

N. Clay Phillips 2  
S. A. Davis 1

VIRGINIA, ROCKINGHAM COUNTY, TO-WIT.

I, O. B. Roller Mayor <sup>J. H. & Ex. of</sup>, a Justice of the Peace of Rockingham County, certify that

Harry Davis attended under a summons as a witness before me

28<sup>th</sup> day of December, 1902, on behalf of the Commonwealth in her

prosecution against Walter Capshaw

for a Misdemeanor. Said witness also traveled                      miles in coming to the

place of trial and the same in returning to his place of abode, from which distance so trav-

eled I have deducted ten miles each way, leaving                      miles as the distance traveled,

for which compensation is to be made. He also paid tolls amounting to                      dollars

and                      cents, for which attendance, mileage and tolls he is entitled to                     

dollars and 50 cents, payable out of the public treasury.

I further certify ~~that the defendant was convicted and is insolvent~~ (or that the defen-  
dant was acquitted, and there was no prosecutor adjudged to be liable for the costs).

Given under my hand this 3<sup>rd</sup> day of February 1902

O. B. Roller Mayor of the Town J. P.  
of Harrisonburg Va and Ex. of.

VERMONT, WASHINGTON COUNTY, TO-WIT

1. *John A. Smith*

attended under a writ

1874 day of

prosecution upon

for

of that and

and I have

which comparison is to be made. He also paid

for the last settlement, and

cents, payable out of the public

I further certify that the defendant was convicted and

and there was no present or

Given under

and this

937



VIRGINIA, ROCKINGHAM COUNTY, To-wit.

I, O. B. Miller Mayor J. H. & Ex. Off., a Justice of the Peace of Rockingham County, certify that  
F. B. Davis attended under a summons as a witness before me

28 day of December, 1901, on behalf of the Commonwealth in her  
prosecution against Walter Leapehand

for a Misdemeanor. ~~Said witness also traveled.....miles in coming to the~~  
~~place of trial and the same in returning to his place of abode, from which distance so trav-~~  
~~eled I have deducted ten miles each way, leaving.....miles as the distance traveled,~~  
~~for which compensation is to be made. He also paid tolls amounting to.....dollars~~  
~~and.....cents, for which attendance, mileage and tolls he is entitled to.....~~  
~~dollars and~~ 50 cents, payable out of the public treasury.

I further certify that ~~the defendant was convicted and is insolvent (or that the defen-~~  
~~dant was acquitted, and there was no prosecutor adjudged to be liable for the costs).~~

Given under my hand this

24 day of February 1902  
O. B. Miller Mayor of the J. P.  
Town of Harrisburg  
Va & Ex. Off.

VERMONT, ROCKINGHAM COUNTY, TO-WIT:

That I, the undersigned, a Justice of the Peace, have known and been acquainted with the said \_\_\_\_\_ for a long time, and that he is a person of good character and of legal age, and that he is not an idiot, insane, or otherwise incompetent to manage his own affairs.

That he is the owner of the \_\_\_\_\_ and that he is entitled to the same, and that he is not indebted to any person for the same, and that he is not under any legal disability from disposing of the same.

That he has executed the within and foregoing instrument of writing to the effect and to the intent aforesaid, and that he is not under any legal disability from doing so, and that he is not indebted to any person for the same.

That I have advised him of the contents of the within and foregoing instrument of writing, and that he has acknowledged to me that he has read and understands the same, and that he is not under any legal disability from doing so.

That I have advised him of the contents of the within and foregoing instrument of writing, and that he has acknowledged to me that he has read and understands the same, and that he is not under any legal disability from doing so.

That I have advised him of the contents of the within and foregoing instrument of writing, and that he has acknowledged to me that he has read and understands the same, and that he is not under any legal disability from doing so.

That I have advised him of the contents of the within and foregoing instrument of writing, and that he has acknowledged to me that he has read and understands the same, and that he is not under any legal disability from doing so.



IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY---GREETING:

You are hereby commanded to summon S. L. Davis Philip Phillips Ed  
Holla Charles Branson Jim Snyder Frank Bellhimer George  
Leater James Robinson Jack Peterson Oscar Murray Horace Plant  
B. F. Miller Charles Morris C. Vandegrift M. B. Lewis Charles J.  
Coffman Tallantree Helcher I Paul D. Smith

to appear before the Judge of the County Court of Rockingham County, at the Court-House, at 10  
o'clock, a. m., on the 8<sup>th</sup> day of this January Court next, being the 28<sup>th</sup> day of  
January 1902 to testify and the truth to say in behalf of the Commonwealth against  
Matter Leaphant

who stands charged with and indicted for Misdeameanor.  
And this they shall not omit under the penalty of £100. And have then and there this Writ.

