

COURT THEN MET PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING HON. DANCY FORT, JUDGE. ETC.

State of Tennessee

Vs.

Forfeiture

W. A. Franklin
G. B. Franklin
Lee Crowell, E. L. Gray

Came the Defendants in their own proper person, and by Attorney and the Attorney General for the State, when this cause came on to be and was heard by the Court upon Scire Facias, return of the Sheriff thereon, the answer of the defendant, and motion of the defendants to set aside the forfeiture entered against them, when the Court after hearing and fully understanding the same is pleased, and does set said forfeiture entered at the April term of this Court 1938 aside, and adjudges the cost of the forfeiture against the defendant, ~~W. A. Franklin~~, and his securities namely W. A. Franklin, G. B. Franklin, Lee Crowell, E. L. Gray.

It is therefore considered by the Court that the forfeiture taken and entered against defendant, and his securities being the same set aside at the defendants costs, and that the state of Tennessee recover of the defendant, and his sureties all the cost accruing by reason of the taking and setting aside said forfeiture, for which let execution issue.

State of Tennessee

Vs.

B. D.

W. A. Franklin

In this cause comes the Attorney General 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: W. Anderson, E. W. Cullum, R. D. Bruce, R. W. Harrison, Oda Pinkston, G. V. Laffavor, W. M. Holland, K. R. Smith, W. R. Warden, Floyd Hand, H. L. Packrick, J. H. Peal, 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 costs of this cause for which let execution issue.

In the event of his failure to pay or secure all of said fine and costs he shall be confined in the County Jail or Work House until he pay, secure or work out all of said fine and cost.

State of Tennessee

Vs.
Dap Raney

Permitting Minors to play pool

In this cause came the Attorney General for State and the Defendant in person and by Attorney when upon motion of the Attorney for the Defendant the Court sees fit to nolle said suit upon payment of cost it is therefore ordered adjudged and decreed by the Court that the Defendant pay or secure said cost in this case for which let execution issue. And in the event of his failure to pay all of said cost he shall be confined in the County Jail or work house until he pay or secure all of said cost.

State of Tennessee

Vs.

Carrying Concealed Weapons

Mack Lashlee

In this cause comes the Attorney General for the State, and the Defendant in person pleads guilty as charged in the indictment. Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, Tennessee to wit: W. Anderson, E. W. Cullum, R. D. Bruce, R. W. Harrison, Oda Pinkston, G. V. Laffavor, W. M. Holland, K. R. Smith, W. R. Warden, Floyd Hand, H. L. Packrick, J. H. Peal, who, being duly elected, tried and sworn according to law after hearing all the proof arguments of the Counsel and the charge of the Court, upon their oath do say they find the defendant guilty as charged in the indictment and fix his punishment at Fifty Dollars (\$50.00) and the cost. It is therefore ordered, adjudged, and decreed by the Court that the Defendant pay a fine of (\$50.00) Fifty Dollars together with all the cost of this cause of which let execution issue, and in the event of his failure to pay said fine and cost he shall be confined in the County Jail or workhouse until he pay, secure, or work out all of said fine and cost.

State of Tennessee

Vs.

Trespassing and Removing Timber

Ernest Phillips
~~XXXXXXXXXX~~

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 pleads guilty. Thereupon to try the issues joined came a Jury of good and lawful men of Humphreys County, Tennessee, to wit: W. Anderson, E. W. Cullum, R. D. Bruce, R. W. Harrison, Oda Pinkston, G. V. Laffavor, W. M. Holland, K. R. Smith, W. R. Warden, Floyd Hand, H. L. Packrick, J. H. Peal, who, being duly elected, tried and sworn according to law, after hearing all proof, argument of counsel and the charge of the Court, upon their oath do say that they find the defendant guilty as charged in the indictment and fix and assess his punishment Fifty Dollar Fine (\$50.00) and ninety days in jail. It is therefore ordered, adjudged, and decreed by the Court that for the offense found by the Jury the defendant pay or secure fine of Fifty Dollars (\$50.00) and shall serve a term of ninety days in the County Jail of Humphreys County, Tennessee and pay the cost of this cause for which let execution issue, and in the event of his failure to pay, or secure said fine and cost he shall be confined in the County Jail or the Work House until he pay, secure, or Work out all of said fine and cost for which let execution issue. It is further ordered by the Court that the Fifty Dollar Fine also the Jail Sentence be suspended.

State of Tennessee

Vs.

Trespassing and Removing Timber

Jim Phillips

In this cause came the Attorney General for the state, and the defendant in person and by attorney, who, being duly charged and arraigned on said indictment. After due consideration the Court finds the defendant under sixteen years of age, and was remanded to Juvenile Court.

It is therefore ordered, adjudged and decreed by the court that the ~~that that~~ Clerk of this court make out and certify the papers to the County Judge and the defendant is hereby remanded to the Juvenile Court.

State of Tennessee

Vs.

Robert Draney In this cause came the Attorney General for the State and the Defendant in person and by Attorney, when upon motion of the defendant and sufficient cause being shown the case is ordered continued until the next term of the Court.

State of Tennessee

Vs.

Jake Smith
Herbert Chance

In this cause came the Attorney General for the State and the defendant, Herbert Chance in person and by Attorney, when by agreement the cause is continued as to said Herbert Chance, and as to the defendant Jake Smith an alias capias is ordered issued.

State of Tennessee

Vs.

Junior O'Guinn

In this cause came the Attorney General for the State and the defendant in person and by Attorney when upon motion of the defendant and upon his announcement in open Court that he will enter a plea of guilty at the next term said cause is ordered continued until next term at which time the defendant agrees to plead guilty and pay a fine of five dollars.

State of Tennessee

Vs.

Theodore Spicer

In this cause came the Attorney General for the State and the defendant in person and by attorney, when upon motion of the defendant and sufficient cause being shown said cause is ordered continued until next term of the Court.

State of Tennessee

Vs.

Porter Head

Put on to soon by error
In this cause came the Attorney General for the State and the defendant in person and by Attorney when upon motion of the defendant and sufficient cause shown it is ordered by the Court that said cause be continued until the next term of this Court.

State of Tennessee

Vs.

Assault and Battery

A. G. Allissio

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, 1937, it was adjudged and ordered in the cause A.G. Allissio 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.

THERE ARE, THEREFORE, To require you, the 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 objects of this order to remand, and attain the ends of justice.

WITNESS, David S. Lansden, Clerk of our said Court, at office in Nashville, the first Monday of December, 1937.

SEAL

David S. Lansden, Clerk

STATE OF TENNESSEE

BE IT REMEMBERED, That at a Supreme Court, of Errors and Appeals, begun and held at the Capitol, in the City of Nashville, on the first Monday of December, 192---, it being the-----day of December, 192-----, when the following proceedings were had, to wit:

A.G. Allissio Vs. The State, Humphreys Criminal

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 so ordered and adjudged by the Court.

It is therefore ordered and adjudged by the Court that the State of Tennessee recover of A.G. A. Allissio the plaintiff in error, for the use of the County of Humphreys the sum of \$75.00, 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 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 the Clerk of the Supreme Court of the Middle Division of the State of Tennessee

I, David S. Lansden, Clerk of said Court, do hereby certify that the foregoing is a true, perfect, and complete copy of the judgment of said Court at its December Term 1937, in the case of A.G. Allissio Vs. The State, as the same appears of record in my office.

In testimony whereof I have hereunto set my hand and affixed the seal of the Court at office in the Capitol, at Nashville, on this the 3rd day of May, 1938,

David S. Lansden, Clerk

SEAL

State of Tennessee

Vs.

Public Drunkenness

Porter Head

STATE OF TENNESSEE

To the Honorable Judge of the Circuit Court of Humphreys County, Welding and Presiding at Waverly, Tennessee:

WHEREAS, In our Supreme Court, at Nashville, at its December Term, 1937, it was adjudged and ordered in the cause

Porter Head 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.

THERE, ARE THEREFORE, To require you, the 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 objects of this order to remand, and attain the ends of justice.

WITNESS, DAVID S. LANSDEN, Clerk of our said Court, at office in Nashville, the first Monday of December, 1937.

SEAL

David S. Lansden, Clerk

STATE OF TENNESSEE

BE IT REMEMBERED, That at a Supreme Court of Errors and Appeals, begun and held at the Capitol, in the City of Nashville, on the first Monday of December, 1937--- it being the-----day of December, 1937-----

when the following proceedings were had, to wit:

Porter Head Vs. The State, Humphreys Law

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 reversible error on the record, in that the verdict is not responsive to the indictment.

It is therefore ordered by the Court that the judgment of the Court below be reversed, the verdict of the jury set aside, and the cause remanded to the Court below for a new trial. The County of Humphreys will pay the costs of this appeal, which will be certified to the proper officer of the County for payment in the manner required by law.

Office of the Clerk of the Supreme Court of the Middle Division of the State of Tennessee
I, David S. Lansden, 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, 1937, in the case of Porter Head Vs. The State, as the same appears of record in my office.

In testimony whereof, I have hereto set my hand and affixed the seal of the Court at office in the Capitol, at Nashville, on this the 3rd day of May, 1938.

David S. Lansden, Clerk

SEAL

State of Tennessee

Vs.

Porter Head

In this cause present the Attorney General for the state and the defendant in person and by attorney when upon motion of the defendant and sufficient cause shown it is ordered by the Court that said cause be continued until the next term of this Court.

State of Tennessee

Vs.

Harold Weatherspoon

This cause coming on to be heard present the Attorney General for the State and the defendant in person and by attorney when upon motion of the defendant and sufficient cause shown it is ordered by the Court that this cause be continued until the next term of this Court.

State of Tennessee

Vs.

Arthur Baker,
Shell Davis
Robert Jones.

This cause coming on to be heard present the Attorney General for THE State when upon motion of the defendant and sufficient cause being shown it is ordered by the Court that this cause be continued until next term.

State of Tennessee

Vs.

Clarence Ellison

This cause coming on to be heard present the Attorney General for the State when upon motion of the defendant and good cause being shown it is ordered by the Court that said cause be continued until next term of this Court.

State of Tennessee

Vs.

Willie D. Whitney
John Walker
Homer Moody

This cause coming on to be heard and upon motion of the Attorney General for the state is is ordered by the Court that an alias issue as to said defendants, John Walker and Homer Moody and continued as to Willie D. Whitney.

State of Tennessee

Vs.

Bill Lane

Larceny

This cause coming on to be heard present the Attorney General for the State and the defendant in person when upon motion the cause is continued by consent of the parties thereto.

State of Tennessee

Vs.

Hugh Nichol

Age of Consent

This cause coming on to be heard present the Attorney General for the State and the defendant in person and by Attorney when upon agreement of all parties it is ordered by the Court that said cause be continued until next term of this Court,

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

David S. Lansden, JUDGE

COURT MET PURSUANT TO ADJOURNMENT, PRESENT AND PRESIDING, THE HONORABLE DANCEY FORT, JUDGE, ETC.

State of Tennessee
Vs. Larceny
Millard Clayborn

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 to a trespass.

Thereupon comes a jury of good and lawful men of Humphreys County, Tennessee, to wit: W. Anderson, E.W. Cullum, R.D. Bruce, R. W. Harrison, Oda Pinkerton, G.V. Lafavor, W. M. Holland, K. R. Smith, W. R. Warden, Floyd Hand, H. L. Patrick, and J.H. Peal, who, being duly selected, 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 a trespass as charged in the indictment and assess and fix his punishment at ten days 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 taken in custody by the Sheriff of Humphreys County, Tennessee, and by him confined in the jail of Humphreys County, Tenn., for a period of ten days and that he pay the costs of this cause for which let execution issue and in the event he fails to pay or secure said costs he will be taken in custody by the Sheriff of said county and by him confined in the jail until said costs are paid, secured or worked out. The Jail sentence of ten days will be suspended during good behavior.

State of Tennessee
Vs. Drunkenness
Johnnie Cotham

This cause coming on to be heard present the Attorney General for the State and the defendant in person and by Attorney when it is ordered that said cause be continued until the next term of the Court when the defendant will enter a plea of guilty.

State of Tennessee
Vs. Larceny
Jimmie Spory

This cause coming on to be heard present the Attorney General for the state and the defendant in person and by Attorney who, being duly arraigned and charged on said indictment pleads guilty to a trespass.

It is ordered, adjudged and decreed by the Court that for the offense as found by the Jury the defendant serve ten days in jail and pay the costs of this cause for which let execution issue and in the event of his failure to pay or secure same he will be taken in custody by the Sheriff of Humphreys County Tennessee, and by him confined in jail until same is paid, secured or worked out, however, the defendant will be given credit for what time he has previously served in jail.

State of Tennessee
vs Assault to Murder
Martin Moran

This cause coming on to be heard present the Attorney-General for the State and the defendant in person and by Attorney when upon motion of the Defendant and sufficient cause shown, it is ordered by the Court that this cause be continued until term of this Court.

