

Commonwealth of Virginia,

COUNTY OF *Rocking Lam*, TO-WIT:

IN THE COUNTY COURT OF SAID COUNTY:

The jurors of the Commonwealth of Virginia, in and for the body of the County of  
*Rocking Lam*, and now attending the said Court at its  
*October* term, in the year *1902*, upon their oaths present that

*John Bowman and George Fodeley*

on the *14<sup>th</sup>* day of *September*, in the year *1902*, in the said County,  
feloniously did enter without-breaking, in the right-time  
of that day the dwelling house of George W. Sager  
with intent the goods and chattels of the said Geo.  
W. Sager in said dwelling, then ~~and~~ there  
feloniously to steal, take and carry away, ~~and~~  
divers pieces of copper and silver coins current in this  
Commonwealth and of the value of Four Dollars of the  
money and coin of the said Geo. W. Sager in said  
dwelling then being feloniously did steal, take and  
carry away

against the peace and dignity of the Commonwealth of Virginia.

Upon the evidence of

witness sworn in open

Court and sent to the Grand Jury to give evidence.

, Clerk.



## Commonwealth

INDICTMENT FOR A

vs.

Felonv

John Bowman and George  
Hadeley

A TRUE BILL.

D. S. Harrison

Foreman.

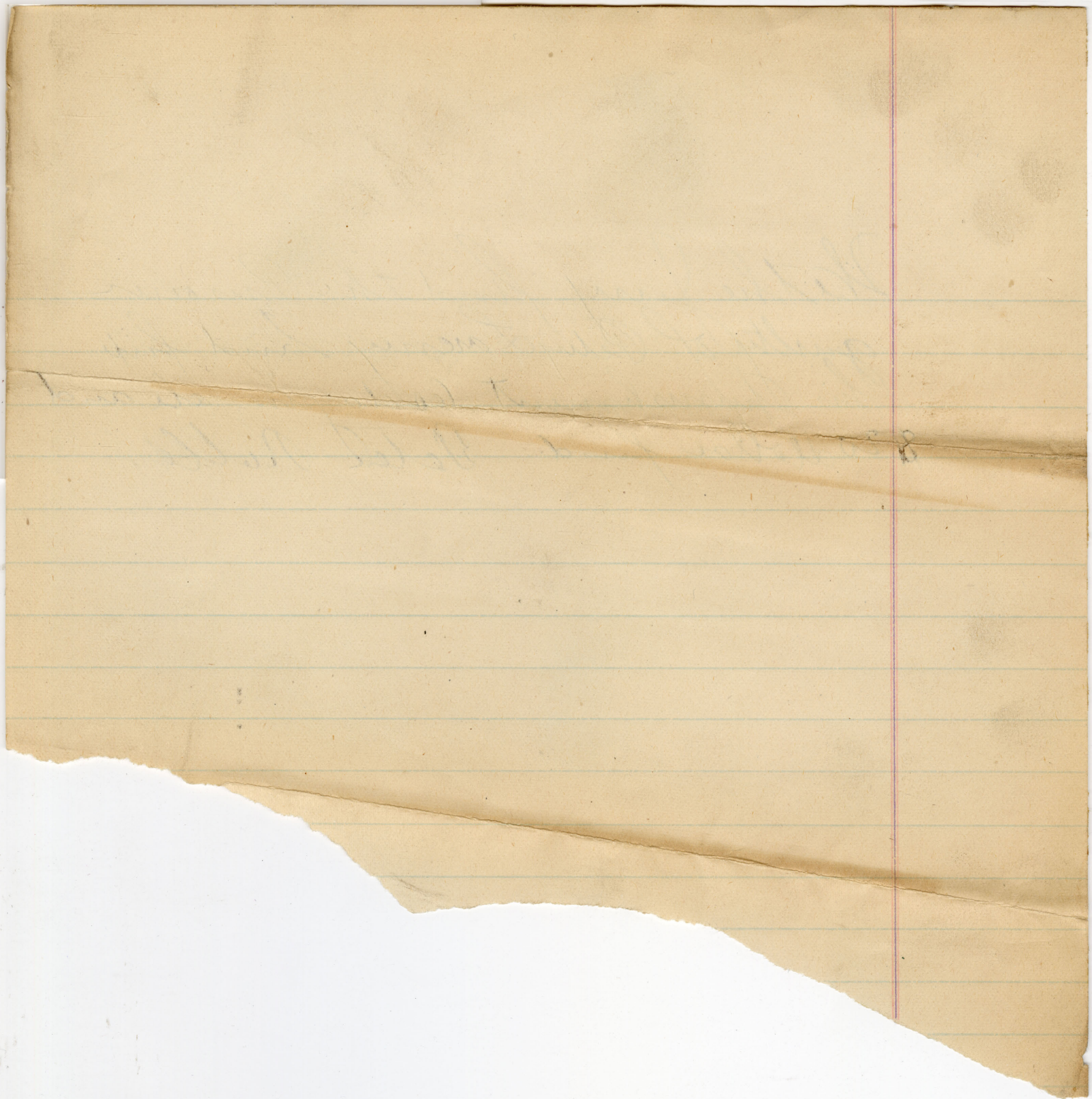
We the Jury find the prisoner George Hadeley not guilty of the felony charged in the indictment but guilty of Petit Larceny in violation of the laws of the Commonwealth and acceptance his punishment at the discretion of the Court in the County Jail for sixty days and fine of twenty dollars.

