

State of Tennessee }
vs. } Mis, d,
Leland James }

In this case came the Attorney General for the state and the, in person and by attorneys, who being charged and arraigned on said bill of indictment pleads guilty as charged. Thereupon to try the issues joind came a jury of good and law-ful men of Humphreys county, to, wit: J.I. Ridings W.H. May, Alden Poyner George Will, G.F. Moore, J.P. Moore J.F. Gibbons, D.M. Cooper, Olford Allison, Tom Shaw, J.R. Perkins, and Rex Plant, who after hearing all the proof argument of counsel, and the charge of the court, upon their oath do say that they find the defendant guilty as charged, and fix and assess his punishment at 30 days in jail.

It is therefore ordered adjudged and decreed by the court that for the offense as found by the jury the defendant be confined in the county jail or workhouse for a period of thirty days, and that he pay the cost of this cause for which let execution issue, and in the event of his failure to pay or secure all of said costs he will be further confined in the county jail or workhouse until he pay secure or work out all of said cost.

١٢٣٤٥٦٧٨٩١٠١١١٢١٣١٤١٥١٦١٧١٨١٩٢٠٢١٢٢٢٣٢٤٢٥٢٦٢٧٢٨٢٩٣٠٣١٣٢٣٣٣٤٣٥٣٦٣٧٣٨٣٩٤٠٤١٤٢٤٣٤٤٤٥٤٦٤٧٤٨٤٩٥٠٥١٥٢٥٣٥٤٥٥٥٦٥٧٥٨٥٩٦٠٦١٦٢٦٣٦٤٦٥٦٦٦٦٧٦٨٦٩٧٠٧١٧٢٧٣٧٤٧٥٧٦٧٧٧٧٨٧٩٨٠٨١٨٢٨٣٨٤٨٥٨٦٨٧٨٨٨٨٩٩٠٩١٩٢٩٣٩٤٩٥٩٦٩٧٩٨٩٩

Phyllis May)
vs.) Pro confesse
David May) In the Circuit Court at Waverly, Tenn.,

In this cause motion of complainant's solicitor's and it duly appearing to the Court that the defendant David May is duly in court by service of subpoena, and that he has failed to appear and make defence to complainant's bill within the time allowed and required by law, it is ordered that Complainant's bill be taken as confessed by him the said David May, and the cause set for hearing EX PARTE.

Phyllis May vs. David May Decree, In the Circuit Court of Waverly, Tenn.
This cause came on to be heard the the 14th. day of August 1960, upon the bill of complainant's Phyllis May, and the pro confesso heretofore entered against the defendant, David May and the oral testimony of witnesses examined in open court.

And it satisfactorily appears to the court from the proof that the facts charged in the bill are true, that the defendant had wilfully deserted the complainant without reasonable cause for ~~more~~ than two whole years before the filing of the bill, as charged, that he has also wilfully or maliciously deserted, turned the complainant out of ~~her~~ his house and has failed or refused to provide for her, that the complainant gave the defendant no cause for his misconduct and has not condoned the same.

It is therefore ordered adjudged and decreed that ^{by} the court that the bonds of matrimony subsisting between the complainant and the defendant be absolutely and forever dissolved and that complainant be vested with all the rights of an unmarried woman.

It is further ordered, adjudged and decreed that the child be committed to her sole custody and control.

It is further ordered that the defendant pay all costs of this cause for all of which execution may issue.

State of Tennessee)
vs)
Joe Brandon) carrying a pistol

In this case came the Attorney General for the State, and the defendant in person, who being duly charged and arraigned on said indictment, pleads not guilty Thereupon to try the issue joined, came a jury of good and lawful men of Humphreys County, Tenn. to wit: J.I. Riddings, W.H. Ray, Alden Poyner, George Willis, G.F. Moore, D.M. Cooner Olford Allison Tom Shaw, J.R. Perkins, J.P. Moore J.F. Gibbons, who being duly xxxxxx elected, tried and sworn according to law, after hearing all the proof, argument of Counsel and the charge of the court, upon their oath do say they find the defendant xxxxxx not guilty.

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

State of Tennessee)
vs.) B.D.
John Diviny John)
Denny Walter Denny)

In this cause comes the Attorney General for the State, and the defendant in person, who being duly charged and arraigned on said indictment, plaads guilty.

Thereupon to try the issue joined, came a jury of good and lawful men of Humphreys County, Tenn. to wit: J.L. Ridings W.H. May Alden Poyner George Wills G.F. Moore D.M. Gooper Olford Allison Tom Shaw, J.R. Perkins Rex Plant J.L. Moore and J.F. ~~Saxton~~ Gibbons, who being duly elected, tried and sworn according to law after hearing all the proof, argument of Counsel and the charge of the Court, upon their oath do say that they find the defendant guilty of possessing intoxicating liquor, as charged in the indictment and fix and assess his fine at the sum of One Hundred Dollars.

It is therefore ordered, adjudged and decreed by the court that for the offense as found by the jury, the defendant pay or secure a fine of One Hundred Dollars and the cost of this cause for which let execution issue, and in the event of his failure to pay or secure the same he will be confined in the county jail or workhouse until the same is paid, secured or worked out.

State of Tennessee
vs
Willi Voluntine col.

In this cause comes the Attorney General for the state, and the defendant in person, who being duly charged and arraigned on said bill of indictment, pleads not guilty. Thereupon to try the issues joined, came a jury of good and lawful men of Humphreys County, Tenn, to wit: G.F. Moore Olford Allison, J.P. Moore Tom Shaw, George Wills, J.F. Gibbons, Rex Plant J.I. Widings, D.M. Cooper W.H. Ray, Alden Poyner, and J.R. Perkins, who being duly elected, tried and sworn according to law, after hearing all the proof, argument of counsel, and the charge of the court, upon their oath do say that they find the defendant guilty of possessing intoxicating liquor as charged in the indictment and fix and assess his punishment at six months in the county jail and pay fine of one hundred dollars and the costs of this cause for which let execution issue.

It is therefore ordered, adjudged and decreed by the court that for the offense as found by the jury the defendant be confined in the county jail or workhouse for a period of six months , and that the said defendant pay a fine of one hundred dollars together with all the costs and in the event of his failure to pay or secure all of said fine and cost he will be further confined in the county jail or workhouse until he pay secure or work out all of said fine and costs.

Minutes Circuit Court, Humphreys County, August Term 15th, day of August 1929.

State of Tennessee
vs.
Olin Hicks) Forgery Motino to retax costs

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 by the Clerk of this court, against the estate of the defendant for the costs of this suit that the defendant is wholly insolvent unable to pay the costs of this suit or any part thereof.

So it is therefore ordered, adjudged, and decreed by the court, that the costs accrued upon the part of the State, be allowed and paid out of the State Treasury, and that the Clerk of this court, make out and certify the same to the Comptroller for payment as the law directs

State of Tennessee
vs.
James Averitt and Grady Stewart) Attempted to commit a felony,
motion to retax cost.

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 by the Clerk of this Court against the estate of the defendant for the costs of this suit that the defendant is wholly insolvent unable to pay the costs of this suit, or any part thereof,

So it is therefore ordered, adjudged, and decreed by the court, that the costs accrued upon the part of the state, be allowed and paid out of the State Treasury, and that the Clerk of this court make out and certify the same to the Comptroller, for payment as the law directs

State of Tennessee
vs.
Grady Inman and Robert Shelton) Larceny
motion to retax costs.

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 by the Clerk of this Court against the estate of the defendant, for the costs of this suit that the defendant is wholly insolvent unable to pay the costs of this suit or any part thereof.

So it is therefore ordered, adjudged, and decreed by the court, that the ~~costs~~ accrued upon the part of the State, be allowed and paid out of the State Treasury, and that the Clerk of this court make out and certify the same to the Comptroller, for payment as the law directs,

State of Tennessee
vs.
W.M. Baker) Arson,
Motion to retax costs

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 by the clerk of this court against the estate of the defendant, for the costs of this ~~xxx~~ 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 accrued upon the part of the State, be allowed and paid out of the State Treasury, and that the Clerk of Court of this court make out and certify the same to the Comptroller, for payment as the law directs,

State of Tennessee
vs.
Arthur Owin) Drunkenness
Motion to retax costs

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 by the clerk of this court ~~xxx~~ against the estate of the defendant for the costs of this suit that the defendant is wholly insolvent unable to pay the costs of this suit, or any part thereof

So it is therefore ordered, adjudged and decreed by the court, that the costs accrued upon the part of the state, be allowed and paid out of the county Treasury, and that the clerk of court, make out and certify the same to the County Judge for payment as the law directs,

Minutes Circuit Court, Humphreys County, August Term 15th, day of August 1929

State of Tennessee
vs.
George Mallard) Drunkenness
Motion to retax cost.

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 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 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 and paid out of the county Treasury, and that the Clerk of this court make out and certify the same to the County Judge for payment as the law directs

State of Tennessee
vs.
George Mallard) Mis.d.

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 by the Clerk of this court, against the estate of the defendant, for the costs of this suit, that the defendant is wholly insolvent unable to pay the costs of this suit, or any part thereof.

So it is therefore ordered, adjudged and decreed by the court, that the costs accrued upon the part of the state be allowed, and paid out of the county Treasury, and that the clerk of this court make out and certify the same to the ~~xxx~~ County Judge for payment as the law directs

State of Tennessee
vs.
Hauty Barm and Carrie Barm) Lewdness
Motion to retax cost

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 by the clerk of this court, against the estate of the defendant, for the costs of this suit, that the defendant, is wholly insolvent unable to pay the costs of this suit, or any part thereof

So, it is therefore ordered, adjudged and decreed by the Court, that the costs accrued upon the part of the State, be allowed and paid out of the county Treasury, and the Clerk of this court make out and certify the same to the County Judge for payment as the law directs,

State of Tennessee
vs.
Jack Bell et al,) Mis.d.

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

State of Tennessee
vs.
Wain Taylor) Motion to retax cost.

In this case came the Attorney General for the State, and it appearing to the court, from the return of the sheriff upon a writ issued to him by a J.P. in Humphreys County, Tennessee 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 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 directs

State of Tennessee
vs.
Lawrence Nichols

Motion to retax costs,

In this case came the Attorney General for the state, and it appearing to the court, from the return of the Sheriff upon a mitimus issued to him by a Justice of the Peace of Humphreys County, Tennessee, 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 cost accrued upon the part of the state be allowed, and ordered paid and that the Clerk of this Court make out and certify the same to the County Judge, for payment as the law directs,

State of Tennessee
vs.
John Diviney

Drunkenness
Motion to retax costs,

In this case came the Attorney General for the State and it appearing to the court from the return of the Sheriff upon a mitimus issued to him by a Justice of the Peace of Humphreys County, Tennessee, 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 the court, that the costs accrued upon 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 directs,

State of Tennessee
vs.
John Diviney

Profane language
Motion to retax costs,

In this case came the Attorney General for the state, and it appearing to court from the return of the Sheriff upon a mitimus issued to him by a Justice of the Peace of Humphreys County, Tennessee, that the defendant is wholly insolvent unable to pay the costs of this suit or any part thereof,

So it therefore ordered, adjudged and decreed 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 to the County Judge for payment as the law directs,

R.C. Smith
vs.
John Daniel

Condemnation

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

WARRANT

State of Tennessee, Humphreys County. To any lawful officer within said County: You are hereby commanded to summon John Daniel, to personally appear before me, or some other acting Justice of the Peace of said County, to answer the complaint of R.C. Smith in a plea of debts by paying judgment to C.H. Bramlett of \$30.74 under \$500.00 Given under my hand and seal this 27, day of Nov. 1928, A.G. Scott Justice of the Peace.

OFFICER'S RETURN

Came to hand the same day issued, and executed by reading the within warrant to the within party and citing him to appear before A.G. Scott Esq. for trial the 1 day of Dec. 1928 at 1 o'clock P.M. Walter Harris C.H.C.

Judgment.

R.C. Smith vs John Daniel. In this cause I render judgment for the plaintiff and against the defendant, for \$30.74 74/100 Dollars and all cost of suit, for which execution may issue This 1 day of Dec. 1928, A.G. Scott Justice of the Peace,

EXECUTION

State of Tennessee, Humphreys County. To any lawful to execute and return. You are hereby commanded that of the goods and chattels, lands and tenements of John Daniel you cause to be made the sum of thirty nine (\$39.00) Dollars and seventy four .74 Cents, and cost of suit to satisfy a judgment which R.C. Smith obtained before A.G. Scott, Justice of the Peace, on the 1 day of Dec. 1928, against the said John Daniel and such moneys, when collected pay to the said R.C. Smith, Given under my hand and seal, this 13th, day of Dec, 1928 A.G. Scott Justice of the Peace.

LEVY

The attached execution came to hand when issued, and search made by me, and no personal property of the defendant to be found in my county, I levy this execution, upon all the rights title, interest claim and demand that the defendant John Daniel has in a tract of land, situated in the second Civil district of Humphreys County, Tennessee, adjoining the lands of State Highway No. 1, on the North, South by George Wyatt, and east by George Wyatt, and west by John Rooker, This the 13th, day of December 1928, Walter Harris D.S.

Filed March 8th, 1929 Albert Binkley Clerk,

And on motion of the plaintiff, it is ordered by the court, that the lands so levied upon be sold by the Sheriff of Humphreys County, Tennessee, to satisfy the aforesaid judgment of A.G. Scott Justice of the Peace, and also the cost of this proceedings.

State of Tennessee
vs.
Walter Miller
~~John Miller~~

Carrying a pistol

In this case came the Attorney General for the State, and the defendant in person, and plead guilty as charged. Whereupon the court assess the penalty and say he shall pay a fine of fifty dollars together with all the costs, and in the event of his failure to pay or secured all of said fine and costs he will be confined in the county jail or workhouse, until the same is paid secured or worked out.

State of Tennessee
vs.
Jimmie Dunn

Possession liquor,

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

Thereupon to try the issues joined, came a jury of good and lawful men of Humphreys County, Tenn., to wit: J.R. Perkins Clifford Allison, J.P. Moore Tom Shaw, George Wills, E.C. Stroud, G.F. Moore Rex Plant, J.L. Tidings W.H. May, Richard Bigham and Alden Poyner who being duly elected, tried and sworn according to law, after hearing all the proof, argument of Counsel and the charge of the court, upon their oath do say that they find the defendant not guilty. It is therefore ordered adjudged and decreed by the court that the defendant be dismissed and go hence without day.

Leslie Lee Brown
and Stella Brown
vs.

Continental Insurance company
of New York

In the Circuit Court at Waverly, Tenn.

In this cause it appears to the court that the matters in controversy have been compromised and finally and completely settled by an agreement between the parties whereby the plaintiffs shall pay all the costs of the cause, it is therefore ordered, adjudged and decreed that this suit be and the same is hereby dismissed and the costs of this cause shall be paid by the plaintiffs and their surties upon the cost bond T.M. Dotson, J.R. Patterson and L.B. Brown.

State of Tennessee
vs.
Jimmie Webb, et al.,
FORFEITURE ON BOND

In this cause comes the Defendants in person and the Attorney General on behalf of the state, and for sufficient ~~reasons~~ to the court this case is dismissed.

A.G. Scott
vs.
H.W. Smith et al.,
Condemnation

This case came to be heard and the plaintiff not appearing and proceeding the case is ~~is~~ dismissed at the plaintiff's costs.

Mrs. Mary Jane Young,
vs.
B.B. Howerton,
Appealed J.P. Plea of debt,

In this case the plaintiff not appearing and prosecuting her appeal, the case is dismissed at plaintiff's costs.

State of Tennessee
vs.
Ralph Johnson and
Grady Hoyle,
House breaking and Larceny,

In this cause comes the Attorney General pro tem for the state, and the defendant in person and by attorney who being duly charged and arraigned on said indictment, pleads guilty to attempt to commit a felony.

