

h. n. c.

b. a. k

Commencement

July } 2 cases

David Lester of Joshua
Lester

~~1 J. Harvey Fultz~~

~~2 Abraham Heathcock~~

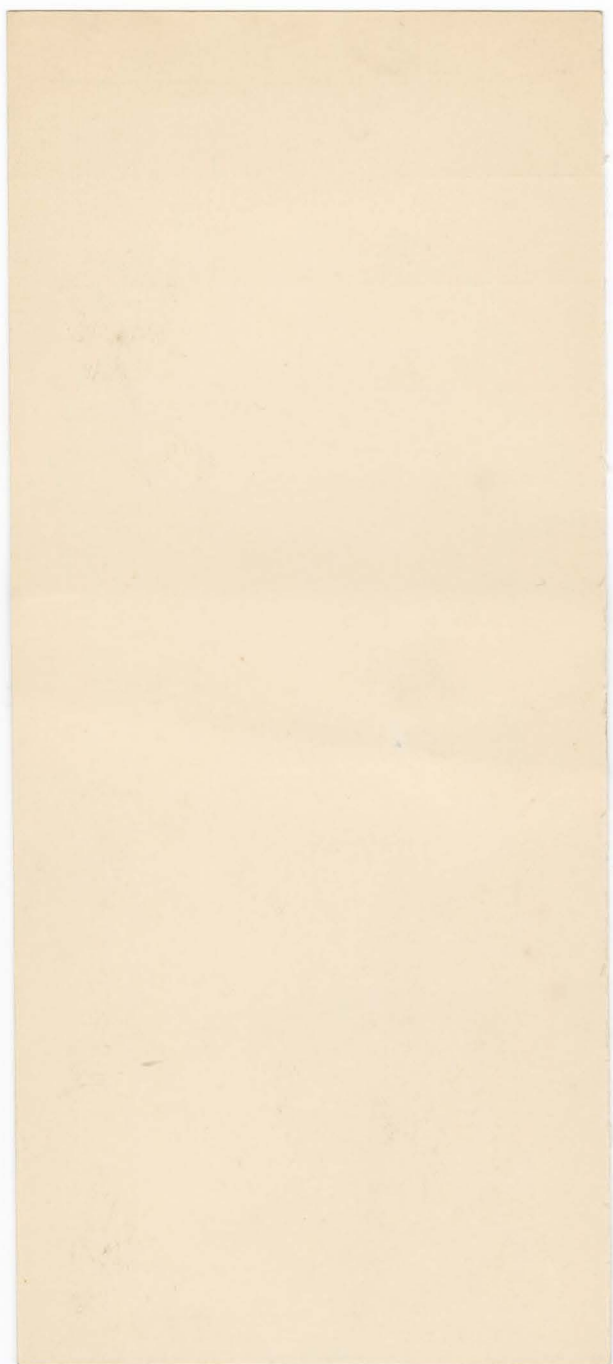
~~3 W. S. Harper~~

4 S. R. Cline

5 Geo. E. Huffman

6 J. A. Ponce

7 Levi S. Rhodes



No. **1956**

Harrisonburg, Va., *Aug 19* 190*9*

Delivered by *Frank Sowers*

To J. P. HOUCK TANNING COMPANY,

3090 Lbs. Chestnut Oak Bark at \$ *900* per Ton, \$ *12.41*

I certify the above is correct.

J. M. Dittrow
Weigh Master.

Gross *4400* Lbs.

Tare *1310* Lbs. (Wagon)

Nett *3090* Lbs.

Received Payment,

No. 1956

Harrisonburg, Va., Aug 19, 1907

Delivered by *Wm. Patton*

To J. P. HOUCK TANNING COMPANY,

3000 Lbs Chestnut Oak Bark at \$ 2.00 per Ton \$ 60.00

Gross 3000 Lbs

Net, no invoice is correct.

Tare 1310 Lbs (Wagon)

Wm. Patton

Net 1690 Lbs

Weigh Master.