Walter Miller  
Foreman



Let the Jury find the Prisoner  
guilty of Petty Larceny and fix  
his punishment to day in jail and  
\$20 dollar fine Peter Roller

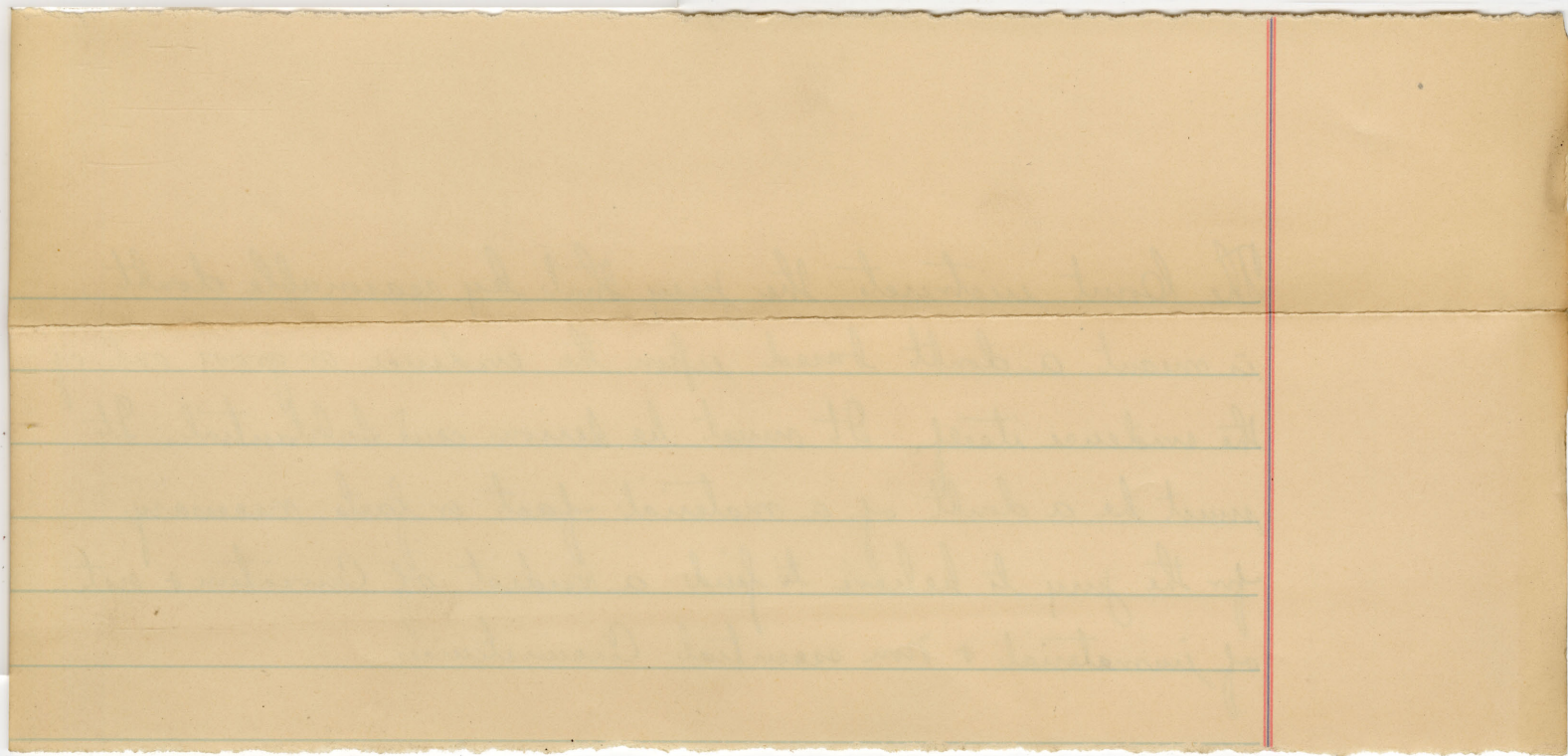






The Court instructs the jury that by reasonable doubt is meant a doubt based upon the evidence or grows out of the evidence itself. It must be serious and substantial. It must be a doubt of a material fact or facts necessary for the jury to believe to find a verdict of Conviction & not of immaterial & non essential Circumstances