State of Tennessee
Vs. Assault to Murder
Ross Perry

In this cause came the Attorney General for the State and the defendant in person and by Attorney, who, being duly charged and arraigned on said indictment enters a plea of present insanity to the extent of not being mentally capable of making defense to this charge contained in the indictment, to which plea the state joins issue.

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, Tennessee, to wit: W. Anderson, E. W. Cullum, R. D. Bruce, R. W. Harrison, Oda Pinkerton, G. V. Lafavor, W. M. Holland, K. R. Smith, W. R. Warden, Floyd Hand, H. L. Patrick, and J. H. Peal, who, being selected, 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 insane at this time and not capable in mind of making defense to the charge contained in the indictment.

It is therefore ordered, adjudged and decreed by the Court that the defendant be removed to the Central Hospital for the insane at Nashville, Tennessee, and there kept until such time as he is adjudged capable of making defense to this indictment, and that the defendant pay the costs of this cause for which let execution issue.

State of Tennessee
Vs. Bone Dry
Eddie Little

This cause coming on to be heard present the Attorney General for the State and the defendant in person and by attorney when upon motion of the defendant and sufficient cause appearing it is ordered by the Court that this cause be continued until the next term of this Court.

Court then adjourned until tomorrow morning at 9 o'clock

Dancey Fort, Judge

COURT MET PURSUANT TO ADJOURNMENT PRESENT AND RESIDING THE HONORABLE DANCEY FORT, JUDGE, ETC.

State of Tennessee

Vs.

Driving while Drunk

Marsh Mayberry 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 guilty.

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, Tennessee, to wit, W. Anderson, E.W. Cullum, R. D. Bruece, R. W. Harrison, Oda Pinkerton, G.V. Lefavor, W.M. Holland, K.R. Smith, W.R. Warden, Floyd Hand, H.L. Patrick, and J.H. Peal, 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 say that they find the defendant guilty of driving an automobile while under the influence of intoxicating liquor as charged in the indictment, and assessed and fix his punishment a \$10.00 fine and thirty days in jail.

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 \$10.00 and the cost of this cause for which let execution issue. It is further ordered by the Court that the defendant serve 30 days in the County Jail of Humphreys County, Tennessee, but this jail sentence is suspended. It is further ordered that the defendant be prohibited from driving an automobile in the State of Tennessee for a period of time of five months and twenty-nine days.

This day the Grand Jury came into open court in a body and presents the following indictments and presentments, to wit, State of Tennessee Vs. Johnnie Cotham, Driving Drunk, Subpoena for the State, J.S. Westbrook, Bill Williams, and Dennis Knott.

State of Tennessee Vs. W.Y. "Dap" Raney, Gaming Device, Subpoena for the State, Dorris Pace, J.C. Knight, Bill Bell, Leon Runions, and Carl Graves.

State of Tennessee Vs. Mark Mayberry, Driving Drunk, Subpoena for the State, Mike Burns, D.E. Buchanan, E.W. Lee, Bill Williams and L.P. Gwin.

State of Tennessee Vs. Gracie Guthrie, Driving Drunk, Subpoena for State, Warner Hays, Duncan Story, Tom Daniel, and Lizzie Scott.

State of Tennessee Vs. Millard Clayborn, Larceny, which indictment is in the words and figures as follows: To wit, State of Tennessee, Humphreys County. August Term of the Circuit Court, A. D. 1938. 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 Millard Clayborn of said County, heretofore, to wit, on the 24 day of May 1938, in the County aforesaid, unlawfully and feloniously did steal, take and carry away five gallons of gasoline of the value of one dollar, the property of State of Tennessee, 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 of Tennessee.

W.C. Howell, Attorney-General

August Term, 1938. The State Vs. Millard Clayborn, Larceny, Sam Scott, Prosecutor, Subpoena for the State, Sam Scott, Leon Runions, J. C. Knight, and Esq. J. Mc. Reeves. Witnesses sworn by me on this indictment before the Grand Jury, August Term, 1938. R.H. McKeel, Foreman Grand Jury. W.C. Howell, Attorney General. A True Bill, R. H. McKeel, Foreman Grand Jury.

State of Tennessee Vs. Eddie Little, Mone Dry, Bubpoena for State, Joe Traylor, J.C. Thomas, and D.A. Burch.

State of Tennessee Vs. Will "Dap" Raney, Allowing Minors to Play Pool, Bubpoena for State, Sam Scott, Henry Runions, Johnnie Binkley, Owen Carter, Arthur Jones, and Roy Runions.

Gaming Device
State of Tennessee Vs. W.Y. "Dap" Raney, Subpoena for State, Dorris Pace, Bill Bell, and Leon Runions.

State of Tennessee, Vs. Jimmie Story, Larceny, which indictment is in the words and figures as follows: State of Tennessee, Humphreys County, August Term of the Circuit Court, A.D. 1938. 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 Jimmie Story of said County, heretofore, to wit, on the 30th day of April 1938, in the County aforesaid, unlawfully and feloniously did steal, take and carry away twelve land stands of muscie shells of the value of Two Dollars, the property of George Thomas Smith 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 of Tennessee.

W.C. Howell, Attorney-General

August Term, 1938. The State Vs. Jimmie Story, Larceny; George Thomas Smith, Prosecutor, Subpoena for the State, George Thomas Smith, J.S. Westbrooks, and Esq. J. Mc. Reeves.

Witnesses sworn by me on this indictment before the Grand Jury, August Term, 1938.

R.H. McKeel, Foreman Grand Jury. W.C. Howell, Attorney-General.

A True Bill, R. H. McKeel, Foreman Grand Jury.

State of Tennessee Vs. Robert Ferguson, Assault and Battery, Subpoena for State, Leon Runions, Martin Moore, Austin Graves, Estell Shaw, and Loyd McNeil.

State of Tennessee Vs. Hoke Coleman, Driving Drunk, Subpoena for the State, T.H. Westbrooks, Grady Dixon, and J. Mc. Reeves.

State of Tennessee, Vs. Henry Bone, Gaming Device, Subpoena for the State, James Scurlock, Dorris Pace, Joe Traylor, Joe Reeves, T.C. Flowers, and Ernest Shaw.

State of Tennessee

Vs.

Assault to Murder

Charlie Smith

this

In this case the Grand Jury came into open court in a body and present/indictment marked not a "True Bill".

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

State of Tennessee

Vs.

Larceny

Cecil King & Hattie Williams In this case the Grand Jury came into open court in a body and present this indictment marked not a "True Bill".

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

State of Tennessee

Vs. Assault to Murder

Shell Davis In this case came the Grand Jury into open court in a body and present this indictment marked not a "True Bill".

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

State of Tennessee

Vs. Attempt to Commit Murder

Grace McMillan In this case came the Grand Jury into open court in a body and present this indictment marked not a "True Bill".

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

State of Tennessee

Vs. Obstructing Road

J. Frank Warmoth In this case came the Grand Jury into open court in a body and present this indictment marked not a "True Bill".

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

State of Tennessee

Vs. Assault and Battery

J. O. Perkins In this case came the Grand Jury into open Court in a body and present this indictment marked not a "True Bill".

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

State of Tennessee

Vs. Assault and Battery

J. O. "Red" Perkins In this case came the Grand Jury into open Court in a body and present this indictment marked not a "True Bill".

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

Herbert Stewart

Vs.

Order Pro Confesso

Ida May Stewart In this cause, it duly appearing to the Court, that the defendant Ida May Stewart, has been regularly served with subpoena to answer the complainant's bill, and has been regularly brought before the Court and made a party to said bill, that she has failed to appear and make defense to said bill, within the time required by law, be it ordered that, as to her, the complainant's bill be taken as confessed, and that the cause set for hearing ex parte.

Herbert Stewart

Vs.

Decree of Divorce

Ida May Stewart This cause came on to be heard this the 11th day of August, 1938, before the Hon. Dancy Forte, Circuit Judge, holding court at Waverly, upon the bill of the complainant Herbert Stewart, and the pro confesso order heretofore entered against the defendant and the oral testimony of witnesses examined in open court.

And it satisfactorily appeared to the Court from the proof that the facts charged in the complainant's bill are true; that the defendant has led a lude and unchaste life and that she is now confined in the state penitentiary on conviction of felony for a period of more than three years, that the complainant gave the defendant no cause or just excuse for said alleged misconduct, and has not condoned the same.

It is, therefore, ordered, adjudged and decreed by the Court that the bonds of matrimony subsisting between the complainant and defendant be absolutely and forever dissolved, and complainant be vested with all the rights of an unmarried man, and for nothing held.

R. Dell Foster

Vs.

Order Pro Confesso and Final Decree

Bessie Forster In this cause, the complainant moved to Court for a judgement proconfesso against the defendant Bessie Forster; and it appearing to the Court that the said Bessie Forster is duly in Court be service of process in person, requiring her to appear and make defense on the 2nd Monday in August, 1938, and that she has failed to make any defense to the Complainant's bill as required by law, it is ordered by the Court that said bill be taken as confessed, as to the defendant, Bessie Forster, and the cause set for hearing ex parte as to her.

And this cause came on to be heard this, August 11, 1938, before Judge, Dancy Fort, upon the bill of complainant, R. Dell Forester, and proconfesso heretofore taken and entered against the defendant and the oral testimony of the witnesses examined in open court.

And it satisfactorily appearing to the Court from all the proof that the facts charged in the bill are true, that the defendant had deserted the complainant without a reasonable cause, as charged, and that she had also committed adultery with one Dock Forster, after she had been married to the complainant, and before the filing of this bill as charged, and the complainant gave the defendant no excuse or just cause for her said misconduct and has not condoned in same.

It is therefore ordered, adjudged, and decreed by the Court, that the bonds of matrimony subsisting between the complainant and the defendant be absolutely and forever dissolved, and that complainant be vested with all the rights and privileges of a single or unmarried man.

Ruby Moore
Vs. In the Circuit Court at Waverly, Tennessee
Leslie Moore

In this cause on motion of petitioner and it duly appearing to the Court that the defendant Leslie Moore has been regularly brought before the Court and made a party defendant to the petition by publication duly and properly made and up to this, the last day of the term has failed to appear and make defense to said petition; it is therefore ordered that as to him the petition be taken as confessed and the cause set for hearing ex parte.

The cause came on further to be heard before the Honorable Dancy Fort, Judge, upon the petition, the proconfesso heretofore taken, and the oral testimony of witnesses examined in open Court.

And it satisfactorily appeared to the Court from the proof that the facts charged in the bill are true, that the defendant has willfully and maliciously abandoned her, without reasonable cause, turned her out of doors, and that such desertion or abandonment has been for more than two whole years before the filing of this bill.

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony subsisting between the petitioner and the defendant be absolutely and forever dissolved, and that the petitioner be vested with all the rights and privileges of an unmarried woman.

It is further ordered by the Court that the petitioner, Ruby Moore, have the custody and care of her child, Kenneth Moore, without the interference in any manner of the defendant, and that the defendant pay all the costs of this cause, for which let execution issue.

Mrs. Lucille Morrisette
Vs. In Circuit Court, at Waverly, Tennessee
Herschell Morrisette

In this cause on motion of the petitioner, and it duly appearing to the Court that the defendant, Herschell Morrisette, has been regularly brought before the Court and made a party defendant to the petition, by publication duly and properly made, and has failed to appear and make defense to said petition within the time required by law; it is ordered that, as to him, the petition be taken as confessed and the cause set for hearing ex parte.

The cause then came on further to be heard before the Honorable Dancy Fort, Judge, upon the petition, the pro confesso heretofore taken and the oral testimony of witnesses examined in open court.

And it satisfactorily appeared to the Court from the proof that the facts charged in the bill are true; that the defendant had wilfully deserted the petitioner without reasonable cause, turned her out of doors and refused and neglected to provide for her.

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony subsisting between the petitioner and defendant be absolutely and forever dissolved, and that the petitioner be vested with all the rights and privileges of an unmarried woman; and that the petitioner gave the defendant no just cause or excuse for his misconduct toward her.

It is further ordered, adjudged and decreed by the Court that the petitioner have the exclusive custody and control of their two children, Herschell and Harvey Morrisette, the defendant not being a suitable person on account of said Children's tender years, to be under his control.

It is further ordered by the Court that the defendant may visit his said children at such times and places designated by the petitioner and at her convenience, and that the defendant pay all the costs of this cause, for which let execution issue.

Virginia Craft
Vs. Order pro Confesso
Mont Craft

In this cause, it duly appearing to the Court that the defendant, Mont Craft, has been regularly served a subpoena to answer the complainant's bill, and has been regular brought to Court and made a party to said bill, that he has failed to appear and make defense to said bill, within the time required by law, be it ordered that, as to him, the complainant's bill be taken as confessed and that the cause be set for hearing ex parte.

Virginia Craft
Vs. Decree of Divorce in Circuit Court.
Mont Craft

This cause came on to be heard this the 11th day of August, 1938, before Dancy Fort, Circuit Judge, holding Court at Waverly, upon the bill of the complainant Virginia Craft and the pro confesso order heretofore entered against the defendant Mont Craft, and the oral testimony of witnesses examined in open court.

