

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<sup>so</sup> 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

Atty 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<sup>to inquire</sup> 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.

State of Tennessee  
vs. ) Mis.  
Jess Story Col. )

In this case the Grand Jury return an indictment marked not a true bill

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

State of Tennessee  
vs. ) Drunkenness.  
Tom Crawford )

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 W.H. Merdith, and J.C. Thomas 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.

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

In this cause came the parties by their attorneys, and a jury of good men of Humphreys County, to wit: J.R. Anderson, Walter Anderson, Duncan Story, M.J. L. McMackins, John Dunaway, John Lucas, W.J. Fields, W.T. Cannon, J.W. Tinnell, W.M. May, J.B. Bell, and Mitchell, May, who being elected, empaneled and sworn to try the issue joined, who after hearing <sup>part of</sup> the evidence, and not having time to complete the trial, said jury was respite by the court until tomorrow morning at 9.00 o'clock.

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

*J.D. Morton* Judge.

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

This day the Grand Jury returned into open Court in a body and present an indictment against Less Perry, 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, 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 Less Perry of said County, heretofore, to wit, on the 14th. day of Jan. 1924, in the County aforesaid, unlawfully and feloniously did steal take and carry away one bale of oats of the value of one dollars, the property of E. Cowen 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.

Apr. Term A.D. 1924. THE STATE vs. Less Perry Larceny. E. Cowen Prosecutor. Subpoena for the State E. Cowen, C.O. Bradshaw, and Jim Fentress. Witnesses sworn by me on this indictment before the Grand Jury Apr. Term 1924. P.J. Fuqua Foreman Grand Jury. Jno. B. Bowman Attorney General. A TRUE BILL P.J. Fuqua Foreman Grand Jury.

M.G. Buchanan and Ed Hoofon

vs. ) Circuit Court of Humphreys County April term 1924.  
G.E. Miller and German Stridger )

In this cause came the defendant and moved the court to dismiss the suit of the plaintiffs against them for want of prosecution of the same and because no costs bond was ever given for the prosecution of the said suit: Whereupon the said plaintiffs were solemnly called to come into court and prosecute their said suit or the same would be dismissed, but they failed to appear or prosecute same.

It is therefore considered by the court that the suit of the plaintiffs be and the same is hereby dismissed for the cause set out in said motion, and the plaintiffs pay the costs of the cause for all of which execution will issue.

State of Tennessee ) Attempt to commit a felony  
vs. )  
Henry Dameworth )

In this case comes the Attorney General for the State in the defendant in person and by attorney, who being duly elected charged and arraigned on said indictment plead guilty to an attempt to pass forged paper. Thereupon to try the issue joined came a jury of good and lawfull men of Humphreys County, to wit: J.R. Anderson, Walter Anderson Duncan Story, M.J.L. McMackins, John Dunaway, John Lucas, W.J. Fields, W.T. Cannon, J.W. Tinnell, W.M. May, J.B. Bell, and Mitchell May, who being duly 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 an attempt to commit a felony to wit: attempting to pass a forged check, and assess and fix his punishment at a maximim term of one year in the state Penitentiary.

It is therefore ordered adjudged and decreed by the court that for the offense as found by the jury the defendant be confined in the State Penitentiary at Nashville, Tenn. at hard labor for an indeterminate period of time of not less than one year and not more than one year, and that he pay the costs of this cause for which let execution issue.

Minutes Circuit Court, Humphreys County, April Term, 22 day of April 1934

It is further ordered that the defendant be and is hereby rendered infamous disqualified ~~to exercise~~ to exercise the election franchise or give evidence in any of the Courts of this State.

The following cases Alias Capiases was ordered issued for the defendants.

State vs Wade Garrett, Drunkenness John Davis Murder, Harold Bibbs Carrying a pistol Ed. Sharp Larceny, Acre Cathey Drunkenness Ellis Hooper drunkenness, Willie Morgan Drunkenness Herman Dotson Cruelty to animals. J. Summers Larceny, Lenard Tucker drunkenness, Walter Miller, Profane language, Walter Miller drunkenness, Jim Miller Carrying a pistol Jim Miller drunkenness. John Lancaster False pretense.

State of Tennessee )  
vs. ) Larceny.  
H.A. Buchanan )

In this case came the Attorney 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. ) Drunkenness.  
Arthur Atchison )

In this cause came the Attorney General for the State, and the defendant having entered a plea of guilty at a former term of the court 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 C.A. Carter 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. ) Age consent.  
Ernest Baker )

In this case came the Attorney General for the State, and states to the Court, that he desires to nolleprosequi this case upon the defendant pay the costs, then came into open court Gains Baker, and paid to the Clerk of this court all the costs in this case.

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

State of Tennessee )  
vs. ) Gaming  
Ol Taylor Col. )

In this comes the Attorney General for the State, and states to the 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. ) B.D.  
Henry Jones et, al, )

In this case it is ordered by the court, that this case be place upon the re tired Docket.

Minutes Circuit Court, Humphreys County, April Term, 22 day of April 1934

State of Tennessee )  
vs. ) B.D.  
Will Met Calf )

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 in said he shall pay a fine of One Hundred Dollars 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 all of said fine and costs.

State of Tennessee )  
vs. ) B.D.  
Grady Stewart )

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 or secure said fine and costs he will be confined in the County jail until he pay or secure all of said fine costs.

State of Tennessee )  
vs. ) B.D.  
Boyd Slaughter )

This case is continued because of the illness of Mrs. Joe Stewart.

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

This case is continued on a plea of guilty to possess liquor.

State of Tennessee )  
vs. ) Larceny.  
Donie Murrell )

This case is continued by the defendant.

State of Tennessee )  
vs. ) Manufacturing Liquor.  
C.C. Parnell et al. )

This case is continued by the defendants, and Alias Capias order issued for Grady Chanec.

State of Tennessee )  
vs. ) Drunkenness  
Pete Beasley )

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

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

State of Tennessee )  
vs. ) Drunkenness.  
Henry Bone )

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

State of Tennessee )  
vs. )  
Virgil Carnell )

This case is continued by the defendant.

Minutes Circuit Court, Humphreys County, April Term, 22 day of April 1974

State of Tennessee )  
vs. ) Disturbing sniging.  
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 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 <sup>defendant</sup> go hence without day.

State of Tennessee )  
vs. ) Tippling  
Lon Hinson )

This case is continued by the State because of the absence of C.C. Smith, witness for the State.

State of Tennessee )  
vs. ) Drunkenness.  
George Mosley )

In this came the Attorney General for the State and states to the court that he desires to prosecute this case ~~not~~ 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  
Bert Shaver )

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. ) Drunkenness  
Clint Shaver )

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 go hence without day.

State of Tennessee )  
vs. ) B.D.  
Robert Elvington )

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

State of Tennessee )  
vs. )  
Linden Lashlee ) This case is continued on a plea of guilty.  
B.D.

Minutes Circuit Court, Humphreys County, April Term, 22 day of April 1974

State of Tennessee )  
vs. ) B.D.  
Walter Lehman et, al, )

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

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

*J.D. Moore* Judge.



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

vs.

Sam Hugins Hurtbert ) Manufactureing intoxicating Liquor.  
Hugins Henry Hall )  
George Fanary )

In this cause comes the Attorney General for the State and the defendants in person and by attorney, who being duly charged -and arraigned on said indictment plead guilty to illegally manufactureing intoxicating liquor as charged.

It is therefore ordered adjudged and decreed by the Court that for said offense each of said defendants pay or secure a fine of Two Hundred and fifty dollars and the cost of this cause and each be confined in the county jail for a peroid of ninety days, but the jail sentence is suspended until next court as to each defendant upon his paying or securing said fine and costs and executing an appearance bond of five hundred dollars for or their appearance at the next term of this Court .

Thereupon defendant Bob Rumsey secured his fine and cost and was discharged. The defendant Sam Hugins paid to the Clerk the sum of Two Hundred, fifty eight & 25/100 on his fine and cost leaving a small balance still due. The other defendants failing to pay or secure said fines -and cost were remanded to jail where they will be confined until their fines and cost are paid secured or worked out. In the event the defendant Sam Hugins fails to pay or secure his balance on fine and cost he will be taken into custody, and confined in Jail until the same is paid or worked out, and for all of said fines and cost let execution issue.

State of Tennessee

vs. ) Assault to commit murder  
Sel Carter 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 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: J.R. Anderson Walter Anderson, John Dunaway J.W. Tinnell, W.M. May Mitchell May, M.J.L. McMackins W.J. Fields John Lucas W.T. Cannon, Bob Rainwater, and J.B. Bell, who being duly elected, tried and sworn according to law after hearing all the proof, argument of counsel and the charge of the court upon their oaths do say that they find the defendant guilty of an assault to commit murder in the second degree and assess and fix his maximum punishment at one year in the State Penitentiary.

It is therefore ordered adjudged and decreed by the Court that for the offense --as found by the jury, the defendant be confined in the State Penitentiary at Nashville, Tenn. at hard labor for an indeterminate peroid of time of not less than one year nor more than one year and that he pay the cost of this cause for which let execution issue.

Benard Manufactureing Co.

vs.

Luff-Bowen Co

In this case on application of defendant is allowed <sup>30</sup>/<sub>30</sub> days from the adjournment of this court to plead answer or demur to the plaintiffs declaration.

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

One against D.E. Cooley cruelty to animals subpoena for the State, W.B. McGee Hazel Cude, Olie McGee, Frand Beacham, and J.A. McGee.

One against Tood Mathis B.D. Subpoena for the State Buddie Spann, Lee Ingram.

One against Will Davis Drunkenness Subpoena for the State Gilbert Daniel, Bert Gorden.

One against John Jackson, Carrying a pistol, Subpoena for the State Floyd Tibbs, Willie Vaughn, Mrs. M. Austen.

One against Bob Dreaden, carrying a pistol, Subpoena for the State Jim Forest Vernon Brewer.

One against Walter Lehman Failure to register car. Subpoena for the State C.O. Bradshaw R.P. Holland.

One against Bob Dreaden drunkenness, Subpoena for the State Jim Forest Vernon Brewer and Walter Cunningham.

One against Sank Hamilton B.D. Subpoena for the State Jim Spicer Col. Sel Carter col. Jess Story col. Sel Carter col. Jesse Stokes col.

One against Jno. Arington Assault and Battery, Subpoena for the State Mrs. E.G. Arrington, Callie Rainey, Mrs. Mary Harbison, Pearl Arington, Ethel Arington Beulah Hand, Enoch Brake.

One against Jno. Finley drunkenness, subpoena for the State W.T. Jones, Ed. S. Shanks.  
One against Ray Craig, Illegal fishing, subpoena for the Sta. Clifford Patterson, G.W. Ridings, Harri Ridings, Chas Ridings.

#### Grand Jury report.

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

We, 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 prisoners and inmates well fed and cared for.

We have examined all bonds required to be examined by us, and find them properly executed and good and solvent for the several amounts thereof.

We, have observed the fairness and ability of your Honor in the discharge of your duty and the pleasure in indorsing Your Honor for the position of Circuit Judge and pledge you our support, and now having completed our labors we respectfully asked to be discharged for the term. P.J. Fuqua Foreman George Stinger Clerk, J.W. Danile, E.H. Davis, W.E. Shultz, T.L. Fuller, Lewis Phy, J.D. Tubb, D.J. Pruett, R.M. Mathews W.C. Madden, J.T. Worden, and Snady Ellis.

Luff- Bowen Co.

vs.

Nannie C. Teas

In this cause the plaintiff is allowed 30 days in which to answer to the plea filed by the defendant in this cause said 30 days to date from the adjournment of this court

Minutes Circuit Court, Humphreys County, April Term, 23 day of April 1924

State of Tennessee }  
vs. } Obstructing Railroad track.  
Willie Lucas Col. }

*See Indictment Page 401*

In this case came the Attorney General for the State and the defendant in person plead guilty to to attempt to obstruct the railroad track. Whereupon the Court assess the penalty, and he shall ~~pay~~ be confined in the County Jail for period of 90 days in jail and pay the costs of this 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 or work out all said costs.