Thereupon to try the issues joined, came a jury of good and lawful men of Humphreys County to wit: J.I. Hiddings W.H. May, Alden Poyner, George Wills, G.F. Moore D.M. Cooper Olford Allison Tom Shaw, J.A. Perkins, Rex Plant, J.F. Moore, and J.F. Gibbons, who being duly elected, tried and sworn according to law and being in charge of their sworn officers D.B. McCann, and D.A. Burch, Deputy Sheriffs of Humphreys County, who had been previously legally sworn to attend them, and after hearing all of the proof, argument of counsel and the charge of the court, upon their oath do say that they find the defendants guilty of an attempt to commit a felony, as charged in the indictment and assess and fix their punishment at an indeterminate period of from one to five years in the penitentiary.

It is therefore ordered, adjudged and decreed by the court, that, for the offense as found by the jury, the defendant be confined in the state penitentiary, at Nashville, Tennessee, at hard labor for an indeterminate period of time of not less than one year nor more than five years and that they pay the costs of this cause for which let execution issue.

State of Tennessee
vs.
Jim Webb,
Larceny,

Pro tem

In this cause comes the Attorney General for the state, and the defendant in person, and by attorney, who being duly charged and arraigned on said indictment, pleads guilty.

Thereupon to try the issues came a jury of good and lawful men of Humphreys county, to wit: J.I. Hiddings W.H. May, Alden Poyner, George Wills, G.F. Moore D.M. Cooper Olford Allison Tom Shaw, J.A. Perkins Rex Plant, J.F. Moore and J.F. Gibbons, who being elected, tried and sworn according to law and being in charge of their sworn officers, to wit: D.B. McCann and D.A. Burch, Deputy sheriffs of Humphreys county who had previously been ^{legally} sworn to attend them, after hearing all the proof in the cause, argument of counsel and the charge of the court, upon their oath do say they find the defendant guilty of Larceny, as charged in the indictment and assess and fix his punishment at not more than three years and not less than three years in the penitentiary.

It is therefore ordered, adjudged and decreed by the court that for the offense as found by jury, the defendant be confined in the state penitentiary at Nashville Tennessee, at hard labor for a period of three years, and that he pay the costs of this, cause for which let execution issue.

The term of confinement in this case to run concurrently with a sentence heretofore pronounced against this defendant at this term of court for the offense of Larceny and House breaking,

State of Tennessee
vs.
Jim Webb,
Larceny

In this case comes the Attorney General pro tem for the state and the defendant in person and by attorney, who being duly charged and arraigned on said indictment, pleads guilty ~~xxxxxxx~~

Thereupon came a jury of good and lawful men of Humphreys County, to wit: J.I. Hiddings, W.H. May, Alden Poyner George Wills G.F. Moore D.M. Cooper Olford Allison, Tom Shaw, J.A. Perkins Rex Plant, J.F. Moore and J.F. Gibbons, who being duly elected, tried and sworn according to law, and being in charge of their sworn officers to wit, D.B. McCann, and D.A. Burch Deputy Sheriffs of Humphreys County, Tennessee,, who, had previously been legally sworn to attend them, and who ~~xxxx~~ heard the proof, introduced in said cause argument of counsel and charge of court do say that they find the defendant guilty of House breaking and Larceny as charged in the indictment and assess and fix his punishment at three years in the penitentiary.

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

SHERIFF'S. BOARD BILL FOR BOARDING PRISONERS CHARGED WIT FELONIES

This day came Walter McNeil Sheriff and jailer for Humphreys County Tennessee, in open court and present and read his board bill against the State of Tennessee, for boarding prisoners charged with felonies.

State vs.	Jim Webb, June 26 1929, to Sept. 8 1929	72 d	2 turn	keys	
"	" Grady Hoyle July 23 1929 "	"	"	45 "	\$25.75
"	" Ralph Johnson "	"	"	"	\$25.75
"	" Deering Livingston May 18 1929 Aug. 26 "	97 d	"	"	\$27.75
					\$105.25

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

Minutes Circuit Court, Humphreys County, August Term 15th. day of August 1929.

State of Tennessee,
vs.
Jimmie Dunn } Manufacturing whisky

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

Thereupon to try the issue joined came a jury of good and lawful men of Humphreys County, to wit: J.H. Perkins, Alfred Allisen, J.K. Moore, Tom Shaw, George Wills, J.B. Link, H.L. Lewis, John Carter, J.K. Adkins, W.H. Ray, D.M. Cooper and Alden Peyner, who being duly elected tried and sworn according to law, after hearing all the proof, argument of counsel, and the charge of the court upon their oath do say that they find the defendant guilty of manufacturing liquor as charged in the first count of the indictment, and assess and fix his fine at \$250.00 and costs, and the court imposed a sentence of six months on the county jail.

It is therefore ordered adjudged and decreed by the court that the be confined in the county jail or workhouse for a period of six months, and he pay or secure a fine of \$250.00 together with all the cost, and in the event of his failure to pay or secure said fine and costs he will be further confined in the County, jail or work house, until he pay secure or work out all of said fine and costs

After the jury had reported their verdict, the defendant, through his attorneys moved the Court for a new trial, and was by the court given until and including August 14th, in which to file his motion in writing, and the hearing on the motion was set for the same day, Wednesday, August 14th, 1929.

The motion in writing was filed within the ~~stated~~ time allowed, and is in the words and figure as follows:

State of Tennessee
vs. Circuit Court, Waverly, Tenn.
Jimmie Dunn,)

Comes the defendant, Jimmie Dunn, in person and by attorneys and moved the court for a new trial in this case on the following grounds:

First

Because the court erred in over-ruling the defend's motion to quash the indictment, because the proof introduced or the search made in the case was based on an illegal and insufficient search warrant, and because the court allowed the introduction of testimony over the objections of the defendant because of the insufficient and illegal search warrant

Second:

Because the court erred in not excluding on motion of the defendant, the testimony of the State's witness, B. Lewery and J.C. "Random, for the reason that the testimony offered by said witness was obtained under an invalid and illegal search warrant exhibited by the State to the testimony of Sq. T.O. Simpson,

Filed August 14th, 1929.
Albert Binkley Clerk,

The motion for a new trial was heard by the court on the day set, August, 14, 1929. The court without discussion, the motion over-ruled the said motion for a new trial, and pronounced judgment upon the verdict rendered against the defendant, Mr. Morris: The defendant excepts to the judgment of the court in over-ruling the motion for a new trial, and pronounced judgment upon the verdict, and now the defendant desires to make a motion in arrest of judgment. We, haven't the motion in writing just at this time but we want the record to show that that we made the motion
The Court: Let the motion be over ruled

Mr. Morris: The defendant excepts to the action of the court in over-ruling the motion in arrest of judgment.

Minutes Circuit Court, Humphreys County, August Term 15th. day of August 1929.

The defendant tenders this, his bill of exceptions to the judgment of the court over-ruling his motion for a new trial, and his motion in arrest of judgment, which is signed and sealed and ordered to be made a part of the record, J.D.C. Merten Judge Sept 2, 1929.

State of Tennessee
vs. Lowness
Walter Miller et, al,)

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

~~xxxxxxxxx~~xxxxxxxxx

Robert Baker Commissioner

vs.)
J.W. Byrgess et al,) in the Circuit Court of Humphreys County, Tennessee,

In this case it appearing to the court that on the 27, day of July 1929, Robert Baker, Commissioner of the Department of Highways and public works of the State of Tennessee, filed an original petition in this court, seeking among oththigs, to condemn a strip of land as a right of way for part of or a link in Highway No. 1, F.A. P. No. 220-A ever and across the property of defendants J.W. Burgess, and Mrs. Margret Hatcher in the third Civil District of Humphreys County, Tennessee, which tract is described as follows: Bounded on the north by the lands of Coosey Lumbe' Co. on the south by the lands of Ed. Lehman & J.C. Hollaran, on the east by the lands of C.C. Bagwell, & J.C. Hollaran; on the west by the lands of G.L. Williams & J.W. Stanford, and containing 240 acres.

And it further appearing the notice has been legally served upon the defendant, that said petition had been filed, and that should be presented to the Court on this day for such orders and decrees as might be proper and necessary.

and it further appearing that the property sought to be condemned as a right of way, and hereinafter described, has been selected and is needed and nece sary for a public use.

And it further appearing that under Chapter 74, Acts of 1917, and Chapter 140, Acts of 1919 the petitioner Robert H. Baker Commissioner of the Department of Highway and public works of the State of Tennessee, is entitled to the immediate possession of the property sought to be condemned,

It is, therefore ordered that the said Robt. H. Baker, Commissioner etc, be and he here is given the right to the immediate possession of the strip of land sought to be condemned as a right of way, which strip of land is described as follows,

A strip of land from station 282 -76 to station 316-01 100, in width, extending 50' on each side of center line of said proposed road said strip of land being 3351' in length and containing 7.692 acres, be the same more or less

On application of petitioner, the Clerk of t is court will issue writ of possession putting petitioner in possession of the above described property. All other matters are reserved

Robt. H. Baker Commissioner.

vs.) In the Circuit Court of Humphreys County, Tennessee,
C.C. Bagwell et, al,)

In this case it appe ring to the court that on the 27, day of July 1929, Robt. H. Baker Commissioner of the Department of Highways and public works of the State of Tennessee, filed an original petition in this court, seeking among otherthings to condemn a strip of land as a right of way for part of, or a link in highway No. 1 F.A. P. No. 229-A ever and across the property of defendant C.C. Bagwell, in the 3, Civil District of Humphreys County Tennessee, which property of the defendant contains 120 acres, and bounded as follows: On the North by the lands of Tarpy, on the South by lands of Hollaran & Lehman, East by the lands of Tarpy, and west by lands of Burgess & Hatcher,

And it further appearing that notice has been legally served upon the defendants that said petition had been filed, and that same should be presented to the Court on this day for such orders and decrees as might be proper and necessary,

And it further appearing that the property sought to be condemned as a right of way, and hereinafter described, has been selected and is needed and necessary for a public use.

And it further appearing that under Chapter 74, Acts of 1917, and Chapter 149, Acts of 1919, the petitioner Robt. H. Baker Commissioner of the Department of Highways and public Works of the State of Tennessee, is entitled to the immediate possession of the property sought to be condemned.

It is therefore, ordered that the said Robt. H. Baker, commissioner, etc, be and he here is given the right to the immediate possession of the strip of land sought to be condemned as a right of way, which strip of land is described as follows:

Beginning at a point on the center line of said proposed road at station 318 + 00 and runs North 82 degrees East 115' to a point 50' left of said center line at station 318 + 00 thence North 70 degrees 52' West 220' to a point in a fence, thence South 48 degrees East 130' to the beginning.

A Strip of land to be used as a chanel change, beginning at the North right of way line of said proposed road at station 318 + 00 and running in a North Western direction a distance of 381' to a point in Hard cider Creek, said point being 300' North of said center line at station 315 + 00 said strip of land being 35' in width.

A strip of land from station 338 + 75 to station 452 + 45, 100' in width, extending 50' on each side of the center line of said proposed road. All of said strips of land contain 4.000 acres, less be the same more or less.

On application of petition, the Clerk of this court will issue writ of possession putting petitioner in possession of the above described property, All other matters are reserved.

Robt. H. Baker Commissioner) In the Circuit Court of Humphreys County, Tennessee.
vs.)
Ed Lehman et al)

In this case it appearing to the court that on the 27th, day of July 1929 Robt. H. Baker Commissioner of the Department of Highways and public Works of the State of Tennessee filed an original petition in this Court, seeking among other things to condemn a strip of land as a right of way for part of, or a link in Highway No. 1, F.A.P. No. 220-A, over and across the property of the defendant Ed. Lehman, in the 3 Civil District of Humphreys County, Tennessee. which tract of land contains 295 acres, and is bounded as follows:

On the North by the lands of Johnson, on the South by the lands of Holleran, on the East by lands of Holleran, and on the west by lands of C.C. Agwell.

And it further appearing that notice has been legally served upon the defendants that said petition had been filed, and same should be presented to the court on this day for such orders and decrees as might be proper and necessary.

And it further appearing that the property sought to be condemned as a right of way, and hereinafter described, has been selected and is needed and necessary for a public use.

And it further appearing that under Chapter 74, Acts of 1917, and Chapter 149, Acts of 1919, the petitioner Robt. H. Baker Commissioner of the Department of Highways and public Works of the State of Tennessee, is entitled to the immediate possession of the property sought to be condemned.

It is, therefore, ordered that the said Robert H. Baker, Commissioner etc, be and he here is given the right to the immediate possession of the strip of land sought to be condemned as a right of way, which strip of land is described as follows:

A. strip of land from station 317 + 00 to station 324 + 50, 100' in width, extending 50' on each side of center line of said proposed road, and a strip of land from station 324 + 00 to station 325 + 110' in width extending 60' to the right and 50' to the left of the center line of said road, said strips of lands containing 1.798 acres more or less.

On application of petitioner, the Clerk of this Court will issue writ of possession putting petitioner in possession of the above described property

All other matters are reserved.

REPORT OF THE GRAND JURY.

We, the members of the Grand Jury at the August term 1929 of the Circuit Court for Humphreys County, beg leave to submit the following report to your Honor.

We, have diligently inquired and true presentment made of all offenses given us in charge by your Honor or otherwise brought to our attention or knowledge.

We have examined the County jail and poor house and find the prisoners and inmates well fed and cared for.

We have examined all bonds required to be examined by us, and find them properly executed and good and solvent for the several amounts thereof, and now having completed our labors, we respectfully asked to be discharged for the term. R.H. McKeel Foreman, W.C. Pace, A.E. Dotson, J.M. Williams, W.B. McGee, H.J. Craig, R.M. Bishop, W.R. Owen, C.S. Oliver, R.P. White Charlie Allison, Gerden Pullen J.S. Brake.

Court then adjourned until court in course.

J. H. Hester Judge.

Minutes Circuit Court, Humphreys County, December Term 9th day of December 1929.

State of Tennessee
Humphreys County,

CAPTION DECEMBER TERM CIRCUIT COURT A.D. 1929

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 9th. day of December, it being the 2nd Monday in said month, and the One Thousand Nine Hundred and Twenty Ninth year of our Lord, and the One Hundred and Fifty Fourth year of American Independence.

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

Court was opened in due form of law by Walter McNeil Sheriff of Humphreys County, Tennessee, and by him was returned into open court a writ of Venire Facias showing that the following named persons were appointed by the county court at its October Term 1929 to appear and to serve as jurors, at this the present term of this court, to wit:

Henry Smith, T.L. Fortner, Guy McMillan, John Carter, Dock Hamilton, J.L. Sharpe, Geo. Wyatt, J.L. Hickman, W.E. Parker, J.R. Fields, Jim Phy, John Stanford, Noah Hooper, John Sheehy, Dalton Fuqua, Andrew Hedge, Pruet Jones, Walter Pruet, Hugh Cannon, Will Willhite, Judson Cates, B.T. Puckett, Clarence Mayfield, Dave Owens, Ernest Duncan, and it appearing to the court, that the above named parties were regularly summoned by the Sheriff of Humphreys County, Tennessee, and said jurors so summoned, appeared and answered said summons except J.L. Hickman, John Stanford, Judson Cates, B.T. Puckett, Dave Owens, Henry Smith, and W.E. Parker, who were excused by the court for various causes, and J.C. Hooper, Eli Hooper, J.A. Lehman, Howard Hatcher, A.S.J. Curtis, J.F. Hooper were appointed by the court to fill said vacancies so appearing, out of said jurors so summoned and appearing were drawn a Grand jury to wit: Clarence Mayfield, Walter Pruet, Guy McMillan, T.L. Fortner, Dalton Fuqua, A.E. Hedge, Pruet Jones, John Carter, John Carter, John Sheehy, Will Willhite, Geo. Wyatt, and Jim Phy. and R.H. McKeel having been appointed of the Grand Jury at former term of this court, the said Grand Jury is in all things as the law directs having been duly elected, tried and sworn and charged according to law by the court, retired to their room in charge of J.R. Traylor, a Deputy Sheriff of Humphreys County, Tennessee, sworn according to law to attend them in considering indictments and presentments.

