was relacsed, when he left the scene with all reasonable haste. . That at the time he struck the deceased he believed himself to be in danger of death or great

great bodily harm at his hands.

Gentlemen of the jury. I charge you that if the you find this theory of the defenaant to be true it would be your duty to acquit him, and your wordist will be "NOT GUILIT"

I further charge you that if you have a reasonable doubt as to whether this theory of t defendant is ture, you will give him the benefit of the doubt, and your verdict will be ": "Not Guilty" was you at hill of Sanakigathon leafs b

The Courterred in failing to give, in charge to the jury, defendant's special request seasonably offered which is in the words and figures as follows:

I charge you that a man's right to defend hi self/against an assualt, with a deadly weapon. is not confined to cases where he is being assaulted with a deadly weapon. If a man is assaulted by an other, of more powerful strength, although with nothing more than his fist and supeior strength and weightis by reason of such assault, put in danger of death or great bodily harm, he may resist such assault, with a deadly weapon, and if in doing so he kills his aversary.

by what seemed to be under the circumstances, necessary resistance, in order to save himself from a like injury, or fromgreat bodily harm, he would be excusable and if you find this to be the facts in the case, or if you have reasonable doubt as to this you will acquit the defendant, and your verdict will be NOT GUILTY"

The sourt erred in sustaining the states objection to the following question, propound ed by Attorneys for the defenant, to Hailey Holland, in cross examination, in substance as clows:

Q. Did you hear Will Holland say that Vernie Murrell had carried the officers and showed them his Still? The question being asked in the following connection:

Hailey Holland- Crosss-examination.

Q. At the time that Murrell drove up did you know that will thought that Murrell had the officers and showed them his still?

A. Well. I didn't Mnow ehether he thought it. or not.

Q. I say did you know he thought it?

A. I don't know .. I could not tell what he thought, I could not tell what he thought about it.

Q. Did you hear him say that?

A Hear him say what.

Q. That Murrell had carried the officers and showed them this still,

VIII.

The court erred in permitting over the defenants objections witness P.J. Fuqua to testify as follows:

PLJ. Fugua- Direct examination.

Q. Did he state to you what his condition was while he was there on the ground, what was going to happen to him? A. He states that these wounds on him--

MR. ENIGHT: We object to that.

(After the testimony was gone over in the ansence of the jury, the court said.

I hold the testimony is competent, and you can note your exception"

Q. Mr. Fugua, you have already stated to this jury about going up to the deceased on the road. What statement, if any, did he make to you about what Murrell had done and what was going to happen? The state of the state of restord new to delet all

A. He told me that he was on the road there assisting a man up the hill-

Q. My first question is, I have to over what we have already been over Mr. Fugua. while the jury was out a while ago, what statement did he make to you about seeing Vernie Murrell, and what his condition was?.

A. He told me Vernie Murrell had passed there four time in succession, four days in succession, and now he has killed him.

Q. After making that statement, " Squire, tell this jury what he said about the difficulty, and what had taken place?

Defenant excepts to any statement of deceased at this time. Exception overruled, to which defenant excepts.

The erred in permitting the states witness R.P. Holland to testify over the defenants objection as follows:

R.P. Holland- Direct -examination.

Q. Now just tell the court what ('deceased) asked you and what you said to him, and

A. He wanted to know what time the doctor would be back, I think I told him about 8 o'clook somewhere about that.

Q. What did he say.

A. He said, I will be dead by then"

THE COURT, awho said that?

A. The deceased.

A.MR. KNIGHT: Abourt what time of the day was that?

A. Itswas after the Doctor left there.

O. What time of day?

A. I suppose they left there. I guess about six o'clock. I don't know for certain.

it was somewhere right along there. It was just begining to get dark, about this time of year.

O. When you left you had this conversation with him, he asked when he was coming back-

A. And I told him about 8 o'clcok.

MR. KNIGHT: Defendant objects to what Holland said.

Overruled, to which defendant excepts.

Q. Just go ahead in your own way, Mr. Holland, and tell this jury what he said to you there about this difficulty.

The court erred in permitting the state witness, Hailey Holland, over the defendants objection to testify as follows.

Hailey Holland-- recalled

Q. Do you know anything about your brother at any time, Will Holland deceased, accusing this defendant of being the father of Aggle Baker's child?

A. Yes, sir.

Q. Did your brother do that?

1. Did my brother accuse him of that?

Overruled, to which defenant excepte.

The court erred in compelling the defendant in Cross - examination, in the connection

shown below to testify and answer as indicated:

Q. On the trial of your brother in this court, previous to this term of court, didn't you you on that trial swear that you would hit any man that would call you a son of a bitch Mr KNIGHT: we except to his answering that question and want to make an exception here now, in record about the manner of questions and character of questions being p. o pounded to the witness by Gen. Bowman, on the ground that they are claerly as to incompetent matt matter, and that asking of the question itself is prejudicial to the defendant. THE COURT Overruled, as to the exception to this question, I think the question is compet competent.

Q. On the trial of this case, didn't you, testify, siting in this witness mhair, that you would hit any man that called you a son of a bitch.

Objected to, overruled, to which defendant excepts.

The Court erred in permitting the witness , P.J. Fuqua to testify, in the presence of the jury, coverathegobjection of the defendant, as to certain alleged, relative to the difficulty, made by the deceased between the time of the injury, and the time of his death.

The court erred in bermitting the witnness R.P. Holland to testify, over the objection of the defendant as to certain statements, made to him by the deceased, after his injury, and before his death.

The court erred in permitting the witness P.J. Fuqua in rbuttal testify as follows PLJ. Fuqua , recalled - - stated rebuttal.

- Q. Was he Kel Baker) firinking . or not
- A. I thought he was.

Mr. Knight: I don't think he can give his opinion

Q. Did you see anything about his conduct to indicate it?

Gen Bowman: I had asked him if he was drinking, he said he didn. t have a drop.

THE COURT: I understand this witness said he saw him immediately, at the scene of the

killing, and the condition of any witness there is competent. He can state whether or not he was drunk or sober in his opinion.

Q. How many pieces of bottles did you notice there in the road, or fruit jars, which

- one were they? A. Bottles.
- Objected to.

THE COURT: How long after the time that you were there, the first time, did you see the bottles?

- A. I didn't notice them till I went back home, in about an hour or two.
- Q. Did you notice any bottles where this difficulty was said to have taken place in the road.

Objected to, overruled, defenant exceptes

The Attorney General in his closing argument, im properly refered, and agued certain matter prejudicial to the defendant predicated upon the testimony which the court had excluded as incompetent in substance as follows.

Q. After making that statement, Squire, tell this jury what he said about that difficulty, and what had taken place. of me and hearth up and the feet and assertions of

DEfendant excepts to any statement of the deceased at this time.

is a soverruled, to which defenant excepts.

- Q. State what he told you.

- A. He said he was there close by, and some men came to the hill and could not get over and he went out to assist them, and about thettime they got up the hill, with this car, Mr. Murrell drove up, then he said he got out on the ground, on the running board, and asked him what he had against him, and he went on to mention something about his carry ing- accusing him having a still, carrying officers to the still, that was about all he said about that. And he said that he denied that, and that Mr. Murrell threw his hat under his feet, he put his foot on it, andhe came around and made this wound, Mr. Murrell threw his hat on the ground, put his foot on it, and then came around him and m made this wound, and cut him.
- Q. What did he say he did about it?
- A. He said he grappled with his hands, he had no weapon of any kind, and, and had grabbed hold of him withhis hands, and mashed him on the ground, and that was when Murrell cut, on the back, and when le cut him on the back of the neck.

CROSSA EXAMINED - by Mr. Knight.

- Q. He told about that about when he had helped to push a car upon top of the rise, Mure 11 came up, and when Murrell came up, he told you he was on the running board, got out on the running board, Is that right?
- A. Something like that.
- Q. And says " what have you got against me" He didn't tell you that he said to Mureell
- A. Yes, yes, said that he accused Murrell of carrying officers, and showing them this
- Q. And said Murrell got off the running board, threw his hat down and stepped on it. THE COURT: threw it under his feet, Hollands feet?
- A. That is what I meant to state. Threw the hat under Hollands feet, and he put his feet

on it. That Murrell got off the running board, threw his hat down under Hollands feet, that Hollands put his foot on it, and Murrell reached around and cut him, is that what he told you?

- Q. Squire, didn't he tell you that he accused Murrell there called him a damnedlian
- A. He didn't tell me that.
- Q. Didn't he tell you that Murrell put his hand on his shoulder, put his arm around his neck, and said "Willie we are brothers-in-law, I don't want to have any with you, I love you, I like you" down of offer of his, you it
- A. No, he didn't tell me that, I never heard that, and or magnet as
- Q. According to the statement he made to you it was pretty quick done,
- A. Yes, sir, quick done and a synd and in word on a
- Q. Right off the running board and down came the hat, and Holland

I could have shown that the defendant was connected with, or engaged in, the illicit whisky business, but evry time questioned hip, or the witness as tothis, counsel for the defenant objected, and I was not allowed to show him up-

The testim ony of .P.J. Fuqua, purporting to detail the statements of the deceased made him, as to how the diculty occured will be attached hereto as EX "A" and they testimony of R.P. Holland, as to the statements, made to him by the deceased on the same subject, will be attached as Ex."B"

State of Tennessee

Indorsed filed Bec. 29 1925. at 2.30 P.M. Albert Binkley Clerk

Vernie Murrell

P.J. FUQUA.

Q. Did he make any statement to you about this difficulty there in the home?

A. He made a statement after he got up off the ground, and then something similar to the same thing after he got to the house.

Q. Did he state to you what his condition was there on the ground, what was going to happen to him?

A. He said that these wounds on him-

(in the absence of the jury)

Q. Previous to making the statement tobyou, Mr. Fuqua, did the deceased willie Holland make any statement to you about his condition, what was going to happen to him?

A. Yes, sir.

Q. What did he sor?

A. He work see that wounds across the neck didn't hurt him at all, but there was a wound in the side that was giving him trouble. I am telling what he said, I didn't see the fight, he said that this man Murrella-

Q. Wait just a nimute, what , if anything, did he say about his going to die, did he make any statement about dying?

Objected to.

Q. What, if anyhting a did he say, Mr. Fuqua, about what was going to happen to him as to how seriously, he was hurt.

A. Just let me state what I started to say.

THE Court for can state it all just as came up.

A. He said Berrell had passed there four days in succession, -and now he has killed me. Physics all that was said about 'dying'

After he made this statement to you, Squire, did he tell you how the difficulty took place?

Objected to as incompetent.

The Court. hold the testimony is competent, and you can note your exceptions.

Q. Mr. Fuqua, you have already stated to this jury about going up to the deceased on the road. What statement, if any, did he make to you about what Murrell had done, and what was going to happen to him,

A. He told me that he was on ther road there assiting a man up the hill--

Q. My first question is- I have to go over what we have already been over, Mr. Fuqua, the jury was out, a while ago, what statement did he make to you about seeing Vernon Murrell, and what his condition was.

A. He told me Vernon Murrell had passed there four times in succession, four days in successio,, and now he has killed me.

A. No, he didn't state it that way, I don't know for certtain, I could not call it to mind. He said he got out of the car.

plant of grains district account from some any street blocks billion

Q. That is all he told you, just what you told us?

A. Yes, sir.

Q. He didn't tell you that Nurrell wanted to take him to the officers, and prove by them that he hadn't turned him: up , and that he said to him, No, by God, there is no use of that, you lying son- of a bitch, you did it"?

A. No I didn't hear that.

Q. He didn'titell you that.

A. No, min

Q. I will ask you , Squire, if you were examined before the Justice of the Peace in "this case?"

A. Yes, sir.

Q. I will ask you if you didn't estate there that Holland stated that Murrell asked him what he and against him, in substance this, and that Holland told him what he had against him, about showing his still, and told him, Holland told Murrell, that I will

tie my/hand behind me, a and whip you, or fight you?

A. Well, I might have said that, but I could not call to mind now.

Q. Did he tell you the first thing that was said about fighting was that he told Murrell that I will tie my left hand besind my back, and whip you"

A. No, sir , I can't remember, Mr. Knight. I aint trying to dodge anything.

Q. You donn't remember that now, about you saying that the first thing said about fighting was he told Murrell he would tie his left hand behind him and whip him"C

A. Probably he said that and I might have told that in court, but I don't remember

it now.

Further this deponent saith not,

State of Tennessee

EX. B. to Motion for New trial Indorsed Filed Dec. 28th. 1925 At 2.30 o'clock

Vernie Murrell

Albert Binkley Clerk.

R.P. Holand.

Did this deceased ask you any time that afternoon when they (the doctors) would be

A. I think so.

Q. Now just tell the court what he asked you, and whay you said to him, and what he replied.

A. He wanted to know what time the doctors would be back. I think I told about eight

Q. What did he say

A. He said " I will be dead by then"

Court who said that?

A. The deceased

THE COURT about what time of day was that?

A. It was after the doctors left there.

Q. What time of day.

A. I suppose they left there, I guess about six oclook, I don't know for certain, it

itewas somewhere right along there, it was just begining to get dark, about this time of year.

Q. When he left you had this conversation with him, he asked you when he was going to be back.

A. I told him about eight o'clock.

Defendant objected to what Holland said. Overruled, exception.
Q. Just go ahead in your own way, Mr. Holland, and tell this jury what he said to you there about this difficulty.

A. I asked him it commenced, and he ftold me, said there was some boys come along ther with a car, it got out of fix and could not run, he helped them push it up a little hil, when the got it up on top of the hile I think he got in the car and held it, and ran it off down another little slant till they came down to a level. While they were down there fixing the car, trying to get it so it would gonalong. Vernon and some other fellows ran up in a car, and Vernongot out of the car, and came around there where they were, andsaid, "I want to know what you and Hailey has got against me" willie told him says "You ought to know" something like that, what we have got against you" He says You got Little Bob Holland and Louis Phy.

Q. Who is Little Bob Holland that is you isn't it?

A. Yes, sir. " And turned up my still" And He said, I don't
recollect now what Vernon said about it, Anyhow they cussed and reared around about it
and I think before they not through Vernon and Kel Baker went off down the bond, and
came back, and when they came back Vernon, he said, pulled off his hat, and told
lim to step on it, when he ame that, I think Willer said he put his foot on it,
something like that, and he said Vernon just jumped at him then and cut him in the
side; and when he stuck the knife in him he just grabbed him and throwed him, I
Believe that is all now I recollect doout the right right there.

CROSS EXAMINATION & BY MR. KNIGHT.

Q, He didn't tell you that this occured of the hill?

