

and it appearing to the court, that the above named parties were regularly summoned by the Sheriff of Humphreys County, and that jurors so summoned appeared and answered said summons except, Winston White, Charles Beacham, J.D. Porch U.L. Shipp, Jim Jones who were excused by the court for various causes J.D. Parker M.M. McCaleb Will Box Jon Perkins and Willis Bass were appointed by the court to fill vacancies so appearing, out of said jurors so summoned and appearing were drawn a Grand Jury to wit: Jim Hedge, W.W. Willis C.E. Moore R.I. Mitchell, Sam Mays Dave Johnson C.O. Bradshaw W.C. Anderson V.V. Jackson A.V. Anderson Jesse James and J.E. Gwin. and P.J. Fuqua having appointed Foreman of the Grand Jury at a former term of this court the said Grand Jury is in all things as the law directs, having been treid sworn elected and charged by the court, retired to their room in charge of their sworn ^{officer} J.A. Crowell a Deputy Sheriff of Humphreys County, Tennessee sworn according to law to attend them in considering presentments and indictments.

W.S. Smith
vs.

H.H. Hatcher (

this cause was this day heard before the judge without a jury upon the record and the evidence whereupon the court found the issue in favor of the plaintiff as assess his damages at thirty five cents against the defendant.

the court further ordered that each party pay his own witnesses and costs incident to their being summoned and that each party pay one half each of all ^{other} costs in the case for all of which let execution issue

Britt Davis
vs.

H.H. Hooper et al,

this cause is compromised and settled by the defendants paying to the plaintiff the sum of \$40.00 and then paying the costs of the cause.

it is therefore considered that the plaintiff recover of the defendant the sum of \$40.00 and the cost of the cause for which execution will issue.

J.P. Choate () Circuit Court Humphreys County, August term 1923 on certiorari etc.
vs.)

J.W. Matlock (

In this case comes the plaintiff and moved the court to quash and dismiss the writ of certiorari granted herein and denues the allegation contained in the petition of said writ, to wit, that the petitioner tendered to James Bradley, the J.P. who tried and decided and rendered the judgment complained of in this case on its trial before the said Justice of the Peace, the oath prescribed for poor persons, likewise plaintiff denies the allegation contained in said petition that the said James Bradley J.P. informed or told said petitioner, the said defendant that the oath for poor persons in lieu of an appeal bond would not be accepted or taken by said J.P. in this case, or that the said J.P. the said James Bradley told him that he knew from developments in said case that Petitioner had property that enabled him to make such bond etc. It is likewise denied that said Bradley Justice of the Peace only agreed to grant an appeal in said case upon the said defendant the said Matlock executing bond, and that he refused to grant the appeal upon the oath for poor persons. It is denied that any oath was ever tendered. It is further denied that said judgment

is wholly unjust, or that it is unjust in any sense as against the defendant; it is therefore asked that said writ be quashed and dismissed and that the petitioner the said defendant be required to substantiate the grounds alleged in his petition for writ of certiorari, and that the plaintiff be permitted to introduce proof and to sustain this motion and the facts put in issue thereunder. J.E. Tubb J.F. Shannon Attys for Plff. Thereupon the case were continued upon said motion by consent

J.A. Gray ()
vs.) CIRCUIT COURT HUMPHREYS COUNTY, TENNESSEE
Willien E. Gray)

In this cause, it appearing that on the 22nd. day of June . 1923, an order was entered in this cause, to the effect that the defendant, Willien B. Gray was to have the custody of J.A. Gray III, for a period of thirty days beginning with June 24, 1923, as appears in said order, which order is entered in Minute Book 16 page 343 of this court, provided bond was executed in the sum of \$2000 by the American Surety Company of New York, and, It appearing that the said bond was executed by the said Willien B. Gray and the American Surety Co. of New York as surety, and that the said J.A. Gray III was delivered over to the said Willien B. Gray, as provided in said decree and that the said Willien B. Gray has returned the said J.A. Gray III to his father J.A. Gray Jr. as provided in said decrees.

IT IS THEREFORE ORDERED AND DECREED, the bond heretofore given be canceled and delivered up to the said American Surety Company, Surety, and Willien B. Gray, principal, and that all liability upon said bond be canceled and discharged a copy of said bond is to be made and left with the clerk as a part of the record in said cause

State of Tennessee
vs.) Drunkenness
George O. Guin)

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 H.H. Hooper, W.L. Latimore, J.R. Madden and Will J. Madden 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 his sureties all of said fine and costs for which let execution issue

State of Tennessee
vs.) Using Auto without lights
J.Hugh McCann)

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 five 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 costs

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

State of Tennessee
vs.) Drunkenness
Tom Wills)

In this case came the Attorney General for the State and 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

Minutes Circuit Court, Humphreys County, August Term, 13 day of August 1943

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 go hence without day.

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

J. D. Morton Judge.

Court met pursuant to adjournment, present and presiding the Hon. J.D. G. Morton.

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

One against Will Metcalf B.D. Subpoena for the State Grady Stewart Boyd Slaughter.

One against Oscar Davis A.B. Subpoena for the State Delmer Thomas Virgil Carnell Chas. Priest, Roy Ingram.

One against T.H. Collier B.D. Subpoena for the State Chas McMurray, R.L. Shannon D.L. Bowman.

One against Henry Phebus Drunkenness Subpoena for the State Enloe Shannon R.S. Warren, Jno. Phillips D.D. McCann, J.L. Smith.

One against Jno. Buck Stewart and J.R. Stewart B.D. Subpoena for the State J.L. Smith, John Crowell Arthur Hopkins, Geo Smith Enloe Shannon.

One against Boyd Slaughter B.D. Subpoena for the State J.L. Smith Mrs. Joe Stewart.

One against Grady Stewart B.D. Subpoena for the State J.L. Smith, J.L. Smith Grady Stewart.

One against J. McCarsen B.D. Subpoena for the State J.L. Smith Jno. Crowell, Gum Dotson.

One against W.A. Russell B.D. Subpoena for the State R.S. Warren J.L. Smith.

One against D.C. Harbin Possessing still Subpoena for the State J.L. Smith Jim Thomas.

State of Tennessee)
vs.) Failure to work road.
Henry Ross)

In this case the Grand Jury returned an indictment marked not a true bill. It is therefore ordered by the court that the defendant be discharged.

State of Tennessee)
vs.) Failure to work road.
Andrew Hargrove)

In this case the Grand Jury returned an indictment marked not a true bill. It is therefore ordered by the court that the defendant be discharged.

State of Tennessee)
vs.) Rape
Hoyt Johnson)

In this case the Grand Jury returned an indictment marked not a true bill. It is therefore ordered by the court that the defendant be discharged.

State of Tennessee)
vs.) Drunkenness
Cecil Hu rt)

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.

Minutes Circuit Court, Humphreys County, August Term, 14 day of August 1943

State of Tennessee)
vs.) Assault to commit murder
Amos Ewing col)

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: Floyd Murphree J.D. Parker, M.M. McCaleb Will McNeil, Will Box, Jno. Perkins, J.H. Turner, J.R. Madden, J.F. Rochell Dave Wright, J.D. Hooper, and Willis Bass. who being duly elected tried and sworn according to law and R.S. Warren being legally sworn to attend them, after hearing all the proof, argument of counsel and the charge of the Court upon their oath do say that they find the defendant guilty of an assault to commit murder in the second degree as charged in said indictment and assess his punishment at a maximum period of time of one year in the State Penitentiary.

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.

Alias Capiases was ordered by the court for the defendant.

State against Wade Garrett John Davis, Harold Gibbs, Casey Parnell Ernest Baker, Acre Catheey, Ellis Hooper Arthur Atchison, Ol Taylor Walter Craft, Drunkenness Walter Craft D.W. Henry Jones et al,

The following cases were continued until the next term of court State vs. H.A. Buchanan Ed Sharp, Carley Brazzell and Perry Edwards. Boyd Slaughter

State of Tennessee)
vs.) Assault with intent to commit murder in the first degree
Cogy Higin Col.)

In this case came the Attorney General for the State and the defendant in person, and upon the recommendation of the Attorney General a Noleprosequi is entered in this case upon the defendant paying the costs, and in the event of his failure to pay or secure said costs he will be confined in the county jail until he pay secure or work out all of said costs.

State of Tennessee)
vs.) Assault with intent to commit murder in the first degree.
Cogy Higin Col.)

In this case came the Attorney General for the State and the defendant in person, and upon the recommendation of the Attorney General a Noleprosequi is entered in this case upon the defendant paying the costs, and in the event of his failure to pay or secure said costs he will be confined in the county jail until he pay secure or work out all of said costs.

State of Tennessee)
vs.) Tippling
Bob Lawrence)

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

State of Tennessee)
vs.) Illegal voting
A.L. Beacham)

This case is continued on account of defendant's illness.

State of Tennessee)
vs.) (Manufacturing liquor for sale.
C.G. Baugus et, al,)

This case is continued until next term of court on pleas of guilty as all of the defendants.

State of Tennessee)
vs.)
Frank Young)

In this case came the Attorney General for the state and the defendant in person, and by attorney, and this case is tried by the court without the intervention of jury, who after hearing the proof in the case assess the penalty and say he shall pay a fine of twenty five dollars together with all the costs, then came into open court Annie Parks and John Young 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 his sureties all of said fine and costs for which let execution issue.

State of Tennessee)
vs.) Selling mortgaged property.
George T. Sherrod)

In this case came the Attorney General for the State and the defendant in person, and upon recommendation of the Attorney General a nolleprosequi is entered this case upon the defendant paying the costs, and in the event of his failure to pay or secure said costs he will be confined in the county jail until he pay or secure or workout all of said costs.

State of Tennessee)
vs.) B.D.
Hal Davidson)

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 in the event of his failure to pay or secure said fine and costs he will be confined in the county jail until he pay secure or work out all of said fine and costs.

State of Tennessee)
vs.) B.D.
Chester Phebus)

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 then came into open court J.L. Smith and entered Jno. W. Daniel's 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 let execution issue.

State of Tennessee)
vs.) B.D.
Chester Phebus)

In this case came the Attorney General for the State and the defendant in person, whereupon the Attorney General 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, and go hence without day.

State of Tennessee)
vs.) Drunkenness
Mitch Smith)

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 J.H. Johnson and H.M. Smith 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.) Drunkenness
J.T. Wills)

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, and in the event of his failure to pay or secure said fine and costs he will be confined in the county jail until he pay secure or work out all of said fine and costs.

State of Tennessee)
vs.) Forfeiture
Tom Wills et al,)

In this case by agreement this case is dismissed upon the payment of the costs of the Forfeiture.

State of Tennessee)
vs.) Possessing Liquor.
R.H. Collier col.)

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, then came into open court W.B. Ridings, 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 Tennessee recover of the defendant and his surty all of said fine and cost for which let execution issue.

Minutes Circuit Court, Humphreys County, August Term, 14 day of August, 1923

State of Tennessee)
 vs.) A.B.
 Oscar Davis)

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 Lawrence E. Riley, and Cecil Davis 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 his sureties all of said fine and costs for which let execution issue.

The following cases were continued on pleas of guilty. State vs. Will Metcalf, W.A. Russell, Grady Stewart.

Court then adjourned until tomorrow morning at 8.30 o'clock.

J. D. G. Morton
 Judge

Court met pursuant to adjournment present and presiding the Hon. J.D.G. Morton Judge.

State of Tennessee)
 vs.) Possessing liquor,
 Fred)
 Robert Parker)

In this case came the Attorney General for the state and the defendant in person, and the recommendation of the Attorney General a nolleprosequi is entered in this case upon the defendant paying the costs, then came into open court the defendant and paid to the Clerk of this court all the costs of the cause.

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

State of Tennessee)
 vs.) Possessing liquor
 Robert Parker)

In this case came the Attorney General for the state and the defendant in person and plead guilty and upon the recommendation of the Attorney General a nolleprosequi is entered in this case upon the defendant paying the costs of the case, And in the event of his failure to pay or secure said costs he will be confined in the County Jail until he pay or secure said costs.

State of Tennessee)
 vs.) (Larceny
 Tom Capps)

In this case came the Attorney General for the State and the defendant in person and plead guilty to Petit Larceny. Whereupon the Court assess the penalty, and say he shall be confined in the County jail for a period of ten days and pay the costs of the case, and in the event of his failure to pay or secure said costs he will be confined further in the county jail until he pay or secure or work out all of said costs.

Minutes Circuit Court, Humphreys County, August Term, 15 day of August, 1923

State of Tennessee)
 vs.) B.D.
 John Buck Stewart)

In this case came the Attorney General for the state and the defendant in person, and upon the recommendation of the Attorney General a nolleprosequi is entered in this case.

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

State of Tennessee)
 vs.) B.D.
 J.T. Stewart)

In this case comes 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, then came into open court E.L. Pruett 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 of the defendant and his surety all of said fine and costs for which let execution issue.

State of Tennessee)
 vs.) Tippling-Procuring liquor
 Ernest Phebus)

In this comes the Attorney General for the state, and it appearing to the court that the defendant was indicted at a former term of this court for the offense of Tippling Procuring liquor, and that said defendant was arrested and entered into bond with M.A. Phebus J.J. Shannon Henry Williams H.P. Phebus John W. Danile and D.W. Woods as his sureties which bond is in the words and figures following to wit: STATE OF TENNESSEE HUMPHREYS COUNTY We, Ernest Phebus and ----- agree to pay the State of Tennessee Five Hundred Dollars, unless the said Ernest Phebus appear at the next term of the circuit court of Humphreys County to be held at the court house in the town of Waverly, the Third Monday in April 1923, on Tuesday of said term to answer the State of Tennessee, for the offense of transporting liquor and part the court without leave. Ernest Phebus Principal. M.A. Phebus, J.J. Shannon, Henry W. Williams H.P. Phebus John W. Daniel D.W. Woods. Approved J.L. Smith Sheriff this 15th. day of March 1923.

