

*Handwritten notes at the top of the page, including "We the first find the evidence that Grant Eaton did..." and "Grant Eaton, D. W. Garrison".*

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 February term, 1926, upon their oaths do present that Grant Eaton, 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 Grant Eaton, 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 .

And the jurors aforesaid upon their oaths aforesaid do further present that Grant Eaton 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.

This indictment is found on the testimony of George Lawson, witness sworn in court and sent before the grand jury to give evidence.

We the jury find the accused Grant Eaton not guilty  
J. L. Scott Foreman

COMMONWEALTH OF VIRGINIA,

COUNTY OF ROCKINGHAM, to-wit:

In the Circuit Court of said County:

Viol Pro Act - B.I.

Commonwealth

v) Indictment

Grant Eaton

February term, 1926

A True Bill:

*Thos G Herrick*  
Foreman

D. W. Earman  
Commonwealth's Attorney

The Grand Jurors in and for the body of said  
County of Rockingham, do hereby certify that Grant  
Eaton, within one year next before the finding of this in-  
dictment, did unlawfully receive and expose for sale,  
manufacture, sell, offer, store and expose for sale,  
orders for ardent spirits, that the peace and dignity of  
the Commonwealth of Virginia,  
Give away, transport, dispose, solicit, advertise and receive  
manufacture, sell, offer, store and expose for sale,  
the Commonwealth of Virginia,  
And the jurors aforesaid upon their oaths aforesaid  
do further present that Grant Eaton, 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.

And the jurors aforesaid upon their oaths aforesaid  
said do further present that Grant Eaton 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.

This indictment is found on the testimony of  
George Lawson, witness sworn in court and sent before the  
Grand Jury to give evidence.

Commonwealth of Virginia--City, County of

to-wit:

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

WHEREAS *Richyers* of the said *B* City or County

has this day made complaint and information on oath before me, *J. H. Bruce* Name of Magistrate Title

of the said *Co* that he verily believes, that in the said *Co* and State: City or County City or County

(a) That Ardent Spirits are being unlawfully manufactured, sold, kept, stored, possessed, held, used and concealed in a certain *Newbury House & Out Buildings* Here describe the place, house, room or boat, as the case may be by one *Charles Eaton* 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 Give name; if name unknown say "Whose name is to the informant unknown."

in a certain 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 *17* day of *Dec* 192*5* *J. H. Bruce* (SEAL) 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.

WARRANT TO SEARCH FOR ARDENT SPIRITS, ETC.

Commonwealth of Virginia

Chas Eaton

Executed the within warrant this 18 day of Dec 1925 by searching the within stated Stables

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 Stables 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

about 7/8 half gallon of Ardent Spirits

Given under my hand this 18 day of Dec 1925

R.M. Bunker Title

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

R.M. Bunker Geo. A. Lawson S.A. Bunker

Other than above stated the following are witnesses:

This matter set for hearing on the 21 day of Dec 1925

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 18 day of Dec 1925 J.H. Bruce 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 21 day of Dec 1925 J.H. Bruce 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.

Handwritten note: J.A. Shepleth Recognized as security in New Sum of Two Hundred Dollars for the appearance of Chas Eaton in Justice Court Dec 24 1925 J.H. Bruce J.P.

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

BE IT REMEMBERED that on the 6 day of Feb 1926,  
Grant Eator, Ben Atkins, Cassie Atkins  
came before me N. H. Bruce

of the said county of Rockingham, and severally and respectively acknowledged themselves to be indebted to the Commonwealth of Virginia, in manner and form following, that is to say: the said \_\_\_\_\_ in the sum of Ben Atkins and Cassie Atkins Dollars

good and lawful money of the United States, and the said \_\_\_\_\_ in the sum of Five Hundred Dollars of like good and lawful money, to be respectively made and levied of their several goods and chattels, lands and tenements, and they severally waived the benefit of their Homestead Exemption as to this obligation, and also waived any claim or right to discharge any liability to the Commonwealth arising under this recognizance with coupons detached from the bonds of this State, to the use of the Commonwealth of Virginia if the said Grant Eator shall make default in the performance of the conditions underwritten.

The condition of the above recognizance is such that if the above bound Grant Eator \_\_\_\_\_ do and shall personally appear before the Circuit Court of Rockingham on the 18 day of the Feb Term next thereof, being the 15 day of Feb 1926, at the Court-house thereof, and then and there answer the Commonwealth of Virginia concerning a certain mis whereof the said Grant Eator stands charged, and shall not depart thence without the leave of said Court, then the above recognizance shall be void and of no effect, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the day and year first above written.  
N. H. Bruce

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

the 12th day of the month of \_\_\_\_\_ 1926  
I, \_\_\_\_\_  
do hereby certify that \_\_\_\_\_  
of the said county of Rockingham, and severally and respectively acknowledged themselves to be in-  
debted to the Commonwealth of Virginia, in manner and form following, that is to say: the said

\_\_\_\_\_ in the sum of  
Dollars \_\_\_\_\_

good and lawful money of the United States, and the said  
in the sum of \_\_\_\_\_ Dollars of like good and lawful money, to be  
respectively made and levied of their several goods and chattels, lands and tenements, and they  
severally waived the benefit of their Homestead Exemption as to this obligation, and also waived any  
claim or right to discharge any liability to the Commonwealth arising under this recognizance with  
coupons detached from the bonds of this State, to the use of the Commonwealth of Virginia if the said  
\_\_\_\_\_ shall make default in the performance of the

conditions underwritten.  
The condition of the above recognizance is such that if the above bond  
\_\_\_\_\_ do and shall personally appear before the Circuit

Court of Rockingham on the \_\_\_\_\_ day of the month of \_\_\_\_\_  
1926, at the Court-house thereof, \_\_\_\_\_  
and then and there answer the Commonwealth of Virginia concerning a certain \_\_\_\_\_ where  
of the said \_\_\_\_\_ stands charged, and shall not  
depart therefrom without the leave of said Court, then the above recognizance shall be void and of no  
effect, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the day and year first above written.  
\_\_\_\_\_

Arrest Warrant

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

To Geo a Lawson, a Constable of said County:

Whereas, On information of the said County, has this day made complaint and information on oath before me, L.H. Bruce, a Justice of the said County, that Grant Coaton

of the said County, on the 23 day of Jan, 1926, in the said County, did Unlawfully keep in possession one pint of Ardent Spirits in violation of Pro Law.