Witness, JOSEPH S. MESSERLEY, Clerk of our said Court, at the Court-House, the  
25<sup>th</sup> day of January 1902 and in the 12<sup>th</sup> year of the Commonwealth.

J. S. Messerley, Clerk.



Exeuted  
J. A. Davis

Commonwealth.

1868

2  
Z. H. A.

Walter Capehart.

J. A. Davis  
Philip Phillips  
Ed. Holla  
Charles Brownson  
Jin Snyder  
Frank R. Kellum  
George Bayler  
James Robinson  
Jack R. Pitman  
Oscar Munay  
Horace Plaut  
B. F. Meller  
Charles Morris  
Le Roy Degraft  
M. J. Lewis  
Char. J. Hoffman  
Fallens here Walcher  
J. Paul. Bequett  
To S. day of January 1868  
Lewis January 28. 1902



THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon

Walter Capehart

to appear before the Judge of the County Court of Rockingham County, at the Court House, on the 5<sup>th</sup> Day of this of January Court ~~next~~, being the 25<sup>th</sup> day of January 1902 ~~188~~, to answer an indictment of the Grand Jury, found at this January Term ~~last~~, of said Court Against him for unlawfully selling by retail at the Store house now occupied by him and P. Common which Store house is sometimes called the "Green Building" on the South Side of East Market in the Town of Harrisonburg in said County White Ardent Spirits, Malt, Liquors, and mixtures thereof not to be drunk when sold not then and then having a license from the State of Virginia So to do.

And have then and there this Writ. Witness, JOSEPH <sup>Messierley</sup> ~~LOGAN~~, Clerk of our said Court, at the Court House, the 23<sup>rd</sup> day of January 1902 ~~188~~, and in the 106<sup>th</sup> year of the Commonwealth.

J. S. Messierley

CLERK.

Commonwealth.

Summons upon  
an Indictment.

Hatter Capehart - 121

Hatter Capehart

January - 23 - 1902  
No other suit

To 5th day of January at  
being January 25 1902.

By delivering a true office copy of the  
within.

to  
John J. Switzer, S. R. C.  
Deputy for



THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon

*Walter Capehart*

to appear before the Judge of the County Court of Rockingham County, at the Court House, on the *6<sup>th</sup>* day of *this January* Court ~~next~~, being the *25<sup>th</sup>* day of *January* 1902 ~~188~~, to answer an indictment of the Grand Jury, found at the *January* Term ~~last~~, of said Court *against him for unlawfully selling by retail, at his present place of business in what is known as the Greiner Building on the South Side of East Market Street in the town of Harrisonburg, in said County, certain spirituous malt liquors, and mixtures thereof, not to be drunk where sold, not then and thus having a license from the State of Virginia so to do*

And have then and there this Writ. Witness, *Joseph D. Menuley* ~~JOSEPH D. LOGAN~~, Clerk of our said Court, at the Court House, the *23<sup>rd</sup>* day of *January* 1902 188, and in the *126<sup>th</sup>* year of the Commonwealth.

*J. S. Menuley* CLERK.

Commonwealth.

② Summons upon  
an Indictment  
Halter Capehart. 121

Halter Capehart.

Executed  
as to  
Jany-23-1902  
W. Capehart

By delivering a true office copy of the  
within Sum

to Sum  
J. A. Switzer, Deputy for  
son.

John A. Switzer, S. R. C.

75 day of January let.  
being January 26 1902



THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon

*Hatter Catehart*

to appear before the Judge of the County Court of Rockingham County, at the Court House, on the *5th day* of *this January* Court ~~next~~, being the *25th* day of *January 1902*, ~~1888~~, to answer an indictment of the Grand Jury, found at the *January* Term ~~last~~, of said Court *against him for unlawfully selling by retail, at his present place of business, in what is known as the Greiner Building, on the South Side of East Market Street in the town of Harrisonburg, in said County, Wine, Adept Spirits, Malt Liquors, and mixtures thereof not to be drunk where sold, not then and there having a license from the State of Virginia so to do*

And have then and there this Writ. Witness, JOSEPH *J. Messuley* ~~D.~~ *LOGAN*, Clerk of our said Court, at the Court House, the *23rd* day of *January 1902*, ~~1888~~, and in the *26th* year of the Commonwealth.

