soundness.

The evidence shows that the defendant Leslie Brown did not represent the facts about the condition of the mule to the said S.G. Pate because the said Leslie Brown had traded for the mules from Mr. Shanks, and that Mr. Shanks traded him the mule to be alright stating that "the mules' eye had been off once or twice last summer but that he contributed it to having blind teeth and that he had the blind teeth knocked out and her eye had been alright ever since" and the defendant Leslie Brown thought that the mules eye were alright therefore he did not suppress the truth when he failed to tell the Plaintiff S.G. Pate because he believed from what Mr. Shanks said that the mule were alright.

The amount of the damages assessed by the verdict of the jury indicates that they had prejudice and passion and that they exercised prejudice and passion against the defendant, Leslie Brown in assessing the damages at \$65.00

Because there is no evidence to support a verdict of \$65.00 against the defendant Leslie Brown.

Because there is no evidence to support a verdict for any amount.

For the foregoing reasons the defendant asked that he be granted a new trial of his case that he have the an opportunity to right the irreparable injuries that has been done him by the verdict of the jury. Respectfully submitted, Leslie Brown.

By R.L. Leech, Atty. S.F. Hall Atty.

T.M. Dotson }
 vs. } In Circuit Court, Waverly, Tennessee.
 J.D. Sparks } REPLEVIN

This case was heard by the Judge. Hon. W.L. Cook without the intervention of a jury, and it appeared to the Court, from the proof that the plaintiff, T.M. Dotson was entitled to judgment against the defendant J.D. Sparks, and L.N. Baker, his surety on his appeal bond for the sum of \$52.54 and costs of suit, and for which judgment is rendered.

And it further appeared to the Court from the proof that the plaintiff T.M. Dotson, is entitled to the possession of the two mules described in the writ, in this case, which mules are described as follows:- Two black horse mules, 8 years of age and known as the J.P. Murrell mules, but that at present the said mules are in the custody or possession of some other person other than the defendant J.D. Sparks. And it further appeared to the Court from the proof, that the plaintiff T.M. Dotson held a recorded bill of sale, against said mules to secure the payment of the above \$52.54, the court therefore declares a lien against said mules in favor of the said T.M. Dotson plaintiff, and the defendant J.D. Sparks, and his surety on his appeal bond is allowed 30 days in which to pay the above judgment and costs, into this court, and if not paid within said time, the Clerk of this court will issue an execution on said judgment against the said J.D. Sparks and his L.N. Baker on his appeal bond which the Sheriff will levy upon said mules, and sell them to the highest bidder for cash, after having advertised them according to law in execution sale, and after payment of said judgment and costs, if any balance pay the same to the said defendant J.D. Sparks.

Joe Hurt }
 vs. } Appealed J.P.
 Geo. Mulliniks }

Came the parties who appeared before the Clerk of this court, and directed a dismissal of the cause out of term time, the defendant agreeing to pay the costs. And it appearing to the Court that this is the first term since the appeal, it is adjudged that the defendant Geo. Mulliniks, and J.W. Wallace his surety on his appeal bond all the costs accrued in the cause, for which let execution issue.

J.W. Petty }
 vs. } Appealed J.P.
 H.C. Knapp et al, }

Came the parties by their attorneys, and the cause was heard before the court without the intervention of a jury, when after hearing the evidence, and the argument of counsel the court is of opinion and finds from the proof that the plaintiff J.W. Petty is entitled to the possession of one Black mare mule with white mane, coming 3 years old, one bay mare mule Brown nose 3 years old.

It is therefore considered by the court that the plaintiff J.W. Petty have and recover from the defendant H.C. Knapp and Frank Phillips the said mules, and that he recover from said defendants the costs of the cause for which let execution issue.

Thereupon came the defendants and move the court to set aside the judgment rendered and grant them a new trial- The motion for a new trial is as follows:

Motion for a new trial.

In this cause the defendant comes and moves the court for a new trial and for grounds of said motion says:

1st.

That there is no evidence to support the judgment of the court.

2nd.

The preponderance and weight of evidence is against the judgment of the court.

3rd.

The preponderance of the evidence is in favor of the defendant in this cause.

4th.

The court erred in admitting over the objections certain statements made between the defendant and his attorney in a conversation had at Joe D. Beasley's store between the plaintiff and other parties as follows:

"Didn't I tell you to get a release from Knapp don't he will sue you for the amount you have paid on the mules. And Yes."

From which ruling of the court the defendant excepted.

5th.

Q. The court erred in admitting over the objection of the defendants attorney

further conversations between the complainant and his attorney that were had at the time of the conversation between the plaintiff and R.L. Few and others at J.D. Beasley's store as follows:

A.D. Answer "I will send you (Hall) those other ^{two} notes for collection"

Which motion is overruled by the court and the defendant thereupon entered a motion in arrest of judgment, which was likewise overruled by the court, from which ruling of the court the defendant excepted and prayed an appeal to the next term of the court of Civil Appeals at Nashville, which appeal is allowed by the court and the defendant is allowed thirty days in which to prepare and file his bill of exceptions

It is agreed that this same motion and same action is made in the cases of J.W. Petty vs H.C. Knapp J.W. Petty vs. Frank Phillips W.W. Hood J.W. Petty vs. First National Bank of Dickson Tenn. in ----- at Dickson Tenn., J.B. Weems

J.W. Petty
vs.
H.C. Knapp et al

In this cause came the parties by their attorneys, and this cause was heard before the court without the intervention of a jury, when after hearing the evidence, and the argument of counsel the court is of the opinion and finds from the proof that the plaintiff J.W. Petty is entitled to the possession of one dark iron gray mare mule coming three years old.

It is therefore considered by the court that the plaintiff J.W. Petty have and recover from the defendant H.C. Knapp and W.W. Hood the said mule, and that he recover from said defendants also the costs of the cause for which let execution issue. Thereupon came the defendants and moved the court to set aside the judgment rendered and grant them a new trial. The motion for a new trial is as follows:

MOTION FOR A NEW TRIAL.

J.W. Petty
vs.
H.C. Knaw et al,

In this case the defendant comes and moves the court for a new trial and for grounds of said motion says:

1st.

That there is no evidence to support the judgment of the court.

2nd.

The preponderance and weight of evidence is against the judgment of the court.

3rd.

The preponderance of the evidence is in favor of the defendant in this cause.

4th.

The court erred in admitting over the objection certain statements made between the defendant and his attorney in a conversation had at Joe D. Beasley's store between the plaintiff and other parties as follows:

"Q. Didn't I tell you to get a release from Knapp don't he will sue you for the amount you have paid on the mules. And, Yes"

From which ruling of the court the defendant excepted.

5th.

The court erred in admitting over the objections of the defendant's attorney further conversations between the the complainant and his attorney that were had at the time of the conversation between the plaintiff and R.L. Few and other at J.D. Beasley's store as follows:

A.D. Answer "I will send you/those ^{Hall} other two notes for collection.

