

Handwritten notes at the top of the page, including "The grand jury find the accused guilty" and "J. F. Newman".

COMMONWEALTH OF VIRGINIA,

COUNTY OF ROCKINGHAM, to-wit:

In the Circuit Court of said County:

The grand jurors in and for the body of said county of Rockingham and now attending said Court at its December term, 1929, upon their oaths do present that Raymond L. Litten, within one year next prior to the finding of this indictment, in said county of Rockingham, did unlawfully ^{and feloniously} manufacture distilled ardent spirits, against the peace and dignity of the Commonwealth of Virginia

This indictment is found on the testimony of Pauline Hartzel, Fern Simmons, and Walter Hartzel, witnesses sworn in Court and sent before the grand jury to give evidence.

J. F. Newman

We the jury find the accused, Raymond Litten not guilty!

L. C. Conrad

Foreman

COMMONWEALTH OF VIRGINIA

COUNTY OF ROCKINGHAM, to-wit:

In the Circuit Court of said County:

Mfg. ✓

Commonwealth

v) Indictment

Raymond L. Litten *and*

Felony

December term, 1929

A True Bill:

S. B. Marks
Foreman

*Per Raymond L. Litten, within
the next three days of this
indictment, in said
County of Rockingham, dis-
abled and unable to
appear in person at its
December term, 1929.*

D. W. Earman
Commonwealth's Attorney

Court and sent before the Grand Jury to give evidence.

L. C. Conrad

*Commonwealth of Virginia,
Rockingham County, To-Wit:*

BE IT REMEMBERED, that on the 6th day of December, 19 29,
Raymond Litton, principal and I. G. Simmons
surety, who justified to his sufficiency, came before me, W. L. Dinsmore
Justice of the Peace
(J. P. or Bail Commissioner), of the said County of Rockingham,
and acknowledged themselves to be indebted to the Commonwealth of Virginia each in the sum of
Five Hundred Dollars, (\$ 500),
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 Raymond Litton shall personally appear before
the Circuit Court of Rockingham County, at the Courthouse of said County, on the 1st day of the
December Term thereof, being the 16th day of December,
19 29, 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 Raymond Litton 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 6th day of
December, 19 29.



(J. P. ~~and Bail Commissioner~~)

Commonwealth of Virginia
Rockingham County, To-Wit:

BE IT REMEMBERED, that on the 6th day of December, 1929,
Raymond Litton, principal and I. G. Simmons

surety, who justified to his satisfaction, came before me,
Justice of the Peace
of the said County of Rockingham,

and acknowledged themselves to be indebted to the Commonwealth of Virginia each in the sum of
Five Hundred Dollars (\$ 500),

to be held of their respective goods and chattels, lands and tenements, for the use of the Common-
wealth of Virginia tendered, and they each severally waived their homestead exemption to their re-
cognizance; yet upon this condition:

That if the said Raymond Litton shall personally appear before
the Circuit Court of Rockingham County, at the Courtroom of said County, on the 1st day of the
December Term thereof, being the 1st day of December

1929, 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 Raymond Litton 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-

In Witness Whereof, I hereunto affix my signature this 6th day of
December, 1929

W. L. Dinamore
W. L. Dinamore
J. P. Rockingham County

Commonwealth of Virginia,
Rockingham County, To-Wit:

BE IT REMEMBERED, that on the 3rd day of December, 1929
Raymond Litten, principal and J. C. Bradford
surety, who justified to his sufficiency, came before me, Sheppard Deever
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
Five Hundred Dollars, (\$500.00),
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 Raymond Litten shall personally appear before
Justice the Court of Rockingham County, at the Courthouse of said County, on the 6th day of the
Dec-1929 at 1 P.M.
~~Term thereof, being the~~ day of _____,
19, 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
misdemeanor whereof the said Raymond Litten 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 3 day of
Dec, 1929.

Sheppard Deever
(J. P. or BAIL COMMISSIONER)

Commonwealth of Virginia,
Rockingham County, To-Wit:

BE IT REMEMBERED, that on the 22 day of December, 1929,
Raymond Litter principal and
W. H. [unclear] attorney, who justified to his satisfaction, came before me,
W. H. [unclear] of the said County of Rockingham.

Raymond Litter
\$300.00
To Justice' Court
Dec-6-1929
1 P.M.

Four hundred and [unclear] Dollars, (\$400.00)
to be levied of their respective goods and chattels, lands and tenements, for the
debt of Virginia tendered, and they each severally waived their homestead
exemption; yet upon this condition:
That if the said Raymond Litter shall pay to the
Court of Rockingham County, at the Courtouse of said County, on the
Dec-19-1929 2:15 P.M.
and at such other time or times to which the proceedings may be continued
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
the same, and the said Raymond Litter shall 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 3 day of Dec, 1929.