1.

And it satisfactorily appeared to the Court from the proof that the facts charged in the complainant's bill are true; that the defendant had abandoned her wilfully, or turned her out of doors and refused or neglected to provide for her.

2.

That the defendant is guilty of cruel and inhuman treatment or conduct towards the complainant as renders cohabitation unsafe and improper, for her to be under the dominion and control of the defendant.

3.

It is, therefore, ordered, adjudged and decreed by the Court that the bonds of matrimony subsisting between the complainant and defendant be absolutely and forever dissolved, that complainant be vested all the rights of an unmarried woman, that her maiden name, Virginia Lane, be restored to her.

REPORT OF THE GRAND JURY

We, the members of the Grand Jury for the August Term, 1938, of the Circuit Court for Humphreys County, Tennessee, beg leave to submit the following report to Your Honor:

We have diligently inquired and true present made of all matters given us in charge by your Honor or otherwise brought to our knowledge.

We have examined the County Jail and County Poor House and find the inmates well fed and cared for, however, the roof on the jail is extremely bad and should be replaced.

We have examined all bonds required by law to be examined by us and find them good and solvent and properly executed, and now having completed our labors for the term we ask to be dismissed. R.H. McKeel, Foreman, J.P. Hightower, W.H. May, E.C. Pickard, J.J. Robertson, J.B. King, R.L. Petty, D.J. Little, S.W. Owens, H.E. Turner, F.A. Marress, D.C. Balthrop, and W.T. Owens.

Court then adjourned until Court in course.

Dancy Fort
John

COURT MET PERSUANT TO ADJOURNMENT PRESENT AND PRESIDING THE HON. DANCY FORT, JUDGE ETC.

CAPTION

State of Tennessee
Humphreys County

Be it remembered that a Circuit Court was opened and held in and for the County of Humphreys at the Court House in the town of Waverly, Tennessee on the 12th day of Dec. it being the second Monday of said month, and the One Thousand Nine Hundred and Thirty Eight year of our Lord, and One Hundred and Sixty third year of American Independence. Present and presiding the Hon. Dancy Fort, Judge of the ninth Judicial District of the State of Tennessee.

Court was opened in due form of law by Frank James, Sheriff of Humphreys County, Tennessee and by him was returned into open Court a Writ of Habeas Corpus, showing that the following named persons were appointed by the County Court at the August Term 1938, to appear and to serve as jurors at the present term of this Court, to wit: Les Trotter, Elax Arnold, Walter McNeil, Roy Lockart, J.W. Mooney, Pete Wiggins, Pete Richardson, B.F. Hemby, Arthur Guinn, Jess Robertson, Oval Morgan, Kinch May, G.A. Boatman, Elvis Winstead, C.E. Bratcher, O.J. Logan, J.W. Dodd, G.C. Pickard, A.V. Anderson, Bert Hedge, Allen Bone, Neil Pace, Pruett Jones, Monroe Warren and Tom Larkins.

And it appearing to the Court that the above named parties were regularly summoned by the sheriff of Humphreys County, and that all of said parties so summoned appeared and answered said summon.

And out of said jurors so summoned the following were selected, as required by law, as Grand Jurymen, Elvis Winstead, J.W. Dodd, Arthur Guinn, R.L. Richardson, B.F. Hemby, Walter McNeil, Jess Robertson, Les Trotter, Bert Hedge, A.V. Anderson, Monroe Warren, and Allen Bone, and R.H. McKeel having been appointed Foreman of the Grand Jury at a former term of this Court the said Grand Jury is in all things as the law directs, having been duly selected, tried, sworn, and charged by the Court according to law, retired to their room in charge of Jimmie Wallace, Constable of Humphreys County, Sworn according to law, to attend them in considering indictments and presentments.

And out of the remaining number of the jurors so summoned, the following were excused from jury services, by the Court, to wit: Roy Lockart. The following named persons were summoned by the sheriff of Humphreys County, and qualified as regular jurors in the stead of the above named excused jurors, to wit: B.H. Henry, W.W. Gatlin, J.P. Gibbons, and W.C. Central.

State of Tennessee

vs

Public Drunkenness

Claud Hooper

In this cause came the Attorney-General for the state and it appearing to the Court from the Sheriff upon excoition issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

Public Drunkenness

LIGEL POLK

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

Assault and Battery

JAMES FARMER

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

Gambling by Means of Dice

HOMER MOODY

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

Misdemeanor

ARCH RUNIONS

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

ASSAULT AND BATTERY

LEONARD TUCKER

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

PUBLIC DRUNKNESS

CHARLES L. JOHNSON

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

TRESPASSING AND REMOVING TIMBER

ERNEST PHILIPS

MOTION TO RETAX COST

JIM PHILIPS

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

LARCENY

JUNIOR STORY

MOTION TO RETAX COST

In this cause comes the Attorney-General for the State and it appearing to the Court from the Sheriff's return upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 Treasury of the State of Tennessee that the Clerk make out and certify same to the Comptroller for payment as the law directs.

STATE OF TENNESSEE

VS.

BONE DRY

W. A. FRANKLIN

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff's return upon execution issued to him by the Clerk of the Circuit Court,

that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS.
MACK LASHLEE

CARRYING WEAPON
MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff's return upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS.
MARCH MAYBERRY

DRIVING DRUNK
MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff's return upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS.
HAFFORD BOYD

PUBLIC DRUNKNESS
MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff's return upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS.
HERBERT CHANCE

PUBLIC DRUNKNESS
MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff's return upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS.
ALVIN GHOLSTON

PUBLIC DRUNKNESS
MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS.
MARVIN BLACKBURN

PUBLIC DRUNKNESS
MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS.
GEORGE SMITH

PUBLIC DRUNKNESS
MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS.
W. M. BURCH

PUBLIC DRUNKNESS
MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS.
HAFFORD BOYD

DRUNKNESS
MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

PUBLIC DRUNKNESS

JESSE M. BONE

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

PUBLIC DRUNKNESS

NATH CHOLSTON

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff's return upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

PUBLIC DRUNKNESS

W. M. BURCH

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

PUBLIC DRUNKNESS

COUNTY OF HUMPHREYS

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

PUBLIC DRUNKNESS

GEO. RIGGINGS

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff's return upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

PUBLIC DRUNKNESS

WALTER BURCH

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

PUBLIC DRUNKNESS

W. H. RIDINGS

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

ASSAULT AND BATTERY

J. C. BRANDON

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE

VS.

WRECKLESS DRIVING

S. H. DAVIS

MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

LUCILE DUNAGAN

VS.

PETITION FOR DIVORCE

ERNEST DUNAGAN

CIRCUIT COURT, HUMPHREYS COUNTY.

In this cause the Plaintiff this day by her solicitor came and moved that she be permitted to dismissed her bill which motion was allowed and the cause therefore stands dismissed.

Filed Nov. 14, 1938

Roy Carter, Atty for Pltff

L.C. Bohanan, Clerk.

W.J. THOMPSON, ADMR.

VS.

CIRCUIT COURT HUMPHREYS COUNTY, DECEMBER TERM, 1938

N.C. & ST. L.RY.

On motion of the plaintiff the Court continued the trial of this case to the next term of Court and set it for trial on the first day.

Filed Dec. 14, 1938

Roy Carter, Atty for Pltff.

L.C. Bohanan, Clerk.
Jno. Rushton, D.C.

J.R. Morris, Atty for Pltff.

APPOINTMENT OF JOHN RUSHTON, AS DEPUTY CIRCUIT COURT CLERK OF HUMPHREYS COUNTY

John D. Rushton, having heretofore executed bond as such, I do hereby appoint the said John D. Rushton deputy Circuit Court Clerk of Humphreys County, to act in my stead, and with power to do all acts in said office that I could legally do. This appointment is subject to withdrawal at any time.
This the 2nd day of Dec., 1938.

L. C. Bohanan
Circuit Court Clerk of Humphreys
County, Tennessee

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

JUDGE

Dancy Port

COURT THEN MET PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING HONORABLE DANCY FORT, JUDGE

STATE OF TENNESSEE

VS.

GAMING

JUNIOR O'GUIN

In this cause comes the Attorney General for the state and the defendant in person and by Attorney, when the defendant being duly charged and arraigned on said presentment pleads guilty to gaming as charged in the presentment.

It is therefore ordered, adjudged and decreed by the Court that for the offense of gaming the defendant pay or secure a fine of five dollars and the costs of this cause for which let execution issue and in the event of his failure to pay or secure same he will be taken in custody by the Sheriff of Humphreys county and by him confined in the County Jail or Work House until same is paid, secured or worked out.

STATE OF TENNESSEE

VS.

POSSESSING LIQUOR

EDDIE LITTLE

In this cause comes the Attorney General for the state and the defendant in person and by Attorney, who, being duly arraigned on said presentment, pleads guilty to possessing less than one quart of intoxicating liquor as charged in the indictment. It is therefore ordered, adjudged and decreed by the Court that for this offense the defendant pay or secure a fine of Ten Dollars and the costs of this cause for which let execution issue and in the event of his failure to pay or secure same he will be taken in custody by the Sheriff of Humphreys County, Tennessee, and by him confined in the jail or work house until same is paid, secured or worked out.

STATE OF TENNESSEE

VS.

PUBLIC DRUNKENNESS

ELMER O'GUINN

This cause coming on to be heard, present the Attorney General for the state and the defendant in person and by attorney, when upon motion of the defendant and assurance given by him in open Court that he will enter a plea of guilty at the next term this cause is ordered continued until the next term of this Court.

STATE OF TENNESSEE

VS.

WIFE DESERTION

CARROLL HEDDE

This cause coming on to be heard and it appearing to the Court that the defendant has not been apprehended and upon motion of the Attorney General it is ordered that an alias capias issue as to said defendant.

STATE OF TENNESSEE

VS.

DRIVING DRUNK

JOHNNIE COTHAM

This cause coming on to be heard, present for the state the Attorney General and the defendant in person and by Attorney, who, being duly charged and arraigned on said presentment, pleads guilty to driving while under the influence of intoxicating liquor as charged in the presentment.

It is therefore ordered, adjudged and decreed by the Court that for the offense of driving an automobile while under the influence of intoxicating liquor as charged in the presentment the defendant pay or secure a fine of ten dollars and the costs of this cause, and that he be prohibited from driving a motor driven vehicle in this state for five months and twenty-nine days, and that he serve thirty days in the

County Jail of Humphreys County. However this thirty day jail sentence is suspended during good behavior. In the event of failure to pay or secure the fine and costs in this cause the defendant will be taken in charge by the sheriff of Humphreys county and confined in the county jail or work house until same is paid, secured or worked out.

STATE OF TENNESSEE

VS.

PROMOTING GAMING

HENRY BONE

This cause coming on to be heard when there was present the Attorney General for the state and the defendant in person and by attorney when upon motion of the Attorney General it is ordered by the Court that a nolle prosequi be entered in this cause.

STATE OF TENNESSEE

VS.

PROMOTE GAMING

WILL DAP RAINEY

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

It is therefore ordered, adjudged and decreed by the Court that for the offense of promoting gaming the defendant pay or secure a fine of five dollars and the costs of this cause for which let execution issue, and in the event he fails to pay or secure same he will be taken in custody by the sheriff of Humphreys County, Tennessee, and by him confined in the County Jail or work house until same is paid, secured or worked out.

STATE OF TENNESSEE

VS.

PROMOTE GAMING

WILL DAP RAINEY

This cause coming on and there being present the Attorney General for the state and the defendant in person and by attorney, when upon motion of the defendant it is ordered by the Court that a nolle prosequi enter in this case.

STATE OF TENNESSEE

VS.

DRIVING DRUNK

GRADY GUTHRIE

This cause coming on to be heard and there being present the Attorney General for the state and the defendant in person and by Attorney when upon motion of the defendant and sufficient cause being shown it is ordered by the Court that said cause be continued until next term of this Court.

STATE OF TENNESSEE

VS.

DRIVING DRUNK

HOKE COLEMAN

This cause coming on to be heard there being present the Attorney General for the state and the defendant in person and by attorney, when upon motion of the defendant and sufficient cause being shown it is ordered by the Court that this cause be continued until the next term of this Court.

STATE OF TENNESSEE

VS.

LARCENY

BUSTER RUNIONS
BILL RUNIONS

In this cause comes the Attorney General for the state and the defendant, Bill Runions, in person and by Attorney, who, being duly charged and arraigned on said indictment pleads guilty to petit larceny as charged in the indictment.