A. No, sit he told me it occurred down there in that little flat. You see, he went up the hill, little glant, and then down a little---

Q. You know Mr. Hally Holland his brother?

A. Yes, sir.

Q. What kin are you to them.

A. Me and there father is second cousins.

Q. You live right close to them?

A. Bout 400 or Five yards.

Q. He din't tell you that when Vernon rode up he was on the footboard, ar stpped on the footboard, and asked him whatever he had against him, and he told him, and that he threw his hat down, and he stepped on it, and he cut his right then, he didn't tell to you that?

A. They quarreled about at, and vernon went off.

Q. From what he told you it was some time after Vernon came up there and threw his hat down before the cutting?

A. He went off and came back, went off with Kelly Baker, I think, down the road, somewhere down the road, and came back.

Q. And this cutting occurred after that? After he had been there sometime, is that right?

A. Yes, sir after he went off down the raod.

Q. Why didn't he tell you this, that after Vernon threw hishat down, and he stepped on i

that he got off of the hat, and after he got off of it that Vernon laid his arms around his neck, or his hand on his shoulder, and said "Mhy, Willie you and me is brother-in-law, I love you, I don't want to have no trouble with you,

A. No. sir, he did not tell me that.

Q. He didn't tell that part of it? so and hearth as healing his hearth a contract of the

A. He didn't tell me that.

Q: And didn't tell you that that happened after all this hat business had taken place?

A. About his putting his arms around him?

Q. Tes.

A. No.

Q. did he tell you that he called Vernon a dammed liar, a dammed son of a biteg, things of that kind.

A. I think they were cussing one another.

Q. Did he tell you what I have asked you?

A. I don't think he did.

Q. Don't think he told you that, and you don't think he told you that after he had called him these vile names that he put his arms about him, or his hand on him gently and begged him not to have any trouble?

A. He didn't tell met that;

Q. Didn't he tell you that when he accused Vernon of taking you and Phy to the still, showing you the still, that Vernon told him and placed with him, said No. I didn't

do that, willie. I awill take you in my car right now and go see these men, and they will tell you I didn't do that? We didn't tell you that?

A. Yes, he said that Vernon told him that,

Q. Willie told you that.

A. Yes, he told me that.

Q. And told you that "aley told him he could not go because he was drinking, did he tell him that?

A. No. he didn't tell me that.

Q. Did he tell you that Verner said, "All right, I will go with you tomorrow" No, I am not going tmorrow" did he tell you that?

A. No. I don't think he did.

Q. Did he tell you that then they agreed to leave 't to Walter Wallace, and go wheneve whatever day Walter said, and Walter Wallace fixed Saturday, and after Walter fixed Saturday he said to Vernon " No, you God damed lying son of a bitch, no need of going I know you did it"

Q. Did he tell you bhat.

A. No.

A. No.

A. No.

A. Did he tell you that all the time he was using these vile epithet that Vernon was begging him to go to the officers, and prove to him that he didn't turn him up, and that he finally dismissed the whole thing by saying to him it wasn't no use, he was just a damned lying son of a bitch, and Vernon wasn't only begging him to go to the officers, but pleading with him on the ground that they were kin folks, not to have trouble? He didn't tell you anything of that?

A. No he didn't tell me anghelof that.

An this case same the actorney General Roy, the State, and it, appeared to the control to the test and the second of the control to the test and the control to the control

who to them with the mines sets you or others assettement thankers demand that

Term, 1st. dev of January

Wherefore the defendant asked that the verdict of the jury be setaside and that he be given a new trial etc. W.A. Enight, J.E. Tubb, J.F. Shannon. Attys for the Defendant, and the same being fully heard by the court, it is in all things over buled, To which action of the Court defenant excepts.

It is therefore ordered adjudged and decreed by the Court that for the offense of Volu Voluntary manslaughter, as found by the jury, the defendant be confined in the State Penitentary -at Nashville Tenn., at hard labor for an in determinate peroid of time of not less than two years nor more than four years, and that he pay the costs of this cause for which let execution issue To which action of the court in over ruling said motion and passing sentence on defendant defenant again exceptes Therefore defenant moved the court in arrest of judgment which motion was likewise heard by the court and in all things over rulled, to which action of the court

Therefore defendant prayed an appeal to the Supreme Court at Nashville Tenn. which appeal is granted and the defendant is allowed thirty days in which to prepare and file his bill of exceptions

The defendant will execute bond in "the sun of Seven Thousand Five Hundred Dollars for his appearance before the Supreme Court as required by law and in the event of his failure so to de he will be confined in the Humphreys County Jail to await the action of the Supreme Court.

State of Tennessee

defendant excepts.

Blead guilty to assault to commit murder in the 2nd. Degree VS. Claud Cooper Col. (Motion to retax costs

In this cause came the Attorney General for the State, and it appearing to the court, from the return of the Sheriff upon an execution issued to him by the Clerk of this Court, issued to against the estate of the defendant for the easts of this suit, that theedefenant is wholly insolvent unable to pay the costs of this sui or any part thereof, so it is therefore ordered adjudged and decreed by the court that the costs ascrued 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 Competroller for payment as the law directs.

State of Tennessee

Largeny Motion to retax costs J. Summers Col.

In this case came the Attorney General for the State, and it appear the sourt. from the return of the Sheriff upon an execution issued to him by the Clerk of this court, against the estate of the defendant for the costs of this suit, that the defendant is wholly insolvent unable to pay the costs of this suit or any part thereof. So it is therefore ordered, adjudged and desred by the court that the costs accrueing 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 Competroller for pay ment as the law directs.

State of Tennessee

Carrying a pistol Volume) Notion to retax costs

In this case same the Attorney General for the State, and it appearing to the court, from the return of the Sheriff upon an execution issued to him by the elera of this sourt against the entate of the defendant for the coats of this suit that the defendant is wholly insolvent unable to pay the costs of this suit or any

part thereof, so it is therefore ordered adjudged and decreed by the court, that the costs assrueing upon the part of the State, be allowed and paid out of the County Treasurery, and that the clerk of this court make out and sertify the same the County Court Clerk for payment, as the law directs. . Daniel . wofanso .O.

State of Tennessee

Billian and many by the light of the same aler

VB.

. Notion to retax costs and one red's the arms a to act the sand

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

State of Tennessee

VS. Man Young

Motion to retax costs.

In this came the Attorney General for the State, and at appearing to the court, from the return of the Sheriff upon an execution, issued to him by the Clerk of this sourt, 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 costs accurring upon the part of the State, be allowed and ordered paid out of the County Treasurery, and that the Clerk of this court make out and sertify the same to County Court Clerk for payment as the law directs.

State of Tennessee

J.C. Potter

Motion to retar sosts.

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

State of Tennessee

Otto Sanders | Notion to retax costs.

In this case came the Attorney General for the State, and it appearing to the court, form the return of the Sheriff upon an execution issued to jim by the Cler of this court, that the defendant is wholly onsolvent, unable to pay the costs of this siut or any part thereof. So it is therefore ordered adjudged and decreed by the court that the costs accurring upon the part of the State be allowed, and order paid out of the County Treasusery, and that the Clerk of this court make out and certify the same tp to the County Combo Caerk for payment as the law directs

This day came into open court J.L. Smith Sheriff and Jailer for Humphreys County Tenn. and present and read in open court in open court his account against the State of Ten for boarding prisoners charged with fellonies

Darmack Tucker Larcony 127 at 75cts. per day ton on 2uTurn Keys \$2.00 \$97.25 Britton Townsend Larseny 3 at 75sts per day \$2.25 " " \$2.00 84,25

made to with all she rights of, an underried person and that her

C ALLEY CAN

sure Clark the agreeme, as the law death reals.

C.C. Hobbs Arent out of toroch but obtains bearing sometimes at the as founds to vs. In the circuit sourt December Term 1925 at Waverly Tenn.

V.B. Graham and tratte bas too size broke save to see and the free con the free contracts

C.W. Cowen and

E.O. Denslow, Surety.

This case was heard by the Hoh, J.D.G. Morton, Judge, without the intervention of a jury and after due consideration by the court, upon the whole recor in the case and the proof, heard on the hearing, the court is of the opinion that the plea filed by one of the defendant, E.O. Denslow, denying the Liability upon the note sued on in this case is not well taken and said plea is therefore stricken. The Court is therefore of onpinion that the Planitiff, C.C. Hobbs, agent, is entitled to a judge judgment on said note in the sum of \$400,00 principal and \$134,00 interest making a to total sum of \$534.00 against W.B. Graham, principal and C.W. Cowen and E.O. Denslow as sureties on said note, for all of which the sourt hereby renders judgment.

Thefurther appears to the sourt that this suit was originally brought before a Justice of the Peace and that judgment was rendered thereon before said Justice against the said Graham, as principal, and Ciw. Cowen and E.O. Denslow, as sureties and that the defendant. Denslow appealed said ease to this sourt upon said Justice's judgment. And it further appeared to the court upon the trial of the case that C.W. Cowen, one of the sure ies, was willing and offered to pay his one-half of the judgement rendered before the justice of the Peace, and did not appeal thereform, but the case was brought up this court by the said Denslow, the other surety on said not. It is therefore ordered, adjudged, and decreed by this court that all of the costs of the appeal from onr Justic's judgment Stogether with the cost of this court will be and is adjudged against the principal W.B. Graham and B.O. Denslow his sucrties, and that the defendant C.W. Cowen be absolved from paying any costs of this appeal or east that served in this Court.

It is therefore ordered, adjudged and desired by this court, that the plaintiff C.C. Hobbs, agent reover of the defendant, W.B. Graham, principal, and C.W. Cowen and B.O. Denslow, Sureties, the sum of \$534.00 prisipal and interest on said note, together with all the cost of this case, for all of which execution desucissue,

Tulip Palmer

') In the Circuit Court at Waverly, Tennessee, 1925

traine which to dreat a still ted a house

1111am M. Palmer

In this case, it duly appearing to the court, that the defendant Williamd N. Palmer, has been regularly served a subboona to answer complainants bill and has failed to appear and make defendse to the bill required by law, it is therefore ordered as to him, that the bill be taken for confessed and the cause set for Lat alden, they can all hode at the make the ont that , drugs ald

The cause came on further to be heard before the Bon. J.D.G. Morton upon the bill the order proconfesso herein above shown and upon oral testimony had in open court and it satisfasorially appeared to the sourt from the proof that the fasts charged in the bill are true, and that the defendant, William W. Palmer was when the atil was filed and is now serving therm from one to four years in the state Penitentiary at Nashville, Tennessee, upon the charge of huose breaking and laceny. It is therefore ordered, adjudged, and decreed by the court that the bonds of matrimon subsisting between the complainant and defendant be absolutly and foreyr dissolved, an that complainant be vested with all the rights of an unmarried person and that her

maiden name. Tulin Fibrall be restored to her,

It is further ordered, adjudged, and descreed by the sourt that the defendant Willi M. Palmer pay the coat of this cause, for which execution will issue.

tendence not been a Petition for divorce sed to was it set on self , there was

Tera Dunaway has been thebeen to Canada To method and general

In this case came the plaintiff, and asked the court to be aloved to dismiss this case at his own costs.

It is therefore ordered adjudged and decreed by the sourt that the defendant reserver of the plaintiff all the costs in this case for which execution will issue. film out it as nature as hereavers his bear'd has pend a commenter remain that

Board bill for boarding Juries in case of wa. John Crowell and Vernon and the series of the street of the street of the street of the street do not be the street of the s

This day same into open sourt Miss Minnie Pave, and present and raed in open sourt her sount against for boarding Jurrirs in ease of State vs. John Crowell and Vernon H. Murrel, which amount is as to John Crowell \$63.00, and as to Vernon Murrell \$56.00 Total amount \$119.00, which account was read in open court and was allowed and ordered paid out of the State Treaseruy , and that the Clerk make out and certify the same to Competroller, for payment as the law directs.

Board bill for boarding the jury in case of State vs. Will Hooper.

This day in open court Mrs. T.C. Brant, and present and read in open court her account against the for boarding the jury in case of State vs. Will Hooper, which amount is 27.00, which account was which were open court and was allowed and ordered paid out of the State Treasury, and that the Clerk of this court make out and certify the same to the State Competroller for payment as the law directs.

State of Tennessee

VS. Suspened sentence

of 30 days on the pertination sentenced 126, 22 days former term of this court, and suspened until this term of court be and the same is hereby made final.

It is therefore ordered adjudged and decreed by the court that the defendant be confined in the county Jail for a peroid of 30 days.

SHERIFFS BOARD BILL

ally of worth a bay with water her but only but the best anner of had

none that Harris ametricing out with all roots at them a process

This day J.L. Smith and Jailer in open Court and present and read in open court his accounty against the State of Tennessee. for keeping prioners charged with fellocates which amount is \$101.50, which amount is allowed and overed paid out of the State Treasuery, and that the Clerk of this court make and ser ify the same/the Comptroler

short some state to created year office, west they

Minutes CIRCUIT C State of Tennessee

Murder December term 1925 . Circuit court Sumphreys County, Tenn... John Crowell . INDORSED FILED DEC, 21, day 1925. Albert Binkley Clerk.

maiden name, Tulls Tannell be restored to her.

The defendant comes and moves the court to amend the original motion for a new trial, filed on the 21 day of December 1925, in this cas, and for goundes of said amendment assignes the following,,-

out to all actions of the same once, the sindustiff, and recording the equal to the alove.

One Jim Wheeler who was selected as a furor to try this case, was not a legally wualified juror to try maidcease, because he had on two different occasions prior to the toem he was selected as a juror had formed and expressed an opinion as to the guilt of the defendant John Crowell, having on one occasion astated near Trinity on Spring Creek in 1st, civil District of Humphreys County Tennessee, that the defensant John Crowell ought to be humg for killing Denton Younger, which said statement was made whortly after the trial of said defendant. Crowell, at thr April term of this court 1925. That on an other occasion, to wit: December the 16, 1925, after the said Jim Wheeler had been summered as a juror, and before he was accepted as one of the jurors to try said case, the said. Wheeler stated that said Crowell ought to be sent to the p The said Jim Wheeler, stated in his examination on his Voir dire that he had not forme nor expressed an opinion as to the guilt or innocense of the defenant Crowell . The defendant Crowell, did not know at the time said Jim Theeler was selected as jurgi in said case, that said juror had formed and expressed an epinion as to the guilt or innecense of the defendant, and did not know the facts herein stated until after the original motion was filed an daid case, that if he had known it, or that he had any of milon whatever as to his guilt or innocense said defendant would not have accepted him on said jury

THE AFFIDAVID OF A.A. ALLISON . AND MRS. C.H. GIBBONS AND D.T. NEIGHBORS AND HEREWITH FILED AS Exhibits 1, and 2./ Brd this allended mostion and in support thereof.

Wherefore the drendant moved the court to allow said original motion amended as herein set out, and that the verdict of the jury finding the defendant of Voluntary Managinary manslaughter, and sentenceing him to serve three years in the State penitentiary, and that defendant be given a new trial in said case.

