

Commonwealth.

©

Algernon Fisher alias. <sup>Fisher.</sup> Journey

John R. Dutrow.

~~John H. Manger.~~

B. J. Myers.

~~Chas. D. Hauserberger.~~

Henry G. Henning

John W. Hurley

C. L. Goul

Dand H. Ritchie.

~~L. Frank. Ritchie.~~

Herbert Patterson.

Henry S. Holmiger.

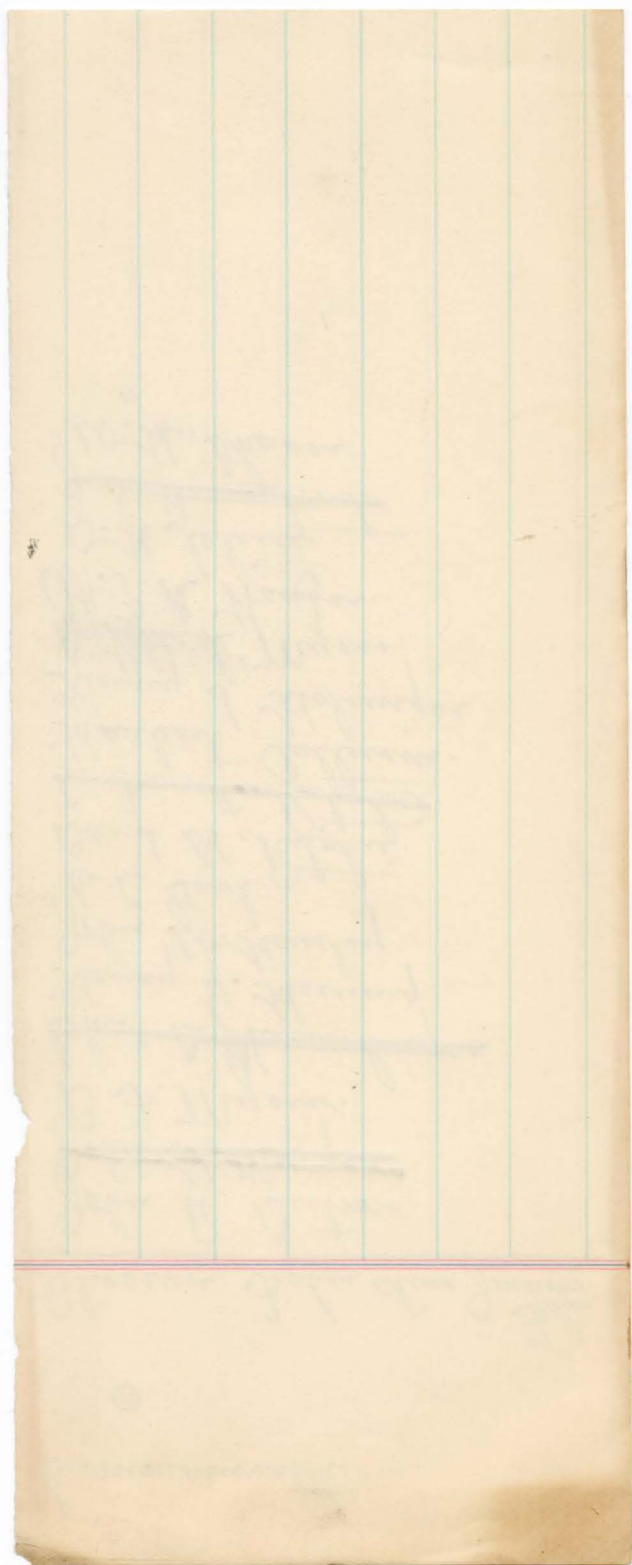
~~G. Ward Myers.~~

H. P. R. Hedger.

D. H. Jeline.

~~J. S. Armentrout.~~

W. H. Shaver.



G. A. 6

B. B. 6

Commencement

- }  
Algonquin Fisher <sup>Algonquin</sup> Fisher  
1 John R. Clinton  
2 B. G. Myers  
3 Harry G. Herring  
4 John W. Husky  
5 E. L. Gowl  
6 David H. Pitelnie  
7 Herbert Patterson  
8 Harry S. Holsinger  
9 W. P. R. Weaver  
10 E. A. Bline  
11 H. H. Shaver  
12 J. Ward Myers



The court instructs the jury that every man in the eye of the law is innocent until he is proven guilty; and not only is the burden of proving the guilt of the accused on the Commonwealth, but to warrant a conviction his guilt must be proven beyond a reasonable doubt. Circumstances of mere suspicion are not sufficient.

Tucker's case 88 Va. 22.

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but to warrant a conviction his guilt must be proven beyond a  
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cient.