Thereupon to try the issues joined in this cause comes a jury of good and lawful men of Humphreys County, Tennessee, to wit: D. J. Wagan, Geo. Rickard, Val Morgan, S. M. Arnold, J. W. Mooney, Tom Larkin, Kinch Ray, J. A. Boatman, Tom Higgins, Pruett Jones, C. E. Bratcher, Neil Pace, who, being duly elected, tried and sworn according to law, and being in charge of their sworn officers, Joe Traylor and Doss Balthrop, who had previously been legally sworn to attend them, after hearing all the proof, argument of counsel and the charge of the Court, upon its oath said jury says the defendant, Bill Runions, is guilty of petit larceny as charged in said indictment and assess and fix his punishment at ninety 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 taken in custody by the sheriff of Humphreys County, Tennessee, and by him be confined in the County Jail or work house for ninety days and pay the costs of this cause and in the event he fails to pay or secure the costs he will be retained in jail until same is paid, secured or worked out. However, it is ordered by the Court that the defendant be given credit on the above jail sentence for the time he has been confined in jail on this cause awaiting trial. As to the defendant Buster Runions it is ordered that an alias issue as to him.

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

JUDGE

D. J. Wagan

COURT THEN MET PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING THE HONORABLE DANCY FORT, JUDGE.

STATE OF TENNESSEE

VS

ASSAULT TO MURDER

MARTIN MORAN

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

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, Tennessee, to wit: D. J. Logan, Geo. Pickard, Oval Morgan, S. M. Arnold, J. W. Mooney, Tom Larkins, Kinch May, J. A. Boatman, Tom Wiggins, Pruett Jones, C. E. Bratches, and Neil Pace. Who, being duly elected, tried and sworn according to law after hearing all the proof, argument of the council and the charge of the Court, upon their 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 fifty dollars.

It is therefore ordered, adjudged and decreed by the Court that for the offense as found by the jury that the defendant pay or secure a fine of fifty dollars and in the event of his failure to pay or secure same he will be taken in the custody of the Sheriff of Humphreys County, Tennessee, and by him confined in the county jail or work house until same is secured, paid or worked out. The defendant will also pay the costs of this cause for which let execution issue.

STATE OF TENNESSEE

VS

MURDER

JAKE SMITH

HERBERT CHANCE

In this cause comes the Attorney-General for the state and the defendant in person and by attorney, who, being duly arraigned and upon said indictment each of the defendants plead not guilty.

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, Tennessee, to wit: J. M. Jenkins, W. E. McKlemurry, W. C. Chandler, Revo Summers, Jess Herbison, Claud Pequa, Brady Holland, Roy Pickston, Avery Ratchford, W. G. Dunn, Herbert Gill and Claud Wallace. Who being duly elected, tried and sworn according to law and being in charge of their sworn officers, Joe Traylor and Doss Balthrop, who had been legally selected and sworn according to law, but not having time complete the hearing of the proof said jury was respite by the Court until tomorrow morning at nine o'clock and the jury retired in charge of their sworn officers aforesaid.

STATE OF TENNESSEE

VS

RAPE

CLARENCE ELLISON

This cause coming on to be heard and there being present the Attorney-General for the state and the defendant in person and by attorney and it appearing to the Court there is not sufficient time in which to try this cause at this term and upon consent of the state and the defendant it is ordered by the Court that said cause be continued until the next term of this Court.

STATE OF TENNESSEE

VS

LARCENY

BILL LANE

This cause coming on to be heard, present the Attorney-General for the state and the defendant in person and by attorney, when it appearing to the court that there is not sufficient time at this term to try said cause and upon consent of the state and (continued)

the defendant said cause is ordered by the Court to be continued until the next term of the Court.

STATE OF TENNESSEE

VS

PUBLIC DRUNKNESS

PORTER HEAD

This cause coming onto be heard, present the Attorney-general for the state and the defendant in person and by Attorney, when upon consent of the state and of the defendant and sufficient cause being shown said cause is ordered by the Court continued until next term of this Court and set for Tuesday of that term.

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

JUDGE

Dancy Fort

COURT MET PURSUANT TO ADJOURNING PRESENT AND PRESIDING HON. DANCY FORT, JUDGE

STATE OF TENNESSEE

VS.

AGE OF CONSENT

ROBERT DRONEY

In this cause same coming on to be heard and upon motion of the defendant and sufficient cause being shown it is ordered by the Court that said cause be continued until the next term of this Court.

STATE OF TENNESSEE

VS.

MURDER

JAKE SMITH AND
HERBERT CHANCE

In this cause comes again the Attorney-General for the state and the defendants in person and by attorney, when the jury, heretofore selected in this cause Jim Jenkins, W. E. McLeMurry, W. C. Chandler, Revo Summers, Jess Herbison, Claude Fuqua, Brady Holland, Roy Pinkston, Avery Hatchford, M. G. Dunn, Herbert Gill, Claude Wallace, having returned into open Court in charge of their sworn officers, Joe Traylor and Doss Balthrop and having resumed consideration of this case, after hearing all the proof, argument of counsel and the charge of the Court, said jury upon their oath say that they find the defendant, Herbert Chance not guilty and say that they find the defendant, Jake Smith, guilty of involuntary manslaughter as charged in the indictment and assesses and fix his punishment at six months in the county jail.

It is therefore ordered, adjudged and decreed by the Court that the defendant, Herbert Chance commence without delay and that the defendant, Jake Smith, for the offense as found by the jury be taken in custody by the Sheriff of Humphreys County, Tennessee, and by him confined in the County Jail or Work House for a period of time of six months and that Jake Smith pay the cost of this cause for which let execution issue.

STATE OF TENNESSEE

VS.

LARCENY

THEODORE SPICER

In this cause comes the Attorney General for the state and the defendant in person and by Attorney when upon recommendation of the Attorney General and by consent of the defendant it is ordered, adjudged and decreed by the Court that nolle prosequi will be entered in the cause but defendant will pay the costs for which let execution issue and upon his failure to pay or secure same he will be taken in custody by the sheriff of Humphreys County, Tennessee, and by him confined in the county jail or Work House until said costs are paid, secured or worked out.

STATE OF TENNESSEE

VS.

GRAND LARCENY

ARTHUR BAKER
SHELL DAVIS
ROBERT JONES

This cause coming on to be heard present the Attorney General for the state and the defendants in person and by attorney when upon motion of the defendant Shell Davis, and sufficient cause being shown it is ordered by the Court that said cause be continued until next term of this Court.

STATE OF TENNESSEE

VS.

HOUSE BREAKING AND LARCENY.

WILLIE D. WHITNEY
JOHN WALKER
HOMER MOODY

In this cause comes the Attorney General for the State and the defendant, Homer Moody, in person and by Attorney, who, being duly charged and arraigned on said indictment, pleads guilty to petit larceny.

Thereupon to try the issues joined came a jury of good and lawful men of Humphreys County, Tennessee, to-wit: D. J. Egan, Geo. Pickard, Oval Morgan, S. M. Arnold, J. W. Mooney, Tom Watkins, Kinch May, J. A. Boatman, Tom Wiggins, Pruett Jones, C. E. Bratcher, Neil Pace, who, being duly elected, tried and sworn according to law, and being in charge of their sworn officers, Joe Traylor and Doss Balthrop, who had legally been sworn to attend them after herein all the proof, argument of counsel and the charge of the Court, upon their oath say that they find the defendant, Homer Moody guilty of petit larceny as charged in the indictment and assesses and fix his punishment at thirty days in jail.

It is therefore ordered, adjudged and decreed by the Court that for the offense as found by the jury the defendant, Homer Moody be taken in charge by the Sheriff of Humphreys County, Tennessee, and by him confined in jail for a period of thirty days and that said Homer Moody also pay the costs of this cause for which let execution issue and if he fail he will be retained in jail until same is paid, secured or worked out. It is ordered that capias issue for defendants John Walker and Willie D. Whitney.

STATE OF TENNESSEE

VS.

LARCENY

HAROLD WEATHERSPOON

This cause coming on to be heard, present the Attorney General for the state and the defendant in person and by Attorney and upon motion of the defendant and upon his agreement to plead guilty at next term of this Court.

W.J. Thompson, As Administrator Of The Estate

of Louise Thompson, Deceased

Vs

In the Circuit Court of Humphreys

Nashville, Chattanooga and St. Louis Railway

County, Tennessee.

The Plaintiff moves the Court for permission to amend his declaration heretofore filed in the above styled cause in the following respects.

That the allegations reading "and on that day was running a freight train west bound through said County approaching crossing which is an intersection of the railway tracts and the Trace Creek public highway" to read as follows:

"and on that day was running a freight train through said county approaching crossing which is an intersection of the railway tracts and the private way crossing the railway from U.S. Highway No. 1 to the premises of Thomas E. Box" the purpose of the amendment being to change the declaration to conform to the facts as ascertained since the filing of said declaration.

The Court therefore orders that the declaration be accordingly amended and that it be rewritten as originally prepared save as the forgoing amendment which will be properly incorporated.

Court Then Adjourned until To-morrow Morning at 9.00 o'clock, A.M.

JUDGE

COURT THEN MET PURSUANT TO ADJOURNMENT PRESIDING AND PRESENT HON. DANCY FORT, JUDGE
STATE OF TENNESSEE
VS. LARCENY
ROY (MOONEY) INGRAM

This cause coming on to be heard, present the Attorney General for the state and the defendant in person and by Attorney when upon motion of the defendant and sufficient cause being shown it is ordered by the Court that this cause be continued until the next term of this Court.

Mary Louise Raney
Vs. IN CIRCUIT COURT AT WAVERLY, TENN.
Will Young Raney

In this cause it appearing that the Defendant Will Young Raney has been regularly brought into Court by service of a subpoena to answer returnable to the Second Monday in December at the convening of the regular term of court and having failed to appear and make defense to the bill filed by the Complainant, the defendant is in default. Therefore, on motion of the Complainant the bill was on this the 16th day of December, 1938, taken for confessed and the cause set for hearing ex parte.

The case came on for further hearing on the bill, the order pro confesso and the testimony of witnesses in open Court, from all of which it appeared to the Court that the Defendant has been guilty of such cruel and inhuman treatment of the Complainant as renders it unsafe and improper for her to cohabit with him and remain under his domination and control and that he has abandoned her and refused and neglected to provide for her.

Therefore, the Court ordered, adjudged and decreed that the bonds of matrimony subsisting between the Complainant and Defendant be and are absolutely and perpetually dissolved and that the Complainant be freed from the obligations thereof; that the Complainant Mary Louise Raney is awarded the exclusive custody of the two children of the marriage Wilma Sue and Jerry Eric in Raney, and that the Defendant shall pay into the hands of the Clerk of the Court, to be delivered to the order of the Complainant toward the support of herself and two children the sum of \$20.00 a month beginning on the 22nd day of December and continuing until further orders of the Court, for the proper administration and enforcement of which this cause is retained in Court.

The Defendant will pay the costs for which execution will issue.

BESSIE BRAKE PRICE
VS. IN CIRCUIT COURT
At Waverly, Tennessee
COLEMAN PRICE

PRO CONFESSO

In this cause, on motion of complainant, and it duly appearing to the Court that the defendant, Coleman Price, has been regularly brought into Court by non-resident publication duly made and has up to this time failed to appear and make defense to the bill filed in said cause, within the time required by law; it is therefore ordered that as to the defendant, Coleman Price, complainant's bill be taken as confessed and the cause set for hearing, ex parte.

DECREE

And thereupon this cause coming on to be further and finally heard upon the bill, the judgment pro confesso, heretofore taken against the defendant, and upon oral proof taken in open Court, when it satisfactorily appeared to the Court from the proof that the facts stated in the bill are true, that the defendant had abandoned the complainant, turned her out of doors and refused and neglected to provide for her, and that she gave

him no just cause to so treat her.

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony subsisting between the complainant and the defendant be absolutely and forever dissolved and that complainant be vested with all the rights and privileges of an unmarried woman; and that the defendant pay all the costs of this cause, for which execution may issue.

SUSAN A. HANCOCK
VS. In Circuit Court for Humphreys County, Tennessee
ELWOOD B. HANCOCK DIVORCE

PRO CONFESSO

In this cause it duly appearing that the Defendant Elwood B. Hancock has been brought into Court by publication according to law requiring him to make defense which he has failed or refused to do but is in default, it is ordered on motion of the Complainant that as to said defendant the bill be taken for confessed and the cause set for hearing ex parte, on this the fourth day of the regular December term of Court.

FINAL DECREE.

This cause came on to be heard on this the 16th day of December, 1938, before Judge Dancy Fort, upon the bill of complaint of Complainant Susan A. Hancock, the order pro confesso heretofore taken and entered against the Defendant Elwood B. Hancock, and the oral testimony of witnesses examined in Court.

I.

And it satisfactorily appearing to the Court from the proof that the allegations of the bill are true; that the defendant has been guilty of such cruel and inhuman treatment toward the Complainant as renders it unsafe and improper for her to cohabit with him and be under his dominion and control and that he has abandoned her and refused or neglected to provide for her.

II.

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony subsisting between the Complainant and the Defendant be and are absolutely and perpetually dissolved and that the Complainant shall be forever freed from the obligations thereof and is restored to all rights and privileges of an unmarried person, and that her maiden name, Susan Allison, be and is hereby restored to her. The defendant will pay the costs of this case for which execution may issue.

