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TRANSCRIPT OF PROCEEDINGS

THE STATE OF FLORIDA,

Plaintiff,

vs.

CHARLIE DAVIS, JACK WILLIAMSON,

IZELL CHAMBERS, WALTER WOODARD

DEFENDANTS

12.1.1951
DEO
FILED
12.1.1951
CLERK SUPREME COURT
W. W. Woodard
W. W. Woodard

30

8,985

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Assignment of Errors. 23
Certificate Judge GEO W TEDDER. . . 29
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TRANSCRIPT OF RECORD in the Circuit Court of the Twenty Second
Judicial Circuit, in and for Broward County, Florida, wherein the
State of Florida, is Plaintiff, and Charlie Davis, Jack Williamson,
Izell Chambers and Walter Woodard, are defendants.

MONDAY, MAY 22nd, A D 1933

The Circuit Court of Broward County, Florida, convened on Monday,
May 22nd A D 1933, pursuant to recess made on Wednesday, April 26th,
A D 1933, with the following officials present:

HONORABLE GEO W TEDDER, Judge present and presiding

Hon Louis F Maire, State Attorney

A D Marshall, Deputy Sheriff and

Chas H Gordon, Deputy Clerk

Court was called to order and duly opened by the proclamation of
the Deputy Sheriff of Broward County, Florida, thereupon the follow-
ing proceedings were had:

The Grand Jury having been reconvened by order of ^{the} Court dated
May 16th, A D 1933, and having been in session for the consideration
of such business as might come before them, here came into open
Court, and being called, sixteen (16) answered to their respective
names when called in open Court by the Clerk and presented the fol-
lowing indictments, to-wit:

State of Florida

vs

Murder in the First Degree

Charlie Davis
Jack Williamson
Izell Chambers
Walter Woodard

The indictment in the above entitled cause was duly
endorsed "A TRUE BILL" and duly signed by E E Hardy, as Foreman of the
grand jury, which said indictment is in the words and figures following,
to-wit:

IN THE NAME AND BY THE AUTHORITY OF THE
STATE OF FLORIDA

IN THE CIRCUIT COURT OF THE TWENTY-SECOND
JUDICIAL CIRCUIT OF FLORIDA, for Broward County, at the
Spring term thereof, in the year of our Lord One Thousand
Nine Hundred and Thirty-three, to-wit: The Grand Jurors
of the State of Florida, inquiring in and for the body of
County of Broward, upon their oaths do present that
CHARLIE DAVIS, JACK WILLIAMSON, IZELL CHAMBERS and WALTER
WOODARD, late of the County of Broward aforesaid, in the
Circuit and State aforesaid, on the 15th. day of May, in
the year of our Lord One Thousand Nine Hundred and Thirty-
three, with force and arms at and in the County of Broward
aforesaid, unlawfully and from a premeditated design to
effect the death of Robert M. Darsey, did kill the said
Robert M. Darsey by striking and beating him with a stick or
sticks, a cudgel or cudgels, an axe handle or axe handles,
or by striking and beating him with a dangerous weapon, a
more particular description of which is to the Grand Jurors
unknown, against the form of the statute in such case made and
provided, to the evil example of all others in the like case
offending, and against the peace and dignity of the State of
Florida.

COUNT TWO.

And the Grand Jurors aforesaid upon their oaths
aforesaid, do further present that CHARLIE DAVIS, late of the
County of Broward Aforesaid, in the Circuit and State aforesaid,
on the 15th. day of May, in the year of our Lord One Thousand
Nine Hundred and Thirty-three, with force and arms at and in
the County of Broward aforesaid, unlawfully and from a
premeditated design to effect the death of one Robert M. Darsey,
did kill the said Robert M. Darsey by beating him with a stick or
sticks, a cudgel or cudgels, an axe handle or axe handles, or
by striking and beating him with a dangerous weapon, a more
particular description of which is to the Grand Jurors unknown,

against the form of the Statute in such case made and provided, to the evil example of all others in the like case offending, and against the peace and dignity of the State of Florida; and that the said JACK WILLIAMSON, IZELL CHAMBERS and WALTER WOODARD at the time and place of the commission of the said felony aforesaid, were feloniously present, then and there aiding, inciting abetting and assisting the said CHARLIE DAVIS the said felony to do and commit, against the form of the Statute in such case made and provided, to the evil example of all others in the like case offending, and against the peace and dignity of the State of Florida.

COUNT THREE.

And the Grand Jurors aforesaid upon their oaths aforesaid, do further present that JACK WILLIAMSON, late of the County of Broward aforesaid, in the Circuit and State aforesaid, on the 13th. day of May, in the year of our Lord One Thousand Nine Hundred and Thirty-three, with force and arms at and in the County of Broward aforesaid, unlawfully and from a premeditated design to effect the death of one Robert M. Darsey, did kill the said Robert M. Darsey by beating him with a stick or sticks, a cudgel or cudgels, an axe handle or axe handles, or by striking and beating him with a dangerous weapon, a more particular description of which is to the Grand Jurors unknown, against the form of the Statute in such case made and provided, to the evil example of all others in the like case offending, and against the peace and dignity of the State of Florida; and that CHARLIE DAVIS, IZELL CHAMBERS and WALTER WOODARD, at the time and place of the commission of the said felony aforesaid, were feloniously present, then and there aiding, inciting, abetting and assisting the said JACK WILLIAMSON the said felony to do and commit, against the form of the Statute in such case made and provided, to the evil example of all others in the like case offending, and against the peace and dignity of the State of Florida.

COUNT FOUR.