*J. S. Messuley*

CLERK.

Commonwealth.

Summons upon  
an Indictment.

Halter Leafhart 181

Halter Leafhart

Executed  
as to  
W. Leafhart  
Jan. 23 - 1902

5th day of January at  
being January 25 1902

By delivering a true office copy of the  
within. Remo

to  
James Simpson,  
Deputy for  
John A. Switzer, S. R. C.



THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon

*Walter Leafhart*

to appear before the Judge of the County Court of Rockingham County, at the Court House, on the *6th day* of *this January* Court ~~next~~, being the *25<sup>th</sup>* day of *January 1902* ~~188~~, to answer an indictment of the Grand Jury, found at the *5<sup>th</sup> January* Term ~~last~~, of said Court *Against him, for Unlawfully Selling Wine, Ardent Spirits and Malt Liquors in said County on the 5<sup>th</sup> day of November 1901 being an Election day*

And have then and there this Writ. Witness, JOSEPH *J. Meserley* ~~LOGAN~~, Clerk of our said Court, at the Court House, the *23<sup>rd</sup>* day of *January 1902* ~~188~~, and in the *12<sup>th</sup>* year of the Commonwealth.

*J. Meserley*

CLERK.

Commonwealth -

Summons upon  
an Indictment  
Halter Leafhart - 189

Halter Leafhart

Jan. 23 - 1902

W. Leafhart

By delivering a true office copy of the  
within

Summons

in person.

E. G. Barwick Deputy for

John A. Switzer, S. R. C.

10th day of January 1902  
being January 2nd 1902



THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon

*Walter Capehart*

to appear before the Judge of the County Court of Rockingham County, at the Court House, on the *6<sup>th</sup> day of this of January* Court ~~next~~, being the *25<sup>th</sup>* day of *January 1902* ~~188~~, to answer an indictment of the Grand Jury, found at the *January* Term ~~last~~, of said Court *against him for unlawfully selling intoxicating liquors & mixtures thereof on the 15 day of December 1901 being Sunday*

And have then and there this Writ. Witness, JOSEPH <sup>*Mossley*</sup> ~~LOGAN~~, Clerk of our said Court, at the Court House, the *23<sup>rd</sup>* day of *January 1902* ~~188~~, and in the *186*th year of the Commonwealth.

*J. S. Mossley*

CLERK.

Executed Jan'y. 24<sup>th</sup> 1902

as to

W. C. C. C. C.

In delivering a true office copy of the

within

sums

to

Edward

John A. C. C. C.

Deputy for

7<sup>th</sup> day of January 1902  
being January 25<sup>th</sup> 1902

Walter Kaufhart

Commonwealth.

Summons upon  
an Indictment.

Walter Kaufhart



THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon *Walter Capehart*

to appear before the Judge of the County Court of Rockingham County, at the Court House, on the *5* day of *this* *January* Court ~~next~~, being the *25* day of *January* 1902 ~~188~~, to answer an indictment of the Grand Jury, found at the *January* Term ~~last~~, of said Court *Against him for unlawfully selling by retail in what is known as the "Greiner Building" on the South Side of East Market Street in the town of Harrisonburg in said County* *Ulcis, Ardent Spirits, Malt liquors and mixtures thereof, not to be drunk where sold, not then and there having a license from the State of Virginia so to do.*

And have then and there this Writ. Witness, *J. Messuley* JOSEPH P. LOGAN, Clerk of our said Court, at the Court House, the *23* day of *January* 1902 ~~188~~, and in the *106*th year of the Commonwealth.

*J. L. Messuley*

CLERK.

Commonwealth.

@ Summon upon  
Jan Indictment  
Halter Leafhart. 185

Halter Leafhart

Jan. 20 - 1902

W. Leafhart

By delivering a true & correct copy of the  
within.

Surety

to  
James  
E. Garritson

Deputy for  
John A. Switzer, S. R. C.

To 6th day of January let  
being January 20. 1902



THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY, GREETING:

You are hereby commanded to summon

*Walter Capehart*

to appear before the Judge of the County Court of Rockingham County, at the Court House, on the ~~5~~<sup>5</sup> day of ~~this~~ January Court ~~next~~, being the ~~2~~<sup>2</sup> day of January 1902<sup>1902</sup>, to answer an indictment of the Grand Jury, found at the ~~January~~ Term ~~last~~, of said Court against him for unlawfully selling by Retail at his then place of business on the South Side of East Market Street in the town of Harrisonburg, in what is known as the Nicholas Building in said County, wine, brandy, spirits, malt liquors and mixtures thereof, not to be drunk, where sold, not then and there having a license from the State of Virginia so to do.