J.R. TUBB, Jer. SHANNON, J.R. Morris, attorneys for defendant.

INDOMORD FILED DECEMBER 22, 1925. At 5 P.M. Albert Binkley Clerk. as find the contact and baller transmit more and the dates and the star

State of Tennessee

That he 1

In the Circuit Court of Humphreys County, Tenn., A. Crowell | December term 1926. blacet to assa meldw .00.1010 et touesa derive

Personally appeared before me, Albert Binkley, Clerk of the Circuit Court of Humphreys County, Tenn. D.T. Neighbors being duly sworn, made the following statements under oath: That he is 24 years old, resides in Humphreys County, Tennesssee, and that he personally acquainted with one Jim Wheeler, who was a juror in the above styled cause, and treid the case at the present term of this court, that near Trinity on Spring Creek, in the 1st. Civil District of Humphreys County Tennessee. he heard the said Jim Wheeler say that the defendant Crowell ought to be hung for the killing of Denton Younger, sometime shortly after the defendant Crowell had been tried for said killing at the April term of this court, 1998.

That has not told the defendant Crowell of this statement of the said Wheeler not attorneys until after the trial of the case and after the verdict of the jury was re dered, at the present term of this court affiant save he is not related to any of parties in this cause, has no interest in the results thereof. Affinat does not remember to have ever told any one about said Wheelers statement above detailed until after he heard that said Wheeler had been accepted as a juror in the case, and this fast brought the matter to affiants mind, and he made some statements then as to said fact and he told this to some one out at the store at Trinity. D.T. Neighbors.

than't los tight that much new I bets the

Subscribed and sworn to before me on this 22, day of December 1925. Albert Binkley Clerk.

EXHIBITS .2, ath of 3 calculation out of the control of the contro IndordeddFiled DECEMBER 22, 1925, At 5 ofclock P.M. Albert Binkley Clerk. A Statement.

We. A.A. Allison and Mrs. C.H. Gibbons, heard Mr. Jame Wheeler one of the jurors in the of the State of Tennessee vs. John A. Crowell for the killing of penton Younger at the December term of the Circuit Court at Waverly Tennessee, 1925 say on Dec. othe 16th. after he was summons as a juror, and before he was accepted as one of the jurors to try said cause, that the said Crowell ought to be sent to the pen. This December the 22 9025 A.A. Allison Mrs. C.H. Gibbons.

Sworn to and subscribed beforeme

This the 22 . day of December 1925.

S.E. Bryant Notary Public.

No. 36. JIM WHEELER.

Q. Do you solemnly swear you will true answers make to such questions as may be asked you , tuouching your competency as juror, so help your God?

A. Yes. sir.

Q. Have you formed or expressed an opinion as to the guilt or innocense of J.A. Crwoell charged with murder?

A. Nothing only onreommer or talk.

Q. Are you a house holder of free holder in the County of Humphreys?

Q. Have you served on the jury in the last twohyears?

A. Yest sir bus to to look one of mediate any modding of and to or as managed was beneat

Q. (JUDGE) not withstanding any opinion you have formed from . roomer, do you think you could go into the jury box and give the defendant a fair trial?

A. Yes, sir.

Q. Where do your live? show our mad, even not some elemanage toodily renotiting

A. Big Richland.

Were you here the day the tragedy occured? A. Wormeir. ads here complainte end accounted grideledus von grantvina to athens

Q. Were you here at any of the trials? I but to be vi pacify ware not any vi and

A. No. sir. a los happut he because vallent at a course harry more we be accept

Q. Have you talked with any body that knew the fact about the case?

A. No. sir.

Q. Have you talked with any body who seemed to know the facts?

A. I have never heard any one talk that seemed to know them.

Q. Did you talk to any one who heard any of the eveldence in the sase? A. No. sir.) and the stations of the rathe her over out the point out worth from evenyone Q. Did any one undertake to tell yout the facts about the tragedy or how it was done? A. No. wires from the construction and at the entire, on their constant of the constant Q. Are you a man of family? to suitably the Trong and you that your want of suitable A. Yes, wir. and out of word a su herebyes used but well-out him but brood at warls Q. Were you born and reised in this County? Q. Were you in here at the fair? A. No, sir, I was here that night but I wasn't here at the time of the killing. W Alverto verblant read ACCEPTED. State of Tennessee , vs J.A. Crowell, in circuit court Humphreys County ; Tennessee. Personally appeared before me, undersigned authority Mrs. Morrelle Norton who being duly sworn, says that she is a stenographer and that she took down the woir dire examination of the juror, Jum Wheeler, at the time he was examined under oath touching his qualifications as a juror in the above styled c ase in short hand and she has transcribed the same correctly in type writen form, and that the above and foregoing issaacorrect statement of the questions and answers ask and answered by Whoeler at the time of his said exaination as authror in said case. Subscribed and sworn before me. on this the SS day of December 1925 Law. Collider Motary Public. My Commission expires 16, day of Sept. 1925. draw at presidence and like our whole Filed December 22, 1925, At 5. P.M. Albert Binkley Clerk, Albert Moore Trotter In the Circuit Court, at Waverly, Tenn. Mary Moore Trotter In this cause, it duly appearing to the Court, that the defenant Mary Moos Trotter, has been regularily brought before the Court by non-resident publi cation notice and properly made and up to wheat the last day of the term had sailed appaer and make defence to the petition filed against her in this cause, it is therefore ordered as to her that the petition was taken as confessed, and the cause set f for hearing ex parts.

Honorable J.D. G. Morton Judge upon the whole resort in the cause coming on further to be heard before the cause and the testimony of withmasse, had an open court, it appeared to the Court that the allegation for hearing ex parte. of petition were true, and that the defendant had willfully and maliefously deserted the petitioner without reasonable cause for more than two whole years before the filing of this petition. It is therefore ordered, adjudged and decreed by the court that the bonds of matrimony now subsisting between the petitioner and the defendant be perpetually and for ever dissolved and that petitioner be restored to all the right and privileges of am unmarried person It is further ordered, adjudged and decreed by the Coutr that the costs of this cause be paid by the petitioner, for which execution

and would be because the country of increase into appeal being its to best as one over a beginn a seem over the

State of Tennessee will an increase be east that true out of herebienes surbounds stores, and four director row that Antis default no rowests and bay open Carmack Tucker of or Drunkenness of heraund sykt in some high and obsessed to In this case is dropped and placed upon the Retired docket. The following case were continued by the court until the next term of this Court State vs. Henry Lyaville and Lonnei Lyaville . State vs. Ora Young. State vs Bort Hooper, and Sam Street, State vs. Bert Heeper State ve O.C. Hassell. State vs. Rey Ingram, State vs. Robert Baker, State vs. Will Davis, State B.V. Diviney, State vs. Will Hooper et, al, State vs. Curtis Brown, State Curtis Brown, State vs. Will Hughey, State vs. Will Hughey, State vs. Odie Chapple and Pete Merris. State of Tennessee In this case thee attempt beneval Con the brate, and the W.H. Bates benginger and by actorney, ethe being the charged and percent all the actorney at the contract of t In this case the Grand Jury return an indictment marked not a tw of anth and I will san of t debrevs o unty; test: - Jours Borrisett, Tap allig our It is therefore ordered adjudged and decreed by the Court that the defendant be discharged and go hence without day. State of Tennessee B.D. aids of Anthiox of Akfred Mallard In this case the Grand Jury return an ind stment marked not a the care, and the her be discussed, and the care be con-It is therefore ordered adjudged and decreed by the Court that the defendant be discharged and go hence without day. . . State of Tennessee vs. Possessing Liquor. Arthur Witherspoon) In this case came the Attorney General for the State and it appearing to the court that this defendant was indicted at a foremer term of this Court for the offense of unlawfully possessing and the said defendant was arrested and entered into bond with Erb wherry -and 'om matcher as his sureties which bond is in the words and figures as follows to wit:-BOND.

Beate of Tennessee . Rumphreys County, We. Arthur Witherspoon & Erb Wherry and Tom Hatcher, agree to pay the State of Tennessee, Five Hundred Dollars, unless the said Arthur Witherspoon appeares at the office of Circuit Court on the 14th, de day of Dec. 1905, at 10 e'clock A.M. to answer the offense of possessing whisky and does not depart the Court without beave, spore but no beautiful continue took of duality Witness, our hands, this the 20 day of Sept. 1925. Arthur Witherspoon Erb Wherry Security Tam Hatcher Security. Approved J.M. Reece. J.P.

And the defendant Arthur Witherspoon, being selemnly called to come into open Court and answer the State of Tennessee upon acharge of Possessing Whisky came not but made default and the said Brb Wherry and om Hatcher were also called to come into open Court and bring with them the body of the said Arthur Withersmoon according to the tenor and effect of their said bond same not but made default neither can came the defendant Arthur Witherspoon nor his said sureties but made default

It is therefore considered by the Court that the defendant Arthur Witherspeen, and Erb Wherry, and Tom Hatcher for their daid default do forfeit and pay unto the

State of Tennessee, the said sum of Five Hundred Dollars according to the tenor and

In this case is drouped and placed under And it/Further ordered by the Court that Sei. Fa. be issued to the said defendant and his said sureties requiring them to appear at the next term of this court and show cause if any they have why this judgment should not be made final. And further that Alias Capies issue for the defendant, and the train of the train of the training training the training tra

meran, State vs. Cenert Bates, state vs. Will Davis, State B.V. Diviney, state vs.

State of Tennessee! . . mond street state . mond atrach . . w state

VR.

Will Hooper

In this case came the Attorney General for the State , and the dfendant in person, and by attorney, who being duly charged and arraigned on said bill of indictment, plead not guilty. Thereupon to try issues joined came a jury of of good and lawfuld men of Humphreys County: towit: - Brown Morrisett, Tap Mims, Scott Smith, John Lucas, Buck Adams, Jim Parker, Walter Mims, J.A. Tomlinson, Will Cantrell J.R. Perkins, Frank Brown, and W.R. Box, who being duly elected, tried, and sworn according to law, who after hearing all the proof, argument of counsel and the charge of the Court, upon their oaths do say that they cannot agree upon a verdict in this case.

. It is therefore ordered adjudged and decreed by the Coupt that a mistrial be entered in this case, and the jury be discharged, and the case be continued until the next term ofthis court

Benard Mag. Co.

Lubb Bowen Co.

In this came the plaintiif by attorney and move the Court to be allowed to supply the orginal contract the note and letters filed and deposit deposition taken as evidence in the former trial of this case before the Jpp. of Humphreys County, Tenn., as shown and set outc by copy held by W.F. Turner Atty. for plaintiff. All of which the Court has this day granted.

Willie Younger

our Matches, are to bay the state of Tengerson, Five days of Deflars, onice av

J.A. Crowell:

In this cause the defendants are allowed thirty days in which to plead to declaration filed in this case December 2, 1925.

Court then adjourned until court in course.

ourt antennager the state of Tennager used, acharge of hereigher thinks

the terms and after the linear gold band care not been defined in the tree far well making a

this the so day of seve. 1977.

Mine The Whom that and through Blome and non-bring and through administration becomes to sell some

Waverly, Tenn. Jan 15 1925. Twelve months after dat we ar either of promise to pay to the order of J.C. Worley Two Hundred sixty seven & 75/100 Dollars for value received, payable at the Citizens National Bank of Waverly.

Waverly Tennessee. Both makers and endorsers to this note severally and jointly

CAPTION APRIL TERM CIRCUIT COURT A D / 1928. morn defended of this

tudement rendered for collection of sums, and we than educate to the both

STATE OF TENNESSEE Lot . D. Too atemps ment, strong a transaction of atemporary base

any time after the above dots becomed the, to se before-pay tone and ranks HUMPHREYS COUNTY

Be it remembered that a Circuit Court was opened and held in and for the County, of Humphreys, at the court house in the town of Waverly Tenn. on the 19th. day of April, it being the 3rd. Monday in said month, and the One Thousand Nine Hundred and Twenty sixth years of our Lord, and the One Hundred and girtleth year of American Idopendance.

rin. & 826, 77 at attorney's fee calling 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 Tennese ee , and by him was returned into open court a writ of Venire Facias showing that the following named persons were appointed by the County Court at its April Term 1926 to appear and to serve as jurors at this the present term of this court to wit;-Ed. Lewis, Lee Ross, H.B. Parker, Bob Allison, Howard Bell, J.D. McCrary, J.B. Webb, J.D. Pickett, V.A. Rushing, C.L. ... annell, J.W. Knight, J.W. Hutchison, Lee Crowell Joe. McKnight, T.M. Dotsomm , Verny Anderson T.K. Simpson, Jeff Page, J.E. McCanless, Dee Rogers, Bob Jackson, Jim Wafford, John Smith, and W.T. Patterson, and it appearing to the Court that the above named parties were regularily summoned by the sherif of Humphreys County, and that said turors so summoned appeared and apswered said summons except J.N. Page, H.B. Parker, T.K. Simpson, V.A. Rushing Jim Wafford and Lee Crowell, who were excused by the Court for various causes and Sam Rushing John Lehman J.G. Luff, R.H. McKeel, S.F. Sands, and J.T. Bradley were appointed by the Court to fill said vacances so appearing, and out of said jurors so summoned and appearing were drawn a Grand Jury to wit: T.M. Dotson, W.T. Patterson, Lee Ross J.W. Mnight, Ed. Lewis, J.D. Pickett, Joe McKnight, J.E. McGanless C.L. Tinnell John Smith, G.P. Butchison and Bob Jackson , and P.J. Fuqua having been appointed Foreman of the Grand Jury at a former term of this court, and the said Grand Jury is in all things as the law directs having been duly elected tried and sworn, and charged according to law by the Court, retired to their room in charge of their sworn offcer J.C. Thomas, a Constable of Sumphreys County sworn according to law to attend them in considering indictments and presentments. Intelligence blad, and like . S. S. alaginat

The following casesc were continued Benard Mfg. Co. vs. Luff-Bowen Co Continued pending settlement. J.L. Carroll vs. L.E. Brown et al. G.S. Bone vs. W.N. Phebus. G.S. Bone and Son. Vs. C.E. Phebus. Walter Harris vs. James Harrove et al.

the enst 40,1/9 poles to a built of stone, then 70 poles to a state of 1,00 poles

to a stake, then N. To 1's poles to a stake, then CO 1's pelou th a stake

Rip. More et above montioned, Grant: Then S. 13% peles to the best broad for anti

to hand you and J.B. Bell Justice of the Peace for Humphreys County, Tennessee filed here in Court the following papers to with . for'l al yearnita

waive demeand notice of non - payment and protest. In the event suit is brought upon this note, we both makers and endorseres, agree to to pay 10 percent's fee to be included in the judgment rendered for collection of same, and we, and each of us both makers and endorsers, hereby authorize, Mason Sanders or J.C. Worley or either of them at any time after the above note becomes due, to go before any Coutr of Record or before any Justice of the Peace having judistriction thereof in the State of Tennessee, and confess thereof against us in favor of J.C. Worley, or assigns for the said amount with interest and costs, and the 10 per cent attorney's fee, in accordance with the provisions of Section 4705, 4706, and 4707. Code of Tennessee Shanon's Edition R.P. Work B.E. WilkinsG.C. Williams. annular manufacture of the sales of the sale

Judgment for \$267.75 as prin, & \$26.77 as attorney's fee making in all \$294. 52 J.B. Bell J.P. Filed Jan. 20 1926. Albert Binkley Clerk.