And the Grand Jurors aforesaid upon their oaths aforesaid, do further present that IZELL CHAMBERS, late of the County of Broward aforesaid, in the Circuit and State aforesaid, on the 13th. day of May, in the year of our Lord One Thousand Nine Hundred and Thirty-three, with force and arms at and in the County of Broward aforesaid, unlawfully and from a premeditated design to effect the death of one Robert M. Darsey, did kill the said Robert M. Darsey by beating him with a stick or sticks, a cudgel or cudgels, an axe handle or axe handles, or by striking and beating him with a dangerous weapon, a more particular description of which is to the Grand Jurors unknown, against the form of the Statute in such case made and provided, to the evil example of all others in the like case offending, and against the peace and dignity of the State of Florida; and that CHARLIE DAVIS, JACK WILLIAMSON and WALTER WOODARD, at the time and place of the commission of the said felony aforesaid, were feloniously present, then and there aiding, inciting, abetting and assisting the said IZELL CHAMBERS the said felony to do and commit, against the form of the Statute in such case made and provided, to the evil example of all others in the like case offending, and against the peace and dignity of the State of Florida.

COUNT FIVE.

And the Grand Jurors aforesaid upon their oaths aforesaid, do further present that WALTER WOODARD, late of the County of Broward aforesaid, in the Circuit and State aforesaid, on the 13th. day of May, in the year of our Lord One Thousand Nine Hundred and Thirty-three, with force and arms at and in the County of Broward aforesaid, unlawfully and from a premeditated design to effect the death of one Robert M. Darsey, did kill the said Robert M. Darsey by striking and beating him with a stick or sticks, a cudgel or cudgels, an axe handle or axe handles, or by striking and beating him with a dangerous weapon, a more particular description of which is to the Grand Jurors unknown,

against the form of the Statute in such case made and provided,
to the evil example of all others in the like case offending,
and against the peace and dignity of the State of Florida; and
that CHARLIE DAVIS, JACK WILLIAMSON and IZELL CHAMBERS, at the
time and place of the commission of the said felony aforesaid, were
feloniously present, then and there aiding, inciting, abetting
and assisting the said WALTER WOODARD the said felony to do and
commit, against the form of the Statute in such case made and
provided, to the evil example of all others in the like case
offending, and against the peace and dignity of the state of
Florida.

Louis F. Maire

State Attorney for the Twenty-Second
Judicial Circuit of the State of
Florida, prosecuting for said state.

ENDORSED:

In Circuit Court, Twenty Second Judicial Circuit
County of Broward, State of Florida vs Charlie Davis,
Jack Williamson, Izell Chambers and Walter Woodard

INDICTMENT for Murder in the First Degree

Found Spring Term, A D 1933. A TRUE BILL

E E HARDY, Foreman

Filed May 22 1933. E R BENNETT, CLERK

By Chas H Gordon, D C

Louis F Maire, State Attorney

STATE WITNESSES:

Walter R Clark--R C Helton--A D Marshall--J W Coleman

Frank Manuel--B B Johnson--W F Ford--W C Goodrich--H H McNeal--V Wright

Dr. McClendon

There appearing no further business, in open Court, to come before the Court
at this time, it is ordered that Court recess until Wednesday, May 24th A D
1933, at 10 o'clock in the forenoon thereof.

WEDNESDAY, MAY 24th A D 1933

The Circuit Court of Broward County, Florida, convened on the above date, pursuant to recess made on Monday, May 22nd A D 1933, with the following officials being present:

Hon Geo W Tedder, Judge, present and presiding

Hon Louis F Maire, State Attorney

A D Marshall, Deputy Sheriff

Chas H Gordon, Deputy Clerk

Court was called to order and duly opened by the proclamation of the Deputy Sheriff of Broward County, Florida, thereupon the following proceedings were had:

- - - - -

State of Florida

vs

Murder in the First Degree

Jack Williamson
Walter Woodard

The State Attorney and the defendants, in person, and represented by Hon W C Mather, a practicing attorney of this Court, who had heretofore been appointed by the Judge to represent said defendants, being present, in open Court, thereupon the said defendants were duly arraigned, and each entered a plea of "guilty" to the charges of the indictment on file herein against them. Thereupon said defendants were remanded to the custody of the Sheriff of Broward County, Florida.

- - - - -

State of Florida

vs

Murder in the First Degree

Charlie Davis
Izell Chambers

The State Attorney and the defendants, in person, and represented by Hon Elbert B Griffis, who had heretofore been appointed by the Court to represent the said defendants, being present in open Court, thereupon the said defendants were duly arraigned and entered a plea of "not guilty" to the charges of the indictment on file herein against them. Thereupon it is ordered that the trial of said cause be set for Monday, June 12th A D 1933.

There appearing no further business requiring the attention of the Court, in open Court, thereupon it is ordered that Court recess and adjourn until the further order of the Court.

MONDAY, JUNE 12th A D 1933

The Circuit Court of Broward County, State of Florida, convened at 10 O'clock in the forenoon on Monday, June 12th A D 1933, pursuant to recess made on June 5th A D 1933, with the following officials being present:

Honorable GEO W TEDDER, Judge, presiding

Hon Louis F Maire, State Attorney

Hon Walter R Clark, Sheriff and

Chas H Gordon, Deputy Clerk

Court was called to order and duly opened by the proclamation of the Deputy Sheriff of Broward County, Florida, thereupon the following proceedings were had:

- - - - -

State of Florida,
Plaintiff

vs

Charlie Davis, Defendant

The State Attorney and the defendant, in person, and represented by Hon Elbert B Griffis, being present in open Court, thereupon the above named defendant, Charlie Davis, withdrew his former plea of "not guilty" and entered in lieu thereof, in open Court, a plea of "guilty" of the charge of the indictment of Murder in the First Degree, thereupon the defendant was remanded to the custody of the Sheriff of Broward County, State of Florida.