Received Payment

No. **1955**

Harrisonburg, Va., *Aug 19* 1909

Delivered by *Jacob Donavin*

To J. P. HOUCK TANNING COMPANY,

4080 Lbs. Chestnut Oak Bark at \$ *9.00* per Ton, \$ *16.39*

I certify the above is correct.

J. M. Dutrow
Weigh Master.

Gross *5490* Lbs.

Tare *1400* Lbs. (Wagon)

Nett *4080* Lbs.

Received Payment,

No. 1955

Harrisonburg, Va., Aug 19 1907

Delivered by *James Harrison*

To J. P. HOUCK TANNING COMPANY,

4080 Lbs Chestnut Oak Bark at \$ 9.00 per Ton, \$ 36.72

Gross ~~4100~~ Lbs.

I certify the above is correct.

Tare 100 Lbs. (Wagon)

J. W. Hutten

Net 4080 Lbs.

Weigh Master.

Received Payment

State of Virginia, County of Rockingham, To-wit:

TO THE SHERIFF OR ANY CONSTABLE OF THE SAID COUNTY.

Whereas Frank C. Stegell of the said county, has this day made complaint and information on oath before me, WM. J. POINTS, a Justice of the Peace of the said county, that

Joshua Custer of the said county, on the 18th day of August, 1909, in said county, did

unlawfully take and carry away the following goods and chattels of the estate of Michael Charles Secney Dec'd viz: Chestnut work box of the value of Twelve Dollars from the premises known as the Secney or Lockman Survey, in Rockingham County Va, then and there being the property of the estate of Charles Secney Dec'd

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 the body of the said Joshua Custer to answer the said complaint and to be further dealt with according to law.

Given under my hand and seal this 19th day of August 1909
Wm. J. Points, J. P., [SEAL.]

Summon the following witnesses:

Executed this 19th day of August, 1909, by arresting the above named
 Joshua Custer and bringing him before
 D.M.J. Poind, J.P.

D.E. Cronshaw, Deputy Sheriff,
 Washington Co Va

Judgment on the 28th day of Sept., 1909.

Defendant Joshua Custer found him guilty upon the testimony on oath of
 Frank Stueck, J.J. Girkle and Wm. S. Myers

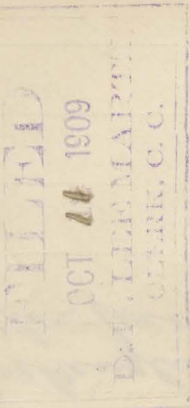
as charged in the above warrant, and
 it is adjudged that he shall pay a fine of \$10⁰⁰ and costs
 amounting to \$2.80

Given under my hand this 28th day of Sept.
 1909. A.B. Beverly, J.P.

County of Washington

W. J. Warrant

Joshua Custer



Aug. 19. 1909

Part of bond of defendant
 and examination of
 Aug. 28 1909 of 1909.
 and Dept. Court in the
 amount of \$5000 in the C. C.
 Mammors fines: 700
 his appearance here then.

Justice	50¢
Prison	50¢
Arrest	80
witnesses, 2	1.00
	<u>\$ 2.80</u>

75

The defendant in the within named hearing
 brought for an appeal, the same is this day
 granted and the said defendant is recognized as
 the same of \$500 with great credit as a matter
 for his appearance before the judge of the circuit
 Court on Nov. 15, 1909.
 W. J. Warrant, Jr.
 Subscribed and sworn to before me
 A.B. Beverly, J.P.

4

The possession of stolen goods is prima facie evidence that the person in possession is the thief and puts upon him the burden of giving a reasonable explanation of how he came by them. When he has made a reasonable explanation of how he came by the property, consistent with his innocence, the burden is then on the Crown to show that such explanation is untrue.

The possession of their power is
shown for its evidence that the power
in possession is the thing and that the
him the burden of proving a possession
affirmative of how he came by them
that he has made a possession of
possession of how he came by them
property, consistent with his possession
the burden is that on the Government
wishes to show that such a possession
is not.