State of Tennessee }  
vs. } Age Consent  
Grady Turner }

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

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

I.E. Averitt }  
vs. } In the Circuit Court of Humphreys County April Term 1924.  
S.W. Taylor & Co. }

In this case it is shown to the Court that the contract sued on in the plaintiff's declaration of which profert was made in the declaration has not been filed with the papers in the case, and is improperly withheld and the defendant comes in open Court and prays over of said instrument so sued upon and it appearing to the Court that they are entitled to read said instrument or have the same read to them, it is ordered by the court said contract sued on said declaration be filed in this cause be stayed until this order is complied with.

Plaintiff is required to file the contract papers upon which his action is based within 60 days from the adjournment of this court.

*J. D. G. Morton* Judge.  
Court then adjourned until tomorrow morning at 9: o'clock, A.

Minutes Circuit Court, Humphreys County, April Term, 24 day of April 1924

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

Mattie Lou Maxwell col.  
vs. )  
Sherman Maxwell col. ( ) Petition for divorce.

In this cause it appearing to the Court that the defendant is a resident of Davidson County, Tenn., and that he was legally served with process and a copy of the Petition more than five days before the first day of this term of court requiring him to appear on Monday of this court to plead, answer demure or make defense to said petition which was sworn to and the defendant having failed to appear and make defense the said petition and the facts herein set out are taken for confessed and this cause set for hearing ex-parte.

Mattie Lou Maxwell col.  
vs.  
Sherman Maxwell col.

This cause come on to be heard this day before the Hon. J.D.G. Morton Judge of the 9th. Judicial Circuit, on the petition filed in the cause the proconfesso heretofore taken and all the proof, when it appeared to the Court from the petition which was properly sworn to and from the proof, that Mattie Lou Maxwell and Sherman Maxwell were married in this county in June 1917 and that the Petitioner now reside here and that the defendant deserted the petitioner on August 12 1919 without any cause and that he has not lived with her since and that on said date he abandoned her and has neglected and refused to provide for her. For said cause the Petitioner is granted a divorce and it is ordered adjudged and decreed by the Court that the bonds of matrimony now subsisting between the Petitioner and the defendant be and the same are dissolved set a side and for nothing held and the Petitioner is restored to all the rights of a single woman. The defendant will pay the cost of this cause for which let execution issue.

E.S. Ellis }  
vs. } In the Circuit Court of Humphreys April term 1924.  
T.H. Scurlock ( )

This cause was heard before His Honor J.D.G. Morton, without the intervention of a jury, when upon hearing the evidence the court id of the opinion and so adjudges that the stack of lumber in question for which the suit was brought to recover its value <sup>from</sup> the defendant really was and is the defendant of the plaintiff E.S. Ellis but the court was further of the opinion that the plaintiff had failed to show that the defendant had converted it to his own use or had received its value or had sold the same etc.

It is therefore considered by the court that the plaintiff has failed to make out his case, and the same is dismissed at the plaintiff's cost for which execution will issue.

DAVID A STEWART  
VS. ) CIRCUIT COURT OF HUMPHREYS COUNTY, TENNESSEE.  
LOUIS STEWART )

This cause was heard on this the last day of the present term, to wit, April, 24, 1924, on motion of solicitor of Complainant for an order pro confesso against the Defendant Louise Stewart when it appeared to the court that she was duly and legally before the court by publication regularly made for four weeks, the last week being more than five days before the present term and she having failed to appear and answer this petition it is ordered that pro confesso be entered against her and the case set for hearing ex parte as to her.

was then  
The cas/further heard upon the order pro confesso, the petition and oral testimony, in open court when it appeared that the plaintiff and Defendant were united in marriage July 1, 1920 and resided together until November 19, 1920 when the Defendant willfully and maliciously deserted the petitioner without a reasonable cause.

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 petitioner be restored to the rights of a single man and that he and his surty on his costs bond to wit J. Ben Fuqua pay the costs of this cause for which execution will issue.

J.H. McCann )  
vs. ) In Circuit Court at Waverly, Tenn.,  
N.C. & S. L. R.R. )

This day came the parties and also a jury of good and lawfull men of Humphreys County, to wit: J.R. Anderson, Walter Anderson, Duncan Story, M.J.L. McMackins John Dunaway, John Lucas, W.J. Fields, W.T. Cannon, J.W. Tinnell, W.M. May J.B. Bell, Mitchell May, who were duly sworn to try the issues joined between the parties who upon their oath, do say that they find the issue in favor of the plaintiff J.H. McCann, and assess his damages at Three Hundred (\$300.00) Dollars.  
It is therefore considered that the plaintiff J.H. McCann, recover of the defendant N.C. & S. L. Railroad Company the said sum of \$300.00 and all the costs of this cause for which execution will issue.

It appearing that J.R. Morris attorney for the plaintiff is entitled to a lien upon said recovery for his reasonable attorney's fee it is therefore ordered adjudged and decreed ~~on motion~~ on motion that a lien in his favor for such services as such attorney is declared on said recovery etc.

State of Tennessee )  
vs. ) *ind*  
Lane Barber et, al, )

In this cause comes the Attorney General for the State, and the defendants Lane Barber and Edward Tate, and ~~and~~ <sup>as persons</sup> plead guilty as charge. Whereupon the Court assess the penalty and say they shall pay a fine of \$10.00 each together with all the costs, and in the event of their failure to pay or secure said fines and costs they will be confined in the County jail until they pay secure or work out all of said fine and costs.

State of Tennessee )  
vs. ) B.D.  
Lane Barber et, al, )

In this cause comes the Attorney General for the State, and the defendants Lane Barber, and Edward Tate in person and plead guilty as charged whereupon 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 secure or work out all p fine and costs.

State of Tennessee )  
vs ) Manufactureing liquor.  
Will-Piskard et, al, )

In this cause comes the defendat Walter Hicks 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 lawfull men of Humphreys County to wit: J.R. Anderson Duncan Story, John Dunaway John Lucas J.W. Tinnell, W.M. May Mitchell May, C.C. Patterson, Boss Crockett, J.P. Moore, Bill Merdeth, and Marvin Lovell. who were sworn according to law to well and truly try the issue joined, who after hearing all the proof argument of counsel and the charge of the Court, upon their oath do say that they cannot agree upon a verdict in this case.  
It is therefore ordered by the Court that the said jurors be discharged, and a mistrial be entered, and the case be continued until the next term of this court.

#### SHERIFF'S BOARD BILL FOR BOARDING PRISONERS CHARGED WITH FELONIES

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

Which is as follows State against Henry Damworth Forgery. From January 1st. 1924 to April 28th. 1924 119 days at 75cts. Per day \$89.25 1 turn key \$1.00 \$90.25  
State against Sel Carter assault to commit murder from march 18 1924 to April 28th. 1924 44 days at 75cts. Per day \$33.00 2 turn keys \$2.00 \$35.00  
Which amount is allowed by the Court, and ordered paid out of the State Treasury and the Clerk of this Court is ordered make out and certify the same the Comptroller of the State for payment as the law directs.

State of Tennessee )  
vs. ) Larceny  
Carley Brasel et al ) Motino to retax costs

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

State of Tennessee )  
 vs. ) Assault with intent to commit murder.  
 ) Motion to retax costs.  
 Amos Ewing col. )

In this came the Attorney General upon the part of the State, and it appearing to the court, from the return of the Sheriff upon an execution issued to him by the Clerk of this court, against the estate of the defendant, for the costs of this cause, 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 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 the Comptroller for payment as the law direct.

W.W. Shepard )  
 vs. ) Appealed J.P.  
 Jack Mitchell et al, ) Compromised and settled out of court.

In this cause came the parties, before the Clerk of this court when this cause is compromised and settled, and the plaintiff paid to the Clerk of this court the costs of this cause, except the state and county tax which does accrue.

It is therefore ordered adjudged, and decreed by the court that this case be and the is hereby dismissed

Berry Mayberry )  
 vs. ) In Circuit Court, April Term 1924  
 Annie Parks )

In this case came the defendant in person and by attorney, and moved the Court to dismiss the Plaintiff's suit for want of prosecution, whereupon the Plaintiff being solemnly called to come into Court and prosecute his case, <sup>came not</sup> but made default, It is therefore considered by the Court that this suit be and is dismissed, and that the defendant recover of the plaintiff the costs of the case for which execution may issue.

Boyd Mayberry )  
 vs. ) In Circuit Court, April Term 1924.  
 Annie Parks )

In this case came the defendant in person and by attorney, and moved the Court to dismiss the Plaintiff's suit for want of prosecution, whereupon the plaintiff being solemnly called to come into court and prosecute his case, <sup>came not</sup> but made default.

It is therefore considered by the Court that this suit be and is dismissed, and that the defendant recover of the plaintiff the costs of this case for which execution may issue.

Tom Adams )  
 vs. ) In Circuit Court, April Term 1924.

Annie Parks )  
 In this case came the defendant in person and by attorney, and moved the Court, to dismiss the plaintiff's suit for want of prosecution, whereupon the plaintiff being solemnly called to come into Court and prosecute his suit, came not but made default.

It is therefore considered by the Court that this suit be and is dismissed, and that the defendant recover of the plaintiff the costs of the case, for which execution may issue.

A.T. Manor )  
 vs. ) In Circuit Court, April Term, 1924  
 Dad Sanders )

Came the parties to this suit, and without the intervention of a jury, the case was tried by the Judge, and upon consideration of the proof introduced both for the plaintiff and the defendant, the Court is of opinion, and so finds, that the defendant is indebted to the plaintiff for supplies furnished him in the year 1923 with which to make a crop on the plaintiff's farm, in the sum of \$49.03 and judgment is therefore rendered for said sum of \$49.03 in favor of the plaintiff, together with the costs of this case against the defendant.

The Court further finds, that the plaintiff has a lien for supplies furnished the defendant on the crops grown by the defendant on his farm in the year 1923, and that an Attachment issued and was levied on a lot of corn and tobacco grown on said farm belonging to the said Sanders, the defendant. Said lien is therefore declared to exist and the Clerk of this Court, if said judgment and cost is not paid within thirty days from the adjournment of the Court, the Clerk will advertise for ten days by printed posters, according to law, and sell said corn and tobacco so attached, and sell a sufficient thereof at public auction to the highest bidder for cash, to pay said judgment and the costs of this case, together with the costs of this sale.

Mrs. Annie Parks )  
 vs. )  
 James Mulliniks )

In this case came the Parties by their attorneys and without the intervention of a jury, the case was tried by the Judge. and upon consideration of the proof introduced both for the plaintiff and the defendant the Court is of the opinion and so finds that the defendant is indebted to the plaintiff, in the sum of \$18.25, and judgment is therefore rendered for said sum of \$18.25 in favor of the plaintiff together with half of the costs.

It is therefore ordered, adjudged and decreed by the Court that the plaintiff recover of the defendant the sum of \$18.25, and half of the costs for which let execution issue and that the plaintiff recover of the defendant half the <sup>costs</sup> in this suit for which execution may issue.

The Court further finds, that the plaintiff has a lien, and that an Attachment issued and was levied on a lot of Peanuts belonging to the said Mulliniks the defendant. Said lien is therefore declared to exist, and the Clerk of this Court, if said judgment and costs is not paid within thirty days from the adjournment of the Court, the Clerk will then advertise for ten days by printed posters, according to law, and sell said Peanuts so attached, and sell a sufficient thereof at public auction to the highest bidder for cash, to pay said judgment and the costs of this case, together with the costs of this sale.

Minutes Circuit Court, Humphreys County, April Term, 24 day of April 1924

State of Tennessee )  
 vs. )  
 Will Metcalf et, al, ) Scire Facias.

In this cause upon motion of the Attorney General, this cause 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 costs of this cause for which let execution issue.

State of Tennessee )  
 vs. )  
 Grady Stewart et, al, ) Scire. Facias.

In this cause upon motion of the Attorney General, this cause is dismissed upon the defendants paying 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. )  
 Donie Murrell et, al, )

In this cause upon motion of the Attorney General, this cause 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.

