

James  
County

April Term 1913

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Shun  
Oct Term 1919

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J. F. Alison

340

287-308

350

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April term 1913.

Caption.

State of Tennessee  
 James County } Be it remembered that at a circuit  
 Court of the fourth Judicial <sup>district</sup> begun and  
 held at the <sup>Franklin</sup> School Academy, in the town of Cottovick.  
 (The court house having been destroyed by fire since  
 the last term of the court, and the said school  
 building having been designated for said place of  
 holding court by the county court at its April term  
 1913) this being the fourth Monday in April in  
 the year of Our Lord, one thousand nine hundred  
 and thirteen and of the American Independence  
 one hundred and thirty <sup>the time fixed by law for holding said court</sup> seven present and presiding  
 the Hon Sam McPison, Judge of said circuit, when the  
 following proceedings were had and entered of record to  
 wit:

The Court was opened in due form by Luther Green Sheriff  
 of said county, and by him was returned into open court  
 a writ of venue facias delivered to him by the clerk of the  
 County Court of said county, showing that at the April term  
 thereof 1913, said Court had appointed the following persons  
 being good and lawful men of said county, to serve  
 as jurors at the present term of this court to wit: 1 G. G.  
 McDaniel, 2 W. H. Wilson, 3 John Knox, 4 Mills Quinn,  
 5 Milze Hixon, 6 J. L. Gamble, 7 J. L. Johnson, 8 J. J. Davis,  
 9 Bank Bellis, 10 Ed. Crow, 11 John Knox, 12 J. B. Morgan,  
 13. R. P. Keen, 14. J. H. Davis, 15. Dan Moore, 16. Dexter Seagle,  
 17. J. H. Sims, 18. H. C. Rhineheart, 19. E. M. Chesnut, 20.  
 A. H. Howard, 21. W. L. Fitzgerald, 22. W. R. Barnett, 23. C. J.  
 Carter, 24. J. M. Roy, 25. Will Madison, who being  
 summoned by the Sheriff appeared, and out of those  
 jurors so summoned was drawn, 1 H. C. Rhineheart  
 2 Ed. Crow, 3 J. L. Johnson, 4 W. H. Quinn, 5 Dexter Seagle,  
 6 G. G. McDaniel, 7 Milze Hixon, 8 J. J. Davis, 9 John  
 Knox, 10 J. J. Davis, 11 W. R. Barnett, 12 J. H. Roy, 13. John  
 Knox, who being duly elected a grand jury of whom  
 H. C. Rhineheart was appointed by the Court foreman, and  
 the grand jury, in all things as the law directs being  
 duly empanelled sworn and charged to inquire for the  
 body of the County aforesaid returned to consider of  
 of presentments and indictments

The following persons were called to serve as  
 grand jurors at the present term of court to wit:  
 Fitzgerald, 2 J. H. Sims, 3 A. H. Howard, 4 Will Madison  
 5 J. L. Gamble, 6 E. M. Chesnut, 7 Dan Moore, 8 W. H.  
 Wilson, 9. R. P. Keen, 10 J. B. Morgan, 11 J. H. Roy, 12 Ed. Crow

J. C. Green Court was appointed to wait on the Grand jury  
 (and of J. G. Mason Dist. Sheriff was appointed to wait on the court at  
 the present term)

J. J. Johnson }  
 vs }  
 Lumber Product Co } *Appeal*  
 in this case on motion of the Plaintiff by  
 Counsel made in open court

It is ordered by the Court that the officer executing the process in  
 the above case be allowed to amend his Return so as to make  
 it read as follows: Came to hand same day issued  
 and executed by summoning defendant Lumber Product  
 Co. through L. A. Carter the highest officer of said  
 defendant to be found in my county to appear before Wm.  
 Hanawalt on the 14<sup>th</sup> day of March 1913 at 3 o'clock P.M.  
 To which the defendant at this time appeared and this  
 cause is continued by consent until the  
 next term.

J. A. Smith } No  
 vs }  
 Minnie Smith } in the Circuit Court of James County, at  
 Ottawah, April Term 1913.  
 In this case it appearing to the court  
 from the records and from the affidavits of  
 Counsel for the plaintiff and of the clerk of said court  
 that the original papers and said cause were destroyed  
 by fire which consumed the court house at Ottawah,  
 Tenn. on contents of James on the 9<sup>th</sup> day of March 1913,  
 and the substantial copies of said papers are filed in said  
 cause, marked Exhibit A & B, it is therefore ordered by  
 the Court that said copies be filed for said cause,  
 and treated as ~~original~~ <sup>original</sup> papers, which is  
 accordingly done, and that said cause be restored  
 or placed on the trial docket of this  
 Court.

Frammie Redding }  
 vs }  
 Ed Redding } in the Circuit Court for James,  
 at Ottawah, Tenn. April Term ~~1913~~  
 April Term 1913.

In this case, it appearing to the court from  
 the record and from the affidavit of counsel  
 for the plaintiff and of the clerk of said  
 Court, that the original papers in said cause  
 were destroyed by fire which consumed the court  
 house of James County at Ottawah, Tenn. and



No - 1

State } U.P.  
 vs }  
 Jim Davis } Cause the attorney general who prosecutes for  
 the state, and the defendant in proper person  
 } And the attorney general by leave of the  
 court enters a *Molle Prosequi* in this cause, it is  
 therefore considered by the court that the defendant  
 go hence without day.

No - 3

State }  
 vs } *Misraunce on the Sabbath*  
 A Belvin } Cause the attorney general who prosecutes  
 for the state, and the defendant in  
 proper person. and by leave of the court the  
 attorney general enters a *Molle Prosequi* in this  
 cause on defendant paying all the cost of the  
 cause also all taxes. it is therefore ordered by  
 the court that a *Molle Prosequi* be entered in this  
 cause on defendant paying or securing all the  
 cost and taxes in the cause. Thereupon appeared  
 in open court the defendant and his securities of Record,  
 J M Smith and John Phansy who jointly and severally  
 acknowledged themselves indebted to the state of Tennessee  
 for the cost and taxes aforesaid for which Executions  
 will issue.

No 6

State } P.D.  
 vs }  
 Alex Smith } Cause the attorney general who prosecutes  
 for the state. and it appearing to the  
 court that alias copies having been issued by the  
 clerk of this court for the arrest of the defendant  
 and the same having been returned by the Sheriff  
 not to be found, it is therefore Ordered by  
 the court that this cause be placed on the  
 Retired Docket

No 7.

State } U.P.  
 vs }  
 Wley Phansy } Cause the attorney general who prosecutes  
 for the state. and it appearing to the  
 court in this cause, that alias copies  
 having been issued by the clerk of this court for  
 the arrest of the defendant having been by the  
 Sheriff returned, not to be found.  
 it is therefore considered by the court that this  
 cause be placed on the retired Docket

John Cowan + Money Hopkins  
 Juries

1	H.C. Hamon,	2	day issued
2	B.T. Davis,	2	days issued
3	C.E. Steel,	3	4.50 issued
4	W.G. Jones,	2	day issued
5	H.A. Gains,	2	day issued
6	C.B. Lewis,	2	day issued
7	W.L. Sims,	2	day "
8	C.H. Barnes,	2	day "
9	L.W. Hall,	2	day "
10	J.W. Hill,	2	day issued
11	Sam. Malone,	3	1 day issued
12	Ed. Long,	3	issued

I W. L. Harker Circuit Court Clerk do  
 certify that this is the true list  
 of juries of the John Cowan  
 & Money Hopkins Case.

450  
 140

W. L. Harker C. C. Clerk

④ MINUTE MEN ④

10 JACKSON PLACE  
WASHINGTON, D. C.

SPEAKERS' SCHEDULE

Beginning Date \_\_\_\_\_

Subject \_\_\_\_\_

DATES	NAME OF SPEAKER	THEATER	APPROX. AUDIENCE
1	G. R. Lewis		
2	all noon		
3	C. N. Whitaker		
4	P. A. Henry		
5	B. H. Connor		
6	A. & P. B.		
7	Henry Blinhardt		
8	G. B. Griffith		
9	J. C. Simms		
10	Jess Trotter		
11	C. L. Bare		
12	J. H. Matheny		
13	Don Humphries		
14			
15			
16	Grand Jurors		
17	Feb Term 1919		
18			
19			
20			
Total No. speakers _____		Total No. theaters _____	Total audience _____

This sheet may include the record for the City, every two days, or more, according to the number of speakers enrolled. Summarize the reports on these sheets and in this summary on return Post Card, which is mailed to you at the end of each campaign. You keep this sheet for your own record.

Speaker's  
Sam McCalister  
Frank S. Curden

Committee to select  
Contribution for the  
Roosevelt Memorial  
Association

Hunter Furchess  
Bank of Cottlewah

A. W. Marshall  
Opison

J. D. Campbell  
Cottlewah R. #1

James M. Lewis  
Cottlewah R. #1

A. E. White  
Birchwood

Lester Single  
Ruggold R. #4

Jury in the  
George Bishop Case  
W. J. Huff

T. J. McCallie  
Lynn Sims  
J. W. Poark  
A. L. Moon  
John Arnes  
E. C. Smith  
J. M. Early  
Frank Watts  
Ed. Pettis  
~~W. J. Baker~~  
J. E. Longley



R. M. Roberson  
J. M. Long excused  
on the Grand Jury  
for special cause  
and A. T. Rogers  
and James Johnson  
was placed in their  
places and W. D. Swann

G. W. Stokes claims  
attendance in Hutson  
Case  
Ray Stokes also claims  
16 miles for both  
1 day each

23  
8  
15

Grand Jury

- 1 G. R. Lewis Foreman
- 2 Henry. Rhinheart
- 3 A. D. Moon 1
- 4 G. S. Griffith
- 5 J. C. Sims
- 6 Charles. Whitaker
- 7 Jess. Trotter
- 8 P. A. Henry
- 9 C. L. Bark
- 10 R. H. Cannon
- 11 A. K. Poe
- 12 J. H. Mattingly
- 13 Dan. Humphreys

Jury Haven. Office of Grand J. -  
1 day

Reglor Pennell

No.	Name	Amount	Notes	Balance
1	R. E. Bowers.	20	mi <sup>issued</sup> 3 day lock	
2	Garrett Fitzgerald	—		4.50
3	J. C. Fisher.	—		4.50
4	G. O. McDaniel	10		5.50
5	Sam Malone.	1.25	issued	
6	Ed. Long.	—	issued	4.50
7	J. J. Harris.	—	issued	4.50
8	Sam Riddle.	—	issued	4.50
9	C. B. Steel.	—		4.50
10	John Lyles.	—	issued	4.50
11	Jess. Ray	—		4.50
12	J. B. Hill	23	mi issued	

~~John Haven officer day~~

I W L Hedges Circuit  
 Court Clerk do Certify  
 that this is a true list  
 of ~~Reglor Pennell~~ for  
 the Feb term 1919 —  
 W L Hedges clk.

4.50  
 2.30  
 7.50

4.50  
 2.00  
 7.50

100.4  
 40.5  
 39.9

Which motion being argued/by counsel and fully considered by the court was by the court overruled to which action of the court defendant excepted at the time and still excepts and thereupon the defendant was asked if he had any thing to say why sentence should not be imposed , and said nothing , was in due legal form sentenced by the court in open court to serve an indeterminate sentence from three to ten years in the state penitentiary of Tennessee at hard labor as provided by law for said offense and pay all costs of the cause for which execution may issue .

JOE K. LEWIS, )  
v )  
BANK OF COLTWAY, )

Case No. \_\_\_\_, Circuit Court  
JAMES COUNTY, TENNESSEE.

Plaintiff in the above styled cause having moved the Court to allow him to file an amendment in the declaration as originally filed in said cause, which matter having come before the Court upon Motion, and the Court, after hearing said motion to amend, grants said motion and

IT IS THEREFORE ordered, adjudged and decreed that Joe K. Lewis, Plaintiff in said cause, may amend the declaration as originally filed in said cause so as to read as follows;

To-wit;- That the sentence or assertion as stated in the lines 11 and 12 of said declaration which now reads "Plaintiff accepted said office, position or employment for a period of six months, more or less", shall be amended and changed so as to read "Plaintiff accepted said position, and filled and acted in said position, office or employment for a period of six months, more or less".

AND THAT in line 16 of Plaintiff's original declaration, between the words "to" and "and", the following words be inserted, to-wit;- "and which he was employed to do", so as to cause said line 16 to read, as follows;-"Work he was supposed to attend to and which he was employed to do and was informed by the".

JOE K. LEWIS  
v  
BANK OF COLTEWAH,

IN CIRCUIT COURT,  
JAMES COUNTY, TENNESSEE.

Comes the Plaintiff Joe K. Lewis and moves the Court that he be allowed to amend the declaration as filed in this cause in the following manner, places and form;- to-wit;-

That the sentence or assertion as stated in Lines Eleven and Twelve (11 & 12) of said declaration which now reads, "Plaintiff accepted said ~~position~~ office, position of employment for a period of six months more or less", be amended changed and caused to read "Plaintiff accepted said position, and filled and acted in said office, position or employment for a period of six months more or less".

And that in line sixteen of Plaintiff's declaration, between the words TO and AND, the following words be inserted, to-wit; "and which he was employed to do", so as to cause said line sixteen to read, as follows; "Work he was supposed to attend to and which he was employed to do and was informed by the".

*Defendant will have  
20 days in which  
to plead*

~~Att. for Plaintiff~~

No. 5

State } Violating the 4 mile law.  
 as }  
 Leg. Time } Came the attorney general who prosecutes  
 } for the state, and it appearing to the court  
 } that alias copias having been issued by the clerk  
 of this court for the arrest of the defendant and the  
 same having been returned not to be found.  
 It is therefore ordered by the court that this case be  
 placed on the retired Docket.

No. 10

State } P.D.  
 as }  
 Jessie Stone } Came the attorney general who prosecutes  
 } for the state, and the defendant in proper  
 person. Who being arraigned and charged on the  
 indictment for Public Drunkenness, for plea thereto says  
 that he cannot deny that he is guilty as charged  
 in the indictment and submits to the mercy of the  
 court. It is therefore considered by the court  
 that for the offense aforesaid that the defendant  
 forfeit and pay a fine of Ten dollars (\$10.00) and all  
 the cost of the cause. Thereupon appeared in open  
 court the defendant and his Sureties of Record,  
 E. C. Smith who jointly and severally  
 acknowledge themselves indebted for to the State  
 of Tennessee for the fine and costs aforesaid for  
 which Execution will issue.

12.

State } C.P.  
 as }  
 J. A. Parratt } Came the Attorney general who prosecutes  
 } for the state, and the defendant in  
 proper person. Who being arraigned and charged on  
 the indictment for carrying a Pistol for plea thereto  
 says that he is not guilty, and for trial puts  
 himself upon the country, and the attorney general  
 calls the like, there upon to try the issue joined came  
 the following jury to wit: 1 W. L. Fitzgerald, 2 J. J.  
 Sims, 3 A. L. Howard, 4 Mill Robinson, 5 S. L. Rumble  
 6 E. M. Chesnut, 7 Dan Moore, 8 R. T. Nelson, 9 R. P. Kerr  
 10 J. B. Morgan, 11 L. M. Roy, 12 Ed. Moon, all good and  
 lawfull men citizens of James County who being  
 elected, empanelled, and sworn as the law directs after  
 hearing all the evidence in the case and receiving  
 the charge of the court upon them says they  
 find the defendant not guilty as charged in the  
 indictment. It is therefore considered by the court

that the defendant go home without day.

W. E. Alvey }  
 vs }  
 M. L. Chapman } on the circuit court for James County  
 at Oatthawh Tenn.  
 April Term 1913

In this cause, it appearing to the court from the records, and from the affidavit of counsel for the plaintiff and of the clerk of said court that the original papers in said cause were destroyed by fire which consumed the court-house of James County at Oatthawh Tenn. and contents of same on the 4th day of March, 1913 and that substantial copies of said papers are filed in said cause marked Exhibits A & B. It is therefore ordered by the court that said copies be filed in said cause and treated as the original papers, which is accordingly done and that said cause be restored or placed on the trial docket of this court, on application of respondent. This cause is continued till the next term of this court.  
 State.

14 }  
 vs } Gaming  
 Jake Hixson } came the Attorney General Who prosecutes  
 for the state and the defendant, in  
 proper person who being arraigned and charge  
 on the indictment for gaming, and for plea  
 thereto says, that he can not deny but that he is  
 guilty as charged on the indictment and submits  
 to the mercy of the court it is therefore  
 considered by the court that for the offense  
 aforesaid that the defendant forfeit and  
 pay a fine of two dollars & fifty cents (\$2.50)  
 and all the cost of the cause, therefore -  
 appeared the defendant, and his parties of  
 record, J. J. Hixson & Mat Smith who  
 jointly and severally acknowledge themselves  
 indebted to the state of Tenn for the fine  
 and cost aforesaid, for which execution will  
 issue therefore appeared the defendant in  
 open court and paid the clerk of this court  
 the sum of seventy dollars, on the spot.



24. <sup>vs</sup> A. B. Early } <sup>Appeal</sup>  
 Southern Railway Co. } In this cause a settlement  
 is agreed between plaintiff  
 and defendant upon the following terms  
 to wit: That defendant, Southern Railway Co., pay  
 to the plaintiff, A. B. Early, the sum of forty  
 dollars (\$40.00) and all the cost of the cause.  
 It is therefore ordered and adjudged by  
 the court that the plaintiff recover of the  
 defendant the sum of forty dollars (\$40.00),  
 as damages and all the cost of the cause  
 for which execution will issue. This cause before  
 being called for trial, No date No County for ~~trial~~ be taken  
 in will Stele Hale

26. <sup>vs</sup> Southern Railway Co. } <sup>Appeal</sup>  
 Stele Hale, having been <sup>called</sup>  
 into court and prosecuted his case  
 and cause not but made default. It is there-  
 fore ordered and adjudged by the court that  
 said cause be dismissed and the defendant  
 the Southern Railway Co. have and recover of  
 the plaintiff all the cost of the cause for  
 which execution will issue.

31. James Heaton & wife } <sup>vs</sup> <sup>Drumage</sup>  
 Mrs. T. C. Echols & husband } In this cause a settle-  
 ment is agreed be-  
 tween plaintiff and defendant upon the follow-  
 ing terms to wit: That the plaintiff recover of the  
 defendant all the cost of the cause. It is there-  
 fore ordered and adjudged by the court that  
 this case be dismissed and that defendants pay  
 all the cost of the cause for which execution  
 will issue ~~this cause is before the court to wit.~~  
 State

11 Thomas Chany } <sup>vs</sup> <sup>Assault.</sup>  
 The attorney General who pro-  
 secutes for the state and the de-  
 fendant in proper person who being arraigned  
 and charged on the indictment for assault  
 for plea thereto says that he is not guilty and  
 for trial puts himself upon the country, and

The attorney General doth the like, Thereupon to try the issue joined came the following jury  
 Sworn: 1 W. L. Fitzgerald, 2 J. Y. Sims, 3 W. L. Howard,  
 4 Will Robertson, 5 S. L. Gamble, 6 C. M. Chestnut, 7  
 Dan Moore, 8 B. P. Wilson, 9 R. P. Kerr, 10 J. B. Morgan,  
 11 R. M. Ray, 12 Ed Moon all good and lawful men  
 citizens of James County, who being elected, empanelled  
 and sworn as the law directs after hearing all  
 the evidence in the case and receiving the charges  
 of the court upon their oaths say they find the  
 defendant not guilty as charged in the indictment.  
 It is therefore considered by the court that the  
 defendant go hence without day.

15

State }  
 vs } Contempt  
 Owen Davis } came the defendant and the charge  
 of contempt against him was  
 heard by the court and after considering  
 the evidence the court was of the opinion  
 that the defendant was in contempt of  
 this court for failure to obey the subpoena  
 requiring him to appear before the grand  
 jury at the last term of court  
 it is therefore considered by the court  
 that the defendant forfeit and pay  
 to the State of Tenn for the use of James  
 County a fine of Ten dollars and that  
 he pay the cost incident to this proceeding  
 therefore come the defendant and  
 his Surety of record S. L. Louell who acknowledge  
 himself indebted to State of Tenn for the  
 use of James County for the time and case  
 for which execution will issue

16

State }  
 vs } Contempt  
 Col Rains } came the defendant and the charge  
 of contempt against him was  
 heard by the court and after considering  
 the evidence in the case the court was  
 of the opinion that the defendant was  
 in contempt of this court for failure  
 to obey the subpoena requiring him to appear

before the grand jury at the last term of court  
it is therefore considered by the court that the  
defendant forfeit and pay to the state of Tenn  
for the use of James County a fine of  
ten dollars, and that he pay the cost incident  
to this proceeding therefor unto the defendants  
and payed to the clerk of this court and,  
the sum of ten dollars, being the amount  
of fine, therefore com the defendant and  
his surty of record Frank Paine and acknowledge  
himself surty for the cost in <sup>the</sup> case, for  
which execution will issue

19-

State }  
do } Contempt  
Mary F. Middle } Com the attorney general who prosecutes  
for the state, and it appearing that  
attachments had been issued at the last term for  
defendant and duly executed by the sheriff for  
failing to attend and give evidence before the  
Grand Jury, and she having failed to do so  
at ~~the~~ <sup>the</sup> ~~next~~ <sup>next</sup> term, ~~is~~ <sup>it is</sup> ordered that alias attachment issue <sup>returnable to</sup> ~~from~~  
~~the next term.~~

18.

State }  
do } Contempt  
Mattie Middle } Com the attorney general who  
prosecutes for the state and it  
appearing to the court that defendant had been  
regularly summons by the sheriff for failing  
to attend and give evidence, before the Grand Jury  
and she having failed to do so, it is ordered, that  
alias attachment issue returnable to the next term

J. N. Smith & wife vs. Sarah Smith } appeal.  
vs }  
Lee Davis } In this case the destruction  
of the papers by the  
burning of the court house of this county  
is suggested by the Plaintiff, and admitted by  
the defendant and thereupon the Plaintiff  
produced in court copies of the original papers  
which are by the defendant admitted to be correct  
and the papers are thus supplied and this case,  
coming on to be heard before the Honorable Saml. C.  
Brown Judge of the Circuit without the

intervention of a jury it is found by the court that the corn in controversy belongs to the defendant Lee Davis and was of the value of Two Dollars (\$2.00) it is therefore adjudged by the court that the defendant recover of the Plaintiffs J N Smith and Wife Savannah Smith and their surety on the replevin bond Anderson Smith the said sum of Two Dollars (\$2.00) it being admitted by the Plaintiffs in open court that the corn replevied has been consumed by them the Plaintiffs and their said surety will pay the cost of this court for all of which execution may issue.

34  
 Frannie Redding }  
 vs }  
 Edd Redding } in the Circuit Court for James County  
 at Oatthock June,  
 April Term 1913

In this cause, it duly appearing to the court, that the defendant Edd Redding has been regularly brought before the court and made a party to complainant's bill by publication duly made and that the said Edd Redding has failed to appear and make defense to said bill within time required by law, but is in default, it is ordered, that as to him 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, on this the 28th day of April 1913, before the Hon. Saml C Brown Judge, upon the bill of complainant Frannie Redding and the judgement pro. confess. heretofore taken and entered against the defendant, Edd Redding 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 complainant's bill are true that the defendant had willfully deserted the complainant without a reasonable cause, for more than two whole years, before the filing of the bill as charged and that said defendant had failed and refused to provide a support for complainant for the space of ten years or ever since their separation which has been ten years or more. It is therefore ordered adjudged and decreed by the court that 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, it is further ordered, adjudged and decreed that all the right title interest and claim of the dependant Edl Redding of what kind either in law or equity in and to the following described real estate to wit lying and being situated in the 10th civil district of James County, Tennessee and containing 10 acres and bounded on the North by the land of Cowan on the South by the land of Burgess on the East by the lands of Watkins and on the West by land of Burgess be divested out of the dependant Edl Redding and vested in the complainant Fannie Redding in fee simple and that complainant recover of dependant all cost of the cause for which execution may issue.

36

Willie Washington

VS

Wesley Washington

Divorce

Judgement pro confesso.

In this cause it appearing to the Court that Wesley Washington dependant has been regularly made a party to complainant's bill by publication duly made and he has failed to appear and make defense to said bill within the time required by law. It is therefore ordered that as to him complaints will be taken as confessed and this cause set for hearing *ex parte*.

res

Willie Washington

VS

Wesley Washington

Final decree.

Be it remembered that this cause came on to be heard and determined before the Honorable Sam C Brown Judge Circuit Court at Saltwater James County Tenn on the 28th day April 1913 on the bill and the oral testimony introduced at the hearing of the cause and it appearing to the court that the complainant is entitled to the relief sought it is therefore decreed that the bonds of Matrimony heretofore subsisting between the complainant and the dependant be and the same is hereby dissolved and that complainant recover of dependant all cost of this cause for which execution may issue.

No 34

State }  
 vs } Q & B.  
 C. A. Lane } The Grand came into open court headed  
 by their foreman, and presented an indictment  
 against the defendant for assault & battery, returned not  
 a true bill. It is therefore considered by the court  
 that defendant go hence without day, and that  
 the State of Tennessee pay her own cost in this behalf  
 accrued and that the clerk tax up and certify the  
 same for payment as the law directs.

No 35

State }  
 vs } Q. B.  
 C. A. Lane } The Grand jury came into open court  
 headed by their foreman, and presented an  
 indictment against the defendant for assault & battery,  
 enclosed not a true bill.  
 It is therefore considered by the court that  
 defendant go hence without day, and that the state  
 of Tennessee pay her own cost in this behalf  
 accrued, and the state clerk tax up and certify  
 the same for payment as the law directs.

No 29.

Man Hardin }  
 vs } Appeal  
 Add Morn } Came the parties by their Attorneys  
 and this cause came on to be heard before  
 the Hon. Sam C. Brown without the intervention of a jury.  
 and after hearing all the evidence in the case it is  
 the opinion of the court that the Defendant have and  
 recover of the plaintiff, the sum in question or in lieu  
 of same that Defendant pay Plaintiff <sup>and his costs</sup> the sum of \$12.00 <sup>and the costs of this case</sup> twelve dollars and all the cost of the  
 cause for which execution will issue.

Therefore Court adjourned until a-morrow  
 morning at 8 o'clock a.m.  
 S. C. Brown  
 Judge

Tuesday April 29<sup>th</sup> 1913

Tuesday April 29<sup>th</sup> 1913

Court met pursuant to adjournment present and presiding the Hon Sam L Brown Judge & when the following proceedings were had and entered to wit:

27. Jesse N Stone } appeal  
 vs }  
 Gov Railway }  
 Came the parties by their attorneys and on application of the plaintiff and by leave of the court the warrant in this case is so amended, as to show that this action was brought against the defendant by Jesse Stone and Beulah Polarity by her next friend Jesse N Stone and the warrant was so amended, thereupon this cause is continued by the defendant.

28. Jesse N Stone } appeal.  
 vs }  
 Southern Railway Co }  
 And in open court that this case had been compromised and settled out of court the plaintiff Jesse N Stone agreeing to accept and the defendant Southern Railway Co. agreeing to pay to plaintiff the sum of twenty five dollars (\$25.00) and all cost of the case. It is therefore ordered, adjudged and decreed by the court, that the plaintiff Jesse N Stone have and recover of the defendant Southern Railway Co and John L Smalk its surety the sum of twenty five dollars (\$25.00) and all cost of the case for which execution may issue the case having been compromised before being called for trial no state or county tax will be included in the bill of cost.

J D Thacher } appeal  
 vs }  
 C M Witherson }  
 In this cause it being made to appear to the court that the court house at Dallas had been destroyed by fire and that all the papers in said

cause were consumed but it being admitted by Plaintiff and defendant that a judgment had been rendered by E. C. Smith J.P. in favor of Plaintiff and against the defendant, C. M. Wilkerson for \$130.00 on June 13th 1913. and defendant was granted a writ of certiorari superseder and R. F. Davis & F. G. Fallant were parties on defendant's, and said cause, is pending in this court, whereupon the parties have come into open court and agreed, to a settlement of said cause, by defendant agreeing to pay plaintiff the sum of one hundred and thirty two dollars & forty eight cents (\$132.48) and the cost of the cause, it is therefore adjudged by the court that Plaintiff recover of defendant C. M. Wilkerson and his parties R. F. Davis and F. G. Fallant the sum of one hundred and thirty two dollars, and forty eight cents (\$132.48) and all cost of the cause, for which execution may issue. This case having been compromised before being called for trial no state or county tax will be included in the bill of cost.

State }  
 vs }  
 Albert Hixson } Attempt Rape.  
 The Grand Jury, came into open court headed by their Foreman, and returned an indictment against the defendant, for Attempt to Rape, which was in the following words in regards to wit

State of Tennessee } Circuit Court April Term 1913.  
 James County } The Grand Jurors for State aforesaid being duly summoned, elected and sworn, do hereby certify that they have sworn and charged to inquire for the body of the County aforesaid upon their oath present Albert Hixson heretofore on the 24th day of December 1912 in the County aforesaid did unlawfully and feloniously commit an assault and battery on Nettie Thompson a female under the age of ten years with the intent to unlawfully and carnally know her against the Peace and dignity of the State of Tennessee Attorney General, (Indorsed) Indictment. A true Bill. H. O. Whitbread Foreman Grand Jury Charge. Attempt to Rape, Child under 10 years old, State of Tennessee vs Albert Hixson, Jack Thompson, Prosecutors, Clerk. Summons for State Nettie Thompson Jack Thompson Mamie Thompson. J. W. Pease Attorney General, filed 29th



day April 1913. G R Lewis clerk

State } Violating age of consent  
 vs } The Grand Jury came into open court headed  
 Cloud Duggan } by foreman and returned an indictment  
 } against the defendant for violating age of consent  
 Enclosed a true bill and is in the following figures to wit:

State of Tennessee }  
 James County } Circuit Court. April Term 1913.  
 } The Grand Jurors for the State aforesaid being  
 duly summoned, elected, empanelled, sworn and charged  
 to inquire for the body of the County aforesaid upon their  
 oaths present: That Cloud Duggan, heretofore on the  
 - day of March 1911 in the County aforesaid, did unlawfully  
 and carnally know Ethel Hood, a female over the age  
 of twelve years and under the age of eighteen years, they  
 not deceiving the relation of husband and wife at the  
 time of such carnal knowledge, nor the said Ethel Hood  
 at the time of a before such carnal knowledge a  
 lawful lewd and kept female, against the peace  
 and dignity of the State

J W Peace Attorney General  
 Endorsed, indictment. A true bill, H O Hubbard  
 Foreman of Grand Jury, Charge, Violating Age of Consent  
 State vs Cloud Duggan, G W Smith Prosecutor,  
 Clerk, Summons for the State, Ethel Hood, Mrs Katherine  
 Frank Lewis, Mrs Lottie Hood, Gul Hood  
 J W Peace Attorney General, Filed in Office  
 29th April 1913. G R Lewis clerk.

The Grand Jury came into open court headed  
 by their foreman, and returned indictment  
 in the following named cases, all enclosed  
 a true bill.

State vs Joe Hubbard, Charge Public Drunkenness  
 State vs John Eldridge et al, Charge Disturbing Literary Society  
 State vs Ely Smith Charge Public Drunkenness  
 State vs John Smith Charge Public Drunkenness  
 State vs Fred Burns & Lawrence Burns Charge Wantonly injuring Church  
 Therefore Grand Jury having finished their work was by the court ordered prona

No. 33

J H Lawson } no. 33  
 vs } on this case it is admitted  
 Southern Ry Co } by the Attorneys of Record for the  
 } Plaintiff and Defendant, that the

day April 1913. G. R. Lewis clerk

State } Violating age of consent  
 no } The Grand Jury came into open court headed  
 Cloud Duggan } by foreman and returned an indictment  
 } against the defendant for violating age of consent  
 Endorsed a true bill and is in the following figures to wit:  
 State of Tennessee

Jacks County } Circuit Court. April Term 1913.  
 } The Grand Jurors for the State of aforesaid being  
 duly summoned, elected, empanelled, sworn and charged  
 to inquire for the body of the County aforesaid upon their  
 Oaths present: That Cloud Duggan, heretofore on the  
 - day of March 1911 in the County aforesaid, did unlawfully  
 and carnally know Ethel Hood, a female over the age  
 of twelve years and under the age of eighteen years, they  
 not occupying the relation of husband and wife at the  
 time of such carnal knowledge, nor the said Ethel Hood  
 at the time of a before such carnal knowledge a  
 lawful wedded and kept female, against the peace  
 and dignity of the State

J. M. Peace Attorney General  
 Endorsed, Indictment, A true bill, H. D. Mincham  
 Foreman of Grand Jury, Charge, Violating Age of Consent  
 State vs Cloud Duggan, G. W. Smith Prosecutor,  
 Clerk, Summons for the state, Ethel Hood, Mrs Kate Lewis  
 Frank Lewis Mrs Lizzie Hood, Paul Hood  
 J. M. Peace Attorney General, Filed in Office  
 29th April 1913. G. R. Lewis clerk.

The Grand Jury come into open court headed  
 by their foreman and returned indictments  
 in the following named cases, all enclosed  
 a true bill.

- State vs Joe Hubbard, Charge Public Drunkenness
  - Sta. vs John Edgerly et al, Charge Disturbing Literary Society
  - State vs Chas Smith Charge Public Drunkenness
  - State vs John Smith Charge Public Drunkenness
  - State vs Fred Burns & Lawrence Burns Charge Wanting to injure Church
- Therefore to Grand Jury having finished their work was by the court ordered to

J. H. Lawson } no - 33  
 no } on this cause it is admitted  
 Southern Ry co } by the Attorneys of Record for the  
 } Plaintiff and Defendant, that the

no. 33

Court house at Oatman has been destroyed by fire and that a judgment had been rendered by a W Marshall in favor of Plaintiff against Defendant on May 10<sup>th</sup> 1912 for \$50.00 for damages for killing one horse, and cost of the Cause and the defendant prayed and granted an appeal to the Circuit Court at Oatman and which was pending in said Court. Whereas it is Ordered by the that said Cause be reinstated on the docket and the same is Continued by Consent until the next term of Court, and it is further Admitted that all the papers in this case were burned including the Original Summons, and Appeal Bond, and Appeal Subpoena in the case.

Shannon Court adjourned until tomorrow morning 4 o'clock.

St Brown  
Judge

Wednesday April 30th 1913.

Court met pursuant to adjournment Present and Presiding the Hon Sam G Brown Judge, where the following proceedings were had and entered of record to wit

No 21

State }  
vs } Murder  
Duchley Welch } Came the Attorney general who  
3 prosecuted for the State and the  
Defendant was brought to the Bar of the Court in custody of the Sheriff and being represented by counsel, and being arraigned and charged on the indictment for Murder for plea thereto says that he is not guilty and for trial puts himself upon the country and the Attorney general state the like. Thereupon to try the issue gained the following Jury were drawn in the Manor and parcel prescribed by law to wit:  
1 L A Wolf, 2 W L Fitzgerald 3 John Reid - 4 J Bennett  
5 H J Humphries 6 A H Howard 7 J G Sims 8 W A Langston  
9 M L Langston 10 Theo Boyd 11 H A Reiff 12 Dan Moore. All good and lawful men Citizens of Game County, who being elected impaneled and sworn as the law provides, after hearing apart of the evidence in the case, and the

hour of the adjournment of the court having arrived the jury was respited until tomorrow morning at 8. O'clock after having been placed in charge of Mr Phillips Deft Sheriff <sup>of James county</sup> who had been sworn as the law directs to keep the jury separate and apart from all other persons and not allow any one to communicate with them nor to communicate with them himself on the subject matter of this case.

98. J A Smith  
VS

Divorce.

Winnie Smith } In the Circuit Court for James County  
Dallway Tenn April Term 1913.

On this cause it duly appearing to the court that the defendant Winnie Smith has been regularly brought before the court and made a party to complainant's bill by publication duly made and that said defendant has failed to appear and make defense to said bill ~~with~~ within the time required by law but is in default is therefore ordered that as to said defendant, complainant's bill be taken as confessed and the cause set for hearing ex parte.

And thereupon this cause coming on to be further and finally heard on this the 30th day of April 1913 before the Hon. Saml C Brown Judge upon the bill of complainant J A Smith and the pro confesso heretofore taken and entered against the defendant and the testimony of witnesses examined orally 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 willfully deserted the complainant without a reasonable cause and that defendant committed adultery with one or more parties whose names are unknown to this complainant after his marriage to her and before the filing of the bill as charged, and complainant gave the defendant no cause or just excuse for her said misconduct and has not condoned 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 forever freed from the obligation thereof and be treated with all the rights and privileges of an unmarried person. It is further ordered adjudged and decreed by the

Court that all the right title interest and claim of whatever kind both in law and equity, which the defendant, heirs or may have in and to the following real estate to wit containing 83½ acres and situated in the 8th civil district of James County, Tenn. and bounded as follows on the north by the land of Henry Matheny and the south by the land oferton on the east by the land of G. L. Smith and on the west by the land of Frank Humphries be directed out of said defendant Winnie Smith and be vested in this complainant in fee simple and that the exclusive custody of Porter Smith the infant child of the parties to this suit be committed to the complainant and that all interest in any dependent has or may have in all the personal property owned by complainant both in law & equity be divested out of said defendant and vested in this complainant. It is further considered by the court that the complainant pay all the cost of the cause for which execution may issue

Orders supplying Destroyed Record.

It duly appearing to the court from the sworn affidavit of G. R. Lewis the clerk of this court that on the 9th day of March 1913, the Court House of James County was destroyed by fire and that records of the county destroyed and that the minutes of this court made at the January term 1913 were destroyed and it appearing that the following is as near a correct copy of the minutes of said term as the circumstances of the case will admit the same being a true and correct copy of the affidavit of said clerk it is ordered that said records be supplied by the substitution of said copy which is as follows

State of Tennessee James County

Be it remembered, that at a circuit court of the 4th Judicial Circuit begun and held in and for said county of James at the court house in the town of Oatman on the second Monday in January 1913 the time fixed by law for holding said court arent and presiding the Honorable Saml. C. Brown Judge of said Circuit when the following proceedings were had and entered of record to wit

The Court was opened in due form by Luther Green Sheriff of said County and by him was returned unto Court a writ de venire facias delivered to him by the clerk of the County Court of said County showing that at the January term thereof 1913 said Court had appointed the following Persons, being good and lawful men and citizens of James County to serve as Jurors at the present term of this Court to wit

A. P. Gamble C. C. Haven J. R. Allen R. Monger Eli Suggins J. H. Morris F. L. Kelley L. Sims Thomas Williams Andy Smith Will. Shapshire James McHenry William Jones and Twelve more whose names official Lewis cannot remember

Who being summoned by the Sheriff appeared and out of these Jurors so summoned was chosen A. P. Gamble C. C. Haven J. R. Allen R. Monger Eli Suggins J. H. Morris F. L. Kelley L. Sims Thomas Williams Andy Smith Will. Shapshire James McHenry and W. M. Jones who being duly elected a Grand Jury of whom A. P. Gamble was appointed by the Court foreman and the said Grand Jury in all things as the law directs being duly impaneled sworn and charged to inquire for the body of the County aforesaid returned to considered presentments and indictments

Came the Grand Jury into open Court headed by their foreman and returned into open Court the following presentments and indictments endorsed true bills to wit

State vs Jim Davis carrying Pistol  
 State vs Fred Burnes & John Shelton D.P.W.  
 State vs A. Belvin nuisance  
 State vs Bill Ford. Public Drunkenness  
 State vs Pile Ford. Disturbing Public Worship  
 State vs Alex Smith Public Drunkenness  
 State vs Vley Pungon carrying Pistol  
 State vs Ledge Time Violating H. mile Lane  
 State vs Ed Lane & Albert Swinton malicious mischief  
 State vs Jess Stone Public Drunkenness  
 State vs Thomas, Chaney A. & B.  
 State vs J. A. Parrott C. P.

State vs Lee Carson carrying Pistol  
 State vs Jake Nixon Gaming  
 State vs Austin Moon carrying Pistol  
 And the Grand Jury aforesaid having completed their work were discharged

State of Tennessee }  
 James County } G R Lewis being duly  
 sworn, made oath as  
 follows,

That he is the clerk of the circuit court of James County Tennessee and was such clerk at the January term 1913, of said court that the minutes of said court were prepared by him and under his direction and that he had the care and custody of said minute books that on the morning of the 9th of March 1913 in some way unknown to affidavit and without as far as he knows, or believes the fault of any are connected with said prosecution the court house at said county of James was destroyed by fire and the record book containing the minutes of said term of the court was destroyed, in said fire that no copy of said minutes was made, that the foregoing is supplied from memory ordered, forms taken from Campbell's Form Book from which the original record was likewise prepared and from Sublime Testimony and from the execution docket happened to be ~~and~~ from said fire and that the foregoing is a substantial record of the proceedings had at said January term 1913 in so far as same relate to the presentments and indictments returned by the Grand Jury and is the best record that can be supplied under the circumstances. G R Lewis clerk

Sworn to & subscribed  
 before me on May 1 1913

E C Brown Judge,

~~...~~ Supplying Presentments  
 It duly appearing to the court from the affidavit of the Attorney General, that the supplied copies of presentments filed on April 30th 1913 are substantially correct copies of the originals which were destroyed by fire when the court house burned and the best that can be procured, under the circumstances it is ordered that said supplied copies stands for and be treated as the original  
 said cases being as follows.

- State of Tenn vs Bill Ford Public Drunkenness
- State vs Bill Ford Disturbing Public Worship
- State vs Lee Brown Carrying Pistol
- State vs Austin Moon Carrying Pistol
- State vs Fred Burns & John Shelton Disturbing Public Worship

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

S. B. Brown

Judge

Thursday May 1 1913.

Court met pursuant to adjournment, present and presiding the Hon Sam C. Judge when the following proceedings were had and entered of record to wit

State of Tenn

VS

Murder

Dudley Welch

came then Attorney General who prosecutes for the state and the defendant being brought to the bar in custody of the Sheriff and being represented by Counsel. Came also the same jury that were respited at the adjournment of Court on yesterday, to-wit: 1. L. A. Wolf, 2 W. L. Fitzgerald, 3 John Reed, 4 J. A. Bennett, 5 H. J. Humphries, 6 A. L. Howard, 7 J. Y. Sims, 8 W. A. Langston, 9 M. L. Langston, 10 Geo. Boyd, 11 H. A. Acuff, 12 Dan Moore, and the further trial of this case was resumed, and the evidence having been finished, and a part of the argument by Counsel having been heard, and it being the hour of adjournment, the jury were respited until to-morrow morning at 8 o'clock, after having been placed in charge of W. E. Phillips, a Deputy Sheriff of James County, who was sworn according to law to keep said jury as the law directs and to return with them into open Court to-morrow morning.

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

S. B. Brown

Judge



Friday May 2nd 1913,  
 Court met pursuant to adjournment, present and  
 presiding the Hon Sam L Brown Judge  
 when the following proceeding were had and  
 entered of record, to wit

State of Iowa }

vs

Dudley Welch }

Murder. No 21.

Came the Attorney General, who prose-  
 cutor for the state and the defendant  
 being brought to the bar in the custody of the Sheriff  
 and being represented by counsel. Came also the  
 same jury that was impaneled in the ad judgment  
 of Court on yesterday, to wit: "L. A. Wolf," "L. Fitzgerald,  
 "John Reed," "A. Bennett," "H. J. Humphreys," "D. L. Howard  
 "G. Y. Sims," "W. A. Langston," "M. L. Langston," "Thos. Boyd,  
 "H. A. Huff and "Dan Moore, who having heard  
 the remainder of the argument of counsel, and  
 having received the charge of the Court in writing,  
 retired to consider of their verdict in charge of their  
 sworn officer, W. E. Phillips, and after having con-  
 sidered of their verdict, upon their oaths do say  
 that they find the defendant guilty of Murder  
 in the second degree and fix his punishment  
 at confinement in the penitentiary of the  
 state for a period of twenty years -  
 It is therefore considered by the Court, that  
 according to the finding of the jury, the  
 defendant for his said offense, under-  
 goes confinement in the penitentiary of the  
 state for a period of twenty (20) years at  
 hard labor according to the rules and  
 regulations of that institution and that  
 he pay all the costs of this prosecution  
 for which execution will issue.

Therefore came the defendant  
 moved the Court for a new trial on  
 the following grounds to wit:

- (1) That the evidence will not warrant  
 the verdict.
- (2) That under the evidence, the defendant  
 is not guilty of any crime of which  
 he is charged.
- (3) That, if he is guilty of any crime  
 it is not that of murder in the second

- degree, of which the jury found him guilty-
- (4) That if the defendant is guilty of any crime under the evidence it is that of murder in the first degree
  - (5) That the evidence preponderates against the verdict of the jury-

Which motion being seen and understood by the Court was over-ruled and disallowed. To which action of the Court the Defendant excepts in law and prays an appeal in the nature of a writ of error to the next term of the Supreme Court to be held at Knoxville, Tennessee on 2<sup>nd</sup> Monday in September 1913, which appeal is granted and defendant is allowed 30 days in which to prepare and file bill of exceptions, which when filed shall become a part of the record to be copied into the transcript.

The Defendant will be allowed bail upon the execution of a bond in the sum of Ten Thousand Dollars, secured by good and solvent sureties conditioned to make his appearance at the ~~next~~ next term of the Supreme Court at Knoxville, when his case is called for trial and does not desert the Court without leave.

State of Tennessee }  
 James County } Luther Green Jailer appeared in open Court and presented the following Jail account

State of Tennessee vs. Buddy Welch from 12/10. 1912 to 5/2-13. 144 days @ 40 <sup>cts</sup> per day	\$57.60
1 Trucking	1.00
Total	58.60

Committed May 2. 1913. of murder in 2<sup>nd</sup> Degree and 20 yrs in State Prison

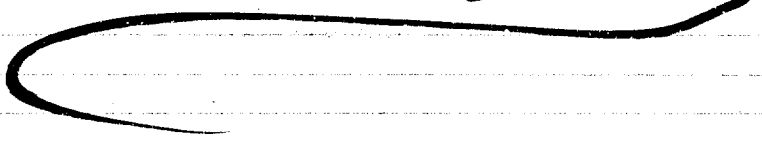
A. J. Richardson, appeared in Court and presented his Bill for Boarding James (or) follows  
 State vs Buddy Welch <sup>the same</sup> 2 1/3 days @ 15<sup>cts</sup> per day \$35<sup>00</sup>  
 It is thought considered by the Court that the Clerk certify to the Comptroller of the Treasury at Nashville the sum of James Bill for payment to the law directs

All cases and other matters not called for Court is at once disposed of and now Court until the next term

of the Court

Shirley Court advised until Court in  
Course

St. Brown  
Judge



Monday August 25<sup>th</sup> 1913

Caption

State of Tennessee  
 James County } Be it remembered that at a circuit Court  
 } of the fourth Judicial Region and held in and  
 for said County of James, at the Grammar School according  
 the place designated by the County Court for holding  
 said Court, <sup>and Court before having been completed,</sup> it being in the town of Oatman and the  
 fourth Monday in August in the year of one thousand  
 nine hundred and thirteen and of the American  
 Independance one hundred and thirty eight. Present  
 and presiding the Hon Sam Robinson Judge of said  
 circuit when the following Proceedings were had and  
 entered to wit:

The court was opened in due form by Luther Green  
 Sheriff of said County, and by him was returned  
 into open court a writ of *habeas corpus* delivered to  
 him by the clerk of the County Court of said County  
 showing that at the July term 1913, said Court had  
 appointed the following persons being good and lawful  
<sup>citizens</sup> of said County to serve as Jurors at the present  
 term of this Court to wit: 1 Joe McAnnis, 2 W. A.  
 Fitzgerald, 3 Ed Rhinickart, 4 Luke Milliam, 5 Jack H. Ross  
 6. Joe Henry, 7 William Pettis, 8 J. M. Henry, 9 James Shick  
 10 John B. Hamms, 11 J. A. Bower, 12. Ed Baker, 13 John Davis  
 14. Dave Chalk, 15. Tom Moore, 16. F. S. Manger, 17. J. W.  
 McDaniel, 18 W. H. Howard, 19. W. T. Lewis, 20 Frank Meath  
 21. Gus Yankesley, 22 Luther Hamby, 23 J. D. Altman  
 24th James Davis, who being summoned appeared:

and out of these Jurors so summoned, was chosen  
 1. F. S. Manger, 2 J. M. Henry, 3. J. A. Bower, 4 Dave Chalk, 5.  
 Jack H. Ross, 6. John Davis, 7. James Davis, 8. W. T.  
 Rhinickart, 9. Ed Baker, 10 James Shick, 11 William  
 Pettis, 12 Frank Meath, 13. J. M. McDaniel, who being  
 duly elected a Grand Jury of 12th  
 J. M. Davis, was appointed by the Court foreman,  
 and the said Grand Jury in all things as the  
 law directs being duly sworn, and  
 charged to inquire for the body of the County  
 aforesaid, returned to Considered of Presentments  
 and indictments.

The following persons were called to serve  
 as alternate Jurors at the present term 19a.  
 Henry, 2 Luke Milliam 3 J. D. Altman 4 John B. Hamms  
 5. Gus Yankesley, 6 W. T. Lewis, 7 Tom Moore, 8  
 W. A. Fitzgerald 9 Luther Hamby, 10 W. H. Howard, 11  
 Joe McAnnis, 12 Frank Meath

J. J. Carson <sup>De</sup> was appointed to wait on the Court, and  
 J. O. Linn was appointed to wait on the Grand  
 Jury at the present term.

No 2

State of Tennessee

vs.

Fred Burns +  
John Shelton

D. P. O.

Came the attorney general who prosecutes  
 for the state and the attorney defendant in  
 proper person who being arraigned and charged on  
 the indictment for plea thereto says that he is not guilty  
 and for trial puts himself upon the county and the  
 attorney general doth the like thereupon to try the  
 issue joined came the following jury to wit: 1 Joe Henry  
 2 Luke Million 3 J. D. Alton 4 John B Haven 5 Geo Fankhauser  
 6 W. Y. Lewis 7 Tom Moore 8 W. A. Fitzgerald 9 Luther  
 Hamby 10 Joe McAnis 11 W. H. Howard 12 W. McRobb  
 all good and lawful men citizens of James  
 County who being elected impaneled and sworn  
 after hearing all the evidence in the case and  
 receiving all the charge of the Court upon their  
 Oath say they find the defendant not guilty as  
 charged in the indictment  
 it is therefore ordered by the Court that the  
 defendant go hence without day.

State of Tenn

vs.

Lea Carson

C. P.

Came the attorney general who prosecutes  
 for the state and the defendant in  
 proper person who being arraigned and charged on the  
 indictment for plea thereto says that he is not guilty  
 and for trial puts himself upon the county and  
 the attorney general doth a like thereupon to  
 try the issue joined came the following jury to wit  
 1 Joe Henry 2 Luke Million 3 J. D. Alton 4 John B Haven  
 5 Geo Fankhauser 6 W. Y. Lewis 7 Tom Moore 8 W. A. Fitzgerald  
 9 Luther Hamby 10 Joe McAnis 11 W. H. Howard 12 John  
 Long all good and lawful men citizens of James  
 County who being elected impaneled and sworn

No 15

after hearing all the evidence in the case and receiving the charge of the court upon their acts say they find the defendant not guilty as charged in the indictment it is therefore ordered by the court that the defendant go hence without day.

No 34

State of Tenn  
vs  
Austin Moon

C. P

Came the attorney general who prosecutes for the state and the defendant in proper person who being arraigned and charged on the indictment for carrying a Pistol for Plea there's says that he is not guilty and for trial puts himself upon the country and the attorney general calls the like thereupon to try the issue joined came the following jury to wit 1 Geo Henry - 2 Luke Miller - 3 J Dalton - 4 John B Havens - 5 - Russ Tankersly - 6 W F Lewis - 7 Tom Moore - 8 W A Fitzgerald - 9 Luther Hamby - 10 Joe Mc Carion - 11 W H Howard - 12 W Mc Nab. all good and lawful men citizens of James County who being elected empanelled and sworn after hearing all the evidence in the case and receiving the charge of the court find the defendant guilty as charged in the indictment.

It is therefore considered by the court that for the offense aforesaid the defendant forfeit and pay to the state of Tennessee the sum of fifty dollars and all the cost of the cause.

Thereupon appeared in open court the defendant in this cause and paid to the clerk of this court the sum of \$75.00 to be applied in payment of said fine and cost. Thereupon appeared the defendant and his surety of record P L Louell who acknowledged himself indebted to the state of Tenn. for the balance of fine and cost for which execution will issue.

No 18

State of Tenn  
vs  
Mattie Dribble

Contempt

Came the attorney general who prosecutes for the state and the defendant in proper person who being arraigned and charged for Contempt after hearing all the evidence in the case it is therefore ordered by the court that the case be dismissed on the payment of the cost in the case for which execution will issue.

No 19

State of Tenn. }  
 vs }  
 Mary Terrible } Contempt  
 Came the Attorney General who prosecuted  
 for the State and the defendant in  
 proper Person who being arraigned and charged for  
 Contempt after hearing all the evidence in the case  
 it is therefore ordered by the court that the  
 case be dismissed on the payment of all the cost  
 in the cause for which execution will issue

No 40

State of Tenn }  
 vs }  
 John Smith } Public Drunkenness  
 Came the Attorney General who prosecuted  
 for the State and the defendant  
 who being arraigned and charged on the indictment  
 for Public Drunkenness for a/s thereto says that  
 he is not guilty and for trial puts himself  
 upon the county and the attorney General  
 both the like the reason to try the issue joined  
 Came the following Jury Jurit Joe Henry Luke  
 William J D Altott John B Kaurer Russ Lambert W J  
 Lewis Tom Moore W A Fitzgerald Luther Hamby's Joe  
 Mcamis W H Howard W H Marshall all good and  
 lawful men citizens of James County who  
 being elected empanelled and sworn <sup>according to law</sup> after hearing  
 a part of the evidence were respite until  
 to narrow morning 8 o'clock.

No 27

Jennie N Stone }  
 vs }  
 Southern Railway Co } Appeal Damages  
 This cause was compromised and  
 settled on the defendant paying the  
 cost of the cause. The same having been settled before  
 being reached on the docket no State and county tax  
 should be taxed in the bill  
 it is therefore ordered and adjudged by the court  
 that the plaintiff have and recover of the defendant  
 and John L Smith Security on its Appeal Bonds all the costs  
 of this cause for which an execution will issue

No 57

State }  
 vs }  
 Champ Harris } Larceny  
 The grand Jury came into open court  
 headed by the foreman and returned

Indictment Against the defendant for Larceny endorsed a true Bill which is in the following words and figures to wit: State of Tennessee James County } Circuit Court August Term 1913.

The Grand Jurors for the state aforesaid being duly summoned, elected, empanelled, sworn and charged to inquire for the body of the County aforesaid upon their oaths present that Champ Harris heretofore or on about the 25th day of March 1913 in the County aforesaid did unlawfully and feloniously take steal and carry away a Pistol the personal property of M M Smisher and of the value of Ten dollars with the intent of him the said Champ Harris to convert the same to his own use and deprive the true owner thereof against the peace and dignity of the state

J W Peace Attorney general  
Endorsed a true Bill James Davis Foreman Grand jury Charge Larceny Stat of Tennessee vs Champ Harris, M M Smisher Prosecution Clerk Summons for State M M Smisher Ch. Crim. Jim Crum, Pat Fisher, John Elliott, Jim Lawson J W Peace Attorney general

Ps 53

State of Tennessee }  
no } Breaking into car & Larceny  
Jim Cross } The Grand Jury headed by their foreman  
Came into open court headed by their foreman and returned an indictment against the defendant for Breaking into car & Larceny which is in the following words and figures to wit: State of Tennessee, James County

Circuit Court August term 1913. The Grand Jurors for the state aforesaid being duly summoned elected and sworn and charged to inquire for the body of the County aforesaid upon their oaths present that Jim Cross heretofore on about the 14th day of August 1913 in the County aforesaid did unlawfully and feloniously break and enter into a freight car of the Southern Railway Company in the night time said car at the time being used as a camp car and containing meat flour canned goods and other things with the intention of him the said Jim Cross to steal therefrom things of value to wit meat flour and canned goods and convert the same to his own use without the consent of the owner against the peace and dignity of the state 2nd Count and the Grand Jurors aforesaid upon their oaths aforesaid upon their oaths



abovesaid further present that on the day and date abovesaid and in state and County abovesaid the said Jim Cross did unlawfully and feloniously take steal and carry away meat flour flour canned goods and a Pistol of the value of twenty dollars the personal goods & chattels of H. S. Jewell with the intent of him the said Jim Cross to convert same to his own use and deprive the true owner thereof against the peace and dignity of the State

I W Peace

Endorsed Indictment & True Bill: Attorney General  
James Davis, Foreman Grand Jury. Charge Breaching  
into Car. & Livery. State of Tennessee vs Jim Cross.  
W. S. Jewell, Prosecutor. Clerk: Summons for State  
W. S. Jewell, W. E. Phillips, J. H. Heaton, W. W. Peace  
Attorney General. Filed in office 25<sup>th</sup> day of Aug 1913  
W. S. Jewell clerk

The Grand Jury came into open court headed by their foreman and returned the following true bills  
State vs J. M. Callie Nichols. Charge Violating Home's Law  
State vs Omer Davis " Carrying Pistol  
State vs J. McColbert " Carrying Pistol  
State vs Wagonman Justins " Carrying Pistol  
State vs Jim Lawson " Disturbing Public Morality  
All endorsed True Bills, and signed by all the Grand Jury.

No 20

State vs Claud Dugan } Violating Age of Consent  
                          } Came the Attorney General who prosecutes  
                          } for the State, and the defendant in  
proper person and on motion of the attorney on account of  
the absence of Lizzie Wood, a state witness in  
this case this case is continued until the  
next term of this court

The Grand Jury came into open court headed by their foreman and returned the following true bills endorsed  
not true bills  
State of Tenn. vs J. J. Carter, charge. Disparaging of Person.  
" " " Sarah Hurre. Carrying Razor.  
" " " Manuel. Hooden. Assault and Battery.

No 45 State } Public Drunkenness  
 vs }  
 Alex Smith }  
 Came the attorney general who prosecutes for the  
 State and it appearing to the Court that copies  
 & bearing been issued at the last term for the arrest  
 for the arrest of the defendant having been returned not executed it is  
 therefore considered by the court that alias copies issue  
 from the present term for the arrest of the defendant

No 4 State } Carrying Pistol Public Drunkenness  
 vs }  
 Will Ford }  
 Came the attorney general who prosecutes  
 for the state and the defendant in proper  
 person who being arraigned on the indictment for Carrying  
 a Pistol for plea thereto says that he is not guilty and  
 for trial puts himself upon the Country and the Attorney  
 General doth the like. Thereupon to try the issue  
 joined came the following jury to wit: 1 Jas Henry  
 2 Luke Millier - 3 J. D. Altam. 4 John B. Haven - 5 Lewis  
 Tankersly, 6 W. Lewis - 7 Tom Moore - 8 W. A. Fitzgerald  
 9 Luther Hamby - 10 Joe McEmis - 11 W. H. Howard - 12  
 W. M. Mabb. all good and lawful men, citizens of  
 James County. Who being elected sworn and sworn  
 and charged after hearing all the evidence in  
 the case and receiving of the court upon their  
 Oaths say they find the defendant guilty as  
 charged in the indictment  
 It is therefore considered by the court that  
 for the offense aforesaid that the defendant forfeit  
 and pay to the State of Tennessee a fine of here  
 \$100 dollars and all the costs of the case and  
 that he be confined for a period of ten days in  
 the County Jail of James County and to this end  
 he be delivered to the Sheriff and by him committed  
 to jail for said period of ten days.  
 It is further ordered by the Court that alias copies  
 issue for the defendant to carry out this Order  
 he having departed the Court without leave  
 the debt having paid to the or even said fine and costs it is ordered that he  
 be confined in the jail or work house of James County until said fine and  
 costs are paid, served, or worked out according to law.

No 3 State } D. P. D.  
 vs }  
 Will Ford }  
 Came the attorney general who  
 prosecutes for the state and the  
 defendant in proper person who  
 being arraigned on the indictment for Drunkenness

~~Publicly~~ for plea there to says that he is not  
 guilty and for trial puts himself upon the County and  
 the Attorney General doth the like. Thereupon to  
 try the issue joined came the following Jury to  
 wit: 1 Joe Henry - 2 Luke Sullivan 3 J D Alton - 4 James  
 B. Hagan 5 Lewis Terriberry - 6 M J Lewis 7 John Moore  
 8 - W A Fitzgerald 9 - Luther Hamley. 10 Joe McAnis  
 11 W. Howard 12 W A McRobb. All good and lawful  
 Men Citizens of James County. Who being elected  
 accompanied & sworn. After hearing all the evidence  
 in the case and receiving the charge of the court  
 upon their oaths say they find the defendant  
 guilty as charged in the indictment:  
 It is there considered by the court that for  
 the offense aforesaid the defendant forfeit and  
 pay a fine of <sup>Twenty</sup> \$20.00 dollars and all the costs  
 of the Court. And the defendant having failed to  
 pay or secure said fine & costs. It is further ordered  
 by the Court. that the defendant be committed to the  
 Workhouse of James County thereto remain until said  
 fine and cost are fully paid or he otherwise be  
 legally discharged. And it further appearing that  
 defendant has departed the Court without leave  
 it is further ordered that alias copies issue for  
 the defendant for the purpose of carrying out  
 this Order.

The confinement in this case will follow the period  
 of confinement in Case No 4 for public drunkenness.

Therefore Court adjourned until tomorrow  
 morning at 8 o'clock.

S. Brown.

Judge

Tuesday August 26<sup>th</sup> 1913

Court met pursuant to adjournment present and presiding the Hon Sam Robinson Judge & c. When the following proceedings were had and entered to wit:

No 40

State }  
vs } P. D.  
John Smith }  
Came the Attorney general who prosecutes for the state, and the defendant in proper person. Also came the same jury who were on yesterday evening respite and the further consideration of this cause was resumed. Who after hearing all the evidence in the case and receiving the charge of the court upon their oaths say they find the defendant guilty as charged in the indictment.  
It is therefore considered by the court that for the offense of aforesaid that defendant forfeit and pay a fine of Ten (10.00) dollars and all the costs of the court, and that he be confined in the jail of James County for a period of Ten days commencing from this date, and that he be delivered to the Jailor of James County there to remain for the said period of Ten days. Thereupon appeared in open court the defendant, and J. D. Smith & J. H. Smith his deputies, & heard for said fine costs and acknowledged themselves <sup>jointly & severally</sup> indebted to the State of Tenn for said fine and costs for which Execution shall issue.

No 9.

State }  
vs } Cutting Harness.  
Albert Newton & }  
Eod Lane }  
Came the Attorney general who prosecutes for the state, and it appearing that the papers which had been ordered supplied at the last term of the court could not be supplied.  
It is therefore ordered that a nolle prosequi be entered in this cause, and that the county of James pay all the cost of the cause, and that the clerk tax up and certify the same as the law directs.

No 42

State }  
vs }  
P. D. Longley }  
Came the Attorney general who prosecutes for the state, and the defendant in proper person who being arraigned and charged on the indictment for plea thereto

Says that he is not guilty and for trial puts himself upon the country and the attorney general dath the like. Thereupon to try the issue joined came the following jury <sup>tried</sup> 1 Joe Henry 2 Luke million 3 J D cotton 4 John B Haven 5 Euss Jankaley 6 W Y Lewis 7 Thos Moore 8 W A Fitzgerald 9 Luther Hamby - 10 Joe McAnis 11 W H Harbord 12 W. Mc Nabbe all good & lawful men citizens of James County, who being elected, impanelled and sworn after hearing all the evidence in the case, and receiving the charge of the court upon their Oaths say they find the defendant not guilty as charged.

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

No 43

State of Tenn }  
 vs }  
 J. C. Parkison } Violating cigarette law  
 } came the attorney general who prosecutes  
 } for the state and the defendant in  
 proper person who being arraigned and charged on  
 the indictment for see Christo says that he  
 is not guilty and for trial puts himself upon  
 the the country and the attorney general dath alike  
 thereupon to try the issue joined came the  
 following jury <sup>tried</sup> 1 Joe Henry 2 Luke million 3  
 J D cotton 4 John B Haven 5 Euss Jankaley 6 W Y  
 Lewis 7 Thomas Moore 8 W A Fitzgerald 9 Luther Hamby  
 10 Joe McAnis 11 W H Harbord 12 W Mc Nabbe all good  
 and lawful men citizens of James County who  
 being elected impanelled and sworn <sup>according to law</sup> after  
 after hearing all the evidence in the case, and  
 receiving the charge of the court upon their  
 oaths, say they find the defendant not guilty as  
 charged. It is therefore considered by the  
 court, that defendant go hence without day.

No 47

Esac Daily }  
 vs }  
 Southern Railway Co } appeal.  
 } This cause is settled and compromised  
 } before being called for trial the  
 defendant the Southern Railway Company agreeing to  
 pay the plaintiff the sum of forty dollars the  
 amount of the judgment rendered in this  
 cause by J. C. Helton J.P. and all the cost of the  
 cause.

it is therefore ordered and adjudged, that the Plaintiff have and recover, of the Southern Railway Company and J. L. Smith its security upon the appeal bond in this cause, the sum of forty dollars and all the cost of this cause, for which execution will issue. No state and county tax will be charged in the bill cost the cause, ~~having~~ being settled before being reached, on docket for trial

No 48

W. R. Barnett  
VS

} Appeal

Southern Railway Co.