And the defendant Henry Phebus being solemnly to come into open court and answer the State of Tennessee upon a charge of transporting liquor came not but made default and the said Ernest Phebus M.A. Phebus J.J. Shannon Henry Williams H.P. Phebus John W. Daniel and D.W. Woods were called to come into open court and bring with them the body of Ernest Phebus according to the tenor and effect of their said bond came not but made default neither came the defendant Ernest nor his said sureties but made default. It is therefore considered by the court that the defendant Ernest Phebus M.A. Phebus J.J. Shannon Henry Williams H.P. Phebus John W. Daniel D.W. Woods for their said default are forfeit and pay unto the State of Tennessee the said sum of Five Hundred Dollars according to the tenor and effect of their said bond.

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

Minutes Circuit Court, Humphreys County, August Term, 15 day of August 1923

State of Tennessee
vs.)
Ernest Phebus (Tippling

In this cause comes the Attorney General for the State, and it appearing to the court that the defendant was indicted at a former term of this court for the offense of tippling, and that said defendant was arrested and entered into to bond with M.A. Phebus J.J. Shannon Henry Williams H.P. Phebus John W. Daniel D.W. Woods as his sureties which bond is in the words and figures following to wit: STATE OF TENNESSEE HUMPHREYS COUNTY. We, Ernest Phebus and ----- agree to pay the State of Tennessee Five Hundred Dollars unless the said Ernest Phebus, appear at the next term of circuit court of Humphreys County to be held at the court house in the town of Waverly, on the 3rd. Monday in April on Tuesday of said term to answer the State of Tennessee for the offense of tippling Procuring liquor and do not depart the court without leave Ernest Phebus M.A. Phebus J.J. Shannon, Henry Williams H.P. Phebus John W. Daniel and G.W. Woods.

Approved J.L. Smith Sheriff. This 15th. day of March 1923.

And the defendant Ernest Phebus being solemnly called to come into open court and answer the State of Tennessee upon the charge of Tippling Procuring liquor, came not but made default, and the said M.A. Phebus J.J. Shannon Henry Williams H.P. Phebus John W. Daniel and D.W. Woods were called to come into open court and bring with them the body of the said Ernests Phebus according to the tenor and effect of their said bond came not but made default neither the defendant Ernest Phebus nor his said sureties but made default. It is therefore considered by the court that the defendant Ernest Phebus M.A. Phebus J.J. Shannon, Henry Williams H.P. Phebus John W. Daniel W D.W. Woods for their said default do forfeit and pay unto the State of Tennessee the said sum of Five Hundred Dollars according to the tenor and effect of their said bond. 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 further ordered that Alias Capias issue for the defendant.

State of Tennessee
vs.)
Ernest Phebus (Tippling

In this cause comes the Attorney General for the State, and it appearing to the court, that the defendant was indicted at a former term of this court for the offense of tippling, and that said defendant was arrested, and entered into bond with M.A. Phebus D.M. Owens J.J. Shannon, Henry Williams H.P. Phebus John W. Daniel and D.W. Woods as his sureties which bond is in the words and figures following to wit: STATE OF TENNESSEE HUMPHREYS COUNTY. We, Ernest Phebus ----- agree to pay the State of Tennessee Five Hundred Dollars unless the said Ernest Phebus appear at the next term of the circuit court of Humphreys County, to be held at the court house in the town of Waverly on the 3rd. Monday in April 1923. on Tuesday of said term to answer the State of Tennessee for the offense of tippling and do not depart the court without leave. Ernest Phebus Principal M.A. Phebus Surety D.M. Owens Surety, J.J. Shannon, Surety Henry Williams Surety H.P. Phebus Surety John W. Daniel Surety D.W. Woods Surety. Approved J.L. Smith Sheriff this 15th day of Mar 1923. and the defendant Ernest Phebus being solemnly called to come into open court and answer the State of Tennessee upon the charge of Tippling came not

Minutes Circuit Court, Humphreys County, August Term, 15 day of August 1923

but made default and the said M.A. Phebus D.M. Owens, J.J. Shannon Henry Williams H.P. Phebus John W. Daniel D.W. Woods were called to come into open court and bring with them the body of the said Ernest Phebus according to the tenor and effect of their said bond came not but made default neither came the defendant Ernest Phebus nor his said sureties but made default. It is therefore considered by the court that the defendant Ernest Phebus M.A. Phebus D.M. Owens J.J. Shannon Henry Williams H.P. Phebus John W. Daniel and D.W. Woods for their said default do forfeit and pay unto the State of Tennessee the sum of Five Hundred Dollars according to the tenor and effect of their said bond, It is further ordered by the court that Sci. Fa, 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 further that Alias Capias issue for the defendant.

State of Tennessee
vs.) A.B.
Mack Standridge)

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: J.H. Turner J.D. Parker Lee Headrick Boyd Davis Will Box Tom Ferguson, J.B. Maddox, Willis Bass, Dave Wright, Marion Mims, M.M. McCaleb and J.D. Hooper, who being elected tried and sworn according to law after hearing all the proof, argument of counsel and the charge of the court upon their oath do say that they find the defendant guilty of assault and battery 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.

Court then adjourned until tomorrow morning at 9.30 o'clock.

J. L. Smith Judge.

Aug. 16 1923
Court met pursuant to adjournment, present and presiding the Hon. J.P. G. Morton Judge
This day the Grand Jury came into open court as a body, and present the following presentments and indictments.

an indictment against O.L. Atchley Breach of Trust which indictment is in the words and figures following to wit:

State of Tennessee, Humphreys County. Aug. Term of Circuit Court A.D. 1923

The Grand Jury 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 O.L. Atchley heretofore to wit, on the 9th. day of Feb. 1921, in said county and state, unlawfully, fraudulently and feloniously appropriate to his own use with intent to deprive the true owner thereof, Forty & 42/100 dollars good and lawful money of the United State the property of E.S. Ellis and of the value of forty and 42/100 dollars, the said money being placed in the hands of the said O.L. Atchley to pay one half of the judgment of J.P. Schmidt Vs. E.S. Ellis & McKeel and to pay the one half of said judgment against the said McKeel in the event of his failure to pay it and the said G.R. McKeel having paid his half and the same having been placed in the said Atchley hands as agent by the said E.S.

Ellis and the said O.L. Atchley being bound to return said money to the said E.S. Ellis but failed to do so, and do the Grand Jury aforesaid present that the said O.L. Atchley by the means of the aforesaid feloniously and fraudulently appropriation is guilty of a fraudulent breach of trust contrary to the statute and against the peace and dignity of the state Jno. B. Bowman Attorney General.

Aug. Term 1923 . THE STATE vs. O.L. Atchley Breach of Trust E.S. Ellis Prosecutor Subpoena for the sate E.L. Ellis Albert Binkley G.R. McKeel J.L. Smith. Witnesses sworn by me on this indictment before the Grand Jury Aug. Term 1923 P.J. Fuqua Foreman Grand Jury Jno. B. Bowman Attorney General A TRUE BILL P.J. Fuqua Foreman Grand Jury.

One against J. Summers col. Larceny which indictment is in the words and figures following to wit, STATE OF TENNESSEE HUMPHREYS COUNTY. August Term, Circuit Court A.D. 1923. 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 J. Summers col, of said county heretofore to, wit, on the 1st. Day day of June 1923, in the county aforesaid, unlawfully and feloniously did steal, take and carry away Two & 50/100 dollars good and lawful money of the U.S. in denomination to the Grand Jury unknown of the value of Two & 50./100 dollars the property of the Standard Oil Co. 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. Aug. Term 1923 THE STATE vs. J. Summers col. Hedge Porch Prosecutor Subpoena for the State Hedge Porch, W.T. Carroll A Allison. Witnesses sworn by me on this indictment before the Grand Jury Aug. Term 1923 P.J. Fuqua Foreman Grand Jury. Jno. Bowman Attorney General. A TRUE BILL P.J. Fuqua Foreman Grand Jury.

One against Ramon Drew Mis. Subpoena for the state A.V. Anderson, Lavern Anderson Fred Willis.

One against Creed Hickman Mis- Subpoena for the State Piner Choate Mrs. Bertha Sykes Delia Mitchell

One against Clarence Alexander Disturbing worship, Supoena for the state Delia Mitchell Piner Choat Bob Haygood

One against Creed Hickman Disturbing worship Subpoena for the State Walter Mims Delia Mitchell Mrs. Bertha Sykes, Piner Choat.

One against Price Tester Mis- Subpoena for the State J.M. Hooper, Roy Hooper Arthur Teaster.

One against Lenard Tucker Drunkenness Subpoena for the state Mrs. Eva Wells, Mrs. Alice Hubbs

One against Deck Forester Drunkenness Subpoena for the State Mrs. Alice Hubbs Ethell Pruett, Willie Page Will Pruett, Walter Baker, Silas Forester, Mrs. Eva Wells, Doss Morgan

State of Tennessee
vs.) In the Circuit Court of Humphreys County August Term 1923
Mack Standridge (

The defendant moves the court for a new trial in this case and in support of his motion assigns the following ~~xxxxxx~~ errors committed against him on the trial of this case:

I
Because there is no evidence to sustain the verdict of the Jury.

II
Because the weight of the evidence is against the verdict of the jury.

III
Because the evidence greatly preponderates against the verdict of the jury.

And for these reasons the defendant moves the court to set aside the verdict of the jury and grant him a new trial. J.F. Shannon, J.E. Tubb Attys for Deft.

State of Tennessee
vs.) age of consent.
Grady Turner (

In this cause comes the attorney general for the state 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 Tenn. to wit. J.H. Turner, Charley McMurray, Jno. Perkins T.O. Perkins W.A. Hopkins Will Wolverton, J.R. Madden Alvia Simpson, Jim Hooper, T.K. Simpson Davis Porch, Sam Hemby who being duly elected, tried and sworn according to law and being in charge of R.S. Warren who had been legally sworn to attend them, after hearing all the proof, argument of counsel and the charge of the Court upon their oath do say that they find the defendant guilty of violating the age of consent as charged in said bill of indictment and assess his punishment at a maximum period of time of four years in the state penitentiary Thereupon defendant gave notice of a motion for a new trial and this cause is passed pending the filling and hearing of said motion and the defendant will remain on his present bond pending final action on said motion.

Rosia Mai Taylor
vs.) In Circuit Court at Waverly
Tom Taylor (

In this cause, on motion of plaintiff, and it duly appearing to the Court that the defendant Tom Tom T-aylor, has been regularly brought before the Court, and made a party defendant, by publication duly made, andn the defendant has failed to make defense to petitioners bill within the time required by law, it is ordered that the petition or bill be taken for confessed, and the case set for hearing ex-parte. Thereupon this case came on to be heard before the Honorable J.D.G. Morton, judge of the Circuit Court, on this the 16th. day of August, 1923, upon the bill, the order procon-fesso this day take and the proof in the case.

I
And it satisfactorily appeared to the Court from the proof that the facts charged in the bill are true, that the defendant had willfully deserted petitioner, without a reasonable cause, in August 1922, at which time he abandoned petitioner and turned her out of doors, and that he has ever since refused or neglected to provide for her and their little child.

II

It further appeared to the court that when the defendant Tom Taylor abandoned petitioner they had a baby about one week old, named Helen Augustus Taylor, and that defendant has never given said child any support or attention, the exclusive custody of said child is given to petitioner.

It is, therefore considered by the court, that the bonds of matrimony subsisting between petitioner and defendant be absolutely and forever dissolved and that petitioner be vested with all the right of an unmarried person, and that defendant pay the costs of this suit for which let execution issue.

Virgie Morrisett)
vs.) In Circuit Court of Humphreys County, Tennessee
Reuben Morrisett)

This cause was heard on this the 4th. day of the present term of the court upon motion of the complainant for an order pro confesso against when it appeared to the court that the defendant is properly before this court by publication duly made as required by law requiring him to appear on the first day of the present term of this court and make defense to the bill in this case, and it further appeared appearing that he has failed to appear or make any defense in the case up to this the 4th. day of the present term of the court and that he is in default. It is therefore ordered, adjudged and decreed by the court that the bill in this case be and the same is taken for confessed as against the defendant and set for hearing ex-parte.

The cause thereupon came to be and was heard upon the bill in the case the forgoing order pro confesso and all the proof when it appeared to the court that the complainant and the defendant were married in Humphreys County some two years ago, and that within a short while after such marriage the defendant abandoned the complainant, failed and refused and neglected to provide for her although he was able to do so and has not provided for her maintenance and support but has turned her out of doors and forced her to provide for herself and that such neglect and abandonment was wilful, malicious, and without any reasonable cause and in fact without any cause at all, and that the defendant misrepresented to the complainant his ability and means to provide for her before their said marriage and falsely represented to her that he was able to take care of provide for her and that all such representation were false and that the complainant being young was misled and deceived thereby.

It is therefore ordered, adjudged and decreed by the court on the grounds aforesaid that the bonds of matrimony subsisting between the complainant and the defendant be and the same are hereby absolutely dissolved, and for nothing held, and that the defendant pay the costs of the cause for which let execution issue

State of Tennessee)
vs.) Drunkenness
J.E. Sullivan)

In this cause comes the Attorney General for the state and the defendant in person, who being arraigned and charged upon 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: Floyd Murphree J.D. Parker, M.M. McCaleb Will McNeil Will Box, Jno. Perkins, J.H. Turner, John Rob. Madden, J.F. Rochell, Dave Wright, J.D. Hooper, and Willis Bass who were sworn according to law to well and truly try the issues joined, who after hearing all the proof, and charge of the court, upon their oath do say they cannot agree upon a verdict in this case. It is therefore ordered by the court that the defendant be discharged, and a mistrial be entered, and

the case continued until the next term of this court.

State of Tennessee)
vs.) Drunkenness
Henry Phebus)

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 the defendant and paid to the Clerk of this court all of said fine and costs It is therefore ordered by the court that the defendant be discharged and go hence without day.