- - - - -

State of Florida, Plaintiff

vs

Murder in the First Degree

Izell Chambers, Defendant

The State Attorney and the defendant, in the above entitled cause, Izell Chambers, being present in open Court and being represented by Hon Elbert B Griffis, Esquire, a practicing attorney of this Court who had heretofore been appointed to represent the said defendant, also being present in open Court, and the said parties ^{to said cause} having announced themselves ready for trial, thereupon, by order of the Court came a jury of twelve (12) good and lawful men, to-wit;

1 Lawrence Rickard	7 Tom J Collins
2 R B Seymour	8 Carl Olander
3 J N Cain	9 Chas W Holliday
4 R J Kershaw	10 James W Jacobs
5 Albert E Rees	11 Ernest W Sharp
6 J L Goodman	12 Henry L Shackelford

who were duly tried, selected, impanelled and sworn to well and truly try and true deliverance make between the State of Florida and the prisoner at the bar.

The following named witnesses were produced and being duly sworn testified in behalf of the State, to-wit: John Darsey; R C Helton and Dr G S McClelland. Thereupon the Sheriff appointed R F Helton who was duly sworn by the Clerk as Bailiff of the Petit Jury in the above named case of the State of Florida against Izell Chambers, defendant.

The State proceeded with the examination of witnesses in its behalf, thereupon the following named witnesses were produced and being duly sworn testified, to-wit:

B B Johnson	A D Marshall	W F Ford
J T Williams	J W Coleman	Walter R Clark
Mack Little	W C Goodrich	

The State, by its Attorney, submitted its exhibits, which were ordered admitted and filed and designated as Plaintiff's exhibits:

- No 1 Confession or Statement of defendants
- No 2 1 Purse
- No 3 1 Hammer
- No 4 1 Stick or Club
- No 5 1 Stick or Club
- No 6 1 Stick or Club and
- No 7 1 Money Bag.

At this time the State Attorney stated to the Court that Charlie Davis, Jack Williamson and Walter Woodard were named as joint defendants with Izell Chambers in the indictment charging all of said defendants with First Degree Murder, that Charlie Davis, Jack Williamson and

Walter Woodard had plead guilty to the charge of first degree murder, that each of said three defendants had an interest in the outcome of the trial of Izell Chambers, whereby the said State Attorney moved the Court to call the said Charlie Davis, Jack Williamson and Walter Woodard for Court witnesses, and upon consideration by the Court, said motion was granted, thereupon the said Charlie Davis, Jack Williamson, and Walter Woodard were duly sworn in open Court and testified in said cause. The State Attorney announced he would rest his case.

The defendant, Izell Chambers, was duly sworn and testified in his own behalf, as defendant. The counsel for the defendant announced he would rest his case. Thereupon the State recalled, in rebuttal, the following named witnesses: J T Williams and Walter ^R Clark and after hearing the testimony of said witnesses, the State announced it would close its case.

The counsel for the defendant announced that he had no further testimony and would also close his case.

After hearing all of the evidence submitted, the argument of counsel, for the respective parties and receiving the written charge of the Court, the jury retired, in charge of ^{TH = 12} a sworn Bailiff, for the consideration of their verdict. After due deliberation the jury returned into open Court, in charge of their sworn Bailiff, and returned their verdict in said cause in the words and figures following, to-wit:

We the jury find the defendant guilty of Murder
in the First Degree. So say we all. Fort Lauderdale, Fla, June 12th, 1933

Lawrence S Rickard, Foreman

Thereupon it is ordered ^{by the Court} that the verdict be filed and the jury excused from the further consideration of the case and that the defendant be remanded to the custody of the Sheriff of Broward County, Florida.

State of Florida

vs

Murder in First Degree

Charlie Davis,
Jack Williamson
Walter Woodard

The State Attorney and the defendant, Charlie Davis, represented by E B Griffis, Esquire, and the defendants, Jack Williamson and Walter Woodard represented by W C Mather, Esquire, being present in open Court thereupon the Court proceeded to determine the degree of guilt of each of said defendants and it appearing that the above named defendants, and each of them, had heretofore in open Court, upon arraignment, entered pleas of guilty to the charge of the indictment of Murder in the first degree, and the Court having heard all of the evidence and proofs submitted in the case of the State of Florida against Izell Chambers and W C Mather, Attorney, for Jack Williamson and Walter Woodard and Elbert B Griffis, Attorney for Charlie Davis stipulated, in open Court, with the State Attorney that all of the testimony and proofs submitted hitherto heard by the Court in said trial against Izell Chambers which was relevant and material testimony against said Charlie Davis, Jack Williamson and Walter Woodard should be considered by the Court in determining the degree of unlawful homicide of which each of said defendants is guilty, thereupon the following named persons and defendants were duly sworn, in open Court, and testified, to-wit:

Charlie Davis R C Helton Jack Williamson Walter Woodard. After hearing the evidence and proofs submitted, as above stipulated and hearing the testimony of the above named witnesses the Court took under advisement the matter of passing sentence upon the defendants, Charlie Davis, Jack Williamson and Walter Woodard until a later date. Thereupon the prisoners were remanded to the custody of the Sheriff of Broward County, Florida and ordered that Court recess and adjourn until Wednesday, June 14th A D 1933 at 10 o'clock in the forenoon thereof.