} This cause is settled and compromised and the defendant

Southern Railway Company agreeing to pay the Plaintiff the sum of forty dollars and all the cost of the cause it is therefore ordered and adjudged, by the Court that the Plaintiff have and recover of the defendant Southern Railway Company and J. L. Smith their security on the appeal bond, the sum of forty dollars and all the cost of the cause, for which execution will issue but this, having been settled before being called for trial no state and county tax will be taken in the bill cost.

Report Grand Jury Aug Term 1913  
State of Tennessee } We the undersigned Grand  
James County } Jury at the August term  
of the Circuit Court of

Suid County, Respectfully Report that we have examined all witnesses coming in before us and returned true bills & c., in such cases as we think justifiable and have examined the County Jail and found it in favorable shape and examined all the County officials Bonds and find the securities thereon worth the amount, the bonds specified and having finished the business before us we respectfully request that we be dismissed from further service  
J. M. Davis Foreman F. S. Mounce J. M. Henry  
J. A. Bower Dave Cheek Jack Gross John  
Davis H. J. Rhinehart Ed Baker James  
Shirley William Betler Frank Neal  
J. W. McDaniel

No 20 L & Stinson  
 VS  
 Lumber products Co } appeal.  
 Came the parties by their counsel,  
 and on application of the defendants  
 counsel, an account of the absence of witnesses  
 this cause is continued until the next term  
 of court.

The Grand Jury came into open court headed by  
 their foreman and returned the following true  
 bills.

State of Tennessee VS Jim Lemons, alias Skipper, violating bond  
 State of Tennessee VS John Duff, alias Philwell, violating game law  
 State of Tennessee VS Walt Lord carrying pistol

No 47 Nancy Hubbard.  
 VS  
 James Beavers. } Appeal.  
 Came the parties by their counsel  
 and on application of the Plaintiff  
 Counsel an account the absence of the Plaintiff  
 Witness Andy Nixon This cause is continued  
 until the next term of court.

No 51 Dr. E. G. Blair  
 VS  
 George C. Smith } appeal.  
 Came the parties by their counsel  
 and on application of the defendant's  
 Counsel an account of the absence of witnesses,  
 this cause is continued until the next of  
 court.

No 52 O. L. Hixson et al }  
 VS  
 Tennessee Paper Co. } Damage  
 Came the parties by  
 their counsel and by motion of the Plaintiff's  
 counsel, they agreed to take a <sup>without prejudice</sup> ~~consent~~ <sup>and adjudge</sup> ~~decree~~.  
 This case is therefore ordered by the court  
 that the defendant have and recover of  
 the Plaintiff all the cost of the cause for  
 which execution will issue.

No 53

State of Tenn  
vs  
Jim Cross

} Carbreaking and Larceny

Came The attorney General who prosecutes for the state and the defendant in proper person who being arraigned and charged on the indictment for car breaking and larceny and for plea thereto says that he cannot deny but that he is guilty as charged on the indictment and puts himself upon the mercy of the court. It is therefore ordered and adjudged by the court that for the offense aforesaid that the defendant undergo confinement in the county workhouse of James County for a period of ten days subject to the rules and regulations of said institution and that the defendant pay all the cost of the cause for which execution will issue.

No 56

State of Tenn  
vs  
Wayman Jenkins

} C. P.

Came The attorney General who prosecutes for the state and the defendant in proper person who being arraigned and charged on the indictment for carrying a pistol and for plea thereto says that he cannot deny but that he is guilty as charged and puts himself upon the mercy of the court. It is therefore ordered and adjudged by the court that for the offense aforesaid that the defendant forfeit and pay to the state of Tenn the sum of fifty dollars and all the cost of the cause. Thereupon appeared the defendant and his sureties of record, W. J. Jones and H. R. Thomas and acknowledged themselves indebted to the State of Tenn for said fine and cost for which execution will issue.



State of Tenn }  
 vs } T. H. M. L.  
 Alex. Sauer }

It appearing to the court that the defendant has been in the workhouse of James County for one year and that this time covers the period that he should be confined, it is ordered that the defendant be released and discharged from further custody.

State of Tenn }  
 vs } Assault  
 Fred Saunders }

It appearing to the court that the defendant has been in the workhouse of James County for one year and that this time covers the period that he should be confined, it is ordered that the defendant be released and discharged from further custody.

State of Tenn }  
 James County } Luther Green Sailor appeared  
 in open court and presented  
 the following jail account.

State of Tenn vs Dudley Weech from 8/21/1913  
 to 8/26/1913 116 days @ \$4.00 per day \$464.00  
 Appealed May 2, 1913 to Supreme Court.

No 44 }  
 State of Tenn }  
 vs } Defacing Public Property.  
 Fred + Lawrence Burns }

Came the Attorney General who prosecutes for the state and the defendant <sup>Fred Burns</sup> in proper person who being arraigned and charged on the indictment for defacing public property for plea thereto says that he is not guilty and for trial puts himself upon the country and the Attorney General doth the like. Thereupon came the following jury to try the issue joined, all good and lawful men, citizens of James County, Lewis No 1 for

Henry No 2 Luke Million No 3 J. D. Pittman No 4 John B. Haven No 5 Mrs. Famburley No 6 W. D. Kovic No 7 Tom Moore & W. R. Fitzgerald 9 Luther Hamby 10 Joe McAnis 11 W. H. Howard 12 W. H. Hubbard who being elected empanelled and sworn in the law directs after hearing all the evidence and the charge of the court upon their oath say they find him not guilty as charged on the indictment. It is therefore ordered by the court that they defendant go hence without day.

No 46 State of Tenn }  
vs } P. D.  
Joe Hubbard }

Came the attorney General who prosecutes for the state said it appearing to the court that capias having been issued at the last term for the arrest of the defendant having been returned and executed it is therefore considered by the court that alias capias issue from the present term for the arrest of the defendant.

No 22 State of Tenn }  
vs } Attempt Rape.  
Albert Hixson }

Came the attorney General who prosecutes for the state and it appearing to the court that capias having been issued at the last term for the arrest of the defendant having been returned and not executed it is therefore considered by the court that alias capias issue from the present term for the arrest of the defendant.

No 41 State of Tenn }  
vs } D. L. &  
Lawrence Burns }

Came the attorney general who prosecutes for the state and it appearing to the court that capias having been issued at the last term for the arrest of the defendant having been returned and not executed it is therefore considered by the court that alias capias issue from the present term for the arrest of the defendant.

No 41 } State of Tenn }  
 vs } O. L. S.  
 Luther Price }

Came the Attorney General who prosecutes for the state and is appearing to the court that capias having been issued at the last term for the arrest of the defendant having been returned and not executed, it is therefore considered by the court that alias capias issue from the present term for the arrest of the defendant.

The Grand Jury came into open court headed by their foreman and returned the following true bills:

State vs Jim Lemons alias Flipper charge 1st m. l.  
 State vs Walter Ford charge Carrying pistol  
 State vs John Caldwell alias John Dutch charge 1st m. l.

The Grand Jury came into open court headed by their foreman and returned the following true bills endorsed not true bills:  
 State vs Sam L. Lovell charge Arson

No 41 } State of Tenn }  
 vs } O. L. S.  
 John Smith }

Came the attorney General who prosecutes for the state and the defendant in proper person who being arraigned and charged on the indictment for disturbing Riteary Society and for plea thereto says that he cannot deny but that he is guilty as charged and puts himself upon the mercy of the court. It is therefore ordered and adjudged by the court that for the offense aforesaid that the defendant forfeit and pay to the state of Tenn. the sum of twenty dollars and all the cost of the cause. Thereupon appeared the defendant and his sureties of record, J. N. Smith and J. D. Smith and acknowledged themselves indebted to the State of Tenn. for said fine and cost.

for which execution will issue.

No 41

State of Tenn

vs  
John Eldridge  
and others -

D. C. S.

Came the attorney General who prosecuted for the State and the defendants John Eldridge, Luther Cross, Charlie Swafford and Floya Smith in proper persons who being arraigned and charged on the indictment for disturbing Literacy Society for plea thereto say that they are not guilty and for trial put themselves upon the country and the attorney General doth the like. Thereupon to try the issue joined came the following jury to wit: 1 Joe Henry 2 Luke Million 3 J. D. Altom 4 John B. Haren 5 Gus Tankersley 6 H. P. Lewis 7 Tom Moore 8 W. A. Fitzgerald 9 Luther Hauck 10 Joe McAmis 11 W. W. Howard 12 W. M. Habb all good and lawful men citizens of James county elected empaneled and sworn as the law directs and after hearing all the evidence and the argument of the counsel and receiving the charge of the court upon their oaths say they find the defendants guilty as charged on the indictment. It is therefore ordered and adjudged by the court that for the offense aforesaid they forfeit and pay to the State of Tenn the sum of twenty dollars and all the costs of the cause. Thereupon appeared the defendants and their sureties of record Arch Smith C. M. Swafford, J. R. Shopshire, J. F. Eldridge, S. R. Lovell and John Cross who acknowledge themselves indebted to the State of Tenn for the said fine and cost for which execution will issue.

No 57

State of Tenn

Champ Harris

Larceny

Came the Attorney General who prosecuted for the State and the defendant in proper person and on motion of defendants counsel the cause is continued until the next term of the court.

No 58

State of Tenn

J. N. and Callie Nichols

v. H. M. L.

Came the Attorney General who prosecuted for the State and the defendant J. N. Nichols in proper person and on motion of defendants counsel on account of the illness of defendant Callie Nichols, this cause is continued until the next term of the court.

By unanimous consent of the members of the bar the entire civil docket was hereby continued or otherwise disposed of or now continued until the next term of the court.

Jos. Sowson } #33- Jury demanded

Southern Ry Co. } Comes the dft. by att. and demands a jury to try this case, it is therefore ordered that this case be placed upon the jury docket.

This demand and order was made on yesterday, the first day of the term, and is entered into the journal.

Therefore Court adjourned until Court in course -

S. B. Brown

Judge

Monday January 12<sup>th</sup> 1914

Caption

State of Tennessee }  
James County } Re it remembered that at a circuit court  
of the fourth judicial circuit, began and  
held in and for said county of James at  
the Grammar School Academy, the place designated by the  
county court for holding said circuit courts since the burning  
of the court house it being in the town of Oaktown and  
the second Monday in January in the year of our Lord  
One thousand nine hundred and fourteen, and of the year  
of American Independence, One hundred and thirty  
eight, present and presiding the Hon Sam C Brown  
Judge & C of said circuit, when the following  
proceedings were had and entered to wit:

The court was opened in due form by Luther Green  
Sheriff of said county, and by him was returned into  
open court a writ of venire facias delivered to him  
by the clerk of the county court of said county,  
showing that at the January term 1914 said court  
had appointed the following persons being good and  
lawful men and citizens of said county to serve as  
jurors at the present term of this court, to wit:

- 1 Sam Egan. 2 Champ Ramsey. 3 G O McDonald. 4 Tom  
Moore. 5 Sam Bellis. 6 Ch Johnson. 7 D P Depriac. 8 Jack  
Hixon. 9 J. M. Green. 10 Arthur Biggs. 11 Jess Padgett  
12 G R Hutson. 13. Abel Carter. 14. G W Prince. 15  
Bob Bates 16 Milburn Brooks. 17 H B Knoff. 18 Woodson  
Fitzgerald 19 D J Hull. 20. Henry Matheny 21  
E A Fitzgerald 22 E C Smith 23 W L Hall. 24 M. D.  
Newton 25 Frank Watts. who being summoned by  
the Sheriff appeared, and out of those jurors so  
summoned were drawn the following persons to serve as  
grand jurors at the present term. 1 Ed Hall. 2 E C  
Smith. 3 W L Hall. 4 M D Newton. 5 G W Prince 6 Abel  
Carter 7 Bob Bates 8 Milburn Brooks. 9 Jessie Padgett  
10 Ch Johnson 11 Tom Moore 12 G O McDaniel. 13  
Champ Ramsey all good and lawful men citizens  
of James County who being elected a grand  
jury of whom G O McDaniel was by the court  
appointed foreman, and the said grand jury in all  
things as the law directs being duly elected  
impaneled and sworn and charged to inquire  
for the body of the county aforesaid returned  
to considered of presentments and indictments  
the following persons were called to serve  
as traverse jurors for the present term of the  
court. 1 Arthur Biggs. 2 Frank Watts 3

A E Fitzgerald, A D P DeFries 5, Woodson Fitzgerald, 6  
 Sam Bette, 7 H B Knouff, 8 Sam 9 you & Part Hison  
 10 G M Green 11 J A Crum 12 R. A. Hutson

Henry Matherly a regular juror was excused from  
 service on account of sickness and J A Crum was  
 summoned to serve in his room and stead.

Oscar Green court was appointed to wait on the Grand  
 Jury at the present term.

J. J. Carson <sup>JD</sup> was appointed to wait on the Court  
 at the present term.

41 State }  
 vs } Disturbing Literary Society  
 John Eldridge } <sup>et al</sup> Came the attorney general who  
 prosecutes for the state, and at  
 appearing to the court that alias copies, had ~~been~~  
 issued by the clerk of this Court <sup>Defendants Luther Posey & Joe Hubbard</sup> and the same  
 having been returned by the sheriff not to be  
 found. It is therefore ordered that Pleuris  
 Copies issue from the <sup>papers of</sup> Defendants Luther Posey &  
 Joe Hubbard Lawrence Burns

45 State }  
 vs } P. D.  
 Alex Smith } Came the attorney general who  
 prosecutes for the state, and  
 it appearing to the court that alias copies  
 having been issued for the arrest of the  
 Defendant, and the same having been  
 returned by the sheriff not to be found,  
 it is therefore ordered by the court  
 that this case be placed on the  
 retired docket

46 State }  
 vs } P. D.  
 Joe Hubbard } Came the attorney general  
 who prosecutes for the state  
 and it appearing to the court that alias  
 copies has been issued for the arrest of  
 the Defendant and the same having been

Returned by the Sheriff not to found.  
It is therefore considered by the court that  
Plurims Copias issue for the arrest of the defendant

63. State }  
vs } C.P.  
Dr J M Colburn } Came the Attorney general who prosecutes  
for the State, and the defendant in proper  
person. and on motion of attorney general by leave of  
the Court a Nolle Prosequi is entered in this case.  
It is therefore Ordered by the Court that a Nolle  
Prosequi be entered in this case and that defendant  
go hence without day.

29 State }  
vs } Attempt to Rape.  
Albert Hixon } Came the Attorney General  
who prosecutes for the State and  
the defendant was brought to the bar of the Court  
in Custody of the Sheriff, and being represented  
by Counsel for Plea to the indictment for  
Attempting to Commit a Rape. files a plea in  
Abatement. Thereupon the Court after fully  
considering said plea is pleased to sustain  
the same <sup>and</sup> it is therefore considered by the  
Court that the defendant go hence without  
day. and that the State of Tennessee pay  
her own cost in this behalf accrued and  
will tap up and certify the same for payment  
as the law directs

73 State }  
vs } Attempt to Rape.  
Abner Hixon } The Grand Jury came into  
Open Court headed by their fore man and  
returned and indictment against the defendant  
which is in the following words and figures  
to wit:  
State of Tennessee Circuit Court January Term  
Gandoo County 1914



The Grand Jurors for the State aforesaid, being duly summoned, elected, empanelled, sworn and charged to inquire for the body of the county aforesaid, upon their Oath, present Matt. Abner Hixon, heretofore on the 24<sup>th</sup> day of December, 1912 in the County aforesaid, did unlawfully and feloniously commit an assault and battery on Mettie Thompson, a female under the age of ten years with the intent to unlawfully and carnally know her, against the Peace and dignity of the State

J. W. Pease Attorney General  
 Endorsed. Indictment - No. 83. A true Bill, G. O.  
 McDonald, Foreman Grand Jury, Charge. Attempt  
 to ravish girl under 10 years of age. State of Tennessee  
 vs Abner Hixon, Jack Thompson Prosecutors Clerk  
 Summons for State Mettie Thompson, Jack Thompson  
 Minnie Thompson, L. A. Carter, & W. Pease Attorney General  
 Filed in office 12 day of Jan 1914. A. H. Lewis Clerk

62

State }  
 as }  
 Jim Lemons alias } A. H. Miller Law  
 Klipper } came the attorney general who  
 prosecutes for the State and the  
 defendant in proper person, on  
 an application of attorney general this course  
 is continued until the next term of Court

64

State }  
 as }  
 Jim Lawson } D. P. M.  
 } came the attorney general who  
 prosecutes for the State and the  
 defendant in proper person who being  
 arraigned and charged on the indictment  
 for Destroying Public Works for plea  
 thereto says that he cannot deny but  
 that he is guilty as charged.  
 It is therefore considered by the Court  
 that for the offense aforesaid, that defendant  
 forfeit and pay a fine of twenty dollars  
 (\$20.00) and all the cost of the case  
 Thereupon Defendant paid to the Clerk of this  
 Court the sum of fifty dollars to be applied  
 on said fine & costs

65 State } V A mile down.  
 vs } Came the attorney general who  
 John Caldwell } prosecutes for the state and it  
 alias John Duch } appearing to the court that alias  
 Capias has been returned by the  
 Sheriff not to be found, it is therefore  
 Ordered that Pluries Capias issue for the  
 arrest of the defendant.

66 State } C.P.  
 vs }  
 Walter Jones } Came the attorney general who  
 prosecutes for the state, and it  
 appearing that alias Capias had been  
 returned, not to be found.  
 It is therefore Ordered by the court that  
 this case be placed on the retired Docket.

67 State } C.P.  
 vs }  
 Owen Davis } Came the attorney general who  
 prosecutes for the state and  
 the defendant in proper person  
 who being arraigned and charged on  
 the indictment for Plea thereto says that  
 he can not deny but that he is guilty  
 as charged, and submits to the mercy of  
 the court.  
 It is therefore considered by the court  
 that for the offence aforesaid that defendant  
 forfeit and pay a fine of fifty (\$50) dollars  
 and all the cost of that cause. Thereupon  
 appeared in open court the defendant and  
 his sureties of Record, J. A. Howell and  
 J. R. Smith who jointly and severally  
 acknowledge indebted to the State of Tennessee  
 for the fine & cost aforesaid for which  
 Execution will issue.

67 State } Larceny  
 vs }  
 Champ Harris } Came the attorney general  
 who prosecutes for the state



20

State } Violating Age of Consent  
 no } Came the attorney general who  
 Claud Dugan } prosecutes for the state and  
 and by consent this cause is continued  
 untill the next term of this court

73

State } Attempt to Rape  
 no } Came the attorney general  
 Abner Hixon } who prosecutes for the state  
 and the defendant in proper person who being  
 arraigned and charged on the indictment  
 for Attempt to rape for plea there to says  
 that he is not guilty and for trial puts  
 himself upon the country and the attorney  
 general doth the like thereupon to try  
 the issue joined the following jury all  
 good and lawful men. Citizens of James  
 County were drawn in the manner  
 prescribed by law to wit: 1 Arthur Biggs, 2  
 Frank Watts, 3 E. P. Fitzgerald, 4 D. P. DePree 5  
 Woodson Fitzgerald, 6 Sam Bellis, 7 A. B. Knouff, 8  
 Sam Igo, 9 R. S. Jones, 10 G. M. Green, 11 J. A. Crum  
 12 R. A. Hutson who being empaneled sworn  
 after hearing all the evidence in the case  
 and the argument of counsel and seeing  
 the charge of the court upon their Oath  
 say they find the defendant not guilty  
 as charged.

the name of defendant being arrived  
 the said jury after having been placed in  
 charge of Mr. Phillips Dyer Sheriff who has first  
 been sworn as the law directs upon receipt  
 until to Morrow morning 8 o'clock.

~~It is therefore considered by the court  
 that defendant go home without day and  
 that the st. State of Tennessee pay her own  
 cost in this behalf accrued and that  
 the clerk tax up and certify the same  
 for payment to the law officers~~

68

State } J. D. L.  
 no } The Grand Jury came into open  
 James Dancy } Court headed by their fore man  
 and returned and indicted against  
 the defendant for violating Quorum Law  
 and endorsed that a true Bill

72  
 State  
 vs  
 Bill Burns, Fred Burns,  
 & Carl Burns } D.P.M.  
 The Grand Jury came  
 into open Court headed  
 by their foreman and  
 returned a true Bill against  
 the defendants for Disturbing Public Peace  
 and signed by the foreman of the Grand  
 Jury.

72  
 State  
 vs  
 Bill Burns, Fred Burns,  
 & Carl Burns } D.P.M.  
 Came the Attorney General  
 who prosecutes for the State  
 and all the Defendants except  
 Carl Burns who is in the U.S. Navy and this case  
 is retired as to said Carl Burns, and is  
 hereby continued as to the other two defendants  
 until the next term of this Court.

at appearing to the Court that G.R. Lewis  
 Clerk of this Court is sick and unable to  
 attend at the present term and has  
 appointed J. M. Lewis as Deputy to transact and  
 perform the duties of Clerk. and the said  
 J. M. Lewis having been duly qualified  
 as the Law directs entered on his duties  
 as said Deputy Circuit Court Clerk.

30  
 L. J. Stinson  
 vs  
 The Lumber Product Co } Appeal  
 On motion of the  
 Defendant this case  
 is continued until the next term of the  
 Court.

33  
 James Lawson } Appeal  
 vs  
 Southern Ry. Co }  
 Came the parties by their attys  
 and this case was  
 continued by consent until Tuesday of  
 the next term of this Court.

~~W E Almy~~  
~~vs~~  
~~M L Chapman~~

47. Nancy Hubbard }  
vs } Appeal  
James Beavers }

This cause came on to be heard on this the 12<sup>th</sup> day of January 1914 before the Hon Sam E Brown Judge & without the intervention of a jury and after hearing all the evidence in the case decides the matter of Controversy in favor of Deft and dismisses Plaintiffs Suit. It is therefore considered by the court that Defendant have and recover of Complainant all the cost of the cause for which Execution will issue.

50 J. D. Thatchen }  
vs } Appeal  
Hulsey & Stroop }

Came the parties by their attorneys and trial was entered in to before the Hon. Sam E Brown Judge & without the intervention of a jury who after hearing all the evidence in the case finds the matter in controversy in favor of the Plaintiff, and hereby affirms the judgement in the Justice Court for \$42.07 with interest from date of said judgement, together with all cost in the cause. It is therefore considered that plaintiff have and recover of the Defendant and his sureties on his appeal Bond the above judgement cost for which execution will issue.

51 D & G Blair }  
vs } Appeal  
George E Smith }

Came the parties by their attorneys and on motion of Plaintiff this cause is continued till next term of the court.

68 R J Belmin }  
vs } Appeal  
James McDaniel }

This cause came on to be heard before the

Hon Sam & Brown without the intervention of a Jury who after hearing all the evidence on the case the Court is of Opinion that Complainant has failed to make out his case & is therefore considered by the court that the suit be dismissed and that Complainant pay all the cost of the case for which Execution will issue

69

J A Bice } Appeal  
 vs  
 L J Stinson } Came the parties by attorney  
 and on motion of Defendant  
 this cause is continued until the next term of this Court.

71

Fred Smith } Appeal  
 vs  
 S W Smith } Came the parties by their  
 attorneys and on motion  
 of Defendant this cause is continued until  
 the next term of the Court.

37

Dellie Lewis } Divorce  
 vs  
 Grant Lewis } Comes the plaintiff in this  
 case and dismisses her  
 case  
 It is therefore considered by the court  
 that this cause be dismissed ~~etc~~ and  
 that Defendant pay all the cost of case  
 credit to be given him for the 6.00  
 already paid in by Complainant for  
 which Execution will issue for remainder

70

Frank Good } Divorce  
 vs  
 Leah Good } Comes the plaintiff in  
 this cause and asked that  
 his suit be dismissed.  
 It is therefore considered by the court  
 that this cause be dismissed and that

Tuesday January 13<sup>th</sup> 1914

Plaintiff and his trustees on his bond  
pay all the cost of the cause for which  
Execution will issue.

Whereupon Court adjourned until  
tomorrow morning 8 O'clock.

St Brown  
Judge

Court met pursuant to adjournment  
present and presiding the Hon. Saml G. Davis  
Judge etc. when the following Proceedings  
were had and entered to wit:

The Grand Jury came into open court  
headed by their foreman and returned  
presentments against the following Persons  
as follows:

State vs C M Davis	Carrying Pistol
State vs Owen Davis	Carrying Pistol
State vs Cloud Hoy	Carrying Pistol
State vs C M Davis	Public Drunkenness
All Endorsed true Bills	

State vs } Felonious Assault  
C M Davis } The Grand Jury came into  
open court headed by their  
foreman and returned an indictment  
against the defendant for Felonious Assault  
which is in the following words and  
figures to wit:

State of Tennessee } Circuit Court January  
James County term 1914  
The Grand Jurors for the  
State of Tennessee being duly summoned,  
do hereby subpoena and charge to



Inquire for the body of the County aforesaid upon their Oaths present, that E M Davis heretofore on the 24th day of December 1913 in the County aforesaid did unlawfully wilfully feloniously deliberately Premeditately and maliciously assault with a deadly weapon Guy Harris with the intent then and there to unlawfully wilfully feloniously deliberately Premeditately and of his malice aforethought kill and murder the said Guy Harris, against the Peace and dignity of the State

J W Peace Attorney General  
 Endorsed a true Bill. H O McDaniel  
 Foreman Grand Jury, Charge A G. State of  
 Tennessee vs E M Davis Guy Harris Prosecutor  
 Clerk, Summons for the State Guy Harris  
 Jim Ripper Cheater Sims Mill Phillips Leonard  
 Bell How Smith Bell Sims W E Cain  
 Filed in office 13th Jan 1914  
 W Lewis Clerk  
 by Jim Lewis D. C.

32

H E Alvy }  
 vs }  
 M L Chapman } Appeal  
 Came the parties by attorneys  
 and on Motion of Deft this  
 Cause is continued until the next  
 term on payment of the cost of this term  
 on account of the absence of Deft with  
 Kimmie Hinson Johnson Attachment to issue  
 for said Kimmie Johnson at the request  
 of O G Stone Deft's attorney

73.

State }  
 vs }  
 Abner Hutton } Attempt to Rape  
 Came the Attorney General  
 who prosecutes for the State and the  
 defendant in proper person, also come the same  
 jury who were on yesterday evening postponed  
 tonight this morning in charge of the same Brown  
 officer and the further consideration of this cause  
 has resumed. The said jury after hearing

all the evidence in the case, and the argument of counsel and receiving the charge of the Court upon their evidence & also say they find the defendant not guilty as charged in the indictment  
 It is therefore considered by the Court that the defendant go hence without day, according to the finding of the jury, and that the State of Tennessee pay her own costs in this behalf accrued, and that the clerk tax up and certify the same for payment as the law directs

50

J. D. Hatcher }  
 vs } Appeals  
 Hulsey & Stroup } Now comes the defendant and moves  
 the Court to set aside the verdict of  
 the jury or judgment of the Court in the above stated  
 Cause, and award a new trial therein, and for  
 grounds for said motion assign the following  
 This case was originally instituted before a Justice  
 of the Peace and brought to this Court by an appeal.  
 Since the case has been pending in this Court, Plaintiff  
 and defendant, have considered accounts, resulting  
 in the admission on the part of Plaintiff of an  
 unintentional error on his part of \$875.<sup>00</sup> leaving Plaintiff  
 indebted to defendant in the sum of about \$38.<sup>98</sup>  
 2- Defendant did not know that this Cause was  
 assigned for trial on the day of judgment was  
 taken. Hulsey & Stroup.  
 The foregoing motion for a new trial having  
 been considered by the Court and having  
 considered the affidavits in support thereof,  
 the Court is pleased to and does set aside  
 the judgment of the Court heretofore entered  
 in this case and grants the defendant a  
 new trial

M. C. Cash } No 70  
 vs } Divorce  
 Martha Cash }

This cause came on to be heard on this the 13th day of Jan. 1914 and it appeared to the Court that process had been regularly served upon the defendant requiring her to appear and make defence and that she had failed to do so, within the time allowed, by law, and, it appearing further that the Court is about to adjourn it is ordered, by the Court, that Judgment *pro confesso* be entered against the defendant and the cause set for hearing *ex parte* as to her the cause was then heard by the Court upon the bill said Judgment *pro confesso* and the oral testimony introduced by the Plaintiff from all of which the Court adjudged that the bonds of matrimony subsisting between the Plaintiff and defendant be forever dissolved and the Plaintiff M. C. Cash be restored to all the rights and privileges of an unmarried person, et. is further adjudged that Plaintiff pay all the cost of this cause, for which execution may issue

State of Tennessee.

To the Honorable the Judge of the Circuit Court of James County Holding and residing at Collierville Tennessee Whereas in our Supreme Court at Knoxville at the September Term 1913 it was adjudged and ordered in the case of Dudley Welch vs the State, brought before us by appeal, from your Court, that the same be remanded thereto for further proceedings and final determination therein there are therefore to command you the Court aforesaid that you proceed with the execution of this Judgment of our said Supreme Court by further proceedings in your Court as shall effectuate the objects of this order to remove and attain the ends of Justice. Witness D E Clease Clerk of our said Supreme Court at office in Knoxville the second Monday in September 1913.

D E Clease Clerk  
 Jas J Joy Deputy Clerk

Supreme Court of Tennessee at Knoxville  
September Term 1913.

Sept 27 1913

Court, met pursuant to adjournment  
present and presiding the Hon Chief Justice Mc  
Nair and, the Hon Associate Justice D & Sanders  
Grafton Green Arthur Buchanan and Samuel Williams  
Where the following proceedings were had to wit

Dudley Welch, vs The State	} No 1. James County Criminal Murder in second degree affirmed
----------------------------------	--

Came, the Plaintiff in error Dudley Welch in person  
Person and 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 James County and on 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, by the court, that the Plaintiff in error,  
for his offense of murder in second degree, be  
remanded to the Jail of Knox County and thence delivered,  
to the warden of the Penitentiary or his agent, and be  
conveyed, to the Penitentiary of the State of Tennessee, and  
there confined at hard, labor for the term of twenty  
years, commencing on the day of his reception at said  
Penitentiary it is further ordered, by the court that Plaintiff  
in error be disqualified from holding any office under  
this State The Plaintiff in error, will pay the cost of  
the cause accrued, in this court and in the court  
below and execution may issue from this court  
for, the costs of the appeal, a procedendo will issue  
to the said Circuit Court of James County directing  
that court to proceed, with the collection of the costs  
of the cause accrued therein in the manner  
provided by law, The Clerk of this court, will  
issue and deliver to the warden of the Penitentiary  
or his agent a duly certified copy of this  
Judgment. office of Clerk of the Supreme  
Court for eastern Division of the State of Tenn  
& D E Cleage Clerk of said court do hereby certify  
that the foregoing is a true verbatim and

Complete copy of the Judgment of said Court  
 pronounced at its September term 1913, in the case  
 of Dudley Welch, 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 Knoxville Tenn on the 14<sup>th</sup> day of December  
 1913,

S. E. Cleage Clerk  
 by Jas. L. Joy S. C.

Thereupon Court adjourned until court  
 in course -

S. C. Brown  
 Judge

Monday April 27<sup>th</sup> 1914

Caption

State of Tennessee } Be it remembered that at a Circuit  
James County } Court of the fourth Judicial Circuit  
country of James. } began and held in and for said  
at the Court house in the town of  
Ooltetohah and on the fourth Monday in April in the  
year of Our Lord, one thousand nine hundred and  
fourteen, and of the American Independence, one  
hundred and thirty eight. Present and presiding  
the Hon Sam C. Brown Judge of said Circuit when  
the following Proceedings were had and entered  
to wit

The Court was opened in due form by Luther Green  
Sheriff of James County, and by him was returned  
into open court, a writ of Venia Facere delivered to  
him by the clerk of the County Court of said County  
showing that at the April term of said Court 1914  
said Court had appointed the following Persons, all  
good and lawful men, citizens of said County to  
serve as jurors at the present term of this Court  
to wit 1 J M Roark. 2 S A Smith. 3 J A Pendragon  
4 Jack Davis. 5 Jim Mc Deely. 6 John Deprise. 7 Goodson  
8 John Thomas. 9 G. H Roberts. 10 James Cannon. 11 B H Raygo  
12 Mat Long. 13 Price Banther. 14 Arthur Parkerson. 15 James  
Camp. 16 Eter McKinney. 17 Hugh L Acuff. 18 J D Thatcher  
19 Sam Riddle 20 J G Cooper. 21 Henry Matheny. 22 J H  
Poe. 23 S W Perrin. 24 Mill Vassell. 25 W D Pennington.  
who being summoned by the Sheriff appeared and out of  
those jurors so summoned, was chosen the following  
to serve as a grand jury. 1 S A Smith 2 Jack Davis 3  
Mat Long. 4 B H Raygo. 5 Price Banther. 6 John Thomas. 7  
J D Thatcher. 8 J G Love. 9 Mill Vassell. 10 Henry Matheny  
11 James Cannon. 12 J M Roark. 13 J H Poe, who being  
officially elected a grand jury of whom J M Roark  
was by the Court appointed foreman, and  
the said grand jury being in all things qualified  
as the law directs retired to considered of indictments  
and presentments

The following persons were called to serve as Jurors  
Jurors at the present term 1 Sam Riddle 2 Hugh  
Acuff. 3 J G Cooper. 4 S W Perrin. 5 Arthur Parkerson. 6 Eter  
McKinney. 7 J A Pendragon. 8 A H Poe. 9 J M Mc Lhee.  
10 W P Middle. 11 L A Carter. 12 John Moore.

The following Persons were for good and sufficient  
Cause Excused by the Court as jurors at the  
present term of the Court to wit 1 W D Pennington

James Mc Neely, John DeFrie, James Camp, H Roberts, and the following were summoned to serve in their room and stead A K Poe, J M Mc Lee, W R Griffith, L A, Carter, John Moore. J J Carson D S was appointed to wait on the Court and Oscar Middle Court was appointed to wait on the Grand Jury. at the present term

62. State vs Jim Leamon alias Hiffer } Violating Four Mile Law  
 Came the attorney general who prosecuted for the state and the defendant in proper person who being arraigned and charged on the indictment for violating the 4 mile law - for plea thereto says that he is not guilty and for trial puts himself upon the Country, and the attorney general hath the like. thereupon to try the issue joined came the following Jury to wit: 1. Sam Middle 2 Hugh Acuff. 3 J H Cooper. 4. B W Perin. 5. Arthur Parkerson. 6 Ester McInney. 7 J A Pendergrass. 8 A K. Poe. 9 J M Mc Lee 10 W R Griffith L A Carter N. John Moore all good and lawful men citizens of James County who being elected, impanelled and sworn after hearing all the evidence on the case and receiving the charge of the Court upon their oath say they find the defendant not guilty as charged.  
 It is therefore considered by the Court that defendant go hence without day, according to the finding of the Jury.

78 State vs Dave Jarrett } Stealing Mule.  
 The Grand Jury came into open court headed by their foreman and returned an indictment against the defendant for stealing a mule, which is in the following words and figures to wit:  
 State of Tennessee } Circuit Court April term 1914  
 James County } The Grand Jurors for the State  
 of and being duly summoned

elected expanded Sworn and charged, To inquire for the body of the county of said upon their oath present. that Dave Jarrett, heretofore on the day of January 1914, in the County of said, did unlawfully and feloniously take and steal one mule, the property of Virgil Whittle and with the intent to convert said mule, to his own use and deprive the true owner thereof against the peace and dignity of the State

J W Pearce attorney general  
Endorsed. Indictment. A true Bill. J M Roark  
Foreman. Grand jury. Charge stealing mule. State  
of Tennessee vs Dave Jarrett, Virgil Whittle Prosecutor  
Clerk Summons for State. Virgil Whittle A G Purley  
J W Pearce Attorney general, filed in office 27th  
day of April 1914. A B Lewis.

H1  
State  
vs  
John Eldridge et al } Disturbing Literary Society  
Came the attorney general who prosecutes  
for the State and appearing to the  
Court that Plurim Copies having been returned by the  
Court Sheriff not to be found. It is ordered by the  
Court that this case be placed on the Retired Docket.

H6  
State  
vs  
Joe Hubbard } P. D.  
Came the attorney general who  
prosecutes for the State, and  
appearing to the Court that Plurim Copies had  
been returned by the Sheriff, not to be found,  
it is therefore ordered that this case be placed on  
the Retired Docket.

65-  
State of Tenn  
vs  
John Caldwell alias  
John Dutch } V H M. L.  
Came the attorney general who  
prosecutes for the State, and  
appearing to the Court that Dutch  
is in jail at Decatur Tenn. This  
Case is continued until the next term  
of the Court



S L Lovell } Damage  
 vs } This cause is settled and compromised  
 Southern Ry co } before being reached for trial on the  
 } Call of the Docket. The Southern Ry co agrees  
 to pay the sum of One hundred and thirty five dollars  
 and all costs of the Cause for the Killing of the mule  
 by moving train on unperfected tracks  
 It is therefore Ordered and adjudged by the court  
 that the Plaintiff S L Lovell have and recover of  
 the defendant the Southern Railway co. and John L  
 Smith security upon the appeal bonds the sum of  
 One hundred and thirty five dollars. and the costs  
 of the Cause for which an execution will issue  
 The clerk will not tax up any state or county tax  
 in the Cost Bill

74

State }  
 vs } Larceny of a Mule  
 Dave Jarrett } Came the attorney general who prosecutes  
 for the state and the defendant in  
 proper person and in this cause the Prosecutor  
 does not desire to prosecute the defendant and  
 for this reason the case is nolle prosequi on the costs of  
 the Cause which shall be paid by the  
 defendant Dave Jarrett and in case the said  
 Costs are not secured by the defendant these  
 defendant shall be confined in the County  
 Work house until said Costs are worked out or  
 secured. In case the cost is secured Execution  
 will not issue for ninety days hereon appeal  
 in Dan Capel the defendant and along with him  
 W L White J H Jarrett and J E Hatch who jointly  
 and severally acknowledge themselves indebted to  
 the state of Tennessee for the costs of said in which  
 execution will issue

74

State }  
 vs } C.P.  
 Owen Davis } Came the attorney general who prosecutes  
 for the state and the defendant in  
 proper person and this cause is continued by  
 the state until the next term of the court

75

State }  
 vs } C.P.  
 C H Davis } Came the attorney general who

Prosecutor for the state, and the defendant in proper person and this course is continued by defendant until the next term of the court

76. State vs C M Davis } P.D. Came the attorney general who prosecutes for the state, and the defendant in proper person, and this course is continued by the defendant until the next term of the court

77 State vs C M Davis } F.A. Came the attorney general who prosecutes for the state and the defendant in proper person and on application of the defendant this course is continued until the next term of the court.

57 State vs Champ Harris } Larceny. Came the attorney general who prosecutes for the state, and the defendant in proper person, and on application of the defendant this course is continued until the next term of the court, during which time the defendant will take Deposition of John Ellis on proper ratification of the attorney general

20 State vs Cloud Dugan } V.A. of Va. Came the attorney general who prosecutes for the state and the defendant in proper person and by consent this course is continued until the next term of the court

73 State vs Cloud Hoy } C.P. Came the attorney general who prosecutes for the state and the defendant in proper person

who being arraigned and charged on the indictment for carrying Pistol for Plea thereto says that he cannot deny but that he is guilty as charged and submits to the mercy of the Court.

It is therefore considered by the Court that for the offense aforesaid that the defendant ~~pay~~ <sup>pay</sup> a fine of fifty dollars and all the cost <sup>of</sup> the Cause. Thereupon appeared in open Court the defendant and his securities of Records Luther Hamby Harve Roy, James Burns who jointly and severally acknowledge themselves indebted to the State of Tennessee for the fine and costs aforesaid for which Execution will issue. The Judge <sup>is</sup> ~~is~~ <sup>stating</sup> a conviction is a mistake. <sup>The case was disposed of by the Judge entering a nolle prosequi on the costs & the order is changed with defendant over the goods & taxes will be collected & the Clerk will not issue execution for same for 90 days</sup>

72 State vs D.P.M.

Bill + Fred Burns } Came the Attorney general who prosecutes for the State, and the defendants in proper person who being arraigned and charged on the indictment for threats the defendant Fred Burns says that he is not guilty and for trial puts himself upon the country and the attorney hath the like. Thereupon to try the issue came the following jury to wit:

Sam Riddle. Hugh Acuff. J. G. Cooper. S. W. Perrin Arthur Parkerson. Eter McWhinnery. S. A. H. Pae. J. G. Meikle W. R. Scripper L. A. Carter John Moore. All good and lawful men Citizens of James County who being elected sworn and sworn to the hearing all the evidence in the case and receiving the charge of the Court upon their oath say they find the defendant Fred Burns not guilty as charged. It is therefore considered by the Court that defendant Fred Burns go hence without day.

The defendant Bill Burns for Plea says that he cannot deny but that he is guilty as charged and submits to the mercy of the Court. It is therefore considered by the Court that for said offense. The defendant Bill Burns pay a fine of twenty dollars and all the costs of the Cause. Thereupon appeared in open Court Bill Burns and along with him his securities of Records Tom Shirk James Burns Harve Roy who jointly and severally acknowledge themselves

Indebted to the State of Tennessee for the fine and cost of said for which Execution will issue at to further ordered by the Court that Execution be stayed for ninety days from this date

58.

State  
vs  
J. N. & Callie Nichols } v H mile Law  
Came the attorney general who prosecutes for the state and the defendants in proper person who being arraigned and charged on the indictment for violating the 4 mile law for Plea thereto say that they are not guilty and for trial put themselves upon the Country and the attorney general doth the like. Thereupon to try the issue joined came the following jury to wit: Sam Riddle, Hugh A. J. Cooper, Sam Perrin, Arthur Parkerson, E. H. McKinney - A. R. Pae & M. McLeel, W. R. Griffith & L. A. Carter, John Moore all good and lawful men citizens of James County who being sworn, impanelled and sworn, after hearing all the evidence in the case, and receiving the charge of the Court, upon their oaths say they find the defendant guilty in manner and form as charged.

It is therefore considered by the Court that for the offence aforesaid the defendants be confined in the jail or workhouse of James County for thirty days, and each pay a fine of fifty dollars and thirty dollars all the costs of the Court, and the defendants having failed to pay or secure the fine and costs it is ordered by the Court that they work the same out in the County work house at the rate for labor allowed by law, Subject to the rules and regulations of said institution as prescribed by law, and to this end that they be delivered to the keeper of said institution in whose custody they shall remain until legally discharged.

30

L. J. Stinson } Appeal  
vs  
Lumber Products Co }  
Wm. to wit: Sam Riddle Hugh A. Cooper

S W Perrin, Arthur Parkerson, E. J. McKinney, J. B. Rogers, A. H. Per. & M. Mc Lhee, W. A. Griffith, L. A. Carter, John Moore all good and lawful men, being duly sworn, as required by law, to well and truly try the issue joined, upon their oaths say, that they find, in favor of the Defendant and on the plea of in abatement, it is therefore the judgment of the court, that this suit will be abated and dismissed in accordance with the facts set up in the Plea in Abatement, and the defendant will have and recover of the plaintiff all the cost of the cause for which execution will issue.

50 Maggie Jones }  
 Jim Jones } Divorce  
 In this cause it appearing to the Court that James Jones, has been made a party to Complainant's bill by publication duly made and Jones has failed to appear and make defence to said bill within the time required by law, it is therefore ordered that as to him Complainant's bill be taken as confessed and said cause set for hearing ex parte.

50 Maggie Jones }  
 Jim Jones } Divorce, Decree  
 It is remembered that this cause came on to be heard and determined before the Hon. Sam R. Brown, holding the Circuit Court at Ooltus, Tennessee on the 27th day of April 1914, on bill and judgment pro confesso and the oral testimony introduced at the hearing of the cause and it appearing to the Court that the Complainant is entitled to the relief sought it is therefore decreed that the bonds of matrimony hitherto subsisting between the Complainant & the defendant be and they same are hereby dissolved, it is further decreed that the custody of the child, Iven Jones, who is of tender years, be committed to Complainant and that Complainant recover from defendant all the cost of the cause, for which execution will issue as at law.

71. Fred Smith } Appeals.  
 vs } This cause was compromised and  
 S W Smith } settled before called for trial on  
 } defendant paying all the cost of the  
 course. It is therefore considered by the court  
 that complainant recovers of the defendant all the  
 cost of the course for which execution will issue.  
 The course being compromised before called for  
 trial no State and County Tax Office.

~~Advised~~ ~~county~~ and jury heard by their foreman  
 and returned into open court the following pre-  
 sent made a true bill:

State vs. Southern Railway Co. - failure to  
 main crossing - and the grand jury was discharged.

All cases not heard for trial, continued or  
 otherwise disposed of are now continued  
 until the next term of court.

Thereupon court adjourned until  
 Court in course -

S. B. Brown  
 Judge

## Caption

August 24<sup>th</sup> 1914

State of Tennessee)

James County } Be it remembered that at a Circuit Court  
 of the 1<sup>st</sup> Judicial Circuit  
 held in and for said  
 County of James at the Court House in the Town of  
 Cynthiana on the fourth Monday in the year of our  
 Lord One thousand nine hundred and ~~Eight~~ <sup>fourteen</sup> ~~fifteen~~  
 Present and presiding the Hon Sam C. Brown.

Judge C of said Circuit when the following  
 proceedings were had and entered of Record to wit  
 The court was opened in due form by Luther Green  
 Sheriff of said County, and by him was returned  
 in to Court a writ of venire facias, delivered to him  
 by the Clerk of the County Court of said County  
 showing that at the July term thereof 1914, said  
 Court had appointed the following persons being good  
 and lawful men of said County to serve as Jurors  
 at the present term of this Court to wit:

J. H. Johnson, John Cross, Frank Hindman, J. R. Johnson,  
 R. Ramsey, W. M. Groff, W. D. McDaniel, J. M. Batts, W. B. Lee,  
 Sol. Adams, Thomas Shirley, James Smith, W. H. Henry,  
 C. L. Reuff, O. A. Woods, J. G. Sims, Carl Fisher,  
 Mark Elbert, George Yarbrough, W. R. Blair, James  
 Hudgins, J. A. Johns, B. H. Cannon, Lewis Syler  
 who being summoned by the Sheriff, appeared and  
 out of those jurors so summoned was drawn 1  
 Mark Elbert 2 J. R. Johnson 3 S. D. Adams 4 J. H. Dornell  
 5 W. B. Lee 6 O. A. Woods 7 J. H. Johnson 8 Frank Hindman  
 9 R. Ramsey 10 John Cross 11 James Hudgins 12 James  
 Smith 13 B. H. Cannon who being duly elected a  
 Grand Jury of said County. W. B. Lee was appointed by the Court  
 foreman and the said Grand Jury in all things as  
 the law directs being duly sworn and  
 charged to inquire for the body of the County aforesaid  
 returned to consider of Presentments and Indictments.

The following persons was called to serve as  
 standby jurors at the present term of the Court  
 1 C. L. Reuff 2 J. A. Johns 3 W. R. Blair 4 J. M. Batts 5  
 W. M. Groff 6 W. D. McDaniel 7 J. G. Sims 8 Carl Fisher 9 W. H.  
 Henry 10 George Yarbrough 11 J. M. Batts 12 W. H. Messman  
 W. D. Syler was for sufficient cause to the Court shown  
 relieved from jury service at the present term of the  
 Court

Oscar Green and was appointed by the Court to  
 wait on the Grand Jury.

J. J. Carson was appointed to wait on the court at the present term

65.

State }  
 vs }  
 John Caldwell } Violating four mile Law  
 John Deutch } came the attorney general who prosecutes  
 for State and the Defendant in proper  
 person and on motion of attorney general that a Writ  
 Prosequi be entered. And good cause having been  
 to the Court shown that such action should be taken  
 it was ordered by the Court that a Writ  
 Prosequi be entered on Defendant paying all the  
 Costs of the Cause.

Thereupon appeared in open Court the Defendant  
 and along with him his security of Richard James  
 Williams & Bent Dixon who jointly and severally  
 acknowledge themselves indebted to the State of  
 Tennessee for the Costs <sup>above</sup> aforesaid for which Execution  
 will issue. Execution return in 90 days.

46

State }  
 vs } PD  
 Joe Hubbard } came the attorney general who  
 prosecutes for the State, and the  
 Defendant in proper person who being arraigned  
 and charged on the indictment for Public Drunkenness  
 for plea thereto says that he cannot deny but  
 that he is guilty as charged.  
 It is therefore considered by the court that  
 for the offense aforesaid that defendant forfeit and  
 pay a fine of fifteen dollars and all the costs  
 of the Cause. Thereupon appeared in open court  
 the defendant and along with him his security  
 of Richard <sup>PA</sup> who acknowledge themselves indebted  
 to the State of Tennessee for the fine and cost  
 aforesaid for which Execution will issue also  
 came the defendant and paid the clerk of this  
 Court the sum of \$10.<sup>00</sup> Execution will issue  
 for the remainder of said fine and costs



82

State } Failing to Keep Crossing  
 vs } Came the Attorney general who prosecutes  
 South My co } for the state and the defendant in proper  
 person who being arraigned and charged  
 for failing to keep crossing in Repair for Plea thereto says  
 that they are not guilty and for trial puts themselves  
 upon the Country (and the attorney general doth  
 the like. Thereupon to try the issue I aimed came  
 the following Jury to wit. 1 C & Acuff 2 J & Johns  
 3. Mr R Blair W J W Barkley. 5 J M Wolf. 6 Mr D McDaniel  
 7 J S Sims. 8 Carl Fisher 9 Mr H Henry. 10 George Tankersley  
 11 J M Bellin Mr H Norman. all good and lawful men  
 citizens of James County. who being elected impaneled  
 and sworn as the law directs after hearing all  
 the evidence in the case, and the charge of the Court  
 upon their Oaths say they find the defendant  
 not guilty so charged. it is therefore considered  
 by the Court that defendant go hence without  
 day.

57

State } Larceny  
 vs } Came the Attorney general who  
 Champ Harris } prosecutes for the state and the  
 defendant in proper person who being arraigned  
 and charged on the indictment for Larceny for Plea  
 thereto says that he is not guilty and for  
 trial puts himself upon the Country and the  
 Attorney general doth the like. Thereupon to try  
 the issue I aimed came the following Jury to  
 wit: George Tankersley, George Malone, Mr H Norman  
 Bob Allen, J & Johns, L W Robinson, J M Bellin, J M  
 Mill Henry, Mr R Blair, Mr D, McDaniel, Grover Acuff, all  
 good and lawful men citizens of James County who  
 being elected impaneled and sworn as the law  
 directs. after hearing all the testimony in the  
 case and receiving the charge of the Court, upon  
 their Oaths say they find the defendant not guilty  
 so charged. it is therefore considered by the  
 Court that defendant go hence without day  
 and that the State of Tennessee pay her own  
 cost in the cause, and the Clerk will tax  
 up and certify the same for payment as the  
 law directs





of Tennesses in the sum of \$250.00 to the said  
can deliver that defendant appear at the next  
term of this court to abide by and perform the  
Judgement of the court.

The Grand Jury came into open court headed by their  
foreman and returned indictments against the following  
persons to wit

- State vs G. W. Raines, Disturbing Public Morals
- State vs Fred Shean, Carrying Pistol
- State vs Abe Cross, Disturbing Public Morals
- State vs J. L. Bailey, Assault & Battery
- State vs J. L. Poe, Assault
- State vs Will Phillip & Champ Harris, Disturbing Public Morals

85 State }  
 as } Assault  
 J. L. Poe }  
 Came the attorney general who prosecutes  
 for the state and the defendant in  
 proper Person. and on motion of Defendant  
 this cause is continued until the next term  
 of the court.

93 State }  
 vs } Larceny  
 James Syles }  
 The Grand Jury headed by their  
 foreman came into open court  
 and returned an indictment against the  
 defendant for Larceny. and endorsed not  
 a true Bill

84 State }  
 vs } A. A.  
 Cleve Ellis }  
 Came the Grand Jury case  
 into open court headed by  
 their foreman and returned an indictment  
 against the Defendant for Felonious Assault  
 & endorsed not a true Bill

56

J. D. Thatcher vs

} Appeal

Hulsey & Stroup } This cause came on to be heard on this the 21<sup>st</sup> day of August 1914 before the Hon Sam C Brown Judge & C. Without the intervention of a jury. After hearing all the evidence in the case the Court is of the opinion and decides the matter in controversy in favor of the defendants and against Plaintiff.

It is therefore ordered and decreed by the court that ~~defendant~~ <sup>Plaintiff</sup> recover of the Plaintiff the sum of thirty two dollars and seventy three cents \$32.73 and all the costs of the cause for which execution will issue.

87

J E Mills vs

} Appeal

Child Moon } This cause came on to be heard on this the 21<sup>st</sup> day of August 1914 before the Hon Sam C Brown Judge & C. Who after hearing all the evidence in the case the Court is of the opinion and decides the matter in controversy in favor of the Plaintiff and against the defendant.

It is therefore considered by the court that Plaintiff have and recover of the defendant the sum of nine dollars and thirty five cents \$9.35 and all the costs of the cause for which execution will issue.

20

State vs

Claud Duggan

} Violating Age of Consent

Came the attorney general who prosecuted for the state and the defendant in proper person who being arraigned and charged on the indictment for violating Age of Consent for Plea thereto says that he is not guilty and for trial puts himself upon the country and the attorney general doth the like thereupon to try the issue joined the following jury was drawn in the form as required by law to wit: 1 J A Johns 2 M J McQuinn 3 J H Davis 4 W A Longsten 5 Mr J Huff 6 C H Acuff 7 Carl Finke 8 J. M. Bartlett 9 W E Bates 10 E A Miller 11 W J Prestige 12 C F Woods all good and lawful men citizens of James County who being elected impaneled

and charges on the law direct. and it being the hour of adjournment said jurors were respited until the meeting of the Court until tomorrow morning at 10 o'clock under proper instructions of the Court, the defendant and his counsel in open court expressly requesting and consenting that said jurors might go until the meeting of the court tomorrow morning without any sworn officer with them

Thereupon Court adjourned until tomorrow morning 5 o'clock

St. Brown.

Judge

Tuesday August 25<sup>th</sup> 1914

Court met Pursuant to adjournment. Present and Presiding the Hon. Saml. C. Brown. Where the following proceedings were had and entered to wit.

17.

State }  
vs } N.C.  
Wm Davis } Came the attorney general who prosecutes  
for the state and the defendant in  
proper person. and on motion of the defendant the  
Case is continued until the next term of the  
Court.

33.

James Lawson }  
vs } Appeals.  
Southern Ry Co } Came the parties by their attorneys  
Also came the following jury  
of good and lawful men to wit 1 C. G. Smith 2  
J. A. Jones 3 W. M. Blair 4 J. M. Bartlett 5  
T. M. Wolf 6 W. D. McDonald 7 J. G. Davis 8 Carl Fisher  
9. W. H. Newey - 10 George Tankersley 11 J. M. Martin 12 W. H. Brown  
All good and lawful men citizens of Jones County  
who being elected impaneled sworn as the law

directs after hearing all the evidence in the case and receiving the charge of the court upon their oath say they find the matters in controversy in favor of the defendant.

It is therefore considered by the court that ~~the~~ <sup>defendant</sup> recover of the Plaintiff all the cost of the Cause for which Execution will issue.

32. M. E. Clary }  
 or  
 W. L. Chapman } Appeal  
 Came the parties by their attorneys  
 and by consent of parties this  
 Cause is continued until the next term  
 of this Court

69 J. A. Bise }  
 or  
 L. J. Stimpson } Appeal  
 Came the defendant by their attorney  
 and moved the Court to dismiss  
 the Appeal for want of Prosecution and the Plaintiff  
 being solemnly called to come into court and  
 prosecute his Appeal, came not but made default  
 it is therefore considered by the Court that this  
 Suit be dismissed and that defendant recover  
 of the Plaintiff all the costs of Cause for which  
 Execution will issue.

81 R. S. Rutherford }  
 or  
 Lizzie Lovell } Appeal  
 Came the defendant by his  
 attorney and moved the Court  
 to dismiss the appeal for want of Prosecution  
 and the Plaintiff being solemnly called to  
 come into court and prosecute her Appeal, came  
 not but made default  
 It is therefore considered by the Court that this  
 Suit be dismissed and that the defendant  
 recover of the Plaintiff all the costs of Cause  
 for which Execution will issue

86 Will Phillips }  
 or  
 J. L. Poe } Damages  
 Came the parties by their attorneys  
 and on motion the defendant

is allowed ten days in which to plead, do or  
not to delay.

88 J. E. Mc Amis }  
vs } Appeal.  
Grove Acuff } Came the parties by their attorneys  
and an motion of the defendant  
this cause is continued until the next term of  
this court.

89 G. H. Robinson }  
vs } Appeal.  
Tham Harris } In this cause it appearing to  
the court that this cause was  
settled and compromised before being called  
for trial  
It is therefore considered by the court that  
defendant recover of the Plaintiff and his security  
on his Official Bond all the cost of the cause and  
that he be given 60 days to pay the same  
after which execution will issue for state  
and county tax office in this cause.

90 H. B. Pae }  
vs } Damage  
South Ry Co } Came the parties by their attorneys  
and the defendant was allowed  
twenty days in which to plead, do or not to  
delay.

90 State }  
vs } Violating Age of Consent  
Claud Duggan } Came the Attorney general who  
prosecutes for the state, and the  
defendant in person. Also came the same  
Dunn jury who on yesterday were recalled on  
the adjournment of the court and the further  
consideration of this cause was resumed, and  
the said jury after hearing all the evidence  
in the case and receiving the charge of the  
court upon their Oath say they find the  
defendant guilty as charged in the indictment  
and fix his punishment at a period of three



years in the penitentiary of the State of Tennessee,

The State

vs  
 Claude Duggan

Charge: Violating age of Consent.

Now comes the defendant and moves the Court (which motion is in writing) to grant him a new trial for the reasons set out in said motion which being seen and understood, the Court is pleased to sustain and therefore the verdict of the jury and the judgment thereon are hereby set aside and a new trial awarded, the defendant Duggan.

and the cause is continued until the next term of the Court, and subpoenas for all witnesses will re-issue.

Therefore Court adjourned until  
 Court in Course

S. E. Brown -

Judge

Bond of W. H. Holder.  
 Circuit Court clk. of James Co.  
 State Tax

Know all men by these presents that we W. H. Holder, Principle & C. Smith, J. F. Simpson, J. P. Campbell, T. J. Burrell, J. C. Richey, Ed. Robinson, C. C. Hawn, J. A. Gatter, B. J. Harris, John. Farrell, T. L. Howell, S. L. Howell, G. O. McDaniel, C. W. Whittington, James L. Walker, Tom Walker of the County of James and the State of Tennessee, are held and firmly bound unto the State of Tennessee on the just and the lawful sum of Five Thousand Dollars, good and lawful money of the United States for the payment of which well & truly to be made we bind our selves our heirs executors administrators & assigns jointly severally by these presents in testimony whereof we set our hands & seals this the first day of Sept 1914 the condition of the above obligation is such that where as the above bounden W. H. Holder, was on the sixth day of Aug A. D. 1912, elected Circuit Court clk. of James Co. for the legal & constitutional term of four years & until his successor shall be elected & qualified & where as the said W. H. Holder as Circuit Court clk. affirmed both appeal in open court & taken & Oath to support the Constitution of the United States & of the State of Tennessee, and on Oath of office as prescribed by law, now therefore should the above Bounden W. H. Holder truly and faithfully perform all the duties of the office of Circuit Court Clerk for the term of his office according to the requirement of law and shall faithfully collect and pay over within the time and in the manner prescribed by law to the Treasurer of the State of Tennessee or to the proper officer designated by the laws of Tennessee to receive the same

all state taxes collected by him or that ought to be collected during his said term of office then this obligation to be void otherwise to remain in full force and effect

W. S. Holder, Principal  
 W. S. Holder  
 C. G. Smith  
 S. T. Simpson  
 J. D. Campbell  
 T. S. Russell

J. C. Ketchum  
 Ed. Robinson  
 C. C. Barron  
 S. A. Carter  
 B. F. Davis  
 John Lovell  
 W. S. Lovell  
 S. S. Lovell

C. L. W. Daniel  
 G. W. W. W. W.  
 James, S. Wolfe  
 W. H. Wolf

It Acknowledged by Principal and members and examined and approved by the court this the first day of Sept 1914

W. H. Howard Chairman  
 Examined and approved this the 3<sup>rd</sup> day of Sept 1914

S. G. Brown

Oath

Judge 11<sup>th</sup> Federal Circuit

State of Tennessee

JAMES COUNTY being duly sworn according to their oath take his solemn oath that he will support the Constitution of the United States and the State of Tennessee that he has not directly or indirectly given accepted or carried a challenge in writing or otherwise to any person being a citizen of the State or abetted therein since the adoption of the constitution in 1835 and that he will not during his continuance in office be guilty of either of these acts and that will faithfully collect and account for all taxes for James County and State of Tennessee or cause the same to be done according to law. He further solemnly swears that he will use all lawful means in his power to find out and assess such property as may not have been assessed or which has been inadequately assessed for taxation in said county and return a list of the same as a return. So help me God.

W. S. Holder

Sworn to and subscribed before me this the 10<sup>th</sup> day of Sept 1914

J. A. Hall, County Court Clerk

Bond for the safe keeping of the records  
 Bond of W. H. Holder, circuit court clk.  
 of James County,  
 know all men by these presents that we  
 W. H. Holder principal, H. Holder & C. Smith  
 L. T. Stimpson J. D. Campbell, T. S. Burrell, P. L. Howell  
 John Howell J. C. Richey, Ed. Robinson G. C. Haman  
 L. A. Carter B. F. Davis, S. L. Howell, G. W. McDaniel  
 C. W. Whitingburg James L. Wolfe Tom Wolfe.  
 obligate & bind our selves on the performance  
 of Ten Thousand Dollars payable to the state  
 of Tennessee to be void on condition the  
 said W. H. Holder this day inducted into  
 the office of circuit court clk for James Co.  
 safe to keep & preserve the records of  
 said court & faithfully discharge the duties  
 of his office  
 Witness our signatures this the first  
 day of Sept 1914 W. H. Holder principal.  
 H. Holder, P. L. Howell, L. A. Carter, James L. Wolfe  
 G. C. Smith, John Howell, B. F. Davis, Tom Wolfe  
 L. T. Stimpson, J. C. Richey, S. L. Howell,  
 J. D. Campbell, Ed. Robinson, G. W. McDaniel,  
 T. S. Burrell, G. C. Haman, C. W. Whitingburg.  
 acknowledge by principal & Sureties and  
 examined & approved by the court this  
 the first day of Sept 1914 W. N. Harwood  
 Chairman examined & approved this the third  
 day of Sept 1914  
 S. C. Brown, Judge 4 Judicial  
 circuit.

STATE OF TENNESSEE  
 Office of the Comptroller  
 Nashville, Tenn. Sept 16 1914  
 Received of W. H. Holder  
 the Revenue Bond as Cir. Ct. Clerk of  
 James County, dated Sept 1 1914  
 in the sum of \$5,000<sup>00</sup>  
 Geo. P. Waller  
 Comptroller

Bond of James O. Rorer.

Bond of W. L. Hoeder Circuit Court clk.  
of James O.

Know all men by these presents that  
we W. L. Hoeder, principal

W. Hoeder E. G. Smith L. T. Simpson.

J. H. Campbell T. S. Purcell, P. L. Lowell.

John Howell, J. C. Richey, Ed. Robinson.

O. C. Homan, L. A. Carter, B. F. Davis.

S. L. Lowell, G. O. McDaniel, C. E. Whitingburg,

James H. Wolfe, T. M. Wolfe.

Obligate + bind our selves for the  
penal sum of Three Thousand Dollars  
payable to the state of Tennessee to be  
void on condition the said W. L. Hoeder  
this day enters the office of Circuit Court  
clk for James O. our account for all  
the property or funds which may at  
any time come into his hands or upon  
commission or received by appointment  
are the Judge thereof.

Witness our signatures this the

first day of Sept 1914 W. L. Hoeder principal

W. Hoeder O. C. Homan S. L. Lowell

E. G. Smith L. A. Carter G. O. McDaniel

L. T. Simpson B. F. Davis C. E. Whitingburg

T. S. Purcell John Howell James H. Wolfe

J. C. Richey P. L. Lowell T. M. Wolfe

Ed. Robinson J. H. Campbell

Acknowledge by principal + sureties

+ examined + approved by the court

this the first day of Sept 1914

W. H. Howard Chairman

examined + approved this the third

day of Sept 1914

S. C. Brown, Judge of

Judicial Circuit.

Monday January 11. 1916

Caption

State of Tennessee }  
 James County } Be it remembered that a  
 Circuit Court of the South  
 Judicial Circuit began and  
 held in and for said County of James at  
 the Court house in the Town of Battledore  
 on the 2nd Monday in January in the year of  
 our Lord, one thousand nine hundred and sixteen  
 and of the American Independence one hundred  
 and thirty eight present and residing the  
 Hon Saml C Brown, Judge of said Circuit who  
 the following proceedings were had, and entered of  
 record to wit

The Court was opened in due form by  
 Luther Green Sheriff of James County and by  
 him was returned into open court a writ  
 of venire facias delivered to him by the Clerk  
 of the County Court of said County showing  
 at the January term of said Court, 1916  
 said Court had appointed the following persons  
 all good and lawful men citizens of said County  
 to serve as Jurors at the present term of this  
 Court. To wit 1 Wm Keegan 2 J W Rivers 3 W Malone  
 4 J J Norman 5 Huse Monger 6 W F Raines 7 E P Smith 8  
 9 H Ego 10 J P Rungel 11 James Williams 12 H Deogins  
 13 C L Haven 14 A P Hamble 15 Curt Lee 16 Ed Royal 17 M L  
 Langston 18 John Wooten 19 Nathan Longley 20 George Mullins  
 21 Lige Fitzgerald 22 H J Humphries 23 H A Mitchell  
 24 R L Denman 25 George Robinson 26 J L Wolbert  
 who being summoned by the Sheriff appeared out  
 of those Jurors so summoned. Was drawn the following  
 to serve as Grand Jury 1 John Wooten 2 Wm Keegan 3 George  
 Malone 4 J J Norman 5 Huse Monger 6 J H Deogins  
 7 E P Smith 8 George Robinson 9 James Williams  
 10 W F Raines 11 George Mullins 12 J L Wolbert 13 E P  
 Rungel who being duly elected impanelled and  
 sworn <sup>and sworn</sup> at the law direct: Rufus & P Rungel  
 was by the Court appointed Foreman. The  
 Jury retired to considered of indictments and  
 presentments The following persons was  
 drawn to serve as Travis Jury 1 M L Langston  
 2 C L Haven 3 Nathan Longley 4 H A Mitchell 5 Curt  
 Lee 6 R L Denman 7 J W Rivers 8 Ed Royal 9 A P  
 Hamble 10 Lige Fitzgerald 11 Saml Green 12 S W  
 Denham. The following person, for good

Monday January 10 1915

and sufficient cause were shown from further review to wit: H. J. Humphries & S. H. Ego, Jr. J. Remyer D. S. Was by the court appointed to wait on the grand jury at the present term and J. J. Carson D. S. was appointed to wait on the court.