Tucker's case 88 Va. 22.



The court instructs the jury that by reasonable doubt is meant that state of the case which after the entire comparison and consideration of all of the evidence, leaves the mind of the jurors in that condition that they cannot say that they feel an abiding conviction to a moral certainty of the ~~xxx~~ truth of the charge.

Andrews Case,

Websters Case 5 Cush. 320

10  
4

10-11-12-13-14-15-16-17-18-19-20-21-22-23-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-50-51-52-53-54-55-56-57-58-59-60-61-62-63-64-65-66-67-68-69-70-71-72-73-74-75-76-77-78-79-80-81-82-83-84-85-86-87-88-89-90-91-92-93-94-95-96-97-98-99-100

The court instructs the jury that by reasonable doubt is meant that state of the case which after the entire comparison and consideration of all of the evidence, leaves the mind of the jurors in that condition that they cannot say that they feel an abiding conviction to a moral certainty of the guilt of the charge.

Andrews Case,

Webster's Case 5 Cranch. 380



The court instructs the jury that even if they believe that the evidence in this case demonstrates the probability of the guilt of the accused, still if it fails to establish beyond a reasonable doubt the guilt of the accused, then it is their duty to acquit him, for the jury are instructed that mere probabilities are not sufficient to warrant a conviction; nor is it sufficient that the greater weight or preponderance of the evidence supports the allegations of the indictment; nor is it sufficient that it is more probable that the accused is guilty than it is that he is innocent. To warrant a conviction of the accused he must be proved to be guilty so thoroughly and conclusively that there is no reasonable theory upon which he can be innocent when all of the evidence in the case is considered together.

Tucker's case 88 Va. 23

Prathers case 85 Va. 122

Anderson's case 83 Va. 329

The court instructs the jury that even if they believe that  
the evidence in this case demonstrates the probability of the guilt  
of the accused, still it is false to establish beyond a reasonable  
doubt the guilt of the accused, then it is their duty to acquit  
him, for the jury are instructed that more probabilities are not  
sufficient to warrant a conviction; nor is it sufficient that the  
greater weight or preponderance of the evidence supports the alibi-  
gations of the indictment; nor is it sufficient that it is more  
probable that the accused is guilty than it is that he is innocent.  
To warrant a conviction of the accused he must be proved to be  
guilty so thoroughly and conclusively that there is no reasonable  
theory upon which he can be innocent when all of the evidence in

the case is considered together. Tucker's case 88 Va. 23  
Fraters case 85 Va. 122  
Anderson's case 82 Va. 232