MINUTES OF SATURDAY, JUNE 17th A D 1933

The Circuit Court of Broward County, Florida, convened at 10 o'clock

on Saturday, June 17th A D 1933, pursuant to recess made on Friday, June 16th A D 1933, with all officials present:

The Honorable GEO W FEDDER, Judge, presiding
Louis F Maire, State Attorney
A D Marshall, Deputy Sheriff
and Chas H Gordon, Deputy Clerk

Court was called to order and duly opened by the proclamation of the Deputy Sheriff of Broward County, Florida, thereupon the following proceedings were had:

- - - - -

State of Florida,
Plaintiff
vs
Murder First Degree
Izell Chambers
Defendant

S E N T E N C E

The prisoner being at the bar in custody of the Sheriff was asked by the Court if he had or knew any thing to say why the sentence of the law and judgment of the Court should not now be pronounced upon him, and he saying nothing in bar or preclusion thereof, the Judge proceeded to pronounce the following judgment and sentence, in the words and figures following, to-wit:

IN THE CIRCUIT COURT OF THE 22nd JUDICIAL
CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA
SPRING TERM A D 1933
State of Florida
Plaintiff
vs
Indictment for Murder in the First Degree
IZELL CHAMBERS,
Defendant

S E N T E N C E

You, IZELL CHAMBERS, being heretofore arraigned in open Court on the 24th day of May A D 1933, upon an indictment charging you in five counts with the crime of murder in the first degree said to have been committed in Broward County, Florida, on the 13th day of May A D 1933 by beating, striking and killing one, Robert M Darsey, with a stick, axe handle or other instrument to the grand Jurors unknown and having plead not guilty to said indictment, and having been then tried on the 12th day of June A D 1933 by a jury of twelve good and lawful men and said jury having found you, Izell Chambers, guilty of

murder in the first degree, the Court hereby adjudges you to be guilty of murder in the first degree.

IZELL CHAMBERS, what have you [^]to say why the sentence of the law should not be passed upon you?

Whereupon, you having said nothing sufficient in bar or preclusion thereof, it is thereupon, the judgment of the Court and the sentence of the law that you, IZELL CHAMBERS, do be remanded to the custody of the Sheriff of Broward County, Florida, to be by him safely kept in the common jail of said County until the Governor of the State of Florida shall have issued his warrant for your execution; and that after the issuance of such warrant of execution by the Governor you shall be delivered by the Sheriff of Broward County, Florida, to the Superintendent of the State Prison at Raiford, Florida, then by him to be securely confined and kept until such time as the Governor of the State of Florida may in his said warrant of execution designate; and that at the time so designated the said Superintendent of the State Prison, or one of his authorized deputies, shall cause the punishment of death to be inflicted upon you by causing to pass through your body a current of electricity of sufficient intensity to cause your immediate death, and shall continue the application of such current until you are D E A D. And may GOD have Mercy on your soul

Done and ordered in open Court at Fort Lauderdale, Florida, this the 17th day of June, A D 1933. The defendant being in open Court.

GEO W TEDDER,

Circuit Judge

- - - - -

Thereupon the prisoner was remanded to the custody of the Sheriff of Broward County, State of Florida

State of Florida
Plaintiff

--vs--

Murder First Degree

Walter Woodard
Defendant

S E N T E N C E

The prisoner being at the bar in custody of the Sheriff, was asked by the Court if he had or knew any thing to say why the sentence of the law and judgment of the Court should not now be pronounced upon him, and he saying nothing in bar or preclusion thereof, the Judge proceeded to pronounce the following sentence in the words and figures, to-wit:

IN THE CIRCUIT COURT OF THE 22nd
JUDICIAL CIRCUIT IN AND FOR BROWARD
COUNTY FLORIDA. SPRING TERM A D 1933

The State of Florida, Plaintiff

vs

Indictment for Murder in the First
Degree

WALTER WOODARD, Defendant

S E N T E N C E

You, WALTER WOODWARD, being heretofore arraigned in open Court on the 24th day of May A D 1933, upon an indictment charging you in five counts with the crime of murder in the first degree said to have been committed in Broward County, Florida on the 13th day of May A D 1933, by beating, striking and killing one Robert M Darsey, with a stick, axe handle or other instrument to the Grand Jurors unknown, and having plead guilty to said indictment after being warned by the Court of your legal and constitutional rights, the Court, thereafter, in accordance with Section 7140 of the Compiled General Laws of Florida, 1927, proceeded to take and consider all of the testimony adduced by both the State and the defendant on the 12th day of June A D 1933 for the purpose of determining the degree of the unlawful homicide to which you have plead guilty.

All the premises considered, and upon an examination by the Court of all the testimony adduced herein, the Court determines and finds that you, Walter Woodard, are guilty of murder in the first degree as charged in and by said indictment, and you are hereby

adjudged by the Court to be guilty of murder in the first degree

Walter Woodard, what have you now to say why the sentence of the law should not be passed upon you?

Whereupon, you having said nothing sufficient in bar or preclusion thereof, it is thereupon, the judgment of the Court and the sentence of the law that you, WALTER WOODARD, do be remanded to the custody of the Sheriff of Broward County, Florida, to be by him safely kept in the common jail of said County until the Governor of the State of Florida shall have issued his warrant for your execution and that after the issuance of such warrant of execution by the Governor you shall be delivered by the Sheriff of Broward County, Florida, to the Superintendent of the State Prison at Raiford, Florida, there by him to be securely confined and kept until such time as the Governor of the State of Florida may in his said warrant of execution designate; and that at the time so designated the said Superintendent of the State Prison or one of his authorized deputies, shall cause the punishment of death to be inflicted upon you by causing to pass through your body a current of electricity of sufficient intensity to cause your immediate death, and shall continue the application of such current until you are D E A D. And may GOD have Mercy on your soul.