96 State of Tenn. }  
 VS }  
 L. J. Bailey } Assault.  
 Came the attorney general who prosecutes for the state and the defendant in proper person and by request of the prosecutor S. W. Benham this cause is called on last and takes thereupon appeared the defendant L. J. Bailey and his surety of record J. M. Wolf <sup>and</sup> acknowledged themselves indebted to the state for all cost in this cause for which execution will issue.

97 State of Tenn. }  
 VS }  
 G. W. Raino } D. P. W.  
 Came the attorney general who prosecutes for the state and the defendant in proper person and account. Witnesses for defendant this cause is continued until the next term of court.

It appearing to the court that L. P. Lewis was appointed deputy circuit court clerk being duly sworn by W. L. Halder clerk as the law directs, to execute the duties of said office.

98 State of Tenn. }  
 VS }  
 C. M. Davis } F. A.  
 Came the attorney general who prosecutes for the state and the defendant and by consent this case is continued until next term of this court.

9  
 State of Tenn }  
 vs }  
 Fred Skim } C. P.  
 In this cause, it appearing  
 to the court that <sup>copies had been</sup> ~~the~~ clerk of this court, and the  
 same being returned ~~not found~~, it is therefore  
 ordered by the court that alias copies be issued  
 returnable to the next term of court

94  
 State of Tenn }  
 vs }  
 Abe Lerum, } D. P. W.  
 Upon the attorney general  
 who prosecutes <sup>the</sup> ~~the~~ <sup>state</sup> ~~the~~  
<sup>dependent</sup> ~~the~~ <sup>is</sup> ~~is~~ proper person, and on  
 motion of the attorney general, and by leave of the  
 court that a nullis prosequi is entered in  
 this cause, it is therefore ordered by the court  
 that <sup>dependent</sup> ~~the~~ go hence without day.

95  
 State of Tenn. }  
 vs }  
 Will Phillips & } D. P. H.  
 Chomps Harris }  
 One to the attorney general  
 who prosecutes for the  
 state and defendants  
 in proper person who being charged  
 on the indictment for - disseminating  
 publick mischief, and ~~the~~ plea says that  
 they are not guilty and put trial onto themselves  
 upon the country and the attorney general.  
 Both alike thereupon to try the same joined  
 thereupon came the following jury to wit: 1. L.  
 Langston 2. C. C. Havers 3. Nathan Campbell 4. G. Mitchell  
 5. Chas. Lee 6. R. L. Demme 7. J. W. Powers 8. Ed. Ryal  
 9. A. P. Humble 10. Lidge Fitzgerald 11. Sam. Gann 12. W.  
 Demharr all good and lawful men citizens of  
 James County who being elected empanelled  
 and sworn, do the law do this; after hearing all  
 the evidence and charge of the court, say that bind  
 defendants not guilty as charge, it is therefore ordered  
 by the court that the defendants go hence  
 without day.



State of Tenn }  
 vs }  
 Ed Lane, } Contempt  
 Came the attorney general who prosecutes  
 for and the defendant in proper  
 person, who being arraigned and charged  
 for contempt, after hearing all the evidence, it is  
 ordered, for the appeal <sup>incident to attachment</sup> ~~affidavit~~ that the defendant pay  
 all cost in the case, thereupon in open court  
 the defendant and his Jurors of record, Sims Eldridge  
 and Rob. Rogers who acknowledge themselves indebted for,  
 all cost of the cause, for which execution will  
 issue.

State of Tenn }  
 vs }  
 James Sheppard } Contempt  
 Came the attorney general who  
 prosecutes for the state and the  
 defendant in proper person, for  
 good and sufficient reason this cause is  
 dismissed.

State of Tenn }  
 vs }  
 Claud Deygan } V. A. of C  
 Came the attorney general who  
 prosecutes for the state and the  
 defendant in proper person  
 and motion of the attorney general, <sup>by order of the court</sup> this cause  
 is dismissed and that the state of Tennessee  
 pay all the cost of this cause and the clerk  
 of this <sup>court</sup> certify the bill cost as the law directs

vacated

State of Tenn }  
 vs }  
 Sim Eldridge } H. B. + L.  
 Came to the grand Jury  
 headed by the foreman in  
 to open and returned an indictment  
 indorsed not a true bill

Came the grand jury headed by the foreman,  
and returned, the following presents, against  
the following persons to wit  
State vs Lewis Eldridge Carrying Pistol  
State vs Guy Harris Public Drunkness.

State of Tennessee }  
vs } Larceny  
John Reed. } The grand jury came into open  
court headed by their foreman,  
and, returned an indictment  
against the defendant for Larceny and in  
the following words and figure to wit

State of Tennessee  
James County, Circuit Court, January Term  
1915 - the grand jurors, for the state aforesaid  
being duly summoned, selected, empanelled, sworn,  
and charged, to inquire before the body of the  
county aforesaid upon their oaths present,  
that John Reed, heretofore - day of March 1914,  
in the county aforesaid did unlawfully and  
feloniously take and carry away a sum the  
personal property of J. F. Fisher and of the  
value of eight dollars, with intent to convert  
the same to his own use, and deprive the  
true owner thereof against the peace and dignity  
of the State

2nd count, and the grand jurors aforesaid  
upon their oaths aforesaid do further present, that  
on the day and date aforesaid and in the  
State and County aforesaid the said John Reed,  
did unlawfully feloniously and feloniously, feloniously  
receive buy and conceal a sum which before and since  
had been, by some one unknown to the grand  
jury unlawfully and feloniously stolen from one  
J. F. Fisher and of the value of eight dollars,  
the said Reed, knowing the same, to have  
been so stolen, and with intent to convert the  
same to his own use, against the peace  
and dignity of the State. J. W. Rose Attorney General  
indictment, a true bill J. P. Runyan, foreman  
Grand Jury Charge Larceny State of Tennessee  
vs John Reed, J. F. Fisher Prosecutor Clerk summoned for  
State J. Fisher Anderson through W. B. McLaughlin, Judge James  
J. W. Rose, Attorney General filed in this court 11 day of July 1915  
J. W. Rose Clerk

State of Tenn }  
 vs }  
 John Reed } Lacey  
 and the defendant in proper person } Come the attorney general  
 and by consent this cause is continued } who presents for the State  
 untill next term of this court

Wooten Tenn Power Co.

vs  
 Leon Stone

In this cause it appearing to the Court that the original petition heretofore filed together with certain orders of the Court in relation thereto duly made & entered notice to Deft & all papers filed in connection with said cause have been destroyed by fire & it appearing that plaintiff has given due notice to Deft that it would present at this time a motion to supply said pleading orders & papers it is there fore ordered that said pleadings orders & papers be supplied by the best evidence obtainable  
 Thurston Elias & Mayfield an attorney at this bar being duly sworn testified that he ~~obtained~~ <sup>drafted</sup> original ~~papers~~ in said case, and offered substantial copies thereof and it appearing that I. E. Thatch another attorney at this bar, do heretofore been appointed Guardian ad litem for defendant, who is a minor and he having examined said copies admitted in open court that same or substantial copies and the same in substance as the original it is therefore ordered adjudged and decreed that said copies of said pleadings orders, and papers be filed and entered in lieu of the original and the same shall all things have the same force and effect, as the originals could or should have had.

Eastern Tennessee Co }  
 VS } Comes the Petitioner by attorney  
 Leon Stone } moves to be allowed to pay into  
 court in above styled cause  
 the sum of twenty five dollars to be hereafter  
 applied to the payment of said judgment,  
 as may be had, in said cause which matter  
 the court is pleased to allow and the clerk is  
 ordered to receive the same & Thompson Jones  
 Stone the regular Guardian of said Leon Stone  
 applied to be allowed to withdraw said sum  
 and by the consent of plaintiff the same is  
 allowed and the clerk is directed to pay said  
 to him as Guardian.

Eastern Tennessee Co. }  
 VS } In this cause notice ~~of~~  
 Leon Stone } the filing and presentation  
 of the petition having been  
 regularly issued and served on the defendant  
 more than five days before this date said notice  
 giving time and place that the same would  
 be presented and upon application of Petitioner  
 a Guardian ad litem having been regularly  
 appointed <sup>for</sup> the said defendant who is a minor  
 and a copy of the notice of the petition  
 having been presented to the said  
 guardian ad litem & he having filed  
 his answer & the petitioner having  
 asked for the empowling of a jury  
 of six & for the issuance of a writ  
 of enquiry to a certain & fix a value  
 of the bond to be taken the  
 incidental damages to the remainder  
 of deft land & the incidental  
 benefits of any & there being no  
 objections there of upon the part  
 of the deft or his guardian ad litem  
 it is therefore ordered the Sheriff  
 of Jones County Tenn. will summon a  
 jury to report to the office of the clerk of the writ  
 court of Jones County Tenn on the 11th day of June  
 next 1915 - at ten o'clock A.M. and that from said  
 summons a jury of six to be composed, of five  
 will be empowled and sworn said jury shall.

hear, and proof, that may be offered but no argument of counsel, it may view the real estate described in the and shall, set apart this portion desired by petitioner, by metes and bounds it shall ascertain and fix the value of the land, so taken and it shall ascertain and fix the incidental damage to the remainder of the defendants real estate and it shall, also ascertain and fix the incidental benefits if any to the remainder of defendants real estate and any incidental advantages or benefits shall be offset against the incidental damage but in no case shall the incidental benefits be set off against the value of the real estate taken

The said jury shall render reports of its findings in writing and signed by at least a majority of the jurors to the Sheriff of James County who shall return the same into this court,

State of Tennessee }  
 vs }  
 Cloud Dugan } v a. o. c.  
 Came the attorney general who prosecutes  
 for the state and the defendant in  
 proper person, who being arraigned  
 and charged, on the indictment for violating age of  
 consent, and for plea thereto says that he is not  
 guilty and for trial puts himself upon the country  
 and the attorney general deems the like thereupon  
 to try the issue joined came the following jury  
 to wit: W. S. Langston<sup>1</sup> L. C. Haven<sup>2</sup> Nathan Longley<sup>3</sup> & A.  
 Mitchell<sup>4</sup> Curt Lee<sup>5</sup> R. L. Deane<sup>6</sup> J. W. Rowers<sup>7</sup> Ed. Royal<sup>8</sup>  
 & A. P. Humble<sup>9</sup> Lige Fitzgerald<sup>10</sup> J. M. Hammett<sup>11</sup> & W. Deane<sup>12</sup>  
 all good and lawful men citizens of James County  
 who being elected consensually and sworn as the law  
 directs after hearing all the evidence in the case  
 and receiving the charge of the court, upon their  
 oaths say they find the defendant not guilty as  
 charged & it is therefore considered by the court  
 that defendant go hence without day and that  
 the State of Tennessee pay her own cost in  
 the cause and the clerk will tax up and certify  
 as the law directs

S J Carter }  
 vs }  
 Soo Railway Co. }

appeal.

} on this was settled and compromised  
 } before being reached, as called for trial  
 } the defendant agrees to pay the plaintiff  
 } the sum of sixteen dollars, and the  
 } cost of the cause, the amount of the judgment  
 } rendered in this by the Justice of the Peace,  
 } it is therefore ordered and adjudged by the Court  
 } that the plaintiff have and recover of the defendant  
 } and John L Smith security the aforesaid sum,  
 } of sixteen and all the cost of the cause,  
 } for which execution will issue the clerk will not  
 } tax up any state and county tax in the bill  
 } of cost, the case having been compromised before being  
 } called for trial

Tennessee Power Company.

vs.

Katie Mitchell & Ethel Mitchell } on the <sup>case</sup> petition  
 } of filing and  
 } presentation of the petition having been  
 } regular issued & served on both of  
 } defendants more than five days before  
 } this date, said notice giving specifically  
 } the time and place that the same  
 } would be presented and a copy of said  
 } notice and of said petition having been  
 } presented one of the defendants, and  
 } upon application of petitioners, a guardian  
 } ad-litem having been regularly  
 } appointed for each of said defendants  
 } who are minors, and said guardian  
 } ad-litem having filed an answer and  
 } the defendants having appeared in  
 } court and the petitioners  
 } having asked for the issuance of a  
 } writ of inquiry and the empaneling  
 } of a jury of view to ascertain and fix  
 } the value of the land sought to be  
 } taken under said petition and to assess  
 } the incidental damages to the remainder  
 } of defendants' real estate, and there being  
 } no objection thereto on the part of the  
 } defendants it is therefore ordered that the Sheriff

of James County Tennessee, will summon a jury to report to the office of the Clerk of the Circuit Court of James County Tennessee on the 11<sup>th</sup> day of January 1915 at Ten O'clock A.M. and that from the said Tolisemen a jury of inquest to be composed of five, will be empannelled and sworn and said jury shall hear any proof that may be offered but no argument of counsel, and it may view the real estate described in the petition and shall set apart the portion desired by petitioner, by meter and bounds; it shall then ascertain and fix the value thereof and it shall ascertain and assess the damages incident to the said taking to the remainder of the real estate of defendants, and it shall ascertain and fix the incidental benefits, if any, to the remainder of defendants lands by reason of the said taking and the incidental damages to defendants lands, but in no case shall the incidental benefits be offset against the actual value of the land taken. The jury shall render a report of its findings in writing, and signed by at least a majority of the jurors, which report shall be delivered to the Sheriff of James County and by him returned into this County.

J. C. Mcamis  
vs  
Growth Acct. } appeal  
This case was tried by the court without the intervention of a jury the court binds the matters in controversy in favor of defendant it is therefore considered and adjudged by the court that the plaintiffs suit be dismissed and that he recover from Plaintiff and D. A. Gains & L. P. Co. his securities all the cost of this case, for which execution may issue

W. F. Lewis Road Com.  
vs  
F. G. Gallant } Land condemnation  
This case is settled and compromised on this the 1st day of Jan 1915

on the following terms the defendant agrees to give to the county and hereby waives further damage for right away for said road, a strip of land sufficiently wide for said road commencing at a point about 100 yards west of where W R Bennett now resides where the public road now runs following the west side of bluff of rock about 300 ft to right away of Southern Railway Co. The Plaintiff agrees to furnish the defendant 100 rods of woven wire field fencing 39 in high and sufficient barb wire fencing low, two strands for the entire 100 rods of fencing. It is therefore considered by the court that the Plaintiff pay all the cost of the cause, except the cost of the appeal, which will be paid by the defendant, for which execution will issue. It is further considered as the case was compromised out of term time that no state or county tax applies and the cause is hereby dismissed.

85  
 State of Tenn }  
 vs }  
 J L Rice } Assent of J B.  
 Prosecutes for the state and  
 the defendant in person and by counsel and  
 the defendant being arraigned and charged on  
 the indictment against him for Plea thereto  
 says that he is not guilty and has trial by  
 jury upon the county and the attorney  
 general shall alike thereupon come, the jury  
 all good and lawful men citizens of James  
 County to wit Arthur Johns, Ed Royal, Edg  
 Fitzgerald, M L Longston, J W Powers, Sam  
 Sam E B Haley, S P Runyon, G W Malone  
 A B Harley, C P Smith, W A Longston  
 who having been elected empanelled tried  
 and sworn to well and truly try the  
 issue joined having heard a part  
 of the evidence it being the hour of  
 adjournment the said jurors were respited  
 until the meeting of the court to morrow  
 morning 8 o'clock.



102 Ed. Robinson }  
 NS } appeal  
 Gas Railway Co. } comes the plaintiff and  
 demands a jury to try the  
 matters in controversy in this case.  
 It is therefore ordered by the court that  
 this case be placed on jury docket.

Thereupon court adjourned to morrow morning  
 8 o'clock.

S. C. Brown

Judge

Court met pursuant to adjournment with  
 the Hon. Geo. H. Brown Judge presiding as  
 on yesterday when the following proceedings  
 were had and entered of record to wit

85 State of Tenn. }  
 VS } A. D. B.  
 J. I. Roe } come the attorney general.  
 who prosecutes and the defendants  
 and by counsel come also the same jury  
 that was reported at the adjournment of the  
 Court on yesterday to wit Arthur Johnson  
 Ed. Royal Elidge Fitzgerald M. J. Langston &  
 W. Powers Benn. Home & Co. Valley & Co.  
 Ferguson & W. Malone A. B. Harley & P.  
 Smith W. C. Langston who having heard  
 the remaining of the testimony and the  
 argument of counsel and having viewed  
 the charge to the court and having consid-  
 ered of their verdict upon their oath do  
 say they cannot agree upon a verdict  
 & it is therefore considered by the court  
 that the jury be with drawn and a mistrial  
 entered and the case continued until  
 the next term

- 32 WE Alvey } appeal  
 vs  
 M L Chapman } an application of the plaintiff  
 This case is continued until  
 the next term of this court
- 100 Luther Hamby }  
 vs }  
 R M Robinson } condemnation  
 This case having been settled  
 and compromised by the parties  
 out of term time and the cost having  
 been paid this case is stricken from the docket
- 101 L P Remyowitch }  
 vs }  
 R M Robinson } condemnation  
 This case having been settled  
 and compromised by the parties  
 out of term time and the cost having  
 been paid this case is stricken from the docket
- 102 Ed Robinson } appeal  
 vs }  
 Gov Railway Co } on motion of defendant the  
 Plaintiff is required to  
 to set out in his Warrant a more specific  
 and fuller statement of his cause of action  
 which was accordingly done thereupon the case  
 was continued until the next term by the  
 defendant,
- 103 Sam Hudgeins } appeal  
 vs }  
 J S Bell Adm. } This case came on to be  
 heard on this the 12th day  
 of June 1915 before the Hon Sam C Brown  
 Judge without the intervention of a jury and after  
 hearing the evidence that the court is of  
 the opinion that the plaintiff is not entitled  
 to recover, it is therefore adjudged that the  
 cause be dismissed and that the Plaintiff  
 pay all cost of the cause for which  
 execution may issue

106 Bank of Cottonwood }  
 vs } appeal Debt  
 James Leunty } This cause was compromised  
 and a settlement agreed upon  
 before reach for trial on the

docket on the following terms to wit that the  
 plaintiff recover of defendant James Leunty  
 the sum of eleven hundred and twenty dollars  
 principal with interest from April 2, 1914, to  
 the present date which is fifty dollars and  
 forty cents it is therefore ordered and adjudged  
 by the court that plaintiff Bank of Cottonwood  
 recover of the defendant James Leunty, James  
 Leunty the sum of eleven hundred and twenty  
 dollars and forty cents and all cost of the cause  
 for which execution may issue

107 Mortier Griffine }  
 vs } Divorce  
 Lessie Griffine } on Motion of Plaintiff it is  
 ordered by the court that  
 alias process issue with copy of bill return  
 able to the next term

State of Tenn. }  
 vs } Contempt  
 E P Smith } It being made to appear  
 to the satisfaction of the court  
 that evidence offered in open  
 court that E P Smith one of the regular  
 Jurors at the present term has been  
 under the influence of liquor while on  
 duty as a juror and that he had a  
 bottle of liquor in his pocket while serving  
 as jury in the trial of a cause it is therefore  
 considered by the court that he is guilty of  
 contempt and for his said offense he  
 forfeit and pay to the State of Tennessee  
 for the use of James County the sum  
 of five dollars and the cost of this  
 entry and that he be discharged from further  
 attendance as a juror at the present term  
 Thompson came the defendant E P Smith  
 and a long with him J P McQueen his sister who

acknowledge indebted to the State of Tenn for the use  
of James County the amount of said fine and cost  
for which execution will issue

104

T. B. Thatch et al }  
vs } appeal  
W. W. Swisher } This cause being an appeal from  
a Justice judgement was  
comprovised before reached for trial on  
the following term the plaintiffe  
recovered of Debt on his writies the  
sum of Thirty-five Dollars it is there fore  
adjudged by the Court that plaintiffe  
recover of Debt W W Swisher and also  
ingrenoll his Surety the sum of Thirty  
five Dollars and all cost of cause  
for which execution may issue  
it is further adjudged that a lien be  
had on the recovery for five Dollars  
attorney fee for J. C. Heston

86

W. L. Phillips }  
vs } Damage  
T. L. Parr. } It appearing to the Court  
that this being issue term  
in this cause, and the Plaintiff demanding  
a Jury to try the cause, and by  
consent this cause is continued  
untill next term of the Court

90

H. B. Poo.

U.S.

Southern Railway Co.

This case coming on to be  
heard before the Hon  
Sam. C. Brown Judge etc.  
upon the motion of the

Plaintiff to strike the Second and 4<sup>th</sup> pleas  
of the defendant.

There upon the defendant, leave of the court  
being first had, amended his said Second  
Plea, so as to set up and charge the agreement  
made by the defendant with James County  
and the decree of the Chancery court of  
James County made in accordance with  
said agreement. And thereupon said  
Motion to strike is overruled and disallowed.  
Plaintiff's motion to strike the third and  
fourth pleas is also overruled and  
disallowed.

To the Hon. Sam C. Brown. Judge.

We the Grand Jury empaneled for the January term 1915. of your Honor's Court respectfully report to the Court that as instructed by your Honor, have examined the various bonds of the newly installed county officials and report that we find the bonds in proper form and find each and all of them good and solvent and have on them ample security to protect the County. We have also made an examination of the jail and find the same well kept and in cleanly condition. But we find that the jail is in bad condition as to the floor, or where the iron rods go into the floors, and should be repaired or in some way fixed or replaced with other pieces or such repairs made as will put the jail in good physical condition.

Now having completed our labors for the present term, we desire to thank your honor for the uniform courtesy shown us as a body, and commend your honor and atty General Peace for the able and impartial manner in which you have disposed of the business of the court. This January 19<sup>th</sup> 1915.  
S. P. Dunyant. Foremen

State of Tennessee

James County Be it remembered, that a circuit court of the fourth judicial circuit was begun and held in and for the county of James, at the court house in Walters, Tenn. on the 11<sup>th</sup> day of January 1915, present and presiding the Hon. S. C. Brown, Judge of the said circuit. When the following proceedings were had and entered of record, to wit-

Recorded - Supp 104 2752

Tennessee Power Co.

vs

Ethel Mitchel & Katie Mitchel

This cause came on for further hearing upon the pleadings on file. The orders heretofore entered, and upon the report of the Jury of view empaneled under a writ of inquiry heretofore issued in this cause, which report is in the words and figures following to wit.

It appearing to the court that there are no exception to said report and Defendants having appeared in open court, by and through W. B. Swaney, their Guardian ad Litem and he having admitted to the court that the findings of said Jury of view are adequate and just, and expressed his satisfaction therewith, and upon motion of the Petitioner, the report of the said jury of view is in all things ratified and confirmed, it is therefore ordered, adjusted and decreed that Petitioner Tennessee Power company be and is hereby vested with an absolute and perpetual easement for a right of way, over, through, and across all the strip or tract of land described in the foregoing report of the jury of view, for the purpose of erecting, maintaining, repairing, operating, and patrolling such line or lines as may be necessary or desirable in the transmission of electric energy for heat, light, power, or any other purpose for which electricity is now or may hereafter be used and for the construction and maintenance of all such other fixtures, appurtenances and appliances, including telephonic lines, as may be useful in the safety or maintenance of the same, and for all other and further uses authorized or permitted by the Charter of Petitioner, and the laws governing such corporations. all right, title, claim and interest of Defendants in and to the said land is divested out of said Defendants and is vested in Petitioner Eastern Tennessee Power Co.

It is further ordered, adjusted and decreed that Defendant have and recover of the Petitioner and the surety on its bond, the sum of one hundred and fifty Dollars (\$150.00) and all costs of this cause for which execution will issue.

It further appearing however, that the Defendants having no regular Guardian and that the expenditure of the foregoing sum will be necessary for their proper education, and it appearing that their Guardian ad Litem, W. B. Swaney is an upright and honorable member of this Court and has agreed to expend said money for the benefit of said minor Defendants, it is ordered that said W. B. Swaney will be permitted to withdraw said sum from this court, and the filing of

Vacated - see p. 104 et seq.

his receipt with the clerk by the Petitioner will operate as a full, true and complete satisfaction of this judgment. It is further ordered that said V. B. Brumby will be allowed a fee of ten dollars (\$10.00) for his services as Guardian ad litem of the Defendants and Petitioner having agreed thereto, if it is ordered that this be added to and made a part of the bill

State of Tennessee

James County

Be it remembered, that a circuit court of the fourth judicial circuit, was begun and held in and for the County of James at the court house in Cottlevish Tenn. on the 11<sup>th</sup> day of January, 1915, present and presiding the Hon. S. C. Brown Judge of the said circuit when the following proceedings were had and entered of record to-wit:-

Eastern Tennessee Power Co.

vs

Leon Stone

This cause came on for further hearing upon the pleadings on file, the orders here to fore entered and upon the report of the jury of view, empaneled under the writ of inquiry here to fore issued, which report is in the words and figures following to-wit:-

"Report of Jury of view"

The undersigned beg leave to report that on the 11<sup>th</sup> day of January 1915. They were summoned by the Sheriff of James County, Tennessee, and having been found legally qualified, were duly empaneled and sworn as required by law, as a jury of view in the above styled case, on the same date legal notice having been given to Defendant.

We viewed the real estate described in the petition, and heard the testimony introduced by Plaintiff and Defendant, but no argument of counsel.

We set apart by meter and bounds a sufficient quantity of land for the purposes of the Petitioner, for its transmission lines and the maintenance, repair and extension thereof, and the erection of additional lines as the same may hereafter be needed, and to



ascertain and fix the value of the land so taken and the incidental damage to the remainder of Defendants land. The land so taken and set apart by meter and bounds, is described as follows, to wit:-

A strip or tract of land one hundred (100) feet wide, being fifty (50) feet on either side of a center line surveyed and located as follows:

Beginning at a point on the line between the lands of Jesse Stone and the grantors herein, said point being north twenty-four (24) degrees East five hundred and eighty (580) feet distant from the intersection of said line with the south line of the south-west quarter of section ten (10) township 4 Range 2, west of the base line of the Coce District:

thence south sixty-five (65) degrees, forty (40) minutes west six hundred and eighty (680) feet to an angle point;

thence south seventy-eight (78) degrees, forty (40) minutes west, five hundred and sixty-one (561) feet to a point on the line between the lands of A. C. Ball and the grantors herein, said point being north twenty-four (24) degrees East, fifteen hundred and seventy (1570) feet distant from the south-west corner of the lands of the grantors herein to contain 3.03 acres.

We find that the Defendant was the owner of a one half interest in the land so taken.

We find that the value of said Defendants interest in the land so taken is Twenty-five dollars.

We find the incidental damage to the remainder of Defendants land to be Fifty dollars.

We find no incidental benefits to his said land.

The total amount to which Defendant is entitled, is the sum of Seventy-five dollars.

Respectfully Submitted

L. M. Roy.

E. C. Smith

D. G. Stanfield

W. L. Hale

J. C. Parkerson.

It appearing to the court that there are no exceptions to said report, and Defendant having appeared in open court, both in his proper person and by his guardian-ad-litem and admitted his complete

Satisfaction with the report of the findings of said jury of view, upon motion of Petitioner the report of the said jury of view, is in all things ratified and confirmed.

It is therefore ordered, adjudged and decreed that Petitioner East Tennessee Power Co. be, and is, hereby vested with an absolute and perpetual easement for a right of way over, through and across all of the strip or tract of land described in the foregoing report of the jury of view, for the purposes of erecting, maintaining, repairing, operating and patrolling such line or lines as may be necessary or desirable in the transmission of electric energy for heat, light, power or any other purposes for which electricity is now, or may hereafter be used, and for the construction and maintainance of all such other fixtures, ways, apparatus and appliances including telephone lines, as may be useful in the safety or maintainance of the same, and for all other and further uses authorized or permitted by the charter of Petitioner and the laws governing such corporations.

And all right, title and claim of Defendant in and to said land in conflict with or inconsistent with the foregoing rights is diverted out of Defendant and is vested in Petitioner East Tennessee Power Co.;

It is further ordered, adjudged and decreed, that Defendant have and recover of Petitioner and the surety on its bond the sum of seventy-five dollars and all costs of this cause, for which execution may issue;

It further appearing, however that Petitioner has here to fore paid into this court, the sum of seventy-five dollars, under agreement and order of the court that the sum was apply on the payment of the recovery, in this cause, and that Jesse Stone is the father and regular guardian of Defendant and that he has here to fore applied for and obtained an order of this court permitting him to withdraw said sum and having done so, it is ordered that the above

and foregoing judgment is fully satisfied, except for cost.

It is further ordered that upon the payment of the costs of this cause, a certified copy of this decree, or so much thereof as may be necessary as muniment of title, will be issued to Petitioner upon payment of the legal fees therefor.

It is ordered that T. E. Thatch be allowed a fee of Ten Dollars for his service as Guardian ad-Litem of Defendant and Petitioner having agreed thereto. The same will be added to the bill of costs.

State of Tennessee }

James County } Be it remembered, that a  
Judicial Circuit was begun and held in and for the county of James, at the court house in Ostewick, Tennessee, on the 11<sup>th</sup> day of January 1915, present and presiding the Hon. S. C. Brown, Judge of the said circuit, when the following proceedings were had and entered of record to wit:-

Tennessee Power Co.

vs.

Ethel Mitchel & Katie Mitchel } This cause came on for further hearing upon the pleadings on file, the order here-to-fore entered, and upon the report of the jury of view empaneled under a writ of inquiry here-to-fore issued in this cause. Which report is in the words and figures following to wit:-

## Report of the jury of view.

The undersigned have been summoned as a jury of view, in the above styled cause, and have been empannelled and sworn according to law respectfully report as follows.

The required legal notice have been given to the Defendant, and H. B. Swaney their Guardian ad-Litem, and he having appeared before us, we proceed to view said land and set apart by meter and bounds a sufficient quantity of land for the purposes of Petitioner, for its transmission lines and their repair, and maintenance, the erection of additional lines as the same may be needed, and the other needs of said Petitioner.

The land so taken and set apart by meter and bounds, are described as follows.

A strip or tract of land one hundred (100) feet wide, being fifty (50) feet on either side of a center line surveyed and located as follows.

Beginning at a point on the line between the land of Jesse Burgess and the Defendant said point being north twenty four (24) degrees East, one hundred and sixty-five (165) feet from the south west corner of section nineteen (19) township 4 and range 2. West of the basis line of the Ocee district, thence north eighty-five degrees and ten minutes West, three hundred and ninety-five (395) feet, to a point on the line between the lands of the defendants and Jno Cowan said point being north twenty-four (24) degrees East, two hundred and seventy-five (275) feet, from the South west corner of said lands of Jno Cowan;

We then proceeded to ascertain and fix the value of the land so taken, which we find to be fifty dollars

We proceeded to ascertain and fix the incidental damage to the remainder of Defendants lands, which we find to be one hundred dollars.

We find no incidental benefits to said lands.

The total amount to which Defendants are entitled is the sum of one hundred and fifty dollars.

Respectfully Submitted  
L. M. Roy  
D. A. Stanfield

E. C. Smith  
 J. C. Parkerson  
 W. L. Male.

It appearing to the court that there are no exceptions to said report and Defendants having appeared in open court, by and through W. B. Swaney their Esuardian ad-Litem, and he having admitted to the court that the findings of said jury of view are adequate and just and expressed his satisfaction therewith, and upon motion of the Petitioner, the report of the said jury of view is in all things ratified and confirmed, it is therefore ordered, adjudged and decreed that Petitioner Tennessee Power Co. be and is hereby vested with an absolute and perpetual easement for a right of way over, through and across all of the strip or tract of land described in the foregoing report of the jury of view, for the purpose of erecting, maintaining, repairing, operating and patrolling such line or lines as may be necessary or desirable in the transmission of electric energy for heat, light, power, or any other purpose for which electricity is now or may hereafter be used, and for the construction and maintenance of all such other fixtures, guys appurtenances and appliances, including telephone lines, as may be useful in the safety or maintenance of the same, and for all other and further uses authorized or permitted by the charter of Petitioner, and the laws governing such corporations. all right, title, claim and interest of Defendants in and to the said land, is divested out of said Defendants and is vested in Petitioner Eastern Tennessee Power Co. It is further ordered, adjudged and decreed that Defendants have and recover of the Petitioner and the surety on its bond, the sum of one hundred and fifty (\$150.00) dollars, and all costs of this cause for which execution will issue.

It further appearing however, that the Defendants having no regular Esuardian and that the expenditure of the foregoing sum will be necessary for their proper education. and it appearing that their

Guardian ad-Litem, W. B. Swaney, is an upright and honorable member of this bar and has agreed to expend said money for the benefit of said minor Defendants, it is ordered that said W. B. Swaney will be permitted to withdraw said sum from this Court, and the filing of his receipt with the clerk by the Petitioner will operate as a full, true and complete satisfaction of this judgment.

It is further ordered that said W. B. Swaney will be allowed a fee of ten dollars (\$10.00) for his services as Guardian ad-Litem of the Defendants, and the Petitioner having agreed thereto, it is ordered that this be added to and made a part of the bill of costs.

It is further ordered that upon payment of the judgment and costs, a certified copy of this decree, or so much thereof as may be necessary, will be issued to Petitioner upon payment of the legal fees there of, to be registered as a muniment of title.

Thereupon Court adjourned until Court  
in Course -

S. E. Brown -  
Judge

Monday June 28 1915  
 Caption

State of Tennessee } Be it remembered, that a circuit court began  
 James County } and held, of the Eighteen circuit  
 in and for said County of James, at  
 in the town of Daltawah at the  
 24th Monday in June, in the year of our Lord, one  
 thousand nine hundred and fifteen and of the  
 American independence one hundred and thirty eight  
 Present the Hon Frank L Lynch, Judge of said  
 Circuit when the following proceedings were had and  
 entered of record to wit

The court was opened in due form by Luther Green,  
 Sheriff of James County Tennessee, and by him was  
 returned into open court, a writ of venire bacimus  
 delivered to him by the clerk of the County Court,  
 as said County showing at the prior term of said  
 Court 1915 said Court had appointed the following  
 across all good and lawful men citizens of  
 said County to serve as Jurors at the present term  
 Court to wit: J. C. Ramsey<sup>1</sup>, Dave Fargie<sup>2</sup>, B. J. Wilson<sup>3</sup>, Will  
 Johnson<sup>4</sup>, ~~W. F. Monger~~<sup>5</sup>, J. J. McCallie<sup>7</sup>, W. M. Shelton<sup>8</sup>, J. A.  
 Shopshire<sup>9</sup>, J. L. Burns<sup>10</sup>, H. Helder<sup>11</sup>, J. M. McDaniel<sup>12</sup>, John  
 Standford<sup>13</sup>, Frank Esperson<sup>14</sup>, Ed Anderson<sup>15</sup>, David Hensley  
<sup>16</sup>, A. J. Henson<sup>17</sup>, R. Fisher<sup>18</sup>, A. H. Rice<sup>19</sup>, Milton Henshaw<sup>20</sup>, A. B.  
 McFee<sup>21</sup>, Andy Smith<sup>22</sup>, R. A. Stephens<sup>23</sup>, J. C. Heaton<sup>24</sup>, W. B.  
 Armas<sup>25</sup>, H. W. Perrine<sup>26</sup>, good and sufficient Varons  
 Frank Esperson, W. M. Shelton, J. W. Perrine were by the  
 Court excused from further service at the present term  
 and, ~~R. A. Stephens~~ James Wolbe James Ewert were appointed  
 by the Court to serve as Jurors, at the present term  
 who being summoned by the Sheriff appeared and  
 those Jurors so summoned was drawn, the following  
 to serve as Grand Jurors: A. J. Henson<sup>17</sup>, J. C. Heaton<sup>24</sup>  
 J. C. Ramsey<sup>1</sup>, J. L. Burns<sup>10</sup>, B. J. Wilson<sup>3</sup>, R. Fisher<sup>18</sup>, David  
 Hensley<sup>8</sup>, Milton Henshaw<sup>20</sup>, Will Johnson<sup>4</sup>, J. A. Shopshire<sup>9</sup>, Andy  
 Smith<sup>22</sup>, H. Helder<sup>11</sup>, W. B. Armas<sup>25</sup>, who being duly elected,  
 empanelled and sworn as the law directs  
 J. C. Heaton was by the Court appointed Foreman  
 of the Jury and retired to consider indictments  
 and presentments The following persons were called,  
 to serve as Travers Jurors at the present term  
 of the Court, ~~R. A. Stephens~~<sup>23</sup>, R. A. Stephens<sup>23</sup>, James Ewert<sup>27</sup>  
<sup>28</sup> James Wolbe<sup>28</sup>, A. B. McFee<sup>21</sup>, Ed Anderson<sup>15</sup>, J. J. McCallie<sup>7</sup>  
<sup>29</sup> James McDaniel<sup>12</sup>, Dave Fargie<sup>2</sup>, J. C. McDaniel<sup>12</sup>  
<sup>30</sup> H. W. Monger<sup>30</sup>, W. M. Harrison,

L. I. Richard Deputy Sheriff was by the court appointed to wait on the Grand Jury at the present term.

120

J. L. Roe,  
vs

Southern Railway Co

} appeal.

This cause is settled and compromised before being called for trial the defendant agreeing to pay the sum of \$4.00 fourteen dollars, and the cost of the cause. It is therefore <sup>adjudged</sup> by the court that J. L. Roe, the Plaintiff have and recover of the defendant, the Southern Railway Co and John L. Smith security on appeal bond, the aforesaid sum of fourteen dollars and all the cost of the cause, for which execution will issue out of this cause, having been settled before being called for trial and out of term time no state or County tax will be charged, against the defendant.

113

G. L. Fox

vs

George Hally

} In Circuit Court at  
Oatwater Tenn

Be it remembered that this cause came on to be heard before the Hon. Frank L. Lynch Circuit Judge holding the Circuit Court at Oatwater Tenn on this 28th day of June 1915. Upon the motion of the plaintiff G. L. Fox to dismiss the petition for certiorari and supersedeas strike the case from the docket of this court return the papers to the office of the justice of the peace and direct the issuance of a writ of possession and after considering said motion, the petition for certiorari and supersedeas and the whole record in the case, and after argument of the attorneys for both sides, the court is of the opinion that said motion is well made and should be sustained.

It is therefore ordered and adjudged that said motion be and is hereby sustained. The petition is dismissed. The writs of certiorari and supersedeas are also dismissed and a proceudendo is awarded to the justice of the peace commanding him to issue a writ of





in law and prays an appeal to the Supreme Court to be held in Knoxville on 2nd Monday in September 1919 which appeal is granted and defendant is allowed 30 days in which to perfect and file bill of exceptions which when filed shall become a part of the record to be copied into the transcript.

The defendant will be allowed bail in the sum of Five hundred dollars (\$500) hereupon come the defendant

93

State of Tennessee }  
vs } C.P.  
Fred Skinn }

In this cause it appearing to the court that Alias Capias had been issued by the clerk of this court and returned by the Sheriff the defendant not to be found it is therefore ordered by the court that this case be placed on the retired docket

108

State of Tennessee }  
vs } C.P.  
Evan Eldridge }

In this <sup>cause</sup> come the Attorney General who prosecutes for the State and it appearing to the court that Capias having been issued at the last term for the arrest of the defendant having been returned and not executed it is therefore considered by the court that Alias Capias issue from the present term for the arrest of the defendant

109

State of Tennessee }  
 V.S.  
 Guy Harris } G.D.

In this cause came the Attorney General who prosecutes for the State and the defendant in proper person <sup>who brought forward and changed into proper proceedings</sup> and <sup>for</sup> plea says that he cannot deny but that he is guilty as charged on the indictment. It is therefore considered by the court that for the aforesaid offense that the defendant forfeit and pay to the State of Tennessee the sum of Fifteen dollars (\$15<sup>00</sup>) and all costs of the cause. Whereupon came the defendant and his surety of record E.M. Gethner who acknowledge themselves indebted to the State of Tennessee for the said fine and costs for which execution may issue.

62

State of Tennessee }  
 V.S.  
 L.L. Poe } A + B

Came the Attorney General who prosecutes for the State and the defendant in proper person and on motion of Attorney General by leave of court a nolle Prosequi to be entered in this case. It is therefore ordered by the court that a nolle Prosequi be entered and the defendant go hence without day.

77

State of Tennessee }  
 V.S.  
 C.M. Davis } F.A.

Came the Attorney General who prosecutes for the State and the defendant in proper person and on motion of the Attorney General by leave of the court the felony is waived and misdemeanor is inserted, and the case dismissed on payment of all costs and taxes by defendant. Thereupon appeared the defendant in person and his sureties of record <sup>W. H. Hayward & J. N. Rife</sup> who acknowledge themselves indebted to the State of Tennessee

for said costs and taxes for which execution  
may issue

98 State of Tennessee }  
V A } Larceny  
John Reid

Came the Attorney General who  
prosecutes for the State and defendants Council  
and on motion of defendants Council, on  
account of sickness of defendant and on  
a certificate from Dr Bruce this case is  
continued until next term of court

110 State of Tennessee }  
V A } V.A. of C  
Arney Kelley

Came the Attorney General who  
prosecutes for the State and the defendant  
in proper person and on motion of the  
defendant this case is continued until  
next term of court

It is therefore ordered by the court that  
his bond be fixed at One thousand dollars  
(~~5/000<sup>00</sup>~~)

111 State of Tennessee }  
V A } C.P.  
Dane Burnett

Came the Attorney General <sup>the defendant</sup>  
and the defendant in proper person and  
on application of the defendant this case  
is continued until next term of court.

It is the

32 J E Alney }  
V A }  
M L Chapman

In this cause by agreement of both  
parties this case is continued until next term  
of court and set for trial on first day of  
court

90 F B Poe }  
 vs } Damage  
 Northern Railway }  
 On application of defendants  
 counsel this case is continued until next  
 term of court

✓ 107 Ed Robinson }  
 vs } Damage  
 Northern Railway Co }  
 On application of defendants  
 counsel this case is continued until next  
 term of court

86 Hill Phillips }  
 vs } Damage  
 F L Poe }  
 On application of plaintiff this  
 case is continued until next term of court

114 J H Nixon }  
 vs } Appeal  
 Curt Lee }  
 On application of plaintiff this case  
 is continued until next term of court

115 Carno Supply Co }  
 vs } Appeal  
 J Powers }  
 In this case it is therefore ordered  
 by the court that the Justice of Peace's judgement  
 be affirmed and that the defendant have and  
 recover of the plaintiff all the cost of the cause  
 for which execution may issue

117 E D Roddy }  
 vs } Appeal  
 J L Patton }  
 In this case on motion of defendant the  
 plaintiff is required within 60 days from the adjournment  
 of this court to make and execute a bond sufficient

History  
 located by  
 W. L. Hester  
 page 114

<sup>and</sup> bond or the same will be dismissed

116 J M Brown }  
 v. }  
 Jm Arnold (Cal) } Appeal

In this cause it is therefore ordered by the court that the Justice of the peace judgement be affirmed and that plaintiff have and recover of the defendant all costs of the cause for which execution may issue

107 Martin Griffin }  
 v. }  
 Lessie Griffin } Divorce

This cause is continued until next term of court without terms

119 Addie Harmon }  
 v. }  
 Jarne Harmon } Divorce

In this cause it appearing to the satisfaction of the court that defendant has been duly made defendant in the cause and appeared at the trial thereof by Col Jno L. Smith and said attorney for defendant agreed in open court for a judgement pro confesso. to be taken against defendant and petitioners attorney moving the court therefore it is ordered by the court that as to said defendant the allegations in petitioners bill be and the same is hereby taken for confessed by defendant, and said cause set for hearing ex parte as to him and there upon by consent of counsel for respective parties in open court, made this cause come on to be further heard and determined before the Hon Frank L Lynch, Judge etc, upon the bill judgement pro confesso. so above hearing entered of record, and the oral testimony introduced at the hearing, from all of which it appears to the satisfaction of the court that petitioner is justly entitled to the relief sought by her in her bill

and that the allegations in said bill are fully sustained by the proof. It is therefore ordered and adjudged that the bonds of matrimony are hither and to subsisting between said parties, he and the same are hereby in all things dissolved absolutely a vinculo matrimonii and that said petitioner he and she is hereby restored to all the right privileges and immunities of a feme sole a single unmarried woman.

It is further ordered adjudged and decreed by the court that the care, custody, possession and control of Catherine Harmon the child of said union he and the same is hereby given to said petitioner Addie Harmon free from any and all control of said defendant, but the court orders that said defendant may be allowed to see said child within reasonable hours of the day as often as once a month if he so desires to see said child for a reasonable length of time during such day, but he is enjoined from removing or attempting to remove said child from petitioner's custody or the jurisdiction of the court.

It is further ordered adjudged and decreed that defendant he and he is hereby perpetually enjoined and inhibited from molesting or interfering with said petitioner or in hanging around her worrying her or interfering with her freedom of action under penalty of contempt of court.

It is further ordered and adjudged that defendant pay all the cost of this cause for which let execution issue.

Ada Harmon  
v.s.  
U E Harmon } divorce

In this cause it is made to appear to the court that the defendant U E Harmon has been regularly brought before the court by publication duly made requiring him to appear and make defence and that he has failed to appear within the time required by law and the court being about to adjourn upon motion of the complainant it is ordered by the court that judgement pro Confesso be had against the defendant and that the cause be heard.

ex parte as to him.

The cause then came on for further hearing upon the bill, said judgment pro confesso and the oral testimony introduced by the plaintiff for all which the court is of opinion that the plaintiff is entitled to the redress sought.

It is therefore adjudged by the court, that the bonds of matrimony existing between the plaintiff and the defendant be forever dissolved and the plaintiff restored to all the rights and privileges of an unmarried person, and that she be given the exclusive care and custody and control of her minor children Robert and Jessie May Reunion.

It is further adjudged that the defendant W. B. Reunion pay all cost of the cause and in case the same is collected from him that the six Dollars paid by plaintiff to the clerk be refunded to her for which execution will issue.

92

State of Tennessee  
vs  
G. W. Rains } U. S. P. W.

Came the attorney General who prosecutes for the state and defendant in proper person and for trial puts himself upon the country and the attorney General death alike. The defendant for plea thereto says that he is not guilty as charged on the indictment for disturbing public worship. Thereupon come the following jury to wit R. A. Stephens No 1 Tom Riddle 3 Jim Davis 4 James Wolfe 5 W. L. Monger 6 A. B. Mc Cree 7 Ed Anderson 8 T. J. Mc Callie 9 James Mc Daniel 10 Dave Forger 11 G. O. Mc Daniel 12 Bill Norman who being elected empaneled and sworn as the law directs after hearing all the evidence in the case and the argument of counsel and the charge of the Court upon their oath say that they find the defendant guilty as charged on the indictment. It is therefore considered by the court that for the offense aforesaid that the defendant forfeit and pay to the State of Tennessee for the use of Jones County the sum of Fifty Dollars 50.00 and all cost of the cause which execution may issue.



Vacated mistake M Lewis Ed Page 34

M. G. Cash } 110 74  
D.S. } Diver

Martha Cash } This cause came on to be heard, on this the 19th day of, Jan 1914, and it appeared to the court that process had been regularly served upon the defendant requiring her to appear and make defence and that she had failed to do so, within the time allowed, by law and it appearing further that the court is about to adjourn it is ordered, by the court, that judgment pro confesso, be entered against defendant and the cause set for hearing ex parte, as to her the cause was then heard, by the court upon the bill said judgment pro confesso, and the oral testimony introduced by the plaintiff. From all of which the court adjudged, that the bonds of matrimony subsisting between the plaintiff and defendant be forever dissolved and the plaintiff M G Cash be restored to all the rights and privileges of an unmarried person, it is further ordered, <sup>and</sup> adjudged that plaintiff pay all the costs of this cause, for which execution may issue.

James Supply Co }  
vs } Appeal  
J. W. Powers }

On application of the plaintiff this case was continued until next term of court.

The Grand Jury came into open court headed by their foreman and returned indictments against the following persons to wit:

- State v.S. Tom Hindman Carrying Pistol
- State v.S. Tom Hindman Public Drunkenness
- State v.S. Dan Burnett Carrying Pistol
- State v.S. Esau Eldridge Disturbing Public Worship
- State v.S. Mill Phillips Carrying Pistol
- State v.S. Mill Phillips Public Drunkenness
- State v.S. Bob Price Violating 4 mile Law
- State v.S. Homer McDade Public Drunkenness

State of Tennessee }  
 v. Arvey Kelley } Violating Age of Consent  
 The Grand Jury came into open court headed by their foreman and returned an indictment against the defendant for violating age of consent. Endorsed a true bill and is in the following words and figures to wit:

State of Tennessee } Circuit Court  
 James County } June term 1915  
 The Grand Jurors for the State aforesaid being duly summoned, elected, empanelled, sworn and charged to inquire for the body of the County aforesaid upon their oaths present: That Arvey Kelley heretofore on day of Feby 1915 did unlawfully and feloniously have sexual intercourse with one Vernie Cooper a female who was unmarried and under the age of twenty one years, in the county aforesaid, against the peace and dignity of the state

B G McKenzie  
 Attorney General

Endorsed Indictment a True Bill. J C Heaton  
 Foreman of Grand Jury. Charge: Violating age of  
 Consent, State v.S. Arvey Kelley, L D Richardson  
 prosecutor, Clerks Summons for State, Vernie Cooper  
 Emma Cooper

B G McKenzie Attorney General, Filed in office  
 this the 28th day of June 1915. N L Halder Secy.

State of Tennessee }  
 v. Homer McDade } Assault with intent  
 to kill

The Grand Jury came into open court headed by their foreman and returned the ~~following~~ indictment against the defendant for Felonious Assault with intent to commit murder. Endorsed a true bill and is in the following words and figures to wit

State of Tennessee } Circuit Court  
James County } June Term 1915

The Grand Jurors for the State aforesaid being duly summoned elected empanelled sworn and charged to inquire for the body of the County aforesaid upon their oaths present:

That Grover McDade heretofore on the 6th day of July 1915 in the County aforesaid did unlawfully, wilfully, maliciously and feloniously shoot into the house of J. A. Shropshire with a loaded gun or pistol with intent to kill and murder said J. A. Shropshire and thereby commit murder in 2nd degree against the peace and dignity of the State

Endorsed Indictment: A True Bill of J. C. Neaton  
Foreman of Grand Jury. Charge: Felonious assault  
with intent to murder. State of Tennessee vs  
Grover McDade, L. D. Richardson prosecutor  
Clerk Summons for state. J. A. Shropshire  
Joe Ford, Ethel Kinnearson. B. G. McKenzie atty  
Genl. Filed in office 28th day of June  
1915 W. L. Hadden Clerk

Thereupon court adjourned until 8:30  
o'clock Tuesday morning

Frank R. Lynch Judge

Tuesday June 29th 1915

Court met pursuant to adjournment, present and presiding the Hon Frank L Lynch judge etc, when the following proceedings were had and entered to wit:

The Grand Jury came into open Court headed by their foreman and returned indictments against the following persons to wit:-

State	V.S.	Isaac Wolf	Gaming
State	V.S.	E Byrd	Gaming
State	V.S.	W.B. By	Gaming
State	V.S.	Jack Simms	Gaming
State	V.S.	John Phillips	Gaming
State	V.S.	A. W. Neal	Carrying Pistol
State	V.S.	Leonard Fisher	Carrying Pistol
State	V.S.	Warner Davis	Public Drunkenness
State	V.S.	Isaac Wolfe	Public Drunkenness
State	V.S.	A. W. Neal	Public Drunkenness
State	V.S.	Jess Byrd	Public Drunkenness
State	V.S.	Edd Dunn	Public Drunkenness
State	V.S.	Joe Ford	Public Drunkenness
State	V.S.	Fred Pendergrass	Public Drunkenness
State	V.S.	Alex Kerr	Public Drunkenness
State	V.S.	Harry Green	Public Drunkenness
State	V.S.	Bob Roberts (Cal)	Violating 4 Mile Law
State	V.S.	Anderson Cason (Cal)	Violating 4 Mile Law
State	V.S.	May Sampson	Violating 4 Mile Law
State	V.S.	Susan Sampson	Violating 4 Mile Law
State	V.S.	Thomas Roy (Cal)	Violating 4 Mile Law
State	V.S.	George Parratt	Assault
State	V.S.	Walter Braley	Disturbing Public Worship
State	V.S.	O. N. Milhant	Obstructing Public Roads

## Order

On application of B. G. McKingie Attorney General supported Affidavit that certain witnesses have failed to appear before the Grand Jury at present term after having been duly summoned and that they have willfully disobeyed the process of this Court it is ordered that an attachment be issued for each of said witnesses that they may answer for Contempt

To the Hon Frank L. Lynch Judge.

We the Grand Jury empanelled for the June term 1915 of your Honors Court respectfully report to the Court that as instructed by your Honor have examined the various bonds of the ~~various~~ County officers and find each and all of them good and solvent

We have also made an examination the jail and find the same well kept and in cleanly condition. But we find that the jail is in bad condition and ordered the Sheriff to have same repaired or in some way fixed in good physical condition and also the toilets to be put in sanitary condition.

Now having completed our labor for the present term we desire to thank your Honor for the uniform courtesy shown us as a body and commend your Honor and Atty General McKingie for the able and impartial manner in which you have disposed of the business of the Court

This June 29 - 1915

J. C. Heston Foreman

Whereupon Court adjourned until the 4th Monday in October 1915

Frank L. Lynch Judge

Monday Oct 25th 1915

Caption

State of Tenn }  
James County } Be it remembered that a  
and for said County of James at the Court  
house in the town of Oultwark on the  
4th Monday in Oct 1915 and of the  
American Independence one hundred and  
thirty eight.

Present the Hon Frank L Lynch Judge  
of said Circuit, when the following pro-  
ceedings were had and entered of record  
to wit:

The court was opened in due form  
by Luther Green Sheriff of James County Tenn  
and by him was returned into open  
court. A writ of Venia facias, delivered  
to him by the Clerk of the County Court  
of said County showing at the Oct term  
of said court 1915 said court had appointed the  
following persons all good and lawful  
men Citizens of said County to serve as  
jurors at the present term of court  
to wit: Jim Priddy, Sam Smith, Will Undergrass,  
Tom Ford, Tom Long, James McNeely, Champ Ramsey,  
R C McDaniel, B L Coker, Alfred Monger, Frank Lewis,  
J M Lewis, Ed Gamble, Nate Hixson, Joe McAnis,  
Dan Moore, Doft Camp, Carl Fisher, J A Bradley,  
Jeff Prutige, W A Watkins, Fate Parkerson, Eli  
Stoggins, E G Haley, B F Davis. For good and  
sufficient reasons W A Watkins was by the  
court excused from further service as a juror  
at the present term and J W Parkerson was  
appointed by the court to serve as a juror  
at the present term, who being summoned  
by the Sheriff appeared and those jurors  
so summoned was drawn, the following  
to serve as Grand Jurors, Fate Parkerson,  
Carl Fisher, Joe McNeely, Tom Long, Jim Priddy,  
Champ Ramsey, Eli Stoggins, Doft Camp, E G Haley,  
R C McDaniel, B F Davis, Alfred Monger, Frank  
Lewis who being duly elected, empanelled and sworn  
and charged as the law directs.

B F Davis was by the court appointed as  
foreman of the jury and retired to consider

and presentments

The following persons were called to serve as Grand Jurors at the present term of the Court of W Parkerson Will Pendergrass Sam Smith J D Bradley Ed Gamble Nute Hixon Joe McAnis Jeff Prestige J M Lewis Dan Moore C L Cofey Tom Ford, J T Reinson Deputy Sheriff was by the court appointed to wait on the Grand Jury at the present term

102  
 Elbert Roddy } In this cause the plaintiff  
 v. A } having been solemnly called to  
 John Patten } come into court and prosecute  
 his case but came not but made default.  
 It is therefore ordered by the court that the  
 plaintiffs case be and the same is hereby  
 dismissed. It is further ordered by the court  
 that Elbert Roddy the plaintiff pay all  
 of the costs of this cause for which execution  
 will issue

111  
 State of Tennessee }  
 v. A } b P  
 Sam Burmette }

Sam Burmette being the Attorney General who  
 prosecutes for the state and the defendant  
 in in proper person and for trial puts  
 himself upon the county and the Attorney  
 General both alike. The defendant thereupon  
 came the following jury to wit: J W Parkerson  
 Will Pendergrass, Sam Smith J D Bradley  
 Ed Gamble Nute Hixon Joe McAnis H B Roy  
 J M Lewis Dan Moore C L Cofey Tom Ford  
 who declares that defendant is guilty as  
 charged on indictment. It is therefore considered  
 by the court that for the aforesaid offence that  
 the defendant forfeit and pay to the State of Tenn  
 the sum of fifty dollars (\$50<sup>00</sup>) and all costs of  
 the cause

120

State of Tennessee }  
vs } P.D.  
Will Phillips }

Came the attorney General who prosecutes for the State and the defendant in proper person and for trial puts himself upon the County and the Attorney General death alike. Thereupon came the following jury to wit J W Parkinson Will Pendgrace Adam Smith J S Bradley Ed Gamble Nate Hixon Job McAnis Jeff Prestige J M Lewis Sam Moore Chl Cofer Tom Ford who declares that defendant is not guilty as charged on indictment. It is therefore ordered by the Court that the defendant go hence without day

On motion made by John L Smith in open Court R A Siddons was by the Court sworn in as a practicing attorney of this bar.

90

H B Poe }  
vs } Damage  
Sou Ryng Co }

This case is compromised and settled upon the agreement of defendant Sou Ryng Co. confess judgment in favor of defendant plaintiff for the sum of One Hundred Dollars in full payment and satisfaction of all claims for damages to his lot lying on the west side of the main street of Caltawah and on the west side of the Sou Ryng by reason of the raising of the grade of the Railway and the County road at that place, bounded on the north by the property of Calvert heirs, East by the public road, South by a lot whereon is a negro Church West by a lot of Watkins. It is therefore ordered by the Court that the plaintiff recover of the defendant Sou Ryng Co and sum of One Hundred Dollars and all the costs for which execution may issue



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108

State of Tennessee }  
 vs } C P  
 Esau Eldridge

Came the attorney General who prosecutes for the state and the defendant in proper person, and on motion of the attorney General the case was dismissed on payment of all costs and taxes by the defendant. Whereupon the defendant was placed in the County jail in default of payment of costs and taxes

123

State of Tennessee }  
 vs } ~~C P~~ C P  
 Will Philips

Came the Attorney General who prosecutes for the state and the defendant in proper person and on motion of the Attorney General the case was dismissed on payment of all costs and taxes by the defendant whereupon came the defendant and his Sureties of record W F Philips who acknowledged themselves indebted to the State of Tennessee for the said costs and taxes for which execution may issue

127

State of Tennessee }  
 vs } C P  
 Tom Hindman

Came the attorney General who prosecutes for the state and the defendant in proper person who for trial puts himself upon the county and the attorney General death alike. Thereupon came the following jury to wit: W Parkeron Will Bendergrass Sam Smith J P Bradley Ed Gamble Hunt Hixon Joe McAnnis H B Roy J M Lewis Dan Moore Tom Ford C L Coffey. Who after hearing the the evidence, argument of counsel and the charge of the court and having considered their verdict upon their oath do say they cannot agree upon a verdict. It is therefore considered by the court that the jury be withdrawn from said case and a mistrial entered and the case be continued until next term of court

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121 State of Tennessee }  
 vs } D.P. W  
 Esau Eldridge }

Came the Attorney General who prosecutes for the state and the defendant in proper person who having been arraigned and charged with Disturbing Public Worship and for plea says that he cannot deny but that he is guilty as charged on the indictment

It is therefore considered by the Court that for the aforesaid offense that the defendant forfeit and pay to the State of Tennessee the sum of Twenty dollars (\$20<sup>00</sup>) and all costs of the cause, whereupon the defendant was placed in the County Jail in default of payment of the fine and costs of the cause

124 State of Tennessee }  
 vs } P.D.  
 Tom Henderson }

Came the Attorney General who prosecutes for the state and the defendant in proper person who for trial puts himself upon the County and the Attorney General doeth alike. Thereupon came the following jury to wit: J. W. Parkerson, Will Undergrass, Sam Smith, A. Bradley, Ed Gamble, Wm Hixon, J. M. Lewis, Dan Moore, C. K. Coker, Arthur Johns who declare that defendant is not guilty as charged on indictment. It is therefore ordered that defendant go hence without day.

125 State of Tennessee }  
 vs } P.D.  
 Grover McDade }

In this cause came the Attorney General who prosecutes for the state and it appearing to the court that that Capias having been issued at the last term of court for the arrest of the defendant having been

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returned and not executed, it is therefore considered by the Court that Alias Capias issue from the present term for the arrest of the defendant

126

State of Tennessee }  
 vs } P.D.  
 Harry Grump }

Came the attorney General who prosecutes for the state and the defendant in proper person and on motion of attorney General the case was dismissed upon payment to the State of Tennessee of all costs and taxes by the defendant whereupon came the defendant and his surety of record who acknowledge themselves indebted to the State of Tennessee for the said costs and taxes for which execution may issue

134

State of Tennessee }  
 vs } 14 mile Law  
 Anderson Cacon }

On application of attorney for defendant this case was continued until next term of court

State of Tennessee }  
 vs } 14 mile Law  
 Phas Roy }

Came the attorney General who prosecutes for the state and the defendant in proper person, who having been arraigned and charged with violating four mile law and for plea says that he cannot deny but that he is guilty as charged on the indictment. It is therefore considered by the court that for the aforesaid offense that the defendant forfeit and pay to the State of Tennessee the sum of Twenty five Dollars (\$25<sup>00</sup>) and all costs of the cause

Whereupon came the defendant and his surety of record J L Felker + C Moore who acknowledge themselves indebted to the State of Tennessee for the said fine and costs for which execution may issue

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131 State of Tennessee }  
 V S } 7 1/2 mile Law  
 May Sampson }  
 Came the attorney General who prosecutes for the state and the defendant in proper person, who having been arraigned and charged with violating 7 1/2 mile law and for plea says that she cannot deny but that she is guilty as charged on the indictment

It is therefore ordered by the court that judgment be withheld until the next term of court.

132 State of Tennessee }  
 V S } 7 1/2 mile Law  
 Susan Sampson }  
 Came the attorney General who prosecutes for the state and the defendant in proper person who having been arraigned and charged with violating 7 1/2 mile law and for plea says that she cannot deny but that she is guilty as charged on the indictment

It is therefore ordered by the court that judgment be withheld until the next term of court

126 State of Tennessee }  
 V S } P D  
 Harry Green }  
 Came the attorney General who prosecutes for the state and the defendant in proper person, and on motion of attorney General, the case against the defendant was dismissed whereupon the court ordered that defendant go hence without day

State of Tennessee }  
 V S } 7 1/2 mile Law  
 Bud Roberts }  
 pros } Came the attorney General who

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127 State of Tennessee }  
 vs } P.D.  
 Joe Good }

In this cause it appearing to the court that Capias had been issued by the clerk of the court and returned by the sheriff the defendant not to be found. It is therefore ordered by the court that this case be placed on the retired docket.

128 State of Tennessee }  
 vs } P.D.  
 Earl Dume }

In this cause it appearing to the court that Capias had been issued at the last term of court for the arrest of the defendant having been returned and not executed it is therefore ordered by the court that Alias Capias be issued for the arrest of the defendant.

129 State of Tennessee }  
 vs } P.D.  
 Alex Kerr }

In this cause it appearing to the court that Capias had been issued at the last term of court for the arrest of the defendant having been returned and not executed. It is therefore ordered by the court that Alias Capias be issued for the arrest of the defendant.

130 State of Tennessee }  
 vs } P.D.  
 Fred Pendergrass }

In this cause it appearing to the court that Capias had been issued at the last term of court for the arrest of the defendant having returned and not executed, it is therefore ordered by the court that Alias Capias be issued for the arrest of the defendant.

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144 State of Tennessee }  
 vs } 74 mile Law  
 Bob Price }

In this cause it appearing to the court that Capias had been issued at the last term of court for the arrest of the defendant having been returned and not executed, it is therefore ordered by the court that Alias Capias be issued for the arrest of the defendant

139 State of Tennessee }  
 vs } C.P.  
 Leonard Fisher }

Came the attorney general who prosecutes for the state and the defendant in proper person, and on motion of the attorney general, the court ordered that said case be dismissed against defendant upon payment of all costs in the cause against by the defendant, whereupon came defendant and his surety of record A K Pae and R C Fisher who acknowledge themselves indebted to the State of Tennessee for all costs of the cause for which execution may issue

140 State of Tennessee }  
 vs } D.P.M.  
 Walter Braley }

Came the attorney general who prosecutes for the state and the defendant in proper person who for trial puts himself upon the country and the attorney general death alike thereupon came the following jury to wit: J W Parkerson, Will Pendergrate Sam Smith J S Bradley Ed Gamble Neut Nixon Joe McAnis Curt Lee J M Lewis Dan Moore C L Cofey Arthur John who declares that defendant is guilty as charged on the indictment, and asked the mercy of the court, whereupon the court ordered that defendant forfeit and pay to the State of Tennessee a fine of Twenty Dollars (\$20.00) and all costs of the cause. It was further ordered by the court that defendant

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he sentenced to serve thirty days in the County jail, said sentence to be suspended during good behavior of defendant.