Southern Bell Telephone
Telegraph Company
vs.
Mollie Spicer

Upon reading the final settlement and joint petition of the parties, and it appearing to the court that the above named employee has received all medical benefits under the Workmen's Compensation Act to which he is entitled.

It is therefore ordered, that said settlement be and hereby approved, and that said employer pay to Mollie Spicer the sum of \$2.00 per week weekly for a period of 400 weeks or during her dependency, and all cost for which execution may issue.

J.D.G. Morton Judge of Circuit Court.

Southern Bell Telephone
Telegraph Company
vs.
Mirandy Spicer

Upon reading the final settlement and joint petition of the parties, and it appearing to the court that the above named employee has received all medical benefits under the Workman's Compensation Act to which he is entitled.

It is therefore ordered, that said settlement be and the same is hereby approved, and that said employer pay Mirandy Spicer the sum of \$9.30 per week weekly for a period of 400 weeks or during her dependency. J.D.G. Morton Judge of the Circuit Court. and all cost for which execution may issue.

Minutes Circuit Court, Humphreys County, December term 9th day of December 1929.

J.D. Mayberry
vs.
Sam Scott

In this cause the matters in controversy having been compromised and settled out of court, it is ordered by the court that this cause be and the same is dismissed, and the defendant Sam Scott, will pay the costs of this cause for which will issue

N.L. Williams,
vs.
Pete Andrews

In this cause the matters in controversy having been compromised and settled out of court it is ordered by the court that this cause be dismissed, and the plaintiff N.L. Williams, will pay the costs, for which execution will issue.

Robert H. Baker Com,
vs.
Pete Beasley

In this cause came the plaintiff by attorney, and moves the court to be allowed to dismiss or withdraw the petition filed in this case.

Whereupon it is ordered by the court that said case be dismissed, and plaintiff will pay the costs accrued in same.

Robert H. Baker, com,
vs.
T.O. Simpson

In this cause came the plaintiff by Attorney, and moved the court to be dismissed allowed to dismiss or withdraw the petition filed in this case.

Whereupon it is ordered by the court that case be dismissed, and plaintiff will pay the costs accrued in same.

Robert H. Baker Com.
vs.
Fate Williams

In this cause came the plaintiff by attorney, and moved the court to be allowed to dismiss, or withdraw the petition filed in the case.

Whereupon it is ordered by the court that this case be dismissed, and plaintiff will pay the cost accrued in same.

Robert H. Baker Com,
vs.
E.P. Lowery

In this cause came the plaintiff by attorney, and moved the court to be allowed, or to withdraw the petition filed in this case.

Whereupon it is ordered by the court that this case be dismissed, and plaintiff will pay the costs accrued in same.

Robert H. Baker Com.
vs.
Joe Turner

In this case came the plaintiff by attorney, and moved the court to be allowed, to dismiss, or withdraw the petition filed in this case. Whereupon it is ordered by the court that this case be dismissed, and plaintiff will pay costs accrued in same.

Robert H. Baker Com.
 vs.) Condemnation
 F. Widings,)

In this cause came the plaintiff by attorney and move d the court to be allowed, dismiss, or withdraw the petition filed in this cause,
 Whereupon it is ordered by the court that said case be dismissed and tha plaintiff pay the costs accrued in same,

Robert Baker com.,
 vs.) condemnation,
 O.P. Roberts)

In this cause came the plaintiff by attorney, and moved the court to be allowed to dismiss, or withdraw the petition filed in this case.

Whereupon it is ordered by the Court that said case be dismissed, and plaintiff pay the costs accrued in same.

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

J. D. McKel Judge

Court met pursuant to adjournment, present and presiding the hon. J.D.G.orton Judge etc.
 Order of Appointment for Attorney General Pro Tem, for December Term, Circuit Court, at Waverly Tenn.

It appaering to the court, which is duly convened, and regularly opened, that the regular Attorney General of the Circuit John E. Bowman, is absent and unable to attend court on account of illness, it is therefore ordered by the court that W.C. Howell a qualified member of the bar be, and he is hereby appointed attorney General Pro Tem, to serve in the room and stead of the said John E. Bowman Attorney General for and during this term of Court, Thereupon the said W.C. Howell appeared in open court and accepted said appointment and was duly sworn in according to law as such Attorney General pro tem,
 This day the Grand Jury came into open court in a body and present the following indictments and presentments.

One against J.A. Tomlinson Forgery which indictment is in the words and figures as follows:
 To wit: State of Tennessee, Humphreys County, December term of Circuit Court, A.D. 1929
 The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn, and charged to inquire for the body of the county of Humphreys and State aforesaid, upon their oath aforesaid present that J.A. Tomlinson heretofore to wit, on the 12th. day of August 1929, in said County and state, unlawfully fraudulently and feloniously made a certain instrument in writing purporting to be a promissory note for One Thousand Eighty dollars to one Mrs. Arbie Whitfield, which instrument is in the words and figures as follows:

\$1080. Waverly, Tenn. August 12, 1929. Twelve months after date we or either of us promise to pay to the order of Mrs. Arbie Whitfield One Thousand eighty & No/100 dollars for value received, payable at THE Citizens Bank of WAVERLY WAVERLY TENN..

Both makers and indorsers of this note severly and jointly waive demand notice of non payment and protest, In the vent suit is brought upon this note, we, both makers and ind ors agree to pay 10 percent attorneys's fee to be included in the judgment rendered for collection of same, and we, ~~both makers and~~ each of us both makers and endorsers hereby authorize Mason Sanders or W.B. Nolan or either of them at any time after the above note becomes due to go

before any court of record or before any Justice of the peace having jurisdiction thereof in the state Tennessee, and confess judgment thereof aginst us in favor of Mrs. Arbie whitfield or assigns for the said amount with interest and costs, and the 10 percent attorney's fee in accordance with the provisions of section 4705, 4706 and 4707 of the Tennessee Shannons Edition 1896

C.D. Askew
 J.A. Tomlinson

No ----- due-----

And the maker of said instrument was a forgery committed by J.A. Tomlinson with intent as aforesaid to defraud Mrs. Arbie Whitfield, and contrary to the statute and against the peace and dignity of the state. W.C. Howell Attorney General Pro Tem,
 December term 1929, THE STATE vs. J.A. Tomlinson J.J. Teas Prosecutor, subpoens for the State Dr. J.J. Teas, Mrs. Arbie Whitfield C.D. Askew, witnesses sworn by me on this indictment before the Grand Jury December term 1929 R.H. McKeel Foreman Grad Jury W.C. Howell Attorney General Pro Tem. A TRUE BILL R.H. McKeel Foreman Grand Jury.

One against Jack Standridge, Carrying a pistol Subpoena for the State J.B. Bell Gilbert Davis Ed Moore H.L. Browning.

One against Mack Standridge Profane Language, subpoena for the state J.B. Bell Gilbert Davis Ed Moore H.L. Browning

One against Will Hugin and Mary Hugin col, B.D. subpoena for the state W.B. McCann, Joe Traylor Walter McNeil,

One against Thurman Forester Driving car without license, subpoena for the state Albert Gunn, W.L. Holland, W.W. Apier Geo, Smith, Clee Headrick

One against William Howard Pruett Age consent which indictment is in the words and figures as follows fellows, State of Tennessee, Humphreys County December Term of Circuit Court, A.D. 1929. The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn, and charged to inquire for the body of the county of Humphreys, and state aforesaid, upon their oath

aforesaid, present that William Howard Pruett, heretofore to wit on the 1st. day of May 1929, in said county and state unlawfully feloniously and carnally knew Martha Hodge Pruett a female over the age of twelve years and under the age of twenty one years, the said William Howard Pruett and Martha (Hodge) Pruett not occupying the relation of husband and wife at the time of such carnal knowledge, and the said Martha Hodge Pruett, not being at the

time and before said carnal knowledge a bawd lewd or kept female contrary to the statute and against the peace and dignity of the State W.C. Howell Attorney General Pro Tem,

December term 1929, THE STATE vs William Howard Pruett Age consent W.O. Hodge Prosecutor subpoena for the state W.O. Hodge, Martha (Hodge) Pruett, Lynn Mayberry Walter Baker Floyd Wright Dillard Merideth, witnesses sworn by me on this indictment before the Grand Jury Dec. Term 1929, R.H. McKeel Foreman Grand Jury, W.C. Howell Attorney General Pro Tem A TRUE BILL R.H. McKeel Foreman Grand Jury.

One against Joe Franklin H.B. & Larceny which indictment is in the words and figures as follow fellows, to wit: State of Tennessee, Humphreys County, December term of Circuit Court A.D. 1929. The Grand Jurors for the State of Tennessee, duly elected, empaneled sworn and charged to inquire for the body of the county of Humphreys, and State aforesaid, upon their oath aforesaid, present that Joe Franklin heretofore, to wit, on the 29th. day of August 1929, in said County and state, unlawfully feloniously and forcibly did break and enter the mansion house of one Billie Barr in the day time with intent to commit a felony, to wit a larceny

And the Grand Jurors aforesaid, upon their oath aforesaid, in the state and county aforesaid unlawfully and feloniously did take steal and carry away one gallon key containing

gallons of wine all of the value of dollars and of the goods and chattles of the said Billie Barr with intent to deprive him the said Billie Barr, the true owner thereof

and convert the same to his own use, contrary to the statute and against the peace and dignity of the State W.C. Howell Attorney General Pro Tem, December Term 1929, THE STATE vs Joe Franklin H.B. & Larceny Billie Barr Prosecutor, subpoena for the state witness sworn by me on this indictment before the Grand Jury Dec. Term 1929 R.H. McKeel Foreman Grand Jury W.C. Howell Attorney General Pro Tem, A TRUE BILL R.H. McKeel Foreman Grand Jury

One against Daltes Cox, Disturbing Wharship, Subpoena for the State Dec. 9, Guinn, E.B.

Schelor, Earl Parker, F.W. Sykes, Thomas Bigham, Thurman Cash,

State of Tennessee
vs) House breaking and Larceny,
Ernest Forester)

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

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

One against Ernest Smith Disturbing wharship, subpoena for the state Dec 9, Guinn E.B. Schelor Earl Parker, F.W. Sykes Thomas Bigham, Thurman Cash,

One against Willie Stewart B.D. Subpoena for the state Water McNeil, Clee Hedrick,

One against Tom, Bass Murder which indictment is in the words, and figures as follows: to wit: State of Tennessee, Humphreys County, December Term of the Circuit Court, A.D. 1929. The Grand Jurors for the State of Tennessee, duly elected empaneled sworn, and charged to inquire for the county of Humphreys, and state aforesaid, upon their oath aforesaid present that Tom Bass heretofore to wit, on the 10th. day of November 1929 in the state and county aforesaid, unlawfully willfully, deliberately, premeditatedly, and maliciously made an assault upon the body of one Hazel Bass with a pistol, inflicting deep dangerous and mortal wounds, from and on account of which, she the said Hazel Bass died and the grand Jurors aforesaid upon their oaths aforesaid present and say that the said Tom Bass on the day and year aforesaid by the means and in the manner aforesaid, and in the state and county aforesaid, unlawfully, feloniously, willfully deliberately, premeditatedly and of his malice aforethought, did kill and murder her the said Hazel Bass and commit the crime of murder in the first degree, to the evil example of all others likewise offending and against the peace and dignity of the state W.C. Howell Attorney General Pro Tem

December Term 1929, THE STATE vs, Murder Tom Bass, Joe Traylor Prosecutor, subpoena for the State, Joe Traylor, Rexie Howe, Lula May Howe, D.R. Wall, M.L. Moran, R.S. Warren, W.C. Howell Attorney General Pro Tem, witnesses sworn by me to testify before the Grand Jury upon this indictment at Dec. Term 1929, R.H. McKeel, Foreman Grand Jury A TRUE BILL R.H. McKeel Foreman Grand Jury,

One against Frank Tate and Robert Hoffman Larceny, which indictment is in the words and figures/as to wit, State of Tennessee, Humphreys County, December term of the circuit Court A.D. 1929. The Grand Jurors for the State of Tennessee, duly elected, empaneled sworn and charged to inquire for the body of the County of Humphreys, and state aforesaid, upon their oaths aforesaid, present that Frank Tate, and Robert Hoffman of said county heretofore to wit, on the 24th day of November 1929 in the county aforesaid, unlawfully and feloniously did steal take and carry away five gallons of gasoline, of the value of One dollars the property of Plunk Gould 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, W.C. Howell Attorney General Pro Tem,

December Term 1929 THE STATE vs, Larceny, Frank Tate and Robert Hoffman Sam Scott Prosecutor subpoena for the state, Sam Scott, Jannis Carrell, witnesses sworn by me on this indictment before the Grand Jury, Dec. Term 1929 R.H. McKeel, Foreman Grand Jury W.C. Howell Attorney General, Pro Tem, A TRUE BILL R.H. McKeel Foreman Grand Jury,

One against William Howard Pruett, Age, Consent, which indictment is in the words and figures as follows to wit, State of Tennessee, Humphreys County, December Term of Circuit Court, A.D. 1929, The Grand Jurors for the State of Tennessee, duly elected empaneled, sworn and charged to inquire for the body of the county of Humphreys, and state aforesaid, present that William Howard Pruett, heretofore to wit, on the first day of May 1929 in said county and state unlawfully, feloniously, and carnally knew, Martha Hodge Pruett, over the age of 12 years, and under the age of 21 years, the said William Howard Pruett, and Martha Hodge Pruett, not occupying the relation of husband and wife at the time of such carnal knowledge and the said Martha Hodge Pruett not being at the time and before said carnal knowledge bawd lewd or kept female contrary to the Statute and against the peace and dignity of the State, W.C. Howell Attorney General Pro Tem,

December Term 1929 The STATE vs, Age consent, William Howard Pruett, W.O. Hodge Prosecutor subpoena for the state W.O. Hodge, Martha Hodge Pruett, Lynn Mayberry, Walter Baker, Floyd Wright, Dillard Merideth, witnesses sworn by on this indictment, before the Grand Jury Dec. Term 1929, R.H. McKeel Foreman Grand Jury, W.C. Howell Attorney Pro Tem, A TRUE BILL R.H. McKeel Foreman Grand Jury,

Circuit Court, Humphreys County, December Term 10th, day of December 1929

One against William Howard Pruett, wife desertion, which indictment is in the words and figures as follows: to wit: State of Tennessee Humphreys County, December Term of Circuit A.D. 1929. The Grand Jury for the state of Tennessee, duly elected, empaneled, sworn and charged to inquire for the body of the county of Humphreys and state aforesaid, upon their oath aforesaid, present that William Howard Pruett hereto fore to wit, on the 29th day of August 1929, in said county and State, unlawfully willfully and without a good cause did neglect or fail to provide for his wife Martha Pruett, according to his means and leaving her the said Martha Pruett, destitute and in danger of becoming a public charge contrary to the Statute and against the peace and dignity of the state. W.O. Howell General Pro Tem. December Term 1929 THE STATE vs William Howard Pruett, wife desertion W.O. Hodge Prosecutors subpoena for the state W.O. Hodge, Martha Pruett Lynn Mayberry Floyd Wright, Walter Baker, witnesses sworn by me on this indictment before the Grand Jury Dec, Term 1929. R.H. McKeel Foreman Grand Jury W.O. Howell Pro Tem, A TRUE BILL R.H. McKeel Foreman Grand Jury.