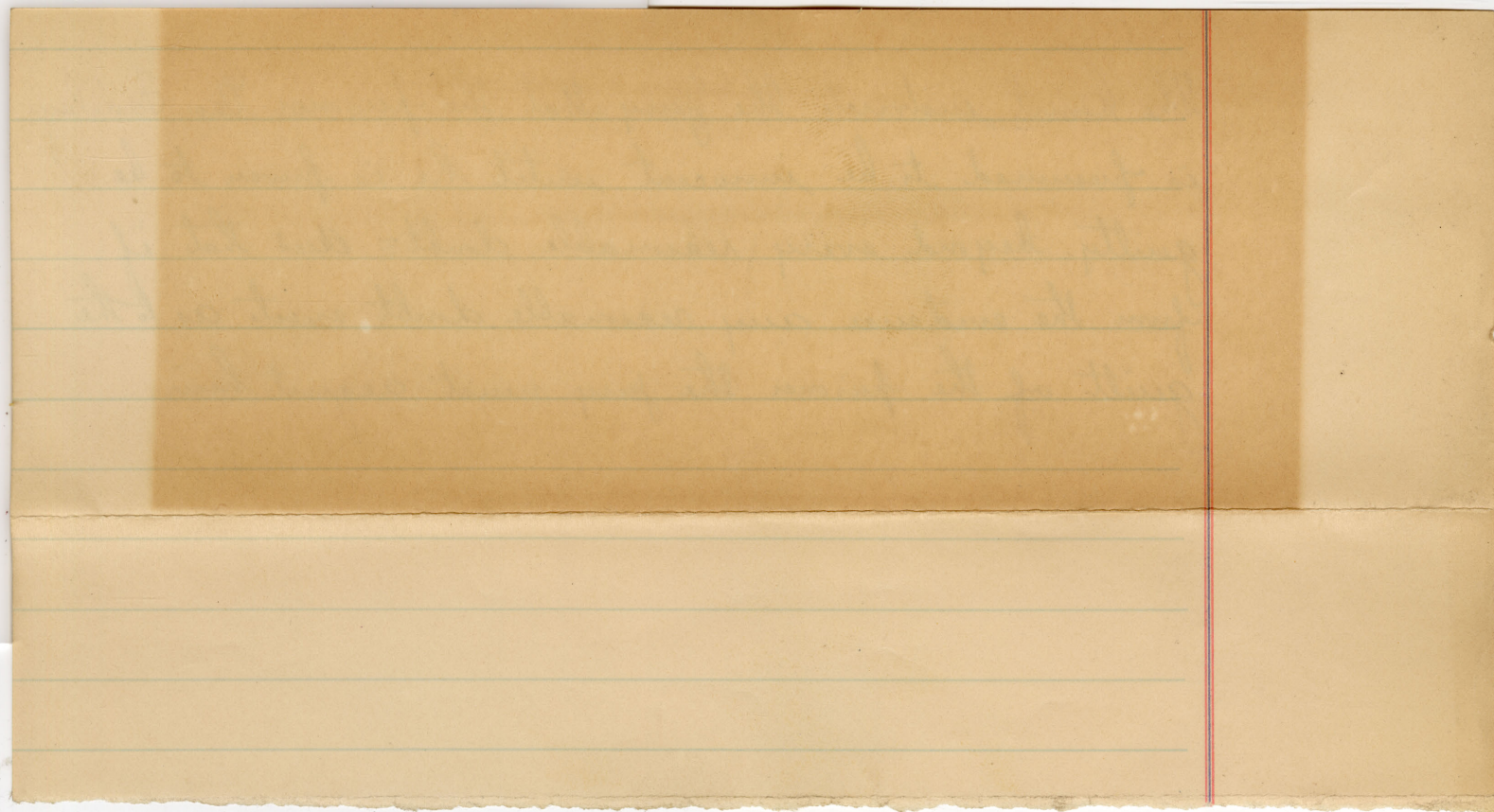






The Court instructs the jury that the prisoner Geo. Fadelay is presumed to be innocent until he is proven to be guilty beyond every reasonable doubt. And that if from the evidence any reasonable doubt exists as to the guilt of the prisoner the jury must acquit him.