Done and ordered in open Court at Fort Lauderdale, Florida, this the 17th day of June, A D 1933. The defendant being in open Court.

GEO W TEDDER,

The defendant, was thereupon remanded Circuit Judge
to the custody of the Sheriff of Broward County, Florida. . .

State of Florida
Plaintiff

vs

Murder in First Degree

Jack Williamson
Defendant

The prisoner being at the bar in custody of the Sheriff was asked by the Court if he had or knew any thing to say why the sentence of the law and judgment of the Court should not now be pronounced upon him and he saying nothing in bar or preclusion thereof, the Judge proceeded to pronounce the following sentence in the words and figures, to-wit:

IN THE CIRCUIT COURT OF THE 22nd JUDICIAL
CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA
SPRING TERM A D 1933

The State of Florida,
Plaintiff

vs Indictment for Murder in the First Degree

Jack Williamson,
Defendant

S E N T E N C E

You, Jack Williamson, being heretofore arraigned in open Court on the 24th day of May A D 1933, upon an indictment charging you in five counts with the crime of murder in the first degree said to have been committed *in Broward County Florida* on the 13th day of May A D 1933, by beating, striking and killing one Robert M Darsey, with a stick, axe handle or other instrument to the Grand Jurors unknown, and having plead guilty to said indictment after being warned by the Court of your legal and constitutional rights, the Court, thereafter, in accordance with Section 7140 of the Compiled General Laws of Florida, 1927, proceeded to take and consider all of the testimony adduced by both the State and the defendant on the 12th day of June, A D 1933, for the purpose of determining the degree of the unlawful homicide to which you have plead guilty

All the premises considered, and upon an examination by the Court of all the testimony adduced herein, the Court determines and finds that you, JACK WILLIAMSON, are guilty of murder in the first degree as charged in and by said indictment, and you are hereby adjudged by the Court to be guilty of murder in the first degree

Jack Williamson, what have you now to say why the sentence of the law should not be passed upon you?

Whereupon, you having said nothing sufficient in bar or preclusion thereof, it is thereupon, the judgment of the Court and sentence of the law that you, Jack Williamson, do be remanded to the custody of the Sheriff of Broward County, Florida, to be by him safely kept in the common jail of said County until the Governor of the State of Florida shall have issued his ~~warrant~~ warrant for your execution; and that after the issuance of such warrant of execution by the Governor you shall be delivered by the Sheriff of Broward County, Florida, to the Superintendent

of the State Prison at Raiford, Florida, there by him to be securely confined and kept until such time as the Governor of the, State of Florida may in his said warrant of execution designate; and that at the time so designated the said Superintendent of the State Prison, or one of his authorized deputies, shall cause the punishment of death to be inflicted upon you by causing to pass through your body a current of electricity of sufficient intensity to cause your immediate death, and shall continue the application of such current until you are DEAD.

And may GOD have Mercy on your soul.

Done and ordered in open Court at Fort Lauderdale, Florida, this the 17th day of June A D 1933. The defendant being in open Court

+8! The defendant, was thereupon, remanded GEO W TEDDER, to the custody of the Sheriff of Broward County, Florida

CIRCUIT JUDGE

State of Florida,
Plaintiff

vs

Murder in First Degree

CHARLIE DAVIS
Defendant

The prisoner being at the bar in custody of the Sheriff was asked by the Court if he had or knew any thing to say why the sentence of the law and judgment of the Court should not ~~now~~ be pronounced upon him and he saying nothing in bar or preclusion thereof, the Judge proceeded to pronounce the following sentence, in words and figures, to-wit:

IN THE CIRCUIT COURT OF THE 22nd JUDICIAL
CIRCUIT OF FLORIDA IN AND FOR BROWARD
COUNTY. SPRING TERM A D 1933

State of Florida
Plaintiff

vs

Indictment for murder in the First Degree

CHARLIE DAVIS,
Defendant

S E N T E N C E

You, Charlie Davis, being heretofore arraigned in open Court on the 24th day of May A D 1933, upon an indictment charging you in five counts with the crime of murder in the first degree said to have been committed in Broward County, Florida, on the 13th day of May A D 1933,

(16)

by beating, striking and killing one Robert M Darsey, with a stick, axe handle or other instrument to the Grand Jurors unknown, and having plead not guilty to said indictment, and having on the 12th day of June A D 1933, withdrawn your said plea of not guilty and entered a plea of guilty to said indictment after being warned by the Court of your legal and constitutional rights, the Court, thereafter, in accordance with Section 7140 of the Compiled General Laws of Florida, 1927, proceeded to take and consider all of the testimony adduced by both the State and the defendant on the 12th day of June, A D 1933, for the purpose of determining the degree of unlawful homicide to which you have plead guilty.

All the premises considered, and upon an examination by the Court of all the testimony adduced herein, the Court determines and finds that you, CHARLIE DAVIS, are guilty of Murder in the first degree as charged in and by said indictment, and you are hereby adjudged by the Court to be guilty of murder in the first degree.

Charlie Davis, what have you now to say why the sentence of the law should not be passed upon you?

