

CERTIFICATE OF COMMITMENT FOR TRIAL.

VIRGINIA, COUNTY OF ROCKINGHAM---To-wit:

To the Clerk of the Circuit Court of said County:

I, *Wm. J. Pruitt*, a justice of the peace of said county, do hereby certify that I have this day committed *L. L. Bloodwell* to the jail of said county, that he may be tried before the circuit court of said county, for a felony by him committed, in this, that he, on the *6th* day of *June*, 190*8*, in the said county, *did feloniously, take steel and carry away two roan cows and two calves, and one spotted heifer and calf, of the value of one hundred and fifty dollars, the property of John E. Roller and Walter Barnett.*

Given under my hand and seal, this *10th* day of *June*, 190*8*.

Wm. J. Pruitt, J. P. [L. S.]

Commonwealth of Virginia
No. 1 Cert. of Commitment

L. L. Sheddwell

I.

The jury are instructed that the burden rests upon the Commonwealth to prove, beyond every reasonable doubt, every fact essential to the conviction of the accused, and if the Commonwealth has failed to prove any such essential fact they must find a verdict of not guilty.

...the jury has decided that the burden rests upon the Crown -
-wealth to prove, beyond every reasonable doubt, every fact essen-
-rial to the conviction of the accused, and if the Commonwealth has
-failed to prove any such essential fact they must find a verdict
of not guilty.

II.

The Court instructs the jury that if they believe from the evidence that Walter A. Garnett gave L. L. Shadwell, the Defendant, permission to take the property in the indictment mentioned, then they shall find the Defendant not guilty.

The Court instructed the jury that if they believe from the evidence that Walter A. Garnett gave L. L. Shadwell, the Defendant, permission to take the property in the indictment mentioned, then they shall find the Defendant not guilty.

III.

The Court instructs the jury that if they believe from the evidence that the Defendant, L. L. Shadwell, took the property in the indictment mentioned, away from the Cold Spring Farm, under an honest claim of right thereto, then they must find the Defendant not guilty.

The court instructs the jury that if they believe from the
evidence that the Defendant, L. J. Shadwell, took the property
in the indictment mentioned, away from the Gold Spring Farm, under
an honest claim of right therein, then they must find the Defend-
ant not guilty.

IV.

The jury are instructed that if they believe from the evidence that L. L. Shadwell in taking the property in the indictment mentioned, from the Cold Spring Farm, was not actuated by any criminal intent to appropriate to himself the property of Roller and Garnett, ~~without reference to any claim of right therein,~~ they must find the Defendant not guilty.

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT
5720 S. UNIVERSITY AVE.
CHICAGO, ILL. 60637
TEL. 733-4331
FAX 733-4343

G.N.C

September

1882

Commonwealth

July

L. L. Shadwell

1 Jos. A. Garber

2 W. L. Rogers

3 Wm. C. Hawkins

4 Arthur C. Myers

5 L. W. J. Veff

6 James T. Robson

7 Michael L. Driver

8 J. T. Begon

9 Wm. M. Garber

10 J. W. Dair

11 Jos. G. Liskay

12 W. A. Shovatt



Rockingham County, to-wit:

To all or any one of the Constables of said county.

Whereas John E. Roller of said County has this day made complaint on information on oath before me W. J. Points, a Justice of said county, that Lemuel L. Shadwell on the 6th day of June, 1908, in said county of the value of one hundred and fifty dollars count two roan cows and two calves and one spotted heifer and calf the property of the said John E. Roller and Walter Garnett feloniously did steal take and carry away these are therefore to command you in the name of the Commonwealth of Virginia forthwith to apprehend the said Lemuel L. Shadwell and bring him before me or some other Justice of the said county to answer the said complaint and to be further dealt with according to law.

Given under my hand and seal this 7th day of June, 1908.

W. J. Points J. P. Seal

*Witnesses for Council
Walter Garnett
Emanuel Derrett
Thomas Miller*

Bailed. Recognized to appear before Wm J. Points J. P. or some other Justice who may be there to try the case, on Wednesday June 10 '08 at 10 o'clock A.M. in Harrisonburg, Va in the penalty of \$500.00 with W. B. Blockman as surety. Given under my hand this 8th day of June 1908. W. B. Blockman Bail Court.

Judgment on the 10th day of June, 1908

Defendant L. F. Shadwell found probably guilty upon the testimony on oath of Walter Barnett & others

as charged in the above warrant, and it is adjudged that he be sent to the Circuit Court of Rockingham for further examination and trial

W. J. Powell, Jr.

property of the said John E. Rolfer and Walter Garrett feloniously did steal take and carry away these are there fore to command you in the name of the Commonwealth of Virginia forthwith to apprehend the said Lemuel L. Shadwell and bring him before me or some other Justice of the said county to answer the said complaint and to do further dealt with according to law.

