

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 April term, 1925, upon their oaths do present that C. C. Grim, who was heretofore on the 19th day of May, 1921, convicted of violating the Prohibition laws of the Commonwealth of Virginia, in the Circuit Court of Rockingham County, Virginia, and who then and there was sentenced to pay a fine of fifty dollars and to serve for a period of one month in jail, did, within one year next prior to the finding of this indictment, in the said county of Rockingham, unlawfully and feloniously manufacture, sell, offer, keep, store and expose for sale, give away, dispense, transport, 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 C. C. Grim, who was heretofore on the 19th day of May, 1921, convicted of violating the Prohibition laws of the Commonwealth of Virginia, and who then and there was sentenced to pay a fine of fifty dollars and to serve for a period of one month in jail, did, within one year next prior to the finding of this indictment, in the said county of Rockingham, unlawfully and feloniously have in his possession ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

And the jurors aforesaid upon their oaths aforesaid do further present that C. C. Grim, who was heretofore on the 19th day of May, 1921, convicted of violating the Prohibition



COMMONWEALTH OF VIRGINIA,

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of Rockingham and now attending said Court at its April term, 1925, upon their oaths do present that C. G. Grim, who was heretofore on the 15th day of May, 1921, convicted of violating the Prohibition laws of the Commonwealth of Virginia, in the Circuit Court of Rockingham County, Virginia, and who then and there was sentenced to pay a fine of fifty dollars and to serve for a period of one month in jail, did, within one year next prior to the finding of this indictment, in the said county of Rockingham, unlawfully and feloniously manufacture, sell, offer, keep, store and expose for sale, give away, dispense, transport, solicit, advertise and receive orders for ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

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And the Jurors aforesaid upon their oaths aforesaid do further present that C. G. Grim, who was heretofore on the 15th day of May, 1921, convicted of violating the Prohibition



*Handwritten text at the top of the page, likely bleed-through from the reverse side. It is difficult to decipher but appears to contain a date and some names.*

C. C. Grim - #2

*Handwritten signature or name, possibly "R. A. ...".*

laws of the Commonwealth of Virginia, and who then and there was sentenced to pay a fine of fifty dollars and to serve for a period of one month in jail, did, within one year next prior to the finding of this indictment, in the said county of Rockingham, unlawfully and feloniously receive ardent spirits, against the peace and dignity of the Commonwealth of Virginia.

This indictment is found on the testimony of C. W. Dove and W. H. Shadwell, witnesses sworn in Court and sent before the grand jury to give evidence.

Commonwealth of Virginia

County of Rockingham

Indictment

*Handwritten signature*

Attorney General

Rockingham

Rockingham

Commonwealth of Virginia  
D. W. ...  
Attorney General



We the jury find the accused C.C. Grim guilty  
as charged in the indictment and for his punishment  
at six months in jail and a fine of Fifty Dollars.

C. C. Grim - #2

B. H. Roddy of the  
Foreman

Laws of the Commonwealth of Virginia, and who then and there  
was sentenced to pay a fine of fifty dollars and to serve  
for a period of one month in jail, did within one year next

prior to the finding of this indictment, in the said county

Commonwealth  
v) Indictment  
C. C. Grim

Felony

April term, 1925

A True Bill:

D. B. Reese  
Foreman

D. W. Earman  
Commonwealth's Attorney

Felony Case ✓

This indictment is found on the testimony of C. W. Dove and W. H. Shadwell, witnesses sworn in Court and sent before the Grand Jury to give evidence.



IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

COMMONWEALTH :  
v. :  
C. C. GRIM :

Charge to the Jury.

If you find the accused, C. C. Grim, not guilty,  
you will say so and no more.

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



dollars.

than twelve months, and by a fine not exceeding five hundred  
by confinement in jail not less than six months nor more  
one year nor more than five years, or, in your discretion,  
imprisonment in the penitentiary for a period of not less than  
ment, then you will say so and fix his punishment by con-  
It you find him guilty as charged in the indict-  
You will say so and no more.

Charge to the Jury

If you find the accused, C. C. Grim, not guilty,

Commonwealth

v)

C. C. Grim

C. C. GRIM  
v.  
COMMONWEALTH

Charge to the Jury.

IN THE CIRCUIT COURT OF ROCKINGHAM COUNTY, VIRGINIA.

D. W. Earman  
Commonwealth's Attorney



Ref

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that if the jury, or any member of the jury, entertains a reasonable doubt as to the defendant's guilt, they cannot find him guilty.

INVESTIGATION NO. \_\_\_\_\_

The court instructs the jury that if the jury, or any member  
of the jury, entertains a reasonable doubt as to the defendant's  
guilt, they cannot find him guilty.