The following case were continued upon pleas guilty State vs. J. McCarron D.C. Harbin

State of Tennessee)
vs.) A.B.
C.O. Bradshaw)

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, and in the event of his failure to pay or secure said fine and costs he will be confined in the County jail until he pay secure or work out all of said fine and costs.

J.E. Mathis)
vs.)
W.M. Murrell)

In this cause came the parties by their attorneys and also a jury of good and lawful men of Humphreys County to wit: Lee Breeden, J.D. Parker, J.D. McCrary, W.R. Box, Floyd Murphree, Brown Morrisett, Willis Bass, Dave Wright, Will McNeil, M.M. McCaleb, and J.D. Hooper, who being elected empaneled and sworn to try issues joined who after hearing apart of the evidence, and not having time to complete the trial said jury was respited by the court until tomorrow morning at 8.30 o'clock. Court then adjourned until tomorrow morning at 8.30 o'clock

J.F. Rochell Judge.

Court met pursuant to adjournment, present and presiding the Hon. J.D.G. Morton Judge.

W.J. Marchbanks)
vs.)
Dora Marchbanks)

This cause came for hearing and was heard before the Hon. J.D.G. Morton on this the 16th. day of August, 1923 on motion of complainant for an order pro confesso against the defendant, and it appearing to the court that the defendant Dora Marchbanks has been regularly brought before the court as such by publication duly made as the law directs, and has made no defense but is in default, it is therefore ordered that the bill be and the same is in all things taken for confessed and the cause set for hearing ex parte.

The cause then came on for hearing on the proceedings already had, to wit, the bill, the order pro confesso, and proof adduced in open court and it appearing that the complainant and defendant were entermarried as alleged in the bill, that the defendant wilfully deserted the complainant without a reasonable cause for more than two whole years next before the filing of the bill. It is therefore ordered, adjudged and decreed by the court that the bonds of matrimony subsisting between the complainant defendant be forever dissolved and for nothing held. The Court decrees

Minutes Circuit Court, Humphreys County, August Term, 17 day of August 1923

State of Tennessee)
 vs.) Larceny
 Dock Forester et, al, (Motion to retax costs

In this cause came the Attorney General for 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 state Treasury of ~~the state~~ and that the Clerk of this court make out and certify the same to the Comptroller as the law directs.

State of Tennessee)
 vs.) Insest
 Ray Turner (Motion to re tax costs

In this cause came the Attorney General for 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 State Treasury, and that the Clerk of this court make out and certify the same to Comptroller for payment as the law directs.

State of Tennessee)
 vs.) Manufacturing Liquor.
 Jess Parker (

In this cause came the Attorney General for 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 the County Judge for payment as the law directs

State of Tennessee)
 vs.) Possessing Liquor
 Jess Parker) Motion to retax costs

In this came the Attorney General for 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.

Minutes Circuit Court, Humphreys County, August Term, 17 day of August 1923

H.E. Haley)
 vs.) In the Circuit Court of Humphreys County, August term 1923.
 J.E. Sullivan et, al, (

The defendant J.E. Sullivan tendered his bill of exceptions to the judgment of the court overruling and dismissing his motion to dismiss the writ of certiorari and to quash the same granted in lieu of an appeal, which being signed and sealed by the court is ordered to be made a part of the record.

State of Tennessee)
 vs.) Ga ming
 Tom Crawford)

In this case comes 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, and go hence without day.

State of Tennessee)
 vs.) Cruelty to animals
 Herman Dotson.)

In this case alias capias is ordered by the court issued for the defendant.

State of Tennessee)
 vs.) Forfeiture
 Wade Garrett et, al,)

In this cause on motion of the Attorney General, for final judgment in this case, for sufficient reason appearing to the court therefore, the forfeiture is reduced to the sum of One Hundred 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 Wade Garrett, and his sureties on his appearance bond to wit: Mrs. R.L. Garrett, and Raymon Garrett the sum of One Hundred Dollars and the costs of the forfeiture for all of which let execution issue.

State of Tennessee)
 vs.) Larceny
 J. Summers col. (

This case is continued, until the next term of court

State of Tennessee)
 vs.) ~~Assault with a deadly weapon~~ murder in the first
 Cogy Hogin et al.) ~~Reckless murder~~ 1st. Pa.

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 defendant and his sureties, the costs of this cause for which let execution issue.

J.E. Mathis)
 vs.)
 W.M. Murrell)

In this case came again the parties by their attorneys, and also came again of good and lawful men of Humphreys County to wit: Lee Breeden, J.D. Parker, J.D. McGraw, W.R. Box, Floyd Murphree Brown Morrisett, Willis Bass, Dave Wright Will McNeil M.M. McCaleb and J.D. Hooper, J.F. ^{Hochell} ~~Reddy~~ who being duly elected empaneled and sworn to try the issued joined who after hearing all the evidence, and not having time to complete

Minutes Circuit Court, Humphreys County, August Term, 17 day of August, 1923

the trial said jury was respited by the court until tomorrow morning at 8.30 o'clock.

Court then adjourned until tomorrow morning at 8.30 o'clock.

Jos. M. Norton
Judge

Minutes Circuit Court, Humphreys County, August Term, 18 day of August, 1923

Court met pursuant to adjournment, present and presiding the Hon. J.D.G. Morib Judge.

State of Tennessee)
vs. (Assault to commit murder in the first degree
Amos Ewing (

In this cause comes the Attorney General for the State and the defendant in person and by attorney, when the motion for a new trial heretofore ~~xxxxxx~~ filed in this cause to wit:

Motion

State of Tennessee)
vs. (In Circuit Court Waverly Tenn.,
Amos Ewing)

Comes the defendant Amos Ewing in proper person and by attorney and moves the court in arrest of judgment and for a new trial upon the following grounds:-

I

Because the testimony had upon the trial preponderates in favor of the innocence of the defendant, against the verdict of guilty as found by the jury.

II

Because the jury in its deliberations and in making up its verdict of guilty of attempt to commit murder in the second degree and fixing the punishment in the penitentiary at one year, discussed the cost to the County should it fix a lesser offense, the idea of costs to the county operating against the defendant getting a lesser punishment in the case, and resulting in the verdict found, by the jury. J.R. Morris Atty. for Deft. came on to be heard by the Court and the same being fully understood by the Court it is in all things over ruled.

Thereupon defendant moved in arrest of judgment which motion is likewise over ruled. It is therefore ordered adjudged and decreed by the Court that for the offense of assault to commit murder in the second degree as found by the jury and as charged in said bill of indictment, the defendant be confined in the State Penitentiary at Nashville, Tenn. at hard labor for an indeterminate period of time of not less than one year and not more than one year, the maximum fixed by the jury.

Thereupon defendant prayed an appeal to the next term of the Supreme Court at Nashville Tenn., which appeal is granted and the defendant is allowed thirty days in which to prepare and file his bill of exceptions, Defendant will 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 to do so he will be confined in the Humphreys County jail to await the action of the Supreme Court.

State of Tennessee)
vs. (A.B.
Mack Standridge (

In this cause comes the Attorney General for the State and the defendant in person and by attorney, when the motion filed in this cause, to wit:

MOTION

State of Tennessee)
vs. (In the Circuit Court of Humphreys County, August term 1923.
Mack Standridge)

The defendant moves the court for a new trial in this case and in

support of his motion assigns the following errors committed against him on the trial of the case.

I

Because there is no evidence to sustain the verdict of the jury:

II

Because the weight of the evidence is against the verdict of the jury.

II

Because the evidence greatly preponderates against the verdict of the jury. And for these reasons the defendant moves the court to set aside the verdict of the jury and grant him a new trial. J.F. Shannon J.E. Tubb Attys for Deft. came on to be heard by the Court and the same being fully understood it is in all things over ruled. It is therefore ordered, adjudged and decreed by the Court that for the offense of assault and battery as found by the jury the defendant pay or secure a fine of twenty five dollars and the costs of this cause for which let execution and in the event of his failure to pay or secure said fine and cost he will be confined in the County jail until the same is paid secured or worked out.

State of Tennessee
vs.
Grady Turner Age consent.

In this cause comes again the Attorney General for the State and the defendant in person and attorney, when the motion for a new trial heretofore filed in this cause, to wit:

NOTION

State of Tennessee
vs.
Grady Turner } In Circuit Court Humphreys County, Tenn.,

Comes the defendant Grady Turner in proper person and by attorney and moves the court in arrest of judgment, and for a new trial upon the following grounds.

I

Because the testimony upon the trial in favor of the defendant and against the verdict of guilty as found by the jury.

II

Because the proof showed that the girl in question had had illicit intercourse with others at and before the time alleged.

II

Because the Court refused to charge the defendant's request Nos. 1 & 2 as follows.

REQUEST FOR DEFENDANT NO. 1.

Under the provision of the Act under which defendant is indicted its purpose was to protect virtuous women and to safeguard the against the wiles of the seducer. If the defendant proves that the female Miss Marie Smith at and before the time of the alleged commission of the offense charged was guilty of lewdness, that is to say, of illicit intercourse, no matter with what secrecy said acts may have been committed, a conviction would not be warranted

Request for Defendant No. 2.

" If the defendant proves that the female in question at and before the time of the alleged commission of the offense charged was guilty of lewdness, that is to say of illicit intercourse, no matter with what secrecy with other persons, a conviction could not be had. And if you have a reasonable doubt as to her guilt of intercourse with other persons at and before the time of the offense, you should give the benefit of this doubt to the defendant and acquit him. J.R. Morris Atty for Deft. came on to be heard by the Court and the same being fully understood it is in all things over ruled, ~~ixix~~ to which action of the Court defendant excepts, Defendant then moved in arrest of judgment which was likewise over ruled. It is therefore ordered adjudged and decreed by the Court that for the offense of violating the age of consent as found by the jury and as charged in said bill of indictment, the defendant be confined in the State Penitentiary at Nashville Tenn. at hard labor for an indeterminate period of time of not less than three years and not more than four years, the maximum fixed by the jury. Thereupon the defendant prayed an appeal to the next term of the Supreme Court at Nashville Tenn. which appeal is granted and the defendant is allowed thirty days in which to prepare and file his bill of exceptions. The defendant will execute bond in the sum of TWO THOUSAND DOLLARS for his appearance before the Supreme Court at its next term 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.

This day came Miss Minnie Pavo, in open court, and present and read her board bill for boarding the juries in the cases of State vs. Amos Ewing, and in the case of State vs. Grady Turner to the amount of \$14.00 which amount was approved and allowed and ordered paid by the court, out of the State Treasury, and the Clerk of this court will make out and certify the same to the Comptroller, for payment as the law provides.

SHERIFF BOARD BILL FOR BOARDING PRISONERS CHARGED WITH FELONIES

This day into open court, J.L. Smith Sheriff and Jailer of Humphreys County Tennessee, present and read in open court his account against the State of Tennessee, for keeping prisoners, which amount is \$16.75. which 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 of Tennessee, for payment as the law provided.

Eula Clements }
vs. } In the Circuit Court Waverly Tennessee.
Ben Mathews }

Came the plaintiff by her attorney J.R. Morris and dismiss this case, the same having been compromised and settled out of court and the costs incident thereto paid and settled with the Clerk of the Court.

We, the members of the Grand Jury for Humphreys County, at the Aug. Term of the Circuit Court for Humphreys County Tenn., beg leave to submit the following report to your Honor.

We, have diligently inquired and 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 inmates and prisoners well fed and cared for.

The Jail roof is leaking and the gutters to the roof are in bad shape and should be repaired.

Minutes Circuit Court, Humphreys County, August Term, 18 day of August 1923

We have examined all bonds required of us to be examined by us and find them good and solvent for the several amounts thereof except the bond M.J.L. McMaekins as Constable which should be strengthened, and now having completed our labors we respectfully ask to be discharged for the term. P.J. Furqua J.L. Hedge, J.D. Johnson, R.T. Mitchell W.S. Mays W.W. Willis C.E. Moore, C.O. Bradshaw, V.V. Jackson A.V. Anderson Jesse James J.E. Gwin, and W.C. Anderson.

W.E. Haley)
vs.) In Circuit Court of Humphreys County, August term 1923.
J.E. Sullivan et al, (

This cause was heard upon the motion of the defendant J.E. Sullivan to dismiss and quash the writ of Certiorari and after hearing all the proof on the motion the court was of the opinion that the motion should not be sustained and disallowed same, but was further of the further opinion that the plaintiff should pay the costs of all the proceedings in the Justice of the Peace court, and the costs incident to the certiorari and the motion in this court, and awarded judgment for same and directed an execution against the plaintiff and his sureties to wit S.M. Deal for the same.

The court further ordered that the fund for which the peanuts in question were sold be paid into the hands of Albert Binkley Clerk of this court and by him loaned out a 6% interest taking note with good and solvent sureties for the same.

Dr. J.E. Mathis)
vs.) In Circuit Court of Humphreys County, Tennessee.
Walter Murrell,)

Came the parties and a lsc a jury of good and lawful men to wit; Lee Breeden, J.D. Parker, J.D. McCrary, J.F. Rochell, W.R. Box, Floyd Murphree Brown Morrisett, Willis Pass Dave Wright, Will McNeil, M.M. McCaleb, and J.D. Hooper who being elected, tried and sworn the truth to speak upon the issues joined upon their oath do say they find the issue in favor of the defendant and they find the value of said cow and calf, the property in question to be Forty Five (\$45.00) Dollars.

It is therefore considered by the court that the plaintiff return said cow and calf to the defendant, and if he fail to do so, the the defendant recover of him the value thereof as found by the jury, and it is further adjudged that the defendant recover of the plaintiff and his sureties to wit-----and----- on the appeal in bond all the costs of this cause for which execution will issue.