And have then and there this Writ. Witness, JOSEPH ~~D. FOGAN~~<sup>J. S. Messuley</sup>, Clerk of our said Court, at the Court House, the ~~23~~<sup>23</sup> day of January 1902<sup>1902</sup>, and in the ~~10~~<sup>10</sup>th year of the Commonwealth.

*J. S. Messuley* CLERK.

Commonwealth.

Summons upon  
an Indictment.

Halter Capehart. 121

Halter Capehart.

Executed. Jan'y. 23- 902-  
Mr. Capehart

7.5 Day of January At  
being January 25. 1902

By delivering a true office copy of the  
within

Sum

to Sum

John A. Switzer, S. R. C.



IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY---GREETING:

You are hereby commanded to summon *S. R. Davis Philip Phillips Christian*  
*Vandegrift Frank Billheimer Charles Coffman Wm. Tobby*  
*August Havanaugh William Elary Oscar Murray George Carter*  
*Ed. Holla Wallace Plant Samuel Kucelny James Snyder*

to appear before the Judge of the County Court of Rockingham County, at the Court-House, at 10  
o'clock, a. m., on the *2nd* day of *this January* Court ~~next~~, being the *23rd* day of  
*January* 190<sup>2</sup>, to testify and the truth to say in behalf of the Commonwealth against  
*before the Grand Jury*

~~who stands charged with and indicted for~~

And this *they* shall not omit under the penalty of £100. And have then and there this Writ.

Witness, JOSEPH S. MESSERLEY, Clerk of our said Court, at the Court-House, the  
*2nd* day of *January* 190<sup>2</sup> and in the 12<sup>th</sup> year of the Commonwealth.

*J. S. Messerley*, Clerk.

Witnesses  
before the  
Grand Jury

S. A. Davis  
Philip Phillips  
Oliver A. Vandegrift  
Frank Bellhorne  
Thomas Coffman  
Cm Drilling  
August Kavanagh  
Cm Colary  
Oscar Murray  
Geo Baxter  
Eed Halla  
Horace Plant  
Saml. Knicely  
James Snyder  
Rob. Lisk  
F. B. Melcher

To the 11 Day of January 1902  
being Jan. 23. 1902.

Exhibits

J. A. Whitford & Co.



IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY---GREETING:

You are hereby commanded to summon

Geo. Carter (old)  
Ed Holla (cred) B Las Morris  
B. F. Miller, S. N. Davis, Philip Phie'ip  
Jas H. Dwyer

to appear before the Judge of the County Court of Rockingham County, at the Court-House, at 10  
o'clock, ~~a m.~~, on the Forteenth day of the Court next, being the day of  
190, to testify and the truth to say in behalf of the Commonwealth ~~against~~  
before the Grand Jury

~~who stands charged with and indicted for~~

And this They shall not omit under the penalty of £100. And have then and there this Writ.

Witness, JOSEPH S. MESSERLEY, Clerk of our said Court, at the Court-House, the  
20<sup>th</sup> day of January 1907 and in the 17<sup>th</sup> year of the Commonwealth.

J. S. Messerley, Clerk.

Witness before  
the J. Spa. 107.  
Graham

Testified Jan 20-1902  
to J. Garfield Hoff Esq  
for J. A. Smith Esq

Forthright



Commonwealth.

2

Hutter Lapehant.

J. A. Echard	1 52
John F. Sharps	1 24
L. D. Weaver	1 32
James M. Rhodes.	1 32
John M. Shank.	1 64
Benj. F. Peery	1 56
A. W. Krontz	2 00
H. F. Life	2 00
C. H. Coakley	1 48
L. H. Shank	1 24
P. C. Inteviler	1 00
James. W. Revorcomb.	1 88
	<hr/> 18.20

No. 2.

No. 3.

No. 5.

No. 6.

No. 7.