CONFESSED JUDGMENT.

Waverly , Humphreys County, Tennessee. Waverly, Tenn. 1-16, 26 By/authority contained in this note, I Mason Sanders, the witjin name attorney in fact for the makers R.P. Work, and B.E. Wilkins do hereby Sonfess judgment against the said R.P. Work. B.E. Wilkins & G.C. Willaims Endorses and in favor of said J.C. Worley the presnt holder and owner of the note , for \$267.75, and also an attorneys, fee amounting to \$26.77 making a total of \$004,50, and all cost of this case, for all of which execution may issue Mason Sanders.

EXECUTION

State of Termessee, Humphreys County, To any lawful officer to execute and refurn; You are hereby command, that of the goods and chattels, lands and tenements of R.P. Work, and B.E. Wilkins as Prin and G.C. Williams as endorser you cause to be made the sum of Two Hundred Nonety Four & 52 /100 (\$294,52.) Dollars and costs of siut, to satisfy a judgment which J.C. Worley obtained before me J.B. Bell, Justice of the Peace on the 16th, day of Jan. 1926 against the said R.P. Work, & B.E. Wilkins as Prin & G.C. Williams as endores, and such moneys, when collected, pay to the said J.C. Worley, Given under my hand and seal, this 20" day of Jan. 1926, J.B. Bell Justice of the Peace.

The execution hereto attached came to hand when issued, and search having been made in my County and no personal property of the principals found upon which to levy the same , I hereby levy said execution upon the following realestate belonging to one of the principals, B.E. Wilkins. Said realestate is situated in the old 13th. now the 5th. Civil District of Humphreys County Tennessee, Near Buffalo P.O. Bounded and described as follows to wit: Beginging on a black oak, the S.E. Corner of Grant No. 17, 517, Granted to Daniel Pruett, it also being the S.E. Corner of lands to Lewis Brwon to W.J. D runs from the east 49 1/2 poles to a ppile of stone, then 79 poles to a stake, the E. 44 poles to a stake, then N. 76 1/2 poles to a stake, then 93 1/2 poles to a stake in the W.B. line of above mentioned Grant. Then S. 155 poles to the begining. Containing 69 acres more or less. Being the same land conveyed to the said Wilkins by deed of Samuel B. Lee Jr. Attorney in fact, dated 8th. day of May 1903 of record in Book 17 pa page 318, Registers office Humphreys County Tennessee, to which reference is here made, This January 20th. 1926. George B. Smith. Deputy Sheriff Humphreys County.

20th. 1926. Albert Binkley Clerk. vidatel him aftersoon for a the and mornoline har machine and present afterson And upon motion of the plaintiff, it is ordered by the Court the the lands lands so levied upon be sold by the Sheriff of Humphreys County Temessee, to satisfy the aforesaid judgment of J.B. Bell J.P. of the said J.C. Worley, and also the cost of this proceedings.

) In the circuit Court of Buspheets County, April term 1926, On ann pa this bash the Gram, bury comed as that L. Worldon . Well

WOLLS SACION

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

to tile tudge of the court within

Louis tor, vennon brever, and J. Thomas ... was end messes the Court time against Burlay Bankley onl. B.D. Subpoons for the State Vermon Breder, and J.C.

One against Jose CinrK, Lee Sillett Hichard Shark and Shade Bruckill Sladger Isa -

Sabgooms for the Winte, J.L. Smith Jne. Elliobt Legite Fortner Rob Belland Vergon meen, a.e., beers, and Claud beign and Watter Alliant

Court met persuant to adjournment , present and presiding the Hon. J.B.G. Morton Judge, etc. of headerned rismod eventoned to Threets ent to him as men hervel of

Jess L. Byrn

Va. In the circuit Court of Humphreys County, April term 1926, On appe STRY Hatley L.B. Hatley,

allowants to the set it. B. The T. P. of the set it. To discious, and

then editored until temperate service of to o clock.

Jim Brandon J.C. Brandon

Juther Soudism Came the plaintiff and submitted the issues involved in this case to the judge of the court without the intervention of a jury, and after hearing the evidence the court finds that there is a balance due on the note shued on /cause

including principal and interest the Sum of Two hundred and twenty three dollars and 5 cents.

It is therefore considered by the court that the plaintiff recover of the defendants the sum of two hundred and twenty three dollars and 5 cents, and the costs of this suit. for which execution will issue.

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

One against Joe Rainey and Claud Raniney M. Liquor Subpoena for the State G.B. Smith, J.L. Smith, Lewis Phy, Bob Holland Oscar Killman Beatrice Killman Claud Luten, Thurman Phy.

One against grady Stewart Drunkenness. Subpoena for the State Jess Stewart Lewid Phy, Ollie Brown,

One against J.F. Gibson Assault and Battery, Subpoena for the State L.B. Warren D.W. Ethridge, E.A. Box, 01 Long CoL

One against V.A. Miller Davis Crafton and Hafford Boyd Possessing Liquor. Subpoena for the State J.L. Smith Vernon Brewer D.B. McCann.

One against Marion Gun, W.M. Gun, Ben Willams Bery Slaughter Taft Slaughter Pleas M. Liquor, Sunpoena for the State J.L. Smith and J.C. Thomas. One against Willie Young and Frank Young .M. Liquor Subpoena for the State G.B. Smith and L.L. Smith and Robt. Harris.

One against Jeff Williams col. Transporting Whisky. Subpoena for the State D.B. Magann.

One against Wylly Box. B.D. Subp sens for the State G.B. Smith, J.L. Smith, Lewsi Lewis Phy Felix Smith, and Bob Browning

One against Rainie Wilson and Clyde Tipton B.D. Subpoena for the State J.L. Smith Lewis Phy. Vernon Brewer, and J.C. Thomas

One against Burian Dankley col. B.D. Subpoena for the State Vernon Brewer, and J.C. Thomas.

One against John Clark, Lee Elliott Richard Shans and Shade Pruett M. Liquor . Subpoena for the State, J.L. Smith Jno. Elliott Leslie Fortner Bob Holland Vernon Brwer, J.C. Thomas, and Claud Luten and Walter Elliott

One against Dalton Box and Wyly Box M. Liquor, Subplena for the State G.B. Smith J.L. Smith, Lewis Phy, Bob Browning and Felix Smith.

The state and the thrones veneral to state and one pand sldt at State of Tennessee 1 the bits compared the mans as walling hard has never at despendid

and saw her ! beat to ever withe mer Stee deltars to cotton with mit the coets, bed

Oliver Marable

In this case the Grand Jury return an indictment marked not a True Bill. It is therfore ordered adjudged and decreed by the court the defendant go hence without day.

SHEXARETHEEXEGESXATTERXEXXECTED STAR TO IT assistance and this ton

State of Tennessee

VS.

Luie Allen Col.)

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 Gene Madock Lareceny, which indictment is in the words and figures follow-ing to wit. State of Tennessee, Humphreys County, The Gand Jury for the State of Tennessee, duly elected empaneled, sworn and charged to inquire for the body of the County of Humphreys and state afores d, upon their oath aforesaid, present that Gene Madock col. heretofore to wit, on the 27th, day of Dec. 1925 . in the county foresaid unlawfully and feloniously old steal, take and carry away, and one pair value of three dollars, the property of B.E. Hensley of said County, then and there being 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 Genera, APR. Term 1926 GenyMadeskysel THE STATE vsM Gene Madock col. Larceny, B.E. Henslee Prosecutor Subpoema for the State B.E. Hensleee Basil Anthony col. Frand Anderson Witnessees sworn by me on this indictment before the Grand Jary Apr. Term 1926. P.J. Fuqua Foreman Grand Jury Jno. B. Bowma Attorney General. A TRUE BILL P.J. Fuqua Attorn-

One against Ed. Brown and Vernon Forester M. Liquor Subpoena for the State G.B. Smith J.L. Smith Lewis Phy, J.C. Thoam, Bob Holland and D. Story.

One against Ed. Borwn B.D. Subpoena for the State G.B. Smith, J.L. Smith Lewis Phy. J.C. Thomas Bob Holland D. Story.

State of Tennessee

Profanity. vs.

Jim and Walter Miller | In this came the attorney General for the State and sold In this came the defendants in person and plead guilty as charged

Thereupon the Court assess the penalty and sayd they shall pay acfine of five dollars to gether with all the costs.

Then came into open court W.E. Wyatt and O.E. Smith and entered their names as sureties for all of said fine and costs. State va Mat.C. Hodson, State, va. Care Salth Birara. Sta

It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendants and bheir sureties all of said fine and costs for which

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State of Tennessee 3 prunkenness . Tours . It was vive bus vos mostal denting valiting .H. o ob .L. south, Levis Phy, bid drowning and Collis builth, Walter Miller

In this case came the Attorney General for the State and the defenda 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 W.E. Wyatt, and O.E. Smith and entered their names as surette for all of said fine and costs. becamb bea deablithe benefine ere north at II illis ou

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

State of Tennessee Drunkenness vs* Jim Willer

In this case came the Attorney General for the State and the defendant in person and plead guilty as charged, Thereupon the court asess the penalty and say he shall pay a fine of five dollars together with all the cost, then came into open court W.R. Wyatt and O.R. Smith and entered their name as sureties for all of said fine and costs.

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

State of Tennessee ·VS.) Carrying a (pistol Jim Miller)

In the case came the Attorney General for the State, and the defendan in person and plead guilty as charged. Thereupon the Court assess the penalty and say he shall pay a fine of fifty dollars together with all the cost, then came into open court W.E. Wyatt and O.E. Smith and entered their names as suretis for all of said fine

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

The followin case ordered by the court to be placed upon the retired docket. State vs. John Arington A.B. State vs. Toad Mathis, B.D. State vs. Bob Lawrence M. Liquor. State Chas Legon Drunkenness, Statevs, John H. Scott M. Liquor. State vs. Finis Hendrix, Dr nkenness, State vs. C.S. Colston.

The following cases Alias capiases were ordered issued for the defendants. State vs. John Mongunery, Drunkenness. State Hubb Colley B.D. State of Tennessee vs. W.E. Murphee Forgery. State ofs W.F. Murphree Forgery. State vs, Chas Summers. Forgery. State vs. W.C. Tinnell, Foregery, State vs. W.C. Tinnell Forgery, State vs. Roy Radford M. Liquor State vs. Elvinton Drunkenness State vs. Bobbie Elvington Disturbing worship. State vs. F.C. Hudson, State vs. Dave Smith Bigamy, State vs. Will Palmer Burglary State vs. Will Palmer Burglary. State vs. J.W. Utley Fals pretense . State vs. Elwood Riley Assault to commit murder in the first degree. State Elwood Riley Profanity. State vs. Dalton Turner B.D. State John Warden Drunkenness, State vs. John Warden Disturbing worship.

State of Tennessee

VS. J.S. Mathews and P.H. Pruett

arthur Witherspoon, T In this case case the strongly denoral for it In this/came the Attorney General for the State, and defendantsin

person and plead guilty as charged. Thereupon the Court Assess the penalty and they shall nav fine of One hundred dollars each together with all the costs, then came into open court O.E. Smith and C.N. Simpsen and entered their name as sureties for the fine and costs as the defendant J.S. Mathews fine and costs, and then came into open court P.V. Pruett and W.H. Knight and entered their names as sureties for all of said fines and costs as to P.H. Pruett.

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

State of Tennessee r thorn vatt 2 Wyly Morrisett

In this case came the Attorney General for the State, and the defenant 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 H.F. Fortner. V.A. Rushing J.B. Link, and D.L. Warren, 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 cost for which let execution issue.

State of Tennessee

Josh Howe and John Diveny

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 they shall pay a f ine of One hundred dollars each together with all the costs, then came into open court the defendants and paid to the Clerk of the court all of said fines and costs. It is therefore ordered adjudged and decreed by the court that the defendants be discharged and go hence without day.

State of Tennessee Runing an automobile while intoxicated. A.L. . Sutton and brand of the control of the control of the feet bear and

In the case came the Attorney General for the State, and the defendant in person and plead guilty as charged. Thereupon the Court asess the penalty and sayd he shall be confined in the County for a period of thirty day and pay the costs of this case, and in the events of his failure to pay or secured said cost he will be futher confined in said Humphreys County, jail until pay secure or workout all of said costs.

State of Tennessee)
vs. -) B.D.

In this case came the Attorney General for the State, and the defendant in person, and plead guilty as charged. Thereupon the Court assess the penalty and say he shall pay a fine of One Hundred dollars together with all the costs, then came into open court Erb C. Wherry and J.B. Pruett and ebtered their names as sureties for all of said fine and costs.

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

State of Tennessee,

Arthus Witherspoon,

Joe Edwards and) M. Liquor.

In this case came the Attorney General for the State and the defendant Joe Edwards, and entered a plac of guilty. Thereupon the Court assess the penalty and say he shall be confined in the County Jail for a period of 90 days and pay a fine of \$250,00 , together with all if the costs then came into open court N.B. Edwards S.T. Edwards J.H. Brown and J.W. Tinnell, and entered their names as substices for all of said fine and costs.

It is therefore ordered adjudged and decred by the court that the State of Tennessee recover of the defendant Joe Edwards all of said fine and costs, and the defendant be confined in the county jail for appraising a peroid of 90 days, and the case is continued on aspleaof guilty as to Willie Brown.

State of Tennessee

Drunkennes

John Diviny

In this case came the Attorney General for the State, and the defendant in person and plead guilty as charged. Thereupon the Court assess the penalty and he shall pay a fine of five dollars together with all the costs, then came into open court Jim Diviny and O.E. Smith and entered their names as sureties for all of said fine and costs. It is therefore ordered adjudged and decred by the court that the State of Tennessee recover of the defendant and his sureties all of said fine and cost for male let execution issue.

State of Tennessee)
vs.) Drunkenness
John Henry Ethridge

In this case came the Attorney Gneral for the State and the defendant in person and plead guilty as charged. Thereupon the Court assess the penalty say he shall pay a fine of five dollars together with all the costs, then came into open court C.N. Simpson and Dink Meeley 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

State of Tennessee . Toll out gribles of bus tresons, becarried as incurry tes

beign teach and gear old tank afters

Jeff Williams col.