Martha Owens)
vs.) In Circuit court Waverly Tennessee.
Frank B. Owens)

In this cause it duly appearing to the Court that Frank B. Owens the defendant in this cause was regularly brought into to court by service and copy and subpoena, the same having been served upon him more than five days before the sitting of the Court and up to this Thursday of the term has made no defense but is in default, it is therefore ordered on motion of the complainant, that as to the said Frank B. Owens, the petition be taken for confessed, and the cause set for hearing Ex parte

to b

Minutes Circuit Court, Humphreys County, August Term, 18 day of August 1923

The cause coming on further to be heard before the Hon. J.D.C. Morton, Judge, was heard upon the petition, the pro confesso, and the oral testimony of witnesses taken in open Court and upon the agreement of the parties, settling the matter of alimony, which agreement is as follows:

AGREEMENT

MARTHA OWENS)
vs.) In the Circuit Court Humphreys County August term 1923.
FRANK B. OWENS)

In this cause it is agreed as follows as to the property rights and the custody of the child. It is agreed that upon the granting of the complainant a divorce in the above styled cause by the court that the defendant is to pay the complainant as alimony the sum of Five Hundred Dollars within 60 days after absolute divorce is granted, and that out of said \$500.00 complainant's atty. J.R. Morris is to be paid \$25.00 and that complainant will support the only child of said union, she being allowed to keep said child so long as it may desire to stay with her but she is not to carry the child out of the state. Defendant is to pay the costs of the cause.

The plaintiff, in consideration of the agreed sum of \$500.00 as alimony releases and relinquishes all claims on and to defendant's property of every kind by reason of the marital relation existing between said parties a lein will be declared in judgment for payment of above alimony to complainant upon his real estate described in the bill in this cause. August 15th 1923. Frank B. Owens R Martha Owens Test J.R. Morris her mark

And said agreement so entered into by the parties is made the judgment of the Court. And it satisfactorily appeared to the Court from the proof that the defendant had failed and refused to provide for the Petitioner and her child. It is therefore ordered adjudged and decreed by the Court that the bonds of matrimony subsisting between the petitioner and the defendant be absolutely and forever dissolved and that the petitioner be vested with all the rights of an unmarried woman, and that her former name Martha Riler Morrison be and is restored to her.

It is ordered, adjudged and decreed in pursuance of the above agreement entered into by the parties, and judgment is hereby rendered in favor of the petitioner against the defendant, for the sum of \$500.00, which is a lein against the real estate described in the petition, which judgment is to be paid within 60 days from the date of said agreement, the same to be paid to the Clerk of this Court, and upon payment into the Court the Clerk will pay to the petitioner the sum of \$475.00 and to Her Atty. J.R. Morris, the sum of \$25.00

It is further ordered and decreed by the court that the defendant has the right and may visit his boy child by his marriage to the petitioner, at any time he may see proper the custody of the said child being decreed to the petitioner, but the petitioner is not to permanently remove said child from the State. The Court further orders adjudges and decrees that the defendant Frank B. Owens, pay the costs of this cause, for which execution will issue.

Minutes Circuit Court, Humphreys County, August Term, 18 day of August 1923

Labe Easley)
vs.) In Circuit Court, Waverly Tennessee.
Louisa Easley (

In this cause it appearing to the Court, that the defendant Louisa Easley has been regularly brought into court by service of subpoena to answer and copy of bill, served five days before the meeting of the Court, and up to this Thursday the fourth day of the term, has made no defense but is in default, it is therefore ordered, upon motion of the complainant, that as to said defendant Louisa Easley, the bill be taken for confessed and the cause set for hearing ex parte.

And it satisfactorily appeared to the Court, upon the cause coming on further to be heard, before the Hon. J.D.G. Morton judge, and was heard upon the bill, the pro-confesso heretofore taken, and the testimony of witnesses examined in open court, that the facts as charged in the bill are true, that the defendant had willfully and maliciously deserted the complainant, without a reasonable cause, and that said desertion has been for more than two whole years before the bringing of this suit, the fact has been fifteen or more years.

It is therefore ordered adjudged and decreed by the court, that the bonds of matrimony subsisting between the complainant and the defendant, be absolutely and forever dissolved and that the complainant be vested with all the rights of an unmarried person. And that complainant pay the costs of this cause, for which execution may issue. The Court so orders adjudges and decrees.

W.K. Pirtle & Co.)
vs.)
Appealed J.P.
Sam G. Jones and)
Hattie C. Jones)

Came the plaintiff by his attorney, and moves the Court that ~~xxx~~ he permitted to enter, on behalf of his client a voluntary nonsuit, saying that at this time he does not desire to further prosecute the cause. Said motion is accordingly allowed, and it is considered by the court that the ~~defendant~~ and their surety on their costs, or appeal bond to wit, H.M. Turner pay the costs of the cause for which let execution issue.

The following cases were continued until the next term of this court.

Western Union Tel. Co. vs. N.C. & St. L. R.R. Luff-Howen Co. vs. Nannie C. Teas.
J.W. Petty vs. Gordon Few J.P. Cowen & Co. vs. N.C. & St. L. R.R. W.C. Turner as next friend ~~xxxxx~~ Cof G.B. Turner vs. C.C. Patterson et, al, J.W. Wright vs. W.T. Ham.
W.C. Pace vs. J.L. Smith Sheriff. Ira Aveitt vs. S.W. Taylor & Co.

Berry Mayberry)
vs.) Appealed J.P.
Mrs. Annie Parks)

This case is continued by the Plaintiff, and set for Thursday of next term, and the attendance of witnesses is taxed against the plaintiff, for which let execution issue.

Minutes Circuit Court, Humphreys County, August Term, 18 day of August 1923

Mrs. B.C. Murrell)
vs.) Petition for divorce
W.G. Murrell)

It appearing to the Court, when this case came on for trial that the plaintiff having failed to appear and prosecute her case. Thereupon the Court ordered that the case be dismissed, and dropped from the docket and that the plaintiff be taxed with the costs, for which execution will issue.

Talmage Mims)
vs.) Damage
T.E. Ayers (

Came the plaintiff by his attorney, and moved the Court that he be permitted to enter, on behalf of his client a voluntary nonsuit, saying that at this time he does not desire to further prosecute the cause. Said motion is accordingly allowed, and it is considered by the Court that the plaintiff, and his sureties on his costs bond to wit, C.W. Cowen and J.L. Hickman pay the costs of the cause for which let execution issue.

J. Rich Moore)
vs.) Condemnation
H.M. Sykes)

In this came the plaintiff and dismissed his case, and paid to the Clerk of this all the costs as to the clerk and the costs as to the Justice of the Peace.

J.H. McCann,)
vs.) Damage
N.C. & St. L. R.R.)

This cause is continued by the defendant, and set for the first day of the next term of this court.

Walter Blazer)
vs.) Condemnation
John Durham et, al,)

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

NOTE

TWELVE MONTHS AFTER DATE I John Durham promise to pay T.G. Agy 180.00 one hundred and eighty dollars of balance on one pair of dark bay horse mules about 15 hands high known as the henry Patterson mules and one three inch log waggon and one double set of harness said T.G. Agy is to hold title on said mules and wagon and harness until said note is paid in full with six per cent interest this march 3/12 1920. John Durham.

WARRANT

STATE OF TENNESSEE-----County. To any lawful officer within said County: You are hereby commanded to summon John Durham and T.G. Agy as indorser, to personally appear before me, or some other acting Justice of the Peace for said County to answer the complaint of W.A. Blazer in a plea of debt due by on note under \$500.00 Given under my hand and seal, this 7 day of Oct. 1921. J.G. Luff Justice of the Peace.

OFFICERS RETURN

Came to hand the same day issued, and executed by reading the within warrant to all the within parties and citing them to appear before J.G. Luff Esq. for trial the 11 day of

Minutes Circuit Court, Humphreys County, August Term, 18 day of August 1923

Oct. 1921 at 1 o'clock . M. J.L. Smith Sheriff Filed March 2nd. 1923. Albert Binkley Clerk,

JUDGMENT

Walter Blazer vs. John Durham and T.G. Agy. In this cause I render judgment for the plaintiff and against the Defendant for \$197.10 Dollars and all costs of suit, for which execution may issue. This Oct. day of 2 1921. J.G. Luff Justice of the Peace.

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 John Durham T.J. Agy Sec. W.D. Durham Stayer. you cause to be made the sum of one hundred & ninety seven Dollars and Ten Cents, and cost of suit, to satisfy a judgment which Walter Blazer obtained before J.G. Luff, Justice of the Peace on the 11 day of Oct. 1921, against the said John Durham T.J. Agy Sec. W.D. Durham Stayer. and such moneys, when collected, pay to the said Walter Blazer. Given under my hand and seal, this 14 day of Feb. 1923 J.G. Luff Justice of the Peace.

Levy

Search being made and no personal property being found in my county belonging to the defendant upon which to levy the within execution I therefore levied the same on the following real estate: I levy on one tract containing 40 acres located in the first District of Humphreys County, Tennessee belonging to the defendant John Durham, bounded generally on the north by the county line, east by the lands of Daniel, south by the lands of Hooper and on the west by the lands of Evans and levied on as the property of the defendant John Durham. I also levied this on the undivided interest of W.D. Durham in the following described land located in the first District of Humphreys County, Tennessee on the waters of Turkey Creek and bounded as follows: Beginning at a chestnut North of Turkey Creek, running thence South 204 poles to a black oak with hickory and black oak pointers thence East to a red elm on the west bank of the Carter Branch, thence with said branch to a sycamore, thence eastward to the spring branch, thence up said branch with its meanders to a white oak at the spring at the public road, thence with the said road to the James Cook line, thence North to a stake, thence west to a stake, thence South to the said public road to the said creek, thence down said creek to the Traylor road, thence up said road to a black oak, thence West 75 poles to the beginning, containing 100 acres more or less including and excluding about 2 acres of J.T. Carter heirs and about 20 acres of Ab Durhams' on the west boundary of the within described tract, which undivided interest is set out and described in two deeds one from M.I. Carter to W.D. Durham dated February 11 1915 and the other from Dan Durham and wife Katie Durham to said W.D. Durham dated January 5th. 1915, but which deeds are not of record in the Register's office but which are in the hands of the Register for registration and have not been noted by him for the reason that the fees have not been paid and this undivided interest is levied on as the property of the said W.D. Durham to satisfy the within execution, as no personal property could be found upon which to levy the same belonging to him. The defendant W.D. Durham being the stayer for the judgment upon which this execution issued. Witness my hand this 27 day of February, 1923 Claud O. Lashlee Dep. Sheriff Humphreys County Tennessee. Filed March 2nd. 1923. Albert Binkley Clerk.

Minutes Circuit Court, Humphreys County, August Term, 18 day of August 1923

And on motion of the plaintiff, it is ordered by the Court that the lands so levied on upon, be sold by the Sheriff of Humphreys County, Tennessee to satisfy the aforesaid judgment, of J.G. Luff J.P. of the said Walter Blazer, and also the costs of this proceedings.

Court then adjourned until court in course.

J.G. Luff Judge

CAPTION DECEMBER TERM 1923

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, Tenne, on the 10th. day of December it being the 2nd. Monday in said month, and the One Thousand Nine Hundred and Twenty Third year of our Lord and the One Hundred and Forty Eighth year of American Independence.

Present and presiding the Hon. J.D. G. Morton, Judge of the 9th. Judicial District of the State of Tennessee.

Court was opened in due form of law J.L. Smith Sheriff, of Humphreys County, Tennessee and by him was returned into open court a writ if Venire Facias showing the the following named persons were appointed by the County Court at its October Term 1923 to appear and to served as jurors at this the present term of this court to wit:

J.M. Williams, Joe Cullum, G.D. Ridings, Lee Triplett C.R. Horner, J.F. Daniel, C.C. Baker, W.H. Pickett, Claud McMillin, Oscar Smith J.C. Hooper, Tom Williams, E. Cowen G.L. Williams H.H. Pullen, Venie Murrell Will Trogden Ike Crockett, Kit Willhite Walter Jones, Math Baker J.N. Duncan, W.R. Hand and Jim Rogers, T.K. Simpson.

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, excepts G.L. Williams, Kit Willhite, Will Trogden T.K. Simpson, Jim Rogers and Oscar Smith who were excused by the court except Oscar Smith for various causes, and the following good and lawfull of men of Humphreys County were appointed by the court fill said vacancies so appearing, W.R. Box, T.L. Fuller, John Hooper Jack Roberts, and Lee Binkley

Out of said jurors so summoned and appearing were drawn a Grand Jury to Witt: G.D. Ridings, E. Cowen, J.C. Hooper, Tom Williams Joe Cullum O.C. Baker, W.H. Pickett, W.H. Jones Claud McMillin, J.F. Daniel, C.R. Horner I.T. Crockett and P.J. Fuqua having been appointed Foreman of the Grand Jury at a former term of this court, the said Grand Jury is in all things as the law directs having been duly elected, tried and sworn and charged by the court retired to their room in charge their sworn officer J.C. Thomas a Constable of Humphreys sworn according to law to attend them in in considering indictments and presentments.

On the following cases Alias Capiases were ordered issued for the defendants.

State vs John Davis Murder, Harold Gibbs Carrying a pistol Casey Parnell Drunkenness Ed Sharp Larceny, Ernest Baker age of consent, Aene Cathey Drunkenness, Ellis Hooper drunkenness, Ol Taylor Gaming, Willie Morgan drunkenness, Herman Dotson Cruelty to animals, Henry Jones et,al, B.D.

State of Tennessee)
vs.) Illegal voting
A.L. Beacham)

In this case comes the Attorney General for the State and States to the court that he desires to prosecute this case no further.

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

State of Tennessee)
vs.) Spousing personacula.
Brice Teaster)

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 costs, then came into open court M.A. Tester, and Alex Arnold 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 resover of the defendant and his sureties all of said fine and costs for which let execution issue.

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

J.D.G. Morton Judge.

Court met pursuant to adjournment. present and presiding the Hon. J.D.C. Morton.