NOLAN HAYS
VS. IN THE CIRCUIT COURT, Waverly, Tennessee.
MADALYN HAYS

In this cause, on motion of the complainant, and it duly appearing to the Court that the defendant, Madalyn Hays, has been regularly served with subpoena to answer the complainant's bill, and that said defendant has failed to appear and make defense to said bill, within the time required by law; it is therefore, ordered by the Court that complainant's bill be taken for confessed, and the cause set for hearing ex parte.

And thereupon this cause coming on to be further and finally heard before the Honorable Dancy Fort, Circuit Court Judge, at Waverly, in and for Humphreys County, Tennessee on this 15th day of December, 1938, the judgment pro-confesso, heretofore taken and entered, the oral proof taken and examined in open Court.

And it satisfactorily appeared to the Court from the proof that the facts charged in the bill are true; that the defendant had wilfully deserted the complainant without a just or reasonable cause; and that she had committed adultery, or was untrue to her

marriage vows to her said husband at and before the time of said desertion, with one Red Winters, or Bill Bell or both of them and probably others during the time she lived here in Waverly, Tennessee, as charged; and that complainant gave her no just excuse or cause, for said misconduct, and has not condoned in same.

It is therefore, ordered, adjudged and decreed by the Court that the bonds of matrimony subsisting between the complainant and defendant be and are absolutely and forever dissolved, and that the complainant be vested with all the rights and privileges of an unmarried or single person.

William Davidson

vs

In the Circuit Court at Waverly, Tennessee

Margie Buchanan Davidson

This cause came on to be heard before the Hon. Dancy Fort, Judge on the 16th day of December, 1938 and upon motion of petitioner, and it appearing to the Court that the defendant, Margie Buchanan Davidson, is in Court by service of Subpoena to answer but has failed to appear and make defense to the bill filed against her, as required, it is ordered by the Court that the bill be taken as confessed by her, and the cause set aside for hearing ex parte.

And on the day the cause came on further to be heard before the said Hon. Dancy Fort Judge upon the entire record in the cause, petitioner's bill, the summons and Sheriff's return thereon, and the pro confesso heretofore taken against the defendant and the oral testimony of witnesses examined in open Court.

And it satisfactorily appearing to the Court from the proof that the facts charged in the bill are true; that the defendant on the 15th day of May, 1934 was married to one Joseph E. Birchett in Williamson County, Tennessee by J. O. Petway, a Justice of the peace of said County, and that she was never divorced from said Birchett, and on the 7th day of June, 1938 she undertook to marry the petitioner in Humphreys County, Tennessee and the Marriage ceremony was performed by A. W. Lucas, a Justice of the Peace of Humphreys County, Tennessee purporting to unite Petitioner and defendant in marriage, when in fact defendant was not eligible to be married, although she seemingly thought that since her first husband had been in the penitentiary, she was automatically divorced; it further appeared to the Court that the defendant told petitioner that she had been divorced, and that he relied upon her statements, and that he did not learn that she had not been divorced, upon the 16th day of November, 1938 when he immediately left her and made the investigation that resulted in finding that she had not been divorced from her former husband, and the bill in this cause was filed on November, 18, 1938.

It is, therefore, ordered, adjudged and decreed by the Court that the said marriage between petitioner and defendant be annulled, and for nothing held, and all bonds of matrimony subsisting between them be completely and forever dissolved, and that petitioner be vested with all the rights of an unmarried person. Petitioner will pay the cost of the cause for which execution will issue.

MRS ROSIE NELL WARREN, ETAL

VS

IN THE CIRCUIT COURT AT WAVERLY, TENNESSEE

BERT BELL, ETAL

In this case comes the Plaintiff in the above styled case, and dismissed said suit at the cost of the Plaintiff, that is as to the appeal only, said case having been compromised.

THOMAS L. BYRNES

VS

IN THE CIRCUIT COURT AT WAVERLY TENNESSEE

JESSIE H. BYRNES

PETITION FOR DIVORCE

This cause came on for hearing on the 16th day of December before the Hon. Dancy Fort, Judge, and it appearing that the Defendant Jessie H. Byrnes has been regularly brought into Court by publication according to law for non-residents, and the former orders of this Court, requiring her to appear and make defense to the petition of the Complainant which she has failed to do and is in default. Therefore, on motion of Complainant, it is ordered adjudged and decreed that the petition is in all things taken for confessed and the cause is set for hearing ex parte.

And this cause then came on for further hearing on the petition, the order pro confesso and the testimony of witnesses if open Court from which it appears that the Defendant has willfully deserted the Complainant and has absented herself for more than two whole years next before the filing of this petition. It is therefore ordered, adjudged and decreed that the bonds of matrimony subsisting between the Complainant and the Defendant be and are hereby absolutely and perpetually dissolved and that the Complainant is forever freed the obligations thereof and is restored to all the rights and privileges of an unmarried person.

ADA CARROLL

VS

IN THE CIRCUIT COURT AT WAVERLY, WAVERLY, TENNESSEE

JUNIUS CARROLL

PROCONFESSED

In this cause on motion of Complainant, and it duly appearing to the Court that the defendant, Junius Carroll, has been regularly brought into Court by service of process duly made and has up to this time failed to appear and make defense to the bill filed in said cause, within the time required by law; it is ordered that as to the defendant, Junius Carroll, complainant's bill be taken as confessed and the cause set for hearing, ex parte.

DECREE

And thereupon this cause coming on to be further and finally heard upon the bill, the judgement pro confesso heretofore taken against the defendant, and upon oral proof taken in open Court, when it satisfactorily appeared to the Court from the proof that the facts stated in the bill are true, that the defendant had abandoned the complainant turned her out of doors, and refused and neglected to provide for her, and that she gave him no just cause to so treat her.

It is further ordered by the Court that the complainant have the absolute and exclusive custody of her two children, James and LeRoy, and that the defendant be prohibited from coming about her, or in any manner interfering with her, and their two children.

MRS ANNA COX RANEY

VS

IN THE CIRCUIT COURT AT WAVERLY, TENNESSEE

WILL A. RANEY

This cause came on to be heard before the Hon. Dancy Fort, Judge, on this the 16th day of Dec. 1938, upon the entire record in the cause, including complainant's bill, the answer of the defendant, the oral testimony of witnesses produced in open Court and argument of counsel for both complainant and defendant, when it satisfactorily appeared to the Court that the facts charged are true, that the defendant's conduct toward the complainant was so cruel and inhuman as to render co-habitation with him improper for her to be under his dominion and control, and that complainant did not condone his acts,

and gave the defendant no just cause for his said misconduct.

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

It is, therefore ordered and decreed by the Court that the complainant, Anna Cox Rainey have exclusive custody of their two children, William J. and Geo. R. Rainey, free from any interference on the part of the defendant; and the defendant is held to be in contempt of Court, and in custody of the Sheriff until he delivers the said children to complainant; that temporary injunction heretofore entered in this cause be made perpetual.

It is further ordered, adjudged and decreed by the Court that the title to all of the personal property used in and about the home of the parties be vested in complainant and divested out of the defendant. That, if necessary, writ of possession issue to put complainant in possession of said personal property.

And it further appeared to the Court that after the marriage of the parties, defendant induced complainant to sell a house and lot that she owned in Nashville, Tennessee, and pay off a mortgage of \$300.00 on his father's farm, and in consideration of this payment, the father and mother of the defendant executed the following deed:

JOE H. RAINEY AND WIFE

DEED TO

WILL RAINEY AND WIFE

FOR AND IN CONSIDERATION of the sum of Three Hundred (\$300.00) Dollars, cash in hand paid the receipt of which is hereby acknowledged, we, Joe H. Rainey and wife, Emma Jean Rainey this conveyance is made with stipulations and reservations as follows:

We, the said Joe Rainey and wife, Emma Jean Rainey are to hold the home house, barn and lots, garden etc. so long as either of them live. Also are to have five acres located about the home house. It is further agreed that the fruit grown on the farm is to be used by both families.

Have bargained and sold and by these presents do transfer and convey unto the said Will Rainey and wife, Anna Maxwell Rainey, their heirs and assigns a certain tract or parcel of land in Humphreys County, State of Tennessee, as follows:

Being in the old 8th Civil District now the 4th.

First Tract. Beginning on a birch on the South side of a branch near a spring on Tumbling Creek running thence East 250 poles to a chestnut

with dogwood and black oak pointers; thence north 60 $\frac{1}{2}$ poles to a post oak; thence West 37 poles to a stake; thence 40.8 poles to a stake with white oak and post oak pointers; thence West 89.6 poles to a stake with 2 post oak pointers; thence South 44.8 poles to a stake; thence West 126 poles to a stake with 3 poplar pointers and one dogwood pointer; thence South crossing the branch 50 $\frac{1}{2}$ poles in all 63 $\frac{1}{2}$ poles to the beginning. Containing 125 acres more or less.

Second Tract. Lying and being in the new 4th Civil District beginning on a birch on the South side of a branch and near a spring on Tumbling Creek running thence North 63 $\frac{1}{2}$ poles to a stake with three poplar and dogwood pointers. It being Joe Rainey's S.W.C. of 25 acre tract; thence South 74 degrees West 30 poles to a small hickory in Evans and Stennett's S.B.L.; thence South 23 degrees West 11 3/4 poles to a stake in the center of the hollow; thence South 2 degrees East 12 poles to a stake in the center of the hollow with pointers; thence South 15 degrees East 18 poles to a white oak by the side of a hollow road, thence South 5 degrees East 15 3/4 poles to a birch on the South side of the branch; thence South 13 degrees East 23 poles to a black oak in Evans and Stennett's N.B.L.; thence North 74 degrees East 42 poles to a rock with 3 pointers; thence North 16 poles to the beginning. Containing 24 $\frac{1}{2}$ acres be the same more or less.

TO HAVE AND TO HOLD the said tract or parcel of land with the appurtenances, estates, title and interest to them belonging to the said Will Rainey and wife, Anna Maxwell Rainey their heirs and assigns forever. And we do covenant with the said Will Rainey and wife, Anna Maxwell Rainey that we are lawfully seized and possessed of said land in fee simple, have a good right to convey it and the same is unencumbered. We do further covenant and bind ourselves and our heirs and representatives to warrant and forever defend the title to said land to the said Will Rainey and wife, Anna Maxwell Rainey their heirs and assigns against the lawful claims of all persons

whomever. Alien is expressly retained upon the property herein conveyed to secure all the deferred payments of purchased-money.

Witness our hand this 24th day of July 1933.

Joe H. Rainey

Emma Jean Rainey

State of Tennessee,
Humphreys County.

Personally appeared before me, J.S. Shanon, a Notary Public in and for said state and county the within named Joe H. Rainey and wife, Emma Jean Rainey, the bargainors, with whom I am personally acquainted and who acknowledged that they executed the within instrument for the purpose therein contained.

And Emma Jean Rainey, wife of the said Joe H. Rainey, having personally appeared before me, privately and apart from her said husband the said Emma Jean Rainey acknowledged the execution of said deed to have been done by her freely, volentarily and understandingly without compulsion or constraint from her said husband and for the purpose therein contained.

Witness my hand and official seal at Bold Springs, Tennessee this 24th day of July, 1933.

NOTARY SEAL

J.S. Shanon, Notary Public.

My commission expires _____

Which deed is recorded in Book 48, Page 406 of the Registrar's office of Humphreys County, Tennessee. And complainant paid off father's indebtedness out of money received from the sale of her Nashville property to the extent of \$200.00 making total of \$500.00 which she put into the above property and off for defendant, his said father and mother. It is, therefore, ordered, adjudged and decreed by the Court that complainant have and recover of the defendant the sum of \$500.00 from the defendant, Will A. Rainey, and a lien is hereby declared to exist against whatever title a dinterest the defendant may have in the abovescribed property and it is further ordered that the lands be sold by the clerk and proper and regular notice of sale, subject to life estate of said Joe H. Rainey and wife, Emma Jean Rainey, the father and mother of defendant, in the house, garden patches and fruit on said place, which sale will be made upon terms of one-third cash, and the balance in one and two years, Free from the equity of redemption and all other equities, the Clerk taking notes for the deferred payments with good solvent personal securities, and retaining lien on lands to further secure said notes. The Clerk will report his action in the premises as soon as practical.

It is further ordered adjudged and decreed by the Court that complainant have and recover of the defendant the sum of \$100.00 as solicitor fees, and a lien is declared to exist against the interest of the defendant and complainant in said lands to secure the payment of said fee.

It further appeared to the Court that the above stipulation of the show that Joe H. Rainey and wife, Jean Rainey retained title to said lands to secure the payment of said \$300.00 shown as consideration, but that in reality no lien ever existed, and the draftsman of the deed failed to mark out this part of the printed form, it appearing that complainant paid off a \$300.00 mortgage on said farm given by said Joe H. Rainey and wife to one J.S. Shanon and to be discharged on liens against said lands, and the above, and it is therefore, ordered, adjudged and decreed by the Court that the above mentioned lien in said deed creating a cloud upon the title, be and the same is hereby removed.