Thereupon came the defendant and his sureties of record D. A. Braley and J. W. Powers who acknowledge themselves indebted to the State of Tennessee in the sum of Twenty Dollars (\$20<sup>00</sup>) and all costs of the cause for which execution may issue.

141

State of Tennessee } P. D.  
vs  
Warner Davis

Came the Attorney General who prosecutes for the State and the defendant in proper person, who being arraigned and charged with public drunkenness and for plea says that he cannot deny but that he is guilty as charged on the indictment. It is therefore considered by the court that for the aforesaid offense, that the defendant forfeit and pay to the State of Tennessee the sum of Ten Dollars and all costs of the cause.

Thereupon came the defendant and his surety of record J. N. Smith, John Allen, Bill Smith who paid the fine of Ten Dollars (\$10<sup>00</sup>) and acknowledged themselves indebted to the State of Tennessee for all costs of the cause for which execution may issue.

143

State of Tennessee } Assault  
vs  
George Parratt

Came the Attorney General who prosecutes for the State and the defendant in proper person who for trial puts himself on the County and the Attorney General both alike. Thereupon came the following jury to wit: J. W. Parkerson, Will Pendergrass, Park Smith, J. S. Bradley, Ed. Gauble, Neut Hixon, Joe McAnis, A. K. Poe, Dan Moore, P. D. Longley, C. L. Coper, E. C. Smith who declare that the defendant is not guilty as charged on the indictment. It is therefore ordered by the court that defendant go hence without day.

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162 State of Tennessee }  
 vs } Contempt  
 Bud Dumm

In in this cause it appearing to the court upon report of Dr Fridell that defendants wife is in a dying condition and upon motion of attorney General the court ordered that this case be dismissed against the defendant.

163 State of Tennessee }  
 vs } Contempt  
 J A Pendergrass

Came the attorney General who prosecutes for the state and the defendant in proper person, and upon motion of the attorney General, it was ordered by the court that this case be dismissed against the defendant

164 State of Tennessee }  
 vs } Gaming  
 John Phillips

Came the attorney General who prosecutes for the state and the defendant in proper person who being arraigned and charged with Gaming and for plea says that he cannot deny but that he is guilty as charged on the indictment. It is therefore considered by the court that for the afore said appeal that defendant forfeit and pay to the State of Tennessee the sum of two dollars (\$2.00) and all costs of the cause. Thereupon came the defendant and paid to the Clerk of the Court the aforesaid fine and all costs of the cause amounting to Twenty seven dollars thirty cents (\$27.30)

165 State of Tennessee }  
 vs } Gaming  
 J E Byrd

Came the attorney General who prosecutes for the state and the defendant in proper person who being arraigned and charged with Gaming and for plea says



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that he cannot deny but that he is guilty as charged on the indictment. It is therefore considered by the court that for the aforesaid offense, that the defendant forfeit and pay to the State of Tennessee the sum of two dollars (\$2.00) and all costs of the cause. Thereupon came the defendant and paid to the clerk of the court the aforesaid fine and all costs of the cause amounting to twenty-seven dollars thirty cents (\$27.30)

166  
 State of Tennessee }  
 vs } Gaining  
 H B Poe

Came the attorney general who prosecutes for the state and the defendant in proper person, who being arraigned and charged with gaining, and for plea says that he cannot deny but that he is guilty as charged on the indictment. It is therefore considered by the court that for the aforesaid offense that the defendant forfeit and pay to the State of Tennessee the sum of two dollars \$2.00 and all costs of the cause. Thereupon came the defendant and paid to the clerk of the court the aforesaid fine and all costs of the cause amounting to twenty-seven dollars thirty cents (\$27.30)

167  
 State of Tennessee }  
 vs } Gaining  
 Jack Simms

Came the attorney general who prosecutes for the state and the defendant in proper person who being arraigned and charged with gaining and for plea says that he cannot deny but that he is guilty as charged on the indictment. It is therefore considered by the court that for the aforesaid offense that the defendant forfeit and pay to the State of Tennessee the sum of two dollars (\$2.00) and all costs of the cause. Thereupon came the defendant and paid to the clerk of the court the aforesaid fine and all costs of the cause amounting to twenty-seven dollars thirty cents (\$27.30)

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168

State of Tennessee }  
 vs } Ganning  
 Isaac Wolfe }

came the Attorney General who  
 prosecuted for the State and the defendant  
 in proper person, who being arraigned and  
 charged with gaming and for plea says  
 that he cannot deny but that he is guilty  
 as charged on the indictment. It is therefore  
 considered by the court that for the aforesaid  
 offense that the defendant forfeit and pay  
 to the State of Tennessee the sum of two  
 dollars (\$2.00) and all costs of the cause.  
 Thereupon came the defendant and paid to  
 the clerk of the court the aforesaid fine  
 and all costs of the cause amounting to  
 Twenty seven dollars thirty cents (\$27.30)

Thereupon court adjourned to meet Tuesday  
 morning at 8 o'clock

Harold Lynch  
 Judge

Court met pursuant to adjournment  
 Tuesday Oct 26th 1915 and the following  
 proceedings were heard

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102 Ed Robinson }  
 vs } Damage  
 Low Railway Co }

Came both parties by attorneys and this case being regularly called, both sides announced ready and came the following jury to wit J W Parkerson Will Pendergrass Sam Smith J S Bradley Ed Gamble Mont Nixon Joe McAnis Ruf Prutige J M Lewis Dan Moore C I Cooper Tom Ford, who having been regularly impanelled and sworn and having heard the evidence and argument of counsel and charge of the court on their oaths say that they find the issues in favor ~~in favor~~ of the plaintiff and assess his damage at Two Hundred Dollars (\$200) It is therefore adjudged by the court that the plaintiff recover of the defendant Two Hundred Dollars and all the costs for which execution may issue

Thereupon defendant filed its <sup>written</sup> motion for a new trial, as follows:

Motion for New trial

" The defendant moves the court to set aside the verdict of the jury and grant a new trial in this case for the following reasons:

First - It was error for the court to refuse to direct a verdict for the defendant at the close of the plaintiffs testimony.

Second - It was error for the court to refuse to sustain a motion for the defendant, for the court to direct a verdict for defendant at the close of all the evidence.

Third - It was error for the court to refuse the request of the defendant presented to the court at the close of the charge and to modify the request as given.

Fourth - It was error for the court to charge the jury as to the duty of the Railway Company in regard to the fence and gates.

Fifth - It was error for the court to charge that it was the duty of the defendant to keep the gates closed, when the proof showed that the gates were made for the use and convenience of the plaintiff alone.

Sixth - The verdict of the jury is against the evidence and charge of the court.

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Sixth - It was error for the court to charge the jury as to wanton and willful conduct of the servants of the Defendant in causing the injury to plaintiffs mule, because there was no proof whatever of any wanton or willful act on the part of the servants of the defendant in causing the accident.

Eighth - It was error for the court to instruct the jury to take out with them and look to the allegations in plaintiffs warrants in consideration of the matters alleged in the warrant, and it was error for the court to permit the jury to take out with them the warrant of the plaintiff and to consider the statements and allegations in said warrant in the matter of forming their verdict.

Ninth - The verdict of the jury is not supported by the evidence.

Tenth - The verdict of the jury is against the great weight and preponderance of the evidence.

Eleventh - There is no evidence to sustain the verdict.

Traynor & Smith  
Coke Swaney & Hoper  
Attys for Deft

which motion being heard and considered by the court is by the court overruled to which action of the court in overruling defendants motion for a new trial defendants excepts and prays an appeal to the next term of the court of Civil Appeals to be held in Knoxville, which appeal is granted upon defendants giving bond as required by law and thereupon Jno L Smith & Thos H Coke appeared in open court and acknowledged themselves defendants sureties for said appeal in the sum of Two Hundred and fifty Dollars which security is approved by the court. Upon application and for sufficient reasons appearing, Defendants is allowed thirty days from and after this date in which to prepare and present to the court its bill of exceptions the defendant will is instructed to write out the evidence by questions and answers instead narrative form

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The bill of exceptions after being signed by the court will be filed by the clerk and made part of the record.

The bill of exceptions prepared by the defendant in this case was filed in this office November, fifth, 1915, having been approved by Frank L. Lynch, Judge of the Circuit Court of the Eighteenth Judicial Circuit on November 25, 1915.

State of Tennessee }  
 vs } F.A.  
 John Barber }

The grand jury came into open court headed by their foreman and returned an indictment against the defendant and do not  
 no true bill

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133 State of Tennessee }  
 vs } V+ML  
 Bud Roberts }

Came the attorney General who prosecutes for the state and the defendant in proper person who for trial puts himself upon the county and the attorney General doth alike, thereupon came the following jury to wit: Joe Boyd, Levi Lewis, F. G. Gallant, Jas. Stansell, J. N. Stone, Price Beuther, G. R. Griffith, Mrs. Tankersley, W. H. Michaels, Linn Sims, James Davis, Tom Ford, who after hearing the evidence in the case, argument of counsel and the charge of the Court upon their oaths declare that defendant is not guilty as charged on the indictment. It is therefore ordered by the Court that defendant go hence without day.

136 State of Tennessee }  
 vs } G.P.  
 A. H. Neal }

Came the attorney General who prosecutes for the state and the defendant in proper person, and upon motion of attorney General the case against defendant was dismissed. Whereupon the Court ordered that defendant go hence without day.

137 State of Tennessee }  
 vs } P.D.  
 Jesse E. Byrd }

Came the attorney General who prosecutes for the state and the defendant in proper person and upon motion of attorney General the case against defendant was dismissed. Whereupon the Court ordered that defendant go hence without day.

State of Tennessee }  
 vs } P.D.  
 Isaac Staife }

Came the attorney General who prosecutes for the state and the defendant in

proper person, who for plea says that he cannot deny but that he is guilty as charged on the indictment. It is therefore considered by the court that for the aforesaid offence that the defendant forfeit and pay to the State of Tennessee the sum of Five Dollars and all cost of the cause

Thereupon came the defendant and his sureties of record who acknowledge themselves indebted to the State of Tennessee in the sum of Five Dollars \$5.00 for which execution may issue

142 } State of Tennessee }  
 V S } P D  
 A. A. Neal }

Came the attorney General who prosecutes for the state and the defendant in proper person, who being arraigned and charged with public drunkenness, for plea says that he cannot deny but that he is guilty as charged in the indictment. It is therefore considered by the court that for the aforesaid offence that the defendant forfeit and pay to the State of Tennessee the sum of Five Dollars \$5.00 and all cost of the cause

Thereupon came the defendant and his sureties of record, J. N. Stone and J. A. Thatcher, who acknowledge themselves indebted to the state in the sum of Five Dollars \$5.00 and all cost of the cause for which execution may issue

State of Tennessee }  
 V S } Obstructing Public Road  
 O. A. Wilhoit }

145 } Came the attorney General who prosecutes for the state and the defendant in proper person who for trial puts himself upon the county and the attorney General doth alike. Upon hearing the evidence in the case, the court ordered that case against defendant be dismissed and that defendant go hence without day

96

State of Tennessee }  
 vs } Larceny  
 John Reed

Came the Attorney General who prosecutes for the State and the defendant in proper person who for trial puts himself upon the County. Came also the following jury to wit: J. W. Parkerson & Will Pendergrass & S. S. Smith & Jim Davis & Ed Gamble & N. H. Dixon & Joe McAnis & Jeff Prestige & J. A. Pendergrass & Dan Moore & C. L. Boyer & J. Lewis, and the further trial of this case was resumed. The evidence having been heard, also argument of counsel, the aforementioned jury say that upon their oaths that they find the defendant guilty as charged on the indictment and fixed the punishment of defendant at six months in the County Jail. It is therefore considered by the Court that according to the findings of the jury the defendant for his said offense undergo confinement in the County Jail for a period of six months.

110

State of Tennessee }  
 vs } Va of C  
 Arvey Kelley

In this case came the Atty General who prosecutes for the State and the defendant in proper person, and upon motion of Atty General this case was continued until next term of Court.

141

State of Tennessee }  
 vs } F. A.  
 Grover McDade

In this case it appearing to the Court that Capias having been issued by the clerk of this Court and returned by the Sheriff the defendant not to be found, It is ordered by the Court that this case be placed on the retired docket.



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32 W. E. Almy }  
 vs } Damage  
 M. L. Chapman }

upon application of plaintiff  
 this case was continued until next term  
 of court.

86 Will Phillips }  
 vs } Damage  
 J. L. Poe }

By the consent of both parties  
 this case was continued until next term  
 of court and set for hearing on Monday of  
 next term.

114 A. J. Nixon }  
 vs } Appeal  
 Curt Lee }

By the consent of both parties  
 this case was continued until next term  
 of court.

115 James Supply Co }  
 vs } acct  
 J. W. Powers }

Came the plaintiff by attorney  
 and the defendant in proper person and  
 this case being regularly called both sides announced  
 ready for trial, and by consent of both parties  
 the case was tried before the court, who after  
 hearing the evidence finds the issues in favor  
 of the plaintiff, and assesses the defendant with  
 the amount called for in plaintiffs warrant.  
 It is therefore ordered that defendant pay  
 to plaintiff the sum of Seventeen Dollars  
 and twenty nine cents (\$17.29) and pay all cost  
 of the cause for which execution may issue.

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The Grand Jury came into open court and headed by their foreman and returned indictments against the following persons to wit:-

Lillie Massingill	Disturbing Public Worship
Bill Harvey	Selling Liquor
Chas Zimmerman	Securing Liquor
Bob Price	Selling Liquor
Sam Mcberry	Selling Liquor
Sam Mcberry	Selling Liquor
Jack Bantist	Selling Liquor
Clay Scoggins	Selling Liquor
Grover Scoggins	Selling Liquor
F B Smith	Assault & Battery
Alber Neal	Selling Liquor
John Smith	Public Drunkenness
Jim Davis	Public Drunkenness
Fred Davis	Giving Liquor to minor
Dave Reno	
Harry Horn	
Chas Heaton	
Rob Freeman	
James Armon	
W B Harder	
Taylor Gunn	
State of Tennessee	
V. D.	
M D Colbert	Trespassing

The Grand Jury came into open court headed by their foreman and returned an indictment against the defendant for False Pretense endorsed a true bill and is in the following words and figures to wit:

State of Tennessee } Circuit Court  
James County } October Term 1915

The Grand Jurors for the State aforesaid being duly summoned, elected, impaneled, sworn and charged to inquire for the body of the County aforesaid upon their oaths present that M D Colbert (hereinafter) on the day of March 1915 in the County aforesaid did unlawfully feloniously and fraudulently obtain (\$40<sup>00</sup>) Forty Dollars good and lawful Money of the United States by reason of the following false and fraudulent representation which was known to the defendant M D Colbert at the time to be false and fraudulent viz:

October Term 1915

The daughter of Curt Lee being dangerously ill of Tuberculosis called on M. D. Colbert to treat his daughter Mrs. Nellie Smith, the said M. D. Colbert claiming to be a practicing physician and making a specialty of Tuberculosis and said M. D. Colbert falsely and fraudulently represented that he could and would and was able to cure said sick daughter and that the medicine would actually cost \$40<sup>00</sup> with which to treat said tubercular patient aforesaid and that with said medicine and his treatment he the said Colbert could cure said patient. The said representations were false and fraudulent. The said M. D. Colbert knowing at the time they were false in this the said medicine he agreed to purchase only cost \$25<sup>00</sup> and the said Colbert so knew at the time such was the cost price and knowing at the time he the said M. D. Colbert could not cure the said tubercular patient, said false and fraudulent representations were made for the purpose of defrauding Curt Lee and as a result of said representations said Curt Lee was defrauded and gave up said forty dollars to said Colbert, against the peace and dignity of the State

J. McKemie City Clerk

Indorsed Indictment a True Bill W. F. Dennis foreman of the Grand Jury, Charge False Pretense State of Tennessee vs M. D. Colbert, Curt Lee prosecutor, Clerks summons for state Curt Lee Matt Smith Savannah Smith Lem Lee J. H. McKemie Attorney General, Filed in office 26th day of October 1915 W. L. Halder Clerk.

State of Tennessee )  
vs ) Rape  
Bud Denton )

The Grand Jury came into open court headed by their foreman and returned an indictment against the defendant for Rape indorsed a true bill and is in the following words and figures to wit:

State of Tennessee } Circuit Court  
Jacks County } Oct term 1915

The Grand Jurors for the State aforesaid being duly summoned, elected, empanelled, sworn and charged to inquire for the body of the County

aforsaid, upon their oaths present that Bud Denton heretofore on the day of June 1915 in the County aforsaid did unlawfully feloniously and forcibly carnally know and abuse Cecil Lea Ryall a female forcibly and against her will, the said Cecil Lea Ryall being under 11 years of age at the time, against the peace and dignity of the State,

B G McKenzie Atty Genl,  
 Endorsed Indictment A True Bill B F Davis  
 foreman of the Grand Jury, Charge Rape  
 State of Tennessee vs Bud Denton, Ed Ryall  
 Prosecutor, clerks summons for state Cecil  
 Lea Ryall, B G McKenzie Atty Genl, filed in  
 office 26th day of Oct 1915 W L Halder Clerk

State of Tennessee

vs  
 Floyd Byrns } carnal knowledge &  
 } violating age of consent

The Grand Jury came into open court headed by their foreman and returned an indictment against the defendant for Having Carnal Knowledge of female under the age of consent endorsed a true bill and is in the following words and figures to wit:

State of Tennessee } Circuit Court  
 }  
 June's County } Oct term 1915

The Grand Jury for the State aforsaid being duly summoned elected, impanelled, sworn and charged to inquire for the body of the County aforsaid, upon their oaths present that Floyd Byrns heretofore on the day of Jan'y 1915 in the County aforsaid did unlawfully and feloniously carnally know and abuse May Thompson a female then being over the age of 17 years and under the age of 21 yrs to the full example of all others in like case offending contrary to the Statute in such case made and provided and against the peace and dignity of the State

B G McKenzie Atty Genl  
 Second Count

and the Grand Jury for the State aforsaid being duly summoned elected impanelled sworn and charged to inquire for the body of the County aforsaid upon their

October Term 1915

saths further present that Floyd Byous heretofore on the day of June 1915 in the County aforesaid did unlawfully and feloniously carnally know and abuse one May Thompson a female then being under the age of 21 years to the evil example of all others in like case offending contrary to the statute in such case made and provided and against the peace and dignity of the state

B G McKenzie Atty. Genl.

Endorsed Indictment A True Bill B F Davis foreman of the Grand Jury charge Having Carnal Knowledge of a female under the age of Consent State of Tennessee vs Floyd Byous W A Blair Pressston Clerks Summons for State May Thompson, W A Blair Morris Brooks B. G. McKenzie, Attorney General Filed in office 20th day of October 1915 W L Holder Clerk

State of Tennessee } Carnal Knowledge  
vs } Violating age of Consent  
Jack Robinson }

The Grand Jury came into open court headed by their foreman and returned an indictment against the defendant for having carnal knowledge of a female under the age of consent, endorsed a true bill and is in the following words and figures to wit:-

State of Tennessee } Circuit Court  
James County } Oct Term 1915

The Grand Jurors for the state aforesaid being duly summoned, elected impaneled, sworn and charged to inquire for the body of the County aforesaid upon their oaths present that Jack Robinson heretofore on the day of June 1915 in the County aforesaid, did unlawfully and feloniously carnally know and abuse Jennie Bishop Arns Robinson a female then being over the age of 13 years, and under twenty one years to the evil example of all others in like case offending, contrary to the statute in such case made and provided and against the peace and dignity of the state

B G McKenzie  
Atty. Genl

## Second Count

And the Grand Jurors for the State aforesaid being duly summoned elected and empanelled sworn and charged to inquire for the body of the County aforesaid upon their oaths further present that Jack Roberson heretofore on the day of June 1915 in the County aforesaid did unlawfully and feloniously, carnally know and abuse one Jennie Bishop alias Jennie Roberson a female then being under the age of 21 years to the evil example of all others in like case offending contrary to the Statute in such case made and provided and against the peace and dignity of the State

B G McKernie Atty General

Endorsed indictment A True Bill B F Davis foreman of the Grand Jury, charge having carnal knowledge of a female under the age of consent, State of Tennessee vs Jack Roberson, J L Burns Prosecutor, Clarke Summons for the State T. S. Burnett John Shelton Jennie Bishop alias Jennie Roberson, B G McKernie attorney General. Filed in office 26th day of October 1915 W L Halder Clerk

To the Hon Frank L Lynch, Judge, etc.:-  
 We the Grand Jury for Oct term 1915 for James County, by name to report that we have finished our labors and report that the County Jail is in good condition and County institutions are in good condition. We find county bonds of County officials are good and solvent

Respectfully Submitted

B F Davis Foreman  
 R A Monger  
 J B Fisher  
 B L Parkerson  
 J G Priddy  
 Champ Rausley  
 H F Lewis  
 Eli Scoggins  
 Wm. W. W. W.  
 G L Long  
 E G Huley  
 R M Daniel  
 James McMurry

October Term 1915

Vacated

Therupon the court adjourned to  
Met Wednesday Morning Oct 27th at 8 o'clock

Vacated

except met pursuant to adjournment <sup>at 9 a.m.</sup> ~~Monday~~ <sup>33</sup>  
Oct 27th 1915 <sup>and</sup> the following proceedings

State of Tennessee  
vs  
Will Cudders

State of Tennessee  
vs  
Taylor Lane, Dunc Reno  
Bob Freeman, Harry Horn  
Charley Heaton, W.C. Orison  
James Armor } Trespassing

Same the Atty General who prosecutes  
for the state and the defendant in proper  
person and upon motion of Atty General  
this case was continued until next term of  
court

56

State of Tennessee  
vs  
Floyd Byars } VA of 6

Same the Atty General who  
prosecutes for the state and the defendant in  
proper person and upon request of defendant  
this case was continued until next term  
of court

156 State of Tennessee }  
 7/18 } Va of C  
 Wm Jack Robinson }

Wm the atty General who  
 prosecutes for the state and the defendant  
 in proper person and upon request of  
 defendant this case was continued until  
 next term of court

Thereupon the court was adjourned to meet  
 Wednesday morning, Oct 27th 1915 at 8 o'clock

Frank L Lynch  
 Judge

Court met pursuant to adjournment Wednesday  
 Oct 27th at 8 a.m. Present and presiding  
 the Hon Frank L Lynch Judge and the  
 following proceedings were heard

161 State of Tennessee }  
 7/18 } Contempt  
 Will Anderson }

Wm the atty General who  
 prosecutes for the state and the defendant  
 in proper person, and upon motion of  
 this case was dismissed and defendant  
 was ordered to go hence without day.

159 G E Griffith }  
 7/18 } Land Condemnation  
 Millard & Jas H Scoggins }

This case having settled  
 and compromised by the parties out of term  
 the Justice of Peace judgment was affirmed  
 ordering the condemnation.



October Term 1915

158 J. D. Thatcher ) Appeal  
 vs ) Damages  
 Joe Blonto }

This cause came on to be heard on this the 27th day of Oct before the Hon Frank L Lynch Judge without the intervention of a jury and after hearing the evidence it was ordered by the court that ~~defendant's~~ judgment be entered against defendant for \$30<sup>00</sup> and all cost of the cause for which execution may issue.

159 John Allen ) Appeal  
 vs ) Damage  
 Nellie Davis Clarence Davis  
 William Davis }

This cause came on to be heard on this the 27th day of Oct 1915 before the Hon Frank L Lynch Judge without the intervention of a jury and after hearing <sup>by the court</sup> the evidence in the case, it was ordered that judgment be entered against defendant for \$25<sup>00</sup> One hundred twenty five dollars and all cost of the cause for which execution may issue.

160 A. H. Bauther )  
 vs ) Divorce  
 Sybil Bauther }

In this cause it was made to appear to the court that non-resident publication had been duly made and that the defendant Sybil Bauther had failed to appear and make defence within the time required by law and it being further made to appear to the court that the term of court was about to come to a close and upon motion of complainant it is ordered that judgment pro confesso be had against the defendant and the cause set for hearing ex parte as to her.

The cause coming on for further hearing upon the said pro confesso and the oral testimony introduced at the hearing from all of which the <sup>court</sup> is of opinion that the

plaintiff is entitled to the redress sought.  
 It is therefore ordered and adjudged by  
 the court that the bonds of matrimony  
 subsisting between the complainant and  
 the defendant be forever dissolved and  
 the plaintiff restored to all the rights <sup>and privileges</sup> of  
 an unmarried person. It is further adjudged  
 that the plaintiff have the exclusive care of  
 custody and control of the two minor children  
 Mildred and Thelma Baether. It is further  
 adjudged that the plaintiff and his heirs, <sup>with</sup>  
 pay all costs of the cause for which a  
 writ may issue.

Thereupon court adjourned to ~~meet on the~~  
~~Monday next February 1915~~ Court in Open  
 Court by order  
 judge

Monday Feb. 28 - 1916

Caption

State of Tenn. } See it remembered that a circuit  
James County } court began and held of the  
                          } eighteenth circuit in and for  
said County of James at the court house in the  
town of Coltwich on the 4 Monday in February  
1916 and of the American Independence one  
Hundred and Thirty eight

And the Hon. J. L. Lynch Judge  
of said circuit when the following proceedings  
were had and entered of record to wit:

The court was opened in due form by  
Luther Egan Sheriff of James County Tenn.  
and by him was returned into open court.  
A writ of venire facias delivered by him  
by the clerk of the County Court of said County  
showing at the term of said Court 1916 said Court had  
appointed the following persons all good and lawful  
men citizens of said County to serve as Jurors at the  
present term of Court to wit 1 C. A. Smith 2 John Cross 3 J. D. Smith  
4 Newt Parks 5 J. C. Richey 6 Jack McAnis 7 Huston Marr 8  
9 J. Lewis 10 Thos. Shirley 11 Champ Ramsey 12 Geo. Anderson 13  
Geo. Stenderfer 14 John Morgan 15 C. D. Gault 16 R. M. Limer  
17 Lee Bartlett 18 Jamie Davis 19 Will Watkins 20 U. B. Ross  
21 Will Eames 22 J. M. Earley 23 A. T. Rogers 24 A. C. Newton  
25 W. A. Fitzgerald 26 John Ramsey. out of the above number  
Luther Egan Sheriff of James County Tenn. R. M. Limer, J. D. Smith,  
Newt Parks, were excused from further service and

D. M. Shuck, J. W. Hodgins, Linn Sims, J. A. Parratt, W. H.  
Nichols, R. C. Bates, A. W. Riddle, R. D. Mouser, and other  
Johns, who being summoned appeared, and out of these  
Jurors, as summoned, was drawn J. C. Richey, J. Lewis  
John Ramsey, Lee Bartlett, J. R. Morgan, John Cross  
A. T. Rogers, W. A. Fitzgerald, C. D. Gault, C. A. Smith  
J. M. Daniel, J. M. Earley, J. R. Shirley who being  
duly elected a grand jury out of whom, A. T. Rogers,  
was appointed foreman of said jury by the Court,  
who being duly sworn as the law directs and being  
charged by the Court to inquire for the body of  
the County appeared retired to consider recommendations  
and indictments. The following persons was called  
to serve as trial jurors at the present term  
D. M. Shuck, J. W. Hodgins, Will Evans, Linn Sims,  
J. A. Parratt, W. H. Nichols, R. C. Bates, A. W. Riddle, and other Johns

<sup>10</sup> "wice within" James Smith <sup>12</sup> R. D. Menger.  
L. D. Richardson Dept Sheriff was appointed to wait on the  
Court and J. O. Green Const was appointed to wait on  
the Grand Jury at the present term  
The Grand Jury came into court headed by the foreman and returned  
indictments against the following persons to wit

- Tom Gardner, Carrying Pistol
- Tom Gardner, " "
- Bill Allen, " "
- Greaves Deppins, Selling Liquor
- Luke Ford, D. S. Society
- Bill Ford, " " "
- Luke & Aile Ford, Obeying S. D.
- Allen Neal, Public Drinking
- Dave Hudgin, Cruelty to Animals

State of Tenn.  
v. D.

122.

Tom Hindman } C. P.  
Come the Atty General  
Who prosecuted for the State and  
the defendant in person who being arraigned  
and charged on the indictment for carrying a  
pistol and for the plea there to saye that he  
cannot deny but that he is guilty as charged and  
puts himself upon mercy of the Court. It is therefore  
ordered and adjudged by the Court that for the offense  
aforesaid that the defendant forfeit and pay to the State of  
Tenn. the sum of fifty Dollars and all cost of the Court  
Thereupon appeared the defendant and his Sureties  
of record R. D. Hindman and S. M. Cheek. + N. J. Roark and  
pledged themselves indebted to the State of Tenn. for said  
fine and cost for which execution may issue

State of Tenn.  
v. D.

125.

Greene Medale } D. D.  
In this case it appearing to the court  
that a copias had been issued at the  
last term of court for the arrest of the defendant  
having been returned and not executed it is  
therefore ordered by the court that alias Copias be  
issued for the arrest of the defendant.

Feb Term 1910

127.

State of Tenn.  
vs  
Jon Ford } P. O.

Came the attorney general who  
prosecutes for the state and the defendant in paper  
form and on motion of the attorney general the  
case was dismissed on payment of all costs and taxes by the  
defendant. The defendant came into open court and paid to  
the clerk of this court all the cost in the case.

128

State of Tenn.  
vs  
Carl Dumm. } P. O.

In this cause it appearing to the court that  
a copias had been issued at the last term  
of court for the arrest of the defendant having been returned and  
not executed it is therefore ordered by the court that alias  
copias be <sup>issued for</sup> the arrest of the defendant.

129.

State of Tenn.  
vs  
Alex Kerr } P. O.

In this cause it appearing to the court that  
a copias had been issued at the last term  
of court for the arrest of the defendant having been returned  
and not executed it is therefore ordered by the court that  
alias copias be issued for the arrest of the defendant.

130

State of Tenn.  
vs  
Fred Pendergrass. } P. O.

In this cause it appearing to the  
court that a copias had been issued at  
the last term of court for the arrest of the defendant,  
having been returned and not executed, it is therefore  
ordered by the court that alias copias be issued for  
the arrest of the defendant.

131.

State of Tenn. }  
vs  
Susan Longen }  
Calloway Tenn. Feb Term 1910 In the above  
cause it appearing to the court that she had  
conducted herself in a proper manner since last term of  
this court and that she has complied with the orders of  
the court to leave or absent her self from the county of Jones  
and not to be guilty of the violation of the law in reference  
to the ~~same~~ case of Susan Longen therefore ordered by the court  
that said case against defendant be and the same be  
here by dismissed.

132.

State of Tenn } in the circuit court of James county  
 vs } at Oatwood Tennessee  
 May Sampson } February term 1816.

In the above cause it appearing to the court that defendant has conducted herself in a proper way and manner since the last term of this court and that she has complied with the order of the court to leave or absent herself from the county of James and not to be guilty of the violations of the law in reference to the illicit sale of Liquor it is therefore ordered by the court that said case against defendant be and the same is hereby dismissed

134

State of Tenn }  
 vs } V.4.M.L.  
 Anderson Carson }

It was agreed in this cause that the indictment was lost. and this case be continued until next term of court.

144

State of Tenn }  
 vs } V.4.M.L.  
 Bob. Price } came the attorney General who  
 appearing to the court that alias Capias having been issued for the arrest of the Defendant. and the same having been returned by the Sheriff. not to be found. it is therefore ordered by the court that this case be placed on the retired docket.

166.

State of Tenn }  
 vs } V.4.M.L.  
 Bob. Price } came the atty general who  
 to the court that alias Capias having been issued for the arrest of the defendant. and the same having been returned by the Sheriff. not to be found. it is therefore ordered by the court that this case be placed on the retired docket.

Feb term 1916.

164.

State of Tenn

vs

v. 4. M. L.

Bill Harvey

In this cause it appearing to the court that a capias had been issued at the last term of court for the arrest of the defendant, having been returned and not executed, it is therefore ordered by the court that alias capias be issued for the arrest of the defendant.

State of Tenn

vs.

Selling Liquor.

Clay Scoggins

Carole the attorney general who prosecutes for the State and the defendant in proper person ~~arranged~~ arranged on the indictment for Selling Liquor. For plea says he is not guilty and puts himself upon the country and the attorney general hath alike Thompson came the following jury all good and lawful men citizens of James County: Geo Davis Dm Chub<sup>2</sup> J W Hudgins<sup>3</sup> Will Evans<sup>4</sup> Linn Sims<sup>5</sup> J A Parrott W H nichols<sup>6</sup> R E Bates<sup>7</sup> A W Riddle<sup>8</sup> W W Rask<sup>9</sup> will Withins<sup>10</sup> R S monger<sup>11</sup> James Smith<sup>12</sup> who being elected impaneled, and sworn as the law directs and hearing the evidence and the charge of the court an oath say that they cannot agree. It is therefore ordered by the court that his bond be fixed at Seven hundred and fifty dollars, for his appearance at the next term of the court. Thompson appeared the defendant and his attorney<sup>vs</sup> J. S. Smith and J. S. Burns, who acknowledge them ~~shall~~ shall indict the State of Tennessee for the above bond.

State of Tenn.

vs.

Selling Liquor.

Chailey Zimmerman

Carole the attorney general who prosecutes for the State, and the defendant in proper person, who being arraigned and charged with Selling Liquor, for plea says he cannot deny but that he is guilty as charged in the indictment. It is therefore ordered in the court that for the aforesaid offense that the defendant, forfeit and pay to the State of Tenn. fifty dollars (\$50.00) and bail costs of the cause. It is further ordered by the court that defendant be sentenced to serve ninety (90) days in the county jail.

165

Feb. Term. 1916.

Therefore court adjourned to meet Tuesday  
morning at 8 o'clock.

Frank R. Dyck  
Judge

168

State of Tenn.

vs.

Selling Liquor

Sam McCurry. Came the attorney general who  
prosecutes for the State, and the defendant in proper  
person. Who having been arraigned and charged  
with selling liquor, and for plea says he cannot  
deny, but that he is guilty as charged on the  
indictment.

It is therefore ordered by the Court  
that judgment be withheld until next term  
of court.

171

State of Tenn.

vs.

Selling Liquor.

Grover Scoggins

Came the attorney general  
who prosecutes for the State  
and the defendant in proper person. Who being  
arraigned and charged with selling liquor  
for plea says he cannot deny, but that he  
is guilty as charged on the indictment.

It is therefore ordered by the court that  
for the aforesaid offense, that the defendant  
forfeit and pay to the State of Tenn fifty-  
dollars ~~50.00~~ and all costs of the case.  
It is further ordered by the court  
that defendant be sentenced to serve + mo  
in the County jail. 2 mo being suspended.

172

State of Tenn.

vs.

A. B.

F. B. Smith

Came the attorney general who  
prosecutes for the State, and the  
defendant in proper person, and on account of  
witness for defendant this case was continued  
until next term of court.



February Term, 1816

State of Tenn

172.

*v.s.* } Selling liquor.  
Allen Neal } came to the attorney general who presented  
for the state and defendant in proper  
person and on motion of attorney general the case against  
defendant was dismissed whereupon the court ordered  
that defendant go hence with out delay.

State of Tenn

169

*v.s.* } *v. n. m. s.*  
Jack Boulter } came the attorney general who presented and  
defendant in proper person who for trial puts him-  
self upon the county and attorney general both alike  
Thereupon come the following jury to wit D.M. Shuck.  
J.W. Hudgee, Will. Brown, Lumb Sims, Tom Perrett,  
W.H. Nichols, R.W. Bates A.W. Riddle, N.W. Roobe  
Will Walkins, James Smith R.S. Menger.  
When after hearing the evidence if the case  
argument of counsell and the charge of the court  
upon their oaths declare that defendant is not guilty  
as charged on the indictment it is there fore ordered  
by the court that defendant go hence with-  
out delay.

State of Tenn

178

*v.s.* } Selling liquor to a minor.  
Fred Davis } come the attorney general who presented for  
the state and the defendant in proper person  
who being arraigned and charged with giving liquor to  
a minor for plea says that he can not deny but that he  
is guilty as charged in the indictment it is therefore  
considered by the court that for the aforesaid offence that  
the defendant forfeit and pay to the state of Tenn all cost  
and taxes for which execution may issue thereon come  
the defendant and his surety D. record, W.L. Davis, D.P. Rungon who acknowledge  
State of Tenn. themselves indebted to the state of Tenn, for the above cost.

176

*v.s.* } P. O.  
John Smith } upon application of Plaintiff this <sup>case</sup> was  
continued until next term of Court.

State of Tenn

*v.s.*

*P. O.*  
Sim Davis } In this case it appears to the court that a  
Copiais had been issued at the last term of court  
for the arrest of the defendant having been returned and not executed  
it is there fore ordered by the court a show Copiais be issued for the  
arrest of the defendant

2  
 February term 1910

175 State of Tenn. }  
 v. }  
 T. B. Smith } Carrying Knives.  
 upon application of Defendant this case  
 was continued until next term of court.

State of Tenn. }  
 vs } W. P. H.  
 Lillie Wassingale } Came the attorney general who  
 defendant in proper person. and the } prosecutes for the state. and the  
 Attorney General. the case against defendant }  
 was dismissed, whereupon the court ordered }  
 that defendant go hence without day.

State of Tenn. }  
 vs }  
 Dave Reno et al. } Trespassing  
 Came the attorney general who }  
 prosecutes for the state. and the }  
 defendant in proper person. who being arraigned on the indictment of }  
 Trespassing. for plea says he is not guilty, and puts himself upon the }  
 county. and the attorney general both alike. Thereupon came the }  
 following jury, all good and lawful men, citizens of James County }  
 1. W. H. Chalk. 2. W. H. Hudgins. 3. Will Evans. 4. Lem Sims. 5. J. A. Barrett. }  
 6. W. H. Michol. 7. R. E. Baker. 8. W. Riddell. 9. Will Watkins. 10. R. S. Monger }  
 11. James Smith. 12. Jas. Davis. Who being elected, empaneled and }  
 sworn as the law directs, and hearing all the evidence, and }  
 the charge of the court. on oath say they cannot agree. }  
 It is therefore ordered by the court, that this }  
 cause be continued until next term of court.

State of Tenn. }  
 vs }  
 Sam. W. Curry } Selling Liquor to minor.  
 Came to the attorney general. who }  
 prosecutes for the state and the }  
 defendant in proper person. who having been }  
 arraigned and charged with selling liquor to a minor }  
 and for plea says he cannot deny but that }  
 he is guilty as charged on the indictment. }  
 It is therefore ordered by the court that }  
 judgement be withheld until next term }  
 of court.

Feb. Term 1916.

State of Tenn }  
 vs. } Rape.  
 Paul Denton }  
 upon Application of Deft.  
 this case was continued until next term of  
 court.

State of Tenn }  
 vs. } Carnal Knowledge  
 Floyd Syous }  
 upon application of plaintiff  
 this case was continued until next term of  
 court. on account of the absence of a material  
 witness for state. trial set for Tuesday next term

State of Tenn }  
 vs. } Carnal Knowledge.  
 Jack Roberson }  
 upon application of Deft. on  
 account of absence of Albert Burns a material  
 witness for Deft this case was continued until  
 next term of court. trial being set for Tuesday  
 and that attachment be issued for Albert Burns.

State of Tenn. }  
 vs }  
 Milton de Colbert }  
 in circuit court, Feb. Term 1916.  
 in this case, it is agreed, by counsel  
 for the state and the defendant  
 that the above, styled case, may be  
 continued to the next, term of court, and also, that the  
 indictment be so amended, the defendant, so consenting in  
 open, court as to set out, the correct, name of defendant.

State of Tenn }  
 vs }  
 Arrey Kelley }  
 v. a. c.  
 in this case - since the attorney  
 General, and the defendant are in  
 application of the attorney General  
 this case is dismissed and that the St. of Tenn  
 pay her own cost and the clerk tax the cost as  
 the law directs

State of Tenn.  
 vs.  
 Lewis Berry, Joe Williams  
 and Henry Moore. } Horsebreath  
 and Larceny C.  
 In this cause came the  
 Attorney General and the Defendant. and on application of  
 the Attorney General this cause is dismissed. and that  
 the State of Tenn pay her own costs. and the Clerk pay  
 the cost of the last direct.

State of Tenn }  
 vs } D. P. W.  
 J. W. Rains } In this cause it appearing that the  
 Clerk having failed to pay all cost in  
 the case at the last term <sup>of court</sup> it is  
 therefore ordered, and adjudged by the Court that the Clerk  
 retain the bill cost.

H. E. Alvey }  
 vs } Damage.  
 M. L. Chapman } In this cause, by agreement  
 of both parties, this case is  
 continued until next term of Court.

Will Phillips }  
 vs } Damage.  
 J. L. Poe. } Came both parties by Attorneys  
 and this case being regularly called.  
 both sides announced ready. and came the following Jury  
 to wit: 1. D. M. Cheek. 2. J. W. Hultgin. 3. Will Evans. 4. Lum Smith  
 5. Tom Barrott. 6. H. H. Nichols. 7. A. H. Riddell. 8. Will Watkins  
 9. James Smith. 10. P. S. Monger. 11. Arthur Johns. 12. W. H. Roark.  
 Who having been regularly empanelled and sworn  
 and having heard the evidence and agreement of Council  
 and charge of the Court, on their oaths say that they  
 find the issues in favor of Deft. and that plaintiff  
 pay all costs of cause, for which execution may issue.

Feb Term 1916

A. J. Hixon }  
 vs  
 Curt Lee } Damage.  
 This cause came on to be heard on this  
 Feb 30. on account of the absence of  
 plaintiff, this case was continued and A. J. Hixon  
 ordered to pay cost of term

Fred Roy, by next  
 friend, H. B. Roy }  
 vs  
 H. L. Hoedert & J. B. Shirley } Appeal.  
 adms for J. S. Barrel estate }  
 and this case was tried by the  
 court without the intervention  
 of a jury. the court finds the matters in controversy in  
 favor of Plaintiff. It is therefore ordered and adjudged  
 by the court, that the Defts pay all the costs of this  
 cause for which execution may issue

J. A. Crum }  
 vs  
 W. J. Lewis } Appeal  
 Road com }  
 This cause came on to be heard on this  
 Feb 30-1916 before the Hon Frank L. Louch Judge  
 without the intervention of a jury. And after  
 hearing the evidence in this case, it was ordered by the  
 court that a judgment for petitioner. And that the  
 cost be divided equally between J. A. Crum and  
 W. J. Lewis Road Com. for the fourth district, for which  
 execution may issue.

L. H. Anderson }  
 vs. }  
 Joe and Grover Poark } appeal.  
 Upon application of Plaintiff this case was continued until next term of court. to be tried Monday of next term.

J. A. Hall }  
 vs. }  
 J. A. Deamon } appeal.  
 By consent of both parties, this case was continued until next term of court.

State of Texas }  
 vs. }  
 Benjamin Hale } In the above styled matter it is made to appear to the court that Benjamin Hale has regularly filed a petition to be restored to citizenship. He having been here to fore rendered infamous. by judgment of this court, and it appearing to the court that the judgment of infamy was rendered more than three years before the filing of said petition, and that the attorney general has been lawfully notified of the hearing of this matter and upon satisfactory testimony being introduced at the hearing that petitioner has ever since his disqualification sustained the character of a person of honesty, respectability and veracity and that he is generally esteemed as such by his neighbors.  
 It is therefore ordered and adjudged by the court, that the judgment of infamy against said Benjamin Hale be set aside, vacated and annulled and he be restored to citizenship.

Ethel Long } divorce  
 vs. }  
 Bert Long }  
 Frank L. Lynch, and after hearing the proof and confess. it was continued until next term of court.

To the Hon Frank L. Lynch Judge.

We the Grand Jury for Feby. Term 1916 for James County, having finished our labor, report that the condition of the County Jail demands immediate action to the end, that the present jail have extensive repairs, or that a new one be built, the sanitary condition, owing to the dilapidated condition of the jail, cannot be good. We recommend immediate action by the county Court of James Co.

This Feby 28<sup>th</sup> 1916.

A. J. Rogers Foreman.  
 W. A. Fitzgerald.  
 A. H. Giliff  
 H. J. Dewey  
 G. J. McDaniel.  
 C. A. Smith  
 John Ramsey.  
 P. L. Bartlett  
 J. C. Ritchie  
 Thomas Shirley  
 John Cross  
 J. B. Morgan.  
 J. M. Early.

State of Tennessee  
 vs  
 J. A. Shropshire } Contempt.

In this cause it appearing to the court by affidavit of B. S. McKenzie Atty Gen. that J. A. Shropshire had willfully failed to appear and testify before the Grand Jury at this term after legal service, as to do. of subpoena, and is therefore in contempt of court.

An attachment therefore awarded by the court for debt returnable to next term, and his bond fixed at \$500.00

State of Tennessee  
 vs  
 J. A. Shropshire. } In this cause came B. S. McKenzie Atty Gen. and made oath in due form that J. A. Shropshire has been regularly subpoenaed or he is informed and believes as shown by the Grand Jury subpoena and that he was obliged by law to attend and testify at present Feby term 1916. but said Shropshire has willfully failed to obey said

honor of this court, and failed to come before the Grand  
 Jury at this term and testify as to violations of law  
 as regarded by law and said subpoena, and pay a for-  
 attachment for said witness for Contempt of this  
 Hon. court.

Sworn to and subscribed  
 before me. Feb 28-1916.

W. L. Hoeder etc.

B. L. McKeague

Shewps Court adjourned till Brevé  
 in Cause - Frank R. Arch  
 judge





June Term 1916.

Roy Richardson, D. S., was appointed to wait on the Court and Deputy Sheriff J. O. Green was appointed by the Court to wait on the Grand Jury at the present term.

George Anderson }  
 vs }  
 J. H. + H. S. Roark } This cause came on to be heard  
 before the Hon. Frank L. Lynch Judge.  
 Without the intervention of a jury, this 26<sup>th</sup> day of June  
 1916. And the court after hearing the testimony is of  
 opinion that plaintiff is not entitled to recover.  
 It is therefore adjudged by the court that the  
 defendant recover of plaintiff and his surety on  
 reply bond the sum of \$900.00 which may be  
 satisfied by return of the calf. replied and payment  
 of all cost except four witnesses viz:  
 And the balance of the cost is taxed to the  
 plaintiff and his surety for which an execution  
 may issue. A lien is retained on said judgment  
 to secure the payment of the defendants attorney fee.

G. W. Bishop }  
 vs }  
 Andy + Will League } In the Circuit court of James county  
 Term.  
 This cause being called up on  
 motion of the plaintiff before the same was regularly  
 reached on the docket and called for trial, and there  
 upon it was agreed between the parties that a  
 compromise judgment of \$400 and all costs of the  
 cause be rendered by the court against the said  
 defendants, Andy + William League in favor of the  
 plaintiff.  
 It is therefore ordered, adjudged, and decreed  
 by the court that the said plaintiff, Geo. W. Bishop  
 have and recover of the defendants Andy + Will League  
 + their sureties Robert Allen + W. H. League  
 the sum of \$400.00 or value & all cost of the cause  
 for which execution may issue.

June Term 1916.

Ethel Long  
vs  
Bert Long

In the Circuit Court of James County  
Term.

Decree.

This Cause being regularly ~~read~~ and called for trial, and it appearing that the defendant is regularly before the court by service of process more than five days before the first day of the term, and has failed to appear and make defense within the time required by law, it is therefore ordered by the court that the petition be taken for confessed and the case set for hearing ex parte as to him.

The case then came on for hearing on the petition pro confess and the proof, from all of which the court is of the opinion that the allegations in plaintiff's bill are true, that the defendant has been guilty of such cruel and inhuman treatment or conduct towards his wife as renders it unsafe and improper for her to be under his dominion and control, and that defendant has failed, refused, and neglected to provide for her, and that she is entitled to the redress sought.

It is therefore ordered, adjudged and decreed by the court, that the bonds of matrimony heretofore subsisting between the petitioner and the defendant be and the same are hereby absolutely dissolved and for nothing held and the petitioner is restored to all the rights of an unmarried woman; and her maiden name of Ethel Burner is restored to her.

The defendant, Bert Long, will pay the costs of the cause, for which execution may issue.

June Term 1916.

John A. Hall, County Court Clerk, }  
 vs }  
 J. A. Leamon et al. }

This cause was heard by the court without the intervention of a jury upon the statement of facts heretofore filed, which statement is made a part of the record, and no other evidence was introduced on the trial of the cause, from all of which the court is of the opinion that the defendants are liable for the privilege tax as pedlars, claimed by the complainant.

It is accordingly ordered, adjudged, and decreed, that John A. Hall, as County Court Clerk, of James County, recover of defendant J. A. Leamon the sum of \$47.50, the same being the amount of State and County taxes, penalties and costs accruing in a proceeding before the plaintiff as County Court Clerk, and that plaintiff recover, as aforesaid, of defendant J. M. Lewis, like sum of \$7.50 and of defendant H. B. Roy \$47.50, and of defendant E. C. Smith \$47.50. And of all the defendants, the costs of this cause in this court, for all of which execution may issue, and the motion of defendants for a new trial being overruled, to which they excepted, the defendants J. A. Leamon and H. B. Roy, pray an appeal in the nature of a writ of error to the next term of Supreme Court, to be held at Knoxville, which appeal is granted, upon their giving security for cost as required by law. Thereupon appeared in open court William L. Frierson and acknowledged himself the security of said defendants for said appeal, which security is approved and accepted by the court, and the clerk directed to make out and transmit to the clerk of the Supreme Court at Knoxville, transcript of the record.

O. K.

H. B. Vance Jr  
 Atty for plaintiff

Wm L. Frierson,  
 Atty for Deft.

June Term 1916.

W. W. Swisher }  
 vs. }  
 F. H. Hughes. } In circuit court of James county  
 Tenn.

Condemnation of Land.

L. H. Poe, a justice of the peace of James county filed here in court the following papers.

State of Tenn. James county.

To any lawful officer to execute and return;  
 you are hereby commanded, that of the goods and chattels, lands and tenements of F. H. Hughes if to be found in your county, you cause to be made the sum of \$16.41 (sixteen dollars and forty one cents) and cost of suit, to satisfy a judgment which was obtained before L. H. Poe justice of the peace, on the 3rd day of Feb. 1913, against the said F. H. Hughes, and such moneys when collected, pay to the said W. W. Swisher, herein fail not, under penalty of law given under my hand and seal, this 6th day of Feb. 1913. L. H. Poe, J. P.

reverted

W. W. Swisher }  
 vs. }  
 F. H. Hughes. } In circuit court of James county  
 Tenn.

Condemnation of Land.

L. H. Poe, a justice of the peace of James county filed here in court the following papers:

State of Tenn. }  
 James county. }

to any lawful officer, to execute and return, you are hereby commanded to summons F. H. Hughes to appear before me, or some other J. P. to answer W. W. Swisher, in a plea of a debt due by note of hand under fifty dollars (\$50) herein fail not, under penalty of law. Given under my hand and seal, this 18th day of Jan. 1913. L. H. Poe, J. P.

Warrant No. 39.

W. W. Swisher }  
 vs. }  
 F. H. Hughes. } Issued Jan. 18, 1913, L. H. Poe, J. P.  
 Came to hand same day issued  
 and executed by reading the within  
 Warrant to F. H. Hughes, and citing him to appear before  
 L. H. Poe, J. P. for trial 24th day of Jan. 1913, at 9 o'clock a. m.  
 W. O. Riddle Const.

Judgment. as defendant in favor of plaintiff, on this warrant for \$16.41 sixteen dollars + forty one cts. this Feb. 3. 1913. for which an execution may issue.  
L. H. Poe J. P.

Execution  
State of Tenn.  
James County

To any lawful officer to execute and return:

You are hereby commanded, that of the goods and chattels, lands and tenements of F. H. Hughes, if to be found in your county, your care to be made the sum of \$16.41, sixteen dollars + forty one cts. and cost of suit and interest, to satisfy Judgment which was obtained before L. H. Poe, J. P. on the 3rd day of Feb. 1913, against the said F. H. Hughes, and such money, when collected, pay to the said W. H. Swisher

Given under my hand and seal, the 29th day of May, 1916.  
L. H. Poe, J. P.

No. 29.

Ft. Fa.

W. H. Swisher

vs.

F. H. Hughes.

Issued 29th day of May, 1916.

Came to hand same day issued, executed by making search and no personal property of the Debt. to be found, to satisfy this Ft. Fa. & there fore levy on the following described real estate subject to the home stead and dower right.

2. acres of land bounded on the north by Wilson on the south by Plammon, on the east by Fisher on the west by Plammon. also 10 acres of land bounded on the north by Hughes, on the south by Plammon, on the east by Fisher on the west by Plammon, as described on Tax books. levied on as the property of L. H. Hughes to satisfy this Ft. Fa. and returned to Office June 5. 1916.

Luther Green Sheriff

And on motion of the plaintiff, it is ordered by the court that the land so levied on be sold by the Sheriff of James County, Tenn. to satisfy the afore said judgment of L. H. Poe, Justice and also the costs of this proceeding

June Term 1916.

State of Tenn. }  
 vs. } S. D.  
 Grover McHade. } Came the Atty Gen. who prosecutes for  
 the State, and the defendant in proper  
 person. and upon motion of Attorney General, the case  
 against defendant was dismissed. Whereupon the court  
 ordered that defendant go hence without day.

State of Tenn. }  
 vs. } S. D.  
 Earl Gunn. } Came the Attorney General who  
 prosecutes for the State, and the defendant in proper  
 person. and upon motion of Atty Gen. this case  
 against the deft. was dismissed, and it was ordered  
 by the court that said deft go hence without day.

State of Tenn. }  
 vs. } S. D.  
 Alex Kerr. } Came the Attorney General who  
 prosecutes for the State and the defendant in proper  
 person, and upon motion of Attorney General, the  
 case was dismissed, and it was ordered by the court  
 that defendant go hence without day.

State of Tenn. }  
 vs. } S. D.  
 Fred Pendergrass } Came the Attorney General who  
 prosecutes for the State and the  
 defendant in proper person. who for trial puts himself  
 upon the county and the Atty Gen. both alike.  
 Thereupon came the following jury to wit:  
 1. H. Malone, 2. John Wootch 3. W. M. Mcgee, 4. W. L. Fitzgerald  
 5. A. Ford, 6. H. L. Newton, 7. Sol. Horner, 8. Clyde Biggs, 9. S. H. Agnew  
 10. John Haven, 11. J. H. Harnell, 12. James Roach, who declare defendant  
 is not guilty, as charged on indictment. it is therefore  
 ordered, that defendant go hence without day.

State of Tenn. }  
 vs. } v. v. M. D.  
 Anderson Cason } By consent of both parties this  
 case was continued until next term of court.

June Term. 1916.

State of Tenn. }  
 vs. } v. x. m. l.  
 Bob Price } upon application of defendant this  
 case was continued until next term of court.

State of Tenn. }  
 vs. } v. x. m. l.  
 Bob Price } upon application of defendant  
 this case was continued until next term of court.

State of Tenn. }  
 vs. } v. x. m. l.  
 Bill Harvey } In this case it appearing to the  
 court, that a Capias had been issued  
 at the last term of court, for the arrest of the deft.  
 having been returned and not executed, it is  
 therefore ordered by the court, that alias capias be  
 issued for the arrest of the defendant.

State of Tenn. }  
 vs. } Selling Liquor.  
 Clay Scoggins } Came the Atty Gen. who prosecuted  
 for the State and the deft in proper  
 person, who for trial, puts himself upon the county, and  
 the attorney general doth alike!

Thereupon came the following jury to wit:

W. H. Malone, John Wotten, S. W. McQueen,  
 W. L. Fitzgerald, H. A. Ford, W. L. Newton, Sol Homes,  
 Clyde Bigger, S. H. Ligon, John Haven, J. H. Carnell,  
 James Robb, who declare defendant is not guilty,  
 as charged on indictment, it is therefore ordered  
 that defendant go hence without day.

State of Tenn. }  
 vs. } Selling Liquor.  
 Sam McCurry } Came the Attorney General who  
 prosecuted for the State and the  
 defendant in proper person, who being arraigned and  
 charged with selling liquor, for plea, says he cannot  
 deny, but that he is guilty, as charged in the  
 indictment.

It is therefore ordered by the court, that said  
 defendant pay a fine of \$50.00 (fifty dollars), and all  
 costs, and serve four months in jail.





June Term 1916.

State of Texas }  
vs. }  
John Smith } S. D.  
and the defendant in proper person. who, for trial, puts himself upon the county, the Atty Gen doing likewise.

Thereupon came the following jury to wit:  
'M. H. Malone.'<sup>2</sup> John Wooten. S. M. McGee. W. L. Fitzgerald  
'L. A. Ford.'<sup>6</sup> H. S. Newton. Sol. Homes. Clyde Bigger  
'S. H. Dgou.'<sup>10</sup> John Havens. J. H. Darnell. James R. Ross.

Who after hearing the evidence in this case, declare the defendant not guilty as charged on the indictment. It is there fore ordered, that said defendant, go hence without day.

State of Texas }  
vs. }  
Simm Davis } S. D.  
the defendant in proper person. who for plea says he cannot deny, but that he is guilty as charged on the indictment.

It is there fore ordered by the court, that defendant pay a fine of \$5.00 (five dollars), and all costs of this case. For which execution may issue.

The Grand Jury came into court headed by their foremen and returned indictment against the following persons to wit:

- |  |                       |
|--|-----------------------|
| John Smith                                     | S. D.                 |
| Chlster McEntosh.                              | S. D.                 |
| Henry Roberson                                 | S. D.                 |
| Jeff. Prestige failing to register female dog. |                       |
| Bud Dams.                                      | S. D.                 |
| Matt Smith                                     | Public Profanity.     |
| Bill Conrrell vs Henry Roberson.               | " "                   |
| Raleigh Collins. S. D. H.                      | Matt Smith S. D.      |
| Albert Wolfe. C. S.                            | Edgar Davis S. D.     |
| Albert Wolfe. - leaving away cigarette papers. | Fred Davis S. D.      |
| Tom Haight - S. D. H.                          | Fate Sims S. D.       |
| O. B. Collins - S. D.                          | George Roberson S. D. |

June Term. 1916.

Thereupon Court was adjourned to meet Tuesday morning June 27, 1916, at 9 o'clock.

Tuesday morning June 27.

Court met pursuant to adjournment present and presiding the Hon. Frank L. Lynch Judge.

When the following proceedings were had and entered to wit:

Joseph R. Lynch  
Judge

State of Tennessee }  
vs. }  
Grover Siggins } Selling Liquor.  
Carroll the Attorney General who prosecutes  
for the state, and the defendant in  
proper person. who for plea says he cannot deny, but  
that he is guilty, as charged on the indictment.  
It is therefore ordered by the court, that defendant  
pay a fine of fifty dollars (\$50) and all costs of this  
case, and hold 30 days in jail.

State of Tennessee }  
vs. }  
Tom Carden. } Carrying pistol.  
Let this cause it appearing to the  
court, that capias having been  
issued by the clerk of this court and returned by the  
sheriff, the defendant not to be found, it is ordered  
by the court that this case be placed on the retired  
docket.

State of Tennessee }  
vs. }  
Tom Carden } C.P.  
In this cause it appearing  
to the court, that capias having  
been issued, by the clerk of this court, and returned by  
the sheriff, the defendant not to be found, it is ordered  
by the court that this case be placed on the retired  
docket.

June Term 1916

State of Texas }  
 vs. }  
 Allen Neal } S. P.  
 In this cause, came the attorney  
 general who prosecutes for the State  
 and the defendant in proper person. who for plea,  
 says he cannot deny, but that he is guilty as charged  
 on the indictment.  
 It is therefore ordered by the court that  
 said defendant pay a fine of \$15.00 ten dollars, and  
 all costs of this case, for which execution may issue.

State of Texas }  
 vs. }  
 Sam Hudgins } Cruelty to Animals  
 In this cause, came the Atty  
 Gen. who prosecutes for the State  
 and the defendant in proper person. and after  
 hearing the evidence upon motion of Atty Gen. this  
 case was dismissed. and it was ordered by the  
 court, that defendant go hence without day.

State of Texas }  
 vs. } C. P.  
 Bill Allen }  
 Came the attorney general  
 who prosecutes for the State  
 and the defendant in proper person. upon application  
 of plaintiff this case was continued until next  
 term of court. and an attachment was <sup>issued</sup> returned for  
 Mrs Nellie Davis as a State witness.

State of Texas }  
 vs. }  
 Bill Ford } Disturbing L. Society  
 In this cause it appearing to  
 the court that a <sup>copy</sup> having  
 been issued at the last term of court had been  
 returned and not executed, it is ordered that  
 an alias copy be issued for the arrest of  
 the defendant.

June Term 1916.

State of Tenn.  
vs.  
Luke Ford. } Disturbance Society.  
For this cause, it appearing to  
the court that a capias having  
been issued at the last term of court for defendant,  
and being returned and not executed, it is ordered  
by the court that alias capias be issued for the  
arrest of defendant.

State of Tenn.  
vs.  
Luke + Bill Ford } Defacing School house.  
For this cause it appearing to  
the court that a capias had  
been issued for the defendant at the last term of court,  
having been returned and not executed, it is ordered  
that alias capias be issued for the arrest of defendants.

State of Tenn.  
vs.  
J. A. Shropshire } Contempt.  
For this case came the atty gen who  
prosecutes for the state. And the  
defendant in proper person. And upon motion of the  
court, this case was dismissed, and the defendant  
ordered to go hence without day.

State of Tenn.  
vs.  
Albert Burns } Contempt.  
By consent of both parties this  
case was continued until next term of court.

State of Tenn.  
vs.  
Jack Roberson. } Carnal Knowledge.  
For this case came the atty gen  
who prosecutes for the state and  
the defendant in proper person, and upon application of  
defendant this case was continued until next term of  
court.

June Term 1916.

State of Tenn  
vs  
James Phillips } Stealing a horse.  
This case was ignored  
by the court.

A. J. Hixon  
vs  
Curt Lee } Damage.  
By consent of both parties  
this case was continued until next term.

J. H. Brown  
vs  
Cont. Fire Ins Co. } Appeal.  
This case was continued  
by consent of both parties.

John Williamson  
vs  
G. H. Phillips } Appeal.  
This case came on to be heard  
before the Hon Frank L. Lynch Judge  
After hearing all the evidence it was ordered by the  
court that this case be dismissed and plaintiff taxed  
with all costs of the cause. for which execution may  
issue.

W. A. Walker.  
vs  
R. C. Brown. } This cause came on to be heard before  
the Hon Frank L. Lynch Judge, and a jury demand having been  
made by the defendant the following jury was empanelled.  
G. W. Malone, John W. Foster, S. M. McCall, ~~John Malone~~,  
W. H. Fitzgerald, W. H. Ford, W. D. Newton, Lee Thomas, Elmer Biggs,  
S. H. Dyer, John Brown, W. Darnell, James Rank,  
After hearing the evidence of plaintiff and defendant the  
jury retired and later returned a verdict in favor of the  
plaintiff and against the defendant for Sixty Four <sup>50</sup>/<sub>100</sub> Dollars.  
It is therefore ordered adjudged and decreed by the Court  
that plaintiff have and recover against the defendant  
a sum of Sixty Four <sup>50</sup>/<sub>100</sub> Dollars and all cost  
of this cause. Thereupon defendant attorney Howard  
Hovan made a motion for a new trial, which  
motion was continued until the October term.

June Term 1916

W. E. Alvey.  
 vs.  
 M. L. Chapman } Damage.

On application of defendant this case was continued until the next term of court on payment by the defendant of the costs of the term.

State of Tennessee  
 vs.  
 Charley Davis } Trespassing.  
 The grand jury came into open court headed by their foreman, and returned an indictment against the defendant endorsed. No true bill.

State of Tennessee.  
 vs.  
 Melton de Colbart. } False pretense.  
 By consent of both parties this case was continued, and set for Tuesday of next term. And 24 jurymen, ordered to be summoned, for said case.

State of Tennessee  
 vs.  
 Bud Denton } Rape.

upon application of Hanson Schaeffler, attorney for defendant for a continuance owing to the serious illness of the attorney's sister this case was continued until the next term of the court. ~~It~~

June Term. 1916

State of Lewis }  
vs. } Carnal Knowledge.  
Floyd Byous. } By consent of both  
parties this case was  
continued until next term, and set for 1st day  
of term and by order of the court that 24  
jurymen be summoned for said case.

State of Lewis }  
vs. } Larceny.  
Dave Bens et al. } This case was ordered dismissed  
upon motion of the Attorney General.

The Grand Jury came into open court headed  
by their foreman and returned indictments against  
the following persons, to wit:  
Warner Davis                      Public Drunkenness  
Warner Davis                      Public Profanity.

State of Lewis }  
James County } Circuit Court June Term 1916.  
The Grand Jurors for the state aforesaid, being duly  
summoned, elected, empaneled, sworn and charged to  
inquire for the body of the county aforesaid upon  
their oaths present  
That James Phillips here before on the 28th day  
of May 1916, in the county aforesaid, did unlawfully and  
feloniously take, steal and carry away, one horse of the value  
of sixty dollars, the personal goods and chattels of C. F. Kidd  
against the peace and dignity of the state.

second count: The grand jurors of the state aforesaid  
being duly summoned, elected, empaneled, sworn and



charged to inquire for the body of the county aforesaid, upon their oath further present: that James Phillips here to fore on the 20th day of May 1916 in county aforesaid, did unlawfully, felonously and fraudulently receive and conceal, with intent to deprive the owner thereof, the personal property of C. T. Kidd which had before that time been unlawfully and feloniously taken, stolen and carried away, and the said James Phillips well knowing at the time he so received and concealed said property aforesaid, that the same had been so stolen as aforesaid, against the peace and dignity of the state

B. L. McKenzie Atty Gen.

A true bill. L. M. Roy Foreman Grand Jury.

