

Circuit Superior Court of Law and Chancery for the County of Rockingham
Virginia Rockingham County to wit

The jurors for the body of the County aforesaid on this oath

present that Elizabeth Mespick, spinster, late of the Parish of Rockingham, in the County of Rockingham, on the 18th day of December in the year of our Lord 1839, being big with a female child, the same day and year last aforesaid, at the parish and county aforesaid, and within the jurisdiction of this Court, by the providence of God did bring forth the said child alive, of the body of her the said Elizabeth Mespick, alone and in secret, which said female child, so being born alive, by the laws of this Commonwealth was a bastard; and the said Elizabeth Mespick not having the fear of God before her eyes, but being moved and seduced by the instigation of the devil, afterwards, to wit on the day and year last aforesaid, at the parish and county aforesaid, and within the jurisdiction of this Court, as soon as the said female bastard child was born, with force and arms, at the parish and county aforesaid, and within the jurisdiction of this Court, ^{feloniously, wilfully, and of her malice aforethought} ~~with force and arms~~, an assault did make, in and upon the said child in the face of God and the Commonwealth then and there being, feloniously, wilfully, and of her malice aforethought, ~~and~~ ^{and} that she the said Elizabeth Mespick, spinster, with both her hands employed, then and there feloniously, wilfully and of her malice aforethought, did choke and strangle, by pushing, thrusting, and pressing into the mouth and throat of the said bastard female child, dirt and grime, of which said choking and strangling, she the said bastard female child then and there instantly died: and so the jurors aforesaid, upon their oath aforesaid, do say, that the said Elizabeth Mespick, spinster, the said bastard female child, in the manner and by the means aforesaid, feloniously, wilfully, and of her malice aforethought, did kill, ~~and~~ ^{and} ~~was~~ ^{was} ~~against~~ ^{against} the statute in such case made and provided, and against the peace and dignity of the Commonwealth.

And the jurors aforesaid on this oath do further present that Elizabeth Mespick late of the parish of Rockingham in the said County of Rockingham, on the 18th day of December in the year of our Lord 1839, being big with a female child the same day and year last aforesaid, at the parish and county aforesaid, and within the jurisdiction of this Court, by the providence of God did bring forth the said female child alive, of the body of her the said Elizabeth Mespick, alone and in secret; which said female child the said Elizabeth Mespick not having the fear of God before her eyes, but being moved and seduced by the instigation of the devil, afterwards, to wit on the day and year last aforesaid, at the parish and county aforesaid, and within the jurisdiction of this Court, as soon as the said female child was born, with force and arms, at the parish and county aforesaid, and within the jurisdiction of this Court, ^{feloniously, wilfully, and of her malice aforethought} ~~with force and arms~~, an assault did make, in and upon the said female child, in the face of God and the Commonwealth then and there being, feloniously, wilfully, and of her malice aforethought, ~~and~~ ^{and} that she the said Elizabeth Mespick with both her hands employed, then and there feloniously, wilfully, and of her malice aforethought, did choke and strangle, by pushing, thrusting and pressing into the mouth and throat of the said female child dirt and grime, of which said choking and strangling, she the said female child instantly died: and so the jurors aforesaid ^{upon} their oath aforesaid, do say, that the said Elizabeth Mespick, the said female child last aforesaid, in the manner and by the means ^{last} aforesaid, feloniously, wilfully, and of her malice aforethought, did kill and murder, against the statute in such case made and provided, and against the peace and dignity of the Commonwealth.