W. H. [unclear]
[unclear] of Rockingham County, Virginia
(S. of Bail Commissioner)

Arrest Warrant

Commonwealth of Virginia, } To-Wit:
Rockingham County, }

To any officer, ~~a Constable~~ of said County:

Whereas, Paul Piner of the said County, has this day made complaint and information on oath before me, W. L. Dinsmore a Justice of the said County, that Raymond Litten ~~and [redacted]~~ of the said County, on the 2nd day of December, 19 29, in the said County, did unlawfully manufacture ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

These are therefore, in the name of the Commonwealth of Virginia, to command you forthwith to apprehend and bring before, me or some other Justice of the said County, the body of the said Raymond Litten ~~and [redacted]~~ to answer the said complaint and to be further dealt with according to law. And you are required to summon S. F. Newman and Frank Long Mrs. Fern Simmons, Walter Hartsell, Mrs. Walter Hartsel to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offense.

Given under my hand and seal this 6th day of December, in the year 1929.

W. L. Dinsmore J. P. [Seal]

STATE OF VIRGINIA—COUNTY OF ROCKINGHAM, TO-WIT:

I, _____, a Justice of the Peace in and for the County of Rockingham, Virginia, do hereby certify that _____ and _____ as his surety, have this day acknowledged themselves indebted to the Commonwealth of Virginia in the sum of _____ Dollars (\$ _____) to be made and levied of their goods and chattels, upon this condition: That the said _____ shall appear before the undersigned or the Circuit Court of Rockingham County, on the _____ day of _____, 19____, and not leave hence without leave of the said Court, to answer the charge in this warrant, or to await the action of the Grand Jury of the said County upon the within charge.

Given under my hand this, the _____ day of _____, 19____.

J. P.

JUDGMENT

Upon the examination of the within charge, I find the accused **guilty** and hereby send this case to the next Grand Jury for investigation and report.

Commonwealth

vs.

Arrest Warrant

Raymond Litten and

~~Mrs. Paul Pines~~

Fine	-	-	-	\$
Clerk's Fee	-	-	-	\$
Justice's Fee	-	-	-	\$ 3.00
Arrest	-	-	-	11.50
Summoning Witness	-	-	-	\$ 2.00
Witness Attendance and Mileage	-	-	-	\$ 6.10
Commonwealth's Attorney	-	-	-	25.00

Executed the within warrant by arresting and delivering the body of

Raymond Litten and
~~Mrs. Paul Pines~~

before **W. L. Dinsmore**

a justice of Rockingham County, and by summoning the within named witnesses in person this 6th day of **December** 19 **29**

W. L. Dinsmore
Deputy for **C. R. Fawley, S. R. C.**

Total

\$ 47.60

W. L. Dinsmore

Justice of the Peace.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VA.

COMMONWEALTH :
 v :
RAYMOND D. LITTEN :

CHARGE TO THE JURY

If you find the accused, Raymond D. Litten, not guilty, you will say so and no more.

If you find him guilty as charged in the indictment, then you will say so and fix his punishment by confinement in the penitentiary for not less than one nor more than five years, or, in your discretion, by confinement in jail for a period of not less than six months nor more than twelve months, **and** by a fine not exceeding five hundred dollars.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VA.

COMMONWEALTH

CHARGE TO THE JURY

v

RAYMOND D. LITTE

If you find the accused, Raymond D. Litte, not guilty,

you will say so and no more.

If you find him guilty as charged in the indictment, then

you will say so and fix his punishment by confinement in the

penitentiary for not less than one nor more than five years,

or, in your discretion, by confinement in jail for a period

of not less than six months nor more than twelve months, and

by a fine not exceeding five hundred dollars.

The Court instructs the jury that the law presumes every person charged with a crime to be innocent until the Commonwealth has established his guilt by evidence so strong, so clear, and so conclusive that there is left in the minds of the jury no reasonable doubt as to his guilt. This presumption is an abiding presumption, and goes with the accused through the entire case and applies at every stage thereof until repelled by proof. And in this connection the jury is instructed that it is never sufficient that the accused, upon speculative theory or conjecture, may be guilty; or that by the preponderance of the testimony his guilt is more probable than his innocence for until his guilt has been proved beyond all reasonable doubt in the precise and narrow terms as charged in the indictment, the presumption of innocence still applies and they must acquit him.