The Court instructs the jury that the  
prisoner Geo. Fidelity is presumed to be  
innocent until he is proven to be guilty  
beyond every reasonable doubt - And that  
if from the evidence any reasonable  
doubt exists as to the guilt of the  
prisoner the jury must acquit  
him -

J

W. B.





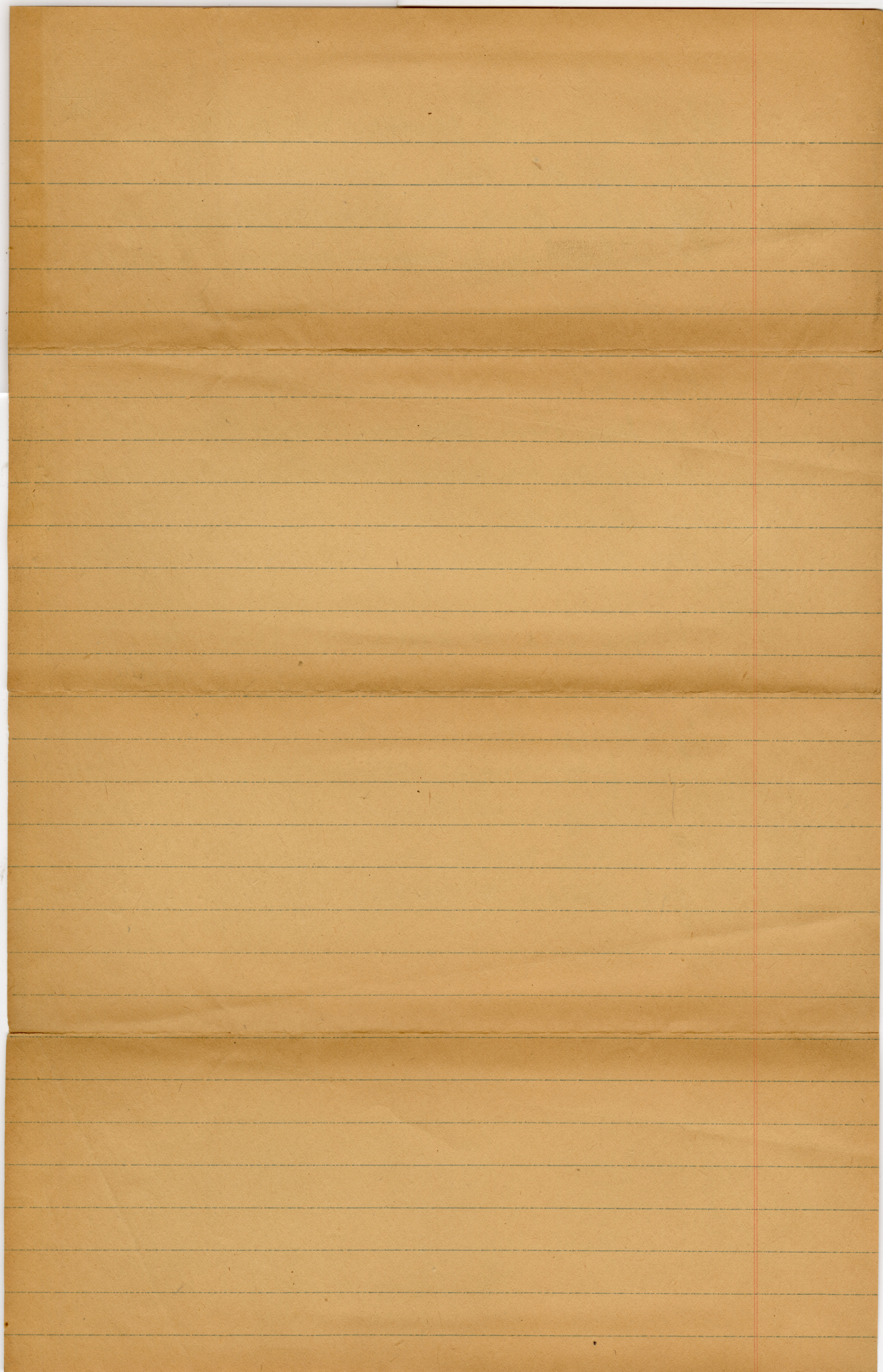


If you find the prisoner not-guilty- you will say so and no more.

If you find the prisoner guilty of house breaking in ~~some~~ manner and form as charged in the indictment- you will say so and ascertain his punishment- which shall be confinement- in the penitentiary not- less than one nor more than ten years, or in your discretion confinement- in jail not- exceeding twelve months and fine not- exceeding five hundred dollars.

If you find the prisoner not-guilty- of the felony aforesaid but- guilty- of <sup>Petty</sup> simple larceny you will say so and ascertain his punishment- which shall be confinement- in jail not- less than 15-days nor more than six months or by fine not- less than five dollars \* not more than \$100.- or by both.







IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY---GREETING:

You are hereby commanded to summon *David S. Gabe*

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

*George Fadeley*

who stands charged with and indicted for *Felony*  
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  
*16* day of *December* 190*2* and in the *12*<sup>7</sup>th year of the Commonwealth.

*J. S. Messerley*, Clerk.



I acknowledge Legal Service of the within Subpoena this 16 day  
of December 1902

David S. Barber

Commonwealth.

@ J. S. P.

George F. Adeley.

Forthwith.



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IN THE NAME OF THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF ROCKINGHAM COUNTY—GREETING:

You are hereby commanded to summon One person of the county of Rockingham, to be taken from a list furnished by the ~~Judge of the~~ County Court of Rockingham, residing remote from the place where the offense is charged to have been committed, and qualified in all other respects, to serve as Jurors, to attend and appear before the County Court of Rockingham County, at the County Court House, on the ~~day of the~~ Forthwith Court next, being the ~~day of~~ George Fadeley ~~189~~ to serve as Jurors upon the trial of charged with felony.

And this they shall in no wise omit, under the penalty of £100. And have then and there the names of said persons and this writ.

Witness, J. S. Messerley, Clerk of our said Court, at the Court House, the 16<sup>th</sup> day of December 1902, ~~189~~ and in the 127<sup>th</sup> year of of the Commonwealth.

J. S. Messerley Clerk.

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Commonwealth.

© J. Pierre Faderis  
George Faderley

Forthenth.



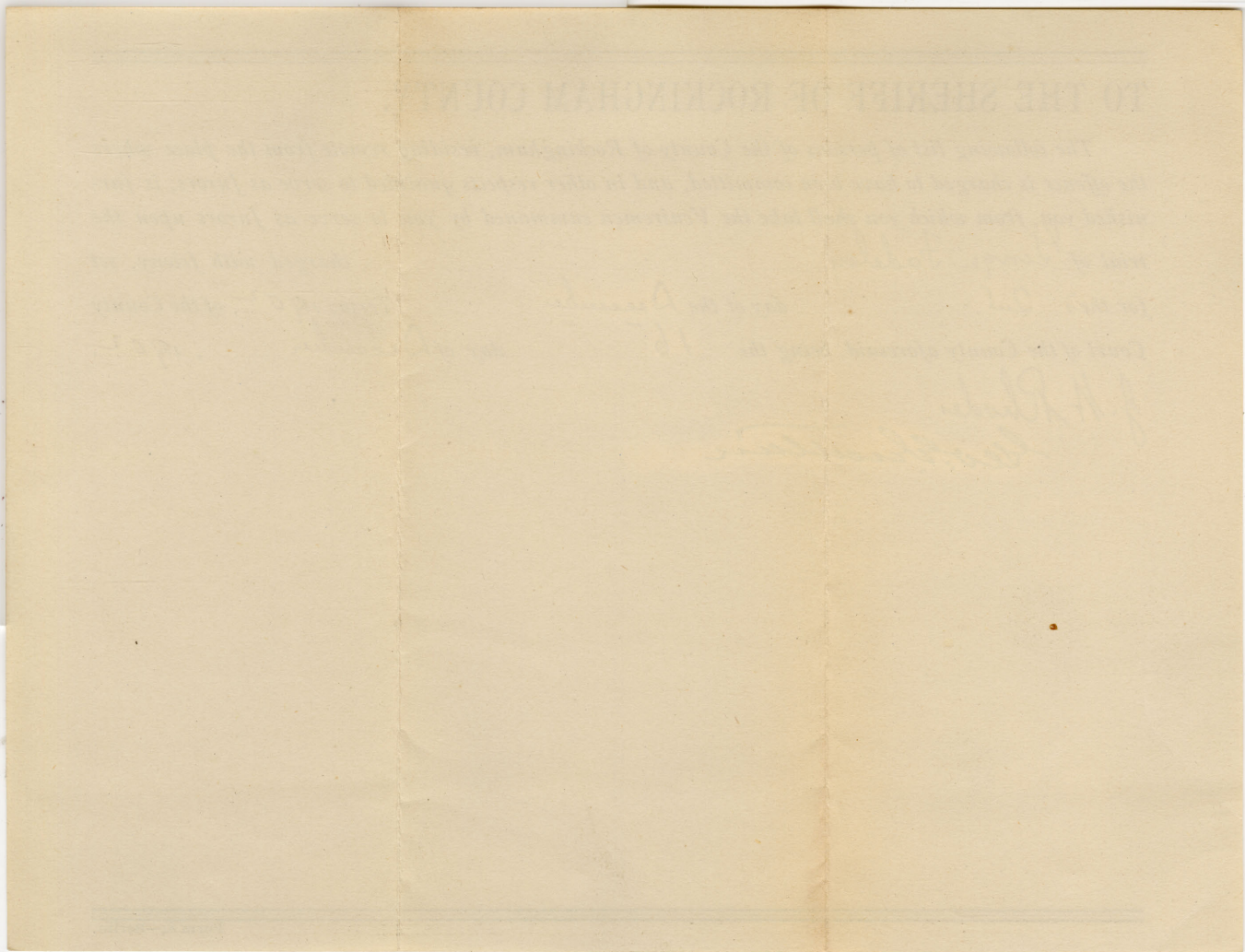
## TO THE SHERIFF OF ROCKINGHAM COUNTY.