W.C. Pace )  
 vs. )  
 J.L. Smith, )  
 Sheriff et, al, )

In this cause came the plaintiff by his attorney, and moved the Court that he be allowed 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 his surety on his appeal bond to wit: J.A. Slayden pay the costs of this cause for which let execution issue

State of Tennessee )  
 vs. )  
 ) Forfeiture

Walter Miller et, al, )  
 In this cause on motion of the Attorney General for the State, it appearing to the Court that a forfeiture was taken against the defendants and their sureties Bondsmen V.A. Miller and J.A. Miller at the last term of this Court and a Scire Facias ordered issued and it appearing to the court that said Scire Facias was legally issued and served on said sureties V.A. Miller and J.A. Miller requiring them to appear at this term of Court and show cause why final judgment should not be taken on said forfeiture of Two Hundred and fifty dollars and said parties failing to appear and show cause as aforesaid said forfeiture of Two Hundred and fifty dollars is made final and it is ordered, adjudged and decreed by the court that the state of Tennessee recover, for the use and benefit of Humphreys County, of the said sureties V.A. Miller and J.A. Miller the sum of Two Hundred and fifty dollars and costs of this forfeiture for all of which let execution issue

Minutes Circuit Court, Humphreys County, April Term, 24 day of April 1924

George S. Bone & Son. )  
 vs. ) Appealed J.P.  
 M.G. Buchanan et, al, )

This case is continued by the defendant because of the absence of M.G. Buchanan, and set for Wednesday of next term of this court.

Jesse L. Byrn ) Appraled J.P.  
 vs. )  
 Bud Hall et, al, (

In this cause came the parties before the Clerk of this court, when this cause is compromised, and settled out of court at the costs of the defendant, and the plaintiff paid to the Clerk of this court the costs of this cause, except the State and County tax, which does not accrue.

It is therefore ordered adjudged and decreed by the court that this case be and the same is hereby dismissed.

Court then adjourned until court in course.

*Joy M. ...* Judge.



STATUT OF TENNESSEE X  
HUMPHREYS COUNTY X

CAPTION *August* TERM CIRCUIT COURT A.D. 1924.

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 11th. day of August, it being the 2nd. Monday in said month, and the One Thousand Nine Hundred and twenty fourth year of our Lord, and the One Hundred and Forty ninth 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 by J.L. Smith Sheriff of Humphreys County Tennessee, and by him was returned into open court a writ of Venire Facias showing that the following named persons, were appointed by the County Court at its July term 1924 to appear and to serve as jurors at this the present term of this court to wit: Henry Carter, Tom Littleton, Elmer Swayny Forest Trotter, J.C. Watson, J.L. Carroll Will Stribbling, W.B. Richardson Brown Morrisett, H.P. Hudson C.E. Young Jim Trogden Coleman James, Lonie Rice W.R. Petty W.E. McCullum Alvy Simpson Will Brown W.A. Sanders D.W. Woods, D.M. Owens W.W. Norman J.T. Owens Will Crockett and it appearing to the court, that the above named parties were regularly summoned by the Sheriff of Humphreys County, and that said jurors som summoned ~~and appearing~~ appeared and answered said summons except W.A. Sanders, Will Stribbling, and D.M. Owens, who were excused by the court for various causes, and Jessie Rice, R.E. Nesbitt J.H. Miller and J.W. Dodd were appointed by the court to fill said vacancies ~~appearing and~~ <sup>disappearing and</sup> out of said jurors so summoned and appearing were drawn a Grand Jury to wit: H.P. Hudson W.E. McCullum W.W. Norman, C.E. Young, W.B. Richardson Jim Trogden, Elmer Swainy, J.T. Littleton Forest Trotter, Henry Carter, W.A. Brown Brown Morrisett, 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 elected tried sworn and charged by the court according to law 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.

State of Tennessee  
vs. )  
 ) B.D.  
Long Daniel et, al, )

In this came the Attorney General for the State, and the defendant Long Daniel in person and plead guilty as charged. Whereupon the court assess the penalty and say shall pay a fines of One Hundred Dollars together with all the costs then came into open court L.L. Shipp and W.H. McAdoo, 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. )  
 ) B.D.  
Mc Runions )

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 the defendant be discharged and go hence without day.

The following cases were ordered by the court to be placed upon the Drop Docket  
State vs. Wade Garrett, Drunkenness, John Dave Murder Harold Gibbs Carrying a pistol  
Ed Sharp Larceny, Acre Cathey Drunkenness Ellis Hooper Drunkenness, Willie Morgan Drunkenness, Herman Dotson Cruelty to animals.

In the following cases ALIAS CAPIASES was ordered by the court issued for the defendant  
State vs. J. Summers Col. Larceny Lenard Tucker Drunkenness, Walter Miller et, al,  
Walter Miller Drunkenness, Jim Miller Drunkenness Jim Miller Carrying a pistol  
Grady Chance Drunkenness John Lancaster Larceny John Arrington A.B. Bob Dreaden Carrying a pitol Bob Dreaden Drunkenness, Will Davis Drunkenness, Toad Mathis B.D.

State of Tennessee  
vs. ) Illegal fishing.  
Ray Craig )

This case is continued upon the defendant entering a plea of guilty.

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

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 cost, then came into open court W.H. Knight, and H.L. Buchanan 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. ) B.D.  
Walter Lehman et, al, )

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 they shall pay a fine of One Hundred dollars each together with all the costs then came into open court J.A. Bradley and J.T. Bradley and enter their names as sureties for both of said fines and costs.

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

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

*J.D.G. Morton* Judge.

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

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

One against Doyle Bell Profane Language. Subpoena for the State W.R. Coble, Edith Coble, Jess M. Mone, Mildred Owens, Wilma Reece L.P. Pool.

One against Dole Bell Drunkenness Subpoena for the State Mildred Owens, Wilma Reece, Auston Miller, Chas Bowen, L.P. Pool Lester McCaig, D. Dotson,

One against Dole Bell, Assault and battery, Subpoena for the State L.P. Pool, Wilma Reece, Mildred Owens, D. Dodson

One against Bob Lawrence M. Factureing Liquor. Subpoena for the State J.L. Smith, R.L. Spann, Bob Warren.

One against Lucas Peach B.D. Subpoena for the State R.L. Spann, J.L. Dunn.

One against Edd Dreaden Carrying a pistol Subpoena for the State J.C. Thomas, Kit Brown.

One against Jno. Snodgrass Carrying a pistol Subpoena for the State J.G. Luff, Lewis Phy, Geo. Smith.

One A Garrett, Possessin Still Subpoena for the State J.L. Smith, R.P. Holland, Louis Phy.

One against J.O. Curtis, B.D. Subpoena for the State L.R. Spann, J. Ben Fuqua.

One against John Harris B.D. Subpoena for the State J.C. Thomas, Ernest Moore, Put Moore.

One against Reef Davis Col. Drunkenness . Subpoena for the State Ann Ventress Florence Davis Finnie Davis.

State of Tennessee  
vs. ) A.B.  
Bob Malugin )

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

One against John Gunnells Burglary which indictment is in the words and figures following to wit:

State of Tennessee, Humphreys County, Aug. 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 of Humphreys and State aforesaid upon their oath aforesaid, present that John Gunnells heretofore, to wit, on the 1st. day of July 1924, in said County, and State, unlawfully and feloniously did break and enter the business house of W.A. Sanders & Co. of said County with intent to commit a felony to wit: a larceny contrary to the statute and against the peace and dignity of the state. And the Grand Jurors aforesaid upon their oath aforesaid further present that the said John Gunnells on the day and year aforesaid in the State and county aforesaid unlawfully and feloniously did take steal and carry away one pair of shoes of the value of three Dollars the property of W.A. Sanders & Co. then and there being found contrary to the statute and against the peace and dignity of the state Jno. B. Bowman Attorney General. Aug. Term 1924. THE STATE vs. Hno. Gunnells Burglary

W.G. Yates Prosecutor, Subpoena for the State W.G. Yates W.A. Sanders, R.L. Spann. Witnesses sworn by me on this indictment before the Grand Jury, Aug. Term 1924 P.J. Fuqua Foreman Grand Jury Jno. B. Bowman Attorney General.

One against Will Hooper False Pretense, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County, Aug. 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 of Humphreys and State aforesaid, upon their oath aforesaid present that will Hooper, heretofore, to wit: on the 21st. day of May 1924, in said County and State, unlawfully fraudulently and feloniously obtained from J.N. Page 5 pair of shoes and some queens ware of the value of nine dollars and nineteen dollars in money, good and lawful currency of the United States and of the value of nineteen dollars, all of the value of twenty eight dollars the property of the said J.N. Page, by means of feloniously falsely and fraudulently pretending that some roots he sold to the said J.N. Page at the time for said sum of twenty eight dollars were ginseng, which said pretense was wholly false and untrue and the defendant Will Hooper knew the same to be false and untrue, with intent to defraud him the said J.N. Page, the true owner thereof and defraud him, the said J.N. Page contrary to the statute and against the peace and dignity of the State. And the Grand Jurors aforesaid upon their oath aforesaid further present that the said Will Hooper, on the day and year aforesaid in the state and county aforesaid unlawfully and feloniously did steal take and carry away 5 pair shoes some queens ware and nineteen dollars in good and lawful money of the United states all of the value of twenty eight dollars the property of the said J.N. Page of said county then and there being found contrary to the statute and against the peace and dignity of the state. Jno. B. Bowman Attorney General. Aug. Term, 1924. THE STATE vs. Will Hooper F. Pretense J.N. Page Prosecutor, Subpoena for the State J.N. Page Chas Medley Cliff Hooper, Griffin Haney Dave Mallard Buddie Wright. Witnesses sworn by me on this indictment before the Grand Jury August. Term 1924 P.J. Fuqua Foreman Grand Jury Jno. B. Bowman Attorney General. A TRUE BILL P.J. Fuqua Foreman Grand Jury

One against Henry Lomax Col. Robbery from person, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County. Aug. Term 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 of Humphreys and State aforesaid, upon their oath aforesaid, present that Henry Lomax col. heretofore, to wit, on the 18th. day of May 1924 in said County, and state, unlawfully, feloniously and by violence and putting in fear, took from the person of R.L. Knight, thirty cents in value money in denomination to the Grand Jurors unknown, good and lawful money of the unnnited states, of the value of thirty cents the property of the said R.L. Knight and with intent to deprive him the said R.L. Knight the true owner thereof, and then convert the same to his own use, contrary to the statute and against the peace and dignity of the state. Jno. B. Bowman Attorney General.

Aug. TERM 1924. THE STATE vs. Henry Lomax Col. Roberty from person R.L. Knight Prosecutor Subpoena for the state R.L. Knight Duncan Story T.D. Gatlin. Witnesses sworn by me on this indictment before the Grand Jury, Aug. Term 1924 P.J. Fuqua Foreman Grand Jury. Jno. B. Bowman Attorney General. A. True BILL P.J. Fuqua Foreman Grand Jury.

One against Clifford Summers col Burglary, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County. Aug. 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 of Humphreys, and State aforesaid, upon their oath aforesaid present that Clifford Summers col. heretofore to

wit: in the 29th. day of May 1924, in said County and State, unlawfully and feloniously and forcibly did break and enter the mansion house of one B.O. Pegrim in the day time with intent to commit a felony, to wit: a larceny, contrary to the statute and against the peace and dignity of the state. And the Grand Jurors afore said upon their oath aforesaid further present that the said Clifford Summers col, on the day and year aforesaid unlawfully and feloniously did take steal and carry away one watch of the value of fifteen dollars the property of the said B.O. Pegrim with intent to deprive him, the said B.O. Pegrim, the true owner thereof, and convert the same to his own use contrary to the statute and against the peace and dignity of the state. Jno. B. Bowman Attorney General. Aug. Term 1924. ~~Burglary~~ THE STATE vs. Clifford Summers Burglary B.O. Pegrim Prosecutor. Subpoena for the state B.O. Pegrim, Ed. Barnes J.L. Smith R.L. Spann. Witnesses sworn by on this indictment before the Grand Jury Aug. Term 1924 P.J. Fuqua Foreman Grand Jury. Jno. B. Bowman Attorney General. A TRUE BILL P.J. Fuqua Foreman Grand Jury.

peace

One against Virgil Murrell and Caroline Murrell Murder, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County. Aug. Term of the Circuit Court, A.D. 1924. The Grand Jurors for the State of Tennessee, duly elected, empanelled, sworn, and charged to inquire for the body of the County of Humphreys, and State aforesaid, upon their oath aforesaid, present that Virgil Murrell and Caroline Murrell heretofore, to wit, on the 11th. day of May 1924 in the State and County of aforesaid, unlawfully willfully, deliberately, premeditatedly and maliciously made an assault upon the body of one W.G. Murrell with a shot gun inflicting inflicting deep dangerous, and mortal wounds, from and on account of which he the said W.G. Murrell died, and so the Grand Jurors aforesaid upon their oaths aforesaid, present and say that the said Virgil Murrell and Caroline Murrell on the day and year aforesaid, by the means and in the manner aforesaid, and in the state and County aforesaid unlawfully, feloniously, willfully, deliberately, premeditatedly and of their malice aforethought, did kill and murder him, the said W.G. Murrell, to the evil example of all others likewise offending, and against the peace and dignity of the state. Jno. B. Bowman. Attorney General. Aug. Term 1924. THE STATE vs. Virgil Murrell et al, Murder J.T. Murrell Prosecutor, Subpoena for the state Tom Kiley Bridget Kiley Mr. & Mrs Ben Rumsey B.S. Holland E.J. Work, Henry Miller R.P. Holland P.J. Fuqua W.M. Moran, J.L. Smith Jno. B. Bowman Attorney General, Witnesses sworn by me to testify before the Grand Jury upon this indictment at Aug. Term 1924 P.J. Fuqua Foreman Grand Jury. A. TRUE BILL P.J. Fuqua Foreman Grand Jury.