Whereupon, you having said nothing sufficient in bar or preclusion thereof, it is thereupon, the judgment of the Court and the sentence of the law that you, CHARLIE DAVIS, do be remanded to the custody of the Sheriff of Broward County, Florida, to be by him safely kept in the common jail of said County until the Governor of the State of Florida shall have issued his warrant for your execution and that after the issuance of such warrant of execution by the Governor you shall be delivered by the Sheriff of Broward County, Florida, to the Superintendent of the State Prison at Raiford, Florida, there by him to be securely confined and kept until such time as the Governor of the State of Florida may in his said warrant of execution designate; and that at the time so designated the said Superintendent of the State Prison, or one of his authorized deputies, shall cause the punishment of death to be inflicted upon you by causing to pass through your body a current of electricity of sufficient intensity to cause your immediate death, and shall continue the application of such current until you are DEAD. And may GOD have Mercy on your soul

Done and ordered in open Court at Fort Lauderdale, Florida, this the

(17)

17th day of June A D 1933. The defendant being in open Court

GEO W TEDDER, Circuit Judge

Thereupon the defendant was remanded to the custody of the Sheriff of Broward County, Florida.

There appearing no further business requiring the attention of the Court, in open Court, thereupon it is ordered that Court recess and adjourn until the further order of the Court.

17

IN THE CIRCUIT COURT OF THE 27th JUDICIAL
CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA.

~~CRIMINAL.~~

ISAIAH CHAMBERS, JACK WILLIAMSON,
CHARLIE DAVIS, AND WALTER WOODARD

VS

THE STATE OF FLORIDA

-c- - - - -

STATE OF FLORIDA)

VS)

INDICTMENT FOR MURDER

ISAIAH CHAMBERS, JACK WILLIAMSON,)

CHARLIE DAVIS AND WALTER WOODARD)

PRECEIPE FOR WRIT OF ERROR

TO: THE CLERK OF THE ABOVE STYLED COURT:

YOU WILL please issue writ of Error in the above
named and stated case returnable in the Supreme Court of
Florida on the 29th day of October, A.D. 1933, and duly
record the same as provided by law.

This 4th day of August, A.D. 1933.

D.W. PERKINS

Attorney for the Defendant.

* * * * *

ENDORSEMENTS ON BACK THEREOF:

STATE VS CHARLIE DAVIS, et al

PRECE FOR WRIT OF ERROR

FILED AUG 7 1933
E. R. BENNETT, Clerk,
By Chas H. Gordon, D.C.
J. W. COLEMAN

OFFICIAL COURT REPORTER 22ND JUDICIAL CIRCUIT
FORT LAUDERDALE, FLORIDA

15 PAGE 261

IN THE SUPREME COURT OF FLORIDA

JUNE TERM, A.D. 1933

SATURDAY, AUGUST 5, 1933

ISAIAH CHAMBERS, JACK WILLIAMSON)

CHARLIE DAVIS, AND WALTER WOODARD)

Plaintiffs in Error,)

vs.)

STATE OF FLORIDA,)

DEFENDANT IN ERROR)

A WRIT OF ERROR TO

THE CIRCUIT COURT

FOR BROWARD COUNTY

THE STATE OF FLORIDA

-to-

HONORABLE GEORGE W. TEDDER, CIRCUIT JUDGE FOR THE TWENTY
SECOND JUDICIAL CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA,
GREETING:

BECAUSE in the record and proceedings, and also in the rendition
of the judgment in a cause that was prosecuted in the Circuit Court
for Broward County, Florida, held at Fort Lauderdale, Florida, within
and for the County of Broward, on the ___ day of _____ A.D. 1933, be-
tween the State of Florida, as Plaintiff, and Isaiah Chambers, Jack
Williamson, Charlie Davis, and Walter Woodard as Defendants, manifest
error hath happened, as it is said, to the great damage of the said
Isaiah Chambers, Jacks Williamson, Charlie Davis, and Walter Woodard as
by their complaint appears.

We, willing that the error, if any hath been, should be duly
amended and full and speedy justice done therein to the said parties,
do command you that, if the judgment be therein rendered, you distinctly
and openly send us the record and process of the suit aforesaid, with
all things touching them, under seal, together with this Writ, so that
we may have them before our Justices of our Supreme Court of the State
of Florida, to be held at Tallahassee

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on the 27th day of October, A.D. 1933, that inspecting the record and
process aforesaid, we may, for correcting that error therein, further
to be done what right and according to law shall be to be done.

J. W. COLEMAN
OFFICIAL COURT REPORTER 22ND JUDICIAL CIRCUIT
FORT LAUDERDALE, FLORIDA

WITNESS the Honorable FRED H. DAVIS, Chief Justice of the
Supreme Court, and the Seal of the Supreme Court at Tallahassee,
Florida, this 5th day of August A.D. 1933.

G.T. WHITFIELD

Clerk Supreme Court of Florida

(SEAL)

By: Ellen O'Neill,

Deputy Clerk

STATE OF FLORIDA, BROWARD COUNTY

This instrument filed for record
7th day of August, 1933, and recorded
in MINUTES CIRCUIT COURT 15 page 261,
RECORD VERIFIED.

E.R. BENNETT, Clerk,

By GEAS E. GORDON D.C.

(SEAL)

ENDORSEMENTS ON BACK:

STATE VS. CHARLIE DAVIS et al

WRIT OF ERROR FROM SUPREME COURT

WRIT OF ERROR

STATE OF FLORIDA --- SS.

THE STATE OF FLORIDA TO THE JUDGE OF THE CIRCUIT COURT OF THE TWENTY SECOND JUDICIAL CIRCUIT OF THE STATE OF FLORIDA, GREETING:

Because in the record and proceedings and also in rendition of judgment in a certain cause which is in our said Circuit Court before you, between STATE OF FLORIDA as Plaintiff and Isaiah (Izell) Chambers, Jack Williamson, Charlie Davis, and Walter Woodward (Woodard) as Defendants, manifest error hath happened, as it is said, to the great damage of the said Isaiah (Izell) Chambers, Jack Williamson, Charlie Davis and Walter Woodward (Woodard) as by their complaint appears.