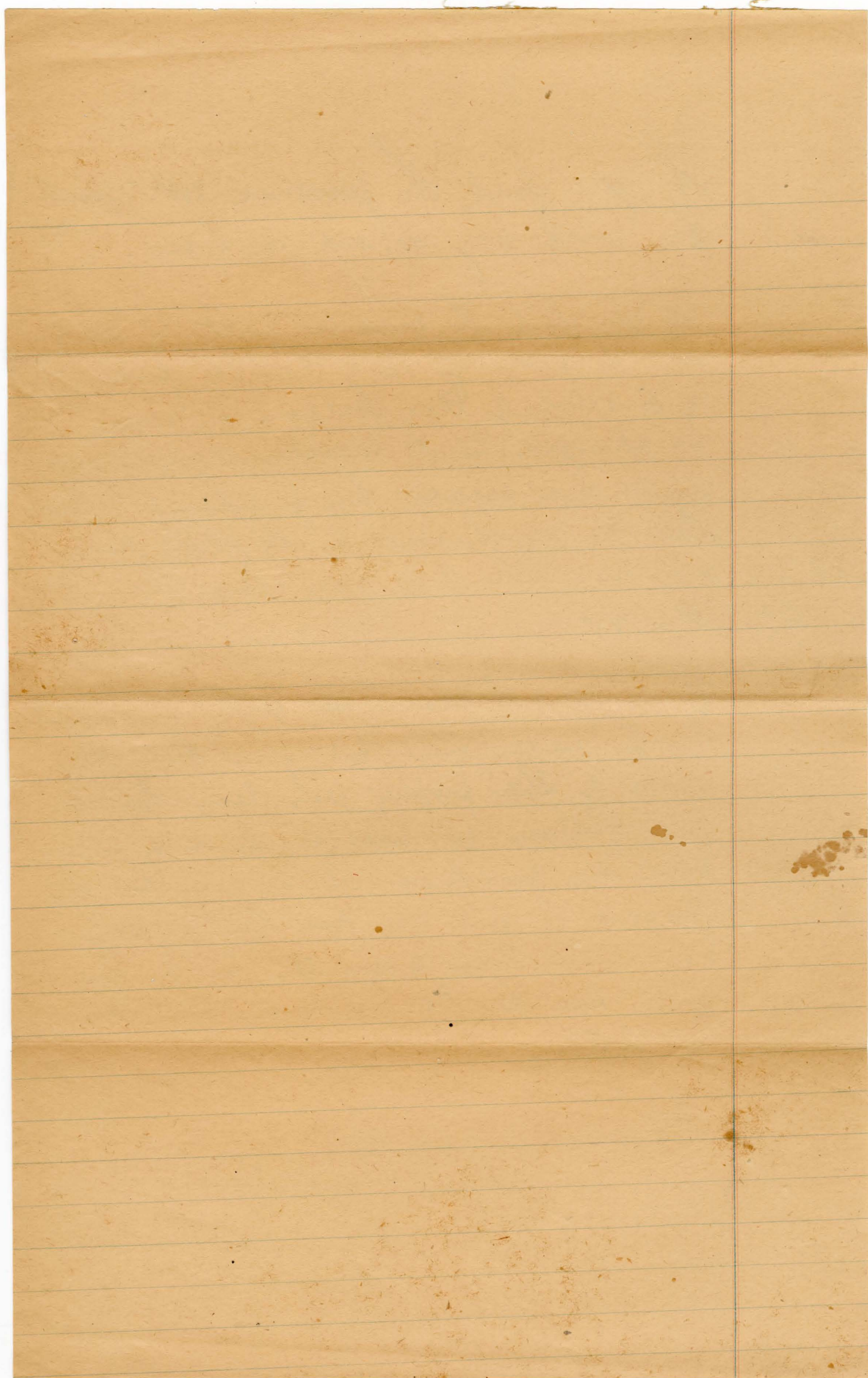


If you find the prisoner not-guilty-  
you will say so and no more.

If you find the prisoner guilty of stealing  
from the person of B. J. Powell property-  
of the value of Five Dollars or more  
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.

If you find the prisoner ~~not~~ guilty- as charged  
in the indictment- but- find that the  
value of ~~the~~ property was less than  
five dollars you will say so and ascer-  
tain his punishment- which may be con-  
finement- in jail not- less than 15 days  
nor more than 6 months or by fine  
of not- less than \$5. nor more than \$100.-  
or both.







COMMONWEALTH OF VIRGINIA,

COUNTY OF ROCKINGHAM, TO-WIT:

IN THE CIRCUIT COURT OF 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  
at its March term, in the year 1907, upon their oaths present that  
*alias Johnny Fisher*  
Algernon Fisher on the 12<sup>th</sup> day of March, in the year 1907, in  
the said County, did unlawfully, maliciously and feloniously cut  
one B. J. Powell with intent to maim, disfigure disable and kill him  
the said B. J. Powell against the peace and dignity of the Common-  
wealth of Virginia.

Upon the evidence of \_\_\_\_\_

\_\_\_\_\_ witness \_\_\_\_\_

sworn in open court and sent to the Grand  
Jury to give evidence.

\_\_\_\_\_, Clerk.



COMMONWEALTH OF VIRGINIA

COUNTY OF ROCKINGHAM, TO-WIT:

IN THE CIRCUIT COURT OF SAID COUNTY:

Commonwealth

vs. Defendant

John

Alvin J. Fisher

Alvin J. Fisher

Alvin J. Fisher

Alvin J. Fisher

Alvin J. Fisher

Alvin J. Fisher

Alvin J. Fisher

1911

witness

sworn in open court and sent to the Grand

jury to give evidence.

Clerk.



COMMONWEALTH OF VIRGINIA,

COUNTY OF ROCKINGHAM, TO-WIT:

IN THE CIRCUIT COURT OF 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 at its March term, in the year 1907, upon their oaths present that Algernon Fisher <sup>alias Journey Fisher</sup> on the 12<sup>th</sup> day of March, in the year 1907, in said County did one Bank note for the payment of \$20.00 and of the value of \$20.00 the Bank note and property of B. J. Powell then and there being found from the person of him the said B. J. Powell 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,



years in the penitentiary  
 punishment to be five  
 in settlement, & acceptance his  
 guilty as charged in the  
 The jury find the prisoner  
 Algonquin Fisher alias Journey Fisher

Commonwealth  
 of Virginia  
 District  
 Court  
 for the  
 Eastern  
 District  
 of  
 Virginia  
 vs  
 Algonquin Fisher alias  
 Journey Fisher  
 Defendant  
 Plaintiff

The jury find the prisoner Algonquin Fisher alias Journey  
 Fisher, guilty in manner and form as charged in the indictment  
 and acceptance his punishment at Confinement in the penitentiary  
 for the term of five years.  
 H. G. Herring Foreman.