Court then adjourned until to morrow morning at 9:00 o'clock. ,

Searcher look the moon, of dequeel, all the characteristics

Jog monton Judge.

Pathe pretenne

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detains and and the terms of the try the brong bound area a bar a after an "" conference on the results flyings highly flow a little on the conference of th

betr as b do say the Timi the defendant and the shade had bill of ladetains between the four terms the small part of the of Trenty tire alternate with all the consist for same trace of the court between and attach

the day.

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Court met persuant to adjournment, present and presiding the Hon. J.D.G. Morton Judge State of Tennessee 10.0

H this care came the thereine On

4 .lon beattlin hist

False pretense

In this case came the Attorney General for the State and the defendant in person, and by Attorney, who being duly charged and arraigned on said bill of indictment plead not guilty, thereupon to try the issue joined came a jury of good and lawful men of Humphreys County to wit: Howard Bell Bob Allison, J.D. Mc. Crary Dee Rogers, J.B. Webb, Vernon Anderson, Sam Rushing John Lehman J.G. Luff, R.H. McKeel, S.F. Sands, and J.T. Bradley. who being duly elected tried and sworn according to law, who after hearing hear the proof, argument of counsel, and the charge of the court upon their oath do say they find the defendant not guilty.

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

State of Tennessee

John . Lancaster (

M. Liquor. Grady Chance

This case is continued upon application the State

State of Tennessee

VQ. Disturbing worship.

Roscoe Latimere

In this ca se came the Attorney and states to the Court that he desires to prosecute this case no futher. It is therefore ordered adjudged and decreed by the wart that the defendant be discharged, and go hence without day.

State of Tennessee

VS. Drunkenness

Henry Lynville et.al.)

/ This case is continued because of absence of witness Bsw.

Bradley.

State of Tennessee

TO Drunkeness Ora Young.

In this case came the Attorney General for the State and the defendant in person and by attorney, who being duly charged and arraigned on said bill of Indictment plead not guilty. Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County, to wit: Howard Bell, Bob Allison, J.D. McCrary Dee Rogers J.B. Webb, Vernon Anderson Sam Rushing John Lehman J.G. Luff, R.H. McKeel S.F. Sands, and J.T. Bradley who being duly elected tried and sworn according to who after hearing all the proff argument of counsel and the charge of the court, upon their oath do say they find the defendant guilty as charge in said bill of indictment Thereupon the Court assess the penalty and say she shall pay a fine of Twenty Five dollars together with all the costs, then came into open court John Young 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)) M. Liquor

Bert Hooper et,al,) .vertem to nely a spen benning at sens \

This case is continued on account of the absence of Howard Brown attorneyvofor the defendats. cases very continued gos a plea of

Williams Possissing Liquer.

mt. Etce va. Wels box messessing whishy State va. Dalton Box et.al., M. Lique State of Tennessee VB.

O.C. Hassell

In this case came the Attorney General for the State and the defendant in person and by attorney, who being duly charged and arriagned on said bill of indictment plead not guilty. Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County to wit: J.B. Webb. Verny Anderson S.F. Snads J.T. Bradley Bob Allison Howard Bell Dee Rogers Sam Rushing R.H. McKeel J.G. Luff John Lehman and J.D. McCrary, who being elected tried and sworn according to law who after hearing all the proof, argument of counsel and the charge of the Court upn their oath do saw they find the defendant guilty of possessin a still as charged in said bill of indictment. Thereupon the Court assess the penalty and say he shall pay a fine of one hundred dollars together with all the costs, and that he be confid confined in the County Jailfor a peroid of ninety day, and int the event of his failure to pay or secured said fine and costs he will further confined in said County jail until he pay secure or work out all of said fine and costs.

State of Tennessee .. VS. M. Liquor. Roy This case is continued on account of the illness of the defendants wife.

This day the Grand Jury came into open court and a body and present an indictment against James Pillow which indictment is in the words and figures following to wit-Shate of Tennessee. Humphreys County. Apr. Term of Circuit Court , A.D. 1628 The Grand Jurors for a the State of Tennessee, duly elected, empaneled, sworn, and charged to inquire for the body of the County of Humphreys , and State aforesaid, upn upon their oath aforesaid, present that James Pillows of said county, heretofore to wit, on the 86hb, day of April 1925, in the county aforesaid, unlawfully and feloniously did steal, take and carry away, Four & 50/100 dollars, good and lawful money of the U.S. denomination to the Grand Jurgrs unknown and one coat all of the value of six & 50/100 dollars f the procety of Clara Goodrich col. 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, 1926. THS STATE vs. James Pillows Larceny Clara Goodrich Prosecutor, Subpoena for the state Clara Goodrich G.B. Smith, and Bob Warren witnesses sworn by me on this indictment before the Grand Jury Apr. Term 1926. P.J. Fiqua Foreman Grand Jury . Jno. B. Bowman Attorney General A.TRUE BILL P.J. Fuqua Foreman Grand Jury .ateos has only age to the see agon on somes year of aget.

State of Tennessee

Y8. -) Disturbing worship

Paul J. Wright

This case is continued upon a plea of guilty. (.is. to assent small This case is a sentrued on account of the absence of

rospil is t

in both all of pedachemic, Therem

The following cases were continued aon a plea of guilty until the next term of this Court. State vs. Wyly box possessing whisky State vs. Dalton Box et.al, M. Liquor. State vs. Raniney Williamsv Possessing Liquor, State vs. Burain Dankley col. B.D. State of Tennessee vs. Ed Brown Possessing whisky State vs. Curtis Brown Profanity

State of Tennessee · VS.

Will Hugey

In this case came the Attorney 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 . T. discharged, and go hence without day.

State of Tennessee

VS. M. Liquor Will Hughey

In this case came the defendant xinx Attorney General for the

prent and by attroppe, see become this care

State and the defendant in person and by attorneys, who being duly charged and arraigned on said bill of indictment plead not guilty Thereupon to try the issue joined came a jury of good and lawful men of Eumphrays to wit, Sam Rushing R.H. McKeel Pleas Watts John Lehman J.D. McCrary J.B. Webb, Oscar Hudson, S.F. Sands, Bob Allison Howard well J.T. Bradley, and Dee Rogers who being duly elected tried and sworn according to law to well and truely bry the issues joined, who after hearing all the proof argument of counsel and the charge of the court upon their oaths do say that they find the defendant not guilty.

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

State of Tennessee Assault to kill.

Sadie

Price. In this case came the Attorney General for the State, and the defendant in person and by attorney who being duly charged and arraigned on said bill of indictment plead not guilty. Thereupon to try the issue joined came a hury of good and lawful men of Humphreys County, to wit: Dec. Rogers, Howasrd Bell Bob Allison J.T. Bradley, S.F. Snads, Verny Anderson J.B. Webb, J.D. McCrary John Lehman J.G. Luff who being duly elected tried and sworn according to law R.H. McKeel and Sam Rushing, who after hearing all the proof argument of counsel and the charged of the court upon their oath do say they fins the defendant guilty as as charged in sais bill of indictment, Thereupon the Court assess the penalty and say she shall be confined in the county fall for a peroid of 90 days and pay a fine of twenty five dollars together with all the costs, and in the event of her failure to pay or secured said fine and costs, she will be further confined in the county jail until she pasy secures or works out all of said fine and costs.

State of Tennessee to to Walt and black be in interest , Interested by of incurrent ten There values of a

H.C. Thompson

In this case came the Attorney General for the State and the defendant in person, and by attorney, and plead guilty as charged. Thereupon the Court assess the penalty and say he shall pay afine of One Hundred Dollars together with all the costs and in the event of his failure to pay or secure stad fine and cost he will be confined in the county jail/until he pay secure or work out all of said fine and costs.

State of Tempessee

vs. Drunkenness

H.C. Thompson

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

Court then adjourned until to morrow morning at 9:00 o'clock,

springlare, to wit, on the Sath, day of leb. 109s, with force and arms, in the County enisabily, falontodaly, willfully, delthorately, promoditatedly and the state of the reales an assault upon the body of one d. D. Dungway with a dertain build the two miles of the early there are there, there are there, his the early J.C. bureaway Countries of the control of the countries of the countries of the police of the police of the police of the countries of the

to till, and muon aim to commit the crime and l'elony of murder in the Segreta, deatheat the means and climits of the cause has, h. Bowen Attorney

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

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

A R Hunter Prosecutor One against Fate Williams Assault and Battery, Subpoena for the State Winfrey Hunter Glen Beasley Bubert Clevenger, who as parting girt in shows out of ben about out

villed broth and vested to we bee appred in

One against Elgie Clayde Drunkenness . Subpoens for the State D.T. Taylor, Ernest Mrs. Jesse Taylor.

One against Tad Morris Drunkenness. Subpoena for the State J.C. Dunaway, J.C. Thomas, and Vernon Brever.

One against Ferrell Pruett and Long Daniel Disturbing wordhip. Subpoens for the State Albert Guthrie, and Jim Story.

One against Tom Howell Drunkenness, Subpoena for the State, Mrs. Milt Mosley Chas Mosley, and Curley Ruchanan.

One against Tad Morris Mis. Vernon Brewer Prosecutor. Subpoena for the State Vernon Brewer, J.C. Thomas, and J.C. Dunaway.

One against W.E. Hooper Bad Chech, which indictment is in the words and figures following to wit, State of Tennessee, Humphreys County. April Term of Circuit Court, A.D. 1928. The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn and and charged to inquire for the body of the County of Humphreys, and State aforesaid upon their oath aforesaid present that W.E. Hooper heretofore to wit, on the 12thday of Dec. 1925, 1838; in said County and State, unlawfully did obtain from the Citazens Bank of Waverly, Tenn. with fraudulent intent Fifty dollars, good and lawful money of the United States of the value of fifty Dollars, by means of a draft which he, the said W.E. Hoopeer was the drawer on the Curtis Lumber and Veneer Co., of Chicago, Ill, for the sum of fifty dollars, which said draft was presented to the drawee, the said Curtis Lumber and Venner Co. and not paid by them and was not paid by the drawer, the said W.E. Hooper, after three days notice, in writing having been mailed to the said. W.E. Hooper's last known address, contrary to the Statute and against the peace and dignity of the state. Jno. B. Bowman Attorney General. Apr. Term, 1996. THE STATE vs. W.E. Hoopes Bad check. W.B. Nolan/Prosecutor Subpoena for the state. W.B. Nolan, J.F. Fowlkes. Witnesses sworn by me on this indictment before the Grand Jury Apr. Term 1926. P.J. Fuqua Foreman Grand Jury. Bowman Attorney General. A.TRUE BILL P.J. Fuqua Foreman Grand Jury.

One against Tad Morris assault to commit murder in the first degree which indictment is in the words and figure following to wit. State of Tenness. Humphreys County. April Term of Circuit Court, A.D. 1926. The Grand Jurrors 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 Tad Morris od said County heretofore, to wit, on the 28th. day of Feb. 1928. with force and arms, in the County afo aforesaid, unlawfully, feloniously, willfully, deliberately, premeditatedly and malicously, did make an assault upon the body of one J.C. Dunaway with a certain kaife with the unlawful and felonfous intent, then and there, him the said J.C. Dunaway unlawfully , felonicusly, wilfully, deliberately, premeditated, 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

Apr. Term 1924. THE STATE vs. Tad Norris Assault with intent to commit murder in the first degree. J.C. Dunaway Prosecutor, Subpoena for the State, J.C. Dunaway, Vernon Brewer J.C. Thomas, Witness sworn by me on this indictment before the Grand Jury Apr. Term 1926. P.J. Fuqua Foreman Grand Jury. Jno. B. Bowman Attorney General, A.TRUE BILL P.J. Fuqua Foreman Grand Jury. a to the most new to owner , ver an item ital "

Term 22 day of April

wid: To stemme add the wee at some ive owing

to exempt the elect from a GRAND JURY REPORT.

Minutes Circuit Court, Hamphreys County, April

We, the members of the Grand Jury, at the April term of the Circuit Court for Humphrey County, Tenn., beg leave to submit the follwing 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 uor knowledge.

We have vitited the County Jail and Poor house and find the prioners and inmates well fed and cared for . We reccommend that the toilet be repaired at the jail and that the building be screened both up stairs and down and that some disenfective be used

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 except the AdmR, bond of J.C. Berryman which we recommend to be strengthed, and now having completed our labor labors we respectfully ask to be discharged for the term. P.J. Fugua . T.M. Dotson W.T. Patterson Lee. Ross. J.W. Knight Ed. W. Lewis J.D. Pickett Joe McKnight. J.E. McCanless C.L. Tinnell John Smith G.P. Hutchison and Bob Jacksom

Age consent.

Bud Barr col.

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

defendant in person and by attorney, who being duly charged and arraigned on said bill of indictment plead not. Therupon to try issue joined came a jury of good and lawful men of Humphreys County, to wit, Dee Rogers, Howard Bell Bob Allison, J.T. Bradley, S.F. Sands. Verny Anderson J.B. Webb, J.D. McCrary, John Leman , J.G. Luff, R.H. McKeel, and Sam Rushing, who being dult elected tried and sworn according to law to well and truel try the issues joined, who after hearing the proof argument of counsel, and the charge of the court whon upon their caths do say that they find the defendant not guilty as charged in said bill of indictment.

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

Statec of Tennessee

Larceny rellers . I. Luk . " ding to day agen on their

to assessment and first a actions such

corp. Dec Roscore

Robert Bake

In this case came the Attorney General for the State and the defendant in person and by attorney, who being duly charged and arraigned on said bill of indictment, plead not guilty. Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County to wit; Howard Bell, Bob Allison, J.D. McCrary, Dee Rogers J.B. Webb Vernon Anderson, Same Rushing John Lehman J.G. Luff, R.H. McLeel J.F. Sands and J.T. Bradley, who being duly elected tried and sworn according to law upon their oaths do say they find the defendant guilty of petete Larceny and fix his punishment at confined m ent in the county jail for a peroid of 30 days.

or give evidence in any of the courts of this State.

It is thereofre ordered adjudged and decreed by the court that for offense as found by the jury the defendant be confined in the County Jail for a peroid of 30 days and that he pay the costs of this cause for which let execution issue, and in the event of his failure to pay or secure said costs he will further confined in the county jail/until he pay secure or wor kout all of said fine and costs. the defendant is also rendered imfamous, disqualified to exercize the elect franchize

State of Tennessee of the Tolder and the tolder of some god . and . date

or next ever to the Tarcenvinear Days sout her benvert this atthe exact to

Gene Madock 's col. 1) . anhelwood to not the work and or company In this case came the Attorney General of for the State and the defendant in person and by attorney, who being duly charged and arraigned on said bil bill of indictment pleads guilty to Petite Larceny.