One against Joe Franklin, Carrying a pistol, subpoena for the state Billie Barr,

State of Tennessee
vs.
Jimmie Dunn } Possessin Liquor

In this cause comes the Attorney General for the State and the defendant in person and by attorney, who being duly charged and arraigned on said presentment pleads not guilty. Therupon to try the issues joined came a jury of good and lawful men of Humphreys County, Tennessee, to wit: T.D. Story, J.A. Lehman, J.C. Hooper A.S.J. Curtis Eli Hooper E.D. Duncan J.L. Shale, Noah Hooper, J.F. Hooper, Howard Hatcher, Dock Hamilton and J.R. Fields who being duly elected, tried and sworn according to law, after hearing all the proof argument of counsel and the charge of the court, upon their oath do say that they find the defendant guilty of illegally possessing intoxicating liquors as charged in the presentment and assess his fine at the sum of One Hundred dollars, and the court passed a sentence of 4 months in the County Jail. It is therefore ordered adjudged and decreed by the Court that the defendant be confined in the County Jail or workhouse for a period of 4 months and he pay or secure a fine of \$100.00 together with all the costs, and in the event of his failure to pay or secure said fine, and costs, he will be further confined in the county or workhouse until he pay secure or workout all of said fine and costs.

Whereupon the defendant gave notice of a motion for a new trial and this cause is passed pending the filing and hearing of said motion and this defendant is to be held on his present bond.

Court the adjourned until tomorrow morning at 9:00 o'clock.

John H. ... Judge.

Circuit Court, Humphreys County December term 11th, day of December 1929

COURT HER PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING THE HON. J.D.G. MORTON JUDGE ETC.

State of Tennessee
vs.
M.L. MORON } Assault to commit murder.

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

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County to wit: R.L. Reach, John Pearl, H. Ninker, T.D. Swift, J.A. Lehman, Fred Marrs, A.A. Arnold, J.A. T. Ogden, B. Montgomery, Dave Johnson, A.S.J. Curtis and W.B. Anderson, who being duly elected tried and sworn according to law, and being in charge of their sworn officers, W.H. McCauly and W.C. Pace, who had previously been legally sworn to attend them, and the proof not being completed said jury was resworn by the court until tomorrow morning at 8.30 o'clock and said jury in charge of their sworn officers aforesaid

State of Tennessee
vs.
Elmer Hooper } Age Consent

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

It is therefore ordered adjudged and decreed by the court that the defendant be discharged,

State of Tennessee
vs.
Bobbie Evington } Drunkenness

In this case comes the Attorney General for the State, and the defendant in 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 John Ewanton and R.S. 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 costs for which let execution issue

State of Tennessee
vs.
Manuel Greenwell } Drunkenness

In this case comes the Attorney General for the State, and the defendant in person and plead guilty as charged. Whereupon the Court assess the penalty and say he shall pay a fine of five dollars together with all the costs, then came into open court and paid to the Clerk of this court all of said fine and costs.

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

State of Tennessee
vs.
H.H. Harris } Carrying a pistol,

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

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

State of Tennessee

vs. } Drunkenness

Vaughn Jackson (

In this case comes the Attorney General for the State, and the defendant in person and plead guilty as charged. Whereupon the Court assess the penalty, and say he shall pay a fine of five dollars together with all the costs, then came into open court V.V. Jackson and M.L. Meran and entered their names as sureties for all of said fine and cost. It is therefore ordered adjudged and decreed by the court that the State of Tennessee recover of the defendant and sureties all of said fine and costs for which let execution issue.

State of Tennessee

vs. } Drunkenness

Jasper Stewart

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

State of Tennessee

vs. } Carrying a pistol

Oscar Davis

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

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

State of Tennessee

vs. } Violating the tobacco tax law

G.L. Raney

In this case comes 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 discharged,

State of Tennessee

vs. } Carrying a pistol

Lee Ingram

In this case comes the Attorney General for the State, and the defendant in person, and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of fifty dollars together with all the costs then came into open court L.P. McNabb and entered his name as surety for all of said fine and costs,

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

Court then adjourned untill to,orrowmorning at 8:30 o'clock.

[Signature] Judge.

COURT MET PURSUANT TO ADJOURNMENT. PRESENT AND PRESIDING THE HON. J.D.G. MORTON JUDGE ETC.

State of Tennessee

vs. } Assault to commit murder,

M.L. Moran

In this cause comes again the Attorney General for the State, and the defendant in person and by attorney, when the jury heretofore selected and sworn in this cause, to wit: R.L. Reach, John Pearl, H. Winker, T.D. Swift, J.A.M. Lehman, Fredd Marrs, A.A. Arnold, J.A. Trægden, B. Montgomery, Da ve Johnson A.S.J. Curtis and W.B. Anderson. and having resumed the consideration of this cause, after hearing all the proof, argument of counsel and the charge of the court, upon thier oath do say that they find the defendant guilty of assault and Battery, as charged in the indictment and assess and fix his punishment at a fine of One Hundred Dollars and the costs of this cause, It is therefore ordered, adjudged and decreed by the court that for the offense as found by jury, the defendant be required to pay a fine of one hundred dollars and that he pay the cost of this cause for which let execution issue, and in the event of his failure to pay or secure all of said fine and cost he will be confined in the county jail or workhouse until he pay secure or workout all of said fine and costs

JUDGMENT

C.E. Moore

vs. } In the Circuit Court of Humphreys County, Tenn. December term 1929
J.H. Murray

The plaintiff by attorney came and moved the court for judgment by confession on a note dated Jan. 1st, 1924 due twelve months after date payable to said C.E. Moore in the sum of twelve hundred twenty three and 12/100 Dollars (\$1223.12) and signed by defendant J.H. Murray with certain credits endorsed on the back thereof, and said note contained a power of attorney authorizing Mason Sanders to confess judgment thereof in favor of plaintiff and against defendant together with interest and costs, and a 10 per cent attorneys' fee, which note is in the words and figures as follows:

\$1223.12 Waverly, Tenn, Jan'y 1st, 1924, Twelve months after date, we or either of us promised to pay to the order of C.E. Moore Twelve Hundred, Twenty Three & 12/100 Dollars for value received payable at THE CITIZENS BANK OF WAVERLY, TENNESSEE.

both makers and endorsers to this noteseverly and jointly waive demand notice of non payment and protest. Inthe event suit is brought, upon this note, we both makers and endorsers, agree to pay 10 percent attorney'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 either of them, at any time after the above note becomes due to go before any court of record, or before any Justice of the Peace having jurisdiction thereof in the State of Tennessee, and confess judgment thereof, against us in favor of C.E. Moore or assigns, for said amount with interest and cost and the 10 percent attorney's fee wixx in accordance with the provisions of Section 4705, 4706, and 4707 code of Tennessee Shannon's Edition 1896, J.H. Murray.

Thereupon came Mason Sanders in open Court on this the 12th, day of December, 1929, and confessed judgment on the same in favor of the said C.E. Moore in the sum of \$1041.75, being the amount of the principal and the interest after deducting all credits on said note and he further confesses judgment in the sum of \$100.00 asand for the 10 per cent attorney's fee provided in the face of said note, and the costs of the case, It is therefore considered by the court that plaintiff recover of the defendant the aforesaid balance due on said note, to wit. The sum of \$1041.75 together with the said \$100.00 ten percent attorney's making inall the amount of the judgment the sum of \$1141.75, and the costs of the case for all of which let execution issue.

Minutes Circuit Court, Humphreys County. December Term 12th of December 1929

This day the Grand jury came into epon court in abedy, and present the following indictments and presentments:

One against Boyd Williams, and Guy Hensley, Drunkenness, subpoena for the state J.H. Collier
John Neeleu, B.O. Keim, Pegrim Nathan Collier Willie C. Feltner, Kyle Smith.

One against Charley Carter, subpoena for the State Thurman Cash, E.L. Cullum, F.W. Sykes, Thomas Bigham J.H. Allisen.

Order against Bryan Davidson, x and Clyde Mayberry, x Drunkenness, x Arthur Abbottsdy, x and x Ford
Hedden.

One against E.T. Crowell encourage and permitt gaming subpoena for the state Bud Hall Wyl
 Morrisett J.W. "hodes, J.J. "uller, R.S. Warren.

Franklin D. Roosevelt, Eleanor Roosevelt, F. D. Roosevelt, for the water, Cook County, Cook County, Franklin D. Roosevelt.

[illegible]

State of Tennessee
vs
Tom Bass

person. In this cause comes the Attorney General for the State and the defendant in and by attorney, who being duly charged and arraigned on said indictment pleads not guilty. Thereupon to the issues joined came a jury of good and lawful men of Humphryes County County, Tennessee to wit, J.F. Hooper Monroe Woods, Henry Tidwell, W.B. Warden, D.H. Duncan John Oakley, J.C. Hooper, M.B. Hewitt, and Ath Thomas, A.J. Richardson, H.C. Bruce Neah Hooper who being duly elected tried and sworn, according to law, and being in charge of their sworn officers W.E. Shannon, and D.A. Burch, who had been previously sworn ~~XXXX~~ been legally sworn to attend them, and the ~~verdict~~ ^{verdict} not being completed ~~xx~~ said ~~jury~~ ^{jury} respite by the court until tomorrow morning at 8:30 o'clock and said jury retired in charge of their sworn officers aforesaid

Court then adjourned untill tomorrow morning at 8:30 o'clock.

J. G. Morton Judge.

Minutes Circuit Court, Humphries County, December Term 13th day of December 1920

COURT MET PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING THE HON J.D.C. MORTON JUDGE ETC.

State of Tennessee)
vs.) Murder
Tom Bass)

In this cause comes again the Attorney General for the state, and the defendant in person and by attorney, when the jury heretofore selected and sworn in this cause, to wit: J.F. Hooper, Monroe Woods Henry Tidwell, W.H. Warden, H.C. Bruce, A.J. Richardson Neah Hooper, D.H. Duncan, John Oakley, J.C. Hooper, Milt Pewitt, and Ath Thomas, having returned into open court in charge of their officers W.E. Shannoh and D.A. Burch and having resumed the consideration of this cause after hearing all the proof, argument of counsel and the charge of the court, and not having time to consider of their verdict said jury was respited by the court until tomorrow morning at 8:30 o'clock and said jury retired in charge of their sworn officers aforesaid.

Court then adjourned until tomorrow morning at 8:30 o'clock.

----- Judge

COURT MET PURSUANT 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.

One against Walter Drunkenness, subpoena for the state V. Dutton, Over Dedy.

One against John Swann drunkenness subpoena for the state Pink Garrell Jurel Gardener, Jehnie Gardener

One against John Kann, drunkenness, subpoena for the state Noah Hooper Charley Young.

One against B.O. Pegrim resisting arrest, which indictment is in the words and figures as follows to wit: State of Tennessee Humphreys County December term of Circuit Court, A.D.

1929. The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn and charged to inquire for the body of the county of Humphreys, and State aforesaid, upon their oath aforesaid, present that B.O. Pegrim heretofore to wit, on the 8th. day of November 1929

in said County and State, unlawfully and willingly resisted Clee Headrick, deputy Sheriff of said State and county aforesaid in serving or attempting to serve a legal process to wit a civil execution on B.O. Pegrim etc, contrary to the statute and against the peace and

dignity of the State. W.C. Howell Attorney General Pro tem. Dec. Term 1929, THE STATE vs B.O. Pegrim, W.M. Lane Prosecutor subpoena for the State W.M. Lane Clee Headrick, Carte

Lane Rey, Rogers, witnesses sworn by me on this indictment before the Grand Jury Term 1929x 192-- R.H. McKeel Foreman Grand Jury W.C. Howell Attorney. A TRUE BILL R.H.

McKeel Foreman Grand Jury.

One against Leon Striber driving an automobile while under the influence of intoxicating liquor, which indictment is in the words and figures as follows, to wit. State of Tennessee, Humphreys County December Term of Circuit Court A.D. 1929. The Grand Jurors for the State

of Tennessee, duly elected, empaneled, sworn, and charged to inquire for the body of the County of Humphreys, and State aforesaid, upon their oath aforesaid, present that Leon Striber, heretofore to wit, on the 15th. day of Oct. 1929, in said County and State, unlawfully did drive an automobile on the public roads of said State and county while under the influence of ~~liquor~~ intoxicating liquors, contrary to the statute and against the peace and dignity of the State. W.C. Howell Attorney General Pro Tem. December Term, 1929 THE STATE vs. Leon Striber. Joe Trayler Prosecutor subpoena for the state Joe Trayler Oliver Day,

V. Dutton. witnesses sworn by me on this indictment before the Grand Jury Dec. Term 1929. R.H. McKeel Foreman Grand Jury W.C. Howell Attorney General. A TRUE BILL R.H. McKeel Foreman Grand Jury.

One against Edward Osborne and William Malone, Larceny, which indictment is in the words and figures as follows, to wit: State of Tennessee, Humphreys County, December Term of Circuit Court A.D. 1929. The Grand Jurors for the State of Tennessee, duly, elected, empaneled, sworn and charged to inquire for the body of the county Humphreys and State aforesaid, upon their oath aforesaid present that Edward Osborne and William Malone, heretofore to wit, on the 13th, day of Dec. 1929, in the county aforesaid unlawfully and feloniously did steal take and carry away one bicycle and boys rain coat of the value of Forty Dollars, the property E.C. Finch. of said County then and there being found contrary to the form of the statute in such cases made and provided, and against ~~said~~ peace and dignity of the State W.C. Howell attorney General December Term 1929. THE STATE vs Edward Osborne and William Malone Larceny John F. Porch Jr, Prosecutor, subpoena for the state John F. Porch Jr, Clint Jones Harris Ingram W.C. Mathew, Witnesses sworn by on this indictment before the Grand Jury December Term 1929. W.C. Howell Attorney General A. TRUE BILL R.H. McKeel Foreman, Grad Jury

One against L.J. Cowan Assault with intent to commit murder in the first degree which indictment is in the words and figures as follows, to wit, State of Tennessee Humphreys County, December Term of Circuit Court, A.D. 1929, The Grand Jurors for the State of Tennessee, elected, empaneled, sworn and charged to inquire for the body of the County of Humphreys and State aforesaid, upon their oath aforesaid, present that L.J. Cowan Col. of said county, heretofore to wit, on the 12th. day of December 1929 with force and arms, in county aforesaid, unlawfully, feloniously, willfully, deliberately, premeditatedly and maliciously, did make an assault upon the body of one Maybelle Perkins col, with a certain knife and stick, with the unlawful and felonious intent, then and there her the said Maybelle Perkins unlawfully, feloniously, willfully, deliberately, premeditatedly of his malice aforethought, to kill and upon her to commit the crime and felony of murder in the first

degree. W.C. Attorney General pro tem. December Term 1929 THE STATE vs. L.J. Cowan, assault with intent to commit murder in the first degree. Maybelle Perkins Prosecutor, subpoena for the state, Maybelle Perkins, William Perkins, Felix Lucas, witnesses sworn by me on this indictment, before the Grad Jury, Dec. Term 1929. R.H. McKeel Foreman Grand Jury. W.C. Howell Attorney General. A TRUE BILL R.H. McKeel Foreman Grand Jury.

State of Tennessee
vs, Driving auto drunk,
May Merideth

In this case the grand jury return an indictment marked not a true bill it is therefore ordered adjudged and decreed by the court the defendant go hence without day.

REPORT OF GRAND JURY.

We, the members of the Grand Jury, at the December Term, 1929 of the Circuit Court for Humphreys County beg leave to submit the following report to Your Honor.

We, have diligently inquired and true presentment made of all offense given us in charge in charge by Your Honor, or otherwise brought to our knowledge.