Which motion is overruled by the court and the defendants thereupon entered a motion in arrest of judgment, which was likewise overruled by the court, from which ruling of the court the defendant excepted and prayed an appeal to the next term of the court of Civil Appeals at Nashville, which appeal is allowed by the court and the defendant is allowed thirty days in which to prepare and file his bill of exceptions.

It is agreed that this same motion and same action is made in the case of J.W. Petty vs. H.C. Knapp W.W. Hood J.W. Petty vs Frank Phillips, J.W. Petty vs. First National Bank of Dickson Tenn. in----- at Dickson Tenn. J.B. Weems.

Court then adjourned until court in course.

W. L. Poole Judge

CAPTION AGUST TERM CIRCUIT COURT A. D. 1922.

State of Tennessee
Humphreys County }

Be it remembered that a Circuit Court was opened and held in and for the County of Humphreys, at the court house in the town of Waverly Tenn., on the 14th. day of August, it being the Second Monday in said month, and the One Thousand Nine hundred and Twenty Second day year of our Lord, and the One Hundred and Forty sixth year of American Independence.

Present and presiding the Hon. W.L. Cook, Judge of the 9th. Judicial District of the State of Tennessee.

Court was opened in due form of law by J.L. Smith Sheriff of Humphreys County Tennessee and by him was returned into open court a writ of Venire Facias showing that the following named persons were appointed by the County Court at its July Term 1922 to appear and to serve as jurors at this the present term of the court to wit: Sam Bigham, R.H. Warren, Alex Arnold, Jake Sykes, J.L. Carroll, Bob Taylor Porch, H.M. Turner, John R. Fields, J.F. Daniel, J.A. Tomlinson, James Garrett, W.K. Speight, J.R. Patterson, Bob Bruce, Merrit Martin Leon Bird, George Hickard, Tom Pullen, Jessie Taylor, J.W. Dodd, Allen Murphree, D.W. Owens, G.W. Seats, T.M. Larkins, and D.C. Daniel and it appearing to the court that the above named parties were regularly summoned by the sheriff of Humphreys County, and that the jurors so summoned appeared and answered said summons except J.F. Daniel Bob Taylor Porch who were excused by the court for various causes, and Willis Bass, and T.W. Townsend, were appointed by the court to fill said vacancies so appearing, out of said jurors so summoned and appearing were Foreman a Grand Jury to wit: J.L. Cook who had heretofore been appointed of the Grand Jury by the Court R.H. Warren, Jake Sykes, John R. Fields, Sam Bigham, Allen Murphree Alex Arnold, J.L. Carroll Bob Bruce J.W. Dodd, J.A. Tomlinson, D.W. Owens, and H.M. Turner, and the said Grand Jury is all things as the law directs, having been duly elected, tried, tried sworn, and charged by the court, retired to their room in charge of John Crowell, a Deputy Sheriff of Humphreys County, Tennessee, sworn according to law to attend them, in considering indictments and presentments.

State of Tennessee against Boss Chronister B.D. State of Tennessee against Boss Chronister Drunkenness. State of Tennessee against Wade Garrett, Drunkenness State of Tennessee against Jim Mallard Drunkenness State of Tennessee against Odie Peach Tippling, State of Tennessee against Odie Peach B.D. State of Tennessee against Odie Peach Tippling Procuring Liquor State of Tennessee against Chester Phebus B.D. B.D. State of Tennessee against Chester Phebus B.D. State of Tennessee against Earnest Phebus Tippling Procuring Liquor, State of Tennessee against Earnest Phebus B.D. State of Tennessee against Earnest Phebus Tippling State of Tennessee against R.L. Standridge B.D. State of Tennessee against R.L. Standridge Drunkenness, State against R.L. Standridge Drunkenness. State of Tennessee against B. Warren Drunkenness, State of Tennessee against Man Young Carrying a pistol, State of Tennessee against Man Young Carrying a pistol. State of Tennessee against Man Young B.D. State of Tennessee against Man Young B.D.. The twenty above styled cases are ordered by the court to be retired and placed upon the dropped docket.

State of Tennessee against John Davis Murder State of Tennessee against Will Gunn Drunkenness. State of Tennessee against Hurbert Register Drunkenness State of Tennessee against Hurbert Sykes Drunkenness. State of Tennessee against Durant Forest Drunkenness

State of Tennessee against Durant Forest et, al, D.W. State of Tennessee against Harold Gibbs Carrying a pistol. State of Tennessee against Casey Parnell Drunkenness The eight above styled cases Alias Capias is ordered issued for the defendants.

A.W. Dotson)
vs.) Appealed J.P.
J.T. Sweat)

Came the parties by their attorneys and also came a jury of good and lawful men of Humphreys County, to wit: D.C. Daniel, Willis Bass, Jim Roberts, Leon Bird, George Pickard, George Stanfield, Jim Garrett, Frank Plant, Jess Taylor, G.W. Seats, W.K. Speight, and Tom Pullen, who being elected empaneled and sworn to try the issue joined who after hearing all the evidence, argument of counsel and charge of the court, and not having time to complete their verdict said jury was respited the court until tomorrow morning at 9, o'clock.

Court then adjourned until tomorrow morning at 9.00 o'clock.

W. L. Cook Judge

Court met pursuant to adjournment, present and presiding the Hon. W.L. Cook Judge.

This day the Grand Jury came into open court in a body, and present the following indictments, and presentments.

One against Grady Turner age of consent, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County. Aug. Term of Circuit Court, A.D. 1922. The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn, and charged to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid, present that Grady Turner heretofore to wit, on the 21st. day of Dec. 1921, in said County and State, unlawfully, feloniously, and carnally, knew Marie Smith, a female over the age of twelve years and under the age of twenty one years, the said Grady Turner and Marie Smith not occupying the relation of husband and wife at the time of such carnal knowledge, and the said Marie Smith not being at the time and before said carnal knowledge, a bawd, lewd or kept female contrary to the form of the statute and against the peace and dignity of the State. Jno. B. Bowman Attorney General. Aug Term 1922. THE STATE vs. Grady Turner age consent R.C. Smith Prosecutor Subpoena for the State Marie Smith R.C. Smith, Lee Headrick Geo. Wyatt C.C. Patterson Dr W.N. McCrary. Witness sworn by on this indictment before the Grand Jury August Term 1922 D.D. Collier Foreman Grand Jury ~~axxxxxxx~~ Jno. B. Bowman Attorney General A TRUE Bill D.D. Collier Foreman Grand Jury.

One against Bown Adams B.D. Subpoena for the State J.L. Smith, and Prim Baugus.
One against Brown Adams Making Liquor Subpoena for the State J.L. Smith and Prim Baugus.
One against Hal Davidson Making Liquor. Subpoena for the State J.L. Smith Prim Baugus Len Stanfield and Mig Hopkins.

One against Grady Stewart B.D. Subpoena for the State J.L. Smith and C.O. Bradshaw.
 One against Mack Standridge Assault and Battery Subpoena for the State Claud Hargrove
 T.O. McNeil Mc Kinley Lott, W.W. Gatlin W.M. Harris Bob Merdeth Jno Holland.
 One against Ovil Morgan Assault and Battery Subpoena for the State W.J. Clements Annie
 Clements R.O. Clayburn, Zack Wells Ed Scurlock.