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

One against Tom Crawford Drunkenness, subpoena for the J.L. Smith. R.S. Warren.

One against C.C. Parnell Grady Chance, Arthur Chance, and Will Parnell Possessing a still subpoena for the State J.L. Smith Tom Fuller, Frank Trull, and W.J. Fields.

One against Walter McCaig, B.D. subpoena for the state A.H. Little, W.J. Curtis, W.J. Curtis, W.J. Fields C.C. Smith, Luther Duncan, and J.L. Smith.

One against Jim Miller Drunkenness subpoena for the state Jesse Mai Sanders, Nathaniel Sanders C.I. Morehead, Landen Morehead Ross Morehead, Ezra Sherrod, and Walter Harris.

One against Walter Miller drunkenness subpoena for the state Jesse Mai Sanders, Nathaniel Morehead, C.I. Morehead, Landen Morehead, Ross Morehead, Ezra Sherrod, and Walter Harris.

One against Jim Miller Carrying a pistol subpoena for the state Jesse Mai Sanders, Nathaniel Sanders, and Walter Harris.

One against Herman Fortner, and Alonzo Prater B.D. subpoena for the state R.S. Warren and Lembust Warren.

One against Sam Hudgins Hurbert Hudgens, Henry Hall, Bob Rumsay, and George Flanary. manufacturing Liquor, subpoena for the state J.L. Smith Len Stanfiel and R.P. Holland.

One against Donie Murrell Larceny which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County, Dec. Term of Circuit Court, A.D. 1923

The Grand Jurors for the State of Tennessee, duly elected empaneled, and sworn, and charged to inquire for the body of the County of Humphreys and state aforesaid, upon their oath aforesaid present that Donie Murrell heretofore, to wit, on the 8th day

of Sept. 1923, in the County aforesaid, unlawfully and feloniously ~~and~~ did steal, take and carry away one velvet dress a pair of stockings, one coversale 2 Gaevus 1 tamed one gingham dress, one waste and one shirt. of the value of Forty three Dollars, the property of Mrs. Frank Brown 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. Dec. Term 1923. THE STATE vs. Donie Murrell Larceny F.B. Brown Prosecutor. Subpoena for the State F. Brown Roy Crafton Bill Murrell Witnesses sworn by me on this indictment before the Grand Jury Dec. Term 1923 P.J. Fuqua Foreman Grand Jury Jno. B. Bowman Attorney General.

Dec. Term 1923 P.J. Fuqua Foreman Grand Jury Jno. B. Bowman Attorney General.

A. TRUE BILL P.J. Fuqua Foreman Grand Jury.

State of Tennessee)
vs.) Possessing Liquor
Virgil Carnell)

In this case the Grand Jury returned an indictment marked not a true bill. It is therefore ordered by the court that the defendant be discharged.

State of Tennessee)
vs.) Possessing Liquor
Mrs. Maggie McCoy)

In this case the Grand Jury returned an indictment marked not a true bill. It is therefore ordered by the court that the defendant be discharged.

State of Tennessee)
vs.) Possessing Liquor
Luther Durham)

In this case the Grand Jury returned an indictment marked not a true bill. It is therefore ordered by the court that the defendant be discharged.

State of Tennessee)
vs.) Possessing Liquor.
Mrs. J.L. Durham)

In this the Grand Jury returned an indictment marked not a true bill. It is therefore ordered by the court that the defendant be discharged.

State of Tennessee)
vs.) B.D.
Jess Buchanan)

In this the Grand Jury returned an indictment marked not a true bill. It is therefore ordered by the court that the defendant be discharged.

State of Tennessee)
vs.) Manufacturing liquor.
C.G. Baugus et, al,)

In this case came the Attorney General for the State and the defendant C.G. Baugus, Bud Edwards, and Sam Bramlett, in person and having entered a plea of guilty at a former term of this court, the court assess the penalty and say they shall pay a fine of \$250.00 each and costs of this cause, and further that ~~they shall~~ they be confined in the County jail for a period of ninety days and in the event of their failure to pay or secure said fines and costs they will be further confined in the county jail until they pay or secure said fine and costs.

State of Tennessee)
vs.) drunkenness.
Walter Craft)

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 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 go hence without day.

State of Tennessee)
vs.) D.W.
Walter Craft)

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 Dollars together with all the costs then came into open court the defendant and paid to the clerk of this all of said fine and costs. It is therefore ordered adjudged and decreed by the court that the defendant go hence without day.

State of Tennessee)
vs.) Tippling Procuring liquor.
Ernest Phebus)

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 \$50.00 together with all the costs, and the event of his failure to pay or secure said fine and costs he will be confined in the county jail until he pay secure said fine and costs.

State of Tennessee)
vs.) Tippling
Ernest Phebus)

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 pay a fine of \$50.00 together with all the costs, and in the event of their failure to pay or secure said fine and costs he will be confined in the county jail until he pay or secure said fine and costs.

State of Tennessee)
vs.) B.D.
Ernest Phebus)

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 \$100.00 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 until he pay or secure said fine and costs.

State of Tennessee)
vs.) Possessin Liquor.
D.C. Harbin)

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 \$100.00 together with all the costs, and in the event of his failure to pay or secure fine and costs he will be confined in the county jail until he pay or secure said fine and costs.

State of Tennessee)
vs.) Possessing Liquor
J. McCarson)

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 \$100.00 together with all the costs, then came into open court 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 of the defendant and his his surety all of said fine and costs for which let execution issue

State of Tennessee)
vs.) Possessing Liquor.
W.A. Russell)

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 he shall pay a fine of \$100.00 together with all the costs, then came into open court W.L. Cude and entered Jesse L. Byrn's Name and W.B. Binkley's name 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.
Clarance Alexander)

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 \$20.00 together with all the costs, then came into open court J.W. Cunningham and J.N. Alexander 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 his sureties all of said fine and costs for which let execution issue.

State of Tennessee)
vs.) Mis-
Cred Hickman)

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

State of Tennessee)
vs.) D.W.
Cred Hickman)

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, then came into open court J.C. Thomas and H.M. Turner and enter their names as sureties for all of said fine 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.

J.W. Petty)
vs.) In Circuit Court of Humphreys County Term.,
Gardener Few)

Came the defendant, and the plaintiff being solemnly called to come into court and prosecute his appeal, came not but made default. It is therefore considered by the court that this suit be dismissed and that the defendant recover of the plaintiff and Dave Potter, his surety for the prosecution of the appeal, the costs of the suit. The court so orders adjudges and decrees.

Court then adjourned until tomorrow morning at 9.00 o'clock

J. M. ... Judge

Minutes Circuit Court, Humphreys County, December Term, 12 day of December 1923

Court met pursuant to adjournment, present and presiding the Hon. J.D.G. Morton Judge.

J.P. Choate)
vs) In the Circuit Court of Humphreys County, Tennessee
J.W. Matlock)

This cause was this day heard before the Hon. J.D.G. Morton, Judge upon the motion of the plaintiff to dismiss the writ of certiorari and the proof introduced on said motion when it appeared to the court that under the proof the defendant had made no demand for an appeal upon the oath for poor persons nor had he tendered any bond for costs of appeal in lieu of the oath nor had he tendered any such oath to the Justice of the peace who tried the case within the time allowed by law and that therefore, he was not entitled to the writ of certiorari, the court thereupon adjudged and decreed that said writ of certiorari be and the same is dismissed. Thereupon the court affirmed the judgment of the Justice of the peace from which said cause was brought into this court by said writ of certiorari and here gives judgment in favor of the plaintiff and against the defendant for the amount of said judgment to wit: \$115.00 so rendered by said Justice with interest thereon from the date of said judgment to this time, to wit: \$4.25 in all \$119.25 and all costs. It is therefore considered by the court and it so adjudges that the plaintiff recover of the defendant the said sum of \$119.25 together with all the costs of the cause for which execution will issue.

J.W. Wright)
vs) In the Circuit Court of Humphreys County, Tennessee.
W.T. Ham)

This cause was heard before the Hon. J.D.G. Morton, Judge, upon the whole record and the proof when the issues were determined by the court in favor of the plaintiff. The court therefore orders, adjudges and decrees that the defendant is justly indebted to the plaintiff in the sum of \$208.84 on the account sued on together with interest thereon from Feb. 21, 1923, to wit: \$10.00 in all the sum of \$218.84. It is therefore considered by the court that the plaintiff recover of the aforesaid sum of \$218.84 and the costs of the cause for which execution will issue.

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

One against John Lancaster False pretense, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County Dec. Term of Circuit Court, A.D. 1923. 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 oath aforesaid, present that John Lancaster heretofore, to wit, on the 1st. day of July 1923, in said County and State, unlawfully, fraudulently, and feloniously obtained from one R.E. Horner a cow and calf of the value of forty dollars, the property of of the said R.E. Horner, by means of feloniously, falsely and fraudulently pretending that he was the owner of a cow and calf which he the said John Lancaster, at the time traded to the said R.E. Horner for the cow and calf aforesaid, which said pretense was wholly false and untrue, and the said John Lancaster well knew the same to be false and untrue, with intent to deprive him, the said R.E. Horner, the true owner thereof, and defraud him, the said R.E. Horner contrary to the statute and against the dignity of the state. Jno. B. Bowman Attorney General.

Minutes Circuit Court, Humphreys County, December Term, 12 day of December 1923

December Term 1923. THE STATE vs. John Lane aster False pretense. R.E. Horner Prosecutor subpoena for the state R.E. Horner, Will Norman W.W. Pace Witnesses sworn by me on this indictment before the Grand Jury Dec. 1923 P.J. Fuqua Foreman Grand Jury. Jno. B. Bowman Attorney General A.TRUE BILL P.J. Fuqua Foreman Grand Jury.

One against Henry Dameworth Forgery which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County. Dec. Term of Circuit Court, A.D. 1923. 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 Henry Dameworth heretofore to wit. on the 3rd. day of Dec. 1923, in said County and State, unlawfully, fraudulently and feloniously made a certain instrument in writing, purporting to be a check for fifteen dollars, dated Dec. 3, 1923, on the Farmers & Merchants Bank of Waverly, Tenn., signed by M.M. Frazee which instrument is in the words and figures as follows:- Waverly, Tenn., Dec. 3, 1923 No. 5, Farmers & Merchants Bank. Pay to the order of Eli Dameworth \$15.00 Fifteen Dollars, for labor M.M. Frazee, and endorsed Eli Dameworth, Maud Weatherspoon, with intent to defraud him the said M.M. Frazee, and to the prejudice of the right of him the said M.M. Frazee, contrary to the statute and against the peace and dignity of state. And the Grand Jurors aforesaid, upon their oath aforesaid, further present that the said Henry Dameworth, on the day and year aforesaid, in the state and county aforesaid, unlawfully, knowingly, fraudulently, feloniously and with intent to defraud Maud Weatherspoon, did offer and pass to the said Maud Weatherspoon aforesaid, a certain forged instrument in writing purporting to be a check for fifteen dollars, dated Dec. 3, 1923, on the Farmers & Merchants Bank of Waverly, Tenn., signed M.M. Frazee which instrument is in words and figures as follows, Waverly, Tenn., Dec. 3, 1923. No. 5, Farmers & Merchants Bank. Pay to the order of Eli Dameworth \$15.00 Fifteen dollars. For labor M.M. Frazee and endorsed Eli. Dameworth, Maud Weatherspoon the said instrument being a forgery and the said Henry Dameworth, at the time knowing the same to be a forgery and intending to defraud the said Maud Weatherspoon, contrary to the statute and against the peace and dignity of the State. Jno. B. Bowman Attorney General. Dec. Term 1923 THE STATE vs. Henry Dameworth Forgery Neal Weatherspoon Prosecutor subpoena for the state Neal Weatherspoon Maud Weather spoon Mrs. Lizzie Weatherspoon Eli Dameworth. Witnesses sworn by me on this indictment before the Grand Jury Dec. Term 1923 P.J. Fuqua Foreman Grand Jury Jno. B. Bowman Attorney General A. TRUE BILL P.J. Fuqua Foreman Grand Jury.

One against Oscar Davis D.W. Subpoena for the state P.L. Phy, R.L. Tummins, J.W. Dun, Jim. D. Dun, and Joe White.

One against Walter Miller et al, Profane Language, subpoena for the State Martin Sanders C.I. Morhead, Leullen Notehead, and Walter Harris.

One against Henry Bone drunkenness, subpoena for the state D.B. McCann, J.O. Baugus, and J.A. Slayden.

One against Clint Shaver, drunkenness, subpoena for the state Alf Thomason, Jack Roberts D.F. Buchanan and W.F. Knight.

One against Lon Hinson Tippling Procuring Liquor, subpoena for the State Walter McCaig, C.C. Smith, A.H. Little, and W.J. Fields.

One against Grady Chance drunkenness, subpoena for the state R.S. Warren, and Buck Bill.

One against Jess Buchanan Tippling Procuring Liquor, subpoena for the state Geo. Mosley Bert Shaver, Clint Shaver, and J.L. Smith.

One against Bert Shaver drunkenness, subpoena for the state Alf Thomason, Jack Roberts D.F. Buchanan, and W.H. Knight.

Minutes Circuit Court, Humphreys County, December Term, 12 day of December 1923

One against Geo. Mosley drunkenness, subpoena for the state Hugh, White, Jack Roberts, D.P. Buchanan, and W.H. Knight.

One against Virgil Carnell drunkenness, subpoena for the state Rev. L.F. Haley Mrs. L.F. Haley.

One against Pete Beasley, drunkenness subpoena for the state Dixie Wright, and D.O. Rhompson.

State of Tennessee

vs.) Breach of warranty.
O.L. Atchley)

In this case came the Attorney General for the state, and stated 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.) drunkenness
Csey Parnell)

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, and in the event of his failure to pay or secure said fine and costs he will be confined in the county jail until he pay secure all of said fine and costs.