Charge: Larceny  
State of Texas

James Phillips  
C. T. Kidd prosecutor.

Clerks summons for the state. Jas Wilson, Luther Bruce

B. L. McKenzie Atty Gen.

Filed in office 27 day of June 1916.

H. L. Hoelder clerk.

We the Grand Jurors for James County for the June term of the Circuit Court held in the town of Ottumwa on the 26-27 days of June 1916.

Be it submitted the following report to the Hon Frank Adyard Judge of the Judicial Circuit.

We have examined the bonds of the various county officers and find them good and solvent. We have examined the County jail and find it in a bad condition and needs a lot of repairs, and recommend that the County Court at the July term, shall appoint a jail committee to make the necessary repairs on the said jail by the next term of the circuit Court if practicable. We also find the bedding for the prisoners are very bad, and recommend that the Sheriff furnish better bedding, and also put some chairs for the use of the prisoners.

We also find that the Clerk of the circuit Court has not provided collars for the use of <sup>negative</sup> the female dogs and recommend that he shall procure the same at once.

We wish to congratulate the Court for the way he has dispatched the business for our county, since he has been on the bench for our circuit.

Respectfully submitted

L. M. Roy, Foreman Grand Jury.

State Of Tenn }  
 V. S. } Contempt  
 Mollie Davis }

In this cause it appearing to the court by affidavit of B. G. McKenzie Atty Gen. that Mollie Davis has wilfully failed to appear and testify before the circuit court at this term after legal service so to do, of subpoena, and is there fore in contempt of court.

An attachment awarded by the court for debt returnable to next term, and her bond fixed at \$500.00

State Of Tenn }  
 U. S. }

Mollie Davis } In this cause came B. G. McKenzie Atty Gen

and made oath in due form that Mollie Davis has been regularly subpoenaed or she is informed and believes as shown by the circuit court subpoena and she, was obliged by law to attend and testify at the present June Term 1916. but said Mollie Davis has wilfully failed to obey said honor of this court, and failed to come before the circuit court at this term and testify as to violations of law as required by law and said subpoena and pay for attachment for said witness for contempt of this Hon. Court.

Sworn to and subscribed  
 before me June 27, 1916. B. G. McKenzie  
 W. R. Holder clk.

State of Tenn }  
 v. }  
 Allie Davis } Contempt

appearing In this cause it  
 appearing to the court by affidavit of B. G. Mc King  
 Atty Gen that Allie Davis has wilfully failed  
 to appear and testify before the Grand Jury at  
 this term after legal service as to do. of subpoena  
 and is therefore in contempt of court

An attachment therefor awarded by the  
 court for debt returnable to next term and  
 her bond fixed at \$500.00

State of Tenn } In this cause came B. G. Mc King  
 v. }  
 Allie Davis } Atty Gen. and made oath in  
 true form that Allie Davis  
 has been regularly subpoenaed

or she ~~has~~ is informed and believes as  
 shown by the Grand Jury subpoena and that  
 she was obliged by law to attend and testify  
 at the present June Term 1916.

But said Allie Davis has wilfully to obey said  
 honor of this court, and failed to come before  
 the Grand Jury at this term and testify as  
 to violations of law as regarded by law and  
 said subpoena and pays for attachment  
 for said witness for contempt of this  
 Hon Court

Sworn to and subscribed  
 before me this June 27, 1916. B. G. Mc King  
 W. L. Holder, Clk.

There upon court adjourned to court in course

Frederick A. ...  
 Judge

## Caption.

State of Tenn. }  
 James County } Be it remembered that a Circuit Court  
 for the County of James, and the State of  
 Tennessee, was opened and held in the Court House, in the  
 town of Colton, on the fourth Monday in Oct. 1916. it being  
 the 23rd day of said month, and the time fixed by law for  
 the holding of said court. present and presiding the Hon  
 Frank L. Lynch, Judge of the 18th Judicial Circuit of Tennessee  
 when and where the following proceedings were had and entered  
 of record. to wit:

And Luther Green Sheriff of said County, returned  
 into open court. the State writ of Venue facias delivered to  
 him by the clerk of the county Court, showing that said  
 county Court at its term had appointed the following person  
 good and lawful men. citizens of James County, Tennessee  
 to serve as jurors at the present term of said Circuit  
 Court as follows.

- 1 John Haney. 2 J. M. Samples 3 Frank Baker.
- 4 Jack Davis 5 Harry Michels 6 Walter Nixon.
- 7 Frank Hogan 8 Robert Anderson 9 A. A. Runyan
- 10 Charley L. Bell 11 G. A. Henry 12 J. R. Loken
- 13 G. A. Davis. 14 J. R. McKinney 15 J. H. Morris.
- 16 Jim Johnson 17 J. A. Hunter 18 Jess Norman.
- 19 E. C. Smith 20 E. A. Fitzgerald. 21 Jess Tankersley.
- 22 N. Mcnabb. 23 Jess Roy. 24 J. R. Justice.
- 25 E. C. Whittenberg.

And from the Venire above set out the Court  
 proceeded as directed by law to draw a grand jury as  
 provided by law as follows: 1 E. C. Smith 2 E. A. Fitzgerald.  
 3 John Haney 4 Frank Hogan 5 Jess Tankersley. 6 J. A. Hunter.  
 7 J. R. McKinney. 8 Jess Norman. 9 Jim Johnson. 10 J. R. Justice  
 11 J. H. Morris. 12. Jess Roy. 13. G. A. Henry. of whom E. C. Smith  
 was by the Court selected as foreman of said grand jury  
 and after having been sworn and charged, as required  
 by law, said grand jury required to inquire for the  
 body of the County, and to consider of presentments  
 and indictments.

F. J. Runyan, a deputy sheriff of said County, was  
 sworn according to law to wait upon said grand jury.

The following persons were called to serve as trial jurors  
 at the present term of court;

1. J. M. Roy. 2 H. H. Michels 3. E. S. Lovell. 4 Walter Hindman
- 5 J. R. Loken 6. Jack Davis. 7 G. A. Davis 8 Walter Nixon
- 9 Frank Baker 10 N. Mcnabb. 11 James Samples 12. Robert  
 Anderson.

October Term 1916

and J. O. Green a Deputy Sheriff of James County was appointed to wait out the Court.

State of Tenn }  
 vs } V. 4 M. L.  
 Anderson Cason }  
 in proper person, who for trial puts himself upon the County, and the Atty. Gen. doeth alike.  
 Thereupon came the following Jury to wit: -  
 J. M. Roy, H. H. Michals, C. S. Howell, Walter Hindman,  
 J. P. Green, Jack Davis, G. A. Davis, Walter Hixon,  
 Frank Baker, N. McRabb, James Samples, Robert Anderson.

The evidence having been heard, the above mentioned Jury say, upon their Oaths, that they find the Deft guilty as charged on the indictment, said Deft being fined fifty dollars (\$50.00) and all costs, and six months in the County Jail. The Grand Jury came into court headed by State of Tenn U.S. Henry Simms

the grand jury came into open court headed by their foreman and returned an indictment against the defendant for the murder of Linard Hooper endorsed a true bill and is in the following words and figures to wit: -

State of Tenn } Circuit Court  
 James County } October Term 1916.

The grand jury for the State aforesaid being duly summoned elected empaneled sworn and charged to inquire for the body of the county aforesaid upon their oaths present that Henry Simms heretofore on the 6th day of September 1916 in the County aforesaid did unlawfully feloniously, wilfully, deliberately, maliciously, premeditatedly, and of malice aforethought kill and murder Leonard Hooper against the peace and dignity of the State

Endorsed indictment a true bill. E. C. Smith fore man of the grand jury charges murder State of Tenn U.S. Henry Simms. Ancas Hooper Prosec Clerk's Summons for State. Albert Brock warber Stinnett, Jasie Skulon Thomas McGowan, Chas Henley, Sam Hensley, Chester Kendrick, Tom Stinnett, J. O. Stinnett, Lon. Minton, J. R. Kendrick, W. A. Nothman, B. S. Mc Kenzie Atty. Gen.

October Term 1916.

Filed in Office 23<sup>rd</sup> day Oct-1916. W. L. Holder, Clerk.

State of Louisiana }  
 vs. } V. 4. M. L.  
 Bill Harvey. } In this cause, it appears  
 having been issued, by the Clerk of this court }  
 and returned by the Sheriff. the Def't not }  
 to be found. It is ordered by the Court }  
 that this case be placed on the retired Dockets }

State of Louisiana }  
 vs. }  
 T. B. Smith } Carrying Knucks.  
 This case was ordered }  
 dismissed upon motion of the Atty Gen. }

State of Louisiana }  
 vs. }  
 Bill Allen. } Carrying Pistol.  
 Came the Atty Gen. who }  
 prosecutes for the State, and the Def't in proper }  
 person. Who being arraigned and charged with }  
 carrying a pistol, or charged on the indictment }  
 for Felony, says he cannot deny, but that he is }  
 guilty as charged, and puts himself upon the }  
 mercy of the Court. if it therefore ordered and }  
 adjudged by the court, that for the above said }  
 offence, the def't forfeit and pay, to the State }  
 of Louisiana the sum of fifty dollars (\$50.00) and }  
 all costs of the cause. }

There upon appeared the def't and his }  
 sureties of record. Robert Allen, and acknow- }  
 -ledged himself indebted to the State of Louisiana }  
 for said fine and costs, for which execution }  
 may issue. }

October Term 1918

State of Tennessee )  
 vs.  
 Bill Ford ) Disturbing L. Society  
 In this case it appears to  
 the court that Capias having been  
 issued by the Clerk of this Court and returned  
 by the Sheriff the Deft not to be found  
 it is the order of this Court that this case be placed  
 on the retired docket.

State of Tenn )  
 vs.  
 Duke Ford ) Disturbing L. Society  
 In this case it appears to the Court  
 that Capias having been issued  
 by the Clerk of this Court and returned by the  
 Sheriff the Deft not to be found it is the  
 order of this Court that this case be placed  
 on the retired docket.

State of Tenn )  
 vs.  
 Duke + Bill Ford ) Defacing School House.  
 In this case it appears to the court  
 that Capias having been issued by the  
 Clerk of this Court and returned by the Sheriff  
 the Deft not to be found it is the order  
 this Court that this case be placed on the retired  
 docket.

State of Tenn )  
 vs.  
 Albert Burns ) Contempt  
 This case was ordered dismissed  
 upon motion of the Atty General.

State of Tennessee )  
 vs.  
 Albert Wolfe ) Giving away cigarette papers.  
 Came the Atty Gen. who prosecuted  
 for the State and the Defendant in proper person.  
 Who being arraigned and charged giving away cigarette  
 papers as charged in the indictment for sea-  
 son. he can not deny, but that he is guilty as  
 charged, and puts himself upon the mercy of the  
 court. it is therefore ordered and adjudged by the

court, that he pay all costs of the cause.  
 There upon appeared the Deft and his sureties  
 James L. Wolfe and acknowledged himself indebted  
 to the State of Tenn for said costs, for which  
 execution may issue.

State of Tenn }  
 v.s. } O. D.  
 Warner Davis }  
 In this cause it appearing to the  
 that Capias having been issued  
 by the clerk of this court and returned by the  
 Sheriff that Deft not to be found it is the order of  
 this court that case be placed on the retired docket.

State of Tennessee }  
 vs } O. D. W.  
 Raleigh Collins }  
 In this cause it appearing to  
 the court that Capias having  
 been issued by the clerk of this court  
 and returned by the Sheriff the defendant  
 not to be found, it is ordered by the  
 court that Alias Capias be issued,

State of Tenn }  
 v.s. } O. D.  
 Geo Roberon }  
 Come the atty gen. who prosecutes for the  
 state and the deft in proper person  
 who being arraigned and charged Public Drunkenness  
 as charged on the indictment for also says he cannot  
 deny but that he is guilty as charged and puts  
 himself upon the mercy of this court it is there  
 fore ordered and adjudged by the court that  
 he pay all cost of the cause  
 There upon appear the Deft and his sureties  
 W. D. Gamble and acknowledge himself indebted  
 to the state of Tenn. for the said cost for  
 which execution may issue



John A. Hall, Gdn  
 versus  
 W. S. Holder and J. B. Shirley } no 231  
 Adms } in the Circuit Court  
 of James County, Tenn.

This day came the parties, by their Attorneys, and also came a jury of good and lawful men to-wit:— J. M. Roy, W. H. Michals, C. S. Lovell, Walter Hindman, L. R. Green, Jack Davis, B. G. Davis, Frank Baker, N. M. Nabb, James Samples, and Robert Anderson, who were duly sworn to try the issues joined between the parties, and who, on their oaths, do say that they find the issue in favor of the Plaintiff and against the Defendant as Administrators of the Estate of Tom Burrell, deceased, over the Plaintiff the sum of Two Hundred Dollars. It is therefore considered that the Plaintiff, John A. Hall as Guardian of Jennie Jones, recover of the Defendants, W. S. Holder & J. B. Shirley as Administrators of the Estate of Tom Burrell, deceased, said sum of Two Hundred Dollars (\$200.00) and see costs of this cause for which execution will issue.

O. K.

Attorney for Defendant Trayner & Smith

O. K. Attorney for Plaintiff, Geo. E. Westerberg

J. W. Walker, } Circuit Court  
 vs } James County  
 R. C. Brown }

Comes Plaintiff by his attorney, Allen Nitzfeld, and defendant by his attorney, William Howard Haver, and agree that the judgement rendered by the Court in this matter shall be modified to the extent that the decree against the defendant and in favor of the Plaintiff be in the sum of fifty (\$50.00) Dollars. Judgement against the defendant for all the costs of the cause will remain as herein before entered.

October Term 1916

Fanny Horn  
 vs  
 Western Union Telegraph Co } Circuit Court Jones County  
 Come the plaintiff  
 Fannie Horn, by her attorney,  
 Allen Stitzfeld and West. Union Telegraph  
 Company, by its attorneys, Spurlock and Brown,  
 and agree that the damage of which plaintiff  
 complains, namely, the injury to two Plum  
 trees upon the property of plaintiff committed  
 by agents and servants of ~~Defendant~~ and  
 trespassing upon the property of plaintiff  
 and destroying said trees, be fixed at  
 Twenty five Dollars. (25.00) (no 100 th) ?  
 it is therefore, ordered, adjudged and decreed  
 by this Court that a judgment will enter  
 in favor of plaintiff, Fannie Horn and  
 against West. Union Telegraph Co in  
 the sum of Twenty five Dollars and the  
 cost of this cause for which execution may  
 issue

There upon court was adjourned to meet  
 Tuesday morning at 8.00 o'clock.

Frank L. Lynch  
 Judge

Tuesday morning  
 Court met pursuant to adjournment present and  
 presiding the Hon. Frank L. Lynch Judge.  
 When the following proceedings were had and  
 entered to wit

State of Tenn )  
 vs ) D.P. W.  
 Tom Wright } Come the Atty Gen who prosecutes for the  
 State and the Deft in proper person  
 It has being arranged and charged Disturbing Public  
 Morship as charged in the indictment for plea says he  
 cannot deny but that he is guilty of charged and puts  
 himself upon the mercy of this court, it is therefore  
 ordered and adjudge by the court that he pay all cost  
 of the cause There upon appeared the Deft and assigns  
 J. D. Smith James Collins acknowledge them selves  
 indebted to the state of Tenn. for the said Cost  
 for which execution may issue

October Term 1822

State of Tenn.

v. S. P. D.

Obc. Collins } Came the attorney general, represent-  
 ing the state and the defendant in person, and said  
 defendant ~~has~~ entered a plea of guilty as charged in the  
 indictment of the offense of public drunkenness,  
 and put himself on the mercy of the Court, whereupon  
 the Court ordered the defendant to pay  
 all the costs of this cause. Thereupon  
 appeared the defendant and the sureties T. F. Collins, James  
 Collins and J. D. Smith and acknowledged themselves  
 indebted to the State of Tennessee for the said fine and  
 costs for which execution may issue.

State of Tenn.

v. S. D. H.

Rub Rumm

Came the attorney general in behalf  
 of the state and the defendant in person, and on motion  
 of the attorney general, the Court directed that an  
 order nolle prosequi be entered, and that defendant  
 pay the cost of the cause. The defendant failing to  
 appear it is ordered by the Court that  
 that alias capias be issued.

State of Tenn.

v. S. P. D.

John Smith

illness

This case was continued until next term  
 by the defendant upon the account of

State of Tenn.

v. S. P. D.

Homer Davis

In this cause it appeared to the  
 Court that capias have been issued  
 by the clerk of this Court and returned by the Sheriff  
 the debt not to found it is the order of this  
 Court that this case be placed on the retired  
 docket.

October Term 1846

State of Tenn.  
v. S.

P. O.

Chas Mcintosh Come the Atty Gen Who prosecutes for the State and the Deft in proper person who being arraigned and charged Public Drunkenness or charged on the indictment for plea says he cannot deny but that he is guilty as charged and puts himself upon the mercy of the court, it is then fore ordered and adjudged by the court that he pay all cost of the cause

There upon appeared the Deft and his Sureties W. B. McIntosh acknowledge himself indebted to the State of Tenn for the said cost for which execution may issue

State of Tenn.  
v. S.

P. O.

Henry Roberson Come the Atty Gen Who prosecutes for the State and Deft in proper person who being arraigned and charged Public Drunkenness or charged on the indictment for plea says he cannot deny but that he is guilty as charged and puts himself upon <sup>mercy of the court</sup> and adjudges by the court that he pay all <sup>or to that fine due</sup> cost of the cause. There upon appeared the Deft and his Sureties J. A. Hunter, acknowledge himself indebted to the State of Tenn for this said cost for which execution may issue

State of Tenn.  
v. S.

Jeff Prestige

Failing to register Female Cox  
This case was ordered dismissed upon motion of Atty Gen.

State of Tenn.  
v. S.

P. O.

Mott Smith

Come the Atty Gen who prosecutes for the State and Deft in proper person, who being arraigned and charged Public Drunkenness or charged on the indictment for plea says he cannot deny but that he is guilty as charged and puts himself upon the mercy of the court it is therefore ordered and adjudged by the court that he pay all cost of the cause There upon appeared the Deft and his Sureties J. N. Smith acknowledge himself indebted to the State of Tenn for the said cost for which execution may issue

October Term 1896

State of Tenn.  
 v. s. } C.P.  
 Albert Wolfe } Come the atty gen who prosecutes  
 for the state and left in proper  
 person. It is for trial puts himself upon the  
 County and atty gen doeth alike  
 There upon come the fawling Jury to wit  
 J. M. Ray. H. H. Michels C. S. Canell. Walter Hindman  
 T. B. Green. Jack Davis G. A. Lewis Walter Henson  
 Frank Baker. W. Mc Nott James Sampel  
 Robert Anderson.  
 It is after hearing the evidence in the case argument  
 of counsel. and the charge of the court upon these  
 Oaths declare that the deft not guilty as charged on the  
 indictment It is there fore ordered by the court  
 that the deft go hence with out day

State of Tenn.  
 v. s. } P.P.  
 Davis Fred } Come the atty gen who prosecutes for  
 the state on deft in proper person.  
 It is being arraigned and charged Public Drunkenness. as  
 charged on the indictment for Plea says he cannot deny  
 but that he is guilty as charged and puts himself  
 upon the mercy of this court it is there fore ordered and  
 adjudged by the court that he pay <sup>a fine of ten dollars</sup> full cost of the case.  
 There upon appeared deft and his surety J. S. Sims  
 Jury Sims who acknowledges themselves indebted to the  
 state of Tenn. for the said cost for which execution  
 may issue

State of Tenn.  
 v. s. } Public Profanity  
 Math Smith } This case was ordered dismissed upon  
 motion of atty General  
 and deft go hence without day

State of Tenn.  
 v. s. } Public Profanity  
 Henry Robinson } This case was ordered dismissed  
 upon motion of atty General  
 and deft go hence without day

October Term, 1916

State of Tenn

v. L. P. D.

Edgew Davis } Come the atty Gen who prosecutes  
for the state and Dept in proper  
person who being arraigned and charged Public Drunk-  
ness as charged on the indictment for plea says  
he cannot deny but that he is guilty as charged  
and put himself upon the mercy of this  
court it is there fore ordered and adjudged  
by the court that he pay a fine of Ten Dollars  
and all cost of the cause

There upon come the Dept and his Deputies  
John Davis Jerry Sims who acknowledge them  
selves indebted to the state of Tenn for the  
said cost for which execution may issue

State of Tenn

v. L. P. D.

John Sims

} Come the atty Gen who prosecutes  
for the state and Dept in proper  
person who being arraigned and charged Public  
Drunkness as charged on the indictments for plea  
says he cannot deny but that he is guilty as  
charged and put himself upon the mercy of  
this court it is there fore ordered and adjudged  
by the court that he pay a fine of Ten Dollars  
and all cost of the cause

There upon come the Dept and his Deputies

John Williams Jerry Sims who acknowledge  
them selves indebted to the State of Tenn for  
the said cost for which execution may issue

State of Tenn

v. S.

Mollie Davis

} Contempt

Contempt

This case was ordered dismissed  
upon motion of Atty General  
and Dept go hence without day.

State of Tenn

v. S.

Allie Davis

} Contempt

This case was ordered dismissed upon  
motion of Atty General.  
and Dept go hence without day

State of Tenn.  
U. S.

John Cowan, and  
Nancy Hopkins.

The grand jury came into open court headed by their foreman and returned and indictment against the Defendant for the murder of Peter Hopkins, endorsed a true bill and is in the following words and figures to wit:

The grand jury came into open court headed by their foreman and returned and indictment against the Defendant

for the murder of Peter Hopkins, endorsed a true bill and is in the following words and figures to wit:

State of Tenn. Circuit Court  
James County Oct-Term. 1916.

The grand jurors for the State aforesaid, being duly summoned, elected, impaneled, sworn and charged to inquire for the body of the County aforesaid, upon their oaths present, that John Cowan and Nancy Cowan alias Hopkins heretofore on the 27 day of June, 1916, in the County aforesaid did unlawfully, feloniously, wilfully, deliberately, maliciously, premeditatedly, and of malice aforesaid kill and murder Peter Hopkins, against the peace and dignity of the state.

B. G. McKenzie Atty. Gen.

Indorsed Indictment a true Bill. E. C. Smiths foreman of the grand jury charge murder, State of Tenn. - U.S. John Cowan + Nancy Cowan alias Hopkins. James Mayfield, Prosecutor Clerk's Summons for State Fannie Redding, Mrs Gordon, Chas. Edmondson William Gordon, Geo. Martin.

B. G. McKenzie Atty. Gen.

Filed in Office - 24 - day of Oct - 1916.  
W. S. Holder Clerk.

State of Tenn.  
U. S.

John Watkins

The grand jury come into open court headed by their foreman and returned and indictment against the Defendant for

Burglary + Larceny endorsed a true Bill and is in the following words + figures to wit:

State of Tenn. Circuit Court  
James County Oct Term 1916

The grand jury for the State aforesaid being duly summoned, elected, impaneled, sworn and charged to inquire for the body of the County aforesaid, upon their oaths present.

That John Watkins heretofore on the 2nd day July 1916 in the County aforesaid did

unlawfully feloniously and burglariously break  
and enter into the dwelling house of R. L.  
McDonnell by with intent to commit  
a felony to wit; a larceny and did then  
and there unlawfully and feloniously take  
steal and carry away one Bicycle of the  
value of \$15.00 the property R. L. McDonnell  
with intent to deprive the true owner  
there of and appropriate to his own use  
against the peace and dignity of the State  
Ben. D. McKenzie  
Atty Gen.

Second Count

The grand judge for the state aforesaid being  
duly summoned, elected, empanelled, sworn and  
charged to inquire for the body of the county  
aforesaid upon their oaths further present  
that John Watkins heretofore on the  
day of July 1910 in County aforesaid did  
unlawfully feloniously and fraudently  
receive and conceal with intent to deprive  
the true owner thereof said Bicycle  
the personal property of R. L. McDonnell  
which had before that time been  
unlawfully and feloniously taken stolen  
and carried away, had he the said John  
Watkins well knowing at the time so  
received and concealed said property as  
aforesaid, that the same had been so  
stolen as aforesaid, against the peace and  
dignity of the State  
Ben. D. McKenzie  
Atty Gen.

Indorsed Indictment a true bill vs. Smith  
foreman of grand jury charged Burglary + larceny State  
of Tenn. vs. John Watkins R. L. McDonnell Prosecutor  
Clerk summons for State John Risher; J. W. McDonnell  
Fite Lawe - G. L. McDonnell J. C. Risher  
Ben. D. McKenzie  
Atty Gen.

Filed in office 24 day of Oct 1910  
W. A. Holder  
Circuit Court Clerk



October Term 1915

State of Tenn. }  
 v. }  
 Rob Price } U. S. M. S.

on this cause being called for trial, the defendant failed to appear and on motion of the attorney general the court ordered a forfeiture taken upon the bond of said defendant and a judgment entered against the sureties thereon.

State of Tenn. }  
 v. }  
 Rob Price } U. S. M. S.

on this cause being called for trial the defendant failed to appear and on motion of the attorney general the court ordered a forfeiture taken upon the bond of said defendant and a judgment entered against the sureties thereon.

State of Tenn. }  
 v. } Walter Pretense  
 Milton de Calbert } This case was continued  
 by left to be tried next  
 term, set for Tuesday.

State of Tenn. }  
 v. } Cornal Knowledge  
 Jack Roberson } come the atty gen who  
 provents for the state and  
 defendant in proper person and upon  
 motion of ~~attor~~ that this be dismissed and  
 the defendant go hence with out  
 any

Dr. R. Sampell }  
 v. } Devere  
 Susan Sampell }  
 In this cause it is made  
 to appear to the Court that she  
 has regularly filed an answer but has  
 withdrawn the same and that the Court  
 is about to adjourn upon motion of Plaintiff  
 Judgment pro Confessor is had against the  
 defendant and the cause set for hearing  
 report as to her upon the further hearing  
 of the cause upon the bill said  
 Proconfessor and the oral testimony the  
 Court is of opinion that the plaintiff is  
 entitled to the redress sought.  
 It is therefore ordered, adjudged and  
 decreed by the Court that the bonds  
 of matrimony subsisting between Plaintiff  
 and defendant be forever dissolved and he be  
 vested to all the rights and privileges of an  
 unmarried person and that the plaintiff  
 shall pay to the said for the support of the  
 four children living with her the sum of \$5.00 per month until  
 the youngest child is sixteen years  
 of age.

The plaintiff and his Surety  
 Dr. O. Hatt's pay all cost of the  
 cause for which execution  
 may issue.

State of Penn. }  
 v. } Rape  
 Bud Denton }  
 This cause was continued by  
 left on the account of some  
 of his witnesses not being present it was  
 the order of the Court that judgment  
 be issued on L. R. Dent's wife and on  
 to the charge of contempt at the next  
 term.

October Term 1916

There upon, Court adjourned to  
meet Wednesday morning at 8 O'clock  
Frank R. Rich  
Judge

Wednesday Morning  
Court met pursuant to adjournment  
present and presiding the Hon Frank S.  
Lynch Judge  
When the following proceedings were heard  
and entered to wit:

H. O. Alvey,  
v. M. S. Chapman } No. 32 In the Circuit Court for James  
County at Oatman Tenn. Oct term 1916  
This Cause came on to be heard  
this the 25th day of Oct 1916 before the Hon Frank  
S. Lynch Judge without the intervention  
of a jury and after hearing all the proof  
the Court finds the issue in favor  
of the plaintiff H. O. Alvey and against  
the defendant M. S. Chapman, and assessed  
plaintiff damages the sum of Fifteen Dollars etc  
is therefore ordered and adjudged by the Court  
plaintiff have and recover of the defendant M. S. Chapman  
and his surety on the prosecution bond Harry S.  
Chapman the sum of fifteen Dollars \$15.00 and all  
cost of this Cause for which and execution was  
issued and on motion of John K. Roudsoph  
Atty a lien is hereby retained on said Judgment  
to secure the fee of plaintiff. Said Atty,

Cant Fire Ins Co.,  
v. W. Brown } Debt  
by consent of both parties  
Case was continued until  
until next term of court.

A. J. Hixson  
 v.s.  
 Curt Lee et al. } Damage

This cause came on to be heard this day before the Hon Frank L. Lynch, Judge, without the intervention of a jury, and after hearing evidence presented by the plaintiff the court sustained of counsel for defendant to dismiss said cause.

It is ordered adjudged and decreed that the costs of the cause be paid one half by the plaintiff and one half by the defendant, for which execution shall issue.

John Shelton  
 v.s.  
 H. Holder & J. H. Adams } Oppose

This cause was continued until next term upon the account of the illness of Geo Hooper to be tried next term.

Lewis Bros  
 v.s.  
 James Lewis } Last continuation  
 By consent of both parties  
 this cause was continued until next term of court.

J. A. Hall Esq  
 v.s.  
 H. Holder & J. H. Adams } act  
 by agreement of  
 both parties  
 this case was dismissed.

The grand jury came into court headed by their foreman and returned indictments against the following persons to wit:

- State of Tenn vs. Abe Crum Public Drunkenness
- State of Tenn vs. Sam Mc Curry Public Drunkenness
- State of Tenn vs. James Stevens + Hayman Jenkins - swinging train
- State of Tenn vs. Jack Banther et al - Disturbing assembly of people
- State of Tenn vs. Raymond Parkerson, Swinging Train
- State of Tenn vs. Mill Ford, Public Drunkenness

State of Tenn. }  
 Jones County } Circuit Court Oct term 1916  
 The grand jurors for the state aforesaid being duly summoned, elected and sworn and charged to inquire for the body of the county aforesaid, upon their oath and oath of that Tom Wooten + mill Wooten heretofore on the 15 day of June 1916 in the county aforesaid, did unlawfully obtain money under false pretenses from Ed Robinson by falsely reporting a horse to be sound and to be in good condition when they knew their statement to be false and made said statement to induce said Robinson to give them a sum of money against the peace and dignity of the state

~~Ben Mc Kenzil~~  
 atty Genl.  
 Allen Hotzfeld  
 atty Genl. Retire

Indorsed Indictment a true Bill Ed. Smith  
 foreman of the grand jury Charge false pretenses  
 State of Tenn vs. Tom Wooten + mill Wooten T. P. King  
 prosecutor Clerk summons for state Ed Robinson  
 T. C. Carter

Ben. & Mc Kenzil  
 atty Genl.

~~W. L. Hoels~~ Office 20 ~~by~~ Oct 1916  
 W. L. Hoels - Clerk

State of Tenn }  
 vs. } House breaking + Larceny.  
 John Watkins } This case was ignored by the  
 court and defendant ordered to go hence without day.

An application of B.D. McVergie attorney  
 Gen. supported affidavits that a certain  
 witnesses have failed to appear before  
 the Grand Jury at present term after  
 having been duly summoned that they  
 have willfully disobeyed the process of the  
 court it is the order that an attachment issue  
 for each of said witnesses that they  
 may answer for contempt.

To the Hon Frank L. Lynch Judge Report of grand  
 Jury Oct term 1916

We the undersigned members  
 of the Grand Jury for Jones County October term  
 1916 respectfully report we have carefully investigated  
 all reports of violations of law and offenses com-  
 mitted in said County and have returned  
 true bills against all of said offenders  
 We have visited the county Jail and find  
 condition there which requires immediate  
 attention

The county needs a new jail but if unable  
 to build an entire new building  
 the one now in use should be  
 improved. The windows are broken  
 out and the prisoners suffer from  
 cold. The prisoners quarters are dirty and  
 unsanitary, they should be repainted and  
 provided with bedding + plumbing at once to  
 delay will be unhumane and will impair  
 the lives of prisoners, and having fully reported  
 we now ask that we be discharged.

E. C. Smith Foreman

J. H. Roy

J. C. Norman

J. D. Johnson

J. C. Horsey

J. H. Morris

E. A. Fitzgerald

J. A. Tankersley

J. R. McKerny

J. A. Hunter

J. B. Justice

W. A. Hogan

O. A. Henry

Lassie B. Bowers }  
 vs  
 Claud Bowers }

In this cause it is made to appear to the court, that process has been regularly served upon the defendant requiring him to appear and make defence, and that he has failed to appear within the time required by law, and it further appearing that the court is about to adjourn, upon motion of the plaintiff it is ordered by the court, that judgment pro. confesso, be had against the deft, and the cause set for hearing ex parte as to him.

Upon the further hearing of the cause upon the bill, the said judgment pro. confesso and the oral testimony, the court is of opinion that the plaintiff is entitled to the redress sought.

It is therefore ordered and adjudged that the bonds of matrimony subsisting between plaintiff and defendant, be forever dissolved, and plaintiff be restored to all the rights and privileges of an unmarried person, and that she be restored to her maiden name Lassie B. Lovell.

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

State of Texas. }

vs. }

Floyd Byrnes. }

Carnal Knowledge.

Came the atty gen. who prosecuted for the state and the deft in proper person, who being arraigned on the indictment of Carnal Knowledge, for plea says he is not guilty, and puts himself upon the country, and the atty gen. doth abide. Thereupon came the following jury, all good and lawful men, citizens of James County.

Will Carroll,<sup>1</sup> John Williamson,<sup>2</sup> Frank Davis,<sup>3</sup> Luther Burns,<sup>4</sup> John Love,<sup>5</sup> M. C. Russell,<sup>6</sup> Orin Panther,<sup>7</sup> Sam J. Smith,<sup>8</sup> Lon Roberson,<sup>9</sup> Luther Welch,<sup>10</sup>

"Bark Hixon,<sup>11</sup> Bill Sykes, who being elected, empanelled and sworn as the law directs, and hearing all the evidence, and the charge of the court, on oath say they cannot agree.

It is therefore ordered by the court, that this case be continued until next term of court.

State of Tennessee  
vs  
Tom Roberts } Contempt.

In this cause it appearing to the court by affidavit of B. L. McKenzie Atty Gen. that Tom Roberts has wilfully failed to appear and testify before the Grand Jury at this term after legal service so to do. of subpoena, and is therefore in contempt of court.

An attachment therefore awarded by the court for defendant returnable to next term, and his bond fixed at \$500.00

State of Tennessee  
vs  
Tom Roberts } In this cause came B. L. McKenzie Atty Gen. and made oath in due form, that Tom Roberts has

been regularly subpoenaed or he is informed and believed, as shown by the Grand Jury subpoena and that he was obliged by law to attend and testify at the present Oct term 1916.

But said Tom Roberts has wilfully failed to obey said Hon of this court, and failed to come before the Grand Jury at this term and testify, as to violation of law, as regarded by law and said subpoena, and pays for attachment, for said witness for Contempt of this Hon court.

B. L. McKenzie Atty Gen.  
Sworn to and subscribed before me this Oct. 1916.  
W. L. Holder, Clerk.

State of Tennessee  
vs  
L. Pol et al } Contempt.

In this cause it appearing to the court by affidavit of B. L. McKenzie Atty Gen. that L. Pol et al. have wilfully failed to appear and testify before the circuit court at this term after legal service, so to do. of subpoena, and is therefore in contempt of court. An attachment awarded by the court for Deft returnable to next term, and his bond fixed at \$1000.00

State of Tennessee  
vs  
L. Pol et al } In this cause came B. L. McKenzie Atty Gen. and made oath in due form, that L. Pol et al have been regularly subpoenaed, or he is informed and believes as



shown by the Circuit Court subpoena, and they were obliged by law to attend and testify at the present Oct term 1916. but said L. Doe et al have wilfully failed to obey, said Hon of this court - and failed to come before the Circuit court at this term, and testify as to violations of law as regarded by law, and said subpoena, and pay for attachment for said witness, for contempt of this Hon Court.

Sworn to and subscribed before me this  
Oct term 1916 B. G. McKenzie Atty Gen.  
W. L. Hoeder Clerk.

State of Texas

vs.

Mrs L. Doe

Contempt

In this cause it appearing to the court by affidavit of B. G. McKenzie Atty Gen. that Mrs L. Doe has wilfully failed to appear and testify before the Circuit court at this term after legal service, so to do, of subpoena, and is therefore in contempt of court.

An attachment is awarded by the court <sup>for cost</sup> returnable to next term, and her bond fixed at \$500.00

State of Texas

vs.

Mrs L. Doe.

In this cause come B. G. McKenzie

Atty Gen. and made oath in due form, that Mrs L. Doe has been regularly subpoenaed or she is informed and believes as shown by the Circuit court subpoena, and she was obliged by law to attend and testify at the present Oct term 1916. but said Mrs L. Doe has wilfully failed to obey said honor of this court, and failed to come before the Circuit court at this term, and testify as to violations of law, as regarded by law, and said subpoena, and pay for attachment for said witness, for contempt of this Hon Court.

Sworn to and subscribed before me  
this Oct term 1916 B. G. McKenzie Atty Gen.  
W. L. Hoeder Clerk.

State of Tenn  
vs.  
Edd Cordell (ex) } C. O.  
Came the Atty Gen. who prosecutes  
for the state, and the Def't in  
proper person. Who being arraigned and charged with  
carrying a pistol, for plea says he cannot deny but that  
he is guilty as charged on the indictment, and puts  
himself upon the mercy of the court.

It is therefore ordered and adjudged by the Court  
that defendant forfeit and pay to the State of Tenn  
the sum of fifty dollars (50<sup>00</sup>) and see costs of this  
cause.

Thereupon Court adjourned, to meet Thursday  
morning at 9 o'clock.

Frank R. Byrle  
Judge

Thursday morning, Court met pursuant to adjournment  
present did pronounce the Hon Frank L. Lynch Judge.  
Where the following proceedings were held and entered  
to wit: -

It satisfactorily appearing to the court, that W. L.  
McKenzie Attorney General for this Circuit, owing to sickness  
is unable to be in attendance further, during the present  
term of court. the court is therefore pleased to appoint  
L. J. McKenzie, an attorney of this Court, Attorney General  
pro tempore, and thereupon the said L. J. McKenzie in  
open court took the oath prescribed by law for Atty Gen.

State of Tenn  
vs.  
Henry Linn. } murder.

Came the defendant who said counsel  
whom he had employed to defend him were not  
in the Court, whereupon the Court appointed Allen  
H. J. an attorney of this Court, to represent  
the defendant. Thereupon, on motion of defendant's  
attorney the cause was continued until the  
next term of this Court and defendant was  
ordered held in jail without bond to await  
trial.

Thereupon Court adjourned to come in course  
Frank R. Byrle  
Judge

## Caption

State of Tennessee }  
 James County }  
 the State of Tennessee. was opened and held in the Court house in the town of Coletuboh, on the fourth Monday in Feby. 1917. at being the day of said month, and the time fixed by law for the holding of said court. present and presiding the Hon Frank L. Lynch, Judge of the 16th Judicial Circuit of Tennessee. When and where the following proceedings ~~was~~ had and entered of record. to wit:

of said county returned into open court the States Writ of Venire facias delivered to him by the Clerk of the County Court, showing that said County Court at its term had appointed the following persons, good and lawful men, Citizens of James County Tennessee, to serve as jurors at the present term of said Circuit Court as follows.

- 1 D. L. Lewis      2 W. M. True.      3 James Bell.      4 R. L. Kramble.
- 5 F. E. Davis      6 A. T. Henson.      7 John Saylor      8 Sam Lane.
- 9 Sam Malone      10 J. A. Bowers.      11 Newt Newell.      12 Mart Clontz
- 13 L. O. McDaniel      14 J. M. Long.      15 Fate Sims.      16 T. J. McKinney.
- 17 W. L. Hall.      18 Henry Knauff.      19 Mack Betts      20 J. A. Connors.
- 21 James Burns      22 Clay Ramsey      23 J. M. McKee      24 J. L. Riddle.

and from the Venire above set out the Court proceeded as directed by law to draw a grand jury as provided by law as follows: D. L. Lewis 2. W. M. True. 3 James Bell. 4 R. L. Kramble 5 F. E. Davis. 6. A. T. Henson. 7. John Saylor. 8 Sam Lane. 9. Sam Malone. 10 J. A. Bowers. 11 Newt Newell. 12 Mart Clontz.

of whom J. A. Bowers was by the court selected as foreman of said grand jury, and after having been sworn and charged, as required, said grand jury required to inquire for the body of the County and to consider of presentments and indictments.

a of said County, was sworn according to law to wait upon said grand jury. The following persons were called to serve as sworn jurors at the present term of court.

- L. O. McDaniel J. M. Long, Fate Sims, T. J. McKinney.  
 W. L. Hall, Henry Knauff, Mack Betts, J. A. Connors.  
 James Burns, Clay Ramsey, J. M. McKee, J. L. Riddle

Feb Term 1917

- 144 } State of Tenn  
Va. } J. + M. L.  
Bob Price } In this cause it appearing to  
the court that a capias had been  
issued at the last term of court, having been  
returned and not executed, it is ordered that alias  
capias be issued for arrest of Defendant.
- 166 } State of Tenn  
Va. } J. + M. L.  
Bob Price } In this cause it appearing to  
the court that a capias had been  
issued at the last term of court, having been  
returned and not executed, it is ordered that alias  
capias be issued for Defendant.
193. } State of Tenn  
Va. } Disturbing Literary Society.  
Bill Ford } In this cause came the  
atly Gen who prosecuted for the  
state and the Deft in proper person, and upon  
application of Deft. this case was continued until  
next term of court.
- 195- } State of Tenn  
Va. } Defacing School House.  
Bill Ford } In this cause came atly Gen  
who prosecuted for the state  
and the Defendant in proper person, and upon application  
of Deft. this case was continued until next term  
of court.

Feb'y Term 1917

210.

State of Tenn  
v.  
John Smith } O. D.  
In this cause it appearing to the Court that a capias had been issued, at the last term of court, having been returned and not executed, it is ordered that Alias Capias be issued for arrest of Def't.

236.

State of Tenn  
v.  
Tom Carden } C. P.  
Came the Atty Gen who prosecuted for the state and the Def't in proper person, who being arraigned and charged with carrying a pistol, as charged in the indictment, who for plea says he cannot deny, but that he is guilty, and puts himself upon the mercy of the court. It is there fore ordered and adjudged by the court that he pay a fine of (\$50.00) fifty dollars, and all costs of the case.  
Thereupon came the Def't and his sureties F. M. Wolfe + James Wolfe who acknowledged themselves indebted to the State of Tenn for said cost, for which execution may issue.

237

State of Tenn  
v.  
Tom Carden } C. P.  
This cause was ordered dismissed upon motion of Atty Gen. and Def't go hence without day.

238

State of Tenn  
v.  
Will Ford } O. D.  
By consent of both parties this case was continued until next term of Court.

State of Tenn.  
v.  
Raymond Auburn } This cause come to be heard and on account of the age of the def't it was ordered transferred to the Juvenile Court

240

State of Tenn  
vs.

Jack Panther &amp; Charley Neely

} Disturbing an assembly  
of people.

This cause was ordered dismissed by motion of  
atly gen. and Defendants go hence without day.

241

State of Tenn  
vs.

James Starnell &amp; Woyman Jenkins

} Swinging trains.

In this cause it  
appearing to the court  
that a capias had been issued at the last term  
of court, having been returned and not executed  
It is ordered that Alias Capias be issued for  
arrest of Defendant.

242

State of Tenn  
vs.

Sam McCurry

} O. D.

In this cause it appearing to  
the court that a capias had  
been issued at the last term of court for Deft. and  
having been returned and not executed it is ordered  
by the court that Alias capias be issued for arrest  
of Defendant.

243

State of Tenn  
vs.

Abe Crum.

} O. D.

Came the Atty Gen who  
prosecutes for the state and the  
Deft in proper person. Who being arraigned and charged  
with Public Drunkenness. as charged on the indictment  
for plea, says he cannot deny, but that he is guilty  
and puts himself upon the Mercy of the court.  
It is therefore ordered and adjudged by the  
court that he pay a fine of \$5.00 and all  
costs of the cause.

State of Tenn.  
vs.

Bill Cantel

} O. D. H.

Came the Atty Gen who prosecutes  
for the state, and the Defendant  
in proper person. who for trial puts himself upon the  
court, and the Atty Gen doeth alike.

There upon came the following jury to wit  
H. O. McDaniel. J. M. Long. Fate King. J. McKinney. H. L. Hall.  
Henry Kincauff. Mark Blitt. J. A. Cannon James B. Stone

Clay Ramsey, J. M. McVee, J. S. Riddle.  
 who declare Deft is not guilty as charged on indictment  
 it is therefore ordered that Deft ~~be~~ hence without day.

State of Tennessee }  
 vs. } Contempt.  
 Tom Roberts } In this cause came atty Gen who  
 prosecutes for the State and Deft  
 in proper person, and upon application of Deft, this  
 cause was continued until next term of court.

State of Tennessee }  
 vs. } Contempt  
 L. Doe et al. } In this cause came the atty  
 Gen. who prosecutes for the State  
 and the Deft in proper person, and upon application  
 of Plaintiff, this cause was continued until next term.

State of Tennessee }  
 vs. } Contempt.  
 Mrs L. Doe. } In this cause came the atty Gen  
 who prosecutes for the State and  
 the Deft in proper person, and upon application of Plaintiff  
 this cause was continued until next term of court.

State of Tennessee }  
 vs. } D. O. H.  
 Raleigh Collins } In this cause it appearing to  
 the court that a Capias had  
 been issued at the last term of court, having been  
 returned and not executed, it was ordered by the  
 court, that Alias Capias be issued for arrest of Deft.

State of Tennessee }  
 vs. } D. O. H.  
 Bud Gunn } In this cause it appearing to the  
 court that a Capias had been issued  
 at the last term of court by Deft, having been returned  
 and not executed, it is therefore ordered by the court  
 that Alias Capias be issued for arrest of Deft.

State of Tennessee  
vs.

Walter Mount + Paul Mount

The Grand Jury came into open court, headed by their foreman, and returned an indictment against the Defendants for assault and battery on the person of J. E. Byrd, and endorsed a true Bill in the following words and figures to wit:

State of Tennessee Circuit Court  
James County. } Oct term 1916.

The Grand Jurors, for the State aforesaid, being duly elected, empaneled, sworn and charged to inquire for the body of the County aforesaid upon their oaths present that, Walter Mount and Paul Mount, heretofore on the day of Dec 1916 in the County aforesaid did unlawfully & Wilfully assault, beat, strike hit and bruise one J. E. Byrd with weights, rocks, knives and other weapons and injuries to him the said inflict upon said J. E. Byrd & against the peace and dignity of the State!

W. L. McKenzie Atty Gen  
A true Bill J. A Bower, foreman of Grand Jury, charge. At vs. State of Tennessee vs Paul Mount + Walter Mount, J. E. Byrd Prosecutor. Clerk Summons for State, Dr. J. M. Webb, John ~~Reese~~ Arch Wolfe Dwight Bennett, John Reese. W. L. McKenzie Atty Gen Filed in office 26. day of Feb. 1917. W. C. Halder Clk.

The Grand Jury came into open court headed by their foreman and returned indictments against the following persons to wit:

State of Tennessee vs George Mount. G. D.

State of Tennessee vs Walter Mount G. D.

State of Tennessee vs Henry Weathers. G. D.

State of Tennessee vs Henry Weathers. G. D.

State of Tennessee vs J. E. Byrd, giving

cigarette paper - State of Tennessee vs J. E. Byrd, unlawful practice of medicine.

To the Hon Frank L. Lynch Judge, report of Grand Jury Feb term 1917. We the undersigned members of the Grand Jury for James County, Feb term 1917, respectfully report. We have carefully investigated all reports of violations of law and offenses committed in said County, and have returned true Bills against all of said offenders and having fully reported We ask that We be discharged

J. A. Bowers Foreman



- 2. D. L. Lewis 67 E. Davis 10 Sam Malone
- 3 W. M. Truss. 7. A. Z. Hanson 11 Newt Newell.
- 4 James Bell. 8. John Saylor 12. Mark Clontz
- 5 R. L. Kumble? Sam Kouse

Thereupon court adjourned to meet Tuesday morning Feby 1917 at 8 o'clock.

Frank Lynch  
Judge

Tuesday morning.

Court met pursuant to adjournment present and presiding the Hon Frank L. Lynch Judge. Where the following proceedings were had and entered to wit:

State of Tenn

vs.

Bud Denton

Rape.

On this cause came Atty Gen who prosecutes for the state and the defendant in proper person. and upon application of Deft this case was postponed until next term. It was ordered by the court, that 33 jurors be summoned, and this case be set for Tuesday next term.

State of Tenn

vs.

Floyd Byrnes.

Carnal Knowledge.

Came the Atty Gen who prosecutes for the state and the Deft in proper person who being arraigned and charged with Carnal Knowledge, as charged on the indictment for John says he cannot deny but that he is guilty and puts himself upon the mercy of the Court it is there fore ordered, and adjudged by the Court that he pay all cost of the cause there upon come Deft and his Sureties Aught Pan + who acknowledge themselves indebted to the State of Tenn for said cost for which execution may issue

State of Tenn

vs.

Milton de Colport

False Oretense. No 161. In the Circuit Court of James County.

Motion to quash indictment.

In the above styled cause comes the Deft. by Atty, and moves the Court to quash the indictment against him for the following reasons.

1st.

Because the indictment shows on its face that the alleged

false and fraudulent pretenses of Deft, which the prosecutor Curt Lee claims to have induced him to part with his alleged forty dollars, were mere opinions and promises of things to be performed in the future, by Defendant, and were not statements of fact or existing facts.

13 Cas. 299. 299. 310. Rethershelda vs State  
& Bishop on crim law. sec. 415. 429.

2nd.

Because the indictment alleges a state of facts which show upon their face that said Curt Lee, the prosecutor, could not and was not misled or defrauded by the alleged representations of Deft, and that no person of ordinary prudence could or would have been misled, misled or defrauded by said alleged representations charged to Defendant.

6 Tex. 222. State vs DeHart.  
2 head 38. Chapman vs the State.  
1 Coed 333. McConkle vs the State.

3rd.

Because the indictment fails to negative or show on its face that Defendant did not do all he promised or agreed to, for the consideration that said prosecutor, Curt Lee, paid Deft. or that Deft did not render full value for the consideration paid him, by said prosecutor. In other words the indictment fails to show that Mrs Nellie Smith was not cured by Defendant's treatment.

2 Humm 37. 38. Tyler vs State. 10 Humm 117-119 Amos vs State.

Wherefore defendant prays the court to quash the indictment.  
Jno C Blumsey -  
atty for defendant.

This cause, on application of Defendant, is by the Court continued until the next term of the court, and the cause set for hearing on Tuesday of next term without prejudice to either party on the above motion.

State of Texas }  
vs. } Murder  
John Cowan + Nancy Hopkins } In this cause came  
the atty Gen who presented  
for the State and the Defendants the proper person  
and by consent of both parties, this case was cont'd  
until next term of court.

Feb'y Term 1917.

State of Tennessee  
vs.  
Will Wooten + Tom Wooten } False Pretense  
In this case it appearing  
to the court that a writ  
had been issued for defendant, at the last term of court,  
having been returned and not executed, it is ordered by  
the Court that alias copies be issued for arrest of Def'ts.

State of Tennessee  
vs.  
Eliza Griffin + John Hawthings } House breaking + Larceny -  
The Grand Jury  
Came into open Court  
headed by their foreman and returned an  
indictment against the defendant  
and rendered No true bill

State of Tennessee )  
vs. ) At 73.  
Walter Mount. ) By consent of both parties  
that cause was continued  
until next term of court.

State of Tennessee )  
vs. ) At 73.  
Paul Mount. ) By consent of both parties this  
cause was continued until next  
term of court.

Continental Fire Ins Co. )  
vs. ) Debt.  
J. M. Brown. ) This cause came on to be  
heard by the court this Feb'y  
26, 1917, and the Defendant, J. M. Brown failing to appear and  
answer and make defense to said suit. Judgment is  
rendered against the said J. M. Brown, and in favor of  
the plaintiff for the sum of one hundred and twelve dollars  
\$112.00 fifteen dollars \$15.00 attorney fee for plaintiff's attorney  
and all costs of suit. for which execution may issue

John Shelton  
vs.  
H. L. Holder + J. B. Shirley adms } Debt.  
By consent of both  
parties this cause  
was continued until next term of court.

George Wolfe }  
vs. } acct.  
H. B. Soc. } Upon application of Plaintiff  
this cause was continued until next term of court.

H. H. Taliaferro }  
vs. } appeal.  
Jack Shropshire } Upon application of Plaintiff  
this cause was continued until next term of court.

W. H. Hill  
vs.  
Richard Ragland }  
Debt.

Olive Collis  
vs.  
M. L. McWilliams } appeal.  
Upon application of Def't  
this cause was continued until  
next term of court.

Thereupon Court adjourned to meet Wednesday  
morning, Feby. 1917.

Frank A. Byrd  
Judge

Wednesday morning, Feby. 1917.  
Court met pursuant to adjournment. present  
and presiding the Hon Frank A. Byrd Judge. when the  
following proceedings were had and ~~held~~ to wit:

Willie Hill  
vs  
Richard Ragland.

Damage

In circuit court James Co. an order having been entered in the above styled cause, requiring the plaintiff to file her declaration within thirty days from February, 1917 and it appearing to the court, that the said plaintiff Willie Hill, had failed to comply with said order and has failed to file her declaration setting forth her cause of action, it is therefore ordered, adjudged and decreed that said cause be and is hereby dismissed and the costs of the cause are adjudged against Plaintiff, for which execution will issue.

State of Tenn  
vs.  
Henry Lynn.

Indictment for the  
Murder of Glenn Hooper.

The Attorney General comes to prosecute, on behalf of the State, and the Deft is brought to the bar, and being arraigned and charged on said Bill of indictment, pleads: "not guilty" to the same, and for his trial puts himself upon the country, and the Atty Gen doth the like

and there upon, to try said issue, came a jury to wit:

- 1 James Brady, 2 H. A. Pettis, 3 J. M. Dixon.  
4 J. R. Leman, 5 H. P. Banther, 6 J. C. Armer.  
7 R. A. Stephens, 8 J. R. Neil, 9 A. J. Rogus  
10 H. J. Hoff, 11 J. F. Parns, 12 G. H. Harris.

All good and lawful men of the county of James, who being elected, tried and sworn the truth to speak of and concerning the premises, on their oaths do say that the said Henry Lynn is ~~not~~ guilty of murder in the first degree, but guilty of murder in the second degree, of the said Glenn Hooper, in manner and form as charged on the indictment, and the jury do further say, upon their oaths, that for the offense aforesaid, the said Henry Lynn, shall undergo confinement in the penitentiary, for a period of from ten to twenty years.

Thereupon Court adjourned to Court  
in Court

Frank R. Lyon  
Judge

June Term 1917.

State of Tennessee }  
 James County } Caption

Be it remembered that a circuit court for the county of James and the State of Tennessee was opened and held in the court house, in the town of Soltawoh on the 4<sup>th</sup> Monday in June 1917, it being the 25<sup>th</sup> day of said month, and the time fixed by law for the holding of said court. Present and presiding the Hon. Frank S. Lynch, Judge of the 8<sup>th</sup> Judicial Circuit of Tennessee. When and where the following proceedings were had and entered of record to wit; and Luther Green, Sheriff of said County, returned into open court the State's writ of venire facias awarded to him by the clerk of the county court showing that said county court at its term had appointed the following persons, good and lawful men, citizens of James County, Tennessee, to serve as jurors at the present term of said circuit court as follows:

- 1 Charley Dill 2. Whaley Igoe. 3 F. S. Menger
- 4 Bart Howard 5. Huston Marr. 6. Jeff Latham
- 7 J. A. Bendergrass 8. H. B. Roy. 9 S. Henry.
- 10 Clarence Davis 11. George Anderson. 12. James H. Jones.
13. John Morgan. 14. O. A. Woods. 15. H. M. Kardner
- 16 James Wilson. 17. George Stafford. 18 H. J. Bess.
19. Jim Roach. 20 E. M. Chestnut. 21 W. H. Howard.
22. Arthur Jones 23. John Sims. 24 Edd Long.

and from the venire above set out the court proceeded as directed by law to draw a grand jury as provided by law as follows:

1. H. M. Kardner. 2. Clarence Davis. 3. John Morgan.
- 4 Jim Roach. 5 W. H. Howard. 6 H. B. Roy.
7. George Anderson 8. Jeff Latham. 9. Geo Stafford
- 10 Arthur Jones 11 Edd Long. 12. H. J. Bess
13. Bart Howard.

Of whom H. J. Bess was by the court selected as foreman of said grand jury and after having been sworn and charged, as required by law said grand jury required to inquire for the body of the county and to consider of presentments and indictments;

a of said county was sworn according to law to wait upon said grand jury.

June Term 1917

State of Tennessee  
vs.

Bob Price

V. U. M. L.

In this case it appearing to the court, that capias having been issued by the clerk of this court, and returned by the Sheriff, the defendant not to be found, it is ordered by the court that this case be placed on the retired docket.

State of Tenn

vs

Bob Price

V. U. M. L.

In this case it appearing to the court that capias having been issued by the clerk of this court, and returned by the Sheriff, the defendant not to be found, it is ordered by the court, that this case be placed on the retired docket.

State of Tenn

vs

Bill Ford

V. L. S.

Came the attorney general who prosecutes for the state and the defendant in proper person, who being charged on the charge of disturbing Latham society, for plea says he is not guilty, and puts himself upon the country, and the jury both alike. Where upon came the following jury, all good and lawful men, citizens of James County; Jess Badgett, L. M. Roy, F. S. Monger, John Sims, Charley Lill, E. M. Chestnut, James Holmes, O. A. Woods, Whaley Lgon, Houston Mann, S. H. Henry, L. L. Parker.

Who, after hearing the evidence in this case, and the charge of the court, upon their oaths declare that defendant is not guilty as charged on the indictment it is therefore ordered by the court that defendant go hence without day.

State of Tenn

vs

Bill Ford

Defacing school house.

In this case came the attorney general who prosecutes for the state, and the defendant in proper person, who puts himself upon the country and the jury both alike. Where upon came the following jury, all good and lawful men, citizens of Sumner County, Jess Badgett, L. M. Roy, F. S. Monger, John Sims, Charley Lill, E. M. Chestnut, James Holmes, O. A. Woods, Whaley Lgon, Houston Mann, S. H. Henry, L. L. Parker.

Who, after hearing the evidence in this case, declare that defendant is not guilty as charged on the indictment.

whereupon the court ordered that deft <sup>indict and pay</sup> and <sup>and all costs of cause</sup> to the State of Tennessee the sum of \$15.00 and to serve 1 day in the county jail.

Whereupon came the defendant and his sureties of record J. F. Ford and J. F. Allison, who acknowledge themselves indebted to the state of Tenn for the above cost.

State of Tenn  
vs.  
John Smith } D. D.  
This case was ordered dismissed upon motion of Atty General. and the defendant ordered to go hence without day.

State of Tenn. } D. D.  
vs.  
Bill Ford. } In this cause came atty gen who prosecutes for the state, and the deft in proper person. who for jura says he is not guilty, and puts himself upon the country, and the atty gen doeth alike. Whereupon came the following jurif. all good and lawful men citizens of James County. J. Jess Sadgett, S. M. Roy, F. S. Monger, John Sims, Charley Dill, C. M. Chestnut, James Holmes, C. A. Woods, Whaley Scott, Houston Morr, S. H. Henry, L. H. Parker.

Who after hearing the evidence in the case, declare that defendant is guilty, as charged on the indictment whereupon the court ordered that defendant forfeit and pay, to the State of Tenn. the sum of \$5.00 and all costs of this cause. then came the deft and his sureties of record, J. F. Ford and J. F. Allison who acknowledges themselves indebted to the state for the above cost, for which execution may issue.

State of Tenn  
vs.  
James Stansell & Wayman Jenkins } Swinging Trains  
In this cause it appearing to the court that copies having been issued and returned, the defts not to be found it is ordered that this case be placed on the retired docket.



June 25 1917.

State of Tenn }  
 vs. } D.D.  
 Sam McCurry } In this cause it appearing to the  
 and returned by the Sheriff, the Deft not to be found  
 it is ordered by the court that this case be placed  
 on the retired docket.

State of Tenn }  
 vs. } Contempt.  
 Tom Roberts } Upon motion of Atty gen, this  
 case was dismissed and the deft  
 ordered to go hence without day.

State of Tenn }  
 vs. } Contempt.  
 L. Poe et al } Upon motion of Atty Gen this  
 case was dismissed and the  
 deft ordered to go hence without day.

State of Tenn }  
 vs. } Contempt.  
 Mrs L. Poe } Upon motion of Atty gen this  
 case was dismissed and the deft  
 ordered to go hence without day.

State of Tenn }  
 vs. } D.D. it.  
 Rowleigh Collins } In this cause it appearing to  
 the court that a copias had been  
 issued, and returned by the Sheriff, the defendant not  
 to be found, it is ordered by the court that this  
 case be placed on the retired docket.

State of Tenn }  
 vs. } D.D. it.  
 Bud Gunn } In this cause it appearing to the  
 court that a copias had been issued  
 and having been returned by the Sheriff, the Deft not  
 to be found, it is ordered by the court, that this cause  
 be placed on the retired docket.

June 25 1917

State of Tenn  
vs  
Walter Mount } O. D.  
came the atty gen. who prosecutes for the state, and the deft in proper person, who being arraigned on the charge of Public Drunkenness. for plea says he is not guilty and puts himself upon the jury, the atty essent doth alife, whereupon came the following jury to wit: S. M. Roy, F. S. Monger, John Smith, Charley Felt, E. M. Chestnut, James Homes, O. A. Woods, Whaley Long, Huston Marr, S. H. Henry, J. A. Dendergrass, Jesse Sadgett.

Who after hearing the evidence in this case, upon their oaths declare, that defendant is not guilty as charged on the indictment, it is therefore ordered by the court that defendant go hence without dty.

State of Tenn  
vs  
Jesse E. Byrd } giving away cigarette papers.  
came the atty gen. who prosecutes for the state and the deft in proper person, who being arraigned and charged with giving cigarette papers, for plea says he cannot deny, but that he is guilty, and puts himself upon the mercy of the court, it is therefore ordered, by the court, that he pay all costs of the cause, for which execution may issue. thereupon came the deft and his sureties L. M. Wolfe, and acknowledged themselves indebted to the state, for said sum.

State of Tenn  
vs  
George Mount } O. D.  
upon application of defendant this case was continued until next term of court.

State of Tenn  
vs  
Henry Weathers } O. D.  
In this cause it appearing to the court that a capias had been issued at the last term of court for deft, and having been returned and not executed, it is ordered by the court that alias copias be issued for arrest of defendant.

June 25-1917

State of Tenn }  
 vs. } C. S.  
 Henry Weathers }  
 In this cause it appearing to the court that a copias had been issued for det: at the last term of court, and being returned and not executed, it is ordered, by the court, that alias copias be issued for arrest of Defendant.

State of Tenn }  
 vs. } a + B.  
 Saul + Walter Mount }  
 upon application of Plaintiff, on account of absence of Dr Webb. this case was continued until next term of court.

State of Tenn }  
 vs. } Unlawful practice  
 Dr J. R. Bruce } of medicine  
 upon application of Defendant. this case was continued until next term of court.

The Grand jury came into open court headed by their foreman and returned indictments against the following persons to wit:-

W. H. Roark - Embosom teacher without certificate.  
 to the Hon Frank S. Lynch Judge, report of Grand Jury June Term 1917. We the undersigned members of the grand jury for James County, June Term 1917, respectfully report. We have carefully investigated all reports of violations of law and officers committed in said county, and have returned true bills against all of said offenders, and having fully reported we ask that we be discharged - R. P. Dean - Foreman -

W. M. Kardner - Clarence Davis - John Mossau  
 Jim Roach - W. H. Howard - H. B. Day  
 George Anderson - Jeff Latham - George Stafford  
 Arthur Johns - Eld Lona - Earl Howard

When upon court adjourned to next Tuesday morning at 10 o'clock

Frank S. Lynch  
 Justice

Tuesday morning, court met pursuant to adjournment, present and presiding the Hon Frank S. Lynch Judge. When the following proceedings were had and entered to wit:-

June Term 1917.

State of Texas }  
 vs }  
 Card Denton } Rape.  
 In this case came the <sup>jury</sup> who presented  
 for the State and the defendant in  
 proper person and after hearing the evidence in the case  
 the court finds that defendant is not guilty as charged on  
 indictment and orders defendant go hence without bond.

State of Texas }  
 vs }  
 Milton De Cribart } False Pretense  
 No motion of left the Court denuded  
 the indictment it is therefore  
 ordered by the Court that the defendant go  
 hence with out bond.

State of Texas }  
 vs }  
 John Cowan & Nancy Hopkins } murder  
 upon application of Deft.  
 this cause has continued  
 until next term of court.

State of Texas }  
 vs }  
 Hill & Thor Wooten } False Pretense.  
 In this case it appearing to  
 the court that so copies having  
 been issued at the last term of court and returned by  
 the Sheriff the Deft not to be found it is ordered by  
 the court that this case be placed on the retired docket

State of Texas }  
 vs }  
 Kim & Freeman } Jurors.  
 The Stand jury came into open  
 court headed by their foreman  
 and returned an indictment against defendants  
 indorsed - no true bill -

John Shelton  
 vs  
 H. L. Holder + J. B. Shirley adms } Debt.  
 This cause was settled and compromised by the parties before being called for trial. The defendants are administrators of Thomas Burrell deceased. agree to pay to the Plaintiff the sum of four dollars and the costs of the cause in full settlement of said cause, it is therefore ordered and adjudged by the court, that the Plaintiff have and recover the said sum of four dollars and the costs of the cause for which execution may issue.