We, willing that the error, if any hath been, should be duly corrected and full and speedy justice done to the parties aforesaid in this behalf, do command you that, if judgment be therein rendered, you distinctly and openly send the record and proceedings aforesaid, with all things touching them, under your seal, together with this writ, to our Supreme Court of the State of Florida, so that you have the same at Tallahassee on the 27th day of October A.D. 1933 in our said Supreme Court to be then and there held, that inspecting the record and proceedings aforesaid, our said Supreme Court may cause further to be done therein, to correct that error, what of right and according to law should be done.

Witness the Honorable FRED H DAVIS, Chief Justice of the said Supreme Court, and the seal of the said Circuit Court, this 7th day of August in the year of our Lord One Thousand, Nine Hundred and thirty three.

(SEAL)

E.R. BENNETT,
Clerk Circuit Court
By Chas. E. Gordon, Deputy Clerk.

Received this the 14th day of August A.D. 1933.

CARY D. LANDL,
Attorney General,
By ROY CAMPBELL, Assistant Attorney
General

STATE OF FLORIDA, BROWARD COUNTY

This instrument filed for record

7th day of August, 1933, and recorded
in MINUTES CIRCUIT COURT 15 page 298.

RECORD VERIFIED

E.R.BENNET, Clerk,

By CHAS H. GORDON, D.C.

(SEAL)

CIRCUIT COURT TWENTY-SECOND JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

STATE OF FLORIDA

VS

IZELL CHAMBERS, CHARLIE DAVIS,
JACK WILLIAMSON and WALTER
WOODARD

ASSIGNMENT OF ERRORS

Come now IZELL CHAMBERS, CHARLIE DAVIS, JACK WILLIAMSON and WALTER WOODARD, by their Attorney of Record, D.W. PERKINS, and files their assignment of Error, and assigns the following errors which he intends to present as grounds for a reversal in said cause:

1st.-That the Court erred in permitting the Defendants herein to plead guilty to the indictment of Murder in the First Degree.

2nd.-That the Court erred in passing sentence of death on the Defendants, Charlie Davis, Jack Williamson and Walter Woodard upon their pleas of guilty of Murder in the First Degree, because the indictment contained five counts, and Plaintiffs in Error could not have been guilty of all or each and every count.

3rd.-That the Court erred in receiving any evidence against the Plaintiffs in Error alleged confession of Charlie Davis and the other alleged confessions of the other Plaintiffs in Error, because it is apparent from the records that the confessions of said Plaintiff in Error were not voluntary confessions, and that their convictions based upon said confessions and their pleas of guilty constitutes a violation of their constitutional rights.

D.W. PERKINS
Attorney for Izell Chambers,
Charlie Davis, Jack Williamson,
and Walter Woodard, Plaintiffs
in Error.

STATE OF FLORIDA

COUNTY OF DUVAL

Before the undersigned authority personally appeared D.W. Perkins, who being first duly sworn as required by law, upon his oath says, that he deposited in the United States Mail at Jacksonville, Florida, a true and correct copy of the foregoing assignment of Error to the Clerk securely sealed in an envelope, and addressed to Hon. Louis F. Maire, State's Attorney, Fort Lauderdale, Fla., on the 10th day of November, A.D. 1933.

D.W. PERKINS

Sworn to and subscribed before
me this 10th day of November, 1933.

CORRIE I. WEEKS

Notary Public, State of Florida at Large
My Commission expires Mar. 4, 1934

(SEAL)

Service of a true and correct copy of the above and foregoing Assignment of Error, is hereby acknowledged.

This November 11th, 1933,

LOUIS F. MAIRE,
State Attorney 22nd Judicial Circuit
Of Florida.

ENDORSEMENT:

FILED NOV 13, 1933

E.R. BENNETT, Clerk

By CHAS E. GORDON, D.C.

IN THE CIRCUIT COURT TWENTY-SECOND
JUDICIAL CIRCUIT, IN AND FOR BROWARD
COUNTY, FLORIDA

STATE OF FLORIDA

VS

IZELL CHAMBERS, CHARLIE DAVIS,
JACK WILLIAMSON, AND WALTER WOODARD,

Defendants.

WRITTEN DIRECTION TO THE CLERK INDICATING THE PAPERS AND
PROCEEDINGS THAT ARE TO BE COPIED AND MADE A PART OF THE TRANSCRIPT
OF RECORD.

TO HONORABLE E.R.BENNETT, CLERK OF THE CIRCUIT COURT IN AND
FOR BROWARD COUNTY, STATE OF FLORIDA:

IZELL CHAMBERS, CHARLIE DAVIS, JACK WILLIAMSON AND WALTER
WOODARD, Defendants in the Circuit Court in the above styled cause, and
Plaintiff in Error in the case of IZELL CHAMBERS, CHARLIE DAVIS,
JACK WILLIAMSON AND WALTER WOODARD VS STATE OF FLORIDA, DEFENDANT IN
ERROR, by their Attorney D.W.PERKINS, herewith files a written direc-
tion to the Clerk of the above styled Court, indicating the papers and
proceedings that are to be copied and made a part of the transcript of
record, and those that are to be recited therein, and also those that
are to be omitted therefrom, and also indicating a date at which the
Clerk shall commence the making up of such transcript. The Clerk
above named shall commence making up the transcript of record in the
above styled cause upon the 13th day of September, 1933, and the said
Clerk shall copy and make a part of the transcript of record the follow-
ing papers and proceedings, to-wit:

- 1.-Copy of Indictment presented in said cause upon the 22nd day
of May, 1933, together with all endorsements upon the same.
- 2.-Copy of Praecipe for Writ of Error filed in the above cause
upon the 7th day of August, 1933.
- 3.-The Judgment of the Court in the above styled cause.
- 4.-The Minute entries as to the Pleas of the Defendants in
Indictment in the above styled cause.