State of Tennessee)
vs.)
Herman Fortner et. al,)

In this came the Attorney General for the state and the defendants Herman Fortner and Alonzo Prater in person and plead guilty as charged. Thereupon the Court assess the penalty and say they shall pay a fine of \$100.00 each together with all the costs, and in the event of their failure to pay or secure said fine and costs they will be confined in the County jail until they pay or secure said fine and costs.

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

J. S. Johnston Judge.

Minutes Circuit Court, Humphreys County, December Term, 13 day of December 1923

Court met pursuant to adjournment, present and presiding the Hon. J.D. G. Morton Judge.

Una Lucas)
vs.) In Circuit Court of Humphreys County, Tennessee.
Charley Lucas)

This cause was heard on the whole record and more especially on plaintiff's motion for a proconfesso against the defendant Charlie Lucas, when it appeared that the defendant had been regularly served with process directing him to appear and answer the petition herein, and it appearing that it was served on him more than five days before the first day of the present term and up to this the 4th day of the term, he having failed to appear but being in default thereof, it is ordered that plaintiff's petition be taken for confessed and set for hearing ex parte as to him.

The case was then further heard upon the whole record, including the petition, the order proconfesso and oral proof introduced in open court, when it appeared that the defendant were married April 24th, 1921 and they lived together for about one year when defendant abandoned her, turned her out of doors and refused and neglected to provide for her, leaving her entirely dependent upon her own resources for a livelihood. It is therefore ordered adjudged and decreed that the bonds of matrimony now subsisting between the plaintiff and defendant be dissolved, rendered void and for nothing held, and that the plaintiff be restored to all the rights and privileges of a single woman and that the defendant pay the costs of this cause for which let execution issue.

Alice Johnson)
vs.) In the Circuit Court of Humphreys County, Tenn.,
George M. Johnson) December term 1923

In this cause the Complainant through her Attorneys moved the court this the fourth and last day of the present term of court for an order proconfesso against the defendant. And it appearing to the court that the defendant is properly, regularly and legally before this court by publication in proper form made for him in this cause, and published for the required length of time in a newspaper published in Humphreys County Tennessee, requiring the said defendant to appear and make defense to the bill in this cause on or before the first day of the present term of this court and it further appearing that the said defendant has not appeared or made any defense whatever up to this the fourth day of the present term of court, but that he was in default. It is therefore ordered and adjudged by the court that said defendant is in default, and that said bill be and the same is taken for confessed and set for hearing ex parte. The cause thereupon came on for hearing upon the bill, the above order proconfesso and all the proof in the cause when it appeared to the court that the Complainant and defendant were married in Humphreys County Tennessee something over six years ago, and that the defendant over two years before the filing of the petition in this cause without cause and willfully and maliciously deserted the complainant and left her and went to the state of Missouri, and has not come back or sent any word, or made any provision for the support of the Complainant and their child and that during the time they lived together as husband and wife the defendant failed to provide or support the Complainant and she had to support herself as well as the defendant and their child. The court therefore finds adjudges and decrees that the defendant has deserted the Complainant and has been absent from her for more than two whole years before the filing of the bill in this cause and that said desertion was wilful or malicious on the part of the defendant, and that he has abandoned her and refused or neglected to provide for her and their child, it is therefore ordered adjudged and

decreed that the bonds of matrimony subsisting between the Complaint and the defendant be and the are hereby annulled, abrogated and for nothing held and wholly dissolved etc and that the defendant pay the costs of the cause for which execution may issue.

It is further ordered adjudged and decreed that the custody of the child of said union to wit, Ruby Johnson, be and is awarded to the Complainant its mother, she being able to take care of and look after it and is the most fit person for its custody etc.

W.M. Morris
vs.
M.B. Pewett

In the Circuit Court of Humphreys County, Tennessee December Term 1923.

Came the parties, and also a jury of good and lawful men to wit: Lee Binkley, W.R. Hand, Jack Roberts, Sam Plant E.S. Ellis H.H. Carnell J.M. Williams T.L. Fuller, W.H. Knight, Cleve Reeves, John Hooper and Lee Triplett who being elected tried and sworn to the truth to speak upon the issues joined, upon their oath do say they find the issues in favor of the defendant.

It is therefore considered by the court that the defendant recover of the plaintiff all the costs of the case for which ~~execution~~ execution will issue.

State of Tennessee
vs.
J.E. Sullivan

Drunkness

In this case came the Attorney General for the state and the defendant in person, who being duly charged and arraigned upon 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: Jack Roberts, W.R. Hand, Walter Harris, Lee Triplett, J.M. Williams Math Baker, Lee Binkley, John Hooper, Alden Poyner, Jess Anderson, T.L. Fuller, and G.N. Duncan, who being elected tried and sworn to well and truly try the issue joined according to law who after hearing all the proof, and 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.

Thereupon the court assess the penalty and say he shall pay a fine of \$25.00 together with all the costs, and in the event of his failure to pay or secure he will be confined in the County jail until he pay or secure all of said fine and costs.

State of Tennessee
vs.
Carley Brazzell et al,

Larceny

In this case, the Attorney General for the state and the defendants in person who being duly charged and arraigned upon 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: W.R. Hand, J.N. Duncan, J.C. Dunaway, Lee Triplett, Math Baker, W.R. Box, Matt Gun Sam May T.L. Fuller, Maud Hughey R.H. Hughey and R.E. Nesbitt who being duly elected, tried and sworn to well and truly try the issue joined according to law who after hearing all the proof argument of counsel and the charge of the court upon their oath do say they find the defendant not guilty. It is therefore ordered adjudged and decreed by the court that the defendants Carley Brazzell and Perry Edwards go hence without day

State of Tennessee
vs.
Ernest Phebus et al,

Sci. Fa.

In this cause 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 of the defendants the costs of this cause for which let execution issue.

State of Tennessee
vs.
Ernest Phebus et al,

Sci. Fa.

In this cause 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 the costs of this cause for which let execution issue.

State of Tennessee
vs.
Ernest Phebus et al,

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

It is therefore ordered adjudged and decreed by the court that the state of Tennessee recover of the defendants the of this cause for which let execution issue.

Jury Board Bill

This day came into open court Miss Minnie Pavo, and present and read in open her account against the State for boarding jury in case of state against Carley Brazzell and Perry Edwards, which is \$7.00 which amount is allowed by the court and ordered paid, and that the clerk of this court make out and certify the same to the Comptroller for payment as the law directs.

J.E. Sullivan
vs.
J.L. Smith Sheriff

In the Circuit Court of Humphreys County, Tennessee.

This day came the parties, by their attorneys, thereupon this cause was tried by Honorable J.D.G. Morton, Judge, etc, without a jury, and having heard the evidence and the argument of counsel, finds the issues in favor of the defendant, and that the possession of the property replevied in this cause rightfully belongs to the defendant, J.L. Smith, Sheriff. But it further appeared to the court that by agreement of the parties that the said property had been sold and the proceeds of the sale thereof was in the hands of the clerk of this court and was being loaned out pending the termination of this litigation, and that the said fund would be treated in this case as the property itself.

It is therefore considered by the court that the defendant, J.L. Smith, Sheriff, is entitled to have the funds representing the sale of said property turned over to him and put in his possession, and the clerk of this court is hereby ordered and directed to collect and turn over to said, defendant, J.L. Smith, the aforesaid sum for which said property was sold as aforesaid.

It is further that the defendant recover of the plaintiff, W.E. Haley and his sureties on his costs bond, C.W. Cowen, and his surety on his Certiorari bond, T.J. Hester and S.M. Deal, all the costs of this cause for which execution will issue.

G.F. Moore)
vs.) Condemnation
Mrs. J.V. Corbitt et, al,)

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

NOTE

\$477.00. Waverly Tenn. May 1st. 1920. Nine months after date, we or either of us promise to pay to the order of G.F. Moore, Four Hundred Seventy Seven & No./100 Dollars value received, payable at Citizens Bank of Waverly Tennessee. Both makers and endorers to this note severally and jointly waive demand notice, of non payment and protest. In the event suit is brought upon this note, we, both makers and endorers, agree to pay 10 per cent attorney's fee, to be included in the judgment rendered, for collection of same, and we, and each of us, both makers and endorers, hereby authorize Mason Sanders J.B. Bell, or either of them at any time after the above note becomes due, to go before any Court of 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 Geo. F. Moore or assigns, for the said amount with interest and costs, and the 10 per cent attorney's fee, in accordance with the provision of Section 4705, 4706, and 4707, Code of Tennessee, Shannon's Edition, 1896.
G.F. Moore)
vs.)
Mrs. J.V. Corbitt)
& W.W. Corbitt)

JUDGMENT

G.F. Moore)
vs.)
Mrs. J.V. Corbitt)
& W.W. Corbitt)

Comes Mason Sanders and filed a note for \$477.00 which had a

credit of \$80.00 and \$217.50 making a credit of \$297.50 leaving a balance of Principal and Interest to date \$257.85 and said note given the said Mason Sanders the authority to go before any Justice of the Peace in the State of Tenn. and confess judgment the same at any time after the same became due, and the same now being past due and unpaid. The said Sanders comes and confesses judgment upon the same as follows to wit: Bal. on Principal and Interest to January 1st. 23 \$248.45 and with the amount of ~~accrue~~ accrue Int. from January 1st. 1923 to August 28 -1923 \$9.40 making in the sum of \$257.85 And I do hereby give the plaintiff judgment vs. the Deft. for the aforesaid sum of \$257.85 and all costs of suit for which execution will issue. This Aug. 28-1923
J.G. Luff J.P.

CERTIFICATE

STATE OF TENNESSEE
HUMPHREYS COUNTY

I, Joe G. Luff an acting Justice of the Peace in and for said County and State do hereby certify the foregoing to be a true and perfect copy of the judgment in the case of Geo. F. Moore vs. Mrs. J.V. Corbitt & W.W. Corbitt as can be found of record in my office see judgment Docket 3 Page 32 and Docket No. 88 Given under my hand at office in the town of Waverly Humphreys County Tenn. on the 5th. day of Sept. 1923. J.G. Luff J.P. Filed Sept. 5. 1923 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 chattles, lands and tenements of Mrs. J.V. Corbitt & W.W. Corbitt you cause to be made the sum of Two Hundred Fifty Seven (\$257.00) Dollars and Eighty Five (85) Cents and costs of suit, to satisfy a judgment which Geo. F. Moore obtained before Joe. G. Luff, Justice of the Peace on the 28th. day of Aug. 1923. against the said Mrs. J.V. Corbitt & W.W. Corbitt, and such moneys, when collected, pay to the said Geo. F. Moore. Given under my hand and seal this 4th. day of Sept. 1923. J.G. Luff (Seal) Justice of the Peace. Filed Sept. 4 1923. Albert Binkley Clerk.

LEVY.

The attached execution came to hand when issued and after making diligent search I am unable to and cannot find any personal property belonging to either of the defendants in said execution. I therefore levy this execution upon the undivided interest of Mrs. J.V. Corbitt in and to the following described tract of land in the old 3rd., New 2nd. Civil district of Humphreys County, Tenn., First Tract: Bounded on the north by Pickett on the south by Corbitt, on the east by Waggoner, and on the west by Duncan, containing 19 acres. Second Tract. Bounded on the north by Pickett, on the east by Pickett south by Link, and on the west by Stribling, containing 21 acres. Third Tract: Bounded on the north by Pickett, on the south by Duncan, on the east by Duck River, and on the west by Wiggins, containing 10 acres. Fourth Tract Bounded on the north by Waggoner, on the south by Duncan, on the east by Pickett, and on the west by Merdith, containing 10 acres. This levy is made upon the one-sixth undivided interest in the said tract of land belonging to the said Mrs. J.V. Corbitt, for the purpose of satisfying said execution The said lands or the interest of the said Mrs. J.V. Corbitt therein were inherited by her from her father, T.G. Plant. This the 4th. day of Sept. 1923, at 4:30 P.M.

J.C. Thomas Constable.

Filed Sept. 4th. 1923. 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, Tennessee to satisfy the aforesaid judgment, of J.G. Luff J.P. of the said G.F. Moore, and also the costs of this proceedings.

W.E. Haley

vs.) In Circuit Court Humphreys County, Tenn.,

J.E. Sullivan et, al,)

MOTION FOR NEW TRIAL

Comes the plaintiff W.E. Haley, and moved the court for a new trial in this case upon the following grounds.

I

Because the trial Court is in error in finding in his written finding of facts, that there was 45 or 50 acres of the land cultivated in peanuts which was worth something like \$1,400.00

II

Because the testimony of the plaintiff, showed that there was only about 50 acres of cleared land on the farm, that fifteen or 20 acres of this was not in cultivation that about one half of that left was put in corn, and the balance in peanuts, and was cultivated by a tenant of the renter on the shares.

III

Because the preponderance of the evidence is against the Defendant and in favor of the plaintiff.

IV.

Because the trial Court erred, in holding, as follows, that the land lords lien can be enforced by original attachment, on affidavit that the rent is due and unpaid, or before due on affidavit that the tenant is about to sell or remove his crop, or by judgment at law against the tenant and execution levied on the crop in whosoever hands it may be.

That is, that the rent must be due, or the tenant must be disposing of or removing the crop, before suit can be brought for the enforcing of the lien.

And in the paragraph just following this reasoning, stating as follows, " That the lien is there all the time, but it is until default is made, either by failure to pay the rent when due, or the security is endangered by the removal or sale of the crop, an inchoate lien, and no right of possession lies in the landlord until this inchoate lien is made specific" and then the right is only to subject the crop to the payment of the rent either by attachment or judgment and execution.

V.

Because the trial Court, erred in the construction of the law and the proper procedure in the case before him.