We, have examined the county jail and Poor House and find the prisoners and inmates well fed and cared for.

We, have examined all bonds required to be examined by us and find them properly executed, and good and solvent for the several amounts thereof, and now having completed our labors we respectfully ask to be ~~discharged~~ discharged for the term, R.H. McKeel Foreman, Guy McMillan, G.M. Wyatt, T.L. Fortner, C.O. Mayfield, W.H. Willhite, J.D. Fuqua, J.M. Phy, John Sheehy, Walter Pruett, W.P. Jones, J.E. Carter, A.E. Hedge,

State of Tennessee
vs.
Tom Bass

In this cause comes again the Attorney General Pro tem, for the State, and the defendant in person and by attorney, when the jury heretofore selected, and sworn in this case to wit: J.F. Hooper, Monroe Woods, Henry Tidwell, W.H. Warden, H.C. Bruce, A.J. Richardson, Noah Hooper D.B. Duncan John Oakley, J.C. Hooper, Milt Pewitt, and Ath Thomas, having returned into open Court in charge of their sworn officers W.E. Shannon, and D.A. Burch, and having resumed the consideration of this cause having heretofore heard all the proof in this cause, argument of counsel and charge of the court, upon their oath do say that they find the defendant guilty of murder in the first degree as charged in the indictment, and assess and fix his punishment at ninety nine years in the Penitentiary, whereupon the defendant gave notice of a motion for a new trial and the cause is passed pending the filing and hearing of said motion, and this cause is passed until Monday December 16th. 1929. at which time said motion will be heard, and defendant was remanded to jail pending motion for a new trial

Court then adjourned until Monday December 16th, 1929, ~~Presiding Judge~~.

~~State of Tennessee vs. Judge~~

J. D. Morton Judge

11CAV

COURT MET PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING THE HON. J.D.G. MORTON JUDGE ETC.

State of Tennessee

vs.

Disturbing public worship.

Dalton Box

In this case came the Attorney General for the State, and the defendant in person, and plead guilty as charged. Thereupon the court assessed the penalty and say he shall pay a fine of twenty dollars and the costs of this case, for which let execution issue, and in the event of his failure to pay or secure all of said fine and costs he will confined in the county jail or workhouse until he pay secure or work out all of said fine and costs.

State of Tennessee

vs.

A. B.

Wade Work

In this cause comes the Attorney General for the state, and the defendant in person, and attorneys, who being duly charged and arraigned on said indictment pleads not Thereupon to try the issues joined, came a jury of good and lawful men of Humphreys County to H.L. Rogers, J.R. Fields, J.C. Hooper, Eli Hooper, J.F. Hooper, J.L. Sharpe, G.R. Harvey, Noah Hooper, Ernest Duncan, E.B. Scholes Dock Hamilton, and J.A. Lehman, who being elected tried and sworn according to law, after hear hearing all the proof argument of counsel and the charge of the court upon their oath do say that 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, and the case stricken from the docket.

State of Tennessee

vs.

Disturbing worship,

Ernest Smith,

In this case came the Attorney General for the State, and the defendant in person and ~~xxxxxxx~~ plead guilty as charge. Whereupon the court assess the penalty and he shall pay a fine of twenty dollars together with all the costs, for which let execution issue, and the event of his failure to pay or secure all of said fine and costs he will be confined in the county jail or work house until he pay secure or work out all of said fine & costs

State of Tennessee

vs,

Carrying a pistol,

Mack Standridge

In this case comes the Attorney General for the State, and the defendant in person, and plead guilty as charged. Thereupon the court assess the penalty and say he shall pay a fine of fifty dollars together with all the costs, for which let execution issue, and in the event of his failure to pay or secure all of said fine and costs he will confined in County until he pay secure or workout all of said fine and costs,

State of Tennessee

vs.

Profanity

Mack Strandridged

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

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

Minutes Circuit Court Humphreys County, December Term 16th, day of December 1929

State of Tennessee
vs. Forgery
J.A. Tomlinson,)

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

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys
County, Tennessee, L.S. Winters, Dock Hamilton, J.C. Hooper, Eli Hooper, J.F. Hooper, J.L.
Sharpe, Howard Hatcher, Noah Hooper, John Hatcher, A.S.J. Curtis J.A. Bowman, and W.F. Rice

who being duly elected tried and sworn according to law and being in charge of their sworn
~~executing~~ officers, C.N. Simpson, and Jue ~~Traylor~~ Traylor, who had previously been
legally sworn to attend them, after hearing all the proof, argument of counsel and the
charge of the Court and not having time to consider of their verdict, said jury was respited
by the court until tomorrow morning at 9:00 o'clock and said jury retired in charge of their
sworn officers aforesaid,

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

J.A. Tomlinson
Judge

11CAY

Minutes Circuit Court., Humphreys County, December Term 17th, day of December 1929

COURT MET PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING THE HON. J.D.G. MORTON JUDGE ETC.
State vs. Will Hegin et al.
In this cause comes the Attorney General Pro Tem for the State and the defendants in person
and by Attorneys ~~xxxxxx~~ ~~xxxxxx~~, who being duly charged and arraigned on said
indictment pleads not guilty. Thereupon to try the issues joined, came a jury of good and
lawful men of Humphreys County, to wit: A.V. Anderson, J.A. Bowman, J.C. Hooper, Eli Hooper
J.F. Hooper, J.L. Sharpe, Howard Hatcher, Noah Hooper, E.L. Duncan, A.S.J. Curtis, Dock
Hamilton J.R. Fields who being duly elected, tried and sworn according to law, after hearing
all the proof, argument of counsel, and the charge of the court, upon their oath do say that
they find the defendant Mary Hegin guilty of possessing intoxicating liquor and charged in
the indictment and fix and assess her fine at the sum of One hundred dollars, and the costs
of this cause.

It is therefore ordered, adjudged and decreed by the court, that for the offense as found by
jury, the defendant Mary Hegin, pay a fine of ^{or secure} One Hundred Dollars and the costs of this
cause for which let execution ~~issue~~ issue, and in the event of her failure to pay or secure
the same she will be confined in the county jail or workhouse until the same is paid, secured
or worked out. and the case is nollied as to the defendant Will Hegin,

IN RE
vs.) Circuit Court, Humphreys County, Tennessee December Term 1929
Gen. Jno. B. Bowman)

In the above styled cause, this day heard by the court without the
intervention of a jury, upon the whole record, and after argument of counsel, It is the opin-
ion of the court, the bar and the court officials ~~are~~ concurring. That The said, General,
Jno. B. Bowman, has for a long term of years been an official of this court, and also has
been the Attorney General of the Ninth Judicial circuit of Tennessee, and has performed the
duties thereof with dignity and ability, and fidelity and with true regards to the duties of
such office, and with great success, and has gained the esteem ^{and} of highest respect of the
court, the members of the bar, and the court officials, ^{and} that at this time he is confined to
~~xxxxxxx~~ sanatorium in the state of Texas, recuperating and trying to regain his health
which has been impaired in the discharge of the duties of his ^{said} official position, and in his
efforts to perform the duties of such office, which he did with unusual success,

It is therefore considered by the court, the bar and official concurring that our high esteem
best regards, and most sincere wishes, are hereby extended to him, with the hope that that
he may speedily recover his health and be back among us at an early date, and ~~xxxxxxx~~
wishing him as hopeful and as a merry Christmas, as possible, and that the New Year will
bring him ^{to} renewed hope and ~~xxxxxxx~~ recovery of his health, and all happiness
possible, much prosperity and along life.

Further
It is ~~therefore~~ considered that in the appointment of Gen. Howell, to carry on the duties
of his office, Gen. Bowman, has made a happy selection, and that Gen Howell is discharging the
duties of said office successfully, faithfully and with ability.

State of Tennessee
vs.) Larcey,
Edward Osborne col)

In this cause comes the Attorney General for the State and upon recommendation
of the Attorney General, a nolleprosequi is entered in this cause upon the defendant securing
or paying the costs for which let execution ~~issue~~ issue,
then came into open court Millie Osborne and J.F. Arch Jr, and paid to the clerk of this
court all of the costs in this case,

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

State of Tennessee
vs. Drunkenness
D.T. Gould

In this case came the Attorney General for the state, and the defendant in person, and plead guilty as charged, whereupon the court assess the penalty and say he shall pay or secure a fine of five dollars together with all the costs then came into open court the defendant and paid to the clerk of this court all of said fine and costs,

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

State of Tennessee
vs. B.D.
B.L. Dowdy

In this cause comes the Attorney General pro tem for the State, and the defendant in person, who being duly charged and arraigned on said indictment, pleads guilty.

Thereupon to try the issues joined, came a jury of good and lawful men of Humphreys County, to wit: Noah Hooper, Ernest Duncan, J.C. Hooper, Dock Hamilton, J.R. Fields, J.L. Sharpe, Hugh Cannon, Eli Hooper, J.A. Lehman, Howard Hatcher, A.S.J. Curtis, J.F. Hooper,

who being duly elected, tried, and sworn, according to law, after hearing all the proof, argument of counsel and the charge of the court, upon their oath do say that they find the defendant guilty of possessing ~~intoxicating~~ intoxicating liquor as charged in the indictment and fix and assess his fine at the sum of One Hundred Dollars,

It is therefore ordered, adjudged and decreed by the court that for the offense as found by the jury, the defendant pay or secure a fine of One Hundred Dollars and the cost of this case for which let execution issue, and in the event of his failure to pay or secure the same he will be confined in the county jail or work house until the same is paid secured or worked,

State of Tennessee,
vs. Forfeiture on bond.
B.L. Dowdy

Came the defendants in their own proper person, and by attorneys, and the Attorney General for the State, when this case came to be and was heard by the court upon the Scire Facias, return of the Sheriff thereon, the answer of the defendants, and motion of defendants to set aside the forfeiture interagainst them, when the court after hearing and fully understanding the same is pleased, and does set said forfeiture entered at the August Term of the court 1929 aside and adjudges the cost of the forfeiture against defendants,

It is therefore considered by the court that the forfeiture taken and entered against defendants be and the same is set aside at the defendants cost, and that the state of Tennessee recover of the defendants all the cost accruing by reason of the taking and setting aside said forfeiture, for which let execution issue.

State of Tennessee
vs. Driving car without license
L. Hurman Forester

In this case came the Attorney General pro tem, for the state and the defendant in person and plead guilty as charged, whereupon the court assess the penalty and say he shall pay or secure a fine of five dollars together with all the cost of this case then came into open court the defendant and paid to the clerk of this court all of the said fine and costs,

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

State of Tennessee
vs. B.D.
Willie Donald Col

In this cause comes the Attorney General pro tem for the State and the defendant in person, who being duly charged and arraigned on said indictment, pleads guilty. Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County Tennessee, to wit: Noah Hooper Ernest Duncan, J.C. Hooper Dock Hamilton, J.R. Fields, J.L. Sharpe Hugh Cannon Eli Hooper J.A. Lehman Howard Hatcher, A.S.J. Curtis J.F. Hooper

who being duly elected, tried and sworn according to law, after hearing all the Proof, argument of counsel and the charge of the court, upon their oath do say that they find the defendant guilty of possessing intoxicating liquor as charged in the indictment and fix and assess his fine at the sum of one hundred dollars, It is therefore ordered, adjudged and decreed by the court that for the offense as found by the jury the defendant pay or secure a fine ~~same~~ of One Hundred Dollars and the costs of this cause for which let execution issue, then came into open court Chas C. Aston, and acknowledge himself as surety for all of said fine and costs,

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

State of Tennessee
vs. B.D.
W.P. Jenkins

In this cause comes the Attorney General pro tem for the State and the defendant in person, who being duly charged and arraigned on said indictment, pleads guilty. Thereupon to try the issues joined, came a jury of good and lawful men of Humphreys County Tennessee, to wit: Noah Hooper, Ernest Duncan, J.C. Hooper, Dock Hamilton, J.R. Fields, J.L. Sharpe Hugh Cannon, Eli Hooper, J.A. Lehman, Howard Hatcher, A.S.J. Curtis, J.F. Hooper

who being duly elected, tried and sworn according to law, after hearing all the Proof, argument of counsel and the charge of the court, upon their oath do say that find the defendant guilty of possessing intoxicating liquor as charged in the indictment and fix and assess his fine at the sum of One Hundred Dollars.

It is therefore ordered adjudged and decreed by the court that for the offense as found by the jury the defendant pay or secure a fine of One Hundred Dollars and the costs of this cause for which let execution issue, and in the event of his failure to pay or secure said fine and costs he will be confined in the County, jail or workhouse until the same is paid secured or worked out.

Joe Pierce
vs. Petition for divorce,
Leola Pierce

This cause came on to be heard on this the 12, day of December 1929, before Judge, J.D.G. Morton, upon the petition of complainant, Joe Pierce the proconfesso entered against the defendant against the defendant and the oral testimony of witnesses examined in open Court. And it satisfactorily appeared to the Court from the sworn petition and all the proof that the facts charged are true, that defendant committed adultery, with one Walter Harris, after her marriage to the complainant, and before the filing of petition as charged, that the defendant is an immoral and reckless woman, frequently drinking intoxicating liquors to an excess and finally deserted ~~xxx~~ petitioner and her children and left the state with one Peyton Phy for parts unknown to petitioner that petitioner gave the defendant no cause or just excuse for her misconduct, and has not condoned the same. It is therefore ordered, adjudged and decreed by the court, that the bonds of matrimony subsisting between petitioner and defendant be absolutely and forever dissolved and that petitioner be vested with all the

rights and privileges of an unmarried man,

That the exclusive right custody of the three infant children of the parties be and is committed, to the petitioner.

It is further ordered adjudged and decreed by the court, that petitioner, Joe Pierce and his sureties A.G. Farrar, J.C. Edwards and C.L. Wall pay the costs in this case for which let execution issue.

State of Tennessee
vs.
Joe Franklin

In this case came the Attorney General for the State, and the defendant in person, and by attorney, and upon motion of the defendant by his attorney, this indictment is quashed, and the defendant released, without day, It is therefore ordered adjudged and decreed by the court the defendant go hence without day.

State of Tennessee
vs.
Joe Franklin

In this 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 released and go hence without day.

Robert H. Baker Com.
vs.
Lum Bagwell et al

Upon of the defendant by his attorneys, Morris and Simpson, the defendant is allowed ten day from the adjournment of this court in which to file his answer to the petition filed against him in the case.

State of Tennessee,
vs.
Elmer Adams et al,

In this case comes the defendant Elmer Adams, and the Attorney General pro tem for the state, and by consent of the defendant Elmer Adams, and upon recommendation of the Attorney General, for the State, this suit is dismissed upon payment, of the costs, of the case of the defendant, Elmer Adams.

It is therefore ordered by the Court, that the defendant Elmer Adams, will pay the costs of the case against him, or will pay or secure, so that further orders may be made in the case by the court, and until said costs against the defendant Elmer Adams, are paid or secured, he is ordered into the custody of the Sheriff, the so orders.

And it appearing to the court, that the defendant George Lewis, has never been arrested in the case, it is therefore ordered as to her, that the case be dismissed. The Court so orders

State of Tennessee
vs.
J.A. Tomlinson

In this cause comes again the Attorney General pro tem, for the state and the defendant in person and by attorney, when the jury heretofore selected and sworn in the cause to wit: L/S. Winters Dock Hamilton, J.C. Hooper, Eli Hooper, J.F. Hooper, J.L. Sharpe Howard Hatcher, Noel Hooper, John Hatcher, A.S. Curtis, J.A. Lehman, and W.P. Rice having returned into open court in charge of their sworn officers C.N. Simpson and Joe Traylor and having resumed consideration of this cause, upon their oath do say that they find the defendant guilty of of forgery as charged in the indictment and assess and his punishment at a term of three years in the penitentiary.

