

12th Judicial District } The Jurors of the Commonwealth
Rockingham County, to-wit: } of Virginia in and for the body
In the Circuit Court of said County } of the County of Rockingham
and now attending the said Court
upon their Oaths present that W.C. Graham on the
3rd day of April 1870 in the year of 1870 with malice
aforethought and feloniously in and upon the body of Abner
J. Nicholas did make an assault and did then and
there attempt feloniously and with malice aforethought
wilfully, deliberately and premeditatedly to kill and
murder him, the said Abner J. Nicholas, such killing and
murder, when committed, being under the Law punishable
by death; and in said attempt did then and there
do a certain overt act, to-wit: the Commission of said
murder, to-wit: present a certain dangerous weapon
called a pistol, the same being loaded with powder and
leadin ball at the person of the said Abner J. Nicholas
and did then and there feloniously and with malice
aforethought, wilfully, deliberately and premeditatedly
attempt to discharge and shoot off said pistol
to, against and upon the said Abner J. Nicholas, with
intent him, the said Abner J. Nicholas, with set
purpose, with malice aforethought, deliberately, wilfully
and premeditatedly to kill and murder, but was
prevented from, and failed in, committing such
killing and murder. Against the peace and
dignity of the Commonwealth of Virginia.

This Indictment is found upon the evidence of A. J. Nicholas
a witness sworn in Court and sent before the Grand Jury
to give evidence

The above is a true copy of an Indictment found by the Grand Jury attend-
ing the Circuit Court of Rockingham County at May Term 1870
Attest, Foxhall A. Dummerfield Clerk in CR Co

Commonwealth

"

W.C. Graham

For attempt to
Commit Murder

"A true bill"

By Geo Miller

Foreman

A true copy

Attest

F. A. Dainoffield
C.C. R.E.

Filed in county office
June 15 1870