We, the members of the Cong d Jury, at the April term of the Circuit Comg for dimension

Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County, to wit: Howard Boll Bob Allison J.D. McCrary, Dec Rogers, J.B. Webb, Vernon Anderson Sam Rushing John Lehman J.G. Luff R.H. McKeel S.F. Sands and J.T. Bradley, who being duly elected tried and sworn according to law upon their oaths do say that they find the defendant guilty of petite largeny, and fix his punishment at confinement in the County Jail for a peroid of 20 days.

It is therefore ordered adjudged and decreed by the court that for the offense as found by the fury the defendant be confined in the in the county iail, for a peroid of 30 days, and that there he the costs of this cause for which let execution issue and in the event of his failure to pay or secure said finexand costs/inex will be further confined in the County jail or workhouse until he pay secure or workout all of said Return and by attorney, the being dely

The defendant is rendered infamous, disquilified to exercize the election franchizse or to give evidence in any of the courts of this State

State of Tennessee Vs. Larceny James Pillows col.)

. n Jar -

In this case came the Attoreny General for the State and the defendant in person, and by attorney, and application and appl charged and arraigned on said bill of indictment, pleads guilty to Petite Larceny Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County to wit: Howard Bell Bob Allison J.D. McCrary, Dee Rogers J.B. Webb, Vernon Anderson, Sam Rushing John Lehman J.G. Luff R.H. McKeel S.F. Sands , and J.T. Bradley who being duly elected, tried and sworn according to law upon on their oaths do say that they find the defendant guilty of petite Larceny, and fixed his punishment at saxage confine ment in the county jail for a peroid of 30 days.

It is therefore ordered adjudged , and decreed by the court that for ofense as found by the jury the defenant be confined in the county jail for a peroid of 30 days, and that they pay the costs of this cause, for which let execution issue, and in the event of his failure to pay or secure said cost he will be further confined in the County jail until he pay secure or workout all of said costs.

The defendant is hereby rendered infamous, disqualified to exercize the elect franchize or give evidence in any of the courts of this state

colour, the years and attacking of the Stone Jan. E. Dwine determin

State of Tennesses, but were to belle ylmentos infed ventus boats tanbertes and and Possessing Liquor. Ve. Possessing Liquer.

City possessing Liquer.

City possessing Liquer.

City possessing Liquer.

mero need door of In this case came the Attorney General for the State and it appearing to the Court that this defendant was indicted at a former term of the court for the Assault and Batter

offense of SFANIANTALIAN SESSESSING INDEX and the said defendant was arrested and entered into bond with J.N. Bone and EME Britzellene E.L. Davis des his sureties which bond is as follows to wit, h off therefore sooshiered by the Court that the d

which, and Chis builts for their andoreconst ab restolanded on the catheren

State of Tennessee, Humphreys County, We Will Davis and---agree to pay the State of Tennessee Two Hundred fifty (\$250,00) Dollars unless the said Will Davis 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 2nd. Monday in Becomber 1925, on Tuesday of said term to answer the State of Tennessee for the offeense of assault and Battery, and do not depart the Court withuot leave. J.M. Bone

E.L. Davis. Approved Geo. B.Smith D. Sheriff. This 18 day of August 1925. And the defendant Will Davis being/called to come into open Court and answer the State of Tennessee, upon a charge of Assault and Battry, came not but made default and the said J.M. Bone and E.L. Davis were also called to come into open court and bring with them the body of the said will Davis according to the tenor and effect of their said bond came not but made asfault neither came the defendant Will Davis nor ha his said sureries but made default

It is therefore considered by the Court that the defendant Will Davis, and J.M. Bone and E.L. Davis for their said default do forfeit and pay unto the State of Tennessee. the said sum of Two Hundred and fifty Dollars according to the tenor and effect of said bond.

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

State of Tennessee

V VE

Possessing a still

Claud and Joe Randy)

In this case came the Attorney General for the State and the it athe present term of this Court defendant in market Appearing to the Court that the defendantswas indicted at were the said the said and the said Claud Raney his sureties which bond is in the words and figures following to wit:

State of Tennessee Humphreys County. We .---agree to pay to the State of Tennessee Five Hundred BMINNEN (\$500,00) dollars unless the said Claud Rainey appear at the next term of the Circuit Court of Humphe -reys County, to be held at the Court house in the town of Waverly , on the 3rd. Monday in April 1926, on Tuesday of said term, to answer the State of Tennessee for the offense of possessing a still and do not depart the Court witout leave Claud Rainey Principal J.R. Pruett Surety Chas Pruett Surety

----- Sheriff, This---day of ----- 192 By----- Deputy

And the defendant Claud Rainey being solemnly called to come into open Court and answer the State of Tennessee upon a charge of possessing a still came not but made default and the said J.B. Purett and Chas Pruett were also called to come into open Court and bring with them the body of the said Chaud Rainey, according to the tenor and effect of their said bond came not but made default neither came the defenant Claud Rainey nor his said sureties but made default dily inediction hereino

It is therefore considered by the Court that the defendant Claud Raney, and J.B. Pruett, and Chas Pruett 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. And further that Sci. Fa. Issue to the said defendant and his stad sureties requiring them them to appear at the next term of this court, and show cause if any they have why this judgment should not be made final. And further that ALIAS CAPIAS issue for the defendant, and the case is continued as to the defendant Joe Rainey. No de not not grande ton of her , reattal find along to

Court then adjourned until to morrow morning at # :000 o'clock J

and the said J.L. Lone and bro

the he to agree the self to the paper a later the agree years this sureties which bone in the words and Clarges Collector

agree to pay to the State of Tennassee Flye Suggreet Milians (8800, of) dollars Adming to the Strong of the next term of the west of the Strong Court Court of Trimes energy district to be held at the claim, bonds in the lawn of Waverty on the teat nedley to more the great, on tensing of each tensial tension of the Court of was high apart Junity sand had Jungay You be but a gateronage to senoth Principal T. a. Smuck Come Come Constanted

Sheet Pr. This water with a second to a new con-

Court met persuant to adjournment, present and presiding the Hon. J.D. G. Morton Judge. Mrs. Maly Burns of al . O.A or take of . yand a drie partition that tomat Mr. R. Trabue, san Scort, S.F. Sandy, J.W. Stupson, Dan Bond C. weed the bond anderson and W.T. Patter of fre betweented tid , tried and weet the J.E. Tubb , et, alat to the learned to the court of the court of the total and the court of the of tity marry hongoon on In this cause came the parties by their attorneys and a jury of good and lawful men of Humphreys County, to with A.D. Thompson J.H. Pearl, R.P. Trebue Sam Scott S.F. Sands J.W. Simpson Dan Dodd, C.E. Moore, L.P. Gwin, B.L.Mc Collum, Bond Anderson and W.T. Patterson, who being dulicelected tried and sworn according to law to try the issue joined, who after hearing part of the evidence, and not having time to complete the trial of this case , said jury was was respited by the court, until to morrow morning at 8:00 o'clock. that may come, but the bods of hy Executor, as once aftick sachter

t met seramme to adjournment, present and presiding the Mon, d. R.d. Morton Judge

ten dente all extracted and the region bound on the second of the second of the second and

man that a applied in the state of the state same the my grand denote a Ruby during, one and my other cried desert correspisated in the and formerly Carete To Samuel at Between edge now bear my wind I have land to have worky June

" bromerty that I may dischange od of into money and disch maying all the foregoing matters provided for and the expenses of administration of was moved this will be will divide the net accorded to the sun applied the sun applied to East three grand whilteen, to wit nuby hurn's, Carrie Phetan and John Hedge.

den, I will and becreath to R ... Mailtnike my farm on which I now live to be held by is introd for the bougfit of my said three grand children to wit Ruby Bires Carrie and John Headare, until the sente John Hedge shell begane twenty, one years and and libits don't whose of the before he concluse the age of twenty one recent and "d the arms to Patron bearing flor was flide attained when the root took and the In backer words hims on to kiloned par execution and during once our distance has

Surest District of the work admir state from the foot to foot the plant of the factors, more than to morning whateinth model the don't blance on entered whatein the en come too seems in an manuscraft and anot business the marries, and shall pay the se t peats or inners from said farm uver to by said three grandehildren equally except

the state of the same the same or men to said had

Court met persuant to adjournment, present and presiding the Hon. J.D.G. Norton Judge J.E. Tubb, Exr.

VS. In the Circuit Court of Humphreys County, Tenn.

Came the parties, and a jury, to wit: A.D. Thompson , J.H. Pearl R.P. Trabue, Sam Scott, S.F. Sands, J.W. Simpson, Dan Dodd, C.E. Moore, L.P. Gwin G.I McCollum Bond Anderson and W.T. Patterson, who being elected , tried and sworn the truth to speak on the issues Joined, upon their oaths do say that the writting mention in the issue is the last will and testament of Anne Hedge deceased which will is in the words and figures as follows: tw of , want of the best to men in that had been to

Probus tan Scott S.F. Sunds I.V. Simpson Bun Codd, Gurw Surge, L. C. Cwie, C. L. c.

I, Anne Hedge, do make and publish this my last will and testament, hereby revoke and make void any and all other wills hereuntoferemade by me.

1st. I direct that my furneral and burial expenses and all my just debts be paid out of the first moneys that may come into the hands of my Executor, as soon after my death as practical.

2d. I direct that my grand daughter Ruby Burns, formerly Ruby Headge, shall have my cut glass bowl, and I want my other grand daughter Carrie Phelan, formerly Carrie Hedg Hedge . to have my cut glass water bowl, and I want my grand son John Headge to have my cut glass sugar bowl and cream pitcher, and if there be any cut glass tumblers left at my death I want them to go to said grand daughter, Ruby Burns.

3rd. It is my will, and I so direct my Executor herein named to allow my three grand children to wit the said duby Burns, Carrae Phelan and John Headge the only children of my deceased so John H. Heade, to select for themselves such abticles of my househo and kilconn furniture as they or each of them may desire to keep and make such division of same as they can agree upon, and all such property that they do not want and donot divide among themselaves shall be converted into money by my Executor. But I have already designated certain feather beds that I want my two granddaughters Ruby Bur Burns and Carrie Phelan to have and they each know which bed I want each to have, and I want them to have these beds, and I want my said grand son John Hedge to be miven a new feather bed out of my estate by my Executor.

4th. I give and bequeath unto my said grand son John Hedge my father H.W. Whitfield's watch and walking stick.

5th. It is my wand and desire and I so direct my Executor to convert all the balance or remainder of my personal property that I may die possessed of anto money and after paying will the foregoing matters provided for and the expenses of administering my estate under this will he will divide the net proceeds of the same equally among my said three grand shildren, to wit Ruby Burns, Carrie Phelan and John Hedge. 6th. I will and bequeath to R.L. Mulliniks my farm on which I now live to be held by him intrust for the benefit of my said three grand children to wit Ruby Burns Carrie Phelan and John Headge, until the said John Hedge shall become twenty one years olu. or until his death should be die before he reaches the age of twenty one years, and A will and direct that the said Mulliniks shall take full charge and contel of said far farm and handle the same to the best advantage and benefit of my said three grand children, renting it out to good tenant collect the rents anually pay all taxes and keep up all necessary repairs and said lands and all other necessary expenses of handling the same in an economical and good businesslike manner, and shall pay the net rents or income from daid farm over to my said three grandchildren equally except he will retain in his own hands the share or part to which said

John Hedge is or maybe entitled to and spend or use it for him in whatever way in his judgment be most nedful and if their be anything left I direct that it shall be loand a but taking notes with good solvent securaty for the benefit of said John Hedge. And h when this trust shall cease or terminate as above provided for then I direct the said trustee, R.L. Mulliniks shall turn over to the said John Hedge whatever net rents may then be in his hands, including whatever accumulations there maybe on the same, if any. I also direct the said Mulliniks at the termination of said trust to turn said farm over to my Executor herein named and I here empower my said Executor and direct in him to sell said farm either publicly or privatly and either for cash or on time to obtain the best results for my said three grand children in such sale and I hereby direct and empower my said Executor to make a deed to the purchaser for said farm when sold. I further direct my said Executor after pay all of the expenses incident to the selling of said farm and reinvesting the proceeds as hereinafter directed to devide the net proceeds of such sale equally into three equal parts, and to invest for for each of my said grand children one part of said proceeds of said sale in a home for wach of my said three grand children either in the country or town or city property property as to they prefer taking the title to the same to each of them for andduring their natural life with remainder in their heirs, it being my intention to have one thrid of the net proceeds of the sale of my said farm to be invested for a home for each of said grand Children, that is I want Ruby Burns to have one thrid invested in a home for her, and one third of said proceeds invested in a home for Carrie Phen Phelan, and the remainding to be invested in a home for said John Nedge the title to each home to taken of said grand children during his or her lifetime etc. I mean by my farm above reffered to all the lands that I may die seized and posessed ofthit is my will should any one or mere of my said grand children should die without issue then I direct that the surviving one or ones shall be entitled to have the net proceeds of said sale divided equally between them and invested in a hm home for them as above provided for.

7th. I also direct my Executor to pay over to said R.L. Mulliniks whatever share or interst that shall go to or belong to my said grand son John Hedge out of my person al property or that shall belong to him out of the net proceeds of the sale of the said property to be held in trust by the said Mulliniks for the benefit of my said grand son John Wedge and such mone shall be invested by said Mulliniks in produc-Tive stocks, bonds notes or martgages and he shall collect the incomes therefrom and after paying all taxes and expenses of so handling the same he shall use the ne net income from said personal property for the best interst and advantage of said grand son, and any surplus income shall be invested and handled as the principal. and when the said John Hedge shall become twenty one years old then the said R.L. Mulliniks will pay over to him all the money and personal property of every characte and kind that he has belonging to the said John Hedge, and his trust shall cease and terminate but should the John Hedge die before he is twenty one years old, without issue , then the said Mulliniks will pay over said money or personal property belonging to said John Hedge to my other grand children above named or to their heers should either or both be dead. And I further direct that if the said R.L. Mulliniks thinks it best and needful to do so he shall use a part or all of said personal property in paying the necessary expenses in educating the said John Wedge.

made there of the commune with i.r. tubb stored said ince Wedge win days and

high the remarked then there as a new reserve all going these then at their

Sth. I hereby nominate and appoint J.S. Tubb to be the Executor of this Will.

Witness my hand this September 28th. 1923.

and all ast granuous insulus hame Hedge.

The forgoing instrument of three typewritten pages was this day declared by the said.

Annie Hedge to us to be her last will and testament, and we at her request and in her
presence sign our names hereto as attesting witness, to said instrument. Sept. 28, 1923.

J.A. Mulliniks.

C.P. Burchard.

Therefore it is adjudged by the court that said writting is the last will and testament of the said Anne Hedge, deceased, and that the plaintiff recover of the defendant and the Sureties for the prosecution of this suit, to wit, Mrs. Ruby Burns, Mrs. Carrie Phelan, Mrs. Lela Burchard, and their sureties, L.W. Smith Hurbert, C. Phelan, T.C. Her Herbert, J.P. Burns, and C.P. Burchard, the costs herein accrued.