And the jurors aforesaid, on their oath aforesaid, do further present, that Elizabeth Magsick Spinster, late of the parish of Rockingham, in the County of Rockingham, on the 18 day of Decem^r last in the year of our Lord 1839, ^{at the parish and County aforesaid} and within the jurisdiction of this Court, being big with a female child, on the same day and year last aforesaid, at the parish and County aforesaid, by the providence of God did bring forth the said child alive, of the body of her the said Elizabeth Magsick, Spinster, alone and in secret, which said female child so being born alive, by the ~~providence of God~~ laws of this Commonwealth was a bastard, and that the said Elizabeth Magsick not having the fear of God before her eyes, but being moved & seduced by the ~~same~~ instigation of the devil, afterwards, to wit on the day and year last mentioned, at the parish & County aforesaid, and within the jurisdiction of this Court, as soon as the said female bastard child was born, with force and arms, in and upon the said child, in the peace of God and of this Commonwealth then & there being, feloniously, wilfully and of her malice aforethought, did make an assault; And that the said Elizabeth Magsick, on the day and year last aforesaid, at the parish and County aforesaid, and within the jurisdiction of this Court, so being big with a female child, was taken with the pains of child birth, and being then & there in a comfortable house and bed, where she might have been assured of her said female child ~~with safety~~ with which she was big as aforesaid, with safety to said child, did then and there, wilfully and maliciously, and of her malice aforethought, remove herself from her bed in a comfortable house, into the open air, ^{at the parish and County aforesaid and within the jurisdiction of this Court,} ~~at the parish and County aforesaid and within the jurisdiction of this Court, and when the weather was so cold as greatly to endanger the life of a new born infant, for the purpose, wilfully maliciously and of her malice aforethought, of being delivered secretly of her said female child, with which she was big as aforesaid, and with the design that ~~the body of the said child~~ ^{then & there} should by the means last aforesaid, be destroyed; And that the said female child with which the said Elizabeth Magsick was then and there big as aforesaid, was then and there born alive, ^{in the open air,} ~~secretly,~~ and on the cold and inclement night of the day and year last aforesaid at the parish and County aforesaid, and within the jurisdiction of this Court and the said child being so borne in the manner and under the circumstances last as aforesaid stated, is at the time and place last mentioned, was then & there, wilfully, maliciously and of her malice aforethought, ^{by the said Elizabeth Magsick} so that the death of this said child would immediately ensue; by means whirling, and for want of due care and other necessities requisite for the protection of the life of an infant thus as aforesaid born, the said female child, then and there, at the time and place last aforesaid, ^{and within the jurisdiction of this Court,} immediately died. And so the jurors aforesaid, upon their oath aforesaid, do say, that the said Elizabeth Magsick, had the said female bastard child, in the manner and by the means, ^{last} aforesaid, feloniously, wilfully, and provided, and against the peace and dignity of this Commonwealth.~~

And the jurors aforesaid, on their oath aforesaid do further present, that Elizabeth Magsick late of the County of Rockingham, on the 18 day of Decem^r last, in the year of our Lord 1839, at the County aforesaid, and within the jurisdiction of this Court, being big with a female child on the day and year last aforesaid at the County aforesaid and within the jurisdiction of this Court, by the providence of God did bring forth the said female child alive, of the body of her the said Elizabeth Magsick, alone and in secret, which said female child by the laws of this Commonwealth was a bastard, and that the said Elizabeth Magsick not having the fear of God before her eyes, but being moved and seduced by the instigation of the devil, afterwards, to wit on the day and year last aforesaid, at the County aforesaid and within the jurisdiction of this Court, as soon as the said female ^{bastard} child was born, with force and arms, in and upon the said child in the peace of God and the Commonwealth then and there being, feloniously wilfully and