This cause will be retained in Court for further orders, if necessary. The Defendant will pay the costs of the cause for which execution may issue.

IN THE CIRCUIT COURT OF HUMPHREYS COUNTY, TENNESSEE

MRS J.D. PICKETT

VS

WILL OF J.D. PICKETT, DECEASED

WILLIAM H. PICKETT, ETAL

In this cause by agreement of council for all parties as evidenced by their signature signed hereto, and for good and sufficient reasons shown to the Court, it is ordered that this cause be continued from the date already set for its trial at the December term 1938 of the Court, to a day to be reset at said term by agreement of council with the approval of the Court.

This December 12th 1938.

Lee Douglas

Robert Brown

E.T. Hollins, Jr.
Attorneys for Mrs J.D. Pickett,

Dancy Fort
Judge

Albert Williams
Atty. for Wm. H. Pickett, Etal

THIS DAY THE GRAND JURY CAME INTO OPEN COURT IN A BODY AND PRESENTS THE FOLLOWING INDICTMENT AND PRESENTMENTS.

STATE of Tennessee Vs Harold Stewart, Larceny, which indictment is in the words and figures as follows: To wit,

STATE OF TENNESSEE

December Term of the Circuit Court, A.D. 1938.

HUMPHREYS COUNTY

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 Harold Stewart, of said County heretofore, to wit, on the 13th day of September, 1938, in the County aforesaid, unlawfully and feloniously did steal, take and carry away eight dollars good and lawful money of the United States one five dollar bill and three one dollar bills, of the value of eight Dollars, the property of W.Y. Rainey, 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 of Tennessee.

W.C. Howell, Attorney-General

December Term 1938.

The State of Tennessee Vs. Harold Stewart, Larceny. W.Y. Rainey, Prosecutor.

Subpoena for the State: W.Y. Rainey, Bill Anderson, Sam Scott, Ralph Clayborn.

Witnesses sworn by me on this indictment before the Grand Jury, December Term, 1938.

R.H. McKeel, Foreman of Grand Jury.

W.C. Howell, Attorney-General

A True Bill, R.H. McKeel, Foreman of Grand Jury.

STATE OF TENNESSEE

December Term of Circuit Court, A.D. 1938.

HUMPHREYS COUNTY

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 Clint McCandless, heretofore, to wit, on the 27th day of November, 1938, in said County and State, unlawfully, fraudulently and feloniously obtained from one Ardell Curtis a wrist watch of the value of four dollars and of the goods and chattels of the said Ardell Curtis by a contract of loan for use, which contract of loan and use was used merely as a means of procuring possession of the aforesaid wrist watch and was done with intent to make a fraudulent appropriation at the time, so the Grand Jurors upon their oath say that, on the day and year aforesaid, in the State and County aforesaid by the means aforesaid the said Clint McCandless is guilty of petit larceny, contrary to the statute and against the peace and dignity of the State of Tenn.

W.C. Howell, Attorney-General

December Term 1938.

The State Vs. Clint McCandless, Petit Larceny. Ardell Curtis, Prosecutor.

Subpoena for the State: Ardell Curtis, W.S. Pinkerton, Joe Smith, Mrs. Emma Graves.

Witnesses sworn by me on this indictment before the Grand Jury December Term, 1938.

R.H. McKeel, Foreman of Grand Jury.

W.C. Howell, Attorney-General

A True Bill, R.H. McKeel, Foreman of Grand Jury.

STATE OF TENNESSEE

December Term, of Circuit Court, A.D. 1938.

HUMPHREYS COUNTY

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 Rosa Nell Warren heretofore, to wit, on the 26th day of August, 1938, in said County and State, unlawfully, fraudulently and feloniously made a certain instrument in writing, purporting to be a check for three dollars and ninety cents on one J.W. Cooley, which instrument is in words and figures as follows:- "Waverly, Tenn., Aug. 26, 1938. THE CITIZENS BANK OF WAVERLY. Pay to the order of Will Parrot \$3.90. Three & 90/100 Dollars, for Wood, J.W. Cooley." with intent to fraud him, the said J.W. Cooley, and to prejudice of the right of him the said J.W. Cooley contrary to the statute and against the peace and dignity of the State of Tennessee.

And the Grand Jurors aforesaid, upon their oath aforesaid, further present that the said Rosa Nell Warren, on the day and year aforesaid, in the state and County aforesaid unlawfully, knowingly, fraudulently, feloniously and with intent to defraud E.L. Smith, did offer and pass to the said E.L. Smith aforesaid, a certain forged instrument which is in words and figures as follows:- "Waverly, Tenn., Aug. 26, 1938, THE CITIZENS BANK OF WAVERLY, pay to the order of Will Parrot \$3.90. Three & 90/100 Dollars. For Wood, J.W. Cooley", said instrument being a forgery and the said Rosa Nell Warren, at the time knowing the same to be forgery, intending to defraud the said E.L. Smith, contrary to and against the peace and dignity of the State of Tennessee.

And the Grand Jurors aforesaid, upon their oath aforesaid, further present that the said Rosa Nell Warren, on the day and year aforesaid, in the state and county aforesaid, unlawfully, fraudulently, and feloniously made a certain instrument in writing, purporting to be a check for three dollars and ninety cents on one J.W. Cooley, which instrument is in words and figures as follows:-

"Waverly, Tenn. Aug. 26, 1938, THE CITIZENS BANK OF WAVERLY, Pay to the order of Will Parrot \$3.90. Three Dollars & 90/100 Dollars, for Wood, J.W. Cooley". Which forged endorsements on said check as follows: "Will Parrot, W.E. Wright, J.W. Lee.", with intent to defraud them, the said J.W. Cooley as maker of said check and Will Parrot, W.E. Wright, and J.W. Lee, as endorsers on said check, and to the prejudice of the right of them, the said J.W. Cooley, Will Parrot, W.E. Wright, and J.W. Lee, contrary to the statute and against the peace and dignity of the state of Tennessee.

And the Grand Jurors aforesaid, upon their oath aforesaid, further present that the said Rosa Nell Warren, on the day and year aforesaid, in the state and County aforesaid, unlawfully, knowingly, fraudulently, feloniously and with intent to defraud E.L. Smith did offer and pass to said E.L. Smith, aforesaid, a certain forged instrument which is in words and figures as follows:- "Waverly, Tenn., Aug. 26, 1938. THE CITIZENS BANK OF WAVERLY, Pay to the order of Will Parrott, \$3.90. Three & 90/100 Dollars, For Wood, J.W. Cooley". with forged endorsements on said check as follows: "Will Parrot, W.E. Wright, J. W. Lee.", said instrument and endorsements thereon being a forgery and the said Rosa Nell Warren, at the time, knowing the same to be forgery, intending to defraud the said E.L. Smith, contrary to the Statute and against the peace and dignity of the State of Tennessee.

W.C. Howell, Attorney-General

December Term, 1938, The State Vs. Rosa Nell Warren, Forgery.

Subpoena for the State: J.W. Cooley, Will Parrott, W.E. Wright, and J.W. Lee.

W.C. Howell, Attorney-General

A True Bill: R. H. McKeel, Foreman of Grand Jury, R.L. Richardson, B.P. Emby, A.R. Gwin, J.V. Anderson, Lester Trotter, A.E. Winstead, W.L. McNeil, M.W. Warren, Alben Bone, Jess Robertson, J.W. Dodd, B.T. Hodge.

STATE OF TENNESSEE | December Term of Circuit Court A.D. 1938.
HUMPHREYS COUNTY

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 oaths aforesaid, present that Floyd Tibbs of said County, heretofore, to wit, on 10th day of December, 1938, with force and arms, in the County aforesaid, unlawfully feloniously, willfully, deliberately, premeditatedly, and maliciously, did make an assault upon the body of one Robert Pirtle with a certain knife with the unlawful and feloniously intent, then and there, him the said Robert Pirtle unlawfully, feloniously, willfully, deliberately, premeditatedly, and of his malice aforethought, to kill and upon him to commit the crime and felony of murder in the first degree, against the peace and dignity of the State of Tennessee.

W.C. Howell, Attorney-General

December Term, 1938, The State vs. Floyd Tibbs, Assault with intent to commit Murder in the first degree., Robert Pirtle, Prosecutor. Subpoena for the State, Robert Pirtle, Julia Harrison, Herbert Beard, Paul Bumpus, Witnesses sworn by me on this indictment before the Grand Jury, December Term, 1938.

R.H. McKeel, Foreman of Grand Jury

W.C. Howell, Attorney-General

A True Bill, R.H. McKeel, Foreman of Grand Jury.

State of Tennessee |
Humphreys County | December Term of Circuit Court, A.D. 1938.

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 Bill Runion and Bus Runion heretofore, to wit, on the 10th day of August, 1938, in the County aforesaid, unlawfully feloniously did steal, take and carry away six hundred twenty-five pounds muscle shells, 1 pair boat oars and tugging of the value of Fifteen Dollars the property of Luke Flowers, 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 of Tennessee.

W.C. Howell, Attorney-General

And the Grand Jurors aforesaid, upon their oath aforesaid, do further present that the said Bill Runions and Bus Runions, of said County, on the day and year aforesaid, in the County aforesaid, unlawfully and feloniously did receive, buy conceal, and aid in concealing six hundred twenty-five pounds muscle shells, one pair boat oars and tugging of the value of Fifteen Dollars, the property of Luke Flowers of said County, before then feloniously stolen, taken and carried away by some one, to the Grand Jury unknown, they the said Bill Runions and Bus Runions then and there knowing the said property aforesaid to have been feloniously stolen, taken and carried away, and they the said Bill Runions and Bus Runions, 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 of Tennessee.

W.C. Howell, Attorney-General

December Term, 1938. The State, vs Bill Runions and Bus Runions, Larceny, Luke Flowers, Prosecutor, Subpoena for the State: Luke Flowers, Jess Mackin, Gene Jackson, Talmage Trull. Witnesses sworn by me on this indictment before the Grand Jury, December Term, 1938.

R.H. McKeel, Foreman of Grand Jury

W.C. Howell, Attorney-General

A True Bill, R.H. McKeel, Foreman of Grand Jury.

State of Tennessee vs Roy Hughey, Driving Drunk, Subpoena for the State, Halse Ingram, Walter Woods, David Edney, Trabue Lewis.

State of Tennessee vs Lem Dawson, Reckless Driving, Subpoena for the State, Dennis Knott, Trabue Lewis, and Grover Bramblett.

State of Tennessee vs Leon Runions and Marvin Blackburn, Assault and Battery, Subpoena for the State, Roale Nell Warren, Arboney Ingram, Frank James, Lillian Ingram, Lena Rollins, Will Turner, Shelt Davis and David Edney.

State of Tennessee vs Will Burgess and Harris Bradley, Mfg Liquor, ETC. Subpoena for the State, Joe Traylor, Walter Woods, Frank James, David Edney, Walter Anderson.

State of Tennessee

vs

Reckless Driving

Lem Dawson

This cause coming on to be heard, present the Attorney-general for the state and the defendant in person and by attorney, when upon motion of the defendant and sufficient cause being shown it is ordered by the court that this cause be continued until the next term of this Court.

State of Tennessee

vs

Driving Drunk

Roy Hughey

This cause coming on to be heard,

This cause coming on to be heard, present the Attorney-General for the state and the defendant in person and by Attorney when upon motion of the defendant and sufficient cause being shown it is ordered by the Court that this cause be continued until the next term of this Court.

STATE OF TENNESSEE

VS.

FORGERY

ROSIE NELL WARREN

This cause coming on to be heard, when there was present the Attorney General for the state and the defendant in person and by attorney, when upon motion of the defendant and sufficient cause being shown it is ordered by the Court that this cause be continued until the next term of this Court.

STATE OF TENNESSEE

VS.

LARCENY

HAROLD STEWART

This cause coming on to be heard, when there was present the Attorney General for the state and the defendant in person and by Attorney, when upon motion of the defendant and sufficient cause being shown it is ordered by the Court that this cause be continued until the next term of this Court.

STATE OF TENNESSEE

VS.

MANUFACTURING LIQUOR

WILL BURGESS
HARRIS BRATLEY

This cause coming on to be heard when it appearing to the Court that there is not time to hear the case at this term and upon agreement by the Attorney General for the state and the defendant in person and by counsel it is ordered by the Court that this cause be continued until the next term of this Court.

STATE OF TENNESSEE

VS.

BAD CHECK

J. W. WILSON

In this cause the Grand Jury reports no true bill and the defendant is ordered to go hence without day.

STATE OF TENNESSEE

VS.

INTERFERING WITH OFFICER

PASCAL MAY

In this cause the Grand Jury reports no true bill and the defendant is ordered to go hence without day.

STATE OF TENNESSEE

VS.

INTERFERING WITH OFFICER

NELSON MURPHY

In this cause the Grand Jury reports no true bill and the defendant is ordered to go hence without day.

STATE OF TENNESSEE

VS.

