

Rockingham County Court

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 Edward Phillips on the day of February in the year 1867 in the said County 1 light brown dress of the value of four dollars, 1 Bouquet of the value of two dollars, 1 spotted muslin dress of the value of six dollars, 1 blue muslin dress of the value of four dollars, 1 lawn dress of the value of two dollars - 1 pair of Blue Pantaloon of the value of three dollars, 1 blue Coat of the value of three dollars, 1 flannel shirt of the value of two dollars and a half - 1 bottle perfumery of the value of twenty five cents 1 trunk of the value of one dollar and a half and one silver watch of the value of six dollars of the goods and chattels of one John Washington (negro) then and there being found feloniously did take steal and carry away against the peace and dignity of the Commonwealth of Virginia

2nd Count

Commonwealth
vs
Edward Phillips

Indictment for
Grand Larceny

The Jury
find the prisoner
guilty

Shoother Bright

A true bill
Jackson Rhodes
Foreman

We the Jury find the prisoner guilty of
Bett Larceny as in the indictment appears

Shoother Bright Foreman

Coleridge \$8.10

Shff. — 1.90

Wm. — 11.78

Strong 5.00

Jailor — 33.50

Jury services 24.00

Board Jury 12.00

\$98.28

Eda Phillips

Eda 'fer

: Greeting:

2nd

day of

The Jury are instructed ~~that~~ ~~they~~ ^{That} they must be
satisfied from all the evidence introduced that
the property in question was stolen. ~~as~~ in the
indictment alleged, and that the Prisoner was
the guilty agent, before they can find him
guilty.

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relieved from all the burdens and
the property in question and all other things in the
instruments of the ship and the
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The Jury are instructed that ~~the Commonwealth~~
is bound that if the finder knows who is the
~~owner~~ owner of the property lost or if from any
mark upon it or from the circumstances, under
which it was found the owner could reasonably
have been ascertained then the fraudulent conver-
sion of it to the finders use is sufficient evidence
to justify the Jury in finding the felonious intent
constituting larceny, and that the Court is bound to
move such fraudulent conversion

The Jury are instructed that the Court does
not ^{mean} to express any opinion ^{in the instructions given} as to whether the
property in question was lost or stolen, that is
a question for the Jury to decide from all
the evidence.

The Jury are instructed that the ~~present~~ poss-
ession of stolen goods of the character of
those named in the indictment raises the
presumption of guilt & it is incumbent on
the prisoner, if the possession is so carried to him,
to account for the manner in which
he came by them

South

23 } Papers

Ea Philips
off

1867. Mary Inaiah found
arraigned N.Y. Army & Credit
Society & charged for impost
in Jail for six months.

98. 28. Costo

1867, May Entry at Long as a Philadelphia 10. Entry Green 36. Dec. 36.
 Green 20. copy 10. Entry Long Green 72. Entry June 70.
 Entry Recard 36. Green 36. Entry June 36. then introduced 90
 taking paper 20. Treasury 250 20. copy 20. Recard in 58
 Entry to audit in 100 copy Recard in 4.50
 \$ 8.10

1st The Court instructs the Jury that in order to convict the Prisoner the Commonwealth must prove that the goods were stolen from the owner or bailee - beyond a reasonable doubt - and ~~the~~ if they have a reasonable doubt they should find not guilty. - 2^d and that the ~~guilt~~ ~~of the~~ prisoner cannot be found guilty if the goods found in his possession could have gotten there ~~in~~ in any other reasonable manner than by having been stolen. -

3^d The possession of goods lost from a stage does not even raise a suspicion that the prisoner stole them - unless it is proven beyond reasonable doubt that they were stolen from the stage not lost.

1st The Court instructs the Jury that it is the duty of the Commonwealth to prove that the goods found in possession of the Prisoner were stolen goods beyond a reasonable doubt - and the possession of the goods lost raises no presumption of the Prisoner's guilt - if therefore the Commonwealth has failed to prove that the goods were actually stolen - & not lost - They should find the prisoner not guilty. -

Rockingham County to wit
To the Clerk of the County Court of Said
County.