Whereupon the defendant gave notice of a motion for a new trial and this cause is passed pending the filing and hearing of said motion the defendant will remain on his present bond until the hearing of the motion for new trial.

State of Tennessee
vs.
Tomlinson

In this cause comes the Attorney pro tem for the state and the defendant in person and by attorney, when the motion for a new trial heretofore filed in the cause comes to be heard by the court, and which motion is as follows:

MOTION

State of Tennessee
vs.
J.A. Tomlinson

In this cause comes the defendant J.A. Tomlinson, and moves the court for a new trial, and for grounds of his motion he says.

I

That the evidence in this case fails to show the guilt of the defendant beyond a reasonable doubt. The circumstances, statements and understanding of the parties before, and at the time of the execution of the note in question were known only by the accused and Mrs.

Whitfield payee of the note, and witness R.S. Hall. The witness Mrs. Whitfield is wholly without corroboration, while witness and defendant Tomlinson, is ably corroborated by witness Hall, a wholly disinterested witness, and who in no way is impeached by cross-examination or otherwise. The only circumstance to the discredit of defendant is that of interest, and he is shown by the proof to be a man of such age, and a life of such character, for truth veracity and integrity, as to wholly overcome any discredit because of interest.

2.

The Court erred in permitting witness Dr. J.J. Teas and Mrs. Arbie Whitfield in prosecution to testify, over the objections of defendant that the defendant passed the note in question, received, thereon, the sum of \$1,000.00

The indictment only charges the offense of forgery. This was proof of uttering a forged instrument. There is no count in the indictment charging the uttering of a forged instrument, which is a separate, distinct and substantive offense.

Such proof was in no way necessary or pertinent upon the trial for alleged forgery. Proof of a forgery in a pro per case carries the statutory penalty, without a count in the indictment charging the uttering of the forged instrument, or proof that it was passed.

The Court erred in charging the theory of the plaintiff as follows:

The insistence of the State in this case is that in Humphreys County, Tenn. on August 12th, the defendant borrowed \$1,000.00 from Mrs. Arbie Whitfield, and in order to borrow said money, he executed his note for the sum of \$1080.00 as set in the indictment, and signed C.D. Askew's name to said note, at the time representing to Mrs. Whitfield that he had

authority to sign C.D. Askew's name to said note from C.D. Askew, that as a matter of fact he did not have such authority and that at that time or place the defendant did fraudulently signed C.D. Askew's name to said note, for the purpose and with the intent to defraud Mrs. "Whitfield"

And erred in charging that if this theory or insistence of the state was true that the jury should find the defendant guilty.

The proof for the state as to the specific charge of forgery was that the note in question was signed by the defendant in the presence of the payee, Mrs. Whitfield, and that the defendant then and there stated that he was authorized to affix to the note the signature of C.D. Askew.

Taken in its strongest light the payee of the note was not deceived in any way by the instrument. She was deceived if at all, by the statement of the defendant, She knew Askew had not signed the note. She knew that his name was affixed by defendant in her presence. This is not a forgery, but is a common law offense of a cheat, a statutory offense of false pretense, to wit: The obtaining of property or any thing of value by a false pretense, a token or counterfeit, letter. At common law such a circumstance is further denominated a larceny, as the obtaining of a thing of value by trick, artifice or device.

4th,

The Court erred in giving the charge to the jury Defendants special request, as follows, "If you find gentlemen of the jury, that the note in question was signed in the presence of the payee, and she knew at the time that the name of C.D. Askew was signed by J.A. Tomlinson, the offense would not be forgery, and your verdict should be for the defendant"

5th,

The verdict of the jury is not a legally competent verdict, The verdict being, "We find the defendant guilty, and affix his punishment at the minimum"

It is respectfully submitted that in this cause it was the duty of the jury to determine a verdict, if against the defendant affixing his punishment with precision and certainty a verdict that upon its face would be capable of full and complete construction as to its meaning, and without reference to even the record, as to just what it was, and leaving nothing for the court to supply in its judgment on said verdict.

6th,

The preponderance of the evidence introduced in the case is against the verdict of the jury, and in favor of the innocence of the defendant.

In addition to the weight of testimony heretofore referred to under the first ground of this motion, it is called to the attention of the court, that Mrs. Arbie Whitfield, payee of the note in question, was guilty of such want of care and caution as to preclude a right to prosecute in this case.

The alleged written authority of the defendant Tomlinson, to affix the signature of C.D. Askew to the note in question as insisted by the state was in the hands of Kenneth Exum cashier of the Farmers & Merchants Bank at Warley, which is next door to the Drug Store in which the note was executed. He was well known to the payee of the note, and it represented a small if any inconvenience to her to ascertain from said Kenneth Exum, the exact purpose of said authority, of the defendant Tomlinson, to affix the signature of C.D. Askew, to this or other notes, xxx

For the foregoing reasons this defendant insists that the verdict in this cause be set aside and that he should be granted a new trial.

Dated this the 17th. day of December 1929.

MORRIS & SIMSON
Attorneys for Def't.

HOWARD E. BROWN.

and the same being heard by the Court it is in all things overruled, to which action of the Court the defendant excepts.

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

Thereupon the defendant moved in arrest of judgment which motion is likewise overruled by the court, and to which action of the court the defendant excepts,

Therefore the defendant prayed an appeal to the Supreme Court at Nashville Tennessee, 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 an appeal bond as required by law in the sum of one thousand Dollars for his appearance before the Supreme Court at Nashville Tennessee and in the event of his failure he will be held in the custody of the Sheriff of Humphreys County, Tennessee, to await the action of the Court.

State of Tennessee,

vs,) Possessing liquor

Jimmie Dunn)

In this cause comes again the Attorney General pro tem for the state and the defendant in person and by attorney, when the motion for a new trial heretofore filed in this case came on to be heard by the court and which motion is as follows,

STATE OF TENNESSEE

VS.) CIRCUIT COURT DECEMBER TERM 1929 HUMPHREYS COUNTY TENNESSEE.

JIMMIE DUNN)

MOTION FOR A NEW TRIAL

THE DEFENDANT MOVES THE COURT FOR A NEW TRIAL IN THIS CASE AND IN SUPPORT OF HIS MOTION ASSIGNS THE FOLLOWING REASONS Grounds

I

BECAUSE, the preponderance or weight of evidence is against the verdict of the jury, and in favor of the innocence of the defendant

II

BECAUSE, there is no material and substantial evidence to sustain the verdict of the jury, that the defendant is guilty as charged in the indictment,

III.

BECAUSE, the verdict of the jury was based on mistaken evidence of identification of the defendant the preponderance of the evidence, being in favor of the defendant on the question of identification, the weight of the evidence showing that the defendant was at the time that he was claimed to have been seen with liquor, dressed in a blue suit of overalls and jumper, instead of white overalls or union suit

IV.

BECAUSE the court incorrectly charged the law, and failed to charge the whole law, with reference to alibis, on behalf of defendant

And the same being heard by the Court is in all things overruled to which action of the Court the defendant excepts

It is therefore ordered adjudged, and decreed by the court, that for the offense, as found by the jury, the defendant pay or secure a fine of One Hundred Dollars, and that the defendant be confined in the County Jail or workhouse for a period of four months, and the defendant pay the costs of this case, for which let execution issue, and in the event of his failure to pay or secure the one hundred dollars fine and cost he will be taken in custody by the sheriff of Humphreys County, Tennessee, by and by him confined in the county jail or workhouse, until the same is paid or secured or worked out.

Thereupon the defendant moved in arrest of judgment, which motion is likewise overruled by the court, and to which action of the court the defendant excepts,

Thereupon the defendant prayed, an appeal to the ~~xxx~~ Supreme Court at Nashville, Tennessee, which appealed is granted, and the defendant is allowed thirty days in which to prepare and file his bill of exceptions.

The defendant will execute an appearance bond as required by law, in the sum of One Thousand dollars, for his appearance before the Supreme Court at Nashville, and the next event of his failure, he will be held in the custody of the Sheriff, of Humphreys County Tennessee, to await the orders of the court.

State of Tennessee
vs.
Clarence Nichols, } B.D.

In this cause comes the Attorney General ^{pro tem} for the state and the defendant in person, and by attorney, who being duly charged and arraigned on said indictment plead guilty. Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, to wit: Noah Hooper, Ernest Duncan, J.C. Hooper, Dock Hamilton, J.R. Fields, J.L. Sharpe, Hugh Cannon, Eli Hooper, J. M. Lehman, Howard Hatcher, A.S.J. Curtis, and J.F. Hooper, who being duly elected, tried and sworn according ~~xxx~~ to law, after hearing all the proof argument of counsel and the charge of the court, upon their oath do say that they find the defendant guilty of possessing ~~xxx~~ intoxicating liquor as charged in the indictment and fix and assess his fine at the sum of One Hundred Dollars.

It is therefore ordered, adjudged and decreed by the court that for the offense as found by the jury, the defendant pay or secure a fine of One Hundred Dollars and the costs of this cause for which let execution issue, and in the event of his failure to pay or secure the same he will be confined in the county jail or workhouse until the same is paid secured or worked out.

This day came into open Court Mrs. T. C. Bryant and present and read in open court, her account against the State of Tennessee, for boarding the juries in cases of State of Tennessee vs. J.A. Tomlinson \$21.00 Tom Bass \$49.00, M.L. Moran, \$35.00, and the total is \$105.00 which is allowed by the court, and ordered paid out of the Treasury of the State, of Tennessee, and that the Clerk of this court makeout and certify the same to the Comptroller for payment as the law directs,

State of Tennessee
vs. } Motion to retaxed cost,
Jim Webb, } House breaking and Larceny,

In this case came the Attorney General for the state, and it appearing to Court from the return of ~~xxx~~ 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 cost accrued upon the part of the state, be allowed and ordered paid out of the State Treasury, and that the clerk of this court makeout and certify the same to the Comptroller for payment as the law directs.

State of Tennessee
vs. } Motion to retax costs,
Jim Webb, } Larceny

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

State of Tennessee
vs. } Motion to retax cost,
Half Johnson and } Larceny
Grady Hoyle }

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 court against the estate of the defendant for the costs of this suit, that the defendant is wholly insolvent unable to pay the costs of this suit or any part thereof,

So it is therefore ordered adjudged and decreed by the court that the costs accrued upon the State be allowed and is ordered ~~xxx~~ paid out of the State Treasury, and that the clerk of this court make out and certify the same the Comptroller of the State of payment as the law directs.

State of Tennessee
vs. } Motion to retax cost
Theodocia Spicer } B.D.

In this case came the Attorney General ~~xxxxx~~ for the state, and it appearing to the court, from ~~of~~ the return of the sheriff upon an execution issued to him by the clerk of this court against the estate of the defendant for the costs of this suit that the defendant is wholly insolvent unable to pay the costs of this suit or any part thereof. So it is therefore ordered adjudged and decreed by the court that the costs 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 directs,

State of Tennessee
vs. } Motion to retax cost
Jimmie Webb, } Drunkenness

In this case came the Attorney, for the State, and it appearing to the court from the return of the Sheriff, upon an execution issued to him by the clerk of this court against the estate of the defendant for the cost 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 cost accrued upon the part of the state be allowed and ordered paid out of the county Treasury, and that the clerk of this court makeout and certify the same the County Judge for payment as the law directs,

State of Tennessee
vs. } Motion to retax cost,
Will Voluntine } B.D.

In this case came the Attorney General for the state, and it appearing to the Court, from ~~the~~ the return of the sheriff upon an execution issued to him by the clerk of this court against the estate of the defendant for the costs of this suit, that the defendant is wholly insolvent unable to pay the cost of this suit, or any part thereof. So it is therefore ordered adjudged and decreed by the court, that the cost 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 directs,

State of Tennessee
vs.
John Diviney

Motion to retax cost,
B.D.

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

State of Tennessee
vs.
Tom Bass

In this cause comes again the Attorney General for the State and the defendant in person and by attorney, when the motion for a new trial heretofore filed in this cause came on to be heard by the court, and which motion is as follows:

State of Tennessee
vs.
Tom Bass

1st Circuit Court, December term 1929, Waverly Humphreys County
Tennessee
Homicide,

MOTION FOR NEW TRIAL

The defendant moves the court for a new trial in this case and in support of his motion assigns the following grounds

I.

Because, the preponderance of the evidence is against the verdict of the jury, of murder in the first degree, and the weight of the evidence preponderates in favor of murder in the second degree, if the defendant is guilty of an offense,

II.

BECAUSE, there is no substantial evidence to support the verdict of murder in the first degree, no proof, showing malice deliberation, premeditation, or design to kill, and the preponderance of the evidence is against, malice deliberation, premeditation or design to kill.

The proof clearly preponderates, in favor of the defendant, that the time of killing, he was drunk, to such an extent and was incapable of forming a design, premeditation or deliberation, which fact was clearly shown by all the State witnesses and the defendant himself, Tamm.

III.

BECAUSE, the honorable court charged on the question of drunkenness as follows:

Upon the proposition drunkenness, I charge you gentlemen, that voluntarily drunkenness, or intoxication, however complete in the intoxication may be, does not justify, excuse or even mitigate an offense, and even though complete drunkenness is shown, it will not necessarily reduce killing from murder to manslaughter- but drunkenness if shown, may be looked to in determining whether or not, there was that premeditation, which was necessary in order to make a crime murder in the first degree, as I have explained to you heretofore, in order to convict of murder in the first degree, there must be, premeditation, that is there must be cool design to kill formed in the mind before the killing. Of course if the mind so stupefied by intoxication, as to be incapable of forming any design, there can be no premeditation- and if complete intoxication, and complete loss of memory, on account of intoxication, is shown, the offense can not be murder in the first degree. But if only partial intoxication is shown, so that the mind is capable of reasoning, and of forming a design- such partial intoxication, will not necessarily, prevent premeditation- but even though the intoxication is not so complete as to exclude the forming

of a design, intoxication, and the state of mind produced by intoxication, may be taken into account by you, together with all the other facts in determining whether the purpose to kill was formed, coolly or deliberately, or whether it was the result of passion aroused in the mind so intoxicated- and if you find by use of intoxication a passion was aroused without adequate provocation to a sober person, and intent to kill was the result of his drunken passion, the offense would be reduced from murder in the first degree to murder in the second degree, this is the question for you determine from the proof, as are the other facts. That is gentlemen, if not- withstanding, the intoxication of defendant was such that he premeditatedly, coolly and deliberately and maliciously determined to kill the deceased did kill her pursuant to such determination, the offense would murder in the first degree. But even though the killing was without provocation, and was willfully and malicious, but on account of drunkenness, the mind was incapable, of forming a cool design- then the offense would be reduced from murder in the first degree to murder in the second degree. And even though the mind was not incapable of forming any design, by reason of intoxication passion was aroused, without adequate, provocation, and the killing was done under the influence of this passion, so there could be no cool deliberation, the offense would be reduced to murder in the second degree. Intoxication however complete as I have already charged does not justify, palliate, nor excuse any crime, but may be looked to as I have charged you in determining whether an offense was murder in the first degree, or murder in the second degree.

Which charge is so worded on the question of drunkenness, that the jury was in capable of comprehending its meaning, and thereby prejudice against the defendant in rendering a verdict of murder in the first degree,

IV.

BECAUSE, the Hon. COURT, refused to permit the defendant to prove the dying declaration, of the deceased as to how the killing occurred; which were offered by the defendant upon the trial of the case by witnesses of the state as follows, -

Dr. Wall a witness for the State, was asked upon cross examination

" Did you see Mrs Bass before her death, and examine her wounds?

" I did and found her fatally shot, and she was conscious, in her presence, I told her husband the defendant, that she was fatally shot, I asked her how it happened, she replied-

if I get to feeling better I will tell you all about it.