ASSAULT AND BATTERY

LEON HUNIONS
MARVIN BLACKBURN

This cause coming on to be heard, present the Attorney General for the state and the defendant in person and by attorney when upon motion of the defendants and upon sufficient cause being shown it is ordered by the Court that this cause be continued until the next term of the Court.

STATE OF TENNESSEE

VS.

GOING ARMED.

WILL STORY

In this cause the Grand Jury reports no true bill and the defendant is ordered to go hence without day.

STATE OF TENNESSEE

VS.

DRIVING DRUNK

ELVIS STORY

In this cause the Grand Jury reports no true bill and the defendant is ordered to go hence with out day.

STATE OF TENNESSEE

VS.

Carrying a pistol

HAMILTON PARKS

In this cause came the Grand Jury into open Court in a body and present this indictment marked not a "True Bill".

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

STATE OF TENNESSEE

VS.

AGE CONSENT

HUGH WAIDLE LUCAS

In this cause the Grand Jury came into open Court in a body and present this indictment marked not a "True Bill".

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

STATE OF TENNESSEE

VS.

INTENT TO BELIEVE

E.E. (BILL) LITTLETON

In this cause the Grand Jury came into open court in a body and present this indictment marked not a "True Bill".

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

STATE OF TENNESSEE

VS.

FORGERY

JOE (BUDDY) BRANDON

In this cause the Grand Jury came into open Court in a body and present this indictment marked not a "True Bill".

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

STATE OF TENNESSEE

VS.

RESISTING AN OFFICER

ELVIS STORY &
VERNON BRUER

In this cause the Grand Jury came into open Court in a body and present this indictment marked not a "True Bill".

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

STATE OF TENNESSEE
VS. LARCENY
JOE (BUDDY) BRANDON

In this cause came the Grand Jury into open Court in a body and present this indictment marked not a "True Bill".

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

STATE OF TENNESSEE
VS. DRIVING DRUNK
J.O. PERKINS

In this cause came the Grand Jury into open Court in a body and present this indictment marked not a "True Bill".

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

STATE OF TENNESSEE
VS. ASSAULT WITH INTENT TO COMMIT MURDER IN THE FIRST DEGREE
FLORENCE KILBURN

In this cause came the Grand Jury into open Court in a body and present this indictment marked not a "True Bill".

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

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

Dancy Fort
Judge

COURT MET PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING THE HON. DANCY FORT, JUDGE, ETC. This day the Grand Jury came into open Court in a body and presents the following indictment and presentments.

One against Malcolm Dowden, Driving Drunk, Subpoena for the State, Allen Byrnes, Mrs T.A. Byrnes and Bulah Byrnes.

One against John Jones, Drunkenness, Subpoena for the State, Allen Byrnes, Mrs T.A. Byrnes and Byrnes.

One against Wid Brisentine, Driving Drunk, Subpoena for the State, W.S. Pattengild, Mollie Pattengild, and Mattie Lou Pattengild.

One against Clyde Berryman, Driving Drunk, Subpoena for the State, Allen Byrnes, Mrs T.A. Byrnes, Bulah Byrnes, and Preston Legan.

One against Roy Berryman, Driving Drunk, Subpoena for the State, Allen Byrnes, Mrs T.A. Byrnes and Bulah Byrnes.

One against, Joe Traylor, Promoting Gaming, Subpoena for the State, Dorris Pace, Millard Clayborn, Dap Raney, Bobbie Trollinger, Mark Collier Junior O'Squinn.

One against James Collier, Larceny which indictment is in the words and figures as follows, to wit:

State of Tennessee, Humphreys County. December Term of the Circuit Court 1938. 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 James Collier heretofore, to wit, on the 17 day of November 1938, in said County and State, unlawfully and feloniously did steal, take and carry away one Chevrolet Automobile of the value of five dollars, the property of Trabue Lewis, of said County, contrary to the statute and against the peace and dignity of the State of Tennessee.

And the Grand Jurors aforesaid, upon their oath aforesaid, further present that the said James Collier, on the day and year aforesaid, in the state and County aforesaid, willfully and feloniously did take the automobile belonging to Trabue Lewis without the consent of the said Trabue Lewis, the owner of said automobile, contrary to the statute and against the peace and dignity of the state of Tennessee.

W.C. Howell, Attorney General

December Term 1938

State of Tennessee vs. James Collier, Larceny, Trabue Lewis, Prosecutor.
Subpoena for the state; Trabue Lewis, Bill Williams, R.W. Jett, Miles, Sheriff of Carroll County. Witnesses sworn by me this indictment before the Grand Jury December Term 1938.

R.H. McKeel, Foreman Grand Jury.

W.C. Howell, Attorney General;

A True Bill, R.H. McKeel, Foreman Grand Jury.

STATE OF TENNESSEE
HUMPHREYS COUNTY
December Term of Circuit Court, A.D. 1938

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 Joe (Buddy) Brandon heretofore, to wit, on the 5th day of December 1938 in the said County and State, He at the time being confined in the county jail of Humphreys County, Tennessee, on a conviction for a misdemeanor unlawfully did escape from the aforesaid jail by breaking the locks on the doors contrary to the statute and against the peace and dignity of the state of Tennessee.

Attorney General

December Term 1938

State of Tennessee vs Joe (BUDDY) Brandon, Jail Break, Subpoena for the State, Jones Banes,

Frank James, David Edney,

W.C. Howell, Attorney General

A True Bill, R.H. McKeel, Foreman of Grand Jury, R.L. Richardson, B.P. Hemby, A.R. Guinn, A.V. Anderson, Lester Trotter, A.E. Winstead, W.R. McNeil, M.W. Warren, Allen Bone, Jess Robertson, J.W. Dodd and B.T. Hedge.

STATE OF TENNESSEE | December Term of the Circuit Court, A.D. 1938
HUMPHREYS COUNTY

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 Orval Jarrett and John Murry of said County heretofore, to wit, on the 1st day of August 1938, in the County aforesaid, unlawfully and feloniously did steal, take and carry away thirteen Chickens of the value of ten dollars, the property of Vina Mullinix of said County, then and there being found, contrary to the form of the statute in such cases made provided, and against the peace and dignity of the State of Tennessee.

W.C. Howell, Attorney General

December Term 1938

State of Tennessee vs Orville Jarrett and John Murry, Vina Mullinix, Prosecutrix, Subpoena, for the State, Vina Mullinix, Nick Mullinix.

Witnesses sworn by me on this indictment before the Grand Jury December Term 1938.

R.H. McKeel, Foreman Grand Jury

W.C. Howell, Attorney General

A True Bill, R.H. McKeel, Foreman Grand Jury.

STATE OF TENNESSEE | December Term of the Circuit Court, A.D. 1938
HUMPHREYS COUNTY

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.W. Ingram heretofore, to wit, on the 30th day of November 1938 with force and arms, in the County aforesaid, unlawfully did make an assault upon the body of one.....and him, the said.....he, the said B.W. Ingram, then and there did cruelly beat, wound, bruise, and otherwise maltreat, against the peace and dignity of the State of Tennessee.

W.C. Howell, Attorney General

December Term 1938

State of Tennessee vs J.W. Ingram, Assault and Battery, Harry Wallace, Prosecutor, Subpoena for the State, Harry Wallace, Ella Scurlock, Lucile Hicks, Claud Cooper, Thomas Higden, Elvis Oddum, Witnesses sworn by me on this indictment before the Grand Jury, December Term 1938.

R.H. McKeel, Foreman Grand Jury.

W.C. Howell, Attorney General

A True Bill, R.H. McKeel, Foreman Grand Jury.

STATE OF TENNESSEE | December Term of Circuit Court, A.D. 1938.
HUMPHREYS COUNTY

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 Loyd Matlock heretofore, to wit on the 29th day of May, 1938, in said County and State, unlawfully, feloniously and carnally knew Dorothy Harrison, a female over the age of twelve years and under the age of twenty one years, the said Loyd Matlock and Dorothy Harrison not occupying the relationship of husband and wife, at the time of carnal knowledge and the said Dorothy Harrison not being, at the time and before said carnal

knowledge, a bawd, lawd, or kept female, contrary to the statute and against the peace and dignity of the State of Tennessee.

W.C. Howell, Attorney General.

December Term 1938

The State of Tennessee vs Loyd Matlock, Age of consent, Rilla Owens, Prosecutrix, Subpoena for the State, Rilla Owens, Dorothy Harrison, Pauline Owens,

Witnesses sworn by me on this indictment before the Grand Jury December Term, 1938

R.H. McKeel, Foreman Grand Jury

W.C. Howell, Attorney General

A True Bill, R.H. McKeel, Foreman Grand Jury.

STATE OF TENNESSEE | December Term of Circuit Court, A.D. 1938
HUMPHREYS COUNTY

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 Rosie Nell Warren heretofore, to wit, on the 23rd day of August, 1938, in said County and unlawfully, fraudulently and feloniously made a certain instrument in writing, purporting to be a check for ten dollars on one J.W. Cooley, which instrument is in words and figures as follows: "Waverly, Tenn. Aug. 23, 1938. THE CITIZENS BANK OF WAVERLY Pay to the order of Will Parrott \$10.00 Ten & 00/100 Dollars. For Wood. J.W. Cooley". with intent to defraud him, the said J.W. Cooley, and to the prejudice of the right of him, the said J.W. Cooley, Contrary to the statute and against the peace and dignity of the State of Tennessee.

And the Grand Jurors aforesaid, upon their oath aforesaid, further present that, the said Rosie Nell Warren, on the day and year aforesaid, in the State and County aforesaid, unlawfully, knowingly, fraudulently, feloniously and with intent to defraud Henry Bone, did offer and pass to the said Henry Bone aforesaid, a certain forged instrument which is in words and figures as follows: "Waverly, Tenn. Aug. 23, 1938. THE CITIZENS BANK OF WAVERLY Pay to the order of Will Parrott \$10.00. Ten & 00/100 Dollars. For Wood. J.W. Cooley". said instrument being a forgery and the said Rosie Nell Warren, at the time, knowing the same to be a forgery, intending to defraud the Henry Bone, contrary to the statute and against the peace and dignity of the state of Tennessee.

And the Grand Jurors aforesaid, upon their oath aforesaid further present that the said Rosie Nell Warren, on the day and year aforesaid, in the state and county aforesaid, unlawfully, fraudulently and feloniously made a certain instrument in writing, purporting to be a check for Ten Dollars on one J.W. Cooley, which instrument is in words and figures as follows: "Waverly, Tenn. 23, 1938. THE CITIZENS BANK OF WAVERLY. Pay to the order of Will Parrott \$10.00 Ten & 00/100. For Wood. J.W. Cooley". With forged endorsements on the said check as follows: "W.E. Parrott, Lottie Parrott, W.C. White," with intent to defraud them. the said J.W. Cooley as makers of said check and W.E. Parrott, Lottie Parrott, and W.C. White as endorcers on the said check, and to the prejudice of the right of them, the said J.W. Parrott, Lottie Parrott, and W.C. White, contrary to the statute and against the peace and dignity of the state of Tennessee.

And the Grand Jury aforesaid, upon their oath aforesaid, further present that the said Rosie Nell Warren, on the day and year aforesaid, in the state and county aforesaid, unlawfully, knowingly, fraudulently, feloniously and with intent to defraud Henry Bone did offer and pass to the said Henry Bone aforesaid, a certain forged instrument which is in words and figures as follows: "Waverly, Tenn. Aug. 23, 1938. THE CITIZENS BANK OF WAVERLY. Pay to the order of Will Parrott \$10.00 Ten & 00/100 Dollars. For Wood. J.W. Cooley with forged endorsements on said check as follows W.E. Parrott, Lottie Parrott, W.C. White"

said instrument and endorsements thereon being a forgery and the said Rosa Nell Warren at the time, knowing the same to be forgery, intending to defraud the said Henry Bone, contrary to the statute and against the peace and dignity of the state of Tennessee.

W.C.Howell, Attorney General.

December Term 1938.

The State of Tennessee vs Rossie Nell Warren, Forgery, Henry Bone, Prosecution, Subpoena for the State, Henry Bone, C.B.Powles, J.W.Cooley, W.C.White, W.B.Parrott, Lottie Parrott. Witnesses sworn by me on this indictment before the Grand Jury December Term 1938.

R.H.McKeel, Foreman Grand Jury.

W.C.Howell, Attorney General

A True Bill, R.H.McKeel, Foreman Grand Jury.

STATE OF TENNESSEE
HUMPHREYS COUNTY

December Term of Circuit Court A.D.1938.

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 Rosa Nell Warren heretofore, to wit, on the 20th day of August 1938, in said County and State, unlawfully and feloniously made a certain instrument in writing purporting to be a check for ten dollars and ten cents on one, J.W.Cooley, which instrument is in words and figures as follows: "Waverly, Tennessee, August 20, 1938. THE CITIZENS BANK OF WAVERLY. Pay to the order of D.A.Bigham \$10.00 dollars. Ten & 00/100. For Wood. J.W.Cooley". with intent to defraud him, the said J.W.Cooley, and to prejudice of the right of him, the said J.W.Cooley, contrary to the statute and against the peace and dignity of the state of Tennessee.