5.-The Notice of Presenting Bill of Exceptions together with the acceptance of service of said notice by the State Attorney.

6.-Copy of Scire Facias ~~ad Audiendum Errors~~ showing acceptance of service thereof by the Attorney General of the State of Florida.

7.-Copy of Scire Facias ad audiendum showing acceptance of Service thereof by the State Attorney of the Twenty-second Judicial Circuit of Florida.

8.-Copy of Writ of Error and certificate of Record thereof.

9.-Copy of complete assignment of errors, including proof of service of copy thereof upon both State Attorney for the Twenty-Second Judicial Circuit of Florida and Attorney General of the State of Florida.

10.-Copy these written directions to the Clerk for making up the transcript of record together with proof of service of the same upon the State Attorney for the Twenty-second Judicial Circuit of Florida and the Attorney General of the State of Florida.

11.-The Clerk will please omit from the transcript of record in the above cause all other papers and proceedings other than those specifically enumerated herein.

D.W.PERKINS

Attorney for Izell Chambers, Charlie Davis, Jack Williamson, and Walter Woodard.

STATE OF FLORIDA

COUNTY OF DUVAL.

Before the undersigned authority personally appeared D.W.PERKINS, who being first duly sworn as required by law, upon his oath says, that he deposited in the United States Mail at Jacksonville, Florida, a true and correct copy of the foregoing instructions to the Clerk securely sealed in an envelope, and addressed to Hon. Louis F. Maire, State's Attorney, Fort Lauderdale, Fla. on November 9th, A.D. 1933.

Sworn to and subscribed before me this 9th day of November, 1933

D.W.PERKINS

CORRIE I. WEEKS
Notary Public

State of Florida at Large J. W. COLEMAN
My commission expires OFFICIAL SOURCE REPORTER 22ND JUDICIAL CIRCUIT March 4, 1934
FORT LAUDERDALE, FLORIDA
(SEAL)

SERVICE OF A TRUE AND CORRECT COPY OF THE
ABOVE AND FOREGOING DIRECTIONS TO THE CLERK, IS HEREBY
ACKNOWLEDGED. THIS NOVEMBER 10th, 1933. LOUIS F.
MAIRE, STATE ATTORNEY 22nd JUDICIAL CIRCUIT OF FLORIDA.

ENDORSEMENT ON BACK:

CIRCUIT COURT
BROWARD COUNTY FLORIDA
STATE OF FLORIDA

VS

IZZELL CHAMBERS, CHARLIE DAVIS,
JACK WILLIAMSON AND WALTER WOODARD
Defendants.

WRITTEN DIRECTION TO THE CLERK

FILED

NOV 10 1933

E.R. BENNETT, Clerk

By Chas. H. Gordon, D.C.

D.W. PERKINS,

Attorney for Defendants,

410 Broad St.,

Jacksonville, Fla.

C E R T I F I C A T E

--O F--

C L E R K

I, E.R.BENNETT Clerk of the Circuit Court, in and for the County of Broward, State of Florida, do hereby certify that the foregoing pages numbered from 1 to 29 inclusive, contain a correct transcript of the record of the judgment in the case of State of Florida, Plaintiff, against Ezell Chambers, Charlie Davis, Jack Williamson and Walter Woodard, defendants, and a true and correct recital and copy of all such papers and proceedings in said cause, as appears upon the records and files in my office, that have been directed to be included in said transcript by the written demands of the said parties, EXCEPT:

Direction No 5 The Notice of Presenting Bill of Exceptions together with the acceptance of service of said notice by the State Attorney, and

Direction No 7: Copy of Scire Facias ad Audiendum showing acceptance of service thereof by the State Attorney of the Twenty Second Judicial Circuit of Florida

IN TESTIMONY WHEREOF I Have hereunto set my hand and affixed my official seal of said Court, this

4th day of December A D 1933.

E.R.BENNETT, Clerk Circuit Court

By

Chas Gordon
Deputy Clerk

IN THE CIRCUIT COURT OF THE TWENTY
SECOND JUDICIAL CIRCUIT IN AND FOR
THE COUNTY OF BROWARD

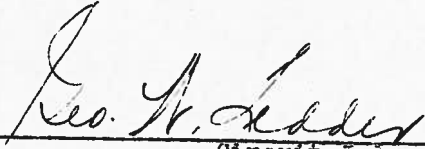
STATE OF FLORIDA,)
)
 vs.)
)
 CHARLIE DAVIS, JACK WILLIAMSON,)
 IZELL CHAMBERS AND WALTER WOODARD,)
)
 Defendants.)
)

CERTIFICATE OF COURT

The undersigned judge hereby certifies that no bill of exceptions taken during the progress of the above entitled cause has ever been presented or tendered to me for the purpose of having the said bill of exceptions settled or signed by me, nor have I refused to sign such bill of exceptions.

I further certify that no bill of exceptions in the above entitled cause verified and signed by three disinterested bystanders has been presented or tendered to me, nor have three disinterested bystanders presented a bill of exceptions in said cause and offered to verify and sign the same in my presence, nor have I refused to let such bill of exceptions so signed and verified be filed in said cause.

CERTIFIED at Ft. Lauderdale, Broward County, Florida, this 2nd day of ~~November~~ December, A.D. 1933.



Circuit Judge