The following list of persons of the County of Rockingham, residing remote from the place where the offence is charged to have been committed, and in other respects qualified to serve as Jurors, is furnished you, from which you shall take the Veniremen summoned by you to serve as Jurors upon the trial of George Fadeley, charged with felony, set for the 2nd day of the December Term, 1902, of the County Court of the County aforesaid, being the 16 day of December, 1902.

J. H. Rhodes.

Geo. G. G. G. G.







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IN THE NAME OF THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF ROCKINGHAM COUNTY—GREETING:

You are hereby commanded to summon Sixteen persons of the county of Rockingham, to be taken from a list furnished by the Judge of the County Court of Rockingham, residing remote from the place where the offense is charged to have been committed, and qualified in all other respects, to serve as Jurors, to attend and appear before the County Court of Rockingham County, at the County Court House, on the 2nd day of the December Court next, being the 16<sup>th</sup> day of December 1902 189 to serve as Jurors upon the trial of George Fadelley charged with felony.

And this they shall in no wise omit, under the penalty of £100. And have then and there the names of said persons and this writ.

Witness, J. S. Messerley, Clerk of our said Court, at the Court House, the 4<sup>th</sup> day of December 1902, 189 and in the 127<sup>th</sup> year of of the Commonwealth.

J. S. Messerley Clerk.

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Commonwealth.

@ Jennie Farris  
George Fadelcy.

To 2nd day of December 1st.  
being December 16 1902



## TO THE SHERIFF OF ROCKINGHAM COUNTY.

The following list of persons of the County of Rockingham, residing remote from the place where the offence is charged to have been committed, and in other respects qualified to serve as Jurors, is furnished you, from which you shall take the Veniremen summoned by you to serve as Jurors upon the trial of George Fadeley, charged with felony, set for the 2nd day of the December Term, 1872, of the County

Court of the County aforesaid, being the 16 day of December, 1872.

D. H. Blosser  
T. O. Shwatter  
J. S. Hartman  
Peter Roller  
R. L. Hancey  
S. R. Bowman  
J. W. Kennedy  
J. L. Bowman  
B. F. Saufley  
D. J. Myers.  
A. S. Mason

H. L. Henton  
Frank Rhodes  
John Kollar  
Thomas Killie  
J. H. Tate

Geo. L. Henton







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IN THE NAME OF THE COMMONWEALTH OF VIRGINIA.

TO THE SHERIFF OF ROCKINGHAM COUNTY—GREETING:

You are hereby commanded to summon Sixteen persons of the county of Rockingham, to be taken from a list furnished by the ~~Judge of the~~ County Court of Rockingham, residing remote from the place where the offense is charged to have been committed, and qualified in all other respects, to serve as Jurors, to attend and appear before the County Court of Rockingham County, at the County Court House, on the 5<sup>th</sup> day of this November Court next, being the 21<sup>st</sup> day of November 1902 ~~189~~ to serve as Jurors upon the trial of George Fadsley charged with felony.

And this they shall in no wise omit, under the penalty of £100. And have then and there the names of said persons and this writ.

Witness, J. S. Masuley, Clerk of our said Court, at the Court House, the 20<sup>th</sup> day of November 1902 ~~189~~ and in the 27. year of of the Commonwealth.

J. S. Masuley Clerk.

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Commonwealth.

© J. K. Kinn  
Facies  
George Fadelley

To. 5<sup>th</sup> day of November 6<sup>th</sup>  
being November 21. 1902



IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY---GREETING:

You are hereby commanded to summon *Miller Williams Turner Smith*  
*Frank Emswiler Samuel Fadeley Eugene Budneck Morris*  
*Runkle John Sager Geo P. Williams*

to appear before the Judge of the County Court of Rockingham County, at the Court-House, on the  
*3<sup>rd</sup>* day of the *November* Court next, being the *21<sup>st</sup>* day of *November*  
190*2*, to testify and the truth to say on behalf of *George Fadeley*

in a certain matter of controversy in our said Court, depending and undetermined between  
*Commonwealth* Plaintiff,  
and *George Fadeley* Defendant.