State of Tennessee  
vs.  
Boyd Slaughter

In this case comes the Attorney General, 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.

The following cases were continued until the next of court to wit:

State of Tennessee vs. John Jackson Carrying a pistol State of Tennessee vs Walter Lehman Failure to register car. State against J.O. Curtis B.D. State of Tennessee against John Harris State of Tennessee against Virgil Carnell Drunkenness

State of Tennessee  
vs.  
Lon Hinson

) Tippling procuring Liquor.

This case was continued until the next term of court, because of absence of C.C. Smith witness for the state.

State of Tennessee  
vs.  
Robert Elvington

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 R.S. Warren and J.W. Byrn 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.  
Linden Lashlee

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 W.R. Box and Pete Lee 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.  
Reef Davis 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 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.  
Lucas Peach

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 Mrs. J.S. Peach J.S. Peach and O.E. Smith and entered their names as sureties for all of said fine and costs.

Minutes Circuit Court, Humphreys County, August Term, 12 day of August 1934

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. ) Carrying a pistol

John Snodgrass )

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

State of Tennessee

vs. ) B.D.

John Harris )

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 workout all of said fine and costs.

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

*J. D. Morton* Judge.

Minutes Circuit Court, Humphreys County, August Term, 13 day of August 1934

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

State of Tennessee

vs. ) murder

Virgil Murrell et, al, )

In this case came the Attorney General for the State and the defendants Virgil Murrell and Caroline Murrell in person and by attorneys who being duly charged and arraigned on said bill of indictment, plead not guilty. Thereupon ~~the following~~ good and lawful men of Humphreys County ~~were legally selected as jurors~~ to wit: Max Moore, C.E. Allen, Guy Rainwater, Tom Thompson, Jim Meachum, W.T. Curtis H.F. Fortner, W.D. Patterson, G.W. Stnfield, W.C. Cantrell, W.C. Patterson, and Walter Nims. ~~who after hearing part of the evidence, and not having time to complete the trial of this case, said jury was respited by the court until to morrow morn~~ at 8 o'clock and said jurors retired in charge of Walter Anderson and Vernon Brewer their officers who had been previously sworn to attend them and who had them in charge

Court then adjourned until to morrow morning at 8 o'clock.

*J. D. Morton* Judge.

Minutes Circuit Court, Humphreys County, August Term, 14 day of August 1924

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

State of Tennessee )  
vs. ) Murder  
Virgil Murrell et, al. )

In this case came again the Attorney General for the State, and the defendants Virgil Murrell and Caroline Murrell in person and by attorneys when the jury heretofore selected and sworn according to law in this case, to wit: Max Moore, C.E. Allen, Guy Rainwater, Tom Thompson, , Jim Meachum, W.T. Curtis, H.F. Fortner, W.D. Patterson, G.W. Stanfield, W.C. Cantrell, W.C. Patterson, and Walter Mims. Having returned into open court in charge of their sworn officers Walter Anderson, and Vernon Brewer, and having resumed the consideration of this cause but the proof not being completed said jurors were respite by the court until tomorrow morning at 9 o'clock, and they then retired in charge of their sworn officers to wit, Walter Anderson, and Vernon Brewer.

State of Tennessee )  
vs. ) Larceny  
*Leo Perry* )  
~~Leo Perry~~ )

In this case came the Attorney General for the State and the defendant in person and plead guilty to petite Larceny. Whereupon the court assess the the penalty, and say, shall be confined in the County Jail for a period of Five days and further that he pay the costs of the cause, then came into open ~~exam~~ court J.H. Stanford and H.D. Bruce and acknowledged themselves as sureties for all the costs in this cause.

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

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

*J.E.G. Morton* Judge.

Minutes Circuit Court, Humphreys County, August Term, 15 day of August 1924

Court met Adjournment present and presiding the Hon. J.D. G. Morton Judge.

State of Tennessee )  
vs. ) Murder  
Virgil Murrell et, al. )

In this case came the Attorney General for the State, and the defendants in person and by ~~AM~~ attorneys, when the jury heretofore selected and sworn in this case, to wit, Max Moore C.E. Allen, Guy Rainwater, Tom Thompson, W.T. Curtis, H.F. Fortner Jim Meachum, W.D. Patterson, G.W. Stanfield, W.C. Cantrell, W.C. Patterson and Walter Mims. having returned into open court in charge of their sworn officers Vernon Brewer, and Walter Anderson, and having resumed the consideration of this cause and after hearing all the proof, argument of counsel and the charge of the Court, not having time to consider of their verdict, they are respite by the Court until to morrow morning at eight o'clock, and said jury retired in charge of their sworn officers aforesaid

J.P. Cowen & Company )  
vs. )  
N.C. & St.L. Railway )

This case was on this the 15th. day of August, 1924, settled out of court upon the Plaintiffs' agreement to pay all costs of the litigation, the Defendant to pay original judgment of \$23.22, for all of which execution may issue

Court then adjourned until to morrow morning at eight 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. ) Burglary & etc.  
Jno. Gunnells )

In this cause comes the Attorney for the State and the defendant in person and by attorney, who being duly charged and arraigned on said indictment pleads guilty to the first count of same. Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, to wit: R.E. Nesbitt, Jess Rice, J.C. Watson, J.T. Owens, J.C. James, J.W. Dodd, J.L. Carroll W.R. Petty, W.H. Crockett, Alvia Simpson, D.W. Woods, and J.H. Miller, who being duly 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 as charged in the first count of said indictment, and fix his maximum punishment at three years.

It appearing to the Court that the defendant is but seventeen years of age, it is ordered, adjudged and decreed by the Court that the defendant, for the offense as found by the jury, be confined in the State Training and Agricultural School for boys for said period of three years and that he pay the costs of this cause for which let execution issue.

State of Tennessee )  
vs. ) House breaking and larceny.  
Clifford Summers 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, pleads not guilty.

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, to wit: R.E. Nesbitt, Jess Rice, J.C. Watson, D.W. Woods, J.T. Owens, J.L. Carroll, J.W. Dodd, W.R. Petty, W.H. Crockett, Alvia Simpson, Coleman James, and J.H. Miller, who being duly elected tried and sworn according to law, after hearing all the proof, argument of counsel and the charge of the court, upon their oaths do say that they find the defendant guilty as charged in the first of the indictment and fix his maximum punishment at three year in the State Penitentiary.

It is therefore ordered, adjudged and decreed by the Court that for the offense as found by the jury, the defendant be confined in the State Penitentiary at Nashville Tennessee, at hard labor for and indeterminate period of time of not less than three years nor more than three years and that he pay the cost of this cause for which let execution issue.

The defendant is also rendered infamous, disqualified to exercise the elective franchise or give evidence in any of the courts of this state.

State of Tennessee )  
vs. ) Murder  
Virgil Murrell et al, )

In this cause comes again the Attorney General for the State and the defendants in person and by attorneys, when the jury heretofore selected and sworn in this case, to wit: Max Moore C.E. Allen, Guy Rainwater, Tom Thompson, Jim Neachum, W.T. Curtis, H.F. Forner, W.D. Patterson, G.W. Stanfield, W.C. Cantrell W.C. Patterson, and Walter Mims, having returned into open court in charge of their sworn officers, Vernon Brewer and Walter Anderson, and having resumed the consideration of this case and arrived at their verdict upon their oaths do say that they find the defendant Virgil Murrell guilty of murder in the first degree with mitigating circumstances as charged in said bill of indictment, and fix his maximum term of confinement in the penitentiary at a period of twenty one years, and that they find the defendant Caroline Murrell guilty of murder in the second degree, and charged in said indictment and fix her punishment in the State penitentiary at a maximum period of ten years.

Thereupon defendants gave notice of a motion for a new trial whereupon, on motion of the Attorney General, it is ordered by the Court that the defendant Virgil Murrell execute a bond as required by law in the sum of Ten Thousand Dollars for his appearance at this term from day to day pending the filing and hearing of said motion and that the defendant Caroline Murrell execute a bond in the sum of Five Thousand Dollars for her appearance before this court from day to day pending the filling and hearing of said motion and in the event of their failure so to do, they will be taken in custody by the Sheriff of the County and by him confined in Jail pending the action of the Court on said motion, and this cause is passed pending the filling and hearing of said motion

State of Tennessee )  
vs. ) Murder  
Virgil Murrell et al, )

In this cause comes again the Attorney General for the State and the defendants in person and by attorneys, when the motion heretofore filed in this cause, come to be heard by the Court which motion is as follows:

STATE OF TENNESSEE )  
VS. )  
VIRGIL MURRELL AND CAROLINE MURRELL ) MOTION FOR A NEW TRIAL.

comes the defendants Virgil Murrell and Caroline Murrell and move jointly and severally that the court grant a new trial in this case and for the following reasons:

I

It was error for the Court to deny the motion for peremptory instructions to the jury on the closing of the original testimony offered by the State to sustain the charge contained on the indictment, reading in these words:

" Our motion is if the Court please, for each of the defendants that the Court instruct the jury to bring in a verdict of not guilty on the testimony produced by the state.

under no circumstances should a verdict be sustained under this evidence.

## II

It was error for the court to deny the motion for peremptory instructions to the jury to return a verdict of not guilty for both and each of the defendants, made at the conclusion of all the testimony in this case and reading in these words:

"We desire to renew our motion for each of the defendants for peremptory instructions to the jury to return a verdict of not guilty as charged in the indictment"

## III

The is not evidence to support a verdict as to both or either of these defendants.

## IV

In charging on the legal right of the defendant Virgil Murrell to shot in defense of his mother to Court was in error in charging the jury in the following language.

"The danger must have been apparant and imminent. Prvious threats and abuse, acts of hostility even previous attempts to kill or injure however violent they may have been, would not, in themselves justify the killing. There must have been at the time some words or overt act- that is some open manifest, perceivable act or movement which clearly showed the purpose, at the time, of the deceased to do injury, that is, it must have been apparant, that at the time the shot was fired the deceased was intending and attempting to kill or do great bodily harm to one or both of the defendants and the danger thereof was imminent and wheth er there was, at the time, such an overt act on the part of the deceased, and what would or would not be such an overt act on his part, is a matter for you, the jury determine from the proof as to all the facts and circumstances of the case"

This is error in that it does not state and define accurately the legal idea of what an overt act is,, leaves it to the jury to determine for themselves what would be an overt act on the part of the deceased in this case, and further fails to state that the defendant, firing the shot is entitled to have his case upon this point to be determined by the appearance and circumstances as he viewed them and had a right to view that at the time he fired the shot.

It cannot be a right of the jury, and this portion of the charge gives the jury such right, to say whether as a matter of fact the appearances or circumstances were not sufficient to cause a reasonable or prudent man to fire the shot as the defendant did fire it. This is the essence of this instruction and is error.

## V.

The Court was in error in charging the jury as follows as the the defendant Caroline Murrell:

"If you find the defendant Virgil Murrell guilty of the murder in first degree as hereinbefore charged, and you further find from the proof beyond a reasonable doubt that the defendant Caroline was present, aiding and abetting, or ready and consenting to aid and abet him in committing the crime of murder in the first degree then the defendant Caroline Murrell would also be guilty of murder in the first degree and you should so find and state in your verdict."

