

Rockingham County, to wit;

Be it remembrance that on the 17 day of July 1813,
Geo. W. Kemison the Attorney prosecuting for the commonwealth
in the County Court of said County came into Court and gave the
said Court to understand and be informed, that, on the 1 day of
April in the year 1810, at the parish of ^{County} of Rockingham in
the County aforesaid, ^{and within the jurisdiction of the County} it was corruptly and against the stat-
ute in such cases made and provided agreed by and between
David Kyle (merchant), and Henry Tutwiler, both of the
parish and County aforesaid that the said David Kyle... should
lend and advance unto the said Henry Tutwiler the sum of
\$50 of lawful money of Virginia and that the s^d
David Kyle... should forbear, and give day of pay-
ment thereof to the said Henry Tutwiler and upon the
1 day of June 1810, then next ensuing and that the
said Henry Tutwiler for the loan of the said sum of \$50.
and for giving day of payment thereof as aforesaid for the
time aforesaid should give and pay to the said David Kyle
on the said 1st day of June 1810, and then next ensuing
the sum of \$2.00 of like lawful money; that in pursuance
of the said unlawful and corrupt agreement so made
as aforesaid the said David Kyle... afterwards, to wit, on the
said 1 day of Apr 1810, aforesaid at the Parish afores^d
in the County aforesaid lent and advanced to the said
Henry Tutwiler the said sum of \$50. That in further
pursuance of s^d corrupt and unlawful agreement the s^d
David Kyle... afterwards, to wit, on the 1 day of June
1810, at the parish aforesaid in the County aforesaid and
within the jurisdiction of the ^{County} Court of said County took ac-
-cepted and received from the said Henry Tutwiler the s^d sum

of \$2.00 for the loan of and giving day of payment of
the said sum of \$50 which said sum of \$2.00 so as
aforesaid agreed to be given and paid to the said David Kyle
and so as aforesaid by him taken and accepted & received orced
Six dollars for the forbearing and giving day of payment
of one hundred dollars for one year. And so the said At-
-torney for the commonwealth saith that the said
David Kyle... on the said 1st day of June 1810
aforesaid did unlawfully and corruptly by means of
the aforesaid corrupt bargain and loan, take accept &
receive from the said Henry Tutor for the loan and giving
day of payment for the said first above mentioned sum
of money above the rate of Six Dollars for one hundred
dollars for one year against the act of Assembly in
such made and provided to the evil example of all
others in such case offending and against the peace &
dignity of the Commonwealth.

And the said attorney for the Commonwealth
further gives the said Court to understand and
be informed, that afterwards to wit on the said 1st
day of Apr. 1810, aforesaid at the parish aforesaid
in the County aforesaid and within the jurisdiction
of the ^{County} Court of S. County it was further agreed by
and between the said David Kyle and S. Henry Tutor
that the same David Kyle should lend and advance to
the same ^{Henry Tutor} a certain sum of money to wit the sum of
\$50 and that the said David Kyle... should forbear
and give day of payment thereof until the 1st day of
June 1810 aforesaid That in pursuance of S. Agreement

so made as aforesaid, the said David Kyle offered
to wit on the said 1 day of Apr 1810 aforesaid lent
and advanced to the said Henry Tuttle the said sum
of \$50 ; And that afterwards to wit on the said
1st day of June 1813 aforesaid the said David Kyle
did unlawfully take accept and receive from the said
Henry Tuttle for the said loan and giving day of pay-
ment for the said sum of \$50 a certain other sum
of \$2 00 which said sum of \$2 00 so taken accepted
and received exceeds the rate of Six Dollars for the
forbearance and giving day of payment of \$100
for one year against the act of Assembly in such
case made and provided, to the evil example of all
others in such case offending and against the peace
and dignity of the Commonwealth. And the said
Attorney for the Commonwealth further gives the said court
to understand and be informed that afterwards, to wit, on
the 1st day of June 1810 aforesaid at the parish
aforesaid at the County aforesaid and within the
jurisdiction of the ^{County} Court of said County the said David
Kyle by way of corrupt bargain did unlawfully &
corruptly take, accept and receive from the said Henry Tuttle
a certain other sum of \$2 00 for the forbearing and giving
day of payment of a certain other sum of \$50 which
said sum of \$2 00 so taken accepted and received exceeds
the rate of Six Dollars for the forbearing and giving
day of payment of \$100 for one year against the

Act of Assembly in such case made and provided to the
evil example of all others in such case offending
and against the peace and dignity of the com-
=monwealth.

We the Jury find the
defendant not guilty
Will Shinnick.

The Commonwealth of Virginia to the Sheriff of
Rockingham County Greeting you are hereby commanded
to summon David Kyle to appear before the Justices
of our court of our said County at the Court house on
the third Tuesday in May next to answer a present
ment of the Grand Jury for ~~unlawfully~~ ^{illegally}, and corruptly
charging accepting, receiving and taking upon a loan of
fifty Dollars by him made to Henry Tutwiler, above the
rate of Six Dollars for one Standard, for one year
to wit at the rate & proportion of twelve Dollars for one
Standard dollar for one year, &c. ~~and have shown~~
within twelve months last past and have then shown
the writ Witness Samuel W. Williams Clerk of
our said County at the Court house the 7 day of
March 1811 and in the 35 year of the Commonwealth
S. W. Williams

2 Copy left to
Barnard
of S. W. Bentley

Count

Kyle & Linn

D. P. H. G.

1811. May Continued

August order Refutation

October Continued.

1812 February Continued

1813 February at G.

1814 Jan. Day 11th
for Refutation