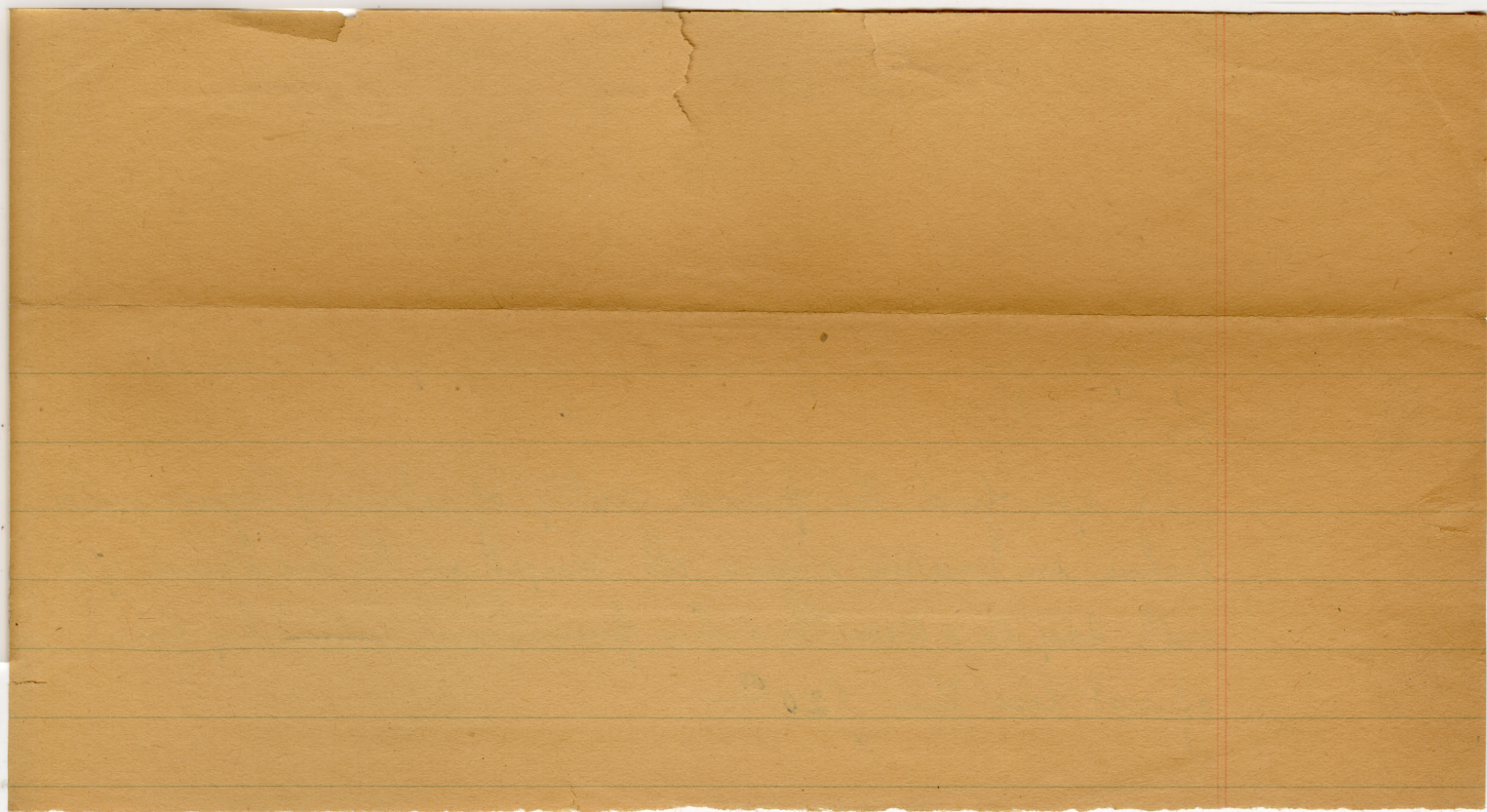
No. 4.

6034  
658  
71034



If you find the prisoner not guilty you will say so &  
no more.

If you find the prisoner guilty of retailing liquor without  
license in manner & form as charged in the Indictment you  
will say so & ascertain his punishment ~~which~~ by fine  
of not less than \$20<sup>00</sup>





1

Defendant

The jury are instructed that if they believe from the evidence that the parties who procured liquor of Wallis Capshaw - could have drunk the same on any portion of the same at the place where <sup>obtained</sup> them you can not find the defendant guilty under this indictment -

Defendant

2 - That where a party procures intoxicating liquor for another at his request and is paid the amount of cost of same on delivery to the person so requesting and is paid for it, such act does not constitute the person so ~~furnish~~ procuring said liquor a violation of the law against the ~~retail~~ sale of intoxicating liquors without license



2201



It is agreed that <sup>the instructions</sup> ~~on~~ cases # 2, 3, 5, 6  
 + 7 of Commonwealth vs Wallis Capehart -  
 now pending <sup>in the County Court of Rockingham Co. Va.</sup>  
 the defendant - appears by counsel ~~retains~~  
 pleads guilty + it is agreed that a  
 fine of \$900 shall be entered in each  
 case against said Capehart -  
 It is further agreed that in case # 4  
 a nolle prosequere shall be entered by  
 the Commonwealth.