State of Tennessee
 vs.)
 M.C. Carnell) carrying a pistol

In this case the Grand Jury return a presentment marked not a true bill. It is therefore ordered by the court that the defendant be discharged, and go hence without day.

State of Tennessee
 vs.)
 Bob Lawrence) Failure to work road.

In this case the Grand Jury return a presentment marked not a true bill. It is therefore ordered by the court, that the defendant be discharged and go hence without day.

State of Tennessee
 vs.) Drunkenness
 Rich Smith)

In this case came the Attorney General upon the part of the State and the defendant in person, and plead guilty as charged, thereupon the court assess the penalty, and say he shall pay a fine of five dollars together with all the costs then came into open court Sam Rushing and entered his name as surety for all of said fine and costs.

It is therefore ordered adjudged and decreed by the court that the state of Tennessee recover the defendant and his surety all of said fine and costs for which execution may issue.

State of Tennessee
 vs.) Drunkenness
 Wade Garrett)

In this case came the Attorney General for the State and the defendant's brother in person and enter a plea of guilty/Thereupon the court assess the penalty, and say he shall pay a fine of five dollars together with all the costs and in the event of his failure to pay or secure said fine and cost he will be confined in the county jail or work house until he pay secure or work out all of said fine and costs.

State of Tennessee
 vs.)
 Henry Dameworth) A.B.

In this case came the Attorney General for the State and the defendant in person, and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of twenty five dollars together with the cost and the event of his failure to pay or secure said fine and costs he will be confined in the county jail or work house until he pay secure or work out all of said fine and costs.

State of Tennessee
 vs.) Drunkenness
 Art Davis)

In this case came the Attorney General for the state and the defendant in person, and plead guilty as charged. hereupon the court assess the penalty and say he shall pay a fine of five dollars together with all the costs then came into open court Sam Rushing, and enter his name as surety for all of said fine and cost. It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his surety all of said fine and cost for which execution may issue.

State of Tennessee
 vs.) Tippling Procuring Liquor.
 Thurman Davidson)

In this case came the Attorney General for the state and the defendant in person, whereupon a nolleprosequi is entered in this case upon the defendant paying or securing the costs, then came into open court Joe Pratter and Andy A.J. Baker and enter their names as sureties for all the costs in this case. It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his sureties all of said costs for which execution may issue.

State of Tennessee
 vs.) D.W.
 Lenard Downig et al.)

In this case came the Attorney General for the State and the defendant Douglas Poore in person and plead guilty as charged, whereupon the court assess the penalty and say he shall pay a fine of twenty dollars together with all the cost, then came into open court W.C. Patterson and W. Nix and enter their names as sureties for all of said fine and costs. It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his sureties all of said fine and costs, for which let execution issue.

State of Tennessee
 vs.) D.W.
 Henry Dameworth)

In this case came the Attorney General for the state and the defendant in person, and plead guilty as charged, whereupon the court assess the penalty and say he shall pay a fine of twenty dollars together with all the costs, and in the event of his failure to pay or secure all of said fine and cost he will be confined in the county jail or work house until he pay secure or work out all of said fine and costs.

State of Tennessee
 vs.) Tippling Procuring Liquor.
 Ike Hooper)

In this case came the Attorney General upon the part of the state, and the defendant in person, whereupon the a Nolleprosequi is entered in this case by the Attorney General upon the defendant paying or securing the costs and in the event of his failure to pay or secure said costs he will be confined in the County Jail or work house until he pay secure or work out all of said costs.

Minutes Circuit Court, Humphreys County, August Term, 15 day of August 1922

State of Tennessee

vs.) Tippling Procuring Liquor.
Ike Hooper)

In this case came the Attorney General for the state and the defendant in person and plead guilty as charged whereupon the court assess the penalty and say he shall pay a fine of One Hundred Dollars together with all the costs, and that he be confined in the county jail or work house for a period of thirty days or secure and further that he pay the costs of this cause for which let execution issue, and in the event of his failure to pay or secure said fine and costs he will be confined in the county jail or work house until he pay secure or work out all of said fine and costs. *Said jail sentence is suspended until this term.*

State of Tennessee

vs.) Tippling Procuring Liquor.
Henry Hobbs)

In this case came the Attorney General for the state and the defendant in person, and plead guilty to procuring Liquor within four miles of a school house, and this case is continued by consent.

State of Tennessee

vs.) Drunkenness
Sam Jones col.)

In this case came the Attorney General upon the part of the State and the defendant in person plead guilty as charged whereupon the court assess the penalty and say he shall pay a fine of five dollars together with all the costs, then came into open court Sam G. Jones and L. L. Shipp and enter their names as sureties for said fine and cost.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his sureties all of said fine and costs for which let execution issue.

State of Tennessee

vs.) Drunkenness
Wyle Perry)

In this case came the Attorney General for the state and the defendant in person and plead guilty as charged, whereupon the court assess the penalty and say he shall pay a fine of five dollars together with all the costs, then came into open court Sam Rushing and Geo T. Anderson and enter their names as sureties for all of said fine and cost.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his sureties all of said fine and cost for which let execution issue.

State of Tennessee

vs.) Dis-
Golly Wright)

In this case came the Attorney General for the state and the defendant in person, and plead guilty as charged whereupon the court assess the penalty and say he shall pay a fine of ten dollars together with all the cost, and in the event of his failure to pay or secure said fine and cost he will be confined in the county jail or work house until he pay secure or work out all of said fine and costs.

Minutes Circuit Court, Humphreys County, August Term, 15 day of August 1922

A.W. Dotson

vs.) In the circuit court Humphreys County, August term 1922
J.T. Sweet) appealed from J.P.

Came the parties and also a jury of good and lawful men, to wit: D.C. Daniel, Willis Bass, Jim Robert Leon Bird, George Stanfield Jim Garrett, Frank Plant Jess Taylor C.W. Seats, W.K. Speight Tom Pullen, and George Pickard. who being elected tried and sworn the truth to speak upon the issues joined, upon their oath do say they find the issues in favor of the plaintiff and that the defendant is justly indebted to him in the sum of Two Hundred & Eighty five and 95/100----- dollars principal and interest on the note sued on. It is there considered by the court that the plaintiff rec over of the defendant the sum of Two hundred & Eighty five & 95/100 dollars, and the costs of the suit, for all of which execution will issue.

State of Tennessee

vs.) Incest
Ray Turner)

In this cause came the Attorney General for the State, and the defendant in person and by attorney who being duly charged and arraigned on said bill of indictment pleads not guilty.