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

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

Given under my hand and seal this 23 day of Jan, in the year 1926.

L.H. Bruce J. P. [Seal]

Commonwealth

vs.

*Grant Eaton*

Commonwealth

vs.

Arrest Warrant

**Judgment**

*Sent to B. J. J. J.*

That the Defendant found guilty and fined and costs as follows:

Fine	- - - - -
Clerk's Fee	- - - - -
Justice's Fee	- - - - - <i>3.00</i>
Arrest	- - - - - <i>11.50</i>
Summoning Witnesses	- - - - - <i>1.00</i>
<i>Search Writ</i>	- - - - - <i>1.50</i>
Witnesses Attendance and Mileage	- - - - -
Total	- - - - - <i>17.00</i>

Executed the within warrant by arresting and delivering the body of

before a Justice of Rockingham County, and by summoning the within named witnesses in person

this ..... day of ..... 192....

*A. T. Bruce*

Justice of the Peace.

*Feb 6 1926*

Constable of Rockingham County



W. H. Norman ✓ 7

F. K. Gilbert ✓ 9

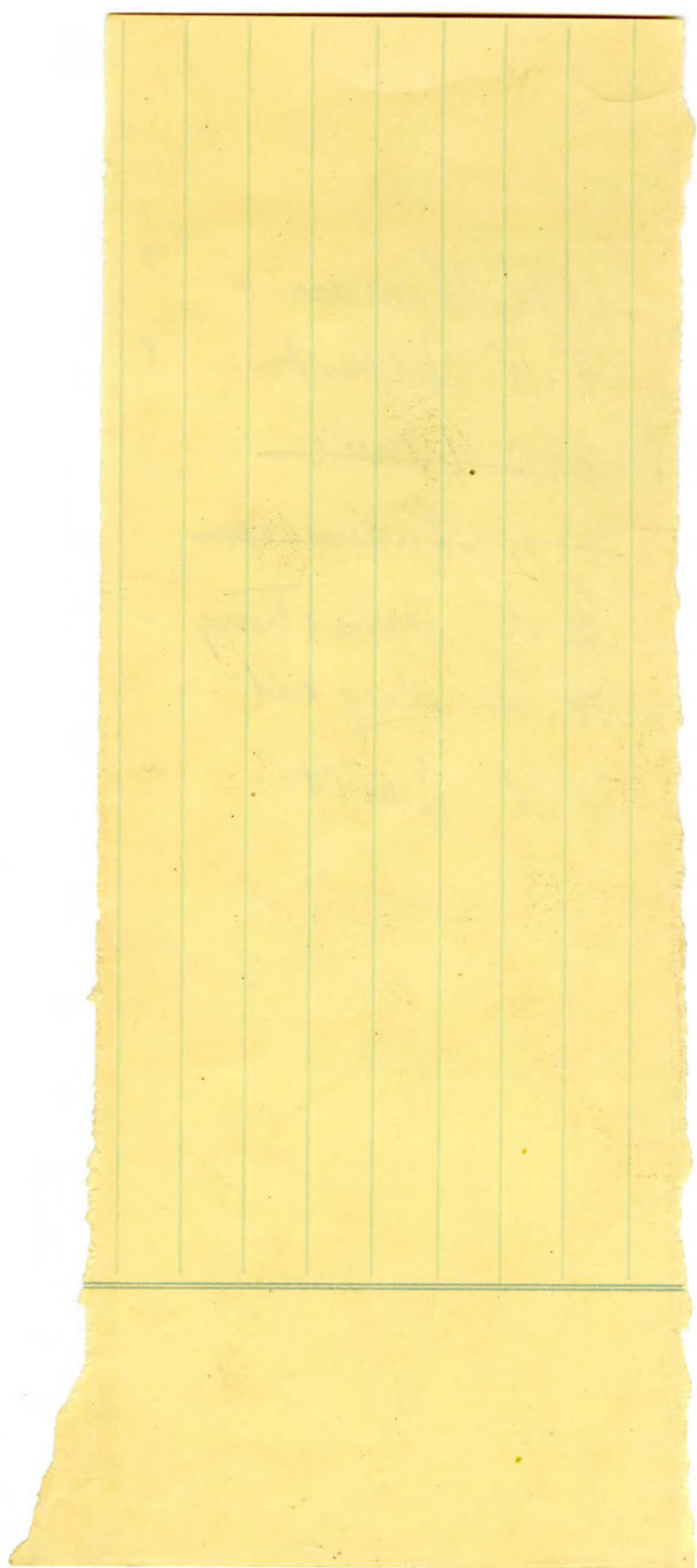
~~E. C. White~~

~~E. R. Linneman~~

J. C. Armstrong ✓

H. H. Kezell ✓

F. L. Saret ✓



# 284

GRANT EATON

ADSL

COMMONWEALTH

Set 16 <sup>en</sup>

Plea of not guilty  
Verdict not guilty

---



20-4446