The Court instructs the jury that the law presumes every person charged with a crime to be innocent until the Commonwealth has established his guilt by evidence so strong, so clear, and so conclusive that there is left in the minds of the jury no reasonable doubt as to his guilt. This presumption is an abiding presumption, and goes with the accused through the entire case and applies at every stage thereof until repelled by proof. And in this connection the jury is instructed that it is never sufficient that the accused, upon a speculative theory or conjecture, may be guilty; or that by the preponderance of the testimony his guilt is more probable than his innocence for until his guilt has been proved beyond all reasonable doubt in the precise and narrow terms as charged in the indictment, the presumption of innocence still applies and they must acquit him.

Com ns by Tm

L.H. Atchison	✓
Reese L. Coover	✓
Geo M. Laughlin	✓
John W. Brunk	✓
John T. Wright	X
G. L. Hinkle	
Howard S. White	
J. C. Spink	✓
P. K. Shank	✓
L. H. Mayles	
Oliver S. Lantz	✓
G. B. Flory	✓
J. B. Bennington	✓
Waley G. Parks	✓
C. C. Conrad	✓
L. H. Byrd	
R. A. Miller	
Edw. H. ...	
Paul W. Deputy	✓
W. T. Meyerhoff	X

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.

We the Boy find the
Excuse not worthy

B. C. Conrad
Lawman

Mr. the Hon. Secy. of the

War Dept. Wash. D.C.

J. C. Bond

Commonwealth vs.

Raymond Litton

STATEMENT OF COSTS

JUSTICE OF THE PEACE.....	Arrest Warrant	\$	1	00
	Search Warrant	\$		
	Trial	\$	2	00
	Bail	\$		
CONSTABLES, SHERIFF, SERGEANT.....	Arrest	\$	11	50
	Search Warrant	\$		
	Sum. Witnesses	\$	2	00
ATTORNEY FOR THE COMMONWEALTH	Mileage	\$		
	Other Fees	\$		
	J. P. Court	\$	25	00
	\$		
CLERK OF THE COURT.....	Report of Fines, etc.	\$		
	Witness Certificates	\$		
	Trial	\$		
	Other Costs	\$		

Witnesses—Names	Days	Miles	Tolls	Amount
S. F. Newman	1	30 Net	\$	\$ 2.00
Frank Long	1		\$	\$.50
Walter Hartsel, <i>Abingdon, Ind</i>	1	14 Net	\$	\$ 1.20
			\$	\$
			\$	\$

I hereby certify that the following additional witnesses were examined for the Commonwealth and were material witnesses:

Witnesses—Names	Days	Miles	Tolls	Amount
Mrs. Walter Hartsel, <i>Abingdon, Ind</i>	1	14 Net	\$	\$ 1.20
Mrs. Fern Simmons	1	14 Net	\$	\$ 1.20
			\$	\$
			\$	\$

I hereby certify that the foregoing is a correct statement of costs.

W. G. Hinshaw J. P.

Virginia, Rockingham County, to-wit:

Commonwealth vs.

Raymond Little

STATEMENT OF COSTS

1 00	1	Arrest Warrant	JUSTICE OF THE PEACE
		Search Warrant	
2 00	2	Trial	
		Ball	CONSTABLES FERRIS SERVICE
11 50	11	Arrest	
		Search Warrant	
2 00	2	Other Warrants	ATTORNEY FOR THE COMMONWEALTH
		Mileage	
		Other Fees	
25 00	25	J. P. Court	CLERK OF THE COURT
		Report of Fines, etc.	
		Witness Certificates	
		Trial	
		Other Costs	

Amount	Tolls	Miles	Days	Witnesses—Names
\$ 2.00	\$	30 Net	1	S. P. Newman
.50	\$		1	Frank Long
1.20	\$	14 Net	1	Walter Hartsel
\$	\$			
\$	\$			

I hereby certify that the following additional witnesses were examined for the Commonwealth and were material witnesses:

Amount	Tolls	Miles	Days	Witnesses—Names
\$ 1.20	\$	14 Net	1	Mrs. Walter Hartsel
1.20	\$	14 Net	1	Mrs. Fern Simmons
\$	\$			
\$	\$			
\$	\$			

I hereby certify that the foregoing is a correct statement of costs.

W. P. Simmons
J. P.

DEC 1929

DEC

1929

#663

COMMONWEALTH

VS.) Felony (Pro.)

RAYMOND L. LITTEN

21 8/5

L.H. Atkinson - ✓

Russell L. Coker - ✓

Geo. M. Laughlin - ✓

John W. Brunk - ✓

F.C. Spink - ✓

P.K. Shank - ✓

Walter S. Lantry - ✓

O.W. Flory - ✓

J.H. Binnington - ✓

Haley S. Parks - ✓

C.C. Conrad - ✓

Paul W. Deputy - ✓

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