And the Grand Jurors aforesaid, upon their oath aforesaid, further present that the said Rosa Nell Warren, on the day and year aforesaid, in the state and County aforesaid, unlawfully, knowingly, fraudulently, feloniously and with intent to defraud W.J.Nolan, did offer and pass to the said W.J.Nolan aforesaid a certain forged instrument which is in words and figures as follows: "Waverly, Tenn. Aug. 20, 1938. THE CITIZENS BANK OF WAVERLY. Pay to the order of D. A. Bigham \$10.00. Ten & 00/100 Dollars. For wood. J.W.Cooley". said instrument being a forgery and the said Rosa Nell Warren, at the time knowing the same to be forgery, intending to defraud the said W.J.Nolan, contrary to the statute and against the peace and dignity of the state of Tennessee.

And the Grand Jurors aforesaid, upon their oath aforesaid, further present that the said Rosa Nell Warren, on the day and year aforesaid, in the state and County aforesaid unlawfully, fraudulently, and feloniously made a certain instrument in writing, purporting to be a check for ten dollars and ten cents on one J.W.Cooley, which instrument is in words and figures as follows: "Waverly, Tenn. Aug. 20, 1938, THE CITIZENS BANK OF WAVERLY. Pay to the order of D.A.Bigham \$10.10. Ten & 00/100 Dollars. For Wood. J.W.Cooley". with forged endorsements on said check as follows: D.A.Bigham, J.R.Perkins, Harry Horton", with intent to defraud them, the said J.W.Cooley as maker of said check and D.A.Bigham, J.R.Perkins and Harry Horton as endorcers on the said check, and to the prejudice of the right of them, the said J.W.Cooley, D.A.Bigham, J.R.Perkins and Harry Horton, contrary to the statute and against the peace and dignity of the state of Tennessee.

And the Grand Jurors aforesaid, upon their oath aforesaid, further present that Rosa Nell Warren on the day and year aforesaid, in the state and County aforesaid, unlawfully feloniously and with intent to defraud W.J.Nolan, did offer and pass to the said W.J.NOLAN aforesaid, a certain instrument which is in words and figures as follows: "Waverly, Tenn. Aug. 20, 1938. THE CITIZENS BANK OF WAVERLY. Pay to the order of D.A.Bigham \$10.00.

Ten & 10/100 Dollars; For Wood. J.W.Cooley", with forged endorsements on the said check as follows: "D.A.Bigham, J.R.Perkins, Harry Horton", said instrument and endorsement and thereon being a forgery and the said Rosa Nell Warren, at the time, knowing the same to be a forgery, intending to defraud the said W.J.Nolan, contrary to the statute and against the peace and dignity of the state of Tennessee.

W.C.Howell, Attorney General

December Term 1938.

State of Tennessee vs. Rosa Nell Warren, Forgery, W.J.Nolan, Prosecutor, Subpoena for the State, W.J.Nolan, D.A.Bigham, J.R.Perkins, Harry Horton.

Witnesses sworn by me on this indictment before the Grand Jury December Term 1938.

R.H.McKeel, Foreman Grand Jury.

W.C.Howell, Attorney General

A True Bill R.H.McKeel, Foreman Grand Jury.

TO THE CLERK OF THE CIRCUIT COURT OF HUMPHREYS COUNTY:

File this petition and issue attachment for the body of the defendant, JOHN W. BERRYMAN, returnable to the first day of the next Term of Court and have said defendant execute bail bond for his appearance to the next Term of said Court in the penal sum of \$250.00 with two good securities thereon, conditioned to be paid if the defendant appears and answers said petition upon said first day of Court and does not depart said Court without leave.

This the 21 day of November, 1938.

Dancy Fort, Circuit Judge.

W. J. Thompson as Administrator of estate of Louise Thompson, Deceased, Vs. Nashville Chattanooga & St. Louis Railway. In the Circuit Court of Humphreys County, Tennessee.

Amended Declaration.

The Plaintiff W. J. Thompson, as Administrator of the estate of Louise Thompson, deceased, sues the Defendant Nashville, Chattanooga and St. Louis Railway, a railroad corporation organized under the laws of the State of Tennessee, for Twenty-five Thousand Dollars (\$25,000.00) as damages by reason of the following facts:

The Defendant on the 17th day of March, 1938, was the owner and operator of a railroad situated in Humphreys County, Tennessee, and on that day was running a freight train west bound through said County a crossing crossing which is an intersection of the railway tracks and the private way crossing the railroad from U. S. Highway No. 1 to the premises of Thomas E. Sox; that the Plaintiff's intestate at the same time was riding in an automobile north bound a crossing said crossing, as she had a lawful right to do, and that when the automobile reached the crossing and was upon the tracks, said freight train, without having given warning either by blowing its locomotive whistle or ringing its bell unlawfully ran over said automobile and killed the said Louise Thompson, all because of the carelessness and negligence of the Defendant, its employees and servants.

The plaintiff on the 26th day of March, 1938, was duly appointed Administrator of the estate of the said Louise Thompson by the County Court of Humphreys County, Tennessee, and his letters of administration are here shown to the Court.

The Plaintiff therefore alleges that he has a right of action against the Defendant for the sum demanded, hence this suit.

The Plaintiff demands a jury to try this cause.

J. R. Morris
Roy Carter, Attorneys for Plaintiff.

SHERIFF'S BOARD BILL

State of Tennessee Vs. Boyd Johnson, auto theft, Sept 1, 1938 to Dec. 12, 1938, 177 days at 75¢ per day.....\$77.25

State of Tennessee Vs. Bill Simmons, Disposing of mortgaged property, Sept. 8, 1938 to Oct. 27, 1938, 52 days at 75¢ per day \$39.00, two turn keys \$2.00.....\$41.00

State of Tennessee Vs. Charlie McGruder, Tippling, Sept 1, 1938 to Sept. 6, 1938, 6 days at 75¢ per day \$4.50, two turn keys \$2.00..... 6.50

State of Tennessee, Vs. J. C. Brandon, Larceny, Sept. 1, 1938 to Sept. 3, 1938 3 days at 75¢ per day \$2.25, two turn keys \$2.00..... 4.25

State of Tennessee, Vs. Rosie Nell Warren, forgery, Sept. 1, 1938 to Sept 5, 1938, 5 days at 75¢ per day \$3.75, 2 turnkeys \$2.00..... 5.75

State of Tennessee Vs. Harold B. Stewart, larceny Sept 13, 1938 to Sept. 15, 1938, 3 days at 75¢ per day \$2.25, 2 turnkeys \$2.00..... 4.25

State of Tennessee Vs. Bill Runions, Larceny, Sept 15, 1938 to Dec. 12, 1938 89 days at 75¢ per day..... 66.75

State of Tennessee Vs Roy Ingram, Larceny Sept. 15, 1938 to Nov. 12, 1938 58 days at 75¢ per day \$43.50, two turnkeys \$2.00..... 45.50

State of Tennessee Vs. Jake Smith, Murder, Sept. 23, 1938 to Dec. 12, 1938 81 days at 75¢ per day \$60.75..... 60.75

State of Tennessee Vs. Leonard Pentress, false pretense, Sept 25, 1938 to Sept. 26, 1938, 2 days at 75¢ per day \$1.50, two turnkeys \$2.00..... 3.50

State of Tennessee Frank Austin, Trespassing, Oct. 7, 1938 to Oct. 7, 1938 One day at 75¢ per day, two turnkeys \$2.00..... 2.75

State of Tennessee Vs. Florence Kilburn, Oct. 8, 1938 to Oct. 9, 1938, 2 days at 75¢ per day \$1.50, 2 turnkeys \$2.00..... 3.50

State of Tennessee Vs. Homer Moody, larceny, Oct. 10, 1938 to Dec. 12, 1938 63 days at 75¢ per day..... 47.25

State of Tennessee Vs. Paul Atchison, larceny, Oct. 23, 1938 to Oct. 25, 1938 3 days at 75¢ per day \$2.25, two turnkeys \$2.00..... 4.25

State of Tennessee Vs. Herman Warren, larceny, Oct. 3, 1938 to Oct. 6, 1938, 2 days at 75¢ per day \$1.50, 2 turnkeys \$2.00..... 3.50

State of Tennessee Vs. J. C. Brandon, Forgery, Nov. 28, 1938 to Dec. 13, 1938 15 days at 75¢ per day..... 11.25

Nix & Rutledge
Vs.
Fred Adams
Howard Adams
F. E. Craig

CONDEMNATION

This case was settled out of Court & the cost was paid by the Defendant.

REPORT OF GRAND JURY

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

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

We have examined the County Jail and County Poor House and find the inmates well fed and cared for except at the County Poor House we do not think their is a sufficient amount of covering for the beds to keep the inmates comfortable. The general sanitary conditions at the Poor House is in bad condition and should have more attention than it is receiving. The County Poor House needs a small amount of repairs in the way of leaks in the roof and other minor attention.

We have examined all bonds required by law to be examined by us and find them properly executed and good and solvent for the various amounts thereof except the bond of W. J. Hooper who is constable in fifth Civil District and as to this bond we don't think it is sufficient and recommend that it be strengthened. And now having completed our labors for the term we ask to be discharged for the term.

R. H. McKeel, Foreman
B. P. Homby
A. R. Gwinn
R. L. Richardson
Walter McNeil
J. W. Dodd
Lester Prater
Allen Boone
M. E. Warren
B. T. Hedre
A. V. Anderson
A. E. Winstead
J. A. Robertson

COURT THEN ADJOURNED UNTIL COURT IN COURSE.

D. G. G. G. JUDGE

State of Tennessee 0
VS Public Drunkenness
Britton Curtis MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS PUBLIC DRUNKENNESS
ALVIN GHOLSTON MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS PUBLIC DRUNKENNESS
PICKLE WIGGINS MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

STATE OF TENNESSEE
VS PUBLIC DRUNKENNESS
FLOYD TIBBS MOTION TO RETAX COST

In this cause came the Attorney-General for the State and it appearing to the Court from the Sheriff upon execution issued to him by the Clerk of the Circuit Court, that the defendant is wholly insolvent and 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 make out and certify same to the County Judge for payment as the law directs.

COURT MET PURSUANT TO ADJOURNMENT PRESENT AND PRESIDING THE HON. DANCY FORT, JUDGE, ETC.
CAPTION
State of Tennessee
Humphreys County

Be it remembered that a Circuit Court was opened and held in and for the County of Humphreys at the Court House in the town of Waverly, Tennessee on the 17th day of Apr. it being the third Monday of said month, and the One Thousand Nine Hundred and Thirty Ninth year of our Lord, and One Hundred and Sixty-fourth year of American Independence. Present and presiding the Hon. Dancy Fort, Judge of the ninth Judicial District of the State of Tennessee.

Court was opened in due form of law by Frank James, Sheriff of Humphreys County, Tennessee and by him was returned into open Court a Writ of Habeas Corpus, showing that the following named persons were appointed by the County Court at the December Term 1938, to appear and to serve as jurors at the present term of this Court, to wit: Doss Burch, L. J. Parker, Noah Hooper, Pete Warden, E. D. Hooper, Lloyd Johnson, Coleman Grice, John Fields, Horace Gatlin, W. L. White, Will A. Russel, Arthur Jarred, Billy Little, George Stringer, Phillip Legan, Sam Harbison, W. H. May, Vester Spann, J. H. Jones, Tom Elliot, H. C. Hooper, G. C. Bone, W. F. Larkins, Henry Rochelle, A. D. Bowen. And it appearing to the Court that the above named parties were regularly summoned by the sheriff of Humphreys County, and that all of said parties so summoned appeared and answered said summon.

And out of said jurors so summoned the following were selected, as required by law, as Grand Jurymen, E. D. Hooper, Coleman Grice, Pete Warden, W. F. Larkins, Arthur Jarred, John Fields, Vester Spann, Billy Little, Horace Gatlin, J. H. Jones, Phillips Legan, Will Russel, and H. H. McKeel having been appointed Foreman of the Grand Jury at a former term of this Court the said Grand Jury is in all things as the law directs, having been duly selected, tried, sworn, and charged by the Court according to law, retired to their room in charge of Chesley Vaden, Constable of Humphreys County, sworn according to law, to attend them in considering indictments and presentments.

And out of the remaining number of the jurors so summoned, the following were excused from jury services, by the Court, to wit: Henry Rochelle, A. D. Bowen, G. C. Bone, H. C. Hooper, Tom Elliot, W. H. May, Sam Harbison, George Stringer, W. L. White, Lloyd Johnson. The following named persons were summoned by the sheriff of Humphreys County, and qualified as regular jurors in the stead of the above named excused jurors, to wit: Monroe Gossett, W. W. Long, J. F. Daniel, J. M. Madden, W. T. Patterson, M. H. Daniel, Clarence Gwinn, Samuel L. Jarred, and John Bigham, Orson Fields, W. C. Davis, Dan Luff, and V. B. Hand.