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County to wit: Jess Taylor J.M. Patterson, Willis Bass, W.W. Gatlin, W.K. Speight, Jim Roberts, Jim Garrett, E.W. Townsend, Tom Pullen, J.C. Watson George Pickard C.W. Seats who being duly elected, tried and sworn according to law and being in charge of their sworn officer W.J. Fields after hearing all the proof argument of counsel and the charge of the court upon their oaths do say that they find the defendant guilty of incest as charged in said bill of indictment. Thereupon defendant gave notice of a motion for a new trial and this cause is passed pending the filing and hearing of said motion and the defendant will remain on his present bond until said motion is passed on

Eula Clements

vs.)
Ben Mathews)

In this case the defendant through his attorney moved the court for permission to take the defendant deposition to be used as evidence in his behalf, and it appearing to the court that said defendant is an old man in very feeble health with tuberculous trouble apparently, and sick at the present time and unable to attend court and may never become any better the court doth therefore doth allow said motion and order said deposition taken and doth allow same taken upon 5 days notice to the plaintiff. The case was therefore continued to the next term of this court.

State of Tennessee

vs.) Drunkenness
Walter Gatlin)

In this case came the Attorney General, states to the court that that he desires to prosecute this case no further. It is therefore ordered by the court that the defendant be discharged, and go hence without day.

Court then adjourned until to morrow morning at 9.00 o'clock.

W. A. Cook Judge

Court met pursuant to adjournment present and presiding the Hon. W.L. Cook.

State of Tennessee)
vs.) Murder
Dick Mayberry)

In this case came the attorney General for the state and the defendant in person and by attorneys, who being duly arraigned on said bill of indictment, pleads not guilty. Thereupon the following good and lawful men of Humphreys were legally selected as jurors to wit: J.H. Lewis, J.H. Curtis, G.M. Wyatt, T.W. Townsend, S.M. Collier, Henry Bramlett, Ed French, T.L. Fortner, Earl Curtis, W.H. Bird, G.W. Pickard, and H.B. Collier, who after hearing part of the evidence, and there not being time to complete the trial said jury was respited until to morrow morning at 9 o'clock, and said jurors retired in charge of Prim Angus, and J.L. Smith, their officers who had been previously legally sworn to attend them and who had them in charge.

State of Tennessee)
vs.) Carrying a pistol
Paul Wright)

In this case came the Attorney General for the state and the defendant in person, and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of fifty dollars together with all the costs, and in the event of his failure to pay or secure said fine and costs he will be confined in the county jail or work house until he pay secure or work out all of said fine and cost.

State of Tennessee)
vs.) Tippling
Troy Ferguson)

In this case came the Attorney General for the state, and the defendant in person, and this case is nolleprosequi is entered upon the defendant paying the costs, then came into open court the defendant and paid to the clerk of this all the cost. It is therefore ordered adjudged and decreed by the court that the defendant go hence with out day.

State of Tennessee)
vs.) Tippling
Troy Ferguson)

In this case came the Attorney General for the state and the defendant in person and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of one hundred dollars together with all the costs, then came into open court J.W. Tinnell and entered his name as surety for all of said fine and cost.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his surety all of said fine and costs for which let execution issue.

State of Tennessee)
vs.) Drunkenness
Son Spencer)

In this case came the Attorney General for the state and the defendant in person and plead guilty as charged. There upon the court assess the penalty say he shall pay a fine of five dollars together with all the costs, then came into open court P.A. Clayburn and S.F. Adams, and enter their names as sureties for all

said fine and cost.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his sureties all of said fine and cost for which let execution issue.

State of Tennessee)
vs.) Mis-
Ellis Hooper)

In this case came the Attorney General for the State and the defendant in person and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of ten dollars together with all the costs, then into open court the defendant and paid the clerk of this court all of said fine and cost.

It is therefore ordered adjudged and decreed by the court that the defendant go hence with out day.

H.H. Ross)
vs.)
Union Mercantile co)

This case is continued by consent and set for Monday of the next term of this court.

State of Tennessee)
vs.) Assault to commit murder in the first degree
Sol Forester)

In this case came the Attorney General for the State and the defendant in person, and upon agreement with with the Attorney General a Nolleprosequi is entered in this case upon the defendant paying or securing the cost in this case then came into open court Jack Larkins and entered the names of Larkins Brothers as sureties for this costs.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his sureties all of said ~~XXXXXX~~ costs for which let execution issue.

State of Tennessee)
vs.) B.D.
Sol Forester)

In this case came the Attorney General for the State and the defendant in person and by attorney, and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of \$100.00 together with all the cost then came into open court Jack Larkins and entered the name of Larkins Brothers as sureties for all of said fine and cost.

It is therefore ordered adjudged and decreed by the court that the state of Tennessee recover of the defendant and decreed by the court that the State of Tennessee recover of the defendant and his sureties all of said fine and costs

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his surety all of said fine and costs for which let execution issue.

State of Tennessee)
vs.) Drunkenness
Sol Forester)

In this case came the Attorney General for the State and the defendant in person and by attorneys and plead guilty as charge, Thereupon the court assess

the penalty and say he shall pay a fine of five dollars together with all the cost then came into open court Jack Larkins and entered the name of Larkins brothers as surety for all of said fine and costs.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his sureties all of said fine and cost for which let execution issue.

State of Tennessee
vs.

Bert Henry)) A.B.

In this case came the Attorney General for the state and the defendant in person and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of five dollars together with all the costs, then came into open court S.H. Henry and entered his name as surety for all of said fine and cost. It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his surety all of said fine and cost for which let execution issue.

State of Tennessee
vs.

Brown Adams)) B.D.

In this case came the Attorney General for the state and the defendant in person and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of one hundred dollars together with all the costs, and in the event of his failure to pay or secure said fine and costs he will be confined in the County Jail or work house until he pay secure or work out all of said fine and costs.

State of Tennessee
vs.

Brown Adams)) Manufacturing Liquor for the purpose of sale.

In this case upon recommendation of the Attorney General a nonprosequi is entered in this case upon the defendant paying or securing the cost for which let execution issue, and in the event of his failure to pay or secure said cost he will be confined in the county jail or work house until he pay secure or work out all of said costs.

State of Tennessee
vs.

Monroe)) B.D.

In this case came the Attorney General for the state and the defendant in person and, who being duly charged and arraigned on said bill of indictment plead not guilty Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County, to wit: Jess Taylor Jim Garrett, W.K. Speight Tom Pullen D.C. Daniel, G.W. Seats, George Pickard, Leon Bird, Willis Bass, J.R. Patterson, T.W. Townsend, and Jim Roberts, who being elected tried and sworn to well and truly try the issues joined according to law who after hearing all the proff, and argument of counsel and charge of the court upon their oath do say find the defendant not guilty.

It is therefore ordered adjudged and decreed by the court that for the offense aforesaid the defendant be discharged, and go hence without day.

Court then adjourned until to morrow morning at 9.00 o'clock.

W.D. Cook
Judge

Court met pursuant to adjournment, present and presiding the Hon. W.L. Cook Judge etc.

