

Done, this the 25th day of July, 1962.

- (S.) RICHARD T. RIVES,
United States Circuit Judge,
- (S.) DANIEL H. THOMAS,
United States District Judge,
- (S.) FRANK M. JOHNSON, JR.,
United States District Judge.

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN
DIVISION.**

CIVIL ACTION No. 1744-N.

M. O. SIMS, FRED A. BEAM, WYLIE JOHNSON, G. R. SOUTHARD, MILES S. LEE, PAUL FRIEDMAN, WILLIAM LINDSAY WILLIAMS, WILLIAM P. SHAW, JR., PRENTICE W. THOMAS, RICHARD D. TANNEHILL, PAUL M. BYRNE, DAVID R. BAKER, CHARLES MORGAN, JR., and GEORGE PEACH TAYLOR, for themselves jointly and severally, and for all others similarly situated,

Plaintiffs,

R. E. FARR, MARSHALL MEADOWS, JACK HOPPING, JACK RYAN, MAX W. MORGAN, DAVID J. VANN, ROBERT S. VANCE, RICHARD P. HUMPHREY, JR., JOHN W. McCONNELL, JR., JOSEPH N. LANGAN, WILLIAM M. WILLIAMS, JR., and GARET VAN ANTWERP,

Intervening Plaintiffs,

versus

BETTYE FRINK, Secretary of State of the State of Alabama; HARRELL HAMMONDS, Judge of Probate of Lowndes County, Alabama; JOHN A. SANKEY, Judge of Probate of Montgomery County, Alabama; J. PAUL MEEKS, Judge of Probate of Jefferson County, Alabama; JOHN GRENIER, Chairman of the Alabama State Republican Executive Committee; PERRY O. HOOPER, Secretary of the Alabama State Republican Executive Committee; ROY MAYHALL, Chairman of the Alabama State Democratic Executive Committee; H. G. RAINS, Secretary of the Alabama State Democratic Executive Committee; MacDONALD GALLION, Attorney General of the State of Alabama,

Defendants.

WRIT OF INJUNCTION.

TO: BETTYE FRINK, Secretary of State of the State of Alabama,
JOHN GRENIER, Chairman of the Alabama State Republican Executive Committee,
PERRY O. HOOPER, Secretary of the Alabama State Republican Executive Committee,
ROY MAYHALL, Chairman of the Alabama State Democratic Executive Committee,
H. G. RAINS, Secretary of the Alabama State Democratic Executive Committee,
MacDONALD GALLION, Attorney General of the State of Alabama,
JAMES A. RICE, Judge of Probate of Autauga County, Alabama,
W. R. STUART, Judge of Probate of Baldwin County, Alabama,
GEORGE EDWARD LITTLE, Judge of Probate of Barbour County, Alabama,
G. H. STACY, Judge of Probate of Bibb County, Alabama,
W. F. MAYNOR, Judge of Probate of Blount County, Alabama,
FRED D. MAIN, Judge of Probate of Bullock County, Alabama,
JAMES T. BEELAND, Judge of Probate of Butler County, Alabama,
G. CLYDE BRITTAIN, Judge of Probate of Calhoun County, Alabama,
O. D. ALSOBROOK, Judge of Probate of Chambers County, Alabama,

CHARLES A. FORMBY, Judge of Probate of Cherokee County, Alabama,
JERALD CLARK WHITE, Judge of Probate of Chilton County, Alabama,
RICHARD EDWIN McPHEARSON, Judge of Probate of Choctaw County, Alabama,
W. CECIL JOHNSON, Judge of Probate of Clarke County, Alabama,
G. W. PRUET, Judge of Probate of Clay County, Alabama,
THOMAS JEFFERSON BABER, Judge of Probate of Cleburne County, Alabama,
J. OSCAR ENGLISH, Judge of Probate of Coffee County, Alabama,
M. GRESHAM HALE, Judge of Probate of Colbert County, Alabama,
LOYD G. HART, Judge of Probate of Conecuh County, Alabama,
MAC THOMAS, Judge of Probate of Coosa County, Alabama,
LELAND G. ENZOR, Judge of Probate of Covington County, Alabama,
JOHN M. McSWEAN, Judge of Probate of Crenshaw County, Alabama,
GRAF HART, Judge of Probate of Cullman County, Alabama,
KIRKE ADAMS, Judge of Probate of Dale County, Alabama,
BERNARD A. REYNOLDS, Judge of Probate of Dallas County, Alabama,
J. FRANK CROLEY, Judge of Probate of DeKalb County, Alabama,

W. M. (WILLIE) COUSINS, Judge of Probate of
Elmore County, Alabama,
REO KIRKLAND, Judge of Probate of Escambia
County, Alabama,
WILEY J. HICKMAN, Judge of Probate of Etowah
County, Alabama,
CLYDE C. CARGILE, Judge of Probate of Fayette
County, Alabama,
W. W. WEATHERFORD, Judge of Probate of
Franklin County, Alabama,
R. S. WARD, Judge of Probate of Geneva County,
Alabama,
JAMES DENNIS HERNDON, Judge of Probate of
Greene County, Alabama,
ROBERT K. GREENE, Judge of Probate of Hale
County, Alabama,
THEODORE R. WARD, Judge of Probate of Henry
County, Alabama,
CARL E. SELLERS, Judge of Probate of Houston
County, Alabama,
ROBERT I. GENTRY, Judge of Probate of Jack-
son County, Alabama,
J. PAUL MEEKS, Judge of Probate of Jefferson
County, Alabama,
VICTOR C. PAUL, Judge of Probate of Lamar
County, Alabama,
ESTES R. FLYNT, Judge of Probate of Lauder-
dale County, Alabama,
ISAAC JOHNSON, JR., Judge of Probate of Law-
rence County, Alabama,
IRA H. WEISSINGER, Judge of Probate of Lee
County, Alabama,