VI

Because the rent was not due, was not being disposed of by the tenant, and no attachment could issue or judgment until the rent was due, or until the tenant was removing or selling the same therefore the Court erred in holding, that plaintiff was not entitled to possession of his lien property, and that he must proceed by attachment on affidavit that the rent was due and unpaid, or before due, on affidavit that the defendant was about to remove or sell the crop, or by judgment against the defendant and execution levied on the crop in whosoever hands it may be, the plaintiff being unable to make the necessary affidavit as above set out, or to procure judgment, when the rent was not due. J.H. Morris Attorney for plaintiff.

After consideration by the Court of the motion for a new trial, the Court overruled said motion, to which action of the Court in overruling said motion for a new trial, the plaintiff excepts, and prays the Court for an appeal in the nature of a writ of error to the next term of the Court of Appeals at Nashville Tenn., which appeal the Court is pleased to grant, upon the plaintiff entering into ~~the~~ the usual bond for costs in such cases and the plaintiff is allowed thirty days from the last day of the Circuit Court 1923, for the filing of said bond, and perfecting his bill of exceptions.

Farmers & Merchants
Bank, of Waverly
vs.
H.M. Vaden et, al,

Condemnation

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

NOTE

\$54.00. Waverly, Tenn. May 1st. 1922. Four months after date, we or either of us promise to pay to the order of FARMERS & MERCHANTS BANK, of Waverly, Tennessee, Fifty Four DOLLARS for value received, at Farmers & Merchants Bank, of Waverly, Tennessee Both makers and endorsers to this note severally and jointly waive demand, notice of non payment and protest. In the event suit is brought upon this note, we both makers and endorsers, hereby authorize J.A. Slayden or either of them, at any time after the above note becomes due to go before any court Record or any Justice of the Peace having jurisdiction thereof in the State of Tennessee, and confess judgment thereof against us in favor of Farmers & Merchants Bank of Waverly, Tennessee, or its assigns, for the said amount with interest and costs, and the 10 percent attorneys fee, in accordance with the provisions of Sections 4705, 4706, and 4707, Code of Tennessee, Shannon's Edition, 1896 H.M. Vaden W.H. Knight Sec. N.K. Vaden

JUDGMENT

Farmers & Merchants Bank
vs.
H.M. Vaden Prin. W.H. Knight. N.K. Vaden Sureties
H.M. Vaden Prin. W.H. Knight. N.K. Vaden Sureties
Judgment for Plff. Vs. Deft. for \$57.50 and costs
In this cause came J.A. Slayden Cashier of the F.&M. Bank. and present a note for \$57.50 dated May 1st. 1922 due in four months and signed by H.M. Vaden, W.H. Knight, and N.K. Vaden, and said note authorized the said J.A. Slayden 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 became due and now that said note is due and unpaid the said Slayden came and confessed judgment upon the same as follows to wit: Prin. \$54.00 and Int. \$3.50 making in all \$57.50 together with all the cost in the case and in pursuance to the authority given to the said Slayden by the makers. I do hereby give the Plff. judgment vs. the Defendant for the aforesaid sum of \$57.50 and all the cost of this suit for all of which let execution issue.
This June 29th. 1923. Joe G. Luff J.P.

Certificate

I, Joe G. Luff J.P. Do certify that the foregoing is a true and perfect copy of the record now on file in my office and as shown by judgment dated Page 27 & Max No. 72 Given under my hand in office in the town of Waverly Tenn. on this the 3, day of Jay. 1923 1924 J.G. Luff. J.P.

BILL OF COSTS

Joe G. Luff J.P. Judgment Docketing & Bill costs \$1.25 issuing 2, Fi. Fa s. 50
Transcript .25 Certificate 25 \$2.25.

EXECUTION

STATE OF TENNESSEE, HUMPHREYS COUNTY. To any lawfull officer to execute and return You are hereby commanded, that of the goods and chattels, lands and tenements of H.M. Vaden W.H. Knight, and B.K. Vaden, you cause to be made the sum of Fifty Seven (\$7.00) Dollars and Fifty (50) Cents, and cost of suit, to satisfy a judgment which The Farmers & Merchants Bank obtain before Joe G. Luff, Justice of the Peace on the 29, day of June 1923 against the said H.M. Vaden, ~~W.H.~~ W.H. Knight and N.K. Vaden, and such monets when collected, pay to the said Farmers and Merchants Bank. Given under my hand and seal, this 29 day of Oct. 1923. J.G. Luff Justice of the Peace.

Levy.

Came to hand when issued and search being made and no personal property found on which to levy it belonging to H.M. Vaden, I therefore levy same upon his undivided interest a tract of land located in the 4th. Dis. Old 7th. Dis. of Humphreys Co, Tenn. and being same as conveyed by deed dated Nov. 4th. by G.N. Vaden of record in Book No. 11 page 156, and bounded generally as follows North by Tubb South by Anderson East by Rogers, and West by Knight. This Oct. 30th. 1923. J.L. Smith Sheriff.

Filed Oct. 30th. 1923. 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, Tennessee, to satisfy the aforesaid judgment, of J.G. Luff, J.P. of the said Farmers and Merchants Bank, and likewise the costs of this proceedings.

State of Tennessee
vs.
Will Metcalf et, al,) B.D.

In this case comes the Attorney General for the state, and it appearing to the court, that the defendant was indicted at a former term of this court for the offense of possessin liquor, and that said defednant was arrested, and entered into bond with J.A. Adams as his surety which bond is in the words and figures following to wit: STATE OF TENNESS, HUMPHREYS COUNTY. We, Will Metcalf agree to pay the state of Tennessee, Five Hundred Dollars unless the said Will Metcalf appears at the next term of the Circuit Court of said county, and from term to term until the case is finally disposed of, to answer for the offense of possessing and selling intoxicating liquors without a license, and does not depart the Court without leave. Witness our hands, this the 5th. day of May 1923. Will Metcalf J.A. Adams. Approved: J.L. Smith Sheriff May 7 1923. And the defendant Will Metcalf being solemnly called to come into open court and answer the state of Tennessee upon the charge of possessing and selling intoxicating liquor without a license came not but made default, and the said J.A. Adams were called to come into open court and bring with him the body of the said Will Metcalf according to the tenor and effect of his said bond came not but made default. It is therefore considered by the court, that the defendant Will Metcalf and J.A. Adams for their said default do forfeit and pay unto the State of Tennessee the said sum of Five Hundred dollars according to the tenor and effect of their said bond. It is further ordered by the court that Sci. Fa. issue to the said defendant and his surety requiring them to appear at the next term of court and show cause, if any they have why this judgment should not be made final, and it is further ordered that ALIAS CAPTAS issue for the defendant.

State of Tennessee
vs.
Grady Stewart et, al,) B.D.

In this case comes the Attorney General for the State, and it appealing to the Court that the defendant was indicted at a former term of this court for the offense of possessing liquor, and that said defendant was arested, and entered into bond with Joe Stewart and S.T. Edwards as his sureties, which bond is in the words and figures following to wit: STATE OF TENNESSEE, HUMPHREYS COUNTY We, Grady Stewart agree to pay the State of Tennessee Five Hundred (\$500.00) Dollars unless the said Grady Stewart appear at the next term of the Circuit of Humphreys County, to be held at the Court House in the town of Waverly, on the 2nd. Monday in August 1923, on Tuesday of said term, to answer the State of Tennessee the offense of transporting liquor, and do not depart the Court without leave.

his mark
Grady Stewart Principal
Joe Stewart surety
mark
S.T. Edwards Surety
rpl

Approved

----- Sheriff

This--3 day of-----192-

And the defendant Grady Stewart being solemnly called to come into open court and answer the State of Tennessee upon the charge of possessing intoxicating liquor came not but made default, and the, and the said ^{Jag.} Stewart and S.T. Edwards were called to come into open court and bring with them the body of the Grady Stewart according to the tenor and effect of their said bond came not but made default neither came the defendant Grady Stewart nor his said sureties but made default. It is therefore considered by the Court that the defendant Grady Stewart and Joe Stewart and S.T. Edwards for their said default do forfeit and pay unto the State of Tennessee the said sum of Five Hundred Dollars according to the tenor and effect of their said bond. It is further by the Court that Sci. Fa. issue to the defendant 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 it is further ordered that ALIAS CAPTAS issue for the defendant.

State of Tennessee
vs.
J. Summers et, al,) Larceny

In this case comes the Attorney General for the State, and it appearing to the Court, that the defendant was indicted at a former term of this court for the offense of Larceny, and that the said defendant was arested, and entered into bond with Joe Stewart and S.T. Edward as his sureties which bond is in the words and figures following to wit: STATE OF TENNESSEE, HUMPHREYS COUNTY. we, J. Summers----- agree to pay to the State of Tennessee Two Hundred and fifty 250.00 Dollars unless the said J. Summers 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 Aug. 1923 on Tuesday of said term, to answer the State of Tennessee for the offense of Larceny and do not depart the Court without leave. James Summers ^{his} Principal J.D. Porch Surety, G.L. Raney Surety Approved J.L. Smith Sheriff. This 24 day of May 1923. And the defendant J. Summers being solemnly called to come into open court and answer the State of Tennessee upon the charge of Larceny came not but made default and the said ~~XXXXXXXXXX~~ ^{J.D. Porch} and ~~XXXXXXXXXX~~ ^{G.L. Raney} were ~~According to the tenor and effect of their said bond~~ bring with them the body of the said J. Summers

Minutes Circuit Court, Humphreys County, December Term, 13 day of December 1923

according to the tenor and effect of their said bond came not but made default neither came the defendant J. Summers nor his said sureties but made default. It is therefore considered by the court, that the defendant Grady Stewart and Joe Stewart and S.T. Edwards for their said default do forfeit and pay unto the State of Tennessee the said sum of Two hundred Fifty (\$250.00) Dollars according to the tenor and effect of their bond. It is further ordered by the court that Sci. Fa. Issue to the said defendant and 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 it is further ordered that ALIAS CAPTAS issue for the defendant.

State of Tennessee) Licens
vs.)
Donie Murrell et al,)

In this cause came the Attorney General for the State and it appearing to the Court, that the defendant was indicted at a former term of this court for the offense of Larceny, and that said defendant was arrested and entered into bond with Jesse R. Brown, R.T. Lawrence, and R.S. Castleman, as her sureties which bond is in the words and figures following to wit: STATE OF TENNESSEE, Humphreys County, We, Donie Murrell----- agree to pay the State of Tennessee, Five Hundred Dollars unless the said Donie Murrell appears at the next term of Circuit 2nd. Monday in December 1923 at 9 o'clock A.M. to answer the offense of Larceny and possessing stolen Property, and does not depart the Court without leave. Witness our hands, this the 8th. day of Oct. 1923. Donie Murrell, Principal. Jesse R. Brown Jr. Surety R.T. Lawrence Surety, R.S. Castleman Surety. Approved J.L. Smith Sheriff. (And the defendant Donie Murrell being solemnly called to come into open Court and answer the State of Tennessee upon the charge of Larceny came not but made default, and the said Jesse R. Brown Jr. R.T. Lawrence and R.S. Castleman, were called to come into open Court, and bring with them the body of the said Donie Murrell according to the tenor and effect of their said bond came not but made default neither came the defendant Donie Murrell nor her said sureties but made default. It is therefore considered by the court, that the defendant Donie Murrell Jesse R. Brown Jr. R.T. Lawrence, and R.S. Castleman for their said default do forfeit and pay unto the State of Tennessee the said sum of Five Hundred Dollars according to the tenor and effect of their said bond. It is further ordered by the court that Sci. Fa. issue to the defendant and her 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 it is further ordered by the Court that ALIAS CAPTAS issue for the defendant.

C.E. Wood)
vs.) Appealed J.P.
M.G. Buchanan)

In this case all matters in question therein involved have been settled out of court. It is ordered by the Court that the costs be equally divided, between the plaintiff and defendant, and if the costs is not paid in thirty days from the adjournment of court at this term, execution will issue against the plaintiff and defendant both for their half of the costs.

Minutes Circuit Court, Humphreys County, December Term, 13 day of December 1923

J.T. Wills)
vs.) In Circuit Court of Humphreys County, Tennessee.
J.M. Gray)

Came the defendant, and the plaintiff being solemnly called to come into court and prosecute his appeal, came not but made default. It is therefore considered by the court that this suit be dismissed and that the defendant recover of the plaintiff for the prosecution of the appeal, the costs of the suit. The Court so orders adjudges and decrees

J.A. Gray)
vs.) In the Circuit Court of Humphreys County, Tenn., December term 1923
Willien B. Gray)

This cause was this day heard upon the petition presented by the defendant filed herein on Dec. 6, 1923, and upon the motion of the Complainant J.A. Gray through his counsel to dismissed the same, which motion is in the words and figures as follows:

MOTION

J.A. Gray)
vs.) In the Circuit Court of Humphreys County, Tennessee.
Willien B. Gray)

Comes the complainant and moves the court to dismiss the petition filed by the defendant in the above styled cause on Dec. 3, 1923, for the following reasons:

- 1st. Because the petitioner, a non-resident of this state, has not secured by any bond or otherwise the costs that may accrue by reason of the institution of her proceeding under said petition.
- 2nd. Because the petition is filed in a case instituted in this court on the --- day of -----, 1922, wherein J.A. Gray was the complainant and the present petitioner, Willien B. Gray, was the defendant that said proceeding came on and was finally heard in the circuit court of Humphreys County, Tenn., in August, 1922, and a final judgment rendered therein at that time, from which judgment the said Willien B. Gray, the petitioner at this time took a broad appeal to the Court of Civil Appeals sitting at Nashville, Tenn., and prefect her appeal and carried said case to said court where it was re-heard by that court, but was not remanded by that court to this court and hence her appeal took the case out of this court and out of its jurisdiction, nor has it ever been remanded to this court or the jurisdiction of this court of said cause been reinstated.
- 3rd. Because the petitioner shows no right or reason why the relief she seeks should be granted, nor is any reason shown nor allegation made that the relief asked would be to the best interest of the child in question. J. Ben Fuqua, J.E. Tubb J.F. Shannon attorneys for J.A. Gray., and upon consideration by the court, the court was of the opinion and so finds and decrees for the grounds set out in said motion, that this court has no jurisdiction of the case as presented by the petition and as urged in the said motion, took the case out of this court and its jurisdiction, and that the case has never been remanded to this court by the Court of Civil Appeals, the court therefore dismisses the said petition, and taxes the defendant with the costs incident to the same etc. for which execution will issue.