Annie Lou Peach
vs.) In Circuit Court of Humphreys County.
Lucas Peach)

This cause came on to be heard on this the fourth day of the present term, to wit August 17th, 1922 on motion of the attorney for the plaintiff for a pro-confesso, against the defendant, Lucas Peach, when it appeared that the petition was filed on July 26, 1922 and that process was regularly issued on said date and regularly served on the defendant July 29, 1922 and that up to this date the fourth day of the present term, he has made no defense to said petition but is in default thereof. It is therefore ordered adjudged and decreed that the petition be taken for confesso and set for hearing ex parte as to said defendant.

The case was then further heard upon the original petition, the order pro confesso and oral testimony introduced in open court when it appeared to the satisfaction of the court that the petitioner and defendant were married in Humphreys County, Tennessee on April 3, 1920 that they lived together as husband and wife until September, 1920, when the defendant abandoned the petitioner, turned her out of doors and refused to provide for her, that he was guilty of such cruel and inhuman treatment and conduct towards her as rendered it impossible for her to cohabit with him and be under his dominion and control, etc.

It is therefore ordered, adjudged and decreed that the bonds of matrimony now subsisting between plaintiff and defendant be dissolved, rendered void and for nothing held and that the petitioner be restored to all the rights and privileges of a single woman and that her maiden name Annie Lou Lucas be restored to her.

It is further ordered and decreed that the defendant pay the cost of this cause for which execution will issue.

Mary C. Allison
vs.) In the Circuit Court at Waverly, Tennessee
C.S. Allison)

This cause was heard on this the 17th. day of August, 1922, being the 4th. day of the present term of court upon the motion of the complainant for an order pro confesso against the defendant, and it appearing to the satisfaction of the court that subpoena to answer (and copy of the bill) was served upon the defendant more than five whole days before the first day of the present term of this court requiring him to appear and make defense to the bill in this case and it further appearing that he has failed to appear or make any defense whatever to the bill, but that he is in default: It is therefore ordered, adjudged and decreed that the bill in this case be and the same is taken for confessed against said defendant and the cause set for hearing ex parte.

Thereupon the cause was further heard upon the bill in said case the foregoing order proconfesso and the proof in the cause when it appeared to the satisfaction of the court that the defendant, C.S. Allison, is guilty of adultery with one Bessie Gibbs on, or about Feb. 9th. 1921, at the home of the said Gibbs girl and likewise at various other times and places before and since the above set out date, and that the said Gibbs girl became the mother of a child that the defendant admitted was his as charged in the bill. It is therefore ordered adjudged, and decreed by the court that the bonds of matrimony subsisting between complainant and defendant be and the same are hereby dissolved, and for nothing held, and the complainant is awarded an absolute divorce from

the defendant on the grounds aforesaid.

It is further ordered that the defendant pay the costs of the case for which let execution issue.

State of Tennessee)
vs.) Murder
Dick Mayberry)

In this cause came again the Attorney General for the State and the defendant in person and by attorney, when the jury heretofore selected and sworn in this cause to wit: J.H. Lewis, J.H. Curtis, G.M. Wyatt, T.W. Townsend S.M. Collier, Henry Bramlett, Ed French, T.L. Fortner, Earl Curtis, W.H. Bird, H.B. Collier and G.W. Pickard, having returned into open court in charge of their sworn officers Prim Baugus and J.L. Smith, and having resumed the hearing of this cause, and after hearing all the proof, argument of counsel and the charge of the court, not having time to consider their verdict they were respited by the court until to morrow morning at 9 o'clock and said jury retired in charge of their sworn officers aforesaid.

W.C. Turner, next friend
of G.B. Turner.

vs.
C.C. Patterson et al

On motion of counsel for defendant, it appearing to the court that this suit, being for false imprisonment, had been brought without the necessary prosecutor bond, but unlawfully instituted under the pauper's oath, contrary to the statute in like cases, provided the court considers and so decrees that the suit be *And while the plaintiff offered this day to make bond* and the same is hereby dismissed at the cost of the plaintiff for which let execution issue.

State of Tennessee)
vs.) Drunkenness
Carlos Brown)

In this case came the Attorney General for the state, and states to the court that he desires to prosecute this case no further.

It is therefore ordered by the court that the defendant be discharged.

State of Tennessee)
vs.) A.B.
Mare Hooper col)

In this case upon recommendation of the Attorney General a Noleprosequi is entered, upon the defendant paying the cost of this cause, and in the event of his failure to pay or secure said cost he will be confined in the County Jail or work house until he pay secure or work out all of said costs.

Court then adjourned until to morrow morning at 9 o'clock.

W. A. Coates - Judge

State of Tennessee)
vs.) Murder
Dick Mayberry)

In this cause comes again the Attorney General for the state and the defendant in person and by attorney, when the jury heretofore selected and sworn in this cause, to wit: J.H. Lewis J.H. Curtis, G.M. Wyatt, G.W. Pickard, T.W. Townsend, S.M. Collier, Henry Bramlett Ed. French, T.L. Fortner, Earl Curtis, W.H. Bird, and H.B. Collier having returned into open court in charge of their sworn officers Prim Baugus and J.L. Smith and having resumed the consideration of this cause upon their oath do say that they find the defendant guilty of murder in the second degree as charged in said bill of indictment.

Thereupon defendant gave notice of a motion for a new trial and this cause is passed pending the filing and hearing of motion and the defendant will remain on his present bond pending final action on the same.

State of Tennessee)
vs.) Manufacturing Liquor for the purpose of sale.
Forschell, Hallett et al

In this case came the Attorney General for the state and the defendant in person and by attorney who being duly charged and arraigned upon said bill of indictment pleaded not guilty Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County to wit: J.R. Patterson, Willis Bass, Leon Bird, Jess Taylor, C.E. Qualis, Jim Garrett, Mike Burns, W.W. Gatlin, W.K. Speight, Henry Rogers, Tom Pullen and G.W. Seats, who being elected tried and sworn to well and try the issues joined according to law who after hearing all the proof, and argument of counsel and charge of the court upon their oath do say they find the defendants guilty as charged in said bill of indictment.

Thereupon the court assess the penalty and say they shall a fine of \$250.00 each together with all the cost and be confined in the County Jail for a period of 90 days and further in the event of their failure to pay or secure said fine and cost they will be confined in the county jail or work house until they pay secure or work out all of said fine and costs.

This day the Grand Jury came into open court in a body and present the following indictments and pre-arrestments.

One against Earnest Baker age consent which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County. Aug. Term of Circuit Court A.D. 1922. The Grand Jurors for the State of Tennessee, duly elected empanelled sworn and charged to inquire for the body of the County, of Humphreys and State aforesaid upon their oath aforesaid, present that Earnest Baker heretofore to wit, on the 27th day of March 1921, in said county and State, unlawfully feloniously and carnally knew Ethel Baker a female over the age of twelve years and under the age of twenty one years, the said Earnest Baker and Ethel Baker not occupying the relation of husband and wife, at the time of such carnal knowledge, and the said Ethel Baker being at the time and before said carnal knowledge, a bawed, lewed or kept female contrary to the statute and against the peace and dignity of the State.

Jno. B. Bowman Attorney General.