Jno. Bass, the father of the defendant and a witness for him, was introduced, and allowed to state, that sometime after the shooting he went to see his daughter-in-law, when he went in he went to her bed, he spoke to her and she seemed to be conscious, and she said I am pretty near gone. Pa, I said did he you accidentally, when the state objected, which objection was sustained by the court, and the exception to the action of the court, thereon made by the made by the defendant, and upon retirement of the jury, the witness stated, "that he shot her accidentally, the witness then asked her," then he did not shoot you on purpose did he, and she said no sir," Mrs. Diviney, a witness for the defendant stated that the shooting occurred about 1 o'clock in the day. She was conscious when her father-in-law came to her, I was standing near her bed. And heard what she said to her father-in-law, Jno. Bass, He asked, her, how are you feeling, she said I am pretty near gone, Pa.

The jury was then excused, and the witness stated that Tom shot her accidentally, and heard her make that statement several times, before she died. The dying statements of the deceased were not allowed to go into the evidence by the court, as testified to by this witness, to which ruling of the court, the defendant excepted at the time. The court therefore erred in holding that

dying declarations are not admissible in behalf of defendant but only in behalf of the prosecution, in cases of homicide where the defendant is accused of murdering, the declarant, and the declaration would exculpate the defendant.

IN RE

BECAUSE, the preponderance of the evidence, is against the verdict of the jury: That the verdict of the jury predicated upon the testimony of the states witness, Mrs "Okie Howe, who claimed to be an eye witness, and that by this same witness, and ~~next~~ by practically every other witness who testified in the case it was shown that the defendant was very drunk and that the jury being advised by emotion, sentiment, prejudice, and ~~under the law~~ guided by law, if the defendant was guilty of any offense, the defendant could only ~~be~~ be guilty of murder in the second degree, as overwhelmingly shown by the testimony in the case coming from both the state and the defense,

VI.

BECAUSE, the court failed to charge the whole law with reference to intoxication of the accused in the case of homicide at the ^{time of the} killing,

VII.

BECAUSE

the testimony produced upon the trial of this cause failed to show any motive upon the part of the defendant for the killing and certainly none upon which the jury could base a verdict of murder in the first degree and because ^{no} malice either expressed or implied was shown upon the trial of this cause.

The defendant therefore insists for the above reasons that the verdict of the jury should be ^{him} set aside and a new trial granted in this cause,

MORRIS & SIMPSON.

Attys for Deft.

And the same being heard by the Court it is in all things overruled, to which action of the court the defendant excepts. It is therefore ordered, adjudged and decreed by the court that for the offense as found by the jury the defendant be confined in the state penitentiary at Nashville Tennessee at hard labor for a period of Ninety Nine years and he pay the costs of this cause for which let execution issue.

Thereupon the defendant moved in arrest of judgment, which motion is likewise over ruled by the court and to which action of the court the defendant excepts.

Thereupon the defendant prayed an appeal to the Supreme court at Nashville Tennessee, which appeal is granted and the defendant is allowed thirty days in which to perfect and file his bill of exception.

It is ordered by the Court that the defendant be remanded to jail and held in custody of the sheriff of Humphreys County, Tennessee, to await the orders of the Supreme Court at Nashville Tennessee.

State of Tennessee
vs.

Tom Bass } Drunkenness

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

State of Tennessee

vs. ^{Exhibit Page 33} ^{Humphreys Page 45} ~~Exhibit~~ Assault with intent to commit murder in the first degree,
L.J. Cowen col.)

In this cause comes the Attorney General pro tem for the State and the defendant in person and by attorney, who being duly charged and arraigned on said indictment, pleads guilty to ^{voluntary} ~~commit~~ voluntary manslaughter, Thereupon to try the issues joined, came a jury of good and lawful men of Humphreys county to wit: Noah Hooper, Ernest Duncan, J.C. Hooper, Dock Hamilton, J.R. Fields, J.L. Sharpe, Hugh Cannon, Eli Hooper, J.A. Lehman Howard Hatcher, A.S.J. Curtis, and J.F. Hooper, who being elected tried and sworn according to law, after hearing all the proof, argument of counsel and the charge of the court upon their oath do say that they find the defendant guilty of assault to commit voluntary manslaughter, as charged in the indictment, and fix and assess his punishment at six months in the county jail.

It is therefore ordered, adjudged and decreed by the court that for the offense as found by the jury, the defendant be confined in the county jail or workhouse for a period of six months, ~~and that he pay or secure the costs of this case, and in the event of his failure to pay or secure the costs of this case he will be further confined in the county jail or workhouse until he pay secure or workout of said costs.~~ ^{all}

State of Tennessee

vs. Murder

Tom Bass

In this cause comes the defendant in person, and by attorney, in open Court, and states that he does not wish to prosecute his appeal granted in this cause. It is therefore ordered, adjudged and decreed by the court that for the ~~defense~~ as found by the jury the defendant be confined in the penitentiary at Nashville, Tennessee at hard labor for a period of ninety nine years, and that he pay the costs of this cause for which let execution issue.

State of Tennessee

vs. Larceny

Robert Hoffman and

Frank Bate

In this cause comes the Attorney General pro tem for the state and the defendants in person and by attorney, who being duly charged and arraigned on said indictment pleads guilty. Thereupon to try the issues joined, came a jury of good and lawful men of Humphreys County, Tennessee, Noah Hooper, Ernest Duncan, J.C. Hooper, Dock Hamilton, J.R. Fields J.L. Sharpe, Hugh Cannon, Eli Hooper J.A. Lehman, Howard Hatcher, A.S.J. Curtis and J.F. Hooper who being duly elected, tried and sworn according to law, after hearing all the proof, argument of counsel and the charge of the Court, upon their oath do say that they find the defendants ^{of larceny} guilty as charged in the indictment and fix and assess ~~his~~ their punishment at thirty days each in the Humphreys County, ^{jail} or workhouse, and the cost of this cause for which let execution issue.

It is therefore ordered adjudged and decreed by the court that for the offense as found by the jury the defendants be confined in the county jail or workhouse for a period of thirty days and that they pay the cost of this cause, and in the event of their failure to pay or secure said cost they will be further confined in the county jail or workhouse until they pay secure or work out all of said costs.

SHERIFF'S. BOARD BILL DECEMBER TERM 1929.

This day came into Court Walter McNeil Sheriff and Jailer, and present and read his board for boarding prisoners charged with felonies.

State vs. Tom Bass, Nov. 19 Dec. 31 43d, at 75 per ²⁵ 2 turn keys \$2.00 total \$34.25 which amount is allowed by the court and ordered paid, and the clerk of this court make out and certify this same to the Comptroller for payment as the law directs,

STATE OF TENNESSEE

To the Honorable Judge of the circuit court of Humphreys County, holding and presiding at Waverly, Tennessee:

Whereas, in our Supreme Court at Nashville, at its December Term 1929, it was adjudged and ordered in the case Jimmie Dunn, vs. The State appealed to our said Court from said Circuit Court, that the same be remanded thereto for further proceedings and final determination therein.

These are therefore, To require you the said Court as aforesaid, that you proceed with the execution of this judgment of our said Supreme Court, by such further proceedings in your court as shall, effectuate the object of this order to remand, and attain the ends of justice.

Witness David S. Landsden, Clerk of our said Court, at office in Nashville, the first Monday of December, 1929 David S. Landsden, Clerk.

Be it remembered, That at a Supreme Court of errors and appeals, begun and held at the Capital in the city of Nashville, on the first Monday of December 1929 it being the day of December 1929, when the following proceedings were had, to wit:

Jimmie Dunn,
vs.

Humphreys Criminal

The State

Came the plaintiff in error by counsel, and also came the Attorney General on behalf of the State and this cause was heard on the transcript of the record from the Circuit court of Humphreys County, and upon consideration thereof the court is of opinion that there is no reversible error on the record and that the judgment of the Court below should be affirmed, and it is accordingly ordered and adjudged by the Court, it is therefore ordered and adjudged by the Court that the State of Tennessee, recover of Jimmie Dunn, the plaintiff in error, for the use of the County, of Humphreys the sum of \$250.00, the fine assessed against him in the court below, together with the costs of the cause accrued in this court and in the court below, and execution may issue from this court for the cost of the appeal.

It is further ordered by the court that the plaintiff in error be confined in the county jail or workhouse of Humphreys County, subject to the lawful rules and regulations thereof, for a term of 6 months and that after the expiration of the aforesaid term of imprisonment he remain in the custody of the sheriff of Humphreys County, until said fine and costs are paid, secured or worked out as required by law, and this cause is remanded to the Circuit Court of Humphreys County for the execution of this judgment. Office of Clerk of the Supreme Court of the Middle Division of the State of Tennessee.

I, David S. Landsden, Clerk of said Court, do hereby certify that the foregoing is a true, perfect, and complete copy of the judgment of said court, pronounced at its December Term 1929, in the case of Jimmie Dunn, vs. THE STATE, as the same appears of record in my office in testimony where I have hereto set my hand and affixed the seal of the Court at office in the Capital, at Nashville, on this the 3rd. day of Feb, 1930 David S. Landsden Clerk

Court then adjourned until Court in course

Jimmie Dunn
-----Judge

21st day of April
Humphreys County
CAPTION APRIL TERM CIRCUIT COURT A.D. 1930.

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 Tennessee on the 21st. day of April it being the 3rd. Monday in April, and the One Thousand Nine Hundred and Thirtieth year of our Lord, and the One Hundred and fiftieth year of American Independence.

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

Court was opened in due form of law by Walter McNeil Sheriff of Humphreys County, Tenn. and by him was returned in the open court a writ of venire facias showing that the following named persons were appointed by the county Court at its April Term 1930, to appear and to serve as Jurors at this the present term of this court to wit: A.B. Kenney, Loyd Johnson, A.S. Gibbs, Will Latimore/Tom Hatcher, V.A. Rushing, James Crockett J.F. Meredith/Will Box Dave Warren, Lum Johnson Monroe Holland, R.J. Balthrop, A. Hood, J.W. Knight/Dave Wright/Demp Taylor W.C. Kilgore/W.C. Age/Will Willhite, B.T. Puckett, Paul Thornton/Frank Rochell, and Dave Owens, and it appearing to the court that the above named parties were regularly summoned by the sheriff of Humphreys County, and that said parties so summoned appeared and answered said summons except V.A. Rushing, J.N. Fige, Dave Wright, Tom Hatcher, James Crockett, Demp Taylor, Will Box, Frank Rochell, and Will Willhite, who were excused by the Court for various causes, and H.H. Pullen, J.C. James J.M. Pettie, J.L. Carroll, W.C. Cooley Rob, Morgan, G.W. Smith/Wes Cathey, and G.B. Moore, were appointed by the Court to fill said vacancies so appearing, and out of said jurors so summoned and appearing were drawn a Grand Jury to wit: Dave Warren, A.S. Gibbs, A.B. Kenney, B.T. Puckett, R.J. Balthrop, W.C. Kilgore, J.W. Knight, A. Hood, Dave Owens, J.F. Meredith, Monroe Holland and Paul Thornton, and R.H. McKel 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 thier room in charge of their sworn officer J.R. Taylor & Deputy Sheriff of Humphreys County, Tennessee, sworn according to law to attend them in considering indictments and presentments.

ORDER OF APPOINTMENT FOR ATTORNEY GENERAL PRO TEM FOR DECEMBER TERM CIRCUIT COURT AT WAVERLY, TENN..

It appear in the court, which is duly convened, and regularly opened, that the regular Attorney General of the circuit John B. Cowman, is absent and unable to attend court on account of illness, it is therefore ordered by the court that W.C. Howell, a qualified member of the bar, be and he is hereby appointed Attorney General Pro Tem, to serve in the room and stead of the said John B. Cowman Attorney General for and during this term of court. Whereupon the said W.C. Howell appeared in open court and accepted said appointment and was duly sworn according to law as such Attorney General pro tem

Miranda Spicer vs. Pending in the circuit court of Humphreys County, Tennessee Southern Bell Telephone & Telegraph Co, This cause came on to be further heard this 21st day of Apr. 1930 upon the motion of P.L. Harden solicitor for the plaintiff, and documents attached thereto, and upon consideration considering the same, the Court is of the opinion the motion is well taken and should be allowed.

It is therefore ordered that. P.L. Harden, solicitor for plaintiff in this cause be allowed the sum of \$400.00 for his service in the cause.

It is further ordered that a lien be declared upon said fund for the payment of the same

It is further ordered that plaintiff pay cost of this order. It is further ordered that the above fee and his lien heretofore provided for shall in no event affect the right of Miranda Spicer to recover at least 80% of each payment made or provided in the order heretofore made in this case and of record on page 362 of Minute Book 17 and it is further provided that in no event should the fee paid to the attorney be more than 20 % of the amount already paid as compensation in the case it being the intention of this order to limit the fee to \$400.00 in the event of the payment of compensation fee the full 400 weeks, and not to allow any fee in excess of 20 % as allowed by law.

A.J. Sanders
vs.
R.F. Rivernac

This day came the parties and thier attorneys when the issues joined were tried by the court without a jury and the court finds the issues in favor of the defendant

adjudging the funds to belong to Mrs. alma Yates,

and his surety on his appeal bon to wit: C.N. Simpson
It is therefore considered by the court that plaintiff pay the cost of the cause and that said case be dismissed

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

J. B. McNeill Judge.

Court met pursuant to adjournment present and presided the Hon' J.D.G. Norton Judge etc.

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

One against Boyd Slaughter and Walter Bradley, M' liquor etc, subpoena for the state J.R. Traylor, T.G. Ferguson, S.T. Harris Esq and E.B. Bell.

One against Walter Miller Drunkenness, subpoena for the state D.B. McCann, J.R. Traylor and Walter McNeil,

One against Theodora Spicer col, B.D. subpoena for the state J.B. McCann, Walter McNeil S.T. Harris, and Doss Burch

One against Walter Miller B.D. Subpoena for the state D.B. McCann, J.R. Traylor, Walter McNeil and C.N. Simpson

One against Walter Miller Carrying a pistol, subpoena for the state D.B. McCann, J.R. Traylor and Walter McNeil.

One against Josh Howe, B.D. Subpoena for the state Walter McNeil, J.R. Traylor, D.B. McCann and S.T. Harris,

State of Tennessee
vs. B.D.
Arthur Finley

In this case the Grand Jury retruade an indictment marked not a true bill
It is therefore ordered adjudged and decreed by the court that the defendant be discharged,

State of Tennessee
vs.

Frank Bates Robert Hoffman,
Ernest Smith, and Walter Miller,

In this case the Grand Jury return an indictment marked not a true bill
It is therefore ordered by the court that the defendants be discharged,

~~One against Willie Turner reeking in an office, subpoena for the state J.R. Traylor, T.G. Ferguson, S.T. Harris Esq and E.B. Bell.~~
~~One against Walter Miller B.D. Subpoena for the state D.B. McCann, J.R. Traylor, Walter McNeil and C.N. Simpson~~

State of Tennessee
vs. Drunkenness
Boyd Williams and
Guy Hensley,

In this case came the Attorney General for the State and the defendants in person, and plead guilty as charged. Thereupon upon the court assess the penalty and say they shall pay a fine of five dollars each to gether with all the costs, then came into open court the defendants and paid the clerk of this court all of said fines and costs

It is therefore ordered adjudge and decreed by the court, that defendants go hence without day.

State of Tennessee
vs. Drunkenness
Charley Carter

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

State of Tennessee
vs. Gaming
E.T. Crowell

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

Minute Circuit Court, Humphreys County, April term 22nd day of April 1930

State of Tennessee

vs. Drunkenness

Floyd Tibbs

In this case came the Attorney General for the state and the defendant in person and plead guilty as charged. Whereupon the court assess the penalty and say he shall pay a fine of five dollars together with all of the cost, for which let execution issue then came into open court O.P. Lashlee and entered his name as surety for all of said fine and costs,

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

State of Tennessee

vs. B.D.