Ref

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury if they believe from the evidence in this case that the accused was, at the time the offense charged in the indictment was committed, suffering from a disease that impaired his mental faculties then the jury are instructed that they may consider this fact along with all of the other facts and circumstances proven in this case in reaching their verdict.



INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury if they believe from the evidence in this case that the accused was, at the time the offense charged in the indictment was committed, suffering from a disease that impaired his mental faculties then the jury are instructed that they may consider this fact along with all of the other facts and circumstances in the case in reaching their verdict.



*Ref*

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that the law presumes every person charged with crime to be innocent until his guilt is established by the Commonwealth beyond a reasonable doubt, and this presumption of innocence goes with the accused through the entire case, and applied at every stage thereof; and if, after having heard all the evidence in this case, the jury have a reasonable doubt of the guilt of the accused upon the whole case, or as to any fact essential to prove the charge made against him in the indictment, it is their duty to give the accused the benefit of the doubt, and find him not guilty.



INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that the law presumes every person charged with crime to be innocent until his guilt is established by the Commonwealth beyond a reasonable doubt, and this presumption is applied to every case with the accused through the entire case, and applied at every stage thereof; and if, after having heard all the evidence in this case, the jury have a reasonable doubt of the guilt of the accused upon the whole case, or on any fact essential to prove the charge made against him in the indictment, it is their duty to give the accused the benefit of the doubt, and find him not guilty.



Ref.

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that if, upon the whole evidence in the case, there is any reasonable hypothesis consistent with the innocence of the accused, they must find him not guilty.



Page

INSTRUCTION NO. \_\_\_\_\_

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in the case, there is any reasonable hypothesis consistent with the  
innocence of the accused, they must find him not guilty.



Ref.

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that upon trial of this case, if a reasonable doubt of any fact necessary to establish the guilt of the accused as charged in the indictment be raised by the evidence, or lack of evidence, such doubt is decisive, and the jury must acquit the accused, since a verdict of "not guilty" means no more than that the guilt of the accused has not been established in the precise, specific, and narrow form prescribed by law.



104

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that upon trial of this case, if a  
reasonable doubt as to any fact necessary to establish the guilt of the  
accused as charged in the indictment be raised by the evidence, or  
lack of evidence, such doubt is decisive, and the jury must acquit  
the accused, since a verdict of "not guilty" means no more than that  
the guilt of the accused has not been established in the precise,  
specific, and narrow form prescribed by law.

Rep.

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that the guilt of the accused is not to be inferred, because the facts proven are consistent with his guilt, but they must be inconsistent with his innocence.



EXHIBITION NO.

The next business the jury had to do was to  
is not to be inferred, because the facts stated are consistent  
with his guilt. But they must be inconsistent with his innocence.

Repe

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that upon the trial of a criminal case by a jury the law contemplates the concurrence of twelve minds in the conclusion of guilt before conviction can be had. Each individual juror must be satisfied beyond a reasonable doubt of the defendant's guilt before he can, under his oath, consent to a verdict of guilty. Each juror should feel the responsibility resting upon him as a member of the jury, and should realize that his own mind must be convinced beyond a reasonable doubt of defendant's guilt before he can consent to a verdict of guilty. Therefore, if any individual member of the jury, after having duly considered all the evidence in this case, and after consultation with his fellow-jurors, should entertain such reasonable doubt of defendant's guilt as is set forth in certain other instructions in this case, it is his duty not to surrender his own convictions simply because the balance of the jury entertain different convictions.



EXHIBIT NO. \_\_\_\_\_

The court instructed the jury that upon the trial of a criminal case by a jury the law contemplated the concurrence of two minds in the conclusion of guilt before conviction can be had. Each individual juror must be satisfied beyond a reasonable doubt of the defendant's guilt before he can, under his oath, consent to a verdict of guilty. Each juror should realize that his own mind must be convinced beyond a reasonable doubt of defendant's guilt before he can consent to a verdict of guilty. Therefore, if any individual member of the jury, after having fully considered all the evidence in this case, and after consultation with his fellow-jurors, should entertain such reasonable doubt of defendant's guilt as to not vote in certain other directions in this case, it is his duty not to surrender his own convictions simply because the balance of the jury entertain different convictions.

a

Rep.

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that although they may believe, from the evidence in this case, that there is a strong probability that the accused is guilty of the offense charged in the indictment, still, if, upon the whole evidence, there is any other reasonable hypothesis consistent with his innocence, they cannot find the accused guilty, and this is true, although it may appear from the evidence that the probabilities of his guilt are greater than the probabilities of his innocence.



*10/11*  
INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that although they may believe from the evidence in this case, that there is a strong probability that the accused is guilty of the offense charged in the indictment, still, if upon the whole evidence, there is any other reasonable hypothesis consistent with his innocence, they cannot find the accused guilty, and this is true, although it may be that the evidence that the probability of his guilt are greater than the probability of his innocence.