August Term 1922. THE STATE vs. Earnest Baker age consent W.D. Baker Prosecutor, Subpoena for the State Ethel Baker W.D. Baker, Mrs. W.D. Baker, Witnesses sworn by me

Minutes Circuit Court, Humphreys County, August Term, 19 day of August 1922

In this case came the Attorney General for the State and it appearing to the court that the defendant was indicted at the present term of this court for the offense of tippling but before said indictment the defendant had been arrested and entered into bond which bond is in the words and figures following.

State of Tennessee, Humphreys County. We J.H. Vaughn agree to pay the State of Tennessee Two Hundred Fifty Dollars unless the said Homer Vaughn appear at the next term of the circuit court of Humphreys County on the 2nd. Monday of Aug. 1922 at 10 o'clock A.M., to answer the offense of selling and giving away whisky, and does not depart the Court without leave. Witness our hands, this the 6, day of July 1922.

J.H. Vaughn Principal
S.H. Vaughn Security
E.J. Vaughn Surety
H.J. Henry

Approved Hugh Wyatt.

And the defendant Homer Vaughn being solemnly called to come into open court and answer the State of Tennessee upon a charge of tippling came not but made default and the said S.H. Vaughn, E.J. Vaughn, and H.J. Henry were also called to come into open court and bring with them the body of the said Homer Vaughn according to the tenor and effect of their said bond came not but made default neither came the defendant Homer Vaughn nor his said sureties but made default.

It is therefore considered by the court that the defendant Homer Vaughn, and S.H. Vaughn, E.J. Vaughn, and H.J. Henry for their said default do forfeit and pay unto the State of Tennessee the said sum of Two Hundred and Fifty Dollars according to the tenor and effect of their said bond.

And it is further ordered by the court that Sci. Fa. be issued to the said defendants and his said sureties requiring them to appear at the next term of this court and show cause if any they have why this judgment should not be made final. And ~~that~~ further that ALIAS CAPIAS issue for the defendant.

State of Tennessee)
vs.) Sci. Fa.
Josie Garrett et al,)

In this case upon motion of the Attorney General this case is dismissed upon the defendants paying or securing the costs.

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendants and his sureties the costs of this case for which let execution issue.

State of Tennessee)
vs.) Gaming
Sam Brigham et, al.)

In this case came the Attorney General for the state and the defendants in person and plead guilty as charged. Thereupon the court assess the penalty and say ~~xxxxxx~~ they shall pay a fine of five dollars each together with all the costs, and in the event of their failure to pay or secure said fines and costs they will be confined in the county jail or work house until they pay secure or work out all of said fines and costs.

State of Tennessee)
vs.) Gaming
Buck Bibb et, al)

In this case came the Attorney General for the State and the defendants in person and plead guilty as charged. Thereupon the court assess the pen

Minutes Circuit Court, Humphreys County, August Term, 19 day of August 1922

alty they shall pay a fines of five dollars each together with all the costs and in the event of their failure to pay or secure said fines and costs they will be confined in the county jail or work house until they pay secure or work out all of said fines and costs.

State of Tennessee)
vs.) Gaming
John Wells et, al,)

In this case came the Attorney General for the State and the defendants in person and plead guilty as charged in said bill of indictment thereupon the court assess the penalty and say they shall a fine of five dollars each together with the costs, and in the event of their failure to pay or secure said fines and costs they will be confined in the county jail or work house until they pay secure or workout all of said fines and costs.

State of Tennessee)
vs.) Gaming
Ned Hegin et, al,)

In this case came the Attorney General for the state and the defendants in person, and plead guilty as charged in said bill of indictment. Thereupon the court assess the penalty and say they shall pay a fine of five dollars each together with all the costs, and in the event of their failure to pay or secure said fines and costs they will be confined in the county jail or work house until they pay secure or work out all of said fines and costs.

Court then adjourned until Monday morning at 9 o'clock.

W.D. Cooke Judge

Court met pursuant to adjournment present and presiding the Hon. W.L. Cook Judge etc.

State of Tennessee)
vs.) Petit Larceny.
Cland Shanks)

In this case came the Attorney General for the State and the defendant in person and by attorney, who being duly charged and arraigned on said bill of indictment pleads not guilty.

Thereupon to try the issue issues joined came a jury of good and lawful men of Humphreys County to wit: J.R. Patterson Willis Bass, Leon Bird, Tom Pullen, Jess Taylor C.R. Qualls Jim Garrett, Mike Burns, W.W. Gatlin W.K. Speight Henry Rogers, and G.W. Seats. who being duly elected tried and sworn according to law after hearing all the ~~xxxxxxx~~ proof argument of counsel and the charge of the court upon their oaths do say that they find the defendant guilty of Petite Larceny and recommend a jail sentence of ten days.

It is therefore ordered adjudged and decreed by the court that for the offense of petit larceny the defendant be confined in the Humphreys County jail for a period of ten days and that he pay the costs of this cause for which let execution.

Minutes Circuit Court, Humphreys County, August Term, 21 day of August 1922

issue, and in the event of his failure to pay or secure said costs he will be

further confined until same is paid secured or worked out.

The following cases were continued until next term of this court. Western Union against N.C. & St. L. Ry. Luff Bowen Co against Mrs. Nannie C. Teas. Talmage mims against T.E. Ayers J.P. Cowen & Co. against N.C. & St. L. Ry. J.W. Petty against Gordon Few.

H.H. Ross

vs.

Union Mercantile Co.

This case is continued by consent and set for Monday of next

term.

Luff Bowen Co.,

vs.

Condemnation

A.B. Simpson)

J.G. Luff, a Justice of the Peace of Humphreys County Tennessee filed here in court the following papers. ~~Index~~

Judgment

Judgment for \$20.34. In this case comes J.A. Slayden and present a note for \$19.38 dated Feb 1st, 1921 and due sixty days after date and said note appoints J.A. Slayden an atty in fact and gives him the right to go before any Justice of the Peace

in the state of Tenn. and confess judgment upon the same at any time after the same becomes due and now that the same is past due and unpaid the said Slayden comes and confess judgment upon the same as follows to wit: Prin \$19.38 and 96 int making in all \$20.34 and in compliance to the authority vested in the said Slayden by the maker A.B. Simpson, I do hereby give judgment in favor of the plaintiff and against the defendant in the sum as aforesaid to wit \$20.34 and all cost of suit for all of which execution will issue. This Nov. 21- 1921. Joe. G. Luff J.P.

State of Tennessee

Humphreys County

I, Joe G. Luff J.P. do hereby certify the foregoing to be a true and perfect copy of the record now on file in my office and the above to be a true copy of the judgment in the case. Given under my hand on this the 7th. day of Mch. 1922 J.G. Luff J.P. Filed March 8, 1922 Albert Binkley Clerk.

EXECUTION

State of Tennessee, Humphreys County. To any lawful officer to execute and return. You are hereby commanded, that of the good, and chattels lands and tenements of A.B. Simpson, you cause to be made the sum of Twenty Dollars and Thirty four Cents, and costs of suit, to satisfy a judgment which Luff Bowen Co. obtained before J.G. Luff, J. Justice of the Peace on this the 21 day of Nov. 1921, against the said A.B. Simpson and such moneys, when collected, pay to the said Luff Bowen Co. Given under my hand and seal, this 31 day of Dec. 1921. J.G. Luff Justice of the Peace.