State of Tennessee
vs. B.D.
Walter McCaligg

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, then came the defendant into open court and paid the the Clerk of this Court all of said fine and costs. It is therefore ordered adjudged and decreed by the Court that the defendant go hence without day.

State of Tennessee
vs. Mis---
Rayman Drew

In this case came the Attorney General for the State, and the defendant in person, and upon motion of the Attorney General, a nolleprosequi is entered in the case upon the payment of the costs. then came into court the defendant, and paid to the Clerk of this Court the costs in this.

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

State of Tennessee
vs. Drunkenness
Dock Forester

In this case comes the Attorney General for the State, and states to the Court, that he desires to prosecute this case no further. It is therefore ordered adjudged and decreed by the Court, that the defendant be discharged, and go hence without day.

State of Tennessee
vs. Drunkenness
Tom Crawford

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

State of Tennessee
vs. Manufacturing liquor.
Sam Haddins et, al,

In this case came all five the defendants, and enter pleas of guilty, and the case is continued until the next term of this court, on said pleas of guilty.

State of Tennessee
vs. Drunkenness
Arthur Atchison

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

State of Tennessee
vs. B.D.
Boyd Slaughter

This is continued by the state because of the absence of Mrs. Joe Stewarton account of illness.

State of Tennessee
vs. Manufacturing Liquor.
O.C. Parnell et al,

by the defendant
This case is continued because of the absence his witnesses.

State of Tennessee
vs. Public Drunkenness Profanity shootin pistol on highway.
Walter & Jim Miller

In this cause comes the Attorney General for the state, and it appearing to this court that the defendants were arrested on a State warrant, and executed bond in the sum of Two Hundred & fifty dollars to appear before Luther Haygood J.P. on Nov. 25th. 1923 for trial and that they failed so to appear, and the cause was certified to this court for action on said bond, said warrant showing their failure to appear ~~xxxx~~ and it further appearing that the defendants were arrested, and entered into bond with V.A. Miller and J.A. Miller sureties which bond is in the words and figures following to wit:

State of Tennessee, Humphreys County. We Walter & Jim Miller agree to pay the State of Tennessee. Two hundred & fifty Dollars unless the said Walter & Jim Miller appears at the office of Luther Haygood on the 25 day of Nov. 1923 at 1 o'clock P.M. to answer the offense of Public Drunkenness & Profanity shooting pistol on Highway, and does not depart the Court without leave. Witness our hands, this the 17th. day of Nov. 1923
Walter Miller Jim Miller, Principal. V.A. Miller Surety J.A. Miller Surety
Approved:-----J.P.

And the defendants Walter & Jim Miller being solemnly called to come into open court and answer the State of Tennessee upon the charges of Public Drunkenness & Profanity and shooting pistol on the highway came not but made default, and the said V.A. Miller and J.A. Miller were called to come into open court, and bring with them the boddies of Walter & Jim Miller according to the tenor and effect of their said bond came not but made default neither came the defendants Walter & Jim Miller nor thier said sureties but made default. It is therefore considered by the court, that the defendants Walter & Jim Miller V.A. Miller and J.A. Miller for their said default do Forfeit and pay into the State of Tennessee the the said sum of Two Hundred and fifty Dollars according to the tenor and effect of their said bond. It is further ordered by the court that Sci. Fa. issue to the defendants and their sureties requiring them to appear at the next term of this Court and show cause if any they have this judgment should be made final. And it is further ordered by the Court that ~~ALIAS~~ CAPIAS issue for the defendants.

Western Union Tel. Co.
vs.

N.C. & ST. L. R.R.

This case is continued until next term of court.

Luff-Brown Co.
vs.

Mrs. Nannie C. Teas et, al,

This case is continued by Plaintiff to be tried or disposed of at the next term of this court.

J.P. Cowen & Co.
vs.

N.C. & St. L. R.R.

This case is continued pending settlement.

W.C. Turner as next
friend to G.B. Turner
vs.

C.C. Patterson et, al,

This case is continued pending settlement.

H.S. Depriest)
 vs.) Appealed
 J.L. Wafford)

This case is continued until the next term of this court.

J.H. McCann)
 vs.) Damage
 N.C. & St. L. R.R.)

This case is continued by consent, and set for the last day of next term.

Berry Mayberry)
 vs.) Appealed J.P.
 Mrs. Annie Parks)

This case is continued pending settlement.

Eyod Mayberry)
 vs.) Appealed J.P.
 Mrs. Annie Parks)

This case is continued pending settlement

Tom Adams)
 vs.) Appealed J.P.
 Mrs. Annie Parks)

This case is continued pending settlement.

W.C. Pace)
 vs.) Appealed J.P.
 J.L. Smith Sheriff)

This case is continued.

M.G. Buchanan)
 vs.)
 G.E. Miller) Appealed J.P.

This case is continued by consent.

Ira Veritt)
 vs.) Plea of debt.
 S.W. Taylor & Co.)

In this case the plaintiff is allowed 30 days in which to file his declaration, and the case is continued until next term of this court.

Court then adjourned until court in course.

Jos. Norton Judge

Caption April Term Circuit Court A.D. 1924

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 21st. day of April, it being the 3rd. Monday in said month, and the One Thousand Nine Hundred and Twenty Fourth year of our Lord and the One Hundred and Forty Eighth year of American Independence.

Present and presiding the Hon. J.D.G. Norton, Judge, of the 9th. Judicial District of 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 1924 to appear and to serve as jurors at this the present term of this Court to wit: Bob Rainwater, George Wheeler, Charlie Madden, Tom Warden, J.B. Bell, Sandy Ellis, J.L. Anderson, R. Mathews, Jno. R. Fields, K.D. Gwynn, R.J. Balthrop, G.E. Stringer, George Larkins Lewis Phy, Tom Fuller, W.A. Sanders, Jake Tubbs, Ike Davis, W.T. Cannon, Jno.W. Daniel Dave Pruett, W.E. Shultz, W.J. Fields, and G.S. Bone. 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: George Wheeler, Jno. R. Fields, K.D. Gwin, R.J. Balthrop, George Larkins, W.A. Sanders, G.S. Bone and Bob Rainwater, who were excused by the Court for various causes, and ~~Bob Rainwater, George Wheeler, Charlie Madden, Tom Warden, J.B. Bell, Sandy Ellis, J.L. Anderson, R. Mathews, Jno. R. Fields, K.D. Gwynn, R.J. Balthrop, G.E. Stringer, George Larkins Lewis Phy, Tom Fuller, W.A. Sanders, Jake Tubbs, Ike Davis, W.T. Cannon, Jno.W. Daniel Dave Pruett, W.E. Shultz, W.J. Fields, and G.S. Bone.~~ J.R. Anderson, Walter Anderson, Duncan Story, M.J.L. McMackins John Dunaway John Lucas J.W. Tinnell, and Mitchell May were appointed by the Court to fill said vacancies so appearing out of said jurors so summoned and appearing were drawn a Grand Jury to wit: Sandy Ellis Ike Davis, W.C. Madden, Tom Fuller, Tom Warden, Dave Pruett, G.E. Stringer, Jake Tubbs W.E. Shultz, Lewis Phy, Jon. W. Dantle R. Mathews, and P.J. Fuqua having been appointed Foreman of the Grand Jury at a former term of this Court, the said Grand Jury as in all things as the law directs having been duly elected, tried, sworn and charged 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 considering indictments and presentments.

Luff-Bowen Co.

vs.

Nannie C. Teas

In this cause defendant present in open court additional pleas as follows

Luff-Bowen Co.

Vs.

In the Circuit Court of Humphreys County, Tenn.,

Nannie C. Teas)

The defendant for further plea says: The consideration of the account described in the plaintiff's declaration was the agreement of the plaintiff's to install complete a round oak pipeless furnace in defendants residence in the town of Waverly Tenn. in a good workman like and safe way and manner for a fixed price of four hundred and fifty dollars for the furnace and installation complete, the same to be done in a safe way

and proper manner, so as to be free from danger of fire.

Defendants says that plaintiffs breached said contract in this: The said furnace was not installed in a good, safe, workmanlike and proper way and manner^{so} as to protect her said residence from catching fire from it, and that shortly after its installation in her said residence and during the operation of the same in the way and manner plaintiffs had instructed her to operate it it set fire to her said residence and completely destroyed the same with said furnace, and the contents of her said residence including her household and other personal property, and she has been damaged the whole of the amount sued for in the plaintiffs declaration by reason of said fire destroying the said furnace and all of the work and material in the installation thereof.

The plaintiffs failed to comply with the said contract in the installation of the said furnace in this: The furnace was what is known as a Round oak pipeless furnace installed in the basement of said residence underneath the lower floor thereof and underneath the wood'en wall or partition in said building, the same being a frame or wooden residence and in its installation therein was used a double register placed within a cut out space in said wooden wall or partition which let the heat out from said furnace on both sides of said wall, and which in the operation of the furnace in the usual way and manner of operating such furnace and as defendants was instructed by plaintiffs to operate became very hot as well as other parts of said furnace which was placed against the wood work of said building or in very close proximity thereto and there was no insulation placed between any of the parts of said furnace or register where it was installed and which became very hot in the use thereof, and the woodwork of said building, and in the usual operation of said furnace shortly after it was installed the same being operated as per instruction given defendant by the plaintiffs the said furnace by reason of the above negligence and failure of the plaintiffs to perform their contract of installation as above stated set fire to her said residence and completely destroyed the same together with all the contents of said building including all of her household goods and personal property as well as the furnace itself and all work and material used in the installation of the same and she has been damaged thereby the whole of the amount sued for in the plaintiff's declaration by reason said fire resulting from the negligence breach of plaintiff's contract in the installation of said furnace. And she prays that her said damage be deducted from the plaintiff's demand.

And for further plea, the defendant saus that by reason of the foregoing facts there is a want of consideration or rather she has received no consideration of the amount sued for in the plaintiffs declaration.

The defendant was wholly ignorant of the installation of such furnaces and of their operation and she relied wholly and implicitly upon the representation and statements made to her by the plaintiffs and followed their directions given her by them for its operation in detail.

The defendant demands a jury to try the issues involved in this cause.

J.E. Tubb

J.F. Shannon

Attys for Deft.

And Moved the Court to allow same, which upon consideration of the Court said additional pleas are allowed and ordered filed &c. There upon a motion of plaintiffs the cause is continued to next term of this court and defendants are allowed 30 days to reply to said pleas.

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

One against Long Daniel, and Mack Rounions B.D. Subpoena for the State, Buddie Spann J.L. Smith, Geo. Smith Jno. Crowell.

One against Will Pickard and Walter Hicks Manufacturing Liquor. Subpoena for the State J.L. Smith Buddie Spann, Ben Smith.

One against Lane Barber, and Edward Tate Mis- Subpoena for the State J.L. Smith D.B. McCann, Will Spann.

One against Lane Barber and Edward Tate B.D. Subpoena for the State J.L. Smith, D.B. McCann, and Will Spann.

One against Walter Lehman and Willie Hooper B.D. Subpoena for the State R.P. Holland and C.O. Bradshaw.

One against Robert Elvington B.D. Subpoena for the State J.C. Thomas.

One against Linden Lashlee B.D. Subpoena for the State J.C. Thomas.

One against Sel Carter col. 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. Apr. Term of Circuit Court, A.D. 1924. The Grand Jurors, for the State of Tennessee, elected, empaneled, sworn, and charge to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid, present that sel Carter, col.- of said county, heretofore, to wit, on the 16th. day of March 1924, with and arms in the County ~~for said~~ unlawfully, feloniously, willfully, deliberately, premeditatedly, maliciously, did make an assault upon the body one Mabel Perkins, col, with a certain knife with the unlawful and felonious intent then and there, her, the said Mabel Perkins, col. unlawfully, feloniously, 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 1924 THE STATE. vs. Sel Carter Co. Assault with intent to commit in the first degree Mabel Perkins Col. Prosecutor. Subpoena for the State Mabel Perkins, Col Fred Harvey, col. Idell Wooldridge, col. Louis Allen Wm. Marshall, col. Dave Summers, Dr. Wall. Witnesses, sworn by me on this indictment before the Grand Jury. April Term 1924. P.J. Fuqua, Foreman Grand Jury. Jno. B. Bowman Attorney General. A TRUE BILL P.J. Fuqua Foreman Grand Jury.

One against Willie Lucas Col. which indictment is in the words and figures following to wit. State of Tennessee, Humphreys County. April Term of Circuit Court A.D. 1924. The Grand Jurors, for the State of Tennessee, duly elected empaneled, sworn, and charged to inquire for the body of the County, Humphreys and state aforesaid, upon their oath aforesaid, present that Willie Lucas, col. Heretofore, to wit, on the 23rd. day of Feb. 1924, in said County and State, unlawfully, maliciously and feloniously put upon the track of the Nashville Chattanooga, & St. Louis, Railway an obstruction, to wit: a tie plate placed on the rail, so as to endanger the safe running of the locomotive and cars of said railway, contrary to the statute and against the peace and dignity of the State, Jno. B. Bowman Attorney General. Apr. Term 1924. THE STATE vs. Willie Lucas Col. Felony, Gene Dodson, Prosecutor, Subpoena for the State Gene Dodson, Pitts Ladd, Wm. Ladd, Newton Riggins Col. T.B. Box, Col. Witnesses sworn by me on this indictment before the Grand Jury, April Term 1924. P.J. Fuqua, Foreman Grand Jury. Jno. B. Bowman Attorney General, A TRUE BILL PJ. Fuqua Foreman Grand Jury.