And this *they* shall in no wise 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  
*10<sup>th</sup>* day of *November* 190*2*, and in the *12<sup>th</sup>* year of the Commonwealth.

*J. S. Messerley*, Clerk.



Executed Nov 17-1902-  
as to Samuel Fadelay - Turner Smith  
Frank Enghillen - John Sager - Morris Reuter  
by delivering a true office copy of the within  
summons to each of the persons.

Chas. F. Hawley J. G. for

for Deputy S. R. C.

George Fadelay

108

Edw. J. Spaul

Commonwealth

Melton Williams

Turner Smith

Frank Enghillen

Samuel Fadelay

Engene Audreth

Morris Reuter

John Sager

Geo. P. Williams

No. 5 day of Novbr. let.  
being November 21. 1902.



IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF <sup>Shenandoah</sup> ~~ROCKINGHAM~~ COUNTY--GREETING:

You are hereby commanded to summon Miller Williams & Es. P. Williams

to appear before the Judge of the County Court of Rockingham County, at the Court-House, on the  
5<sup>th</sup> day of the November Court next, being the 21<sup>st</sup> day of November  
1902, to testify and the truth to say on behalf of George Fadeley

in a certain matter of controversy in our said Court, depending and undetermined between  
Commonwealth Plaintiff,  
and George Fadeley Defendant.

And this they shall in no wise 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  
10<sup>th</sup> day of November 1902, and in the 27<sup>th</sup> year of the Commonwealth.

J. S. Messerley, Clerk.



Shenandoah County

George Fadeley.

ad. J. P. 182

The Commonwealth.

Miller Williams

Geo. P. Williams

To 5th day of Novr. 1821.  
being November 21, 1902

Presented the within summons by  
delivering a true copy of the within  
within named Miller Williams & Geo. P.  
Williams on the 15th day of Nov. 1821.  
W. H. Gordon D. S. for  
Daniel Shifer D. S. C.



IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY---GREETING:

You are hereby commanded to summon

*W E Lester Wm 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 *5* day of the *December* Court next, being the *21* day of

*December* 190*2*, to testify and the truth to say in behalf of the Commonwealth against  
*George Fadeley*

who stands charged with and indicted for

*Felony*

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  
*10* day of *December*, 190*2*, and in the 12*7*th year of the Commonwealth.

*J S Messerley*, Clerk.



Executed Nov 15 - 1902  
by as to C E Custer by delivering a  
true & true copy of the within sum-  
to him in person  
Wm Smith, not found said to him David  
C R Hawley D. J. S. S. - S. R.

To 5th day of Nov. let  
being November 21 1902

Commonwealth.

© J. S. S. 102  
George F. Adeley

C E Custer  
Wm Smith



IN THE NAME OF THE COMMONWEALTH OF VIRGINIA,

TO THE SHERIFF OF ROCKINGHAM COUNTY---GREETING:

You are hereby commanded to summon

*Wm. 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 *5<sup>th</sup>* day of the *November* Court next, being the *21<sup>st</sup>* day of

*November* 1902, to testify and the truth to say in behalf of the Commonwealth against *George Fadeley*.

who stands charged with and indicted for *Felony*

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 *16<sup>th</sup>* day of *November*, 1902, and in the *12<sup>th</sup>* year of the Commonwealth.

*J. S. Messerley*, Clerk.



Wm. Smith.

Said to be in, Davis 16<sup>th</sup>



## TO THE SHERIFF OF ROCKINGHAM COUNTY.

The following list of persons of the County of Rockingham, residing remote from the place where the offence is charged to have been committed, and in other respects qualified to serve as Jurors, is furnished you, from which you shall take the Veniremen summoned by you to serve as Jurors upon the trial of George F. Adeley, charged with felony, set for the 5<sup>th</sup> day of the November Term, 1902, of the County

Court of the County aforesaid, being the 21<sup>st</sup> day of November, 1902.

Adam M. Pifer Jr.

James E. Pittman

P. L. Inslough

Calvin A. Henton

J. Ward Myers.

Oscar D. Inslough

W. R. H. Messick

James A. Brown

J. S. Whitmore.

Samuel L. Dornant

A. B. Dwyer

Wm. H. Duman

J. L. Greiner

C. L. Stearn

J. R. Magalis



TO THE SHERIFF OF ROCKINGHAM COUNTY

The following list of persons of the County of Rockingham, residing within the limits of the  
the office is charged to have been committed, and in other respects specified, is herewith  
mitted you from which you shall take the persons named and return them to the  
of the County of Rockingham, for the  
day of the month of

