

12th Judicial Circuit

Rockingham County To wit: ³ In the Circuit Court for
said County.

The Jurors of the Commonwealth of Virginia in and for the body of the County of Rockingham and now attending the said Court, upon their oath present that Thomas Brankham on the 9th day of January 1858 and in the said County in and upon one William F. Deatrick did make an assault and him the said William F. Deatrick feloniously and maliciously did stab with intent him the said William F. Deatrick then and there to maim, disfigure, disable and kill against the peace and dignity of the Commonwealth of Virginia

And the Jurors aforesaid on their oath aforesaid do further present that heretofore To wit on the 9th day of January in the Year one Thousand Eight hundred & fifty Eight in the said County of Rockingham, that Thomas Brankham in and upon William F. Deatrick did make an assault and him the said William F. Deatrick feloniously and maliciously did cut with intent him the said William F. Deatrick then and there to maim, disfigure, disable & kill against the peace and dignity of the Commonwealth of Virginia

And the Jurors aforesaid on their oath aforesaid do further present that Thomas Brankham on the 9th day of January in the year one Thousand Eight Hundred & fifty Eight in the said County of Rockingham in and upon one William F. Deatrick did make an assault and him the said William F. Deatrick feloniously and maliciously did cut & stab with intent him the said William F. Deatrick then & there to maim, disfigure, disable & kill, against the peace and dignity of the Commonwealth of Virginia

And the Jurors aforesaid on their oath aforesaid
do further present that Thomas Bramham on
the 9th day of January in the year one thousand
Eight Hundred & fifty Eight in the County aforesaid
in and upon one William F. Deatrick did make
an assault and him the said William F. Deatrick
unlawfully, but not maliciously, did cut and stab
with intent him the said William F. Deatrick
then and there to maim, disfigure, disobl^e & kill
against the peace & dignity of the Commonwealth
of Virginia

We the Jury find the Prisoner guilty in manner &
form as alleged in the fourth Count in the indictment
and fix the term of his imprisonment in the
County Jail at Three months and we find
him not guilty on the other Counts in the
indictment and we do no fine him in any money
Consideration
Adam^d S. Haight

We the Jury find the
Prisoner Bramham, guilty
And we have fixed
his confinement in the
County Jail for three
Months,

Commonwealth

vs

Thomas Bramham

Indictment for malicious
stabbing with intent to
kill

Bramham Thomas

A true bill

J. T. Houghton
Foreman

We the Jury find the
Prisoner Bramham
guilty

Scutt vs Branham

1858 May two sps 40. copies 40 atts 10. Entry Order 30. two draws 72
Entry record 30, Entry 10 Writings 300. taxing cost 20 copy 20
Execution re 58. certificate 100. filing papers 20, \$ 7.52

Bornth vs Branham

1838. elms fees \$7.52

" shffs — 2.70

" Witrnfes — 13.04

" Atty — 5.00

" Jailers bill ⁽³³⁴⁰⁾ ~~33.40~~

" Jany's Board 24.00

" Jany's Service 36.00

~~cost in att. att.~~ \$121.66

\$121.66

costs in cty court not certified

Costs in Circuit Ct \$121.66

Execution issued

Virginia

At a Court held for Rockingham County on the 19th day of
January 1858.

Be it remembered that heretofore to wit. on the 9th day of January 1858
McDonough Harris a justice of the peace for said county, issued a warrant
for the arrest of Thomas Branham who stands charged with felony, which
warrant is in these words. "Rockingham Cty to wit. To the Sheriff of said
County. Whereas Christian Snell has this day made complaint & information
on oath before me McDonough Harris a justice of said county, that Thomas
Branham on the 9th day of January 1858 in said county, did unlawfully
maliciously and feloniously stab, cut or wound, Wm A Dietrich with intent to
maim, disfigure, disable and kill him the said Wm A Dietrich. There are
therefore to command you in the name of the Commonwealth of Virginia
forthwith to apprehend the said Thomas Branham and bring him before
me or some other justice of the said county to answer the complaint and to be
farther dealt with according to law. Given under my hand and seal this
9th day of January 1858

McDonough Harris JP

Return "Executed the within warrant by arresting the said Thomas
Branham January 8th 1858 Jas H Courney D for Jno R Kogler S R C"

Certificate issued by the said justice viz. "Rockingham County to wit
To the Clerk of the County Court of said county. I McDonough Harris a justice of the
said county, do hereby certify, that I have by my warrant this day, committed
Thomas Branham to the jail of this county that he may be examined before
the County Court of the said county for a felony by him committed in this
that he did on the 9th day of January 1858 in the said county did unlawfully
maliciously and feloniously stab, cut or wound, Wm A Dietrich with
intent to maim, disfigure, disable and kill him the said Wm A Dietrich
Given under my hand this 9th day of January in the year 1858

McDonough Harris JP

and now at this day to wit At a Court held for said county on the 19th
day of January 1858 Thomas Branham who stands charged with a felony
by him committed in this that he did on the 9th day of January 1858 in the
County of Rockingham, unlawfully, maliciously and feloniously stab cut
or wound, Wm A Dietrich with intent maim, disfigure, disable & kill
him the said Wm A Dietrich, was led to the bar in custody of the Sheriff
of this county, and many witnesses being sworn and examined touching
the premises, and the Court upon mature deliberation are of opinion

that a felony has been committed and there is probable cause to charge the prisoner therewith. it is therefore ordered, that he be remanded, for trial before the Circuit Court of this County, on the first day of the next term thereof and thereupon the prisoner moved the Court to be admitted to bail, which motion was resisted by the attorney for the Commonwealth, the Court with sustain the said motion and admit him to bail upon condition that he enter into a recognizance, in the sum of \$500 with good and sufficient security in the like sum of five hundred dollars for his personal appearance before the Circuit Court of this County on the 8th day of May then and there to answer an indictment to be preferred against him for the felony aforesaid, which recognizance may be taken before any the Court, or any justice of the peace for this County, and thereupon the prisoner was remanded to jail.