Clerk
Justice
Sheriff
Witnesses
Walter Barnett
Emmanuel Deane
Thomas Miller

Given under my hand and seal this ___ day of _____ 1908

Comm. to of Va
W. J. Warront
Lemuel L. Shadwell

3 witnesses
Sheriff \$ 1.90
Justice 1.00
\$ 2.90

June 8/08 Court. to June 10/08
June 10/08 Party sent in to Circuit Court for further trial.

Final June 11/08
D. W. Warront

Entered June the 8. 1908 by Clerk Emmanuel L. Shadwell and bringing him before me J. Lemuel Justice of the Peace at Rockingham N. C. for W. J. Warront S. R. C. Admitted to bail in quantity of \$500.00 with E. P. Henson + W. H. Richard to appear before the court next day of proceedings at the 1st day of September 18/08 to answer charge of falling out of the window of his house in town of Rockingham to be paid with against him before 10th day of June 1908 and make my hand at the 10th day of June 1908

Rockingham County, to-wit;

To all or any one of the Constables of said County;

For as much as John E. Roller has this day complained on oath before me, W. J. Points, a Justice of the said County, that Lemuel L. Shadwell of the said County did, on the 6th day of June, 1908, declare and threaten that he would take possession of a lot of forty head of cattle on the Cold Spring Farm, the property of the said John E. Roller and Walter Garnet and that he would sell the same and spend the money and has conducted himself in a drunken and disorderly manner on various occasions by reason whereof he, the said complainant is afraid and has good cause to fear that the said Lemuel L. Shadwell will attempt to take possession of said cattle and to sell the same and use the money and ^{that} he will continue to act in a drunken and disorderly way and has required surety ^{of the} peace and of good behavior of the said Lemuel L. Shadwell, I command you in the name of the Commonwealth of Virginia forthwith to apprehend the said Lemuel L. Shadwell and to bring him before me or some other Justice of the said County to answer the said complaint.

Given under my hand and seal this 7th day of June, 1908.

Wm. J. Points (P. Seal)

Recognized to appear before Wm. J. Points or some other justice who may be there to try the case, at 11 o'clock Wednesday morning June 10, 1908, at Harrisonburg Va. in penalty of \$500.00 with W. B. Blakmore as surety. Given under my hand the 8th day of June 1908.

J. W. Beckwith
Bail Court.

June 10/08. Complaint heard, and the Defendant required to recognize himself in the sum of \$250.00 with one surety in the like sum, to keep the peace and be of good behavior for twelve months from this day, and to pay the costs of this Complaint, and he, having found the surety required, is discharged and the Peace Bond herewith returned.

W. J. Poole J.P.

Costs
 Justice - warrant & find. 1.10
 Peace Bond 50 1.50
 Sheriff 80
 \$2.30

June 10/08 The defendant, having proged an appeal from the judgment requiring of him the above named Peace Bond, the appeal is granted and certified to the Circuit Court of Rockingham County -

W. J. Poole J.P.

Comm. of Va.
 W. J. Poole Warrant
 Samuel H. Woodwell

Sheriff 80
 Justice 1.80

June 8/08 Court to give
 10/08
 June 10/08 find. in. Defth.
 & appeal certified

June 11/08
 W. J. Poole
 J.P.

Presented June 8-1908 by Creating Samuel H. Woodwell and bringing him before court of the Peace and bringing him before court of the Peace and bringing him before court of the Peace
 W. J. Poole Deputy J.P.
 W. J. Poole J.P.

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.....*September*.....term, in the year 190*8*,
upon their oaths present that.....

Emuel L. Shadwell

on the.....*10th*.....day of.....*June*....., in the year 190*8*, in the said County,

did.....*two roan cows of the value of \$40⁰⁰ each and two calves of the value of \$10⁰⁰ each*
and one spotted
heifer of the value of \$40⁰⁰ and calf of the value of \$10⁰⁰.....in all of the value of one hundred and
fifty dollars of the goods and chattels of John E.
Roller and Walter Garnett, them and there being
found feloniously did steal, take and
carry away

against the peace and dignity of the Commonwealth of Virginia.

Upon the evidence of.....*John E. Roller John Root*
Walter Garnett E. W. Garnett.....

.....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 State of the Commonwealth of Virginia, in and for the County of Rockingham,
and now sitting in the said Court at its ... term, in the year 190...

James H. Chesnut

Commonwealth

10.3

INDICTMENT for a

James L. Chesnut

A TRUE BILL.

Foreman.

1908
James L. Chesnut
with James

James L. Chesnut
Foreman

J. T. Brown
Foreman