LEVY

Came to hand day issued and there being no personal property of the defendant's to be found in my county, I therefore levied on the one half interest of defendant in the following described tract of land, Situated in the old 7th, Civil District now new 4th. and on duck river and Blue creek. Beginning on south side of Blue Creek at a poplar and maple on the bluff of said creek, Robt. Nelson's N.W.C. (1860) running east with said Nelson's line to a gum stump near the Centreville road, thence south 200 W.

Minutes Circuit Court, Humphreys County, August Term, 21 day of August 1922

150 poles to a red oak, thence south 550 Q. 19 poles a to a hickory, thence north 350 W. 167 poles to three small Elms on the bank of said river, thence down said river with its meanders to the mouth of said creek, thence up said creek with its meanders to the beginning, containing 175 acres more or less, and being in Humphreys Conty, Tenn. This Jan. 4th. , 1922 J.L. Smith Sheriff. Filed March 4th. 1922. Albert Binkley Clerk.

MOTION

And on motion of the plaintiff, it is ordered by the court that said lands so levied on be sold by the Sheriff of Humphreys County, to satisfy the aforesaid judgment of J.G. Luff, J.P. in favor of said Luff-Bowen Co., and also the cost of the proceedings.

Luff-Bowen Co.

vs.

Condemnation

A.B. Simpson)

J.G. Luff, a Justice of the Peace of Humphreys County, filed here in court the following papers.

Judgment

Judgment for the plaintiff for \$20.34, in this case comes J.A. Slayden and present add note for \$19.38 dated Feb. 1st. 1921 due in 90 days after date, the said note being to the plaintiff Luff-Bowen by the defendant A.B. Simpson and said note names the said J.A. Slayden as an atty. in fact, and gives him the authority to go before any Justice of the Peace in the State of Tenn. and confess judgment upon the same any time after the same becomes due and now that the same is due and unpaid the said J.A. Slayden comes and confess judgment upon the same as follows. \$19.38 Prin. & 96 cents int. making in all the sum of \$20.34 and all cost of suit and in compliance with the authority vested in the said J.A. Slayden by the maker A.B. Simpson. I do hereby give judgment in favor of the plaintiff and against the defendant for \$20.34 and all cost of suit for which execution will issue. This Nov. 21-21 Joe G. Luff. J.P.

State of Tennessee

Humphreys County

I, Joe. G. Luff J.P. do hereby certify the foregoing to be a true and perfect copy of the judgment in the case as will be found of record in my office see Civil docket No. 186 to the best of my knowledge J.G. Luff J.P. This Mch. 7- 1922 Filed Mch. 8 1922 Albert Binkley, Clerk.

EXECUTION

State of Tennessee, Humphreys County. To any lawful officer to execute and return: You are hereby commanded, that of the goods and chattels, lands and tenements of A.B. Simpson you cause to be made the sum of Twenty Dollars and Thirty four Cents, and costs of suit, to satisfy a judgment which Luff-Bowen Co. obtained before J.G. Luff, Justice of the Peace, on the 21st. day of Nov. 1921, against the said A.B. Simpson, and such moneys, when collected, pay to the said Luff-Bowen Co. Given under my hand and seal, this 31 day of Dec. 1921, J.G. Luff Justice of the Peace.

LEVY

Came to hand day issued and there being no personal property of the defendant to be found I, therefore levied on the one half interest of defendant in and to the following described tract of land: Situated in the old 7th. Civil District, now new 4th. and on Duck river and Blue creek, beginning on south side of Blue creek at a poplar and maple on the bluff of said creek, Robt. Nelson's N.W. C. (1860) running east with said nelson's line

to a gum stump near the Centreville road, thence south 200 W. 150 poles to a red oak thence south 550 W. 19 poles to a hickory, thence north 350 W. 167 poles to three small elms on the bank of said river, thence down said river with its meanders to the mouth of said creek, thence up said creek with its meanders to the beginning, containing 175 acres more or less, and being in Humphreys County. This Jan 4th, 1922. J.L. Smith Shrr. Filed March 4, 1922 Albert Binkley Clerk.

And on motion of the plaintiff, it is ordered by the court that said lands so levied on be sold by the sheriff of Humphreys County, to satisfy the aforesaid judgment of J.G. Luff J.P. and in favor of said Luff-Bowen Co, and also the cost of this proceedings.

Luff-Bowen Co.)
vs.) Condemnation

A.B. Simpson)

J.G. Luff, a Justice of the Peace of Humphreys County, filed here in court the following papers.

Judgment for the plaintiff for \$22.28, in this case came J.A. Slayden and presented a note for \$19.38 dated February 1st, 1921 and due four months from date, and said note give J.A. Slayden, the Authority to go before any Justice of the peace in the state of Tennessee and confess judgment upon the same at any time after the same becomes due, and said note now being due and unpaid, the said J.A. Slayden comes and confess judgment upon the same in the sum of \$22.28 Prin. and Interest and all cost of suit. And in compliance to said authority given to the said J.A. Slayden by A.B. Simpson maker, I do hereby allow the motion of the plaintiff by their said atty and do hereby give judgment in favor of the plaintiff and against the defendant in the sum of \$22.28 and all cost of suit for all of which execution will issue.

State of Tennessee,
Humphreys County)

I, Joe G. Luff, J.P. said county and State do hereby certify the foregoing to be a true copy of the record in my office in the above styled case to the best of my knowledge. Given under my hand and seal on this the 8th. day of Nov. 1922

J.G. Luff J.P.

Filed Feb. 8 1922. Albert Binkley Clerk.

EXECUTION

State of Tennessee, Humphreys County. To any lawful officer to execute and return. You are hereby commanded, that of the goods and chattes, lands and tenements of A.B. Simpson you cause to make the sum of Twenty two Dollars and Twenty eight, Cents, and costs of suit, to satisfy a judgment which Luff-Bowen Co. obtained before J.G. Luff, Justice of the Peace, on the 21 day of Nov. 1921, against the said A.B. Simpson, and such moneys when collected, pay to the said Luff-Bowen Co. Given under my hand and seal 31 day of Dec. 1921 J.G. Luff Justice of the Peace.

Lvey

Came to hand dayv issued and there being no personal property of the defendant's to be found in my county, I therefore levied on the one half interest of defendant in and to the following described tract of land: Situated in the old 7th. Civil District, now new 4th., and on Duck River and Blue Creek, beginning on south side of Blue creek at a poplar and maple on the bluff of said creek, Robt. Nelson's N.W. C, 1860) running east with said Nelson's line to a gum stump near the Centreville road, thence south 200 W. 150 poles to a red oak, thence south 550 W. 19 poles to a hickory, thence north 350 W. 167 poles to three small elms on the bank of said river, thence down said river with its

meanders to the mouth of said creek, thence up said creek with its meanders to the beginning, containing 175 acres more or less and being in Humphreys County, Tenn., This Jan. 4th. 1922, J.L. Smith Sheriff, Filed March 8, 1922 Albert Binkley Clerk. An on motion of the plaintiff, it is ordered by the court that said land so levied on be sold by the Sheriff of Humphreys County, to satisfy the aforesaid judgment of J.G. Luff J.P. in favor of said Luff-Bowen Co. and also the cost of this proceedings.