Page

INSTRUCTION NO. \_\_\_\_\_

The court further instructs the jury that any fact or facts sufficient to produce a reasonable doubt as to the guilt of the accused need only to be established by proof that would be satisfactory to establish such fact or facts in a civil trial, and the accused is not bound to prove the same beyond a reasonable doubt, but only by a preponderance of evidence.



127

INSTRUCTION NO. \_\_\_\_\_

The court further instructs the jury that any fact or facts sufficient to produce a reasonable doubt as to the guilt of the accused need only to be established by proof that would be satisfactory to establish such fact or facts in a civil trial, and the accused is not bound to prove the same beyond a reasonable doubt, but only by a preponderance of evidence.

*Reps.*

INSTRUCTION NO. \_\_\_\_\_

The court further instructs the jury that circumstances of suspicion, no matter how grave or strong, are not proof of guilt, and that the accused must be found not guilty unless the fact of his guilt is proven beyond every reasonable doubt to the actual exclusion of every reasonable hypothesis of his innocence consistent with the fact proven.



*[Handwritten signature]*

INSTRUCTION NO. \_\_\_\_\_

The court further instructs the jury that circumstances of this  
nature, no matter how grave or strong, are not proof of guilt, and  
that the accused may be found not guilty unless the fact of his guilt  
is proven beyond every reasonable doubt to the actual exclusion of  
every reasonable hypothesis of his innocence consistent with the fact  
proven.

Repe

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that if they believe from the evidence that the accused exercised no ownership or control over the car or its contents that he was not the owner, hirer or driver of the car, but only a passenger at the invitation of another, he is not guilty of transporting or receiving liquor as charged in the said indictment.



INVESTIGATION NO. \_\_\_\_\_

The court instructs the jury that if they believe from the evidence that the accused exercised no ownership or control over the car or its contents that he was not the owner, driver or driver of the car, but only a passenger at the invitation of another, he is not guilty of transportation or receiving if he is charged in

the indictment.

*Refo*

INSTRUCTION NO. \_\_\_\_\_

The court instructs the jury that they cannot find the accused guilty of transporting ardent spirits as charged in the indictment unless they are convinced beyond all reasonable doubt that he knew that the bottle seized by the officers was in his pocket at the time the arrest was made and that it contained ardent spirits.



INSTRUCTION NO. \_\_\_\_\_

The Court instructs the jury that they cannot find the accused  
guilty of transporting stolen spirits as charged in the indictment  
unless they are convinced beyond all reasonable doubt that he knew  
that the bottle seized by the officers was in his possession at the time  
the same was transported without license.

Ref.

INSTRUCTION NO. \_\_\_\_\_

The jury are instructed that when two persons had the same opportunity to commit the offense, and if upon the whole evidence in the case there remains a reasonable doubt as to which of the two committed it, then the accused cannot be convicted.



Com

v

C. C. Grein

Instructions for  
Dep. Papers

34

**In the Name of the Commonwealth of Virginia:**

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon.....

H. B. C. Gentry, Edgar West,  
J. T. Beard, Robert Bridges,  
W. F. Berry, Clyde Sipe, Chas. Watkins,  
Jack Lamm

to appear before the Judge of the Circuit Court of Rockingham County, at the Court  
House, at 10 o'clock, a. m., on the 5 day of May 19 25,  
to testify and the truth to say in behalf of the Defendant in the prosecution of the Common-  
wealth, Plaintiff, against.....

C. C. Quinn

Defendant.....

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  
1 day of May, 19 25, and in the 14<sup>9</sup>th year of the Commonwealth.

J. F. Blackburn, Clerk.



Executed May 4 1925  
True copy of all names with  
numbers in Person  
RMBURKE D.S.  
for Cur Dore & P.C.

C.C. Quinn

ads  
In the Name of the Commonwealth of Virginia  
To the Sheriff of Rockingham County, Virginia  
For the County of Rockingham

J. W. M

Sheriff fee 4.00

sewe and make  
return as soon  
as can.

May 5, 1925

**In the Name of the Commonwealth of Virginia:**

To the Sheriff of Rockingham County, Greeting:

You are hereby commanded to summon.....

C. W. Dove, John Funk, W. H.  
Shadwell, Pat Holloway

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 5 day of May 1925  
to testify and the truth to say in behalf of the Commonwealth against.....

C. C. Gunn  
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  
29 day of April, 1925, and in the 147<sup>th</sup> year of the Commonwealth.

J. F. Blackburn, Clerk.



Executed May 2, 1925 by delivering a true Copy of the

within Summons to within named witnesses  
each in person.