George Wolfe.  
 vs  
 H. B. Poe } acct.  
 came the Plaintiff by attorney and the Deft in proper person and the case being regularly called, both sides announced ready for trial. and by consent of both parties, the case was tried before the court, who after hearing the evidence finds the issues, in favor of the Defendant. it is therefore ordered by the court, that Plaintiff pay all costs of the cause for which execution may issue.

H. H. Zalierno  
 vs  
 Jack Shropshire } Damage  
 By order of the court this case was dismissed, and Plaintiff taxed with cost. for which execution may issue.

Cleve Ellis  
 vs  
 M. G. McWilliams } Debt.  
 Upon motion of Defendant this case was continued until next term of court, by Deft paying cost of term.

Will D. Carroll  
 vs  
 Sou Ry Co. } In the circuit court at Colton.  
 On motion of the Defendant the court does here by grant it thirty days from this date in which to plead to the declaration in this cause. order made June 25-1917  
 Cogwell + Fletcher  
 Atty for Plaintiff

John Selvidge  
vs  
James County

In this cause on motion of Plaintiff he is allowed to amend the summons in this cause so as to show that suit is brought by John Selvidge as next friend of Arnold Selvidge a minor.

and Plaintiff is also allowed to amend the summons by making the James County Board of Education a Party Defendant in this suit.

Whereupon the James County Board of Education by its chairman, J. W. Davis and entered the appearance as Defendant in said cause.

Whereupon this cause by agreement of parties is continued till the next term of this court

Allen Hitzfield

Atty for James Co.

Whereupon Court adjourned to meet Wednesday morning at 8 o'clock.

Frank Lynch  
Judge

Wednesday morning Court met pursuant to adjournment present and presiding the Hon Frank Lynch Judge. When the following proceedings were had and entered to wit:-

Thomas Harris  
vs  
Horace Dickerson

upon application of Defendant this cause was continued until next term of court.

Levee Syrd  
vs  
Lou Ry Co

In this cause the Plaintiff appeared in open court and moved the court to dismiss his suit.

It is therefore ordered by the court that said cause be and the same is hereby dismissed and the plaintiff taxed with the cost of the cause except state & co tax said cause having been dismissed before the regular case of the docket.

James Smith et al.  
vs  
James Davis

In Circuit Court, James County, Tennessee  
It appearing to the court that E. G. Isamble, J. P. of James Co. herefore filed in this court, the summons execution and other papers in this cause, and that said summons

and execution, and the several endorsements thereon are in the words following to wit: Justice Warrant, State of Tennessee, James Co. to any lawful officer of said Co. you are hereby commanded to summon James Davis, to appear before some J. P. for said Co. to answer the complaint of James Smith and S. B. Runyon, to answer complaint on plea of debt due by said under a magistrates jurisdiction. herein file not. and make and return of this writ, given under my hand, this 31 day of May 1917. A. B. Isamble J. P. James Davis Def. Taken, 31 day of May 1917 A. B. Isamble J. P. Magistrates execution: State of Tennessee, James Co. To any lawful officer to execute & return you are here by commanded. That of the goods, chattels and tenements of James Davis you came to be made the sum of one hundred seventy seven and 3/4 (\$177.75) Dollars and cost of suit, to satisfy a judgment which James Smith & S. B. Runyon obtained before A. B. Isamble J. P. on the 31 day of May 1917, against the said James Davis and such money when collected pay to the said James Smith and S. B. Runyon. given under my hand and seal, this 18 day of June 1917. A. B. Isamble, Justice of Peace & Endorsement. Magistrates execution, James Smith, S. B. Runyon - Plaintiff vs James Davis Def. Judgment 31 day of May 1917 issued 13 day of June 1917 A. B. Isamble J. P. Judgment 177.75 - officers fee - 50 Justice fee 91/100 Interest - commission 7. 11 - Levy 115 Court to hand same day issued executed, by making search and no personal property of the debt, James Davis to be found, to satisfy this Fi Fa. I therefore levy on the following to wit: 115 acres of land, more or less in James Co Tenn. bounded as follows on north by W. M. Davis, on south by J. E. Royce & W. H. Davis on east by Woodner and on west by Howell - lived on as the property of James Davis, subject to home stead and delivery, to satisfy a judgment, and that James Smith and S. B. Runyon obtained against the debt James Davis on 31 day of May 1917, this June 19 1917 John Thomas D.S.

came to hand 31 day of May 1917. Execution set for trial before A. B. Isamble J. P. on 31 day of May 1917 at 2 o'clock P. M. John Thomas D.S. Filed this 28 day of June 1917 W. L. Holder Clk. James Smith & S. B. Runyon vs James Davis for suit for which execution may issue against James Davis one hundred and seventy seven and 3/4 Dollars and costs of this judgment for the Plaintiff, this 31 day of May 1917 A. B. Isamble J. P.

Bill of costs } Justices costs - issuing warrants .25 Docketing .15 continuance - issuing sub. }  
Judgments .50 issuing Fi Fa - .25 Stayor - Filing papers - bond - }  
topping cost } officers cost } Serving warrant .50 - serving sub. Witness claiming -

I certify the above bill as correct. A. B. Isamble J. P.  
Bill of cost.

Justice cost. Issuing Warrant .25 - Judgment .50 Docketing .15. continuance issuing Fi Fa .25 - Bond - Topping cost - serving Warrant .50. summoning witness - witness attendance.

It is therefore ordered on motion of the Plaintiff that said land be condemned and sold for payment of said judgment, and all the costs of this cause, and that an order of sale be issued to the Sheriff accordingly.

E. C. Smith ch. et al.  
vs  
J. N. Stone

This case came on this day to be heard by the court, without the intervention of a jury, upon the motion, the answer there to and testimony offered and argument of counsel, from all of which it appears that the defendant, Stone had accepted the contract, which is still in force and effect, to furnish and haul, chert for the contractors engaged in the construction of the pikes of James County, which is contrary to law he being one of the commissioners, letting the original contract. It is therefore the judgment of the court that said Stone should be removed from the commission which is hereby done; the defendant will pay the cost incident to this motion

June Term 1917

E. C. Smith et al.

vs

S. P. Runyan

This case came on this day to be heard by the court, without the intervention of the jury, upon the motion heretofore filed, the answer thereto, oral testimony and ~~and~~ argument of counsel, from which it appears that said Runyan was a member of the board of Pike commissioners of James County, and that while he was serving as a commissioner, and after having let certain contracts he furnished said contractor stakes to the amount of nine (\$9.00) dollars which was contrary to the statute under which the road commission was created.

It is the judgment of the court that said Runyan should be removed as one of the commissioners which is hereby done.

The defendant will pay the cost incident to the motion

E. C. Smith et al.

vs

J. J. Davis

This case came on to be heard, this day, by the court, without the intervention of the jury, upon the motion heretofore filed, the answer thereto, oral proof offered in open court, in argument of counsel, from all which it appears to the court that the motion is not well taken and the same is hereby dismissed.

Petitioners will pay the cost incident to this motion.

E. C. Smith et al.

vs

Thomas Ryall

This case came on, this day, to be heard by the court, without the intervention of the jury, upon the motion heretofore filed, the answer thereto, oral proof offered in open court, in argument of counsel from all of which it appears to the court that the motion is not well taken, and the same is hereby dismissed.

Petitioners will pay the cost incident to this motion



June Term 1917

E. C. Smith et al

vs.

D. M. Cate

This case came on, this day,  
to be heard by the court,  
without the intervention of

the jury, upon the motion here to fore filed, the  
answer there to, oral proof offered in open court  
in argument of counsel, from all of which, it  
appears to the court, that the ~~motion~~ is not well  
taken, and the same is hereby dismissed.

Petitioners will pay the cost incident to  
this motion

Ross J. Byrd

vs.

Margaret Byrd

Divorce.

In circuit court James county.

Pro Confesso.

In this cause it appearing to the court  
that publication as required by law has been made  
ordering Margaret Byrd, Defendant, to appear and defend  
the bill, filed against her by J. Ross Byrd, complainant  
said, Margaret Byrd being a non resident of the  
state of Tennessee; and it further appearing that  
said Margaret Byrd has failed to appear or to make  
any defense to said bill, it is ordered that the  
bill be taken as confessed as to her and the cause  
set for hearing ex parte.

J. Ross Byrd

vs.

Margaret Byrd

In the Circuit Court James Co.

Decree.

The above cause came on to be  
heard before the Hon Frank Lynch, Judge of the Circuit  
court of James county on the day of June 1917  
upon the petition filed in this cause, the pro confesso  
heretofore entered against the defendant and the oral  
testimony of witnesses examined in open court.

From all of which it appears to the court that the  
defendant willfully, and maliciously deserted the complainant  
and absented herself without reasonable cause for two  
whole years prior to the filing of the complainant's  
petition.

It is therefore ordered, adjudged and decreed by  
this court that the bonds of matrimony uniting

complainant and defendant be and are forever dissolved  
and the complainant is restored to all the  
rights and privileges of an unmarried person:-

There upon Court adjourned to Court in  
Court  
Francis R. Lynch  
Judge

3

Caption: October Term 1917

State of Tennessee  
James County

Be it remembered that a Circuit Court for the county of James and the state of Tennessee. was opened and held in the Court house, in the town of Colterook on the fourth Monday in October 1917. it being the 22 day of said month. And the time fixed by law for the holding of said Court. present and presiding the Hon Frank D. Lynch Judge of the 18 Judicial Circuit of Tenn. When and where the following proceedings were had and entered of record. to wit: and Luther Green Sheriff of said County returned into open court the stated Writ of Venire Facias delivered to him by the clerk of the county Court ~~at its term~~ that said County Court, at its term. had appointed the following persons, good and lawful men. Citizens of James County Tennessee. to serve as jurors, at the present term of said Circuit Court as follows:

- |                   |                    |                  |
|-------------------|--------------------|------------------|
| 1 Bill Sutton     | 2 Garfield Ramsey  | 3 J. W. McDaniel |
| 4 A. L. Moom      | 5 Tom Ware         | 6 C. L. Johnson  |
| 7 J. M. Roark     | 8 S. A. Smith      | 9 James B. Wolfe |
| 10 H. H. Taligano | 11 Matt Henry      | 12 Frank Sprigg  |
| 13 Sam J. Smith   | 14 G. R. Lewis     | 15 Tom Boyd      |
| 16 B. L. Seagle   | 17 D. A. Stanfield | 18 John Long     |
| 19 W. B. Bell     | 20 G. C. Tankersly | 21 J. C. Sims    |
| 22 B. M. Hale     | 23 Luther Hamby    | 24 U. C. Newton  |
|                   |                    | 25 J. H. Roy     |

For good and sufficient reasons Sam J. Smith, J. W. McDaniel and J. C. Sims were by the Court excused from further service as jurors at the present term of Court and David Chuk, Arthur Johns and James Greene were appointed by the Court to serve as jurors at the present term, who being summoned by the sheriff appeared and those jurors so summoned were drawn. The following to serve as Grand Jurors: 1 J. A. Johns, 2 S. A. Smith, 3 G. C. Tankersly, 4 J. T. Long, 5 H. H. Taligano, 6 Tom Boyd, 7 U. C. Newton, 8 A. L. Moom, 9 C. L. Johnson, 10 J. H. Roy, 11 Tom Ware, 12 Luther Hamby; 13 J. M. Roark who being elected and empanelled and sworn charged as the foreman of the jury, and retired to consider presentments and indictments.

The following persons were called to serve as trial jurors, at the present term of Court,  
1 Frank Sprigg, 2 D. A. Stanfield, 3 G. R. Lewis, 4 B. M. Hale, 5 B. L. Seagle, 6 Matt Henry, 7 Garfield Ramsey, 8 David Chuk, 9 James Greene, 10 James Burns, 11 James Wolf, 12 Bill Sutton

Oct Term 1917.

Luther Greene Sheriff was appointed to wait on the court and Frank Allison D.S. was appointed by the court to wait on the Grand Jury at the present term.

State of Tenn } P. D.  
 vs. }  
 Geo Mount } Upon application of Plaintiff  
 } This case was con-  
 } tinued till next term  
 } Court

State of Tenn }  
 vs } O. D.  
 Henry Weathers } came the atty gen. who prosecutes  
 } for the state and the Dist in proper  
 } person. who being arraigned and charged with Public  
 } Drunkenness. for plea says he cannot deny but that he  
 } is guilty as charged on the indictment. and puts himself  
 } upon the mercy of the court, it is therefore ordered  
 } by the court that he pay all costs of the cause for which  
 } execution may issue.

State of Tenn }  
 vs } C. O.  
 Henry Weathers } In this cause came Atty Gen  
 } who prosecutes for the State and  
 } the Dist in proper person. and after hearing the  
 } evidence in the case, the court finds that Defendant  
 } is not guilty as charged on the indictment, and  
 } orders the Dist to go hence without day -

State of Tenn }  
 vs } A. T. B.  
 Walter Paul Mount } came the atty gen. who prosecutes for the  
 } state and the Dist. in proper person, who  
 } being arraigned and charged with A. T. B. for plea says that  
 } that he cannot deny but that he is guilty as charged in  
 } the indictment. it is there considered by the court that a for-  
 } said issue that the Dist forfeit and pay all costs in the  
 } cause. thereupon came the Dist. and his parties of  
 } record. G. C. Smith who acknowledge themselves  
 } indebted to the state in the sum of all costs in  
 } the cause for which execution may issue

Oct Term 1917

State of Tenn. } Unlawful practice of medicine  
 Dr. J. R. Bruce } Came the Atty Gen. who prosecutes for  
 the state and Deft. in proper person  
 who being arraigned and charged with unlawful practice  
 of medicine for plea says that he cannot deny ~~the~~ but  
 he guilty as charged in the indictments ~~and~~ thereupon  
 considered by the Court that of record offense that the Deft  
 forfeit and pay all costs in the case. Thereupon came  
 the Deft. and Surtees of record E. C. Smith who acknowl-  
 edge themselves indebted to the state in the  
 sum of all costs in the case. for which execution may  
 issue

State of Tenn. } Motion to quash  
 vs. } In this cause comes Deft. by atty, and  
 H. H. Roark, } moves the court to quash the indictment  
 in the cause against Deft. for the following  
 reasons. 1st. Because no indictable offense  
 is charged in the indictment  
 2nd. Because the indictment fails to charge that  
 Deft. knowingly and willfully assisted, aided and abetted  
 and encouraged the employment of said Frank Roark  
 to teach in the public schools of James Co. with  
 knowledge or information at the time that said Frank  
 Roark did not possess or at the time hold a proper  
 and legal certificate as teacher in such schools.  
 3rd. Because it is not charged in said indictment that  
 said Frank Roark, the person alleged to be the teacher  
 received any pay out of the school funds of said Co. for  
 any services as teacher or otherwise.  
 4th. Because the indictment does not charge Deft  
 with paying or assisting, aiding, abetting or encouraging the  
 payment of any money whatever out of the school funds of said  
 Co. to said Frank Roark, for teaching in the public schools of  
 said Co., or for any other services.  
 5th. Because the Co. Supt., or Supt of Public Instructions  
 for said Co., did not employ, and had no authority to  
 employ, and could not employ Frank Roark as a  
 teacher of any public school in James Co, or in any  
 way contract with him, the employment of such teacher  
 being legally lodged with the Co. Board of Education, and  
 not with said Supt. (acts 1913, ch 40, s. 3. wherefore Deft  
 prays the Court to quash said indictment.

Filed in Office Oct 22 1917, H. L. Holder clk  
 John L. Smith and Jas C. Ramsey atty for  
 Deft

OCT Term 1917.

no.  
 State of Tenn. } In this cause, Defts motion to quash  
 M. H. ~~Robert~~ } The Indictment having been duly filed  
 and considered by the Court, The Court is of the  
 opinion that the same is not well taken  
 and is therefore overruled and disallowed by  
 the Court. To which action of the Court over-  
 ruling Defts. said motion Deft except in law,

State of Tenn. }  
 Va. } Murder.  
 John Cowart Nancy Hopkins } Upon Application of Deft,  
 this case was continued  
 until next term of Court,

Clare Ellis }  
 Va. } Deft. In Circuit Court, James  
 M. G. McWilliams } Co. Tenn.  
 This day came the parties by  
 their attys, and also came the jury of good  
 and lawful men, to wit: who were duly sworn  
 to try the issues joined between the parties;  
 and who, on their oaths, do say that the Deft. owes the  
 plaintiff thirty two and  $\frac{37}{100}$  (\$32.50) dollars and that the  
 plaintiff owes the Deft. seventeen and  $\frac{53}{100}$  (\$17.50) dollars.  
 It is therefor considered that said sum of seventeen  
 and  $\frac{53}{100}$  (\$17.50) dollars so found for the Deft be set off  
 against the plaintiffs debt and that plaintiff, Clare  
 Ellis, recover of the Deft, M. G. McWilliams, the  
 balance due him, to wit: Fifteen (\$15.00) dollars for  
 which execution will issue. It is therefor adjudged  
 and decreed that the plaintiff, Clare Ellis,  
 will recover of the Deft, M. G. McWilliams, and  
 W. B. Amos, surety on the Defts appeal bond  
 the sum of Fifteen (\$15.00) dollars and all  
 costs of this cause, for which execution will  
 issue.

State of Tenn. } A. & B. Walter mount In this cause it appearing  
 Walter & Paul mount } to the court on acct of Deft being drafted to  
 army that this cause be placed on retired  
 docket. Paul mount on Application of Deft this  
 case was continued till next term of Court.

Will D. Carroll } Order;  
 vs  
 Lou Ry Co. } This cause came on this Oct 23  
 1917 to be heard before Hon Frank  
 L. Lynch Judge and upon application  
 of Deft the cause is continued to the next  
 of this Court. Deft will pay all the costs of  
 the cause. Plaintiff is granted leave to amend his  
 declaration subject to all defenses and exception  
 Ok. J. D. Fitcher for Pltff  
 Smith for Dft.

Arnold Selridge By } This cause came on to be heard  
 next friend John Selridge } before the Hon. Frank L. Lynch  
 vs } Judge without the intervention  
 James Co., and James Co } of a jury and the defts, making  
 Board of Education } no defense. The Plaintiff introduced  
 as evidence three school warrants for the sum of  
 fifty dollars each payable to himself signed the  
 Chairman and secretary of James Co. Board of Education  
 and from the proof the court finds the matters  
 in controversy in favor of the plaintiff, and further  
 finds that the Defts are indebted to plaintiff in  
 the sum of one hundred and fifty dollars Principal  
 and four dollars and fifty cts interest from the time  
 of the rendition of the judgment by the Justice of  
 Peace. It is therefore considered by the Court that  
 plaintiff, Arnold Selridge by next friend John  
 Selridge recover of the Defts, James Co and the  
 James Co Board of Education the sum of one hundred  
 and fifty four dollars and fifty cts and all the  
 costs of this case for which execution will issue  
 Ok. Lynch Judge

Thos Harris } In Circuit Court James Co, Tenn.  
 vs } come the plaintiff in this cause by  
 Horace Dickerson } his atty., Allen Witzfeld, and the deft, Horace Dickerson  
 in person and agree that the sum due and owed  
 plaintiff by Deft is thirty dollars (\$30.00) which sum  
 has been paid to Allen Witzfeld, atty. for plaintiff  
 in full satisfaction of all claims represented in this  
 suit. It is therefore ordered, adjudged and decreed by  
 this Court that Deft, Horace Dickerson will pay all  
 costs of the cause for which execution will issue

P. A. McCampbell } In Circuit Court, James Co Tenn  
 James Co } This cause came on to be heard  
 J. H. For. Comm } this 22nd day of Oct. 1917, before the  
 Hon. Frank L. Lynch Judge, upon a motion of the  
 Defts atty. to dismiss petition of certiorari filed by  
 P. A. McCampbell, and after hearing the pleadings and  
 arguments of counsel, the court is of the opinion  
 that said motion is not well taken and it is  
 accordingly over-ruled and the cause set for  
 hearing upon its merits de novo.  
 Whereupon by agreement of counsel, the cause  
 is continued until the Feb. term of this Court.

R. G. Hutson } Unlawful Detain. Appeal  
 Bill Heaton } This cause came on to be heard before  
 Judge Frank L Lynch upon the proof &  
 Argument of Counsel and the Court Affirms  
 the judgment of the judgment of the J.P. It is  
 considered by the Court that Plaintiff recover of Dgt  
 possession of the house & let set out in the  
 amount of \$100 which a writ of possession is  
 awarded and execution is awarded against Dgt for  
 all costs -

Bill Heaton } Appeal from J.P.  
 R. G. Hudson } This cause was tried by Judge Frank L  
 Lynch without a jury and after hearing all  
 the evidence Affirms the judgment of  
 the Justice for Defendant It is therefore  
 considered by the Court that Defendant recover of Plaintiff  
 all costs of this cause for which execution  
 will issue.

State of Tenn - James Co. Circuit Court, Oct. term 1917  
 The grand jurors for the state aforesaid, being duly summoned elected  
 empanelled sworn and charged, to inquire for the body of the County aforesaid  
 upon their oaths present: that Carl McEade and Henry Jackson hunters on the  
 23 day of Aug 1917 in the county aforesaid did unlawfully wantonly knowingly  
 & willfully kill the mare of W. H. Nichols by cutting her throat, said mare being of the value  
 of \$100.00 and the property of said W. H. Nichols. Charge - willfully killing horse of another  
 of Mr. Roark, Foreman of the Grand Jury. Charge - willfully killing horse of another  
 State of Tenn. } W. H. Nichols preferred } W. H. Nichols & W. Amerson, Mary Fryer  
 Carl McEade & Henry Jackson } Clerk summons for state } Ret. Norman Tom Roberts  
 W. H. Nichols atty gen  
 Filed in office 22 day Oct. 1917. W. H. Hoelder clk.  
 on next court Oct term 1917 the grand jurors for the state of Tenn. being duly  
 summoned elected empanelled sworn and charged to inquire for the body of  
 the county aforesaid upon their oaths present that George Warriner libelous  
 on the 1 day of August 1917 in the county aforesaid did unlawfully assault  
 beat, abuse, strike, strike, &c. B. Cannon & demand the peace and dignity of the  
 state of Tenn. } W. H. Nichols atty gen } W. H. Nichols & W. Amerson, Mary Fryer  
 Charge assault & battery } J. Allison Foreman, Clerk summons for  
 State of Tenn. vs Geo Warriner } State vs W. Cannon. } W. H. Nichols atty gen  
 Filed in office 22 day Oct 1917 W. H. Hoelder clk.



State of Tenn. } The Grand jury came into open  
 vs. Burton Duckett } court headed by their foreman  
 and returned an indictment  
 against the Deft. for Felonious Assault on the  
 person Dave Howard and indorsed a true bill in  
 the following words and figures to wit:

State of Tenn. } Circuit Court  
 James Co } Oct term 1917.

The Grand Jurors for the state aforesaid being duly  
 summoned, elected and empaneled, sworn and charged  
 to inquire for the body of the Co. aforesaid upon their  
 oaths present that Burton Duckett heretofore on the  
 day of 1917, in the Co. of aforesaid did unlawfully, willfully  
 deliberately, premeditatedly, maliciously, and of malice  
 before thought assault Dave Howard, with a certain  
 dangerous and deadly weapon to wit: Club and piece  
 of lumber scuffling with the intent at the time  
 to then and there unlawfully deliberately, feloniously  
 premeditatedly, maliciously, and of his malice  
 a forethought kill and murder him this said  
 Dave Howard, against the peace and dignity  
 of the state, B. G. McHenry, Atty Gen.

A True Bill J. M. Roark foreman of the Grand  
 jury, Charge Felonious Assault, State of Tenn.  
 vs. Burton Duckett. Dave Howard Prosecutor  
 Clerk summoned for state Calvin Guales, Robert  
 Simms, Emmitt Simms.

B. G. McHenry Atty Gen.  
 Filed in Office Oct. 22, 1917. W. L. Holder clk

State of Tenn. } The Grand jury came into open  
 vs. Reed Thompson } court headed by the foreman  
 and returned an indictment  
 against the Deft. for Larceny and indorsed a true  
 Bill in the following words and figures to wit:

State of Tenn. } Circuit Court  
 James Co } Oct term 1917. The Grand Jurors for the  
 state aforesaid being duly summoned, elected and  
 empaneled, sworn, and charged to inquire for the  
 body of the Co. aforesaid, upon their oaths present  
 that Reed Thompson heretofore on the 7th day  
 of Oct. 1917, in the Co. of aforesaid did unlawfully  
 and feloniously take and carry away twenty  
 Eight dollars and fifty Cts to wit two ten dollar  
 bills one five dollar bill and three one dollar

bills and fifty cts in silver good and lawful money of the U. S. intent to appropriate to his own use and deprive the owner thereof against the peace and dignity of the state  
2nd account

Grand Jurys of the for the state foresaid being duly summoned, elected, empaneled sworn and charged to inquire for the body of the Co. aforesaid, upon their oaths further present that Reed Thompson heretofore on the 7th day of Oct 1917, in the Co. aforesaid did unlawfully feloniously fraudulently, receive and conceal with ~~the~~ the intent to deprive the true owner of twenty-eight dollars and fifty cts, two ten dollar bills, one five dollar bill and three one dollar bills and fifty cts in silver good and lawful money of the U. S. personal property of Fate Sims, which had before that time had been unlawfully and feloniously taken stolen and carried away, and the said Reed Thompson well knowing at the time that he received and concealed said property as aforesaid that the same had been stolen as aforesaid, against the peace and dignity of the state.

B. S. McKeon Atty Gen.

A True Bill J. M. Roark Foreman of the Grand Jury Charge Larceny State of Tenn. vs. Reed Thompson Fate Sims prosecutor Clerk summons for state Fate Sims, Bill Carroll John Thomas.

B. S. McKeon Atty Gen

Filed in office 22<sup>nd</sup> Oct 1917, W. L. Holter clk

The Grand Jury came into open court headed by their foreman and returned in verdicts against the following persons to wit.

- State of Tenn vs. Jim Davis L. P. W.
- State of Tenn vs. John Watkins L. P.
- State of Tenn vs. Reed Thompson L. P.

To the Hon Frank L. Lynch Judge report of Grand Jury Oct, Tenn 1917. We the undersigned members of the Grand Jury for James Co. Oct, Tenn 1917. respectfully report we have carefully investigated all reports of violation of law and offenses committed in said Co. and have returned true bills against all of said offenders and having fully reported we ask that we be discharged.

J. M. Roark Foreman

2. J. A. Johns      6. John Boyd      10. J. W. Roy  
 3. S. C. Sumbury      7. A. C. Newton      11. Tom Ware  
 4. J. T. Long      8. A. L. Morn      12. S. A. Smith  
 5. H. H. Taliferro      9. C. L. Johnson      13. Luther Hamby.

Thereupon Court adjourned to meet Tuesday Morning  
 Oct. 1917. S. Abbe

Frank H. Lynch

Tuesday Morning, Court met pursuant to  
 adjournment present and presiding the Hon  
 Frank H. Lynch Judge, when the following proceedings  
 were had and entered to wit:

Ross Byrd } In Circuit Court James Co.  
 Atlas Powder Co } In this cause it is agreed by and  
 agreed by and between Allen Hitzfeld,  
 atty for the ~~def~~ Plaintiff, Ross, and W. B. Miller, atty for  
 the Deft, Atlas Powder Co. that the sum due and owing  
 plaintiff by deft in full and complete satisfaction  
 for all injuries sustained by the plaintiff while  
 in defts employ is One Hundred dollars.  
 and said sum having been paid plaintiff by  
 deft it is agreed by the parties and their attys that  
 said cause be dismissed. It is therefore ordered  
 adjudged and decreed by the Court that this  
 cause be dismissed and that the costs of same  
 be adjudged against the deft. which costs have  
 been paid, and this cause is thereupon stricken  
 from the docket. Ok, W. B. Miller atty for Deft.  
 Allen Hitzfeld atty for Plff.

State of Tenn. v. A. B. In this cause came defts,  
 Geo. Harmon } and plea guilty and therefore the  
 court find the deft Twenty five Dollars and costs.  
 It is therefore so ordered by the Court, and  
 thereupon C. C. Menzler into open Court and  
 acknowledge himself surety for said above fine  
 and costs. It is ordered therefore by the Court  
 that the State of Tenn. record of said deft and  
 surety for said fine and costs for which execution  
 is ordered.

State of Tenn } J. G.  
 vs. }  
 Chas. Casey }  
 In this cause it appearing to the  
 court that Albert Fitzgerald abandoned  
 the Prosecution and that same is  
 frivolous it is ordered by the court that said  
 Albert Fitzgerald pay all costs in this cause  
 accrued for which execution will issue.

Sam<sup>r</sup> H. Johnson }  
 vs. }  
 H. J. Jones }  
 In Circuit Court James Co. Tenn.  
 This cause came on to be heard  
 this Oct 22 day of Oct, 1877, before the  
 Hon Frank L. Lynch, Judge, upon the appeal of S. H.  
 Johnson from the decision of said Co. Court to tax  
 a part of the costs of proceedings of said Co. Court  
 against said Johnson. Upon consideration of the  
 pleadings from which it appears that this  
 suit was instituted by the petitioner to open  
 a road over property belonging to said Johnson,  
 that said petition was denied by the Co. Court  
 and no appeal was taken therefrom by the  
 petitioner, the court is of the opinion that all  
 costs of said cause shall be taxed against James  
 Co. It is therefrom ordered, adjudged and decreed  
 that said decree of the Co. Court as to costs be  
 modified so as to provide that all costs in  
 this cause be paid by James Co. In all  
 other respects the decree of said Co. Court is  
 affirmed.

Where upon Court adjourned to Court  
 in Cause

Frank L. Lynch  
 Judge.

Caption Feby Term 1918.

State of Tennessee }  
James County } Be it remembered that a circuit court  
for the county of James and the State  
of Tenn. was opened and held in the  
court house, in the town of Coltwosh, on the fourth Monday in  
Feby. it being the 25 day of said month, and the time fixed by  
law for the holding of said court, present and presiding the  
Hon Frank L. Lynch Judge of the 18<sup>th</sup> Judicial Circuit of Tenn.

When and where the following proceedings were had and  
entered of record, to wit:

Luther Kree Sheriff of said county returned into open  
court, the States writ of Venire facias, delivered to him  
by the clerk of the county court, showing that said  
county court at its term, had appointed the following  
persons, good and lawful men, Citizens of James County,  
Tenn. to serve as jurors, at the present term of  
said circuit court as follows:—

1 J. H. Bowers. 2 C. L. Johnson. 3 Joe Roark. 4 Jess Bendergrass.  
5 Alf Scott. 6 W. M. Carroll. 7 Tom Watkins. 8 James Ramsey.  
9 J. L. Wolfe. 10 Ed. Bettis. 11 J. A. Leamon. 12 W. A. Stulee.  
13 Joe Goodner. 14 Frank Epperson. 15 L. M. Noll. 16 J. B. Mc Kinney.  
17 John Wooten. 18 Joe Reed. 19 E. D. Fitzgerald. 20 W. H. Mc Kee.  
21 J. A. Smith. 22 J. S. Marshall. 23 J. H. Cox. 24 L. A. Wolfe.  
25 W. J. Bailey.

for good and sufficient reasons, J. H. Bowers, Joe Roark,  
Alf. Scott, J. A. Leamon, W. H. Mc Kee, J. S. Marshall,

were by the court excused from further service as jurors at  
the present term of court and, Charley Wnauff, Matt Long,  
Dick Cannon, E. M. Chestnut, A. B. Mc Kee, and John Haven  
were appointed by the court to serve as jurors at the  
present term who being summoned by the Sheriff appeared  
and those jurors so summoned were drawn, the  
following to serve as grand jurors: J. B. Mc Kinney

John Wooten 3 Joe Goodner 4 Jess Bendergrass. 5 Joe Reed  
6 J. H. Cox. 7 L. M. Noll. 8 Frank Epperson 9 Ed Bettis  
10 J. L. Wolfe. 11 Will Carroll. 12 Tom Watkins. 13 E. D. Fitzgerald.  
Who being elected, impaneled, sworn and charged as the  
law directs, L. M. Noll was by the court appointed as Foreman  
of the grand jury, and retired to consider presentments  
and indictments,

The following persons were called to serve as trial jurors  
at the present term of court.

1 Char Wnauff. 2 W. J. Jones 3 Matt Long. 4 C. L. Johnson. 5 Dick Cannon.  
6 L. A. Wolfe. 7 J. A. Smith 8 W. J. Bailey 9 W. A. Stulee, 10 E. M. Chestnut.  
11 A. B. Mc Kee 12 John Haven - Luther Kree Sheriff was appointed to  
wait on the court, and Frank Lewis D. S. was appointed to wait on  
the grand jury, at the present term.

Feby Term. 1918

State of Tennessee }  
 vs } O. D.  
 George Mount }  
 In this cause came the atty gen who prosecuted for the State, and the Deft in proper person who for plea says he is not guilty and puts himself upon the country. the atty gen death alike. Where upon came the following jury to wit: - Chas Tinsuff. W. J. Jones, Matt Long, C. L. Johnson, Dick Cannon. L. A. Wolfe, J. A. Smith, H. J. Bailey, H. A. Stulze, E. M. Chestnut, A. B. McGhee, John Heaven  
 Who, after hearing the evidence in this case, upon their oaths declare, they find the Deft not guilty as charged on the indictment. it is therefore ordered by the court that Deft go hence with out day.

State of Tennessee }  
 vs } A + B.  
 Paul Mount }  
 In this case, it appearing to the court that a capias having been issued by the clerk of this court, having been returned by the sheriff the Deft not to be found. it is ordered by the court that this case be placed on the retired docket -

State of Tennessee }  
 vs }  
 H. H. Roark. }  
 In this case came the atty gen who prosecuted for the state and the Deft in proper person who for plea, says he is Not guilty, and puts himself upon the country, the atty gen death alike. Where upon came the following jury to wit: - Chas Tinsuff. W. J. Jones, Matt Long, C. L. Johnson, Dick Cannon - L. A. Wolfe, J. A. Smith, H. J. Bailey, H. A. Stulze, E. M. Chestnut - A. B. McGhee - John Heaven.  
 Who after hearing the evidence in the case, upon their oaths declare, they find the Deft not guilty as charged on indictment. it is therefore ordered by the court that Deft go hence with out day.

State of Tennessee }  
 vs } F. A.  
 Burton Duckett. }  
 In this cause it appearing to the court that a capias had been issued, for Deft at the last term of court, and being returned and not executed, it is ordered by the court that alias capias be issued for arrest of Deft.

Feb 25 1918-

State of Tenn  
vs.  
Sim Davis } D. B. V.  
                  } ~~Thompson~~ came on to be tried  
                  } before the court, but upon application  
of plaintiff, was continued until next term of court.

State of Tenn  
vs.  
Reed Thompson } C. O.  
                  } In this case it appearing to the  
                  } court, that a capias had been issued  
for Deft. at the last term of court, and having  
been returned and not executed, it is therefore  
ordered by the court that alias copias be issued  
for arrest of Deft.

State of Tenn  
vs.  
John Cowan + Nancy Hopkins } Murder.  
                  } This case came on to be  
                  } tried before the court and  
upon application of Deft. this case was continued until  
next term of court.

State of Tenn  
vs.  
Reed Thompson } Larceny  
                  } In this case it appearing to  
                  } the court, that a capias having  
been issued at the last term of court, and being  
returned and not executed, it is therefore ordered  
by the court that alias copias be issued for arrest  
of Deft.

State of Tenn  
vs.  
John Watkins } C. O.

July 25 1918.

Will D. Carrose  
vs  
Sew Railway } Damage.  
In this cause came the parties by their attorneys, J. L. Smith, for Sew Ry and J. D. Fletcher, for Plaintiff, Will D. Carrose. And it appearing to the court that the matter in controversy having been satisfactorily settled, by and between all the parties.  
It is ordered by the court that Sew Ry pay all cost of the cause, for which execution may issue.

O. P. McCampbell  
vs  
James County } In this cause came the parties by their attorneys, Allen Hitzfeld atty for O. P. McCampbell, atty B. L. McKenzie atty for Jones Co. and J. L. Smith, J. D. Fletcher, and O. H. Stone atty for W. R. Carson and other petitioners, and it appearing to the court that the matter in controversy having been satisfactorily settled by and between all the parties, W. R. Carson having agreed to execute to the said O. P. McCampbell a deed of conveyance and to construct to roadway twelve feet in width to extend from the point at the south end of said Carson and McCampbell line and running Westwardly along the south line of W. R. Carson to the north road. In consideration for this conveyance said O. P. McCampbell agrees to dismiss his appeal from the decision of the county chairman, in the two petitions for changing the public road, filed in this cause. It is therefore ordered, adjudged and decreed by the court, that the action of the county chairman in reference to these petitions be affirmed and the appeal thereon be dismissed. The costs of filing the petition and appeal thereon will be paid by James County.  
O. H. Stone atty for McCampbell.  
O. H. Stone for Carson  
J. D. Fletcher  
B. L. McKenzie atty for



Will D. Carrose  
vs  
Dr. C. L. Hughes

} In this cause came on to be heard on motion of Deft. for an extension of time within which to plead to plaintiff declaration the same is allowed.

It is therefore ordered and adjudged by the court that Deft plead to said declaration within ten (10) days from this 7th Feb 25 1918.

J. D. Fletcher  
Atty for Plaintiff -

J. D. Campbell  
vs  
James county

} This cause came on to be heard on this 25th day of Feb. 1918. before the Hon F. L. Lynch Judge on the motion of Plaintiff to amend the summons so as to make the county board of Education of James county Tenn a party defendant. which motion is allowed; It is therefore ordered by the court that supplemental process issue against deft. to compel it to appear and defend this cause, where upon said deft by atty and, in open court, entered the appearance of said county board of Education of James county Tenn. as a party Deft here to.

J. D. Fletcher atty for Plaintiff  
Allen Hitzfeld. " " Deft.

State of Tenn  
vs  
Arthur Haines

} Failing to work Public Highway. In this cause came the atty gen who prosecutes for the state and the Deft in proper person. who for plea says he cannot deny but that he is guilty as charged on the indictment.

It is therefore ordered by the court that Deft forfeit and pay a fine of \$5.75 and all costs of the cause for which execution may issue.

State of Tenn  
vs  
M. O. Baunther

} Threatening to destroy property.

By consent of both parties this cause was continued until next term of court.

Feb'y 25 1918-

Whereupon court adjourned until Tuesday morning  
Feb'y. 26. 1918 at 8 o'clock.

Frank R Lynch  
Judge

Tuesday morning, Feb'y 26 1918.

Court met pursuant to adjournment, present and  
presiding the Hon Frank R Lynch Judge

When the following proceedings were had and entered  
to it:-

We the undersigned members of the bar practicing in  
the circuit court at Doltawah Tenn. take pleasure in  
endorsing the candidacy of the Hon Frank R Lynch present  
presiding judge of the Judicial circuit, and the Hon Benjamin  
G. McKinnis attorney general for reelection, and we commend  
them to the voters of this circuit as capable officials  
who have conducted the business of this circuit with great  
ability and efficiency Feb'y 26-1918 J. L. Smith.

Mrs E. Westenberg. W. E. Wilkinson - Allen Fitzfeld -

O. G. Stone - D. A. Staudfield John O. Benson. T. D. Fletcher -

State of Tenn }

James Co. }

Report of Grand Jury.

We the Grand Jurors for the county of  
James, at this the regular term of Feb'y court, desire to  
recommend and urge that the attention of the proper  
authorities be call to the unsanitary condition of the toilet  
houses, at the court house, and recommend that steps be  
taken to improve the condition thereof at once; We believe  
the health of the public demands and requires it.

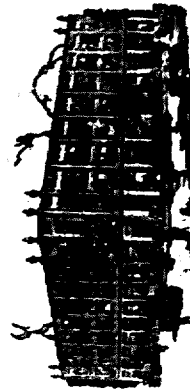
Respectfully submitted this the 26. day of Feb'y 1918.

J. M. Noll Foreman - J. L. Hoops - B. F. Efferman - Ed. Latta  
C. D. Fitzgerald - J. J. Watkins - W. M. Carroce - J. R. McKinnis  
J. H. Woodson - J. H. Orr - J. S. Pendergraft - J. H. Reed.  
W. J. Goodner

## MAN IN THE PICTURE

This lawyer answered the 20 Contest Questions in Series No. 2 in 50 minutes but he is on our Editorial Staff and therefore not eligible to enter the Contest. His speed and accuracy are due to his having mastered our simple system of legal research as given in the law chart and instruction books that have been sent to you.

*Why not also have your brief clerk master this simple system of finding the law and send in his answers too. He can then do double the amount of work in a given time and do it better. Remember, answers must be in our hands before 5 o'clock April 30th, 1923.*



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**"Know thyself."**

The Grand Jury came into open court headed by their foreman and returned indictments against the following persons to wit:-

State of Tennessee, Circuit Court, Feby Term. 1918-

Daviess County

The Grand Jurors for the State of Tennessee, aforesaid, being duly summoned, elected, empaneled, sworn and charged to inquire for the body of the county aforesaid upon their oaths present that Ed Smith and Char Smith here to fore on the 3rd day of Dec 1917 in the county aforesaid did unlawfully and feloniously ~~and~~ burglariously break and enter into the barn of J. M. Moore. by force with intent to commit a felony to-wit a larceny and did there and there unlawfully and feloniously take, steal, and carry away corn of the value of \$1.50 and the property of the said John Moore. against the peace and dignity of the State:-

Second Count

The Grand Jurors for the State aforesaid, being duly summoned, elected, empaneled, sworn and charged to inquire for the body of the county aforesaid, upon their oaths further present.

That Ed Smith and Char Smith here to fore on the 3rd day of Dec. 1917. in the county aforesaid did unlawfully, feloniously and fraudulently receive and conceal, with intent to deprive the true owner thereof, corn of the value of \$1.50. the personal property of J. M. Moore. which had before that time been unlawfully and feloniously taken stolen and carried away and they the said Char + Ed Smith well knowing at the time they so received and concealed said property as aforesaid that the same had been so stolen as aforesaid. against the peace and dignity of the State

B. M. McKenzie Atty Gen.

A. True Bill. L. M. Noll Foreman of Grand Jury.

Charge - Burglary -  
State of Tenn  
vi.

Ed + Char Smith

J. M. Moore Prosecutor

Clerks summons for State

J. M. Moore - Dan Moore.

Ben G. McKenzie Atty Gen

Filed in office 26 day of Feby 1918.

H. H. Holder Clerk.

Feb 26 - 1918.

State of Tenn.  
James County

Circuit Court - Feb term 1918

The Grand Jurors for the State aforesaid being duly summoned, elected, empaneled, sworn and charged to inquire for the body of the county aforesaid, upon their oaths present, that Henley Barrett heretofore on the 15th day of Dec 1917, in the county aforesaid did unlawfully and feloniously take, steal and carry away - lumber to the value of \$10.00, the property of Sam Johnson - against the peace and dignity of the state.

2nd count

The Grand Jurors for the State aforesaid, being duly elected, empaneled sworn and charged, to inquire for the body of the county aforesaid upon their oaths further present that Henley Barrett heretofore on the 15th day of Dec 1917, in the county aforesaid, did unlawfully, feloniously, and fraudulently receive and conceal, with intent to deprive the true owner thereof, lumber to the value of \$10.00 the personal property of Sam Johnson, which had before that time been unlawfully and feloniously taken stolen and carried away, and he the said Henley Barrett well knowing at the time said property was so received and concealed, that the same had been so stolen or aforesaid against the peace and dignity of the state.

B. G. McKenzie Atty Gen -

A True Bill - L. M. Noll Foreman of Grand Jury.

Charge: Larceny -

State of Tenn

vs.

Henley Barrett

Sam Johnson Prosecutor.  
Clerk Summons for State  
Sam JohnsonBen G. McKenzie  
Atty Gen

Filed in office 26 day of Feb 1918 - W. L. Holder Clk.

State of Tenn }  
 James County } Circuit Court - Feby Term 1918.  
 The Grand Jurors for the State  
 aforesaid being duly summoned elected empaneled  
 sworn and charged to inquire for the body of the  
 county aforesaid, upon their oaths present -  
 that Harvey Crow heretofore on the 15 day of Dec  
 1917, in the county aforesaid, did unlawfully  
 feloniously, and Burglariously break and enter into  
 the house of P. M. Cate, by forcing the door, with  
 intent to commit a felony, to wit a Larceny and did  
 then and there, unlawfully and feloniously, take  
 steal and carry away one ring of the value of \$8.00  
 and the property of P. M. Cate - against the peace  
 and dignity of the State.

2nd Count

The Grand Jurors for the State aforesaid being  
 duly summoned, elected, empaneled, sworn and  
 charged to inquire for the body of the county  
 aforesaid, upon their oaths further present  
 That Henry Crow heretofore on the 15 day of Dec. 1917  
 in the county aforesaid did unlawfully feloniously  
 and fraudulently receive and conceal, with intent  
 to deprive the true owner thereof one ring of the  
 value of \$8.00 the personal property of P. M. Cate  
 which had before that time been unlawfully and  
 feloniously taken stolen and carried away, and  
 he the said Harvey Crow well knowing at the  
 time he so received and concealed said property  
 as aforesaid that the same had been stolen  
 as aforesaid, against the peace and dignity of  
 the State

W. S. McKenzie Atty Gen.

A True Bill - L. M. Noll Foreman of Grand Jury  
State of Tenn

Harvey Crow } Charge - Burglary.  
 P. M. Cate Prosecutor.

Clerks Summons for State.  
 P. M. Cate, Jalk Cate - Jas Sims.

W. A. Vornell, Mrs N. M. Nabb, Sheriff Luther Green

Ben H. McKenzie Atty Gen

Filed in office 26 day of Feby 1918.

W. L. Holder Clk.

The Grand Jury came into open court headed by their foreman and returned indictments against the following persons to wit:-

- State of Tenn vs Arthur Hama failing to work
- State of Tenn vs M.P. Banther Vagrancy
- State of Tenn vs Wm Roach A + B -

To the Hon Frank L. Lynch Judge - Report of Grand Jury Feby term 1918 - respectfully report. We the undersigned members of the Grand Jury for James Co. Feby term 1918 respectfully report. We have carefully investigated all reports of violation of law and offenses committed in said county and have returned true bills against all of said offenders and having fully reported we ask that we be discharged

L. M. Nee Foreman

J. L. Wolfe, B. F. Epperson, Ed. Bittin, C. D. Fitzgerald, J. J. Watkins, W. M. Carroll, J. R. McKinney, J. H. Wooden, J. H. Cox, J. S. Cundergrat, H. H. Reed, W. J. Goodner

W. H. Howard et al  
vs  
J. H. Cox et al

In Circuit Court James Co. Tenn.

Where the above styled case was reached regularly on the case of the docket in the circuit court in the month of James Co Tenn - on Monday Feby. 25 1918.

defendants through their counsel made that said case be dismissed for the following reasons: -  
1st - Because the Board of Commissioners did not and had not acted upon the petition as required by law but simply made recommendations.

2nd - Because the county chairman pronounced an order or judgment of his own, not affirming any act or order of the above Commissioners, they having made none.

3rd - Because no proper notice was served upon Deft. J. H. Cox as required by law, the return of the officer showing that simply a copy was left at his residence. After the above motion was argued by attorneys representing the respective parties, the court was pleased to and did overrule said motion, and it was so ordered. To the action of the court in overruling said motion defendants excepted.



Feb'y Term 1918.

A K Poe et al }  
vs }  
James County } in circuit court James Co Term

This cause came on to be heard this 26 day of Feb'y 1918. before the Hon Frank L Lynch Judge. upon the transcript from the county court. Including the petition from H. H. Howard et al for the opening of a public road across the lands of A K. and L. H. Poe. The notice of the road commissioners served on the interested parties giving the time and place of the hearing of said petition as provided by statute. the order of the road commissioners that said road be opened: the appeal of A K and L H Poe to the county chairman of James Co, the judgment of said County chairman, decreeing that said road be opened. and awarding damages to A K and L H Poe in the sum of \$2000.00, and the appeal of said A K and L H. Poe to the circuit court of James Co.

and the said A K and L H Poe, having on the first day of this term of court filed a Writter demand for a jury to try their said appeal the court overruled their said motion, to which action Appellants excepted.

and upon consideration of the record on the cause as aforesaid and after hearing the testimony of numerous witnesses examined in open court. said witnesses having been summoned in behalf of the county of James and in behalf of the land owners whose property is traversed by said road the court is of the opinion that the judgment of the county chairman, was correct and that it be in all things confirmed.

It is therefore ordered, adjudged and decreed by this court that a public road be opened over and across the lands of A K and L H Poe beginning at a point southeast of and near A K Poels residence on the Epison and Oatcreek pike road, and thence running in a northwesterly direction with the bed of the old traveled way or road to the gate. thence continuing on through the wood land, following the route of the old traveled way or road to the public road near a small house on the east side of the Solomon Hill farm

and it appearing that said road will damage A K and L H Poe by necessitating the erection of fences and inclosures it is ordered, adjudged

and decreed that said said owners jointly have and recover from James County the sum of \$2000.

The costs of the cause, with the exception of the expense of the summoning and attendance of witnesses, will be divided equally between appellants A K and L. H. Poe and James County. The witness fees and costs of summoning said witnesses will be divided appellants A K and L. H. Poe paying the costs of the witnesses subpoenaed by them and James County paying the costs of the witnesses summoned in support of the decision of the county chairman.

and execution shall issue for the collection of all costs.

H. H. Howard et al  
vs  
L. H. Poe et al

In the Circuit Court at Galtway  
James Co Term.

now come the Defts and move that the court grant them a new trial, and for grounds thereof assign the following reasons-

- 1st - There is no law to support the judgment of the court
- 2nd - The judgment of the court is contrary to the law.
- 3rd - The judgment of the court is contrary to the preponderance of the evidence
- 4th - The law and the evidence preponderates against the judgment of the court -
- 5th - The court committed reversible error in taking the property of Defts by exercising the right of eminent domain because it is not clearly and urgently demanded for the public good.
- 6th - The court committed reversible error in condemning and taking the land of Defts for the public road petitioned for because the proof shows that such a road is not needed and because the road is not clearly and urgently demanded for the public good.
- 7th - The amount of damages allowed by the court is wholly inadequate, and because of this, the court committed reversible error.
- 8th - The evidence showed that damage to Defts because of the taking of said property and the establishing of said road as petitioned for would result in pecuniary damage to Defts in the sum of at least \$1000. The amount allowed by the court \$200. is shockingly inadequate. and the judgment of the court should be reversed for this reason

There upon Court adjourned to Court in Canal

Franklyn  
Judge

Captions June Term 1918-

State of Texas }  
 James County } Be it remembered that a court  
 sworn and held in and for said county of James  
 at the court house in the town of Satterhill, on the  
 4th Monday in June, in the year of our Lord 1918-  
 present and presiding the Hon Frank L. Lynch, Judge  
 of said circuit, when the following proceedings  
 were had:

The court was opened in due form by Thos Carter  
 Sheriff of said county, and by him was turned  
 into court a writ of venire facias delivered to him by  
 the clerk of the county court of said county  
 showing that at the ~~present~~ term thereof - 1918 -

said court had appointed the following persons, being  
 good and lawful men of said county, to serve as  
 jurors at the present term of that court, to wit: -

1. Jeff Stiles. 2. W. D. Johnson. 3. J. L. Johnson. 4. C. R. Bare.  
 5. J. F. Eldridge. 6. John Ramsey. 7. W. D. McDaniel. 8. John Lovell.  
 9. Claude Davis. 10. Anderson Berger. 11. William Hale. 12. Ed Hembel.  
 13. Thos Smith. 14. J. F. Holder. 15. Lee Bates. 16. Frank True.  
 17. Woodson Fitzgerald. 18. Henry Knapp. 19. R. A. Lideon.  
 20. D. J. Hall. 21. S. M. McKeith. 22. H. J. Humphreys.  
 23. Luther Hamby. 24. L. H. Sylar. 25. C. T. Rogers.

Who being summoned by the sheriff appeared, and out  
 of these jurors so summoned was drawn - Henry Knapp  
 2. J. L. Johnson 3. Woodson Fitzgerald 4. W. D. McDaniel, Jeff Stiles  
 5. D. J. Hall 6. Frank True 7. Anderson Berger, C. T. Rogers  
 8. John Ramsey 9. Claude Davis, 10. Ed Hembel 11. L. H. Sylar.

Who being duly elected a grand jury of whom L. H. Sylar  
 was appointed by the court foreman, and the said grand  
 jury, in all things, as the law directs, being duly sworn  
 and charged to inquire for the body of the county  
 aforesaid, retired to consider of presentments and indict-  
 -ments. For good and sufficient reasons, W. D. Johnson, C. R. Bare,

J. F. Eldridge, Wm Hale, Tom Smith, J. F. Holder and R. A. Lideon, the bills  
 were by the Court Excused from further service as jurors at  
 the present term of Court and ~~for the following~~ Ples Bull,  
 Bill Johnson, L. M. Roy, Ward Taliaferro, J. M. Crow, W. G. Bell, John  
 Havens, and J. M. Alontz, were appointed by the Court to  
 serve as jurors at the present term of the following

persons were called to serve as Travis jurors, at present term of Court,  
 H. J. Humphreys, Ples Bull, W. A. Hedgeons, Lee Bates, Bill Johnson  
 Ward Taliaferro, J. M. Crow, W. G. Bell, Sam McKeith,  
 J. M. Alontz, and John Havens

Tom Carter Sheriff was appointed to wait on the Court  
and Frank Lewis Constable was appointed to wait on  
Grand Jury.

State of Tenn. } D. P. W.  
vs. }  
Linn Davis } The Atty Gen. comes to Prosecute in  
behalf of the State and the said  
Linn Davis comes in proper person and  
pleads not guilty to the bill of indictment  
against him, and for his trial puts himself  
upon the country, and the Atty Gen doth the  
like, and thereupon came a jury of good and  
lawful men - to wit: J. H. Humphreys, Ples Lovell, A. W. Hudspens,  
Lee Bates, Bill Johnson, L. M. Roy, Hard Saligens, Tom Crosswell, Bell  
Sam McEhee, Jack Hixson, John Havens, who being elected, tried,  
and sworn to well and truly try the same  
joined, on their oaths do say that the Deft. is  
not guilty of the D. P. W.

State of Tenn. } A. & B.  
vs. }  
W. M. Roach } The Atty Gen. comes to Prosecute  
in behalf of the State and the said  
W. M. Roach comes in proper person and  
pleads not guilty to the bill of indictment against  
him, and for his trial puts himself upon the  
country, and the Atty Gen. doth the like, and  
thereupon came a jury of good and lawful men -  
to wit: J. H. Humphreys, Ples Lovell, A. W. Hudspens, Lee Bates, Bill Johnson,  
L. M. Roy, Hard Saligens, J. McCrow, W. B. Bell, Sam McEhee, Jack Hixson, John Havens,  
who being elected, tried and sworn to well and truly try the  
issue joined, on their oaths do say that the Deft. is  
not guilty of the Assault and Battery.

State of Tenn. } Murder.  
vs. }  
John Cousar & Nancy Hopkins } This case came to be tried  
before the Court and upon applic-  
ation of State, this case was  
continued until next Term of Court of absence  
of Ed. Edmondson.

State of Tenn. } Larceny  
 vs. }  
 Menley Garret } This case came to be tried  
 before the court and by consent of  
 both parties this case was continued  
 till next term of court.

Will Carroll } Damage  
 vs. }  
 Dr. C. G. Hughes } This case came to be tried before  
 the court and upon application of Plain-  
 tiff was continued till next term of court.

J. D. Campbell } Failing to pay salary as teacher,  
 vs. }  
 James County } This case came to be tried before  
 the court and by consent of both  
 parties this case was continued till next term of court.

J. S. Lewis } Damage  
 vs. }  
 Bank of Columbia } This case came to be tried before  
 the court, and upon application of Def.  
 was continued till next term of court, and twenty  
 days to file plea.

and receive  
 my share of  
 26/7

Curt Lee } Appeal  
 vs. }  
 J. N. Haran et al } This case came to be tried before  
 the court and upon application of  
 Plaintiff was continued till next term  
 of court and Plaintiff paying cost of term.

W. A. Welch } Appeal  
 vs. }  
 J. R. Allen } This case came to be tried before  
 the court and the order of the  
 court that the appeal be dismissed.

Arch Scoggins } Damages  
 vs. }  
 Sam. Ry. } In this case, on motion of plaintiff,  
 he is given 30 days in which to file  
 declaration. In case of failure so to  
 do, the case will stand dismissed and  
 said plaintiff will pay all costs for which execution may  
 issue. If declaration is filed within 30 days default  
 and will have 30 days from date of filing of declaration  
 in which to file.

State of Tenn. } Carnal Knowledge  
 vs. } This case came to be tried and  
 Ralph Smith } upon application of Dept. This case was  
 continued till next term of Court.

The Atty Gen. Comee, and the said Ralph Smith  
 is brought to the bar, and there comes along with  
 the depts. Mrs. Cynthia Smith, John Smith and  
 J. N. Smith, who severally acknowledge themselves  
 indebted to the state of Tenn. as follows. The  
 said Ralph Smith in the sum of \$1500.00 and the  
 said Cynthia, John and J. N. Smith \$500.00 each to  
 be levied of their goods, chattels, lands and tenements  
 but to be void of the said Ralph Smith to make  
 his personal appearance before this court on the  
 4th Monday in Oct. next and answer the state  
 of Tenn. upon an indictment for Carnal Knowledge  
 and not depart without leave of the Court.

State of Tenn. } Burglary  
 vs. } In this case by consent the cause is continued  
 Ed Smith } until next term of the Court. It appearing from the  
 statement of W. A. Schofield as upon oath Chas. Smith  
 is beyond the limits of the state, that he will state if present  
 that he was present when ~~the~~ alleged the Barn of Moore  
 Prosecutor was alleged to be broken and corn stolen and  
 will swear that neither he nor Ed Smith broke it or  
 stole any corn that he is the only witness by whom  
 these facts can be proven whereupon he moved the Court for  
 an order to take the deposition of Chas. Smith upon notice  
 or interrogations and the Court over ruled said motion and  
 refused to grant Dept. an order to take said deposition to  
 which action of the Court the Dept. excepted.

Ok, Justice Lynch

State of Tenn. }  
 vs. } By order of the Court an Alias Capias be issued for  
 Chas. Smith } the said Chas. Smith to appear at the next term  
 of Court.

The Grand Jury came into open court headed  
 by their Foreman and returned indictments  
 against the Depts. for Violating age consent  
 on the persons of Ethel Pettis and Jesse Knox  
 and indorsed a true Bill in the following words  
 and figures to wit:

June Term 1915.

Camal Knowledge  
 State of Tenn. vs.   
 Ralph Smith  
 The Grand Jurors for the state aforesaid, being duly summoned, elected, empanelled, sworn, and charged to inquire for the body of the County aforesaid, upon their oaths present: That Ralph Smith Heretofore on the 11<sup>th</sup> day of Aug 1917, in the County aforesaid did unlawfully and felonously, have sexual intercourse with and carnally know one Ethel Bettis a female under the age of 21 years and over 12 years old against the Peace and dignity of the State  
 B. G. McKenzie Atty. Gen.  
 A True Bill L. H. Sylar Foreman of the Grand Jury  
 Charge Violating age consent State of Tenn. vs. Ralph Smith  
 J. K. Bettis Prosecutor Clerks summons for State  
 Ethel Bettis, Bob Wenger, Ben. G. McKenzie Atty. Gen.  
 Filed in office 24<sup>th</sup> day of June 1915, W. L. Holder Clk.

State of Tenn. vs.   
 Jack Bantler  
 The Grand Jurors for the state aforesaid, being duly summoned, elected, empanelled, sworn, and charged to inquire for the body of the County aforesaid, upon their oaths present: That Jack Bantler Heretofore on the 20 day of June 1917 in the County aforesaid did unlawfully, and felonously have sexual intercourse with and carnally know a female under the age of 21 years and over the age of 12 years to wit: Jessie Knox, against the Peace and dignity of the State.  
 B. G. McKenzie Atty Gen.

A True Bill. L. H. Sylar Foreman of the Grand Jury  
 Charge Violating age consent, State of Tenn. vs. Jack Bantler  
 H. F. Lewis Prosecutor Clerks summons for State  
 Jessie Knox  
 Ben G. McKenzie Atty Gen.  
 Filed in office 24<sup>th</sup> day of June 1915  
 W. L. Holder Clk.

Whereupon Court adjourned till Tuesday morning June 25, 1915 O'clock

Frank L. Lynch  
 Judge



Tuesday Morning June 25 1915.  
 Court met pursuant to adjournment, Present and  
 Presiding the Hon Frank L. Lynch Justice  
 when the following proceedings were had and  
 entered to wit:-

To the Hon Frank L. Lynch Justice and members of the James Co.  
 Bar. Your committee, appointed to draft resolutions on the  
 death of a member of this bar, beg leave to report; Osceola  
 Gilbert Stone was born in Bradley Co, Tenn, April 22, 1875  
 and died at Chattanooga May 1, 1915, age 43 years and Ten  
 days He was the son of Rev. S. B. Stone a minister of the  
 Christian Church and Emily Stone. He was the youngest of  
 seven children five boys and two girls, all of whom are  
 dead except one brother and one sister. His father died  
 when Osceola was about 14 years old, His mother who is  
 past 70 years of age survives He joined the Christian  
 Church in Bradley Co, when about 15 years of age, and  
 had his membership with the first Christian Church  
 of Chattanooga at the time of his death. He received his  
 education in the public schools of Bradley Co, and  
 taught school in Bradley and James Counties before going to  
 Hamilton County to reside, In Aug, 1899, Mr. Stone  
 married Miss Lila Denton of Bradley Co, who with their  
 two children, Helen and Osceola Jr, survive him.  
 Mr. Stone Practiced law at this bar and at the Chattanooga  
 bar for more than twenty years and was connected with many  
 cases of public interest, He had in his veins from his mother side  
 the blood of the Cherokee Indians, of which he was very proud, and  
 was ever ready to lend a hand to one of these having the blood  
 of this primitive race. as an Atty, O. G. Stone, was honest,  
 upright, loyal to his clients, sincere in his position and  
 respectful to the Courts and opposing Counsel, as a man  
 Mr. Stone was pleasing to meet, He was large hearted and of a  
 tender nature, He loved Justice; He detested shame,  
 The large concourse of people who attended his funeral at his  
 home in Chattanooga and later in the day at the County  
 church in Bradley Co, attest the universal esteem in which  
 he was held, you our brethren have attended many funerals  
 of members of the bar you have been present when great  
 Lawyers were laid away and when the last word was said  
 over the Judges whose reputations had passed beyond the  
 confines of the States yet in doubt if a funeral over  
 one of our departed members ever before called  
 forth so universally representative class of our people  
 The people of the Federal Court, the Judges of this Court

County and City officials were there, the humble white man was there, and the humble colored man was there, all attesting the universal esteem in which he was held by those who knew him and loved him. Brethren of the bar, let us learn a lesson from this happy and optimistic life, we are not all blessed with the sunny radiant nature of O. G. Stone, but we may cultivate and imitate his fine qualities in meeting and passing, and repassing with our fellow men. We may warm up our natures a little. We may speak a kind word here and there, we may show our sympathy for the misfortunes of the helpless we may give a word of cheer to him who we meet that is bearing burdens we know not of. Therefore, be it resolved: That in the death of O. G. Stone, the James Co. bar has lost one of its most highly esteemed members, a man of high ideals of great integrity, of real worth in the community. Be it further resolved, that we extend to his heart broken widow and his orphan children our heartfelt sympathy, and that a copy of these resolutions be furnished his family, and that these resolutions be spread of record as part of the minutes of this Court as a memorial to the worth of a good man.

John H. Early, Chairman  
B. D. McKenzie Atty Gen.  
George E. Westerberg Secretary

To Judge Frank R. Lynch, pro &c.

We your committee appointed to report a resolution on the death of Sheriff Luther Green beg to say, that since the last term of Court, Sheriff Green has passed to his eternal reward. Luther Green was well and favorably known throughout this section, He was a competent and fearless officer, He was a true and loyal friend. He was affable and agreeable to those he came in contact with. Resolved, therefore by the Court and members of the James Co bar, that this County and this Court have lost a competent official, a loyal and true friend and a good citizen. Resolved that this resolution be spread on the minutes of this Court as a memorial to his memory.

John H. Early, Chairman  
Geo. E. Westerberg, Secy  
B. D. McKenzie Atty Gen.

The Grand Jury came into court headed by their foreman and returned indictments against the following persons to wit:

Jno Duffalies Jno Buff — Possessing Liquor  
 Jno White — P. D.  
 Bob Bates — Possessing Liquor  
 Bill Rus — Possessing Liquor.  
 Geo. Bishop — Lewdness.

State of Tenn  
 U.S.

Jas Stansel &  
 Jerome Wilson

State of Tenn. James Co. Circuit Court June term 1918.  
 The Grand Jurors for the state aforesaid being duly summoned, elected, empaneled, sworn and charged to inquire for the body of the County aforesaid, upon their oaths present: That Jas. Stansel and Jerome Wilson heretofore on the 7th day of May 1918 in the County aforesaid, did unlawfully, feloniously, and Burglariously break and enter into the store house of A. W. Marshall by force with intent to commit a felony, to wit, a larceny and did then and there unlawfully and feloniously take, steal and carry away 3 pair shoes of the value of \$18.00 = 2 gold rings value \$8.50 and 2 caps value 2.00 all of the value of \$28.50 the property of A. W. Marshall.