1

The Court instructs the jury that larceny is the wrongful
fraudulent taking of property of some intrinsic value, belonging
to another, without his assent, and with ~~his~~ intention to deprive
the owner thereof permanently.

the owner thereof respectively.

to enforce the same, and the intention to defraud

and to obtain the same, and to obtain the same

the same, and to obtain the same, and to obtain the same

2

The Court instructs the jury that the prisoners are presumed to be innocent until they are proven guilty beyond every reasonable doubt by the Commonwealth, and that the burden of proving the guilt of the accused rests upon the Commonwealth ;and that to warrant a conviction of any offense every fact necessary to establish his guilt must be proven beyond every reasonable doubt by the Commonwealth.***

5

The Court instructs the jury that the prisoners are presumed to be innocent until they are proven guilty beyond every reasonable doubt by the Commonwealth, and that the burden of proving the guilt of the accused rests upon the Commonwealth; and that to warrant a conviction of any offense every fact necessary to establish his guilt must be proven beyond every reasonable doubt by the Commonwealth.

3

The court further instructs the jury that unless they believe
from the evidence beyond a reasonable doubt that the defendants
stole the bark or
knew at the time they hauled the bark that it was stolen bark they
^r must acquit them.

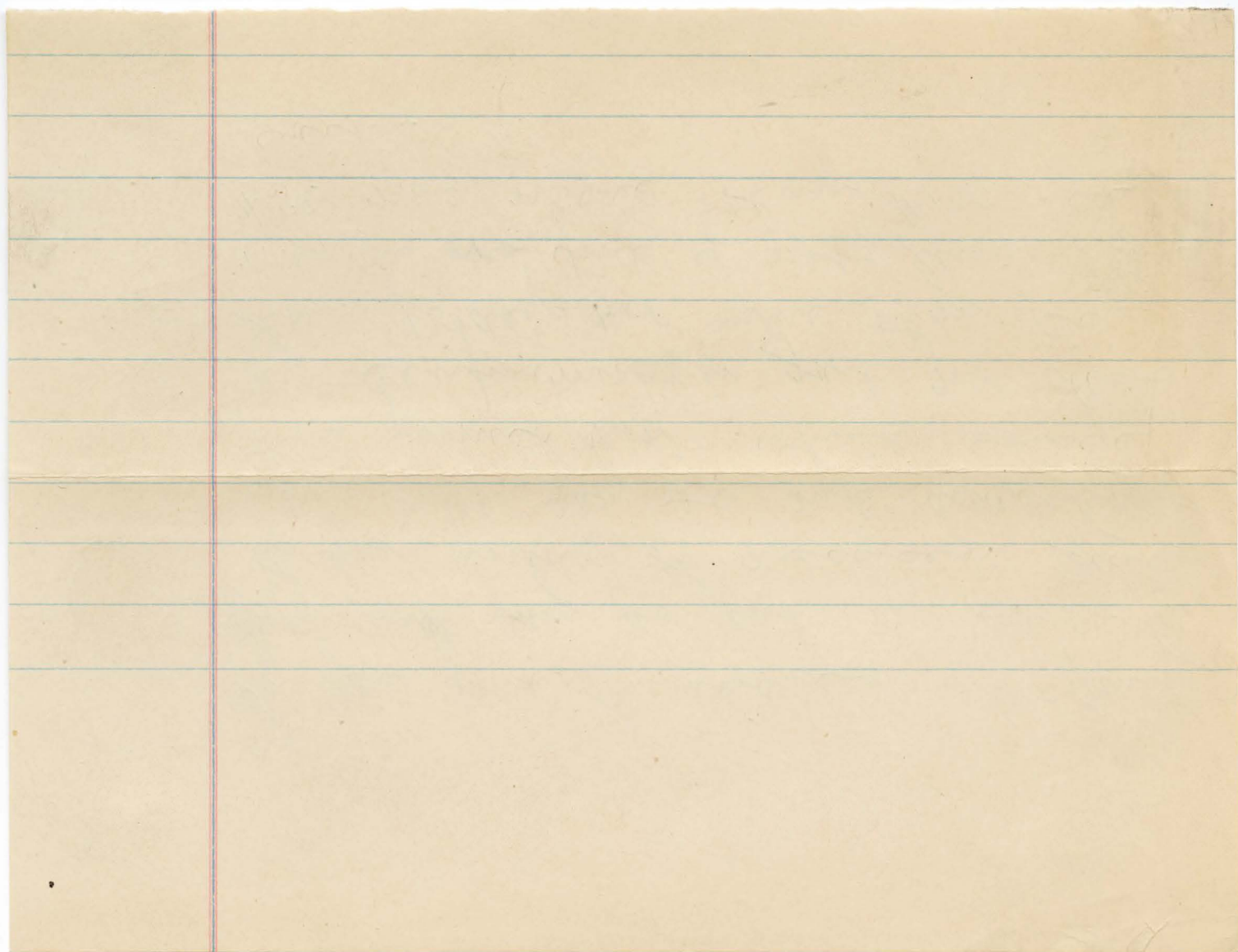
M

The court further instructed the jury that unless they believed
from the evidence beyond a reasonable doubt that the defendants
knew at the time they pulled the park that it was stolen park they
must acquit them.

5

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

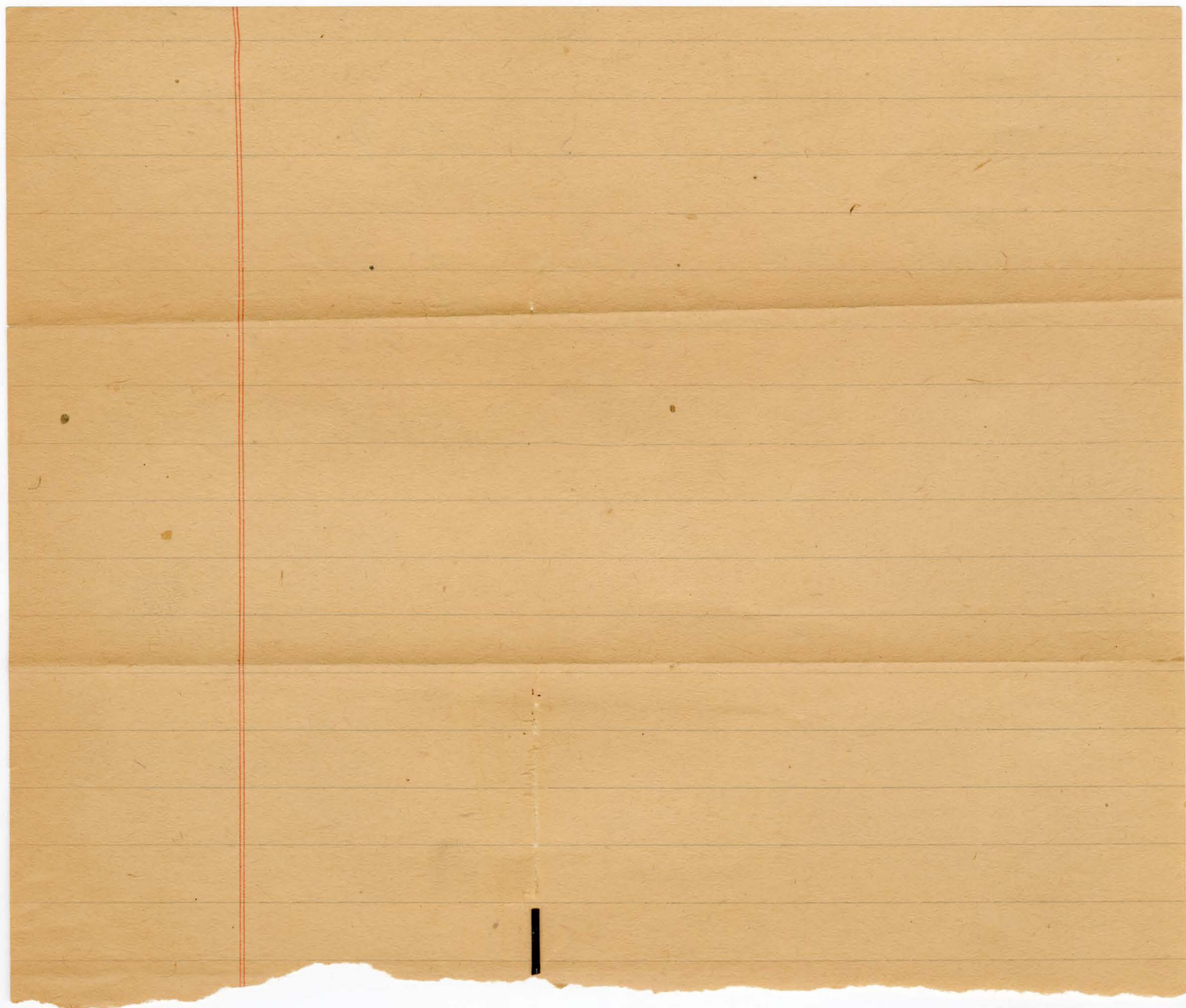
If you find the accused guilty-
you will say so and ascertain
his punishment - which shall
be confinement - in jail not less
than 15 days nor more than six
months ~~or~~ fine of not less than
\$5.00 nor more than \$100. or
both.