I W. Schuster a Justice of the Said
County, do hereby Certify, that I have this
day committed Edward Phillips to
the Jail of Said County, that he may be
examined before the County Court of the
Said County for a felony by him comm-
itted, in this, that he did, on the night
of the 25 day of February, 1867 in the Said
County, 1 light Brown Sarp of the value of
four dollars 1 Bonnet of the value of Two
dollars, 1 Spotted Muslin Sarp of the value
of Six dollars 1 Blue Muslin Sarp of the value
of four dollars 1 Brown Sarp of the value
of Two dollars 1 Blue Pantalions of the
value of Three dollars 1 Blue Coat of the
value of Three dollars 1 Flannel Shirt
of the value of \$3.50 1 Ballet Perfumery
of the value of 35 cts. 1 Trink of the value
of \$1.50 1 Silver Watch of the value of Six
dollars, of the goods and Chattels of A. B.
D. J. S. A Trotter, feloniously did steal take
and carry away.

Given under my hand
and seal this 11 day of March 1867

W. Schuster J. P.



Rockingham County to Wit.

To the Sheriff of the Said County.

Whereas John
A Hill of the Said County, has this day made
Complaint and information on oath before me
W. Schmitt, a Justice of the Said County, that Ed-
ward Philips, on the night of the 25 day of February
1867, in the Said County, one light Lawn Dress of the
value of four dollars one Bonnet of the value of Two Dollars
one Spotted Muslin Dress of the value of Six Dollars one
Blue Muslin Dress of the value of four dollars one Lawn
Dress of the value of two dollars one Blue Pantalons
of the value of Three Dollars one Blue Coat of the value
of Three Dollars one Flannel Shirt of the value of two
dollars and fifty cents, one Bottle of Perfumery of the
value of 25 Cts, one Tank of the value of one dollar
and 50 Cts, one Silver watch of the value of Six Dollars
of the goods and Chattels of A. D. and J. S. A. Trotter

did feloniously and steal take and carry
away. Thus are, therefore, in the name of the Common-
wealth, to Command you forthwith to apprehend and
bring before me, or some other Justice of the Said
County, the body of the Said Edward Philips, to ans-
wer the Said Complaint, and to be further dealt with
according to Law.

Given under my hand and
Seal this 3 day March 1867

W. Schmitt J. P. Sec

Passengers and Baggage go at their own risk under all circumstances.

UNITED STATES MAIL LINE.

MEMORANDA:

No. Way. Bill for Stage ^{of Sunday} has arrived ^{Agents} please send ^{it}
Agents look out for Trunk (yellow) marked John Washington. It
is thought it was lost out of the boat, the boat being open when
it reached New York.

From

Winchester Va To Staunton Feb 26 1867.

Agents will make no entries free, or to pass, without written instructions to do so.

NAMES.	SEAT.	WHERE FROM.	WHERE TO.	DOLLS.	CTS.
Carion Lee	1	Winchester	Staunburg	1.75	
Mr Whitmer	1	"	Mr Crawford	6.00	
Mr Sigler	1	"	Mr. Jackson	3.50	
Wm Anderson	1	"	C. W. Cressell	11.25	
			Hog	5.00	
				16.25	
Mr. Hiller	1	He 13	Staunton	2.00	
" Eiler	1	Lee	Lee	2.00	
Kooty	1	Lee	Lee	2.00	
one base Larkins		Staunton		1.50	7.50
Major Linton		He 13	Engineer's		
			Topay Linton		

WAY-BILL.

From *Winchester*
To *Stamton*
Date, *Feb 26* 1867

	ARRIVAL.	DEPARTURE.
<i>Win</i>		<i>9 30</i>
<i>W.S.</i>		
<i>Wmkt</i>		
<i>LCbg</i>		