Against the peace and dignity of the State  
 Second Count.

The Grand Jurors for the state aforesaid, being duly summoned, elected, empaneled, sworn and charged to inquire for the body of the County aforesaid, upon their oaths further present:

That Jas. Stansel & Jerome Wilson heretofore on the 7th day of May 1918 in the County aforesaid, did unlawfully, feloniously and fraudulently receive and conceal with intent to deprive the true owner thereof 3 pair shoes value \$18.00 2 gold rings value \$8.50 2 caps value 2.00 all of the value of \$28.50 The personal property of A. W. Marshall which had before that time, been unlawfully and feloniously taken, stolen and carried away, and then the said James Stansel & Jerome Wilson well knowing at the time they so received and concealed said property as aforesaid, that the same had been so stolen as aforesaid, against the peace and dignity of the State.

B. D. Mc Spangie Atty Gen.

a true Bill L. H. Sykes foreman of Grand Jury charged Burglary &  
 Larceny State of Tenn. vs. Jas Stansel & Jerome Wilson, A. W. Marshall Prosecutor  
 with summons of State, Bond D. Mc Spangie Atty Gen. District Office  
 25 June 1918. W. L. Holder clk

To the Hon. Frank L. Lynch Judge, Report of the Grand Jury June Term 1918. We the undersigned members of the Grand Jury for James Co. June Term 1918 respectfully report, we have carefully investigated all reports of violations of law and offenses committed in said County and have returned true bills all of said offenders, and having fully reported we ask that we be discharged

L. H. Sylar Foreman

- 1 Henry Krauff
- 2 T. L. Johnson
- 3 Woodson Fitzgerald
- 4 W. D. McDaniel
- 5 Jeff Sturley
- 6 D. J. Hall
- 7 Frank True
- 8 Anderson Barber
- 9 A. J. Rogers
- 10 John Ramsey
- 11 Claud Davis
- 12 Edw Gamble
- 13 L. H. Sylar.

State of Tenn.  
Vt.  
Jas Staniel & James Wilson

House breaking & larceny.

Came the Defts in proper person and the Atty Gen. who prosecutes for the state, and the Deft being arraigned and charged in the

indictment for - plea thereto says they are not guilty, and for their trial puts themselves upon the country and the Atty Gen. both the like, whereupon to try the issues joined, came the following jury to wit: 1 J. H. Humphreys, 2 W. H. Howard 3 J. M. Clouty, 4 Lee Bates 5 Bill Johnson 6 L. M. Roy 7 Jack Hinson 8 Henry Mathway, 9 T. M. Crow, 10 J. W. Hudgens, 11 John Haven 12 Andy Marler. all good and lawful men, citizens of James Co. who being duly summoned, elected, empanelled and sworn, and after hearing the evidence and receiving charge of the Court, upon their oaths do say that the Deft. is guilty in manner and form as charged in the indictment and for ~~the~~ punishment say they shall be confined in the Penitentiary for the period of 1 to 5 years. It is therefore ordered that the Defts. for the offense aforesaid be confined in the penitentiary of the state at hard labor for the term of 1 to 5 years and that they pay all costs of this prosecution for which execution may issue, and it appearing to the Court from the proof that the Defts. is wholly insolvent. It is therefore on motion of the Atty Gen. considered by the Court that the State of Tenn. pay all the costs accrued on behalf of the state and the Clk. is ordered to certify the same for payment, and it is further ordered by the Court that the Deft. be rendered infamous and forever disqualified from holding any office of trust or holding or being a witness in any of the courts of this State or exercising the elective franchise

Joe K Lewis  
 vs  
 Bank of Colton  
 Com the plaintiff Joe K Lewis and  
 Circuit Court Jan 2. D. -

moved the Court that he be allowed to amend the declaration filed in this case in the following manner, please form, to wit: -

That the sentence or assertion as stated in lines 11 & 12 of said declaration which now reads "Plaintiff accepted said office, position or employment for a period of six months more or less" be amended, changed so as to read "Plaintiff accepted said position and filled and acted in said office, position or employment for a period of six months more or less"

And that in line 16 of plaintiff's declaration between the words "two" and "and", the following words be inserted to wit: -

"And which he was employed to do" so as to cause line 16 to read as follows: - "which he was supposed to attend to and which he was employed to do and was informed by the"

It is further noted that defendant have 20 days in which to plead in such manner as he chooses.

Court therefore adjourned to come in Court

Frank Dyck  
 Judge

Bond of W. L. Holder.  
Circuit Court Clerk of James county.  
State tax,

Know all men by these presents that we, W. L. Holder Prin Luther Hamby W. O. Watts, Ed Roberson, W. J. Jones, A. K. Poe, W. G. Haley E. C. Smith, J. B. Shirley, G. M. Wolfe, L. A. Carter, J. C. Parkerson, J. P. Haven & L. Rogers, B. H. Riggs, of the County of James and State of Tennessee, are held and firmly bound unto the State of Tennessee in the just and lawful sum of Five ~~thousand~~ \$5,000.00 Dollars, good and lawful money of the United States, for the payments of which, well and truly to be made. We bind ourselves, our heirs, executors, administrators, and assigns, jointly and severally by these presents.

In Testimony whereof, see our hands and seals, this the 2nd day of Sept. 1918.

The condition of the above obligation is such, that whereas, the above bounden, W. L. Holder, was, on the 1st day of Aug. A. D. 1918, elected Circuit Court Clerk, of James County, for the legal and constitutional term of four years and until his successor shall be elected and qualified; and whereas, the said W. L. Holder, as Circuit Court Clerk, aforesaid, hath appeared in open court, and taken an oath to support the constitution of the United States, and of the State of Tenn., and an oath of office as prescribed by law

Now therefore, should the above bounden W. L. Holder, truly and faithfully perform all the duties of the office of Circuit Court Clerk, for the term of his office, according to the requirements of law, and shall faithfully collect and pay over, within the time and in the manner prescribed by law, to the Treasurer of the State of Tennessee, or the proper officer designated by the laws of Tenn. to receive the same, all State taxes by him collected, or that ought to be collected, during his said term of office, then this obligation to be void otherwise to remain in full force and effect.

W. L. Holder Principal,  
Luther Hamby, W. O. Watts, Edd Robinson, W. G. Haley,  
E. C. Smith, J. B. Shirley, G. M. Wolfe, L. A. Carter,  
J. C. Parkerson, J. P. Haven, A. J. Rogers, B. H. Riggs,  
W. J. Jones, A. K. Poe.

Acknowledged by Principal and sureties and examined by and approved by the court, this the 2nd day of Sept. 1918.  
A. D. Hamble, Chairman, Examined and approved this

day of.

1911

Judge. 18 Judicial circuit

Oath.

State of Tenn. James County -

W. L. Hoeder, being duly sworn according to law, doth take his solemn oath that he will support the constitution of the United States and the State of Tenn: that he has not, directly or indirectly given, accepted, or carried a challenge, in writing or otherwise, to any person being a citizen of the State, or admitted therein, since the adoption of the constitution in 1795, and that he will not, during his continuance in office, be guilty of either of these acts, and that he will faithfully collect, and account for, all taxes of James County, and State of Tennessee, or causes the same to be done, according to law.

He further solemnly swears that he will use all lawful means in his power to find out and assess such property as may not have been assessed or which has been inadequately assessed for taxation in said county, and return a list of the same on settlement. So help me God,

W. L. Hoeder.

Sworn to and subscribed before me this day of 1911.

Jno A. Hall, County Court Clerk

Bond for the safe keeping of the records.

State of Tennessee - James County.

We - W. L. Hoeder, J. B. Shirley, J. M. Wolfe, G. M. Wolfe, W. O. Watts, B. H. Biggs, Luther Hamby, E. C. Smith, Ed. Robinson, E. K. Haley, J. B. Havens, L. A. Carter, A. S. Rogers, W. J. Jones, A. N. Poe, J. C. Parkerson, obligate and bind ourselves in the penal sum of Ten Thousand Dollars, payable to the State of Tenn.

To be void on condition the said W. L. Hoeder this day inducted into the office of circuit court clerk, for James County, safely keep and preserve, the records of said county, and faithfully discharge the duties of his office.

Witness our signatures this 2 day of Sept 1911.

W. L. Hoeder, J. B. Shirley, J. M. Wolfe, G. M. Wolfe, W. O. Watts, B. H. Biggs, Luther Hamby, E. C. Smith, Ed. Robinson, E. K. Haley, J. B. Havens, L. A. Carter, A. S. Rogers, W. J. Jones, A. N. Poe, J. C. Parkerson

Approved this 2nd day Sept. 1918.

A. O. Gamble Chairman  
Oath.

I solemnly swear that I will support the constitution of the United States, and the constitution of the State of Tenn. and the laws made in pursuance thereof, and will administer, without respect of person faithfully and impartially, all the duties of the office to which I have been elected; and that I have not, since the year 1870, directly or indirectly, given, accepted or knowingly carried a challenge, in writing or otherwise, to any person being a citizen of this state either in or out of the state, or aided or abetted therein, since I have been a citizen of this state, and that I will not, during my continuance in office be guilty of either of these acts. So help me God,

W. L. Hoeder

General Revenue Bond.

State of Tenn. James County.

We W. L. Hoeder, J. M. Webb, G. M. Wolfe, W. D. Watts, J. C. Barkerson, Luther Hamby, A. H. Poe, Ed. Robinson, J. B. Haven, E. S. Haley, A. J. Rogers, J. B. Shirley, B. H. Biggs, L. A. Carter, W. J. Jones, E. C. Smith, obligate and bind ourselves in the penal sum of Five Thousand, (\$5000.00) Dollars, payable to the State of Tenn.

To be void on condition the said W. L. Hoeder, this day inducted into <sup>the</sup> office of Circuit Court Clerk for James Co. does well and truthfully pay over all moneys arising from taxes, fines, and forfeitures which may come or ought to come, into his hands, by virtue of his office. Witness our signatures this the 2nd day of Sept. 1918. W. L. Hoeder, J. M. Webb, G. M. Wolfe, W. D. Watts, J. C. Barkerson, Luther Hamby, A. H. Poe, Ed. Robinson, J. B. Haven, E. S. Haley, A. J. Rogers, J. B. Shirley, B. H. Biggs, L. A. Carter, W. J. Jones, E. C. Smith.

Approved this 2nd day of Sept. 1918.

A. O. Gamble, Chairman.



## Oath.

I do solemnly swear that I will execute all the duties of the office of circuit court clerk, for Jones county, to which I have been elected, and which I am about to assume, without prejudice, partiality or favor, to the best of my skill and ability, and I do further swear, that I have neither given nor will give any person any gratuity, gift, fee, or reward, in consideration of his support for my office, nor have I sold, or offered to sell my interest in said office.

and I further swear that I will support the constitution of the United States, and that I have not, since the year 1870, directly or indirectly given, accepted, or knowingly carried a challenge, in writing or otherwise, to any person being a citizen of this State, either in or out of the State, or aided or abetted therein, since I have been a citizen of the State, and that I will not, during my continuance in office, be guilty of either of these acts. So help me God.

W. L. Haeder.

caption February term 1919

State of Tennessee }  
James County. } Be it remembered that a Circuit Court of the 18 Judicial Circuit begin and held in and for said County of James at the Court House in the town of Cottwah on the fourth monday in February in the year of our Lord 1919 present and presiding the Hon John T. Raulston Judge of said Circuit. When the following proceedings were had. And entered & record by -

The Court was opened in due form by Thomas Carter Sheriff of said County and by him was turned into Court a writ of venire facias delivered to him by the Clerk of the County Court of said County showing that at the January term of the quarterly Court of said County 1919. The said Court had appointed the following named persons being good and lawful men of said County to serve as Jurors at the present term of this Court to-wit. J B Hix Ad Moon Charles Whitaker C L Barr R C Bowers G C McDaniel Dan Humphreys J. C. Richie G R Lewis Cull Hood G. D. Griffith. Curt Lee P. A. Henry J. M. Roy A. N. Pol Henry Rineheart J. J. Davis A. W. Marshall J. C. Sims A. J. Smith J. H. Matheny W. H. Fitzgerald R. H. Cannon Ed. Long, Jess Trotter.

Who being summoned by the Sheriff appeared and out of these Jurors so summoned <sup>as provided by law</sup> was drawn, 1st G. R. Lewis 2 Henry Rineheart 3 Ad Moon 4 G. D. Griffith 5 J. C. Sims 6 Charles Whitaker 7 Jess Trotter 8 P. A. Henry 9 C L Barr 10 R. H. Cannon 11 A. N. Pol 12 J. H. Matheny 13 Dan Humphreys. Who being duly elected as Grand jury of whom G. R. Lewis was appointed by the Court as foreman and the said grand jury in all things as the law directs being duly <sup>sworn</sup> impaneled, sworn and charged to inquire for the body of the state and County aforesaid retired to consider of presentments and indictments. For good and sufficient reasons J. C. Richie Curt Lee J. M. Roy A. W. Marshall A. J. Smith and Cull Hood. Were by the Court excused from further service as Jurors at the present term of Circuit Court and C. E. Steel. Sam Malone. Sam Riddle. John Dylar J. H. Roy J. C. Fisher were appointed by the Court to serve as Jurors to at the present term. The following persons were called to serve as travers Jurors at the present term of Court R. C. Bowers. W. H. Fitzgerald. J. C. Fisher G. C. McDaniel. Sam Malone Ed Long J. J. Davis Sam Riddle C. E. Steel John Dylar J. H. Roy J. B. Hix.

Tom Carter Sheriff and Frank Alison a Deputy Sheriff was appointed by the Court to wait on the Court at the present term. J. B. Haven Constable of the second district was appointed by the Court to wait on the Grand jury at the present term.

On account of the prevalence of the epidemic of "Spanish influenza" throughout the Country and by the order of the James County Board of health guaranteeing all public gatherings at the October term of the Circuit Court, 1918 for said County of James said term of Court went over till the regular term of the Circuit of Feb 1919. It was also ordered by the Judge of this Circuit that said term went over till the regular term of the Circuit Court in February 1919. W. L. Holder clerk.

F. B. Baldner } Divorce  
vs } No 304

Nannie Balder } In this cause it is made to appear to the Court that process has been regularly served upon the defendant requiring her to appear and make defence and that she has failed to appear within the time required by law and upon motion of plaintiff judgment Pro-Confesso is taken against the defendant and the cause set for hearing ex parte as to her. The cause came on for further hearing on the same date Feb 24 1919 before the Hon John T. Raulston Judge upon the said judgment Pro-Confesso, and the oral testimony from all of which it is adjudged by the Court that the plaintiff is entitled to the redress sought. It is therefore further adjudged that the bonds of matrimony subsisting between plaintiff and the defendant be forever dissolved and that plaintiff be restored to all the rights and privileges of an unmarried person and that plaintiff pay all the costs of this cause for which execution may issue.

S. F. Bawser & Co Inc } No 306  
vs }

S. J. Carter } Circuit Court at Ottewah  
In this cause it appearing that the Coroner has failed to execute the writ of replevin and has failed to take possession of the property sought to be replevied and has returned the original replevin writ without taken said property it is ordered that an alias writ of replevin issue and it appearing that the defendant is the Sheriff of this County, the alias writ

will issue to and be served by the Coroner of the County  
 Plaintiff also suggests in open Court the loss of the  
 Declaration, and it appearing that said Declaration is not  
 with the papers and cannot be found, it is ordered that  
 said Declaration be supplied. It appearing that defendant's  
 attorney is sick and excused from attendance on Court  
 at this term no action is taken on the defendant's  
 motion dismiss but the ~~both~~ parties will prepare  
 the case for trial at the next term of Court by causing  
 said motion to be disposed of in due time and if  
 necessary pled to the next term so as not to delay  
 Approved for entry this 24<sup>th</sup> of Feb 1919  
 J. T. Raulston Judge

State of Tennessee }  
 vs

Bob Bates

No 313

Charge Possessing liquor

In this Cause came the Attorney General  
 who prosecutes for the State and the defendant in  
 proper person who for plea says he is not guilty  
 and puts himself upon the County for trial. The Atty  
 General doeth the same whereupon the Cause the  
 following jury to-wit 1st R. C. Bowers 2<sup>d</sup> W. S. Fitzgerald  
 3 J. C. Fisher 4 H. C. McDaniel 5 Sam Malone 6 Ed. Long  
 7 W. A. Roberson 8 Sam Riddle 9 C. E. Steele 10 John Sylar  
 11 J. H. Roy 12 J. B. Mix. Who after hearing all the evidence  
 in this Cause upon their oaths declare they find  
 the defendant not guilty as charged on the indictment  
 It is therefore ordered by the Court that the Depen-  
 dent go hence without day.

State of Tennessee }  
 vs

Bill Reed

No 314 Charge Possessing liquor

In this Cause came the Attorney  
 General who prosecutes for the  
 State and the defendant in proper person  
 who for plea says he is not guilty and puts  
 himself upon the County for trial. The Atty  
 General doeth the same. whereupon the Cause the  
 following jury to-wit 1st R. C. Bowers 2<sup>d</sup> W. S. Fitzgerald  
 3 J. C. Fisher 4 H. C. McDaniel 5 Sam Malone 6 Ed  
 Long 7 W. A. Roberson 8 Sam Riddle 9 C. E. Steele  
 10 John Sylar 11 J. H. Roy 12 J. B. Mix. Who after  
 hearing all the evidence in this Cause and hearing  
 the argument of the attorneys and receiving the Charge  
 of the Court retired to consider the Case and upon  
 their oaths declare they find

The Defendant not guilty as Charged on on the indictment  
 It is therefore ordered by the Court that the  
 Defendant go hence without day -

State of Tennessee }  
 vs  
 Ed. Smith } No 296 Charge Burglary  
 In this Cause came the Atty General  
 who prosecutes for the State and The Def-  
 in proper person who for plea says he is not guilty  
 and puts himself upon the County for trial. The Atty  
 General doeth the same whereupon the Cause the  
 following Jury were ~~sent~~ to-wit 1st R. B. Bowers 2 W. G.  
 Fitzgerald 3 J. B. Fisher 4 G. O. McDaniel 5 Sam Malone 6  
 Ed Long 7 J. H. Davis 8 Sam Riddle 9 C. E. Steele 10  
 John Taylor 11 J. H. Roy 12 J. B. Hix. ~~who after hearing~~  
~~all the evidence in this case~~ All good and lawfull men  
 Citizens of James County Tenn who being elected empaneled  
 and sworn after hearing all the evidence in the case and  
 receiving the Charge of the Court find the defendant Ed  
 Smith guilty as Charged in the indictment. It is therefore  
 considered by the Court that for the offense aforesaid that  
 the defendant is to serve one day in jail and pay all  
 the Cost of the Cause for which execution will issue  
 Thereupon the defendant appeared in open Court and paid  
 to W. L. Holder Clerk of this Court the sum of \$ to be  
 applied on the payment of the Cost

State of Tennessee } Attachment for witness  
 vs  
 Oscar McCampbell } In this Cause came the Attorney  
 General B. G. McKenzie and makes  
 oath in due form of law that  
 Oscar McCampbell has been regular subpoenaed or he is informed  
 and believes and shown by the Circuit Court subpoena  
 and he was obliged by law to attend and testify at the present  
 term of the Feb. 1917 but said Oscar McCampbell has  
 wilfully failed to obey said Honor of this Court and failed  
 before the Circuit Court of this term and testify as to violation  
 of law as regarded by law and said subpoena and prays for  
 attachment for said witness for Contempt of this Hon Court  
 Sworn to and subscribed before me Feb 24 1919  
 B. G. McKenzie Attorney General L. M. Roy Deputy Clerk

State of Tennessee } Attachment  
 vs  
 George Longley } In this Cause came the Attorney General  
 A. L. Marker } B. G. McKenzie and makes oath in  
 due form of law that George Longley

and A. L. Marler has been regular subpoenaed or he is informed and believes and shown by the Circuit Court subpoenas and they was obliged by law to attend and testify at the present term Feb term 1919 but said George Longley and A. L. Marler has wilfully failed to obey said honor of this Court, and failed to come before ~~the~~ the Circuit Court at this term and testify as to violations of law as regarded by law and said subpoena and progo for attachment for said witnesses for Contempt of this Court.

Sworn to and subscribed before me this the 24 day of Feb 1919 B. G. McKenzie Attorney General  
L. M. Roy Deputy Clerk

State of Tennessee  
vs

330  
331  
332

Oscar McCampbell  
George Longley and  
A. L. Marler

Contempt

In this Cause it appearing to the Court by affidavit of B. G. McKenzie Atty General that Oscar McCampbell

George Longley and A. L. Marler has wilfully failed to appear and testify before the Circuit Court at this term after legal service so to do of subpoena and is therefore in Contempt of Court an attachment awarded by the Court for the defendants returnable at the next term of this Court and their bonds fixed as the law provides.

L. M. Roy appointed Deputy Clerk

It appearing that it was necessary in order to dispatch business that the Clerk of the Circuit Court of James County have the assistance of a Deputy Clerk and the Clerk having duly appointed L. M. Roy as such Deputy Clerk thereupon the Court administered the oath of office to the said L. M. Roy as required by law for such office

Will D. Carver

No 288

vs  
Dr O. H. Hughes

It appearing in the above entitled Cause that Allen Hitzfeldt, Attorney for the defendant, is sick and unable to appear in Court, having been excused by the Court, it is ordered that the case be continued until the next term of Court upon the application of the defendant

State of Tennessee  
vs

John Huff

Possessing Liquor No 315

In this Cause it appearing to the Court that a Capias had been issued at the last term of Court for Defendant having been returned and not executed it is therefore ordered by the Court that Alias Capias be issued for the arrest of the defendant

Monday Feb the 24 1919

State of Tennessee } Public drunkenness No 316  
 vs }  
 John White } In this cause it appearing to the Court that a  
 Capias had been issued at the last term of  
 of Court for Defendant some having been returned  
 into the office of the Clerk not executed. It is therefore ordered  
 by the Court that an alias Capias be issued for the arrest of the Defendant

317 State of Tennessee } Lewdness. This cause is  
 vs } Continued till next term by Consent  
 George Bishop and Hattie Miller } of all parties

Court Lee }  
 vs } # 299 In the Circuit Court of James County  
 J. N. Haven et al. } Tenn. This cause is continued until the next  
 term of this Court by Consent of all parties.

312 State of Tennessee }  
 vs } Carnal Knowledge. (Def in U.S. Army)  
 Jack Banther } This cause is continued until the next term  
 of this Court by the State

297 State of Tennessee }  
 vs } Larceny  
 Hurby Garrett } This cause is Continued by Consent of all  
 parties until the next term of this Court

The Grand Jury came into Court headed by  
 their foreman G. R. Lewis and returned indictments  
 against the following persons to wit

Age Hutson	Public Profanity
Lee Davis	Failing to register female dog
Joseph Wilkey (et al)	" " " " "
W. J. Bailey	" " " " "
Alfred D. Price	" " " " "
Wilbur Fairbanks	" " " " "
D. T. Cantrell	" " " " "
Henry Fairbanks	" " " " "
A. J. Rogers	
James Burnes & Jennie Burnes	Lewdness
Bob Hutson	Carrying pistol
Jack Hutson	" "

State of Tennessee } Murder No 310  
 vs. }  
 Bob, Hutson and } State of Tennessee James  
 Jack Hutson } County, Circuit Court Feb  
 term 1919 The Grand Jurors for  
 the State aforesaid, being duly summoned elected  
 impanelled sworn and charged to inquire for the

Monday Feb the 24 1919

Filed in  
office Feb  
24 1919  
W. L. Holder  
Clerk  
Miss ~~Argo~~  
Mary Nation  
Frank Argo  
President of Court  
from old Court  
3/11

body of the County aforesaid upon their oaths present  
That Bob Hutson and Jack Hutson heretofore on the 27  
day of August 1918 in the County aforesaid, willfully,  
deliberately, maliciously, premeditatedly and of malice  
aforethought kill and murder Marion M. Argo against  
the peace and dignity of the State B.G. McKenzie  
G.R. Lewis Foreman Attorney General

State of Tennessee } Having Corral Knowledge of female  
v. s. } under age of Consent  
George Fitzgerald } State of Tennessee James County  
Circuit Court Feb term 1919. The Grand

Jurors for the State and County aforesaid being duly summoned  
empaneled sworn and charged to inquire for the body of  
the County aforesaid upon their oaths present; That,  
George Fitzgerald; heretofore on the — day of July 1918 in  
the County aforesaid did unlawfully and feloniously,  
Carnally know and abuse Leana Biggs; a female, then  
being over the age of twelve years and under the age of  
Twenty One years to the evil example of all others in like  
case offending, Contrary to the statute in such case made  
and provided and against the peace and dignity of  
the State B.G. McKenzie Attorney General  
Second Court

And the Grand Jurors for the State being duly summoned  
empaneled. Sworn and charged to inquire for the body of  
the County aforesaid, upon their oaths further present,  
That George Fitzgerald heretofore on the — day of July  
1918 in the County aforesaid did unlawfully and felo-  
niously, Carnally know and abuse one Leana Biggs  
a female then being under the age of Twenty One  
years to the evil example of all others in like  
Case offending Contrary to the statute in such case  
made and provided and against the peace and  
dignity of the State B.G. McKenzie Atty General  
G. R. Lewis Foreman of Grand Jury. B. H. Biggs  
Prosecuter, Len Biggs Witness, Filed in office Feb 24 1919  
W. L. Holder Clerk

Order dismissing Grand Jury  
The Grand Jury having finished their investigations  
for the present term. Thereupon the Court ordered  
they be dismissed from <sup>further</sup> service at this term of  
Court; and the Clerk of this Court Certify to the  
Chairman of the County Court the amount due each  
Jurymen for their attendance as the law directs  
Therefore Court adjourned till Tuesday morning at 10 o'clock  
J. R. Holder



Tuesday Feb the 25 1919

Tuesday morning Feb the 25 1919

Court met pursuant to adjournment, Present and presiding the Hon John T Raubston Judge when the following proceedings were had to-wit

No ~~287~~  
No 289 } J. N. Campbell } Failing to pay salary as teacher  
v.s. } This Cause is continued on the account of the  
James County } illness of Attorney Allen Hitzfeldt till Thursday  
of next term.

No 298 } J. N. Lewis } Damage  
v.s. } This Cause is continued by consent till  
Bank of Cottwah } Thursday of next term

Arch Stiggins Admr } No 306 Damage  
v.s. } On motion of the defendant by  
Southern Railway Co } Counsel the above Cause is dismissed  
for failure to file a declaration in  
said Cause and the same stricken from the docket

Burke Hixson & J. W. Roark } No 308 Appeal  
v.s. } This Cause is continued till  
J. W. Tally } next term of this Court on the  
application of plaintiff.

M. V. Willson administrator } No 307 Damages  
of Earnest Willson deceased } Declaration ordered amended  
v.s. } Motion  
Walker D Hines Director General } In the Circuit Court of James  
of Railroads } Southern Railway Company } County Tennessee. The Plaintiff  
moves that Walker D Hines Director General of Railroads,  
be substituted as defendant for the Southern Railway Company  
and shows that: The Cause of action is for personal damages  
and death; and it arose since Dec 31st 1917 to wit in June  
1918

T. J. Harris, Attorney for plaintiff.

It appearing to the Court that the above named Cause of action arose since Dec 31 1917, it is ordered upon motion of the plaintiff in accordance with the order no 50 A. U. S. R. R. adm., that the name of Walker D Hines Director General of Railroads be substituted for that of the Southern Railway Company as defendant in said case, against substituted defendant.

T. J. Harris

Plaintiff's Attorney

Cook Swamy & N. M. &

J. L. Smith } Atty for defendants

John T Raubston  
Judge

Tuesday February the 25 1919

J. A. Smith } No 309 Appeal  
 v.s.  
 W. M. Cobb } This Cause came on to be heard this  
 day before the Hon John T Raulston Judge  
 without a jury. The finds the facts in  
 in favor of the plaintiff and that he is entitled  
 to the possession of one bay mile in Controversy known  
 as the W. J. Jones mule. It is therefore adjudged that  
 said mule is the property of J A Smith the plaintiff  
 and that he is entitled to the possession of the same.  
 The Costs of this Cause is adjudged against the  
 defendant for which execution may issue  
 J. T. Raulston Judge

No 290  
 Maritta Fertiger Co } Appeal Land Condemnation order  
 v.s.  
 W. P. Elder } It is therefore adjudged by the Court  
 that the suit be dismissed and  
 that the defendant recover of the  
 plaintiff the Costs, for which execution will issue

State of Tennessee } No 307 Charge Carnel Knowledge  
 v.s.  
 Ralph Smith } This Cause is Continued by the  
 State and is set for Tuesday of the  
 June term 1919

State of Tennessee } No 310 Charge Murder  
 v.s.  
 Bob Hutson and } This Cause is Continued by State and  
 Jack Hutson } set for Tuesday of June term 1919

State of Tennessee } No 311 Charge Carnel Knowledge  
 v.s.  
 George Fitzgerald } This Cause is Continued by Consent  
 and set <sup>for</sup> Wednesday of June term 1919

Jane McGill } No 305 Divorce  
 v.s.  
 Gardner McGill } This Cause is Continued by Consent  
 till the June term 1919

State of Tennessee } No 248 Indictment for the murder  
 v.s.  
 John Cowan and } of Peter Hopkins  
 Nancy Hopkins } The Attorney General Comes to  
 prosecute on behalf of the State  
 and the defendants also comes in  
 proper person to the bar and being arraigned and  
 charged on said bill of indictment, pleads  
 not guilty to the same and for their trial puts  
 themselves upon the Country for trial, and the

Tuesday February the 25 1919

Attorney General doth the like, and thereupon to try the said issue came a jury to-wit 1st C.E. Steel 2 H.C. Haven 3 B.F. Davis 4 W.J. Jones 5 D.A. Goins 6 C.G. Lewis 7 W.L. Sims 8 C.H. Barnes 9 L.M. Noll 10 Juel Hill 11 Sam Malone 12 Ed Long all good and lawful men of the County of James who being elected, tried and sworn the truth to speak of and concerning the premises; By Consent of the Attorney General and the defendants Counsel the jury is put under the charge of John Haven a Constable who is sworn according to law. Thereupon Court adjourned till tomorrow morning at 8 o'clock

*[Handwritten signature]*

Wednesday morning Feb the 26 1919

Court met pursuant adjournment present and presiding the Hon John F. Raulston Judge when Court was opened at 8 o'clock in due form and the jury heretofore sworn, having returned into Court, the Attorney general who prosecutes for the State and the defendants in proper person in the above named and styled case also came; and the trial resumed, the jury after hearing all the evidence in the cause and receiving the charge of the Court say upon their oaths they could not agree. Thereupon the Court discharged the jury from further service at this term and ordered a mistrial to be entered of record.

248

State of Tenn } Indictment for murder  
U.S. }  
John Cowan and } In this cause when the jury reported that  
Nancy Hopkins } it could not agree, the defendants, through  
Counsel, requested the Court to have the jury  
report whether or not they had agreed on  
any one of the degrees of felonious homicide charged in the  
indictment. This the Court declined to do and discharged  
the jury. To which action of the Court the defendants  
excepted.  
John H. Earley } J.F. Raulston  
Counsel for defendants } Judge

State of Tenn } Charge Murder #248.  
U.S. }  
John Cowan } Vice of ~~Dr. J. Boarder~~ for Boarding jury in the  
Nancy Hopkins } Case James County at the February term of  
The Cir Circuit Court of said County.  
State of Tennessee } Be it Remembered that  
James County } at a Cir Circuit Court begun  
and held for said County at the Court house in the  
town of Colterwah on the Fourth Monday of Feb 1919  
present and presiding the Honorable John F. Raulston Judge  
of the Eighteenth Judicial Circuit the following proceedings  
were had and entered of record to-wit. and it appearing

Wednesday Feb term 1919

to the satisfaction of the Court that the Defendants were indicted in the above named case it is therefore considered by the Court that the costs accrued for Boarding jury on the part of the State is allowed and paid out of the Treasury of the State of Tennessee and the Clerk of this Court Certify same to the Comptroller for payment of the same

Style of Case  
State of Tenn  
vs #248  
John Cowan  
Nancy Hopkins

Indictment at the October term 1916 Charge Murder  
no of days 174 rate per day \$18.00 Total \$3142.00  
Disposition of Case Mistrial

State of Tennessee James County J. W. L. Holder Clerk of the Circuit Court of said County, Certify that the foregoing is a full and perfect copy of the Bill of costs accrued on the part of the State and the judgement of the Court against the State for the sum of \$314.00 for the payment of the same as appears of record in my office. Given under my hand at Office in the town of Cottewah this 27 day of Feb. 1919

We Certify that we have carefully examined the foregoing account and find the same correct and hereby approve the same

John F. Raulston Judge

J. W. L. Holder Clerk

B. G. McKenzie Attorney General

by L. M. Roy D. C.

Thereupon Court adjourned till Court in Course

J. W. L. Holder Clerk

L. M. Roy D. C.

*[Handwritten signature]*  
Judge

Caption June term of the Circuit Court 1919

State of Tennessee } Be it Remembred, That at a Circuit Court of the  
 James County } Eighteenth Judicial Circuit began and held in  
 and for said County of James at the Courthouse in  
 the town of Cottawach on the fourth Monday in June in the  
 year of our Lord nineteen hundred and nineteen and of the  
 American independence 143<sup>year</sup> present and presiding the Honorable  
 John T. Paulston Judge of said Circuit when the following proceedings  
 were had: The Court was opened in due form by S. T. Carter  
 Sheriff of said County and by him was returned into Court a  
 writ of venire facias delivered to him by J. O. Hall Clerk of the  
 County Court of said County showing that at the April term  
 thereof 1919 said Court had appointed the following persons being  
 good and lawful men of said County to serve as jurors at  
 the present term of this Court to wit 1st Tom Ford 2 Aaron Moon  
 3 Joe Davis 4 Dave Fogy 5 C. D. Lovell 6 W. H. Henry 7 Joseph  
 Standifer 8 W. B. Lee 9 John Knox. 10 Robert Lee. 11 H. T. Rhinehart.  
 12 J. G. Johnson. 13 G. M. Gardner. 14 William Porter 15 E. S. Haley.  
 16 Josiah Carby 17 W. M. M. Amies. 18 Henry Garret. 19 Luther Hamby  
 20 W. L. Hall. 21 J. M. Davis 22 Charlie M<sup>c</sup>Daniell. 23 Charlie Moore  
 24 John Harris.

By the acts of 1919 making it the duty of the Court to  
 appoint the foreman of the Grand Jury for the term of two years. J. R. Amie  
 was appointed to serjeant foreman of the Grand Jury by John T. Paulston  
 Judge of this Circuit who being summoned by the Sheriff appeared  
 and out of these jurors so summoned was drawn 1st Dave Fogy  
 2 Joseph Standifer 3 John Harris 4 C. D. Lovell 5 Tom Ford. 6 W. L.  
 Hall 7 Joe Davis, 8 Aaron Moon 9 W. B. Lee 10 W. T. Porter. 11 Robert  
 Lee. 12 Charlie M<sup>c</sup>Daniell 13 G. R. Lewis Foreman of Grand  
 Jury, who being a good and lawful citizen of James County, and the  
 State of Tennessee. Who being duly elected a grand jury, and the said  
 grand jury in all things as the law directs being duly impaneled,  
 sworn and charged to inquire for the body of the County  
 aforesaid, retired to consider of presentments and indictments.

Thereupon the Court excused the following jurors from service  
 on the jury at this term of Court Charlie Moore G. M. Gardner,  
 W. W. Maghee, and J. M. Davis. The Sheriff summoned the  
 following persons to serve as jurors in their rooms and stead  
 M. M. Amies G. F. Miller, A. W. Bartlett, W. L. Moon good and  
 lawful citizens of the said County had been substituted in their  
 places. The Court excused the following persons from service  
 on the grand jury by cause. H. T. Rhinehart, J. G. Johnson  
 Josiah Carby, and E. S. Haley. The following is the  
 traverse jury for this term W. H. Henry John  
 Knox H. T. Rhinehart J. G. Johnson C. S. Haley  
 Josiah Carby Henry Garret Luther Hamby  
 M. M. Amies G. F. Miller A. W. Bartlett W. L. Moon  
 Copy indictment after the above and then the

Monday June the 23 1919.

315

State of Tennessee  
vs

John Duff, or Buff

Charge Possessing liquor

In this cause it appearing to the Court that an alias Capias had been issued at the last term of the Court for the arrest of the defendant same having been returned by the sheriff not executed. It is therefore ordered by the Court that an alias pluries Capias issue from this term of Court for the arrest of the defendant

316

State of Tennessee  
vs

John White

Public drunkenness

In this cause appearing to the Court that an alias Capias issued to the Sheriff. The Sheriff having returned the same showing that the defendant not to be found, It is therefore ordered by the Court that this case be placed on the retired docket

317

State of Tennessee  
vs

George Bishop and  
Attie Miller

Lewdness

This Cause is Continued by the State and is set for Monday of the October term 1919 of this Court

318

State of Tennessee  
vs

James Burnes and  
Jennie Burnes

Lewdness

In this cause came the Attorney General who prosecutes for the State and the defendants in proper person who for plea say that they are not guilty as charged in the indictment and puts themselves upon the County for trial. The Attorney General doeth the same whereupon the following jury to-wit 1st E. G. Haly 2nd J. M. Carley 3 J. W. Knox. 4 H. T. Rhineheart. 5 J. S. Johnson 6 M. M. Armes. 7 E. F. Miller. 8 A. W. Ballitt 9 H. M. Barrett 10 A. J. Marler 11 Add Moon. It was agreed by the Counsel for the State and the defendants to try this Cause with eleven jurors. All being good and lawful Citizens of James County Tennessee and being sworn at the law directs, who after hearing all the evidence in this cause and receiving the Charge of the Court upon their oaths declare they find the defendants James Burnes and Jennie Burnes guilty of the Charge in the indictment. Thereupon the Court placed a sixty days sentence

in the County Jail  
 on the defendant James Burnes and \$50.00 Dollars fine and  
 all costs and also a writ of Habeas Corpus against the defendant  
 Jennie Burnes, for which execution may issue.

Thereupon the Court remitted the jail sentence for  
 the following Conditions The said James Burnes is to have  
 Jennie Burnes to leave his house and premises he not to  
 allow her to pay him any visits and he not to visit her  
 whenever this order is disobeyed the Clerk of this Court  
 is authorized to issue a Copias for his arrest and  
 authorize the Sheriff to place the defendant James Burnes  
 in the County Jail to serve the sixty day sentence.

319

State of Tennessee } Public profanity  
 vs }  
 Az Hutson } The attorney general who prosecutes  
 in proper person, who says he cannot  
 deny the charge but that he is guilty in manner  
 and form as charged in the indictment and  
 submitted to the mercy of the Court. It is therefore  
 ordered by the Court that punishment is to  
 be imposed at the next term of this Court.

320

State of Tennessee } Failing to register a female dog  
 vs }  
 Lee Davis } In this cause came the  
 attorney general who prosecutes  
 for the State and the defendant  
 in proper person who for plea says he is not  
 guilty as charged in the indictment and puts  
 himself upon the Country for trial and the attorney  
 general doeth the same. And thereupon came  
 a jury of good and lawful men to-wit 1 C. S.  
 Haley 2 J. M. Early 3. H. T. Rhineheart. 4 J. G. Johnson  
 5 M. M. Amos 6 C. F. Miller. 7 A. W. Barthett 8 H. M.  
 Garrett 9 A. J. Marler 10 A. L. Moon 11 J. W. Knox  
 12 Odd Moon. who after hearing all the evidence  
 in this cause and receiving the charge of  
 the Court upon their oaths say the

Monday June The 23 1919

defendant is not guilty as charged in the indictment.  
It is thereupon ordered by the Court that the  
defendant Lee Davis go hence without day.

321

State of Tennessee } Failing to register a female dog  
vs } The attorney general came who  
Joseph Wilkey (Col) } prosecutes for the state and the  
defendant in proper person who  
says he cannot deny but that he is guilty in the  
manner and form as charged in the indictment and  
submits to the mercy of the Court. It is therefore  
ordered by the Court that the defendant be fined  
\$5<sup>00</sup> and all costs of the cause and the defendant  
be allowed until the next term of this Court to  
pay the fine and cost after which execution  
may issue.

322

State of Tennessee } Failing to register a female dog  
vs } The attorney general came who  
Will Bailey } prosecutes for the state and the  
defendant in proper person who  
says he cannot deny but that he is guilty in  
manner and form as charged in the indictment  
and submits to the mercy of the Court. It is  
therefore ordered by the Court that the defendant  
pay a fine of \$5<sup>00</sup> and all the costs of the cause  
and the defendant be allowed until the next  
term of this Court to pay the fine and cost, after  
which execution may issue.

324

State of Tennessee } Failing to register a female dog  
vs } The attorney general who prosecutes  
Wilburn Fairbanks } for the state came and the defendant  
in proper person who says he cannot  
deny but that he is guilty in the manner and form  
as charged in the indictment; and submits to the mercy  
of the Court. It is therefore ordered by the Court that the  
defendant pay a fine of \$5<sup>00</sup> (Five Dollars) and all the  
costs of the cause and the defendant be allowed until  
the next term of this Court to pay the fine and  
costs after which execution may issue.



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323

State of Tennessee }  
 vs }  
 Alford Mc Frise } Failing to register a female dog  
 Came the attorney general who  
 prosecutes for the state and the defendant  
 in proper person, who for plea say he is  
 not guilty as charged in the indictment and puts himself  
 on The Country for trial and the attorney general doeth  
 like and thereupon came the following jury to-wit 1 E. S. Haley  
 2 J. M. Carley 3 H. F. Rhineheart 4 J. S. Johnson 5 M. M. Armes 6  
 C. F. Miller 7 A. W. Bartlett 8 H. M. Garrett 9 A. J. Marler 10  
 A. L. Moon 11 J. H. Knox 12 Add Moon. All good and lawful  
 men Citizens of James County Tennessee and sworn as the  
 law directs after hearing all the evidence in said cause  
 and receiving the charge of the Court upon their oaths  
 say the defendant is not guilty as charged in the indictment  
 It is ordered by the Court that the defendant  
 Alford Mc Frise go hence without day

326

State of Tennessee }  
 vs. }  
 Henry Fairbanks } Failing to register a female dog  
 Came the attorney general  
 who prosecutes for the state and  
 the defendant in proper person  
 who for plea say say he is not guilty as charged in the  
 indictment and puts himself upon the Country for  
 trial and the attorney general doeth like and  
 thereupon came the following jury to-wit 1 E. S. Haley  
 2 J. M. Carley 3 H. F. Rhineheart 4 J. S. Johnson 5 M. M. Armes  
 6 C. F. Miller 7 A. W. Bartlett 8 H. M. Garrett 9 A. J. Marler 10  
 A. L. Moon 11 J. H. Knox 12 Add Moon. All good and  
 lawful Citizens of James County Tennessee and sworn as  
 the law directs. after hearing all the evidence in said  
 cause and receiving the charge of the Court upon their  
 oaths say the defendant is not guilty as charged  
 in the indictment It is therefore ordered by the  
 Court the defendant Henry Fairbanks go hence  
 without day.

325

State of Tennessee }  
 vs }  
 S. T. Cantrell } Failing to register a female dog  
 Came the attorney general who  
 prosecutes for the state and  
 the defendant in proper  
 person who for plea say that he cannot deny  
 but that he is guilty in the manner and  
 form as charged in the indictment; and  
 submits to the mercy of the Court

Monday June the 23 1919

It is therefore ordered by the Court that the defendant S.T. Cantrell pay a fine of \$500 and all the costs of the cause and the defendant be allowed until the next term of this Court to pay the fine and costs after which execution will issue.

327 State of Tennessee }  
vs } Failing to register a female dog  
A.T. Rogers } Came the attorney general who  
prosecutes for the state and the  
defendant in proper person  
who says he cannot deny but that he is guilty of  
the charge in manner and form as charged in  
the indictment and submits to the mercy of  
the Court. It is therefore ordered by the Court  
that the defendant A.T. Rogers shall pay a fine  
of \$500 and all the costs of the cause and the  
defendant be allowed until the next term of  
this Court to pay the fine and cost after which  
execution may issue.

328 State of Tennessee }  
vs } Carrying pistol  
Jack Hutson } This Cause is continued by  
Consent until the next  
term of this Court.

329 State of Tennessee }  
vs } Carrying pistol  
Bob Hutson } This Cause is continued until  
the next term of this Court by  
the Consent of all parties.

The grand jury came into open Court headed  
by their foreman G.R. Lewis. The clerk calling the  
roll and all answered present and they returned  
indictments and presentments against the following  
persons to-wit

Luther Bailey Assault & Battery  
Minnie Arms Felonious Assault

Boundover cases and no true bills.

Myers Russell, House breaking & larceny  
Robert Lockett, House breaking & larceny  
Charles Mosley Trespassing

Monday June the 23 1919

339

State of Tennessee } Assault and Battery  
 vs } State of Tennessee James County  
 Luther Bailey } Circuit Court June term 1919

The Grand Jurors for the State aforesaid being duly summoned, elected, empanelled, sworn and charged to inquire for the of the County aforesaid, upon their oaths present Luther Bailey heretofore on the 21 day of May 1919 in the County aforesaid, did unlawfully assault beat, abuse and ill treat with club-rocks and sticks one Sam Humphreys against the peace and dignity of the State B. S. McKenzie Attorney General

Filed in Office 23 day of June 1919 W. L. Holder Clerk for L. M. Roy  
 Deputy Clerk G. R. Lewis Foreman Sam Humphreys Prosecutor  
 Clerk summons for State Sam Humphreys Jess  
 Roy Luther Henry Dr C. B. Hughes Cecil Boyd Fred Roy  
 Ruf Monger Luther Barnes Elmer Tyler

340

State of Tennessee } Felonious Assault  
 vs } State of Tennessee James County  
 Minnie Armes } Circuit Court June term 1919

The Grand Jurors for the State aforesaid, being duly summoned, elected, empanelled, sworn; and charged to inquire for the body of the County aforesaid, upon their oaths present, That Minnie Armes heretofore on the 7 day of June 1919 in the County aforesaid did unlawfully wilfully deliberately premeditatedly maliciously and of malice aforesaid assault George Longley with a certain dangerous and deadly weapon to-wit Rock with intent at time to then and there unlawfully deliberately premeditatedly maliciously of her malice aforesaid, kill and murder him the said George Longley against the peace and dignity of the State

B. S. McKenzie Attorney General  
 G. R. Lewis Foreman, George Longley Prosecutor  
 Clerk summons for State Longley  
 Mrs Longley Carl Hullender Mrs Sam  
 Hullender. A. W. Bartlett

Filed in Office 23 day of June 1919

W. L. Holder Clerk

L. M. Roy Dep Clerk

Monday June 23 1919

Order dismissing Grand Jury

The Grand Jury having finished their investigations for the present term thereupon the Court ordered they be dismissed from further service at this term of Court, and the Clerk of this Court make out the list and the amount due for service and certify the same to The Chairman of the County Court of James County for payment as the law directs

331

State of Tennessee } Contempt  
 v.s.  
 George Longly } Attachment was ordered issued at the last term of this Court against the defendant George Longly for his appearance at this term. It appearing to the Court that the Sheriff had executed the attachment and the defendant was in Court by attachment at this term. Upon the motion of the Attorney General this case be dismissed and the defendant ordered <sup>to</sup> hence without day

332

State of Tennessee } Contempt  
 v.s.  
 A. J. Marler } Attachment was ordered issued at the last term of this Court against the defendant A. J. Marler for his appearance at this term of Court. It appearing to the Court that the Sheriff had executed the attachment and the defendant was in Court by attachment at this term. Upon the motion of the Attorney General this case be dismissed and the defendant ordered <sup>to</sup> hence without day

330

State of Tennessee } Contempt  
 vs  
 Oscar M. Campbell } It was ordered by the Court that an alias Attachment issue for the defendant

312

State of Tennessee } Violating age of Consent  
 vs  
 Jack Panther } Cause the attorney general who prosecutes for the State and the defendant in proper person who say he is not guilty who puts himself upon the country for trial

Monday June the 23 1919

The attorney general doeth the like whereupon came the following jury to-wit W Henry Add. Moon H. S. Rhinehart J. H. Johnson E. S. Haley Jonah Cleary Henry Garrett. Luther Hamby M. M. Arnie E. F. Miller A. W. Bartlett A. S. Moon all good and lawful men Citizens of James County Tenn and sworn as the law directs, and hearing all the evidence and receiving the charge of the Court say upon their oaths that the defendant is not guilty as charged in the indictment. It is therefore ordered by the Court that the defendant go hence without day and the prosecutor John Knox pay all the cost of the Cause for wick execution may issue

297 State of Tennessee } Larceny  
 vs } This Cause is Continued untill next  
 Henry Garrett } term of this Court by Consent of all  
 parties.

296 State of Tennessee } Larceny  
 vs. } It appearing to the Court that a  
 Charles Smith } Capias having been issued for the  
 defendant and also an alias Capias  
 issued and returned not to be found. It is therefore  
 ordered upon the motion of the Attorney general that  
 an alias pluries Capias issue for the arrest of the  
 defendant Charles Smith

State of Tennessee } Murder  
 vs. } This Cause is Continued untill  
 John Cowan and et } the next term of this  
 Nancy Hopkins } Court by Consent of all parties.

289 J. D. Campbell } Failing to pay teachers salary  
 vs } This Cause is Compromised out of term  
 James County } time of this Court.

Thereupon Court adjourned untill Tuesday morning  
 at 8<sup>30</sup> o'clock  
 J. D. Campbell

Tuesday June the 24 1919

Court met at 8<sup>30</sup> pursuant to adjournment from yesterday present and presiding the Hon John T Railston Judge when the following proceedings were had and entered of record to wit

The Court was opened by the Sheriff in due form

299 Court Lee } Appeal  
 VS } This Cause is continued by  
 J. N. Haven et al } Consent by all parties until the  
 next term of this Court and  
 is set for Wednesday.

307 M. V. Willson admr of } Damage  
 Earnest Willson } This Cause is continued  
 a.s. } by Consent of all parties until  
 Walker, D. Hines } next term of this Court  
 Director general Rail Roads } and is set for trial on Wednesday  
 and Southern Railway Co }

306 S. F. Bowser & Co } Account  
 VS } This Cause is compromised  
 S. J. Carter }

333 State of Tennessee } Abuse trading & Larceny.  
 VS. } The grand jury having failed to find  
 Myers Russell } indictment against the defendant  
 It is therefore ordered by the Court  
 that the defendant go hence without day and the cost  
 of this Cause be adjudged against James County and  
 the Clerk of this Court Certify the same to the Chairman  
 of the County Court for payment at the law directs

334 State of Tennessee } Abuse trading and Larceny  
 VS } The grand jury having failed to find  
 Robert Lockett } indictment against the defendant It is  
 therefore ordered by the Court that the  
 defendant go hence without day and the cost of this Cause be  
 adjudged against James County and the Clerk of this Court  
 Certify the same to the Chairman of the County Court for  
 payment at the law directs

Tuesday June the 24 1919

335

State of Tennessee }  
 vs }  
 Charlie Mosley } Trespasing  
 The grand jury having failed to find indictment against the defendant It is therefore ordered by the Court the defendant go hence without day and the cost of this cause be adjudged against James County and the clerk of this Court tax up same and Certify the same to the Chairman of the County Court for payment as the law directs

337

Lutherie Bras }  
 vs }  
 W.D. and L.D. McDaniel } Appeal  
 This cause is continued until the next term of this Court by consent of all parties

Thereupon Court adjourned till 8:30 o'clock on to-morrow morning  
 W. L. Holder clerk  
 for L. M. Roy dep clerk

J. H. Roberts  
 J. J.

Wednesday morning June the 25 1919

Court met pursuant to adjournment at 8:30 o'clock Present and presiding the Hon. John T. Raulston Judge when the following proceedings were had and entered of record to-wit

336

J. K. Roberts }  
 vs }  
 J. J. Davis } Appeal  
 This cause is continued until the next term of this Court by consent of all parties

298

J. H. Lewis }  
 v. S. }  
 Bank of Collewah } Damage  
 This cause is continued until the next term of this Court by consent of all parties

J. J. J. J.

June term 1919  
 Wednesday June the 25 1919

No

288

Will, W. Carroll  
 vs  
 Dr O S Hughes

Damage  
 This Cause is continued  
 untill the next term of this  
 by consent of all parties

310

State of Tennessee  
 vs  
 Bob Hutson and  
 Jack Hutson

Murder  
 This Cause is continued  
 untill the next term of this  
 Court by the defendants  
 and this case is set for trial  
 on Tuesday.

341

342

State of Tennessee  
 vs  
 Tom Johnson and  
 William Jvey

Attachment ordered for the  
 defendants (for witnesses)  
 In this cause came the  
 attorney general B. G. McKenzie  
 makes oath before L. M. Roy dept

clerk in due form of law that Tom Johnson and  
 William Jvey has been regularly subpoenaed or he  
 is informed and believes as shown by the Circuit  
 Court subpoena and they were obliged by law  
 to attend and testify at this term of Court but the  
 said Thomas Johnson and William Jvey has  
 wilfully failed to obey said Honor of this Court and  
 failed to come before the Circuit Court of this term  
 and testify as violations of law as regarded by law and  
 said subpoenas and prays for attachment for said  
 witnesses for contempt of this Court for which attachment  
 may issue Sworn to and subscribed before me this  
 the 25 day of June 1919 L. M. Roy dept clerk  
 B. G. McKenzie Attorney General

341

342

State of Tennessee  
 vs  
 Thomas Johnson and  
 William Jvey

Contempt  
 In this cause it appearing to the  
 Court from the affidavit of B. G.  
 McKenzie attorney general that  
 Thomas Johnson and William Jvey has

wilfully failed to appear and testify before the Court  
 at this term after legal service so to do of subpoena  
 and is therefore in contempt of Court an attachment  
 awarded by the Court for the defendants returnable  
 at the next term of this Court and their bonds  
 fixed as the law directs



Wednesday June the 25 1919

311 State of Tennessee } Violating age of Consent  
 vs } This cause is continued by the State  
 George Fitzgerald } untill next term of this Court and  
 set for trial Wednesday

308 Burk Hixson and J. W. Rowak } Appeal.  
 vs } Our motion of the plaintiffs attorney  
 J. W. Talley } that this cause be amended so as  
 to make Mrs Lena B. Hixson  
 admr of the late Burk Hixson as one of the plaintiffs in  
 this cause and it was so ordered by the Court.

Mrs Lena B. Hixson J. W. Rowak } Appeal for debt  
 vs } This cause came on to be heard  
 J. W. Talley } before the Hon John P. Raulston Judge  
 without the intervention of a jury  
 on this the 25 day of June 1919 and the Court after hearing  
 all the testimony and the argument of counsel on both  
 sides. The Court is of the opinion that the plaintiffs  
 is entitled to recover of the defendant J. W. Talley the  
 sum of \$112.27 (One Hundred and Twelve Dollars and  
 Eighty Seven Cents) and all costs of the cause  
 for which execution may issue.

305 Jane McGill } Divorce  
 vs } This cause came on to be heard  
 Gardner McGill } before the Hon John P. Raulston  
 Judge without the intervention  
 of a jury on this the 26 day of June 1919 and it  
 appearing to the Court that process had been regularly  
 issued upon the defendant requiring him to be present  
 and make defense and that he had failed to do so  
 within the time allowed by law. It is ordered by  
 the Court that judgement pro confesso be entered  
 against the defendant Gardner McGill and the cause  
 set for hearing Ex parte as to him. The cause was  
 then heard by the Court upon the bill of said  
 judgement pro confesso and the oral testimony  
 introduced by the plaintiff. From all of which  
 the Court adjudged that the bonds of matrimony  
 subsisting between the plaintiff and the  
 defendant be forever dissolved and the  
 plaintiff Jane McGill be restored to all

Wednesday June the 25 1919

the rights and privileges of an unmarried woman  
It is further ordered by the court that the defendant pay all the costs of the cause and if the cost is collected off of the defendant the Clerk of this Court is pay the plaintiff the \$6.00 she filed with the bill, for which execution may issue against the defendant

Mrs Estell Jenkins } Divorce Decree  
vs }  
Loyd W Jenkins }  
In this cause it is made to appear to the Court that process has been served regularly upon the defendant Loyd Jenkins <sup>(back to margin)</sup> requiring him to appear and make defence and that he has failed to appear within the time required by law and upon motion of plaintiff judgement pro confesso is taken against the defendant Loyd Jenkins on this the 25 day of June 1919 before the Hon John T Carleton Judge upon the said judgement pro confesso and the oral testimony from all of which it is adjudged by the Court that the plaintiff Mrs Estell Jenkins is entitled to the redress sought. It is therefore further adjudged by the Court that the bonds of matrimony subsisting between plaintiff and defendant be forever dissolved and that the plaintiff be restored to all the rights and privileges of an unmarried person <sup>and that she be restored back to her maiden name</sup> ~~of the State of Tennessee~~. It is further adjudged that the defendant pay all the cost of the cause and if the cost is collected off of the defendant the Clerk is to pay to the plaintiff the \$6.00 she paid when she filed her bill for ~~cost~~ which execution may issue against the defendant

Tuesday June the 24 1919

Begin here after all subpoena

State of Tennessee } Violating age of consent  
vs }  
Rolph Smith }  
prosecuted for the State and the defendant being the defendant <sup>in proper person</sup> who for plea says glivly he is not guilty to the bill of indictment against him and for his trial puts himself upon the Country and the attorney general doeth the like And thereupon came a jury of good and lawful men Citizens of James County Tennessee to wit. 1st John Harris 2 Thomas Ford 3 George Young 4 W. J. Jones 5 T. J. Williams 6 Selmer Whittle. 7 Frank Watts 8 Ben Hale 9 Jess Roy 10 E. F. Miller 11 A. H. Bartlett 12 Abner L Morn duly elected empanelled and sworn as the law directs to try the issue joined in this case

338  
302  
defendant is not in some of the entries of the court that the defendant has failed to appear within the time required by law and is in default. It is ordered that the charges in the complaint be taken as confessed.

Tuesday June the 24 1919

By the Consent of the attorney general and the counsel for the defense the jury is put under charge of John Haven, a Constable for the County of James who is sworn according to law

Thereupon Court adjourned until tomorrow morning at 8 o'clock

J. M. Paulston

Wednesday morning June the 25 1919

Court met pursuant to adjournment present and presiding the Hon John F Paulston Judge when Court was opened by the sheriff at 8 o'clock in due form. The same jury who being sworn and being put under charge of the said Constable came into open Court together with the said Constable and resumed their respective places. Came the attorney general who prosecutes for the state and the defendant Ralph Smith in proper person also came, and the trial resumed.

The jury after hearing all the evidence in this cause and the argument of the counsel for the prosecution and also the defendant's counsel and receiving the written charge of the Court. The jury retired (under charge of John Haven a Constable who being a sworn officer) to consider of their verdict and after due consideration returned into open Court and upon their oaths say they find the defendant guilty as charged in the indictment and upon motion of defendant the said jury was polled and each of said Juror in open Court verified said verdict of guilty. Therefore the Court discharged the jury from further service at this term of Court.

Thereupon the defendant moved the Court for a new trial upon the following grounds

#2

State of Tennessee	} Charge
vs	
Ralph Smith	} Violating age of Consent

based on the following grounds made in writing:  
 1st. There is no evidence to support the verdict of the jury finding the defendant guilty. 2nd The verdict of the jury finding the defendant guilty is against the weight of the evidence 3rd The Court was in error in allowing the State to reopen the case after the State had closed its evidence, original and rebuttal and the defendant had closed his evidence original and rebuttal, and time had been fixed for argument, for the purpose of allowing the State to read as evidence in the case certain letters

Wednesday June 25 1919

alleged to have been written and sent by the defendant to the prosecuting witness Ethel Bellis, by the defendant.

4<sup>th</sup> The Court committed error in allowing the Attorney General during his argument to call the witness Ethel Bellis, before the jury with her child and permitting him to then point out certain alleged features of said child alleged to be similar to those of the defendant.

5<sup>th</sup> The Court was in error in refusing to permit the defendant to prove by the witness John E. Smith father of the defendant, that while the prosecution of Fred Davis was pending in the Criminal Court of Hamilton County one Albert A. Holder was on the street in Chattanooga, that said Holder was in the company of said Fred Davis and Walter Davis, uncles of Ethel Bellis; that he left their company and came across the street and said to witness Smith that both both Fred Davis and Ralph Smith were on the way to the penitentiary and that these prosecutions should be fixed up and compromised.

6<sup>th</sup> The Court was in error in refusing to charge the jury as defendant requested in writing at the close of the principal charge in request #8 to the effect and in substance that if the jury believed from the evidence that the defendant had unlawful carnal knowledge with said Ethel Bellis forcibly and against her will on the 11th day of Aug. 1917, then and in that event there can be no conviction under this indictment.

7<sup>th</sup> The defendant moves the Court for a new trial on the further grounds that juror George Young had formed and expressed an opinion prior to his selection as a juror to the effect that if Fred Davis went to the penitentiary that the defendant Ralph Smith should go too and that the defendant was guilty.

8<sup>th</sup> The Court was in error in charging the jury at the request of the state as follows "If the baby alleged to have been begotten on the 11th day of August 1917, the date upon which the offense is alleged to have been committed and upon which the state has elected to rely for conviction has been exhibited to you and put in evidence by the state, I charge you that you may look to any resemblance of said baby to defendant as circumstances reflecting on its paternity and as corroboration of the testimony of the female in question and the state's contention."

9<sup>th</sup> The Court erred in charging the jury as follows, "By reasonable doubt is meant that engendered by an investigation of the whole proof an inability after such investigation to let the mind rest ~~any~~ easily upon the question

Wednesday June 25<sup>th</sup> 1919

of the certainty of guilt or innocence, 10th The Court read in charging the Jury as follows: "The defendant has a right to testify in his own behalf and the jury should judge and weigh his evidence as you do that of the witnesses in the case always remembering that he is a party to the suit and is interested in the result of the trial." 11th For the foregoing and other reasons to be presented to the Court at the hearing the defendant moves the Court for a new trial

John H. Early  
Attorney for Ralph Smith

Which motion being argued by Counsel and fully considered by the Court was by the Court overruled to which action of the Court the defendant excepted at the time and still excepts and thereupon the defendant was asked by the Court if he had anything to say why sentence should not be imposed, and said nothing and was in due and legal form sentenced by the Court in open Court to serve an indeterminate sentence from three to ten years in the State penitentiary of Tennessee at hard labor as provided by law for said offense and pay all costs of the cause for which execution may issue.

State of Tennessee } Charge  
vs } Violating age of Consent  
Ralph Smith } In this cause the defendant excepted to the action of the Court in overruling his motion for a new trial and prays an appeal to the next term of the Supreme Court at Knoxville which is allowed and granted by the Court and the defendant is allowed sixty days in which to prepare and have signed and filed his bill of exceptions and the defendants for his appearance before the Supreme Court at Knoxville is fixed at Five Thousand Dollars which was ordered by the Court.

Bond of Ralph Smith  
State of Tennessee } In this cause the defendant appeared  
vs } in open Court with his sureties John  
Ralph Smith } H. Early; J. N. Smith and John E. Smith  
who acknowledged themselves indebted to the State of Tennessee in the sum of Five Thousand Dollars to be paid on condition that the said Ralph Smith appear before the Supreme Court at Knoxville, answer the charge of violating the age of Consent law pending on appeal and do and obey the Court's orders. Approved June 26 1919  
before the Court without bond W. L. Holder Clerk  
by L. M. Roy Deputy Clerk

Thursday June 25 1919

State of Tennessee }  
James County } Be it remembered that at a Circuit Court  
opened and held in town of Cottawick  
on the fourth Monday in June 1919

When the following business were had and entered of record to wit  
Bill of Costs on the part of the County

The following persons served as Jurors at the present term

1	E. L. Haley	3 days	150	450
2	J. M. Early	3 "	"	450
3	H. T. Rhineheart	3 "	"	450
4	J. S. Johnson	3 "	"	450
5	M. M. Arnes	3 "	"	450
6	A. W. Bartlett	3 "	"	450
7	Henry Stewart	3 "	"	450
8	A. L. Mohr	3 "	(12m 96)	546
9	Luther Hamby	3 "	"	450
10	W. H. Henry	3 "	"	450
11	C. F. Miller	3 "	"	450
12	W. L. Hall	3 "	"	450
13	John Harris	2 "	nom. top.	300
14	Tom Ford	2 "	"	300
15	George Young	2 "	20m 40	460
16	Bill Jones	2 "	"	300
17	T. J. Williams	2 "	24m 42	492
18	Salmer White	2 days	"	300
19	Frank Watts	2 "	"	300
20	Ben Hale	2 "	"	300
21	J. H. Roy	2 "	"	300

Grand Jury

1	Dave Foy	1 day	150	127m 26	246
2	Joseph Standifer	1 day	150	10m 15	230
3	John Harris	1 day	150	23m 15	337
4	E. S. Lovell	1 "	150	10m 2	230
5	Tom Ford	1 day	150	16	278
6	W. L. Hall	1 "	"	"	150
7	Jol Davis	1 day	137m	101	254
8	Strain Moon	1 "	14	42	262
9	W. B. Lee	1 day	"	"	150
10	W. T. Porter	1 "	"	"	150
11	Robert Lee	1 day	"	"	150
12	Charlie W. Daniel	1 day	"	"	150
13	E. R. Lewis Foreman	1 day	"	"	400
14	John B. Steven	office	"	"	"
15	waiting on Grand Jury and Court	3 days	150	450	400

I, W. L. Holder Clerk of the Circuit Court of James County do certify that the foregoing is a true and correct copy of the record as the same appear in my office This the 25 day of June 1919  
W. L. Holder Clerk  
by L. M. Roy Deputy Clerk

Thereupon Court adjourned till Court in Course This the 25 day of June 1919

*[Signature]*  
Judge

1st District } Venue for the October circuit at 1919  
 D. Hornum x A. L. Wood x Mat Long  
 Rand Ramsey x Harry Horn x J. H. Rankin  
 J. McCallie x W. H. Baker

2nd Dist. } Ross Robinson x John Moore Ed  
 Bettis x Clarence Dodds x  
 Bud Sample x Earl Halder

3rd Dist. } John Worden x Lester Seagle  
 Lester Murphy x Chester Smith x

4th Dist. } J. S. Marshall x Jonah Early  
 John Ware x Charley Chestnut

5th Dist. } W. J. Huff x S. P. Carrin  
 R. S. Moyer

I, Geo A Hall Clerk of the county court of  
 James County Tenn do certify that the  
 above is a true and correct list of the  
 Venue for the Oct. term circuit court as  
 appointed by the quarterly court at its  
 Oct term 1919

Geo A Hall Clerk

Deviner fees  
for Bot cond

1919

Jas. A. Hall  
clerk

James to forward same  
day issued and  
but returned as  
by the bill is  
returned and  
returning as  
and returned  
to office - his det.