- Cost of the County of Rockingham, being the
- John M. P. [illegible]
  - James B. [illegible]
  - B. J. [illegible]
  - William B. [illegible]
  - J. [illegible]
  - Green B. [illegible]
  - A. R. [illegible]
  - James B. [illegible]
  - J. A. [illegible]
  - James B. [illegible]
  - John B. [illegible]

- John M. P. [illegible]
- James B. [illegible]
- B. J. [illegible]
- William B. [illegible]
- J. [illegible]
- Green B. [illegible]
- A. R. [illegible]
- James B. [illegible]
- J. A. [illegible]
- James B. [illegible]
- John B. [illegible]



Virginia

Rockingham County to wit:-

To J. S. Messerly clerk of said County  
I, B. E. Custer a Justice of said  
County do hereby certify that I  
have this day committed John  
Boroman & Geo. Faeely to the  
jail of said County that they  
may be tried before the County  
Court of said County for a  
felony by them committed in this  
that they, on the 14<sup>th</sup> day of September  
1902 - in said County did unlawfully  
break in to the house of Geo. W. Sager  
and take from it money to the  
amt. of \$4<sup>00</sup> or \$5<sup>00</sup>

Given under my hand this the  
18<sup>th</sup> day of Sept. 1902

B. E. Custer J. P.

Material witnesses are

Jacob Evans

Mrs. J. H. Custer

John Miller,



Commonwealth,

@

John Bowman &c



WEALTH OF VIRGINIA,  
CKINGHAM COUNTY,

TO-WIT:

To *J. A. Switzer Sheriff*, a ~~Constable~~ of said County:

WHEREAS, *Geo. H. Sager* of the said county, has this day made complaint and information on oath before me, *W. E. Custer* a Justice of the said county, that

*John Bowman* (of *Ben Bowman*) & *Geo. Fadel* of the said county, on the *14<sup>th</sup>* day of *Sept* 190*2*, in the said county, did unlawfully break into the house of *Geo. H. Sager* on the night of *14<sup>th</sup> inst.* and take from it money to the amount of some *4<sup>00</sup> or 5<sup>00</sup>*

These are therefore, in the name of the Commonwealth of Virginia, to command you forthwith to apprehend and bring before me, or some other Justice of the said County, the body of the said

*John Bowman* (of *Ben Bowman*) & *Geo. Fadel* to answer the said complaint, and to be farther dealt with according to law. And you are required to summon *Jacob Evans*, *Mrs. John H. Custer*, & *John Miller*

to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offence.

Given under my hand and seal this *17<sup>th</sup>* day of *Sept* in the year 190*2*.

*W. E. Custer*

J. P. [SEAL.]



Commonwealth

vs.

Arrest Warrant.

Geo. Fadely

Executed the within warrant  
by arresting and delivering the

body of Geo. Fadely

before C. C. Custer

a Justice of Rockingham County  
and by summoning the within  
named witnesses in person, this

18 day of Sept 1902

S. R. Shoemaker  
Constable of Rockingham County.



COMMONWEALTH OF VIRGINIA,  
SPRINGFIELD COUNTY,

TO-WIT:

To *J. A. Switzer Sheriff*, a Constable of said County:

WHEREAS, *Geo. W. Lager* of the said county, has this day made

complaint and information on oath before me, *B. E. Custer* a Justice of the said county, that

*John Bowman of Ben Bowman & Geo. Fidelity*

of the said county, on the *14<sup>th</sup>* day of *Sept* 190*2*, in the said county, did

*unlawfully break into and take from the House  
of Geo. W. Lager, on the night of the 14<sup>th</sup> inst., money to  
the amt. of some \$400<sup>00</sup> 6<sup>00</sup>.*

These are therefore, in the name of the Commonwealth of Virginia, to command you forthwith to apprehend

and bring before me, or some other Justice of the said County, the body of the said *John Bowman*

*of Ben Bowman & Geo. Fidelity*

to answer the said complaint, and to be farther dealt with according to law. And you are required to summon

*Jacob Evans, Mrs. John W. Custer & John Miller*

to appear and give evidence in behalf of the Commonwealth, on the examination touching the said offence.

Given under my hand and seal this *17* day of *Sept* in the year 190*2*.

*B. E. Custer*

J. P. [SEAL.]



Defendants confessed their guilt  
and were committed to jail to await  
the Grand Jury this the 18<sup>th</sup> day of  
Sept- 1902  
C.E. Custer J.P.

Commonwealth

vs.

Arrest Warrant.

John Bowman

Executed the within warrant  
by arresting and delivering the

body of John Bowman

before C.E. Custer

a Justice of Rockingham County  
and by summoning the within  
named witnesses in person, this

18 day of Sept 1902

S R Shoemaker

Constable of Rockingham County.



Commonwealth

② Papers

John Bowman & George Fadelberg

Filed September 11 1902