It is further axised ordered that the Clerk of this court certify a copy of the record in this case to the County court of Husphreys County, together with the ordiginal will, there to be/recorded

MOTION FOR NEW TRIAL.

J.E. Tubb Exr.

Vs.

In the Circuit Court at Waverly, Tennessee
Ruby Burns et, al,

Comes the defendantsan by their attorneys move the court for a new trial in the aboved cause and for grounds of their said motion they set out as follows

Because the weight of the evidence preponderates against the verdict of the jury in favor of the plaintiffs.

Because there is no evidence to support the verdict of the jury.

III

Because there is no legal and competent evidence to supprt the verdict of the jury that the will An question was legally and properly executed.

VI

Because the Court erred in permitting over the objection of defendant the evidence of the fitness, W.L. Cude County Court Clerk, of Humphreys County, including the minutes of the County Court as an exhibit to his tetimony showing the probate of the purported will, a copy of which minutes is hereto attached and made part of the 4th. Grounds of this motion.

400,

Minutes, February Term, 1st. day of February, 1924.

Friday Morning Svolock A.M. Bebruary 1st. 1924, County Court of Humphreys County met persuant to adjournment, present and presiding his Hon. J.R. Morris, Judge, when the fo following proceeding were had to Wit:- J.E. Tubb Execu. Will of Mrs. Anne Hedge Exparte. On this the 26th. of January 1924 came J.E. Tubb and produced in open Court a certain paper writting purporting to be the last will and testament of Mrs. Anne Hedge which paper is dated Sept. 28, 1823. signed Anne Hedge, and attested by C.F. Burchard and J.A. Mullimiks as withesees thereto, said J.E. Tubb being therein nominated as the Executor thereof and thereupon said J.E. Tubb stated said Anne Hedge was dead and moved the Court to admit said paper to probate as the last will and testament of said

Anne Hedge, and it appearing to the Court by the testimony of said C.PL Burchard and J.A. Mullinike who were duly sworn and examined in open Court touching the execution of said paper, that said Anne Hedge on the date which paper bears signed and publishe said paper as her last will and testament in the presence of the said C.P. Burchard and J.A. Mulliniks, and that they in the presence of the said Anne Hedge nad at her request then and there signed their names to said paper as attesting witnessess thereto and that the said Anne Hedge is now dead.

It is therefore considered by the that the said paper is the last will and testament of said Anne Hedge, and that it be admitted to probate as such will and testament and record in the proper will book of this court, and that letteres testamentary issue to said J.E. Tubb as Exedutor of said will on his executing a prope bond, And Thereupoi said J.E. Tubb together with the American Surety Co. of New York as his sureti, signed and acknowledged the bond in the penalty of twenty Five hundred dollars, conditioned as required by law, which bond was approved and accepted by the Court.

Certificate

I. W.L. Cude, County Court Clerk of said Humphreys County, do hereby certify that the aboved attached instrument is a full, true and perfect copy of the probate of the last will and testament of Anne Hedge, recored in minute book 22 page 400 as appears of record now on filed in myvoffice. Witness my hand and County seal, at office in Waverly Tennessee this the 27th. day of April 1926, W.L. Cude County Court Clerk.

Because the weight of the testimony preponderates against the finding of the jury that the will was properly and legally executed.

VI.

Because the Court erred in over ruling the motion made by defendants to direct a verdict in favor of the defenants at the close of the plaintiff's proof in chief a which motion upon being made and heard by the Court, the Court did over rule and disallow and submit to the jury the question of the due legal, and proper execution of the purported will in question which was permitted to be read to the jury before as follows, to wit.

J.E. Tubb Exr.

) In Circuit Court at Waverly, Tennessee.

Ruby Burns et.al.

The defendants, and contestatants in this case at the close of the plaintiff's proof in chief, move the Court to direct the jury by way of a directed verdict to find for the contestants upon the ground that the plaintiff's have failed to prove by sufficient, relevant, and material evidence the due and lagal execution of the purported will in question, because.

The proof shows by the testimony of the two subscribing witnesses called by the plaintiff that neither of them signed the instrument at the request of, and in the pressure of, said alleged testator.

and defendant be absolved and there are in the actions

The proof conclusively shows by a preponderance and not disputed by any competent proof, that the alleged subscribing witness signed their names to the purported will

before the said testator had signed same or authorized anyone to sign same for her and at the time neither said witness not said testator knew the contents of said instr instrument or that they were signing a will. of and maper, tont, said and blue to

Tours of . T. A blos of 3 to consecut att Mideenthe bis life beat may be worst bise

Because further , the testimony of the executor J.E. Tubb and W.L. Cude, County Court Clerk, is incompetent at this stage of the suit at least.

TV

that she said anne Bedge is gen dond.

Because the plaitiff has failed to prove the due exceution of the purported will as required by law by a preponderance of the proof, on that issue. Thomas H. Kerton J.R. Morris Attorneys for Defenants. . . famo stat to good filly degree and all to out the store as consequence of hill on his executive a conservation.

The foregoing motion for a new trial, heretofore filed and made a part of the record in this cause, came on to be and was heard on this the 24th, day of April 1926, before the Hon. J.D.G. Morton, Circuit Judge and upon said motion being heard, by the Court, the Court was pleased to and did over rule and disallow same, and to which action of the Court in over tuling and disallowing said montion for a new trial the defenants then and there excepted to the action of the Court on said motion. Thereupon the defendants prayed -an appeal to the next term of the Court of Civil App Appeals at Nashville, which was granted upon condition that the defenats give bond as required by law with thirt'y days from this date, and they are given 45 days to prepare and file a bill of exceptions. That said motion be made a part of the bill of exceptions

Union Mercantile Co.

In the Circuit Court at Waverly, Tennessee.

ss. TH.H. & W.P. Ross

Be it remembered that this case came on to be heard and was hear by the Hon. J.D.G. Morton, Judge, without the intervention of a jury. When it appeared to the Court that H.H. Ross had an account of some months standing with the Union Mercantile Company at McEwen. Tennessee , and that thereafter W.P. Ress in person authorized the union M ercantile Co. to let the said H.H. Ross have Merchandise in certain amounts shown by the proof and that after this W.P. Ross gave five ordered for merchadies for H.H. Ross to the Union Mercantile for H.H. Ross to the Union Mercaltile Company, all of which orders seem to have been lost or mislaid by the plaintiff except one order or fifteen Dollars (\$15.00) but it appeared to the Court from the day book and the ledger kept by the plaintiff, Union Mercantile Co. and also by the testimony of two manager and bookeeper for the Union Mercantile Company, when each over was received it was entered on the day book and thereafter posted on the ledger.

It is therefore adjudged by the Court that the said W.P. Ross is indebted to the pplaintiff , the Union Mer cantile Co. in the sum of One Hundred and Thirty Dollars and fifty Cents (\$130.50) for goods and merchandise furnished to H.H. Boss by the plaintiff by personal request and under the orders hereinbefore mentioned. Judgment is therefore rendered in this case in favor of the plaintiff and against the defendant W.P. Ross for the sum of One Hundred and thirty dollars and fifty cents (\$130,50) and the costs of the case in this Court, for which execution may issue laisty Training and then of the thirty ment at the first the thirty ment at the .. p ...

was at senso atout boards assent we sufficiently begutte out tout, for

It appears to the Court from the J.P. record in this case and from the statement of the attorney for W.P. Ross on the trial of this case that judgment was rendered before T.C. Simpson , against both H.H. Ross/for the sum of two hundred and fifteen dollars and fifty three ents (\$215.53) and that only W.P. Ross appealed to this Court from owen at mesoness aboves vigalgeet mes, and Jeriadal said judgment pefore the J.P.

The Court is therefore of opinion and so ajudges that the Budgment here rendered against W.P. Ross for the sum of One Hundred and Thirty Dollars and Fifty Cents (\$130.50) should be credired on the judgment before said Justice of the Peace of the sum of Two Hundred and fifteen Dollars and Fifty Three Cents (\$215.53)

In modification; and askin the dor out time the land tention of

the trops had but maket when the tree of stables - 118

Hudson and Martin

G.W. Williams & J.J. Shannon

Be it remembered that this case came on to heard before the Hon. J.D.G. Morton, etc, upon the appeal of J.J. Shannon, one of the defendants in this case, from a judgment rendered against himself and his co-defendant, w. T. Williams, by T.O. Simpson, Justice of the Peace at McEwen, Tennessee, and it -appeared to the Court that on the trial before the Justice, the defendant J.J. Shannon, interposed a plea of non es factum, which plea the Justice over ruled and rendered judgment against the said Willaims and Shannon jointly for the sum of Ninety One Dollars and Seventy three Cents (\$91,73 and all the cost in said suit, from which judgment before the Justice, Defenant Sha non appealed to this court.

After due consideration, the Court is of opinion that the plea of the defendant. Shannon should be sustained and so hold. And the said suit against the defendant. Shannon, is dismissed and the plaintiff, Hudson & Martin will pay the cost of this appeal, and the Court is further of opinion that the defendant Shannon is not liable fe for any of the cost in the justice's Court

Execution may issue from this judgment for cost as above indicated

W P Potter

vs. In the Circuit Court at Waverly, Tennessee. Lucy Potter)

In this case it appearing to the Court that the defenant, Lucy Potter, was regularly served with subpoena to answer more than five days before the meeting of the court, and up to this, the 4th, day of the term has failed to appear and make defense to the petition filed against her-

it is therefore ordered as to the defendant, the petition be taken as confessed a and the case set for hearing exparte. tinks telegraphia . Billie . not a with as a maintee and the . .

And thereupon the case came on to be further and finally heard before the Hon. J.D.G. Morton, judge etc. upon the petition of complainant and the order proconfess o heretofore had and the oral testimony of witnesses examined in open court And it satisfactorily appeared to the court from the petition and the proof in the case that the defendant had committed adultery with one ---- -- Forester after her marriage to the complainant, and before the filing of the petition as charged there therein, and that the petitioner gave the defendant no cause or just excuse for her mis-conduct and has not condoned the same. It is therefore ordered, adjudged and decreed by the Court, that the bonds of matrimony substating between the petitions and defendant be absolutely and forevr dissolved, and that the petitioner be vested with all the rights of an unmarried person, and that the petitoner pay the cost of this case for which execution may issue.

In the Circuit Court Waverly, Tennessee, no each at the contract to the

Ben pobbins 7 IT has bettend not to mee sat offered A. H. dood tratage . monomic. Of T In this cause it duly appearing to the Court, that the defenant , Ben Dobbins, has been regularly serveds sunpoens to answer, in this case and has failed to appear and make defense, to the petition withinh to time required by law, it is therefore ordered by the Court that as to said defendant the petition be taken for confessed and the case set for hearing exparte.

Thereupon, this case came on further to be heard before his Honor J.D.G. Morton, judge etc. upon the petition proconfesso and oral twetimony taken in open court and the Court is of opinion that the petitioner has failed to make out her case and in addition thereto, has lived and co-habited with the defenant since the institution of this Suitt The petition is therefore dismissed without prejudice to the petitioner and petitioner will pay the cost of this case for which let execution issue.

Mary Lee Carnell

In the Circuit Court at Waverly, Tennessee.

VS. V.G. Carnell

In this case the defendant V.G. Carnell having been served with subpoena to answer, the petition in this case more than five days before the meeting of this court and he having failed up to this , the 4th. day of the term, to appear and make defense to this suit within the time required by law, it is ordered as to him that the petion be aken for confessed and the case set for hearing exparte. Therupon the case on to be further/heard before the Hon. J.D.G. MortonJudge, etc. upon the petition the proconfesso heretofore had and the oral testimony of witnesse examined in open court.

And it satisfactorially appeared to the Court from the proof that the facts charged in the bill are true, and the the defenant is guilty of such cruel and inhuman treatment or conduct toward the petitioner as rendered it unsafe and improper for her to comhabit with him or be under his dominion and control. And that the defenant has abandoned her, turned her out of doors, and refused and neglected to provide for her and their two children.

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony subsisting between the petitioner and the defenant be absolutely and forever disselved and that the petitioner be restored to all the rights and privileges of an unmarried

It is further orde ed and decreed by the Court that the petitioner have the custody a and care of the two children of this union , Nellie, a daughter eight years old and Arthur Earl, a son six years old, the proof showing that the defenant is not a proper and suitable person to have the care and rearing of saidy two chaldren and the bein being of such tender years that they need the care of their mother, the petitioner It is further ordered and adjudged by the Court that the Defendant be and is enjoined from any interfearing with the management of said two children by their mother, the petitioner, so long as the petitioner cares for them ina reasonable way both ohysical and morally. It/IE further ordered, adjudged and decreed by the Court that the Defenant pay the cost in this cause for which execution may issue.

learners by the Court, that the hands of Sakriroup apparelles between the artitless and defendant be appointed and 'organisatived and that the portitioner be vertical

To seen and par remodern at the That the artists of the control of this case for which execution may denue.

State of Tennessee vs. Scire Facias. Arthur Witherspoon. Erb Wherry, Tom hatcher)

and has a later and an an this cause on motion of the Attorney General for the State, it appearing to the Court that a Forfeiture was taken against the defendants an and his bondsmen Erb Wherry and Tom Hatcher at the last term of this court, and a Swire Facias was legally issued and served on said defenant and his sureties Erb Wher Wherry requireing them to appear at this term of court and show cause why ginal judgment should not be taken on said Forfeiture of Five Hundred dellars and for sufficuent reason appearing to the Court this forfeiture is reduced from Fave Hundre dollars to Twenty five for each defendant or each surety and said forfeiture of twenty five dollars is made final, then came into open court the defendant "rb Wherry and paid to the Clerk of the Court twenty five for his forfeigture and also the costs of this proceedure as to the defendant Erb Wherry.

It is therefore ordered, adjudged and decreed by the court the defendant Erb Wherry be discharged, and go hence without day, and that Alias Sci.Fea issue to the defendant Tom Hatcher.

C.L. Work Circuit Court April Term 1928, T.F. Merideth (

In this case it appeares to the Court from the cast bond given by the plaintiff, that G.C. Williams and A.W. Work are his sureties thereon for costs of the the case. The said G.C. Williams after notice given to the plaintiff, moved the Court to relieve him of any further liability an said bond for reasons satisfactory to the Court, which motion is allowed, and the said Williams shall not be liable for for any further costs than has already accrued up to the first day of the present term of Court. The Court so orders and decrees. And this case is continued until next term of this Court, and the defendant is given 30 days in which plead.

Mrs. Willie Younger J.L. Smith & J.A. Crowell 1 This case is continued upon the application of the PIff.