It is further agreed said Wallis Cape  
 Hart - withdraws + waives all objections  
 to + all right of appeal from the verdict  
 of the jury in case # 1 tried in this  
 Court - Jan. 28<sup>th</sup> 1902.

It is further agreed that the whole of  
 said fines <sup>except</sup> in all said cases <sup>except case # 4</sup> shall  
 be paid in cash to the Commonwealth  
 as soon as the judgments aforesaid are  
 entered up + costs taxed.

It is also agreed that all right  
 of appeal is waived from the order  
 in either of + all said cases.

It is also understood that the Court  
 will not impose a further penalty of im  
 prisonment - in any of said cases.

Jed D. Conrad  
 Commonwealth Atty  
 Wallis Capehart - by  
 Leggett + Lundy  
 + Colrus D. Harrison  
 his attys



1. The first thing I noticed when I stepped  
out of the plane was the cold air. It was  
a sharp contrast to the warm cabin.

2. The second thing I noticed was the  
view. The landscape below was  
a mix of green fields and small towns.

3. The third thing I noticed was the  
people. They were all smiling and  
welcoming.

4. The fourth thing I noticed was the  
food. It was delicious and exactly  
what I needed.

5. The fifth thing I noticed was the  
music. It was a mix of old and new  
songs.

6. The sixth thing I noticed was the  
smell. It was a mix of fresh air and  
the scent of the earth.

7. The seventh thing I noticed was the  
feeling. It was a sense of peace and  
well-being.

8. The eighth thing I noticed was the  
time. It was a perfect moment in  
time.

9. The ninth thing I noticed was the  
place. It was a beautiful and unique  
location.

10. The tenth thing I noticed was the  
people. They were all smiling and  
welcoming.

11. The eleventh thing I noticed was the  
view. The landscape below was  
a mix of green fields and small towns.



IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY---GREETING:

You are hereby commanded to summon *Chas. Branson (et al.)*

to appear before the Judge of the County Court of Rockingham County, at the Court-House, at 10  
o'clock, a. m., on the *8* day of *this January* Court ~~next~~, being the *28<sup>th</sup>* day of  
*January* 190*2*, to testify and the truth to say in behalf of the Commonwealth against

*J. Walter Capehart*  
who stands charged with and indicted for *Misdemeanor*  
And this *he* shall not omit under the penalty of £100. And have then and there this Writ.

Witness, JOSEPH S. MESSERLEY, Clerk of our said Court, at the Court-House, the  
*23<sup>rd</sup>* day of *January* 190*2* and in the *126<sup>th</sup>* year of the Commonwealth.

*J. S. Messerley*, Clerk.

Charles Brauson



IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY---GREETING:

You are hereby commanded to summon *Charles Brauns*

to appear before the Judge of the County Court of Rockingham County, at the Court-House, at 10  
o'clock, a. m., on the *fourth* day of the *fourth* Court next, being the *fourth* day of  
*1907*, to testify and the truth to say in behalf of the Commonwealth against  
*before the Grand Jury*

who stands charged with and indicted for

And this *he* shall not omit under the penalty of £100. And have then and there this Writ.

Witness, JOSEPH S. MESSERLEY, Clerk of our said Court, at the Court-House, the  
*23* day of *January* *1907* and in the *26th* year of the Commonwealth.

*J. S. Messerley*, Clerk.



Charles Brauner



Summon for Commonwealth for  
Tuesday Jan 28<sup>th</sup> / 02 in cases  
re Captant ==

J. A. Davis

Philip Phillips

Ed. Kella (ced)

Chas. Branson (ced)

Jim Snyder (ced)

Frank Billseimer

Geo Carter (ced)

James Robison (man Rawley Spz--)

Jack Ritnera

Oscar Murray (ced)

Horace Plant-

B. F. Miller

Chas Morris

C. Vandergrift-

M. B. Lewis

Chas J. Hoffman

Felausby Helcher

L. Paul Bennett

1  
2.50  
25  
62.75  
5.25

1  
3 00  
250  
1 0.500



