

COMMONWEALTH OF VIRGINIA,

COUNTY OF ROCKINGHAM, to-wit:

In the Circuit Court of said County:

The jurors of the Commonwealth of Virginia in and for the body of the county of Rockingham and now attending said Court at its April term, 1930, upon their oaths present that Floyd Viands, who was heretofore convicted of violating the Prohibition laws of the Commonwealth of Virginia on October 21, 1925, in the Circuit Court of Rockingham County, and who then and there was sentenced to pay a fine of one hundred dollars and to serve for a period of six months in jail, did, within one year next prior to the finding of this indictment, in said county, unlawfully and feloniously receive and have in his possession ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

This indictment is found on the testimony of W. T. Rexrode, ~~and~~ J. L. Dirting, and ~~Captain Dinges~~, witnesses sworn in Court and sent before the grand jury to give evidence.

*We the jury find Floyd Viands not
guilty.*

J. P. Gardner Foreman

COMMONWEALTH OF VIRGINIA

COUNTY OF ROCKINGHAM, ss-wit:

In the Circuit Court of said County:

The Jurors of the Commonwealth of Virginia in and for

the County of Rockingham and now attending said Court

Com

v) Indictment

Floyd Viands

Misdemeanor
~~Felony~~

April term, 1930

A True Bill:

J. Leeth

Foreman

Plus 12

D. W. Earman
Commonwealth's Attorney

Pass - 2nd ✓

This indictment is found on the testimony of W. T. ...
in Court and sent before the Grand Jury to give evidence.

Commonwealth of Virginia—City, County, Patrick to-wit:

To the Prohibition Inspectors, Sheriffs, Sergeants, and all Police Officers and Constables of the State of Virginia—Greeting:

WHEREAS W. T. Perode, Va. State Ins of the said Patrick County has this day made complaint and information on oath before me, F. J. August Wright, J. P. Name of Magistrate, Title, of the said Patrick County that he verily believes, that in the said Patrick County and State:

(a) That Ardent Spirits are being unlawfully manufactured, sold, kept, stored, possessed, held, used and concealed in a certain dwelling house & outbuildings, (Here describe the place, house, room or boat as the case may be) of one Floyd Viands, located near Zion Church (Give name, if name unknown, say, "Whose name is to the informant unknown")

(b) A still, still cap, worm, tubs, fermenters and other appliances connected with such still and used, and mash and other substances, capable of being used, in the manufacture of Ardent Spirits, are unlawfully in the possession of, and unlawfully used by one Floyd Viands (Give name; if name unknown, say, "Whose name is to the informant unknown") in a certain dwelling house & outbuildings (Here describe place as in (a) above)

(c) Ardent Spirits are being unlawfully kept, held, stored, concealed, used, sold, and unlawfully transported in certain baggage or a certain vehicle, to-wit: a certain _____ (Here describe vehicle, auto, wagon, carriage, buggy, boat, baggage or what not) by one _____ (Here give name, or describe as in (a) above)

And there being reasonable cause for such belief:

THESE ARE, THEREFORE, IN THE NAME OF THE COMMONWEALTH OF VIRGINIA, to command you, with all necessary and proper speed and assistance, to search the house, place, baggage, boat or vehicle herein designated, either in day or night, and seize such ardent spirits and their containers and other things apparently possessed or used in violation of law, and bring the same and the person or persons, in whose possession they are found, and also any person resisting, impeding, obstructing, or in any manner hindering or delaying you in the execution of this warrant before me, or some other officer having jurisdiction of the case, to be disposed of and dealt with according to law; and make return of this warrant showing all acts and things done thereunder, with a particular statement and sufficient description of the things seized and the name of the person in whose possession found, if any, and if not found in the possession of any one, so state in your return, and post a true copy of this warrant and the return thereof, as required by law.

Given under my hand and seal this 19 day of April 19230

F. J. August Wright (SEAL)
Justice of Peace
Title of Magistrate.

DIRECTIONS

1. If only Ardent Spirits and containers be seized, the Magistrate shall fix a time not less than 10 nor more than 30 days from the date of return, for the hearing of said return. If no claimant appear, the Ardent Spirits and articles are to be forfeited to Commonwealth. Any person claiming any of same must file a written claim stating particularly the character and extent of his interest therein, whereupon the Magistrate shall certify the warrant, written claim and articles claimed, to the Circuit or Corporation Court, as the case may be, for determination, and declare the unclaimed articles forfeited.

2. If still, still cap. worm, tubs, heater, fermenters, or any appliance connected with a still and used, or mash or other substance capable of being used, in the manufacture of Ardent Spirits, be seized, the mash (after taking a sample) shall be destroyed, and the facts and articles seized reported to the Prohibition Director and Commonwealth's Attorney. (A copy of this warrant and proper return will be a sufficient notice and report.) Ardent Spirits and containers disposed of as in No. 1 above.

3. If Ardent Spirits are being transported in an automobile, boat, wagon, buggy, or other vehicle, the Ardent Spirits and containers shall be preserved and the vehicle shall be delivered to the Sergeant of the City, the facts reported to the Prohibition Director and Commonwealth's Attorney and Ardent Spirits and containers disposed of as provided in No. 1 above. (A copy of this warrant and proper return will be a sufficient report.)

4. A copy of this warrant and the return thereon must be posted at the front door of the house, or on the door of the room, or on the premises at the place the Ardent Spirits may be found.

See Sections 21 1-2, 22, 23, 23 1-2, 57 and 57 1-2. Acts of Assembly, 1918, Page 578.