MASON CLIFTON FREEMAN, Judge of Probate
of Limestone County, Alabama,
HARRELL HAMMONDS, Judge of Probate of
Lowndes County, Alabama,
WILLIAM VARNER, Judge of Probate of Macon
County, Alabama,
ASHFORD TODD, Judge of Probate of Madison
County, Alabama,
R. J. WESTBROOK, Judge of Probate of Marengo
County, Alabama,
FRANK PEARCE, Judge of Probate of Marion
County, Alabama,
JESSE EPPS CORBIN, Judge of Probate of Mar-
shall County, Alabama,
VERNOL R. JANSEN, Judge of Probate of Mobile
County, Alabama,
EUGENE T. MILLSAP, Judge of Probate of
Monroe County, Alabama,
JOHN A. SANKEY, Judge of Probate of Mont-
gomery County, Alabama,
T. C. ALMON, Judge of Probate of Morgan
County, Alabama,
DAVID S. LEE, Judge of Probate of Perry County,
Alabama,
R. B. HARRIS, Judge of Probate of Pickens
County, Alabama,
BEN REEVES, Judge of Probate of Pike County,
Alabama,
STELL BENEFIELD, Judge of Probate of Ran-
dolph County, Alabama,
J. SHANNON BURCH, Judge of Probate of Rus-
sell County, Alabama,

HOYT B. HAMILTON, Judge of Probate of Saint
Clair County, Alabama,
CONRAD M. FOWLER, Judge of Probate of
Shelby County, Alabama,
WILBUR ELISHA DEARMAN, Judge of Probate
of Sumter County, Alabama,
WILLIAM F. KILLOUGH, Judge of Probate of
Talladega County, Alabama,
CHARLES C. ADAMS, Judge of Probate of Talla-
poosa County, Alabama,
DAVID M. COCHRANE, Judge of Probate of Tus-
caloosa County, Alabama,
NELSON U. ALLEN, Judge of Probate of Walker
County, Alabama,
JOHN G. KIMBROUGH, Judge of Probate of
Washington County, Alabama,
WILLIAM DANNELLY, Judge of Probate of Wil-
cox County, Alabama, and
LOYD H. McDONALD, Judge of Probate of Wins-
ton County, Alabama.

TAKE NOTICE that you and each of you, your suc-
cessors in office, agents, servants, employees and per-
sons acting on your behalf, be and you are hereby
ORDERED and ENJOINED as more particularly set out
in the opinion of this Court made and filed herein on
July 21, 1962, and in the order and decree of this Court
made and entered herein on this date.

Done, this the 25th day of July, 1962.

R. C. DOBSON,

Clerk of the District Court of the
United States for the Middle
District of Alabama.

APPENDIX No. 2.

**TABLE OF STATES
APPORTIONED UNDER PROVISIONS REQUIRING ONE
SENATOR PER DISTRICT OR LIMITING A
SENATORIAL DISTRICT TO ONE
SENATOR**

AUTHORITY: BOOK OF THE STATES 1962-63

Alabama	Nevada
California	New Jersey
Connecticut	New Mexico
Florida	South Carolina
Georgia	Texas
Idaho	Vermont
Iowa	Wyoming
Montana	

**TABLE OF STATES
REQUIRING HOUSE REPRESENTATION OF NOT LESS
THAN ONE PER COUNTY**

AUTHORITY: BOOK OF THE STATES 1962-63

Alabama	New Mexico
Arkansas	New York

Hawaii	North Carolina
Idaho	North Dakota
Iowa	Ohio
Kansas	Pennsylvania
Mississippi	South Carolina
Missouri	Utah
Montana	West Virginia
New Jersey	Wyoming

APPENDIX No. 3.

**COMPARISON: HOUSE APPORTIONMENT UNDER
PROVISIONS OF ACT No. 91; METHOD OF
EQUAL PROPORTIONS; AND METHOD
OF SMALLEST DIVISORS**

County	Crawford-Webb Act, Act 91	SDM	EPM
Jefferson	12	14	17
Mobile	6	7	8
Montgomery	4	4	4
Calhoun	3	3	3
Etowah	3	3	3
Madison	3	3	3
Tuscaloosa	3	3	3
Baldwin	2	2	1
Colbert	2	1	1
Cullman	2	1	1
Dallas	2	2	2

Houston	2	2	1
Lauderdale	2	2	2
Lee	2	2	1
Marshall	2	2	1
Morgan	2	2	2
Russell	2	1	1
Talladega	2	2	2
Walker	2	2	2

Balance of counties one each under all apportionment methods.

APPENDIX No. 4.

TABLE OF TEN INDUSTRIAL COUNTIES SHOWING
CITY POPULATION AS PER CENT OF
TOTAL COUNTY POPULATION

County	City	Popu- lation	Co. Pop.	% Rounded of Total Pop.
Jefferson	Birmingham	340,887	634,864	54%
Mobile	Mobile	202,779	314,301	64%
Montgomery	Montgomery	134,393	169,210	79%
Madison	Huntsville	72,365	117,348	61%
Tuscaloosa	Tuscaloosa	63,370	109,047	58%
Etowah	Gadsden	58,088	96,980	59%
Calhoun	(Oxford	3,603	95,878	39%
contiguous	(Anniston	33,657		
		<hr/>		
		37,260		

(Boundaries extended since census to increase population of Oxford)

Lauderdale		61,622	
Colbert		46,506	
		<hr/>	
		108,128	
	(Florence	31,649	
contiguous	(Sheffield	13,499	
	(Tuscumbia	8,994	
		<hr/>	
		54,142	
Morgan	Decatur	29,217	60,454
			50%