This was error for two reasons: There was no testimony calling for any such charge as to the defendant Caroline Murrell, there being no evidence whatever that she was present aiding and abetting, or was present ready, or consenting to aid and abet her Co-defendant in killing the deceased, and as much of this charge as reads "or ready and consenting to aid and abet him"

the same is error. One cannot be present ready and consenting to aid and abet when committing a crime without in fact aiding and, abetting such commission. This instruction is equivalent to authorizing the jury to exercise its imagination in suspioning that the mere presence is sufficient evidence of aiding and abetting one in the commission of a crime.

The same error is made as to the defendant Caroline Murrell in the charge of the court with reference to murder in the second degree, should her co-defendant be found guilty of that crime, and the particular language in that portion of the charge reads. And you further find from the proof beyond a reasonable doubt, that the defendant Caroline was present, aiding and abetting, or ready and consenting to aid and abet him in the commission of this crime, then she also would be guilty of murder in the second degree and you should so find as to her and report on your verdict.

## IV

In charging upon the question of reasonable diubt after defining the same the Court says as a part of this portion of the charge, "Before either defendant can be convicted of either offense that certianty is required ( meaning moral certainty) as to every proposition of fact necessary to show his or her guilt, and as to every element of that grade of offense of which he or she may be found guilty.

The jury should have been told that it was necessary to find every material fact not every proposition of fact- necessary to prove the commission of crime charged beyond a reasonable doubt, and the language used is not equivalent in law in its necessary meaning to this legal requirement.

The Court further charged the jury" In this case gentlemen, there is both direct and circumstantial evidence, and I charge you that guilt may be shown as well by circumstantial evidence as direct testimony, but in order to convict a person of a crime upon circumstantial evidence, the circumstances proven must be such as not only to be consistent with guilt, but must be inconsistent with innocence- that is they must be such as to exclude every other reasonable hypothesis but that of guilt, and every fact, necessary to show such a state or chain of circumstances, must be proved beyond a reasonable doubt" This is error in that it assumes and tells the jury, on its only reasonable and necessary construction, that there is both direct and circumstantial evidence of a material nature tending to prove the charge made in the indictment.

The judgment of the Court upon this motion ~~is asked~~ is asked before taking any further stepd in the behalf of the defendants in this case.

Virgil Murrell  
Caroline Murrell  
Defendants

J. Ben Fuqua  
H. N. Leach  
Attorneys for Defendants.

and the same being heard by the court and fully understood it is in all things over ruled. To which action of the Court the defendant excepts

It is therefore ordered, adjudged and decreed by the Court that for the offense of murder in the first degree as found by the jury, the defendant Virgil Murrell be confined in the State penitentiary at Nashville, Tenn., at hard labor for a period of twenty one years and that the defendant Caroline Murrell, for the offense of murder in the second degree as found by the jury, be confined in the State penitentiary at Nashville Tenn., at hard labor for an indeterminate period of time of not less than

Minutes Circuit Court, Humphreys County, August Term, 16 day of August 1924

ten years nor more than ten years, and that they pay the cost of this cause for which let execution issue.

Thereupon defendants moved in arrest of judgment which motion is likewise overruled to which action of the court defendants except.

Thereupon defendants prayed an appeal to the next term of the Supreme Court at Nashville, Tenn., which appeal is granted and the defendants are allowed sixty days in which to prepare and file their bill of exceptions.

It is further ordered by the Court that the defendant Virgil Murrell execute bond in the sum of Ten Thousand Dollars as required by law for his appearance before the Supreme Court and that the defendant Caroline Murrell execute bond in the sum of Five Thousand Dollars for her appearance before the Supreme Court as required by law and in the event of their failure so to do they will be taken in custody by the Sheriff of Humphreys County and by him confined in the County Jail to await the action of the Supreme Court on said appeal.

State of Tennessee )  
vs. ) Larceny  
Donie Murrell )

In this 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 J. --- Brown Jr. R.T. Lawrence and J.M. Gray sureties which bond is in the words and figures following to wit: State of Tennessee, Humphreys County, We, Donie Murrell agree to pay to the State of Tennessee Five Hundred Dollars \$500.00 unless the said Donie Murrell 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----- Monday in Aug. 1924, on Tuesday of said term, to answer the State of Tennessee for the offense of larceny & possession stolen property and do not depart the Court with out leave.

Donie Murrell Principal  
J.---Brown Surety  
R.T. Lawrence Surety  
J.M. Gray

Approved  
J.L. Smith Sheriff.  
This 22 day of April 1924.

And the defendant Donie Murrell being solemnly called to come into open Court and answer the State of Tennessee upon a charge of larceny came not but made default, and said J.--- Brown Jr. R.T. Lawrence J.M. Gray 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 J. --- Brown Jr. R.T. Lawrence and J.M. Gray 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. Fia. issue to the defendant and her 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 by the Court that ALIAS CAPIAS issue for the defendant.

Minutes Circuit Court, Humphreys County, August Term, 16 day of August 1924

State of Tennessee )  
vs. ) Assault  
Doyle Bell )

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 be confined in the County Jail for a period of forty five days, and that he pay the costs of this case, and in the event of his failure to pay or secure said cost he will be confined in the County Jail until he pay secure or work out all of said costs.

State of Tennessee )  
vs. ) Disordily conduct  
Doyle Bell )

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

State of Tennessee )  
vs. ) Profane language.  
Doyle Bell )

In this case came the Attorney General for the State, and the defendant in person and by attorney, and plead guilty as charged, whereupon the court assess the penalty, and say he shall pay a fine of twenty 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 workout all of said fine and costs.

State of Tennessee )  
vs. ) Manufacturing Liquor  
A Garrett )

In this case comes the Attorney General for the State and the defendant in person and enter a plea of guilty, and this case is continued on said plea of guilty until next term of this court.

State of Tennessee )  
vs. ) Larceny  
Henry Lomax Col. )

In this case came the Attorney General for the State, and the defendant in person, and plead guilty to petite larceny. Whereupon the Court assess the penalty, and say he shall be confined in the Humphreys County Jail for a period of 90 days, and further that he pay the costs of this cause, and in the event of his failure to pay, or secure said costs he will be further confined in said jail until he pay secure or workout all of said costs.

State of Tennessee )  
 vs. ) Drunkenness  
 John Finley )

In this casuse comes the Attorney General For the State and the defendant in person and by attorney, who being duly charged and arraigned upon said bill of indictment plead not guilty, thereupon to try the issue joined came a jury of good and lawful men of Humphreys County.: to Wit: J.C. Watson, W.R. Petty, R.E. Nesbitt J.W. Dodd J.T. Owens D.W. Woods, W.H. Crockett, J.L. Carroll, J.H. Miller J.W. Knight Coleman James, and Jessie Rice, who being elected tried and sworn to well and try the issue joined who after hearing the proof in the case were instructed by the Court to return a verdict of not guilty, and the jury aforesaid upon their oath do say they find the defendant not guilty.

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

State of Tennessee )  
 vs. ) Manufactureing Liquor.  
 Will Pickard et,al, )

In this cause comes the Attorney General for the State and the defendants in person, and the defendant Walter Hicks by attorney, who being duly charged and arraigned on said bill of indictment, plead not guilty, thereupon to try issue joined came a jury of good and lawful men of Humphreys County to wit: R.E. Nesbitt Jim Rogers, George Duham M.E. Pewitt S.E. Hurt Vernon Brewer, J.T. Owens H.F. Forther J.T. Arnold Jess Anderson Grady Yates, and Walter Woods, who were duly elected tried and sworn, ~~whereupon~~ according to law to well and truly try the issue joined, who after hearing all the proof, argument of counsel and the charge of the Court upon their oaths do say they cannot agree <sup>upon a verdict</sup> as to the defendant Walter Hicks in this case.

It is therefore ordered, adjudged and decreed by the Court that said jury be discharged and a mistial be entered as to the defendant Walter, and the <sup>case</sup> continued until the next term of this Court.

And the aforesaid jury upon their oath do say that they find the defendant Will Pickard guilty as charged in said bill of indictment, whereupon the Court assess the penalty, and say he shall be confined in the County jail for peroid of Ninety days and pay a fine of Two Hundred and Fifty dollars together with all the costs, and in the event of his failure to pay or secure said fine and costs he will be further confined in the County jail until he pay secure all of said fine and costs.

State of Tennessee )  
 vs. ) Scire. Facias.  
 J. Summers et,al, )

This case is continued by the defendant.

State of Tennessee )  
 vs. ) Cruelty to animals.  
 D.E. Cooley )

This case is continued until the next term of court upon application of the defendant.

State of Tennessee )  
 vs. ) Manufactureing Liquor.  
 C.C. Parnell et,al, )

In this cause comes the Attorney General for the State and the defendants C.C. Parnell, Will Parnell and Arthur Chance in person and by attorney, who being duly charged and arraigned 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 P.A. Brown, J.H. Miller, J.W. Dodd, R.E. Nesbitt Walter Warren, D.W. Woods, Will Crockett, Jessie Rice, W.R. Petty Alvia Simpson Coleman James and J.S. Hemby, who, being duly elected tried and sworn according to law to well and truly try the issues joined, who after hearing all the proof in this case argument of counsel and charge of the Court upon their oath do say that they find the defendant C.C. Parnell guilty as charged in said bill of indictment, and the defendants Will Parnell and Arthur Chance not guilty.

It is therefore ordered, adjudged and decreed by the court that for the offense aforesaid the defendant C.C. Parnell be confined in the County jail for a peroid of 90 days, and pay a fine of \$250.00 together with all the costs, <sup>in this cause</sup> and in the event of his failure to pay or secure said fine and costs he will be further confined in the County jail until he pay secure all of said fine and costs, and as to the defendants Will Parnell and Arthur chance, it is ordered and adjudged and decreed by the court that said defendants be discharged, and go hence without day. And that ALIAS CAPIAS issue for the defendant Grady Chance.

State of Tennessee )  
 vs. ) B.D.  
 J.W. Crowell )

In this case comes the Attorney General for the State, and the defendant in person plead Guilty as charged. Whereupon the Court assess the penalty and say he shall pay a fine one Hundred Dollars (together with all the costs), and be fined in in the County jail for a peroid of 60 days, 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.  
 J.H. Perry )

In this case came the Attorney General for the State and the defendant in person, and plead guilty as charged. Whereupon the Court assess the penalty, and say he shall be confined in the county jail for peroid of sixty days, and pay a fine of One Hundred Dollars to gether 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.

The following cases were continued until the next term of Court. Western Union Tel. Co. vs. N.C. & St. L. R.R. Luff-Bowen Co. vs. Mrs. Nannie C. Teas, W.C. Turner as next friend of G.B. Turner vs C.C. Patterson et,al, Ira Averitt vs. S.W. Taylor & Co. Benard Manufactureing Co. vs. Luff-Bowen Co. ~~vs. Luff-Bowen Co. vs. Luff-Bowen Co. vs. Luff-Bowen Co.~~ J.L. Carroll L.E. Brown et,al, G.S. Bone vs W.N. Phebus, G.S. Bone and Son vs. C.E. Phebus Bertha Silver Lee vs. J.W. Lee,

H.B. Baker )  
vs. ) Appealed J.P. Beach of warranty  
R.F. Jackson )

This case is continuend upon application of the defendant, and set for the first day of the next term of this court

I.N. Simpson )  
vs. ) Appealed J.P. Plea of debt.

Carter Simpson )  
This case is continued by consent, and set for Wednesday of next term of this court.

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

One against Jno. Finley Mis- Subpoena for the state W.T. Jones A.H. Robertson, P.A. Brown, and N.S. Shaaks.

One against Otto Snaders and Gilbert Shaw Profanity. Subpoena for the State Geo. Merdieth Ethell Baker, Buddie Stewart Frank Wright, and Albert Thompson

One against Shell Davis Carrying a pistol. Subpoena for the State Albert Sholes and J.W. McCloud.

One against Tad Morris Drunkenness. Subpoena for the State Calvin Dunaway, Jesse L. Byrn, Vernon Brewer, Landon Jarrell and Chas Hickman.

One against Kert Brown Drunkenness. Subpoena for the State Jesse L. Byrn, W.M. Haygood, Calvin Dunaway, and Len Byrd.

One against Jno. H. Scott Manufactureing Liquor. Subpoena for the state ~~Lee~~ Lee Sharp Roy Ingram, and Mrs. Roy Ingram,

One against Tad Morris Mis- Subpoena for the state J.C. Dunaway M.V. Moore Mrs. M. Auston.