maliciously, and of his malice ^{for} thought he did make an assault, and that the said Elizabeth
 Maffick, the said female bastard child so being alive, did then and there, take and carry on the night of
 the day and year last aforesaid, to a large stone then & there situated, and the said child, so being alive,
 as aforesaid, did then and there, beneath the said large stone, feloniously, wilfully, and of his malice ^{for}
 thought hide, secret, and conceal, and the same female bastard child so being alive, as aforesaid,
 and so being hidden, secreted and concealed, she the said Elizabeth Maffick did then and there, feloniously,
 wilfully and of his malice ^{for} thought leave, and desert, and to nourish, sustain, or provide for the
 same female bastard child aforesaid, so being alive as aforesaid, that the said Elizabeth Maffick did then
 and there wholly neglect and refuse, by reason of which said hiding, ^{and} ^{because} ^{secreted} ^{and} ^{concealed} ^{the} ^{same} ^{female} ^{bastard} ^{child}
 last aforesaid, in manner and form ^{last} aforesaid by the said Elizabeth Maffick, and of the said neglect
 and neglect of the said Elizabeth Maffick to nourish, sustain or provide for the said female bastard
 child last aforesaid, the said female bastard child then and there, instantly died: and so the jurors aforesaid
 said ^{upon} their oaths aforesaid do say, that the said Elizabeth Maffick has the said female bastard child
 in the manner and by the means ^{last} aforesaid, feloniously, wilfully, and of his malice ^{for} thought, did
 kill and murder, against the form of the Statute in such case made and provided, and against
 the peace and dignity of the Commonwealth.

St J Gamble on his
arrival.

Donnerstag

Common

an Indigent for medical?

Elizabeth Hepburn

not a true bill

by a Majority of 12

Geo. Conrad

Germany

South

E. Messers E. Knaut
fa
felony—

1842

This image shows a blank, aged, cream-colored page, likely an endpaper or flyleaf from an old book. The paper has a slightly textured appearance with some minor discoloration and faint, dark smudges or stains, particularly towards the bottom edge. The lighting is even, highlighting the natural texture of the paper.

The Commonwealth of Virginia to the Sheriff of Rockingham County
Greeting, We Command you that you cause to come before the
Judge of the Circuit Superior Court of Law and Chancery for the
said County at the Court house on the first day of May Term
Next, Twelve Good and Lawful freeholders of your County
residing as near as may be to the place where the felony was
committed of which Elizabeth Maysick is accused every one of whom
is possessed of a visible estate real and personal of the value of \$300
at the least to recognize on their oaths, whether the aforesaid
Elizabeth Maysick be guilty of the felony aforesaid or not
and have then there these names of the said freeholders and
this writ, Witness My hand I Gambill Clerk of our said County the
23rd day of March 1840 and in the 64th year of the County

W. I. Gambill C. C.

Samuel Weber
Abraham Beech
Jacob Shank
George Croffare
Barned Huffman
Abelum Wright
Robert Higgins
Henry Gillmore
I. W. Gambell
Samuel Morgan
Peter Whitman
Daniel Good
En D
Jared A. Mitchell
debt for A. P. Feltner
S. R. L.

Com to

is

E. M. Jackson

To May Term 1844

Vermafacas

**The Commonwealth of Virginia to the Sheriff of Rockingham
County,--Greeting.**

YOU are hereby commanded to summon *Adam Gault, George Gault
Samuel Keller, Christian Meyer, Joseph Bantsholder, J. W.
Bantsholder, Robert Stegman, John Stegman, Saul Bowman, John
Fulby, Joseph Steubing, & James Speer*

to appear

before the Judge of the Circuit Superior Court of Law and Chancery of Rockingham County at
the Court-House, on the *1st* day of *May* Court next, to testify and
the truth to say in behalf of

E. Meigs

in a certain matter of controversy in
our said Court, depending and undetermined, between *the Commonwealth and*

Saml E Meigs & wife (with felony)

And this

they

shall in no wise omit under the penalty of £100. *cts*

And have then there this Writ. Witness HENRY J. GAMBILL, Clerk of our said Court at

the Court-House the *27.*

day of

April

18

40 and in the *64*

year of the Commonwealth.

H. J. Gambill

Encs are to Edwin Morgan and Geo Burkhald
Robert Higgins Samuel Burman John Fuller Geo Hudson
David A. Mitchell depts
for O. P. Fletcher J. O. L.

Meigs
at
Cammith. & Spar
Sup. Court