Leland James

In this case comes the Attorney General, and states to the court that he desired to prosecute this case no further,

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

State of Tennessee

vs. Resisting an officer

Willie Turner

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.

This day the Grand Jury came into open court in a body and present an indictment against Scott Shanks and Claud Shanks for murder, with indictment is in the words and figures as follows, to wit: State of Tennessee, Humphreys County, April Term of the Circuit Court, A.D. 1930. The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn and charged to inquire for the county of Humphreys and state aforesaid, upon their oath aforesaid, present that that Scott Shanks, and Claud Shanks, heretofore, to wit, on the 8th day of April 1930 in the State and County aforesaid, unlawfully, willfully, deliberately, premeditatedly and maliciously made an assault upon the body of one Grady Barham with a shot gun, inflicting deep, dangerous, and mortal wounds, from an account of which he the said Grady Barham died, and so the Grand Jurors aforesaid, upon their oaths aforesaid, present, and say that the said Scott Shanks and Claud Shanks, on the day and year aforesaid, by the means and in the manner aforesaid, and in the State and County aforesaid, unlawfully, feloniously, willfully, deliberately, premeditatedly, and of his malice aforethought, did kill and murder, the Grady Barham, and commit the crime of murder in the first degree, to the evil example of all others likewise offending, and against the peace and dignity of the State. W.C. Howell Attorney General, Pro Tem. April Term 1930, THE STATE vs Scott Shanks and Claud Shanks Murder Bessie Barham Prosecutor subpoena for the state: Bessie Barham Haston Dalton, Paul Westbrook Odie Brown Edna Greenwell Alvie Ham, Lindy Curtis Buddie Williams Edna Green, Marvin Hooper, Norman Greenwell, W.C. Howell Attorney General Pro Tem, with oaths sworn by me to testify before the Grand Jury upon this indictment at Apr. Term 1930. R.H. McKeel Foreman Grand Jury, A TRUE BILL R.H. McKeel Foreman Grand Jury,

Stanley Hassell

vs. Plaintiff In the Circuit Court of Humphreys County,
Jame Sand and Gravel at Waverly, Tennessee,
Company Defendant

It appearing to the Court, as evidenced by the signatures of the respective counsel, of the parties to this action, that the matters in controversy have been compromised and settled it is therefore, ORDERED, ADJUDGED AND DECREED that the plaintiff's suits be and the same is hereby dismissed at the cost of the defendant, for which let fifa issue.

O.A. for entry Shannon and Tubbs, Attorney for plaintiff

Nannie and
attorneys for Defendant

Minutes Circuit Court, Humphreys County, April Term 22nd day of April 1930

State of Tennessee

vs. B.D.

John Chambers

In this case came the Attorney Pro Tem for the state and the defendant in person, who being duly charged and arraigned on said indictment, pleads guilty

Thereupon to try the issues joined, came a jury of good and lawful of Humphreys County, Tenn, to wit: Loyd Johnson Lum Johnson, Will Latimore, H.H. Pullen, J.C. James, J.M. Petty, J.L. Carroll, W.C. Cooley, Bob Morgan, G.W. Smith, Wes Cathey and G.B. Moore, who being duly elected, tried and sworn according to law, after hearing all the proof, argument of counsel and the charge of the court, upon their oath do say that they find the defendant guilty of possessing intoxicating liquor as charged in the indictment and fix and assess his fine at the sum of One Hundred Dollars.

It is therefore ordered, adjudged and decreed by the court that, for the offense as found by the jury, the defendant pay or secure a fine of One Hundred Dollars and the cost of this cause for which let execution issue and in the event of his failure to pay or secure the same he will be confined in the county jail or workhouse until the same is paid, secured or worked out.

State of Tennessee

vs. B.D.

Lillian Durham

In this cause comes the Attorney General pro tem for the state and the defendant in person, who being duly charged and arraigned on said indictment, pleads guilty. Thereupon to try the issues joined, came a jury of good and lawful men of Humphreys County, to wit: Loyd Johnson Lum Johnson, Will Latimore, H.H. Pullen, J.C. James, J.M. Petty, J.L. Carroll, W.C. Cooley, Bob Morgan, G.W. Smith, Wes Cathey and G.B. Moore, who being duly elected, tried and sworn according to law to, after hearing all the proof, argument of counsel and the charge of the court, upon their oath do say that they find the defendant guilty of possessing intoxicating liquors as charged in the indictment and fix and assess her fine at the sum one hundred dollars.

It is therefore ordered, adjudged and decreed by the court that for the offense as found by the jury, the defendant pay or secure a fine of one hundred dollars and the cost of this cause for which let execution issue, and in the event of her failure to pay or secure the same she will be confined in the county jail or workhouse until the same is paid, secured or worked out.

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

207/11/10 Judge

COURT MET PURSUANT 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 indictment against Ernie Medlock, which indictment is in the words and figures following to wit, State of Tennessee, Humphreys County, April Term of Circuit Court A.D. 1930. The Grand Jurors for the state of Tennessee, duly elected, empaneled, sworn and charged to inquire for the body of the county of Humphreys, and state aforesaid, upon their oath aforesaid, present that Ernie Medlock heretofore to wit, on the 20th, day of February 1930, in said County and state, unlawfully and maliciously did injure the ferry boat of C.P. Sanders and maliciously running into same with another boat operated and controlled by him the said Ernie Medlock contrary to the statute and against the peace and dignity of the state, W.C. Howell Attorney General pro tem, April Term 1930 THE STATE vs Ernie Medlock Malicious mischief, C.P. Sanders Prosecutor, subpoena for the state C.P. Sanders Marshall Wright, H.R. Mitchell, Lurton Harrell, witnesses sworn by me on this indictment before the Grand Jury April Term 1930 R.H. McKeel Foreman Grand Jury W.C. Howell Attorney General pro tem, A TRUE BILL R.H. McKeel Foreman Grand Jury

One against Matt Harrell Dukenness, Subpoena for the state G.G. Garner, Chas. Turner, and Vernon Brower.

One against Loyd Fuller Malicious mischief, which indictment is in the words and figures as follows to wit, State of Tennessee, Humphreys County, April Term of Circuit Court A.D. 1930. The Grand Jurors of the State of Tennessee, duly elected, empaneled, sworn and charged to inquire for the body of the county Humphreys, and State aforesaid, upon their oath aforesaid, present that Loyd Fuller heretofore to wit, on the 27th, day of February 1930, in said County and state, unlawfully and maliciously did injure the ferry boat of C.P. Sanders by willfully and maliciously running into same with another boat operated and controlled by him the said Loyd Fuller, contrary to the statute and against the peace and dignity of the state, W.C. Howell, Attorney General pro tem April Term 1930, THE STATE vs Loyd Fuller malicious mischief, C.P. Sanders Prosecutor, subpoena for the state C.P. Sanders Marshall Wright, Abbey Brown, H.R. Mitchell, Lurton Harrell, witnesses sworn by me on this indictment before the Grand Jury April Term 1930 R.H. McKeel Foreman Grand Jury, W.C. Howell Attorney General pro tem, A TRUE BILL, R.H. McKeel Foreman Grand Jury.

One against Dorsey Hedge, malicious mischief, which indictment is in the words and figures as follows, State of Tennessee, Humphreys County, April Term, of Circuit Court, A.D. 1930. The Grand Jurors, for the state of Tennessee, duly elected, empaneled, sworn, and charged to inquire for the body of the county of Humphreys, and State aforesaid, upon their oath aforesaid, present that Dorsey Hedge, heretofore to wit, on the 27th, day of February 1930, on said County and State, unlawfully and maliciously did injure the the ferry boat of C.P. Sanders by willfully and maliciously running into same with another boat operated and controlled by him the said Dorsey Hedge contrary to the statute and against the peace and dignity of state W.C. Howell, Attorney General pro tem, April Term 1930 THE STATE vs Dorsey Hedge Malicious mischief, C.P. Sanders prosecutor subpoena for the state C.P. Sanders Marshall Wright H.R. Mitchell Lurton Harrell, Witnesses sworn by me on this indictment before the Grand Jury April Term 1930, R.H. McKeel Foreman Grand Jury, W.C. Howell Attorney General Pro Tem, A TRUE BILL R.H. McKeel Foreman Grand Jury,

One against W.A. Lawson Malicious mischief, which indictment is in the words and figures as follows: State of Tennessee, Humphreys County, April Term of Circuit Court, A.D. 1930. The Grand Jurors for the State of Tennessee, duly elected, empaneled, sworn, and charged to inquire for the body of the county of Humphreys and state aforesaid, upon their oath aforesaid, present that W.A. Lawson, heretofore to wit, and the 4th, day of March 1930 in said county and state, unlawfully willfully and maliciously did set fire to and burn a fence in said state and county the property of Bessie Burnham contrary to the statute and against the peace and dignity of the state,

April Term 1930 THE STATE vs, W.A. Lawson Malicious mischief, Bessie Burnham Prosecutor subpoena for the state Bessie Burnham S.W. Burnham, John Mathews Ernest Smith, Witnesses sworn by me on this indictment before the Grand Jury April Term 1930 R.H. McKeel Foreman Grand Jury, W.C. Howell Attorney General pro tem, A TRUE BILL R.H. McKeel Foreman Grand Jury, One against Neal Winters, Elvis Crawford, and John Crawford, which indictment is in the words and figures as follows, to wit: State of Tennessee, Humphreys County, April Term A.D. 1930. The Grand Jurors for the State of Tennessee, duly elected empaneled, sworn and charged to inquire for the body of the county of Humphreys, and State aforesaid, upon their oath aforesaid, present that Neal Winters, Elvis Crawford, and John Crawford heretofore to wit, on the 10th, day of September 1929, in said County and state, unlawfully, feloniously and forcibly did break and enter a freight car of the Nashville, Chattanooga & St. Louis Railroad of said state and county with the intent to commit a felony, to wit, a larceny.

And the Grand Jurors aforesaid, upon their oath aforesaid, further present that the said Neal Winters, Elvis Crawford, and John Crawford, on the day and year aforesaid, in the state and county aforesaid, unlawfully, and feloniously, did take, steal and carry away two men's sweaters two women's sweaters, three leather coats, all of the value of thirty-eight dollars and of the goods and chattels of the said Nashville, Chattanooga, & St. Louis Railroad, with intent to deprive it, the said Nashville, Chattanooga, & St. Louis Railroad, the true owner thereof, and convert the same to their own use, contrary to the statute, and against the peace and dignity of the state.

And the Grand Jurors aforesaid, upon their oath aforesaid, do further present that the said Neal Winters, Elvis Crawford and John Crawford of said county, on the day and year aforesaid in the county aforesaid unlawfully and feloniously did receive, buy, conceal, and aid in concealing two men's sweaters, two women's sweaters, three leather coats, all of the value of thirty-eight dollars, the property of the Nashville, Chattanooga & St. Louis Railroad of said county, before then feloniously stolen, taken and carried away by some, to the Grand Jury unknown, they the said Neal Winters, Elvis Crawford, and John Crawford, then and there knowing the said two men's sweaters two women's sweaters, three leather coats to have been feloniously stolen, taken, and carried away, and the the said Neal Winters, Elvis Crawford,

and John Crawford intending then and there fraudulently to deprive the owner thereof contrary to the form of the statute in such cases made and provided, and against the peace and dignity of the state, W.C. Howell Attorney General Pro tem, April Term, 1930 THE STATE vs, Neal Winters, Elvis Crawford, and John Crawford Larceny, J.T. Dunn Prosecutor, subpoena for the state J.T. Dunn, John Crowell Crittenden McCaleb, George Crowell, Witnesses sworn by me on this

indictment before the Grand Jury April Term 1930, R.H. McKeel Foreman Grand Jury, W.C. Howell Attorney General Pro Tem, A TRUE BILL R.H. McKeel Foreman Grand Jury,

State of Tennessee

vs

A. A. Walker, col,

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

State of Tennessee

vs

D. A. O. Gibson

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

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

State of Tennessee

vs

George Crowell

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

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

Minutes Circuit Court, Humphreys County, April Term 23rd, day of April 1930

Report of Grand Jury

We, the members of the Grand Jury at the April Term 1930, of the Circuit Court for Humphreys County, beg leave to submit the following report to your Honor, We have diligently inquired and true presentment made of all offenses given us in charge by your Honor, or otherwise brought to our knowledge.

We have examined the county Jail and Poor House, and find the prisoners and inmates well fed and cared for
We have examined all bonds required to be examined by us and find them properly executed and good and solvent for the several amounts thereof, now having completed our labors we respectfully asked to be discharged for the term, R. H. McKeel Foreman, D. W. Owens P. A. Thornton B. T. Puckett, J. F. Merideth, J. W. Knight, A. S. Gibbs D. L. Warren, R. J. Bakthrop, A. B. Kenney Monroe Halland, W. C. Kilgore, A. HOOD

General Motors Acceptance Corp.

vs.

CIRCUIT COURT WAVERLY TENNESSEE

East End Motor Company, Dave

Littleton, Mgr, S. T. Harris

This cause came on to be heard, and was heard by the court without the intervention of a jury, and it appeared to the court that a compromise agreement had been reached by the parties in said cause, which agreement was in words and figures as follows
General Motors Acceptance Corp.

vs.

East End Motor Company, Dave

Littleton, Mgr, S. T. Harris

Agreement

In this cause which is now pending in Circuit Court at Waverly, Tennessee, by way of compromise the complainant offers and is willing to give the sum of \$70.00 in satisfaction of defendant's claims for repairs to one Pontiac automobile 1929 Model coupe, Motor No, 677985, serial No. 533098, and thereby retained possession of the said automobile, which it now has by virtue of replevin writ in this cause, without further claim on the part of the said defendant. And the defendant accepted said offer of plaintiff, and agree that in consideration of the payment of \$70.00 to them by the plaintiff, they will forever release their claim for repairs, or any other claim which they have on said automobile in this cause, and defendants further agree to pay the costs, and attorneys fees in this case this the 21st, day of April 1930.

General Motors Acceptance Corp.
By, Morris and Simpson
Attorneys for plaintiff
East End Motor Company
By Dave Littleton Mgr

The court therefore makes the agreement between the parties in this case the judgment of the court, and in all things confirms said agreement. It is therefore ordered, adjudged and decreed by the court that the defendant recover of the plaintiff, the General Motors Acceptance Corporation, and their surties, on the replevin bond the sum of \$70.00, it is further ordered, adjudged and decreed by the court that the defendants pay all cost in this case for which execution may issue.

Court then adjourned until tomorrow morning at 9:00 o'clock.

J. G. Morton

Judge

Minutes Circuit Court, Humphreys County, April Term 24th day of April 1930

COURT MET PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING THE HON. J. D. G. MORTON JUDGE ETC.

State of Tennessee

vs.

Scott Shanks and

Claud Shanks

Murder

In this cause comes the Attorney General pro tem for the State and the defendants in person and by attorney, who being duly charged and arraigned on said indictment pleads not guilty, Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, Tennessee Grady Turner, Frank James, C. P. Burchard K. B. Carlew Jess Anderson, S. H. Davis, W. G. Anderson, J. S. Qualls, Landon Pettit T. H. Sourlock, Sam Jones and Jim Drake, who being duly elected tried and sworn according to law and being in charge of their sworn officers, C. A. Simpson and George Wyatt, who had previously been legally sworn to attend them, and the proof not being completed said jury was respited by the court until tomorrow morning at 9:00 o'clock and said jury retired in charge of their sworn officers aforesaid

Court then adjourned until tomorrow morning at 9:00 o'clock.

J. G. Morton

Judge