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

Corn

C. C. Quinn

To the Sheriff of Rockingham County, Greenland

Sheriff fee 2.00

May 5, 1925

**In the Name of the Commonwealth of Virginia:**

**To the Sheriff of Rockingham County, Greeting:**

You are hereby commanded to summon.....

C. W. Dore  
John S. Funn  
W. W. Shadwell

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 20 day of April 1925, to testify and the truth to say in behalf of the Commonwealth before the Grand Jury

C. C. Quinn

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 15 day of April, 1925 and in the 149th year of the Commonwealth.

J. F. Blackburn, Clerk.



Com.

to  
C. C. L. L. L.

In the Name of the Commonwealth of Virginia

Executed APR 16 1925

by delivering a true Copy of the

within Summons to within named witnesses  
each in person.

C. W. Howe, S. R. G.

Sheriff fee 1.50

April 20, 1925

Arrest Warrant

COMMONWEALTH OF VIRGINIA, } TO WIT:  
ROCKINGHAM COUNTY, }

To The Sheriff, a Constable of said County:

Whereas, C W Dove Sheriff of the said County, has this day made complaint and information on oath before me, F. J. Augerlight a Justice of the said County, that C. C. Crim

of the said County, on the 14<sup>th</sup> day of March 1925, in the said County, did Unlawfully and feloniously transport and have in his possession about a pint of Ardent Spirits, the said C. C. Crim having heretofore been convicted of violating the Prohibitive laws of this Commonwealth.

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 C. C. Crim 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 17<sup>th</sup> day of March, in the year 1925.

F. J. Augerlight J. P. (Seal.)



Rockingham County, State of Virginia  
The peace was bought before me and not being ready for trial  
Martin Grim was recognized in the sum of Seven hundred and  
fifty dollars (\$750.00) for the appearance of C.C. Grim before this  
Court for voluntarily leaving March 2, 1925, and not deposit  
with the Court of the Court

Carrying under my hand this the 17<sup>th</sup> day March 1925-

H. J. Ferguson J.P.

Justice  
Witness J. F. Lane

100  
Stadwell, 180

Commonwealth

vs.

Arrest Warrant

C.C. Grim

Executed the within warrant by arresting  
and delivering the body of

C.C. Grim

before H. J. Ferguson  
a Justice of Rockingham County, and by sum-  
moning the within named witnesses in person,

this 17<sup>th</sup> day of March 1925

C. W. Dore S. A. R.

Constable of Rockingham County.

Cash

\$3.00  
.50

Rockingham County, State of Virginia.  
Case heard and judgment is that the record named in  
within warrant be held for the return of the grand jury.  
Martin Grim appears and with the record was recognized in  
the sum of Seven hundred and fifty dollars for the appearance  
of C.C. Grim before the Circuit Court of said County on the first  
day of next term. This 20<sup>th</sup> day 1925  
Carried under my hand this the 21<sup>st</sup> day of March 1925  
H. J. Ferguson J.P.

May 5-25-

The the jury find C C Grim  
guilty and fit his punishment  
at six months in jail  
and \$50<sup>00</sup>





\*

190  
150  
210  
220  
270  
110  
100  
250  
250  
200  
210  
290  
270  
230  
150  
150  
150  
350  
270  
150  
310

4480\*





B. F. Rodiffer	1.90
<del>W. J. Yind</del>	1.50
R. J. Swoope	2.10
<del>L. E. Lawson</del>	2.20
Jacob R. Byrley	2.70
B. F. Frank	2.10
Am Ruddle	2.50
Frank Holler	2.50
<del>S. S. Henton</del>	2.00
S. J. Will	2.10
Noah E. Michael -	2.90
Edgar Kootz -	2.70
Chas F. Strick	2.30
<del>Wm A. Kelpie</del>	1.50
L. J. Flicht	1.50
<del>Joe N. Byrd</del>	1.50
Geo B. Turner	3.50
Geo S. Weine	2.70
Joe W. Kline	1.50
<del>F. W. Richards</del>	3.10







B. F. Rodeffer  
 R. J. Swope  
 J. R. Byerly  
 W. F. Frank  
 Forest Hollar  
 S. J. Will  
 Noah E. Michael  
 Edgar Keoutz  
 C. F. Stover  
 Geo B. Turner  
 Geo S. Wine  
 Jos. O. Kline

Sherriff Cost.

Premium Arrest	11.50
Impaneling Jury	1.50
Summons	3.50
def. Summons	4.00
Total	<u>\$ 20.50</u>

# 201  
April Term 1925

C. C. Guerry

ads Indictment for  
a Felony

Commonwealth

eff. at April Term 1925

Plea Not Guilty

May 5

4.9.	3
7	4



7 wit spae -  
2 curia

5.50  
1.75  
- .40  

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7.85

Sept 9 wit spae  
Sunday wit  
Plea -

2.25  
- .25  
- .50  

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3.00