One against Tom Wells Drunkenness. Subpoena for the State Bert Cothran, R.P. Holland and Calvin Waynick.

One against Geo. Jones drunkenness Subpoena for the state J.W. Mooney Halvill Hooper, and Willel Warden.

One against Geo Mosley, Clint Shaver, Frank Hicks, and Nathan Brake. Subpoena for the ~~State~~ State Fate Bradford, W.H. Knight, Walter Simpson, Stella Buchanan, and Carrie Mosley.

One against J.W. Crowell B.D. Subpoena for the state J.C. Thomas, C.C. Patterson Vernon Brewer and Henry Dameworth.

One against J.H. Perry B.D. Subpoena for the state J.C. Thomas, Vernon Brewer, and James McCrary.

One against Fannie Miller Tippling, subpoena for the state Nelson Ingram, Roy Ingram and Mai Ingram.

One against Chas Legan Drunkenness, Subpoena for the state Emma Dreaden, Calvin Dreaden, and Dixie Goin.

One against Ed Dreaden and Grip Crowell, B.D. Subpoena for the state Talmage Mims, S.E. Sizemore, and Tom Arney.

One against Dixie ~~and~~ Landth Jarrell Disturbing Worship Subpoena for the state Jennie Davis and Connie Davis.

One against Otto Sanders, Jno. Gunnells, Ben Hudgins, and Gilbert Shaw. Disturbing worship. Subpoena for the state Dave Conners, M.F. Rogers, Frank Wright and Andy Baker  
One against Gracil Dameworth, and Gip Crowell Disturbing worship Subpoena for the state Connie Collier and Earl Headrick.

One against Paul J. Wright and Jno. Murray Subpoena for the state L.A. Wolverton and Otto Snaders,

One against Cooley McElwain drunkenness subpoena for the state Len Byrd, Jesse Wright and Henry Little.

One against Sol Forester Mis- Subpoena for the state. Geo. Williams Dink Larkins, and Len Byrd.

One against Claud Parnell and Will Davis Assault and Battery subpoena for the state Jno. Buchanan Greenberry Key Chas Winters, and Chas Key.

One against Will Davis drunkenness subpoena for the state Jno. Buchanan Greenberry Chas. Winters Mrs. Chas Winters.

One against Claud Parnell drunkenness subpoena for the State Jno. Buchanan, Greenberry Key Chas Winters Mrs. Chas Winters,

One against Tad Morris and Flody Merdieth Disturbing worship Subpoena for the state Walter Woods and R.M. Chappel.

One against Bob Colleir Mis- subpoena for the state J.E. Sullivan J.G. Luff, and R.L. Spann.

#### REPORT

We, the members of the Grand Jury for Humphreys County, at the August Term 1924 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 prisoners and inmates well fed and cared for. The Jail roof has several leaks, and we recommend that it be recovered.

We have examined all bonds required ~~to~~ to be examined by us, and find them properly executed and good and solvent for the several amounts theteof and now having completed our labors we respectfully asked to be discharged for the term.

P.J. Fuqua W.W. Norman, C.E. Young, W.A. Brown, Forest Trotter, Elmer Swaney, W.S. Mc. Collum, H.E. Carter, J.T. Littleton H.P. Hudson, W.B. Richardson Brown Morrisett, and J.A. Trogden.

IN THE MATTER OF COMPENSATION FOR JURY	IN CIRCUIT COURT OF
15968 D. Comp. -1521	( HUMPHREYS COUNTY
To D.M. Owens -----Employee	TEENNESSEE.
Against--Ridings & Turner --Employer	(

#### SETTLEMENT AND PETITION

The undersigned being the only parties interested in the above entitled matter, hereby petition the Court for approval of the following agreement and settlement, and agree and represent to the Court as follows: That they are subject to the provision of Chapter 123 of the Acts of the General Assembly of the State of Tennessee for the year 1919 and amendments thereto, that the Employee can read and understand the English language



Minutes Circuit Court, Humphreys County, August Term, 16 day of August 1924

Employee's address Cubalanding Tenn. Employ's address Waverly, Tenn., Employ's age 35 years, weekly wage at the time of injury \$2.00 per day Date of Injury March 7th. 1924 Hour of Injury 10 A.M. Accident occurred at Buffalo Tenn. Injuries consist of Index and middle fingers on left hand injured- resulted in 25% permanent partial impairment to Index and 25% to middle fingers. Nature of disability Permanent partial. Therefore it is, hereby agreed that the Employee is entitled to and shall receive compensation for said injury from the employer, beginning March 7th. 1924 at the rate of \$6.00 per week during disability (or) for 16-1/4 weeks payable as follows every four weeks in advance. all subject to the limitation of said Act, and the employee agrees to give proper receipts for each payment hereunder.

The Employee hereby acknowledges that he has received to date medical and surgical treatment and benefits by Section 25 of said Act, and the employer agrees to continue to furnish the same, if any be necessary, to the extent and in the manner required by said Section. The employee agrees to present himself for examination, or if physically unable to do so, to submit himself to examination by the physician of physicians designated by the employer, when requested.

This settlement is substantially in accordance with Section 28, 29 and 30 of said Act. when all payment hereunder have been made the Employer shall be, and is hereby is released from all claims on account of said injury, under said Act or otherwise.

This settlement contains the whole agreement between the parties hereto.

Dated this-- 26th. ---- day of May 1924.

D.M. Owens  
Employee

Witness by  
Willie B. Kenedy  
Thomas A. Fry

Ridings & Turber  
Employer

By Thomas A. Fry

MARYLAND CAUSALTY COMPANY  
Insurer of Employer

By Thomas A. Fry  
Mgr. Nashville Claim-Division.

State of Tennessee  
County of Davidson

Before me-- Marv J. Campion a Notary Public in and for the state and county aforesaid, personally appeared D.M. Owens the within named petitioner, with whom I am personally acquainted, and who acknowledged that he executed the foregoing instrument for the purposes therein contained.

In Testimony whereof, I have hereinto set my hand and Notarial seal at office in Nashville, Tennessee, on this 26th. day of May 1924. Mary J. Campion. Notary Public.

#### PHYSICIAN'S CERTIFICATE.

I, E.A. Sayers M.D. residing at Nashville Tennessee, street Jackson building, certify that I am a physician duly licensed to practice in the State of Tennessee, that from the on May 26th. 1924 day of-----19-----to-----19 I professionally attended examined, the person described as employee in the foregoing instrument, and I certify that I have found his injuries and disabilities to be as follows:

1 Injuries (detailed description of. wounds of palmar surface of left index and middle fingers.  
2 Present condition of injured. Injured unable to completely flex index and middle fingers.  
3 How long before patient will be able to resume work? At this time.  
4 Will final recovery be complete? Partial permanent disability in index and middle fingers.  
5, If any, what permanent disabilities will or may result from the injury? 25% partial permanent disability in index and middle fingers  
6 What operation have been performed and with what result? wounds were sutured by attending physician  
7, had patient been maimed, crippled or suffered permanent injury before this accident? If so describe this condition. No.

Minutes Circuit Court, Humphreys County, August Term, 16 day of August 1924

I, E.A. Sayers M.D. residing at Nashville Tennessee, street Jackson building, certify that I am a physician duly licensed to practice in the State of Tennessee, that from the on May 26th. 1924 day of-----19-----to-----19 I professionally attended examined, the person described as employee in the foregoing instrument, and I certify that I have found his injuries and disabilities to be as follows:  
1 Injuries (detailed description of. wounds of palmar surface of left index and middle fingers.  
2 Present condition of injured. Injured unable to completely flex index and middle fingers.  
3 How long before patient will be able to resume work? At this time.  
4 Will final recovery be complete? Partial permanent disability in index and middle fingers.  
5, If any, what permanent disabilities will or may result from the injury? 25% partial permanent disability in index and middle fingers  
6 What operation have been performed and with what result? wounds were sutured by attending physician  
7, had patient been maimed, crippled or suffered permanent injury before this accident? If so describe this condition. No.

Signed E.A. Sayers M.D.

Dated at Nashville Tennessee. May 27th. 1924.

#### IN THE MATTER OF COMPENSATION FOR INJURY.

To D.M. Owens Employee ( )  
against Ridings & Turner Employer ) IN CIRCUIT COURT  
and MARYLAND CAUSALTY COMPANY Insurer. ) Humphreys County  
Tennessee

#### ORDER APPROVING SETTLEMENT AND PETITION

Upon reading and filing the foregoing settlement and agreement and joint petition of the parties and being fully advised in the premises, and it appearing that the allegation are true and that said settlement is substantially in accordance with the provisions of Chapter 123 of the Acts of the General Assembly of the State of Tennessee for the year 1919, and Section 28, 29, and 30 thereof.

It is ordered, That the said settlement, release and petition be, and the same hereby approved, and that the parties in all things conform thereto. J.D.G. Morton  
Circuit Judge.

Dated at Waverly, Tennessee, August 11 1924. Filed this 29 day of May A.D. 1924.

Albert Binkley Circuit Court Clerk.

Bessie Parnell ) In Circuit Court, Waverly Tennessee  
vs. )  
Egbert L. Parnell )

In this case it duly appearing that the defendant Egbert L. Parnell has been regularly brought before the Court by nonresident publication in the Humphreys Democrat a newspaper published in Waverly Humphreys County, Tennessee, and upon until this Thursday of the term, has failed to appear and make defense to this suit, it is therefore ordered by the Court, that the petition be taken for confessed, and the case set for hearing ex parte as to the said defendant.

And thereupon the case coming on to be further heard upon the petition the proconfesso heretofore taken, and the oral testimony of witnesses examined in open Court and it satisfactorily appearing to the Court from the proof and the facts charged in the petition that the defendant was a habitual drunkard, and was not such before his

Minutes Circuit Court, Humphreys County, August Term, 16 day of August 1924

marriage to the petitioner, and that he had wilfully deserted her had turned her out of doors, and neglected and failed to provide for her and her children.

It is therefore ordered, adjudged and decreed, 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 and privileges of an unmarried person and that the custody of their three children, namely, Gordon Parnell,

Roy Parnell and Polly Parnell, be and is decreed to their mother, Bessie Parnell, the defendant not being a suitable person to have the custody of said children.

It is further ordered, adjudged and decreed by the Court, that the petitioner Bessie Parnell have judgment for and recover of the defendant Herbert L. Parnell the sum of Five Hundred Dollars \$500.00 as alimony, and that Fifty dollars \$50.00 of said sum be paid into this Court each month until the Five Hundred Dollars is paid in full for the use of the petitioners, and the defendant will also pay the costs of this cause and, execution will issue to enforce the payment of said sum of Money.

The defendant may visit his children, at reasonable intervals, at such time as may be convenient for the petitioner, and at a time named by the petitioner, but he is enjoined with tampering with them or in any manner interfering with petitioner and the children and in the petitioners management and control of said children, or endeavoring to prejudice them against their mother during said visits.

The cause is retained in Court for the enforcement of this decree, whenever necessary, and either party has leave to apply.

The Court so orders adjudges and decrees.

Ida Gunter )  
vs. ) IN CIRCUIT COURT WAVERLY TENNESSEE.  
John Gunter )

In this case it duly appearing that the defendant Jno. Gunter has been regularly served with Subpoena to answer the complainant's bill, and up until this Thursday of the term has failed to appear and make defense to said suit, it is therefore ordered by the Court, that the bill be taken for confessed, and the case set for hearing exparte as to said defendant.

And thereupon the case coming on to be further heard upon the petition, the judgment proconfesso heretofore taken, against the defendant Jno. Gunter, and the oral testimony of witnesses examined in open Court, and it satisfactorily appeared to the Court from the proof that the facts charged in the petition are true, that the defendant had wilfully deserted the petitioner, without a reasonable cause, had turned her out of doors, and refused and neglected to provide for her.

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 petitioner be vested with all the rights and privileges of an in married person, and that her maiden name Ida Cothren be restored to her.

The defendant will pay the costs of the case for which execution will issue.