Recognizance: "Rockingham County to wit. Be it remembered that on this 25th day of January 1858. Thomas Branham, Allen Le Bryan, Henry Early Abraham Early, William Branham and James Branham of the said County personally appeared before me, Ole Sterling a justice of the said County and severally and respectively acknowledged themselves to be indebted to the Commonwealth of Virginia, in the manner and form following that is to say. The said Thomas Branham in the sum of five hundred dollars lawful money of the United States, and the said Allen Le Bryan, Henry Early, Abraham Early, William Branham and James Branham in the sum of five hundred dollars like good and lawful money to be respectively made and levied of their several goods and chattels, lands and tenements, to the use of the Commonwealth of Virginia, if the said Thomas Branham shall make default in the performance of the undersitten condition. The Condition of the above obligation is such that whereas at a County Court holden on the day of January 1858 at the County Court house of the said County, consisting of at least five of the justices of the said County, the above bound Thomas Branham was by the said Court examined for a felony by him committed, in this, that he did on the 9th day of January 1858 in said County unlawfully, maliciously and feloniously stab cut or wound William F. Districh with intent to maim, disfigure, disable and kill him the said William F. Districh and the said Court were of opinion that the said Thomas Branham ought to be tried for the felony aforesaid in the Circuit Court for the said County and remanded the said Thomas Branham to jail for trial

and the said Court being of opinion that the said Thomas Branham should be admitted to give bail to answer the felony aforesaid, and having entered this their opinion in the proceedings of the said Court, and also the sum of money in which the said Thomas Branham and his bail ought to be bound to wit the said Thomas Branham in the sum of five hundred dollars and his bail in the sum of five hundred dollars and the said O. Sterling Justice as aforesaid, having accepted the above bound Allen L. Bryan, Henry Early, Abraham Early, Mellicum Branham and James Branham as bail for the said Thomas Branham according to the said opinion and proceedings of the said Court. Now if the said Thomas Branham do and shall personally appear before the Judge of the Circuit Court for the said County of Rockingham in open Court, on the first day of the next term of the said Circuit Court to be holden for the said County then and there to answer for the offence aforesaid wherein the said Thomas Branham stands charged, and shall not depart thence without the leave of said Court, then the above recognizance shall be void, otherwise to remain in full force and Virtue. Acknowledged before me in the said County on the day and year first above written

O. Sterling J^r

Wm H. Detrick, Christian Snell, George Snell, Wm Williams and Daniel Wright recognized as sureties on behalf of the Commonwealth

Copy
True

LW Gamble c^ors

Commit
to B. Record
Branham

1858 May indictment
former plea N. H. May &
Verdict guilty & three
months in jail.

Certs \$121. 66

The Commonwealth of Virginia. To the Sheriff of
Rockingham County greeting: We command you that your summon
twenty four persons freeholders of your said County residing remote from
the place where the felony was committed of which Thomas Branham
stands charged and said persons to be qualified in other respects to serve as
jurors to appear before the judge of the Circuit Court of Rockingham on the
first day of the next term of the said Court to recognize on their oaths whether
the aforesaid Thomas Branham be guilty of the felony whereof he stands
charged or not and have then there the names of the said freeholders and
this writ. Witness Littleton W. Gamble Clerk of the County Court of Rockingham
at the Court house thereof on this 3^d day of April 1857 and in the
82nd year of the Commonwealth

L. W. Gamble

Commeeth
to J. Menins Parias
Branham

At May Court 1858

May 11, 1858. - Executed by summoning
Solomon Huffman, Charles Fridley, ~~John~~
~~Hugh Leeper~~
~~in Hatture~~, Abraham Simmes, John
Holsinger, (of Peter,) George Long, Augus-
tine Armenthout, Adam Weiss, Samuel
Shaver, Adam L. Faught, John Earmen,
Benj. B. Goring, Peter Strine, Levi Reedy,
Tho^s. J. Butler, Asher Messick, George W.
Effinger, Samuel Univer, Saml. A.
Long, John Rush Moyer, Benj. D.
Browman, David Bear, Noah Buck-
holder, Noah Matz.

Wm. H. Koyle, S.P.C.

THE COMMONWEALTH OF VIRGINIA, TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

We command you that of the goods and chattels of *Thomas Branham*

late in your bailiwick, you cause to be made the sum of

which the Commonwealth of Virginia, lately in our Circuit Court of Rockingham County, has recovered against him for costs expended in prosecuting an indictment for felony.

~~late in our Circuit Court of Rockingham County, he recovered against for debt; also which to the said~~

~~in the said Court were adjudged for costs by about suit in that behalf were expended, whereof the said *Thomas Branham*~~

is convicted as appears to us of record, and that you have the same at the Clerk's Office, of our said Court, at the Court-House, on the first Monday in next, to render to the said

the debt and costs aforesaid, and have then there this writ.

WITNESS—**Arthur St. C. Sprinkel**, Clerk of our said Court, at the Court-House, the day of 185 , and in the year of the Commonwealth.

Cornth
vs } Fife
Branham
H.

clerks fee	\$7.52
shff	2.70
Witnesses -	13.04
Atty	5.00
Jailers Bill	
Jury's Service	36.00
Jury's Board	24.00