WARRANT TO SEARCH FOR ARDENT SPIRITS, ETC.

Commonwealth of Virginia

vs. Floyd Weaver

Executed the within warrant this 20th day of April 1920, by searching the within stated Premises

(Here state house, room, place,

and by seizing the following described Ardent Spirits and other things therein found (and arresting the above named person found in possession thereof) and by posting a true copy of this warrant and the return

hereon on the

(Here say place, house, room, boat,

auto or baggage, or as case may be)

as front door of house, door of room or premises)

Description of Ardent Spirits and other things seized

3 spirits of Liquor

Given under my hand this 20th day of April 1920

H. J. Beerside, State Prob Inspector

The following named officers and persons assisted me in the execution of this warrant:

J. H. ... M. B. ...

Other than above stated the following are witnesses:

This matter set for hearing on the ... day of ... 1920

No claim of ownership or interest in any of the said things seized having been filed herein in compliance with the law, the same are hereby adjudged and declared confiscated and forfeited to the Commonwealth.

Given under my hand this ... day of ... 1920

Title of Magistrate.

Written claim of ownership or interest having been filed to certain of the said things herein seized, this warrant, the said claim and the things in the claim particularly described, are hereby certified to the ... Court of this ... for determination' and the said things unclaimed are hereby adjudged and declared confiscated and forfeited to the Commonwealth.

Given under my hand this ... day of ... 1920

Title of Magistrate.

NOTE.—Unless warrant issued for Ardent Spirits being transported in vehicle, boat or baggage, it is to be returned to the jurisdiction from which issued. If issued for Ardent Spirits so transported, it can be executed in any part of the State, and returned to any justice in any county or city through which they were carried.

Commonwealth of Virginia,
Rockingham County, To-Wit:

BE IT REMEMBERED, that on the 21 day of April, 1930
Floyd V. Vandy, principal and Walter Keiston & S. C. Vandy
surety, who justified to his sufficiency, came before me, Shepley L. Devie
Bail Commissioner, of the said County of Rockingham,
(J. P. or Bail Commissioner)

and acknowledged themselves to be indebted to the Commonwealth of Virginia each in the sum of
One Thousand Dollars, (\$ 1,000⁰⁰),
to be levied of their respective goods and chattels, lands and tenements, for the use of the Common-
wealth of Virginia rendered, and they each severally waived their homestead exemption to their re-
cognizance; yet upon this condition:

That if the said Floyd Vandy shall personally appear before
the Circuit Court of Rockingham County, at the Courthouse of said County, on the 29th day of the
April 1930 Term thereof, being the at 10 a.m. day of
1930, and at such other time or times to which the proceedings may be continued or further
heard, and before any court or judge hereafter having or holding any proceedings in connection with
the said charge, and then and there answer the Commonwealth of Virginia concerning a certain
felony whereof the said Floyd Vandy stands
charged, and be bound under said recognizance until the charge is finally disposed of or until it is
declared void by order of a competent court, then the above recognizance shall be null and void; other-
wise to remain in full force and effect.

IN WITNESS WHEREOF, I hereunto affix my signature this 21st day of
April, 1930.

Shepley L. Devie
(J. P. or BAIL COMMISSIONER)

Commonwealth of Virginia,
Rockingham County, To-Wit:

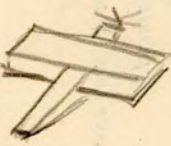
BE IT REMEMBERED, that on the 21 day of April, 1880, before me, the undersigned, a Justice of the Peace for the County of Rockingham, Virginia, personally appeared *John H. ...*, principal and *John H. ...*, surety, who in and to his said surety, came before me, and acknowledged themselves to be indebted to the Commonwealth of Virginia each in the sum of Dollars, (\$1,000.00)

and acknowledged themselves to be indebted to the Commonwealth of Virginia each in the sum of Dollars, (\$1,000.00) for the use of the Commonwealth of Virginia, for the use of the Common- goods and chattels, lands and tenements, for the use of the Common- they each severally waived their homestead exemption to their re- shall personally appear before the Court of Rockingham County, at the Courthouse of said County, on the 22 day of the month of April, 1880, at 10 o'clock, A.M. or at any other time or times to which the proceedings may be continued or further heard, before the Court or Judge hereafter having or holding any proceedings in connection with the said charge, and there answer the Commonwealth of Virginia concerning a certain stand whereof the said *John H. ...*

To
Hoyt Thacker
April 22 1880
1880. M
Circular Court
\$1,000.00

charged, and be bound under said recognizance until the charge is finally disposed of or until it is declared void by order of a competent court, then the above recognizance shall be null and void; other- wise to remain in full force and effect. In Witness Whereof, I hereunto affix my signature this 21 day of April, 1880.

John H. ...
Justice of the Peace

Com
vs ~~W. H. H.~~
Viand 

~~W. H. H.~~ Shumaker
O. W. - Goshes ✓
John W. Crenshaw ✓
David W. Fewley ✓
D. L. Kuffman ✓
D. R. Landes ✓
~~W. H. H. Halberstadt~~

In the Circuit Court of Rockingham County,

..... Term 190.....,

..... this day presented in Court an account against the Court
of Rockingham for the sum of \$....., for Service.....

.....
.....
..... which being sworn to, was examined and approved by the Court, and ordered to be certified to the Treasurer of
this county for payment.

..... Clerk.

APR

1930

727

COMMONWEALTH

VS.

)

Misdemeanor

(Pro.)

2nd off.

FLOYD VIANDS

May 15th