Alice Nash )  
vs. ) In Circuit Court, Waverly Tennessee.  
Barney Nash )

In this case it duly appearing that the defendant Barney Nash, has been regularly served with Subpoena to answer the petition for divorce in the case, and up until this Thursday of the term, after having been served more than five days of the meeting of the Court, has failed to appear and make defense to said suit, it is

on

Minutes Circuit Court, Humphreys County, August Term, 16 day of August 1924

therefore ordered by the Court, that the petition to taken for confessed, and the case set for hearing exparte as to said defendant.

And thereupon the case coming on to be further heard upon the petition, the proconfesso taken, and the oral testimony of witnesses examined in open court, and it satisfactorily appeared to the Court from the proof that the facts charged in the petition are true, that the defendant had wilfully deserted the petitioner, had turned her out of doors and refused to provide for her.

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 and privileges of an unmarried person, and that the daughter of petitioner and defendant Mary Lee Nash be and is decreed to the custody of her mother the petitioner, and the defendant pay the costs of this case for which execution may issue.

K. E. Haley

Luff-Bowen Co.

Vs. ) Circuit Court Humphreys County, August term 1924.

Nannie C. Teas )

This cause was heard upon the motion of the plaintiff to dismiss the additional pleas filed by Deft. herein April 21, 1924, and upon consideration thereof the court overrules and disallows said motion and strikes the same from the files of the case etc.

The cause was further heard upon motion of the Deft. to be allowed to file an additional plea to the plaintiffs declaration, and upon consideration thereof the court allowed such additional plea to be filed within the next 30 days, and allowed the plaintiff 30 days from the filing of the additional plea to file defense to such plea, and the original pleas, and that defendant be allowed till meeting of court to make any rejoinder or motion to such defense to be filed by said plaintiff.

W.E. Haley

Vs.

J.E. Sullivan et al, ) In Circuit Court, Waverly Tenn.,

This case is remanded as follows - The plaintiff Haley dismisses his appeal of the case to the Civil Court of Appeals at Nashville Tenn., and authorizes the Clerk of the Court at Waverly Tenn. to pay to J.E. Sullivan One Hundred Fifty Dollars out of the proceeds of sale of the peanuts levied on in the case, and out of the balance of the proceeds of the sale of said peanuts, the Clerk will pay the costs of the case in the Circuit Court, and also the costs in the Civil Court of Appeals, and any balance then remaining in said Clerks hands he will pay to J.R. Morris atty for said Haley. If there is not sufficient funds in the Clerks hands to pay said Court costs after payment of the One Hundred Fifty Dollars to the defendant J.E. Sullivan, then the said Haley is to pay said balance to the Clerk of said Circuit Court, for which execution may issue against the said Haley and his sureties on his cost or appeal bond this agreement or settlement will be entered on the minutes of the Circuit Court and made the judgment thereof. This Sept. 6th. 1924.

W.E. Haley By. J.R. Morris Atty.  
J.E. Sullivan.

State of Tennessee,  
vs. ) Manufacturing Liquor.  
Sam Hudgins and )  
Bob Rumsey )

In this case came the Attorney General for the State, and it appearing to the Court that the defendants had entered a plea of guilty to manufacturing liquor at a former term of this court, and had been assessed a fine of Two Hundred and fifty Dollars each together with the costs of this case, and to be confined in the County jail for a period of ninety days, but said jail sentence was suspended by the Court until this term of this court, but to be imposed at this term of court.

It is therefore ordered adjudged and decreed by the Court that said jail sentence be made final and that the said defendants be confined in the County Jail for a period of Ninety days, the Court so orders adjudges and decrees.

W.T. Ham )  
vs. ) Circuit Court, Humphreys County, Tennessee  
J.F. Trull (

Be it remembered that at the regular August term 1924 of this court that the plaintiff announced ready for trial and moved the Court to order the defendant to justify his oath which prescribed by statute for poor persons, on his appeal bond, and that the defendant not appearing the court therefore orders that the defendant justify said oath within 90 days from the adjournment of this court or give sufficient bond or his appeal shall be dismissed at the costs of the defendant.

George S. Bone and Son. )  
vs. ) In the Circuit Court of Humphreys County, Tennessee.  
M.G. Buchanan et al. )

This case is continued, and it is agreed that the deposition of the defendant be taken, and the case is set for Tuesday of next term.

J.B.F. Briggs )  
vs. ) Appealed J.P.  
Dave Warren ) Compromised and settled out of court.

In this cause came the parties before the Clerk of this court, when this case is compromised and settled, and the plaintiff paid to the Clerk of this the costs of this cause except the State and County Tax which does not accrue. It is therefore ordered, adjudged and decreed by the court that this cause be and the same is hereby dismissed.

Court then adjourned until court in course.

-----Judge.

CAPTION DECEMBER 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 Waverly, Tenn., on the 8th. of December, it being the Monday in ~~December~~ said month and the One thousand Nine Hundred and Twenty fourth year of our Lord, and the One Hundred Forty Ninth year of American Independence, ~~when the Judge appeared in the court~~ when it appeared that the Hon. J.D.G. Morton was absent because of illness of his mother thereupon an election was held by the members of the bar when the Hon. J.E. Tubb was elected Special Judge, whereupon he was legally sworn in as such Judge by Albert Binkley Circuit Court Clerk and the 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 facia showing that following named persons were appointed by the County Court at its October term 1924 to appear and serve as jurors at this the present term of court to wit: E.D. Hooper, J.M. Crowell, Frank Lockhart, Charlie Trotter Fred H. McIntosh, J.L. Tinnell, J.R. Fields Walter Anderson, Will Duncan, Jesse L. Byrns Dixie Wright C.E. James, John Lagan, George Smith, Henry Beasley, W.C. Kilgore, Dan Mulliniks, E.L. Pruett, R.B. Hewitt, George Smith, W.H. Rogers, Milt. Stewart William Warren, Sam Daniel, and it appearing to the Court that the above named parties were regularly summoned by the Sheriff of Humphreys County Tennessee and that that Sam Daniel was excused by the court for cause, and that out of said jurors so summoned and appearing were drawn a Grand Jury to wit: Jno. Lagan, Frank Lockhart, E.L. Pruett Fred McIntosh, W.H. Rogers, Walter Anderson, J.L. Tinnell, William Warren, Jesse L. Byrns, Dixie Wright, C.E. James, Charlie Trotter, 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 duly elected tried and sworn according to law and charged by the court retired to their room in charge of their sworn officer J.C. Thomas a Constable of Humphreys Tennessee sworn according to law to attend them in considering indictment and presents and the juror not called and selected on said Jury were ordered to report tomorrow morning at 9, o'clock.

State of Tennessee  
vs.

R.P. Holland Jr.

In this cause it appealing to the Court, that P.G. Fuqua Foreman of the Grand Jury is related to the defendant, and therefore incompetent to act in this case he is therefore relieved of duty for this case only and thereupon G.H. Yarbrough was legally selected and sworn as Foreman of the Grand Jury to act in this case, and retired to the discharge of his duties.

John (Red) Bradley  
vs.

W.H. Burgess

In this cause came on to be heard by his Honor Judge J.E. Tubb sitting for Judge J.D.G. Morton without the intervention of a jury and after hearing the testimony of witnesses. The Court is of the opinion that the plaintiff has failed to make out his case and gave judgment for the defendant against the plaintiff for all costs of the case. It is therefore ordered adjudged and decreed by the court that the plaintiff and his sureties J.W. Knight and Lewis Phyllis on his costs, pay the costs of this cause for which let execution issue.

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

One against John Crowell Murder, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County, Dec. Term of the Circuit, A.D. 1924 The Grand for the State of Tennessee, duly elected, <sup>empaneled</sup> sworn, and charged to inquire for the County of Humphreys and State aforesaid, upon their oath aforesaid, present that John Crowell heretofore, to wit, on the 10th. day of Oct. 1924 in the State and County aforesaid, unlawfully, willfully, deliberately, premeditatedly, and maliciously made as assault upon the body of one Denton Younger with a pistol inflicting deep, dangerous, and mortal wounds, from and on account of which, he, the said Denton Younger died, and so the Grand Jurors aforesaid, upon their oaths aforesaid present and say that the said John Crowell on the day and year aforesaid, by the means and in the manner aforesaid, and in the State and County aforesaid, unlawfully feloniously, willfully, deliberately, premeditatedly, and of his malice aforethought, did kill and murder him, the said Denton Younger, and commit the crime of murder in the first degree, to the evil example of all others likewise offending, and against the peace and dignity of the State. Jno. B. Bowman Attorney General.

Dec. Term 1924. THE STATE vs. John Crowell, Murder. E.C. Younger Prosecutor Subpoena for the State: E.C. Younger, Dr. J.Y. Wall A.J. Sanders, John Young, Mrs. E.G. Collier Roy Ingram, Rev. F.C. Dickson, Dave Littleton John Taylor Chas. Carnell <sup>Jno. B. Bowman</sup> Attorney General witness sworn by me to testify before the Grand Jury upon this indictment at Dec. Term 1924 P.J. Fuqua Foreman Grand Jury A TRUE BILL P.J. Fuqua Foreman Grand Jury One against R.P. Holland Jr. 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, Dec. Term of Circuit Court, A.D. 1924. The Grand Jurors for the State of Tennessee, elected, empaneled, sworn, and charged to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid present that R.P. Holland Jr. of said County, heretofore, to wit, on the 3rd. day of Oct. 1924 with force and arms, in the county aforesaid, unlawfully, feloniously, willfully deliberately, premeditatedly, and maliciously, did make an assault upon the body of one Levi Taylor with a certain pistol with the unlawful and felonious intent, then and there, him, the said Levi Taylor unlawfully, feloniously, willfully, deliberately premeditatedly, and of his malice aforethought, to kill, and upon him to commit the crime and felony of murder in the first degree, against the peace and dignity of the State Jno. B. Bowman Attorney General, Dec. Term, 1924. THE STATE vs. R.P. Holland Jr. Assault with intent to commit murder in the first degree. Levi Taylor Prosecutor Subpoena for the State Levi Taylor, Grady Spann, Gussie Brake, Dr. J.Y. Wall, witnesses sworn by me on this indictment before the Grand Jury Dec. 1924 G.H. Yarbrough Foreman Grand Jury. Jno. B. Bowman Attorney General A TRUE BILL G.H. Yarbrough, Foreman Grand Jury.

One against J.W. Tubb 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. December Term of Circuit Court A.D. 1924. The Grand Jurors for the State of Tennessee, elected, empaneled, sworn, and charged to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid present that J.W. Tubb of said County, heretofore to wit, on the 31st. day of Aug. 1924 with force and arms, in the County aforesaid, unlawfully, feloniously, willfully, deliberately premeditatedly, and maliciously, did make an assault upon the body of one E.G. Collier with a certain shot gun with the unlawful and felonious intent, then and there, him the said E.G. Collier

unlawfully, feloniously, willfully, deliberately, premeditatedly, and of his malice aforethought, to kill and upon him to commit the crime and felony of murder in the first degree, against the peace and dignity of the State. Jno. B. Bowman Attorney General. Dec. Term 1924. THE STATE vs. J.W. Tubb Assault with intent to commit murder in the first degree. E.G. Collier Prosecutor, Subpoena for the State, E.G. Collier, Allie B. Earl I.T. Crockett E.G. Collier, witnesses sworn by me on this indictment before the Grand Jury Dec. Term 1924 P.J. Fuqua Foreman Grand Jury. Jno. B. Bowman Attorney General. A TRUE BILL. P.J. Fuqua Foreman Grand Jury.

One against J.W. Tubb, 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. Dec. Term of Circuit Court, A.D. 1924. The Grand Jurors for the State of Tennessee, elected empaneled, sworn, and charged to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid present that J.W. Tubb of said County, heretofore, to wit, on the 31st. day of Aug. 1924, with force and arms in the County aforesaid, unlawfully, feloniously, willfully, deliberately premeditatedly and maliciously, did make an assault upon the body of one S.B. Burnham with a certain shot gun with the unlawful and felonious intent, then and there, him the said S.B. Burnham unlawfully, feloniously, willfully, deliberately, premeditatedly, and of his malice aforethought, to kill, and upon him to commit the crime and felony of murder in the first degree, and against the peace and dignity of the State. Jno. B. Bowman Attorney General. Dec. Term 1924. THE STATE vs. J.W. Tubb Assault with intent to commit murder in the first degree. S.B. Burnham Prosecutor. Subpoena for the State S.B. Burnham, Allie B. Earl, I.T. Crockett, E.G. Collier, Witnesses sworn by me on this indictment before the Grand Jury Dec. Term 1924 P.J. Fuqua, Foreman Grand Jury Jno. B. Bowman Attorney General. A TRUE BILL P.J. Fuqua Foreman Grand Jury.