State of Tennessee)
vs.) Drunkenness

Albert Capps)

In this case came the Attorney General for the State and the defendant in person, and plead guilty as charged. Thereupon the court assesse the penalty and say he shall pay a fine of five dollars together with all the costs, and in the event of his failure to pay or secure said fine and costs he will be confined in the county jail or work house until he pay secure or workout all of said fine and costs.

Court then adjourned until to morrow morning and at 9 o'clock.

W. L. Cook
Judge.

Court met pursuant to adjournment present and presiding the Hon. W.L. Cook Judge etc.

State of Tennessee
vs.)
Burnie Burns) B.D.

In this cause comes the Attorney General for the State and the defendant in person and by attorney, who being duly charged and arraigned on said bill of indictment pleads not guilty. Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County to wit: T.W. Townsend Jim Garrett, J.E. Bell Leon Bird, W.R. Speight, D.C. Daniel J.R. Patterson Willis Bass, T.M. Larkins Tom Pullen Jess Taylor, and George Pickard, who being duly sworn according to law to well and truly try the issues joined, who after hearing all the proof argument of counsel and charge of the court upon their oaths do say that they find the defendant guilty as charged in said bill indictment. Thereupon defendant gave notice of a motion for a new trial and this cause is passed pending the filing and hearing of said motion and the defendant will remain on his present bond until said motion is passed.

State of Tennessee
vs.) B.D.

Burnie Burns)

In this cause comes again the Attorney General for the state and the defendant in person and by attorney, when the motion for a new trial heretofore filed in this cause to wit: In this case comes the defendant and moved the court for a new trial and for ground's says:

1

There is no evidence to support the verdict of the jury.

11

verdict of the jury shows passion and prejudice against the defendant and caprice in their finding. (A) The court erroneously permitted the Attorney General in argument and over objections of defendant's attorney without ruling thereon to pray upon their passion and prejudice and state, that if the jury did not convict in this case and did

not believe their sworn officer, then there was use of him prosecuting any more liquor at all.

111

The verdict of the jury is not based on the evidence, and is against the law as charged by the court. Therefore for the reasons above stated the defendant respectfully submits to the court, that the verdict of the jury is against the law and the evidence and that on a re trial of this case, the verdict will be different.

Burnel Burns
By F.S. Hall ~~xxxxxx~~

comes on to be heard by the court and the same being fully understood it is in all things over ruled to which action of the court the defendant excepts.

It is the afore ordered adjudged and decreed by the court that for the offense as found by the jury and as charged in the indictment the defendant pay or secure a fine of One Hundred dollars and the costs of this cause for which let execution issue. and in the event of his failure to pay or secure the same he will be confined in the Humphreys County jail or work house until the same is paid secured or worked out Defendant then prayed an appeal to the next term of the Supreme court at Nashville Tenn. which appeal is granted and the defendant is allowed 60 days in which to perfect and file his bill of exceptions. It is further ordered by the court that the defendant execute bond for his appearance before the Court as required by law and in the event of his failure he will be taken into custody by the Sheriff of Humphreys County and by him confined in jail to await the action of the Supreme Court.

State of Tennessee)
vs.) incest
Ray Turner)

In this cause comes again the Attorney General for the state and the defendant in person and by attorney when the motion for a new Trial heretofore filed in this cause to wit: in this case comes the defendant and moves the court for a new trial and for grounds:

1

There is no evidence to support the verdict of the jury.

(a) The testimony of the female alone is without corroboration, There is a total failure to prove any force, coercion, artifice or devise or fraud to procure the alleged intercourse, The case made by the alleged injured female in her testimony is in to to denied by the defendant. The testimony of the alleged injured female as to time and place of the wrongs and injuries complained of is without support and is flatly contradicted by three witnesses as to material details testified to by the female The females testimony as to opportune times and places, and the number of intercourses with the defendant is unreasonable, against nature and would not justify the verdict of the jury. The record shows that one John Marion Wallace had more opportune time and places than the defendant. There was evidence of lewd and lascivious conduct between Wallace and the female. There was no evidence between the defendant and the female in question. The evidence shows that in writing and above her signature without force coercion or other improper influence the female in question freely and voluntarily stated that the defendant was not guilty as charged in the indictment in this case in this case and in the second letter written after she had departed from the county she stated that she was not going to appear against him at all and that he was innocent

of the offense charged.

11

For the reasons assigned and matter stated in the first grounds of this motion the evidence preponderates in favor of the defendant and against the verdict of the jury

111

The verdict of the jury shows passion and prejudice against the defendant and caprice in their findings.

(a) The charge in the indictment of itself is calculated to produce a revulsion of feeling and prejudice against the defendant in the mind of any juror.

(b) The court erroneously permitted the Attorney General in argument and over the objections of the defendant's attorney without ruling the same on to pay upon this passion and prejudice and stat that if the jury did not convict in this case there was no use in him prosecuting in another like case.

IV.

The verdict of the jury is against the law charged by the court. That because of the matters and things herein before set out in grounds I to IV inclusive of this motion the jury could not find the defendant guilty beyond a reasonable doubt, without basing their verdict on passion prejudice or caprice.

V

It is therefore respectfully submitted to the judgment of the court, that the verdict of the jury is against the law and the evidence, that the verdict does the defendant a grave injustice, and that on a re trial of this case the verdict of the jury will be different.

Ray Turner
F.S. Hall Attv.

comes on to be heard by the court and the same being fully understood it is in all things over ruled. To which action of the court the defendant excepts It is therefore ordered adjudged and decreed by the court that for offense incest as found by the jury the defendant be confined in the state penitentiary at Nashville Tenn. at hard labor for an indeterminate period of time of not less than five years nor more than twenty one years and that he pay the cost of this cause for which let execution issue. The defendant therefore moved in arrest of judgment which motion was likewise over ruled. Defendant then prayed an appeal to the next term of the Supreme court at Nashville Tenn. which appeal is granted and the defendant is allowed sixty days in which to prepare and file his bill of exceptions. It is further ordered by the court that the defendant execute bond in the sum of one thousand Dollars for his appearance before the Supreme court as required by law and in the event of his failure he will be confined in the Humphreys County, jail to await the action of the Supreme court.

State of Tennessee)
vs.) Murder
Dick Mayberry)

In this cause comes again the Attorney General for the state and the defendant in person and by attorney, when the motion for a new trial heretofore filed in this cause to wit: This day came Dick Mayberry, The defendant in his own proper person and by attorney, and moved the court to to grant him a new trial and in support of said motion assigns the following grounds etc:

1

Because there is no evidence to support the verdict.