Dec 1 1909

We the jury find
the defendants, not guilty

Abram Heatwole fore man



State of Virginia, County of Rockingham, To-wit:

TO THE SHERIFF OR ANY CONSTABLE OF THE SAID COUNTY.

Whereas *Frank C. Seibert* of the said county, has this day made complaint and information on oath before me, WM. J. POINTS, a Justice of the Peace of the said county, that

Samuel Custer of the said county, on the *18th* day of *August*, 190*9*, in said county, did

unlawfully take, steal and carry away the following goods and chattels of the estate of Charles Lemming, Dec'd, viz. Chestnut oak bark of the value of Fifteen Dollars from the premises known as the Lemming or Waterman Survey in Rockingham County, Vir., then and there being the property of the estate of Charles Lemming, Dec'd

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 the body of the said *Samuel Custer* to answer the said complaint and to be further dealt with according to law.

Given under my hand and seal this *19th* day of *August* 190*9*
Wm. J. Points J. P., [SEAL.]

Summon the following witnesses:

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.....

Executed this 19th day of August, 1909, by arresting the above named
Sam'l. Custer
 and bringing *him* before
Wm. J. Paints, J.P.

D.E. Craushorn, Deputy Sheriff
Roasting House, County, Va.

Judgment on the 28th day of Sept., 1909.
 Defendant *Samuel Custer* found *him* guilty upon the testimony on oath of

Frank Steigle, J.J. Girkle and Wm. H. Jagers
 as charged in the above warrant, and

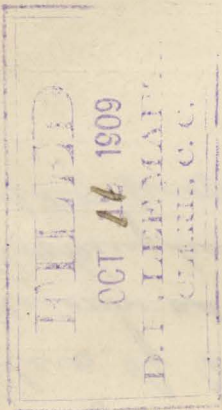
it is adjudged that *he* shall pay a fine of \$50 and costs
 amounting to \$2.80

Given under my hand this 28th day of
 Sept., 1909.
D. Blevins, J.P.

Comm. of Originals

no. 3 warrant

Samuel Custer



Aug. 19 - 1909

*Copy brought to court
 and examination and
 to, Saturday, Aug 28,
 1909 at 10 A.M. and
 Deft. failed to appear
 of 5000 with \$2000
 Custer as surety for his
 appearance hereafter -
 W. J. P. m. d.*

<i>Costs:</i>	
<i>Justice</i>	<i>1.00</i>
<i>Arrest</i>	<i>.80</i>
<i>witnesses (2)</i>	<i>1.00</i>
	<i>2.80</i>

JD

*The Defendant in the within named hearing brought
 for an appeal, the same is this day granted and the
 said defendant is recognized in the sum of \$500 with
 fast Custer as surety for his appearance before the
 judge of the Circuit Court on the 15, 1909.
 D. Blevins, J.P.
 W. J. P. m. d. not guilty
 Abram Heatwole*