State of Tennessee  
vs.  
Sollie Greer Col. ) Larceny.

In this case the Grand Jury return an indictment marked not a true bill.

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

One against Jodie Adams M. Liquor. Subpoena for the State J.L. Smith, Jno. Crowell R.L. Spann, Len Stanfield.

One against Gussie Brake B.D. Subpoena for the State R.P. Holland Clayton Smith.  
One against Clarence Morris B.D. Subpoena for the State Vernon Brewer, J.C. Thomas, W.N. McCrary.

One against Tom Lucas Col. and Edna Lucas Col. Tippling Subpoena for the State Marvin Hatcher, Eli Mitchell Smith.

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

Special Judge. *J.E. Tubb*



Court met pursuant to adjournment, present and presiding the Hon. J.E. Tubb Special Judge.

This day appeared the following regular jurors to wit: George Smith M.F. Rogers, Will Duncan, E.D. Hooper, W.C. Kilgore J.M. Crowell, who were legally sworn as regular jurors to serve at this term the remainder having either been excused or failed to reach court on the account of high water, and the following good and lawful men were selected and appointed by the court to serve as regular jurors at this term of Court to wit: Duncan Story, J.R. Perkins, Chester Vaden George Brown C.A. Summers, and Walter Woods.

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

One against Asalee Curtis assault to commit murder in the first degree, which indictment is in the words and figures following to wit: State of Tennessee, Humphreys County, Dec. Term of Circuit Court, A.D. 1924. The Grand Jurors for the State of Tennessee, elected, empanelled, sworn and charged to inquire for the body of the County of Humphreys, and State aforesaid, upon their oath aforesaid present that Asalee Curtis of said county, heretofore, to wit, on the 1st. day of Dec. 1924 with force and arms, in the County aforesaid, unlawfully, feloniously, willfully, deliberately premeditatedly and maliciously, did make an assault upon the body of one Mrs. Nellie Curtis, with a certain stick or pole and by throwing the said Mrs. Nellie Curtis in a well with the unlawful and felonious intent then and there her the said Mrs. Nellie Curtis unlawfully, feloniously, willfully, deliberately, premeditatedly, and of her malice aforethought, to kill and upon her 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

Dec. Term 1924. THE STATE vs. Asalee Curtis Assault with intent to commit murder in the first degree. J.E. Curtis Prosecutor, Subpoena for the State J.E. Curtis, Mrs Nellie Curtis, J.L. Smith Rob, Warren Dr. Slayden, G.B. Smith, Jim Ridings, Earl Curtis Mamie Curtis, Ann Curtis. Witnesses sworn by me on this indictment before the Grand Jury Dec. Term 1924. P.J. Fuqua Foreman Grand Jury Jno. B. Bowman Attorney General.

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

State of Tennessee

vs.

Nolan Fowlkes

In this case the Grand Jury return an indictment marked not a true Bill. It is therefore ordered adjudged and decreed by the Court that the defendant be discharged, and go hence without day.

State of Tennessee

vs.

Disturbing wordship.

Geo. Mosley et, al,

In this cause comes the defendant Geo. Mosley, Clint Shaver, and Frank Hicks in person and by attorneys who being duly charged and arraigned on said indictment, the defendant Geo. Mosley enters a plea of guilty and for reasons the case as to him is continued on said plea.

The defendant Clint Shaver enter a plea of guilty and it is ordered by the court that for said offense he pay or secure a fine of twenty dollars and the cost of the cause,

for which let execution issue, and in the event of his failure to pay or secure the same he will be confined in the County Jail until the same is paid secured or laid out.

The defendant Frank Hicks enters a plea of not guilty and to try the issue joined came a jury of good and lawful men of Humphreys County Tenn., to wit: George Smith, Duncan Story, J.R. Perkins, Chester Vaden, M.F. Rogers, George Brown, Will Duncan, E.D. Hooper, W.C. Kilgore, J.M. Crowell, C.A. Summers, Walter Woods who being duly elected tried and sworn after hearing all the proof argument of counsel and the charge of the Court upon their oaths do say that they find the defendant guilty as charged in said 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 defendant will remain on his present bond.

State of Tennessee

vs.

Drunkenness

Willie Morgan

In this case came the Attorney General for the State and the defend-

in person, and plead guilty as charged, whereupon the Attorney General recommend a nolleprosequi upon the defendant paying or secure the costs, then came into open court J.E. Sullivan and Wm. Morgan and entered thier names as sureties for 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 for all of said costs, for which let execution issue.

The following Alias capias was ordered issued by court for following defendant.

State vs. J. Summers col. Larceny, Walter Miller et, al, Profanity, Walter Miller

Drunkenness, Jim Miller Drunkenness, Jim Miller Carrying a pistol. John Arington A.D.

Bob Dreaden Carrying a pistol, Bob Dreaden Drunkenness, Toad Mathis B.D. John Lancaster Chas. Legon. John H. Scott.

The following case were continued on pleas of guilty. State vs. Lenard Tucker, Grady Chance John Finley Sol Forester Cooley McIlwain Gussie Drake Tom Wells. Geo. Jones

State of Tennessee

vs.

Manufactureing Liquor.

Walter Hicks

In this comes the Attorney General, and states to the Court that he desired to prosecute this case 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.

Manufactureing Liquor.

Lon Hinson

This case is continued by agreement with Judge Norton.

State of Tennessee

vs.

Failure to register car.

Walter Lehman

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 five dollars together with all the costs, then came into open court J.W. Tinnell and enter his name as surety for all of said fine and costs



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

State of Tennessee  
vs. ) Illegal fishing.  
Roy Craig )

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.A. McGee 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. ) Carrying a pistol.  
John Jackson )

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 fifty dollars together with all the costs, then came into open court E.L. Worley and enter his name as surety for all of said fine and costs. It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his surety all of said fine and costs for which let execution issue.

State of Tennessee  
vs. ) Carrying a pistol  
Ed Dreaden )

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 fifty dollars together with all the costs then came into open court Talmage Nims, J.C. Thomas, J.F. Cuning ham, Walter Nims, R.M. Chapple Clayton Sutton and Clyde Inman, 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. ) Mis.-  
Bob Collier col. )

In this case the Attorney General for the State and the defendant in person, and by agreement with the Attorney General a nolleprosequi is entered in this case upon the the defendant securing or paying the costs then came into open court D.N. Anderson and entered his name as surety for 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 surety all of said costs for which let execution issue.

The following cases were continued until the next term of court. State vs. Will Hooper, false pretense, Bob Lawrence Manufacturing Liquor, Shell Davis Carrying a pistol Ed Dreaden E.D. Claud Parnell Drunkenness, Claud Parnell et, al, A.B. Jodie Adams Manufacturing Liquor, John Crowell Murder. R.P. Holland assault to commit murder in the first degree J.W. Tubb Assault to commit murder in the first degree, J.W. Tubb Assault with intent to commit murder in the first degree Tom Lucas col et, al, Tippling. Grady Chance Manufacturing Liquor. J. Summers e, al Srirre Facias.

State of Tennessee  
vs. ) Tippling.  
Fannie Miller )

In this case came the Attorney General for the State and the defendant in person, and by agreement with the Attorney General this case nolleprosequi upon the defendant paying or securing the costs then came into open court G.W. Miller and G.W. Turner and enter their names as sureties for all of said cost.

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

State of Tennessee  
vs. ) Manufacturing Liquor.  
A ) Garrett )

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 be confined in the County Jail for a period of Ninety days, and pay a fine of Two Hundred and fifty dollars together with all the costs, and in the event of his failure to pay or secure all of said fine and cost he will be confined in the County Jail until he pay secure or lay out all of said fine and costs.

State of Tennessee  
vs. ) Transporting Liquor.  
J.O. Curtis )

In this case came the Attorney General for the State and the defendant in person, and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of One Hundred Dollars together with all the costs then came into open court T.D. Story and paid to the Clerk of this court fifty dollars on said fine and costs, and came into open court E.J. Sherrod T.E. Heard and T.D. Story and entered their names as sureties for the balance on 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 for all of the balance of said fine and costs for which let execution issue.

State of Tennessee  
vs. ) Disturbing wordhip.  
Gracil Dameswoth, et, al, )

This is continued until the next term of court by the State.

State of Tennessee  
vs. )  
Dixie Goin et, al, )

In this case came the Attorney General for the State and the defendant Landrith Jarrell in person and plead guilty as charged. Thereupon the Court assess the penalty and say he shall pay a fine of twenty together with all the costs, then came.

into open court G.G. Jarrell and entered his name as surety for all of said fine and costs, and the said G.G. Jarrell brought an order from A.C. Mitchell authorizing the Clerk of this court to enter his name as security for all of said fine and costs. It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and his sureties all of said fine and costs for which let execution issue.

And it appearing to the Court that the defendant Dixie Goin is under 14 years of age it is ordered by the court that case as to the defendant Dixie Goin be transferred to the Juvenile Court

State of Tennessee )  
vs. ) Assault to commit murder.  
Asalee Curtis )

In this cause comes the Attorney General for the State and the defendant in person and by attorney, who being duly charged and arraigned on said bill of indictment pleads guilty to an assault to commit murder in the second degree. Thereupon came a jury of good and lawful men of Humphreys County Tenn., to wit: George Smith, Duncan Story, J.R. Perkins, Chester Vanden, M.F. Rogers, George Brown, ~~Will Duncan~~, E.D. Hopper, Will Duncan, W.C. Kilgore J.M. Crowell, C.A. Summers, and Walter Woods, who being duly 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 an assault to commit murder in the second degree as charged in said indictment and fix her punishment at a term of five years in the Tennessee Vocational Reformatory for girls or until she arrives at the age of twenty one years.

It appearing to the Court that the said Asalee Curtis was 14 years old on the --day of Sept, 1934, it is therefore ordered, adjudged and decreed by the Court that, for the offense as found by the jury, she be confined in the Tennessee Vocational Reformatory for girls until she reaches the age of twenty one years and that she pay the costs of this cause for which let execution issue.

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

*J. E. Tubb*  
Special Judge.

Court met pursuant to adjournment, present and presiding the Hon. J.E. Tubb Special Judge  
State of Tennessee )  
vs. ) Disturbing worship.

Frank Hinkley et al, )

In this cause comes again the Attorney General for the State and the defendant in person and by attorney when the motion heretofore filed in this cause come on to be heard and the same being fully understood by the Court it is in all things over ruled.

It is therefore ordered adjudged and decreed by the Court that for the offense aforesaid as found by the jury the defendant pay or secure a fine of twenty dollars and the cost of this cause for which let execution issue and there being two other defendants liable for the costs but who submitted this defendant will pay all the cost of witnesses at this term.

In the event of his failure to pay or secure said fine and cost he will be confined in the County Jail until he pay secure or lay out all of said fine and costs.

State of Tennessee )  
vs. ) Disturbing worship

Tad Morris et al, (

In the case came the Attorney General for the State and the defendants Tad Morris and Flody Merideth in person and plead guilty as charged. Thereupon the Court assess the penalty and say they shall pay a fine of Twenty dollars each together with all the costs, then came into open court R.J. Morris and paid the clerk of this Court all of the fine and cost as to Tad Morris. It is therefore ordered adjudged and decreed by the Court that the defendant Tad Morris be discharged and go hence without day, then came into open court W.H. Merideth and W.R. Box and entered their names as sureties for all of said fine and costs as to Flody Merideth.

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

State of Tennessee )  
vs. ) Drunkenness  
L. Tad Morris (

In this case came the Attorney General for the State and the defendant in person and plead guilty as charged. Thereupon the Court assess the penalty and say he shall pay a fine of Five dollars together with all the costs, then came into open court R.J. Morris 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 defend go hence with out day.

State of Tennessee )  
vs. ) Mis:-  
Tad Morris )

In this case came the Attorney General for the State and the defendant in person and plead guilty as charged. Thereupon the Court assess the penalty and say he shall pay a fine of Five dollars together with all the costs, then came into open court R.J. Morris, and paid to the Clerk of this Court of said fine and costs. It is therefore ordered adjudged and decreed by the Court that the defendant be discharged and go hence without day.