J.D. Bibb VS. J.W. Byrn) In this case the defendant is given 30 days in which to plead.

Ola May Smith

VS. In Circuit Court of Humphreys County, Tennessee. Dave Smith

In this cause on motion of the complainant, and it duly appearing to the Court that the defendant. Dave Smith, has been regularily served with summons more than five days before the fist day of this term of court, to answer the compla int's bill and that the said Dave Smith has failed to appear and make defense to said bill, within the time required by law, it is ordered that as to her the complainant's bill be taken as sonfessed, and the cause set for hearing exparte.

James orton

and the tip and beyon bank to be at the set at the

Ola May Simth

vs. Cmith

Dave This cause came on to be heard this April term 1926 before J.D.G.

Morton Judge of the Circuit Court upon the bill of the Complainant Ola Smith, and the PRO CONFESSO heretofore entered against the fehdant and the Oral testimony of the witnesses examined in open courties I and an reasonable not be recent or a remember of

And it satisfactorly appears to the Court that the facts charged in the bill, that the defendant had wilfully deserted the com plainant without/cause two whole years before the filing of the petition bill, as charged, and that the defendant had also been legally married at the time of his marriage to the Complainant and had not obtained a dovocre from his first wife. And that the complainant had given the defendent no excuse for his desertion and that the compainant had not known of the former marriage of the defendant at the time of her marriage to the defendant

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony subsisting between the complainant and the defendant be absolutely and forever dissolved, and that the complainant be vested with all the rights of an unmarried woman that her maiden name, Ola Young, be restored to her, and that the defendant pay the cost of this suit for which execution may issue.

City of McEwen

Appeled J.P.

H C Thompson

Came the parties, and upon the consideration of this case by the Court the court is of opinion that the judgment of the Justice of the Peace should be affirmed. It is therefore adjudged that the plaintiff recover of the defendant the sum of Twenty dollars (\$20.00) and of the defendant and his surety_Annie Farks, Gould. all the tosts of this case for all of which let execution issue,

Phillips & Burdtorff

J.R. Fowlkes In this case the defendant is alowed thirty days in which to plead

clarification of the based and conference, and the organs are for beautiful according

and differentian the time second will be but, it at a

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

State of Tennessee

Circuit Court Humphreys County, Tenn. April term 1926. Assault with intent to commit murder in the first degree

R.P. Holland has a said and the Attorney General, and the defenant in person and by counsel, when the Attorney General moved the court to mallowe him to dosmiss the case. on the grounds that the Prosecutor Levi Taylor did not appear to prosecute the case. as did not appear at the last term of this court to se prosecute it, and upon the state-

ment of the Attorney General that he Chunde not make out any case against the defendant without the evidence of the said prosecutor, thereupon the court granted said motion and doth order that said case be and the same id dimissed, at the costs of the prosecutor, the said Levi Taylor for the causes afdresaid.

It isfurther ordered that the costs of the case be and the same are taxed against said prosecutor and execution therefore will issue.

State of Tennessed

ovsu | | 1 Assault and Battery

Morris 1

In this case came the Attorney General for the State and the and the angle and anothe Court that this defendant was indicted at a former term of this court for the offense assault and Batterry, and the said defendant was attested and entered into bond with S.J. Morris as his surety, which bond is in the words and figures/fillswing follows to wit:

State of Tennessee, Humphreys County, We Tad agree to pay to the State of Tennessee Two Hundred and fifty dollars \$250.00 dollars whless the said Tad Morris appear at the next term of the Circuit Court of Humphreys County, to be held at the Court house in the town of Waverly, on the 3rd. Monday in April 1926, ob Tuesday said term , to answer the State of Tennessee for the offense of asault & Battery and do not depart the Court without leave. Tad Morris Principal S.J. Morris Surety. Apporesed Geo. B. Smith D. Sheriff. This 1. day or Mar. 1926.

And the defendant Tad Morris being solemnly called to come into open court and answer the State of Tennessee, upon a charge of assault and battery, came not but made default and the said S.J. Morris were called to come into open court and bring with him the body of the said Tad Morris according to the tenor and effect of his said bond came now but made default neither came the defendant Tad Morris nor his said sureties but made default.

It is therefore considered by the court that the defendant Tad Morris and S.J. Morris for their said default to forfeit and pay unto the State of Tennessee, the said sum of two hundred and fifty dollars according to the tenor and effect of their said bond. And it is further ordered by the Court that Sci. Fa. issue to said sureties requiring then to appear at the next term of this court and show cause if any they have why this judgment should not be made final. And further that ALIAS CAPIAS issue for the defendant

State of Tennessee sour of vector importantly birs to composit this analish evel vinesat False Pretense Will Hooper

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

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of enterior the son or traderiotte officials

State of Tennessee

In this case came the Attorney General for the State, and It appearing to the court that this defendant was indicted at thes term of this court for the offense of public profanity, and the defendant had been arrested and entered into bond with Joe Stewart , W.H. Manor, John Stringer and J.C. Centry as his sureties which bond is as follows to, wit. the Attorney Berein't that he deside and only

trace out manufactions of the said presentationed and the system

State of Tennessee, Humphreys County, We. Joe Stewart John Stringer agree to pay the State of Tennessee. Two Hundred fifty and No. /100 Dollars unless the said Grady Stewart appear at the next term of the Circuit Court of Humphreys County, to be held at the Courthouse in the town of Waverly, on the 3rd. Monday of April 1926, on Tuesday of said term, to answer the state of Tennessee for the offense of public profanity and drunkenness, and do not depart the Court without leave. Swady Stewart Principal Surety JohnyStringer Suerty J.C. Gentry his stewart W.H.XManor mark

This 18th day of Jan. 1926.

and the defendant Grady Stewart being solemnly called to come into open court and answe the State of Tennessee, upon a charge of drunkenness, came not but made default and the said Joe Stewart, W.H. Manor, John Stringer and J.C. Gentry were also called to come into open court and bring with them the body of the said Grady Stewart accreding to the tenor and effect of their sand bond came not but made default neither came the defendant Grad Stewart nor his daid surties but made default. It is therefore considered by the Court that the defendant Grady Stewart and Joe Stewart E.L. Davis for their said default do forfeit and pay unto the State of Tennessee the said dum of two hundred and fifty dollars according to the tenor and effect of their said bond.

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

State of Tennessee

Vs. Attachment

W111 Hooner

In this cause it appearing to the Court that the defendant was legally subposeed as a witness for the defendant in the case of Statte of Tennessee against John Lancaster, and that he failed so to appear as required by said suppoens, and an and an attachment having been issued and served on the defendant for his said them to attend as the next term of this court on when the court failure aforesaid.

It is ordered by the Court the defendant for said failure pay or secure a fine of twenty five dollars and the costs of said attachment unless he appear at the next term of this court , and show cause why this judgment should not be made final, and that the clerk of this court will notify him to so appear at the next term of the service to be need to be a character of the median of the theory and or break additional State of Tennessee

John Lonconton)

Attachment

In this cause the defendant having issued an attachment for one Rubin Cuchanan and it appearing to the Court from the record in this cause that said attachment was improperly issued at the instance of the defendant

It is ordered by the Court that the said John Lancaster pay all the costs of said attachment for which let execution issue. and and an introduction of the state of t See Carata Corput West T. C. North In Assess Andrean Box Alitem James . See S.

State of Tennessee eda bea Insurancia anomero, illorio

J.F. Ginson et al (togs comm. Jones and alle

In this cause came the Attorney General for the State and it appearing to the Court that this defendant was indicted at the present term of this deendant court, and had previously been arrested for the offense of Assault and Battery with a pistol and entered into bond with A.E. Myatt as his surety, which bond is in the woll words and figures as follows to . wit: State of Tennessee . Humphreys County. We. J.F. Girbson 'A.E. Myatt -agree to pay the State of Tennessee \$250.00 Dollras unless the said J.F. Gibson appaer at the next term of the Circuit Court of Humphreys County, to be held at the Courthouse in the town of Waverly, on the 2nd. Monday of April 1916, on second day of term of said term, to answer the State of Tennessee for the offense of assault and Battery with a pistol against the person of L.B. Warren and do not depart the court without leave J.F. Gibson principal E.A. Myatt Surety, Approved. A.G. Scott J.P., This 2-day of Feb. 1926.

and the defendant J.F. Gibson being selemnly called to come into open court and answe answer the State of Tennessee upon a charge of assault and Battery, came not but made default and said E.A. Myatt were called to come into open court and bring with him the body of the said J.F. Gibson according to the temor and effect of his bond bond came not bjut made default neither came the defendant J.F. Gibson nor his said sureties but made default.

It is therefore considered by the court that the defendant J.F. Gibson and E.A. Mwatt for their said default do forfeit and pay unto the state of Tennessee, the said sum of two hundred and fifty dollars according to the temor and effect of their said bond. And it is further ordered by the Court that Sci. Fa. Issue to said defendant and his suretwerequiring them to appar at the nxt term of this court and show cause if any they have why this judgment should not be made final. And further that ALTAS CAPIAS Issue for the defendant.

add and farmers were the different Reservable for the the Completion the referre of the Startiff door as executions and according

tions of this court, that the defendant is sholly insolvent annuals to may the court and this suit or any care bearach, so it is, therefore ordered, adjudged asa dedresed by the bours that the quete acr using upon the care of the State he allowed and ordered paid

must of she te treature, and that the Clerk of title court make and certify the same

to the Confirming for passent as the law directs,

I TO THE TOWN I MANY

toldke'n delivered r.

State of Tennessee Manufactureing Liquor VA:

Marion Gunn et.al.

In this cause came the Attorney General for the State, and the defendants Marion Gunn, W.M. Gunn, Ben Williams and Fart Slaughter in person and by Attonery who being duly charged and arraigned on said bill of indictment plead not guilty. Thereupon to try the issues joined came a jury of good and lawful men of Aumphreys County, to, wit: J.G. Luff, Dee Roger, Sam Rushing J.D. McCrary, J.T. Bradley, S.F. Sands, Govard Bell T.O. Perkins Verney Anderson Bob Allison J.B. Webb and R.H. McKeel who being duly elected tried and sworn accord to law to well and try the issues joind, who after hearing all the proff, argument of counsel and the charge of the Court upon their oaths do say they cannot agree upon the verdiet in the thirty where course of one or and state of

It is therefore ordered adjudged and decreed by the Court that sais jury be discharge and a miss troal be entered, and the case be continued until the next term of the Court.

State of Tennessee

Scire. Facias. Will Hooper et. al.)

In this case came the Attorney for the State, and on motion of the Attorney this case is dismissed upon the defendantspaying the costs. is therefore ordered adjudged and decreed by the Court that the defendants pay the costs of this For feiture for which execution issue.

State of Tennessee VS.

Britton Townsend

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

State of Tennessee

R.R. Morton et.al (

In this cause came the Attorney General for the State, and it appeal ing to the Court. from the refurn of the Sheriff upon an execution issued to him by th Clerk of this court, that the defendant is wholly insolvent unable to pay the costs of this suit or any part thereof. So it is therefore ordered, adjudged and decreed by the Court that the costs acr ueing upon the part of the State be allowed and ordered paid out of the State Treaury, and that the Clerk of this court make and certify the same to the Comptroller for payment as the law directs.

State of Tennessee

VS.

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

State of Tennessee VS.

State of Tennessee

Ed Dreaden and Gip Motion to retaxe costs

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

Possessing a still Wake Shelton and | Motion to retax costs Will Luther

> for the State In this case came the Attorney General and it appearing to the

Court from the return of the Sheriff upon an execution issued to him by the Clerk of this Court, 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 Cour Court, that the costs accrued upon the part of the State be allowed and ordered paid uot of the County Treasury, and that the Clerk of this coust make out and certify the same the County , Judge for payment as the law directs.

State of Tennessee VS. all ve with the B.D. Princers an enam Junes Carroll col.) Motion to retax costs.

appearing to the Court, from the return of the Sheriff upon an execution issued to hi him by the Clerk of the Court, that the defendant is wholly insolvent unable to pay the cost of this suit or any part thereof. So it is therefore ordered adjudged and decreed by the Court that the costs accrued upon the part of the State be allowed and ordered paid not of the County Treasury, and that the Clerk of this Court make out and certify the same the County Judge for payment as the law directs.

State of Tennessee

Jess Reed Col.

Carryinh & pistol

) Notion to retax costs

In this case came the Attorney General for the State, and it appears ing to the Court. from the return of the Sheriff upon an execution issued to him by the Clerk of this Court, 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 mart accured upon the part of the State be allowed and ordered pail out of the County Treaury and that the Clerk of this Court make out and certify the same to the County Judge for paymeny as the law directs.

State of Tennessee Drunkenness Motion to retay costs Red Dolan

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

State of Tennessee

AL& B Motion to retax costs Claud Parnell

In this case came the Attorney General for the State an it appearing to the Court from the return of the sheriff upon an execution issued to him by the Clerk of this Court, that the derendant is wholly insolvent, unable to pay the costs of this suit or any part thereof it is therefore ordered adjudged and decreed by the Court that the part accrued upon the part of the State be allowed and ordered paid out of the County Treasury, and that the Clerk of this coutr make out and aeriify the said to the County Judge , for payment as the law directs

State of Tennessee Tinnling VS. Motion to retax costs Walter Raker

In this case came the Attorney General for the State and appearing to the Court from the return of the Sheriff upon an execution issued to him by the Clerk of this, 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 part accureing upon the part of the State be allowed and ordered paid out of County Treasury, and that the Clerk of this court make out and certify the same to the County Judge for payment as the law directs.

State of Tennessee)

Motion to retax costs W.H. Baker

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

State of Tennessee search and a season to an a season of the season of t

Motion to retax costs

In this cause came the Attonrey General for the State, and it appearing to the Court . from the return of the Sheriff upon an execution issued to him by the clerk of this Court, that the defendant is wholly insolvent unable to nay the casts of this suit or any part thereof. So it is therefore ordered adjudged and despeed by the court that the costs accrued upon the part of the state be allowed and ordered paid out of the County Treasury, and that the Clerk of this court make out and certify the same/the County Judge for payment as the law directs

State of Tennessee

W.E. Matlock Motion to retax costs

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

vs.

have cond haroing B.D. Curtis Brown

et at Angel detty astronic wid no o In this case came the Attorney General for the State, and it appear ing to the Court from the return of the Sheriff upon an execution issued to him by h the Clerk of this court that the defendant is wholly insolvent unable to pay the cost of this suit , or any part thereof. So it is therefore ordered adjudged and decreed by the court , that the accrued upon the part of the state be allowed and ordered paid out of the County Treasury, and that the Clerk of this Court make out and certif certify the same to the County Judge for payment as the law directs.

ther wise to remain in full force and effect;

This Ner, CP .. 1974.

N.V. Biviney nibrant .a.w