20-1919-

J. H. Hall  
clerk



Septon October term 1919

State of Tennessee }  
James County } Be it remembered that at a Circuit Court of the  
Eighteenth judicial Circuit begin and held in for  
said County of James at the Court house in the  
town of Cottowah on the fourth Monday in October in the year of  
our Lord Nineteen Hundred and Nineteen and the 143 year of the  
American independence. Present and presiding the Hon John T. Rankston  
Judge of said Circuit when the following proceedings were had of  
and entered of record to-wit: The Court was opened in due form  
by S. T. Carter Sheriff of said County and by him was returned into  
Court a writ of venue faciat delivered to him by J. H. Hain Clerk of  
the County Court of said County showing that at the October  
term 1919 said Court had appointed the following persons all good  
and lawful men Citizens of James County to serve as jurors at  
this present term of this Court who are as follows: To-wit

1st J. D. Homes	9 R. M. Roberson	17 Lester Mumphy
2 A. L. Moon	10 John Moore	18 Chester Sims
3 J. M. Long	11 Ed Pettis	19 J. S. Marshall ✓
4 Randal Ramsey ✓	12 Clarence Davis	20 J. M. Early
5 Harry Horn	13 Bud Gambell	21 John Ware
6 J. M. Roark	14 Earle Holder	22 Charby Chesnut ✓
7 T. J. McCallie	15 John Hooten	23 W. J. Huff
8 H. F. Baker	16 Lester Seagle	24 S. W. Perrin
		25 R. S. Monger

Who being summoned by the Sheriff appeared and out of  
these jurors so summoned was drawn as provided by law to  
serve on the Grand Jury at this present term

1st J. D. Homes	5 John Ware	9 Bud, Gambell
2 R. S. Monger	6 J. M. Long	10 R. M. Roberson
3 Chester Sims	7 Earle Holder	11 S. W. Perrin
4 John Moore	8 Clarence Davis	12 Lester Seagle

G. R. Lewis the <sup>of grand jury</sup> foreman, was also present who all being  
duly elected a grand jury and the said grand jury in  
all things as the law directs, being duly impanelled, sworn  
and charged to inquire for the body of the County aforesaid  
retired to consider of presentments and indictments.

The Court excused the following parties from service  
on the jury at this term of Court, J. S. Marshall John Hooten  
Randal Ramsey, Charby Chesnut. The Sheriff summoned  
the following persons to serve in their room and stead  
E. C. Smith John, E. Arnes Frank, O. Watts and  
Lum Sims. The following are the travers jury are  
W. J. Huff T. J. McCallie Lum Sims J. M. Roark A. L. Moon  
John Arnes E. C. Smith John Early Frank O. Watts  
Ed Pettis H. F. Baker G. E. Longby. The grand jury  
came into open Court headed by the foreman G. R. Lewis  
and returned indictments and presentments

against the following persons to-wit  
 State vs Lon Edwards. State vs Ed Martin  
 State vs James Oliver. State vs Ed Martin and James  
 Oliver. State vs Ed Martin. State vs Ed Martin  
 and James Oliver. State vs Will Bailey.

The following persons who were incompetent  
 as grand jurors for reasons of being related to one  
 Lester Roberson and Liza Roberson being blood  
 kind. J.M. Long, and R.M. Roberson. Thereupon the Court  
 excused said jurors and A. F. Rogers and James Johnson  
 who had heard the charge of the Court were present and  
 substituted in their room and stead. They being sworn by  
 the Clerk as Grand Jurors. The said grand jury returned  
 into open Court headed by their foreman and returned  
 indictments against the following State vs Lester Roberson  
 State vs Lester Roberson State vs Liza Roberson.

Charge Robbery  
 State of Tennessee James County  
 vs Circuit Court Oct term 1919.  
 Ed Martin and James Oliver } The Grand Jurors for the State aforesaid  
 being duly summoned, elected, empanelled  
 sworn and charged to inquire for the  
 body of the State and County aforesaid, upon  
 their oaths present. That Ed Martin and James Oliver  
 heretofore on the 15 day of Oct 1919 in the County aforesaid  
 did unlawfully feloniously and forcibly by threats  
 violence and intimidation take from the person of C. F.  
 Watts against his will. Eighty cents good and lawful  
 money of the United States with intent to appropriate  
 to their own use and deprive the said C. F. Watts the  
 owner of said money. Thus at the time by the means  
 aforesaid putting said C. F. Watts in great fear thereby  
 committing the offense of felonious and forcible robbery  
 against the peace and dignity of the State.

Filed in office 27 day of Oct 1919 B. S. McKeupie  
 W. L. Holder Clerk Attorney General

A true bill G. B. Lewis  
 Foreman of Grand Jury C. F. Watts Prosecutor  
 Clarke summons for the State R. L. Johnson C. F. Watts  
 Sam Smith Burt Murry

State of Tennessee } Charge Murder  
 vs. } State of Tennessee James County  
 Ed Martin + } Circuit Court October term 1919  
 James Oliver }  
 The Grand Jurors for the State aforesaid, being  
 duly summoned, elected, impaneled sworn  
 and charged to inquire for the body of the County aforesaid upon  
 their oaths present that Ed Martin and James Oliver  
 heretofore on the 18 day of Oct 1919 in the County aforesaid,  
 did unlawfully feloniously, wilfully, deliberately maliciously  
 premeditatedly and of malice aforesaid kill and murder  
 one H. B. McIntosh, against the peace and dignity of  
 the State  
 B. G. McKenzie Attorney General  
 A True Bill S. R. Lewis Foreman of Grand Jury  
 Clerk's summons for the State  
 R. L. Johnson R. L. Johnson Prosecutor  
 Sam Smith  
 Burt Murry,  
 Filed in office 27 day of Oct 1919  
 H. L. Holder Clerk

State of Tennessee } Charge Robbery  
 vs. } State of Tennessee James County  
 Ed Martin and } Circuit Court October term 1919  
 James Oliver }  
 The Grand Jurors for the State aforesaid  
 being duly summoned elected, impaneled  
 sworn and charged to inquire for the body of the County  
 aforesaid upon their oaths present That Ed Martin  
 and James Oliver heretofore on the 18 day of October 1919  
 in the County aforesaid did unlawfully feloniously  
 and forcibly and against the will of H. W. McSpadden  
 take from the person of one H. W. McSpadden seventy  
 Dollars good and lawful money of the United States  
 The property of the said McSpadden for the purpose  
 of depriving the true owner thereof and depriving the  
 true owner thereof against the peace and dignity  
 of the State  
 B. G. McKenzie Attorney General  
 A True Bill S. R. Lewis Foreman of Grand  
 Jury R. L. Johnson Prosecutor  
 Clerk's summons for the State  
 R. L. Johnson Filed in office 27 day of Oct  
 L. F. Watts 1919 H. L. Holder Clerk  
 Sam Smith  
 Burt Murry

Monday October term 1919

The Grand Jury came into open Court headed by their  
 foreman and returned indictments against the following  
 persons to-wit State of Tennessee vs Liza Roberson profanity  
 " " " vs Will Bailey allowing stockmen at large  
 " " " vs Lester Roberson Assault & Battery  
 " " " vs Lester Roberson Public Profanity  
 " " " vs Ed Martin Carrying Pistol  
 " " " vs James Oliver Carrying Pistol

Order dismissing Grand Jury  
 Thereupon the Grand Jury having finished all their  
 investigations for the present term It is therefore ordered  
 by the Court that the Grand Jury be discharged from further  
 service at this term of Court and the Clerk of this Court certify  
 to the Chairman of the County Court for the payment for their  
 service together with mileage attached.

351

State of Tennessee } Charge Larceny  
 vs } State of Tennessee James County  
 Lon Edwards } Circuit Court October term 1919

The Grand Jurors for the State aforesaid  
 being duly summoned elected empaneled sworn and  
 charged to inquire for the body of the County aforesaid  
 upon their oaths present That Lon Edwards sent for  
 on the 30<sup>th</sup> day of Sept 1919 in the County aforesaid did  
 unlawfully and feloniously take steal and carry away one  
 horse bridle and saddle the value of one hundred and  
 fifty Dollars the property of Arlie McShee with intent  
 to convert same to his own use and deprive the true  
 owner thereof against the peace and dignity of the State

B.S. McHenry Attorney General

Second Count The Grand Jurors for the State aforesaid  
 being duly summoned elected empaneled sworn and charged  
 to inquire for the body of the County aforesaid upon  
 their oaths further present

Archie Bill B.R. Lewis Foreman of Grand Jury

Arlie McShee Prosecutor Clerk summons for State  
 Filed in office 27 day of Arlie McShee Tom Carter  
 Oct 1919 W.L. Holder Clerk

Indictment at Feb term 1919

309

State } Charge public profanity  
 vs } Come the attorney general who prosecutes for the  
 Age Hutson } State and the defendant in proper person  
 who being arraigned and charged with public  
 profanity for plea say that he cannot deny but that he  
 is guilty as charged on the indictment. It is therefore  
 considered by the Court that for the offense as

Monday October 1919

Charged in the indictment that the defendant forfeit and pay to the State of Tennessee the sum of Five Dollars and all Cost of the Cause. Thereupon the defendant appeared in open Court and paid to the Clerk of this Court W.L. Holder, the \$5<sup>00</sup> fine and all Cost of the Cause.

The Costs of this Cause is as follows:

State tax	75 <sup>00</sup>
County tax	75 <sup>00</sup>
Attorney General fee	5.00
Time	62 <sup>00</sup>

W.L. Holder Clerk

317 State vs. George Bishop & Walter Miller } Indictment at the June term 1918  
 Charge Lewdness  
 Came the Attorney general who prosecutes for the state and the defendants in proper person who for plea say they are not guilty as charged in the indictment and puts themselves on the County for trial and the attorney general doeth the same and thereupon to try the issue joined came the following Jury to wit: 1 W.J. Huff, 2 J.J. McCallie, 3 Lenn Sims, 4 J.M. Bean, 5 G.L. Markers, 6 John Armes, 7 E.C. Smith, 8 J.M. Earley, 9 Frank Hatt, 10 Ed. Bellis, 11 Frank Baker, 12 S.C. Longley, all good and lawful men of said County of James, who being elected tried and sworn the truth to speak of and concerning the premises on their oaths do say after hearing all the argument of the Counsel on both sides and receiving the Charge of the Court that the defendants are guilty as charged in the indictment. It is therefore adjudged by the Court that the defendant George Bishop pay a fine of \$5<sup>00</sup> and all the Cost of the Cause for which execution may issue. Thereupon came George Bishop the defendant and Luther Bailey and James Burns into open Court and acknowledged themselves sureties for the said fine and Costs and said execution may issue.

315 State of Tennessee vs. John Duff or Buff } Possessing liquor  
 In this Cause it appearing to the Court an alias Capias had been issued at the last term of this Court for the arrest of the defendant the same having been returned by the Sheriff not executed. It is therefore ordered by the Court that an alias fieri Capias issue from this term of this Court for the arrest of the defendant.

Monday October 27 1919

- 328 State of Tennessee } Charge Carrying pistol  
 vs } This Cause is Continued till the next  
 Jack Hutson } term of this Court by Consent of all parties
- 329 State of Tennessee } Charge Carrying pistol  
 vs } This Cause is Continued till the next  
 Bob Hutson } term of this Court by Consent of all parties
- 318 State of Tennessee } Charge Lewdness.  
 vs. } Came the defendant James Burnes  
 James Burnes } into open Court and the Court thereupon  
 vs Jennie Burnes } proceeded to pronounce the judgement  
 of the last term of this Court upon  
 the defendant James Burnes confirming the said  
 judgement which is entered on page (284)  
 Therefore came the defendant James Burnes and his  
 security for the fine of \$50.00 and all the costs of this Cause
- 248 State of Tennessee } Murder  
 vs } This Cause is Continued till Tuesday  
 John Cowan and } of the next term of this Court  
 Nancy Hopkins } and that the sheriff to summons  
 25 Jurors for this Cause
- 311 State of Tennessee } Violating age of Consent.  
 vs } This Cause is Continued till Monday  
 George Fitzgerald } the first day of next term of this Court  
 and was Continued by the defendant  
 and the sheriff is authorized to  
 summons a jury of 50 men for the first day of the  
 term.
- 296 State } Larceny  
 vs } It appearing to the Court that an alias  
 Charlie Smith } pluries Capias had been issued at the  
 last term of this Court for the defendant  
 and the Sheriff having returned the  
 same not executed it was therefore ordered by the  
 Court that an alias pluries Capias issue for the  
 arrest of the defendant.  
 Thereupon Court adjourned till 8 o'clock  
 on to-morrow morning
- J. H. ...*

Tuesday October the 28 1919

Court met at 8<sup>30</sup> present and presiding the Hon John T Coulston Judge when the following proceedings were had and entered of record to-wit: The Court was opened by S. T. Carter Sheriff in due form.

339 State of Tenn } Charge Assault and Battery  
vs }  
Luther Bailey } Came the attorney general who prosecutes for the state and the defendant in proper person who says he cannot deny but that he is guilty in manner and form as charged in the indictment and submits to the mercy of the Court. It is therefore ordered by the Court that the defendant pay for the offense aforesaid to forfeit and pay to the state a fine of Twenty Five Dollars and the costs of this prosecution, and that he remain upon his recognizance until said fine and costs are paid or secured.

Thereupon came the defendant Luther Bailey and James Burnes into open Court and acknowledged themselves indebted to the State of Tennessee for the fine and costs of this cause, for which execution will issue.

297 State of Tennessee } Charge Larceny  
vs } Indictment at the Feb term 1918  
Henry Garrett } Came the attorney general who prosecutes for the state and the defendant in proper person. and by leave of the Court enters a Nolle prosequi in this cause. It is therefore considered by the Court that the defendant go hence without day and that the costs in this behalf accrued on the part of the state be paid out of the County Treasury of James County and that the clerk of this Court make out a bill of costs and certify the same to the Chairman of the County Court of said County for payment according to law.

310 State of Tennessee } Murder  
vs } Upon the application of the defendant  
Jack Hutson & } This case is continued until  
Bob Hutson } Wednesday of next term of this  
Court and the Sheriff is to have  
summoned seventy five men to be drawn on the Jury in said case.

Tuesday October the 28 1914

340 State of Tennessee } A + B  
 vs }  
 Minnie Arnes } This Cause is continued by the  
 application of the defendant until  
 the next term of this Court without  
 terms.

288 Will D Carroll } Damage  
 vs }  
 Mr O.G. Hughes } This Cause came on to be tried on the 1<sup>st</sup> the  
 28 day of Oct 1914 and both parties announced  
 ready for trial and came the following jury to-  
 wit 1st J. E. Arnes 2 J. H. Marr 3 A. T. Rogers 4 J. S. Johnson 5 J. M.  
 McDaniel 6 Ed Bettis 7 C. S. McDaniel 8 J. M. Roark 9 J. M. Ballie  
 10 W. J. Huff. 11 G. E. Longley 12 Frank Baker, who having  
 been regularly empaneled elected and sworn all good and  
 lawful men Citizens of James County Tenn after hearing  
 most all the evidence in said Cause The Counsel for the  
 plaintiff (J. D. Filcher) asked the Court to allow a non  
 suit to be entered in this Cause as there is no evidence  
 to justify a verdict for damage. Thereupon the Court  
 ordered that a non-suit be entered in this Cause  
 and the plaintiff pay all the costs in this Cause  
 for which execution may issue.  
 (Clerks note Will D Carroll is in Court on the  
 pauper's bond) L. M. Roy, Deputy Clerk.

298 J. A. Lewis } Damage  
 vs }  
 Bank of Ottawah } came the parties by their attorneys  
 and this Cause being regularly called  
 and both sides announced ready for  
 trial and came the following jury to-wit 1 J. E. Arnes  
 2 J. H. Marr 3 A. T. Rogers 4 J. S. Johnson 5 J. M. McDaniel 6 Ed  
 Bettis. 7 C. S. McDaniel 8 J. M. Roark. 9 J. M. Ballie 10 W. J.  
 Huff. 11 G. E. Longley. 12 Frank Baker: who having been  
 regularly empaneled elected and tried and sworn all good  
 and lawful men of James County, Tenn, and after having  
 heard all the evidence and argument of the Counsel on  
 both sides and hearing the Charge of the Court and on  
 their oaths say they cannot agree. It was ordered by  
 the Court that a mistrial be entered in this Cause  
 and the jury be discharged and this Cause is set for a  
 rehearing at next term of this Court on Tuesday



Tuesday October term 1919

291     Kurt Lee                    }     Appeal  
           vs                    }     This Cause is Continued until the next term of  
 J. N. Haven et al }     this Court without terms and set for Wednesday

336     J. C. Roberts            }     Appeal  
           vs                    }     This Cause is Continued by the plaintiff on  
 J. J. Davis                }     account of the illness of Counsel,

337     Dietrich Bros            }     Appeal.  
           vs                    }     In the Circuit Court of James County Tenn  
 W. D. McDaniel &        }     This Cause came on to be heard before the Hon John  
 J. C. McDaniel           }     J. Raulston Judge without the intervention of a jury  
                               }     This the 28 day of October 1919 and the Court after hearing  
                               }     all the evidence is of the opinion that the plaintiff is not  
                               }     entitled to recover It is therefore adjudged by the Court  
                               }     that the plaintiff pay all the cost of the Cause for which execution  
                               }     will issue against the plaintiff and his sureties

345     State of Tenn            }     Bound over on charge of rocking house  
           vs                    }     and disturbing public worship.  
 Taylor Casey            }     The grand jury came into Court and  
                               }     endorsed not a true bill. It was ordered  
                               }     by the Court the defendant go free without day and  
                               }     the Clerk of this Court Vacated by clerk

348     State of Tenn            }     Charge Rocking house and disturbing  
           vs                    }     public worship  
 Taylor Casey            }     Comes the attorney general who for the  
                               }     State and it appearing to the  
                               }     Court the indictment herein has been returned by  
                               }     the grand jury, endorsed "not a true bill". It is  
                               }     therefore considered by the Court that the cost accrued  
                               }     herein on the part of the state in the attendances of  
                               }     witnesses before the grand jury and all the costs on  
                               }     the part of the State be allowed and paid out of the  
                               }     treasury of the County of James and the Clerk of this  
                               }     Court make out and certify the same to the Chairman  
                               }     of James County for payment according to law

Tuesday October 20 1849

350

State of Tenn } Charge failing to support wife and family  
 vs } Comes the attorney general on the part of  
 J. F. Allison } the State and it appearing to the Court  
 the indictment herein has been returned  
 by the grand jury, indorsed "not a true bill."

It is therefore, Considered by the Court the Costs  
 accrued herein on the part of the State in the attendances  
 of witnesses before the grand jury be allowed and the Cost  
 on the part of the State be allowed and paid out of the Treasury  
 of James County and the Clerk of this Court make out  
 and Certify the same to the Chairman of said County for  
 payment according to law

State of Tennessee } Charge Murder  
 vs } This case is continued on the  
 James Oliver and } application of Counsel of the Defendant  
 Ed Martin } James Oliver till the next Term of  
 This Court.

351

State of Tennessee } Charge Pettie larceny  
 vs } The attorney general who prosecutes for  
 Lon Edwards } the State came and the said Lon  
 Edwards is brought to the bar by the  
 Sheriff and thereupon comes a jury to wit J. C. Armes  
 T. H. Marr, A. T. Rogers J. D. Johnson J. M. McDaniel Ed  
 Bettis C. G. M. Daniel J. M. Rourke T. J. McCallie W. J. Huff  
 G. C. Longley Frank Baker, all good and lawful men  
 and Citizens of James County Tenn who being elected tried  
 and sworn the truth to speak upon the issue joined  
 on their oaths do say after hearing all the testimony and  
 the Charge of the Court that the said Lon Edwards  
 is guilty of the felonious taking and carrying away one  
 mare the property of Arlie McShee in manner and form  
 as charged in the indictment, And the jury upon their  
 oaths do further say that for the offense aforesaid the  
 said Lon Edwards shall undergo Confinement in the  
 penitentiary for a period from one to five years inclutent  
 antly, And thereupon it is demanded of the said Lon  
 Edwards if he has anything to say why the Court  
 shall not proceed to judgement and execution thereof  
 against him, on thy verdict of the jury who nothing  
 further saith than as before he has said. It  
 is therefore Considered by the Court that the said Lon  
 Edwards for the offense aforesaid do undergo  
 Confinement at hard labor in the penitentiary for

Tuesday October 28 1919

for the term of from one to five years indeterminate Commenc-  
ing This day the 28 day of October 1919

State of Tenn  
vs  
Lon Edwards } Judgment for Cost adjudged against State.  
In this Cause came the Attorney general and it  
appearing to the Court that at the October term  
1919 the defendant was indicted on a charge of false  
swearing and was tried and convicted thereof at the October term  
1919 and the Court being satisfied that the defendant is insolvent  
adjudges the Costs herein accrued on the part of the state, against  
the state in the first instance with judgment over against  
the defendant for all the Costs of the Cause. It is therefore  
considered by the Court that the Costs accrued in this  
Case on the part of the state be paid by the State of Tennessee  
and the Clerk of this Court certify the same to the Comptroller  
of the Treasury for payment. as the law provides

344 Sam J Smith } Appeal  
vs } This Cause is continued until the next  
John Beavers } term of this Court by consent of both  
parties.

343 Charles A Mosley } Certiorari and Ex parte  
vs } In the Circuit Court of James  
Mrs Bettie Miller } County Tennessee This Cause came on  
to be heard before the Hon John  
T Raulston Judge without the  
intervention of a jury on this the 28 day of October  
1919 and the Court after hearing all the testimony  
in the said Cause is of the opinion that the  
plaintiff shall recover of the defendant the  
possession of the property and the Corn is to be  
divided  $\frac{2}{3}$  to the plaintiff and  $\frac{1}{3}$  to the defendant  
and the Cost of this Cause shall be  
taxed against the defendant for all the Cost of the  
Cause for which execution may issue.

345 Sam. F. Humphreys } Damage sought for \$2000  
vs } This being term time this  
Luther J Bailey } Cause goes over until the  
next term of this Court  
by order of the Court

Tuesday October 28 1919

Circuit Court at Chattanooga Tenn

346 Susan Wetherow }  
 vs. }  
 J. R. Kennerly } Damage sought for  
 This being term time this  
 Cause goes over until the  
 next term of this Court by  
 order of the Court.

Samuel Wetherow }  
 vs. }  
 J. R. Kennerly } Damage sought for  
 This being term time this  
 Cause goes over until the  
 next term of this Court by  
 order of the Court.

307 M. V. Willson admr of }  
 Earnest Willson dec'd } No ~~307~~ 307  
 vs } Damage  
 Walker D. Harris Director General of } This Cause was compromised  
 Railways for the Southern Railway Co } before this Cause was called on  
 the docket.

Order Southern Railway Co Dr  
 To M. V. Willson admr. address Chattanooga Tenn payable to J. J.  
 Harris atty address Chattanooga Tenn  
 Know all Men by these presents, That for and in consideration  
 of the agreement of the Southern Railway Company to pay to  
 the above named party the sum of One Thousand and 7/100 Dollars  
 I the undersigned M. V. Willson administrator of the Estate of  
 E. Willson do hereby release and forever discharge the said Southern  
 Railway Company and the Director General of Railroads from all  
 Claims, demands actions rights of action now or hereafter existing  
 either at law or in equity and from any judgment that  
 may have been rendered and from liability for payment of  
 any further sums of money or for render of other satisfaction  
 for and because of or growing out of the following mentioned  
 matter and claim viz For injuries received by Earnest  
 Willson at or near Mineral Park Tenn or or about the  
 day of — 1918 and all injuries resulted therefrom and  
 for all results attending or following said injuries including  
 loss of services minor child to parent and in full settlement  
 of suit in James County styled M. V. Willson vs Southern Ry  
 and Director General. Said suit to be dismissed at cost of  
 plaintiff and defendant Southern Ry Co. Given under my  
 hand and seal this 28th day of June 1919  
 Witness J. J. Harris atty M. V. Willson admr seal  
 Witness J. O. Rector  
 (Copy)

Tuesday October 28 1919

Over Paid Endorsements on other side of voucher  
 Received Chattanooga Tennessee June 28 1919 of the Treasurer  
 of the Southern Railway Company One Thousand and 00/100  
 Dollars in full for above account T.J. Harris atty.  
 Witness M.V. Hillson for Plaintiff  
 Witness J.C. Rector John L. Smith Atty for Defendants

To the Clerk of the Court enter this order upon the payment of  
 the Costs J.T. Raulston Judge  
 (Note of Clerk T.J. Harris has paid the cost for the plaintiff  
 a copy of the bill of cost has been mailed to the Attorney for the  
 Railway Co. (R.B. Cook) for 1/2 of costs.

Whereupon Court adjourned till Court in Court  
 L.M. Roy Deputy Clerk

State of Tennessee } Certified Bill of Costs to the Chairman  
 James County } of the County Court.

Be it remembered that at a Circuit Court  
 open and held in the town of Cottawach Tennessee on the first  
 Monday in October 1919 when the following business were had  
 and entered of record to-wit.

The following persons served as jurors for and  
 officers for the October term and their fees attached.

The grand jury			Treasone jury		
1	J. B. Holmes 1 day 14 mi	\$2.62	1	W. J. Huff 2 days	\$3.00
2	John Moore 1 " 11 "	2.38	2	F. J. McCallie 2 " 9 <sup>00</sup> 20 miles 160	4.60
3	J. M. Long 1 " 10 "	\$2.30	3	Lum. Sims 2 " 3 <sup>00</sup>	3.00
4	B. M. Robinson 1 " 12 "	2.46	4	J. M. Rourke 2 " 3 <sup>00</sup> 18 miles 144	4.44
5	R. B. Menger 1 " "	1.50	5	A. L. Moon 2 " 3 <sup>00</sup> 13 " 12 <sup>00</sup>	4.04
6	Chester Sims 1 " "	1.50	6	John Arms 2 " 3 <sup>00</sup>	3.00
7	John Ware 1 " "	1.50	7	E. C. Smith 2 " 3 <sup>00</sup>	3.00
8	Carle Holder 1 " "	1.50	8	J. M. Early 2 " 3 <sup>00</sup>	3.00
9	Clarence Davis 1 " "	1.50	9	Frank Walls 2 " 3 <sup>00</sup>	3.00
10	Bud Gambell 1 " "	1.50	10	Erl. Ruttis 2 " 3 <sup>00</sup> 15 miles 120	4.20
11	S. W. Perrin 1 " "	1.50	11	Frank Baker 2 " 3 <sup>00</sup> 24 " 192	4.92
12	Lester Single 1 " "	1.50	12	L. C. Longby 2 " 3 <sup>00</sup>	3.00
13	L. R. Lewis Freeman 1 day	4.00	13	Lester Murphree 2 " 7 <sup>50</sup>	1.50
			14	J. D. Johnson 2 " 3 <sup>00</sup>	3.00
			15	J. D. Johnson 10 day for June term 1919 ordered taxed by Court for	1.50
	J. B. Haven officer for grand jury 1 day	2.00			
	S. T. Carter Sheriff waiting on Court 2 days	4.00			
	H. L. Carson D.S. 2	4.00			

State of Tennessee } I L.M. Roy Deputy Circuit Court Clerk  
 James County } for the said County do certify that the  
 foregoing is a true and perfect copy of

Tuesday October term 1919

of the list of jurors and officers their fees and mileage attached for services rendered at the October term of the Circuit Court of said County of James and also the attendance of J. S. Johnson as juror at the June term 1919 of 1 day which was ordered taxed by the Court in this bill of Costs Given under my hand this the 29 day of October 1919  
L. M. Roy Deputy Clerk

State of Tennessee }  
James County }

Be it Remembered that at a Circuit Court begun and held for said County at the Court house in the town of Cottowah Tenn on the Fourth Monday of October 1919 present and presiding the Hon John T. Raulston Judge <sup>rc</sup> of the Eighteenth Judicial Circuit, the following proceedings were had and entered of record to-wit

351

State of Tennessee }  
vs }  
Lou Edwards }

October term October 28 1919  
Charge Pettit Larceny Indicted at the  
October term 1919 Trial and Conviction at the  
October term 1919 and the Court being satisfied

the Defendant is insolvent adjudges the Cost herein accrued on the part of the State against the State in the first instance with Judgement over against the Defendant for all the Costs of the Cause: It is therefore Considered by the Court that the Costs accrued on the part of the State be paid by the State of Tennessee and the Clerk of this Court Certify the same to the Comptroller of the Treasury for payment as the law provides  
Bill of Costs

W. L. Holder Clerk Indictment 25¢ 3 dockets 30¢ 4 Subs for State witnesses 40¢ 2 witness probates for state witnesses 10¢ Copy of indictment to Defendant in Jail 25¢ Transcript to warden of State prison 12<sup>00</sup> words \$1.20 Certificate and seal to same 75¢ Order for Costs 25¢ Bill of Cost 50¢ Copy of bill of Costs to Comptroller 50¢ Postage on Transcript 13¢ Judgement final 75¢ Total Clerk Costs \$5.38

W. B. McIntosh D.S. making arrest .20 Executing 2 subs for State witnesses 25¢ each 50¢ Total to W. B. Mc Intosh \$1.50 \$1.50  
S. J. Carter witness for State 2 days 2<sup>00</sup> \$2<sup>00</sup>  
W. O. McEhee " " 2 2<sup>00</sup> 2<sup>00</sup>

W. M. True J.P. affidavit & warrant 60 issuing 2 subs for state witnesses 30¢ Docketing 15¢ Judgement 75¢ Mitimus to Jail 50¢  
Total J.P. bill of Costs 220

State of Tenn }  
James County } I. W. L. Holder Clerk of the Circuit Court of said County Certify that the foregoing is a full and

and perfect Copy of the Bill of Costs accrued on the part of the State and the Judgement of the Court against the State for the payment of the same in the Case of the State vs Lou Edwards Convicted at the October term for petty larceny as the same appears of record in my office Given under my hand at office in Cottowah this 3 day of Nov 1919  
W. L. Holder Clerk  
by L. M. Roy D.C.

We certify that we have carefully examined the foregoing Bill of Costs and find the same correctly taxed we further certify that we have actually inspected the written orders of the District Attorney directing the Clerk of this Court to issue subpoenas for witnesses in this case and find that the attendance of no witness is taxed in the foregoing Bill of Costs except such as the District Attorney in writing directed to be summoned or those examined before the Justice of the Peace and the aggregate amount of the foregoing Bill of Costs is \$13.18

Henryson Com. of James H. Com. - Com. J. H. Russell Judge Attorney General

This

1919

CERTIFICATE

of

AUTHENTICITY

I hereby certify that the microfilm images contained between the beginning and ending certificates are true photographic copies of the instruments as recorded in the office of the Circuit Court of Hamilton County of the State of Tennessee and that all retakes contained therein have been properly certified for insertion in their proper sequence.

AUTHORIZED SIGNATURE

CAMERA OPERATOR SIGNATURE

V. Watson

\_\_\_\_\_

TITLE: Deputy Clerk

\_\_\_\_\_

CAMERA OPERATOR REPORT

ROLL NO.     

DATE 8-23-91

TYPE OF WORK FILMED	CONTENTS ON ROLL	COMMENTS
James Cumby	April 1913	
Minute	thru	
Book	Oct. 1919	

FROM THE OFFICE OF Circuit Court

OPERATOR'S SIGNATURE

DEGREES REDUCTION

FILM TYPE

Crystal Hallen

22x

AHU

EXPOSURE #

74V



CERTIFICATE

of

AUTHENTICITY

I hereby certify that the microfilm images contained between the beginning and ending certificates are true photographic copies of the instruments as recorded in the office of the Circuit Court of Hamilton County of the State of Tennessee and that all retakes contained therein have been properly certified for insertion in their proper sequence.

AUTHORIZED SIGNATURE

V. Hatten

TITLE: Deputy Clerk

CAMERA OPERATOR SIGNATURE

\_\_\_\_\_  
\_\_\_\_\_

CAMERA OPERATOR REPORT

ROLL NO. \_\_\_\_\_

DATE 8-26-91

TYPE OF WORK FILMED	CONTENTS OF ROLL	COMMENTS
Magistrate	Dec. 19, 1892	
Record Book	HU	
(James County)		

FROM THE OFFICE OF Circuit Court

OPERATOR'S SIGNATURE

Cypol Hallen

DEGREES REDUCTION

21X

FILM TYPE

AHU

EXPOSURE #

77V

Alexander Co R L Dancy Page 10

Hughes Jr. 16

Hulsey Jr. 16

John Gordon vs. A. J. Miller - Page 17

Piedmont Fertilizer - 16

266

Seagle + Acuff - 16  
<sup>266</sup> <sup>sum</sup>

A. J. Hunter. no. 84

State of Tennessee  
<sup>vs</sup>

Charles Knauth no. page 81

Pyall et al. 16-

Helion & Payne 16-

Johnstone - 16-

# MAGISTRATE'S DOCKET,

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.	STAYOR.
		<p><i>G. M. Roberts</i> vs. <i>L. I. Owens</i></p> <p><i>Dec 19-1892</i> <i>Continued Dec 28 1892</i></p>	<p>Judgment for <i>Plaintiff</i>  <i>\$ H. &amp; all cost</i>  <i>Dec 28 1892</i></p>	
		<p><del><i>G. M. Roberts</i> vs. <i>L. I. Owens</i></del></p>	<p>Judgment for \$</p>	
		<p><del><i>G. M. Roberts</i> vs. <i>L. I. Owens</i></del></p> <p><del><i>Mrs H. Harris &amp; H. W. Harris</i></del></p> <p><i>February 1894</i></p>	<p>Judgment for  <i>\$ 37-35</i>  <i>37 06</i></p>	
		<p><del><i>G. M. Roberts</i> vs. <i>L. I. Owens</i></del></p> <p><del><i>Mrs H. Harris and Husband H. W. Harris</i></del></p> <p><i>February 1894</i></p>	<p>Judgment for  <i>\$ 98.50</i></p>	
		<p><i>J. A. Street</i> vs. <i>Mrs M. Harris and H. W. Harris</i></p>	<p>Judgment for <i>Plaintiff</i>  <i>\$ 37 35</i></p>	
		<p><del><i>J. A. Street</i> vs. <i>Mrs M. Harris and H. W. Harris</i></del></p> <p><i>2 Welf &amp; Co vs M. Harris</i></p> <p><i>Feb 6 1894</i></p>	<p>Judgment for <i>Plaintiff</i>  <i>\$ 98 50</i></p> <p><i>See this case &amp; give judgment in favor of the Plaintiff &amp; Welf &amp; Co</i></p>	
		<p><i>J. M. Long</i> vs. <i>M. J. Long</i></p> <p><i>Feb 6 1894</i></p>	<p>Judgment for <i>Plaintiff</i> <i>J. D. Mergler</i>  <i>\$ 11 76</i>  <i>J. M. Long</i></p> <p><i>Satisfied in full</i>  <i>By A. Kellogg</i></p>	



RETURNING OFFICER.	Execution—When Issued.	COSTS.	OFFICER'S RETURN.
S. T. Benghill		Officer, 50 Fi. Fa.,	
S. T. Benghill.	J. M. Boyd	Justice, 25-	
		Sub.,	
	J. B. Stephens	Fi. Fa., 10	
	J. M. Boyd	Defence, 25-	
	Subj. of the case for statement, etc.	30	
	J. B. Stephens	Officer, 90 Fi. Fa.,	
	" "	Justice,	
	" "	Sub., 1 00	
J. L. Benghill	demonsing J. witness	Fi. Fa., 35	
J. B. Stephens	Archie Fitzgerald	Fi. Fa., 20	
J. H. White	witness & days to Maloney	35	
E. C. Glasgow	defence	Officer, \$7.60 Cost	
		Justice, 30	
		Sub.,	
		Fi. Fa.,	
			60.00 \$7.60
		Officer,	Fi. Fa.,
		Justice,	
		Sub.,	
		Fi. Fa.,	
J. M. Robinson		Officer, \$1.00	Returned 2 <sup>nd</sup> day
J. M. Boyd	25 30 65	Justice, 90	February 1894
		Subj. of the	satisfied in full by order
		Fi. Fa.,	of the plaintiff per. Drew
J. M. Robinson		Officer, \$1.00	
J. M. Boyd	25 30 65	Justice, 90	
		Sub.,	
		Fi. Fa.,	
J. M. Robinson		Officer, 50 Fi. Fa.,	
J. B. Stephens		Justice,	
J. P. Shively		Sub., 25	
et al		Fi. Fa., 65	
		140	

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# MAGISTRATE'S DOCKET,

No.	Date of Trial.	PARTIES NAMES.	JUDGMENT.	STAYOR.
<i>Office</i>	<i>21/11/94</i>	<i>John Hudson</i> vs. <i>Geo Fitzgerald</i>	Judgment for <i>Plaintiff</i> <i>\$600 X</i>	<i>H. Shalder</i>
<i>1</i> <i>Nov 10 1894</i>	<i>Nov 10 1894</i>	<i>E A Fitzgerald</i> vs. <i>N A Fitzgerald</i>	Judgment for <i>Plaintiff</i> <i>\$33.41</i> <i>in this case give judgment</i> <i>in favor of the Plaintiff for</i> <i>thirty three dollars and forty one cent</i>	
<i>2</i> <i>Oct 23. 1895</i>	<i>Oct 23. 1895</i>	<i>J. C. Mitchell Esq</i> vs. <i>George Robertson</i>	Judgment for <i>\$</i> <i>in this case give judgment</i> <i>against the Plaintiff for the cost</i>	
<i>3</i>		vs.	Judgment for <i>\$</i>	
<i>4</i>		vs.	Judgment for <i>\$</i>	
<i>5</i>		vs.	Judgment for <i>\$</i>	
<i>6</i>		vs.	Judgment for <i>\$</i>	

10th District, Greene County.

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RETURNING OFFICER. Execution—When Issued. COSTS. OFFICER'S RETURN.

James Robinson  
J.A. Stogdole

Officer, 50 Fl. Fa.,  
Justice, 90 Satisfied in full  
Sub., \$1.40 This the 20 of Dec 1894  
Fl. Fa., By Guss Fitzgould  
\$1.40

W. J. Wolf

issued warrant  
oct 31 1894  
Execution  
issued November 15 1894  
Execution  
Returned  
Dec 15 1894

Officer, 50 Fl. Fa., Returned Dec 15 1894  
Justice, 30 Satisfied in full  
Sub., 80 This the 15 Dec 1894  
Fl. Fa., W. J. Wolf contd

W. J. Wolf  
R. Cannon  
John Cornell witness

Warrant  
issue Feb 19 1895

Officer, 50 Fl. Fa., Satisfy in full this  
Justice, 90 the 6 may 1895  
Sub., 50  
Fl. Fa., \$1.90 W. J. Wolf contd

Officer, Fl. Fa.,  
Justice,  
Sub.,  
Fl. Fa.,

Officer, Fl. Fa.,  
Justice,  
Sub.,  
Fl. Fa.,

Officer, Fl. Fa.,  
Justice,  
Sub.,  
Fl. Fa.,

Officer, Fl. Fa.,  
Justice,  
Sub.,  
Fl. Fa.,

# MAGISTRATE'S DOCKET,

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.	STAYOR.
7	Dec 1895	Ed Fitzgerald Road Commissioner vs. Arthur Johns	Judgment for \$	
8	Dec 1895	Ed Fitzgerald Road Commissioner vs. John Harris	Judgment for \$	
9	Dec 1895	Ed Fitzgerald Road Commissioner vs. <del>Ed Fitzgerald Road Commissioner</del> George Harris	Judgment for \$	
10	Dec 1895	Ed Fitzgerald Road Commissioner vs. Joseph Macfee	Judgment for \$	
11	Dec 1895	Ed Fitzgerald Road Commissioner vs. Charles Handcock	Judgment for \$	
12	Dec 1895	Ed Fitzgerald Road Commissioner vs. Ben Snow	Judgment for \$	
13	Dec 1895	Ed Fitzgerald Road Commissioner vs. Jim Runnions	Judgment for \$	

RETURNING OFFICER.	Execution—When Issued.	COSTS.	OFFICER'S RETURN.
W. J. Wolf R. Gannon	Warrant issued Dec 20 1875	Officer, Justice, Sub., Fi. Fa.,	50x Fi. Fa. Returned satisfied in 25x full This Dec 28 1875 75x W. J. Wolf
W. J. Wolf R. Gannon	Warrant issued Dec 20 1875	Officer, Justice, Sub., Fi. Fa.,	50x Fi. Fa. Returned satisfaction in full 25x This Dec 28 1875 75x W. J. Wolf
W. J. Wolf R. Gannon	Warrant issued Dec 20 1875	Officer, Justice, Sub., Fi. Fa.,	Fi. Fa. J P cost Paid By 25x Commissioner
W. J. Wolf R. Gannon	Warrant issued Dec 20 1875	Officer, Justice, Sub., Fi. Fa.,	Fi. Fa. J P cost Paid By 25x Commissioner
W. J. Wolf R. Gannon	Warrant issued Dec 20 1875	Officer, Justice, Sub., Fi. Fa.,	Fi. Fa. J P cost Paid By 25x Commissioner
W. J. Wolf R. Gannon	Warrant Dec 28 1875	Officer, Justice, Sub., Fi. Fa.,	Fi. Fa. J P cost Paid By 25x Commissioner
W. J. Wolf R. Gannon	Warrant Dec 28 1875	Officer, Justice, Sub., Fi. Fa.,	Fi. Fa. J P cost Paid By 25x Commissioner

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# MAGISTRATE'S DOCKET, \

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.	STAYOR.
14	Dec 1895	Ed. Fitzgould Road Commissioner vs. Andy Babson	Judgment for \$	
15	Dec 1895	Ed. Fitzgould Road Commissioner vs. Dock Bealer	Judgment for \$	
16	Dec 1895	Ed. Fitzgould Road Commissioner vs. Charley Caswell	Judgment for \$	
17	Dec 1895	Ed. Fitzgould Road Commissioner vs. George Chestnut	Judgment for \$	
18	Nov 15 1897	P. J. Bailey vs. Oscar Robinson	Judgment for \$ 5.50	
			Judgment for \$	
			Judgment for \$	

10th District, June County. 9

RETURNING OFFICER.	Execution—When Issued.	COSTS.	OFFICER'S RETURN.
W. J. Wolf R. G. Cannon	Warrant Dec 28	Officer, Justice, Sub., 1895 Fi. Fa.,	Fi. Fa., 25+ Satisfied in full this the X 25 January 1896
W. J. Wolf R. G. Cannon	Warrant Dec 28	Officer, Justice, Sub., 1895 Fi. Fa.,	Fi. Fa., Returned Before 25+ delinquency
W. J. Wolf R. G. Cannon	Warrant Dec 28	Officer, Justice, Sub., 1895 Fi. Fa.,	Fi. Fa., J. P. cost Paid By 25+ Commissioner
W. J. Wolf R. G. Cannon	Warrant Dec 28	Officer, Justice, Sub., 1895 Fi. Fa.,	Fi. Fa., J. P. cost Paid By 25+ Commissioner
W. A. Hunter	1 subpoena served J. A. Hall and return issuing July 12 1897	Officer, 50 Justice, 25 Sub., 60 Fi. Fa., 25	Fi. Fa., served to W. A. Hunter com July the 12 1897 Returned satisfied in full this the 6 day of August 1897 W. A. Hunter com
		Officer, Justice, Sub., Fi. Fa.,	Fi. Fa.,
		Officer, Justice, Sub., Fi. Fa.,	Fi. Fa.,

H. H. Mc Nabbs District Business Court  
MAGISTRATE'S DOCKET,

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.	STAYOR.
1	Oct. 1. 1900	J. McLavender & Co vs. R. L. Denney	Judgment for Plaintiff \$68.75 Principles & interest and \$6.13 as attorney fees as found as per in the note Braggman & Smith Atty	J. A. Hall for answer see file
Certificate of Credit signed Oct 24 1900		Mansion Engine & Thrasher Co vs. J. H. McManahan et al	Judgment for \$617.50	
3	Jan <del>1901</del> 1901	R. W. Parks vs. L. B. Robinson	Judgment for Plaintiff \$446. <sup>11</sup> / <sub>100</sub>	
4	Jan 5 1901	R. W. Parks vs. Josiah Barnell	Judgment for Plaintiff \$495. <sup>11</sup> / <sub>100</sub>	J. D. Shropshire vs. J. Barnell J. A. Shropshire
5	Dec 23 1901	J. L. Heaton vs. James Shell	Judgment for Plaintiff for the possession of the land and for in this case and debt top of all costs and award writ of possession for same	
6	March 1901	J. L. Heaton vs. James Shell	Judgment for Plaintiff \$244. <sup>45</sup> / <sub>100</sub>	
7	April 3 1901	J. J. Shells vs. Replevins J. A. Summers	Judgment for the Plaintiff that he is entitled to all the property described in the Replevin warrant and the debt adjudged top of all costs for which execution may issue. Appeals to Circuit Court	



*W. H.* District, *James* County.

RETURNING OFFICER.	Execution—When Issued.	COSTS.	OFFICER'S RETURN.
<i>Luther Green Sheriff</i> for opposite Judgment \$25 <sup>00</sup> June the 18 1901	June the 20 1901 to <i>Luther Green</i> Sheriff	Officer, 50 Justice, 90 Sub., Fi. Fa.,	Fi. Fa., Returns & Satisfies in June July the 15 1901 <i>Luther Green Sheriff</i>
Carl's Beef Cuts N. N. Monahan J.P. Doct. 15 F. Fa.	\$22 <sup>75</sup> 50 <sup>00</sup> 15 25	Officer, Justice, Sub., Fi. Fa.,	Fi. Fa., Given to <i>Luther Green Sheriff</i> Dec 15-1901
<i>L. A. Wolf Const</i>		Officer, 50 Justice, 90 Sub., Fi. Fa.,	Fi. Fa.,
<i>L. A. Wolf Const</i> N. N. Monahan		Officer, 50 Justice, 90 Sub., Fi. Fa.,	The opposite Judgment satisfied in June the 4 1901 N. N. Monahan J.P.
<i>L. A. Wolf Const</i> N. N. Monahan		Officer, 1 00 Justice, 1 90 Sub., Fi. Fa.,	Fi. Fa., cost returned by J. P. Monahan
<i>Luther Green</i> N. N. Monahan		Officer, 50 Justice, 90 Sub., Fi. Fa.,	Fi. Fa., cost returned by J. P. Monahan
<i>Luther Green Sheriff</i> N. N. Monahan J.P. 1 Court 15: Appeal Bond 50 <sup>00</sup>	Dec 15 1901	Officer, 1 00 Justice, 50 Sub., 2 55 Fi. Fa., 4 05	Fi. Fa.,

# MAGISTRATE'S DOCKET,

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.	STAYOR.
8	June 29 1901	L Davis & H Holder Adm of Wmley Davis 1898 vs. R D McDonald Principal & P M late Secy	Judgment for Plaintiff for \$80 3/4	
9	Aug 19 1901	The Empire Drill Company vs. R D McDonald	Judgment for Plaintiff for \$41 26	
10	Aug 19 1901	Le Zimmerman President of the Land of South Essex vs. Alace Baller	Judgment for Plaintiff for the Property described in the warrant to wit 3 ches & 1/2 the Dept with all Cods for which an Execution may issue	
11	Oct 9 1901	A. M. Harris vs. R. L. Denney	Judgment for Plaintiff for \$50 82	
12	Dec 3 1901	L Davis & H Holder Adm of Wmley Davis 1898 vs. James M. Ray	Judgment for Plaintiff Confessed for \$34 45	P.M. bat per order on file
13	Feb 22 1902	L Davis & H Holder Adm of Wmley Davis 1898 vs. Joshiah Varnell	Judgment for P \$15 25	Dr J. L. Varnell
14	Fino 24 1902	W D Nelson vs. J H Starnell	Judgment for P - Judgment on entry & \$20 00 Execution from Abbe County	

District, *James* County.

RETURNING OFFICER.	Execution—When Issued.	COSTS.	OFFICER'S RETURN.
<i>Leather Press Sheriff</i> <i>H. H. Menard</i>	<i>July 26 1901</i> <i>To L. A. Wolf Sheriff</i> <i>judgments by order</i> <i>of Gov. of T. M. Cal. in 1901</i> <i>14</i>	Officer, 1.00 Justice, 1.00 Sub., Fi. Fa.,	Fi. Fa., Returns of <i>Salafis</i> in <i>P. M. Cal. Sheriff</i> <i>July, August the 25 1901</i> <i>Leather Press Sheriff</i>
<i>L. A. Wolf Court</i> <i>H. H. Menard</i>	<i>August 24 1901</i> <i>To L. A. Wolf Court</i>	Officer, 50 Justice, 90 Sub., Fi. Fa.,	Fi. Fa., Came to hand same day issues. I send <i>this to the court</i> Empire what does one read court and no no other property of the right to be found by the subject the same paid first after advertising the same to the law of 1901 and the same was sent to the Sheriff at the court 1901 paid out by the Sheriff to the 1901 1901. L. A. Wolf Court
<i>L. A. Wolf</i> <i>H. H. Menard</i>	<i>Oct 14 1901</i> <i>L. A. Wolf Court</i>	Officer, 1.00 Justice, 1.90 Sub., Fi. Fa.,	Fi. Fa.,
<i>L. A. Wolf</i> <i>H. H. Menard</i>		Officer, 50 Justice, 90 Sub., Fi. Fa.,	
<i>H. H. Menard</i>		Officer, Justice, Sub., Fi. Fa.,	Fi. Fa., Cr by Receipt from H. Holder 90 Adm on the affiant judgment <i>June the 23 1902 \$ 35.60</i>
<i>L. A. Wolf Court</i> <i>H. H. Menard</i>		Officer, Justice, Sub., Fi. Fa.,	52 Fi. Fa., This judgment was 1.00 Paid by 2 1902 judgment 916.25 Paid to <i>H. H. Menard</i> Person of Gov from H. H. Menard 2/13 1902 <i>H. Holder Adm</i>
	<i>Feb 24 1902</i> <i>To</i> <i>Leather Press</i> <i>Sheriff</i>	Officer, Justice, Sub., Fi. Fa.,	Fi. Fa.,

# MAGISTRATE'S DOCKET,

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.	STAYOR.
15	June 26 1902	J. D. Thatcher vs. W. D. Hooten	Judgment for Plaintiff for \$128 <sup>25</sup> / <sub>100</sub>	
16	Sept 1 1902	P. M. Galt vs. R. H. McDonald	Judgment for Plaintiff \$10 <sup>20</sup> / <sub>100</sub> by meter	
17	Aug 20 1902	Dora Lehenite vs. Anthony Maguire	Judgment for Plaintiff \$27 <sup>25</sup> / <sub>100</sub>	
		vs.	Judgment for \$	
		vs.	Judgment for \$	
		vs.	Judgment for \$	
		vs.	Judgment for \$	

District, *Jaines* County.

RETURNING OFFICER.	Execution—When issued.	COSTS.	OFFICER'S RETURN.
<i>L. A. Hoef</i>		Officer, 50 Justice, 90 Sub., Fi. Fa.,	Fi. Fa., <i>Cr \$125 on memo Oct 67 by name</i> <i>495 by Blue On Line \$1835 Total \$352</i> <i>by Cash in July Aug with 4</i> <i>1902 \$8372</i>
		Officer, Justice, Sub., Fi. Fa.,	Fi. Fa., <i>Issued Sept 8 1912</i>
<i>L A Hoef</i> <i>H H Moore</i>	<i>10-13-1902</i> <i>to Kennedy court</i>	Officer, 50 Justice, 1.00 Sub., Fi. Fa., 25	Fi. Fa.,
		Officer, Justice, Sub., Fi. Fa.,	Fi. Fa.,
		Officer, Justice, Sub., Fi. Fa.,	Fi. Fa.,
		<del>Officer,</del> Justice, Sub., Fi. Fa.,	Fi. Fa.,
		Officer, Justice, Sub., Fi. Fa.,	Fi. Fa.,



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## MAGISTRATE'S DOCKET,

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.	STAYOR.
1	Apr. 7 1914	J.C. Worley vs. J.E. Shelton	Judgment for Plaintiff for possession and costs of suit This Apr - 7 - 1914 L.L. Parker	
2	June 20 1914	Seagle + Oruff vs. Gene Phillips - Replewin -	Judgment for \$	
3	May 10 <sup>th</sup> 1915	J.E. Hulsey vs. J.E. Shelton	Judgment for Plaintiff \$50 <sup>00</sup> & cost of Case.	
4	June 5 1915 July 2 1915	Piedmont Fertilizer Co. vs. G.H. Smith	Judgment for Plaintiff \$17 <sup>65</sup> and Interest at the rate of 6 per cent. on \$100 which makes \$18.70 and cost of case.	
Court	Aug. 7	J.H. Hughes vs. W.O. Riddle	Judgment for \$	
6	Oct. 28	Thos. Pyal vs. Chas. Dawson	Judgment for \$	
9	July 1916	Nelson & Payne vs. W.A. Banks	Judgment for Defendant and attach- ment dismissed	

District, *Ward* County, *Texas*

RETURNING OFFICER	Execution—When Issued.	COSTS.	OFFICER'S RETURN.
<i>H. A. Knauff</i> <i>L. L. Parker</i>		1 50 3 05	Fi. Fa., Officers return made June 13-1914, made without opening on the ground that Mrs. Shelton being sick and unable to be moved, & b- accompanied by 50 Blair's medical certificate Fi. Fa., This was settled by compromise
<i>H. A. Knauff</i>	<i>Witness</i>		
<i>H. A. Knauff</i> <i>L. L. Parker</i>	<i>May 10-1915</i>	1 50 2 15	Fi. Fa., Executed by leaving on one two horse wagon & selling same to highest bidder for \$10 <sup>00</sup>
<i>H. A. Knauff</i> <i>L. L. Parker</i>		1 00 90	Fi. Fa., This file was returned settled in full by compromise between the said C. H. Smith & Dr. Wm. Church via lawyer Dr. Wm. Church made some 6 pages and Auto bills 210-19050 This was settled by compromise.
<i>H. A. Knauff</i> <i>L. L. Parker</i>			
<i>C. H. Smith Deputised to serve</i> <i>L. L. Parker</i>			Fi. Fa., This was settled by the said left remaining from the proceeds of an sale made between all parties
<i>H. B. Knauff</i> <i>L. L. Parker</i>	<i>June 29-16</i>	1 00 2 05 2 25	Fi. Fa., Executed by leaving out 2000 ft 1 1/2 and 250 logs which was leaves by judgment.

*Out in the  
case was  
by file*



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# MAGISTRATE'S DOCKET

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.	OFFICE	STAYOR.
1	Jan 25 <sup>th</sup> 1919 continued 1 P.M. by det. Jan Feb at court witness 1919	John Gordon vs. J. J. Oberlin	Judgment for defendant : attachment dismissed costs charged to plaintiff (W.P. Free) P.O.		
		vs.	Judgment for	\$	
		vs.	Judgment for	\$	
2	May 24 <sup>th</sup> 1919	George Longley vs. J. E. Arns	Judgment for : compromised Claimant paying all costs		
		vs.	Judgment for	\$	
		vs.	Judgment for	\$	
		vs.	Judgment for	\$	

2 District, General County.

RETURNING OFFICER.	Execution—When Issued.	COSTS.	OFFICER'S RETURN.
A. W. Bartlett	Leaving attachment	Officer, 1.00	Fi. Fa., costs in this case was paid in full to A. W. Bartlett. (constable.) and all fees paid out of some money from (J. P.)
C. E. Steel	issuing "	Justice, 1.00	
C. E. Steel	" "	Sub., 35	
Wm. Trew	continuance	Fi. Fa., 10	
" "	judgment	75	
" "	summons	35	
A. W. Bartlett	summons witness	Officer, 75	Fi. Fa.,
Charles Knapp	summons witness	25	
Wm. Trew	socketing	Sub., 15	
Geo. Smith	witness attendance	2 days 1.00	
Nathan Land	" "	2 days 1.00	
J. G. Johnson	" "	1 day 50	
Sam. H. H. H.	" "	2 days 1.00	Fi. Fa.,
		Justice,	
		Sub.,	
		Fi. Fa.,	
A. W. Bartlett		Officer, 1.75	Fi. Fa., Received \$ 8.00 for costs in case - Geo. Longley (J. P.) J. E. Sims Wm. Trew J. P.
C. E. Steel		Justice, 1.95	
Wm. Trew	Justice	50	
		Fi. Fa.,	
		Officer,	Fi. Fa.,
		Justice,	
		Sub.,	
		Fi. Fa.,	
		Officer,	Fi. Fa.,
		Justice,	
		Sub.,	
		Fi. Fa.,	
		Officer,	Fi. Fa.,
		Justice,	
		Sub.,	
		Fi. Fa.,	

# MAGISTRATE'S DOCKET,

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.	STAYOR.
1	Oct 24 1900.	State of Tennessee vs. James Mayfield.	Judgment for fine of \$3.77 sent to work House was in work House 5 day two dollars Paid One dollar and all cost	
2	Aug 11 1901	State of Tenn vs. Jack Johnson Trespass	Judgment for fine of \$3.40 Sent to work House 1 Day 1/2 day \$2.40 Paid	}
3	Aug 11 1901	State vs. James Williams Trespass	Judgment for fine of \$3.40 Paid	
4	June 25 1901	State of Tennessee vs. Henry Medcalf	Judgment that the Prosecutor Andrey Mayfield pay all the costs he incurs to appear & present said Cause, for which an Execution may issue	
			Judgment for \$	
14 5	Sept 28 1901	State of Tenn vs. Joseph Phillips	Judgment for Debt unpaid Preliminary Examination and gave Bond to appear at next term of Circuit Court	
14 4	Jan 24 1902	State vs. James Beunghter	Judgment for \$2.00	

# STATE CASES.

RETURNING OFFICER.	Execution—When Issued.	COSTS.	OFFICERS' RETURN.
<i>Luther Mann Shiff</i> <i>H. H. Monahan J.P.</i>  <i>Luther Mann Shiff</i> <i>Allen Lehmann Thomas &amp; Weg</i> <i>Francis Richardson</i>		Arrest,	1 00 Paid Receipt on file
		Affidavit,	25 "
		Warrant,	50 "
		Judgment,	75 "
		Docketing,	15 "
		Mittimus,	50 "
		Subpoena, 3 Sub	35 "
		Summoning Witnesses,	75 "
		Making out Bill of Costs,	50 "
		State Tax,	50 "
<i>L. Wolf</i>		Arrest,	2 00 Paid
		Affidavit,	25 "
		Warrant,	50 "
		Judgment,	75 "
		Docketing,	15 "
		Mittimus,	50 "
		Subpoena,	
		Summoning Witnesses,	
		Making out Bill of Costs,	
		State Tax,	
<i>L. A. Wolf Constable</i> <i>H. H. Monahan J.P.</i>  <i>L. A. Wolf Constable</i> <i>H. H. Monahan J.P.</i>	<i>June 26</i> <i>1901 To</i> <i>L. A. Wolf Constable</i>	Arrest,	1 00
		Affidavit,	1 50
		Warrant,	10
		Judgment,	50
		Judgment,	75
		Docketing,	15
		Mittimus,	4 00
		Subpoena,	
		Summoning Witnesses,	
		Making out Bill of Costs,	
	State Tax,		
<i>File Returned Satisfied in</i> <i>June July 24 1901</i> <i>L. A. Wolf Constable</i>			
<i>L. A. Wolf Constable</i> <i>H. H. Monahan</i>  <i>L. A. Wolf</i> <i>H. H. Monahan</i>		Arrest,	1 00
		Affidavit,	10
		Warrant,	50
		Judgment,	75
		Docketing,	10
		Mittimus,	
		Subpoena,	35
		Summoning Witnesses,	50
		Making out Bill of Costs,	15
		State Tax,	
	Band	50	

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1919

# MAGISTRATE'S DOCKET,

No.	Date of Trial.	PARTIES' NAMES.	JUDGMENT.
1	Jan 25 1919 at 1 P.M.	State of Tennessee v/s A. J. Marler	<del>Judgment in favor of defendant</del> <del>John Tandon failed to appear</del> <del>costs taxed to him (failed)</del> In this case the prosecutor to appear and prosecute and it appears that the willfully abandoned the prosecution the defendant is discharged and judgment given against the prosecutor for the costs of this case Wm. Crew, (J. P.) (cont cost \$3.00)
2	Jan 25 1919 at 1 P.M.	State of Tennessee vs Charles Knauft	In this case judgment is given in favor of the defendant the prosecutor seems to be frivolous and without foundation & there fore give judgment against the prosecutor and a fine for costs in case an unnecessary cost to defendant amounting to \$2.25 Wm. Crew (J. P.)
June 21 1919 2 P.M.		State of Tennessee vs Mrs Minnie Arms	Defendant waived hearing and gave bond in the sum of \$500 for her appearance at next term of circuit court of E. Arms and of a surety securities  W. Crew J. P.
Sept 30 1919 6:30 P.M.		State of Tennessee v/s Lon Edwards	Judgment against defendant holding him in \$1000 dollar bond to appear at next term of circuit court of James Co Tennessee which bond he failed to give and was remanded to jail  Wm. Crew J. P.

# STATE CASES.

RETURNING OFFICER.	Execution—When Issued.	COSTS.	OFFICERS' RETURN.
A. W. Bartlett E. E. Steel		Arrest, 1.00	costs in this case was paid in full to A. W. Bartlett (constable) and all fees paid out of same  Wm. Trew, J.P.
" "		Affidavit, 10	
Wm. Trew		Warrant, 50	
" "		Judgment, 50	
E. E. Steel		Docketing, 15	
A. W. Bartlett		Mittimus, 25	
Wm. Trew		Subpena, 25	
A. W. Bartlett		Summoning Witnesses, 25	
Virgil Wilson		Making out Bill of Costs, 25	
		<del>State Bond</del> 25 witness 1 day 50 <del>Making out Bill of Costs</del> Total cost \$50	
A. W. Bartlett E. E. Steel		Arrest, 1.00	Received \$8.00 amt in full for costs in this case and paid all fees out of same report of A. W. Bartlett (constable)  Wm. Trew (J.P.)
" "		Affidavit, 10	
Wm. Trew		Warrant, 50	
" "		Judgment, 75	
E. E. Steel		Docketing, 15	
A. W. Bartlett		Mittimus, 20	
Wm. Trew		Subpena, 70	
A. W. Bartlett		Summoning Witnesses, 1.75	
Wm. Trew		Making out Bill of Costs, 25	
J. A. Gairns H. S. Klinck A. W. Bartlett	for Kennedy J. P. Pinker virgil wilson J. E. Richardson	2.00 25 Total 4.25	
A. W. Bartlett E. E. Steel E. E. Steel		Arrest, 1.00	
Wm. Trew		Affidavit, 10	
Wm. Trew		Warrant, 50	
E. E. Steel		Judgment, 15	
A. W. Bartlett		Docketing, 50	
A. W. Bartlett		Mittimus, Rec. Bond 75	
O. O. Garetto		Subpena, 1.75	
Mrs. G. Langley, Nathan Langley		Summoning Witnesses, 25	
Carl Hundlander, Mrs. Sam Hundlander		Making out Bill of Costs, 25	
and A. W. Bartlett		State Tax, 350	
W. B. McIntosh W. Trew W. Trew W. Trew W. Trew W. Trew W. B. McIntosh		Arrest, 1.00	
		Affidavit, 10	
		Warrant, 50	
		Judgment, 75	
		Docketing, 15	
		Mittimus, 50	
		Subpena, 30	
		Summoning Witnesses, 25	
		Making out Bill of Costs,	
		State Tax,	

CERTIFICATE

of

AUTHENTICITY

I hereby certify that the microfilm images contained between the beginning and ending certificates are true photographic copies of the instruments as recorded in the office of the Circuit Court of Hamilton County of the State of Tennessee and that all retakes contained therein have been properly certified for insertion in their proper sequence.

AUTHORIZED SIGNATURE

CAMERA OPERATOR SIGNATURE

V. Watson

\_\_\_\_\_

TITLE: Deputy Clerk

\_\_\_\_\_

CAMERA OPERATOR REPORT

ROLL NO. \_\_\_\_\_

DATE 8-26-91

TYPE OF WORK FILMED	CONTENTS ON ROLL	COMMENTS
Magistrate	Dec. 19, 1892	
Record Book	HCU	
(James County)	May 24, 1919	
FROM THE OFFICE OF <u>Circuit Court</u>		

OPERATOR'S SIGNATURE

Cynthia Walker

DEGREES REDUCTION

21X

FILM TYPE

AHU

EXPOSURE #

77V