

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 June term, 1925, upon their oaths do present that R. R. Joseph, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully manufacture, sell, offer, keep, store and expose for sale, give away, transport, dispense, solicit, advertise and receive orders for ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

The jurors aforesaid upon their oaths aforesaid do further present that R. R. Joseph, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully have in his possession ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

The jurors aforesaid upon their oaths aforesaid do further present that R. R. Joseph, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully receive ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

And the jurors aforesaid upon their oaths aforesaid do further present that R. R. Joseph, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully have in his possession a still, still cap, worm, tub, fermenter, and other appliances connected with and used in the operation of a still, without having the same registered as required by law, against the peace and dignity of the Commonwealth of Virginia.

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 June term, 1935, upon their oaths do present that R. R. Joseph, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully manufacture, sell, offer, keep, store and expose for sale, give away, transport, dispense, solicit, advertise and receive orders for ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

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The jurors aforesaid upon their oaths aforesaid do further present that R. R. Joseph, within one year next prior to the finding of this indictment, in the said county of Rockingham, did unlawfully receive ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

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This indictment is found on the testimony of John Dove and W. T. Rexrode, witnesses sworn in court and sent before the grand jury to give evidence.

W. T. Rexrode - Still

Commonwealth

v. Indictment

E. R. Joseph

Indictment

John Dove

A True Bill:

W. T. Rexrode
FOREMAN

Commonwealth v. Indictment
D. W. Rexrode

✓
Viol Pro Act - Still

Commonwealth

v) Indictment

R. R. Joseph

Misdemeanor

June term 1925

A True Bill:

J. E. Wilson
Foreman

D. W. Earman
Commonwealth's Attorney

This indictment is found on the testimony of John Dove and W. T. Bexrode, witnesses sworn in court and sent before the Grand Jury to give evidence.

Commonwealth of Virginia--City, County of Rockingham to-wit:

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

WHEREAS W. T. Parode, State Ins of the said Rockingham City or County

has this day made complaint and information on oath before me, R. N. Bridges, J.P. Name of Magistrate Title

of the said Rockingham City or County that he verily believes, that in the said Rockingham City or 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

by one Mrs. G. W. Payne & Robert Joseph L 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 Whose name is to the informant unknown. 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 baggage Here describe vehicle, auto, wagon, carriage, buggy, boat, baggage or what not

by one Whose name is to the informant unknown. 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 16 day of May 1925

R. N. Bridges (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, heather, 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 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 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 21½, 22, 23, 23½, 57 and 57½, Acts of Assembly, 1918, Page 578.

5.70
2.00
1.00
6.70

WARRANT TO SEARCH FOR ARDENT SPIRITS, ETC.

Commonwealth of Virginia

vs. Robert Joseph

Executed the within warrant this day of 192....., by searching the within stated

Here state house, room, place and by seizing the following described Ardent Spirits and other things therein found (and raresting 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 the case may be

as front door of house, door of room or premises

Description of Ardent Spirits and other things seized
 120 gal. copper still
 1 copper cap & worm
 15 gal. mash
 1-50" fermenter
 1 flask stand
 1 qt. liquor

Given under my hand this 16 day of

May 1925

State Dir. Title

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

Other than above stated the following are witnesses:

This matter set for hearing on the day of 192.....

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 192.....

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 192.....

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--City, County of Potomac to-wit:

WHEREAS W. T. Penrodes State Ins. of the said Potomac County

has this day made complaint and information on oath before me, R. N. Bridges J.P. Name of Magistrate

of the said Potomac County that he verily believes for reasons hereinafter stated in the said Potomac County and State

(a) Ardent Spirits are being unlawfully manufactured, sold, kept, stored possessed, held, used, and concealed in a certain dwelling house & outbuildings

by one Mrs. G. W. Payne & Robt. Joseph

(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

in a certain dwelling house & outbuildings

(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

by one

And there being reasonable and probable cause for such belief, on account of the following facts stated by the affiant and others, to-wit: that

Mrs. Payne and Robert Joseph have wash suitable for distillation less than 100 yds from dwelling house in rock pile and that Wm. Hammett is assisting Robert Joseph in operating a still in said Mrs. Paynes house.

This is to certify that I have this day issued a search warrant to search the said dwelling house & outbuildings

for the said still & liquor

Given under my hand this 16 day of May 1925

R. N. Bridges J.P. Title of Magistrate.

Arrest Warrant

COMMONWEALTH OF VIRGINIA, } TO WIT:
ROCKINGHAM COUNTY,

To The Sheriff or _____, a Constable of said County:

Whereas, John Dove of the said County, has this day made complaint and information on oath before me, F. J. Squireight a Justice of the said County, that R. R. Joseph

of the said County, on the 17th day of May 1920, in the said County, did

unlawfully have in his possession One Still used in the manufacturing of ardent spirits in violation of the Prohibition laws of this State

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

R. R. Joseph to answer the said complaint and to be further dealt with according to law. And you are required to summon

to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offence.

Given under my hand and seal this 18th day of May, in the year 1920:

F. J. Squireight J. P. (Seal.)

In the Name of the Commonwealth of Virginia:

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon.....

John D. one
W. F. Rexrode

to appear before the Judge of the Circuit Court of Rockingham County, at the Court House thereof, at 10 o'clock, a. m., on the 15 day of 19....., to testify and the truth to say in behalf of the Commonwealth before the Grand Jury

R. R. Joseph

who stands charged with and indicted for a felony misdemeanor.

And this they shall not omit under the penalty of £100. And have then and there this Writ.

Witness, J. F. BLACKBURN, Clerk of our said Court, at the Court House, the 10 day of June, 1925, and in the 149th year of the Commonwealth.

J. F. Blackburn, Clerk.

Executed JUN 11 1925 by delivering a true Copy of the

within Summons to within named witnesses

each in person:

C. W. Dove, S. R. C.

Comm.

in the name of the Commonwealth of Virginia:

R. R. Joseph

Sherriff of Rockingham County, Greenleaf

Sherriff fee 1.00

June 15, 1925

Sheriff Cost.

Arrest & Premium	11.50
Capture of Still	50.00
Summons	1.00
<u>Total</u>	<u>62.50</u>

June Term (Pms 1925)
R. P. Joseph #229

ads Indictment
for a mende.
Commonwealth

Ent
Costs



20-4446